EIGHTY-FIFTH DAY

St. Paul, Minnesota, Thursday, March 13, 1986

The Senate met at 10:30 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Marjorie Aurelius.

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

Adkins	Diessner	Knutson	Novak	Schmitz
Anderson	Dieterich	Kroening	Olson	Sieloff
Belanger	Frank	Kronebusch	Pehler	Solon
Benson	Frederick	Laidig	Peterson, C.C.	Spear
Berg	Frederickson	Langseth	Peterson, D.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Taylor
Bertram	Hughes	Luther	Petty	Vega
Brataas	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kamrath	Moe, R.D.	Renneke	
Dicklich	Knaak	Nelson	Samuelson	

The President declared a quorum present.

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Langseth moved that the following members be excused for a Conference Committee on H.F. No. 1599 at 11:00 a.m.:

Messrs. Langseth, Davis, Berg, Stumpf and DeCramer. The motion prevailed.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Johnson, D.J. moved that the following members be excused for a Conference Committee on H.F. No. 1815 at 10:30 a.m.:

Messrs. Johnson, D.J.; Novak; Ms. Berglin, Messrs. Merriam and Peterson, C.C. The motion prevailed.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Willet moved that the following members be excused for a Conference Committee on H.F. No. 2009 at 11:00 a.m.:

Messrs. Willet, Kroening, Luther, Samuelson and Nelson. The motion prevailed.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 1319 and 1886.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1986

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. 31: A bill for an act relating to motorboat safety; requiring liability insurance on watercraft; strengthening prohibitions and penalties regarding operation of motorboat while under the influence of alcohol or a controlled substance; providing a penalty; amending Minnesota Statutes 1984, sections 361.02, subdivision 9; 361.03, by adding subdivisions; and 361.12; proposing coding for new law in Minnesota Statutes, chapter 361.

Senate File No. 31 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1986

Mr. Diessner moved that S.F. No. 31 be laid on the table. The motion prevailed.

Mr. President:

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

S.F. No. 125: A bill for an act relating to labor; changing the definition of plumber's apprentice for the purpose of employment licensing; requiring the registration of plumber's apprentices; amending Minnesota Statutes 1984, section 326.01, subdivision 9; proposing coding for new law in Minnesota Statutes, chapter 326.

Senate File No. 125 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1986

CONCURRENCE AND REPASSAGE

Mrs. Lantry moved that the Senate concur in the amendments by the House to S.F. No. 125 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 125 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 49 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Novak	Samuelson
Anderson	Dieterich	Kroening	Olson	Schmitz
Belanger	Frank	Kronebusch	Pehler	Solon
Benson	Frederickson	Laidig	Peterson, C.C.	Spear
Berglin	Freeman	Lantry	Peterson, D.C.	Storm
Bernhagen	Hughes	Luther	Peterson, R.W.	Stumpf
Bertram	Isackson	McQuaid	Petty	Taylor
Dahl	Johnson, D.E.	Mehrkens	Pogemiller	Waldorf
DeCramer	Jude	Merriam	Ramstad	Wegscheid
Dicklich	Kamrath	Nelson	Renneke	

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. 363: A bill for an act relating to state government; proposing an amendment to the Minnesota Constitution, article IV, section 23; article V, sections 1, 3, and 4; article VII, section 8; article VIII, section 2; article XI, sections 6, 7, 8, and 10; and article XIII, section 11; combining the offices of state treasurer, state auditor, and secretary of state into the office of state comptroller; providing that the first comptroller would be elected in 1990; transferring the powers, responsibilities, and duties of the state auditor, the secretary of state, and the state treasurer to the state comptroller.

Senate File No. 363 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1986

Mr. Luther moved that S.F. No. 363 be laid on the table. The motion prevailed.

Mr. President:

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

S.F. No. 1680: A bill for an act relating to Anoka county; providing that Anoka county park ordinances supersede local ordinances.

Senate File No. 1680 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1986

CONCURRENCE AND REPASSAGE

Mr. Merriam moved that the Senate concur in the amendments by the House to S.F. No. 1680 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1680: A bill for an act relating to Anoka county; providing that Anoka county park ordinances supersede local ordinances; designating Anoka county as an operating agency in the administration and expenditure of an appropriation for the Mississippi Regional Park.

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

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

The roll was called, and there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kroening	Olson	Samuelson
Anderson	Frank	Kronebusch	Pehler	Schmitz
Belanger	Frederickson	Laidig	Peterson, C.C.	Sieloff
Benson	Freeman	Lantry	Peterson, D.C.	Solon
Berglin	Gustafson	Lessard	Peterson, R.W.	Spear
Bernhagen	Hughes	Luther	Petty	Storm
Brataas	Isackson	McQuaid	Pogemiller	Stumpf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Taylor
Dahl	Jude	Merriam	Ramstad	Waldorf
DeCramer	Kamrath	Nelson	Reichgott	Wegscheid
Dicklich	Knaak	Novak	Renneke	Willet

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to the House File No. 418:

H.F. No. 418: A bill for an act relating to local government; excluding firefighter and peace officer job classes from certain aspects of pay equity requirements; amending Minnesota Statutes 1984, section 179A.16, by adding a subdivision; 471.992; 471.993, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 471; repealing Minnesota Statutes 1984, section 471.9965.

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

Dempsey, Ozment and Jennings, L. have been appointed as such committee on the part of the House.

House File No. 418 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 12, 1986

Mr. Merriam moved that the Senate accede to the request of the House for

a Conference Committee on H.F. No. 418, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 1793, 2169 and 2331.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 12, 1986

FIRST READING OF HOUSE BILLS

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

H.F. No. 1793: A bill for an act relating to game and fish; authorizing stocking of fish in certain streams where public access is granted; amending Minnesota Statutes 1984, section 97.485.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1659, now on General Orders.

H.F. No. 2169: A bill for an act relating to public lands; providing for a procedure to sell state leased lands; providing for maximum lease rates; providing for an endowment fund and the disposition of proceeds of the land acquisition account; permitting Winona county to convey certain real estate to a county agricultural society; proposing coding for new law in Minnesota Statutes, chapter 92.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2023, now on General Orders.

H.F. No. 2331: A bill for an act relating to taxation; providing for the taxation of lawful gambling; providing for identification cards for employees of distributors of gambling equipment; providing for the registration of manufacturers of gambling equipment; providing for maximum prizes for pull-tabs; allowing local investigation fees; making unlicensed wholesaling of gambling equipment a felony; regulating off-track betting; exempting certain lawful gambling from licensing and taxation; providing for notification to town boards of license applications; providing a penalty; amending Minnesota Statutes 1984, sections 240.25, subdivision 2; 240.26, subdivisions 1 and 2; 349.12, by adding a subdivision; 349.161, by adding subdivisions; 349.19, subdivision 5; 349.211, by adding a subdivision; 349.212, by adding a subdivision; 349.213, subdivision 2; 349.214, subdivision 2, and by adding a subdivision; 349.22; 349.31, subdivision 1; and 609.761; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2026, now on General Orders.

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now

adopted. The motion prevailed.

Mr. Willet from the Committee on Finance, to which was re-referred

S.F. No. 1732: A bill for an act relating to marriage dissolution; providing a presumption for joint legal custody; providing for custody mediation; regulating support determinations; amending Minnesota Statutes 1984, sections 518.17, subdivisions 2, 4 and 5, and by adding a subdivision; 518.551, subdivision 5; 518.57; 518.611, by adding a subdivision; Minnesota Statutes 1985 Supplement, section 518.64, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 518.

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

Page 3, delete lines 3 and 4

Page 4, line 13, delete the new language and reinstate the stricken language

Page 5, line 17, reinstate "basic living"

Page 5, lines 30 to 32, delete the new language

Page 6, line 5, reinstate the stricken language.

Page 6, line 6, reinstate everything before and after the stricken "obligee" and after the stricken "obligee" insert "*parent*"

Page 6, line 7, reinstate the stricken language and delete the new language

Page 6, line 8, delete the new language

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

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

H.F. No. 2195 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2195	1998				

and that the above Senate File be indefinitely postponed.

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

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

H.F. No. 2405 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.
2405	1985				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2405 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2405 and insert the language after the enacting clause of S.F. No. 1985, the first engrossment; further, delete the title of H.F. No. 2405 and insert the title of S.F. No. 1985, the first engrossment.

And when so amended H.F. No. 2405 will be identical to S.F. No. 1985, and further recommends that H.F. No. 2405 be given its second reading and substituted for S.F. No. 1985, 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. 1803 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.
1803	1690				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1803 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1803 and insert the language after the enacting clause of S.F. No. 1690, the first engrossment; further, delete the title of H.F. No. 1803 and insert the title of S.F. No. 1690, the first engrossment.

And when so amended H.F. No. 1803 will be identical to S.F. No. 1690, and further recommends that H.F. No. 1803 be given its second reading and substituted for S.F. No. 1690, 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. 1919 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.
1919	1771				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1919 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1919 and insert the language after the enacting clause of S.F. No. 1771, the second engrossment; further, delete the title of H.F. No. 1919 and insert the title of S.F. No. 1771, the second engrossment.

And when so amended H.F. No. 1919 will be identical to S.F. No. 1771, and further recommends that H.F. No. 1919 be given its second reading and substituted for S.F. No. 1771, 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. 1958 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.
1958	1953				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1958 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1958 and insert the language after the enacting clause of S.F. No. 1953, the first engrossment; further, delete the title of H.F. No. 1958 and insert the title of S.F. No. 1953, the first engrossment.

And when so amended H.F. No. 1958 will be identical to S.F. No. 1953, and further recommends that H.F. No. 1958 be given its second reading and substituted for S.F. No. 1953, 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. 1875 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.
1875	1710				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1875 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1875 and insert the language after the enacting clause of S.F. No. 1710, the first engrossment; further, delete the title of H.F. No. 1875 and insert the title of S.F. No. 1710, the first engrossment.

And when so amended H.F. No. 1875 will be identical to S.F. No. 1710, and further recommends that H.F. No. 1875 be given its second reading and substituted for S.F. No. 1710, 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 SENATE BILLS

S.F. No. 1732 was read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 2195, 2405, 1803, 1919, 1958 and 1875 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Merriam moved that H.F. No. 2010 be taken from the table, given a second reading and placed on General Orders. The motion prevailed.

H.F. No. 2010: A bill for an act relating to the state high school league; providing for the appointment of certain board members; providing penalties for recruiting students; providing for student athletics and activity eligibility after certain transfers; providing standards for student participation in nonscholastic activities; providing administrative appeals from various decisions; amending Minnesota Statutes 1984, section 129.121, subdivision 1, and by adding subdivisions.

H.F. No. 2010 was read the second time.

SPECIAL ORDER

H.F. No. 2351: A bill for an act relating to state real estate; permitting the sale of the old Shakopee correctional facility to the local government units.

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 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knutson	Olson	Renneke
Anderson	Dieterich	Kroening	Pehler	Samuelson
Belanger	Frank	Kronebusch	Peterson, C.C.	Schmitz
Benson	Freeman	Laidig	Peterson, D.C.	Sieloff
Berglin	Gustafson	Lantry	Peterson, D.L.	Spear
Bernhagen	Hughes	Luther	Peterson, R.W.	Storm
Bertram	Isackson	McQuaid	Petty	Taylor
Brataas	Johnson, D.E.	Mehrkens	Pogemiller	Waldorf
Chmielewski	Jude	Merriam	Purfeerst	Wegscheid
Dahl	Kamrath	Moe, R.D.	Ramstad	
DeCramer	Knaak	Nelson	Reichgott	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1065: A bill for an act relating to recreational vehicles; regulating all-terrain vehicles; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 84.92; 84.922, subdivisions 1, 3, 5, 6, 7, 8, and by adding subdivisions; 84.925; 84.927; 84.928; 85.018, subdivisions 1, 2, 3, 4, and 5; 100.273, subdivision 9; and 296.16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 84.

Mr. Johnson, D.E. moved to amend S.F. No. 1065 as follows:

Page 11, after line 19, insert:

"Sec. 22. Minnesota Statutes 1984, section 168.012, subdivison 3a, is amended to read:

Subd. 3a. [~~MOTORIZED GOLF CARTS~~ *SPECIAL HANDICAPPED PERMITS.*] Motorized golf carts *and four-wheel all-terrain vehicles* operated under permit and on roadways designated pursuant to section 169.045 are exempt from the provisions of this chapter.

Sec. 23. Minnesota Statutes 1984, section 169.045, is amended to read:

169.045 [~~MOTORIZED GOLF CARTS; OPERATION; REGULATION~~ *SPECIAL VEHICLE USE ON ROADWAY BY HANDICAPPED.*]

Subdivision 1. [DESIGNATION OF ROADWAYS, PERMIT.] The governing body of any home rule charter or statutory city or town may by ordinance authorize the operation of motorized golf carts, *or four-wheel all-terrain vehicles,* on designated roadways or portions thereof under its jurisdiction. Authorization to operate a motorized golf cart *or four-wheel all-terrain vehicle* is by permit only. Permits are restricted to physically handicapped persons defined in section 169.345, subdivision 2. *For purposes of this section, a four-wheel all-terrain vehicle is a motorized flotation-tired vehicle with four low-pressure tires that is limited in engine displacement of less than 800 cubic centimeters and total dry weight less than 600 pounds.*

Subd. 2. [ORDINANCE.] The ordinance shall designate the roadways, prescribe the form of the application for the permit, require evidence of insurance complying with the provisions of section 65B.48, subdivision 5 and may prescribe conditions, not inconsistent with the provisions of this section, under which a permit may be granted. Permits may be granted for a period of not to exceed one year, and may be annually renewed. A permit

may be revoked at any time if there is evidence that the permittee cannot safely operate the motorized golf cart *or four-wheel all-terrain vehicle* on the designated roadways. The ordinance may require, as a condition to obtaining a permit, that the applicant submit a certificate signed by a physician that the applicant is able to safely operate a motorized golf cart *or four-wheel all-terrain vehicle* on the roadways designated.

Subd. 3. [TIMES OF OPERATION.] Motorized golf carts *and four-wheel all-terrain vehicles* may only be operated on designated roadways from sunrise to sunset. They shall not be operated in inclement weather or when visibility is impaired by weather, smoke, fog or other conditions, or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet.

Subd. 4. [SLOW MOVING VEHICLE EMBLEM.] Motorized golf carts shall display the slow moving vehicle emblem provided for in section 169.522, when operated on designated roadways.

Subd. 5. [CROSSING INTERSECTING HIGHWAYS.] The operator, *under permit,* of a motorized golf cart *or four-wheel all-terrain vehicle* may cross any street or highway intersecting a designated roadway.

Subd. 6. [APPLICATION OF TRAFFIC LAWS.] Every person operating a motorized golf cart *or four-wheel all-terrain vehicle* under permit on designated roadways has all the rights and duties applicable to the driver of any other vehicle under the provisions of this chapter, except when those provisions cannot reasonably be applied to motorized golf carts *or four-wheel all-terrain vehicles* and except as otherwise specifically provided in subdivision 7.

Subd. 7. [NONAPPLICATION OF CERTAIN LAWS.] The provisions of chapter 171, are not applicable to persons operating motorized golf carts *or four-wheel all-terrain vehicles* under permit on designated roadways pursuant to this section. Except for the requirements of section 169.70, the provisions of this chapter relating to equipment on vehicles is not applicable to motorized golf carts *or four-wheel all-terrain vehicles* operating, *under permit,* on designated roadways."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Bernhagen moved to amend S.F. No. 1065 as follows:

Page 8, line 2, strike "Except"

Page 8, lines 3 and 4, strike the old language and delete the new language

Page 8, line 5, strike "a highway" and before the period, insert "*(a) A person shall not operate an all-terrain vehicle upon the roadway, shoulder, or inside bank or slope of a trunk, county state-aid, or county highway in this state and, in the case of a divided trunk or county highway, on the right-of-way between the opposing lanes of traffic, except as provided in sections 84.92 to 84.929. A person shall not operate an all-terrain vehicle within the right-of-way of a trunk, county state-aid, or county highway between the hours of one-half hour after sunset to one-half hour before sunrise. How-*

ever, a person may operate an all-terrain vehicle during these hours on the right-hand side of the right-of-way and in the same direction as the highway traffic on the nearest lane of the adjacent roadway, but only if the vehicle is equipped with at least one headlight and one taillight each of minimum candlepower as prescribed by rules of the commissioner of public safety, with reflector material of a minimum area of 16 square inches mounted on each side forward of the handlebars. A person shall not operate an all-terrain vehicle at any time within the right-of-way of an interstate highway or freeway within this state. A person shall not operate an all-terrain vehicle upon a public street or highway unless it is equipped with brakes conforming to standards prescribed by rule of the commissioner of public safety."

Page 8, line 6, before "*An*" insert "*(b)*"

Page 8, after line 21, insert:

"*(c) An all-terrain vehicle may be operated upon a bridge, other than a bridge that is part of the main traveled lanes of an interstate highway, when required for the purpose of avoiding obstructions to travel when no other method of avoidance is possible; provided the all-terrain vehicle is operated in the extreme right-hand lane, the entrance to the roadway is made within 100 feet of the bridge, and the crossing is made without undue delay.*

(d) An all-terrain vehicle may be operated upon a public street or highway other than as provided by paragraph (b) in an emergency during the period of time when and at locations where the condition of the roadway renders travel by automobile impractical.

(e) Chapter 169 applies to the operation of all-terrain vehicles upon streets and highways, except for those provisions relating to required equipment and except those provisions which by their nature have no application.

(f) A sled, trailer, or other device being towed by an all-terrain vehicle must be equipped with reflective materials as required by rule of the commissioner.

Subd. 1a. [RESTRICTED AREAS.] *The commissioner of transportation, by rule, or a local road authority, by resolution, may restrict the use of all-terrain vehicles within the right-of-way of streets and highways under its jurisdiction. The restrictions may be imposed only when necessary to:*

(1) reduce the impact of all-terrain vehicles on critical nesting habitat;

(2) protect public safety; or

(3) protect adjoining landowners from nuisance."

Page 8, line 27, before the period, insert ", *if so equipped*"

Page 9, delete lines 5 to 23 and insert:

"*Subd. 5.* [ORGANIZED CONTESTS, USE OF HIGHWAYS AND PUBLIC LANDS AND WATERS.] *Nothing in this section or chapter 169 prohibits the use of all-terrain vehicles within the right of way of a state trunk or county state-aid highway or upon public lands or waters under the jurisdiction of the commissioner of natural resources, in an organized contest, subject to the consent of the official or board having jurisdiction over the*

highway or public lands or waters. The official or board having jurisdiction may prescribe restrictions or conditions as they may deem advisable.

Subd. 6. [REGULATIONS BY POLITICAL SUBDIVISIONS.] *Despite any provision in this section to the contrary, a county board, by resolution, may permit the operation of all-terrain vehicles upon the roadway, shoulder, or inside bank or slope of a county highway or county state-aid highway if the use of the outside bank is restricted or if safe operation in the ditch or outside bank or slope of the highway is impossible, in which case the county board shall provide appropriate notice.*

A county, or a home rule charter or statutory city, or a town acting by its town board, may regulate the operation of all-terrain vehicles on public lands, waters, and property under its jurisdiction and on streets and highways within its boundaries, by resolution or ordinance of the governing body and by giving appropriate notice, provided the regulations are consistent with sections 84.92 to 84.929 and rules adopted under section 10. However, the local governmental unit may not adopt an ordinance which (1) imposes a fee for the use of public land or water under the jurisdiction of either the department of natural resources or other agency of the state, or for the use of an access to it owned by the state or a county or city, or (2) requires an all-terrain vehicle operator to possess a motor vehicle driver's license while operating an all-terrain vehicle."

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 34 and nays 11, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	McQuaid	Purfeerst
Anderson	Dieterich	Knutson	Mehrkens	Ramstad
Belanger	Frederick	Kronebusch	Olson	Reichgott
Benson	Frederickson	Laidig	Pehler	Renneke
Bernhagen	Gustafson	Lantry	Peterson, D.L.	Schmitz
Bertram	Isackson	Lessard	Peterson, R.W.	Storm
Chmielewski	Johnson, D.E.	Luther	Petty	

Those who voted in the negative were:

Dahl	Merriam	Moe, R.D.	Peterson, D.C.	Waldorf
Frank	Moe, D.M.	Nelson	Sieloff	Wegscheid
Knaak				

The motion prevailed. So the amendment was adopted.

S.F. No. 1065 was then progressed.

SPECIAL ORDER

S.F. No. 2135: A bill for an act relating to child abuse; providing immunity from liability for disclosure; amending Minnesota Statutes 1985 Supplement, section 626.556, subdivision 4.

Ms. Reichgott moved to amend S.F. No. 2135 as follows:

Page 1, after line 6, insert:

"Section 1. [148.975] [DUTY TO WARN; LIMITATION ON LIABIL-

ITY; VIOLENT BEHAVIOR OF PATIENT.]

Subdivision 1. [DEFINITIONS.] *(a) The definitions in this subdivision apply to sections 1 and 2.*

(b) "Other person" means an immediate family member or someone who personally knows the patient and has reason to believe the patient is capable of and will carry out the serious, specific threat of harm to a specific, clearly identified victim.

(c) "Practitioner" means a psychologist, school psychologist, nurse, chemical dependency counselor, or social worker who is licensed by the state or who performs psychotherapy within a program or facility licensed by the state or established pursuant to rules adopted under section 245.69, subdivision 2.

(d) "Psychotherapy" means the professional treatment, assessment, or counseling of a mental or emotional illness, symptom, or condition.

(e) "Reasonable efforts" means communicating the serious, specific threat to the potential victim and if unable to make contact with the potential victim, communicating the serious, specific threat to the law enforcement agency closest to the potential victim or the patient.

Subd. 2. [LIABILITY STANDARD.] *No monetary liability and no cause of action may arise against a practitioner for failure to predict, warn of, or take reasonable precautions to provide protection from, a patient's violent behavior, unless the patient or other person has communicated to the practitioner a specific, serious threat of physical violence against a specific, clearly identified or identifiable potential victim.*

Subd. 3. [DUTY TO WARN.] *The duty to predict, warn of, or take reasonable precautions to provide protection from, violent behavior arises only under the limited circumstances specified in subdivision 2. The duty is discharged by the practitioner if reasonable efforts are made to communicate the threat to the potential victim.*

Subd. 4. [DISCLOSURE OF CONFIDENCES.] *No monetary liability and no cause of action, or disciplinary action by the state board of psychology or board of nursing may arise against a practitioner for disclosing confidences to third parties in a good faith effort to discharge a duty arising under this section.*

Subd. 5. [CONTINUITY OF CARE.] *Nothing in subdivision 3 shall be construed to authorize a practitioner to terminate treatment of a patient as a direct result of a patient's violent behavior or threat of physical violence unless the patient is referred to another practitioner or appropriate health care facility.*

Subd. 6. [EXCEPTION.] *This section does not apply to a threat to commit suicide or other threats by a patient to harm the patient, or to a threat by a patient who is adjudicated mentally ill and dangerous under chapter 253B.*

Sec. 2. [148.976] [OPTIONAL DISCLOSURE; LIMITATION ON LIABILITY.]

Subdivision 1. [OPTIONAL DISCLOSURE.] *Nothing in section 1 shall be construed to prohibit a practitioner from disclosing confidences to third*

parties in a good-faith effort to warn against or take precautions against a patient's violent behavior for which a duty to warn does not arise under section 1.

Subd. 2. [LIMITATION ON LIABILITY.] *No monetary liability and no cause of action, or disciplinary action by the state board of psychology or board of nursing may arise against a practitioner for disclosure of confidences to third parties, for failure to disclose confidences to third parties, or for erroneous disclosure of confidences to third parties in a good-faith effort to warn against or take precautions against a patient's violent behavior for which a duty to warn does not arise under section 1.*"

Page 2, line 8, delete "*This act*" and insert "*Section 3*" and after the period, insert "*Sections 1 and 2 are effective August 1, 1986, and apply to causes of action arising on or after that date.*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete "child abuse" and insert "liability; limiting the civil liability of practitioners for the violent acts of patients"

Page 1, line 4, before the period, insert "; proposing coding for new law in Minnesota Statutes, chapter 148"

The motion prevailed. So the amendment was adopted.

S.F. No. 2135 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 40 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Laidig	Pehler	Renneke
Belanger	Freeman	Lantry	Peterson, D.C.	Schmitz
Bertram	Johnson, D.E.	Lessard	Peterson, D.L.	Sieloff
Dahl	Jude	Luther	Petty	Spear
Dicklich	Kamrath	McQuaid	Pogemiller	Storm
Diessner	Knaak	Mehrkens	Purfeerst	Taylor
Frank	Knutson	Moe, R.D.	Ramstad	Waldorf
Frederick	Kronebusch	Olson	Reichgott	Wegscheid

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

Ms. Reichgott moved that S.F. No. 1960, No. 83 on Special Orders, be stricken and laid on the table. The motion prevailed.

SPECIAL ORDER

S.F. No. 2262: A bill for an act relating to Winona county; permitting the county to convey certain real estate to a county agricultural society.

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 40 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frederick	Knutson	Moe, R.D.	Reichgott
Anderson	Frederickson	Kronebusch	Olson	Renneke
Belanger	Freeman	Laidig	Pehler	Schmitz
Bertram	Gustafson	Lantry	Peterson, D.C.	Sieloff
Dahl	Johnson, D.E.	Lessard	Peterson, D.L.	Spear
Dicklich	Jude	Luther	Petty	Storm
Diessner	Kamrath	McQuaid	Purfeerst	Waldorf
Frank	Knaak	Mehrkens	Ramstad	Wegscheid

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1966: A bill for an act relating to the city of St. Cloud; authorizing the city to impose certain taxes to construct, operate, and promote a convention center facility.

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 1, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Olson	Schmitz
Anderson	Dieterich	Knutson	Pehler	Spear
Belanger	Frank	Kronebusch	Peterson, D.L.	Storm
Bernhagen	Frederick	Laidig	Petty	Taylor
Bertram	Frederickson	Lantry	Pogemiller	Waldorf
Brataas	Freeman	Luther	Purfeerst	Wegscheid
Chmielewski	Gustafson	McQuaid	Ramstad	
Dahl	Johnson, D.E.	Mehrkens	Renneke	
Dicklich	Jude	Moe, R.D.	Samuelson	

Mr. Kamrath voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1702: A bill for an act relating to local government; granting the city of Brainerd the authority to establish a port authority; authorizing the port authority to exercise the power of a municipal housing and redevelopment authority; authorizing the city to impose restrictions and limitations upon the powers and procedures of the port authority; permitting the city to choose the name of the port authority; providing for removal of port authority commissioners; requiring local approval.

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 44 and nays 4, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knutson	Nelson	Samuelson
Anderson	Frederick	Kronebusch	Olson	Schmitz
Belanger	Frederickson	Laidig	Pehler	Sieloff
Bernhagen	Freeman	Lantry	Peterson, D.C.	Spear
Bertram	Gustafson	Lessard	Peterson, D.L.	Storm
Chmielewski	Isackson	Luther	Petty	Taylor
Dahl	Johnson, D.E.	McQuaid	Purfeerst	Waldorf
Dicklich	Jude	Mehrkens	Ramstad	Wegscheid
Diessner	Kamrath	Moe, R.D.	Renneke	

Messrs. Knaak; Merriam; Moe, D.M. and Pogemiller voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

The question recurred on S.F. No. 1065.

S.F. No. 1065: A bill for an act relating to recreational vehicles; regulating all-terrain vehicles; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 84.92; 84.922, subdivisions 1, 3, 5, 6, 7, 8, and by adding subdivisions; 84.925; 84.927; 84.928; 85.018, subdivisions 1, 2, 3, 4, and 5; 100.273, subdivision 9; and 296.16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 84.

Ms. Peterson, D.C. moved to amend S.F. No. 1065 as follows:

Page 12, after line 13, insert:

"Sec. 23. [TRUNK HIGHWAY SYSTEM; NEW ROUTE SUBSTITUTED FOR EXISTING ROUTE.]

Subdivision 1. [ADDITIONAL ROUTE.] *There is added to the trunk highway system a new route in Minnesota Statutes, section 161.115, described as follows:*

Route No. 240. Beginning at a point on Route No. 69, at or near Annandale; thence extending in a general northerly direction to a point on Route No. 3.

Subd. 2. [SUBSTITUTION.] *The route established in subdivision 1 is substituted for route numbered 240 as contained and described in Minnesota Statutes 1984, section 161.115. Route numbered 240 as contained and described in that section is discontinued and removed from the trunk highway system.*

Subd. 3. [DIRECTIONS TO REVISOR.] *The revisor of statutes, in compiling the next and subsequent editions of Minnesota Statutes, shall substitute the route established in subdivision 1 for the route discontinued and removed from the trunk highway system in subdivision 2.*

Sec. 24. [TRUNK HIGHWAY SYSTEM; NEW ROUTE SUBSTITUTED FOR EXISTING ROUTE.]

Subdivision 1. [ADDITIONAL ROUTE.] *There is added to the trunk highway system a new route in Minnesota Statutes, section 161.115, described as follows:*

Route No. 241. Beginning at a point in or adjacent to St. Michael; then extending in a general easterly direction to a point on Route No. 392.

Subd. 2. [SUBSTITUTION.] *The route established in subdivision 1 is substituted for route numbered 241 as contained and described in Minnesota Statutes 1984, section 161.115. Route numbered 241 as contained and described in that section is discontinued and removed from the trunk highway system.*

Subd. 3. [DIRECTIONS TO REVISOR.] *The revisor of statutes, in com-*

piling the next and subsequent editions of Minnesota Statutes, shall substitute the route established in subdivision 1 for the route discontinued and removed from the trunk highway system in subdivision 2.

Sec. 25. [TRUNK HIGHWAY SYSTEM; NEW ROUTE SUBSTITUTED FOR EXISTING ROUTE.]

Subdivision 1. [ADDITIONAL ROUTE.] *There is added to the trunk highway system a new route in Minnesota Statutes, section 161.115, described as follows:*

Route No. 279. Beginning at a point on Route 390 in Dakota county southwesterly of Fort Snelling; thence extending in a general northerly direction across the Minnesota River to a point on Route 116 in Minneapolis.

Subd. 2. [SUBSTITUTION.] *The route established in subdivision 1 is substituted for route numbered 279 as contained and described in Minnesota Statutes 1984, section 161.115. Route numbered 279 as contained and described in that section is discontinued and removed from the trunk highway system.*

Subd. 3. [DIRECTIONS TO REVISOR.] *The revisor of statutes, in compiling the next and subsequent editions of Minnesota Statutes, shall substitute the route established in subdivision 1 for the route discontinued and removed from the trunk highway system in subdivision 2.*

Sec. 26. [TRUNK HIGHWAY SYSTEM; NEW ROUTE SUBSTITUTED FOR EXISTING ROUTE.]

Subdivision 1. [ADDITIONAL ROUTE.] *There is added to the trunk highway system a new route in Minnesota Statutes, section 161.115, described as follows:*

Route No. 108. Beginning at the terminus of Route No. 12 on the easterly limits of the city of St. Paul; thence extending in a westerly direction through the city of St. Paul to a point on the easterly limits of Hennepin County.

Subd. 2. [SUBSTITUTION.] *The route established in subdivision 1 is substituted for route numbered 108 as contained and described in Minnesota Statutes 1984, section 161.115. Route numbered 108 as contained and described in that section is discontinued and removed from the trunk highway system.*

Subd. 3. [DIRECTIONS TO REVISOR.] *The revisor of statutes, in compiling the next and subsequent editions of Minnesota Statutes, shall substitute the route established in subdivision 1 for the route discontinued and removed from the trunk highway system in subdivision 2.*

Sec. 27. [TRUNK HIGHWAY SYSTEM; NEW ROUTE SUBSTITUTED FOR EXISTING ROUTE.]

Subdivision 1. [ADDITIONAL ROUTE.] *There is added to the trunk highway system a new route in Minnesota Statutes, section 161.115, described as follows:*

Route No. 156. Beginning at a point on Route No. 394 in the city of Minneapolis and extending in a northerly and westerly direction to a point on Route No. 62 easterly of the Great Northern Railway.

Subd. 2. [SUBSTITUTION.] *The route established in subdivision 1 is substituted for route numbered 156 as contained and described in Minnesota Statutes 1984, section 161.115. Route numbered 156 as contained and described in that section is discontinued and removed from the trunk highway system.*

Subd. 3. [DIRECTIONS TO REVISOR.] *The revisor of statutes, in compiling the next and subsequent editions of Minnesota Statutes, shall substitute the route established in subdivision 1 for the route discontinued and removed from the trunk highway system in subdivision 2.*

Sec. 28. [TRUNK HIGHWAY SYSTEM; REMOVAL OF ROUTE NO. 129.]

Subdivision 1. [ROUTE DISCONTINUED.] *Route No. 129 as contained and described in Minnesota Statutes 1984, section 161.115, is discontinued and removed from the trunk highway system.*

Subd. 2. [DIRECTIONS TO REVISOR.] *The revisor of statutes, in compiling the next and subsequent editions of Minnesota Statutes, shall delete the route specified in subdivision 1.*

Sec. 29. [TRUNK HIGHWAY SYSTEM; REMOVAL OF ROUTE NO. 114.]

Subdivision 1. [ROUTE DISCONTINUED.] *Route No. 114 as contained and described in Minnesota Statutes 1984, section 161.115, is discontinued and removed from the trunk highway system.*

Subd. 2. [DIRECTIONS TO REVISOR.] *The revisor of statutes, in compiling the next and subsequent editions of Minnesota Statutes, shall delete the route specified in subdivision 1.*

Sec. 30. Minnesota Statutes 1984, section 161.117, is amended to read:

161.117 [TRUNK HIGHWAYS; ADDITIONAL ROUTES.]

There may be added by order of the commissioner of transportation to the trunk highway system new routes described as follows:

(1) Route No. 380. Beginning at a point on Route No. 390 at its intersection with Shepard Road in the city of St. Paul; thence extending in a northeasterly direction generally following along the course of Shepard Road to a point on Route No. 112; thence extending in a northeasterly direction to a point on Route No. 392 easterly of the downtown area of St. Paul; providing a connector route between Route No. 390 and Route Nos. 112 and 392;

(2) Route No. 382. Beginning at a point on Route No. 390 at its junction with Route No. 111, thence extending in a general northerly direction, within the corridor of the right of way already acquired on May 31, 1975, for Route No. 390, to a point on Short Line Road; thence extending in a northeasterly direction within said corridor of right of way to the intersection of Pleasant Avenue and Kellogg Boulevard in the city of St. Paul.

(3) Route No. 383. Beginning at a point on Route No. 393 in the city of Bloomington and continuing in a northerly direction above the present alignment of Hennepin county state aid highway No. 18 to its intersection with Route No. 3 in or near the city of Brooklyn Park.

(4) Route No. 384. Beginning at a point on Route No. 393 in the city of Eden Prairie and continuing in an easterly direction along the present alignment of Hennepin county state aid highway No. 62 to its intersection with Route No. 116.

(5) Route No. 385. Beginning at a point on Route No. 394 in the city of Minneapolis and continuing in an easterly direction to a point on University Avenue in the city of Minneapolis.

Sec. 31. [TRANSFERS OF JURISDICTION.]

Subdivision 1. [DUTIES OF COMMISSIONER.] *The commissioner of transportation shall assume ownership of all right-of-way now owned by Hennepin county for the routes added to the trunk highway system under section 30.*

Subd. 2. [TRANSFER TO HENNEPIN COUNTY.] *The commissioner shall transfer to Hennepin county the following trunk highway segments and associated right-of-way:*

(1) Excelsior Boulevard from its intersection with marked Trunk Highway No. 100 in the city of St. Louis Park to its intersection with marked Trunk Highway No. 121 on the westerly limits of the city of Minneapolis;

(2) Excelsior Boulevard, Lake Street and Lyndale Avenue from the intersection of Excelsior Boulevard and marked Trunk Highway No. 121 on the westerly limits of the city of Minneapolis, to the intersection of Lake Street and Lyndale Avenue and thence northerly along Lyndale Avenue to its intersection with Franklin Avenue near marked Interstate Highway No. 94, in the city of Minneapolis;

(3) marked Trunk Highway No. 7 and West Lake Street from its intersection with marked Trunk Highway No. 100 in the city of St. Louis Park to its intersection with Excelsior Boulevard in the city of Minneapolis;

(4) that portion of previous marked Trunk Highway No. 12 in the city of Wayzata from its intersection with the current alignment of marked Trunk Highway No. 12 to its intersection with marked Trunk Highway No. 101;

(5) marked Trunk Highway No. 12 on its alignment on University Avenue in the city of Minneapolis, from its intersection with Washington Avenue to the easterly limits of the city of Minneapolis;

(6) marked Trunk Highway No. 52 on its alignment on University Avenue, Fourth Street Southeast and Oak Street in the city of Minneapolis, from its intersection with marked Interstate Highway No. 35W to its intersection with Washington Avenue;

(7) marked Trunk Highway No. 81 from its intersection with marked Interstate Highway No. 94 in the city of Minneapolis to its intersection with marked Trunk Highway No. 100 in the city of Robbinsdale;

(8) marked Trunk Highway No. 88 from its intersection with marked Interstate Highway No. 35W to the easterly limits of Hennepin county;

(9) New Brighton Boulevard from its intersection with marked Interstate Highway No. 35W to its intersection with Broadway Street Northeast, in the city of Minneapolis;

(10) marked Trunk Highway No. 101 from its intersection with marked Interstate Highway No. 94 in Rogers to the southerly limits of Hennepin county except that portion marked Trunk Highway No. 101 from its intersection with marked Trunk Highway No. 12 to marked county road No. 5 until reconstruction or replacement of the marked Trunk Highway No. 101 bridge on Bushaway Road across the right of way of the Burlington Northern railroad and the marked Trunk Highway No. 101 bridge across Grays Bay;

(11) Lake Street from its intersection with marked Trunk Highway No. 55 in the city of Minneapolis to the easterly limits of Hennepin county;

(12) marked Trunk Highway No. 121 from its intersection with Excelsior Boulevard on the westerly limits of the city of Minneapolis to its intersection with West Fifty-Eighth Street in the city of Minneapolis;

(13) marked Trunk Highway No. 152 from its intersection with marked Trunk Highway No. 101 in the city of Dayton to its intersection with present marked Trunk Highway No. 169 in the city of Brooklyn Park;

(14) marked Trunk Highway No. 169 from its intersection with present marked Trunk Highway No. 152 in the city of Brooklyn Park to its intersection with marked Trunk Highway No. 100 in the city of Robbinsdale; and

(15) marked Trunk Highway No. 252 from its intersection with marked Trunk Highway No. 169 in the city of Champlin to its intersection with Ninety-Third Avenue North in the city of Brooklyn Park.

Subd. 3. [TRANSFERS; CONDITIONS.] *All right-of-way transferred to the commissioner of transportation by Hennepin county under sections 23 to 33 and 36 is subject to Minnesota Statutes, section 161.18. All right-of-way transferred to Hennepin county by the commissioner of transportation under sections 23 to 33 and 36 vests the county, without compensation therefor, with all rights, titles, easements, and appurtenances held by or vested in the state of Minnesota prior to the transfer of ownership. All transfers of right-of-way under sections 23 to 33 and 36 include the transfer of ownership of interchange ramps and loops, bridges, signals, lighting devices, and all other appurtenances within the right-of-way.*

Sec. 32. [STATUTORY PROVISIONS.]

Minnesota Statutes, section 161.082, subdivision 2, does not apply to transfers of trunk highways to Hennepin county under sections 23 to 33 and 36.

Sec. 33. [AGREEMENT REQUIRED.]

No transfer of a highway or associated right-of-way under sections 23 to 33 and 36 is effective unless the transfer has been mutually agreed upon by the commissioner of transportation and Hennepin county and a copy of the agreement, signed by the commissioner and the chair of the Hennepin county board, has been filed in the office of the commissioner."

Page 12, after line 20, insert:

"Sec. 36. [EFFECTIVE DATE.]

Sections 23 to 29 are each effective on the day following certification by the commissioner of transportation to the secretary of state that the owner-

ship of a trunk highway and associated right-of-way are no longer needed for trunk highway purposes by reason of that section having been transferred to Hennepin county in accordance with sections 23 to 33 and this section, or by reason of route description revisions required by the transfer. Section 31, subdivisions 1 and 2, are effective the day following final enactment, subject to the provisions of section 33. Section 31, subdivision 3, and sections 30, 32 and 33 are effective the day following final enactment."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

RECONSIDERATION

Having voted on the prevailing side, Mr. Ramstad moved that the vote whereby the Bernhagen amendment to S.F. No. 1065 was adopted on March 13, 1986, be now reconsidered.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 30 and nays 20, as follows:

Those who voted in the affirmative were:

Berglin	Kamrath	Luther	Olson	Ramstad
Brataas	Knaak	McQuaid	Peterson, D.C.	Reichgott
Dieterich	Kroening	Merriam	Peterson, D.L.	Renneke
Frank	Kronebusch	Moe, R.D.	Peterson, R.W.	Samuelson
Freeman	Lantry	Nelson	Petty	Sieloff
Jude	Lessard	Novak	Pogemiller	Waldorf

Those who voted in the negative were:

Adkins	Bernhagen	Dicklich	Isackson	Mehrkens
Anderson	Bertram	Frederick	Johnson, D.E.	Pehler
Belanger	Chmielewski	Frederickson	Knutson	Purfeerst
Benson	Dahl	Gustafson	Laidig	Storm

The motion prevailed. So the vote was reconsidered.

S.F. No. 1065 was then progressed.

SPECIAL ORDER

S.F. No. 1814: A bill for an act relating to health and human services; establishing a task force on long-term care planning; requiring the commissioner of health to monitor transitional care; authorizing use of swing beds by patients transferred from hospitals located outside of the patient's community; modifying the preadmission screening program; changing financial statement certification requirements for nursing homes that are phasing out of the medical assistance program; establishing requirements for medical assistance rate appeals procedures for intermediate care facilities; requiring a study of geographic groupings of nursing homes; amending Minnesota Statutes 1985 Supplement, sections 144.562, subdivision 3; 144.563; 256B.091, subdivisions 2, 4, 5, and 8; 256.48, subdivision 1b; and 256B.501, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 144A.

Ms. Berglin moved to amend S.F. No. 1814 as follows:

Page 4, after line 19, insert:

"Sec. 4. [144.564] [MONITORING OF SUBACUTE OR TRANSITIONAL CARE SERVICES.]

Subdivision 1. [HOSPITAL DATA.] *The commissioner of health shall monitor the provision of subacute or transitional care services provided in hospitals. All hospitals providing these services must report statistical data on the extent and utilization of these services on forms supplied by the commissioner. The data must include the following information: the number of admissions to and discharges from subacute or transitional care beds, charges for services in these beds, the length of stay and total patient days, admission origin and discharge destination, and other information required by the commissioner to assess the utilization of these services. For purposes of this subdivision, subacute or transitional care services is care provided in a hospital bed to patients who have been hospitalized and no longer meet established acute care criteria, and care provided to patients who are admitted for respite care.*

Subd. 2. [NURSING HOME DATA.] *Nursing homes which provide services to individuals whose length of stay in the facility is less than 42 days shall report the data required by subdivision 1 on forms supplied by the commissioner of health.*"

Page 12, line 1, delete "*4*" and insert "*5*" and delete "*9*" and insert "*10*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 18, delete "chapter" and insert "chapters 144 and"

The motion prevailed. So the amendment was adopted.

Mr. Samuelson moved to amend S.F. No. 1814 as follows:

Page 3, line 12, delete "*and*" and insert "*or*"

Page 3, line 13, delete "*bed located*" and insert a period

Page 3, delete lines 14 to 18

The motion prevailed. So the amendment was adopted.

Mr. Ramstad moved to amend S.F. No. 1814 as follows:

Page 4, after line 19, insert:

"Sec. 4. Minnesota Statutes 1984, section 251.011, subdivision 4, is amended to read:

Subd. 4. [OAK TERRACE NURSING HOME.] Any portion or unit of Glen Lake Sanatorium not used for the treatment of tuberculosis patients may be used by the commissioner of human services for the care of geriatric patients, under the name of Oak Terrace Nursing Home.

The commissioner of administration may lease any portion or unit of Oak Terrace Nursing Home for the purpose of providing food and shelter for the homeless."

Renumber the sections in sequence

Correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Chmielewski moved to amend S.F. No. 1814 as follows:

Page 4, line 34, after "service" insert "*or another nurse in case of conflict of interest*"

Page 5, line 34, strike everything after "referral"

Page 5, line 35, strike everything before the period

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

S.F. No. 1814 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 53 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knutson	Nelson	Ramstad
Anderson	Diessner	Kroening	Novak	Reichgott
Benson	Dieterich	Kronebusch	Olson	Renneke
Berg	Frank	Laidig	Pehler	Samuelson
Berglin	Frederick	Lantry	Peterson, C.C.	Sieloff
Bernhagen	Gustafson	Lessard	Peterson, D.C.	Solon
Bertram	Isackson	Luther	Peterson, D.L.	Spear
Brataas	Johnson, D.E.	McQuaid	Peterson, R.W.	Storm
Chmielewski	Jude	Mehrkens	Petty	Waldorf
Dahl	Kamrath	Merriam	Pogemiller	
Davis	Knaak	Moe, R.D.	Purfeerst	

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

SPECIAL ORDER

H.F. No. 1919: A bill for an act relating to education; imposing a limit on participation; eliminating state tuition reimbursement for courses taken for post-secondary credit; making other modifications to the post-secondary enrollment options program; providing options for swimming classes in junior high schools; amending Minnesota Statutes 1984, sections 123.35, by adding a subdivision; 124A.034, subdivisions 1 and 2; 363.03, subdivision 5; Minnesota Statutes 1985 Supplement, section 123.3514, subdivisions 3, 4, 5, 6, 8, and 10, and by adding subdivisions; and Laws 1985, First Special Session chapter 12, article 5, section 7; proposing coding for new law in Minnesota Statutes, chapter 126.

SUSPENSION OF RULES

Mr. Nelson moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 1919 and that the rules of the Senate be so far suspended as to give H.F. No. 1919, now on Special Orders, its third reading and place it on its final passage. The motion prevailed.

Mr. Nelson moved to amend H.F. No. 1919, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1771.)

Page 5, after line 17, insert:

"If a pupil is enrolled in a course for post-secondary credit, the school district shall include the pupil in the average daily membership only for the portion of time during which the pupil is enrolled in courses or programs of the secondary school and enrolled in courses or programs at a post-secondary institution for secondary credit only."

The motion prevailed. So the amendment was adopted.

H.F. No. 1919 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 52 and nays 3, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kronebusch	Novak	Reichgott
Anderson	Frank	Laidig	Olson	Renneke
Belanger	Frederick	Langseth	Pehler	Samuelson
Benson	Gustafson	Lantry	Peterson, C.C.	Schmitz
Berg	Isackson	Lessard	Peterson, D.C.	Sieloff
Brataas	Johnson, D.E.	Luther	Peterson, D.L.	Solon
Chmielewski	Jude	McQuaid	Peterson, R.W.	Storm
Dahl	Kamrath	Mehrkens	Petty	Waldorf
Davis	Knaak	Merriam	Pogemiller	
Dicklich	Knutson	Moe, R.D.	Purfeerst	
Diessner	Kroening	Nelson	Ramstad	

Ms. Berglin, Messrs. Bertram and Spear voted in the negative.

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

SPECIAL ORDER

S.F. No. 1515: A bill for an act relating to Ramsey county; authorizing the issuance of bonds for the construction of library buildings and an annual levy for debt retirement; providing for an appointed county abstract clerk; proposing coding for new law in Minnesota Statutes, chapter 383A; repealing Minnesota Statutes 1984, section 383A.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 52 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dicklich	Knutson	Moe, R.D.	Reichgott
Belanger	Diessner	Kroening	Novak	Renneke
Benson	Dieterich	Kronebusch	Olson	Samuelson
Berg	Frank	Laidig	Pehler	Schmitz
Berglin	Frederick	Langseth	Peterson, C.C.	Sieloff
Bernhagen	Gustafson	Lantry	Peterson, D.L.	Solon
Bertram	Isackson	Lessard	Peterson, R.W.	Storm
Brataas	Johnson, D.E.	Luther	Petty	Waldorf
Chmielewski	Jude	McQuaid	Pogemiller	
Dahl	Kamrath	Mehrkens	Purfeerst	
Davis	Knaak	Merriam	Ramstad	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1745: A bill for an act relating to state lands; authorizing sale of Pearl Lake lakeshore parcel in Stearns county.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 49 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Jude	Mehrkens	Ramstad
Anderson	Davis	Kamrath	Merriam	Reichgott
Belanger	Dicklich	Knaak	Moe, R.D.	Renneke
Benson	Diessner	Knutson	Novak	Schmitz
Berg	Dieterich	Kronebusch	Olson	Sieloff
Berglin	Frank	Langseth	Pehler	Solon
Bernhagen	Frederick	Lantry	Peterson, D.L.	Storm
Bertram	Gustafson	Lessard	Petty	Vega
Brataas	Isackson	Luther	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	McQuaid	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2236: A bill for an act relating to the city of Grand Rapids; permitting the creation of the Central School commission.

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 54 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knutson	Novak	Renneke
Anderson	Diessner	Kroening	Olson	Samuelson
Belanger	Frank	Kronebusch	Pehler	Schmitz
Benson	Frederick	Langseth	Peterson, C.C.	Sieloff
Berglin	Freeman	Lantry	Peterson, D.C.	Solon
Bernhagen	Gustafson	Lessard	Peterson, D.L.	Spear
Bertram	Isackson	Luther	Peterson, R.W.	Storm
Brataas	Johnson, D.E.	McQuaid	Petty	Taylor
Chmielewski	Jude	Mehrkens	Pogemiller	Vega
Dahl	Kamrath	Merriam	Purfeerst	Waldorf
Davis	Knaak	Moe, R.D.	Ramstad	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 2222: A bill for an act relating to education; vocational; specifying use of appropriation for firefighter training programs in AVTI's; amending Laws 1985, First Special Session chapter 11, section 4, 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 54 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knutson	Novak	Reichgott
Anderson	Diessner	Kroening	Olson	Samuelson
Belanger	Frank	Kronebusch	Pehler	Schmitz
Benson	Frederick	Lantry	Peterson, C.C.	Sieloff
Berglin	Freeman	Lessard	Peterson, D.C.	Solon
Bernhagen	Gustafson	Luther	Peterson, D.L.	Spear
Bertram	Isackson	McQuaid	Peterson, R.W.	Storm
Brataas	Johnson, D.E.	Mehrkens	Petty	Taylor
Chmielewski	Jude	Merriam	Pogemiller	Vega
Dahl	Kamrath	Moe, D.M.	Purfeerst	Waldorf
Davis	Knaak	Moe, R.D.	Ramstad	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 2014: A bill for an act relating to game and fish; designation and use of waterfowl feeding or resting areas; amending Minnesota Statutes 1984, section 99.26, subdivision 5; and article 1, section 18, subdivision 2 of S.F. No. 1526, if enacted.

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 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Novak	Samuelson
Anderson	Diessner	Knutson	Olson	Schmitz
Belanger	Dieterich	Kroening	Pehler	Sieloff
Benson	Frank	Kronebusch	Peterson, D.C.	Solon
Berglin	Frederick	Lantry	Peterson, D.L.	Taylor
Bernhagen	Freeman	Lessard	Peterson, R.W.	Vega
Bertram	Gustafson	Luther	Petty	Waldorf
Brataas	Isackson	McQuaid	Pogemiller	
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	
Dahl	Jude	Merriam	Ramstad	
Davis	Kamrath	Moe, D.M.	Reichgott	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 164: 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 41 and nays 6, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Peterson, D.C.	Schmitz
Anderson	Dieterich	Kronebusch	Peterson, D.L.	Spear
Belanger	Frank	Laidig	Peterson, R.W.	Storm
Benson	Gustafson	Lantry	Petty	Taylor
Bernhagen	Isackson	Lessard	Purfeerst	Vega
Bertram	Johnson, D.E.	McQuaid	Ramstad	
Brataas	Jude	Mehrkens	Reichgott	
Chmielewski	Kamrath	Novak	Renneke	
Dahl	Knaak	Peterson, C.C.	Samuelson	

Those who voted in the negative were:

Berglin	Luther	Merriam	Moe, D.M.	Pogemiller
Dicklich				

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 2054: A bill for an act relating to taxation; sales; clarifying the application of the exemption for certain fundraising activities to certain school organizations; defining registered combined charitable organization; amending Minnesota Statutes 1984, section 309.501, subdivision 1; and Minnesota Statutes 1985 Supplement, section 297A.256.

Mr. Dahl moved to amend S.F. No. 2054 as follows:

Pages 3 and 4, delete section 2

Renumber the sections in sequence

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 2054 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 44 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Jude	Moe, D.M.	Reichgott
Anderson	Dicklich	Knaak	Olson	Renneke
Belanger	Diessner	Knutson	Peterson, C.C.	Samuelson
Benson	Dieterich	Kronebusch	Peterson, D.C.	Schmitz
Berglin	Frank	Lantry	Peterson, D.L.	Sieloff
Bernhagen	Freeman	Luther	Peterson, R.W.	Storm
Bertram	Gustafson	McQuaid	Petty	Vega
Brataas	Isackson	Mehrkens	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Merriam	Ramstad	

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

SPECIAL ORDER

S.F. No. 2102: A bill for an act relating to marriage dissolution and legal separation; requiring appointment of guardians ad litem in certain child custody proceedings; amending Minnesota Statutes 1984, section 518.165.

Mr. Petty moved to amend S.F. No. 2102 as follows:

Page 1, line 11, delete "APPOINTENT" and insert "APPOINTMENT"

Page 1, line 17, strike everything after the period

Page 1, strike lines 18 to 22

The motion prevailed. So the amendment was adopted.

Mr. Petty then moved to amend S.F. No. 2102 as follows:

Page 2, line 2, delete "*physical or sexual*" and insert "*domestic child*"

and delete "*or neglect*"

Page 2, line 3, delete everything after "*section*"

Page 2, line 4, delete "*proceeding*" and insert "*260.015, subdivision 24*"

The motion prevailed. So the amendment was adopted.

Mr. Sieloff moved to amend S.F. No. 2102 as follows:

Page 2, line 1, delete "*reason*" and insert "*probable cause*"

CALL OF THE SENATE

Mr. Sieloff imposed a call of the Senate for the balance of the proceedings on S.F. No. 2102. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the adoption of the Sieloff amendment.

The roll was called, and there were yeas 31 and nays 12, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kamrath	Olson	Storm
Anderson	Frank	Knutson	Pehler	Taylor
Belanger	Frederick	Kronebusch	Peterson, D.L.	Waldorf
Benson	Gustafson	Laidig	Ramstad	
Bernhagen	Isackson	Lessard	Reichgott	
Bertram	Johnson, D.E.	McQuaid	Schmitz	
Brataas	Jude	Mehrkens	Sieloff	

Those who voted in the negative were:

Berglin	Luther	Peterson, C.C.	Petty	Spear
Freeman	Merriam	Peterson, D.C.	Pogemiller	Vega
Lantry	Novak			

The motion prevailed. So the amendment was adopted.

S.F. No. 2102 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 43 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Kronebusch	Pehler	Solon
Anderson	Frederick	Laidig	Peterson, C.C.	Spear
Belanger	Freeman	Lantry	Peterson, D.C.	Storm
Benson	Gustafson	Luther	Peterson, D.L.	Taylor
Berglin	Isackson	McQuaid	Petty	Vega
Bernhagen	Johnson, D.E.	Mehrkens	Ramstad	Waldorf
Bertram	Jude	Merriam	Reichgott	Wegscheid
Brataas	Kamrath	Moe, R.D.	Schmitz	
Dicklich	Knaak	Olson	Sieloff	

Mr. Knutson voted in the negative.

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

SPECIAL ORDER

S.F. No. 2101: A bill for an act relating to state lands; authorizing an

exchange of certain state lands with the city of Thomson in Carlton county and sale of certain state land in Lake of the Woods county.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 44 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Pehler	Schmitz
Anderson	Frank	Kronebusch	Peterson, D.C.	Sieloff
Belanger	Frederick	Laidig	Peterson, D.L.	Solon
Benson	Freeman	Lantry	Peterson, R.W.	Spear
Berglin	Gustafson	Luther	Petty	Taylor
Bernhagen	Isackson	McQuaid	Pogemiller	Vega
Bertram	Johnson, D.E.	Mehrkens	Purfeerst	Waldorf
Brataas	Jude	Merriam	Ramstad	Wegscheid
Dahl	Kamrath	Moe, R.D.	Reichgott	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 839: A bill for an act relating to crimes; prohibiting escape from custody by certain mental patients; amending Minnesota Statutes 1984, section 609.485, subdivisions 2, 4, and by adding a subdivision.

Mr. Merriam moved to amend H.F. No. 839 as follows:

Page 1, line 25, delete "*paragraph*" and insert "*clause*"

The motion prevailed. So the amendment was adopted.

H.F. No. 839 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 45 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Jude	Moe, D.M.	Reichgott
Anderson	Dicklich	Kamrath	Moe, R.D.	Schmitz
Belanger	Diessner	Kronebusch	Pehler	Sieloff
Benson	Frank	Laidig	Peterson, D.C.	Solon
Berglin	Frederick	Lantry	Peterson, D.L.	Spear
Bernhagen	Freeman	Lessard	Peterson, R.W.	Taylor
Bertram	Isackson	Luther	Petty	Vega
Brataas	Johnson, D.E.	Mehrkens	Pogemiller	Waldorf
Chmielewski	Johnson, D.J.	Merriam	Ramstad	Wegscheid

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

SPECIAL ORDER

H.F. No. 2294: A bill for an act relating to labor; independent school district No. 709, Duluth; removing certain educational assistants from civil service; amending Laws 1967, chapter 252, section 2, as amended.

Mr. Dicklich moved to amend H.F. No. 2294 as follows:

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1984, section 383C.391, subdivision 2, is amended to read:

Subd. 2. [DISTRIBUTION OF FUNDS.] The distribution of the funds thus provided by the county welfare board for this nutrition program shall be administered by a committee of three consisting of the ~~county~~ superintendent of schools, the vice-chairman of the county board of commissioners and the ~~executive~~ *administrative* secretary of the county welfare board, acting on the advice of the county health officer and the supervisor of home economics in the employ of the ~~county~~ superintendent of schools. The ~~county~~ superintendent of schools shall act as administrative officer of this nutrition committee."

Page 1, line 25, delete "*1*" and insert "*2*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after "labor" insert "and education"

Page 1, line 3, after the semicolon, insert "making technical changes for St. Louis county school nutrition programs;"

Page 1, line 4, after the semicolon, insert "amending Minnesota Statutes 1984, section 383C.391, subdivision 2;"

The motion prevailed. So the amendment was adopted.

H.F. No. 2294 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 46 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kamrath	Peterson, C.C.	Solon
Anderson	Dieterich	Kronebusch	Peterson, D.C.	Spear
Belanger	Frank	Laidig	Peterson, D.L.	Storm
Benson	Frederick	Lantry	Peterson, R.W.	Taylor
Berglin	Freeman	Lessard	Petty	Vega
Bernhagen	Hughes	McQuaid	Pogemiller	Waldorf
Bertram	Isackson	Mehrkens	Ramstad	
Chmielewski	Johnson, D.E.	Merriam	Reichgott	
Dahl	Johnson, D.J.	Moe, R.D.	Schmitz	
Dicklich	Jude	Pehler	Sieloff	

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

SPECIAL ORDER

H.F. No. 1897: A bill for an act relating to commerce; motor fuel franchises; extending the temporary prohibition on certain building alterations that eliminate service bays; amending Laws 1984, chapter 444, section 4.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 41 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Diessner	Jude	Peterson, C.C.	Sieloff
Benson	Dieterich	Knutson	Peterson, D.C.	Spear
Berglin	Frank	Kronebusch	Peterson, R.W.	Storm
Bernhagen	Frederick	Lantry	Petty	Taylor
Bertram	Freeman	Lessard	Pogemiller	Vega
Brataas	Hughes	McQuaid	Purfeerst	
Chmielewski	Isackson	Merriam	Ramstad	
Dahl	Johnson, D.E.	Moe, R.D.	Reichgott	
Dicklich	Johnson, D.J.	Pehler	Schmitz	

Mr. Kamrath voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2344: A bill for an act relating to St. Louis county; making certain offices appointive; allowing the county board to assign certain offices to the unclassified service; amending Minnesota Statutes 1984, sections 375A.06, subdivision 5; 383C.035 and 383C.136.

Mr. Johnson, D.J. moved to amend H.F. No. 2344, as amended pursuant to Rule 49, adopted by the Senate March 10, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 2163.)

Page 3, after line 18, insert:

"Sec. 4. [ST. LOUIS COUNTY LAND CONVEYANCE.]

(a) Notwithstanding any law to the contrary, the state of Minnesota and St. Louis County may convey to Clyde E. Arnberg and Lilah E. Arnberg, Box 2345, Star Route, Virginia, Minnesota 55792, land in St. Louis county identified as Lot C, Plat Da Bi Na Wa that forfeited for unpaid property taxes. The price for the land must be the same as that provided under Minnesota Statutes, section 281.02.

(b) The attorney general shall prepare the instrument of conveyance.

(c) The property to be sold was forfeited to the state for unpaid taxes as a result of a recording error. The Arnbergs were unaware that the taxes were not paid and were not notified of the proceeding that forfeited the property."

Page 3, after line 29, insert:

"*Section 4 of this act is effective the day after final enactment.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 2344 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 44 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kamrath	Moe, R.D.	Reichgott
Anderson	Frank	Knaak	Pehler	Renneke
Berglin	Freeman	Kronebusch	Peterson, C.C.	Schmitz
Bernhagen	Gustafson	Laidig	Peterson, D.C.	Sieloff
Bertram	Hughes	Lantry	Peterson, D.L.	Spear
Brataas	Isackson	Lessard	Petty	Taylor
Dahl	Johnson, D.E.	McQuaid	Pogemiller	Vega
Dicklich	Johnson, D.J.	Mehrkens	Purfeerst	Waldorf
Diessner	Jude	Merriam	Ramstad	

Mr. Knutson voted in the negative.

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

SPECIAL ORDER

H.F. No. 2068: A bill for an act relating to the city of Litchfield; permitting certain investments of municipal power agency funds.

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 48 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Jude	Moe, D.M.	Reichgott
Anderson	Frank	Kamrath	Olson	Renneke
Belanger	Frederick	Knaak	Pehler	Schmitz
Berglin	Frederickson	Knutson	Peterson, C.C.	Sieloff
Bernhagen	Freeman	Kronebusch	Peterson, D.C.	Spear
Bertram	Gustafson	Laidig	Peterson, D.L.	Storm
Chmielewski	Hughes	Lantry	Peterson, R.W.	Waldorf
Dahl	Isackson	Lessard	Petty	Wegscheid
Dicklich	Johnson, D.E.	McQuaid	Purfeerst	
Diessner	Johnson, D.J.	Mehrkens	Ramstad	

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 2280: A bill for an act relating to taxation; imposing levy limits on certain towns and cities; altering provisions governing distribution of certain taconite tax proceeds; reducing the taconite railroad gross earnings tax rate; reducing occupation and royalty tax rates; providing for the deduction of taconite production taxes and transportation costs; amending Minnesota Statutes 1984, sections 275.125, subdivision 9; 275.50, subdivision 2; 275.51, subdivision 3f; 298.225, by adding a subdivision; and 298.24, subdivision 1; Minnesota Statutes 1985 Supplement, sections 294.22; 298.01, subdivision 1; 298.03; 298.225, subdivision 1; 298.28, subdivision 1; and 299.01, subdivision 1.

Mr. Dicklich moved to amend S.F. No. 2280 as follows:

Page 17, after line 33, insert:

"Sec. 12. [APPROPRIATION.]

There is appropriated from the general fund to the commissioner of natural resources the sum of $20,000,000, to be taken from the proceeds of the taconite occupation tax imposed under Minnesota Statutes, section 298.01, beginning in 1992. This money is available only as a loan guarantee for the direct reduction project using the K.R. process and is contingent upon receipt by the commissioner of natural resources of sufficient funding from other sources to complete the project. This appropriation does not cancel but is available until the project is completed or abandoned. The money may be spent only in or for the benefit of those areas that are tax relief areas as defined in Minnesota Statutes, section 273.134."

Renumber the sections in sequence

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 2280 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 37 and nays 14, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Johnson, D.E.	McQuaid	Schmitz
Anderson	Diessner	Johnson, D.J.	Novak	Solon
Belanger	Frank	Jude	Pehler	Spear
Berglin	Frederick	Knutson	Peterson, C.C.	Storm
Bernhagen	Frederickson	Laidig	Peterson, D.C.	Vega
Bertram	Freeman	Lantry	Petty	
Chmielewski	Gustafson	Lessard	Purfeerst	
Dahl	Hughes	Luther	Reichgott	

Those who voted in the negative were:

Isackson	Kronebusch	Olson	Pogemiller	Sieloff
Kamrath	Mehrkens	Peterson, D.L.	Ramstad	Taylor
Knaak	Merriam	Peterson, R.W.	Renneke	

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

SPECIAL ORDER

H.F. No. 651: A bill for an act relating to health; authorizing inclusion of physical fitness therapies in grant programs for the mentally ill; providing for study of the administration of mental health services; amending Minnesota Statutes 1984, sections 245.73, by adding a subdivision; and 256E.12, subdivision 1.

Mrs. Lantry moved to amend H.F. No. 651, as amended pursuant to Rule 49, adopted by the Senate March 11, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1395.)

Page 2, line 24, delete "*and*" and before the period, insert ", *and make recommendations regarding the transfer of mental health licensing and quality assurance activities to the commissioner of health*"

The motion prevailed. So the amendment was adopted.

H.F. No. 651 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 53 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knutson	Olson	Schmitz
Anderson	Frederick	Kronebusch	Pehler	Sieloff
Belanger	Frederickson	Laidig	Peterson, C.C.	Spear
Benson	Freeman	Lantry	Peterson, D.C.	Storm
Berglin	Gustafson	Lessard	Peterson, D.L.	Taylor
Bernhagen	Hughes	Luther	Peterson, R.W.	Vega
Bertram	Isackson	McQuaid	Petty	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Jude	Merriam	Ramstad	Willet
Diessner	Kamrath	Moe, R.D.	Reichgott	
Dieterich	Knaak	Novak	Renneke	

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

SPECIAL ORDER

S.F. No. 2098: A bill for an act relating to public safety; providing for the mandatory surrender of registration plates and certificates on motor vehicles operated by repeat DWI offenders; clarifying the evidentiary use of partial alcohol concentration breath tests; imposing mandatory minimum penalties on habitual DWI offenders; expanding the crime of driving a motor vehicle while under the influence of alcohol or certain substances; amending Minnesota Statutes 1984, sections 168.041; 169.121, subdivisions 2 and 6, and by adding a subdivision; 169.123, subdivisions 2a, 3, 4, and 6; and 361.12, subdivision 1; Minnesota Statutes 1985 Supplement, sections 169.121, subdivision 1; and 169.123, subdivision 2.

Mr. Waldorf moved to amend S.F. No. 2098 as follows:

Page 7, after line 27, insert:

"Sec. 5. Minnesota Statutes 1984, section 169.121, is amended by adding a subdivision to read:

Subd. 4a. [INCREASE INSURANCE COVERAGE UPON CONVICTION.] *A person convicted of violating this section shall, upon reinstatement of the person's driver's license or the granting of a limited license, obtain residual liability insurance in compliance with section 65B.49. Each plan of reparation security must contain limits of liability, exclusive of interest and costs, with respect to each vehicle for which coverage is thereby granted, of not less than $50,000 because of bodily injury to one person in any one accident and of not less than $100,000 in any one accident.*

The increased limits must be carried for a period of two years from the reinstatement of the license or the granting of a limited license."

Page 13, after line 20, insert:

"Sec. 12. [171.175] [REINSTATEMENT; PROOF OF INSURANCE.]

Upon the expiration of the revocation of a driver's license under section

169.121 or 169.123, and the satisfaction of any additional requirements imposed, the commissioner shall reinstate the license if the person provides the commissioner with either a valid insurance policy or an identification card issued by the insurer stating that security has been provided as required by section 65B.48. After one year, the license must be cancelled unless the licensee provides the commissioner with proof, satisfactory to the commissioner, of continuous insurance coverage during the previous year. If a person is unable to prove such continuous coverage, the person's driver's license may not be reinstated for a period of one year from the date of cancellation under this section. The commissioner may adopt rules to provide for exceptions to this requirement for vehicles that are in storage or out of service for substantial portions of the previous year."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Benson requested division of the amendment as follows:

First portion:

Page 7, after line 27, insert:

"Sec. 5. Minnesota Statutes 1984, section 169.121, is amended by adding a subdivision to read:

Subd. 4a. [INCREASE INSURANCE COVERAGE UPON CONVICTION.] *A person convicted of violating this section shall, upon reinstatement of the person's driver's license or the granting of a limited license, obtain residual liability insurance in compliance with section 65B.49. Each plan of reparation security must contain limits of liability, exclusive of interest and costs, with respect to each vehicle for which coverage is thereby granted, of not less than $50,000 because of bodily injury to one person in any one accident and of not less than $100,000 in any one accident.*

The increased limits must be carried for a period of two years from the reinstatement of the license or the granting of a limited license."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Second portion:

Page 13, after line 20, insert:

"Sec. 12. [171.175] [REINSTATEMENT; PROOF OF INSURANCE.]

Upon the expiration of the revocation of a driver's license under section 169.121 or 169.123, and the satisfaction of any additional requirements imposed, the commissioner shall reinstate the license if the person provides the commissioner with either a valid insurance policy or an identification card issued by the insurer stating that security has been provided as required by section 65B.48. After one year, the license must be cancelled unless the licensee provides the commissioner with proof, satisfactory to the commissioner, of continuous insurance coverage during the previous year. If a person is unable to prove such continuous coverage, the person's driver's license may not be reinstated for a period of one year from the date of cancellation under this section. The commissioner may adopt rules to provide for exceptions to this requirement for vehicles that are in storage or out of service for substantial portions of the previous year."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

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

S.F. No. 2098 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 40 and nays 9, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Kamrath	Pehler	Ramstad
Anderson	Frederickson	Lantry	Peterson, C.C.	Reichgott
Berglin	Freeman	Lessard	Peterson, D.C.	Schmitz
Bernhagen	Gustafson	Luther	Peterson, D.L.	Solon
Bertram	Hughes	McQuaid	Peterson, R.W.	Spear
Chmielewski	Isackson	Merriam	Petty	Taylor
Dahl	Johnson, D.E.	Moe, D.M.	Pogemiller	Waldorf
Diessner	Jude	Novak	Purfeerst	Willet

Those who voted in the negative were:

Belanger	Frederick	Knutson	Sieloff	Vega
Dieterich	Knaak	Mehrkens	Storm	

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

SPECIAL ORDER

S.F. No. 1868: A bill for an act relating to human services; streamlining food and nutrition programs in the state; promotion of full participation in food assistance programs; establishing a coordinated nutrition data system; requiring the full expenditure of federal funds by agencies administering the special supplemental food program for women, infants, and children; requiring food stamps to be provided within 24 hours to persons eligible for expedited issuance; requiring the board on aging to pursue reimbursement of costs of home-delivered meals for the elderly; establishing a pilot school breakfast program; amending Minnesota Statutes 1984, sections 145.892, subdivision 2; 145.894; 256.975, by adding a subdivision; and 393.07, subdivision 10, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 124; 144; and 245.

Mr. Storm moved to amend S.F. No. 1868 as follows:

Page 3, line 18, delete everything after "*(h)*"

Page 3, delete lines 19 to 25 and insert "*Monitor the activities of the local health agencies and insure that they are serving the maximum number of eligible individuals, subject to the amount of funds available;*"

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

S.F. No. 1868 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 46 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frank	Laidig	Peterson, D.L.	Spear
Belanger	Gustafson	Lantry	Peterson, R.W.	Storm
Benson	Hughes	Lessard	Petty	Taylor
Berglin	Isackson	Luther	Pogemiller	Vega
Bernhagen	Johnson, D.E.	McQuaid	Purfeerst	Waldorf
Bertram	Jude	Mehrkens	Ramstad	Willet
Chmielewski	Kamrath	Merriam	Reichgott	
Dahl	Knaak	Olson	Renneke	
Diessner	Knutson	Peterson, C.C.	Schmitz	
Dieterich	Kroening	Peterson, D.C.	Sieloff	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2216: A bill for an act relating to land surveying; providing for the surveying of lands by a county board; providing for the establishment of an office of county surveyor and the assignment of its duties; providing a penalty; amending Minnesota Statutes 1984, sections 381.01; 381.02; 381.03; 381.04; 381.05; 381.06; 381.07; 381.08; 381.09; 381.10; 381.12; 381.13; 389.011; 389.02; 389.03; 389.04; 389.08; Minnesota Statutes 1985 Supplement, section 389.09, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 381; repealing Minnesota Statutes 1984, section 389.06.

Mr. Knaak, for Mrs. Brataas, moved to amend H.F. No. 2216, as amended pursuant to Rule 49, adopted by the Senate March 11, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 2252.)

Page 13, after line 18, insert:

"Sec. 20. Laws 1965, chapter 433, section 1, as amended by Laws 1967, chapter 645, section 1, is amended to read:

Section 1. [OLMSTED COUNTY; INCIDENTAL COSTS AND EXPENSES.]

In addition to the amount authorized by Minnesota Statutes ~~1965~~, Section ~~375.16~~ *375.161*, the county board of Olmsted county may annually appropriate from the county revenue fund a sum not exceeding ~~$1,000~~ *$3,500* as a contingent fund for use by the ~~chairman~~ *chair* of the county board at ~~his~~ *the chair's* discretion to pay for incidental costs and expenses incurred in expediting the business of the county of Olmsted. The fund shall be under the exclusive control of the ~~chairman~~ *chair* of the county board, subject to post audit by the county board."

Page 13, after line 20, insert:

"Sec. 22. [LOCAL APPROVAL.]

This act is effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the county board of Olmsted county."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the first semicolon, insert "increasing the amount the Olmsted county board may appropriate annually for use as a contingent fund;"

Page 1, line 10, after the semicolon, insert "Laws 1965, chapter 433, section 1, as amended;"

The motion prevailed. So the amendment was adopted.

H.F. No. 2216 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 52 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frederick	Kronebusch	Pehler	Schmitz
Anderson	Frederickson	Laidig	Peterson, C.C.	Sieloff
Belanger	Freeman	Lantry	Peterson, D.C.	Spear
Benson	Gustafson	Lessard	Peterson, D.L.	Storm
Bernhagen	Hughes	Luther	Peterson, R.W.	Taylor
Bertram	Isackson	McQuaid	Petty	Vega
Chmielewski	Johnson, D.E.	Mehrkens	Pogemiller	Waldorf
Dahl	Jude	Merriam	Purfeerst	Willet
DeCramer	Kamrath	Moe, D.M.	Ramstad	
Dieterich	Knaak	Nelson	Reichgott	
Frank	Knutson	Olson	Renneke	

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

SPECIAL ORDER

H.F. No. 1782: A bill for an act relating to natural resources; enacting the lake improvement district act; providing for the creation, powers, and termination of lake improvement districts; amending Minnesota Statutes 1984, sections 378.41; 378.42; 378.43; 378.44; 378.46; 378.47; 378.51; 378.52; 378.55; 378.56; and 378.57; proposing coding for new law in Minnesota Statutes, chapter 378; repealing Minnesota Statutes 1984, sections 378.41, subdivision 3; 378.45; and 378.53.

Mr. Peterson, C.C. moved to amend H.F. No. 1782, as amended pursuant to Rule 49, adopted by the Senate March 12, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1599.)

Page 3, after line 14, insert:

"*Subd. 1a.* [NOTICE TO TOWN BOARD.] *The county board shall, at least 30 days before holding a hearing under subdivision 2, send a copy of the resolution to each town board of a town wholly or partially within the boundaries of the proposed district and encourage the town board to respond to the proposed creation of the district.*"

Page 5, after line 23, insert:

"*Subd. 1a.* [NOTICE TO TOWN BOARD.] *The county board shall, by*

five days after it receives a petition, send a copy of the petition submitted under subdivision 1 to the town board of a town wholly or partially within the boundaries of a proposed district and encourage the town board to respond to the proposed creation of the district.''

Page 6, line 15, delete ''*Subdivision 1.* [FORMATION OF JOINT COUNTY AUTHORITY.]''

Page 6, delete lines 25 to 36

Page 7, delete lines 1 to 33

Page 7, line 35, delete ''*commissioner,*'' and after ''*board*'' delete the comma

Page 8, line 21, delete ''*commissioner,*''

Page 8, line 22, delete the comma

Page 9, line 5, delete ''*Twenty-five*'' and insert ''*Twenty-six*''

Page 12, line 23, strike ''or''

Page 12, after line 23, insert:

''*(4) issue obligations; or*''

Page 12, line 24, delete ''*(4)*'' and insert ''*(5)*''

Page 13, line 6, before ''district'' insert ''*joint county*''

Page 13, line 7, strike ''by order of the commissioner''

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 1782 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 50 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kamrath	Merriam	Purfeerst
Anderson	Frank	Knaak	Moe, D.M.	Ramstad
Belanger	Frederick	Knutson	Olson	Reichgott
Benson	Frederickson	Kroening	Pehler	Renneke
Berglin	Freeman	Kronebusch	Peterson, C.C.	Schmitz
Bernhagen	Gustafson	Laidig	Peterson, D.C.	Sieloff
Bertram	Hughes	Lantry	Peterson, D.L.	Spear
Dahl	Isackson	Luther	Peterson, R.W.	Storm
DeCramer	Johnson, D.E.	McQuaid	Petty	Vega
Diessner	Jude	Mehrkens	Pogemiller	Willet

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

SPECIAL ORDER

H.F. No. 1911: A bill for an act relating to natural resources; authorizing watershed management organizations to establish taxing districts within minor watershed units of watersheds; amending Minnesota Statutes 1984,

sections 473.878, by adding a subdivision; 473.882, subdivision 3; and 473.883, subdivisions 2, 3, 6, and 7; Minnesota Statutes 1985 Supplement, section 473.882, subdivision 1.

Mr. Dahl moved to amend H.F. No. 1911, as amended pursuant to Rule 49, adopted by the Senate March 11, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1948.)

Page 1, after line 10, insert:

"Section 1. Minnesota Statutes 1984, section 473.878, is amended by adding a subdivision to read:

Subd. 3a. [ADDITIONAL ORGANIZATIONS.] *Any portion of the metropolitan area that is not in a watershed management organization by July 1, 1985, as required by subdivision 2, has until July 1, 1986, to form an organization. Notwithstanding the requirements of subdivision 3, a watershed management organization formed under this subdivision has until December 31, 1987, to prepare and submit a plan for review.*"

Page 5, after line 2, insert:

"Sec. 6. [ANOKA COUNTY DRAINAGE.]

Subdivision 1. [REPAIRS OVER $100,000 IN ANOKA COUNTY.] *A repair under this chapter or chapter 112 of a drainage system located in Anoka county that costs more than $100,000 may not be started unless a petition is presented to the drainage authority or board of managers, signed by:*

(1) 26 percent of the property owners affected by the repair; or

(2) owners of 26 percent of the property affected by the repair.

Subd. 2. [PETITION TO PROCEED AS IMPROVEMENT.] *A repair under this chapter or chapter 112 of a drainage system located in Anoka county must proceed as an improvement under section 106A.215 if, before the contract for the repair is awarded, a petition requesting the repair to proceed as an improvement is presented to the drainage authority or board of managers and signed by:*

(1) 20 percent of the property owners affected by the repair; or

(2) the owners of 20 percent of the property affected by the repair.

Subd. 3. [REPAIR OF ANOKA COUNTY DITCH NO. 57.] *Notwithstanding any other law to the contrary, a repair proceeding on Anoka county ditch No. 57 is stayed and may not be continued until August 1, 1986. The repair proceeding must be dismissed and proceed as an improvement under section 106A.215 if a petition requesting that the repair proceed as an improvement is presented to the Coon Creek watershed district managers by August 1, 1986, signed by:*

(1) 10 percent of the property owners affected by the repair; or

(2) the owners of 10 percent of the property affected by the repair."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Merriam requested division of the amendment as follows:

First portion:

Page 1, after line 10, insert:

"Section 1. Minnesota Statutes 1984, section 473.878, is amended by adding a subdivision to read:

Subd. 3a. [ADDITIONAL ORGANIZATIONS.] *Any portion of the metropolitan area that is not in a watershed management organization by July 1, 1985, as required by subdivision 2, has until July 1, 1986, to form an organization. Notwithstanding the requirements of subdivision 3, a watershed management organization formed under this subdivision has until December 31, 1987, to prepare and submit a plan for review.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Second portion:

Page 5, after line 2, insert:

"Sec. 6. [ANOKA COUNTY DRAINAGE.]

Subdivision 1. [REPAIRS OVER $100,000 IN ANOKA COUNTY.] *A repair under this chapter or chapter 112 of a drainage system located in Anoka county that costs more than $100,000 may not be started unless a petition is presented to the drainage authority or board of managers, signed by:*

(1) 26 percent of the property owners affected by the repair; or

(2) owners of 26 percent of the property affected by the repair.

Subd. 2. [PETITION TO PROCEED AS IMPROVEMENT.] *A repair under this chapter or chapter 112 of a drainage system located in Anoka county must proceed as an improvement under section 106A.215 if, before the contract for the repair is awarded, a petition requesting the repair to proceed as an improvement is presented to the drainage authority or board of managers and signed by:*

(1) 20 percent of the property owners affected by the repair; or

(2) the owners of 20 percent of the property affected by the repair.

Subd. 3. [REPAIR OF ANOKA COUNTY DITCH NO. 57.] *Notwithstanding any other law to the contrary, a repair proceeding on Anoka county ditch No. 57 is stayed and may not be continued until August 1, 1986. The repair proceeding must be dismissed and proceed as an improvement under section 106A.215 if a petition requesting that the repair proceed as an improvement is presented to the Coon Creek watershed district managers by August 1, 1986, signed by:*

(1) 10 percent of the property owners affected by the repair; or

(2) the owners of 10 percent of the property affected by the repair."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Mr. Bernhagen questioned whether the second portion of the amendment was germane. The Chair ruled that the second portion of the amendment was not germane.

H.F. No. 1911 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 48 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knutson	Moe, R.D.	Ramstad
Anderson	Frank	Kroening	Novak	Reichgott
Belanger	Frederick	Kronebusch	Olson	Renneke
Benson	Frederickson	Laidig	Pehler	Sieloff
Berglin	Freeman	Lantry	Peterson, D.C.	Spear
Bernhagen	Gustafson	Luther	Peterson, D.L.	Taylor
Bertram	Johnson, D.E.	McQuaid	Peterson, R.W.	Waldorf
Dahl	Jude	Mehrkens	Petty	Willet
DeCramer	Kamrath	Merriam	Pogemiller	
Diessner	Knaak	Moe, D.M.	Purfeerst	

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

SPECIAL ORDER

S.F. No. 2104: A bill for an act relating to natural resources; providing eligibility requirements for waterbank agreements; providing requirements for the director of the division of waters; requiring the director to maintain current wetland values; amending drainage law definitions; prescribing payment of attorney fees on certain drainage issues appealed by the commissioner; prescribing general provisions for petitions; amending petition requirements; allowing drainage proceedings to be delayed; prescribing conditions for assessments against property within a municipality; prescribing extent of benefits and damages; requiring a benefits and damages statement and a property owners' report; providing drainage liens to be recorded against tracts of property; changing rates of interest to be paid during drainage proceedings; amending definition of repair; authorizing conditions for repair if design elevation is different than original construction elevation; declaring right to have drainage systems maintained; providing easement for drainage authority to inspect drainage system; requiring permanent grass strips; apportioning repair costs; renumbering sections; amending Minnesota Statutes 1984, sections 105.392; and 105.40; Minnesota Statutes 1985 Supplement, sections 40.072, subdivisions 3 and 6; 106A.005, subdivisions 2, 3, 4, 9, 10, 11, 12, 13, 14, and 19, and by adding subdivisions; 106A.011, subdivisions 3 and 4; 106A.015; 106A.031; 106A.051; 106A.055; 106A.081, subdivisions 2 and 3; 106A.091, subdivisions 2 and 4; 106A.095, subdivisions 1, 3, and 4; 106A.101, subdivisions 2 and 4; 106A.215, subdivisions 4 and 5; 106A.221; 106A.225; 106A.231; 106A.235, subdivisions 1 and 2; 106A.241, subdivisions 1, 2, and 5; 106A.245; 106A.251; 106A.261, subdivisions 1, 3, 4, 5, 6, and 7; 106A.265, subdivision 1;

106A.271, subdivision 1; 106A.275; 106A.281; 106A.285, subdivisions 2, 4, 5, 6, 9, and 10; 106A.295; 106A.301; 106A.305, subdivision 1; 106A.311; 106A.315, subdivisions 1, 2, 5, and 6, and by adding a subdivision; 106A.321, subdivision 1, and by adding a subdivision; 106A.325, subdivisions 2 and 3; 106A.335, subdivisions 1 and 3; 106A.341; 106A.345; 106A.351; 106A.401, subdivisions 2 and 6; 106A.405; 106A.411, subdivisions 3 and 4; 106A.501, subdivisions 4, 6, and 7; 106A.505, subdivisions 1, 2, 3, 7, and 8; 106A.511, subdivisions 1, 2, 3, and 5; 106A.515; 106A.525, subdivisions 2, 3, and 4; 106A.541; 106A.555, subdivision 2; 106A.601; 106A.605; 106A.611, subdivisions 2, 3, 6, and 7; 106A.615, subdivisions 4 and 7; 106A.635, subdivisions 1 and 10; 106A.645, subdivision 7; 106A.651, subdivision 1; 106A.655, subdivision 1; 106A.701, subdivision 1, and by adding subdivisions; 106A.705, subdivision 1; 106A.715, subdivision 6; 106A.731, subdivision 1; 106A.741, subdivision 5; 106A.811, subdivisions 2, 4, and 5; 112.431, subdivision 2; 112.48, subdivision 1; 112.59; 112.60; and 112.65, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 106A; repealing Minnesota Statutes 1984, sections 111.01; 111.02; 111.03; 111.04; 111.05; 111.06; 111.07; 111.08; 111.10; 111.12; 111.14; 111.15; 111.16; 111.17; 111.18; 111.19; 111.20; 111.21; 111.22; 111.23; 111.24; 111.25; 111.26; 111.27; 111.28; 111.29; 111.32; 111.33; 111.34; 111.35; 111.37; 111.38; 111.39; 111.40; 111.41; 111.42; 111.421; Minnesota Statutes 1985 Supplement, sections 106A.005, subdivision 25; 106A.201; 106A.205; 106A.211; 111.09; 111.11; 111.13; 111.30; 111.31; and 111.36.

Mr. DeCramer moved to amend S.F. No. 2104 as follows:

Page 64, line 27, delete the new language

Page 64, delete lines 28 to 31

Pages 64 and 65, delete sections 121 and 122

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Bernhagen requested division of the amendment as follows:

First portion:

Pages 64 and 65, delete sections 121 and 122

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Second portion:

Page 64, line 27, delete the new language

Page 64, delete lines 28 to 31

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

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

The roll was called, and there were yeas 21 and nays 35, as follows:

Those who voted in the affirmative were:

Belanger	DeCramer	Lantry	Pehler	Spear
Berglin	Dicklich	Luther	Peterson, D.C.	
Chmielewski	Dieterich	Merriam	Peterson, R.W.	
Dahl	Hughes	Moe, D.M.	Petty	
Davis	Knaak	Moe, R.D.	Solon	

Those who voted in the negative were:

Adkins	Frank	Kamrath	McQuaid	Renneke
Anderson	Frederick	Knutson	Mehrkens	Schmitz
Benson	Frederickson	Kroening	Olson	Sieloff
Berg	Freeman	Kronebusch	Peterson, D.L.	Storm
Bernhagen	Gustafson	Laidig	Purfeerst	Stumpf
Bertram	Isackson	Langseth	Ramstad	Taylor
Diessner	Jude	Lessard	Reichgott	Waldorf

The motion did not prevail. So the second portion of the amendment was not adopted.

S.F. No. 2104 was then progressed.

SPECIAL ORDER

H.F. No. 2418: A bill for an act relating to Washington county; permitting the county to finance water systems on behalf of cities and towns in the county by the issuance of county general obligation bonds.

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 52 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kroening	Moe, R.D.	Renneke
Anderson	Frank	Kronebusch	Olson	Schmitz
Belanger	Frederick	Laidig	Pehler	Sieloff
Benson	Frederickson	Langseth	Peterson, D.C.	Spear
Berglin	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Taylor
Bertram	Isackson	Luther	Petty	Waldorf
Chmielewski	Jude	McQuaid	Pogemiller	Willet
Dahl	Kamrath	Mehrkens	Purfeerst	
Davis	Knaak	Merriam	Ramstad	
DeCramer	Knutson	Moe, D.M.	Reichgott	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2185: A bill for an act relating to state government; providing for the purchase, use, administration, or disposal of certain fees, services, and property within the jurisdiction of the commissioner of administration; amending Minnesota Statutes 1984, sections 16B.07, subdivisions 3 and 4; 16B.08, subdivision 4; 16B.09, subdivision 1; and Minnesota Statutes 1985 Supplement, sections 16B.29; 16B.42, subdivision 4; and 16B.48, subdivision 2.

Mr. Pogemiller moved that the amendment made to H.F. No. 2185 by the

Committee on Rules and Administration in the report adopted March 11, 1986, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 2185 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 55 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Mehrkens	Purfeerst
Anderson	Diessner	Knaak	Moe, D.M.	Ramstad
Belanger	Frank	Knutson	Moe, R.D.	Reichgott
Benson	Frederick	Kroening	Novak	Renneke
Berglin	Frederickson	Kronebusch	Olson	Schmitz
Bernhagen	Freeman	Laidig	Pehler	Sieloff
Bertram	Gustafson	Langseth	Peterson, C.C.	Solon
Chmielewski	Hughes	Lantry	Peterson, D.C.	Spear
Dahl	Isackson	Lessard	Peterson, D.L.	Stumpf
Davis	Johnson, D.E.	Luther	Petty	Taylor
DeCramer	Jude	McQuaid	Pogemiller	Waldorf

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2143: A bill for an act relating to utilities; permitting certain energy cost adjustments; amending Minnesota Statutes 1984, section 216B.16, subdivision 7.

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:

Adkins	Diessner	Knaak	Moe, R.D.	Schmitz
Anderson	Dieterich	Knutson	Olson	Sieloff
Belanger	Frank	Kroening	Pehler	Solon
Benson	Frederick	Kronebusch	Peterson, C.C.	Spear
Berg	Frederickson	Laidig	Peterson, D.C.	Stumpf
Berglin	Freeman	Lantry	Peterson, D.L.	Taylor
Bernhagen	Gustafson	Lessard	Petty	Vega
Bertram	Hughes	Luther	Pogemiller	Waldorf
Chmielewski	Isackson	McQuaid	Purfeerst	Willet
Dahl	Johnson, D.E.	Mehrkens	Ramstad	
Davis	Jude	Merriam	Reichgott	
DeCramer	Kamrath	Moe, D.M.	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 2147: A bill for an act relating to health; requiring transportation services involving the use of a stretcher to meet life support transportation licensing standards; amending Minnesota Statutes 1984, sections 144.801, subdivision 4; and 174.29, 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 56 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Moe, R.D.	Spear
Anderson	Dieterich	Knutson	Olson	Storm
Belanger	Frank	Kroening	Peterson, D.C.	Stumpf
Benson	Frederick	Kronebusch	Peterson, D.L.	Taylor
Berg	Frederickson	Laidig	Petty	Vega
Berglin	Freeman	Lantry	Purfeerst	Waldorf
Bernhagen	Gustafson	Lessard	Ramstad	Wegscheid
Bertram	Hughes	Luther	Reichgott	Willet
Chmielewski	Isackson	McQuaid	Renneke	
Dahl	Johnson, D.E.	Mehrkens	Schmitz	
Davis	Jude	Merriam	Sieloff	
DeCramer	Kamrath	Moe, D.M.	Solon	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Diessner moved that S.F. No. 31 be taken from the table. The motion prevailed.

S.F. No. 31: A bill for an act relating to motorboat safety; requiring liability insurance on watercraft; strengthening prohibitions and penalties regarding operation of motorboat while under the influence of alcohol or a controlled substance; providing a penalty; amending Minnesota Statutes 1984, sections 361.02, subdivision 9; 361.03, by adding subdivisions; and 361.12; proposing coding for new law in Minnesota Statutes, chapter 361.

Mr. Diessner moved that the Senate do not concur in the amendments by the House to S.F. No. 31, 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.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess until 7:00 p.m. The motion prevailed.

The hour of 7:00 p.m. having arrived, the President called the Senate to order.

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.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate proceed to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Bertram introduced—

S.F. No. 2314: A bill for an act relating to taxation; sales; clarifying the definition of farm machinery; amending Minnesota Statutes 1985 Supplement, section 297A.01, subdivision 15.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Lessard, Willet, Chmielewski, Stumpf and Samuelson introduced—

S.F. No. 2315: A bill for an act relating to fishing licenses; prescribing a fee for a 14-day angling license; amending Minnesota Statutes 1985 Supplement, section 98.46, subdivision 14; S. F. No. 1526, 1986 Regular Session, article 1, section 68, subdivision 7, if enacted.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Anderson, Isackson, Laidig, Mehrkens and Storm introduced—

S.F. No. 2316: A bill for an act relating to taxation; income; providing a personal credit for mentally retarded persons; amending Minnesota Statutes 1985 Supplement, section 290.06, subdivision 3f.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Bernhagen; Merriam; Peterson, R.W.; Isackson and Solon introduced—

S.F. No. 2317: A bill for an act relating to agriculture; requiring an appropriate committee of the legislature to conduct a study of the necessity for a central filing system for agricultural credit instruments.

Referred to the Committee on Economic Development and Commerce.

SPECIAL ORDER

H.F. No. 2394: A bill for an act relating to veterans; requiring the POW-MIA flag to be flown on the capitol.

Mr. Chmielewski moved that the amendment made to H.F. No. 2394 by the Committee on Rules and Administration in the report adopted March 11, 1986, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

Mr. Chmielewski moved to amend H.F. No. 2394, as follows:

Page 1, after line 17, insert:

"Sec. 2. [196.054] [USE OF FACILITIES OR SERVICES BY OUTSIDE AGENCIES.]

Subdivision 1. [COMMISSIONER'S AUTHORITY.] *The commissioner*

of veterans affairs may allow public or private social service, educational, or rehabilitation agencies or organizations and their clients to use the facilities, staff, and other resources of the department and may require the participating agencies or organizations to pay for that use.

Subd. 2. [APPROPRIATION.] *There is a veterans affairs resources fund in the state treasury. All money received by the department pursuant to subdivision 1 must be deposited in the state treasury and credited to the veterans affairs resources fund. The commissioner may only use monies from the veterans affairs resources fund for operation, maintenance, repair of facilities, associated legal fees, and other related expenses used under subdivision 1.*"

Amend the title as follows:

Page 1, line 3, before the period, insert "; providing for use of department of veterans affairs resources by certain organizations; proposing coding for new law in Minnesota Statutes, chapter 196"

The motion prevailed. So the amendment was adopted.

H.F. No. 2394 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kamrath	Merriam	Ramstad
Anderson	Dieterich	Knaak	Moe, D.M.	Reichgott
Belanger	Frank	Knutson	Moe, R.D.	Renneke
Benson	Frederick	Kronebusch	Olson	Schmitz
Berg	Frederickson	Laidig	Pehler	Sieloff
Berglin	Freeman	Langseth	Peterson, C.C.	Spear
Bernhagen	Gustafson	Lantry	Peterson, D.C.	Storm
Bertram	Hughes	Lessard	Peterson, D.L.	Stumpf
Chmielewski	Isackson	Luther	Peterson, R.W.	Waldorf
Dahl	Johnson, D.E.	McQuaid	Petty	Wegscheid
Dicklich	Jude	Mehrkens	Pogemiller	Willet

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

SPECIAL ORDER

S.F. No. 1930: A bill for an act relating to real estate; providing for cancellation of real estate contract depending upon when contract was executed; providing for determination of purchase price; amending Minnesota Statutes 1984, section 559.21, by adding subdivisions; and Minnesota Statutes 1985 Supplement, section 559.21, subdivisions 2a, 3, and 4.

Mr. Luther moved to amend S.F. No. 1930 as follows:

Page 5, line 35, reinstate the stricken "12" and delete "10-" and after the stricken "bold" insert "*underlined*"

Page 9, after line 11, insert:

"Sec. 8. Minnesota Statutes 1985 Supplement, section 559.21, subdivision 6, is amended to read:

Subd. 6. [TEMPORARY ~~ADDITIONAL~~ *MINIMUM* NOTICE.] (a) Notwithstanding the provisions of any other law to the contrary, *this subdivision applies to* a notice to terminate a contract for conveyance of homestead property to which the provisions of chapter 583 apply, served after May 24, 1983, and prior to May 1, 1985, or after June 8, 1985, and prior to May 1, 1987~~.~~. *The notice must provide that the contract will terminate 60 days after service of notice, or 90 days after service of notice if the contract was entered into after May 1, 1980, and prior to August 1, 1985, and the purchaser has paid 25 percent or more of the purchase price. The notice must specify this 60- or 90-day period. The notice* must include a statement that the purchaser may be eligible for an extension of the time prior to termination under sections 583.01 to 583.12.

(b) The statement must be in bold type, capitalized letters, or other form sufficient for the reader to quickly and easily distinguish the statement from the rest of the notice. The requirements of this paragraph must be followed on notices served under this subdivision on or after August 1, 1985. A violation of this paragraph is a petty misdemeanor.

(c) This subdivision does not apply to earnest money contracts, purchase agreements or exercised options."

Page 9, line 17, after "*termination*" insert "*made in accordance with Laws 1985, First Special Session chapter 18, sections 6 to 11,*"

Page 9, line 21, delete "7" and insert "8"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, delete "and" and after "4" insert ", and 6"

The motion prevailed. So the amendment was adopted.

Mr. Pehler moved to amend S.F. No. 1930 as follows:

Page 9, after line 22, insert:

"Sec. 10. [APPROPRIATION.]

$25,000 the first year and $25,000 the second year is appropriated from the real estate education, research, and recovery account in the special revenue fund to the commissioner of commerce for the purposes of Minnesota Statutes, section 82.34, subdivision 6, and must be added to the appropriation for the same purpose in Laws 1985, First Special Session chapter 10, section 7, subdivision 3."

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "appropriating money;"

The motion prevailed. So the amendment was adopted.

S.F. No. 1930 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knutson	Moe, R.D.	Reichgott
Anderson	Frank	Kronebusch	Nelson	Renneke
Belanger	Frederick	Laidig	Olson	Samuelson
Berg	Frederickson	Langseth	Pehler	Schmitz
Berglin	Freeman	Lantry	Peterson, C.C.	Sieloff
Bernhagen	Gustafson	Lessard	Peterson, D.C.	Spear
Bertram	Hughes	Luther	Peterson, D.L.	Storm
Chmielewski	Isackson	McQuaid	Peterson, R.W.	Stumpf
Dahl	Johnson, D.E.	Mehrkens	Petty	Taylor
Dicklich	Jude	Merriam	Pogemiller	Wegscheid
Diessner	Kamrath	Moe, D.M.	Ramstad	Willet

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

SPECIAL ORDER

H.F. No. 1926: A bill for an act relating to state investments; establishing various accounts within the supplemental investment fund; providing for the administration of the accounts and for the investment and valuation of shares within each account; amending Minnesota Statutes 1984, sections 11A.17, subdivisions 1, 4, 9, and by adding a subdivision; 69.77, subdivision 2; 69.775; 352.96, subdivision 4; 352D.04, subdivision 1; Minnesota Statutes 1985 Supplement, section 11A.17, subdivision 13; and Laws 1969, chapter 950, section 3, 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:

Adkins	Frank	Kroening	Novak	Samuelson
Anderson	Frederick	Kronebusch	Olson	Schmitz
Belanger	Frederickson	Laidig	Pehler	Sieloff
Benson	Freeman	Lantry	Peterson, C.C.	Spear
Berg	Gustafson	Lessard	Peterson, D.C.	Storm
Berglin	Hughes	Luther	Peterson, D.L.	Stumpf
Bernhagen	Isackson	McQuaid	Peterson, R.W.	Taylor
Bertram	Johnson, D.E.	Mehrkens	Petty	Wegscheid
Dahl	Jude	Merriam	Pogemiller	Willet
Dicklich	Kamrath	Moe, D.M.	Ramstad	
Diessner	Knaak	Moe, R.D.	Reichgott	
Dieterich	Knutson	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2035: A bill for an act relating to retirement; police and firefighters' relief associations; standardizing auditing requirements; clarifying various duties and responsibilities in the management of local associations; auditing, financial reporting, and state aid for the Winona police relief association; amending Minnesota Statutes 1984, sections 3.85, subdivision 6; 6.72, subdivision 2; 69.011, subdivision 2; 69.021, subdivisions 4 and 7; 69.051; 69.77; 69.773, subdivision 2; 69.775; 69.80; and 424A.001, subdivision 4, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 69.011, subdivision 1; 69.031, subdivision 1; and 356.216;

proposing coding for new law in Minnesota Statutes, chapters 6 and 423A.

Mr. Moe, D.M. moved to amend H.F. No. 2035, as amended pursuant to Rule 49, adopted by the Senate March 7, 1986, as follows:

(The text of the amended House File is identical to S. F. No. 2112.)

Page 13, line 4, after "*association*" insert "*and each independent nonprofit firefighting corporation*"

Page 13, after line 30, insert:

"*(c) The statement shall be countersigned by the municipal clerk or clerk-treasurer of the municipality, or, where applicable, by the secretary of the independent nonprofit firefighting corporation and by the municipal clerk or clerk-treasurer of the largest municipality in population which contracts with the independent nonprofit firefighting corporation if the relief association is a subsidiary of an independent nonprofit firefighting corporation;*"

Page 13, line 31, delete "*(c)*" and insert "*(d)*" and delete "*its*" and insert "*the relief association*"

Page 13, line 34, delete "*(d)*" and insert "*(e)*"

Page 28, after line 28, insert:

"Sec. 17. Minnesota Statutes 1985 Supplement, section 423A.02, subdivision 1, is amended to read:

Subdivision 1. Any municipality in which is located a local police or salaried firefighters' relief association to which the provisions of section 69.77, apply, unless the municipality has adopted a municipal resolution retaining the local relief association pursuant to section 423A.01, subdivision 1, shall be entitled upon application as required by the commissioner of ~~finance~~ *revenue* to receive local police and salaried firefighters' relief association amortization state aid if the municipality and the appropriate relief association both comply with the applicable provisions of sections 69.031, subdivision 5, 69.051, subdivisions 1 and 3, and 69.77. The amount of amortization state aid to which a municipality is entitled annually shall be an amount equal to the level annual dollar amount required to amortize, by December 31, 2010, the unfunded accrued liability of the special fund of the appropriate relief association as reported in the December 31, 1978, actuarial valuation of the relief association prepared pursuant to Minnesota Statutes, sections 356.215 and 356.216, reduced by the dollar amount required to pay the interest on the unfunded accrued liability of the special fund of the relief association for calendar year 1981 set at the rate specified in Minnesota Statutes 1978, section 356.215, subdivision 4, clause (4). Payment of amortization state aid to municipalities shall be made directly to the municipalities involved in four equal installments on March 15, July 15, September 15 and November 15 annually. Upon receipt of amortization state aid, the municipal treasurer shall transmit the aid amount to the treasurer of the local relief association for immediate deposit in the special fund of the relief association. The commissioner of ~~finance~~ *revenue* shall prescribe and periodically revise the form for and content of the application for the amortization state aid. The)mounts required to pay the amortization state aid are hereby annually appropriated from the general fund to the commissioner of ~~finance~~ *revenue*."

Page 29, after line 33, insert:

"Sec. 20. Laws 1984, chapter 564, section 48, is amended to read:

Sec. 48. [ANNUAL APPROPRIATION.]

There is appropriated and transferred from the general fund to the commissioner of ~~finance~~ *revenue*, $1,000,000 annually for distribution among those local police and salaried firefighters relief associations that receive amortization state aid according to Minnesota Statutes, section 423A.02. Distribution shall be made according to that proportion the unfunded accrued liability of each relief association bears to the total unfunded accrued liabilities of all relief associations as reported in the most recent actuarial valuations of the relief associations that receive amortization state aid according to section 423A.02. Moneys shall be distributed to the relief associations at the same time fire and police department state aid is distributed according to section 69.021."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 2035 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 55 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kroening	Olson	Samuelson
Anderson	Frank	Kronebusch	Pehler	Schmitz
Belanger	Frederick	Laidig	Peterson, C.C.	Sieloff
Benson	Freeman	Lantry	Peterson, D.C.	Solon
Berg	Gustafson	Luther	Peterson, D.L.	Spear
Berglin	Hughes	McQuaid	Peterson, R.W.	Storm
Bernhagen	Isackson	Mehrkens	Petty	Stumpf
Dahl	Johnson, D.E.	Merriam	Pogemiller	Taylor
Davis	Jude	Moe, D.M.	Ramstad	Waldorf
Dicklich	Kamrath	Moe, R.D.	Reichgott	Wegscheid
Diessner	Knutson	Novak	Renneke	Willet

Mr. Bertram voted in the negative.

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

SPECIAL ORDER

S.F. No. 707: A bill for an act relating to retirement; public plans generally; providing health insurance benefits for certain retired teachers; changing eligibility requirements for surviving spouse benefits; amending Minnesota Statutes 1984, sections 62E.14, subdivision 1; 352.12, subdivision 2; 353.32, subdivision 1a; 354.05, subdivision 26; 354.44, subdivision 4; 354.46, subdivision 2; and 354A.35, subdivision 2; Minnesota Statutes 1985 Supplement, sections 136C.50, subdivision 7; 353.657, subdivision 2a; 354.55, subdivision 11; and 356.215, subdivision 4d; proposing coding for new law in Minnesota Statutes, chapter 62E.

Mr. Moe, D.M. moved to amend S.F. No. 707 as follows:

Page 2, lines 1 and 4, delete "*fund*" and insert "*school district*"

Page 3, lines 26 to 28, reinstate the stricken language

Page 4, after line 18, insert:

"Sec. 5. Minnesota Statutes 1984, section 352D.01, is amended to read:

352D.01 [ESTABLISHMENT.]

There is hereby established within the Minnesota state retirement system a retirement program for certain ~~unclassified~~ *public* employees ~~in state service~~ to be known as the Minnesota unclassified employees retirement program, which shall be administered by the Minnesota state retirement system.

Sec. 6. Minnesota Statutes 1984, section 352D.015, subdivision 5, is amended to read:

Subd. 5. "Covered employment" means employment covered by ~~chapter 352, or~~ this chapter.

Sec. 7. Minnesota Statutes 1984, section 352D.02, as amended by Laws 1985, First Special Session chapter 10, section 88, is amended to read:

352D.02 [COVERAGE.]

Subdivision 1. [COVERAGE.] The following employees, if they are in the unclassified service of the state and are eligible for coverage under the ~~Minnesota~~ state *employees* retirement ~~system~~ *fund*, shall participate in the unclassified program unless an employee gives notice to the executive director of the state retirement system within one year following the commencement of employment in the unclassified service that the employee desires coverage under the regular employee plan. For the purposes of this chapter, an employee who does not file notice with the executive director shall be deemed to have exercised the option to participate in the unclassified plan.

(1) any employee in the office of the governor, lieutenant governor, secretary of state, state auditor, state treasurer, attorney general or the state board of investment,

(2) the head of any department, division, or agency created by statute in the unclassified service, an acting department head subsequently appointed to the position, or any employee enumerated in section 15A.081, subdivision 1 or 15A.083, subdivision 4,

(3) any permanent, full-time unclassified employee of the legislature or any commission or agency of the legislature or a temporary legislative employee having shares in the supplemental retirement fund as a result of former employment covered by this chapter, whether or not eligible for coverage under the Minnesota state retirement system,

(4) any person employed in a position established pursuant to section 43A.08, subdivision 1, clause (c), or subdivision 1a or in a position authorized under a statute creating or establishing a department or agency of the state, which is at the deputy or assistant head of department or agency or director level,

(5) the chair, chief administrator, and not to exceed nine positions at the

division director or administrative deputy level of the metropolitan waste control commission as designated by the commission; the chair, executive director, and not to exceed three positions at the division director or assistant to the chair level of the regional transit board; a chief administrator who is an employee of the metropolitan transit commission; and the chair, executive director, and not to exceed nine positions at the division director or administrative deputy level of the metropolitan council as designated by the council; provided that upon initial designation of all positions provided for in this clause, no further designations or redesignations shall be made without approval of the board of directors of the Minnesota state retirement system,

(6) the executive director, associate executive director, and not to exceed nine positions of the higher education coordinating board in the unclassified service, as designated by the higher education coordinating board; provided that upon initial designation of all positions provided for in this clause, no further designations or redesignations shall be made without approval of the board of directors of the Minnesota state retirement system,

(7) the clerk of the appellate courts appointed pursuant to Article VI, Section 2, of the Constitution of the state of Minnesota,

(8) the chief executive officers of correctional facilities operated by the department of corrections and of hospitals and nursing homes operated by the department of human services,

(9) any employee whose principal employment is at the state ceremonial house,

(10) employees of the Minnesota educational computing corporation, and

(11) any employee of the world trade center board.

Subd. 1a. *The following employees if they are eligible for coverage under the state employees retirement fund, or the teachers retirement association, or would have been eligible for coverage under those funds but for this subdivision, shall participate in the plan, subject to the provisions of subdivision 5 and section 8, and have Social Security coverage under the agreement between the state and the secretary of health and human services: the chancellor, university presidents, and unclassified managerial employees in the state university system employed at the level of dean or higher.*

Subd. 1b. Any person who on the day before June 30, 1982 is a participant in the state unclassified employees retirement program, whose position is placed in the classified service pursuant to Laws 1982, Chapter 560, may elect to maintain membership in the unclassified program as long as the person holds the position or a position in a higher class in the same agency. When an unclassified position which entitles a person to participate in the unclassified retirement program is placed in the classified service, the commissioner of employee relations shall send written notice to the incumbent of the position, and to the director of the Minnesota state retirement system. This notice shall state the incumbent's option under this subdivision. A person eligible to maintain membership in the unclassified plan shall notify the executive director of the state retirement system of the person's election to maintain membership in the unclassified plan within 60 days of the date on which the commissioner sends the notice stating that the position has been placed in the classified service. A person who does not file this notice shall

be deemed to have waived the right to remain in the unclassified plan.

Subd. ~~1b~~ *1c*. An employee covered by the regular plan who is subsequently employed as a permanent, full-time unclassified employee of the legislature or any commission or agency of the legislature may elect to transfer accumulated employee and matching employer contributions, as provided in section 352D.03.

Subd. 2. A person becoming a participant in the unclassified program by virtue of employment in a position specified in subdivision 1, clause (2) and remaining in the unclassified service shall remain a participant in the program even though the position the person occupies is deleted from any of the sections referenced in subdivision 1, clause (2) by subsequent amendment, except that a person shall not be eligible to elect the unclassified program after separation from unclassified service if on the return of the person to service, that position is not specified in subdivision 1, clause (2). Any person employed in a position specified in subdivision 1 shall cease to participate in the unclassified program in the event his position is placed in the classified service.

Subd. 3. An election to not participate is irrevocable during any period of covered employment. An employee with employee shares to his credit in the unclassified program, after acquiring credit for ten years of allowable service but prior to termination of covered employment, may, notwithstanding other provisions of this subdivision, elect to terminate his participation in the unclassified plan and be covered by the regular plan by filing such election with the executive director. The executive director shall thereupon redeem the employee's total shares and shall credit to the employee's account in the regular plan the amount of contributions that would have been so credited had the employee been covered by the regular plan during his entire covered employment. The balance of moneys so redeemed and not credited to the employee's account shall be transferred to the state contribution reserve of the state employees retirement fund, except that the employee contribution paid to the unclassified plan in excess of that required by the general employee plan shall be refunded to the employee as provided in section 352.22.

Subd. 4. When any person elects participation in the unclassified program all contributions from the time first eligible to make such an election shall be covered by the program.

Subd. 5. An employee in a position with retirement coverage under the basic program in the teachers retirement association is not entitled to participate in the plan unless the employee leaves the position and begins employment more than 30 days later in a position with retirement coverage under the plan.

Sec. 8. Minnesota Statutes 1984, section 352D.06, subdivision 1, is amended to read:

Subdivision 1. When a participant attains at least age 58, is retired from covered service, and applies for a retirement annuity, the cash value of his shares shall be transferred to the Minnesota post-retirement investment fund and used to provide an annuity for the retired employee based upon his age when the benefit begins to accrue according to the reserve basis used by the

~~regular~~ *state employees retirement* fund in determining pensions and reserves.

Sec. 9. Minnesota Statutes 1984, section 352D.065, subdivision 5, is amended to read:

Subd. 5. ~~An unclassified employee~~ *A participant* who returns to covered service after receiving benefits under this section shall not be required or allowed to repay such benefits.

Sec. 10. Minnesota Statutes 1984, section 352D.085, subdivision 1, is amended to read:

Subdivision 1. Service under the unclassified program for which the employee has employee shares to his credit, may be used for the limited purpose of qualifying for benefits under sections 352.115, 352.72, subdivision 1, ~~and~~ 352.113, *354.44, 354.45, 354.48, and 354.60*; provided such service may not be used to qualify for a disability benefit under section 352.113, *or 354.48* if a participant was under the unclassified program at the time of the disability, and provided further that the years of service and salary paid while ~~such~~ *the* participant was in the unclassified program shall not be used in determining the amount of benefits."

Page 4, lines 24 and 25, reinstate the stricken language

Page 5, line 2, delete "*subdivision*" and reinstate the stricken language

Page 6, after line 9, insert:

"Sec. 13. Minnesota Statutes 1984, section 354.05, subdivision 2, is amended to read:

Subd. 2. [TEACHER.] "Teacher" includes any person who renders service as a teacher, supervisor, principal, superintendent, or librarian in the public schools of the state located outside of the corporate limits of the cities of the first class as those cities were so classified on January 1, 1979, or in the state universities, or in any charitable or state institution including penal and corrective institutions supported, in whole or in part, by public funds, or who is engaged in educational administration in connection with the state public school system, including the state university system and state community college system, but excluding the University of Minnesota, whether the position be a public office or an employment, not including members of any general governing or managing board or body connected with the systems, or the officers of common, independent, special, or associated school districts, or unorganized territory. The term shall also include an employee of the teachers retirement association unless the employee is covered by the Minnesota state retirement system by virtue of prior employment by the association, and any nurse, counselor, social worker, therapist or psychologist who renders service in the public schools as defined above or in state universities. The term shall also include any person who renders teaching service on a part time basis and who also renders other services for a school district. In such cases, the teachers retirement association shall have the authority to determine whether all or none of the combined employment shall be covered by the teachers retirement association. *The term does not include an employee described in section 352D.02, subdivision 1a, clause (1), who is hired after the effective date of this act.* The term does not mean any person

who works for a school or institution as an independent contractor. The term shall not include any person employed in subsidized on-the-job training, work experience or public service employment as an enrollee under the federal comprehensive employment and training act from and after March 30, 1978, unless the person has as of the later of March 30, 1978 or the date of employment sufficient service credit in the retirement fund to meet the minimum vesting requirements for a deferred retirement annuity, or the employer agrees in writing on forms prescribed by the executive director to make the required employer contributions, including any employer additional contributions, on account of that person from revenue sources other than funds provided under the federal comprehensive training and employment act, or the person agrees in writing on forms prescribed by the executive director to make the required employer contribution in addition to the required employee contribution. The term shall not include any person holding a part time adult supplementary vocational-technical school license who renders part time teaching service in a vocational-technical school if (1) the service is incidental to the regular nonteaching occupation of the person; and (2) the applicable vocational-technical school stipulates annually in advance that the part time teaching service will not exceed 300 hours in a fiscal year; and (3) the part time teaching service actually does not exceed 300 hours in a fiscal year. The term also shall not include a person exempt from licensure pursuant to section 125.031 or any person who was excluded from membership prior to January 1, 1981 pursuant to Laws 1978, chapter 556, section 1 and Laws 1980, chapter 342, section 8, if the person annually certifies on a form prescribed by the executive director that the person has established and is contributing to an individual retirement account which is based on nonteaching employment."

Page 7, lines 15 and 16, reinstate the stricken language

Page 9, line 23, reinstate the stricken "or has credit for at"

Page 9, line 24, reinstate the stricken language

Page 10, after line 19, insert:

"Sec. 20. [ELECTION OF COVERAGE; TRANSITION.]

A current employee or official enumerated in Minnesota Statutes, section 352D.02, subdivision 1a, as added by section 3, may elect prospective coverage in the unclassified plan. The employee may elect to transfer prior service credit to the plan under the provisions of section 352D.12.

The executive director of the state retirement system, or teachers retirement association, as appropriate, shall notify current employees or officials of the option within six months following the effective date of this act. An employee or official eligible to elect coverage by the plan shall notify the appropriate director within six months after the date of notice. An election to participate in the plan is irrevocable during any current or subsequent period of employment."

Page 11, line 9, after the second comma, insert "*or*"

Page 11, line 10, before the comma, insert "*who terminated employment before July 1, 1973*"

Page 11, line 11, delete "*1973*" and insert "*1972*"

Page 11, line 17, delete "*less any*"

Page 11, delete line 18

Page 11, line 19, delete "*deferred,*"

Page 11, line 20, after the period, insert "*Retirement funds covered by this section shall transfer to the post retirement fund the required reserves necessary to support the increases granted by this section.*"

Page 11, line 24, delete "*to 6, 9, and*" and insert a comma and after "*11*" insert ", *12, and 14 to 19*"

Page 11, line 25, delete "*Increases*"

Page 11, line 26, delete "*under*" and delete "*5, 6, 9, and*" and delete everything after "*11*" and insert ", *12, 16, and 18*"

Page 11, line 27, delete "*July 1*" and insert "*apply to members whose deaths occur after June 30*" and delete "*8,*" and insert "*5 to*" and delete "*and 12 to 14*" and insert "*13, and 20 to 22*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 707 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kamrath	Moe, R.D.	Samuelson
Anderson	Dieterich	Knutson	Olson	Schmitz
Belanger	Frank	Kroening	Pehler	Sieloff
Benson	Frederick	Kronebusch	Peterson, D.C.	Solon
Berg	Frederickson	Laidig	Peterson, D.L.	Spear
Bernhagen	Freeman	Lantry	Peterson, R.W.	Storm
Bertram	Gustafson	Luther	Petty	Stumpf
Chmielewski	Hughes	McQuaid	Pogemiller	Taylor
Dahl	Isackson	Mehrkens	Ramstad	Waldorf
Davis	Johnson, D.E.	Merriam	Reichgott	Wegscheid
Dicklich	Jude	Moe, D.M.	Renneke	Willet

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

SPECIAL ORDER

H.F. No. 229: A bill for an act relating to retirement; early retirement without reduction in annuities; amending Minnesota Statutes 1984, section 356.70, subdivision 1.

Mr. Moe, D.M. moved to amend H.F. No. 229, the unofficial engrossment, as follows:

Page 1, line 27, delete "*February 14*" and insert "*March 20*"

Page 2, line 1, delete "*March 27*" and insert "*April 17*" and after the

second comma, insert "*and between June 13, 1981, and October 23, 1981,*"

Page 2, line 2, strike "between"

Page 2, line 3, delete "*February 14*" and strike ", 1981, and" and delete "*March 27*" and strike ", 1981" and before ", shall" insert "*during those two periods of absence*"

Page 2, after line 24, insert:

"Sec. 5. [ANDOVER FIREFIGHTERS BYLAW AMENDMENT.]

Notwithstanding any provision of Minnesota Statutes, sections 69.771 to 69.776, or chapter 424A, the Andover firefighters relief association may amend its bylaws to allow computation of service pensions utilizing a member's period of service as an active member of the municipal fire department during the period prior to incorporation of the relief association."

Page 4, line 31, delete "*Both*" and insert "*Section 5 is effective upon approval by the Andover city council. All*"

Renumber the sections in sequence

Correct the internal references

The motion prevailed. So the amendment was adopted.

Mr. Solon moved to amend H.F. No. 229, the unofficial engrossment, as follows:

Page 1, line 15, delete the new language

CALL OF THE SENATE

Mr. Moe, D.M. imposed a call of the Senate for the balance of the proceedings on H.F. No. 229. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the amendment.

Mr. Moe, D.M. moved that those not voting be excused from voting. The motion prevailed.

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

Those who voted in the affirmative were:

Adkins	Frederick	Knutson	Peterson, C.C.	Storm
Berg	Frederickson	Kroening	Peterson, D.L.	Stumpf
Bertram	Hughes	Lessard	Purfeerst	Taylor
Dahl	Johnson, D.E.	McQuaid	Ramstad	Willet
Davis	Johnson, D.J.	Mehrkens	Samuelson	
DeCramer	Jude	Novak	Schmitz	
Dicklich	Knaak	Pehler	Solon	

Those who voted in the negative were:

Anderson	Dieterich	Laidig	Nelson	Sieloff
Belanger	Frank	Langseth	Olson	Spear
Benson	Freeman	Lantry	Peterson, D.C.	Waldorf
Berglin	Gustafson	Luther	Peterson, R.W.	Wegscheid
Bernhagen	Isackson	Merriam	Petty	
Chmielewski	Kamrath	Moe, D.M.	Pogemiller	
Diessner	Kronebusch	Moe, R.D.	Renneke	

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

H.F. No. 229 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Moe, R.D.	Renneke
Anderson	Dieterich	Knutson	Novak	Samuelson
Belanger	Frank	Kroening	Olson	Schmitz
Benson	Frederick	Kronebusch	Pehler	Sieloff
Berg	Frederickson	Laidig	Peterson, C.C.	Solon
Berglin	Freeman	Langseth	Peterson, D.C.	Spear
Bernhagen	Gustafson	Lantry	Peterson, D.L.	Storm
Bertram	Hughes	Lessard	Peterson, R.W.	Stumpf
Chmielewski	Isackson	Luther	Petty	Taylor
Dahl	Johnson, D.E.	McQuaid	Pogemiller	Waldorf
Davis	Johnson, D.J.	Mehrkens	Purfeerst	Wegscheid
DeCramer	Jude	Merriam	Ramstad	Willet
Dicklich	Kamrath	Moe, D.M.	Reichgott	

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

SPECIAL ORDER

The question recurred on S.F. No. 1065.

S.F. No. 1065: A bill for an act relating to recreational vehicles; regulating all-terrain vehicles; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 84.92; 84.922, subdivisions 1, 3, 5, 6, 7, 8, and by adding subdivisions; 84.925; 84.927; 84.928; 85.018, subdivisions 1, 2, 3, 4, and 5; 100.273, subdivision 9; and 296.16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 84.

Mr. Pehler moved to amend the Bernhagen amendment to S.F. No. 1065, adopted by the Senate March 13, 1986, as follows:

Page 2, line 15, after "AREAS" insert "AND SEASONS" and before "*The*" insert "*An all-terrain vehicle may not be operated in the right-of-way of streets and highways from April 1 to August 1 except by resolution of the road authority.*"

Page 2, line 17, after "*may*" insert "*further*"

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

Mr. Waldorf moved to amend the Pehler amendment to S.F. No. 1065, adopted by the Senate March 13, 1986, as follows:

Page 1, line 6, delete "*except by resolution of the road authority*"

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

The roll was called, and there were yeas 32 and nays 24, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Luther	Peterson, C.C.	Sieloff
Anderson	Freeman	McQuaid	Peterson, D.C.	Spear
Berglin	Jude	Merriam	Peterson, D.L.	Waldorf
Dahl	Knaak	Nelson	Petty	Wegscheid
Davis	Kroening	Novak	Pogemiller	
Diessner	Langseth	Olson	Ramstad	
Dieterich	Lantry	Pehler	Reichgott	

Those who voted in the negative were:

Belanger	Frederick	Kamrath	Peterson, R.W.	Solon
Benson	Frederickson	Kronebusch	Purfeerst	Storm
Bernhagen	Gustafson	Laidig	Renneke	Stumpf
Bertram	Isackson	Lessard	Samuelson	Willet
Chmielewski	Johnson, D.E.	Mehrkens	Schmitz	

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

The question recurred on the adoption of the Bernhagen amendment, as amended.

The roll was called, and there were yeas 38 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Novak	Solon
Belanger	Frederickson	Kroening	Pehler	Storm
Benson	Freeman	Kronebusch	Peterson, R.W.	Stumpf
Bernhagen	Gustafson	Laidig	Purfeerst	Waldorf
Bertram	Isackson	Langseth	Renneke	Wegscheid
Chmielewski	Johnson, D.E.	Lantry	Samuelson	Willet
Dicklich	Jude	Lessard	Schmitz	
Diessner	Kamrath	Mehrkens	Sieloff	

Those who voted in the negative were:

Adkins	Dieterich	McQuaid	Olson	Pogemiller
Berglin	Frank	Merriam	Peterson, D.C.	Ramstad
Dahl	Knaak	Moe, R.D.	Peterson, D.L.	Reichgott
Davis	Luther	Nelson	Petty	Spear

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

Mr. Benson moved to amend S.F. No. 1065 as follows:

Page 12, after line 13, insert:

"Sec. 13. [FORESTVILLE STATE PARK ROADS.]

Up to $1,000 of the cost incurred in the biennium ending June 30, 1987, by Fillmore county in maintaining roads that provide access to Forestville state park shall be reimbursed from the state park road account created by Minnesota Statutes 1984, section 162.06, subdivision 5."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Wegscheid questioned whether the amendment was germane.

The Chair ruled that the amendment was not germane.

Ms. Peterson, D.C. moved to amend the Peterson, D.C. amendment to S.F. No. 1065, adopted by the Senate March 13, 1986, as follows:

Page 6, line 15, delete everything after "*county*"

Page 6, delete lines 16 to 20

Page 6, line 21, delete "*Grays Bay*"

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

S.F. No. 1065 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 42 and nays 10, as follows:

Those who voted in the affirmative were:

Adkins	Frederick	Laidig	Peterson, D.C.	Sieloff
Anderson	Frederickson	Lantry	Peterson, D.L.	Storm
Belanger	Freeman	Lessard	Peterson, R.W.	Taylor
Benson	Gustafson	Luther	Pogemiller	Waldorf
Bernhagen	Hughes	McQuaid	Purfeerst	Wegscheid
Bertram	Johnson, D.E.	Mehrkens	Ramstad	Willet
Chmielewski	Jude	Novak	Reichgott	
Dahl	Knutson	Olson	Renneke	
Diessner	Kronebusch	Peterson, C.C.	Schmitz	

Those who voted in the negative were:

Berglin	Frank	Kamrath	Merriam	Petty
Dieterich	Isackson	Knaak	Moe, R.D.	Spear

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

SPECIAL ORDER

S.F. No. 2129: A bill for an act relating to the city of St. Paul; permitting the imposition of an additional tax on transient lodging.

Mr. Waldorf moved to amend S.F. No. 2129 as follows:

Page 1, after line 5, insert:

"Section 1. Laws 1977, chapter 402, section 2, is amended to read:

Sec. 2. [LEXINGTON AVENUE SOUTH OF LARPENTEUR.]

The city of Saint Paul may ~~not~~ take or use existing park land for the redesign, reconstruction or widening of Lexington avenue south of Larpenteur avenue *only if the redesign, reconstruction or widening:*

(a) does not result in a traveled way on Lexington avenue between Horton avenue and Hoyt avenue greater than 32 feet, except for turning lanes, and

(b) is consistent with the Como Park master plan approved by the metropolitan council.

Sec. 2. [VARIANCE NOT REQUIRED.]

Notwithstanding any other provision of law, the section of Lexington avenue that is located within Como Park in the city of Saint Paul does not require a variance from municipal state-aid engineering standards in order to be redesigned, reconstructed, or widened, and is eligible for inclusion in the money needs of the city on the same basis as other municipal state-aid streets

in the city.''

Page 1, line 21, delete ''*This act*'' and insert ''*Sections 1 and 2 are effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the St. Paul city council. Section 3*''

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, before the period, insert ''; providing for the redesign, reconstruction and widening of Lexington avenue south of Larpenteur avenue; amending Laws 1977, chapter 402, section 2''

Mr. Knaak questioned whether the amendment was germane.

The Chair ruled that the amendment was germane.

S.F. No. 2129 was then progressed.

SPECIAL ORDER

S.F. No. 1847: A bill for an act relating to public finance; providing a method for determining compliance with proposed federal tax law relating to state and local government obligations; providing for additional enterprise zone credits and expansion of an enterprise zone; authorizing certain capital notes; extending the interest reduction program; providing certain powers to county housing and redevelopment authorities and joint powers agreements; amending Minnesota Statutes 1984, sections 273.1314, by adding a subdivision; 412.301; 462C.02, subdivision 6; 462C.06; 471.59, subdivision 11; 474.01, subdivisions 6 and 7b; 475.55, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 273.1314, subdivision 16a; 462.445, subdivision 13; 475.56; proposing coding for new law as Minnesota Statutes, chapter 474A; repealing Minnesota Statutes 1984, sections 462C.09, subdivision 4; 474.16, subdivisions 1, 2, and 5; 474.21; and 474.25; Minnesota Statutes 1985 Supplement, sections 462C.09, subdivisions 1, 2a, 3, 5, and 6; 474.16, subdivisions 3, and 6 to 15; 474.17; 474.19; 474.20; 474.23; and 474.26.

Mr. Benson moved to amend S.F. No. 1847 as follows:

Page 8, line 24, after the period, insert ''*Commercial redevelopment project does not include any commercial retail project.*''

Page 19, line 18, after the period, insert ''*No portion of an entitlement allocation may be used for a commercial retail project.*''

Page 32, line 35, after the period, insert ''*No portion of an entitlement allocation may be used for a commercial retail project.*''

Page 38, line 8, after ''*project*'' insert '', *other than commercial retail projects,*''

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 34 and nays 23, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kamrath	Merriam	Samuelson
Anderson	Frederick	Knaak	Moe, R.D.	Sieloff
Benson	Gustafson	Knutson	Nelson	Spear
Berglin	Hughes	Laidig	Peterson, D.L.	Storm
Bernhagen	Isackson	Lessard	Peterson, R.W.	Taylor
Bertram	Johnson, D.E.	Luther	Petty	Waldorf
Dahl	Jude	McQuaid	Renneke	

Those who voted in the negative were:

Belanger	Frederickson	Lantry	Peterson, C.C.	Schmitz
Chmielewski	Freeman	Mehrkens	Peterson, D.C.	Solon
Dicklich	Johnson, D.J.	Novak	Pogemiller	Willet
Diessner	Kroening	Olson	Ramstad	
Frank	Kronebusch	Pehler	Reichgott	

The motion prevailed. So the amendment was adopted.

Mr. Novak moved to amend S.F. No. 1847 as follows:

Page 4, after line 27, insert:

"Sec. 5. Minnesota Statutes 1984, section 462A.03, subdivision 13, is amended to read:

Subd. 13. "Eligible mortgagor" means a nonprofit or cooperative housing corporation, limited profit entity or a builder as defined by the agency in its rules, which sponsors or constructs residential housing as defined in subdivision 7, or a natural person of low or moderate income, except that the return to a limited dividend entity shall not exceed ten percent of the capital contribution of the investors or such lesser percentage as the agency shall establish in its rules; *provided that residual receipts funds of a limited dividend entity may be used for agency-approved, housing-related investments owned by the limited dividend entity without regard to the limitation on returns*. Owners of existing residential housing occupied by renters shall be eligible for rehabilitation loans, only if, as a condition to the issuance of the loan, the owner agrees to conditions established by the agency in its rules relating to rental or other matters that will insure that the housing will be occupied by persons and families of low or moderate income. The agency shall require by rules that the owner give preference to those persons of low or moderate income who occupied the residential housing at the time of application for the loan."

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 10, after the semicolon, insert "providing for certain housing-related investments;"

Page 1, line 11, after the second semicolon, insert "462A.03, subdivision 13;"

The motion prevailed. So the amendment was adopted.

Mr. Benson moved to amend S.F. No. 1847 as follows:

Page 8, delete lines 31 to 33

Page 9, line 26, delete "*entitlement*" and insert "*state*"

Page 11, delete lines 8 to 11

Page 11, line 13, delete "*an entitlement*" and insert "*a state*"

Renumber the subdivisions in sequence

Page 15, line 10, delete "*entitlement*" and insert "*state*"

Page 15, line 26, delete everything after the first "*the*"

Page 15, delete line 27

Page 15, line 30, delete everything after "*act*"

Page 15, line 31, delete everything before the semicolon

Page 16, delete line 2, and insert "*department shall allocate only one-half of the amount available for allocation under clauses (1), (2), and (3).*"

Page 16, delete lines 3 to 13

Page 16, line 21, delete "ENTITLEMENT" and insert "STATE"

Page 18, delete lines 29 to 36

Page 19, delete lines 1 to 20

Page 19, line 21, delete "*5*" and insert "*4*" and delete "ENTITLEMENT" and insert "STATE"

Page 19, line 23, delete "*entitlement*" and insert "*state*"

Page 19, line 24, delete "*entitlement*"

Page 19, delete lines 25 to 29

Page 19, line 36, delete "*An entitlement*" and insert "*A state*"

Page 20, line 2, delete "*entitlement*"

Page 20, line 3, delete "*entitlement*" and insert "*state*"

Page 20, line 8, delete "*entitlement*"

Page 24, line 36, delete the comma and insert "*or*"

Page 25, line 1, delete ", *or an entitlement*"

Page 25, line 2, delete "*issuer*"

Page 25, line 14, after the comma, insert "*other than commercial retail projects,*"

Page 31, lines 5 and 7, delete "ENTITLEMENT" and insert "STATE"

Page 31, line 7, before "*The*" insert "*Twenty-four percent of*"

Page 31, line 8, after "*cap*" insert "*shall be*" and delete "*entitlement issuers*" and insert "*the department of finance to be allocated among state issuers.*"

Page 31, delete lines 9 to 36

Page 32, delete lines 1 to 36

Page 33, delete lines 1 to 10

Page 33, line 11, delete "*under*"

Page 33, line 12, delete everything before "*may*"

Page 33, line 16, delete everything after the period

Page 33, delete lines 17 to 24

Page 33, line 25, delete "ENTITLEMENT" and insert "STATE"

Page 33, line 27, delete "*entitlement*" and insert "*state*"

Page 33, line 28, delete "*entitlement*"

Page 34, delete lines 8 to 12

Page 34, line 13, delete "*3*" and insert "2" and delete "ENTITLEMENT"

Page 34, line 14, delete "*an entitlement*" and insert "*a state*"

Page 34, lines 15 and 30, delete "*entitlement*"

Page 34, line 18, delete the first "*entitlement*" and insert "*state*" and delete the second "*entitlement*"

Page 35, delete lines 7 to 36 and insert "*State issuers may apply for and receive allocations under this section in an aggregate amount not to exceed that portion of its allocation returned for reallocation under section 11. A city of the first class may apply for an allocation for a manufacturing project at any time.*"

Page 36, delete lines 1 and 2

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

Mr. Ramstad moved to amend S.F. No. 1847 as follows:

Page 49, after line 5, insert:

"Sec. 33. [CITY OF PLYMOUTH; CAPITAL IMPROVEMENT RESERVE FUND.]

Subdivision 1. [TAX LEVY.] *The governing body of the city of Plymouth may establish, by a two-thirds vote of all its members, by ordinance or resolution a capital improvement reserve fund and may annually levy a property tax for the support of the fund. The proceeds of taxes levied for its support shall be paid into the capital improvement reserve fund. There may be paid into the fund any other revenue from any source not required by statute or charter to be paid into some other fund to be used for purposes other than those provided for the use of the capital improvement reserve fund. A tax levied by the city of Plymouth in accordance with this section is a special levy within the meaning of section 275.50, subdivision 5. Before a tax is levied under this section, the Plymouth city council shall publish in the official newspaper of the city an initial resolution authorizing the tax levy, and if within ten days after the publication there is filed with the city clerk a petition requesting an election on the proposition of the tax levy signed by a number of qualified voters greater than ten percent of the number who voted in the city at the last general election, the tax must not be levied until the proposition has been approved by a majority of the votes cast on it at a regular or special election.*

Subd. 2. [PURPOSES.] *Except as provided in subdivision 3, the capital improvement reserve fund shall be used only for capital improvements for*

which bonds may be issued by the city under section 475.52, subdivisions 1 and 2.

Subd. 3. [CAPITAL IMPROVEMENT PROGRAM.] *A balance in the capital improvement reserve fund may be used only in accordance with the comprehensive plan adopted by the city pursuant to sections 473.851 to 473.86.*

Subd. 4. [USE OF FUND FOR A SPECIFIC PURPOSE.] *If the city council of Plymouth has established a capital improvement reserve fund, it may submit to the voters at a regular or special election the question of using the fund for a specific improvement or type of capital improvement. If a majority of the votes cast on the question are in favor of such a limitation on the use of the fund, it shall be used only for the purpose approved by the voters.*

Subd. 5. [HEARING; NOTICE.] *A capital improvement fund may not be established until after a public hearing on the question is held. Notice of the time, place, and purpose of the hearing must be published for two successive weeks in the official newspaper of the city. The second publication must be not later than seven days before the date of the hearing.*

Subd. 6. [TERMINATION OF FUND.] *The city may terminate a capital improvement fund at any time in the same manner as the fund was established. Upon termination of the fund any balance shall be irrevocably appropriated to the debt service fund of the city to be used solely to reduce tax levies for or bonded indebtedness of the city or, if the city has no bonded indebtedness, for capital improvements authorized by this act.*

Sec. 34. [TRANSITION.]

A public works reserve fund established by the city of Plymouth pursuant to Minnesota Statutes, section 471.57, before the effective date of this act may be continued but is governed by this act.''

Page 49, line 18, before "*Sections*" insert "*Sections 33 and 34 are effective the day after final enactment.*"

Renumber the sections in sequence

Amend the title accordingly

Mr. Frank questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Mr. Pogemiller moved to amend S.F. No. 1847 as follows:

Page 5, line 34, delete the new language

Page 5, line 35, delete "*and section 273.77, and*"

The motion prevailed. So the amendment was adopted.

Ms. Reichgott moved to amend S.F. No. 1847 as follows:

Page 49, after line 5, insert:

"Sec. 33. [HENNEPIN COUNTY HOUSING AND REDEVELOPMENT AUTHORITY.]

Subdivision 1. A public body corporate and politic to be known as the

Hennepin county housing and redevelopment authority is created in the county of Hennepin. It shall have all of the powers and duties of a housing and redevelopment authority under the municipal housing and redevelopment act, Minnesota Statutes, sections 462.411 to 462.716. For the purposes of applying the municipal housing and redevelopment act to Hennepin county, the county has all of the powers and duties of a municipality, the county board has all the powers and duties of a governing body, the chairman of the county board has all of the powers and duties of a mayor, and the area of operation includes the area within the territorial boundaries of the county.

Subd. 2. This act does not limit or restrict any existing housing and redevelopment authority or prevent a municipality from creating an authority. The county authority shall not exercise its powers in a municipality where a municipal housing and redevelopment authority is established pursuant to Minnesota Statutes, section 462.425. If a municipal housing and redevelopment authority requests the county housing and redevelopment authority to perform any function of the municipal authority, the county authority may do so.

Sec. 34. [LOCAL APPROVAL.]

If a housing or redevelopment project is undertaken in Hennepin county pursuant to this act, and if all or any part of the area in which the proposed project is located is within the boundaries of a home rule charter or statutory city, the governing body of the city must approve the project before it is undertaken."

Page 49, line 18, before "*Sections*" insert "*Sections 33 and 34 are effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the Hennepin county board.*"

Renumber the sections in sequence

Amend the title accordingly

Mr. Knutson questioned whether the amendment was germane.

The President ruled that the amendment was germane.

The question recurred on the Reichgott amendment.

The motion prevailed. So the amendment was adopted.

S.F. No. 1847 was then progressed.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, without objection, the Senate reverted to the Orders of Business of Messages From the House, Reports of Committees, Second Reading of Senate Bills and Second Reading of House Bills. The motion prevailed.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following

Senate Files, herewith returned: S.F. Nos. 1701, 1939, 2094, 2069 and 2079.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 13, 1986

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. 1580: A bill for an act relating to human services; requiring adoption of the 1985 life safety code standards for intermediate care facilities for persons with mental retardation.

Senate File No. 1580 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 13, 1986

CONCURRENCE AND REPASSAGE

Ms. Berglin moved that the Senate concur in the amendments by the House to S.F. No. 1580 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1580 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knaak	Moe, R.D.	Reichgott
Anderson	Frank	Knutson	Novak	Renneke
Belanger	Frederick	Kroening	Olson	Schmitz
Benson	Frederickson	Kronebusch	Pehler	Sieloff
Berglin	Freeman	Laidig	Peterson, C.C.	Solon
Bernhagen	Gustafson	Lantry	Peterson, D.C.	Spear
Bertram	Hughes	Lessard	Peterson, D.L.	Storm
Chmielewski	Isackson	Luther	Peterson, R.W.	Taylor
Dahl	Johnson, D.E.	McQuaid	Petty	Waldorf
Dicklich	Jude	Mehrkens	Pogemiller	Wegscheid
Diessner	Kamrath	Merriam	Ramstad	Willet

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

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 1913, and reports pertaining to appointments. The motion prevailed.

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was re-referred

S.F. No. 1952: A bill for an act relating to environment; prohibiting certain

disposal of hazardous waste; providing for the selection of locations for and developers of hazardous waste stabilization and containment facilities; amending Minnesota Statutes 1984, sections 115.01, by adding subdivisions; 115A.03, subdivision 1, and by adding subdivisions; 115A.05, subdivision 2, and by adding a subdivision; 115A.06, by adding a subdivision; 115A.13; 115A.14, subdivision 6; 400.11; Minnesota Statutes 1985 Supplement, sections 116.07, subdivision 4h; 275.50, subdivision 5; 477A.012; proposing coding for new law in Minnesota Statutes, chapters 115, 115A, 116C and 400; repealing Minnesota Statutes 1984, sections 115A.17; and 400.10; Minnesota Statutes 1985 Supplement, section 473.811, subdivision 11.

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

Page 21, line 36, delete "*For each*"

Page 22, delete lines 1 to 18, and insert "*(a) Each county that becomes eligible to negotiate a contract with the waste management board pursuant to section 22 shall be entitled to receive $4,000 per month in additional local government aids, for each full calendar month that it is eligible. If the state's liability under this clause exceeds $40,000 in any month, the commissioner shall proportionately reduce the entitlements of each eligible county.*

(b) Any county government that has executed a contract with the board pursuant to section 22 shall receive an amount as provided under a schedule set forth in the contract not to exceed $150,000 per year in additional local government aids, for a period of not more than two years following the execution of the contract. The sum of the state's obligations under this clause may not exceed $600,000 in any fiscal year.

(c) Aid distributions under this subdivision are in addition to any distributions to which a county is entitled pursuant to subdivision 1, and must not be deducted in the computation of levy limits. When an aid payment is made pursuant to section 477A.015, the commissioner shall distribute to each eligible county the full entitlement due under clause (a) for the county's period of eligibility that was not paid in a previous distribution. When an aid payment is made pursuant to section 477A.015, the commissioner shall distribute to each county that has executed a contract the full amount due under clause (b) in accordance with the terms of the contract. In no case may any additional aid amounts due under this subdivision be paid prior to July 1, 1987.

Sec. 31. [CITY OF BABBITT; SOLID WASTE MANAGEMENT EXPENDITURES.]

Notwithstanding the provisions of any law or rule to the contrary, the council of the city of Babbitt may by resolution authorize expenditure of funds from any source, including a permanent improvement and replacement fund created under Minnesota Statutes, section 471.571, for any solid waste management purpose, including waste tire recycling. The city may exercise by resolution the powers of a corporation set forth in Minnesota Statutes, section 301.75, to assist and encourage the creation and operation of solid waste management facilities, and may by resolution grant, give, convey, guarantee or loan funds or property from any source for any solid waste

management purpose and may enter into agreements and do all things necessary or convenient to further its solid waste management purpose.

Sec. 32. [ST. LOUIS COUNTY; JOINT POWERS AGREEMENT.]

Notwithstanding any other law to the contrary, the board of commissioners of St. Louis county may by resolution enter into a joint powers agreement with the city of Babbitt by which the county may exercise the powers and authority enumerated in section 31."

Page 22, line 31, delete "*31*" and insert "*33*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "authorizing the city of Babbitt to exercise certain powers for solid waste management purposes; authorizing St. Louis county to enter into joint powers agreements with the city of Babbitt;"

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

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was re-referred

S.F. No. 1968: A bill for an act relating to the city of Bloomington; authorizing the city to impose certain taxes; exempting certain assessed valuation within the city from metropolitan revenue distribution; permitting the city to establish a special taxing district; authorizing the port authority of the city to pledge certain tax revenues to pay certain bonds and permitting it to develop leased land; authorizing development in accordance with the Generic EIS and Generic Indirect Source Permit.

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

Pages 1 and 2, delete section 1

Page 2, line 28, delete "*2 to 12*" and insert "*1 to 10*"

Page 2, delete lines 34 and 35

Page 2, line 36, delete "*(c)*" and insert "*(b)*"

Page 3, line 3, delete "*(d)*" and insert "*(c)*"

Page 3, line 6, delete "*(e)*" and insert "*(d)*"

Page 3, line 10, delete "*(f)*" and insert "*(e)*"

Page 3, line 12, delete "*(g)*" and insert "*(f)*"

Page 3, line 12, delete "*blighted*"

Page 3, line 20, delete "*(h)*" and insert "*(g)*"

Pages 3 to 5, delete section 3

Page 6, line 1, delete "*5 or 6*" and insert "*3 or 4*"

Page 6, delete lines 10 to 12 and insert "*sum of the tax imposed under this section and the tax imposed under Minnesota Statutes, section 477A.018,*

shall not exceed five percent. The tax imposed under this section shall not be subject to the limitations of Minnesota Statutes, section 477A.018, subdivision 3.''

Page 6, line 22, delete ''*4, 5, or 6*'' and insert ''*2, 3, or 4*''

Page 7, line 2, delete ''*3, 4, 5, or 6*'' and insert ''*2, 3, or 4*''

Page 7, delete lines 4 to 7

Page 7, line 8, delete ''*(b)*'' and insert ''*(a)*'' and delete ''*4*'' and insert ''*2*''

Page 7, line 10, delete ''*; any improvements authorized*'' and insert a period

Page 7, delete lines 11 to 13

Page 7, line 14, delete ''*(c)*'' and insert ''*(b)*'' and delete ''*5*'' and insert ''*3*''

Page 7, line 15, delete ''*6*'' and insert ''*4*''

Page 7, after line 17, insert:

''*The proceeds of the taxes imposed under sections 2, 3, and 4 may be expended as provided in this subdivision only within the project area or for other improvements that are necessary for and related to the project.*''

Page 7, line 19, delete ''*public*''

Page 7, line 20, delete ''*section 1*'' and insert ''*this act*''

Page 7, line 20, delete ''*or to provide for*'' and insert a period

Page 7, delete lines 21 and 22

Page 7, line 24, delete ''*3, 4, 5, or 6*'' and insert ''*2, 3, or 4*''

Page 7, line 27, delete ''*4, 5, and 6*'' and insert ''*2, 3, and 4*''

Page 8, line 1, delete ''*4, 5, and 6*'' and insert ''*2, 3, and 4*''

Page 8, line 12, delete ''*under section 1*''

Page 8, delete lines 16 to 33 and insert:

''*Subject to other reviews and permits required by law, the project is authorized to proceed with a level of development as identified in the draft and final generic EISs and generic ISP. The authority to proceed with this level of development is conditioned on the construction of highway improvements with a capacity equal to or greater than those specified in the draft and final generic EISs and generic ISP and in accordance with the specific and general conditions specified therein.*''

Page 8, delete lines 35 and 36

Page 9, delete lines 1 and 2

Page 9, line 13, delete ''*enactment.*''

Page 9, line 4, delete '', *2, and 4 to 12*'' and insert ''*to 10*''

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, delete "exempting certain"

Page 1, delete line 4

Page 1, line 5, delete "revenue distribution;"

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

REPORT OF VOTE IN COMMITTEE

Pursuant to Rule 60, upon the request of three members, a roll call was taken on the Johnson, D.J. amendment to S.F. No. 1968.

There were yeas 8 and nays 15, as follows:

Those who voted in the affirmative were:

Messrs. Johnson, D.J.; Belanger; Bernhagen; Chmielewski; Davis; Frederick; Pehler and Sieloff.

Those who voted in the negative were:

Mr. Berg, Ms. Berglin, Messrs. Bertram; Dieterich; Frank; Jude; Laidig; Merriam; Moe, D.M.; Peterson, C.C.; Peterson, R.W.; Petty; Pogemiller; Stumpf and Vega.

The amendment was not adopted.

REPORT OF VOTE IN COMMITTEE

Pursuant to Rule 60, upon the request of three members, a roll call was taken on the Moe, D.M. amendment to S.F. No. 1968.

There were yeas 16 and nays 8, as follows:

Those who voted in the affirmative were:

Ms. Berglin, Messrs. Bertram; Dieterich; Frank; Jude; Laidig; Merriam; Moe, D.M.; Novak; Peterson, C.C.; Peterson, R.W.; Petty; Pogemiller; Stumpf; Vega and Berg.

Those who voted in the negative were:

Messrs. Johnson, D.J.; Belanger; Benson; Bernhagen; Chmielewski; Davis; Frederick and Sieloff.

The amendment was adopted.

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was referred

H.F. No. 2051: A bill for an act relating to the city of St. Paul; permitting the establishment of special service districts in the city and providing taxing and other authority.

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

Delete everything after the enacting clause and insert:

"Section 1. [DEFINITIONS.]

Subdivision 1. For the purpose of this act the terms defined in this section have the following meanings.

Subd. 2. "City" means the city of St. Paul.

Subd. 3. "Special services" means:

(1) the promotion and management of a special service district as a trade or shopping area; and

(2) the repair, maintenance, and operation of improvements and replacement of minor improvements within the boundaries of special service districts established under section 2, subdivision 1.

Special services do not include services that are provided throughout the city from general tax revenues of the city except to the extent of an increased level of service provided in the special service district.

Subd. 4. "Special service district" means a defined area within the city where special services are rendered and their costs are paid from revenues collected from a special service tax imposed within the area.

Subd. 5. "Assessed value" means the assessed value as most recently certified by the commissioner of revenue on the effective date of an ordinance or resolution adopted pursuant to section 2 or 4.

Subd. 6. "Land area" means the land area located within the district that is subject to property taxation.

Sec. 2. [ESTABLISHMENT OF SPECIAL SERVICE DISTRICT.]

Subdivision 1. [ORDINANCE.] *The governing body of the city may adopt ordinances establishing special service districts:*

(1) in the area of Grand Avenue between Oakland and Cretin Avenues;

(2) in the area of Cleveland Avenue between Bayard and Bohland Avenues and Ford Parkway between Howell Street and East Mississippi River Boulevard; and

(3) in the area of the intersection of University Avenue and Snelling Avenue between Summit Avenue and Como Avenue.

The ordinance shall describe with particularity the areas to be included in the district and the special service to be furnished. The ordinance may not be adopted until after a public hearing on the question. Notice of the hearing shall include:

(1) the time and place of the hearing;

(2) a map showing the boundaries of the proposed district;

(3) a statement that all persons owning property in the proposed district will be given an opportunity to be heard at the hearing; and

(4) a description of the proposed special services to be provided in the district.

Subd. 2. [NOTICE.] *Notice of the hearing shall be given by publication in two issues of a newspaper of general circulation in the city. The two publications shall be a week apart and the hearing shall be held no sooner than*

three days after the last publication. Not less than ten days before the hearing, notice shall also be mailed to the owner of each parcel of real estate proposed to be included in the district. For the purpose of giving mailed notice, owners shall be those shown on the records of the county auditor. Other records may be used to supply necessary information. For properties which are subject to taxation on a gross earning basis in lieu of property tax and are not listed on the records of the county auditor, the owners shall be ascertained by any practicable means and mailed notice given them. At the public hearing, any person who owns property in a proposed district or any interested party may be heard orally in respect to the proposed district. The hearing may be adjourned from time to time and the ordinance establishing a district may be adopted at any time within six months after the date of the conclusion of the hearing, and after the determination of all objections under section 3.

Sec. 3. [OBJECTION.]

Subdivision 1. [FILING.] *On or before the adoption of the ordinance, any landowner may file objection with the city clerk objecting to:*

(1) the inclusion of the landowner's property in the district;

(2) levy of the tax on the landowner's property; or

(3) the fact that the use of the landowner's property is not substantially benefited by the proposed special service;

and asserting that the landowner's property should not be subjected to the special service tax. The governing body of the city shall hold a public hearing on the objection within 30 days of the filing of the objection and shall make a determination on the objection.

Subd. 2. [APPEAL TO DISTRICT COURT.] *Within 30 days after the adoption of the ordinance, any person aggrieved, who is not precluded by failure to object prior to or at the hearing, or whose failure to so object is due to a reasonable cause, may appeal to the district court by serving a notice upon the mayor or clerk of the municipality. The notice shall be filed with the clerk of the district court within ten days after its service. The municipal clerk shall furnish appellant a certified copy of objections filed, the matter complained of, and all papers necessary to present the appeal. The appeal shall be placed upon the calendar of the next general term commencing more than five days after the date of serving the notice and shall be tried as other appeals in such cases. The court shall either affirm the matter objected to or modify or deny it. If appellant does not prevail upon the appeal, the costs incurred shall be taxed by the court and judgment entered therefor. All objections shall be deemed waived unless presented on appeal. This section provides the exclusive method of appeal from an action taken pursuant to this act.*

Sec. 4. [TAXING AUTHORITY; NOTICE AND HEARING REQUIREMENTS.]

Subdivision 1. [TAXES; HEARING.] *Upon a finding of public purpose and subject to any determination under section 3, a special service tax based upon property value, square footage, or front footage or allocated by another fair method determined by the governing body may be levied on real*

properties within zoning districts classified by the city of St. Paul as: OS-1, B-1, B-2, B-2C, B-3, I-1 and P-1, found within the special district at a rate or amount sufficient to produce revenues required to provide the special services within the district. If the property value method is used, taxable property or value shall be determined without regard to captured or original assessed value under Minnesota Statutes, section 273.76, or to the distribution or contribution value under Minnesota Statutes, section 473F.08. A special service tax may not be imposed on the receipts from the sale of intoxicating liquor, food, or lodging. Before the levy of special service taxes in a district, notice shall be given and a hearing held pursuant to section 2 or 3. For purposes of this section the notice shall include:

(1) a statement that the owners of all taxable property included in the proposed district will be given an opportunity to be heard at the hearing regarding the proposed special service tax;

(2) the estimated cost of special services to be paid for in whole or part by the special service tax imposed under this section, the estimated cost of operating and maintaining improvements and providing other special services during the first year after their completion, the proposed method and source of financing, and the annual cost of repairing, operating, maintaining, and replacing improvements and providing other special services; and

(3) the proposed rate or amount and duration of special service taxes to be levied in the district during the calendar year and the nature and character of special services to be rendered in the district during the calendar year.

Within the six months of the public hearing and determination of all objections under section 3, the city may adopt a resolution levying a special service tax within the district that does not exceed the amount or rate stated in the notice issued pursuant to this section.

Any amendment increasing the amount of a special service tax from that estimated in the notice shall only be considered after further notice in accordance with this subdivision.

Subd. 2. [EXEMPTION OF CERTAIN PROPERTIES FROM TAXES.] *Property exempt from taxation by Minnesota Statutes, section 272.02, and property used exclusively for residential purposes is exempt from any tax imposed pursuant to this act.*

Subd. 3. [LEVY LIMIT EXEMPTIONS.] *A special service tax imposed pursuant to this act shall be included in the calculation of levies or limits on levies provided by other law or home rule charter.*

Subd. 4. [EXCLUSION FROM HOMESTEAD CREDIT.] *A special service tax levied under this section shall not be reduced pursuant to Minnesota Statutes, section 273.13, subdivision 22.*

Sec. 5. [ENLARGEMENT OF SPECIAL SERVICE DISTRICTS.]

A special service district may be enlarged only after hearing and notice as provided in section 2 and section 3. Notice shall be served on property owners in the original district and in the area proposed to be added to the district. Property added to the district shall be subject to all special service taxes levied within the district after the property becomes a part of the district. The petition requirement in section 6 and the veto power in section 7

shall only apply to owners of property in the area proposed to be added to the district.

Sec. 6. [PETITION REQUIRED.]

No public hearing may be held pursuant to section 2 unless owners of 35 percent or more of the land area subject to the proposed tax and owners of 35 percent or more of the assessed value of the proposed district file a petition with the city clerk requesting the hearing. No public hearing may be held pursuant to section 4 to impose a special service tax unless owners of 35 percent or more of the land area subject to the proposed tax and owners of 35 percent or more of the assessed value subject to the proposed tax file a petition with the city clerk requesting the hearing. If the boundaries of a proposed district or the land area of assessed value subject to a tax are changed, a petition meeting the requirements of this section must be filed with the city clerk before the ordinance establishing the district or resolution imposing the tax may become effective.

Sec. 7. [VETO POWER OF OWNERS.]

Subdivision 1. [NOTICE OF RIGHT TO FILE OBJECTIONS.] *Except as provided in section 8, the effective date of an ordinance or resolution adopted pursuant to sections 2 and 4 shall be at least 45 days after it is adopted. Within ten days after adoption of the ordinance or resolution, a copy of the ordinance or resolution shall be mailed to the owner of each parcel of real estate subject to the proposed tax included in the special service district in the same manner that notice is mailed pursuant to section 2. The mailing shall include a notice that owners subject to a special service tax have a right to veto the ordinance or resolution by filing the required number of objections with the city clerk before the effective date of the ordinance or resolution and their rights under section 3.*

Subd. 2. [REQUIREMENT FOR VETO.] *If owners of 25 percent of the land area subject to the special service tax in the district and owners of 25 percent of the assessed value in the district file a written objection to the ordinance adopted by the city pursuant to section 2 with the city clerk before the effective date of the ordinance, the ordinance shall not become effective. If owners of 25 percent of the land area subject to a tax and owners of 25 percent of the assessed value subject to a tax file an objection to the resolution adopted pursuant to section 4 with the city clerk before the effective date of the resolution, the resolution shall not become effective.*

Sec. 8. [EXCLUSION FROM PETITION REQUIREMENTS AND VETO POWER.]

The petition requirement of section 6 and the right of owners to veto a resolution in section 7 do not apply to the second or a subsequent year's application of a special service tax that is authorized to be in effect for more than one year pursuant to a resolution that has met the petition requirements of section 6 and has not been vetoed under section 7 for the first year's application. A resolution levying a special service tax shall not exceed three years and shall not be adopted unless the notice of public hearing required by section 4 and the notice mailed with the adopted resolution pursuant to section 7 include the maximum rate or amount of the special service tax to be levied in any year and the maximum number of years the tax will be levied.

The resolution may provide that the maximum amount of a special service tax to be levied in any year will increase or decrease from the maximum amount authorized in the preceding year based on a statistical indicator, increased cost, or a percentage established by the resolution.

Sec. 9. [COLLECTION OF TAXES.]

Special service taxes levied within a special service district shall be collected like other property taxes but only from property described in the ordinance. Taxes collected pursuant to this act shall not be included in computations under Minnesota Statutes, section 273.76, chapter 473F, or any other law that applies to general property taxes.

Sec. 10. [ADVISORY BOARD.]

The governing body of the city may create and appoint an advisory board for each special service district in the city to advise the governing body in connection with the construction, maintenance, and operation of improvements, and the furnishing of all other special services in a district. The advisory board shall make recommendations to the governing body on the requests and complaints of owners, occupants, and users of property within the district and members of the public. Before the adoption of any proposal by the governing body to provide service or impose a special service tax within the district, the advisory board of the district must have an opportunity to review and comment upon the proposal.

Sec. 11. [EFFECTIVE DATE.]

Sections 1 to 10 are effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the governing body of the city of St. Paul."

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

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was referred

S.F. No. 2301: A bill for an act relating to taxation; property; allowing certain property owners to appeal assessments directly to the tax or district court; amending Minnesota Statutes 1985 Supplement, sections 271.01, subdivision 5; and 278.01, subdivision 1.

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

Page 4, after line 4, insert:

"Sec. 3. Minnesota Statutes 1984, section 278.05, subdivision 1, is amended to read:

Subdivision 1. The petition, without any answer, return, or other pleading thereto, shall be tried at the next term of court. The *tax court or district* court shall without delay summarily hear and determine the claims, objections or defenses made by the petition and shall direct judgment ~~accordingly~~ *to sustain, reduce or increase the amount of taxes due*, and the trial shall disregard

technicalities and matters of form not affecting the merits.

Sec. 4. Minnesota Statutes 1984, section 278.05, subdivision 4, is amended to read:

Subd. 4. [SALES RATIO STUDIES AS EVIDENCE.] The sales ratio studies published by the department of revenue, or any part of the studies, or any copy of the studies or records accumulated to prepare the studies which is prepared by the commissioner of revenue for the equalization aid review committee for use in determining school aids shall be admissible in evidence as a public record without the laying of a foundation if the sales prices used in the study are adjusted for the terms of the sale to reflect market value and are adjusted to reflect the difference in the date of sale compared to the assessment date. Additional evidence relevant to the sales ratio study is also admissible. No sales ratio study received into evidence shall be conclusive or binding on the court and evidence of its reliability or unreliability may be introduced by any party including, but not limited to, evidence of inadequate adjustment of sale prices for terms of financing, inadequate adjustment of sales prices to reflect the difference in the date of sale compared to the assessment date, and inadequate sample size.

No reduction in value on the grounds of discrimination shall be granted on the basis of a sales ratio study published by the department of revenue unless

(a) the sales prices are adjusted for the terms of the sale to reflect market value,

(b) the sales prices are adjusted to reflect the difference in the date of sale compared to the assessment date, *and*

(c) there is an adequate sample size~~, and~~

~~(d) the median ratio of the class of property of the subject property in the same county, city, or town of the subject property is lower than the assessment ratio of the subject property by at least ten percent.~~

~~If the above criteria are met and a reduction in value on the grounds of discrimination is granted based upon the sales ratio study, the reduction shall reflect only the difference between the assessment/sales ratio of the subject property and 110 percent of the median ratio of the class of property of the subject property.~~

Sec. 5. Minnesota Statutes 1984, section 278.07, is amended to read:

278.07 [JUDGMENT; AMOUNT; COSTS.]

Judgment shall be for the amount of the taxes for the year as the court shall determine the same, less the amount paid thereon, if any. If the tax is sustained in the full amount levied *or increased*, costs and disbursements ~~shall~~ *may, in the discretion of the court,* be taxed and allowed as in delinquent tax proceedings and shall be included in the judgment. If the tax so determined shall be less than the amount thereof as levied, the court may, in its discretion, award disbursements to the petitioner, which shall be taxed and allowed and be deducted from the amount of the taxes as determined. If there be no judgment for taxes, a judgment may be entered determining the right of the parties and for the costs and disbursements as taxed and allowed.

Sec. 6. Minnesota Statutes 1984, section 278.08, subdivision 1, is

amended to read:

Subdivision 1. [TAXES DUE.] Whether or not the tax is sustained in full as levied *or increased* and section 278.03 notwithstanding, the judgment shall include any interest which has accrued on the taxes for failure to pay the taxes or any part of the taxes as provided in sections 279.01 and 279.03. If the tax is reduced, no penalty shall be included in the judgment because of the failure to pay the reduced tax prior to entry of judgment. After the judgment is entered, it shall be subject to interest and penalty at the rates provided in chapter 279 for delinquent payment of property taxes."

Page 4, line 6, delete "*and 2*" and insert "*to 6*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "authorizing the courts to increase taxes; sales ratio studies as evidence;"

Page 1, line 4, after "amending" insert "Minnesota Statutes 1984, sections 278.05, subdivisions 1 and 4; 278.07; and 278.08, subdivision 1;"

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

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was re-referred

S.F. No. 1956: A bill for an act relating to local government; providing for city capital improvement reserve funds; amending Minnesota Statutes 1984, section 471.57.

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

Delete everything after the enacting clause and insert:

"Section 1. [CITY OF PLYMOUTH; CAPITAL IMPROVEMENT RESERVE FUND.]

Subdivision 1. [TAX LEVY.] *The governing body of the city of Plymouth may establish, by a two-thirds vote of all its members, by ordinance or resolution a capital improvement reserve fund and may annually levy a property tax for the support of the fund. The proceeds of taxes levied for its support shall be paid into the capital improvement reserve fund. There may be paid into the fund any other revenue from any source not required by statute or charter to be paid into some other fund to be used for purposes other than those provided for the use of the capital improvement reserve fund. A tax levied by the city of Plymouth in accordance with this section is a special levy within the meaning of section 275.50, subdivision 5. Before a tax is levied under this section, the Plymouth city council shall publish in the official newspaper of the city an initial resolution authorizing the tax levy, and if within ten days after the publication there is filed with the city clerk a petition requesting an election on the proposition of the tax levy signed by a number of qualified voters greater than ten percent of the number who voted in the*

city at the last general election, the tax must not be levied until the proposition has been approved by a majority of the votes cast on it at a regular or special election.

Subd. 2. [PURPOSES.] *Except as provided in subdivision 3, the capital improvement reserve fund shall be used only for capital improvements for which bonds may be issued by the city under section 475.52, subdivisions 1 and 2.*

Subd. 3. [CAPITAL IMPROVEMENT PROGRAM.] *A balance in the capital improvement reserve fund may be used only in accordance with the comprehensive plan adopted by the city pursuant to sections 473.851 to 473.86.*

Subd. 4. [USE OF FUND FOR A SPECIFIC PURPOSE.] *If the city council of Plymouth has established a capital improvement reserve fund, it may submit to the voters at a regular or special election the question of using the fund for a specific improvement or type of capital improvement. If a majority of the votes cast on the question are in favor of such a limitation on the use of the fund, it shall be used only for the purpose approved by the voters.*

Subd. 5. [HEARING; NOTICE.] *A capital improvement fund may not be established until after a public hearing on the question is held. Notice of the time, place, and purpose of the hearing must be published for two successive weeks in the official newspaper of the city. The second publication must be not later than seven days before the date of the hearing.*

Subd. 6. [TERMINATION OF FUND.] *The city may terminate a capital improvement fund at any time in the same manner as the fund was established. Upon termination of the fund any balance shall be irrevocably appropriated to the debt service fund of the city to be used solely to reduce tax levies for or bonded indebtedness of the city or, if the city has no bonded indebtedness, for capital improvements authorized by this act.*

Sec. 2. [TRANSITION.]

A public works reserve fund established by the city of Plymouth pursuant to Minnesota Statutes, section 471.57, before the effective date of this act may be continued but is governed by this act.

Sec. 3. [EFFECTIVE DATE.]

This act is effective the day after final enactment."

Amend the title as follows:

Page 1, delete lines 2 to 4 and insert "relating to the city of Plymouth; authorizing establishment of a capital improvement reserve fund."

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

REPORT OF VOTE IN COMMITTEE

Pursuant to Rule 60, upon the request of three members, a roll call was taken on the recommendation to pass S.F. No. 1956, as amended.

There were yeas 6 and nays 9, as follows:

Those who voted in the affirmative were:

Messrs. Belanger, Benson, Chmielewski, Jude, Laidig and Pogemiller.

Those who voted in the negative were:

Messrs. Johnson, D.J.; Berg; Bertram; Davis; Dieterich; Frank; Novak; Peterson, C.C. and Stumpf.

The bill, as amended, failed to to pass.

The bill was reconsidered, amended, and passed.

Mr. Purfeerst from the Committee on Transportation, to which was re-referred

S.F. No. 1913: A bill for an act relating to metropolitan government; defining metropolitan agency; providing for appointments, administration, reports, and duties of metropolitan agencies; recodifying certain provisions; establishing the metropolitan taxicab commission; empowering it to set taxicab rates and to license taxicabs and taxicab drivers; amending Minnesota Statutes 1984, sections 368.01, subdivision 12; 412.221, subdivision 20; 473.121, subdivisions 6 and 11, and by adding a subdivision; 473.123, subdivisions 2a, 3, and 3a; 473.141, subdivisions 1, 2, 3, and 4a; 473.146, subdivisions 1, 2, and 3; 473.149, subdivision 3; 473.161; 473.163, subdivisions 1 and 2; 473.171, subdivisions 1 and 2; 473.173, subdivisions 3 and 4; 473.194; 473.195, subdivision 4; 473.199; 473.201, subdivision 2; 473.245; 473.249, subdivision 1; 473.303, subdivisions 2, 4a, and 6; 473.373, subdivision 1; 473.377, subdivision 1; 473.409; 473.516, subdivision 2; 473.523, subdivisions 1 and 2; 473.535; 473.553, subdivision 4; 473.811, subdivision 7; 473.823, subdivision 3; 473.852, subdivision 8; Minnesota Statutes 1985 Supplement, sections 473.167, subdivision 3; 473.373, subdivision 4; 473.38, subdivision 2; and 473.39, subdivisions 1 and 1a; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1984, sections 473.01 to 473.11; 473.121, subdivisions 7 and 9; 473.128; 473.163, subdivisions 3 and 4; 473.193; 473.203; 473.215 to 473.219; 473.373, subdivision 3; 473.377, subdivisions 2 and 3; 473.38, subdivision 1; 473.502; 473.523, subdivision 3; and 473.802.

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

Pages 1 and 2, delete sections 1 and 2

Page 2, line 24, after "than" insert "*the council or*"

Page 6, line 1, delete "*chairman*" in both places and insert "*chair*"

Page 18, line 5, delete "*and*"

Page 18, line 6, after "*(7)*" insert "*the services and systems management component required by subdivision 1c and the capital investment component required by subdivision 1d; and*

(8)"

Page 18, delete lines 8 to 14

Page 18, line 15, after "*The*" insert "*plan must include a*"

Page 18, line 16, delete "*required by subdivision 1b*" and insert "*that describes the levels and costs of services that will be provided to service areas and populations within the metropolitan area. The component*"

Page 18, line 24, after "*The*" insert "*plan must include a*"

Page 18, line 25, delete "*required by subdivision 1b*" and insert "*that sets forth a capital investment strategy and estimates the fiscal and other effects of the strategy. The component*"

Page 19, line 30, delete "*refuses to*" and insert "*does not*"

Page 21, line 4, after the second comma, insert "*transit commission,*"

Page 30, line 3, delete "*9*" and insert "*7*"

Page 33, line 11, delete "*19*" and insert "*17*"

Pages 35 to 39, delete sections 42 to 47

Page 50, delete section 62

Page 51, line 10, delete "*63*" and insert "*54*"

Page 51, line 12, delete "*14 to 18*" and insert "*12 to 16*"

Page 51, line 18, delete "*19*" and insert "*17*"

Page 51, after line 21, insert:

"Sec. 66. [EXISTING PLANS.]

Existing plans of the council and affected agencies remain in effect until expressly superseded by plans adopted in accordance with this act."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, delete "establishing"

Page 1, delete lines 6 and 7

Page 1, line 8, delete "drivers;"

Page 1, delete line 9

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

Pursuant to Joint Rule 2.03, the bill was referred to the Committee on Rules and Administration.

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

H.F. No. 2466 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.
2466	2217				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2466 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2466 and insert the language after the enacting clause of S.F. No. 2217, the first engrossment; further, delete the title of H.F. No. 2466 and insert the title of S.F. No. 2217, the first engrossment.

And when so amended H.F. No. 2466 will be identical to S.F. No. 2217, and further recommends that H.F. No. 2466 be given its second reading and substituted for S.F. No. 2217, 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. 1863 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.
1863	1770				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1863 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1863 and insert the language after the enacting clause of S.F. No. 1770, the first engrossment; further, delete the title of H.F. No. 1863 and insert the title of S.F. No. 1770, the first engrossment.

And when so amended H.F. No. 1863 will be identical to S.F. No. 1770, and further recommends that H.F. No. 1863 be given its second reading and substituted for S.F. No. 1770, 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. Merriam from the Committee on Agriculture and Natural Resources, to which were referred the following appointments as reported in the Journal for February 5, 1986:

MINNESOTA POLLUTION CONTROL AGENCY
Ruth I. Ericson
Daniel D. Foley, M.D.

WASTE MANAGEMENT BOARD
CHAIRPERSON
William Walker

BOARD OF ANIMAL HEALTH
Theodore G. Huisinga

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

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

Mr. Merriam from the Committee on Agriculture and Natural Resources, to which were referred the following appointments as reported in the Journal for February 10, 1986:

MINNESOTA POLLUTION CONTROL AGENCY
Russell W. Domino
Keith H. Langmo

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

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

Mr. Merriam from the Committee on Agriculture and Natural Resources, to which was referred the following appointment as reported in the Journal for February 26, 1986:

MINNESOTA WATER RESOURCES BOARD
Duane R. Ekman

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

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

SECOND READING OF SENATE BILLS

S.F. Nos. 1952, 1968, 2301 and 1956 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 2051, 2466 and 1863 were read the second time.

MOTIONS AND RESOLUTIONS

Ms. Berglin moved that the name of Mr. Freeman be added as a co-author to S.F. No. 1919. The motion prevailed.

Mr. Wegscheid introduced—

Senate Resolution No. 123: A Senate resolution commending Rosemount Elementary School for being one of ten schools in Minnesota selected for participation in the national Elementary School Recognition Program.

Referred to the Committee on Rules and Administration.

Mr. Wegscheid introduced—

Senate Resolution No. 124: A Senate resolution congratulating the wres-

tling team from Apple Valley High School for winning the 1986 Class AA State High School Wrestling Championship.

Referred to the Committee on Rules and Administration.

Messrs. Merriam, Bernhagen and Willet introduced—

Senate Resolution No.125: A Senate resolution recognizing and celebrating the 75th Anniversary of the Department of Natural Resources, Division of Forestry.

Mr. Moe, R.D. moved that Senate Resolution No. 125 be laid on the table. The motion prevailed.

Mr. Knutson introduced—

Senate Resolution No. 126: A Senate resolution congratulating the hockey team from Burnsville High School for winning the 1986 State High School Hockey Championship.

Referred to the Committee on Rules and Administration.

Without objection the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bill was read the first time and referred to the committee indicated.

Messrs. Petty, Spear and Wegscheid introduced—

S.F. No. 2318: A bill for an act relating to health; requiring licensure to practice massage; establishing a board of examiners in massage; providing for exemptions, conditions, and qualifications of licensure; proposing coding for new law in Minnesota Statutes, chapter 148.

Referred to the Committee on Health and Human Services.

RECESS

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

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

APPOINTMENTS

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

H.F. No. 418: Messrs. Merriam, Frederick and Ms. Berglin.

S.F. No. 31: Messrs. Diessner, Merriam and Spear.

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

MEMBERS EXCUSED

Mr. Hughes was excused from the Session of today from 11:45 a.m. to 2:00 p.m. Mr. Frederickson was excused from the Session of today from 12:50 to 2:30 p.m. Mr. Lessard was excused from the Session of today from 2:30 to 3:15 p.m. Mrs. Brataas was excused from the Session of today at 2:30 p.m. Mr. Frank was excused from the Session of today from 2:15 to 2:40 p.m. Mrs. Kronebush was excused from the Session of today from 3:45 to 3:55 p.m. Mr. Purfeerst was excused from the Session of today from 7:00 to 8:00 p.m. Mr. Knaak was excused from the Session of today from 8:15 to 8:45 p.m. Ms. Reichgott was excused from the Session of today from 9:15 to 9:45 p.m.

The following members were excused from today's Session for brief periods of time: Ms. Reichgott and Mr. Wegscheid.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 10:00 a.m., Friday, March 14, 1986. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

EIGHTY-SIXTH DAY

St. Paul, Minnesota, Friday, March 14, 1986

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

CALL OF THE SENATE

Mr. Luther imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Senator Dean E. Johnson.

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

Adkins	Dieterich	Kroening	Olson	Sieloff
Anderson	Frank	Kronebusch	Pehler	Solon
Belanger	Frederick	Laidig	Peterson, C.C.	Spear
Benson	Frederickson	Langseth	Peterson, D.C.	Storm
Berg	Freeman	Lantry	Peterson, D.L.	Stumpf
Berglin	Gustafson	Lessard	Peterson, R.W.	Taylor
Bernhagen	Hughes	Luther	Petty	Vega
Bertram	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kamrath	Moe, R.D.	Renneke	
Dicklich	Knaak	Nelson	Samuelson	
Diessner	Knutson	Novak	Schmitz	

The President declared a quorum present.

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Willet moved that the following members be excused for a Conference Committee on H.F. No. 2009 at 10:30 a.m.:

Messrs. Willet, Kroening, Luther, Samuelson and Nelson. The motion prevailed.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Johnson, D.J. moved that the following members be excused for a Conference Committee on H.F. No. 1815 at 10:00 a.m.:

Messrs. Johnson, D.J.; Novak; Ms. Berglin, Messrs. Merriam and Peterson, C.C. The motion prevailed.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

March 11, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 1600.

Sincerely,
Rudy Perpich, Governor

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 2287.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 13, 1986

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 2287: A bill for an act relating to the financing of state and local government; modifying the computation of education aids and levies for certain school districts with tax increment financing districts; imposing limitations on tax increment financing; modifying tax increment financing procedures; allocating issuance authority for obligations subject to a federal volume limitation act; eliminating the maximum interest rate for certain municipal obligations; authorizing the issuance of bonds for new purposes; authorizing establishment of a capital improvement reserve fund; modifying the procedures for issuing certain municipal bonds; modifying the investment powers of municipalities; amending Minnesota Statutes 1984, sections 115.07, subdivision 1; 115A.14, subdivision 4; 116.07, by adding a subdivision; 116D.04, subdivision 1a; 117.521, subdivision 3; 124.2131, by adding a subdivision; 124.214, by adding a subdivision; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2, 8, and 10; 273.74, subdivisions 1 and 4; 273.75, subdivisions 2, 6, and 7, and by adding subdivisions; 273.76, subdivisions 4 and 7, and by adding a subdivision; 273.78; 273.86, subdivision 1; 355.11, subdivision 5; 412.301; 462C.02, subdivisions 6 and 9; 462C.06; 462C.07, subdivision 1; 466.06; 471.59, subdivision 11; 471.88, subdivisions 1, 9, and 11; 471.981, by adding subdivisions; 474.02, subdivision 3, and by adding a subdivision; 474.16, subdivision 2; 475.51, subdivision 5; 475.55, subdivisions 1, 2, and 3; 475.61, subdivision 5; and 475.66, subdivision 2; Minnesota Statutes 1985 Supplement, sections 273.74, subdivisions 2 and 3; 273.75, subdivisions 1 and 4; 273.76, subdivision 1; 353.01, subdivision 2a; 395.08; 462C.12, subdivision 2; 472B.04; 473F.02, subdivision 3; 475.52, subdivision 6; 475.56; 475.58, subdivision 1; 475.60, sub-

division 2; 475.66, subdivision 1; and 475.76, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 115; 116; 297A; 458; 471; and 475; proposing coding for new law as Minnesota Statutes, chapters 116N; 458C; 471A; and 474A; repealing Minnesota Statutes, sections 462C.09, subdivisions 1 and 4; 474.16, subdivisions 1, 2, and 5; 474.21; 474.25; and 475.55, subdivisions 4 and 5; and Minnesota Statutes 1985 Supplement, sections 462C.09, subdivisions 2a, 3, 5, and 6; 474.16, subdivisions 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15; 474.17; 474.19; 474.20; 474.23; and 474.26.

Mr. Pogemiller moved that H.F. No. 2287 be laid on the table. The motion prevailed.

REPORTS OF COMMITTEES

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

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

H.F. No. 2331 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.
2331	2026				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2331 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2331 and insert the language after the enacting clause of S.F. No. 2026, the second engrossment; further, delete the title of H.F. No. 2331 and insert the title of S.F. No. 2026, the second engrossment.

And when so amended H.F. No. 2331 will be identical to S.F. No. 2026, and further recommends that H.F. No. 2331 be given its second reading and substituted for S.F. No. 2026, 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. 1793 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.
1793	1659				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1793 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1793 and insert the language after the enacting clause of S.F. No. 1659, the first engrossment; further, delete the title of H.F. No. 1793 and insert the title of S.F. No. 1659, the first engrossment.

And when so amended H.F. No. 1793 will be identical to S.F. No. 1659, and further recommends that H.F. No. 1793 be given its second reading and substituted for S.F. No. 1659, 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. 2169 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.
2169	2023				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2169 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2169 and insert the language after the enacting clause of S.F. No. 2023, the second engrossment; further, delete the title of H.F. No. 2169 and insert the title of S.F. No. 2023, the second engrossment.

And when so amended H.F. No. 2169 will be identical to S.F. No. 2023, and further recommends that H.F. No. 2169 be given its second reading and substituted for S.F. No. 2023, 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. Chmielewski from the Committee on Employment, to which were referred the following appointments as reported in the Journal for February 10, 1986:

WORKERS' COMPENSATION COURT OF APPEALS
Leslie Miller Altman
Karen Shimon

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

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

SECOND READING OF HOUSE BILLS

H.F. Nos. 2331, 1793 and 2169 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Chmielewski moved that H.F. No. 397 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Rules and Administration. The motion prevailed.

SPECIAL ORDER

H.F. No. 2331: A bill for an act relating to taxation; providing for the taxation of lawful gambling; providing for identification cards for employees of distributors of gambling equipment; providing for the registration of manufacturers of gambling equipment; providing for maximum prizes for pull-tabs; allowing local investigation fees; making unlicensed wholesaling of gambling equipment a felony; regulating off-track betting; exempting certain lawful gambling from licensing and taxation; providing for notification to town boards of license applications; providing a penalty; amending Minnesota Statutes 1984, sections 240.25, subdivision 2; 240.26, subdivisions 1 and 2; 349.12, by adding a subdivision; 349.161, by adding subdivisions; 349.19, subdivision 5; 349.211, by adding a subdivision; 349.212, by adding a subdivision; 349.213, subdivision 2; 349.214, subdivision 2, and by adding a subdivision; 349.22; 349.31, subdivision 1; and 609.761; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349.

SUSPENSION OF RULES

Mr. Dieterich moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 2331 and that the rules of the Senate be so far suspended as to give H.F. No. 2331, now on Special Orders, its third reading and place it on its final passage. The motion prevailed.

Mr. Dieterich moved to amend H.F. No. 2331, as amended pursuant to Rule 49, adopted by the Senate March 14, 1986, as follows:

(The text of the amended House File is identical to S. F. No. 2026.)

Page 4, line 3, strike "and suppliers" and insert ", *distributors, and manufacturers*" and strike the second "and" and insert a comma and before the semicolon, insert ", *and section 17*"

Page 4, line 22, delete "*and suppliers*" and insert ", *distributors, and manufacturers*"

Page 10, line 30, after the first "*to*" insert "*3 are effective the day following final enactment. Section 8 is effective the day following enactment and applies to persons appointed to the charitable gambling control board after that date. Sections 4 to 7, 9 to*"

The motion prevailed. So the amendment was adopted.

Mr. Dieterich then moved to amend H.F. No. 2331, as amended pursuant to Rule 49, adopted by the Senate March 14, 1986, as follows:

(The text of the amended House File is identical to S. F. No. 2026.)

Page 7, line 15, delete everything after the period

Page 7, delete line 16

Page 8, lines 10 and 11, delete the new language

Page 8, line 14, after the period, insert "*If the sale of raffle tickets by a licensed organization is permitted by a city or county, then that city or county may not prohibit the sale of raffle tickets for a raffle licensed by another city or county.*"

The motion prevailed. So the amendment was adopted.

Mr. Dieterich then moved to amend H.F. No. 2331, as amended pursuant to Rule 49, adopted by the Senate March 14, 1986, as follows:

(The text of the amended House File is identical to S. F. No. 2026.)

Page 5, line 6, delete "*impose a tax*"

Page 5, delete lines 7 to 9 and insert "*assess an investigation fee not to exceed $200 to an organization applying for a license or renewing a license to conduct lawful gambling.*"

Page 7, line 28, reinstate "taxes" and strike "license"

Page 7, line 29, strike "fees"

The motion prevailed. So the amendment was adopted.

Mr. Benson moved to amend H.F. No. 2331, as amended pursuant to Rule 49, adopted by the Senate March 14, 1986, as follows:

(The text of the amended House File is identical to S. F. No. 2026.)

Page 2, after line 30, insert:

"Sec. 5. Minnesota Statutes 1985 Supplement, section 340A.410, subdivision 5, is amended to read:

Subd. 5. [GAMBLING PROHIBITED.] (a) No retail establishment licensed to sell alcoholic beverages may keep, possess, or operate, or permit the keeping, possession, or operation on the licensed premises of dice or any gambling device as defined in section 349.30, or permit gambling therein except as provided in this subdivision.

(b) Gambling equipment may be kept or operated and raffles conducted on licensed premises and adjoining rooms when the use of the gambling equipment is authorized under chapter 349.

(c) Dice may be kept on licensed premises and adjoining rooms for use in private social betting not part of or incidental to organized, commercialized, or systematic gambling."

Page 10, line 30, delete "25" and insert "26"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Mr. Pogemiller moved to amend the third Dieterich amendment to H.F. No. 2331 as follows:

Page 1, line 8, delete "*$200*" and insert "*$500*"

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

Mr. Dieterich moved to amend H.F. No. 2331, as amended pursuant to Rule 49, adopted by the Senate March 14, 1986, as follows:

(The text of the amended House File is identical to S. F. No. 2026.)

Page 2, after line 30, insert:

"Sec. 5. Minnesota Statutes 1985 Supplement, section 340A.410, subdivision 5, is amended to read:

Subd. 5. [GAMBLING PROHIBITED.] (a) No retail establishment licensed to sell alcoholic beverages may keep, possess, or operate, or permit the keeping, possession, or operation on the licensed premises of dice or any gambling device as defined in section 349.30, or permit gambling therein except as provided in this subdivision.

(b) Gambling equipment may be kept or operated and raffles conducted on licensed premises and adjoining rooms when the ~~use of the~~ *licensee is a club and* gambling ~~equipment is~~ *activities are* authorized under chapter 349.

(c) Gambling may be conducted in a licensed on-sale establishment if authorized under chapter 349 when conducted in connection with a banquet or comparable event held in the establishment."

Page 10, line 31, after the period, insert "*Section 5 is effective January 1, 1987.*"

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "prohibiting the conducting of charitable gambling in establishments that sell alcoholic beverages;"

Page 1, line 27, delete "section" and insert "sections 340A.410, subdivision 5; and"

CALL OF THE SENATE

Mr. Sieloff imposed a call of the Senate for the balance of the proceedings on H.F. No. 2331. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the adoption of the Dieterich amendment.

The roll was called, and there were yeas 9 and nays 42, as follows:

Those who voted in the affirmative were:

Bernhagen	Frederick	Knutson	Laidig	Waldorf
Dieterich	Jude	Kroening	Sieloff	

Those who voted in the negative were:

Adkins	Gustafson	McQuaid	Peterson, D.C.	Solon
Anderson	Hughes	Mehrkens	Peterson, D.L.	Storm
Bertram	Isackson	Moe, D.M.	Peterson, R.W.	Stumpf
Chmielewski	Johnson, D.E.	Moe, R.D.	Purfeerst	Vega
Dicklich	Kamrath	Nelson	Ramstad	Wegscheid
Diessner	Kronebusch	Novak	Reichgott	Willet
Frank	Lantry	Olson	Renneke	
Frederickson	Lessard	Pehler	Samuelson	
Freeman	Luther	Peterson, C.C.	Schmitz	

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

Mr. Laidig moved to amend H.F. No. 2331, as amended pursuant to Rule 49, adopted by the Senate March 14, 1986, as follows:

(The text of the amended House File is identical to S. F. No. 2026.)

Page 7, after line 21, insert:

"Sec. 19. Minnesota Statutes 1984, section 349.19, subdivision 6, is amended to read:

Subd. 6. [PRESERVATION OF RECORDS.] Records required to be kept by this section must be preserved for at least ~~three~~ ~~years~~ *two years* and may be inspected by employees of the board at any reasonable time without notice or a search warrant."

Page 10, line 30, delete "*25*" and insert "*26*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 2331 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 50 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frederick	Kronebusch	Olson	Renneke
Anderson	Frederickson	Laidig	Pehler	Schmitz
Belanger	Freeman	Lantry	Peterson, C.C.	Sieloff
Bernhagen	Gustafson	Lessard	Peterson, D.C.	Solon
Bertram	Hughes	Luther	Peterson, D.L.	Storm
Chmielewski	Isackson	McQuaid	Peterson, R.W.	Stumpf
Dicklich	Johnson, D.E.	Mehrkens	Pogemiller	Taylor
Diessner	Jude	Moe, D.M.	Purfeerst	Vega
Dieterich	Kamrath	Moe, R.D.	Ramstad	Waldorf
Frank	Knutson	Novak	Reichgott	Willet

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Chmielewski moved that H.F. No. 1847 be taken from the table, given a second reading and placed on General Orders. The motion prevailed.

H.F. No. 1847: A bill for an act relating to unemployment compensation;

altering the public policy statement; changing the taxable wage base; defining credit week; providing for employer charging; increasing the eligibility requirement; eliminating certain tax rate limitations; changing the weekly benefit amount; setting the maximum weekly benefit; providing for the duration of benefits; increasing the duration of benefits for claimants in counties with high unemployment; providing for seasonal employees; making the waiting week nonreimbursable; amending the benefit offset for severance pay; increasing the period of time and earnings necessary for requalification after disqualification; changing the definition of suitable work; transferring duties to the office of administrative hearings; amending Minnesota Statutes 1984, sections 14.03, subdivision 2; 14.53; 43A.18, subdivision 4; 179A.10, subdivision 1; 268.03; 268.04, subdivisions 25 and 29; 268.06, subdivisions 5, 8, 18, 19, and 20; 268.07, subdivisions 2 and 2a; 268.08, subdivision 3; 268.09, subdivisions 1 and 2; 268.10, subdivisions 2, 3, 4, 5, 6, and 9; 268.12, subdivisions 8, 9, 10, and 13; and 268.18, subdivisions 1 and 2; Minnesota Statutes 1985 Supplement, sections 14.48; 14.51; 268.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1984, section 268.04, subdivision 30.

H.F. No. 1847 was read the second time.

Mr. Pogemiller moved that Senate Concurrent Resolution No. 21 be taken from the table. The motion prevailed.

Senate Concurrent Resolution No. 21: A Senate concurrent resolution relating to the legislature; requiring a study of a legislative public affairs broadcasting network.

BE IT RESOLVED by the Senate of the State of Minnesota, the House of Representatives concurring, that the Secretary of the Senate and the Chief Clerk of the House of Representatives shall study the feasibility of a public affairs network to broadcast the proceedings and hearings of the Senate and House of Representatives and to provide information on the legislative process. The study must be submitted by February 1, 1987, for review by the legislative coordinating commission.

Mr. Pogemiller moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Langseth moved that the following members be excused for a Conference Committee on H.F. No. 1599 at 11:30 a.m.:

Messrs. Langseth, Davis, Berg, Stumpf and DeCramer. The motion prevailed.

SPECIAL ORDER

S.F. No. 2255: A bill for an act relating to the city of Cloquet; permitting the establishment of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority.

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 45 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knutson	Novak	Renneke
Anderson	Frederick	Kronebusch	Olson	Schmitz
Belanger	Frederickson	Laidig	Pehler	Sieloff
Bernhagen	Freeman	Lantry	Peterson, D.C.	Solon
Bertram	Gustafson	Lessard	Peterson, D.L.	Storm
Chmielewski	Hughes	Mehrkens	Peterson, R.W.	Taylor
Dicklich	Isackson	Moe, D.M.	Pogemiller	Vega
Diessner	Jude	Moe, R.D.	Purfeerst	Waldorf
Dieterich	Kamrath	Nelson	Reichgott	Wegscheid

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1734: A resolution relating to education; memorializing the President and Congress of the United States to take action to officially commend those who have assisted the educational process of this country by operating the country's school buses.

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

The question was taken on the passage of the resolution.

The roll was called, and there were yeas 44 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Jude	Moe, D.M.	Ramstad
Anderson	Frank	Kamrath	Moe, R.D.	Reichgott
Belanger	Frederick	Knutson	Olson	Renneke
Benson	Frederickson	Kronebusch	Pehler	Solon
Berglin	Freeman	Laidig	Peterson, D.C.	Storm
Bernhagen	Gustafson	Lantry	Peterson, D.L.	Taylor
Bertram	Hughes	Lessard	Peterson, R.W.	Waldorf
Chmielewski	Isackson	McQuaid	Pogemiller	Wegscheid
Dicklich	Johnson, D.E.	Mehrkens	Purfeerst	

So the resolution passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1744: A bill for an act relating to motor vehicles; providing for special license plates for Vietnam era veterans, national guard members, and former prisoners of war; amending Minnesota Statutes 1984, section 168.12, subdivision 2c; repealing Minnesota Statutes 1984, section 168.125, 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 37 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Kamrath	Moe, R.D.	Ramstad
Anderson	Frederick	Knutson	Olson	Reichgott
Belanger	Frederickson	Kronebusch	Pehler	Renneke
Benson	Freeman	Laidig	Peterson, D.C.	Storm
Berglin	Gustafson	Lantry	Peterson, D.L.	Waldorf
Bernhagen	Hughes	McQuaid	Peterson, R.W.	
Bertram	Isackson	Mehrkens	Pogemiller	
Diessner	Jude	Moe, D.M.	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1648: A bill for an act relating to firearms; permitting certain licensed dealers and manufacturers to own or possess machine guns and short-barreled shotguns for certain purposes; amending Minnesota Statutes 1984, section 609.67, subdivisions 3 and 4.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 36 and nays 3, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Moe, R.D.	Storm
Anderson	Frederickson	Kronebusch	Olson	Taylor
Belanger	Freeman	Laidig	Peterson, D.L.	Waldorf
Benson	Hughes	Lantry	Peterson, R.W.	Wegscheid
Bernhagen	Isackson	Lessard	Pogemiller	
Bertram	Johnson, D.E.	McQuaid	Purfeerst	
Chmielewski	Jude	Mehrkens	Ramstad	
Dicklich	Kamrath	Moe, D.M.	Reichgott	

Ms. Berglin, Mr. Frank and Ms. Peterson, D.C. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1956: A bill for an act relating to the city of Plymouth; authorizing establishment of a capital improvement reserve fund.

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 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kamrath	Moe, R.D.	Reichgott
Anderson	Frank	Knutson	Olson	Sieloff
Belanger	Frederick	Kronebusch	Pehler	Storm
Benson	Freeman	Laidig	Peterson, D.C.	Taylor
Berglin	Gustafson	Lantry	Peterson, D.L.	Waldorf
Bernhagen	Hughes	Lessard	Peterson, R.W.	Wegscheid
Bertram	Isackson	McQuaid	Pogemiller	
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	
Dicklich	Jude	Moe, D.M.	Ramstad	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 2067: A bill for an act relating to local government; permitting the establishment of special service districts in the city of Mendota Heights; providing taxing and other financial authority for the city.

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 41 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kamrath	Olson	Sieloff
Anderson	Frank	Knutson	Pehler	Storm
Belanger	Frederickson	Kronebusch	Peterson, C.C.	Taylor
Benson	Freeman	Laidig	Peterson, D.C.	Waldorf
Berglin	Gustafson	Lantry	Peterson, D.L.	Wegscheid
Bernhagen	Hughes	Lessard	Peterson, R.W.	
Bertram	Isackson	McQuaid	Pogemiller	
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	
Dicklich	Jude	Moe, D.M.	Reichgott	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 2129: A bill for an act relating to the city of St. Paul; permitting the imposition of an additional tax on transient lodging.

Mr. Waldorf moved to amend S.F. No. 2129 as follows:

Page 1, after line 5, insert:

"Section 1. Laws 1977, chapter 402, section 2, is amended to read:

Sec. 2. [LEXINGTON AVENUE SOUTH OF LARPENTEUR.]

The city of Saint Paul may ~~not~~ take or use existing park land for the redesign, reconstruction or widening of Lexington avenue south of Larpenteur avenue *only if the redesign, reconstruction or widening:*

(a) does not result in a traveled way on Lexington avenue between Horton avenue and Hoyt avenue greater than 32 feet, except for turning lanes, and

(b) is consistent with the Como Park master plan approved by the metropolitan council.

Sec. 2. [VARIANCE NOT REQUIRED.]

Notwithstanding any other provision of law, the section of Lexington avenue that is located within Como Park in the city of Saint Paul does not require a variance from municipal state-aid engineering standards in order to be redesigned, reconstructed, or widened, and is eligible for inclusion in the money needs of the city on the same basis as other municipal state-aid streets in the city."

Page 1, line 21, delete "*This act*" and insert

"*Sections 1 and 2 are effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the St. Paul city council. Section 3*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, before the period, insert "providing for the redesign, reconstruction and widening of Lexington avenue south of Larpenteur avenue; amending Laws 1977, chapter 402, section 2"

The motion prevailed. So the amendment was adopted.

Mr. Benson moved to amend S.F. No. 2129 as follows:

Page 1, after line 19, insert:

"Sec. 2. [FORESTVILLE STATE PARK ROADS.]

Up to $1,000 of the cost incurred in the biennium ending June 30, 1987, by Fillmore county in maintaining roads that provide access to Forestville state park shall be reimbursed from the state park road account created by Minnesota Statutes 1984, section 162.06, subdivision 5."

Renumber the sections in sequence

Amend the title accordingly

Mr. Peterson, R.W. questioned whether the amendment was germane.

The Chair ruled that the amendment was not germane.

S.F. No. 2129 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 42 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Jude	Peterson, D.C.	Sieloff
Anderson	Frank	Kronebusch	Peterson, D.L.	Storm
Belanger	Frederick	Laidig	Peterson, R.W.	Taylor
Benson	Frederickson	Lantry	Pogemiller	Vega
Berglin	Freeman	Lessard	Purfeerst	Waldorf
Bertram	Gustafson	McQuaid	Ramstad	Wegscheid
Chmielewski	Hughes	Mehrkens	Reichgott	
Dicklich	Isackson	Olson	Renneke	
Diessner	Johnson, D.E.	Pehler	Schmitz	

Mr. Kamrath voted in the negative.

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

SPECIAL ORDER

S.F. No. 1703: A bill for an act relating to commerce; regulating those who package soft drinks and other nonalcoholic beverages; increasing certain vending machine inspection fees; clarifying authority to inspect vending machines; clarifying rulemaking authority of commissioner of agriculture; amending Minnesota Statutes 1984, sections 28A.05; 28A.09, subdivision 1; 34.03; and 34.09; repealing Minnesota Statutes 1984, section 34.05.

Mr. Wegscheid moved to amend S.F. No. 1703 as follows:

Page 2, line 34, strike "bottled or canned soft drinks"

Page 3, after line 6, insert:

"*(c) Vending machines dispensing only bottled or canned soft drinks are exempt from the state, home rule charter or statutory city, and county inspection fees, but may be inspected by the commissioner or the commissioner's designee.*"

The motion prevailed. So the amendment was adopted.

S.F. No. 1703 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 42 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frank	Knutson	Pehler	Sieloff
Belanger	Frederick	Kronebusch	Peterson, D.C.	Solon
Benson	Freeman	Laidig	Peterson, D.L.	Storm
Berglin	Hughes	Lantry	Peterson, R.W.	Vega
Bernhagen	Isackson	Lessard	Purfeerst	Waldorf
Bertram	Johnson, D.E.	McQuaid	Ramstad	Wegscheid
Chmielewski	Johnson, D.J.	Mehrkens	Reichgott	
Dicklich	Jude	Moe, D.M.	Renneke	
Diessner	Kamrath	Olson	Schmitz	

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

Mr. Wegscheid moved that S.F. No. 1610, No. 63 on Special Orders, be stricken and returned to its author. The motion prevailed.

Mr. Waldorf moved that S.F. No. 1990, No. 78 on Special Orders, be stricken and returned to its author. The motion prevailed.

SPECIAL ORDER

S.F. No. 2127: A bill for an act relating to the city of Cologne; exempting certain general obligation bonds and tax levies from debt and levy limitations.

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 41 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Hughes	Lessard	Peterson, D.L.	Solon
Belanger	Isackson	McQuaid	Peterson, R.W.	Storm
Benson	Johnson, D.E.	Mehrkens	Pogemiller	Vega
Berglin	Jude	Moe, R.D.	Purfeerst	Waldorf
Bertram	Kamrath	Novak	Ramstad	Wegscheid
Chmielewski	Knutson	Olson	Reichgott	
Frank	Kronebusch	Pehler	Renneke	
Frederick	Laidig	Peterson, C.C.	Schmitz	
Frederickson	Lantry	Peterson, D.C.	Sieloff	

So the bill passed and its title was agreed to.

Mr. Johnson, D.E. moved that H.F. No. 1803, No. 20 on Special Orders, be stricken and re-referred to the Committee on Transportation. The motion prevailed.

SPECIAL ORDER

S.F. No. 2171: A bill for an act relating to health; providing exemptions for certain air ambulance services; allowing first responders to drive life support transportation service vehicles under certain conditions; amending Minnesota Statutes 1984, sections 144.802, subdivision 5, and by adding a sub-

division; and 144.804, subdivision 3, and by adding a subdivision.

Mr. Benson moved to amend S.F. No. 2171 as follows:

Page 3, line 9, after the second "*a*" insert "*(1)*"

Page 3, line 11, after "*standards*" insert ", *or (2) a valid class C driver's license provided a siren and flashing lights are not used and the vehicle is driven within legal speed limits,*"

Page 3, line 11, after "*if*" insert ", *in either case,*"

The motion prevailed. So the amendment was adopted.

S.F. No. 2171 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 45 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kronebusch	Olson	Reichgott
Anderson	Frank	Laidig	Pehler	Renneke
Belanger	Frederick	Lantry	Peterson, C.C.	Schmitz
Benson	Frederickson	Lessard	Peterson, D.C.	Sieloff
Berglin	Freeman	Luther	Peterson, D.L.	Solon
Bernhagen	Hughes	McQuaid	Peterson, R.W.	Storm
Bertram	Jude	Mehrkens	Pogemiller	Taylor
Chmielewski	Kamrath	Moe, R.D.	Purfeerst	Vega
Dicklich	Knutson	Novak	Ramstad	Wegscheid

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

SPECIAL ORDER

H.F. No. 2256: A bill for an act relating to partnerships; revising the Uniform Limited Partnership Act; stating duties and powers of limited partners and partnerships; amending Minnesota Statutes 1984, sections 322A.01; 322A.02; 322A.05; 322A.11; 322A.12; 322A.14; 322A.15; 322A.18; 322A.24; 322A.26; 322A.27; 322A.31; 322A.32; 322A.39; 322A.40; 322A.41; 322A.45; 322A.47; 322A.49; 322A.52; 322A.58; 322A.63; and 322A.70.

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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Pehler	Renneke
Anderson	Frank	Kronebusch	Peterson, C.C.	Schmitz
Belanger	Frederick	Laidig	Peterson, D.C.	Sieloff
Benson	Frederickson	Lantry	Peterson, D.L.	Solon
Berglin	Freeman	Lessard	Peterson, R.W.	Storm
Bernhagen	Hughes	Luther	Pogemiller	Taylor
Bertram	Isackson	McQuaid	Purfeerst	Wegscheid
Chmielewski	Jude	Moe, R.D.	Ramstad	
Dicklich	Kamrath	Olson	Reichgott	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 2153: A bill for an act relating to agricultural finance; renaming the agricultural resource loan guaranty board; authorizing the board to participate in loans; amending Minnesota Statutes 1984, section 41A.02, subdivisions 3 and 6; Minnesota Statutes 1985 Supplement, sections 41A.01; 41A.02, subdivision 11; and 41A.05, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 41A; repealing Minnesota Statutes 1984, section 41A.06, 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 41 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knutson	Pehler	Solon
Anderson	Diessner	Kronebusch	Peterson, C.C.	Storm
Belanger	Frank	Laidig	Peterson, D.C.	Taylor
Benson	Frederick	Lantry	Peterson, D.L.	Waldorf
Berglin	Freeman	Lessard	Pogemiller	Wegscheid
Bernhagen	Hughes	Luther	Purfeerst	
Bertram	Isackson	McQuaid	Ramstad	
Chmielewski	Jude	Moe, R.D.	Reichgott	
DeCramer	Kamrath	Olson	Renneke	

Messrs. Dieterich and Peterson, R.W. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1584: A bill for an act relating to taxation; providing that nonresident athletes and entertainers are exempt from the income tax; imposing an alternative tax on their income; amending Minnesota Statutes 1984, section 290.92, subdivision 4a; and Minnesota Statutes 1985 Supplement, section 290.17, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 290.

Mr. Peterson, C.C. moved to amend S.F. No. 1584 as follows:

Pages 1 to 5, delete section 1 and insert:

"Section 1. Minnesota Statutes 1985 Supplement, section 290.17, subdivision 2, is amended to read:

Subd. 2. [OTHER TAXPAYERS.] In the case of an individual who is not a full year resident, this subdivision applies to determine what income is assignable to Minnesota for purposes of determining the numerator of the fraction used in section 290.06, subdivision 2c. In the case of taxpayers not subject to the provisions of subdivision 1, items of gross income shall be assigned to this state or other states or countries in accordance with the following principles:

(1)(a) The entire income of all resident or domestic taxpayers from compensation for labor or personal services, or from a business consisting principally of the performance of personal or professional services, shall be assigned to this state, and the income of nonresident taxpayers from such

sources shall be assigned to this state if, and to the extent that, the labor or services are performed within it; all other income from such sources shall be treated as income from sources without this state.

(b) In the case of an individual who is a nonresident of Minnesota and who is an athlete or entertainer, income from compensation for labor or personal services performed within this state shall be determined in the following manner.

(i) The amount of income to be assigned to Minnesota for an individual who is a nonresident salaried athletic team employee *or a nonresident salaried employee of an entertainment organization* shall be determined by using a fraction in which the denominator contains the total number of days in which the individual is under a duty to perform for the employer, and the numerator is the total number of those days spent in Minnesota. In order to eliminate the need to file state or provincial income tax returns in several states or provinces, Minnesota will exclude from income any income assigned to Minnesota under the provisions of this clause for a nonresident athlete who is employed by an athletic team whose operations are not based in this state *and for a nonresident salaried entertainer who is employed by an entertainment organization whose operations are not based in this state* if the state or province in which the athletic team *or entertainment organization* is based provides a similar income exclusion. If the state or province in which the athletic team's *or the entertainment organization's* operations are based does not have an income tax on an individual's personal service income, it will be deemed that that state or province has a similar income exclusion. As used in the preceding sentence, the term "province" means a province of Canada.

(ii) The amount of income to be assigned to Minnesota for an individual who is a nonresident, and who is an athlete *or entertainer* not listed in clause (i), ~~or who is an entertainer,~~ for that person's athletic or entertainment performance in Minnesota shall be determined by assigning to this state all income from performances or athletic contests in this state.

(2) Income from the operation of a farm shall be assigned to this state if the farm is located within this state and to other states only if the farm is not located in this state. Income from winnings on Minnesota pari-mutuel betting tickets shall be assigned to this state. Income and gains received from tangible property not employed in the business of the recipient of such income or gains, and from tangible property employed in the business of such recipient if such business consists principally of the holding of such property and the collection of the income and gains therefrom, shall be assigned to this state if such property has a situs within it, and to other states only if it has no situs in this state. Income or gains from intangible personal property not employed in the business of the recipient of such income or gains, and from intangible personal property employed in the business of such recipient if such business consists principally of the holding of such property and the collection of the income and gains therefrom, wherever held, whether in trust, or otherwise, shall be assigned to this state if the recipient thereof is domiciled within this state or is a resident trust or estate.

(3) Income derived from carrying on a trade or business, including in the case of a business owned by natural persons the income imputable to the

owner for his services and the use of his property therein, shall be assigned to this state if the trade or business is conducted wholly within this state, and to other states if conducted wholly without this state. This provision shall not apply to business income subject to the provisions of clause (1).

(4) When a trade or business is carried on partly within and partly without this state, the entire income derived from such trade or business, including income from intangible property employed in such business and including, in the case of a business owned by natural persons, the income imputable to the owner for his services and the use of his property therein, shall be governed, except as otherwise provided in sections 290.35 and 290.36, by the provisions of section 290.19, notwithstanding any provisions of this subdivision to the contrary. This shall not apply to business income subject to the provisions of clause (1), nor shall it apply to income from the operation of a farm which is subject to the provisions of clause (2). For the purposes of this clause, a trade or business located in Minnesota is carried on partly within and partly without this state if tangible personal property is sold by such trade or business and delivered or shipped to a purchaser located outside the state of Minnesota.

If the trade or business carried on wholly or partly in Minnesota is part of a unitary business, the entire income of that unitary business shall be subject to apportionment under section 290.19 except for business income subject to the provisions of clause (1) and farm income subject to the provisions of clause (2). The term "unitary business" shall mean business activities or operations which are of mutual benefit, dependent upon, or contributory to one another, individually or as a group. Unity shall be presumed whenever there is unity of ownership, operation, and use, evidenced by centralized management or executive force, centralized purchasing, advertising, accounting, or other controlled interaction but the absence of these centralized activities will not necessarily evidence a nonunitary business. Unity of ownership will not be deemed to exist when a corporation is involved unless that corporation is a member of a group of two or more corporations more than 50 percent of the voting stock of each member of the group is directly or indirectly owned by a common owner or by common owners, either corporate or noncorporate, or by one or more of the member corporations of the group.

The entire income of a unitary business shall be subject to apportionment as provided in section 290.19. None of the income of a unitary business shall be considered as derived from any particular source and none shall be allocated to any particular place except as provided by the applicable apportionment formula.

In determining whether or not intangible property is employed in a unitary business carried on partly within and partly without this state so that income derived therefrom is subject to apportionment under section 290.19 the following rules and guidelines shall apply.

(a) Intangible property is employed in a business if the business entity owning intangible property holds it as a means of furthering the business operation of which a part is located within the territorial confines of this state.

(b) Where a business operation conducted in Minnesota, is owned by a business entity which carries on business activity outside of the state dif-

ferent in kind from that conducted within this state, and such other business is conducted entirely outside the state, it will be presumed that the two business operations are unitary in nature, interrelated, connected and interdependent unless it can be shown to the contrary.

(5) For purposes of this section, amounts received by a nonresident from the United States, its agencies or instrumentalities, the Federal Reserve Bank, the state of Minnesota or any of its political or governmental subdivisions, or a Minnesota volunteer fireman's relief association, by way of payment as a pension, public employee retirement benefit, or any combination thereof, or as a retirement or survivor's benefit made from a plan qualifying under section 401, 403, 404, 408, or 409 of the Internal Revenue Code of 1954, as amended through December 31, 1984, are not considered income derived from carrying on a trade or business or from performing personal or professional services in Minnesota, and are not taxable under this chapter.

(6) All other items of gross income shall be assigned to the taxpayer's domicile."

The motion prevailed. So the amendment was adopted.

S.F. No. 1584 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 41 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kronebusch	Peterson, C.C.	Solon
Anderson	Frank	Laidig	Peterson, D.C.	Storm
Belanger	Frederick	Lantry	Peterson, D.L.	Taylor
Benson	Freeman	Lessard	Peterson, R.W.	Waldorf
Bernhagen	Hughes	McQuaid	Pogemiller	Wegscheid
Bertram	Isackson	Moe, R.D.	Ramstad	
Chmielewski	Jude	Novak	Reichgott	
Dicklich	Kamrath	Olson	Schmitz	
Diessner	Knutson	Pehler	Sieloff	

Ms. Berglin voted in the negative.

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

SPECIAL ORDER

H.F. No. 2195: A bill for an act relating to the city of McIntosh; authorizing the city to issue bonds in excess of its net debt limitations.

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 44 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Johnson, D.E.	Novak	Schmitz
Anderson	Dieterich	Jude	Olson	Sieloff
Belanger	Frank	Kamrath	Pehler	Solon
Benson	Frederick	Knutson	Peterson, D.C.	Storm
Berglin	Frederickson	Kronebusch	Peterson, D.L.	Taylor
Bernhagen	Freeman	Laidig	Peterson, R.W.	Vega
Bertram	Gustafson	Lantry	Ramstad	Waldorf
Chmielewski	Hughes	McQuaid	Reichgott	Wegscheid
Dicklich	Isackson	Moe, R.D.	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1151: A bill for an act relating to elections; adopting the court-ordered congressional redistricting plan, but changing Ottawa township in LeSueur county from the second to the first congressional district; repealing Minnesota Statutes 1984, sections 2.741 to 2.811.

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 44 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kamrath	Olson	Schmitz
Anderson	Frederick	Knutson	Pehler	Sieloff
Belanger	Frederickson	Kronebusch	Peterson, D.C.	Solon
Benson	Freeman	Lantry	Peterson, D.L.	Storm
Berglin	Gustafson	Lessard	Peterson, R.W.	Taylor
Bernhagen	Hughes	McQuaid	Purfeerst	Vega
Bertram	Isackson	Mehrkens	Ramstad	Waldorf
Chmielewski	Johnson, D.E.	Moe, R.D.	Reichgott	Wegscheid
Dicklich	Jude	Novak	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 1838: A bill for an act relating to agriculture; defining certain kinds of milk; amending Minnesota Statutes 1984, section 32.391, 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 48 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Jude	Moe, R.D.	Renneke
Anderson	Diessner	Kamrath	Olson	Schmitz
Belanger	Frank	Knaak	Pehler	Sieloff
Benson	Frederick	Knutson	Peterson, C.C.	Storm
Berglin	Frederickson	Kronebusch	Peterson, D.C.	Taylor
Bernhagen	Freeman	Laidig	Peterson, R.W.	Vega
Bertram	Gustafson	Lantry	Petty	Waldorf
Chmielewski	Hughes	McQuaid	Purfeerst	Wegscheid
Dahl	Isackson	Mehrkens	Ramstad	
DeCramer	Johnson, D.E.	Moe, D.M.	Reichgott	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2464: A bill for an act relating to the city of Bowlus; permitting the city to exceed its debt limit for a firehall.

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 47 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knutson	Olson	Schmitz
Anderson	Frederick	Kronebusch	Pehler	Sieloff
Benson	Freeman	Laidig	Peterson, C.C.	Solon
Berglin	Gustafson	Lantry	Peterson, D.C.	Storm
Bernhagen	Hughes	Lessard	Peterson, R.W.	Taylor
Bertram	Isackson	McQuaid	Petty	Vega
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Jude	Moe, D.M.	Ramstad	
Dicklich	Kamrath	Moe, R.D.	Reichgott	
Diessner	Knaak	Novak	Renneke	

So the bill passed and its title was agreed to.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Dahl moved that the following members be excused for a Conference Committee on H.F. No. 1950 from 11:00 a.m. to 1:15 p.m.:

Messrs. Dahl, Luther, Knaak, Petty and Spear. The motion prevailed.

SPECIAL ORDER

H.F. No. 654: A bill for an act relating to crimes; establishing mandatory minimum terms of imprisonment for the crimes of residential burglary, burglary of an occupied dwelling, aggravated robbery of a pharmacy, and selling cocaine, heroin, and hallucinogens; amending Minnesota Statutes 1984, sections 152.15, by adding subdivisions; 609.245; and 609.582, by adding subdivisions.

CALL OF THE SENATE

Mr. Jude imposed a call of the Senate for the balance of the proceedings on H.F. No. 654. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Taylor moved to amend H.F. No. 654, the unofficial engrossment, as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1

Section 1. Minnesota Statutes 1984, section 152.15, is amended by adding a subdivision to read:

Subd. 1a. [MANDATORY MINIMUM SENTENCE FOR SELLING COCAINE.] *Notwithstanding the provisions of subdivision 1, clause (1), to the contrary, a person convicted of a first or subsequent violation of section 152.09, subdivision 1, clause (1), with respect to selling cocaine must be committed to the commissioner of corrections for a mandatory minimum term of imprisonment of not less than one year and one day, and not more than the maximum sentence provided by subdivision 1, clause (1).*

Sec. 2. Minnesota Statutes 1984, section 152.15, is amended by adding a subdivision to read:

Subd. 1b. [MANDATORY MINIMUM SENTENCE FOR SELLING

HEROIN.] *Notwithstanding the provisions of subdivision 1, clause (1), to the contrary, a person convicted of a first or subsequent violation of section 152.09, subdivision 1, clause (1), with respect to selling heroin must be committed to the commissioner of corrections for a mandatory minimum term of imprisonment of not less than 21 months, and not more than the maximum sentence provided by subdivision 1, clause (1).*

Sec. 3. Minnesota Statutes 1984, section 152.15, is amended by adding a subdivision to read:

Subd. 1c. [MANDATORY MINIMUM SENTENCE FOR SELLING HALLUCINOGENS OR PHENCYCLIDINE.] *Notwithstanding the provisions of subdivision 1, clause (2), to the contrary, a person convicted of a first or subsequent violation of section 152.09, subdivision 1, clause (1), with respect to selling hallucinogens listed in section 152.02, subdivision 2, clause (3), or Minnesota Rules, part 6800.4210, item C, or phencyclidine must be committed to the commissioner of corrections for a mandatory minimum term of imprisonment of not less than 21 months, and not more than the maximum sentence provided by subdivision 1, clause (2).*

Sec. 4. Minnesota Statutes 1984, section 152.15, is amended by adding a subdivision to read:

Subd. 1d. [NO EARLY RELEASE.] *A defendant convicted and sentenced as required by subdivision 1a, 1b, or 1c is not eligible for probation, parole, discharge, or supervised release until that person has served the full mandatory minimum term of imprisonment as provided by the subdivision under which he or she is sentenced, notwithstanding the provisions of sections 242.19, 243.05, 244.04, and 609.12. A court may not stay imposition or execution of any mandatory minimum sentence required by subdivision 1a, 1b, or 1c, notwithstanding the provisions of section 609.135.*

Sec. 5. [EFFECTIVE DATE.]

Sections 1 to 4 are effective August 1, 1986, and apply to crimes committed on or after that date.

ARTICLE 2

Section 1. [297D.01] [DEFINITIONS.]

Subdivision 1. "Marijuana" means any marijuana, whether real or counterfeit, as defined in section 152.01, subdivision 9, that is held, possessed, transported, transferred, sold, or offered to be sold in violation of Minnesota laws.

Subd. 2. "Controlled substance" means any drug or substance, whether real or counterfeit, as defined in section 152.01, subdivision 4, that is held, possessed, transported, transferred, sold, or offered to be sold in violation of Minnesota laws. "Controlled substance" does not include marijuana.

Subd. 3. "Dealer" means a person who in violation of Minnesota law manufactures, produces, ships, transports, or imports into Minnesota or in any manner acquires or possesses more than 42-1/2 grams of marijuana, or seven or more grams of any controlled substance, or ten or more dosage units of any controlled substance which is not sold by weight.

Subd. 4. "Commissioner" means the commissioner of revenue.

Sec. 2. [297D.02] [ADMINISTRATION.]

The commissioner of revenue shall administer this chapter. Payments required by this chapter must be made to the commissioner on the form provided by the commissioner. The commissioner shall collect all taxes under this chapter.

Sec. 3. [297D.03] [RULES.]

The commissioner may adopt rules necessary to enforce this chapter. The commissioner shall adopt a uniform system of providing, affixing, and displaying official stamps, official labels, or other official indicia for marijuana and controlled substances on which a tax is imposed.

Sec. 4. [297D.04] [TAX PAYMENT REQUIRED FOR POSSESSION.]

No dealer may possess any marijuana or controlled substance upon which a tax is imposed by section 8 unless the tax has been paid on the marijuana or other controlled substance as evidenced by a stamp or other official indicia.

Sec. 5. [297D.05] [NO IMMUNITY.]

Nothing in this chapter may in any manner provide immunity for a dealer from criminal prosecution pursuant to Minnesota law.

Sec. 6. [297D.06] [PHARMACEUTICALS.]

Nothing in this chapter requires persons registered under chapter 151 or otherwise lawfully in possession of marijuana or a controlled substance to pay the tax required under this chapter.

Sec. 7. [297D.07] [MEASUREMENT.]

For the purpose of calculating the tax under section 8, an ounce of marijuana or other controlled substance is measured by the weight of the substance in the dealer's possession.

Sec. 8. [297D.08] [TAX RATE.]

A tax is imposed on marijuana and controlled substances as defined in section 1 at the following rates:

(1) on each gram of marijuana, or each portion of a gram, $3.50; and

(2) on each gram of controlled substance, or portion of a gram, $200; or

(3) on each 50 dosage units of a controlled substance that is not sold by weight, or portion thereof, $2,000.

Sec. 9. [297D.09] [FAILURE TO FILE, FILING FALSE OR FRAUDULENT RETURN; INTENT TO EVADE TAX; CRIMINAL PROVISIONS.]

Subdivision 1. [PENALTIES.] *Any dealer violating this chapter is subject to a penalty of 100 percent of the tax in addition to the tax imposed by section 8. In addition to the tax penalty imposed, a dealer distributing or possessing marijuana or controlled substances without affixing the appropriate stamps, labels, or other indicia is guilty of a crime and, upon conviction, may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than $10,000, or both.*

Subd. 2. [STATUTE OF LIMITATIONS.] *Notwithstanding section*

628.26, or any other provision of the criminal laws of this state, an indictment may be found and filed upon any criminal offense specified in this section, in the proper court within six years after the commission of this offense.

Sec. 10. [297D.10] [STAMP PRICE.]

Official stamps, labels, or other indicia to be affixed to all marijuana or controlled substances shall be purchased from the department. The purchaser shall pay 100 percent of face value for each stamp, label, or other indicia at the time of the purchase. The department shall make the stamps, labels, or other indicia in denominations in multiples of ten dollars.

Sec. 11. [297D.11] [PAYMENT DUE.]

Subdivision 1. [STAMPS AFFIXED.] *When a dealer purchases, acquires, transports, or imports into this state marijuana or controlled substances on which a tax is imposed by section 8; and if the indicia evidencing the payment of the tax have not already been affixed, the dealer shall have them permanently affixed on the marijuana or controlled substance immediately after receiving the substance. Each stamp or other official indicia may be used only once.*

Subd. 2. [PAYABLE ON POSSESSION.] *Taxes imposed upon marijuana or controlled substances by this chapter are due and payable immediately upon acquisition or possession in this state by a dealer.*

Sec. 12. [297D.12] [ALL ASSESSMENTS ARE JEOPARDY.]

Subdivision 1. [ASSESSMENT PROCEDURE.] *An assessment for a dealer not possessing stamps or other official indicia showing that the tax has been paid shall be considered a jeopardy assessment or collection, as provided in section 270.70. The commissioner shall assess a tax based on personal knowledge or information available to the commissioner; mail the taxpayer at the taxpayer's last known address or serve in person, a written notice of the amount of tax; demand its immediate payment; and, if payment is not immediately made, collect the tax by any method prescribed in chapter 270, except that the commissioner need not await the expiration of the times specified in chapter 270. Section 270.70, subdivision 4, paragraph (a), does not apply to this chapter.*

Subd. 2. [INJUNCTION PROHIBITED.] *No person may bring suit to enjoin the assessment or collection of any taxes, interest, or penalties imposed by this chapter.*

Subd. 3. [STANDARD OF PROOF.] *The tax and penalties assessed by the commissioner are presumed to be valid and correctly determined and assessed. The burden is upon the taxpayer to show their incorrectness or invalidity. Any statement filed by the commissioner with the court administrator, or any other certificate by the commissioner of the amount of tax and penalties determined or assessed is admissible in evidence and is prima facie evidence of the facts it contains.*

Sec. 13. [297D.13] [CONFIDENTIAL NATURE OF INFORMATION.]

Neither the commissioner nor a public employee may reveal facts contained in a report or return required by this chapter, nor can any information contained in such a report or return be used against the dealer in any crimi-

nal proceeding, unless independently obtained, except in connection with a proceeding involving taxes due under this chapter from the taxpayer making the return.

Sec. 14. [297D.14] [INVESTIGATORY POWERS.]

For the purpose of determining the correctness of any return, determining the amount of tax that should have been paid, determining whether or not the dealer should have made a return or paid taxes, or collecting any taxes under this chapter, the commissioner may examine, or cause to be examined, any books, papers, records, or memoranda, that may be relevant to making such determinations, whether the books, papers, records, or memoranda, are the property of or in the possession of the dealer or another person. The commissioner may require the attendance of any person having knowledge or information that may be relevant, compel the production of books, papers, records, or memoranda by persons required to attend, take testimony on matters material to the determination, and administer oaths or affirmations. Upon demand of the commissioner or any examiner or investigator, the court administrator of any court shall issue a subpoena for the attendance of a witness or the production of books, papers, records, and memoranda. The commissioner may also issue subpoenas. Disobedience of subpoenas issued under this chapter is punishable by the district court of the district in which the subpoena is issued, or, if the subpoena is issued by the commissioner, by the district court of the district in which the party served with the subpoena is located, in the same manner as contempt of district court.

ARTICLE 3

Section 1. Minnesota Statutes 1984, section 609.50, is amended to read:

609.50 [OBSTRUCTING LEGAL PROCESS OR ARREST.]

Whoever intentionally obstructs, hinders or prevents the lawful execution of any legal process, civil or criminal, or apprehension of another on a charge or conviction of a criminal offense or interferes with a peace officer while the officer is engaged in the performance of his official duties, *or by force or threat of force endeavors to intimidate or impede any employee of the department of revenue while the employee is lawfully engaged in the performance of official duties for the purpose of deterring or interfering with the performance of those duties,* may be sentenced as follows:

(1) If the act was accompanied by force or violence or the threat thereof, to imprisonment for not more than one year or to payment of a fine of not more than $3,000, or both; or

(2) In other cases to imprisonment for not more than 90 days or to payment of a fine of not more than $700, or both.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective August 1, 1986, and applies to crimes committed on or after that date."

Delete the title and insert:

"A bill for an act relating to crimes; establishing mandatory minimum terms of imprisonment for the crimes of selling cocaine, heroin, and hallu-

cinogens; imposing a tax on marijuana and controlled substances; providing for the crime of using force or threats against revenue department employees; amending Minnesota Statutes 1984, sections 152.15, by adding subdivisions; and 609.50; proposing coding for new law as Minnesota Statutes, chapter 297D."

Mr. Taylor moved to amend the Taylor amendment to H.F. No. 654, as follows:

Page 1, line 33, after "*C*," insert "*except marijuana or tetrahydrocannabinols*,"

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

The question recurred on the Taylor amendment, as amended.

The roll was called, and there were yeas 31 and nays 35, as follows:

Those who voted in the affirmative were:

Adkins	Chmielewski	Kamrath	McQuaid	Storm
Anderson	Frederick	Knaak	Mehrkens	Taylor
Belanger	Frederickson	Knutson	Olson	Wegscheid
Benson	Gustafson	Kroening	Peterson, D.L.	
Berg	Isackson	Kronebusch	Ramstad	
Bernhagen	Johnson, D.E.	Laidig	Reichgott	
Bertram	Jude	Lessard	Renneke	

Those who voted in the negative were:

Berglin	Frank	Merriam	Peterson, D.C.	Sieloff
Dahl	Freeman	Moe, D.M.	Peterson, R.W.	Solon
Davis	Hughes	Moe, R.D.	Petty	Spear
DeCramer	Johnson, D.J.	Nelson	Pogemiller	Stumpf
Dicklich	Langseth	Novak	Purfeerst	Vega
Diessner	Lantry	Pehler	Samuelson	Waldorf
Dieterich	Luther	Peterson, C.C.	Schmitz	Willet

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

Mr. Freeman moved to amend H.F. No. 654, the unofficial engrossment, as follows:

Pages 11 to 17, delete sections 10 to 15

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 47 and nays 6, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Pehler	Sieloff
Anderson	Frank	Knutson	Peterson, C.C.	Solon
Belanger	Frederick	Kronebusch	Peterson, D.C.	Storm
Berg	Frederickson	Laidig	Peterson, D.L.	Stumpf
Bernhagen	Freeman	Lessard	Pogemiller	Taylor
Bertram	Gustafson	McQuaid	Purfeerst	Vega
Chmielewski	Hughes	Mehrkens	Ramstad	Waldorf
Dahl	Isackson	Moe, R.D.	Reichgott	
Davis	Johnson, D.E.	Novak	Renneke	
DeCramer	Jude	Olson	Schmitz	

Those who voted in the negative were:

Berglin	Knaak	Merriam	Peterson, R.W.	Petty
Dieterich				

The motion prevailed. So the amendment was adopted.

Mr. Chmielewski moved to amend H.F. No. 654, the unofficial engrossment, as follows:

Pages 1 to 8, delete sections 1 to 4

Page 9, delete section 6

Pages 10 and 11, delete section 9

Page 23, delete lines 8 and 9

Page 23, line 10, delete "*are effective July 1, 1987.*"

Renumber the sections in sequence

Correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 39 and nays 20, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kamrath	Mehrkens	Renneke
Anderson	Frederick	Knaak	Olson	Schmitz
Belanger	Frederickson	Knutson	Peterson, C.C.	Sieloff
Benson	Gustafson	Kronebusch	Peterson, D.L.	Storm
Berg	Hughes	Laidig	Pogemiller	Stumpf
Bernhagen	Isackson	Langseth	Purfeerst	Taylor
Bertram	Johnson, D.E.	Lessard	Ramstad	Waldorf
Chmielewski	Jude	McQuaid	Reichgott	

Those who voted in the negative were:

Berglin	Dicklich	Lantry	Novak	Petty
Dahl	Dieterich	Merriam	Pehler	Solon
Davis	Frank	Moe, D.M.	Peterson, D.C.	Spear
DeCramer	Freeman	Moe, R.D.	Peterson, R.W.	Vega

The motion prevailed. So the amendment was adopted.

H.F. No. 654 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 62 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Novak	Samuelson
Anderson	Dieterich	Kroening	Olson	Schmitz
Belanger	Frank	Kronebusch	Pehler	Sieloff
Benson	Frederick	Laidig	Peterson, C.C.	Solon
Berg	Frederickson	Langseth	Peterson, D.C.	Spear
Berglin	Freeman	Lantry	Peterson, D.L.	Storm
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Stumpf
Bertram	Hughes	Luther	Petty	Taylor
Chmielewski	Isackson	McQuaid	Pogemiller	Waldorf
Dahl	Johnson, D.E.	Mehrkens	Purfeerst	Willet
Davis	Jude	Merriam	Ramstad	
DeCramer	Kamrath	Moe, D.M.	Reichgott	
Dicklich	Knaak	Moe, R.D.	Renneke	

Mr. Vega voted in the negative.

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

SPECIAL ORDER

The question recurred on S.F. No. 1847.

S.F. No. 1847: A bill for an act relating to public finance; providing a method for determining compliance with proposed federal tax law relating to state and local government obligations; providing for additional enterprise zone credits and expansion of an enterprise zone; authorizing certain capital notes; extending the interest reduction program; providing certain powers to county housing and redevelopment authorities and joint powers agreements; amending Minnesota Statutes 1984, sections 273.1314, by adding a subdivision; 412.301; 462C.02, subdivision 6; 462C.06; 471.59, subdivision 11; 474.01, subdivisions 6 and 7b; 475.55, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 273.1314, subdivision 16a; 462.445, subdivision 13; 475.56; proposing coding for new law as Minnesota Statutes, chapter 474A; repealing Minnesota Statutes 1984, sections 462C.09, subdivision 4; 474.16, subdivisions 1, 2, and 5; 474.21; and 474.25; Minnesota Statutes 1985 Supplement, sections 462C.09, subdivisions 1, 2a, 3, 5, and 6; 474.16, subdivisions 3, and 6 to 15; 474.17; 474.19; 474.20; 474.23; and 474.26.

RECONSIDERATION

Having voted on the prevailing side, Mr. Moe, R.D. moved that the vote whereby the Benson amendment to S.F. No. 1847 was adopted on March 13, 1986, be now reconsidered. The motion did not prevail.

S.F. No. 1847 was then progressed.

SPECIAL ORDER

H.F. No. 2169: A bill for an act relating to public lands; providing for a procedure to sell state leased lands; providing for maximum lease rates; providing for an endowment fund and the disposition of proceeds of the land acquisition account; permitting Winona county to convey certain real estate to a county agricultural society; proposing coding for new law in Minnesota Statutes, chapter 92.

SUSPENSION OF RULES

Mr. Dicklich moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 2169 and that the rules of the Senate be so far suspended as to give H. F. No. 2169, now on Special Orders, its third reading and place it on its final passage. The motion prevailed.

Mr. Merriam moved to amend H.F. No. 2169 as follows:

Page 4, line 14, after "8" insert ", *except as provided in section 3*"

Page 4, after line 14, insert:

"Sec. 3. [92.68] [PROCEEDS AND FUND.]

Subdivision 1. [PROCEEDS OF LAND ACQUISITION ACCOUNT.]

In order to ensure that the educational opportunities provided by Minnesota scientific and natural areas as described in section 86A.05, subdivision 5, are adequately available for present and future generations, proceeds under this act that are deposited in the land acquisition account under section 94.165 must be expended on scientific and natural areas.

Subd. 2. [ENDOWMENT FUND.] *A natural areas legacy endowment fund shall be established by the commissioner of natural resources in order to accept and receive private contributions for educational opportunities provided by scientific and natural areas. The principal of the fund shall be retained in the endowment fund.*

Expenditures from the investment earnings may be used by the commissioner of natural resources for the protection, management, and inventory of lands with rare and endangered species or undisturbed plant communities that qualify as state scientific and natural areas under section 86A.05, subdivision 5."

Page 4, line 15, delete "92.68" and insert "92.69"

Page 4, line 30, delete "*3*" and insert "*4*"

Page 4, line 32, delete "*4*" and insert "*5*"

Renumber the sections in sequence

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 2169 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 51 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Laidig	Peterson, D.C.	Solon
Belanger	Frederick	Lantry	Peterson, D.L.	Spear
Benson	Freeman	Lessard	Peterson, R.W.	Sterm
Berglin	Gustafson	McQuaid	Petty	Taylor
Bernhagen	Isackson	Mehrkens	Pogemiller	Vega
Bertram	Johnson, D.E.	Merriam	Purfeerst	Waldorf
Chmielewski	Johnson, D.J.	Moe, D.M.	Ramstad	Wegscheid
Dahl	Kamrath	Moe, R.D.	Reichgott	
Dicklich	Knaak	Olson	Renneke	
Diessner	Knutson	Pehler	Schmitz	
Dieterich	Kronebusch	Peterson, C.C.	Sieloff	

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

SPECIAL ORDER

H.F. No. 2100: A bill for an act relating to agriculture; state agricultural society; removing the time and geographical restrictions on the society's ability to impose certain restrictions on performers at the state fairgrounds; amending Minnesota Statutes 1985 Supplement, section 37.17, subdivision 1.

Mr. Chmielewski moved to amend H.F. No. 2100 as follows:

Page 1, after line 22, insert:

"Sec. 2. Minnesota Statutes 1985 Supplement, section 177.23, subdivision 7, is amended to read:

Subd. 7. "Employee" means any individual employed by an employer but does not include:

(1) two or fewer specified individuals employed at any given time in agriculture on a farming unit or operation who are paid a salary;

(2) any individual employed in agriculture on a farming unit or operation who is paid a salary greater than the individual would be paid if the individual worked 48 hours at the state minimum wage plus 17 hours at 1-1/2 times the state minimum wage per week;

(3) an individual under 18 who is employed in agriculture on a farm to perform services other than corn detasseling or hand field work when one or both of that minor hand field worker's parents or physical custodians are also hand field workers;

(4) for purposes of section 177.24, an individual under 18 who is employed as a corn detasseler;

(5) any staff member employed on a seasonal basis by a nonprofit organization for work in an organized children's resident or day camp operating under a permit issued under section 144.72;

(6) any individual employed in a bona fide executive, administrative, or professional capacity, or a salesman who conducts no more than 20 percent of his sales on the premises of the employer;

(7) any individual who renders service gratuitously for a nonprofit organization;

(8) any individual who serves as an elected official for a political subdivision or who serves on any governmental board, commission, committee or other similar body, or who renders service gratuitously for a political subdivision;

(9) any individual employed by a political subdivision to provide police or fire protection services or employed by an entity whose principal purpose is to provide police or fire protection services to a political subdivision;

(10) any individual employed by a political subdivision who is ineligible for membership in the public employees retirement association under section 353.01, subdivision 2b, clause (a), (b), (d), or (i);

(11) any driver employed by an employer engaged in the business of operating taxicabs;

(12) any individual engaged in babysitting as a sole practitioner;

(13) for the purpose of section 177.25, any individual employed on a seasonal basis in a carnival, circus, ~~or~~ fair, *or ski facility*;

(14) any individual under 18 working less than 20 hours per workweek for a municipality as part of a recreational program;

(15) any individual employed by the state as a natural resource manager 1, 2, or 3 (conservation officer);

(16) any individual in a position for which the United States Department of Transportation has power to establish qualifications and maximum hours of service under United States Code, title 49, section 304;

(17) any individual employed as a seafarer. The term "seafarer" means a master of a vessel or any person subject to the authority, direction, and control of the master who is exempt from federal overtime standards under United States Code, title 29, section 213(b)(6), including but not limited to pilots, sailors, engineers, radio operators, firefighters, watchmen, pursers, surgeons, cooks, and stewards;

(18) any individual employed by a county in a single family residence owned by a county home school as authorized under section 260.094 if the residence is an extension facility of that county home school, and if the individual as part of his employment duties resides at the residence for the purpose of supervising children as defined by section 260.015, subdivision 2; or

(19) nuns, monks, priests, lay brothers, lay sisters, ministers, deacons, and other members of religious orders who serve pursuant to their religious obligations in schools, hospitals, and other nonprofit institutions operated by the church or religious order."

Renumber the sections in sequence

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 2100 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 40 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kronebusch	Pehler	Schmitz
Belanger	Frederick	Laidig	Peterson, D.C.	Sieloff
Benson	Freeman	Lantry	Peterson, D.L.	Solon
Bernhagen	Isackson	Lessard	Petty	Spear
Bertram	Johnson, D.E.	McQuaid	Pogemiller	Storm
Chmielewski	Kamrath	Moe, D.M.	Purfeerst	Taylor
Dicklich	Knaak	Moe, R.D.	Reichgott	Vega
Diessner	Knutson	Olson	Renneke	Waldorf

Messrs. Peterson, R.W. and Ramstad voted in the negative.

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

SPECIAL ORDER

H.F. No. 2427: A bill for an act relating to state lands; authorizing exchange of state property with Minnesota transportation museum property.

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 49 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knutson	Novak	Reichgott
Anderson	Frederick	Kronebusch	Olson	Renneke
Belanger	Frederickson	Laidig	Pehler	Schmitz
Benson	Freeman	Lantry	Peterson, D.C.	Sieloff
Bernhagen	Gustafson	Lessard	Peterson, D.L.	Solon
Bertram	Isackson	McQuaid	Peterson, R.W.	Spear
Chmielewski	Johnson, D.E.	Mehrkens	Petty	Vega
Dahl	Jude	Merriam	Pogemiller	Waldorf
Dicklich	Kamrath	Moe, D.M.	Purfeerst	Wegscheid
Diessner	Knaak	Moe, R.D.	Ramstad	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 1984: A bill for an act relating to commerce; regulating securities; regulating the assignment of certain real property loans and the administration of certain escrow accounts; providing certain exemptions; regulating real estate brokers and salespersons; modifying re-examination requirements; providing trust account requirements for licensees acting as principals; granting certain enforcement powers to the commissioner; providing certain remedies; requiring storage of abstracts of title within Minnesota; amending Minnesota Statutes 1984, sections 47.20, subdivision 9; 80A.14, subdivision 18; 80A.15, subdivision 1; 82.17, subdivision 4; 82.22, subdivisions 3, 6, and 13; 82.24, subdivision 2; 82.26; 82.27, subdivision 1; 82.33, subdivision 2; 386.375; Minnesota Statutes 1985 Supplement, section 80A.15, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 47.

Mr. Ramstad moved to amend H.F. No. 1984, as amended pursuant to Rule 49, adopted by the Senate March 11, 1986, as follows:

(The text of the amended House File is identical to S. F. No. 1854.)

Page 18, after line 9, insert:

"Sec. 8. Minnesota Statutes 1985 Supplement, section 82.19, subdivision 3, is amended to read:

Subd. 3. No real estate broker or salesperson shall offer, pay or give, and no person shall accept, any compensation or other thing of value from any real estate broker or salesperson by way of commission-splitting, rebate, finder's fees or otherwise, in connection with any real estate or business opportunity transaction; provided this subdivision does not apply to transactions (1) between a licensed real estate broker or salesperson and the person by whom he is engaged to purchase or sell real estate or business opportunity, (2) among persons licensed as provided herein, ~~and~~ (3) between a licensed real estate broker or salesperson and persons from other jurisdictions similarly licensed in that jurisdiction, *and (4) involving timeshare or other recreational lands where the amount offered or paid does not exceed $150, and payment is not conditioned upon any sale but is made merely for providing the referral and the person paying the fee is bound by any representations the person receiving the fee makes.* A licensed real estate broker or salesperson may assign or direct that commissions or other compensation earned in con-

nection with any real estate or business opportunity transaction be paid to a corporation of which the licensed real estate broker or salesperson is the sole owner."

Renumber the sections in sequence

Correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 1984 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 39 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frederick	Knutson	Peterson, D.C.	Renneke
Anderson	Frederickson	Kronebusch	Peterson, D.L.	Solon
Belanger	Freeman	Lantry	Peterson, R.W.	Spear
Benson	Isackson	Lessard	Petty	Storm
Bernhagen	Johnson, D.E.	McQuaid	Pogemiller	Taylor
Bertram	Jude	Moe, D.M.	Purfeerst	Waldorf
Chmielewski	Kamrath	Olson	Ramstad	Wegscheid
Dahl	Knaak	Pehler	Reichgott	

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

SPECIAL ORDER

S.F. No. 1660: A bill for an act relating to real property; allowing designation, sale, and redemption of a homestead that is executed on and sold as part of other property; allowing designation, sale, and redemption of a homestead foreclosed on or part of other property; proposing coding for new law in Minnesota Statutes, chapters 550 and 582; repealing Minnesota Statutes 1984, section 582.04.

Mr. Frederickson moved to amend S.F. No. 1660 as follows:

Page 2, after line 27, insert:

"Sec. 2. [550.205] [REDEMPTION OF HOMESTEAD AFTER FORECLOSURE OR EXECUTION SALE.]

Subdivision 1. [APPLICABILITY.] *This section applies to mortgagors or debtors who have had real property used in agricultural production executed on or foreclosed and have not received notices under sections 1 and 3, and is effective until the redemption period ends.*

Subd. 2. [AGREEMENT.] *(a) A buyer that purchases real property used in agricultural production at a foreclosure or execution sale, and a party with the right to redeem, may agree to have the homestead redeemed separately. The written agreement must be recorded and include:*

(1) a legal description of the homestead; and

(2) the amount to be paid to redeem the homestead.

(b) The homestead must comply with local zoning requirements.

Subd. 3. [PETITION.] *(a) After a foreclosure or execution sale of real property used in agricultural production that contains a homestead, the party entitled to redeem the property may petition to have the homestead redeemed separately. The petition must be directed to the district court of the county where the foreclosure or execution sale was held and include:*

(1) a request that the homestead be appraised and redeemed separately;

(2) a description designating the dwelling occupied by the mortgagor, and up to 80 acres of the property that conforms to local zoning and is compact so that it does not unreasonably affect the value of the remaining property.

(b) The court shall appoint an appraiser to make the appraisal and have the determination returned to the court within 30 days after the petition is filed.

Subd. 4. [DETERMINATION OF REDEMPTION COST.] *(a) The district court shall schedule and hold a hearing within 30 days after receiving the appraiser's determination. The court shall consider whether redeeming the homestead separately would unjustly affect the party who purchased the property at the foreclosure or execution sale. The court may equitably adjust the size of the homestead. If the petitioner is entitled to redeem the homestead separately, the court shall determine the cost of redeeming the designated homestead and the remaining property. The cost of redeeming the homestead must include:*

(1) the appraised value of the homestead;

(2) the interest attributable to the portion of the debt allocated to the homestead; and

(3) the reasonable appraisal, court, and survey costs.

(b) The order of the court must be made and filed within five days of the hearing.

Subd. 5. [REDEMPTION.] *The party entitled to redeem may redeem the designated homestead, the remaining property, or the entire property including the homestead. The period of redemption is the period for the entire property including the designated homestead.*''

Page 4, line 19, after the period, insert ''*Section 3 is repealed August 30, 1987.*''

Renumber the sections in sequence and correct the internal references

The motion prevailed. So the amendment was adopted.

Mr. Merriam moved to amend S.F. No. 1660 as follows:

Page 2, line 11, delete everything after ''*to*''

Page 2, line 12, delete ''*510.02*'' and insert ''*80 acres of the property*''

Page 3, line 35, delete everything after ''*to*''

Page 3, line 36, delete ''*in chapter 510.02*'' and insert ''*80 acres of the property*''

The motion prevailed. So the amendment was adopted.

S.F. No. 1660 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 39 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Freeman	Lantry	Peterson, D.C.	Renneke
Anderson	Isackson	Lessard	Peterson, D.L.	Solon
Belanger	Johnson, D.E.	McQuaid	Peterson, R.W.	Spear
Benson	Jude	Mehrkens	Petty	Storm
Bernhagen	Kamrath	Merriam	Pogemiller	Vega
Bertram	Knaak	Moe, R.D.	Purfeerst	Waldorf
Dieterich	Knutson	Olson	Ramstad	Wegscheid
Frederickson	Kronebusch	Pehler	Reichgott	

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

SPECIAL ORDER

H.F. No. 2051: A bill for an act relating to the city of St. Paul; permitting the establishment of special service districts in the city and providing taxing and other authority.

Mr. Sieloff moved to amend H.F. No. 2051, the unofficial engrossment, as follows:

Page 2, line 15, delete "*the intersection of*"

Page 2, line 26, delete "*and*"

Page 2, line 28, after "*provided*" insert "*and the estimated taxes to be levied*" and delete the period and insert "*; and*"

Page 2, after line 28, insert:

"*(5) a statement of the landowner's rights to object and to appeal pursuant to section 3.*"

Page 3, line 15, after "*any*" insert "*affected*" and after "*file*" insert "*written*"

Page 3, line 35, delete everything after "*copy of*"

Page 3, line 36, delete everything before the period and insert "*the findings and determination of the governing body*"

Page 5, line 11, after "*Within*" delete "*the*"

Page 5, line 12, after "*determination*" insert "*by the governing body*"

The motion prevailed. So the amendment was adopted.

H.F. No. 2051 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 44 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kronebusch	Peterson, D.C.	Schmitz
Anderson	Dieterich	Laidig	Peterson, D.L.	Sieloff
Belanger	Frederickson	Lantry	Peterson, R.W.	Spear
Benson	Isackson	Lessard	Petty	Storm
Bernhagen	Johnson, D.E.	Luther	Pogemiller	Taylor
Bertram	Jude	McQuaid	Purfeerst	Vega
Chmielewski	Kamrath	Moe, R.D.	Ramstad	Waldorf
Dahl	Knaak	Olson	Reichgott	Wegscheid
Dicklich	Knutson	Pehler	Renneke	

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

SPECIAL ORDER

H.F. No. 1875: A bill for an act relating to health; creating a public corporation to provide health care services, education, and research; providing for governance of St. Paul Ramsey Medical Center and creation of a physicians and dentists subsidiary; proposing coding for new law as Minnesota Statutes, chapter 246A; repealing Minnesota Statutes 1984, section 383A.41, as amended.

Mrs. Lantry moved that the amendment made to H.F. No. 1875 by the Committee on Rules and Administration in the report adopted March 13, 1986, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

Mrs. Lantry then moved to amend H.F. No. 1875 as follows:

Page 9, line 21, after "*employees*" insert "*presently members of the public employees retirement association*"

Page 9, line 25, after "*shall*" insert "*not*"

Page 9, line 27, after "*353*" insert ", *prior to June 30, 1987*" and delete "*Each*"

Page 9, delete lines 28 to 36

The motion prevailed. So the amendment was adopted.

Mrs. Lantry then moved to amend H.F. No. 1875 as follows:

Page 14, line 23, delete everything after "*are*"

Page 14, line 24, delete everything before "*permitted*"

The motion prevailed. So the amendment was adopted.

H.F. No. 1875 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 42 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Frederickson	Kronebusch	Pehler	Sieloff
Belanger	Freeman	Laidig	Peterson,D.C.	Solon
Benson	Gustafson	Lantry	Peterson,D.L.	Spear
Bernhagen	Isackson	Luther	Peterson,R.W.	Storm
Bertram	Johnson, D.E.	McQuaid	Petty	Vega
Chmielewski	Jude	Moe, R.D.	Pogemiller	Wegscheid
Dahl	Kamrath	Nelson	Purfeerst	
Diessner	Knaak	Novak	Ramstad	
Dieterich	Knutson	Olson	Schmitz	

Messrs. Anderson and Waldorf voted in the negative.

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

SPECIAL ORDER

H.F. No. 1772: A bill for an act relating to courts; increasing fees to be collected; clarifying existing fee statutes; increasing the penalty assessment imposed on persons convicted of crimes; clarifying the purposes for which it may be used; amending Minnesota Statutes 1984, section 176.451, subdivision 3; 487.31, subdivisions 1 and 4; 487.33; 514.70; 525.031; and 525.033; Minnesota Statutes 1985 Supplement, sections 357.021, subdivision 2; and 609.101.

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 46 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Freeman	Lantry	Peterson, D.L.	Solon
Anderson	Gustafson	Luther	Peterson, R.W.	Spear
Belanger	Isackson	McQuaid	Petty	Storm
Berglin	Johnson, D.E.	Mehrkens	Pogemiller	Vega
Bernhagen	Jude	Merriam	Purfeerst	Waldorf
Bertram	Kamrath	Moe, R.D.	Ramstad	Wegscheid
Dahl	Knaak	Novak	Reichgott	
Diessner	Knutson	Olson	Renneke	
Dieterich	Kronebusch	Pehler	Schmitz	
Frederickson	Laidig	Peterson, D.C.	Sieloff	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 1773: A bill for an act relating to consumer protection; regulating the distribution of tobacco products; providing remedies; clarifying a definition; amending Minnesota Statutes 1984, section 609.685, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 325F.

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 47 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kronebusch	Pehler	Sieloff
Anderson	Frederickson	Laidig	Peterson, C.C.	Solon
Belanger	Freeman	Lantry	Peterson, D.C.	Spear
Benson	Gustafson	Lessard	Peterson, D.L.	Storm
Berglin	Isackson	Luther	Petty	Vega
Bernhagen	Johnson, D.E.	McQuaid	Pogemiller	Waldorf
Bertram	Jude	Mehrkens	Purfeerst	Wegscheid
Dahl	Kamrath	Merriam	Ramstad	
Dicklich	Knaak	Novak	Renneke	
Diessner	Knutson	Olson	Schmitz	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1604: A bill for an act relating to agriculture; declaring crop

ownership; prescribing a procedure for planting crop owners to recover crop values; providing liens on crops and property; prescribing satisfaction and enforcement of liens; proposing coding for new law in Minnesota Statutes, chapter 557; repealing Minnesota Statutes 1984, sections 561.11; 561.12; 561.13; 561.14; 561.15; and 561.16.

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 47 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knutson	Olson	Schmitz
Anderson	Frederick	Kronebusch	Peterson, C.C.	Sieloff
Belanger	Frederickson	Laidig	Peterson, D.C.	Spear
Benson	Freeman	Lantry	Peterson, D.L.	Storm
Berglin	Gustafson	Lessard	Peterson, R.W.	Vega
Bernhagen	Isackson	Luther	Petty	Waldorf
Bertram	Johnson, D.E.	McQuaid	Pogemiller	Wegscheid
Dahl	Jude	Mehrkens	Purfeerst	
Dicklich	Kamrath	Merriam	Ramstad	
Diessner	Knaak	Novak	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 2116: A bill for an act relating to elections; providing for removal of certain elected county officials; proposing coding for new law in Minnesota Statutes, chapter 351; repealing Minnesota Statutes 1984, sections 351.03; 351.04; 351.08 to 351.11.

Mr. Luther moved to amend S.F. No. 2116 as follows:

Page 2, line 15, after "*official*" insert ", *except that a petition may not be submitted during the 180 days immediately preceding a general election for the office which is held by the county official named in the petition*"

The motion prevailed. So the amendment was adopted.

Mr. Benson moved to amend S.F. No. 2116 as follows:

Page 1, line 24, delete "COUNTY" and insert "MUNICIPAL" and delete "*county*" and insert "*municipal*"

Page 1, delete line 26 and insert "*a county, city, or town office or is appointed to an elective county, city, or town office.*"

Page 2, delete lines 1 to 4 and insert:

"*Subd. 6.* [FILING OFFICER.] "*Filing officer*" *means the filing officer for the specific office from which the elected municipal official's removal is sought.*

Subd. 7. [MUNICIPALITY.] "*Municipality*" *means a county, city, or town.*"

Page 2, line 5, delete "COUNTY" and insert "MUNICIPAL"

Page 2, lines 6, 14, 19, and 36, delete "*county*" and insert "*municipal*"

Page 2, lines 10, 25, 26, 29, 31, and 33, delete "*county auditor*" and insert "*filing officer*"

Page 2, delete lines 22 and 23

Page 2, line 24, delete "*named county commissioner*" and insert "*municipality*"

Page 2, line 26, delete "COUNTY AUDITOR'S" and insert "FILING OFFICER'S"

Page 2, line 35, delete "COUNTY AUDITOR" and insert "FILING OFFICER"

Page 2, line 35, after "*the*" delete "*county*"

Page 2, line 36, delete "*auditor*" and insert "*filing officer*"

Page 3, line 1, delete "*county board of commissioners*" and insert "*governing body of the municipality*"

Page 3, lines 2, 4, 8, and 24, delete "*county*" and insert "*municipal*"

Page 3, line 3, delete "*county auditor*" and insert "*filing officer*"

Page 4, lines 19 and 33, delete "*county*" and insert "*municipal*"

Page 4, line 21, delete "*county*" and insert "*municipality*"

Page 4, line 22, delete the first "*county*" and insert "*municipal*" and delete the second "*county*" and insert "*municipality*"

Page 4, line 35, delete "*county*"

Page 4, line 36, delete "*auditor*" and insert "*filing officer*"

Page 5, line 1, delete "*county auditor*" and insert "*filing officer*"

Page 5, lines 4, 11, and 21, delete "*county*" and insert "*municipal*"

Amend the title as follows:

Page 1, line 3, delete "county" and insert "municipal"

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

Mr. Benson then moved to amend S.F. No. 2116 as follows:

Page 1, after line 8, insert:

"Section 1. [CONSTITUTIONAL AMENDMENT.]

An amendment to the Minnesota Constitution, adding a section to article VIII, is proposed to the people. If the amendment is adopted, the new section will read:

Sec. 6. [RECALL.] *An elective officer may be recalled by the eligible voters of the state, in the case of statewide offices, or of the electoral district from which the person was elected. Recall shall be initiated by a petition signed by eligible voters equal in number to at least 25 percent of the vote cast in the last election for the office from which the person is to be recalled. No person shall be recalled before he has completed one year of service in the office from which he is to be recalled. A special election shall be held for the office of a person against whom a petition has been filed, and that person*

shall be a candidate in the special election unless he chooses to resign.

After one petition for recall and special election, no further recall petition shall be filed against the same person during the term for which he was elected.

Sec. 2. [QUESTION.]

The proposed amendment shall be submitted at the 1986 general election. The question submitted shall be:

"Shall the Minnesota Constitution be amended to allow for the recall of elective officers by petition and special election?

Yes _____
No _____"

Page 5, line 31, delete "*This act is*" and insert "*Sections 1 to 13 are*"

Page 5, line 32, delete "*applies*" and insert "*apply*" and delete "*its*"

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "proposing an amendment to the Minnesota Constitution; adding a section to article VIII; providing for the recall of elected officials;"

Mr. Luther questioned whether the amendment was germane.

The Chair ruled that the amendment was germane.

CALL OF THE SENATE

Mr. Benson imposed a call of the Senate for the proceedings on this amendment. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the amendment.

Mr. Luther moved that those not voting be excused from voting. The motion did not prevail.

Mr. Petty moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 25 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Jude	Laidig	Ramstad
Benson	Frederick	Kamrath	McQuaid	Renneke
Berg	Frederickson	Knaak	Mehrkens	Sieloff
Bernhagen	Gustafson	Knutson	Olson	Storm
Bertram	Isackson	Kronebusch	Peterson, D.L.	Taylor

Those who voted in the negative were:

Adkins	Diessner	Langseth	Pehler	Reichgott
Belanger	Dieterich	Lantry	Peterson, C.C.	Schmitz
Berglin	Frank	Lessard	Peterson, D.C.	Solon
Dahl	Freeman	Luther	Peterson, R.W.	Spear
Davis	Johnson, D.E.	Merriam	Petty	Stumpf
DeCramer	Johnson, D.J.	Moe, R.D.	Pogemiller	Waldorf
Dicklich	Kroening	Novak	Purfeerst	Wegscheid

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

S.F. No. 2116 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 55 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Novak	Reichgott
Anderson	Dieterich	Kroening	Olson	Schmitz
Belanger	Frank	Kronebusch	Pehler	Sieloff
Benson	Frederickson	Laidig	Peterson, C.C.	Solon
Berg	Freeman	Langseth	Peterson, D.C.	Spear
Berglin	Gustafson	Lantry	Peterson, D.L.	Storm
Bernhagen	Isackson	Luther	Peterson, R.W.	Stumpf
Bertram	Johnson, D.E.	McQuaid	Petty	Taylor
Dahl	Jude	Mehrkens	Pogemiller	Waldorf
Davis	Kamrath	Merriam	Purfeerst	Wegscheid
DeCramer	Knaak	Moe, R.D.	Ramstad	Willet

Messrs. Chmielewski and Renneke voted in the negative.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that S.F. No. 1621 be withdrawn from the Committee on Rules and Administration, the committee report adopted, the bill be given a second reading and placed on General Orders. The motion prevailed.

S.F. No. 1621: A bill for an act relating to public indebtedness; permitting the investment of debt service funds in face amount certificates; amending Minnesota Statutes 1985 Supplement, section 475.66, subdivision 3.

S.F. No. 1621 was read the second time.

Without objection, the Senate reverted to the Orders of Business of Messages From the House, Reports of Committees, Second Reading of Senate Bills and Second Reading of House Bills.

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. 1725: A bill for an act relating to the city of East Grand Forks; permitting the establishment of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority.

Senate File No. 1725 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 14, 1986

Mr. Moe, R.D. moved that the Senate do not concur in the amendments by the House to S.F. No. 1725, 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 refuses to concur in the Senate amendments to House File No. 1782:

H.F. No. 1782: A bill for an act relating to natural resources; enacting the lake improvement district act; providing for the creation, powers, and termination of lake improvement districts; amending Minnesota Statutes 1984, sections 378.41; 378.42; 378.43; 378.44; 378.46; 378.47; 378.51; 378.52; 378.55; 378.56; and 378.57; proposing coding for new law in Minnesota Statutes, chapter 378; repealing Minnesota Statutes 1984, sections 378.41, subdivision 3; 378.45; and 378.53.

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

Anderson, R.; Becklin and Jennings, L. have been appointed as such committee on the part of the House.

House File No. 1782 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Mr. Peterson, C.C. moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1782, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1860:

H.F. No. 1860: A bill for an act relating to metropolitan government; permitting the metropolitan mosquito control commission to issue certificates of indebtedness; amending Minnesota Statutes 1984, section 473.711, by adding a subdivision.

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

Forsythe, Stanius and Tomlinson have been appointed as such committee on the part of the House.

House File No. 1860 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Mr. Diessner moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1860, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the

part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1919:

H.F. No. 1919: A bill for an act relating to education; imposing a limit on participation; eliminating state tuition reimbursement for courses taken for post-secondary credit; making other modifications to the post-secondary enrollment options program; providing options for swimming classes in junior high schools; amending Minnesota Statutes 1984, sections 123.35, by adding a subdivision; 124A.034, subdivisions 1 and 2; 363.03, subdivision 5; Minnesota Statutes 1985 Supplement, section 123.3514, subdivisions 3, 4, 5, 6, 8, and 10, and by adding subdivisions; and Laws 1985, First Special Session chapter 12, article 5, section 7; proposing coding for new law in Minnesota Statutes, chapter 126.

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

Levi, Erickson and Haukoos have been appointed as such committee on the part of the House.

House File No. 1919 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Mr. Nelson moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1919, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1824:

H.F. No. 1824: A bill for an act relating to statutes; adopting as amended a gender neutral revision of Minnesota Statutes; providing for no substantive change; granting certain editorial authority to the revisor of statutes; amending Minnesota Statutes 1984, sections 3C.10, subdivision 1; and 645.44, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 645.

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

Bishop, Piper and Backlund have been appointed as such committee on the part of the House.

House File No. 1824 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Ms. Reichgott moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1824, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2014:

H.F. No. 2014: A bill for an act relating to elections; making changes in registration, caucuses, ballots, affidavits of candidacy and withdrawal, nominations, election certificates, and election judge qualifications; amending Minnesota Statutes 1984, sections 201.018, subdivision 2; 201.12, subdivision 2; 201.15, subdivision 1; 202A.11, subdivision 2; 202A.16, subdivision 1; 204B.03; 204B.06, subdivision 1; 204B.07, subdivision 4; 204B.09, subdivision 1; 204B.10, by adding a subdivision; 204B.12, subdivision 3; 204B.35, subdivision 2; 204C.40, subdivision 1; 204D.11, subdivisions 3, 5, and 6; 206.71, by adding a subdivision; and 208.03.

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

Backlund, Osthoff and Shaver have been appointed as such committee on the part of the House.

House File No. 2014 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Mr. Moe, R.D., for Mr. Hughes, moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2014, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

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. 1913: A bill for an act relating to metropolitan government; defining metropolitan agency; providing for appointments, administration, reports, and duties of metropolitan agencies; recodifying certain provisions; establishing the metropolitan taxicab commission; empowering it to set taxicab rates and to license taxicabs and taxicab drivers; amending Minnesota Statutes 1984, sections 368.01, subdivision 12; 412.221, subdivision 20; 473.121, subdivisions 6 and 11, and by adding a subdivision; 473.123, sub-

divisions 2a, 3, and 3a; 473.141, subdivisions 1, 2, 3, and 4a; 473.146, subdivisions 1, 2, and 3; 473.149, subdivision 3; 473.161; 473.163, subdivisions 1 and 2; 473.171, subdivisions 1 and 2; 473.173, subdivisions 3 and 4; 473.194; 473.195, subdivision 4; 473.199; 473.201, subdivision 2; 473.245; 473.249, subdivision 1; 473.303, subdivisions 2, 4a, and 6; 473.373, subdivision 1; 473.377, subdivision 1; 473.409; 473.516, subdivision 2; 473.523, subdivisions 1 and 2; 473.535; 473.553, subdivision 4; 473.811, subdivision 7; 473.823, subdivision 3; 473.852, subdivision 8; Minnesota Statutes 1985 Supplement, sections 473.167, subdivision 3; 473.373, subdivision 4; 473.38, subdivision 2; and 473.39, subdivisions 1 and 1a; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1984, sections 473.01 to 473.11; 473.121, subdivisions 7 and 9; 473.128; 473.163, subdivisions 3 and 4; 473.193; 473.203; 473.215 to 473.219; 473.373, subdivision 3; 473.377, subdivisions 2 and 3; 473.38, subdivision 1; 473.502; 473.523, subdivision 3; and 473.802.

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 referred under Rule 35, together with the committee report thereon,

H.F. No. 450: A bill for an act relating to children; replacing the state election campaign fund with a child abuse prevention trust fund; providing for disbursement of funds for child abuse prevention; creating a tax return checkoff to fund the child abuse prevention trust fund; appropriating money; amending Minnesota Statutes 1984, sections 10A.25, subdivision 10, and by adding a subdivision; 290.06, subdivision 11; and 290.39, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 257 and 290; repealing Minnesota Statutes 1984, sections 10A.30 to 10A.335.

Reports the same back with the recommendation that the report from the Committee on Finance, shown in the Journal for March 12, 1986, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass." Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S.F. No. 2231: A bill for an act relating to employment; regulating systems of sharing or pooling gratuities; defining service charges; amending Minnesota Statutes 1984, section 177.23, subdivision 9; Minnesota Statutes 1985 Supplement, section 177.24, subdivision 3.

Reports the same back with the recommendation that the report from the Committee on Employment, shown in the Journal for March 12, 1986, be amended to read:

"the bill be amended and when so amended the bill be re-referred to the Committee on Employment". Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S.F. No. 1913 was read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 450 was read the second time.

Without objection, the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Willet, Davis, Samuelson, Pehler and Mrs. Adkins introduced—

S.F. No. 2319: A bill for an act relating to taxation; altering the income tax exclusion for pension income; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.

Referred to the Committee on Taxes and Tax Laws.

Mses. Peterson, D.C.; Berglin; Mrs. Lantry, Messrs. Moe, R.D. and Johnson, D.E. introduced—

S.F. No. 2320: A bill for an act relating to human services; establishing a board of social work examiners; licensing and regulating social workers; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 214.01, subdivision 2; and 595.02, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 148A.

Referred to the Committee on Health and Human Services.

Mr. Jude, Mses. Olson, Reichgott, Mrs. Adkins and Mr. Wegscheid introduced—

S.F. No. 2321: A bill for an act relating to education; naming state scholarships the Christa McAuliffe Minnesota State Scholarships; amending Minnesota Statutes 1985 Supplement, section 136A.09.

Referred to the Committee on Education.

MOTIONS AND RESOLUTIONS - CONTINUED

SPECIAL ORDER

H.F. No. 2017: A bill for an act relating to crimes; making certain videotaped statements admissible in proceedings involving physical or sexual abuse against a child; amending Minnesota Statutes 1984, section 595.02, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 260.156; and 595.02, 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 50 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knaak	Moe, R.D.	Reichgott
Anderson	Frank	Knutson	Novak	Renneke
Belanger	Frederick	Kroening	Pehler	Schmitz
Benson	Frederickson	Kronebusch	Peterson, D.C.	Sieloff
Berglin	Freeman	Laidig	Peterson, D.L.	Solon
Bernhagen	Gustafson	Lantry	Peterson, R.W.	Spear
Bertram	Isackson	Luther	Petty	Storm
Chmielewski	Johnson, D.E.	McQuaid	Pogemiller	Waldorf
Dahl	Jude	Mehrkens	Purfeerst	Wegscheid
Diessner	Kamrath	Merriam	Ramstad	Willet

So the bill passed and its title was agreed to.

S.F. No. 5 and the Conference Committee Report thereon were reported to the Senate.

CALL OF THE SENATE

Mr. Diessner imposed a call of the Senate for the balance of the proceedings on S.F. No. 5. The Sergeant at Arms was instructed to bring in the absent members.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 5

A bill for an act relating to alcoholic beverages; increasing the age for licensing, sale, purchase, consumption, possession, and furnishing of alcoholic beverages; establishing programs for education on avoidable health risks related to alcohol and other drugs; increasing the fee for the reinstatement of drivers licenses revoked for alcohol-related violations; appropriating money; amending Minnesota Statutes 1984, sections 171.29, subdivision 2; 340.02, subdivision 8; 340.035, subdivision 1; 340.039; 340.119, subdivision 2; 340.13, subdivision 12; 340.403, subdivision 3; 340.73, subdivision 1; 340.731; 340.732; 340.79; and 340.80.

March 12, 1986

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 5, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S.F. No. 5 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 171.06, subdivision 3, is amended to read:

Subd. 3. [CONTENTS OF APPLICATION.] Every application shall state the full name, date of birth, sex and residence address of the applicant, a description of the applicant in such manner as the commissioner may require, and shall state whether or not the applicant has theretofore been licensed as a

driver; and, if so, when and by what state or country and whether any such license has ever been suspended or revoked, or whether an application has ever been refused; and, if so, the date of and reason for such suspension, revocation, or refusal, together with such facts pertaining to the applicant and his ability to operate a motor vehicle with safety as may be required by the commissioner. The application form shall contain a notification to the applicant of the availability of the donor document provided pursuant to section 171.07, subdivision 5, and shall contain spaces where the applicant must indicate a desire to receive or not to receive the donor document. The application shall be in the form prepared by the commissioner.

The application form must be accompanied by a pamphlet containing relevant facts relating to:

(1) the effect of alcohol on driving ability;

(2) the effect of mixing alcohol with drugs;

(3) the laws of Minnesota relating to operation of a motor vehicle while under the influence of alcohol or a controlled substance; and

(4) the levels of alcohol-related fatalities and accidents in Minnesota and of arrests for alcohol-related violations.

Sec. 2. Minnesota Statutes 1984, section 171.13, is amended by adding a subdivision to read:

Subd. 1b. [DRIVER'S MANUAL.] *The commissioner shall include in each edition of the driver's manual published by the department a chapter relating to the effect of alcohol consumption on highway safety and on the ability of drivers to safely operate motor vehicles and a summary of the laws of Minnesota on operating a motor vehicle while under the influence of alcohol or a controlled substance.*

Sec. 3. Minnesota Statutes 1985 Supplement, section 171.29, subdivision 2, is amended to read:

Subd. 2. (a) A person whose drivers license has been revoked as provided in subdivision 1, except under section 169.121 or 169.123, shall pay a $30 fee before his drivers license is reinstated.

(b) A person whose drivers license has been revoked as provided in subdivision 1 under section 169.121 or 169.123 shall pay a $150 fee before his or her drivers license is reinstated~~;~~ *to be credited as follows:*

(1) 50 percent ~~of this fee~~ shall be credited to the trunk highway fund ~~and 50~~*;*

(2) 25 percent shall be credited to a separate account to be known as the county probation reimbursement account. Money in this account is appropriated to the commissioner of corrections for the costs that counties assume under Laws 1959, chapter 698, of providing probation and parole services to wards of the commissioner of corrections. This money is provided in addition to any money which the counties currently receive under section 260.311, subdivision 5*; and*

(3) 25 percent shall be credited to a separate account to be known as the alcohol impaired driver education account. Money in the account is appro-

priated to the commissioner of education for grants to develop alcohol impaired driver education programs in elementary, secondary, and post-secondary schools. The state board of education shall establish guidelines for the distribution of the grants. The commissioner of education shall report to the legislature by January 15, 1988, on the expenditure of grant funds under this clause.

Sec. 4. Minnesota Statutes 1985 Supplement, section 340A.301, subdivision 2, is amended to read:

Subd. 2. [PERSONS ELIGIBLE.] Licenses under this section may be issued only to a person who:

(1) is a citizen of the United States or a resident alien;

(2) is of good moral character and repute;

(3) is ~~19~~ *21* years of age or older;

(4) has not had a license issued under this chapter revoked within five years of the date of license application, or to any person who at the time of the violation owns any interest, whether as a holder of more than five percent of the capital stock of a corporation licensee, as a partner or otherwise, in the premises or in the business conducted thereon, or to a corporation, partnership, association, enterprise, business, or firm in which any such person is in any manner interested; and

(5) has not been convicted within five years of the date of license application of a felony, or of a willful violation of a federal or state law, or local ordinance governing the manufacture, sale, distribution, or possession for sale or distribution of alcoholic beverages.

Sec. 5. Minnesota Statutes 1985 Supplement, section 340A.402, is amended to read:

340A.402 [PERSONS ELIGIBLE.]

No retail license may be issued to:

(1) a person not a citizen of the United States or a resident alien;

(2) a person under ~~19~~ *21* years of age;

(3) a person who within five years of the license application has been convicted of a willful violation of a federal or state law or local ordinance governing the manufacture, sale, distribution, or possession for sale or distribution, of intoxicating or nonintoxicating malt liquors;

(4) a person who has had an intoxicating liquor or nonintoxicating liquor license revoked within five years of the license application, or to any person who at the time of the violation owns any interest, whether as a holder of more than five percent of the capital stock of a corporation licensee, as a partner or otherwise, in the premises or in the business conducted thereon, or to a corporation, partnership, association, enterprise, business, or firm in which any such person is in any manner interested; or

(5) a person not of good moral character and repute.

Sec. 6. Minnesota Statutes 1985 Supplement, section 340A.503, is amended to read:

340A.503 [PERSONS UNDER ~~19~~ *21*; ILLEGAL ACTS.]

Subdivision 1. [CONSUMPTION.] It is unlawful for any:

(1) retail intoxicating liquor or nonintoxicating liquor licensee or bottle club permit holder under section 340A.414, to permit any person under the age of ~~19~~ *21* years to consume alcoholic beverages on the licensed premises; or

(2) person under the age of ~~19~~ *21* years to consume any alcoholic beverages unless in the household of the person's parent or guardian and with the consent of the parent or guardian.

Subd. 2. [PURCHASING.] It is unlawful for any person:

(1) to sell, barter, furnish, or give alcoholic beverages to a person under ~~19~~ *21* years of age, except that a parent or guardian of a person under the age of ~~19~~ *21* years may give or furnish alcoholic beverages to that person solely for consumption in the household of the parent or guardian;

(2) under the age of ~~19~~ *21* years to purchase or attempt to purchase any alcoholic beverage; or

(3) to induce a person under the age of ~~19~~ *21* years to purchase or procure any alcoholic beverage.

Subd. 3. [POSSESSION.] It is unlawful for a person under the age of ~~19~~ *21* years to possess any alcoholic beverage with the intent to consume it at a place other than the household of the person's parent or guardian. Possession at a place other than the household of the parent or guardian is prima facie evidence of intent to consume it at a place other than the household of the parent or guardian.

Subd. 4. [ENTERING LICENSED PREMISES.] *(a)* It is unlawful for a person under the age of ~~19~~ *21* years to enter an establishment licensed for the sale of alcoholic beverages or any municipal liquor store for the purpose of purchasing or having served or delivered any alcoholic beverage.

(b) Notwithstanding section 340A.509, no ordinance enacted by a statutory or home rule charter city may prohibit a person 18, 19, or 20 years old from entering an establishment licensed under this chapter to:

(1) perform work for the establishment, including the serving of alcoholic beverages, unless otherwise prohibited by section 340A.412, subdivision 10;

(2) consume meals; and

(3) attend social functions that are held in a portion of the establishment where liquor is not sold.

Subd. 5. [MISREPRESENTATION OF AGE.] It is unlawful for a person under the age of ~~19~~ *21* years to misrepresent his or her age for the purpose of purchasing alcoholic beverages.

Subd. 6. [PROOF OF AGE.] Proof of age for purchasing or consuming alcoholic beverages may be established only by a valid drivers license or Minnesota identification card, or in the case of a foreign national by a valid passport.

Subd. 7. [RECORD OF VIOLATION.] *If a person who is 18, 19, or 20 years old is convicted of a violation under this section, none of the records of the court, including legal records, shall be open to public inspection or their contents disclosed except by order of the court.*

Sec. 7. Minnesota Statutes 1985 Supplement, section 340A.507, is amended by adding a subdivision to read:

Subd. 4. [CAMPUS CONTESTS RESTRICTED.] *No manufacturer, wholesaler, or retailer of alcoholic beverages, whether holding a license in Minnesota or not, may conduct, sponsor, or contribute financially to events or activities that are held on the campuses or other property of a post-secondary institution of learning, and involve the consumption or sale of alcoholic beverages. This subdivision does not affect on-campus, licensed retailers of alcholic beverages.*

Sec. 8. [CERTAIN PERSONS EXCEPTED.]

A person who was born on or before September 1, 1967, may continue to purchase and consume alcoholic beverages and shall be treated for purposes of Minnesota Statutes, chapter 340A, as a person who is 21 years old.

Sec. 9. [EFFECTIVE DATE.]

Sections 1, 2, and 4 to 8 are effective September 1, 1986. Section 3 is effective July 1, 1987."

Delete the title and insert:

"A bill for an act relating to liquor; increasing the age for licensing, consumption, furnishing, purchasing, or possessing liquor or entering a licensed establishment; requiring information on alcohol and driving; providing that 25 percent of drivers license reinstatement fee is credited to the alcohol impaired driver education account; providing that records of liquor-related convictions of 18, 19, and 20-year-olds are confidential; providing that local governments may not presume intent to consume liquor; providing that persons under 21 may enter liquor establishments for certain purposes; prohibiting certain on-campus events sponsored by manufacturers, wholesalers, and retailers of alcoholic beverages; providing that persons born on or before September 1, 1967, are treated as 21-year-olds for purposes of the liquor laws; appropriating money; amending Minnesota Statutes 1984, sections 171.06, subdivision 3; and 171.13, by adding a subdivision; and Minnesota Statutes 1985 Supplement, sections 171.29, subdivision 2; 340A.301, subdivision 2; 340A.402; 340A.503; and 340A.507, by adding a subdivision."

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

Senate Conferees: (Signed) A.W. "Bill" Diessner, Clarence M. Purfeerst, Dean E. Johnson

House Conferees: (Signed) Gary L. Schafer, Gil Gutknecht, Randy C. Kelly

Mr. Diessner moved that the foregoing recommendations and Conference Committee Report on S.F. No. 5 be now adopted, and that the bill be repassed as amended by the Conference Committee.

Mr. Merriam moved that the recommendations and Conference Committee Report on S.F. No. 5 be rejected, the Conference Committee discharged, and that a new Conference Committee be appointed by the Subcommittee on Committees to act with a like Conference Committee appointed on the part of the House.

The question was taken on the adoption of the motion.

Mr. Moe, R.D. moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 27 and nays 33, as follows:

Those who voted in the affirmative were:

Berglin	Gustafson	Moe, D.M.	Peterson, R.W.	Spear
Bertram	Jude	Nelson	Petty	Taylor
Davis	Kamrath	Novak	Pogemiller	Wegscheid
Dieterich	Kroening	Pehler	Samuelson	
Frederickson	Lessard	Peterson, C.C.	Schmitz	
Freeman	Merriam	Peterson, D.C.	Solon	

Those who voted in the negative were:

Adkins	Diessner	Kronebusch	Moe, R.D.	Sieloff
Anderson	Frank	Laidig	Olson	Storm
Belanger	Frederick	Langseth	Peterson, D.L.	Vega
Benson	Isackson	Lantry	Purfeerst	Waldorf
Bernhagen	Johnson, D.E.	Luther	Ramstad	Willet
Chmielewski	Knaak	McQuaid	Reichgott	
Dahl	Knutson	Mehrkens	Renneke	

The motion did not prevail.

The question recurred on the motion of Mr. Diessner. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 5 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 42 and nays 21, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Kroening	Moe, R.D.	Solon
Anderson	Frederick	Kronebusch	Olson	Storm
Belanger	Frederickson	Laidig	Pehler	Stumpf
Benson	Gustafson	Langseth	Peterson, D.L.	Vega
Bernhagen	Isackson	Lantry	Purfeerst	Waldorf
Chmielewski	Johnson, D.E.	Luther	Ramstad	Willet
Dahl	Jude	McQuaid	Reichgott	
DeCramer	Knaak	Mehrkens	Renneke	
Diessner	Knutson	Moe, D.M.	Sieloff	

Those who voted in the negative were:

Berglin	Freeman	Novak	Pogemiller	Wegscheid
Bertram	Johnson, D.J.	Peterson, C.C.	Samuelson	
Davis	Kamrath	Peterson, D.C.	Schmitz	
Dicklich	Merriam	Peterson, R.W.	Spear	
Dieterich	Nelson	Petty	Taylor	

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.

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.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, the Senate reverted to the Orders of Business of Messages From the House, First Reading of House Bills, Reports of Committees and Second Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 1823, 1914, 1966 and 1975.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 14, 1986

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. 1619: A bill for an act relating to civil actions; providing a cause of action for sexual exploitation; proposing coding for new law as Minnesota Statutes, chapter 148A.

Senate File No. 1619 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 14, 1986

Mr. Moe, R.D. moved that S.F. No. 1619 be laid on the table. The motion prevailed.

Mr. President:

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

S.F. No. 2280: A bill for an act relating to taxation; imposing levy limits on certain towns and cities; altering provisions governing distribution of certain taconite tax proceeds; reducing the taconite railroad gross earnings tax rate; reducing occupation and royalty tax rates; providing for the deduction of

taconite production taxes and transportation costs; appropriating money; amending Minnesota Statutes 1984, sections 275.125, subdivision 9; 275.50, subdivision 2; 275.51, subdivision 3f; 298.225, by adding a subdivision; and 298.24, subdivision 1; Minnesota Statutes 1985 Supplement, sections 294.22; 298.01, subdivision 1; 298.03; 298.225, subdivision 1; 298.28, subdivision 1; and 299.01, subdivision 1.

Senate File No. 2280 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 14, 1986

Mr. Moe, R.D. moved that S.F. No. 2280 be laid on the table. 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 three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1793: A bill for an act relating to local government; permitting an agreement to finance library construction in McGregor.

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

Ogren, Boo and Becklin.

Senate File No. 1793 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 14, 1986

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 three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1950: A bill for an act relating to taxation; limiting application of the open space property tax law to facilities that do not discriminate on the basis of sex; amending Minnesota Statutes 1984, section 273.112, subdivisions 3 and 4, and by adding a subdivision.

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

Bishop, Blatz and Scheid.

Senate File No. 1950 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 14, 1986

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 2123.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred to the committee indicated.

H.F. No. 2123: A bill for an act relating to the city of Bloomington; authorizing the city to impose certain taxes; increasing the distribution levy from the metropolitan revenue distribution for the city for a specific time period; permitting the city to establish a special taxing district; authorizing the port authority of the city to pledge certain tax revenues to pay certain bonds and permitting it to develop leased land; authorizing development in accordance with the Generic EIS and Generic Indirect Source Permit; amending Minnesota Statutes 1984, section 473F.08, by adding a subdivision.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1968, now on General Orders.

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

H.F. No. 397: A bill for an act proposing an amendment to the Minnesota Constitution, article I, adding a section to provide that the right to keep and bear arms shall not be abridged; appropriating money.

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

Page 1, after line 25, insert:

"Sec. 3. [PROPOSED AMENDMENT.]

The following amendment to the Minnesota Constitution is proposed to the people. If the amendment is adopted, article XIII, section 5, will read as follows:

Sec. 5. The legislature shall not authorize any lottery or the sale of lottery tickets, *except that the legislature may authorize a lottery operated by the state in which tickets are sold and prizes are awarded to persons selected by lot. The proceeds from the sales of lottery tickets shall be appropriated pursuant to article XI, section 1.*

Sec. 4. [SUBMISSION TO VOTERS.]

The proposed amendment shall be submitted to the people at the 1986 general election. The question submitted shall be:

"Shall the Minnesota Constitution be amended to permit the legislature to authorize the state to operate a lottery?

*Yes*_____

No _____" "

Page 2, line 3, delete "*question*" and insert "*questions*"

Amend the title as follows:

Page 1, line 2, delete "an amendment" and insert "amendments"

Page 1, line 3, delete ", adding a section to provide" and insert "; and article XIII, section 5; providing"

Page 1, line 5, delete "appropriating money" and insert "permitting the legislature to authorize the state to operate a lottery"

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

SECOND READING OF HOUSE BILLS

H.F. No. 397 was read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Laidig introduced—

Senate Resolution No. 127: A Senate resolution congratulating the girls cross-country and slalom ski teams from Stillwater High School for winning the 1986 State High School Cross-Country Skiing and Slalom Skiing Championships.

Referred to the Committee on Rules and Administration.

Mr. Johnson, D.J. moved that S.F. No. 2280 be taken from the table. The motion prevailed.

S.F. No. 2280: A bill for an act relating to taxation; imposing levy limits on certain towns and cities; altering provisions governing distribution of certain taconite tax proceeds; reducing the taconite railroad gross earnings tax rate; reducing occupation and royalty tax rates; providing for the deduction of taconite production taxes and transportation costs; appropriating money; amending Minnesota Statutes 1984, sections 275.125, subdivision 9; 275.50, subdivision 2; 275.51, subdivision 3f; 298.225, by adding a subdivision; and 298.24, subdivision 1; Minnesota Statutes 1985 Supplement, sections 294.22; 298.01, subdivision 1; 298.03; 298.225, subdivision 1; 298.28, subdivision 1; and 299.01, subdivision 1.

Mr. Johnson, D.J. moved that the Senate do not concur in the amendments by the House to S.F. No. 2280, 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.

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. 1725: Messrs. Moe, R.D.; Pogemiller and Johnson, D.J.

H.F. No. 1782: Messrs. Peterson, C.C.; Merriam and Bernhagen.

H.F. No. 1860: Messrs. Diessner, Wegscheid and Knaak.

H.F. No. 1919: Mr. Nelson, Mses. Olson and Peterson, D.C.

H.F. No. 1824: Ms. Reichgott, Mrs. Lantry and Mr. Pogemiller.

H.F. No. 2014: Messrs. Hughes; Johnson, D.E. and Ms. Peterson, D.C.

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

SPECIAL ORDER

S.F. No. 2060: A bill for an act relating to game and fish; establishing a special elk season; prescribing application for licenses, and application and license fees; providing for the removal and relocation of elk; appropriating money to reimburse nongame wildlife fund for elk removal and relocation; dedicating license and application fees for elk depredation; amending Minnesota Statutes 1985 Supplement, section 98.46, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 100; repealing Laws 1985, chapter 272, section 2.

Mr. Merriam moved to amend S.F. No. 2060 as follows:

Page 4, delete sections 5 and 6

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

CALL OF THE SENATE

Mr. Merriam imposed a call of the Senate for the balance of the proceedings on S.F. No. 2060. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the adoption of the amendment.

The roll was called, and there were yeas 22 and nays 31, as follows:

Those who voted in the affirmative were:

Dieterich	Laidig	Merriam	Pehler	Sieloff
Hughes	Lantry	Moe, D.M.	Peterson, D.C.	Waldorf
Johnson, D.E.	Lessard	Nelson	Peterson, R.W.	
Jude	McQuaid	Novak	Ramstad	
Knutson	Mehrkens	Olson	Reichgott	

Those who voted in the negative were:

Adkins	Bertram	Gustafson	Peterson, D.L.	Taylor
Anderson	Chmielewski	Isackson	Purfeerst	Vega
Belanger	DeCramer	Kamrath	Renneke	Wegscheid
Benson	Dicklich	Kronebusch	Schmitz	
Berg	Frederick	Langseth	Solon	
Berglin	Frederickson	Moe, R.D.	Storm	
Bernhagen	Freeman	Peterson, C.C.	Stumpf	

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

Mr. Frederickson moved to amend S.F. No. 2060 as follows:

Page 4, line 7, after "*the*" insert "*live*"

Page 4, line 9, delete "*them*" and insert "*the live elk*"

Page 4, after line 9, insert:

"*The commissioner may not contract with Central Byproducts Rendering, Gordons Rendering, Van Hoven Rendering, Hormel or Farmstead Foods to remove the elk.*"

Amend the title as follows:

Page 1, line 5, after "of" insert "live"

Mr. Frederickson requested division of the amendment as follows:

First portion:

Page 4, line 7, after "*the*" insert "*live*"

Page 4, line 9, delete "*them*" and insert "*the live elk*"

Second portion:

Page 4, after line 9, insert:

"*The commissioner may not contract with Central Byproducts Rendering, Gordons Rendering, Van Hoven Rendering, Hormel or Farmstead Foods to remove the elk.*"

Amend the title as follows:

Page 1, line 5, after "of" insert "live"

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

Mr. Frederickson withdrew the second portion of his amendment.

Mr. Peterson, C.C. moved to amend S.F. No. 2060 as follows:

Page 4, line 7, delete "*some of*"

The motion prevailed. So the amendment was adopted.

S.F. No. 2060 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 46 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knutson	Pehler	Sieloff
Anderson	Frederick	Kronebusch	Peterson, C.C.	Storm
Belanger	Frederickson	Laidig	Peterson, D.C.	Stumpf
Benson	Freeman	Lantry	Peterson, D.L.	Taylor
Berg	Gustafson	Lessard	Peterson, R.W.	Waldorf
Bernhagen	Hughes	McQuaid	Purfeerst	Wegscheid
Bertram	Isackson	Merriam	Ramstad	
DeCramer	Johnson, D.E.	Moe, R.D.	Reichgott	
Dicklich	Jude	Novak	Renneke	
Diessner	Kamrath	Olson	Schmitz	

Ms. Berglin and Mr. Dieterich voted in the negative.

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

SPECIAL ORDER

H.F. No. 1844: A bill for an act relating to crimes; creating certain crimes against an unborn child; prohibiting acts which cause the death of or injury to an unborn child; imposing penalties; amending Minnesota Statutes 1984, sections 609.035; 609.18; and 609.21, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 609.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 7, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Moe, R.D.	Samuelson
Anderson	Frank	Knutson	Novak	Schmitz
Belanger	Frederick	Kroening	Olson	Sieloff
Benson	Frederickson	Kronebusch	Pehler	Solon
Berg	Freeman	Laidig	Peterson, C.C.	Storm
Bernhagen	Gustafson	Langseth	Peterson, D.L.	Stumpf
Bertram	Hughes	Lantry	Peterson, R.W.	Taylor
Chmielewski	Isackson	Lessard	Pogemiller	Vega
Dahl	Johnson, D.E.	Luther	Purfeerst	Waldorf
Davis	Johnson, D.J.	McQuaid	Ramstad	Wegscheid
DeCramer	Jude	Mehrkens	Reichgott	Willet
Dicklich	Kamrath	Merriam	Renneke	

Those who voted in the negative were:

Berglin	Moe, D.M.	Peterson,D.C.	Petty	Spear
Dieterich	Nelson			

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1732: A bill for an act relating to marriage dissolution; providing a presumption for joint legal custody; providing for custody mediation; regulating support determinations; amending Minnesota Statutes 1984, sections 518.17, subdivisions 2, 4 and 5, and by adding a subdivision; 518.551, subdivision 5; 518.57; 518.611, by adding a subdivision; Minnesota Statutes 1985 Supplement, section 518.64, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 518.

Ms. Berglin moved to amend S.F. No. 1732 as follows:

Page 7, line 19, after the first "*obligation,*" insert "*if all arrearages are paid,*"

The motion prevailed. So the amendment was adopted.

Ms. Berglin then moved to amend S.F. No. 1732 as follows:

Page 9, line 20, delete the new language and strike "party's"

Page 9, line 21, strike "spouse, if any" and insert "*party*"

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

Mr. Sieloff moved to amend S.F. No. 1732 as follows:

Pages 3 to 6, delete section 5 and insert:

"Sec. 5. Minnesota Statutes 1984, section 518.55, is amended by adding a subdivision to read:

Subd. 4. [LIMITATION ON TOTAL AWARD.] *Notwithstanding any contrary provision of section 518.551 or 518.552, unless the parties otherwise agree, total awards of support, maintenance, attorney fees, or any combination of them, whether in the same or different proceedings, may not exceed 50 percent of an obligor's net income as defined in section 518.551, subdivision 5.*

Sec. 6. Minnesota Statutes 1984, section 518.551, subdivision 5, is amended to read:

Subd. 5. [NOTICE TO PUBLIC AUTHORITY; GUIDELINES.] *(a)* The petitioner shall notify the public authority of all proceedings for dissolution, legal separation, determination of parentage or for the custody of a child, if either party is receiving aid to families with dependent children or applies for it subsequent to the commencement of the proceeding. After receipt of the notice, the court shall set child support ~~by multiplying~~ *as provided in this subdivision.*

The court shall multiply the obligor's net income by the percentage indicated by the following guidelines:

Net Income Per Month of Obligor	Number of Children						
	1	2	3	4	5	6	7 or more
400 and Below			Order based on the ability of the obligor to provide support at these income levels, or at higher levels, if the obligor has the earning ability.				
$401 - 500	14%	17%	20%	22%	24%	26%	28%
$501 - 550	15%	18%	21%	24%	26%	28%	30%
$551 - 600	16%	19%	22%	25%	28%	30%	32%
$601 - 650	17%	21%	24%	27%	29%	32%	34%
$651 - 700	18%	22%	25%	28%	31%	34%	36%
$701 - 750	19%	23%	27%	30%	33%	36%	38%
$751 - 800	20%	24%	28%	31%	35%	38%	40%
$801 - 850	21%	25%	29%	33%	36%	40%	42%
$851 - 900	22%	27%	31%	34%	38%	41%	44%
$901 - 950	23%	28%	32%	36%	40%	43%	46%
$951 - 1000	24%	29%	34%	38%	41%	45%	48%
$1001- ~~6000~~ *2500*	25%	30%	35%	39%	43%	47%	50%

Guidelines for support for an obligor with a monthly income of ~~$6001~~

$2500 or more shall be the same dollar amounts as provided for in the guidelines for an obligor with a monthly income of ~~$6000~~ *$2500*.

Net Income defined as:

Total monthly income less	*(1) Federal Income Tax *(2) State Income Tax (3) Social Security Deductions (4) ~~Mandatory~~ Pension Deductions (5) Union Dues (6) Cost of ~~Dependent~~ *Group* Health/*Hospitalization* Insurance Coverage (7) Cost ~~of~~ *or Allowance for* Individual Health/Hospitalization Coverage or an ~~Equivalent~~ Amount for Actual Medical Expenses. *(8) A Child Support or Maintenance Order that is Currently Being Paid.*
*Standard Deductions apply- use of tax tables recommended	

"Net income" does not include the income of the obligor's spouse.

~~(a)~~ *(b) In addition to* the child support ~~payment~~ guidelines, *the court shall* take into consideration the following ~~criteria~~ *factors in setting or amending child support*:

(1) all earnings, income, and resources of the ~~obligor~~ *parties* including real and personal property;

(2) the ~~basic living~~ *financial* needs of the obligor;

(3) the financial needs of the child or children to be supported; ~~and~~

(4) the amount of the aid to families with dependent children grant for the child or children; *and*

(5) the obligor's debts as provided in paragraph (c).

~~(b)~~ *(c)* In establishing *or amending* a support obligation, the court ~~may~~ *shall* consider debts owed to ~~private~~ creditors~~, but only~~ if:

(1) the right to support has not been assigned under section 256.74;

(2) the debt was reasonably incurred for necessary support of the child or ~~obligee~~ *parent* or for the necessary generation of income, *was incurred in good faith in connection with a property settlement made as a consequence of the dissolution proceeding, was incurred in good faith prior to entry of the order and decree, or if default on the debt will result in a forfeiture or loss.* If the debt was incurred for the necessary generation of income, the court shall consider only the amount of debt that is essential to the continuing generation of income;

(3) the *indebted* party ~~requesting a departure~~ produces a sworn schedule of the debts, ~~with supporting documentation, showing goods or services purchased, the recipient of them~~ *the purposes for which each debt was incurred*, the amount of the original debt, the outstanding balance, the monthly payment, and the number of months until the debt will be fully paid; and

(4) the court determines that the debt ~~was legitimately incurred for the necessary support of the child or obligee or for the necessary generation of income~~ *meets at least one of the criteria of clause (2)*.

Any schedule prepared under paragraph ~~(b)~~ *(c)*, clause (3), shall contain a statement that the debt will be fully paid after the number of months shown in the schedule, barring ~~emergencies~~ *circumstances* beyond the party's control.

The court shall *approve a child support agreement of the parties or* order child support in accordance with the guidelines *and the other factors set forth in paragraph (b) and section 518.17, subdivision 4*, and any departure therefrom. Any ~~further~~ departure below the guidelines that is based on a consideration of debts owed to private creditors shall not exceed ~~18~~ *36* months in duration~~, after which the support shall increase automatically to the level ordered by the court~~. Nothing in this section shall be construed to prohibit one or more step increases in support to reflect debt retirement during the ~~18-month~~ *36-month* period.

~~Where payment of debt is ordered pursuant to this section, the payment shall be ordered to be in the nature of child support.~~

~~(c)~~ *(d)* Previous support orders and maintenance orders may be considered if the obligor is paying them.

(e) A party's earning capacity may be considered if the party's actual income does not accurately reflect the party's current earning capacity.

~~(d)~~ *(f)* Nothing shall preclude the court from receiving evidence on the above factors to determine if the guidelines should be ~~exceeded or modified~~ *deviated from* in a particular case.

~~(e) The above guidelines are binding in each case unless the court makes express findings of fact as to the reason for departure below the guidelines in that case in which the court orders support that so deviates from the guidelines. It may also increase the amount of child support by more than the guidelines without making express findings by agreement of the parties or by making further findings.~~"

Page 7, after line 13, insert:

"Sec. 8. Minnesota Statutes 1985 Supplement, section 518.611, subdivision 6, is amended to read:

Subd. 6. [PRIORITY.] An order for withholding under this section or execution or garnishment upon a judgment for child support arrearages or preadjudicated expenses shall have priority over an attachment, execution, garnishment, or wage assignment and shall not be subject to the statutory limitations on amounts levied against the income of the obligor. Amounts withheld from an employee's income must not exceed the maximum permitted under the Consumer Credit Protection Act, United States Code, title 15,

section 1673(b)(2). *In addition, unless the parties otherwise agree, amounts withheld from an employee's income may not exceed 30 percent of the obligor's net income, as defined in section 518.551, subdivision 5, or 50 percent of the obligor's net income if the obligor is more than six months in arrears.* If there is more than one withholding order on a single employee, the employer shall put them into effect in the order received up to the maximum allowed ~~in the Consumer Credit Protection Act~~ *under this subdivision.*"

Page 9, after line 36, insert:

"Sec. 12. Minnesota Statutes 1985 Supplement, section 518.645, is amended to read:

518.645 [FORM OF ORDER.]

Unless otherwise ordered by the court, an order for withholding of support or maintenance payments issued under this chapter shall be substantially in the following form:

IT IS ORDERED THAT:

1. The sum of _____ per _____, representing child support and/or spousal maintenance, ordered by the Court, shall be withheld from the (Husband/Wife Respondent/Petitioner)'s income on _____ by (his/her) present employer or other payor of funds, _____, and any future employer or other payor of funds, and shall be remitted to: _____, monthly or more frequently, in accordance with the provisions of Minnesota Statutes, Chapter 518. The file number above and the Obligor's name shall be included with each remittance.

2. An additional amount equal to 20 percent of the amount required to be withheld by paragraph 1 shall be withheld from the income of the Obligor by the employer or payor until the entire arrearage in paragraph 3(b) is paid.

3. The parties are notified that CHILD SUPPORT AND/OR MAINTENANCE WILL BE WITHHELD FROM INCOME ONLY AFTER ALL OF THE FOLLOWING CONDITIONS HAVE BEEN MET:

(a) _____ or the Obligee determines that the Obligor is at least thirty days in arrears in the payment of child support and/or spousal maintenance;

(b) _____ or the Obligee serves written notice of income withholding on the Obligor showing the determination that child support and/or maintenance payments are thirty days in arrears;

(c) Within fifteen days after service of the notice of income withholding, the Obligor fails to move the Court to deny withholding on the grounds that an arrearage of at least 30 days does not exist as of the date of the notice of income withholding or on other grounds limited to mistakes of fact and, ex parte, to stay service of withholding on the employer or other payor of funds until the motion to deny withholding is heard. Within 45 days from the date of the notice of income withholding, the court shall hold the hearing on the motion to deny withholding and notify the parties of its decision; and

(d) Not sooner than 15 days after service of written notice of income withholding on the Obligor, _____ or the Obligee serves a copy of the notice of income withholding and a copy of the Court's withholding order on the

employer or other payor of funds, who will then be obligated to withhold payments from income and forward the amount withheld to _____.

4. The parties and the employer or other payor of funds are further notified that NO EMPLOYER MAY DISCHARGE, SUSPEND, OR OTHERWISE PENALIZE OR DISCIPLINE AN EMPLOYEE BECAUSE THE EMPLOYER MUST WITHHOLD SUPPORT OR MAINTENANCE MONEY. Minnesota Statutes, section 518.611.

5. The payments shall begin to be withheld no later than the first pay period that occurs after 14 days following the date of mailing of the notice to the employer or other payor of funds in paragraph 3(d) and from that date the employer or other payor of funds is liable for amounts required to be withheld.

6. This order for withholding takes priority over any attachment, execution, garnishment, or wage assignment levied against the income of the Obligor. Amounts withheld are not subject to other statutory limitations on amounts levied against the income of the Obligor but must not exceed the maximum permitted under the federal Consumer Credit Protection Act, United States Code, title 15, section 1673(b)(2). *In addition, unless the parties otherwise agree, amounts withheld must not exceed 30 percent of the Obligor's net income, as defined in Minnesota Statutes, section 518.551, subdivision 5, or 50 percent of the Obligor's net income if the Obligor is more than six months in arrears.* If there is more than one withholding order on a single Obligor, the employer or other payor of funds shall put them into effect in the order received, up to the maximum allowed under ~~the Consumer Credit Protection Act~~ *this paragraph.*

7. When the Obligor's employment is terminated or the periodic payment ends, the employer or other payor of funds is required to notify _____ within 30 days of the termination date. The notice must include the Obligor's home address of record and, if known, the name and address of the Obligor's new employer or other payor of funds.

8. If the Obligee serves the employer or other payor of funds under paragraph 3(d), the Obligee shall also serve the determination and order on _____, together with an application and fee to use collection services.

9. Service of this Order shall be _____ _____."

Page 10, lines 2 and 4, delete "*6*" and insert "*8*" and delete "*9*" and insert "*11*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the second semicolon, insert "limiting the total amount of maintenance and child support that an obligor may be liable for; limiting the percentage of income subject to income withholding;"

Page 1, line 6, after the semicolon, insert "518.55, by adding a subdivision;"

Page 1, line 9, delete "section" and insert "sections 518.611, subdivision 6;" and before "proposing" insert "and 518.645;"

Mr. Peterson, R.W. moved to amend the Sieloff amendment to S.F. No. 1732 as follows:

Page 3, line 19, before "*was*" insert "*or*"

Page 3, line 20, delete everything after "*decree*"

Page 3, line 21, delete everything before the period

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

The question recurred on the Sieloff amendment, as amended.

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

Mr. Storm moved to amend S.F. No. 1732 as follows:

Page 8, line 10, delete everything after the comma

Page 8, line 11, delete "*available*" and insert "*or a private mediation service*"

Page 8, after line 13, insert:

"*Subd. 4.* [MEDIATOR QUALIFICATIONS.] *A mediator who performs mediation in contested child custody matters shall meet the following minimum qualifications:*

(a) knowledge of the court system and the procedures used in contested child custody matters;

(b) knowledge of other resources in the community to which the parties to contested child custody matters can be referred for assistance;

(c) knowledge of child development, clinical issues relating to children, the effects of marriage dissolution on children, and child custody research; and

(d) a minimum of 40 hours of certified mediation training."

Renumber the subdivisions in sequence

The motion prevailed. So the amendment was adopted.

Mr. Peterson, R.W. moved to amend S.F. No. 1732 as follows:

Page 9, line 19, strike everything after the first "the"

Page 9, line 20, delete the new language and strike the old language

Page 9, line 21, strike "spouse, if any" and insert "*criteria in Minnesota Statutes, section 518.17, subdivision 4*"

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

Mr. Pogemiller moved to amend the Sieloff amendment to S.F. No. 1732, adopted by the Senate March 14, 1986, as follows:

Page 1, line 7, delete the second comma and insert "*or*"

Page 1, line 8, delete everything before the second comma

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

Mr. Petty moved to amend S.F. No. 1732 as follows:

Pages 3 to 6, delete section 5 and insert:

"Sec. 5. Minnesota Statutes 1984, section 518.551, subdivision 5, is amended to read:

Subd. 5. [NOTICE TO PUBLIC AUTHORITY; GUIDELINES.] *(a)* The petitioner shall notify the public authority of all proceedings for dissolution, legal separation, determination of parentage or for the custody of a child, if either party is receiving aid to families with dependent children or applies for it subsequent to the commencement of the proceeding. After receipt of the notice, the court shall set child support ~~by multiplying the obligor's net income by the percentage indicated by the following guidelines~~ *as follows:*

(1) When the combined net income per month of the obligor and the obligee is less than or equal to $2,000 per month, the court shall set child support by multiplying the obligor's net income per month by the percentage indicated by the guidelines below. These guidelines assume that the obligee is contributing an equal percentage of the obligee's own net income to the support of the children.

Net Income Per Month of Obligor	Number of Children						
	1	2	3	4	5	6	7 or more
$400 and Below	Order based on the ability of the obligor to provide support at these income levels, or at higher levels, if the obligor has the earning ability.						
$401 - 500	14%	17%	20%	22%	24%	26%	28%
$501 - 550	15%	18%	21%	24%	26%	28%	30%
$551 - 600	16%	19%	22%	25%	28%	30%	32%
$601 - 650	17%	21%	24%	27%	29%	32%	34%
$651 - 700	18%	22%	25%	28%	31%	34%	36%
$701 - 750	19%	23%	27%	30%	33%	36%	38%
$751 - 800	20%	24%	28%	31%	35%	38%	40%
$801 - 850	21%	25%	29%	33%	36%	40%	42%
$851 - 900	22%	27%	31%	34%	38%	41%	44%
$901 - 950	23%	28%	32%	36%	40%	43%	46%
$951 - 1000	24%	29%	34%	38%	41%	45%	48%
$1001- ~~6000~~ *2000*	25%	30%	35%	39%	43%	47%	50%

(2) When the net income per month of the obligor is not less than $1,000 per month and the combined net income per month of the obligor and the obligee is greater than $2,000 per month, the court shall set child support by multiplying their combined net incomes by the percentage indicated by the guidelines below. The obligor's child support obligation shall be in an amount equal to the proportion that the obligor's net income bears to their combined net income. These guidelines assume that the obligee is contrib-

uting the obligee's proportionate amount to the support of the children.

Combined Net Income Per Month of Obligor and Obligee	*Number of Children*						
	1	*2*	*3*	*4*	*5*	*6*	*7 or more*
$2001 - 2100	*24.7%*	*29.8%*	*34.8%*	*38.8%*	*42.8%*	*46.8%*	*49.8%*
$2101 - 2200	*24.4%*	*29.5%*	*34.5%*	*38.5%*	*42.5%*	*46.5%*	*49.5%*
$2201 - 2300	*24.0%*	*29.3%*	*34.3%*	*38.3%*	*42.3%*	*46.3%*	*49.3%*
$2301 - 2400	*23.7%*	*29.0%*	*34.0%*	*38.0%*	*42.0%*	*46.0%*	*49.0%*
$2401 - 2500	*23.4%*	*28.8%*	*33.8%*	*37.8%*	*41.8%*	*45.8%*	*47.8%*
$2501 - 2600	*23.0%*	*28.6%*	*33.6%*	*37.6%*	*41.6%*	*45.6%*	*47.6%*
$2601 - 2700	*22.7%*	*28.3%*	*33.3%*	*37.3%*	*41.3%*	*45.3%*	*47.3%*
$2701 - 2800	*22.4%*	*28.1%*	*33.1%*	*37.1%*	*41.1%*	*45.1%*	*47.1%*
$2801 - 2900	*22.0%*	*27.9%*	*32.9%*	*36.9%*	*40.9%*	*44.9%*	*46.9%*
$2901 - 3000	*21.7%*	*27.6%*	*32.6%*	*36.6%*	*40.6%*	*44.6%*	*46.6%*
$3001 - 3100	*21.4%*	*27.4%*	*32.4%*	*36.4%*	*40.4%*	*44.4%*	*46.4%*
$3101 - 3200	*21.0%*	*27.1%*	*32.1%*	*36.1%*	*40.1%*	*44.1%*	*46.1%*
$3201 - 3300	*20.7%*	*26.9%*	*31.9%*	*35.9%*	*39.9%*	*43.9%*	*45.9%*
$3301 - 3400	*20.4%*	*26.7%*	*31.7%*	*35.7%*	*39.7%*	*43.7%*	*45.7%*
$3401 - 3500	*20.0%*	*26.4%*	*31.4%*	*35.4%*	*39.4%*	*43.4%*	*45.4%*
$3501 - 3600	*19.7%*	*26.2%*	*31.2%*	*35.3%*	*39.2%*	*43.2%*	*45.2%*
$3601 - 3700	*19.4%*	*26.0%*	*31.0%*	*35.0%*	*39.0%*	*43.0%*	*45.0%*
$3701 - 3800	*19.0%*	*25.7%*	*30.7%*	*34.7%*	*38.7%*	*42.7%*	*44.7%*
$3801 - 3900	*18.7%*	*25.5%*	*30.5%*	*34.5%*	*38.5%*	*42.5%*	*44.5%*
$3901 - 4000	*18.4%*	*25.2%*	*30.2%*	*34.2%*	*38.2%*	*42.2%*	*44.2%*
$4001 - 6000	*18.0%*	*25.0%*	*30.0%*	*34.0%*	*38.0%*	*42.0%*	*44.0%*

Guidelines for support for an obligor *and obligee* with a *combined* monthly income of $6001 or more shall be the same dollar amounts as provided for in the guidelines for ~~an obligor with~~ a *combined* monthly income of $6000.

(3) When the net income per month of the obligor is less than $1,000 per month and the combined net income per month of the obligor and the obligee is greater than $2,000 per month, the court shall set child support pursuant to either clause (1) or (2) above, whichever is less.

(4) Net Income *in clauses (1), (2), and (3) above is* defined as:

Total monthly income less

*Standard Deductions apply- use of tax tables recommended

*(1) Federal Income Tax
*(2) State Income Tax
(3) Social Security Deductions
(4) Mandatory Pension Deductions
(5) Union Dues
(6) Cost of Dependent Health Insurance Coverage
(7) Cost of Individual Health/Hospitalization Coverage or an Equivalent Amount for Actual Medical Expenses

(8) A Child Support or Maintenance Order that is Currently Being Paid.

Net income does not include the income of the obligor's or the obligee's new spouse, if any.

(5) As additional support, the court shall order the obligor to pay to the obligee an amount equal to the proportion of the cost of child care incurred by the custodial parent for the generation of income that the noncustodial parent's net income bears to the total net income of the parents.

~~(a)~~ *(b)* The child support payment guidelines take into consideration the following criteria:

(1) all earnings, income, and resources of the obligor including real and personal property;

(2) the basic living needs of the obligor;

(3) the financial needs of the child or children to be supported; and

(4) the amount of the aid to families with dependent children grant for the child or children.

~~(b)~~ *(c)* In establishing a support obligation, the court may consider debts owed to private creditors, but only if:

(1) the right to support has not been assigned under section 256.74;

(2) the debt was reasonably incurred for necessary support of the child or obligee or for the necessary generation of income. If the debt was incurred for the necessary generation of income, the court shall consider only the amount of debt that is essential to the continuing generation of income;

(3) the party requesting a departure produces a sworn schedule of the debts, with supporting documentation, showing goods or services purchased, the recipient of them, the amount of the original debt, the outstanding balance, the monthly payment, and the number of months until the debt will be fully paid; and

(4) the court determines that the debt was legitimately incurred for the necessary support of the child or obligee or for the necessary generation of income.

Any schedule prepared under paragraph (b), clause (3), shall contain a statement that the debt will be fully paid after the number of months shown in the schedule, barring emergencies beyond the party's control.

The court shall order child support in accordance with the guidelines and any departure therefrom. Any further departure below the guidelines that is based on a consideration of debts owed to private creditors shall not exceed 18 months in duration, after which the support shall increase automatically to the level ordered by the court. Nothing in this section shall be construed to prohibit one or more step increases in support to reflect debt retirement during the 18-month period.

Where payment of debt is ordered pursuant to this section, the payment shall be ordered to be in the nature of child support.

~~(c)~~ *(d)* Previous support orders and maintenance orders may be considered if the obligor is paying them.

~~(d)~~ *(e)* Nothing shall preclude the court from receiving evidence on the above factors to determine if the guidelines should be exceeded or modified in a particular case.

~~(e)~~ *(f)* The above guidelines are binding in each case unless the court *considers the factors in section 518.17, subdivision 4, and* makes express findings of fact as to the reason for departure ~~below~~ *from* the guidelines ~~in that case in which the court orders support that so deviates from the guidelines~~. It may also increase the amount of child support by more than the guidelines without making express findings by agreement of the parties ~~or by making further findings~~."

CALL OF THE SENATE

Mr. Petty imposed a call of the Senate for the balance of the proceedings on S.F. No. 1732. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the adoption of the amendment.

Mr. Sieloff moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 19 and nays 31, as follows:

Those who voted in the affirmative were:

Berglin	Frank	Moe, R.D.	Peterson, D.C.	Reichgott
Dahl	Hughes	Novak	Peterson, R.W.	Spear
Dicklich	Merriam	Pehler	Petty	Waldorf
Dieterich	Moe, D.M.	Peterson, C.C.	Pogemiller	

Those who voted in the negative were:

Adkins	Frederickson	Knaak	Olson	Taylor
Anderson	Freeman	Knutson	Peterson, D.L.	Vega
Belanger	Gustafson	Kronebusch	Ramstad	Wegscheid
Bernhagen	Isackson	Laidig	Renneke	
Bertram	Johnson, D.E.	Lessard	Sieloff	
Chmielewski	Jude	McQuaid	Solon	
Diessner	Kamrath	Mehrkens	Storm	

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

Mr. Peterson, D.L. moved to amend the Sieloff amendment to S.F. No. 1732, adopted by the Senate March 14, 1986, as follows:

Page 2, line 32, delete the period

Page 2, after line 32, insert:

"*(9) Reasonable and Ordinary Expenses in the Conduct of a Trade or Business.*"

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

Ms. Berglin moved to amend the Sieloff amendment to S.F. No. 1732, adopted by the Senate March 14, 1986, as follows:

Page 2 of the amendment, line 8, delete "*2500*" and insert "*4000*"

Page 2, lines 10 and 12, delete "*$2500*" and insert "*$4000*"

Page 2, line 19, reinstate the stricken "Mandatory"

Page 2, lines 22 and 23, reinstate the stricken language and delete the new language

Page 3, line 4, reinstate the stricken language and delete the new language

Page 3, lines 17 to 21, delete the new language

Page 3, lines 30 to 33, reinstate the stricken language and delete the new language

Page 4, lines 7 and 12, reinstate the stricken language and delete the new language

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

Mr. Sieloff moved that those not voting be excused from voting. The motion did not prevail.

The roll was called, and there were yeas 42 and nays 13, as follows:

Those who voted in the affirmative were:

Adkins	Frederickson	Laidig	Olson	Renneke
Anderson	Freeman	Lantry	Pehler	Samuelson
Belanger	Gustafson	Luther	Peterson, C.C.	Sieloff
Berglin	Hughes	Mehrkens	Peterson, D.C.	Spear
Dahl	Isackson	Merriam	Peterson, R.W.	Vega
Dicklich	Jude	Moe, D.M.	Petty	Wegscheid
Diessner	Kamrath	Moe, R.D.	Pogemiller	
Dieterich	Knaak	Nelson	Ramstad	
Frank	Kronebusch	Novak	Reichgott	

Those who voted in the negative were:

Benson	Chmielewski	Lessard	Solon	Waldorf
Bernhagen	Johnson, D.E.	McQuaid	Storm	
Bertram	Knutson	Peterson, D.L.	Taylor	

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

S.F. No. 1732 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 52 and nays 4, as follows:

Those who voted in the affirmative were:

Adkins	Freeman	Kronebusch	Novak	Samuelson
Anderson	Gustafson	Laidig	Olson	Sieloff
Belanger	Hughes	Lantry	Pehler	Solon
Benson	Isackson	Lessard	Peterson, C.C.	Storm
Bernhagen	Johnson, D.E.	Luther	Peterson, D.L.	Taylor
Bertram	Johnson, D.J.	McQuaid	Peterson, R.W.	Vega
Dahl	Jude	Mehrkens	Petty	Waldorf
Dicklich	Kamrath	Merriam	Pogemiller	Wegscheid
Diessner	Knaak	Moe, D.M.	Ramstad	
Frank	Knutson	Moe, R.D.	Reichgott	
Frederickson	Kroening	Nelson	Renneke	

Ms. Berglin, Mr. Dieterich, Ms. Peterson, D.C. and Mr. Spear voted in the negative.

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

Without objection, the Senate reverted to the Orders of Business of Messages From the House and First Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 31: A bill for an act relating to motorboat safety; requiring liability insurance on watercraft; strengthening prohibitions and penalties regarding operation of motorboat while under the influence of alcohol or a controlled substance; providing a penalty; amending Minnesota Statutes 1984, sections 361.02, subdivision 9; 361.03, by adding subdivisions; and 361.12; proposing coding for new law in Minnesota Statutes, chapter 361.

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

Blatz, Frerichs and Kelly.

Senate File No. 31 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 14, 1986

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2294:

H.F. No. 2294: A bill for an act relating to labor; independent school district No. 709, Duluth; removing certain educational assistants from civil service; amending Laws 1967, chapter 252, section 2, as amended.

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

Jaros, Boo and Erickson have been appointed as such committee on the part of the House.

House File No. 2294 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Mr. Solon moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2294, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2331:

H.F. No. 2331: A bill for an act relating to taxation; providing for the taxation of lawful gambling; providing for identification cards for employees of distributors of gambling equipment; providing for the registration of manufacturers of gambling equipment; providing for maximum prizes for pull-tabs; allowing local investigation fees; making unlicensed wholesaling of gambling equipment a felony; regulating off-track betting; exempting certain lawful gambling from licensing and taxation; providing for notification to town boards of license applications; providing a penalty; amending Minnesota Statutes 1984, sections 240.25, subdivision 2; 240.26, subdivisions 1 and 2; 349.12, by adding a subdivision; 349.161, by adding subdivisions; 349.19, subdivision 5; 349.211, by adding a subdivision; 349.212, by adding a subdivision; 349.213, subdivision 2; 349.214, subdivision 2, and by adding a subdivision; 349.22; 349.31, subdivision 1; and 609.761; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349.

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

Shaver, Quinn and Gutknecht have been appointed as such committee on the part of the House.

House File No. 2331 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Mr. Dieterich moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2331, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 654:

H.F. No. 654: A bill for an act relating to crimes; establishing mandatory minimum terms of imprisonment for the crimes of residential burglary, burglary of an occupied dwelling, aggravated robbery of a pharmacy, and selling cocaine, heroin, and hallucinogens; amending Minnesota Statutes 1984, sections 152.15, by adding subdivisions; 609.245; and 609.582, by adding

subdivisions.

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

Marsh, Blatz and Kelly have been appointed as such committee on the part of the House.

House File No. 654 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Mr. Jude moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 654, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1875:

H.F. No. 1875: A bill for an act relating to health; creating a public corporation to provide health care services, education, and research; providing for governance of St. Paul Ramsey Medical Center and creation of a physicians and dentists subsidiary; proposing coding for new law as Minnesota Statutes, chapter 246A; repealing Minnesota Statutes 1984, section 383A.41, as amended.

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

Kelly, Knickerbocker and O'Connor have been appointed as such committee on the part of the House.

House File No. 1875 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Mrs. Lantry moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1875, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2169:

H.F. No. 2169: A bill for an act relating to public lands; providing for a procedure to sell state leased lands; providing for maximum lease rates; providing for an endowment fund and the disposition of proceeds of the land acquisition account; permitting Winona county to convey certain real estate

to a county agricultural society; proposing coding for new law in Minnesota Statutes, chapter 92.

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

Minne, Thiede and Olsen, S. have been appointed as such committee on the part of the House.

House File No. 2169 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

Mr. Dicklich moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2169, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 2154 and 2210.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

FIRST READING OF HOUSE BILLS

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

H.F. No. 2154: A bill for an act relating to taxation; sales and use; exempting materials consumed in certain manufacturing construction in distressed counties; amending Minnesota Statutes 1985 Supplement, sections 297A.15, subdivision 5; and 297A.257, by adding a subdivision.

Mr. Solon moved that H.F. No. 2154 be laid on the table. The motion prevailed.

H.F. No. 2210: A bill for an act relating to public disasters; providing for certain unemployment compensation liability; providing for certain valuation in the city of Litchfield; amending Minnesota Statutes 1984, section 268.06, subdivision 5.

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

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. 2280: Messrs. Johnson, D.J.; Dicklich and Frederick.

H.F. No. 2294: Messrs. Solon, Dicklich and Gustafson.

H.F. No. 2331: Messrs. Dieterich, Novak and Peterson, D.L.

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Dahl moved that the following members be excused for a Conference Committee on H.F. No. 1950 from 8:00 to 10:00 p.m.:

Messrs. Dahl, Knaak, Luther, Petty and Spear. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Pogemiller moved that H.F. No. 2287 be taken from the table and referred to the Committee on Rules and Administration for comparison with S.F. No. 1847, now on General Orders. The motion prevailed.

MEMBERS EXCUSED

Mrs. Brataas was excused from the Session of today. Ms. Reichgott was excused from the Session of today from 10:00 to 11:30 a.m. Mr. Frank was excused from the Session of today from 4:00 to 6:00 p.m. Mr. Laidig was excused from the Session of today from 4:25 to 4:50 p.m. Mr. Hughes was excused from the Session of today from 4:00 to 6:20 p.m. Mrs. Kronebusch was excused from the Session of today from 8:30 to 8:55 p.m. Mr. Frederick was excused from the Session of today at 11:50 p.m. Mr. Purfeerst was excused from the Session of today at 11:15 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 10:00 a.m., Saturday, March 15, 1986. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

EIGHTY-SEVENTH DAY

St. Paul, Minnesota, Saturday, March 15, 1986

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

CALL OF THE SENATE

Mr. Frederickson 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. Donald Richman.

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

Adkins	Dieterich	Kroening	Olson	Sieloff
Anderson	Frank	Kronebusch	Pehler	Solon
Belanger	Frederick	Laidig	Peterson, C.C.	Spear
Benson	Frederickson	Langseth	Peterson, D.C.	Storm
Berg	Freeman	Lantry	Peterson, D.L.	Stumpf
Berglin	Gustafson	Lessard	Peterson, R.W.	Taylor
Bernhagen	Hughes	Luther	Petty	Vega
Bertram	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kamrath	Moe, R.D.	Renneke	
Dicklich	Knaak	Nelson	Samuelson	
Diessner	Knutson	Novak	Schmitz	

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

March 11, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1986 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preser-

vation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1986	Date Filed 1986
1600		317	March 11	March 11

Sincerely,

Joan Anderson Growe
Secretary of State

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Willet moved that the following members be excused for a Conference Committee on H.F. No. 2009 at 10:00 a.m.:

Messrs. Willet, Kroening, Samuelson, Luther and Nelson. The motion prevailed.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 1441 and 1642.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 14, 1986

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 1968 and 1873.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1986

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 1968: A bill for an act relating to environment; providing for the selection of locations for and developers of hazardous waste stabilization and containment facilities; authorizing the city of Babbitt to exercise certain powers for solid waste management purposes; authorizing St. Louis county to enter into joint powers agreements with the city of Babbitt; amending Minnesota Statutes 1984, sections 115.01, by adding subdivisions; 115A.03, subdivision 1, and by adding subdivisions; 115A.05, subdivision 2; 115A.06, by adding a subdivision; 115A.13; 115A.14, subdivision 6; 400.08; 400.11; 473.153, subdivision 3, and by adding a subdivision; 473.516, by adding a subdivision; 473.811, subdivision 2, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 275.50, subdivision 5; 473.153, subdivisions 1, 5, and 6b; 477A.012; proposing coding for new law in Minnesota Statutes, chapters 115; 115A; 116C; and 400; repealing Minnesota Statutes 1984, sections 115A.17; 400.05; and 400.10; Minnesota Statutes 1985 Supplement, section 473.811, subdivision 11.

Mr. Merriam moved that H.F. No. 1968 be laid on the table. The motion prevailed.

H.F. No. 1873: A bill for an act relating to workers' compensation; regulating the obligations and administration of the special compensation fund; restricting liability for out-of-state injuries; defining spendable weekly earnings; changing basis for calculating certain benefits; providing disability rating for certain losses; regulating the payment and right to benefits; eliminating minimum compensation in certain cases; compensation court of appeals; postponing initial adjustment of certain benefits; regulating attorneys' fees; relating to jurisdiction of issues of medical causation; providing for the administration of claims; providing for fees from state insurance fund; authorizing use of fees for administrative conferences; providing penalties; codifying regulations relating to permanent partial disability schedules and to independent contractors; eliminating supplementary benefits for new claims; amending Minnesota Statutes 1984, sections 176.011, subdivision 18, and by adding subdivisions; 176.012; 176.021, subdivision 1; 176.041, subdivisions 1, 2, 3, 4, and by adding a subdivision; 176.081, subdivisions 1 and 7; 176.101, subdivisions 1, 2, 3a, 3b, 3f, and 4, and by adding a subdivision; 176.103, subdivision 2; 176.104, subdivision 1; 176.105, subdivision 4; 176.111, subdivisions 6, 12, 15, and 20; 176.129, subdivision 8; 176.131, subdivisions 1a and 3; 176.132, subdivision 1; 176.135, subdivisions 1 and 1a; 176.155, subdivisions 1 and 5; 176.179; 176.225, subdivision 1; 176.231, subdivisions 1 and 10; 176.242, subdivision 2; 176.243, subdivision 3; 176.271; 176.275; 176.291; 176.305, subdivision 1, and by adding a subdivision; 176.306, subdivision 1, and by adding a subdivision; 176.312; 176.321, subdivisions 2 and 3; 176.331; 176.341, by adding subdivisions; 176.351, subdivision 2; 176.361, subdivisions 1 and 2; 176.371; 176.411, subdivision 2; 176.421, subdivision 6; 176.521, subdivision 3; 176.603; 176.611, subdivision 2; 176.645, subdivision 2; 176.83, subdivisions 2 and 11; 268.08, subdivision 3; Minnesota Statutes 1985 Supplement, section 176.101, subdivisions 3e and 3t; and 176.138; proposing coding for new law in Minnesota Statutes, chapters 79 and 176; proposing coding for new law as Minnesota Statutes, chapters 176B and 176C; repealing Minnesota Statutes 1984, sections 176.105, subdivisions 1, 2, and 3; 176.265; 176.431; 176.441; and 176.611, subdivisions 3 and 4.

Mr. Moe, R.D. moved that H.F. No. 1873 be laid on the table. The motion prevailed.

REPORTS OF COMMITTEES

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

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

H.F. No. 2123 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.
2123	1968				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2123 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2123 and insert the language after the enacting clause of S.F. No. 1968, the second engrossment; further, delete the title of H.F. No. 2123 and insert the title of S.F. No. 1968, the second engrossment.

And when so amended H.F. No. 2123 will be identical to S.F. No. 1968, and further recommends that H.F. No. 2123 be given its second reading and substituted for S.F. No. 1968, 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. 2287 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.
2287	1847				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2287 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2287 and insert the language after the enacting clause of S.F. No. 1847, the third engrossment; further, delete the title of H.F. No. 2287 and insert the title of S.F. No. 1847, the third engrossment.

And when so amended H.F. No. 2287 will be identical to S.F. No. 1847, and further recommends that H.F. No. 2287 be given its second reading and substituted for S.F. No. 1847, 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. 2210 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.
2210	2040				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2210 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2210 and insert the language after the enacting clause of S.F. No. 2040, the first engrossment; further, delete the title of H.F. No. 2210 and insert the title of S.F. No. 2040, the first engrossment.

And when so amended H.F. No. 2210 will be identical to S.F. No. 2040, and further recommends that H.F. No. 2210 be given its second reading and substituted for S.F. No. 2040, 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. 2123, 2287 and 2210 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Spear moved that the name of Ms. Peterson, D.C. be added as a co-author to S.F. No. 1591. The motion prevailed.

Mr. Spear moved that S.F. No. 1619 be taken from the table. The motion prevailed.

S.F. No. 1619: A bill for an act relating to civil actions; providing a cause of action for sexual exploitation; proposing coding for new law as Minnesota Statutes, chapter 148A.

CONCURRENCE AND REPASSAGE

Mr. Spear moved that the Senate concur in the amendments by the House to S.F. No. 1619 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1619: A bill for an act relating to civil "criminal" actions; providing a cause of action for sexual exploitation; providing new procedures for enforcing restitution orders; amending Minnesota Statutes 1984, section 609.135, by adding a subdivision; proposing coding for new law as Minnesota Statutes, chapter 148A.

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

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

The roll was called, and there were yeas 46 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Kronebusch	Pehler	Sieloff
Anderson	Frederickson	Laidig	Peterson, D.C.	Spear
Benson	Gustafson	Lantry	Peterson, D.L.	Storm
Bernhagen	Hughes	Lessard	Peterson, R.W.	Taylor
Bertram	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Jude	Merriam	Ramstad	
Dicklich	Kamrath	Moe, D.M.	Reichgott	
Diessner	Knaak	Moe, R.D.	Renneke	
Dieterich	Kroening	Olson	Schmitz	

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

MOTIONS AND RESOLUTIONS - CONTINUED

CONFIRMATION

Mr. Merriam moved that the reports from the Committee on Agriculture and Natural Resources, reported March 13, 1986, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Merriam moved that the foregoing reports be now adopted. The motion prevailed.

Mr. Merriam moved that in accordance with the reports from the Committee on Agriculture and Natural Resources, reported March 13, 1986, the Senate, having given its advice, do now consent to and confirm the appointments of:

BOARD OF ANIMAL HEALTH

Theodore G. Huisinga, Rt. 4, Willmar, Kandiyohi County, effective January 17, 1986, for a term expiring the first Monday in January, 1990.

MINNESOTA POLLUTION CONTROL AGENCY

Russell W. Domino, 23 West Rd., Circle Pines, Anoka County, effective January 6, 1986, for a term expiring the first Monday in January, 1990.

Ruth I. Ericson, 80 Edison Blvd., Silver Bay, Lake County, effective June 17, 1985, for a term expiring the first Monday in January, 1987.

Daniel D. Foley, M.D., 427 S. O'Day Cir., Maplewood, Ramsey County, effective October 21, 1985, for a term expiring the first Monday in January, 1989.

Keith H. Langmo, 618 W. Crescent Ln., Litchfield, Meeker County, effective January 6, 1986, for a term expiring the first Monday in January, 1990.

MINNESOTA WATER RESOURCES BOARD

Duane R. Ekman, Rt. 1, Argyle, Marshall County, effective January 17, 1986, for a term expiring the first Monday in January, 1990.

WASTE MANAGEMENT BOARD
CHAIRPERSON

William Walker, Itasca Star Rt., Park Rapids, Becker County, effective September 3, 1985, for a term expiring the first Monday in January, 1987.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mr. Chmielewski moved that the report from the Committee on Employment, reported March 14, 1986, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Chmielewski moved that the foregoing report be now adopted. The motion prevailed.

Mr. Chmielewski moved that in accordance with the report from the Committee on Employment, reported March 14, 1986, the Senate, having given its advice, do now consent to and confirm the appointments of:

WORKERS' COMPENSATION COURT OF APPEALS

Leslie Miller Altman, 15221 Knob Hill Curve, Minnetonka, Hennepin County, effective September 17, 1985, for a term expiring the first Monday in January, 1991.

Karen Shimon, 842 Jackson, St. Paul, Ramsey County, effective December 16, 1985, for a term expiring the first Monday in January, 1991.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mr. Spear moved that the report from the Committee on Judiciary, reported March 12, 1986, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Spear moved that the foregoing report be now adopted. The motion prevailed.

Mr. Spear moved that in accordance with the report from the Committee on Judiciary, reported March 12, 1986, the Senate, having given its advice, do now consent to and confirm the appointments of:

BOARD ON JUDICIAL STANDARDS

Ruth Plotnicky, 5525 Kellogg Ave., Edina, Hennepin County, effective January 6, 1986, for a term expiring the first Monday in January, 1990.

Lawrence D. Cohen, 1501 Eleanor Ave., St. Paul, Ramsey County, effective January 6, 1986, for a term expiring the first Monday in January, 1990.

HAZARDOUS SUBSTANCE INJURY COMPENSATION BOARD

Corrin John Hodgson, 6910 Buckthorn Rd. N.W., Rochester, Olmsted County, effective September 23, 1985, for a term expiring the first Monday in January, 1991.

Richard A. Mergens, 13680 Greenwood Trl. N., Stillwater, Washington County, effective September 23, 1985, for a term expiring the first Monday in January, 1989.

David R. Miller, 1309 Jonquil Ln., White Bear Lake, Ramsey County,

effective September 23, 1985, for a term expiring the first Monday in January, 1987.

Constance N. Pries, 1390 - 32nd Ave. N.W., New Brighton, Ramsey County, effective September 23, 1985, for a term expiring the first Monday in January, 1989.

Byron E. Starns, 2270 Riverwood Pl., St. Paul, Ramsey County, effective September 23, 1985, for a term expiring the first Monday in January, 1991.

The motion prevailed. So the appointments were confirmed.

SPECIAL ORDER

H.F. No. 2405: A bill for an act relating to elections in the city of Minneapolis; changing the time of election of certain board members; extending certain terms.

Mr. Kroening moved to amend H.F. No. 2405, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1985.)

Page 1, line 23, delete the second comma

Page 1, line 25, delete the comma

Page 2, line 6, after the period, insert "*Those whose terms were filled during the 1985 municipal election are extended to the first business day in 1994.*"

Page 2, line 6, delete "*1989,*" and insert "*1993*"

The motion prevailed. So the amendment was adopted.

H.F. No. 2405 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 39 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Kroening	Moe, R.D.	Renneke
Anderson	Frederickson	Kronebusch	Olson	Schmitz
Belanger	Gustafson	Laidig	Peterson, C.C.	Sieloff
Benson	Hughes	Lantry	Peterson, D.L.	Storm
Bernhagen	Isackson	Lessard	Peterson, R.W.	Taylor
Bertram	Johnson, D.E.	McQuaid	Purfeerst	Waldorf
Chmielewski	Jude	Mehrkens	Ramstad	Wegscheid
Dicklich	Kamrath	Moe, D.M.	Reichgott	

Messrs. Merriam and Pogemiller voted in the negative.

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

SPECIAL ORDER

H.F. No. 2466: A bill for an act relating to natural resources; permitting use of metal detectors on certain state lands under certain conditions; authorizing additions to and deletions from certain state parks and recreation

areas; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 85.

Mr. Benson moved to amend H.F. No. 2466, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 2217.)

Page 6, after line 29, insert:

"Sec. 5. [FORESTVILLE STATE PARK ROADS.]

Up to $1,000 of the cost incurred in the biennium ending June 30, 1987, by Fillmore county in maintaining roads that provide access to Forestville state park shall be reimbursed from the state park road account created by Minnesota Statutes 1984, section 162.06, subdivision 5."

Renumber the sections in sequence

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Isackson moved to amend H.F. No. 2466, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 2217.)

Page 6, after line 29, insert:

"Sec. 5. [85.50] [DEFINITIONS.]

Subdivison 1. [APPLICABILITY.] *The following definitions apply for the purposes of sections 5 to 8.*

Subd. 2. [COMMISSIONER.] *"Commissioner" means the commissioner of natural resources.*

Subd. 3. [METAL DETECTOR.] *"Metal detector" means an electronic device used to locate buried metal objects.*

Subd. 4. [PERSON.] *"Person" means an individual.*

Sec. 6. [85.51] [PERMIT REQUIRED; PERMIT TERM.]

Subdivision 1. [PERMIT REQUIRED.] *Except as provided in this section, no person may use a metal detector to search for buried metal objects beneath the surface of any state park, recreation area, or wayside unless the person possesses a permit issued by the commissioner and validated by any on-site manager of the park, area, or wayside. The commissioner may issue a permit to any person completing an application provided by the commissioner and paying a fee of $15. No permit is required for the use of a metal detector in a state park, recreation area, or wayside if waived by the commissioner. Permit fees collected by the commissioner shall be deposited in the state park maintenance fund.*

Subd. 2. [PERMIT TERM; CONDITIONS.] *A permit issued by the commissioner and validated by any on-site manager authorizes the person to whom it is issued to use a metal detector only in the place and in the manner provided on the permit and in this section, from the day after Labor Day to the Friday before the last Monday in May of the next calendar year. The*

permit holder may probe for buried objects only with a knife blade or screwdriver. The permit may also contain such reasonable limitations or conditions concerning the manner or location of the area to be searched, consistent with this section, as the commissioner or on-site manager of the park, recreation area, or wayside may prescribe.

Sec. 7. [85.52] [LOCATION AND RETENTION OF ARTICLES.]

Coins located by the use of a metal detector used pursuant to a permit issued under section 6 may be kept by the permittee. Jewelry and other personal articles located by a permittee shall be displayed to any on-site manager and, if the owner is not identified within a reasonable time, may be kept by the permittee. Artifacts of significant historical value located by a permittee shall be turned over to any on-site manager or to the commissioner if there is no on-site manager.

Sec. 8. [85.53] [PENALTY.]

A person who uses a metal detector in violation of section 6 or 7 or in violation of the terms and conditions of a permit issued under section 6 is guilty of a misdemeanor."

Page 6, line 31, delete "*This act is*" and insert "*Sections 1 to 4 are*"

Renumber the sections in sequence

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 10 and nays 24, as follows:

Those who voted in the affirmative were:

Anderson	Dieterich	Kamrath	Peterson, D.L.	Storm
Belanger	Isackson	Mehrkens	Sieloff	Wegscheid

Those who voted in the negative were:

Adkins	Frederickson	McQuaid	Pehler	Purfeerst
Berglin	Gustafson	Merriam	Peterson, C.C.	Reichgott
Bertram	Hughes	Moe, D.M.	Peterson, D.C.	Schmitz
Chmielewski	Jude	Novak	Peterson, R.W.	Waldorf
Diessner	Lessard	Olson	Pogemiller	

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

H.F. No. 2466 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 41 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Laidig	Peterson, C.C.	Sieloff
Anderson	Frederickson	Lessard	Peterson, D.C.	Storm
Belanger	Gustafson	McQuaid	Peterson, D.L.	Taylor
Benson	Hughes	Mehrkens	Peterson, R.W.	Waldorf
Berglin	Isackson	Merriam	Pogemiller	Wegscheid
Bernhagen	Johnson, D.J.	Moe, D.M.	Purfeerst	
Bertram	Jude	Novak	Ramstad	
Chmielewski	Kamrath	Olson	Reichgott	
Diessner	Kronebusch	Pehler	Renneke	

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

SPECIAL ORDER

H.F. No. 1930: A bill for an act relating to public safety; barring traffic citation quotas; proposing coding for new law in Minnesota Statutes, chapter 299D.

Mr. Peterson, R.W. moved to amend H.F. No. 1930, as amended pursuant to Rule 49, adopted by the Senate February 27, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1818.)

Page 1, line 10, before the period, insert ". *The state patrol may compare a trooper's activity to the activity of all troopers in its evaluation of a trooper's performance, and may establish minimum performance standards after consideration of traffic and motor vehicle accident trends and the level of activity performed by all other state troopers*"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 6 and nays 40, as follows:

Those who voted in the affirmative were:

Berglin	Peterson, D.C.	Peterson, R.W.	Sieloff	Wegscheid
Merriam				

Those who voted in the negative were:

Adkins	Davis	Isackson	Lantry	Purfeerst
Anderson	Dicklich	Johnson, D.E.	Lessard	Ramstad
Belanger	Diessner	Johnson, D.J.	McQuaid	Reichgott
Benson	Frank	Jude	Mehrkens	Renneke
Berg	Frederick	Kamrath	Olson	Schmitz
Bernhagen	Frederickson	Kronebusch	Pehler	Solon
Bertram	Gustafson	Laidig	Peterson, D.L.	Storm
Chmielewski	Hughes	Langseth	Pogemiller	Taylor

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

Mr. Purfeerst moved to amend H.F. No. 1930, as amended pursuant to Rule 49, adopted by the Senate February 27, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1818.)

Page 1, after line 10, insert:

"Sec. 2. Laws 1985, First Special Session chapter 10, section 4, subdivision 1, is amended to read:

Subdivision 1. Total Appropriation $78,723,900 75,672,200

	1986	1987
Approved Complement -	1,666.4	1,666.4
General -	354.2	354.2
Special -	1.0	1.0
Trunk Highway -	1,059.3	1,059.3
Highway User -	177.6	177.6
Federal -	40.3	40.3
Internal Service -	34.0	34.0

The above approved complement includes ~~511~~ *521* for state-funded, unclassified patrol officers and supervisors of the state patrol. Nothing in this provision is intended to limit the authority of the commissioner of public safety to transfer personnel, with the approval of the commissioner of finance, among the various units and divisions within this section, provided that the above complement must be

reduced accordingly.

No new state patrol supervisory positions may be established, with the exception of special duty assigned ranks for the length of assignment only.

Summary by Fund

General	$ 17,513,400	$ 17,693,000
Trunk Highway	$ 48,766,800	$ 47,578,000
Highway User	$ 12,443,700	$ 10,401,200

The amounts that may be spent from this appropriation for each program are specified in the following subdivisions."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Chmielewski moved to amend H.F. No. 1930, as amended pursuant to Rule 49, adopted by the Senate February 27, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1818.)

Page 1, after line 10, insert:

"Sec. 2. [84.0285] [GAME AND FISH CITATION QUOTAS PROHIBITED.]

The commissioner of natural resources, or the director of the division of enforcement and field service, may not order, mandate, or require that the conservation officer issue a certain number of game and fish law violations on a daily, weekly, monthly, quarterly, or yearly quota basis."

Amend the title as follows:

Page 1, line 2, delete "public safety" and insert "law enforcement"

Page 1, line 3, after the semicolon, insert "barring game and fish citation quotas;"

Page 1, line 4, delete "chapter" and insert "chapters 84 and"

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

H.F. No. 1930 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 50 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Jude	Moe, R.D.	Ramstad
Anderson	Dieterich	Kamrath	Novak	Reichgott
Belanger	Frederick	Kroening	Olson	Renneke
Benson	Frederickson	Kronebusch	Pehler	Schmitz
Berg	Freeman	Laidig	Peterson, C.C.	Sieloff
Berglin	Gustafson	Langseth	Peterson, D.C.	Solon
Bernhagen	Hughes	Lantry	Peterson, D.L.	Storm
Bertram	Isackson	Lessard	Peterson, R.W.	Taylor
Chmielewski	Johnson, D.E.	McQuaid	Pogemiller	Waldorf
Davis	Johnson, D.J.	Mehrkens	Purfeerst	Wegscheid

Mr. Merriam voted in the negative.

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

SPECIAL ORDER

S.F. No. 2010: A bill for an act relating to education; permitting research sites on exemplary learning; permitting suspension of certain mandates; proposing coding for new law in Minnesota Statutes, chapter 121.

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 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Novak	Schmitz
Anderson	Dieterich	Kroening	Olson	Sieloff
Belanger	Frederick	Kronebusch	Pehler	Solon
Benson	Frederickson	Laidig	Peterson, D.C.	Storm
Bernhagen	Freeman	Lessard	Peterson, D.L.	Wegscheid
Bertram	Gustafson	McQuaid	Ramstad	Willet
Chmielewski	Hughes	Mehrkens	Reichgott	
Davis	Isackson	Merriam	Renneke	
DeCramer	Jude	Moe, R.D.	Samuelson	

So the bill passed and its title was agreed to.

SPECIAL ORDER

Mr. Merriam moved that H.F. No. 1968 be taken from the table. The motion prevailed.

H.F. No. 1968: A bill for an act relating to environment; providing for the selection of locations for and developers of hazardous waste stabilization and containment facilities; authorizing the city of Babbitt to exercise certain powers for solid waste management purposes; authorizing St. Louis county to enter into joint powers agreements with the city of Babbitt; amending Minnesota Statutes 1984, sections 115.01, by adding subdivisions; 115A.03, subdivision 1, and by adding subdivisions; 115A.05, subdivision 2; 115A.06, by adding a subdivision; 115A.13; 115A.14, subdivision 6; 400.08; 400.11; 473.153, subdivision 3, and by adding a subdivision; 473.516, by adding a subdivision; 473.811, subdivision 2, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 275.50, subdivision 5; 473.153, subdivisions 1, 5, and 6b; 477A.012; proposing coding for new law in Minnesota Statutes, chapters 115; 115A; 116C; and 400; repealing Minnesota Statutes 1984, sections 115A.17; 400.05; and 400.10; Minnesota Statutes 1985 Supplement, section 473.811, subdivision 11.

SUSPENSION OF RULES

Mr. Merriam moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 1968 and that the rules of the Senate be so far suspended as to give H.F. No. 1968 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 1968 was read the second time.

Mr. Merriam then moved to amend H.F. No. 1968 as follows:

Delete everything after the enacting clause, and delete the title, of H.F. No. 1968, and insert the language after the enacting clause, and the title, of S.F. No. 1952, the second engrossment.

The motion prevailed. So the amendment was adopted.

Mr. Merriam then moved to amend H.F. No. 1968, as amended by the Senate March 15, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1952.)

Page 7, after line 11, insert:

"Sec. 21. Minnesota Statutes 1984, section 115A.15, subdivision 6, is amended to read:

Subd. 6. [RESOURCE RECOVERY REVOLVING ACCOUNT.] Upon the certification of the commissioner of administration, the commissioner of finance shall establish an account in the general services revolving fund, effective June 30, 1980, for the operation of the state government resource recovery program. The revolving account shall consist of all funds appropriated by the state for the program, all revenues resulting from the sale of recyclable and reusable commodities made available for sale as a result of the resource recovery program and all reimbursements to the commissioner of his expenses incurred in developing and administering resource recovery systems for state agencies, local governments, and regional agencies. The account may be used for all activities associated with the program including payment of administrative and operating costs, *except statewide and agency indirect costs.*"

Page 7, line 18, delete everything after the headnote

Page 7, line 19, delete everything before "*all*"

Page 7, line 20, after "*1*" insert ", *are dismissed from futher consideration as candidate sites for hazardous waste facilities*"

Page 13, line 18, after "*management*" insert "*by July 1, 1988, and*"

Page 21, after line 30, insert:

"Sec. 31. Minnesota Statutes 1984, section 473.806, subdivision 2, is amended to read:

Subd. 2. [ACQUISITION OF TEMPORARY DEVELOPMENT RIGHTS.] If pursuant to subdivision 1 the council refuses to approve development which is permitted by local development plans, land use classification, and zoning and other official controls applying to the property on February 1, 1983, the land owner may elect to have the county purchase temporary development rights to the property for the period extending from the date when the council approved the site which affects the property for inclusion in the metropolitan inventory of sites until ~~July 1, 1985~~ *December 31, 1987*. The election must be made within 30 days of the council's decision to refuse to approve development. The council shall provide funds, from the proceeds of the bonds issued pursuant to section 473.831, for the county to purchase the temporary development rights. The land owner's compensation shall be determined by the agreement of the owner, the county, and the

council. If the parties cannot agree within 60 days of the owner's election, the county shall acquire the temporary development rights through eminent domain proceedings, and the land owner's compensation shall be the fair market value of the temporary development rights."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Merriam then moved to amend H.F. No. 1968, as amended by the Senate March 15, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1952.)

Page 2, after line 16, insert:

"Sec. 5. Minnesota Statutes 1984, section 115.01, is amended by adding a subdivision to read:

Subd. 22. [DEPOSITORY.] *"Depository" means: (a) a disposal facility or stabilization and containment facility for hazardous waste as defined in section 115A.03; and (b) a radioactive waste management facility as defined in section 116C.71, subdivision 7."*

Page 2, line 35, delete "*disposal systems*" and insert "*depositories*"

Page 3, lines 4 and 5, delete "*disposal system*" and insert "*depository*"

Page 3, line 11, delete "*disposal system*" and insert "*depository*"

Page 3, line 14, delete "*system*" and insert "*depository*"

Page 3, line 15, delete "*disposal system*" and insert "*depository*"

Page 3, line 18, delete "DISPOSAL SYSTEM" and insert "DEPOSITORY"

Page 3, line 20, delete "*disposal system*" and insert "*depository*"

Page 3, line 23, delete "*7*" and insert "*6*"

Page 3, line 35, delete "*disposal system*" and insert "*radioactive waste management facility*"

Page 4, line 1, delete "*disposal system*" and insert "*radioactive waste management facility*"

Page 4, line 3, delete "DISPOSAL SYSTEM" and insert "DEPOSITORY"

Page 4, lines 5 and 6, delete "*Disposal systems*" and insert "*Radioactive waste management facilities*"

Page 4, line 8, delete "*disposal system*" and insert "*radioactive waste management facility*"

Page 4, delete lines 19 to 23 and insert:

"*Subd. 2.* [DISPOSAL RESTRICTED.] *The location or construction of a radioactive waste management facility for high level radioactive waste is prohibited where the average annual radionuclide concentrations in*

groundwater before construction of the facility exceed the limits in subdivision 1."

Page 4, line 25, delete "*Disposal systems*" and insert "*Radioactive waste management facilities*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Merriam then moved to amend H.F. No. 1968, as amended by the Senate March 15, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1952.)

Page 9, line 30, delete "*30*" and insert "*33*"

Page 10, line 13, delete "*30*" and insert "*33*"

Page 20, delete lines 27 to 33 and insert:

"*(v) pay the costs of meeting the planning requirements of section 115A.46; the requirements of section 115A.917; the planning requirements of the metropolitan plan adopted under section 473.149 and county master plans adopted under section 473.803; waste reduction and source separation programs and facilities; response actions that are financed in part by service charges under section 400.08 or section 21; closure and postclosure care of a solid waste facility closed by order of the pollution control agency or by expiration of an agency permit before January 1, 1989; and current operating and maintenance costs of a publicly-owned solid waste processing facility financed with general obligation bonds issued after a referendum before the effective date of this section.*

Sec. 29. Minnesota Statutes 1984, section 400.08, is amended to read:

400.08 [SERVICE *AREAS AND* CHARGES.]

Subdivision 1. [DEFINITION.] *For purposes of this section, "solid waste management services" includes collection, processing, and disposal of solid waste, closure and post-closure care of a solid waste facility, and response, as defined in section 115B.02, to releases from a solid waste facility or closed solid waste facility.*

Subd. 2. [SERVICE AREAS.] *In addition to the power that the county may exercise under other law, and in order to provide solid waste management services to those areas needing services, the county board by resolution may establish and determine the boundaries of solid waste management service areas in the county. Before the adoption of the resolution the county board shall hold a public hearing on the question. If a service area is established, the county board may impose service charges for solid waste management services for the area and may levy a tax on all the property in the area, or any combination of charges and taxes. The county board may enlarge any existing service area following the procedures specified in this section. Upon the petition of the landowner, land may be added to the service area without a public hearing on the enlargement.*

Subd. 3. [SERVICE CHARGES.] The county may establish by ordinance,

revise when deemed advisable, and collect just and reasonable rates and charges for solid waste management services provided by the county or by others under contract with the county. The ordinance may obligate the owners, lessees, or occupants of property, or any or all of them, to pay charges for solid waste management services to their properties and may obligate the user of any facility to pay a reasonable charge for the use of the facility. Rates and charges may take into account the character, kind, and quality of the service and of the solid waste, the method of disposition, the number of people served at each place of collection, and all other factors that enter into the cost of the service, including but not limited to depreciation and payment of principal and interest on money borrowed by the county for the acquisition or betterment of facilities. *A notice of intention to enact an ordinance, published pursuant to section 375.51, subdivision 2, shall provide for a public hearing prior to the meeting at which the ordinance is to be considered.*

Subd. 4. [COLLECTION.] The rates and charges may be billed and collected in a manner the board shall determine. On or before October 15 in each year, the county board ~~shall~~ *may* certify to the county auditor all unpaid outstanding charges ~~for services hereunder~~, and a ~~statement of the~~ description of the lands ~~which were serviced and~~ against which the charges arose. It shall be the duty of the county auditor, upon order of the county board, to extend the assessments, with interest not to exceed ~~six percent as~~ *the interest rate* provided for in ~~the county ordinance~~ *section 279.03, subdivision 1*, upon the tax rolls of the county for the taxes of the year in which the assessment is filed. For each year ending October 15 the assessment with interest shall be carried into the tax becoming due and payable in January of the following year, and shall be enforced and collected in the manner provided for the enforcement and collection of real property taxes in accordance with the provisions of the laws of the state. The charges, if not paid, shall become delinquent and be subject to the same penalties and the same rate of interest as the taxes under the general laws of the state. ~~All rates and charges shall be uniform in their application to use and service of the same character and quantity. A notice of intention to enact such an ordinance, published pursuant to section 375.51, subdivision 2, shall provide for a public hearing thereon to be held prior to the meeting at which the ordinance is to be considered.~~"

Page 21, line 2, after "*facilities,*" insert "*for improvements of a capital nature to respond, as defined in section 115B.02, to releases from closed solid waste facilities,*"

Page 21, after line 30, insert:

"Sec. 31. Minnesota Statutes 1984, section 473.811, subdivision 2, is amended to read:

Subd. 2. [COUNTY FINANCING OF FACILITIES.] Each metropolitan county may by resolution authorize the issuance of bonds to provide funds for the acquisition or betterment of solid waste facilities, related transmission facilities, or property or property rights for the facilities, *for improvements of a capital nature to respond, as defined in section 115B.02, to releases from closed solid waste facilities,* or for refunding any outstanding bonds issued for any such purpose~~, and~~. *The county* may pledge to the payment of the bonds and the interest thereon, its full faith, credit and taxing powers, or the

proceeds of any designated tax levies, or the gross or net revenues or charges to be derived from any facility operated by or for the county, or any combination thereof. Taxes levied for the payment of the bonds and interest shall not reduce the amounts of other taxes which the county is authorized by law to levy. The proceeds of the bonds may be used in part to establish a reserve as further security for the payment of the principal and interest of the bonds when due. Revenue bonds issued pursuant to this section may be sold at public or private sale upon such conditions as the county board shall determine, but any bonds to which the full faith and credit and taxing powers of the county are pledged shall be sold in accordance with the provisions of chapter 475. No election shall be required to authorize the issuance of the bonds. Except as otherwise provided, the bonds shall be issued and sold in accordance with the provisions of chapter 475.

Sec. 32. Minnesota Statutes 1984, section 473.811, is amended by adding a subdivision to read:

Subd. 3a. [SERVICE AREAS.] *Metropolitan counties have the authority provided in section 400.08.*"

Page 23, line 17, after "*115A.17;*" insert "*400.05;*"

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "authorizing establishment of county solid waste management service areas; providing for financing of certain improvements;"

Page 1, line 14, after "6;" insert "400.08;" and after "400.11;" insert "473.811, subdivision 2, and by adding a subdivision;"

Page 1, line 18, after "115A.17;" insert "400.05;"

The motion prevailed. So the amendment was adopted.

Mr. Wegscheid moved to amend H.F. No. 1968, as amended by the Senate March 15, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1952.)

Page 21, after line 30, insert:

"Sec. 30. Minnesota Statutes 1985 Supplement, section 473.153, subdivision 1, is amended to read:

Subdivision 1. [FACILITIES REQUIRED.] Except as provided in subdivision 7 and section 115A.33, all facilities for the disposal of solid waste generated by the metropolitan waste control commission shall be established and operated in accordance with this section and section 473.516. The ~~council and the~~ commission shall ~~establish~~ *acquire and own all of* the facilities needed for the disposal of ~~solid waste~~ *the sludge ash* generated by the commission. The ~~council and the~~ commission shall *acquire and* establish at least one facility *for sludge ash disposal at a site selected by the council under this section, unless the council and the agency determine under section 33 that the facility is not needed.*

Sec. 31. Minnesota Statutes 1984, section 473.153, subdivision 3, is

amended to read:

Subd. 3. [MORATORIUM.] In order to permit the comparative evaluation of sites and the participation of affected localities in decisions about the use of sites, a moratorium is hereby imposed as provided in this subdivision on development within the area of each candidate site and buffer area selected by the council. The moratorium shall extend until six months following the council's decision under subdivision 6 *or until the sites are dismissed from consideration pursuant to section 4*. No development shall be allowed to occur within the area of a site or buffer area during the period of the moratorium without the approval of the council. No county, city, or town land use control shall permit development which has not been approved by the council, nor shall any county, city, or town sanction or approve any subdivision, permit, license, or other authorization which would allow development to occur which has not been approved by the council. The council shall not approve actions which would jeopardize the availability of a candidate site for use as a solid waste facility. The council may establish guidelines for reviewing requests for approval under this subdivision. Requests for approval shall be submitted in writing to the chairman of the council and shall be deemed to be approved by the council unless the chairman otherwise notifies the submitter in writing within 15 days.

Sec. 32. Minnesota Statutes 1985 Supplement, section 473.153, subdivision 5, is amended to read:

Subd. 5. [ENVIRONMENTAL REVIEW.] *Unless the council and the agency determine under section 33 that the sludge ash disposal facility required by subdivision 1 is not needed,* an environmental impact statement must be completed on the environmental effects of the council's decisions required by subdivision 6. The statement must be prepared and reviewed in accordance with chapter 116D and the rules issued pursuant thereto, except as otherwise required by this section. The statement must not address or reconsider alternatives eliminated from consideration pursuant to subdivisions 1 and 2 and must not address the matters subject to decision by the council pursuant to subdivision 6b.

Sec. 33. Minnesota Statutes 1984, section 473.153, is amended by adding a subdivision to read:

Subd. 4a. [NEED FOR FACILITY; OPTION TO TERMINATE SITING.] *The council may determine, by resolution following a public hearing, that the new sludge ash disposal facility to be acquired and established under this section, as required by subdivision 1, is not needed, because the council finds that permitted management methods other than land disposal, together with land disposal of ash on property owned by the commission prior to March 1, 1986, will be sufficient to accommodate all of the commission's ash without the acquisition and establishment of a new facility. A determination of the council that the facility is not needed is subject to review and approval by the pollution control agency. If the agency disapproves, the council and the commission shall proceed to site, acquire, and establish the facility as required by this section. If the agency approves, the council shall terminate the siting process established by this section and permanently dismiss the candidate sites from further consideration as sites for the facility.*

Sec. 34. Minnesota Statutes 1985 Supplement, section 473.153, subdivi-

sion 6b, is amended to read:

Subd. 6b. [CERTIFICATION OF NEED.] ~~No new facility for disposing of~~ *The disposal of sludge* ash ~~and other waste~~ generated by the commission ~~shall be~~ *is not* permitted in the metropolitan area without a certification of need issued by the council indicating the council's determination:

(a) that the disposal of waste with concentrations of hazardous materials is necessary; and

(b) that ~~additional~~ ash disposal ~~capacity~~ is ~~needed~~ *necessary*.

The council shall certify need only to the extent that there are no feasible and prudent methods of reducing the concentrations of hazardous materials in the waste and no feasible and prudent alternatives to ash disposal, including large-scale composting and co-composting of sludge, which would minimize adverse impact upon natural resources. Methods and alternatives that are speculative or conjectural shall not be deemed to be feasible and prudent. Economic considerations alone shall not justify the certification of need or the rejection of methods or alternatives, including large-scale composting and co-composting of sludge as an alternative to incineration. In its certification the council shall not consider alternatives which have been eliminated from consideration by the selection of sites pursuant to subdivision 2.

Sec. 35. Minnesota Statutes 1984, section 473.516, is amended by adding a subdivision to read:

Subd. 5. Notwithstanding section 473.523, the commission may enter into a negotiated contract with a private person to use the sludge ash generated by the commission in a manufacturing process. The contract may not exceed 30 years."

Page 23, line 28, delete "*33*" and insert "*40*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Dahl moved to amend H.F. No. 1968, as amended by the Senate March 15, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1952.)

Page 23, after line 15, insert:

"Sec. 33. [SOLID WASTE RECOVERY FACILITY; HENNEPIN COUNTY.]

If a petition is filed with the public utilities commission under Minnesota Statutes, section 216B.164, subdivision 5, before April 1, 1986, by either a utility or a qualifying facility in connection with the operation of a solid waste recovery facility located in Hennepin county, the commission shall resolve the dispute within 120 days of filing. If the decision of the commission is appealed to court, the surety bond provisions of Minnesota Statutes, sections 562.01 to 562.03 and 562.05 shall apply; no additional supercedeas bond shall be required."

Page 23, line 28, delete "*33*" and insert "*34*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mrs. McQuaid moved to amend H.F. No. 1968, as amended by the Senate March 15, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1952.)

Page 15, after line 25, insert:

"Sec. 27. Minnesota Statutes 1984, section 116.07, is amended by adding a subdivision to read:

Subd. 4j. [PERMITS; WASTE FACILITIES.] *The agency may not issue a permit for a new solid waste transfer station within one-fourth mile of a nonretail food warehousing or nonretail food manufacturing facility in excess of 100,000 square feet, unless the facility owner consents.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

CALL OF THE SENATE

Mr. Merriam imposed a call of the Senate for the balance of the proceedings on H.F. No. 1968. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the adoption of the McQuaid amendment.

The roll was called, and there were yeas 20 and nays 31, as follows:

Those who voted in the affirmative were:

Anderson	Dahl	Johnson, D.E.	Kroncbusch	Olson
Belanger	Frederick	Jude	Laidig	Peterson, D.L.
Benson	Frederickson	Kamrath	McQuaid	Ramstad
Bernhagen	Isackson	Knutson	Mehrkens	Taylor

Those who voted in the negative were:

Adkins	Dieterich	Moe, R.D.	Pogemiller	Stumpf
Berglin	Frank	Nelson	Purfeerst	Wegscheid
Bertram	Kroening	Novak	Reichgott	Willet
Chmielewski	Lantry	Pehler	Rennckc	
Davis	Lessard	Peterson, C.C.	Schmitz	
DeCramer	Merriam	Peterson, D.C.	Sieloff	
Dicklich	Moe, D.M.	Peterson, R.W.	Solon	

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

Mr. Dahl moved to amend H.F. No. 1968, as amended by the Senate March 15, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1952.)

Page 21, after line 30, insert:

"Sec. 30. Minnesota Statutes 1984, section 473.806, subdivision 2, is amended to read:

Subd. 2. [ACQUISITION OF TEMPORARY DEVELOPMENT

RIGHTS.] If pursuant to subdivision 1 the council refuses to approve development which is permitted by local development plans, land use classification, and zoning and other official controls applying to the property on February 1, 1983, the land owner may elect to have the county purchase temporary development rights to the property for the period extending from the date when the council approved the site which affects the property for inclusion in the metropolitan inventory of sites until July 1, 1985. The election must be made within 30 days of the council's decision to refuse to approve development. The council shall provide funds, from the proceeds of the bonds issued pursuant to section 473.831, for the county to purchase the temporary development rights. The land owner's compensation shall be determined by the agreement of the owner, the county, and the council. If the parties cannot agree within 60 days of the owner's election, the county shall acquire the temporary development rights through eminent domain proceedings, and the land owner's compensation shall be the fair market value of the temporary development rights. *A landowner who elects under this section to have the county purchase temporary development rights to the landowner's property is entitled to prompt action by the county. If the landowner brings a successful action to compel the county to initiate eminent domain proceedings, the landowner is entitled to petition the court for reimbursement of reasonable costs and expenses, including reasonable attorney, appraisal, and engineering fees that were actually incurred in bringing the action.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 1968 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 52 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kroening	Olson	Schmitz
Anderson	Dieterich	Kronebusch	Pehler	Sieloff
Belanger	Frank	Laidig	Peterson, C.C.	Spear
Benson	Frederick	Lantry	Peterson, D.C.	Stumpf
Berg	Frederickson	Lessard	Peterson, D.L.	Taylor
Berglin	Freeman	McQuaid	Peterson, R.W.	Waldorf
Bernhagen	Isackson	Mehrkens	Petty	Wegscheid
Bertram	Johnson, D.E.	Merriam	Pogemiller	Willet
Chmielewski	Jude	Moe, R.D.	Ramstad	
Dahl	Kamrath	Nelson	Reichgott	
Davis	Knutson	Novak	Renneke	

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

Mr. Merriam moved that S.F. No. 1952, No. 78 on Special Orders, be stricken and laid on the table. The motion prevailed.

SPECIAL ORDER

H.F. No. 1744: A bill for an act relating to education; making changes to the definition of a school; providing for the admission into evidence of certain

attendance records; establishing a task force to make recommendations about compulsory attendance laws; amending Minnesota Statutes 1984, section 120.10, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 634.

Mr. Pehler moved to amend H.F. No. 1744, as amended pursuant to Rule 49, adopted by the Senate March 11, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1798.)

Page 1, line 16, reinstate the stricken "and"

Page 2, delete sections 2 and 3 and insert:

"Sec. 2. Minnesota Statutes 1984, section 120.10, is amended by adding a subdivision to read:

Subd. 2a. [INFORMATION ABOUT AND PROTECTION FOR CERTAIN INSTRUCTION.] *(a) If a parent of a child required to attend school, according to subdivision 1, is providing such child instruction in the home of that child, the parent shall report the name, address, and age of such child to the superintendent of the district in which the child resides. The parent shall not be required to report other information to the superintendent from the effective date of this section until the legislature enacts substantive changes to sections 120.10, 120.11, 120.12, 120.13, 120.14, 120.15, 120.16, 127.19, or 127.20.*

(b) A parent of a child required to attend school, according to subdivision 1, may provide instruction according to this paragraph. Instruction may be provided to a child by the parent of that child in the home of that child. The instruction must meet the requirements of subdivision 2. From the effective date of this section until the legislature enacts substantive changes to sections 120.10, 120.11, 120.12, 120.13, 120.14, 120.15, 120.16, 127.19, or 127.20, civil or criminal proceedings shall not be commenced under sections 120.10, 120.12, 127.20, chapter 260, or similar law against a parent complying with this paragraph.

Sec. 3. [COMPULSORY SCHOOL ATTENDANCE TASK FORCE.]

By June 1, 1986, the commissioner of education shall appoint a task force of 14 members to make recommendations about compulsory attendance laws. At least one member shall be from each congressional district. The task force shall be composed of the following: a parent of a private school pupil, a parent of a public school pupil, a home educator, a representative of private sectarian schools, a representative of private nonsectarian schools, a public school teacher, a public school administrator, a representative of a private school accrediting association, a representative of the home educators association, a representative of the nonpublic school advisory committee, a representative of the higher education coordinating board, a representative of the state board of education, a representative of the board of teaching, and the commissioner of education. Members of the task force shall receive expenses according to Minnesota Statutes, section 15.059, subdivision 6.

The task force shall study and make recommendations about various issues related to the compulsory attendance law. Some of the issues to be considered are: standards for pupil performance, including satisfactory

performance on standardized achievement tests; to the extent available, data about pupil achievement in various types of schools; alternative ways to comply with the definition of a school; accreditation; correspondence programs; association with a church or religious organization; supervision by teachers; teacher qualifications in various types of schools, including licensure and ways to determine teacher effectiveness; reporting requirements; methods of enforcement; and penalties for noncompliance.

The department of education shall provide staff assistance to the task force.

The state board of education may review and comment upon the recommendations of the task force.

The task force shall present the recommendations and any comments to the education committees of the legislature by February 1, 1987.''

Amend the title as follows:

Page 1, line 3, delete ''suspending'' and insert ''providing for limited''

Page 1, line 4, after the semicolon, insert ''prohibiting certain proceedings against a parent providing instruction in the home;''

The motion prevailed. So the amendment was adopted.

Mr. Nelson moved to amend the Pehler amendment to H.F. No. 1744, adopted by the Senate March 15, 1986, as follows:

After section 2 of the Pehler amendment, insert:

''Sec. 3. Minnesota Statutes 1985 Supplement, section 120.17, subdivision 1, is amended to read:

Subdivision 1. [SPECIAL INSTRUCTION FOR HANDICAPPED CHILDREN.] Every district shall provide special instruction and services, either within the district or in another district, for handicapped children of school age who are residents of the district and who are handicapped as set forth in section 120.03. School age means ~~the ages of three~~ *birth* to 21 years for children who are handicapped as defined in section 120.03 and shall not extend beyond secondary school or its equivalent. For purposes of this subdivision, the age of a handicapped child shall be the age as of September 1 of the calendar year in which the school year for which the child seeks special instruction and services commences. ~~Every district may provide special instruction and services for handicapped children who have not attained school age.~~ Local health, education, and social service agencies shall refer children ~~from~~ *under* age ~~three to~~ five who are suspected of needing special instruction and services to the school district. *For the 1986-1987 and 1987-1988 school years,* a school district ~~is encouraged to~~ *shall* contract with a developmental achievement center ~~when~~ *for individual children for up to two years if the interagency early learning committee recommends to the district that the center services are appropriate,* the center is cost efficient for the district, and ~~when~~ *that* the center ~~provides~~ *is able to provide* continuity of special instruction and services for *individual* handicapped children under the age of five and their families. Districts with less than the minimum number of eligible handicapped children as determined by the state board shall cooperate with other districts to maintain a full range of programs for

~~education~~ *special instruction* and services for handicapped children. This subdivision does not alter the compulsory attendance requirements of section 120.10.

Sec. 4. Minnesota Statutes 1985 Supplement, section 120.17, subdivision 3, is amended to read:

Subd. 3. [RULES OF THE STATE BOARD.] The state board shall promulgate rules relative to qualifications of essential personnel, courses of study, methods of instruction, pupil eligibility, size of classes, rooms, equipment, supervision, parent consultation, and any other rules it deems necessary for instruction of handicapped children. These rules shall provide standards and procedures appropriate for the implementation of and within the limitations of subdivisions 3a and 3b. These rules shall also provide standards for the discipline, control, management and protection of handicapped children. The state board shall not adopt rules for pupils served in level 1, 2, or 3, as defined in Minnesota Rules, part 3525.2340, establishing either case loads or the maximum number of pupils that may be assigned to special education teachers. The state board, in consultation with the departments of health and human services, may adopt emergency rules and shall adopt permanent rules for instruction and services for children ~~from~~ *under* age ~~three to~~ five and their families. A developmental achievement center contracting with a school district to provide special instruction and services is eligible for variance from rules relating to personnel licensure. The licensure variance for a developmental achievement center shall be granted according to the same procedures and criteria used for granting a variance to a school district. The state board shall, according to section 14.05, subdivision 4, notify a district applying for a variance from the rules within 45 calendar days of receiving the request whether the request for the variance has been granted or denied. If a request is denied, the board shall specify the program standards used to evaluate the request and the reasons for denying the request.

Sec. 5. Minnesota Statutes 1985 Supplement, section 120.17, subdivision 3a, is amended to read:

Subd. 3a. [SCHOOL DISTRICT OBLIGATIONS.] Every district shall ensure that:

(a) all handicapped children are provided the special instruction and services which are appropriate to their needs;

(b) handicapped children ~~from~~ *under* age ~~three to~~ five and their families are provided special instruction and services appropriate to the child's level of functioning and needs;

(c) handicapped children and their parents or guardians are guaranteed procedural safeguards and the right to participate in decisions involving identification, assessment and educational placement of handicapped children;

(d) to the maximum extent appropriate, handicapped children, including those in public or private institutions or other care facilities, are educated with children who are not handicapped, and that special classes, separate schooling, or other removal of handicapped children from the regular educational environment occurs only when and to the extent that the nature or severity of the handicap is such that education in regular classes with the use

of supplementary services cannot be achieved satisfactorily;

(e) in accordance with recognized professional standards, testing and evaluation materials and procedures utilized for the purposes of classification and placement of handicapped children are selected and administered so as not to be racially or culturally discriminatory; and

(f) the rights of the child are protected when the parents or guardians are not known or not available, or the child is a ward of the state.

Sec. 6. Minnesota Statutes 1985 Supplement, section 120.17, subdivision 12, is amended to read:

Subd. 12. [INTERAGENCY EARLY LEARNING COMMITTEE.] A district, group of districts, or special education cooperative, in cooperation with the county or counties in which the district or cooperative is located, shall establish an interagency early learning committee for handicapped children under age five and their families. Members of the committee shall be representatives of local and regional health, education, *including representatives of early childhood family education programs*, and county human service agencies; developmental achievement centers; current service providers; parents of young handicapped children; and other private or public agencies as appropriate. The committee shall elect a chair from among its members and shall meet regularly. The committee shall perform the following ongoing duties:

(1) identify current services and funding being provided within the community for handicapped children under the age of five and their families;

(2) establish and evaluate the identification, referral, and community learning systems to recommend, where necessary, alterations and improvements;

(3) facilitate the development of interagency individual education plans when necessary to appropriately serve handicapped children under the age of five and their families;

(4) *implement a process for assuring that services to handicapped children under age five involve the cooperating agencies at all steps leading to individualized programming;*

(5) review and comment on the early learning section of the total special education system for the district; ~~and~~

~~(5) review and comment on the funding sources that currently exist for the services being provided to handicapped children under the age of five and their families in the area~~

(6) review the funding sources that currently exist for services being provided, reduce duplication of services and related costs and promote a coordinated comprehensive service delivery system in each community;

(7) evaluate costs and services provided by a school district, developmental achievement center, and other service providers, and develop recommendations for contracting based on cost effectiveness and appropriateness; and

(8) develop a transition plan if a service provider is not recommended to

continue to provide services.

The departments of education, health, and human services are encouraged to provide assistance to the local agencies in developing cooperative plans for providing services.

Sec. 7. Minnesota Statutes 1985 Supplement, section 120.17, subdivision 13, is amended to read:

Subd. 13. [MAINTENANCE OF EFFORT.] For fiscal year 1986 the departments of education, health, and human services shall not reduce the level of funding for services for handicapped children under age five and their families below the level of funding provided in fiscal year 1985. For the period from July 1, 1985 to June 30, 1986 a local or regional health or human services agency or county board currently providing services to handicapped children under age five and their families through a developmental achievement center or other delivery system shall not decrease the level of services or the dollar amount provided for the services below the level of services or the dollar amount provided by it for the period from July 1, 1984 to June 30, 1985. For the 1985-1986 school year a school district currently providing services to handicapped children under age five and their families shall not decrease the level of services or the expenditure level below the level of services or the dollar amount provided by it in the 1984-1985 school year.

Beginning ~~with the period from~~ July 1, 1986 ~~to June 30, 1987~~, a local or regional health or human services agency or county board shall not decrease the level of services or the dollar amount provided for those services below the level of services or the dollar amount provided by it for the period from July 1, 1984 to June 30, 1985 unless the county and school district have entered into an agreement for continued funding of services to handicapped children and their families and a copy of the agreement has been filed with the departments of education, health, and human services. This prohibition applies to all funding levels regardless of the source.

From July 1, 1986 until the county and school district have entered into an agreement, local and regional health and human services agencies, county boards, school districts, and the departments of education, health, and human services shall increase the level of services and the dollar amount provided for those services at least in proportion to the increase in the number of handicapped children under age five and their families who are served.

If a school district enters into an agreement with a county board according to this subdivision and if the district contracts with a service provider that is funded by a county board on the effective date of this act, the county board, for two years after the agreement, shall maintain at least the same level of services and dollar amount provided by the county board from July 1, 1984, to June 30, 1985, for services for handicapped children under the age of five and their families.

From July 1, 1986, until two years after an agreement between the county and a school district, the county board's payment may be reduced if and to the extent that state payments for programs related to handicapped children under the age of five and their families are reduced.

If a local, regional, or state health or human services agency or county

board is authorized to charge a fee or other charges for services to handicapped children under the age of five and their families, it may annually increase the fee or other charges over the amount charged during the previous year only by the rate of the increase in the revised consumer price index for the Minneapolis-St. Paul metropolitan area prepared by the United States department of labor.

This subdivision applies only to services that are special instruction and services, within the meaning of this section, and that reasonably would be the responsibility of a school district.

Sec. 8. Minnesota Statutes 1984, section 120.17, is amended by adding a subdivision to read:

Subd. 14. [DISTRICT PLAN FOR CHILDREN UNDER AGE FIVE.] *Every district's total special education services plan shall include a plan for the delivery of special instruction and services to handicapped children under age five in accordance with applicable rules of the state board. This plan shall be developed only after receiving the report and recommendations of the interagency early learning committee, as specified in subdivision 12. The district's plan shall document the findings and recommendations of the committee. The plan shall include procedures for:*

(1) processing of all referrals for special instruction and services for handicapped children under the age of five;

(2) assuring that formal and informal assessments are given by appropriate personnel trained in the area of the suspected handicap;

(3) assuring that special instruction and services are available to all eligible handicapped children under age five and their families; and

(4) assuring that, where county funding has existed in the past for handicapped children under the age of five and their families, a county and school district collaborative funding program will be considered.

Sec. 9. Minnesota Statutes 1984, section 121.496, is amended to read:

121.496 [STATE DEPARTMENT OF EDUCATION ~~TO FURNISH LIST OF BOOKS~~ *LIBRARY AND INFORMATION SERVICES DUTIES.*]

Subdivision 1. [BOOKLISTS.] The state department of education shall from time to time prepare and amend a list of books suitable for school libraries, including dictionaries and other books of reference, histories and works of biography, literature, political economy, agriculture, travel, and science.

Subd. 2. [PROVIDING OTHER INFORMATION.] *The department may provide library information services it considers appropriate and necessary to any state agency, governmental unit, nonprofit organization, or private entity. The department may collect reasonable fees not to exceed its actual costs for providing the information services. The department may also accept money from any public or private source to defray the cost of providing the information services.*

Subd. 3. [OPEN APPROPRIATION.] *The fees charged and money accepted by the department under subdivision 2 shall be deposited in the state treasury and credited to a special account. Money in the account is*

appropriated to the department to defray the costs of providing the information services.

Sec. 10. [121.508] [CENTERS FOR LEARNING OPPORTUNITIES.]

Subdivision 1. [LEGISLATIVE FINDINGS AND PURPOSE.] *The legislature finds that there is a need to improve and strengthen educational opportunities for unique pupils who have not experienced success in traditional high school programs. A coordinated approach by various public and private agencies and organizations can develop programs to meet pupil needs. The legislature intends to assist all school districts in the state by demonstrating various ways to cooperatively serve the unique needs of all pupils.*

Subd. 2. [EXEMPLARY PROGRAMS.] *The state board of education shall select five exemplary programs that serve pupils who have not experienced success in traditional school programs. These programs shall be designated as centers for learning opportunities.*

Subd. 3. [SELECTION FACTORS.] *The state board shall base selection of exemplary programs on one or more of the following factors when it reviews program applications:*

(a) The program uses formal partnerships with business, industry, community organizations, and other agencies to provide support and learning opportunities for pupils in the program.

(b) The program is supported by private foundations and agencies without restrictions.

(c) The program serves adults who do not have a high school diploma, or the equivalent, as well as secondary school pupils.

(d) The program is sponsored by school districts, agencies supported by state and federal funds, local private industry councils, and special demonstrations under the job training partnership act.

(e) The program has been developed with the involvement of cooperating school districts and regional educational organizations such as educational cooperative service units, receives funding from interdistrict cooperation revenues, and exhibits cooperative sharing of facilities, staff, and other resources.

(f) The school board and appropriate exclusive representatives have negotiated agreements to modify certain unrequested leave of absence provisions, to use guest or special expert instructors, and to receive assistance from employees of noneducational agencies. The state board of education and the board of teaching have granted, to the extent necessary, variances for programs and personnel according to their rules and procedures.

(g) The program uses opportunities available under the post-secondary enrollment options act to provide appropriate post-secondary education for pupils with assessed needs.

(h) The school districts with pupils participating in the program have entered into agreements allowing foundation revenue to follow participating pupils.

Subd. 4. [PROGRAM LOCATION.] *No more than two programs may be*

located in the seven-county metropolitan area.

Subd. 5. [TIMING.] *The state board shall determine its criteria for selection by August 1, 1986. Applications may be made until January 1, 1987. Final selection shall be made by March 1, 1987.*

Subd. 6. [ADDITIONAL FUNDING.] *A center for learning opportunities may use money and services received from foundations, private organizations, and state and federal programs.*

Subd. 7. [DISSEMINATION.] *All programs that are selected must conduct state and regional workshops to promote the awareness of unique pupil needs and to assist districts in developing alternative ways to meet the needs.*

Sec. 11. Minnesota Statutes 1984, section 121.612, subdivision 5, is amended to read:

Subd. 5. [REPORT.] By February ~~1, 1984, and February 1, 1985~~ *of each year*, the board of directors of the foundation shall report to the education committees of the legislature ~~on~~ *about* the progress of its activities ~~made pursuant to the provisions of this section~~.

Sec. 12. Minnesota Statutes 1984, section 121.612, is amended by adding a subdivision to read:

Subd. 6. [CONTRACTS.] *The board of directors may contract for professional, consulting, technical, or clerical services.*

Sec. 13. Minnesota Statutes 1984, section 121.612, is amended by adding a subdivision to read:

Subd. 7. [REVENUE.] *State or private money received by the foundation must be deposited in the state treasury and credited to a special account for the foundation. The foundation has sole authority to spend its money and may make reasonable expenditures to carry out the functions of the foundation. A portion of the annual amount appropriated for the foundation may be used by the board of directors for an expense allowance. The amount of and procedures for the expense allowance are as provided in section 15A.081, subdivision 8. The foundation may carry forward any unexpended balance from the first year of the biennium to the second year.*

Sec. 14. Minnesota Statutes 1985 Supplement, section 121.882, subdivision 2, is amended to read:

Subd. 2. [PROGRAM CHARACTERISTICS.] Early childhood family education programs are programs for children in the period of life from birth to kindergarten, for the parents of such children, and for expectant parents. *Principals shall have a major leadership role in developing these programs.* The programs may include the following:

(1) programs to educate parents about the physical, mental, and emotional development of children;

(2) programs to enhance the skills of parents in providing for their children's learning and development;

(3) learning experiences for children and parents;

(4) activities designed to detect children's physical, mental, emotional, or

behavioral problems that may cause learning problems;

(5) educational materials which may be borrowed for home use;

(6) information on related community resources; or

(7) other programs or activities.

The programs shall not include activities for children that do not require substantial involvement of the children's parents. The programs shall be reviewed periodically to assure the instruction and materials are not racially, culturally, or sexually biased. The programs shall encourage parents to be aware of practices that may affect equitable development of children.

Sec. 15. Minnesota Statutes 1984, section 122.535, subdivision 2, is amended to read:

Subd. 2. [AGREEMENT.] The school board may enter into one or more agreements providing for instruction of its secondary pupils in one or more districts. The agreement shall be effective on July 1 and shall be for a specified or indefinite number of years. The agreement shall set forth the obligations of transportation, the tuition to be paid to the providing district, and all additional charges and fees to be paid to the providing district. The amount of tuition shall not be subject to the provisions of section 124.18, subdivision 2. The agreement may provide for negotiation of a plan for the assignment or employment in a providing district ~~as an exchange teacher according to section 125.13,~~ or placement on unrequested leave of absence of teachers whose positions are discontinued as a result of the agreement. *When no plan has been negotiated, a providing district that is filling a position resulting from implementation during the first 12 months of implementation of the agreement shall first offer the position to an available teacher. If no available teacher accepts the position, the board may fill the position with another teacher. For purposes of this subdivision, "available teacher" means a teacher who (1) is currently employed by a district that has entered into an agreement under this section, (2) was placed on unrequested leave of absence according to section 125.12 by a district that has entered into an agreement under this section not more than one year before implementation of the agreement, and (3) has been notified of being placed on unrequested leave of absence according to section 125.12 by a district that has entered into an agreement under this section.* "Teacher" has the meaning given it in section 125.12, subdivision 1.

Sec. 16. Minnesota Statutes 1984, section 123.39, subdivision 4, is amended to read:

Subd. 4. [ATTENDING OTHER DISTRICTS; TUITION PAID.] The board may provide for ~~the~~ instruction of any resident pupil in another district when inadequate room, distance to school, unfavorable road conditions, or other facts or conditions make attendance in his own district unreasonably difficult or impractical~~, in which case such~~. *The* district *of residence* shall pay to the district ~~so attended~~ *of attendance* the *amount of* tuition agreed upon or charged, pursuant to section 124.18, subdivision 2, and may provide transportation~~; provided, that such~~. *The* pupil shall continue to be a pupil of the district of his residence for ~~the~~ payment of apportionment and other state aids. *The board and the exclusive representative may negotiate a plan for assigning or employing teachers, as an exchange teacher according to sec-*

tion 125.13, in the district of attendance or for placing teachers on unrequested leave of absence if their positions are discontinued as a result of pupils attending nonresident districts under this subdivision. If no plan is negotiated, a board filling a teaching position resulting from an agreement under this subdivision shall first offer the position to an available teacher. If no available teacher accepts the position, the board may fill the position with another teacher. For purposes of this subdivision, "available teacher" means a teacher (1) who is currently employed by the district of residence, and (2) as a result of an agreement under this subdivision, is on or has been notified of being placed on unrequested leave of absence according to section 125.12.

Sec. 17. [123.59] [EDUCATION DISTRICTS.]

Subdivision 1. [PURPOSE.] *The purpose of an education district is to increase options for learning and access to educational opportunities by facilitating cooperation and coordination among school districts and between school districts and post-secondary institutions.*

Subd. 2. [CRITERIA.] *An education district may be formed by a group of school districts that, at the time of formation, meets one of the following criteria:*

(1) two or more districts with a combined total enrollment of more than 20,000 pupils in average daily membership; or

(2) a group of districts that has at least 5,000 pupils in average daily membership or at least five districts and, in either case, has cooperated for at least one school year under sections 122.541, 123.351, 471.59, or other formal agreements recognized by the department of education; or

(3) a group of districts that has at least 10,000 pupils in average daily membership or at least ten districts or 7,500 square miles and, in any case, has an agreement to cooperatively provide educational services.

Subd. 3. [EDUCATION DISTRICT BOARD.] *Based on needs of member districts, an education district board shall coordinate the programs and services of the education district. The board shall consist of one representative appointed by the school board of each district forming the education district, except that the boards of the districts forming the education district may designate a board already established under sections 123.33, 123.351, 123.51, 123.58, chapter 136D, or section 471.59 to be the education district board. The board shall select its officers from among its members and shall specify the terms of officers.*

Subd. 4. [JOINDER AND WITHDRAWAL.] *A process for additional districts to join the education district and for districts to withdraw from the education district shall be determined at the time of the education district formation.*

Subd. 5. [DUTIES AND POWERS OF THE EDUCATION DISTRICT BOARD.] *(a) The education district board shall develop and maintain a plan as specified in subdivision 7 for delivering educational services needed in the education district.*

(b) The board may employ teachers and other staff as necessary to provide and support the programs and services of the education district. The board

may discharge teachers according to section 125.12. Education district staff shall participate in retirement programs and may participate in any other programs available to school district staff.

(c) The board may enter into contracts with school districts and other public and private agencies to provide services needed in the education district.

(d) The board shall be governed, unless otherwise provided, by laws applicable to independent school districts.

(e) The board shall submit a report each year about the activities of the education district to member districts on a date agreed to by the districts and by October 1 to the state board of education.

(f) The board is encouraged to publish and make available information about education district programs to the residents of an education district.

Subd. 6. [ADVISORY COUNCIL.] *An advisory council, consisting of representatives from the program areas covered by the education district plan, shall be appointed by the education district board.*

Subd. 7. [EDUCATION DISTRICT PLAN.] *An education district board shall develop a comprehensive plan for continuous learning. The plan must address methods to improve the educational opportunities available in the education district.*

The plan must be submitted for review to all educational cooperative service units serving the area in which the school districts forming the education district are located. After review by the ECSU, the plan must be submitted to the state board of education for its review and comment. The education district board shall review the plan annually and make appropriate changes.

Subd. 8. [MANDATORY PLAN COMPONENTS.] *The education district plan must provide for the following:*

(1) coordination of member district and education district programs for handicapped pupils, gifted and talented pupils, secondary vocational education, improved learning, community education, early childhood family education, and low incidence programs;

(2) research, planning and development functions, such as educational effectiveness programs, within the education district; and

(3) methods to meet needs for pupil health services and library services for professional staff within the educational district.

Subd. 9. [OPTIONAL PLAN COMPONENTS.] *The education district plan may also include the following:*

(1) methods for secondary pupils to enroll in courses in other school districts and in post-secondary institutions;

(2) methods for sharing administrative support and management services;

(3) professional development programs, including implementation of excellence in teaching and curriculum programs according to sections 126.70 to 126.72;

(4) programs that use learning time available during the summer; or

(5) use of technology to deliver education programs and provide management assistance.

Subd. 10. [ATTENDANCE IN OTHER DISTRICTS.] *An education district board may provide for a pupil who is a resident of a member district to attend programs or courses offered by another district that is a member of the education district. A pupil and parent shall consult with a career teacher, counselor, or principal about attending the nonresident district. The board may develop procedures to reimburse a district for the cost of providing instruction to a nonresident pupil or the board may follow section 124.18, subdivision 2. The resident district shall count its resident pupils attending programs or courses in another district for the purpose of state aid and levy limitations. A resident district may provide transportation and receive transportation aid for its resident pupils attending programs or courses in another district.*

Subd. 11. [ATTENDANCE AT POST-SECONDARY INSTITUTIONS.] *An education district board may provide for a secondary pupil who is a resident of a member district to enroll in courses offered by or in conjunction with post-secondary institutions. A pupil and parent shall consult with a career teacher, counselor, or principal about attending post-secondary courses. Credit shall be determined according to sections 123.3512 and 123.3513. Reimbursement for instruction offered by the post-secondary institution may be determined according to an agreement between the post-secondary institution and the education district board. A resident and nonresident district may provide transportation on a regular school bus route for any pupil enrolled in a course offered by a post-secondary institution. This subdivision does not prevent a pupil from attending a post-secondary institution under section 123.3514.*

Subd. 12. [FILLING TEACHING POSITIONS.] *When an education district board or a school board of a district that is a member of the education district is filling a position resulting from implementation of the education district plan, the board shall first offer the position, as an exchange teacher according to section 125.13, to an available teacher. If no available teacher accepts the position, the board may fill the position with another teacher. For purposes of this subdivision, "available teacher" means a teacher who (1) is currently employed by a district that is a member of an education district, (2) was placed on unrequested leave of absence according to section 125.12 or 125.17 not more than one year before the formation of the education district by a district that is a member of the education district, (3) was placed on unrequested leave of absence according to section 125.12 or 125.17 after the formation of the education district by a district that is a member of the education district, or (4) has been notified of being placed on unrequested leave of absence according to section 125.12 or 125.17 by a district that is a member of an education district. "Teacher" has the meaning given it in section 125.12, subdivision 1.*

Subd. 13. [EDUCATIONAL COOPERATIVE SERVICE UNITS.] *If requested, educational cooperative service units shall provide assistance to districts in establishing education districts. The assistance may include determination of appropriate boundaries of the education district and devel-*

opment of the comprehensive plan for learning. The educational cooperative service units may provide any other services requested by the education district.

Subd. 14. [REPORT TO LEGISLATURE.] *By January 15 of each year the state board of education shall report to the education committees of the legislature about the education districts that are established and the programs offered.*

Sec. 18. Minnesota Statutes 1984, section 123.741, subdivision 1, is amended to read:

Subdivision 1. ~~The~~ *Each* school board ~~of each school district in the state~~ shall adopt a written planning, evaluation, and reporting policy ~~which~~ *that* establishes*: (1)* instructional goals and measurable learner objectives for the district~~,~~*; (2)* a process for achieving these goals~~,~~ *that assures consistency between the goals and the learner expectations; (3) a process to provide pupils with guidance in educational planning;* and *(4)* procedures for evaluating and reporting progress toward the goals. These goals shall include meeting the curriculum requirements adopted by the state board of education. The school board shall review this policy each year and identify annual instructional goals and measurable learner objectives to be addressed during the current school year. School boards are encouraged to develop this ~~school district~~ policy and any revisions after consultation with the staff of each school building. In formulating the policy, the school board ~~of a district~~ is encouraged to consider: (a) the number of dropouts of school age in the district and the reasons for the dropouts; (b) existing programs within the district for dropouts and potential dropouts and (c) program needs of dropouts and potential dropouts.

Sec. 19. Minnesota Statutes 1985 Supplement, section 123.741, subdivision 6, is amended to read:

Subd. 6. [REPORT.] By ~~September~~ *October* 1 of each *even-numbered* year, the school board shall adopt a report which shall include the following:

(a) annual instructional goals which were addressed for that year in the planning, evaluation, and reporting process;

(b) appropriate evaluation of the annual instructional goals;

(c) the results of the professional staff evaluation including local assessment data obtained pursuant to section 123.742, subdivision 2, and any additional appropriate test data;

(d) the results of the consumer evaluation;

(e) the annual school district improvement plans; and

(f) a plan for implementing an assurance of mastery program.

Every other year the report shall include an evaluation of the assessment programs pursuant to subdivision 7.

The school board shall disseminate the report to all residents of the district by publication in the local newspaper with the largest circulation in the district, by newsletter, or through the United States postal service. The report shall be on file and available for inspection by the public. A copy of the report

which is disseminated to the community shall be sent to the commissioner of education by ~~September~~ *October* 1 of each *even-numbered* year. The school board shall provide a copy of the commissioner's response to the report to the curriculum advisory committee. All activities and reports pursuant to this section shall comply with chapter 13, and any other law governing data on individuals in school districts.

Sec. 20. Minnesota Statutes 1985 Supplement, section 123.742, subdivision 1a, is amended to read:

Subd. 1a. [STATE CURRICULUM ADVISORY COMMITTEE; LEGISLATIVE REPORT.] The commissioner shall appoint an 11-member state curriculum advisory committee to advise the state board and the department on the planning, evaluation, and reporting process. The committee shall consist of nine members, one appointed from each educational cooperative service unit, and two at-large members. The committee shall include representation from the state board of education, parents, teachers, administrators, and school board members. Each member shall be a present or past member of a school district curriculum advisory committee. The committee shall provide information and recommendations on at least the following:

(1) department procedures for approving reports and disseminating information;

(2) exemplary planning, evaluation, and reporting processes; and

(3) recommendations for improving the planning, evaluation, and reporting process.

By ~~January~~ *February* 1 of each year, the commissioner shall prepare a report for the education committees of the legislature on the planning, evaluation, and reporting program, which shall include the recommendations of the state curriculum advisory committee.

Sec. 21. Minnesota Statutes 1985 Supplement, section 124.223, is amended to read:

124.223 [TRANSPORTATION AID AUTHORIZATION.]

School transportation and related services for which state transportation aid is authorized are:

(1) [TO AND FROM SCHOOL; BETWEEN SCHOOLS.] Transportation or board of resident elementary pupils who reside one mile or more from the public schools which they could attend; transportation or board of resident secondary pupils who reside two miles or more from the public schools which they could attend *or from the public school they actually attend for academic reasons, if approved by the commissioner*; transportation to, from, or between the schools the resident pupils attend pursuant to a program approved by the commissioner of education; transportation of resident elementary pupils who reside one mile or more from a nonpublic school actually attended; transportation of resident secondary pupils who reside two miles or more from a nonpublic school actually attended; but with respect to transportation of pupils to nonpublic schools actually attended, only to the extent permitted by sections 123.76 to 123.79;

(2) [OUTSIDE DISTRICT.] Transportation to and from or board and

lodging in another district, of resident pupils of a district without a secondary school; the pupils may attend a classified secondary school in another district and shall receive board and lodging in or transportation to and from a district having a classified secondary school at the expense of the district of the pupil's residence;

(3) [SECONDARY VOCATIONAL CENTERS.] Transportation to and from a state board approved secondary vocational center for secondary vocational classes for resident pupils of any of the districts who are members of or participating in programs at that center;

(4) [HANDICAPPED.] Transportation or board and lodging of a handicapped pupil when that pupil cannot be transported on a regular school bus, the conveying of handicapped pupils between home and school and within the school plant, necessary transportation of handicapped pupils from home or from school to other buildings, including centers such as developmental achievement centers, hospitals and treatment centers where special instruction or services required by section 120.17 are provided, within or outside the district where services are provided, and necessary transportation for resident handicapped pupils required by section 120.17, subdivision 4a. Transportation of handicapped pupils between home and school shall not be subject to the requirement in clause (1) that elementary pupils reside at least one mile from school and secondary pupils reside at least two miles from school in order for the transportation to qualify for aid;

(5) [BOARD AND LODGING; NONRESIDENT HANDICAPPED.] When necessary, board and lodging for nonresident handicapped pupils in a district maintaining special classes;

(6) [SHARED TIME.] Transportation from one educational facility to another within the district for resident pupils enrolled on a shared time basis in educational programs approved by the commissioner of education, and necessary transportation required by section 120.17, subdivision 9 for resident handicapped pupils who are provided special instruction and services on a shared time basis;

(7) [FARIBAULT STATE SCHOOLS.] Transportation for residents to and from the Minnesota school for the deaf or the Minnesota braille and sight-saving school;

(8) [SUMMER INSTRUCTIONAL PROGRAMS.] Services described in clauses (1) to (7) and (9) and (10) when provided in conjunction with a summer program eligible for aid and levy under sections 124A.03 and 124A.033;

(9) [COOPERATIVE ACADEMIC AND VOCATIONAL.] Transportation to, from or between educational facilities located in any of two or more school districts jointly offering academic classes approved by the commissioner or secondary vocational classes not provided at a secondary vocational center which are approved by the commissioner for resident pupils of any of these districts; ~~and~~

(10) [NONPUBLIC SUPPORT SERVICES.] Necessary transportation within district boundaries between a nonpublic school and a public school or a neutral site for nonpublic school pupils who are provided pupil support services pursuant to section 123.935; *and*

(11) [COMMISSIONER APPROVAL.] *The commissioner of education is encouraged to approve attendance at a public school for academic reasons rather than extracurricular reasons when the public school is not the school the pupils could attend.*

Sec. 22. [124.261] [ADULT LITERACY PROGRAM.]

Subdivision 1. [PURPOSE OF THE PROGRAM.] *To provide adults who are without the fundamental skills needed to be self-sufficient, to participate fully in society, to improve learning, and to improve the quality of life, state aid shall be paid. Adult literacy programs are designed for motivated adults to achieve education above the minimum levels. A district with a program approved by the commissioner of education may levy and receive aid according to this section. Reasonable fees may be charged to participate in the program.*

Subd. 2. [ADDITIONAL FUNDING.] *Money from public or private organizations may be used by a district to supplement the revenue available under this section.*

Subd. 3. [LIMITATION.] *A district may receive revenue under this section or section 124.26 but not both.*

Subd. 4. [MAXIMUM REVENUE.] *The maximum revenue a district may receive under this section is an amount equal to the product of .002 times the foundation aid formula allowance for the current school year, multiplied by the population of the district. The district population, for the purposes of this section, is as provided in section 275.14 or as certified by the commissioner of education from the most recent federal census if that is requested by the district.*

Subd. 5. [AID.] *If a district levies for its adult literacy program according to section 44, it shall receive adult literacy aid equal to:*

(1) the difference between the maximum revenue, as set forth in subdivision 4, and the permitted levy attributable to the same school year, times

(2) the ratio of the district's actual levy to its permitted levy attributable to the same school year.

Subd. 6. [USE OF REVENUE.] *Adult literacy revenue shall be used only for adult literacy programs.*

Sec. 23. Minnesota Statutes 1984, section 124.272, subdivision 1, is amended to read:

Subdivision 1. [LIMITATION.] This section shall not apply to ~~Special School District No. 1, Independent School Districts Nos. 11, 625, and 709, or to~~ school districts which are members of Intermediate School Districts Nos. 287, 916, and 917. *Special school district No. 1 and independent school districts Nos. 11, 625, and 709 shall be eligible only if they are implementing an education district plan according to section 15.*

Sec. 24. Minnesota Statutes 1984, section 124.272, subdivision 2, is amended to read:

Subd. 2. [ELIGIBLE DISTRICTS.] A district shall be eligible for interdistrict cooperation aid if it has entered into a cooperation agreement and if it

has a cooperation plan approved by the commissioner of education *or if it is implementing an education district plan according to section 17.*

Sec. 25. Minnesota Statutes 1985 Supplement, section 124.272, subdivision 3, is amended to read:

Subd. 3. [COOPERATION PLAN.] To receive aid or to levy pursuant to section 275.125, subdivision 8a a district shall submit to the commissioner of education an application for aid by August 15. The application shall *certify that the district intends to implement an education district plan according to section 17 or* contain the following:

(a) a three-year plan to improve the district curriculum, which gives priority to offering of any of the following: a three-year mathematics sequence in grades 10 to 12, a three-year science sequence in grades 10 to 12, a two-year foreign language sequence, elementary and secondary courses in computer usage, or other programs recommended by the state board;

(b) an assurance that the proposed curriculum in clause (a) has been developed in conjunction with the planning, evaluation, and reporting process of section 123.741;

(c) a copy of the cooperation agreement;

(d) a description of the proposed increase in curriculum offerings resulting from the agreement;

(e) the estimated instructional cost of the cooperation plan for the following fiscal year;

(f) the attributable administrative cost, that may not exceed five percent of the instructional costs, of the cooperation plan for the following fiscal year; and

(g) other information required by the commissioner.

Sec. 26. Minnesota Statutes 1984, section 124.272, subdivision 4, is amended to read:

Subd. 4. [DEFINITION.] (a) A district's "interdistrict cooperation revenue" shall equal the lesser of:

(1) $50 times the actual pupil units for that school year;

(2) the estimated cost to the district of the interdistrict cooperation program for the school year to which the levy is attributable; or

(3) $50,000.

Beginning in the 1987-1988 school year, the interdistrict cooperation revenue for a district that has entered into an education district may be increased by the lesser of $25 times the actual pupil units for that school year or $25,000.

(b) A district's "interdistrict cooperation levy limitation" means its levy limitation computed according to section 275.125, subdivision 8a.

Sec. 27. Minnesota Statutes 1984, section 124.272, is amended by adding a subdivision to read:

Subd. 4a. [LIMITATION ON USE OF REVENUE.] *The proceeds of the*

interdistrict cooperation revenue may only be used to pay for instructional costs and administrative costs, that may not exceed five percent of the instructional costs, incurred in providing the program offerings resulting from the cooperation plan. However, the five percent limitation on administrative costs does not apply to the increased revenue for a district that has entered into an education district.

Sec. 28. Minnesota Statutes 1984, section 124A.03, subdivision 2, is amended to read:

Subd. 2. [REFERENDUM LEVY.] (1) The levy authorized by subdivision 1 may be increased in any amount which is approved by the voters of the district at a referendum called for the purpose. The referendum may be called by the school board or shall be called by the school board upon written petition of qualified voters of the district. The referendum shall be held on a date set by the school board. Only two elections may be held to approve a levy increase which will commence in a specific school year. The ballot shall state the maximum amount of the increased levy in mills, the amount that will be raised by that millage in the first year it is to be levied, and that the millage shall be used to finance school operations. The ballot may designate a specific number of years for which the referendum authorization shall apply. The ballot may contain a textual portion with the information required in this subdivision and a question stating substantially the following:

"Shall the increase in the levy proposed by (petition to) the board of _____, School District No. _____, be approved?"

If approved, the amount provided by the approved millage applied to each year's taxable valuation shall be authorized for certification for the number of years approved, if applicable, or until revoked or reduced by the voters of the district at a subsequent referendum.

(2) A referendum on the question of revoking or reducing the increased levy amount authorized pursuant to clause (1) of this subdivision may be called by the school board and shall be called by the school board upon the written petition of qualified voters of the district. A levy approved by the voters of the district pursuant to clause (1) of this subdivision must be made at least once before it is subject to a referendum on its revocation or reduction for subsequent years. Only one such revocation or reduction election may be held to revoke or reduce a levy for any specific year and for years thereafter.

(3) A petition authorized by clause (1) shall be effective if signed by a number of qualified voters in excess of 15 percent, or ten percent if the school board election is held in conjunction with a general election, of the average number of voters at the two most recent district wide school elections. A referendum invoked by petition shall be held within three months of submission of the petition to the school board.

(4) A petition authorized by clause (2) shall be effective if signed by a number of qualified voters in excess of five percent of the residents of the school district as determined by the most recent census. *In a district that has held an election to reduce or revoke a specific levy authority, any petition for a later election to reduce or revoke that authority is effective only if signed by a number of qualified voters in excess of ten percent of the residents of the school district as determined by the most recent census.* A revocation or

reduction referendum invoked by petition shall be held within three months of submission of the petition to the school board.

(5) Notwithstanding any law to the contrary, the approval of 50 percent plus one of those voting on the question is required to pass a referendum.

(6) Within 30 days after the district holds a referendum pursuant to this clause, the district shall notify the commissioner of education of the results of the referendum.

Sec. 29. Minnesota Statutes 1984, section 124A.03, is amended by adding a subdivision to read:

Subd. 4a. [SUMMER EDUCATIONAL IMPROVEMENT LEVY.] *Each year a district may levy for summer educational improvement an amount equal to the following product:*

(a) the district's summer educational improvement revenue allowance, as defined in section 30, for the summer in the next calendar year, times

(b) the lesser of

(1) one, or

(2) the ratio of the quotient derived by dividing the adjusted assessed valuation of the district in the second preceding year by the total pupil units in the district in the current regular school year, to the equalizing factor for the current school year.

Sec. 30. Minnesota Statutes 1985 Supplement, section 124A.033, subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] For the purposes of computing foundation aid for summer programs and intersession classes of flexible school year programs, the following phrases shall have the meanings given them.

(1) "Summer program pupil units" means full-time equivalent pupil units, computed under section 124.17, for summer programs and intersession classes of flexible school year programs.

(2) "Summer program revenue allowance" means an amount equal to the product of the number of summer program pupil units in a district, times the foundation aid formula allowance as defined in section 124A.02 for the preceding regular school year.

(3) "Summer program aid" means aid for summer programs and intersession classes of flexible school year programs.

(4) "Summer educational improvement revenue allowance" means an amount equal to the product of 0.005 times the number of actual pupil units in the preceding school year, times the formula allowance for the preceding school year.

Sec. 31. Minnesota Statutes 1984, section 124A.033, is amended by adding a subdivision to read:

Subd. 6. [SUMMER EDUCATIONAL IMPROVEMENT AID.] *Summer educational improvement aid for each summer shall be paid in the fiscal year during which the summer ends. For the summer of 1987 and each summer thereafter, a district shall receive summer educational improvement aid*

equal to:

(1) the difference between the district's summer educational improvement revenue allowance and the permitted levy, according to section 29, times

(2) the ratio of the district's actual levy to its permitted levy, certified in the calendar year prior to the summer.

Sec. 32. Minnesota Statutes 1984, section 124A.033, is amended by adding a subdivision to read:

Subd. 7. [USES OF AID AND LEVY.] *Summer educational improvement aid and levy may be used for expenditures during the summer for curriculum development, staff development, parent or community involvement, experimental educational delivery systems, and other measures designed for improved learning.*

Sec. 33. [125.033] [LICENSURE EXCEPTION.]

Notwithstanding any law to the contrary, a teacher holding at least one secondary license in English language arts, mathematics, social studies, developmental reading, or remedial reading may teach any of the listed subject areas even if not licensed during the time the teacher is teaching at a center for learning opportunities according to section 10.

Sec. 34. Minnesota Statutes 1984, section 125.05, subdivision 6, is amended to read:

Subd. 6. [LIMITED PROVISIONAL LICENSES.] The board of teaching ~~may~~ *shall* grant provisional licenses~~, which shall be~~ *that are* valid for two years~~,~~ in fields in which licenses were not issued previously or in fields in which a shortage of licensed teachers exists. A shortage ~~shall be defined as~~ *is* a lack of or an inadequate supply of licensed personnel within a ~~given~~ *particular* licensure area in a school district that has notified the board ~~of teaching~~ of the shortage and has applied to the board ~~of teaching~~ for provisional licenses for that district's licensed staff.

Sec. 35. Minnesota Statutes 1984, section 134.09, subdivision 1, is amended to read:

Subdivision 1. [APPOINTMENT.] When public library service is established, except in any city of the first class operating under a home rule charter, the mayor of the city with the approval of the council for a city library or the board of commissioners for a county library, shall appoint a board of five, seven or nine members from among the residents of the city or county. *If the city library is a branch or a member of a regional public library system, as defined in section 134.001, the mayor, with the approval of the city council, may appoint to the city library board, residents of the county, provided that the county is participating in the regional public library system and that the majority of the members of the city library board are residents of the city.* The number of members on the board shall be determined by resolution or ordinance adopted by the council or the board of commissioners. Not more than one council member or county commissioner shall at any time be a member of the library board. The appointments shall be made before the first meeting of the library board after the end of the fiscal year.

Sec. 36. Minnesota Statutes 1984, section 134.09, is amended by adding a

subdivision to read:

Subd. 1a. [EXCEPTION.] *The mayor, with the approval of the council, may appoint a resident of the area that is taxed to support a city library to the city library board.*

Sec. 37. Minnesota Statutes 1984, section 134.31, subdivision 2, is amended to read:

Subd. 2. The department of education shall give advice and instruction to the managers of any public library or to any governing body maintaining a library or empowered to do so by law upon any matter pertaining to the organization, maintenance, or administration of libraries. The department may also give advice and instruction, as requested, to ~~the managers of any library in a~~ post-secondary educational ~~institution~~ *institutions, state agencies, governmental units, nonprofit organizations, or private entities.* It shall assist, to the extent possible, in the establishment and organization of library service in those areas where adequate services do not exist, and may aid in improving previously established library services.

Sec. 38. Minnesota Statutes 1984, section 134.31, subdivision 3, is amended to read:

Subd. 3. The department may provide, for any library in the state, books, journals, audiovisual items, ~~reference~~ *information* services or resource materials it deems appropriate and necessary and shall encourage the sharing of library resources and the development of interlibrary cooperation.

Sec. 39. [135A.10] [CREDIT FOR ADVANCED PLACEMENT PROGRAM.]

Subdivision 1. [POLICY AND PROCEDURES TO AWARD CREDIT.] *The board of regents of the University of Minnesota, the state university board, and the state board for community colleges shall each develop a clear and uniform policy for its system for awarding post-secondary credit toward a degree for a student who earns an acceptable score on an advanced placement program examination. Each policy must include procedures to inform students and prospective students about credit award and procedures to assure implementation on each campus. The higher education coordinating board shall assist in developing the policy.*

Subd. 2. [DATA ABOUT CREDIT AWARD.] *Each year the University of Minnesota, state universities, and community colleges must provide the higher education coordinating board information and data about credit awarded for advanced placement program examinations.*

Sec. 40. Minnesota Statutes 1984, section 136D.27, is amended to read:

136D.27 [TAX LEVIES, CERTIFICATES OF INDEBTEDNESS.]

Each year the joint school board ~~may each year~~, for the purpose of paying any administrative, planning, operating, or capital expenses incurred or to be incurred ~~for area vocational technical schools~~, *may* certify to each participating school district ~~the tax levy specified in section 275.125, subdivision 13, clause (2). Additional~~ tax levies ~~may be certified~~ which shall not in any year exceed .6 mills on each dollar of adjusted assessed valuation for special education and .7 mills on each dollar of adjusted assessed valuation for

expenses for secondary vocational education. *However, if an intermediate district is implementing an education district plan according to section 17, the proceeds of these additional levies may be used for any expenses of implementation.* Each participating school district shall include such tax levies in the next tax roll which it shall certify to the county auditor or auditors, and shall remit the collections of such levies to the board promptly when received. Such levies shall not be included in computing the limitations upon the levy of any district under sections 124A.03, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, 124A.14, subdivision 5a, and 275.125. The board may, any time after such levies have been certified to the participating school districts, issue and sell certificates of indebtedness in anticipation of the collection of such levies, but in aggregate amounts such as will not exceed the portion of the levies which is then not collected and not delinquent.

Sec. 41. Minnesota Statutes 1984, section 136D.74, subdivision 2, is amended to read:

Subd. 2. [TAX LEVY.] The intermediate school board may in each year for the purpose of paying any administrative, planning, operating, or capital expenses incurred or to be incurred certify to each county auditor of each county in which said intermediate school district shall lie, as a single taxing district, ~~the tax levy specified in section 275.125, subdivision 13, clause (2). Additional~~ tax levies ~~may be certified~~ which shall not in any year exceed .6 mills on each dollar of adjusted assessed valuation for expenses for special education and .5 mills on each dollar of adjusted assessed valuation for expenses for secondary vocational education. *However, if an intermediate district is implementing an education district plan according to section 17, the proceeds of these additional levies may be used for any expenses of implementation.* Said annual tax levies shall be certified pursuant to section 124.02. Upon such certification the county auditor or auditors and other appropriate county officials shall levy and collect such levies and remit the proceeds of collection thereof to the intermediate school district as in the case with independent school districts. Such levies shall not be included in computing the limitations, if any, upon the levy of the intermediate district or any of the participating districts under sections 124A.03, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, 124A.14, subdivision 5a, and 275.125.

Sec. 42. Minnesota Statutes 1984, section 136D.87, is amended to read:

136D.87 [TAX LEVIES, CERTIFICATES OF INDEBTEDNESS.]

Each year the joint school board ~~may each year~~, for the purpose of paying any administrative, planning, operating, or capital expenses incurred or to be incurred ~~for area vocational technical schools~~, *may* certify to each participating school district ~~the tax levy specified in section 275.125, subdivision 13, clause (2). Additional~~ tax levies ~~may be certified~~ which shall not in any year exceed .6 mills on each dollar of adjusted assessed valuation for expenses for special education and .5 mills on each dollar of adjusted assessed valuation for expenses for secondary vocational education. *However, if an intermediate district is implementing an education district plan according to section 17, the proceeds of these additional levies may be used for any expenses of implementation.* Each participating school district shall

include such tax levies in the next tax roll which it shall certify to the county auditor or auditors, and shall remit the collections of such levies to the board promptly when received. Such levies shall not be included in computing the limitations upon the levy of any district under sections 124A.03, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, 124A.14, subdivision 5a, and 275.125. The board may, any time after such levies have been certified to the participating school districts, issue and sell certificates of indebtedness in anticipation of the collection of such levies, but in aggregate amounts such as will not exceed the portion of the levies which is then not collected and not delinquent.

Sec. 43. Minnesota Statutes 1985 Supplement, section 275.125, subdivision 8a, is amended to read:

Subd. 8a. [INTERDISTRICT COOPERATION LEVY.] Each year, a district which is eligible for aid pursuant to section 124.272, subdivision 2, may levy the amount of the estimated instructional and administrative costs of the interdistrict cooperation plan for the year to which the levy is attributable, but the levy shall not exceed the lesser of: (1) $50 times the actual pupil units for that school year; (2) $50,000; or (3) one mill times the adjusted assessed valuation of the district for the preceding year. ~~The proceeds of the levy may only be used to pay for instructional costs and administrative costs, that may not exceed five percent of the instructional costs, incurred in providing the program offerings resulting from the cooperation plan~~ *For a district that has entered into an education district, the levy may be increased by the lesser of $25 times the actual pupil units or $25,000. The total amount levied under this subdivision may not exceed one mill.*

Sec. 44. Minnesota Statutes 1984, section 275.125, is amended by adding a subdivision to read:

Subd. 8d. [ADULT LITERACY LEVY.] *A district may levy for its adult literacy program. The amount levied shall not exceed the lesser of:*

(1) .2 mill times the adjusted assessed valuation of the district for the year preceding the year the levy is certified; or

(2) the maximum revenue, as set forth in section 22, subdivision 4, for the year for which the levy is attributable.

Sec. 45. Minnesota Statutes 1984, section 298.24, subdivision 3, is amended to read:

Subd. 3. (a) A credit in the amount of not to exceed four cents per gross ton of taxable iron ore concentrate produced shall be allowed against the tax imposed by subdivision 1, with respect to the production of iron ore concentrate from taconite plants which, together with the lands upon which they are located and lands used in connection with the mining, quarrying and concentration of taconite and buildings, machinery, equipment and other fixtures used in the production of taconite, and notwithstanding the provisions of section 298.25, have by law been made subject to direct taxes for the payment of principal and interest on bonds issued by a school district or city.

(b) Notwithstanding clause (a), a credit of not to exceed seven cents shall be allowed a producer for the payment of taxes for bonds, and interest on them, issued by Independent School District 703, for which the producer's

property has been made subject to direct taxes.

(c) *Notwithstanding clause (a), a credit of not to exceed four cents shall be allowed a producer for the payment of taxes for bonds, and interest on them, issued by independent school district No. 701, for which the producer's property has been made subject to direct taxes.*

(d) The credit allowed in this subdivision shall be allowed against taxes payable in the calendar years following the issuance and sale of the bonds until the total credit allowed in all years equals the total liability of the producer for direct taxes for the payment of the bonds and interest. If necessary to equal the total liability of the producer, the credit may be taken in years after the years when the taxes for the bond principal and interest were paid.

The amount of credit allowable hereunder in any year with respect to production from any plant subjected to direct taxes shall not exceed the amount of the direct taxes levied in the prior year against the plant for the bonds and interest and the indebtedness secured thereby, except if the credit allowed does not equal the amount levied in the prior year, then the unused credits of prior years may be used for the deficiency.

Sec. 46. Minnesota Statutes 1984, section 465.72, is amended to read:

465.72 [SEVERANCE PAY.]

Subdivision 1. [GENERALLY.] Except as may otherwise be provided *in subdivision 2 and* in Laws 1959, Chapter 690, as amended, any county, city, township, school district or other governmental subdivision may pay severance pay to its employees and promulgate rules for the payment of severance pay to an employee who leaves employment on or before or subsequent to the normal retirement date. Severance pay shall also include the payment of accumulated vacation leave, accumulated sick leave or a combination thereof. The severance pay shall be excluded from retirement deductions and from any calculations in retirement benefits. It shall be paid in a manner mutually agreeable to the employee and employer over a period not to exceed five years from retirement or termination of employment. If a retired or terminated employee dies before all or a portion of the severance pay has been disbursed, that balance due shall be paid to a named beneficiary or, lacking same, to the deceased's estate. In no event shall severance pay provided for an employee leaving employment exceed an amount equivalent to one year of pay.

Subd. 2. [EXCEPTION TO LIMITATIONS.] *The provisions of subdivision 1 requiring that severance pay be paid over a period not to exceed five years from retirement or termination of employment and that severance pay not exceed an amount equivalent to one year of pay do not apply to severance pay to school district employees in the form of payment of accumulated sick leave that is used to make contributions on behalf of the employee or former employee toward premiums for group insurance policies provided by the school district.*

This subdivision applies only to payments made prior to July 1, 1986, and to payments made under contracts executed, ratified, and in effect on July 1, 1986. Any payments of severance pay made by school districts according to this subdivision before July 1, 1986, are validated.

Sec. 47. [SECONDARY VOCATIONAL RULE CHANGE.]

According to its authority in Minnesota Statutes, section 121.11, the state board of education shall amend Minnesota Rules, part 3505.5300, subpart 3, to allow two hours of preparation time to be eligible for secondary vocational aid when the vocational education teaching assignment is five instructional contact hours. Minnesota Statutes, sections 14.26 to 14.28, shall apply to this rule amendment. Other sections of chapter 14 shall not apply. Notwithstanding any law to the contrary, the rule shall be effective for aid paid for the 1985-1986 school year and thereafter.

Sec. 48. Laws 1985, First Special Session chapter 12, article 8, section 63, subdivision 2, is amended to read:

Subd. 2. [TEACHER EXAMINATIONS.] For duties related to teacher examinations there is appropriated:

$105,000_____1986,

$ 75,000_____1987.

$30,000 ~~of the fiscal year 1986 appropriation~~ is to evaluate teaching skills of beginning teachers and $75,000 each year is for development of teacher examinations. *Any unexpended balance of this appropriation for fiscal year 1986 shall not cancel but shall be available for fiscal year 1987.*

Sec. 49. Laws 1985, First Special Session chapter 12, article 8, section 62, subdivision 3, is amended to read:

Subd. 3. [ACADEMIC EXCELLENCE FOUNDATION.] For support of the academic excellence foundation according to Minnesota Statutes, section 121.612, there is appropriated:

$89,000_____1986,

$84,000_____1987.

$5,000 of the fiscal year 1986 appropriation shall be used for expenses related to the operation of the task force established in section 60, subdivision 1.

Any unexpended balance from the appropriation for the academic excellence foundation for fiscal year 1986 shall not cancel but shall be available until June 30, 1987."

After section 3 of the Pehler amendment, insert:

"Sec. 51. [AUTHORIZATION OF HIBBING BONDS AND TAX LEVIES.]

Subdivision 1. [AMOUNT; PROCEDURE.] *Independent school district No. 701, Hibbing, may issue bonds in an aggregate principal amount not exceeding $2,000,000, in addition to any bonds already issued or authorized, to finance the acquisition and betterment of school buildings and facilities. Except as permitted by this section, the bonds shall be authorized, sold, and issued in accordance with Minnesota Statutes, chapter 475, except that no election shall be required to authorize their issuance except as provided in subdivision 2, and the bonds shall not constitute net debt within the meaning of Minnesota Statutes, section 475.53.*

Subd. 2. [NOTICE; ELECTION.] *Prior to the issuance of the bonds, the*

school board shall publish in the official newspaper of the district a resolution authorizing their issuance, and if within ten days after such publication there is filed with the school district clerk a petition requesting an election on the proposition of issuing the bonds signed by qualified voters in number equal to ten percent of the number of qualified voters voting at the last general election in the district, the bonds shall not be issued unless and until such proposition has been approved by a majority of the votes cast thereon at a regular or special election.

Subd. 3. [LEVY.] *After the sale and before the delivery of any bonds under authority of this section, the school board shall, by resolution, levy upon all taxable property in the school district, a direct, general ad valorem tax for each year of the term of the bonds in amounts which, if collected in full and added to the minimum amounts required to be paid to the district under subdivision 7 are sufficient to pay when due the principal of and interest on the bonds. A copy of the resolution shall be filed and the taxes levied shall be collected as specified in Minnesota Statutes, section 475.61. A resolution of the board levying taxes for the payment of the bonds and interest on them as authorized by this section and pledging the proceeds of the levies for the payment of the bonds and interest on them shall be deemed to be in compliance with the provisions of Minnesota Statutes, chapter 475 with respect to the levying of taxes for their payment.*

Subd. 4. [DEFICIENCIES.] *Bonds issued under authority of this section shall be general obligations of the school district, for which its full faith and credit and unlimited taxing powers shall be pledged. If there are any deficiencies in the collections of the taxes levied pursuant to subdivision 2 or in the amounts required to be paid to the district under subdivision 7 they shall be made good by general levies, not subject to limit, on all taxable property in the district in accordance with Minnesota Statutes, section 475.74. If any deficiency levies are necessary, the school board may effect a temporary loan or loans on certificates of indebtedness issued in anticipation of them to meet payments of principal or interest on the bonds due or about to become due.*

Subd. 5. [EFFECT ON OTHER LEVIES.] *Taxes levied pursuant to this section shall be disregarded in the calculation of any other tax levies or limits on tax levies provided by other law.*

Subd. 6. [INDEBTEDNESS LIMITATIONS.] *Bonds may be issued under authority of this section notwithstanding any limitations upon the indebtedness of a district, and their amounts shall not be included in computing the indebtedness of a district for any purpose, including the issuance of subsequent bonds and the incurring of subsequent indebtedness.*

Subd. 7. [PAYMENTS TO DISTRICT; APPROPRIATIONS.] *Commencing with taxes payable in 1987, the commissioner of revenue shall deduct and pay to independent school district No. 701 on or before October 1 of each year, an amount equal to four cents per gross ton of taxable iron concentrate produced or to 90 percent of the debt service coming due on or before the second following January 1 on all bonds issued by the district pursuant to subdivision 1, whichever is greater, from the taxes paid pursuant to sections 298.23 to 298.28 by a person, corporation, partnership, operator, joint venture, or other owner of a taconite plant and taconite properties*

located in the school district. The deduction shall be made from the amount which would otherwise have been distributed to northeast Minnesota economic protection fund in the apportionment fund in the state treasury under section 298.28, subdivision 1. A sum is annually appropriated to the commissioner from the proceeds of the taxes sufficient to make the payments required by this section.

Subd. 8. [PAYMENTS WHEN PRODUCTION DECREASES OR STOPS.] *If the producer described in subdivision 7 ceases operations or decreases its operations so that the amount of the deduction of four cents per gross ton of concentrate produced is insufficient to raise the minimum amount required to be paid annually under subdivision 7, then the difference between the deduction of four cents per gross ton of concentrate produced and such minimum amount shall be paid as provided in section 298.225.*

Subd. 9. [DEPOSIT AND USE OF FUNDS.] *The revenue received pursuant to this section by independent school district No. 701 shall be deposited in the bond redemption fund of the district and shall be used only to pay debt service on bonds issued pursuant to subdivision 1.*

Subd. 10. [TERMINATION.] *The deduction and payment of taxes authorized in subdivisions 7 and 8 shall terminate upon the payment in full, or the discharge of the district's obligation to pay in full, the principal of and interest on all bonds issued pursuant to subdivision 1.*

Subd. 11. [COMPLIANCE.] *This section is effective the day after the school board of independent school district No. 701 complies with Minnesota Statutes, section 645.021, subdivision 3.*

Sec. 52. [AUTHORIZATION OF VIRGINIA BONDS AND TAX LEVIES.]

Subdivision 1. [AMOUNT; PROCEDURE.] *Independent school district No. 706, Virginia, may issue bonds in an aggregate principal amount not exceeding $2,000,000, in addition to any bonds already issued or authorized, to finance the acquisition and betterment of school buildings and facilities. Except as permitted by this section, the bonds shall be authorized, sold, and issued in accordance with Minnesota Statutes, chapter 475, except that no election shall be required to authorize their issuance except as provided in subdivision 2, and the bonds shall not constitute net debt within the meaning of Minnesota Statutes, section 475.53.*

Subd. 2. [NOTICE; ELECTION.] *Prior to the issuance of the bonds, the school board shall publish in the official newspaper of the district a resolution authorizing their issuance, and if within ten days after such publication there is filed with the school district clerk a petition requesting an election on the proposition of issuing the bonds signed by qualified voters in number equal to ten percent of the number of qualified voters voting at the last general election in the district, the bonds shall not be issued unless and until such proposition has been approved by a majority of the votes cast thereon at a regular or special election.*

Subd. 3. [LEVY.] *After the sale and before the delivery of any bonds under authority of this section, the school board shall, by resolution, levy upon all taxable property in the school district, a direct, general ad valorem tax for each year of the term of the bonds in amounts which, if collected in full*

and added to the minimum amounts required to be paid to the district under subdivision 7 are sufficient to pay when due the principal of and interest on the bonds. A copy of the resolution shall be filed and the taxes levied shall be collected as specified in Minnesota Statutes, section 475.61. A resolution of the board levying taxes for the payment of the bonds and interest on them as authorized by this section and pledging the proceeds of the levies for the payment of the bonds and interest on them shall be deemed to be in compliance with the provisions of Minnesota Statutes, chapter 475 with respect to the levying of taxes for their payment.

Subd. 4. [DEFICIENCIES.] *Bonds issued under authority of this section shall be general obligations of the school district, for which its full faith and credit and unlimited taxing powers shall be pledged. If there are any deficiencies in the collections of the taxes levied pursuant to subdivision 2 or in the amounts required to be paid to the district under subdivision 7 they shall be made good by general levies, not subject to limit, on all taxable property in the district in accordance with Minnesota Statutes, section 475.74. If any deficiency levies are necessary, the school board may effect a temporary loan or loans on certificates of indebtedness issued in anticipation of them to meet payments of principal or interest on the bonds due or about to become due.*

Subd. 5. [EFFECT ON OTHER LEVIES.] *Taxes levied pursuant to this section shall be disregarded in the calculation of any other tax levies or limits on tax levies provided by other law.*

Subd. 6. [INDEBTEDNESS LIMITATIONS.] *Bonds may be issued under authority of this section notwithstanding any limitations upon the indebtedness of a district, and their amounts shall not be included in computing the indebtedness of a district for any purpose, including the issuance of subsequent bonds and the incurring of subsequent indebtedness.*

Subd. 7. [PAYMENTS TO DISTRICT; APPROPRIATIONS.] *Commencing with taxes payable in 1987, the commissioner of revenue shall deduct and pay to independent school district No. 706 on or before October 1 of each year, an amount equal to four cents per gross ton of taxable iron concentrate produced or to 90 percent of the debt service coming due on or before the second following January 1 on all bonds issued by the district pursuant to subdivision 1, whichever is greater, from the taxes paid pursuant to sections 298.23 to 298.28 by a person, corporation, partnership, operator, joint venture, or other owner of a taconite plant and taconite properties located in the school district. The deduction shall be made from the amount which would otherwise have been distributed to northeast Minnesota economic protection fund in the apportionment fund in the state treasury under section 298.28, subdivision 1. A sum is annually appropriated to the commissioner from the proceeds of the taxes sufficient to make the payments required by this section.*

Subd. 8. [PAYMENTS WHEN PRODUCTION DECREASES OR STOPS.] *If the producer described in subdivision 7 ceases operations or decreases its operations so that the amount of the deduction of four cents per gross ton of concentrate produced is insufficient to raise the minimum amount required to be paid annually under subdivision 7, then the difference between the deduction of four cents per gross ton of concentrate produced*

and such minimum amount shall be paid as provided in section 298.225.

Subd. 9. [DEPOSIT AND USE OF FUNDS.] *The revenue received pursuant to this section by independent school district No. 706 shall be deposited in the bond redemption fund of the district and shall be used only to pay debt service on bonds issued pursuant to subdivision 1.*

Subd. 10. [TERMINATION.] *The deduction and payment of taxes authorized in subdivisions 7 and 8 shall terminate upon the payment in full, or the discharge of the district's obligation to pay in full, the principal of and interest on all bonds issued pursuant to subdivision 1.*

Subd. 11. [COMPLIANCE.] *This section is effective the day after the school board of independent school district No. 706 complies with Minnesota Statutes, section 645.021, subdivision 3.*

Sec. 53. [AUTHORIZATION OF EVELETH BONDS AND TAX LEVIES.]

Subdivision 1. [AMOUNT; PROCEDURE.] *Independent school district No. 697, Eveleth, may issue bonds in an aggregate principal amount not exceeding $1,500,000, in addition to any bonds already issued or authorized, to finance the acquisition and betterment of school buildings and facilities. Except as permitted by this section, the bonds shall be authorized, sold, and issued in accordance with Minnesota Statutes, chapter 475, except that no election shall be required to authorize their issuance except as provided in subdivision 2, and the bonds shall not constitute net debt within the meaning of Minnesota Statutes, section 475.53.*

Subd. 2. [NOTICE; ELECTION.] *Prior to the issuance of the bonds, the school board shall publish in the official newspaper of the district a resolution authorizing their issuance, and if within ten days after such publication there is filed with the school district clerk a petition requesting an election on the proposition of issuing the bonds signed by qualified voters in number equal to ten percent of the number of qualified voters voting at the last general election in the district, the bonds shall not be issued unless and until such proposition has been approved by a majority of the votes cast thereon at a regular or special election.*

Subd. 3. [LEVY.] *After the sale and before the delivery of any bonds under authority of this section, the school board shall, by resolution, levy upon all taxable property in the school district, a direct, general ad valorem tax for each year of the term of the bonds in amounts which, if collected in full and added to the minimum amounts required to be paid to the district under subdivision 7 are sufficient to pay when due the principal of and interest on the bonds. A copy of the resolution shall be filed and the taxes levied shall be collected as specified in Minnesota Statutes, section 475.61. A resolution of the board levying taxes for the payment of the bonds and interest on them as authorized by this section and pledging the proceeds of the levies for the payment of the bonds and interest on them shall be deemed to be in compliance with the provisions of Minnesota Statutes, chapter 475 with respect to the levying of taxes for their payment.*

Subd. 4. [DEFICIENCIES.] *Bonds issued under authority of this section shall be general obligations of the school district, for which its full faith and credit and unlimited taxing powers shall be pledged. If there are any defi-*

ciencies in the collections of the taxes levied pursuant to subdivision 2 or in the amounts required to be paid to the district under subdivision 7 they shall be made good by general levies, not subject to limit, on all taxable property in the district in accordance with Minnesota Statutes, section 475.74. If any deficiency levies are necessary, the school board may effect a temporary loan or loans on certificates of indebtedness issued in anticipation of them to meet payments of principal or interest on the bonds due or about to become due.

Subd. 5. [EFFECT ON OTHER LEVIES.] *Taxes levied pursuant to this section shall be disregarded in the calculation of any other tax levies or limits on tax levies provided by other law.*

Subd. 6. [INDEBTEDNESS LIMITATIONS.] *Bonds may be issued under authority of this section notwithstanding any limitations upon the indebtedness of a district, and their amounts shall not be included in computing the indebtedness of a district for any purpose, including the issuance of subsequent bonds and the incurring of subsequent indebtedness.*

Subd. 7. [PAYMENTS TO DISTRICT; APPROPRIATIONS.] *Commencing with taxes payable in 1986, the commissioner of revenue shall deduct and pay to independent school district No. 697 on or before October 1 of each year, an amount equal to five cents per gross ton of taxable iron concentrate produced or to 75 percent of the debt service coming due on or before the second following January 1 on all bonds issued by the district pursuant to subdivision 1, whichever is greater, from the taxes paid pursuant to sections 298.23 to 298.28 by a person, corporation, partnership, operator, joint venture, or other owner of a taconite plant and taconite properties located in the school district. The deduction shall be made from the amount which would otherwise have been distributed to northeast Minnesota economic protection fund in the apportionment fund in the state treasury under section 298.28, subdivision 1. A sum is annually appropriated to the commissioner from the proceeds of the taxes sufficient to make the payments required by this section.*

Subd. 8. [PAYMENTS WHEN PRODUCTION DECREASES OR STOPS.] *If the producer described in subdivision 7 ceases operations or decreases its operations so that the amount of the deduction of five cents per gross ton of concentrate produced is insufficient to raise the minimum amount required to be paid annually under subdivision 7, then the difference between the deduction of five cents per gross ton of concentrate produced and such minimum amount shall be paid as provided in section 298.225.*

Subd. 9. [DEPOSIT AND USE OF FUNDS.] *The revenue received pursuant to this section by independent school district No. 697 shall be deposited in the debt redemption fund of the district and shall be used only to pay debt service on bonds issued pursuant to subdivision 1.*

Subd. 10. [TERMINATION.] *The deduction and payment of taxes authorized in subdivisions 7 and 8 shall terminate upon the payment in full, or the discharge of the district's obligation to pay in full, the principal of and interest on all bonds issued pursuant to subdivision 1.*

Subd. 11. [COMPLIANCE.] *This section is effective the day after the school board of independent school district No. 697 complies with Minnesota*

Statutes, section 645.021, subdivision 3.

Sec. 54. [EXCESS CAPITAL EXPENDITURE LEVY.]

Subdivision 1. [1986.] *Independent school district No. 97, Moose Lake, may levy up to $75,000 in 1986 for capital expenditure purposes in addition to all other levies for capital expenditure and other purposes.*

Subd. 2. [1987.] *Independent school district No. 97, Moose Lake, may levy up to $70,000 in 1987 for capital expenditure purposes in addition to all other levies for capital expenditure and other purposes.*

Subd. 3. [REFERENDUM.] *The authorization for the levy in subdivision 1 or 2 may be revoked or reduced as provided in this subdivision. A referendum on the question of revoking or reducing the authorized amount shall be called on the written petition of a number of qualified voters in excess of 15 percent of the average number of voters of the two most recent district-wide school elections. A petition to revoke or reduce the levy authorized by subdivision 1 must be received by September 1, 1986, and the referendum must be held by October 10, 1986. A petition to revoke or reduce the levy authorized by subdivision 2 must be received by September 1, 1987, and the referendum must be held by October 10, 1987. The ballot must state the number of mills required to raise the authorized amount. The ballot question must read substantially as follows:*

"Shall the authority to make an extra levy for capital expenditures in (year) granted to independent school district No. 97 in (this act) be (revoked/reduced from $_____ to $_____)?"

In other respects, the referendum shall be conducted as other elections are conducted under sections 134A.03 and 123.32.

Sec. 55. [CAPITAL EXPENDITURE LEVY; INDEPENDENT SCHOOL DISTRICT NO. 832, MAHTOMEDI.]

Independent school district No. 832, Mahtomedi, may levy in 1986 an amount up to $250,000 for capital expenditure purposes. The proceeds of the levy may be used only to renovate Wildwood school.

By July 30, 1986, the school board shall hold a public hearing on the need for the proposed levy. Upon receipt, within 30 days after the hearing, of a petition objecting to the levy signed by a number of qualified voters in the district equal to the greater of 50 voters or 15 percent of the number of voters who voted in the most recent school board election, the board shall hold a referendum on the proposed levy. The referendum shall be held on the date set by the board but no later than October 1, 1986. If a valid petition is not received by the school board, within 30 days after the hearing, no referendum need be held.

Sec. 56. [PLAN FOR AUTOMATION OF STATE LIBRARIES.]

The commissioner of education shall develop a plan to address automation needs of state agency libraries. The plan shall include methods to:

(1) strengthen government information services available to agencies and the public;

(2) improve coordination and cooperation among state agency libraries;

and

(3) eliminate unnecessary duplication.

Other state agencies and the legislative reference library shall cooperate with the commissioner in developing this plan. The state law library may cooperate in developing this plan. By August 15, 1986, the plan shall be reported to the governor, education committees of the legislature, and senate finance and house appropriations committees.

Sec. 57. [STATE UNIVERSITY BOARD'S AUTHORITY TO CONSTRUCT DONATED BUILDING ON STATE LAND; CONVEYANCE OF BUILDING TO STATE.]

Notwithstanding chapters 16B and 136, the state university board may authorize the construction of a building on the campus of a state university using funds donated by private sources and friends of the university. No state money may be used in the design or construction of this building. The building shall be designed to be architecturally consistent with other campus facilities. The funding plan and the building site and design shall be subject to approval of the state university board. Title to the building shall pass to the state immediately upon occupancy of the building by the state university.

Sec. 58. [SCHOOL HEALTH SERVICES STUDY.]

By February 1, 1987, the commissioner of education shall make recommendations about school health services to the education committees of the legislature, senate finance committee, and house appropriations committee. The study shall focus on minimizing the interference to learning of acute and chronic health problems and on developing healthy lifestyles for learners of all ages. The study must include:

(1) a description of the range of health services provided to and by school districts, state activities relating to school health programs, including current school health requirements;

(2) evaluation of the existing programs, including licensed school nurse staffing patterns and the relationship of staffing and services provided for the health needs of the school population;

(3) evaluation of medication administration policies, procedures, and related liability issues;

(4) alternative model programs;

(5) existing and potential alternative funding sources; and

(6) recommendations for improving existing programs or establishing new programs.

The commissioner of education shall collaborate with the commissioner of health and the commissioner of human services for aspects of the study.

Sec. 59. [REPORT TO LEGISLATURE.]

The policy required under section 39 must be developed and reported by each system to the education committees of the legislature by February 1, 1987.

Sec. 60. [REPEALER.]

Section 47 is repealed.

Sec. 61. [EFFECTIVE DATE.]

Sections 28, 46, and 47 are effective the day following final enactment. Section 60 is effective June 30, 1987. Sections 8, 22, 40, 41, and 42 are effective July 1, 1987. Sections 3, 4, and 5 are effective for the 1988-1989 school year and thereafter."

Renumber the sections of the Pehler amendment in sequence.

Correct the internal references

Amend the title accordingly

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

Ms. Olson moved to amend the Pehler amendment to H.F. No. 1744, adopted by the Senate March 15, 1986, as follows:

Delete the Pehler amendment and delete Section 1 of H.F. No. 1744, as amended, and insert:

"Section 1. [FINDINGS AND INTENT.]

The legislature finds that it is the right and responsibility of parents to provide a basic education for their children. The need for the basic education is to prepare children to participate effectively and intelligently as citizens and to be self-reliant and self-sufficient members of society.

By this act, the legislature intends to allow parents to exercise this right and responsibility from among a broad range of educational alternatives. At the same time, the legislature intends not to infringe on the primary rights of parents to raise and to teach their children or on the religious beliefs and practices of parents and their children, and of religious organizations.

Sec. 2. Minnesota Statutes 1985 Supplement, section 120.10, is amended to read:

120.10. [COMPULSORY ATTENDANCE.]

Subdivision 1. [AGES AND TERM.] Every child between seven and 16 years of age and every child under the age of seven who is enrolled in grade kindergarten or above shall attend a public school, or a private school, during the entire time that the school is in session during any school year. No child shall be required to attend a public school more than 200 days or their equivalent, during any school year. A parent may withdraw a child under the age of seven from school at any time.

Subd. 2. [SCHOOL.] A school, to satisfy the requirements of compulsory attendance, must be one: (1) in which all the common branches are taught in the English language, from textbooks written in the English language, ~~and taught by teachers whose qualifications are essentially equivalent to the minimum standards for public school teachers of the same grades or subjects and~~ (2) which is in session each school year for at least 175 days or their equivalent~~; provided that in~~, *and (3) which meets at least one option of its choosing from among the options in paragraphs (a) to (e) in subdivision 2b.*

Subd. 2a. [LIMITED PROFICIENCY EXCEPTION.] *Notwithstanding subdivision 2, clause (1)* a program of instruction for children of limited

English proficiency, instruction and textbooks may be in the primary language of the children of limited English proficiency enrolled therein. Any other language may be taught as provided in section 126.07. As used in this subdivision, the terms "children of limited English proficiency" and "primary language" shall have the meanings ascribed to them in section 126.262.

Subd. 2b. [OPTIONS.] *The options from among which a school must choose to comply with subdivision 2, clause (3) are listed in paragraphs (a) to (e).*

(a) The school's pupils are taught by teachers who are licensed by the board of teaching or who are effective teachers.

(b) The parents have contracted for and are using a correspondence program that uses a full scope and sequence curriculum that monitors student progress regularly or the parents are using a licensed teacher to supervise the school's program. Either program must verify that the students are making satisfactory progress commensurate with ability.

(c) The school is accredited by a state, regional, or national accrediting organization that requires periodic self study and uses team visitation.

(d) The school is operated by, affiliated with, or under the control of, a church, religious organization, or convention or association of churches, any of which are exempt from federal income taxation under section 501(c)(3) of the Internal Revenue Code of 1954, as amended through December 31, 1985.

(e) The school's students, on the average, perform satisfactorily on a nationally recognized standardized achievement test.

If a nonpublic school chooses to comply with subdivision 2 by selecting the option in paragraph (d) under this subdivision, the local school district superintendent may require the nonpublic school to comply also with one of the other options.

Subd. 2c. [DEFINITIONS.] *The definitions in paragraphs (a) to (c) apply to this section.*

(a) An effective teacher under subdivision 2b is a teacher whose students make satisfactory progress commensurate with their ability.

(b) Satisfactory progress commensurate with ability means that the student:

(1) has test scores not more than one standard deviation below the national mean;

(2) is advancing in the content of the school's curriculum on schedule towards a high school diploma or its equivalent; or

(3) is achieving goals on par with similarly situated students considering the student's past educational achievement, mental capacity, and behavioral traits.

(c) Portfolio means copies of completed tests or workbooks or other materials revealing the student's work and progress.

Subd. 2d. [MEASUREMENT.] *Satisfactory progress commensurate with*

ability for determining teacher effectiveness in subdivision 2c, paragraph (a), may be measured by:

(1) testing under the procedures in subdivision 2e;

(2) inspection of student portfolios by the superintendent or designee;

(3) a review of the school's program by a person mutually agreed upon by the school and the superintendent.

Subd. 2e. [TESTING.] *When testing is chosen and used by the school to verify compliance with subdivision 2:*

(1) tests must not be required more frequently than annually and only after a child reaches 8 years of age;

(2) the test must be chosen and administered by the school in question;

(3) the test must be a basic skills test listed in Buros Mental Measurements Yearbook or a test recognized as its equivalent by national testing authorities;

(4) the superintendent shall provide any tests required and may have an observer present during testing; and

(5) the school shall certify to the superintendent its choice of the testing option at the beginning of the school year and shall have until the end of the school year to submit, if requested, its test results for confirmation of compliance.

If the composite score for the school is more than one standard deviation below the national mean the superintendent may take any of the following actions to satisfy the requirements of subdivision 2 and to insure that the children's education meets the object and intent of section 1:

(a) allow the school to attempt to qualify under another option in subdivision 2;

(b) allow the school to continue the educational plan undisturbed;

(c) require additional testing, including but not limited to intelligence tests to determine if students are making satisfactory progress commensurate with ability;

(d) adopt a plan for remedial help for the children; or

(e) adopt any other course of action that is acceptable to the superintendent or board and those in charge of the school.

Subd. 2f. [COMPLIANCE.] *When assessing if a school is in compliance with subdivision 2 or when determining actions to take under subdivision 2e, the superintendent shall choose the course of action that is most consistent with the desires of the school, unless and except to the extent that the desires are manifestly inconsistent with the educational needs of the children. If implementation of the alternatives fails to bring the school into compliance with subdivision 2, the superintendent may require the children to attend a school that complies with subdivision 2. A school in question may appeal any superintendent's decision to the school board and may appeal any decision of the superintendent or board to the district court. In any court or administrative proceeding, the superintendent or board has the burden of proof.*

Their determinations are admissible but are not presumed valid.

Subd. 2g. [RESTRICTION ON SUPERINTENDENT.] *The superintendent must not consider a teacher ineffective under subdivision 2b, clause (a) because the teacher's educational philosophy or methodology differs from that of the superintendent or board.*

Subd. 2h. [RELIGIOUS FREEDOM.] *Sections 1 and 2 do not require the school to include in its curriculum any concept, topic, or practice in conflict with the school's religious doctrines or to exclude from its curriculum any concept, topic, or practice consistent with the school's religious doctrines.*

Subd. 3. [LEGITIMATE EXEMPTIONS.] A parent, guardian, or other person having control of a child may apply to a school district to have the child excused from attendance for the whole or any part of the time school is in session during any school year. Application may be made to any member of the board, a truant officer, a principal, or the superintendent. The school board of the district in which the child resides may approve the application upon the following being demonstrated to the satisfaction of that board:

(1) That the child's bodily or mental condition is such as to prevent his attendance at school or application to study for the period required; or

(2) That the child has already completed the studies ordinarily required in the tenth grade; or

(3) That it is the wish of the parent, guardian, or other person having control of the child, that he attend for a period or periods not exceeding in the aggregate three hours in any week, a school for religious instruction conducted and maintained by some church, or association of churches, or any Sunday school association incorporated under the laws of this state, or any auxiliary thereof. This school for religious instruction shall be conducted and maintained in a place other than a public school building, and in no event, in whole or in part, shall be conducted and maintained at public expense. However, a child may be absent from school on such days as the child attends upon instruction according to the ordinances of some church.

Subd. 4. [ISSUING AND REPORTING EXCUSES.] The clerk or any authorized officer of the school board shall issue and keep a record of such excuses, under such rules as the board may from time to time establish.

Sec. 3. Minnesota Statutes 1984, section 120.12, subdivision 2, is amended to read:

Subd. 2. [PRIVATE SCHOOLS.] ~~It shall be the duty of the principal, teacher, or other person in charge of any~~ *The* private school ~~to make reports at such times and containing such information as is herein required respecting public schools. Such report shall be made to~~, *or when a child is being educated at home, the parent, must provide* the ~~district~~ superintendent in whose district such private school is located *with the following information: the name and address of the school, the name of the person in charge of the school, and the number of children and instructors in the school.*

Sec. 4. [RULES PROHIBITED.]

The state board of education must not adopt rules for nonpublic schools regarding compliance with compulsory attendance requirements in section

2, subdivisions 2b to 2h.

Sec. 5. [DEFINITION OF SCHOOL TASK FORCE.]

By June 1, 1986, the commissioner of education shall appoint a task force of 12 members to make recommendations about compulsory attendance laws. The task force shall consist of one member representing the state board of education, one licensed teacher representing the board of teaching, one representing the local school boards, one representing the public school superintendents, a parent of a public school student, one representing the nonpublic nonsectarian schools, two representing the nonpublic sectarian schools, two involved in educating children at home, parent of a nonpublic school student, and the commissioner of education.

The task force shall study and make recommendations about various issues related to the compulsory attendance law. Some of the issues to be considered are: student performance standards, data on student achievement in the various types of schools, the definition of a school, qualifications of teachers in schools, requirements for schools, reporting requirements, methods of enforcement, and penalties for noncompliance. The department of education shall provide staff assistance to the task force.

The state board may review and comment upon the recommendations of the task force.

The task force shall present the recommendations to the education committees of the legislature by February 1, 1987.

Sec. 6. [EFFECTIVE DATE.]

Section 5 is effective the day following final enactment."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

CALL OF THE SENATE

Ms. Olson imposed a call of the Senate for the balance of the proceedings on H.F. No. 1744. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the Olson amendment to the Pehler amendment.

Mr. Hughes moved that those not voting be excused from voting. The motion did not prevail.

The roll was called, and there were yeas 29 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Kamrath	McQuaid	Schmitz
Belanger	Frederickson	Knaak	Mehrkens	Sieloff
Benson	Gustafson	Knutson	Olson	Storm
Berglin	Isackson	Kronebusch	Peterson, D.L.	Taylor
Bernhagen	Johnson, D.E.	Laidig	Ramstad	Waldorf
Chmielewski	Jude	Lessard	Renneke	

Those who voted in the negative were:

Adkins	Diessner	Lantry	Pehler	Reichgott
Berg	Dieterich	Luther	Peterson, C.C.	Samuelson
Bertram	Frank	Merriam	Peterson, D.C.	Solon
Dahl	Freeman	Moe, D.M.	Peterson, R.W.	Spear
Davis	Hughes	Moe, R.D.	Petty	Stumpf
DeCramer	Johnson, D.J.	Nelson	Pogemiller	Vega
Dicklich	Langseth	Novak	Purfeerst	

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

Mr. Bernhagen moved to amend the Pehler amendment to H.F. No. 1744 as follows:

Page 3 of the Pehler amendment, after line 6, insert:

"Sec. 4. [LITTLE CROW REGIONAL TELE-NETWORK.]

Subdivision 1. [PURPOSES.] *The purposes of the two-way interactive fiberoptics telecommunications system to be funded by the grants in this section are:*

(1) to offer an expanded curriculum to member schools, including courses for the academically talented;

(2) to allow the districts to be in compliance with proposed department of education curriculum requirements;

(3) to allow these districts to retain their independence and continue to enjoy the benefits that a school adds to the community;

(4) to provide a convenient method of sharing teachers and other resources across school district boundary lines without the waste of time and expense of teacher or pupil travel;

(5) to provide a vehicle for adult education through linkage with the Hutchinson AVTI and area businesses;

(6) to provide a vehicle for staff development opportunities for teachers, other professionals, business leaders, including farmers, and public officials; and

(7) to serve as a model for other school district cooperatives who may be interested in the construction and implementation of a similar system.

Subd. 2. [PLANNING SPECIALIST/TECHNOLOGY GRANT.] *$40,000 is appropriated in fiscal year 1987 from the general fund to the department of education to make a grant to the fiscal agent of the Little Crow Regional Tele-Network for a planning specialist/technology to research and plan a two-way interactive fiberoptics telecommunications system between the project's six members: the independent school districts of Brownton, No. 421; Glencoe, No. 422; Hutchinson, No. 423; Hutchinson AVTI; Silver Lake, No. 425; and Stewart, No. 426.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

H.F. No. 1744 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 53 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Dieterich	Knutson	Novak	Renneke
Belanger	Frank	Kronebusch	Olson	Samuelson
Benson	Frederick	Laidig	Pehler	Schmitz
Berglin	Frederickson	Langseth	Peterson, D.C.	Sieloff
Bernhagen	Freeman	Lantry	Peterson, D.L.	Solon
Bertram	Gustafson	Luther	Peterson, R.W.	Spear
Dahl	Hughes	McQuaid	Petty	Stumpf
Davis	Isackson	Mehrkens	Pogemiller	Vega
DeCramer	Johnson, D.E.	Merriam	Purfeerst	Waldorf
Dicklich	Jude	Moe, R.D.	Ramstad	
Diessner	Knaak	Nelson	Reichgott	

Mr. Kamrath voted in the negative.

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Dieterich moved that the following members be excused for a Conference Committee on H.F. No. 2331 at 2:30 p.m.:

Messrs. Dieterich, Novak and Peterson, D.L. The motion prevailed.

SPECIAL ORDER

H.F. No. 2407: A bill for an act relating to state lands; directing transfer of the Croft Mine Park, and all artifacts, machinery, and other personal property used in its operation, to any one or a combination of the city of Ironton, the city of Crosby, and the Croft historical park board.

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 50 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knaak	Nelson	Renneke
Belanger	Frederickson	Knutson	Peterson, C.C.	Samuelson
Benson	Freeman	Kronebusch	Peterson, D.C.	Schmitz
Bernhagen	Gustafson	Laidig	Peterson, D.L.	Solon
Bertram	Hughes	Langseth	Peterson, R.W.	Spear
Dahl	Isackson	Lantry	Petty	Stumpf
Davis	Johnson, D.E.	Lessard	Pogemiller	Taylor
DeCramer	Johnson, D.J.	McQuaid	Purfeerst	Vega
Dicklich	Jude	Merriam	Ramstad	Waldorf
Frank	Kamrath	Moe, R.D.	Reichgott	Wegscheid

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2287: A bill for an act relating to the financing of state and local

government; modifying the computation of education aids and levies for certain school districts with tax increment financing districts; imposing limitations on tax increment financing; modifying tax increment financing procedures; allocating issuance authority for obligations subject to a federal volume limitation act; eliminating the maximum interest rate for certain municipal obligations; authorizing the issuance of bonds for new purposes; authorizing establishment of a capital improvement reserve fund; modifying the procedures for issuing certain municipal bonds; modifying the investment powers of municipalities; amending Minnesota Statutes 1984, sections 115.07, subdivision 1; 115A.14, subdivision 4; 116.07, by adding a subdivision; 116D.04, subdivision 1a; 117.521, subdivision 3; 124.2131, by adding a subdivision; 124.214, by adding a subdivision; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2, 8, and 10; 273.74, subdivisions 1 and 4; 273.75, subdivisions 2, 6, and 7, and by adding subdivisions; 273.76, subdivisions 4 and 7, and by adding a subdivision; 273.78; 273.86, subdivision 1; 355.11, subdivision 5; 412.301; 462C.02, subdivisions 6 and 9; 464C.06; 462C.07, subdivision 1; 466.06; 471.59, subdivision 11; 471.88, subdivisions 1, 9, and 11; 471.981, by adding subdivisions; 474.02, subdivision 3, and by adding a subdivision; 474.16, subdivision 2; 475.51, subdivision 5; 475.55, subdivisions 1, 2, and 3; 475.61, subdivision 5; and 475.66, subdivision 2; Minnesota Statutes 1985 Supplement, sections 273.74, subdivisions 2 and 3; 273.75, subdivisions 1 and 4; 273.76, subdivision 1; 353.01, subdivision 2a; 395.08; 462C.12, subdivision 2; 472B.04; 473F.02, subdivision 3; 475.52, subdivision 6; 475.56; 475.58, subdivision 1; 475.60, subdivision 2; 475.66, subdivision 1; and 475.76, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 115; 116; 297A; 458; 471; and 475; proposing coding for new law as Minnesota Statutes, chapters 116N; 458C; 471A; and 474A; repealing Minnesota Statutes, sections 462C.09, subdivisions 1 and 4; 474.16, subdivisions 1, 2, and 5; 474.21; 474.25; and 475.55, subdivisions 4 and 5; and Minnesota Statutes 1985 Supplement, sections 462C.09, subdivisions 2a, 3, 5, and 6; 474.16, subdivisions 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15; 474.17; 474.19; 474.20; 474.23; and 474.26.

SUSPENSION OF RULES

Mr. Pogemiller moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 2287 and that the rules of the Senate be so far suspended as to give H.F. No. 2287, now on Special Orders, its third reading and place it on its final passage. The motion prevailed.

CALL OF THE SENATE

Mr. Pogemiller imposed a call of the Senate for the balance of the proceedings on H.F. No. 2287. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Pogemiller moved to amend H.F. No. 2287, as amended pursuant to Rule 49, adopted by the Senate March 15, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1847.)

Page 9, line 11, after "*project*" insert "*which exceeds the limitations imposed under section 103(b)(15) of the Internal Revenue Code of 1954, as amended through December 31, 1985, except for projects financed by obligations described in section 103(b)(4) of the Internal Revenue Code of 1954, as amended through December 31, 1985*"

Page 20, line 5, delete everything after the period

Page 20, delete line 6

Page 33, line 23, delete everything after the period

Page 33, delete lines 24 and 25

Page 38, line 34, delete everything after "*project*"

Page 38, line 35, delete everything before "*including*"

Mr. Benson requested division of the amendment as follows:

First portion:

Page 9, line 11, after "*project*" insert "*which exceeds the limitations imposed under section 103(b)(15) of the Internal Revenue Code of 1954, as amended through December 31, 1985, except for projects financed by obligations described in section 103(b)(4) of the Internal Revenue Code of 1954, as amended through December 31, 1985*"

Second portion:

Page 20, line 5, delete everything after the period

Page 20, delete line 6

Page 33, line 23, delete everything after the period

Page 33, delete lines 24 and 25

Page 38, line 34, delete everything after "*project*"

Page 38, line 35, delete everything before "*including*"

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

The roll was called, and there were yeas 31 and nays 12, as follows:

Those who voted in the affirmative were:

Adkins	Frederickson	Kronebusch	Peterson, D.C.	Solon
Anderson	Freeman	Laidig	Pogemiller	Storm
Bertram	Gustafson	Lantry	Purfeerst	Stumpf
Dahl	Hughes	Lessard	Ramstad	
Davis	Johnson, D.E.	McQuaid	Reichgott	
Diessner	Johnson, D.J.	Mehrkens	Renneke	
Frank	Knaak	Moe, R.D.	Schmitz	

Those who voted in the negative were:

Benson	Isackson	Knutson	Peterson, R.W.	Vega
Bernhagen	Jude	Merriam	Taylor	Waldorf
Frederick	Kamrath			

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

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

The roll was called, and there were yeas 34 and nays 18, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knaak	Moe, R.D.	Reichgott
Berglin	Frederickson	Laidig	Olson	Renneke
Dahl	Freeman	Langseth	Pehler	Schmitz
Davis	Gustafson	Lantry	Peterson, C.C.	Solon
DeCramer	Hughes	Lessard	Peterson, D.C.	Stumpf
Dicklich	Johnson, D.E.	McQuaid	Pogemiller	Wegscheid
Diessner	Johnson, D.J.	Mehrkens	Ramstad	

Those who voted in the negative were:

Anderson	Bertram	Kamrath	Peterson, R.W.	Vega
Belanger	Frederick	Knutson	Sieloff	Waldorf
Benson	Isackson	Kronebusch	Storm	
Bernhagen	Jude	Merriam	Taylor	

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

Mr. Benson moved to amend H.F. No. 2287, as amended pursuant to Rule 49, adopted by the Senate March 15, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1847.)

Page 8, line 28, delete "*or*" and insert a comma

Page 8, line 29, after "*project*" insert "*or a commercial retail project*"

Page 9, after line 11, insert:

"*Subd. 5a.* [COMMERCIAL RETAIL PROJECT.] *"Commercial retail project" is a project with respect to which at least 75 percent of the proceeds of the obligations will be used to finance facilities principally used for selling goods at retail, including shopping malls, restaurants, and on-sale liquor establishments, and other places of refreshment, automobile service stations, grocery stores, banks, hotels, and motels.*"

Page 26, line 2, after the comma, insert "*other than commercial retail projects,*"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 25 and nays 32, as follows:

Those who voted in the affirmative were:

Anderson	Bertram	Jude	McQuaid	Sieloff
Belanger	Dieterich	Kamrath	Mehrkens	Storm
Benson	Frederick	Knutson	Merriam	Taylor
Berg	Isackson	Laidig	Peterson, D.L.	Vega
Bernhagen	Johnson, D.E.	Luther	Peterson, R.W.	Waldorf

Those who voted in the negative were:

Adkins	Frank	Kronebusch	Pehler	Renneke
Chmielewski	Frederickson	Langseth	Peterson, C.C.	Schmitz
Dahl	Freeman	Lantry	Peterson, D.C.	Solon
Davis	Gustafson	Lessard	Pogemiller	Stumpf
DeCramer	Hughes	Moe, R.D.	Purfeerst	
Dicklich	Johnson, D.J.	Novak	Ramstad	
Diessner	Knaak	Olson	Reichgott	

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

H.F. No. 2287 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 53 and nays 7, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Jude	Moe, R.D.	Renneke
Anderson	Diessner	Knaak	Olson	Schmitz
Belanger	Dieterich	Knutson	Pehler	Sieloff
Berg	Frank	Kronebusch	Peterson, C.C.	Solon
Berglin	Frederick	Laidig	Peterson, D.C.	Spear
Bernhagen	Frederickson	Langseth	Peterson, D.L.	Storm
Bertram	Freeman	Lantry	Petty	Stumpf
Chmielewski	Gustafson	Lessard	Pogemiller	Taylor
Dahl	Hughes	Luther	Purfeerst	Wegscheid
Davis	Johnson, D.E.	McQuaid	Ramstad	
DeCramer	Johnson, D.J.	Mehrkens	Reichgott	

Those who voted in the negative were:

Benson	Kamrath	Peterson, R.W.	Vega	Waldorf
Isackson	Merriam			

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Dahl moved that the following members be excused for a Conference Committee on H.F. No. 1950 from 10:00 a.m. to 2:20 p.m.:

Messrs. Dahl, Luther, Knaak, Petty and Spear. The motion prevailed.

SPECIAL ORDER

H.F. No. 2123: A bill for an act relating to the city of Bloomington; authorizing the city to impose certain taxes; increasing the distribution levy from the metropolitan revenue distribution for the city for a specific time period; permitting the city to establish a special taxing district; authorizing the port authority of the city to pledge certain tax revenues to pay certain bonds and permitting it to develop leased land; authorizing development in accordance with the Generic EIS and Generic Indirect Source Permit; amending Minnesota Statutes 1984, section 473F.08, by adding a subdivision.

SUSPENSION OF RULES

Mr. Freeman moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 2123 and that the rules of the Senate be so far suspended as to give H.F. No. 2123, now on Special Orders, its third reading and place it on its final passage. The motion prevailed.

Mr. Freeman moved that the amendment made to H.F. No. 2123 by the Committee on Rules and Administration in the report adopted March 15, 1986, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

Mr. Freeman then moved to amend H.F. No. 2123 as follows:

Page 2, line 2, delete "*major public*"

Page 2, line 3, delete everything before the second "*improvements*" and insert "*highway*" and delete "*to*"

Page 2, line 4, delete everything before "*that*"

Page 2, line 7, delete "*public*" and insert "*highway*"

Page 2, line 13, delete "*major public*" and insert "*highway*"

Page 2, line 20, delete "*related*" and insert "*highway*"

Page 2, line 26, before "*Therefore*" insert paragraph coding

Page 3, line 26, delete "*Related*" and insert "*Highway*"

Page 4, line 9, delete "*related*" and insert "*highway*"

Page 4, after line 36, insert:

"*Subd. 3.* [EXPIRATION.] *Any designation of the project as a special tax district and any additional sales tax imposed on the gross receipts from sales at retail made in the project expire the year in which bonds designated for improvements on the project site are retired.*"

Page 6, lines 4, 7, 11, and 18, delete "*related*" and insert "*highway*"

Page 6, line 9, after "*area*" insert "*except operating, maintaining, or promoting public malls, plazas, or courtyards*"

Page 7, line 2, delete "*related*" and insert "*highway*"

Page 8, line 10, delete "*related*" and insert "*highway*"

Page 8, line 19, delete "*the related*" and insert "*highway*" and delete "*as defined in*"

Page 8, line 20, delete "*section 2, paragraph (g)*"

Page 8, line 32, after the period, insert "*For property taxes payable from the year 2000 through 2009, the Hennepin county auditor shall adjust Bloomington's contribution to the area-wide tax base upward each year by a value equal to ten percent of the total additional area-wide levy distributed to Bloomington under this subdivision from 1988 to 1999, divided by the area-wide mill rate for taxes payable in the previous year.*"

CALL OF THE SENATE

Mr. Belanger imposed a call of the Senate for the balance of the proceedings on H.F. No. 2123. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the adoption of the Freeman amendment. The motion prevailed. So the amendment was adopted.

Mr. Moe, D.M. moved that H.F. No. 2123 be laid on the table.

The question was taken on the adoption of the motion.

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

Those who voted in the affirmative were:

Bertram	Jude	Lantry	Peterson, R.W.	Spear
Dahl	Knaak	Merriam	Pogemiller	Vega
Frank	Knutson	Moe, D.M.	Reichgott	Waldorf

Those who voted in the negative were:

Adkins	Frederick	Johnson, D.J.	Moe, R.D.	Renneke
Anderson	Frederickson	Kamrath	Olson	Schmitz
Belanger	Freeman	Kronebusch	Pehler	Solon
Bernhagen	Gustafson	Laidig	Peterson, D.C.	Storm
Chmielewski	Hughes	Lessard	Petty	Taylor
Dicklich	Isackson	McQuaid	Purfeerst	
Diessner	Johnson, D.E.	Mehrkens	Ramstad	

The motion did not prevail.

Mr. Merriam moved to amend H.F. No. 2123 as follows:

Pages 1 and 2, delete section 1

Renumber the sections in sequence and correct the internal references

The motion prevailed. So the amendment was adopted.

Mr. Merriam then moved to amend H.F. No. 2123 as follows:

Pages 2 and 3, delete section 3

Page 6, line 5, delete everything after the semicolon

Page 6, delete lines 6 to 8

Page 6, line 9, delete "*area; (iii)*" and insert "*(ii)*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 14 and nays 34, as follows:

Those who voted in the affirmative were:

Benson	Frederickson	Kamrath	Moe, D.M.	Reichgott
Dahl	Isackson	Laidig	Peterson, R.W.	Vega
Frank	Jude	Merriam	Pogemiller	

Those who voted in the negative were:

Adkins	Frederick	Lantry	Peterson, D.C.	Sieloff
Anderson	Freeman	Lessard	Peterson, D.L.	Spear
Belanger	Gustafson	McQuaid	Petty	Storm
Berglin	Hughes	Mehrkens	Purfeerst	Taylor
Bernhagen	Johnson, D.E.	Moe, R.D.	Ramstad	Waldorf
Bertram	Knaak	Olson	Renneke	Wegscheid
Chmielewski	Kronebusch	Pehler	Schmitz	

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

Mr. Peterson, R.W. moved to amend H.F. No. 2123 as follows:

Page 3, line 18, delete "*blighted*"

The motion prevailed. So the amendment was adopted.

Mr. Merriam moved to amend H.F. No. 2123 as follows:

Pages 8 and 9, delete sections 12 and 13

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

Mr. Freeman moved that those not voting be excused from voting. The motion prevailed.

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

Those who voted in the affirmative were:

Berg	Frank	McQuaid	Peterson, C.C.	Reichgott
Berglin	Hughes	Merriam	Peterson, D.C.	Spear
Dahl	Jude	Moe, D.M.	Peterson, R.W.	Stumpf
Diessner	Laidig	Novak	Petty	Vega
Dieterich	Lantry	Pehler	Pogemiller	Waldorf

Those who voted in the negative were:

Adkins	Dicklich	Kamrath	Moe, R.D.	Sieloff
Anderson	Frederickson	Knaak	Olson	Solon
Belanger	Freeman	Knutson	Peterson, D.L.	Storm
Bernhagen	Gustafson	Kronebusch	Purfeerst	Taylor
Bertram	Isackson	Langseth	Ramstad	Wegscheid
Chmielewski	Johnson, D.E.	Lessard	Renneke	
DeCramer	Johnson, D.J.	Mehrkens	Schmitz	

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

Mr. Peterson, R.W. moved to amend H.F. No. 2123 as follows:

Page 6, line 14, delete "*or to*"

Page 6, delete line 15

Page 6, line 16, delete everything before the period

The motion prevailed. So the amendment was adopted.

Mr. Freeman moved to amend H.F. No. 2123 as follows:

Page 1, after line 15, insert:

"Section 1.

The legislature finds that providing areawide and local financial assistance, including the provision of security for debt financing, but not including direct subsidies to private interests, in the development of the former metropolitan stadium site, is a public purpose of state, metropolitan, and local government in Minnesota and that it is a benefit to the metropolitan area within the purpose of the metropolitan revenue distribution program pursuant to chapter 473F."

Renumber the sections in sequence and correct the internal references

The motion prevailed. So the amendment was adopted.

Mr. Pogemiller moved to amend H.F. No. 2123 as follows:

Page 7, delete section 10

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

H.F. No. 2123 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.

Mr. Belanger moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 35 and nays 27, as follows:

Those who voted in the affirmative were:

Anderson	Dicklich	Kamrath	Moe, R.D.	Renneke
Belanger	Frederick	Knutson	Olson	Schmitz
Berglin	Freeman	Kronebusch	Pehler	Sieloff
Bernhagen	Gustafson	Langseth	Peterson, D.C.	Solon
Chmielewski	Isackson	Lessard	Peterson, D.L.	Storm
Davis	Johnson, D.E.	McQuaid	Petty	Taylor
DeCramer	Johnson, D.J.	Mehrkens	Ramstad	Wegscheid

Those who voted in the negative were:

Adkins	Frank	Lantry	Peterson, R.W.	Stumpf
Benson	Frederickson	Merriam	Pogemiller	Vega
Bertram	Hughes	Moe, D.M.	Purfeerst	Waldorf
Dahl	Jude	Nelson	Reichgott	
Diessner	Knaak	Novak	Samuelson	
Dieterich	Laidig	Peterson, C.C.	Spear	

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

SPECIAL ORDER

H.F. No. 1793: A bill for an act relating to game and fish; authorizing stocking of fish in certain streams where public access is granted; amending Minnesota Statutes 1984, section 97.485.

Mr. Dahl moved to amend H.F. No. 1793, as amended pursuant to Rule 49, adopted by the Senate March 14, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1559.)

Page 2, after line 4, insert:

"Sec. 3. [ANOKA COUNTY DRAINAGE.]

Subdivision 1. [REPAIRS OVER $100,000 IN ANOKA COUNTY.] *A repair under this chapter or chapter 112 of a drainage system located in Anoka county that costs more than $100,000 may not be started unless a petition is presented to the drainage authority or board of managers, signed by:*

(1) 26 percent of the property owners affected by the repair; or

(2) owners of 26 percent of the property affected by the repair.

Subd. 2. [PETITION TO PROCEED AS IMPROVEMENT.] *A repair under this chapter or chapter 112 of a drainage system located in Anoka county must proceed as an improvement under section 106A.215 if, before the contract for the repair is awarded, a petition requesting the repair to proceed as an improvement is presented to the drainage authority or board of managers and signed by:*

(1) 20 percent of the property owners affected by the repair; or

(2) the owners of 20 percent of the property affected by the repair.

Subd. 3. [REPAIR OF ANOKA COUNTY DITCH NO. 57.] *Notwithstanding any other law to the contrary, a repair proceeding on Anoka county ditch No. 57 is stayed and may not be continued until August 1, 1986. The repair proceeding must be dismissed and proceed as an improvement under section 106A.215 if a petition requesting that the repair proceed as an improvement is presented to the Coon Creek watershed district managers by August 1, 1986, signed by:*

(1) 10 percent of the property owners affected by the repair; or

(2) the owners of 10 percent of the property affected by the repair."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 1793 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 52 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knutson	Pehler	Schmitz
Anderson	Frederick	Kronebusch	Peterson, C.C.	Sieloff
Belanger	Frederickson	Laidig	Peterson, D.C.	Spear
Benson	Freeman	Lantry	Peterson, D.L.	Storm
Berglin	Gustafson	Lessard	Peterson, R.W.	Taylor
Bernhagen	Hughes	McQuaid	Petty	Vega
Bertram	Isackson	Mehrkens	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Merriam	Purfeerst	Wegscheid
Dahl	Jude	Moe, R.D.	Ramstad	
Dicklich	Kamrath	Novak	Reichgott	
Dieterich	Knaak	Olson	Renneke	

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

SPECIAL ORDER

H.F. No. 2010: A bill for an act relating to the state high school league; providing for the appointment of certain board members; providing penalties for recruiting students; providing for student athletics and activity eligibility after certain transfers; providing standards for student participation in nonscholastic activities; providing administrative appeals from various decisions; amending Minnesota Statutes 1984, section 129.121, subdivision 1, and by adding subdivisions.

Mr. Merriam moved to amend H.F. No. 2010 as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 129.121, subdivision 1, is amended to read:

Subdivision 1. The governing board of any *Minnesota* high school may delegate the control, supervision and regulation of interscholastic athletics and other extracurricular activities, referred to in section 123.38, to the Minnesota state high school league, a nonprofit incorporated voluntary association. Membership in ~~said Minnesota state high school~~ *the* league shall be composed of ~~such Minnesota~~ high schools whose governing boards have certified in writing to the ~~state~~ commissioner of education that they have elected to delegate the control, supervision and regulation of their interscholastic athletic events and other extracurricular activities to ~~said~~ *the* league. The ~~Minnesota state high school~~ league ~~is hereby empowered to exercise the~~, *within the limits established in this section, may* control, ~~supervision~~ *supervise*, and ~~regulation of~~ *regulate* interscholastic athletics, musical, dramatic and other contests by and between pupils of ~~the Minnesota~~ *member* high schools~~, delegated to it pursuant to this section~~. The ~~Minnesota high school~~ league may ~~establish a policy or guidelines for the guidance of~~ *guide* member high schools in the voluntary formation or alteration of athletic or other extracurricular conferences. *The board of directors of the league shall include a licensed teacher, a representative appointed by the Minnesota association of secondary school principals, a public member appointed by*

the governor, and other members selected and appointed according to the procedures of the league. The commissioner of education, or his representative, shall be an ex officio member of the governing body of ~~such~~ *the* league, with the same rights and privileges as other members of its governing body. The rules ~~and regulations~~ of ~~said~~ *the* league ~~shall be~~ *are* exempt from the provisions of sections 14.02, 14.04 to 14.36, 14.38, *and* 14.44 to 14.45~~, and 14.57 to 14.62~~.

Sec. 2. Minnesota Statutes 1984, section 129.121, is amended by adding a subdivision to read:

Subd. 1a. [NONSCHOLASTIC AND OUT-OF-SEASON ACTIVITIES.] *The high school league may not regulate, directly or indirectly, pupil participation in a nonscholastic athletic activity or event during the period the pupil is not participating in interscholastic athletics. A pupil may participate in any nonscholastic athletic activity or event out-of-season without loss of eligibility to participate in interscholastic athletics.*

A pupil may receive private individualized athletic instruction or training during the school year and during the sports season from an individual who is not a member of the high school coaching staff without loss of eligibility to participate in interscholastic athletics.

A school, or an employee, coach, or agent of a school may not require a pupil to participate in any athletic activity or event outside of or separate from those sponsored by the school as a condition of participation in the school's interscholastic athletic activity.

Sec. 3. Minnesota Statutes 1984, section 129.121, is amended by adding a subdivision to read:

Subd. 1b. [ADMINISTRATIVE HEARING.] *Any party aggrieved by a league action or decision affecting an individual's or school's participation in interscholastic athletics or other activities may appeal the action or decision by requesting a hearing within seven days after the action is taken or decision is issued. The request must be in writing and filed with the league. Within three working days after receiving a request for a hearing, the league shall refer the matter to the office of administrative hearings where the hearing shall be conducted as a contested case according to the provisions of chapter 14. The hearing shall commence within seven days after the office has received the request and shall be conducted according to the conference contested case rules adopted by the chief administrative law judge. The administrative law judge shall issue a final written decision within seven days following the close of the hearing. Any party aggrieved by that decision may seek judicial review according to sections 14.62 to 14.69.*

The fee for the administrative law judge's services shall be paid by the league.

Sec. 4. Minnesota Statutes 1984, section 129.121, is amended by adding a subdivision to read:

Subd. 1c. [ELIGIBILITY FOR COMPETITION.] *A pupil who transfers from one high school to another is eligible to compete at all levels of competition until all proceedings under league rules and, if applicable, section 3, excluding judicial review, have been completed.*

Sec. 5. [EFFECTIVE DATE.]

Sections 1, 2, 3, and 4 are effective August 1, 1987."

Delete the title and insert:

"A bill for an act relating to the state high school league; providing standards for student participation in nonscholastic activities; providing administrative appeals from various decisions; amending Minnesota Statutes 1984, section 129.121, subdivision 1, and by adding subdivisions."

CALL OF THE SENATE

Mr. Merriam imposed a call of the Senate for the balance of the proceedings on H.F. No. 2010. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Benson moved to amend the Merriam amendment to H.F. No. 2010 as follows:

Pages 1 and 2, delete section 2

Renumber the sections of the Merriam amendment in sequence and correct the internal references

Amend the title amendment accordingly

The question was taken on the adoption of the Benson amendment to the Merriam amendment.

The roll was called, and there were yeas 17 and nays 36, as follows:

Those who voted in the affirmative were:

Adkins	Bertram	Kamrath	Peterson, C.C.	Taylor
Anderson	Frederick	Kronebusch	Peterson, D.L.	
Benson	Isackson	Lantry	Purfeerst	
Bernhagen	Johnson, D.E.	Mehrkens	Renneke	

Those who voted in the negative were:

Berglin	Hughes	Merriam	Petty	Storm
Chmielewski	Jude	Moe, D.M.	Pogemiller	Vega
Dahl	Knaak	Moe, R.D.	Ramstad	Waldorf
Dicklich	Knutson	Nelson	Reichgott	Wegscheid
Diessner	Laidig	Olson	Schmitz	
Frank	Lessard	Pehler	Sieloff	
Frederickson	Luther	Peterson, D.C.	Solon	
Gustafson	McQuaid	Peterson, R.W.	Spear	

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

The question recurred on the adoption of the Merriam amendment.

The roll was called, and there were yeas 35 and nays 16, as follows:

Those who voted in the affirmative were:

Chmielewski	Hughes	Luther	Peterson, D.C.	Solon
Dahl	Johnson, D.E.	McQuaid	Peterson, R.W.	Spear
Dicklich	Jude	Merriam	Petty	Storm
Diessner	Knaak	Moe, D.M.	Pogemiller	Taylor
Frank	Knutson	Nelson	Ramstad	Vega
Frederickson	Laidig	Olson	Reichgott	Waldorf
Gustafson	Lessard	Pehler	Sieloff	Wegscheid

Those who voted in the negative were:

Adkins	Bertram	Kamrath	Mehrkens	Peterson, D.L.
Anderson	Frederick	Kronebusch	Moe, R.D.	Purfeerst
Benson	Isackson	Lantry	Peterson, C.C.	Renneke
Bernhagen				

The motion prevailed. So the amendment was adopted.

H.F. No. 2010 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.

Mr. Isackson moved that those not voting be excused from voting. The motion prevailed.

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

Those who voted in the affirmative were:

Belanger	Gustafson	McQuaid	Peterson, R.W.	Storm
Berglin	Hughes	Merriam	Petty	Vega
Chmielewski	Jude	Moe, D.M.	Pogemiller	Waldorf
Dahl	Knaak	Moe, R.D.	Ramstad	Wegscheid
DeCramer	Knutson	Nelson	Reichgott	
Dicklich	Laidig	Olson	Sieloff	
Diessner	Lessard	Pehler	Solon	
Frank	Luther	Peterson, D.C.	Spear	

Those who voted in the negative were:

Adkins	Bertram	Johnson, D.E.	Mehrkens	Schmitz
Anderson	Davis	Kamrath	Peterson, C.C.	Stumpf
Benson	Frederick	Kronebusch	Peterson, D.L.	Taylor
Berg	Frederickson	Langseth	Purfeerst	
Bernhagen	Isackson	Lantry	Renneke	

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

SPECIAL ORDER

H.F. No. 450: A bill for an act relating to children; replacing the state election campaign fund with a child abuse prevention trust fund; providing for disbursement of funds for child abuse prevention trust fund; creating a tax return checkoff to fund the child abuse prevention trust fund; appropriating money; amending Minnesota Statutes 1984, sections 10A.25, subdivision 10, and by adding a subdivision; 290.06, subdivision 11; and 290.39, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 257 and 290; repealing Minnesota Statutes 1984, sections 10A.30 to 10A.335.

Mr. Hughes moved to amend H.F. No. 450, the unofficial engrossment, as follows:

Page 1, line 28, delete everything after "*Subd. 6.*" and insert "[COMMISSIONER.] *"Commissioner" means the commissioner of public safety.*"

Page 2, delete line 1

Page 3, line 14, delete "*director, acting upon the recommendations*" and insert "*commissioner, with the advice and consent*"

Page 3, line 20, delete "*public safety,*"

Page 3, line 21, delete ", *and the attorney general*"

Page 3, line 22, delete "*president of the senate*" and insert "*subcommittee on committees of the senate*"

Page 3, line 23, delete "*one member*" and insert "*two members*"

Page 3, line 24, after "*bodies*" insert ", *one from each caucus*"

Page 3, line 32, delete "*make recommendations for the*"

Page 3, line 33, delete "*disbursement of trust fund money and otherwise*"

Page 3, line 34, delete "*director to carry*" and insert "*commissioner in carrying*"

Page 3, line 36, delete "*director*" and insert "*commissioner*"

Page 4, lines 2, 6, 9, 26, and 33, delete "*director*" and insert "*commissioner*"

Page 4, line 8, delete "DIRECTOR" and insert "COMMISSIONER"

Page 5, line 8, delete "*director*" and insert "*commissioner*"

Page 6, lines 9, 20, and 31, delete "*director*" and insert "*commissioner*"

Page 6, line 28, delete "*30*" and insert "*40*"

Page 7, lines 9, 13, 17, 23, 27, 29, and 33, delete "*director*" and insert "*commissioner*"

Page 7, line 28, after the period, insert "*The approved complement of the department of public safety is increased by one unclassified and one classified position in the civil service of the state.*"

Page 8, lines 1 and 4, delete "*director*" and insert "*commissioner*"

Page 8, line 23, delete "*director of state*" and insert "*commissioner of public safety*"

Page 8, line 24, delete "*planning*"

Page 8, line 27, delete "*director of state planning*" and insert "*commissioner of public safety*"

Page 8, line 30, delete "*August*" and insert "*July*"

Amend the title as follows:

Page 1, line 5, delete "state planning director" and insert "commissioner of public safety"

The motion prevailed. So the amendment was adopted.

H.F. No. 450 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 41 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Lantry	Peterson, D.L.	Solon
Anderson	Frederickson	Lessard	Peterson, R.W.	Spear
Benson	Hughes	McQuaid	Petty	Storm
Berglin	Isackson	Mehrkens	Pogemiller	Taylor
Bernhagen	Johnson, D.E.	Merriam	Purfeerst	Vega
Bertram	Jude	Moe, R.D.	Ramstad	
Chmielewski	Kamrath	Olson	Reichgott	
Dahl	Kronebusch	Pehler	Renneke	
Diessner	Laidig	Peterson, D.C.	Schmitz	

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

SPECIAL ORDER

H.F. No. 2044: A bill for an act relating to courts; altering the responsibility for establishing the salary of the state court administrator and district court administrator; amending Minnesota Statutes 1984, sections 15A.083, subdivision 4; 480.13; and 484.68, subdivision 6.

Mr. Luther moved to amend H.F. No. 2044, as amended pursuant to Rule 49, adopted by the Senate March 7, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1946.)

Page 2, line 9, delete "*the effective date of this act*" and insert "*January 1, 1988*"

The motion prevailed. So the amendment was adopted.

Mr. Luther then moved to amend H.F. No. 2044, as amended pursuant to Rule 49, adopted by the Senate March 7, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1946.)

Page 2, line 2, delete "*95 percent of*"

The motion prevailed. So the amendment was adopted.

Mr. Waldorf moved to amend H.F. No. 2044, as amended pursuant to Rule 49, adopted by the Senate March 7, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1946.)

Page 2, after line 22, insert:

"Sec. 2. Minnesota Statutes 1984, section 214.04, subdivision 3, is amended to read:

Subd. 3. The executive secretary of each health related and non-health related board shall be the chief administrative officer for the board but he shall not be a member of the board. He shall maintain the records of the board, account for all fees received by it, supervise and direct employees servicing the board, and perform other services as directed by the board. The executive secretaries and other employees of the following boards shall be hired by the board, and the executive secretaries shall be in the unclassified civil service, *except as provided in this subdivision*:

(1) dentistry;

(2) medical examiners;

(3) nursing;

(4) pharmacy;

(5) accountancy;

(6) architecture, engineering, land surveying and landscape architecture;

(7) barber examiners;

(8) cosmetology;

(9) electricity;

(10) teaching; and

(11) peace officer standards and training.

The board of medical examiners shall set the salary of its executive secretary, which may not exceed 95 percent of the top of the salary range set for the commissioner of health in section 15A.081, subdivision 1. At least 30 days before the board of medical examiners adopts a salary increase for its executive secretary, the board shall submit the proposed salary increase to the legislative commission on employee relations for its review.

The executive secretaries serving the remaining boards shall be hired by those boards, and shall be in the unclassified civil service except for part-time executive secretaries, who are not required to be in the unclassified service. Boards not requiring a full-time executive secretary may employ such services on a part-time basis. To the extent practicable the sharing of part-time executive secretaries by boards being serviced by the same department is encouraged. Persons providing services to those boards not listed in this subdivision, except executive secretaries of the boards and employees of the attorney general, shall be classified civil service employees of the department servicing the board. To the extent practicable the commissioner shall insure that staff services are shared by the boards being serviced by the department. If necessary, a board may hire part-time, temporary employees to administer and grade examinations."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete "courts" and insert "compensation of certain public employees"

Page 1, line 4, after the semicolon, insert "authorizing the board of medical examiners to set the salary of its executive secretary within certain limits;"

Page 1, line 6, after the semicolon, insert "and 214.04, subdivision 3;"

The motion prevailed. So the amendment was adopted.

H.F. No. 2044 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 47 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gustafson	Lantry	Peterson, D.L.	Solon
Belanger	Hughes	Lessard	Peterson, R.W.	Spear
Benson	Isackson	Luther	Petty	Storm
Bernhagen	Johnson, D.E.	McQuaid	Pogemiller	Taylor
Bertram	Jude	Mehrkens	Purfeerst	Vega
Chmielewski	Kamrath	Merriam	Ramstad	Waldorf
Dahl	Knaak	Moe, D.M.	Reichgott	Wegscheid
Diessner	Knutson	Olson	Renneke	
Frederickson	Kronebusch	Pehler	Schmitz	
Freeman	Laidig	Peterson, D.C.	Sieloff	

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

SPECIAL ORDER

H.F. No. 2023: A bill for an act relating to elections; changing certain procedures in absentee voting; increasing minimum number of election judges in certain precincts; changing certain official ballots for judicial candidates; requiring vendor bonds for certain voting systems; requiring public notice and demonstration for new voting equipment; authorizing standard ballot format; limiting number of ballots at single counting centers; amending Minnesota Statutes 1984, sections 203B.08, subdivisions 1a and 3a; 204B.22, by adding a subdivision; 204B.36, subdivision 4; 204D.14, subdivision 2; 206.56, by adding a subdivision; 206.57, by adding a subdivision; 206.58, subdivision 1; 206.82, by adding a subdivision; 206.84, subdivision 3; and 206.85, 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 49 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frederick	Kronebusch	Pehler	Schmitz
Anderson	Frederickson	Laidig	Peterson, C.C.	Sieloff
Belanger	Gustafson	Lantry	Peterson, D.C.	Solon
Bernhagen	Hughes	Lessard	Peterson, R.W.	Spear
Bertram	Isackson	Luther	Petty	Storm
Chmielewski	Johnson, D.E.	McQuaid	Pogemiller	Taylor
Dahl	Jude	Mehrkens	Purfeerst	Vega
Dicklich	Kamrath	Merriam	Ramstad	Waldorf
Diessner	Knaak	Novak	Reichgott	Wegscheid
Frank	Knutson	Olson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2170: A bill for an act relating to wild animals; authorizing the captive propagation and sale of raptors; amending Minnesota Statutes 1984, section 99.27, 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 39 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Kronebusch	Peterson, D.C.	Sieloff
Anderson	Frederick	Laidig	Peterson, D.L.	Solon
Belanger	Frederickson	Lantry	Peterson, R.W.	Spear
Benson	Freeman	Lessard	Petty	Storm
Bernhagen	Hughes	McQuaid	Purfeerst	Taylor
Bertram	Isackson	Novak	Ramstad	Vega
Dahl	Jude	Olson	Reichgott	Waldorf
Diessner	Knutson	Pehler	Schmitz	

So the bill passed and its title was agreed to.

SPECIAL ORDER

The question recurred on S.F. No. 2179.

S.F. No. 2179: A bill for an act relating to commerce; consumer protection; requiring the repair, refund, or replacement of new motor vehicles and new farm tractors under certain circumstances; prescribing certain settlement procedures; amending Minnesota Statutes 1984, section 325F.665, as amended; proposing coding for new law in Minnesota Statutes, chapter 325F.

Mr. Dahl moved to amend S.F. No. 2179 as follows:

Page 2, line 21, delete "*and*"

Page 2, line 26, before the period, insert "*;*

(g) "motor vehicle lessor" means a person who holds title to a motor vehicle leased to a lessee under a written lease agreement or who holds the lessor's rights under such agreement;

(h) "early termination costs" means expenses and obligations incurred by a motor vehicle lessor as a result of an early termination of a written lease agreement and surrender of a motor vehicle to a manufacturer under subdivision 4, including penalties for prepayment of finance arrangements and investment tax credits not allowed for the year in which such termination occurs and for prior years; and

(i) "early termination savings" means expenses and obligations avoided by a motor vehicle lessor as a result of an early termination of a written lease agreement and surrender of a motor vehicle to a manufacturer under subdivision 4, including the interest charges the motor vehicle lessor would have otherwise paid to finance the motor vehicle"

Page 5, after line 34, insert:

"*Nothing contained in this section shall prohibit a motor vehicle lessor from recovering early termination costs incurred or early termination savings received pursuant to this section.*"

Page 8, after line 27, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective August 1, 1986, and applies to all leased vehicles which are still under an express manufacturer's warranty and were originally delivered during the previous one-year period."

The motion prevailed. So the amendment was adopted.

S.F. No. 2179 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 39 and nays 3, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knaak	Peterson, C.C.	Sieloff
Anderson	Frederick	Knutson	Peterson, D.C.	Solon
Belanger	Frederickson	Laidig	Peterson, R.W.	Spear
Benson	Freeman	Lantry	Petty	Storm
Bernhagen	Gustafson	Lessard	Purfeerst	Taylor
Bertram	Hughes	McQuaid	Ramstad	Vega
Dahl	Isackson	Olson	Reichgott	Waldorf
Diessner	Johnson, D.E.	Pehler	Renneke	

Mrs. Kronebusch, Messrs. Mehrkens and Peterson, D.L. voted in the negative.

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

SPECIAL ORDER

H.F. No. 1035: A bill for an act relating to frauds; fixing conditions for the legal determination of fraud in property transfers; enacting the uniform fraudulent transfer act; proposing coding for new law in Minnesota Statutes, chapter 513; repealing Minnesota Statutes 1984, sections 513.20; 513.21; 513.22; 513.23; 513.24; 513.25; 513.26; 513.27; 513.28; 513.29; 513.30; 513.31; and 513.32.

Mr. Sieloff moved to amend H.F. No. 1035, as amended by the Committee on Judiciary, adopted by the Senate February 24, 1986, as follows:

Page 10, delete section 14 added by the Committee on Judiciary

The motion prevailed. So the amendment was adopted.

H.F. No. 1035 was then progressed.

SPECIAL ORDER

S.F. No. 1621: A bill for an act relating to public indebtedness; permitting the investment of debt service funds in face amount certificates; providing for use of bonds proceeds for construction of a municipal public safety facility by the city of Hutchinson; amending Minnesota Statutes 1984, section 136.31, subdivision 5; Minnesota Statutes 1985 Supplement, section 475.66, subdivision 3.

Mr. Frederickson moved to amend S.F. No. 1621 as follows:

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

"Sec. 2. Minnesota Statutes 1984, section 69.77, subdivision 2, is amended to read:

Subd. 2. The penalty provided for in subdivision 1 shall not apply to a relief association enumerated in subdivision 1a if the following requirements are met:

(1) Each member of the relief association pays into the special fund of the

association during a year of covered service, a contribution for retirement coverage including survivorship benefits of not less than eight percent of the maximum rate of salary upon which retirement coverage is credited and service pension and retirement benefit amounts are determined. The member contributions shall be made by payroll deduction from the salary of the member by the municipality, and shall be transmitted by the municipality to the relief association as soon as practical. The relief association shall deposit the member contribution to the credit of the special fund of the relief association. The member contribution requirement specified in this clause shall not apply to any members who are volunteer firefighters.

(2) The officers of the relief association determine the financial requirements of the relief association and minimum obligation of the municipality for the following calendar year in accordance with the requirements of this clause. The financial requirements of the relief association and the minimum obligation of the municipality shall be determined on or before the submission date established by the municipality pursuant to clause (3).

The financial requirements of the relief association for the following calendar year shall be based on the most recent actuarial valuation or survey prepared in accordance with sections 356.215, subdivision 4 and 356.216, as required pursuant to clause (8). In the event that an actuarial estimate is prepared by the actuary of the relief association as part of obtaining a modification of the benefit plan of the relief association and the modification is implemented, the actuarial estimate shall be used in calculating the financial requirements of the relief association.

If the relief association has an unfunded accrued liability as reported in the most recent actuarial valuation or survey, the total of the amounts calculated pursuant to clauses (a) and (b) shall constitute the financial requirements of the relief association for the following year. If the relief association does not have an unfunded accrued liability as reported in the most recent actuarial valuation or survey the amount calculated pursuant to subclause (a) shall constitute the financial requirements of the relief association for the following year.

(a) The normal level cost requirement for the following year, expressed as a dollar amount, which shall be determined by applying the normal level cost of the relief association as reported in the actuarial valuation or survey and expressed as a percentage of covered payroll to the estimated covered payroll of the active membership of the relief association, including any projected increase in the active membership, for the following year.

(b) To the dollar amount of normal cost thus determined shall be added an amount equal to the level annual dollar amount which is sufficient to amortize the unfunded accrued liability by December 31, 2010, as determined from the actuarial valuation or survey of the fund, using an interest assumption set at the rate specified in section 356.215, subdivision 4, clause (4). The amortization date specified in this subclause shall apply to all local police or salaried firefighters relief associations and shall supersede any amortization date specified in any applicable special law.

The minimum obligation of the municipality shall be an amount equal to the financial requirements of the relief association reduced by the estimated amount of member contributions from covered salary anticipated for the fol-

lowing calendar year and the estimated amounts from the applicable state aid program established pursuant to sections 69.011 to 69.051 anticipated as receivable by the relief association after any allocation pursuant to section 69.031, subdivision 5, clause (2), subclause (c) or 423A.01, subdivision 2, clause (6), and from the local police and salaried firefighters' relief association amortization aid program established pursuant to section 423A.02 anticipated for the following calendar year.

(3) The officers of the relief association shall submit determination of the financial requirements of the relief association and of the minimum obligation of the municipality to the governing body on or before the date established by the municipality which shall not be earlier than August 1 and shall not be later than September 1 of each year. The governing body of the municipality shall ascertain whether or not the determinations were prepared in accordance with law.

(4) The municipality shall provide for and shall pay each year at least the amount of the minimum obligation of the municipality to the relief association. If there is any deficiency in the municipal payment to meet the minimum obligation of the municipality as of the end of any calendar year, the amount of the deficiency shall be added to the minimum obligation of the municipality for the following year calculated pursuant to clause (2) and shall include interest at the rate of six percent per annum compounded from the date that the municipality was required to make payment pursuant to this clause until the date that the municipality actually makes the required payment.

(5) The municipality shall provide in the annual municipal budget for at least the minimum obligation of the municipality calculated pursuant to clause (2). The municipality may levy taxes for the payment of the minimum obligation of the municipality without any limitation as to rate or amount and irrespective of limitations imposed by other provisions of law upon the rate or amount of taxation when the balance of the special fund or any fund of the relief association has attained a specified minimum asset level. In addition, any taxes levied pursuant to this section shall not cause the amount or rate of other taxes levied in that year or to be levied in a subsequent year by the municipality which are subject to a limitation as to rate or amount to be reduced. If the municipality does not include the full amount of the minimum obligation of the municipality in the levy that the municipality certified to the county auditor in any year, the officers of the relief association shall certify the amount of any deficiency to the county auditor. Upon verifying the existence of any deficiency in the levy certified by the municipality, the county auditor shall spread a levy over the taxable property of the municipality in the amount of the deficiency certified to by the officers of the relief association.

(6) Any sums of money paid by the municipality to the relief association in excess of the minimum obligation of the municipality in any year shall be used to amortize any unfunded liabilities of the relief association.

(7) The funds of the association shall be invested in securities which are proper investments pursuant to section 11A.24, except that up to $10,000 may be invested in the stock of any one corporation in any account of such small size that the five percent stock limitation specified in section 11A.24, subdivision 5 would necessitate a lesser investment. Notwithstanding the foregoing, up to 75 percent of the market value of the assets of the fund may

be invested in open-end investment companies registered under the federal Investment Company Act of 1940, if the portfolio investments of the investment companies comply with the type of securities authorized for investment by section 11A.24, subdivisions 2 to 5. The association may also invest funds in Minnesota situs nonfarm real estate ownership interests or loans secured by mortgages or deeds of trust, provided that the amount of all investments in real property shall not exceed ten percent of the market value of the association's fund. *The association may also invest in face amount certificates issued by a face amount certificate investment company registered under the Federal Investment Company Act of 1940 whose face amount certificates are registered under the Federal Securities Act of 1933.* Securities held by the association before July 1, 1971, which do not meet the requirements of this paragraph may be retained after that date if they were proper investments for the association on April 28, 1969. The governing board of the association may select and appoint investment agencies to act for and in its behalf or may certify funds for investment by the state board under the provisions of section 11A.17, provided that there be no limit to the amount which may be invested in the income share account, in the bond account, or in the fixed-return account, and that up to 20 percent of that portion of the assets of the association invested in the Minnesota supplemental investment fund may be invested in the growth share account.

(8) The association shall procure an actuarial valuation showing the condition of the special fund of the relief association pursuant to sections 356.215 and 356.216 as of December 31 of every year. A copy of the actuarial survey shall be filed with the director of the legislative reference library, the governing body of the municipality in which the association is organized, the executive secretary of the legislative commission on pensions and retirement, and the commissioner of commerce, not later than June 1 of the following year."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F.No. 1621 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 42 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knaak	Peterson, C.C.	Solon
Anderson	Diessner	Knutson	Peterson, D.C.	Spear
Belanger	Frank	Kronebusch	Peterson, D.L.	Storm
Benson	Frederickson	Lantry	Peterson, R.W.	Stumpf
Berglin	Gustafson	McQuaid	Petty	Taylor
Bernhagen	Hughes	Mehrkens	Purfeerst	Wegscheid
Bertram	Isackson	Novak	Ramstad	
Chmielewski	Jude	Olson	Renneke	
Dahl	Kamrath	Pehler	Schmitz	

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

SPECIAL ORDER

H.F. No. 1970: A bill for an act relating to state lands; prescribing

appraisal for conveyance of surplus state land in Dakota county to city of Hastings; amending Laws 1985, chapter 61, section 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 40 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Diessner	Knutson	Peterson, C.C.	Renneke
Belanger	Frederick	Kronebusch	Peterson, D.C.	Schmitz
Benson	Frederickson	Laidig	Peterson, D.L.	Sieloff
Bernhagen	Gustafson	Lantry	Peterson, R.W.	Spear
Bertram	Hughes	McQuaid	Petty	Storm
Chmielewski	Jude	Mehrkens	Purfeerst	Stumpf
Dahl	Kamrath	Olson	Ramstad	Taylor
Davis	Knaak	Pehler	Reichgott	Wegscheid

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2329: A bill for an act relating to Dakota county; authorizing the issuance of bonds for the construction of library buildings and an annual levy for debt retirement.

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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Kamrath	Pehler	Renneke
Anderson	DeCramer	Knaak	Peterson, C.C.	Sieloff
Belanger	Diessner	Knutson	Peterson, D.C.	Solon
Benson	Frederick	Kronebusch	Peterson, D.L.	Spear
Berglin	Frederickson	Laidig	Peterson, R.W.	Storm
Bernhagen	Gustafson	Lantry	Petty	Stumpf
Bertram	Hughes	McQuaid	Purfeerst	Taylor
Chmielewski	Isackson	Mehrkens	Ramstad	
Dahl	Jude	Novak	Reichgott	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2364: A bill for an act relating to transportation; railroads; permitting transportation regulation board to approve certain rate changes and applications for track abandonment or discontinuance of service in certain cases without a public hearing; providing for imposition of misdemeanor penalty for certain violations relating to movement of hazardous materials; amending Minnesota Statutes 1984, sections 221.041, subdivision 1; and 221.291, subdivision 3; Minnesota Statutes 1985 Supplement, sections 219.741; and 219.85.

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 38 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Peterson, C.C.	Sieloff
Anderson	Frederick	Knutson	Peterson, D.L.	Spear
Bernhagen	Frederickson	Kronebusch	Peterson, R.W.	Storm
Bertram	Gustafson	Laidig	Petty	Stumpf
Chmielewski	Hughes	Lantry	Ramstad	Taylor
Dahl	Isackson	McQuaid	Reichgott	Wegscheid
Davis	Jude	Novak	Renneke	
DeCramer	Kamrath	Pehler	Schmitz	

So the bill passed and its title was agreed to.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Langseth moved that the following members be excused for a Conference Committee on H.F. No. 1599 from 11:00 a.m. to 8:30 p.m.:

Messrs. Langseth, Stumpf, Davis, Berg and DeCramer. The motion prevailed.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Pogemiller moved that the following members be excused for a Conference Committee on H.F. No. 2287 at 6:45 p.m.:

Messrs. Pogemiller; Johnson, D.J.; Frank; Freeman and Ms. Olson. The motion prevailed.

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.

CALL OF THE SENATE

Mr. Luther imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

SPECIAL ORDER

H.F. No. 1847: A bill for an act relating to unemployment compensation; altering the public policy statement; changing the taxable wage base; defining credit week; providing for employer charging; increasing the eligibility requirement; eliminating certain tax rate limitations; changing the weekly benefit amount; setting the maximum weekly benefit; providing for the duration of benefits; increasing the duration of benefits for claimants in counties with high unemployment; providing for seasonal employees; making the waiting week nonreimbursable; amending the benefit offset for severance pay; increasing the period of time and earnings necessary for requalification after disqualification; changing the definition of suitable work; transferring duties to the office of administrative hearings; amending Minnesota Statutes

1984, sections 14.03, subdivision 2; 14.53; 43A.18, subdivision 4; 179A.10, subdivision 1; 268.03; 268.04, subdivisions 25 and 29; 268.06, subdivisions 5, 8, 18, 19, and 20; 268.07, subdivisions 2 and 2a; 268.08, subdivision 3; 268.09, subdivisions 1 and 2; 268.10, subdivisions 2, 3, 4, 5, 6, and 9; 268.12, subdivisions 8, 9, 10, and 13; and 268.18, subdivisions 1 and 2; Minnesota Statutes 1985 Supplement, sections 14.48; 14.51; 268.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1984, section 268.04, subdivision 30.

Mr. Pehler moved to amend H.F. No. 1847 as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1985 Supplement, section 268.0111, is amended by adding a subdivision to read:

Subd. 3a. [DEPARTMENT.] *"Department" means the department of jobs and training.*

Sec. 2. Minnesota Statutes 1984, section 268.04, subdivision 2, is amended to read:

Subd. 2. "Base period" means the ~~period of 52 calendar weeks immediately preceding the first day of an individual's benefit year. However, if a claimant received weekly worker's compensation for temporary total disability under the provisions of chapter 176 or under a similar law of the United States for more than seven weeks within the base period, or if a claimant, whose own serious illness caused a loss of credit weeks within the base period, received compensation due to the illness from some other source or under a law of this state other than chapter 176 or under a similar law of the United States for more than seven weeks within the base period, the claimant's base period shall be lengthened by the same number of weeks, but not to exceed 52 weeks, for which the claimant received the payments. No extended base period shall include wage credits upon which benefits were established and paid with respect to a prior valid claim~~ *first four of the last five completed calendar quarters immediately preceding the first day of an individual's benefit year; except that, if during the base period an individual received workers' compensation for temporary disability under chapter 176 or a similar law of the United States, or if an individual whose own serious illness caused a loss of work for which the individual received compensation due to the illness from some other source or under a law of this state other than chapter 176 or a similar law of the United States, the individual's base period shall be lengthened to the extent stated as follows:*

(1) if an individual was compensated, as described above, for a loss of work of seven to 13 weeks, the original base period shall be extended to include one calendar quarter preceding the original base period; or

(2) if an individual was compensated, as described above, for a loss of work of 14 to 26 weeks, the original base period shall be extended to include two calendar quarters preceding the original base period; or

(3) if an individual was compensated, as described above, for a loss of work from 27 to 39 weeks, the original base period shall be extended to include the first three calendar quarters preceding the original base period; or

(4) if an individual was compensated, as described above, for a loss of work from 40 to 52 weeks, the original base period shall be extended to include the first four quarters preceding the original base period.

In no instance shall the base period be extended to include more than four additional calendar quarters.

No extended base period shall include wage credits upon which a claim was established and benefits were paid with respect to that valid claim.

Sec. 3. Minnesota Statutes 1984, section 268.04, subdivision 4, is amended to read:

Subd. 4. "Benefit year" with respect to any individual means the period of fifty-two calendar weeks beginning with the first day of the first week with respect to which the individual files a valid claim for benefits. *For individuals with a claim effective January 1, April 1, July 1, or October 1, the benefit year will be a period of 53 weeks beginning with the first week with respect to which the individual files a valid claim for benefits.*

Sec. 4. Minnesota Statutes 1984, section 268.04, subdivision 24, is amended to read:

Subd. 24. "Valid claim" with respect to any individual means a claim filed by an individual who has registered for work and who has ~~earned wage credits and established credit weeks~~ *been paid wages* during his base period sufficient to entitle him to benefits under section 268.07, subdivision 2.

Sec. 5. Minnesota Statutes 1984, section 268.04, subdivision 25, is amended to read:

Subd. 25. [WAGES.] "Wages" means all remuneration for services, including commissions and bonuses, back pay as of the date of payment, and tips and gratuities paid to an employee by a customer of an employer and accounted for by the employee to the employer, and the cash value of all remuneration in any medium other than cash~~,~~*;* except that ~~such~~*, the* term shall not include:

(a) For the purpose of determining contributions payable under section 268.06, subdivision 2, that part of the remuneration which exceeds~~, for each calendar year, the greater of $7,000 or that part of the remuneration which exceeds 60 percent of the average annual wage rounded to the nearest $100 computed in accordance with the provisions of clause (f)~~ *$10,700 in 1986, $11,200 in 1987, $11,700 in 1988, $12,200 in 1989, $12,700 in 1990, $13,300 in 1991, or, for each year thereafter, 60 percent of the average annual wage rounded to the nearest $100 computed in accordance with clause (f); except that, for each employer that has an experience ratio of less than one-tenth on one percent, that part of the remuneration which exceeds $8,000 in 1986, $8,900 in 1987, $10,000 in 1988, $11,100 in 1989, $12,200 in 1990, $13,300 in 1991, or, for each year thereafter, 60 percent of the average annual wage rounded to the nearest $100 computed in accordance with clause (f)*, paid to an individual by an employer with respect to covered employment in this state, or with respect to employment under the unemployment compensation law of any other state during any calendar year paid to such individual by such covered employer or his predecessor during such calendar year; provided, that if the term "wages" as contained in the Federal

Unemployment Tax Act is amended to include remuneration in excess of the amount required to be paid hereunder to an individual by an employer under the federal act for any calendar year, wages for the purposes of sections 268.03 to 268.24 shall include remuneration paid in a calendar year up to an amount equal to the dollar limitation specified in the Federal Unemployment Tax Act. For the purposes of this clause, the term "employment" shall include service constituting employment under any employment security law of another state or of the federal government;

(b) The amount of any payment made to, or on behalf of, an employee under a plan or system established by an employer which makes provision for his employees generally or for a class or classes of his employees (including any amount paid by an employer for insurance or annuities, or into a fund, to provide for any such payment), on account of (1) retirement or (2) sickness or accident disability or (3) medical and hospitalization expenses in connection with sickness or accident disability, or (4) death, provided the employee has not the option to receive, instead of provision for such death benefit, any part of such payment, or if such death benefit is insured, any part of the premium (or contributions to premiums) paid by his employer and has not the right, under the provisions of the plan or system or policy of insurance providing for such death benefit, to assign such benefit, or to receive a cash consideration in lieu of such benefit either upon his withdrawal from the plan or system providing for such benefit or upon termination of such plan or system or policy of insurance or of his employment with such employer;

(c) The payment by an employer (without deduction from the remuneration of the employee) (1) of the tax imposed upon an employee under section 3101 of the federal Internal Revenue Code, or (2) of any payment required from an employee under a state unemployment compensation law, with respect to remuneration paid to an employee for domestic service in a private home of the employer or for agricultural labor;

(d) Any payments made to a former employee during the period of active military service in the armed forces of the United States by such employer, whether legally required or not;

(e) Any payment made to, or on behalf of, an employee or his beneficiary (1) from or to a trust described in section 401(a) of the federal Internal Revenue Code which is exempt from tax under section 501(a) of such code at the time of such payment unless such payment is made to an employee of the trust as remuneration for services rendered as an employee and not as a beneficiary of the trust, or (2) under or to an annuity plan which, at the time of such payment is a plan described in section 403(a) of the federal Internal Revenue Code, or (3) under or to a bond purchase plan which, at the time of such payment, is a qualified bond purchase plan described in section 405(a) of the federal Internal Revenue Code;

(f) On or before July 1 of each year the commissioner shall determine the average annual wage paid by employers subject to sections 268.03 to 268.24 in the following manner:

(1) The sum of the total monthly employment reported for the previous calendar year shall be divided by 12 to determine the average monthly employment;

(2) The sum of the total wages reported for the previous calendar year shall

be divided by the average monthly employment to determine the average annual wage.

The average annual wage determined shall be effective for the calendar year next succeeding the determination.

Sec. 6. Minnesota Statutes 1984, section 268.04, is amended by adding a subdivision to read:

Subd. 34. [CONTRIBUTION REPORT.] *"Contribution report" means the summary report of wages and employment used to determine the amount of contributions due by employers on a calendar quarter basis. An auxiliary report of wages and employment broken down by business locations, when required, is part of the contribution report.*

Sec. 7. Minnesota Statutes 1984, section 268.04, is amended by adding a subdivision to read:

Subd. 35. [WAGE DETAIL REPORT.] *"Wage detail report" means the itemized report used to record the information required by section 268.121.*

Sec. 8. Minnesota Statutes 1984, section 268.04, is amended by adding a subdivision to read:

Subd. 36. [HIGH QUARTER.] *"High quarter" means the calendar quarter in an individual's base period for which the total wage credits paid to the individual during that quarter are equal to or greater than the total wage credits paid to the individual during any other calendar quarter in the individual's base period.*

Sec. 9. Minnesota Statutes 1984, section 268.06, subdivision 2, is amended to read:

Subd. 2. [RATES.] Each employer shall pay contributions equal to two and seven-tenths percent for each calendar year prior to 1985 and 5-4/10 percent for 1985 and each subsequent calendar year of wages paid and wages overdue and delayed beyond the usual time of payment from him with respect to employment occurring during each calendar year, except as may be otherwise prescribed in subdivisions 3a and 4. ~~Each employer who has an experience ratio of less than one-tenth of one percent shall pay contributions on only the first $8,000 in wages paid and wages overdue and delayed beyond the usual time of payment to each employee with respect to employment occurring during each calendar year.~~

Sec. 10. Minnesota Statutes 1984, section 268.06, subdivision 3a, is amended to read:

Subd. 3a. [RATE FOR NEW EMPLOYERS.] *(a)* Notwithstanding the provisions of subdivision 2, each employer, who becomes subject to this law, shall pay contributions at a rate:

~~(a) Not exceeding 2-7/10 percent, that is the higher of (1) one percent and (2) the state's three-year benefit cost rate for the 36 consecutive month period immediately preceding July 1 of each year for each employer who becomes subject to this law prior to January 1, 1984. For purposes of this clause, the state's three-year benefit cost rate shall be computed annually and shall be derived by dividing the total dollar amount of benefits paid to claimants under this law during the 36 consecutive calendar months immediately preceding~~

~~July 1 of each year by the total dollar amount of wages subject to contributions under this law during the same period. The rate so determined shall be applicable for the calendar year next succeeding each computation date.~~

~~(b) Not exceeding 2-7/10 percent, that is the higher of (1) one percent and (2) the state's four-year benefit cost rate for the 48 consecutive month period immediately preceding July 1 of each year for each employer, except employers in the construction industry, as determined by the commissioner, who becomes subject to this law subsequent to December 31, 1983 and prior to January 1, 1985. For purposes of this clause, the state's four-year benefit cost rate shall be computed and derived by dividing the total dollar amount of benefits paid to claimants under this law during the 48 consecutive calendar months immediately preceding July 1, 1983 by the total dollar amount of wages subject to contributions under this law during the same period. The rate so determined shall be applicable for the calendar year 1984.~~

~~Each construction employer described above who becomes subject to chapter 268 shall pay contributions at a rate, not exceeding 7-1/2 percent, that is the higher of (1) one percent, or (2) the state's four-year benefit cost rate for construction employers for the 48 consecutive month period immediately preceding July 1, 1983. For purposes of this clause, the state's four-year benefit cost rate shall be computed and derived by dividing the total dollar amount of benefits paid to claimants of construction employers, as determined by the commissioner, during the 48 consecutive calendar months immediately preceding July 1, 1983 by the total dollar amount of wages of construction employers subject to contributions during the same period. The rate so determined shall be applicable for the calendar year 1984.~~

~~(c)~~ not exceeding 5-4/10 percent, that is the higher of (1) one percent and (2) the state's five-year benefit cost rate for the 60 consecutive month period immediately preceding July 1, ~~1984 and~~ *of* each year ~~thereafter~~ for each employer, except employers in the construction industry, as determined by the commissioner who becomes subject to this law on January 1, 1985 and thereafter. For purposes of this clause, the state's five-year benefit cost rate shall be computed annually and shall be derived by dividing the total dollar amount of benefits paid to claimants under this law during the 60 consecutive calendar months immediately preceding July 1, ~~1984 and~~ *of* each year ~~thereafter~~ by the total dollar amount of wages subject to contributions under this law during the same period. The rate so determined shall be applicable for the calendar year next succeeding each computation date.

(b) Each construction employer described ~~above~~ *under paragraph (a)* who becomes subject to this chapter shall pay contributions at a rate, not exceeding ~~7-1/2 percent~~ *the maximum contribution rate for all employers as provided under subdivision 8*, that is the higher of (1) one percent, or (2) the state's five-year benefit cost rate for construction employers for the 60 consecutive month period immediately preceding July 1, ~~1984 and~~ *of* each year ~~thereafter~~. For purposes of this clause, the state's five-year benefit cost rate shall be computed annually and shall be derived by dividing the total dollar amount of benefits paid to claimants of construction employers, as determined by the commissioner, during the 60 consecutive calendar months immediately preceding July 1, ~~1984 and~~ *of* each year ~~thereafter~~ by the total dollar amount of wages of construction employers subject to contributions during the same period. The rate so determined shall be applicable for the

calendar year next succeeding each computation date.

Sec. 11. Minnesota Statutes 1984, section 268.06, subdivision 8, is amended to read:

Subd. 8. [DETERMINATION OF CONTRIBUTION RATES.] *(a)* For each calendar year the commissioner shall determine the contribution rate of each employer by adding the minimum rate to the experience ratio~~, except that if the ratio for the current calendar year increases or decreases the experience ratio for the preceding calendar year by more than one and one-half percentage points for 1982, and 2 1/2 percentage points for 1983 and each year thereafter, the increase or decrease for the current year shall be limited to one and one-half percentage points for 1982, and 2 1/2 percentage points for 1983 and each year thereafter, provided that a small business employer shall be eligible, upon application, for a reduction in the limitation to 1 1/2 percentage points for 1983 and each year thereafter. "Small business employer" for the purpose of this subdivision means an employer with an annual covered payroll of $250,000 or less, or fewer than 20 employees in three of the four quarters ending June 30, of the previous calendar year~~.

(b) The minimum rate for all employers *that have benefits charged to their account at any time during the period described in subdivision 6* shall be one percent if the amount in the unemployment compensation fund is less than $80,000,000 on June 30 of the preceding calendar year; or nine-tenths of one percent if the fund is more than $80,000,000 but less than $90,000,000; or eight-tenths of one percent if the fund is more than $90,000,000 but less than $110,000,000; or seven-tenths of one percent if the fund is more than $110,000,000 but less than $130,000,000; or six-tenths of one percent if the fund is more than $130,000,000 but less than $150,000,000; or five-tenths of one percent if the fund is more than $150,000,000 but less than $170,000,000; or three-tenths of one percent if the fund is more than $170,000,000 but less than $200,000,000; or one-tenth of one percent if the fund is $200,000,000 or more~~; provided that no employer shall have a contribution rate of more than 7.5 percent~~.

(c) The minimum rate for all employers that have not had benefits charged to their account at any time during the period described in subdivision 6 shall be two-tenths of one percent less than the minimum rate under paragraph (b) for 1987 and each year thereafter, provided that no rate can be less than zero percent.

(d) The maximum rate for for all employers shall be seven and one-half percent for 1987 and thereafter; except that, an employer who has had a contribution rate of at least seven and one-half percent for each of the last five calendar years shall be subject to a maximum rate of eight and one-half percent.

(e) A voluntary contribution paid under subdivision 24 shall not qualify an employer for assignment of a minimum rate under paragraph (c), nor avoidance of the higher maximum rate under paragraph (d).

(f) For the purposes of this section the unemployment compensation fund shall not include any moneys advanced from the Federal Unemployment Account in the unemployment trust fund in accordance with Title XII of the Social Security Act, as amended. ~~No employer first assigned an experience~~

~~ratio in accordance with subdivision 6, shall have his contribution rate increased or decreased by more than one and one-half percentage points for 1982; and 2-1/2 percentage points for 1983 and each year thereafter over the contribution rate assigned for the preceding calendar year in accordance with subdivision 3a, provided that a small business employer shall be eligible, upon application, for a reduction in the limitation to 1-1/2 percentage points for 1983 and each year thereafter.~~

Sec. 12. Minnesota Statutes 1984, section 268.06, is amended by adding a subdivision to read:

Subd. 8a. [SOLVENCY ASSESSMENT.] *If the fund balance is less than $50,000,000 on September 30, 1986, or any year thereafter, a solvency assessment will be in effect for the following calendar year. Each employer, except those making payments in lieu of contributions under subdivisions 25, 26, 27, and 28, and those assigned a minimum rate under subdivision 8, paragraph (c), shall pay a quarterly solvency assessment of ten percent multiplied by the contributions paid or due and payable for each calendar quarter in that year. Quarterly contributions and the solvency assessment payments shall be combined and will be computed notwithstanding the maximum rate established in subdivision 3a or 8, by multiplying the quarterly taxable payroll by the assigned contribution rate multiplied by 1.10.*

Sec. 13. Minnesota Statutes 1984, section 268.07, subdivision 2, is amended to read:

Subd. 2. [WEEKLY BENEFIT AMOUNT AND DURATION.] *(a)* ~~If the commissioner finds that an individual has earned 15, or more, credit weeks within the base period of employment in insured work with one or more employers, benefits shall be payable to such individual during his benefit year as follows:~~

~~(1) Weekly benefit amount shall be equal to 60 percent of the first $85, 40 percent of the next $85 and 50 percent of the remainder of the average weekly wage of such individual. The amount so computed if not a whole dollar shall be rounded down to the next lower dollar amount.~~ *To establish a benefit year for unemployment compensation insurance benefits, effective after January 1, 1987, and thereafter, an individual must have:*

(1) wage credits in two or more calendar quarters of the individual's base period; and

(2) minimum total base period wage credits equal to the high quarter wages multiplied by 1.4; and

(3) high quarter wage credits of not less than $1,300.

(b) An individual who is unable to establish a valid claim under paragraph (a), clauses (1) to (3), may establish a valid claim if the individual has:

(1) wage credits in at least three calendar quarters of the base period; and

(2) high quarter wage credits equal to at least 20 times the state minimum wage multiplied by 13; and

(3) combined wage credits in at least two of the remaining three calendar quarters equal to at least 20 times the state minimum wage multiplied by 13.

(c) If the commissioner finds that an individual has sufficient wages within

the base period to establish a valid claim, the weekly benefit amount payable to the individual during the individual's benefit year shall be equal to 1/26 of the individual's high quarter wage credits, rounded to the next lower whole dollar.

(d) Notwithstanding paragraph (c), the maximum weekly benefit amount of claims for benefits which establish a benefit year subsequent to July 1, ~~1979~~ *1988,* shall be ~~66 2/3~~ *60* percent of the average weekly wage, ~~except as provided in clause (d)~~ *as determined under this paragraph.* On or before June 30 of each year the commissioner shall determine the average weekly wage paid by employers subject to sections 268.03 to 268.24 in the following manner:

~~(a)~~ *(1)* The sum of the total monthly employment reported for the previous calendar year shall be divided by 12 to determine the average monthly employment.

~~(b)~~ *(2)* The sum of the total wages reported for the previous calendar year shall be divided by the average monthly employment to determine the average annual wage.

~~(c)~~ *(3)* The average annual wage shall be divided by 52 to determine the average weekly wage.

The maximum weekly benefit amount as so determined computed to the nearest whole dollar shall apply to claims for benefits which establish a benefit year which begins subsequent to June 30 of each year.

~~(d) The maximum weekly benefit amount for claims for benefits which establish a benefit year subsequent to June 30, 1982, and prior to July 1, 1983, shall be $184.~~

(e) Notwithstanding paragraph (c), the maximum weekly benefit amount of claims for benefits which establish a benefit year prior to July 1, 1989, shall be $228.

~~The maximum weekly benefit amount for claims for benefits which establish a benefit year subsequent to June 30, 1983, and prior to July 1, 1984, shall be $191.~~

~~The maximum weekly benefit amount for claims for benefits which establish a benefit year subsequent to June 30, 1984, and prior to July 1, 1985, shall be $198.~~

~~(2) An individual's maximum amount of regular benefits payable in a benefit year shall not exceed the lesser of (a) 26 times his weekly benefit amount or (b) 70 percent of the number of credit weeks earned by such an individual computed to the nearest whole week times his weekly benefit amount.~~

~~(3) Each eligible individual who is unemployed in any week shall be paid with respect to such week a benefit in an amount equal to his weekly benefit amount less that part of his earnings, including holiday pay, payable to him with respect to such week which is in excess of $25 or $200 for earnings from service in the national guard or a United States military reserve unit. Jury duty pay is not considered as earnings and shall not be deducted from benefits paid. Such benefit, if not a whole dollar amount shall be rounded down to the next lower dollar amount.~~

~~(4) The provisions of clauses (1) and (2) shall apply to claims for benefits~~

~~which establish a benefit year subsequent to June 30, 1983.~~

(f) Any otherwise eligible individual shall be entitled during any benefit year to a total amount of benefits equal to one-third of the individual's total base period wage credits rounded to the next lower dollar not to exceed 26 times the individual's weekly benefit amount.

Sec. 14. Minnesota Statutes 1984, section 268.07, subdivision 2a, is amended to read:

Subd. 2a. [EXCEPTION.] Notwithstanding the provisions of subdivision 2, if the commissioner finds that an individual has earned ~~credit weeks~~ *wage credits* in seasonal employment, benefits shall be payable only if the commissioner finds that the individual has earned ~~15 credit weeks~~ *wage credits equal to or in excess of 30 times the individual's weekly benefit amount* in employment which is not seasonal, in addition to any ~~credit weeks~~ *wage credits* in seasonal employment. For the purposes of this subdivision, "seasonal employment" means employment with a single employer in the recreation or tourist industry which is available with the employer for 15 consecutive weeks or less each calendar year.

Sec. 15. Minnesota Statutes 1984, section 268.07, subdivision 3, is amended to read:

Subd. 3. [WHEN WAGE CREDITS ARE NOT AVAILABLE.] (1) ~~No individual may receive benefits in a benefit year unless, subsequent to the beginning of the next preceding benefit year during which benefits were received, the individual performed service in insured work as defined in section 268.04, subdivision 17, and earned remuneration for the service in an amount equal to not less than the minimum wage credits required to qualify for benefits~~ *To establish a second benefit year following the expiration of an immediately preceding benefit year, an individual must have sufficient wage credits to establish a claim under subdivision 2 and must have performed services after the establishment of the expired benefit year. The services performed must have been in insured work and the wage credits from the services must equal not less than ten times the weekly benefit amount of the second benefit year.*

(2) No employer who provided 90 percent or more of the wage credits in a claimant's base period shall be charged for benefits based upon earnings of the claimant during a subsequent base period unless the employer has employed the claimant in any part of the subsequent base period.

(3) Wages paid by an employing unit may not be used for benefit purposes by any individual who (a) individually or jointly with a spouse, parent or child owns or controls directly or indirectly 25 percent or more interest in the employing unit; or (b) is the spouse, parent or minor child of any individual who owns or controls directly or indirectly 25 percent or more interest in the employing unit; and (c) is not permanently separated from employment.

This clause is effective when the individual has been paid four times the individual's weekly benefit amount in the current benefit year.

(4) Wages paid in seasonal employment, as defined in subdivision 2a, are not available for benefit purposes during weeks in which there is no seasonal employment available with the employer.

(5) No employer shall be charged for benefits if the employer is a base period employer on a second claim solely because of the transition from a base period consisting of the 52-week period preceding the claim date to a base period consisting of the first four of the last five completed calendar quarters preceding the claim date.

Sec. 16. Minnesota Statutes 1984, section 268.071, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] As used in this section, unless the context clearly requires otherwise:

(1) [EXTENDED BENEFIT PERIOD.] "Extended benefit period" means a period which

(a) Begins with the third week after a week for which there is a state "on" indicator; and

(b) Ends with either of the following weeks, whichever occurs later: The third week after the first week for which there is a state "off" indicator; or the 13th consecutive week of the period;

Provided, that no extended benefit period may begin before the 14th week following the end of a prior extended benefit period which was in effect with respect to this state.

(2) [STATE "ON" INDICATOR.] There is a "state 'on' indicator" for this state for a week if the commissioner determines, in accordance with the regulations of the United States secretary of labor, that for the period consisting of such week and the immediately preceding 12 weeks, the rate of insured unemployment (not seasonally adjusted) under this law

(a) equaled or exceeded 120 percent of the average of such rates for the corresponding 13 week period ending in each of the preceding two calendar years, and

(b) equaled or exceeded five percent.

The determination of whether there has been a state "on" indicator beginning any extended benefit period may be made as provided in clauses (a) and (b) above or a "state 'on' indicator" shall exist if the rate described in clause (b) equaled or exceeded six percent irrespective of whether the percentage requirement provided by clause (a) is met or exceeded.

(3) [STATE "OFF" INDICATOR.] There is a "state 'off' indicator" for this state for a week if, for the period consisting of such week and the immediately preceding 12 weeks, the rate of insured unemployment is less than six percent and the requirements for a "state 'on' indicator" under clause (2) of this subdivision are not satisfied.

(4) [RATE OF INSURED UNEMPLOYMENT.] "Rate of insured unemployment," for purposes of clauses (2) and (3), means the percentage derived by dividing the average weekly number of individuals filing claims for regular benefits in this state for weeks of unemployment with respect to the most recent 13 consecutive week period, as determined by the commissioner on the basis of his reports to the United States secretary of labor, by the average monthly employment covered under this law for the first four of the most recent six completed calendar quarters ending before the end of such 13

week period.

(5) [REGULAR BENEFITS.] "Regular benefits" means benefits payable to an individual under this law or under any other state law (including benefits payable to federal civilian employees and to ex-servicemen pursuant to 5 U.S.C. chapter 85) other than extended benefits and additional benefits.

(6) [EXTENDED BENEFITS.] "Extended benefits" means benefits (including benefits payable to federal civilian employees and to ex-servicemen pursuant to 5 U.S.C. chapter 85) payable to an individual under the provisions of this section for weeks of unemployment in his eligibility period.

(7) [ADDITIONAL BENEFITS.] "Additional benefits" means benefits payable to exhaustees by reason of conditions of high unemployment or by reason of other special factors under the provisions of any state law.

(8) [ELIGIBILITY PERIOD.] "Eligibility period" of an individual means the period consisting of the weeks in his benefit year which begin in an extended benefit period and, if his benefit year ends within such extended benefit period, any weeks thereafter which begin in such period.

(9) [EXHAUSTEE.] "Exhaustee" means an individual who, with respect to any week of unemployment in his eligibility period:

(a) Has received, prior to such week, all of the regular benefits that were available to him under this law or any other state law (including dependents' allowances and benefits payable to federal civilian employees and ex-servicemen under 5 U.S.C. chapter 85) in his current benefit year that includes such week;

Provided, that, for the purposes of this paragraph, an individual shall be deemed to have received all of the regular benefits that were available to him although as a result of a pending appeal with respect to wage credits ~~or credit weeks~~ that were not considered in the original monetary determination in his benefit year, he may subsequently be determined to be entitled to added regular benefits; or

(b) His benefit year having expired prior to such week, has no, or insufficient, wages and/or employment on the basis of which he could establish a new benefit year that would include such week or having established a benefit year that includes such week, he is precluded from receiving regular compensation by reason of: (i) a state law provision which meets the requirements of section 3304 (a) (7) of the Internal Revenue Code of 1954, or (ii) a disqualification determination which cancelled wage credits or totally reduced his benefit rights, or (iii) benefits are not payable by reason of a seasonal limitation in a state unemployment insurance law; and

(c) Has no right to unemployment benefits or allowances, as the case may be, under the railroad unemployment insurance act, the trade expansion act of 1962, the automotive products act of 1965 and such other federal laws as are specified in regulations issued by the United States secretary of labor; and has not received and is not seeking unemployment benefits under the unemployment compensation law of Canada; but if he is seeking such benefits and the appropriate agency finally determines that he is not entitled to benefits under such law he is considered an exhaustee.

(10) [STATE LAW.] "State law" means the unemployment insurance

law of any state, approved by the United States secretary of labor under section 3304 of the Internal Revenue Code of 1954.

Sec. 17. [268.073] [ADDITIONAL UNEMPLOYMENT COMPENSATION BENEFITS.]

A claimant who lives in an economic development region designated pursuant to section 462.385 where the insured unemployment rate is more than 1.75 times the statewide insured unemployment rate is eligible for additional regular unemployment benefits equal to four times the claimant's weekly benefit amount if the individual has exhausted all rights to regular benefits payable under section 268.07, is not entitled to receive extended benefits under section 268.071, and is not entitled to receive unemployment compensation benefits under any other state or federal law for the week in which the individual is claiming additional benefits under this section.

Sec. 18. Minnesota Statutes 1985 Supplement, section 268.08, subdivision 1, is amended to read:

Subdivision 1. [ELIGIBILITY CONDITIONS.] An individual shall be eligible to receive benefits with respect to any week of unemployment only if the commissioner finds that the individual:

(1) has registered for work at and thereafter has continued to report to an employment office, or agent of the office, in accordance with rules the commissioner may adopt; except that the commissioner may by rule waive or alter either or both of the requirements of this clause as to types of cases or situations with respect to which the commissioner finds that compliance with the requirements would be oppressive or would be inconsistent with the purposes of sections 268.03 to 268.24;

(2) has made a claim for benefits in accordance with rules as the commissioner may adopt;

(3) was able to work and was available for work, and was actively seeking work. The individual's weekly benefit amount shall be reduced one-fifth for each day the individual is unable to work or is unavailable for work. Benefits shall not be denied by application of this clause to an individual who is in training with the approval of the commissioner or in training approved pursuant to section 236 of the Trade Act of 1974, as amended.

An individual is deemed unavailable for work with respect to any week which occurs in a period when the individual is a full-time student in attendance at, or on vacation from an established school, college or university unless a majority of the ~~credit weeks~~ *wage credits* earned in the base period were for services performed during weeks in which the student was attending school as a full-time student.

An individual serving as a juror shall be considered as available for work and actively seeking work on each day the individual is on jury duty; and

(4) has been unemployed for a waiting period of one week during which the individual is otherwise eligible for benefits under sections 268.03 to 268.24. However, payment for the waiting week shall be made to the individual after the individual has qualified for and been paid benefits for four weeks of unemployment in a benefit year which period of unemployment is terminated because of the individual's return to employment. *Such payment*

shall be the lesser of (i) the minimum weekly benefit amount in effect at the time of payment under section 268.07, subdivision 2, paragraph (a) or (b), whichever is applicable, or (ii) the weekly benefit amount the individual is entitled to under sections 268.07 and 268.08.

No individual is required to serve a waiting period of more than one week within the one-year period subsequent to filing a valid claim and commencing with the week within which the valid claim was filed.

Sec. 19. Minnesota Statutes 1984, section 268.09, subdivision 1, is amended to read:

Subdivision 1. [DISQUALIFYING CONDITIONS.] An individual separated from employment under clauses (1), (2), or (3) shall be disqualified for waiting week credit and benefits. For separations under clauses (1) and (2), the disqualification shall continue until ~~four~~ *eight* calendar weeks have elapsed following his separation and the individual has earned ~~four~~ *eight* times his weekly benefit amount in insured work.

(1) [VOLUNTARY LEAVE.] The individual voluntarily and without good cause attributable to the employer discontinued his employment with such employer. For the purpose of this clause, a separation from employment by reason of its temporary nature or for inability to pass a test or for inability to meet performance standards necessary for continuation of employment or based solely on a provision in a collective bargaining agreement by which an individual has vested discretionary authority in another to act in behalf of the individual shall not be deemed voluntary.

A separation shall be for good cause attributable to the employer if it occurs as a consequence of sexual harassment. Sexual harassment means unwelcome sexual advances, requests for sexual favors, sexually motivated physical contact or other conduct or communication of a sexual nature when: (1) the employee's submission to such conduct or communication is made a term or condition of the employment, (2) the employee's submission to or rejection of such conduct or communication is the basis for decisions affecting employment, or (3) such conduct or communication has the purpose or effect of substantially interfering with an individual's work performance or creating an intimidating, hostile, or offensive working environment and the employer knows or should know of the existence of the harassment and fails to take timely and appropriate action.

(2) [DISCHARGE FOR MISCONDUCT.] The individual was discharged for misconduct, not amounting to gross misconduct connected with his work or for misconduct which interferes with and adversely affects his employment.

An individual shall not be disqualified under clauses (1) and (2) of this subdivision under any of the following conditions:

(a) The individual voluntarily discontinued his employment to accept work offering substantially better conditions of work or substantially higher wages or both;

(b) The individual is separated from employment due to his own serious illness provided that such individual has made reasonable efforts to retain his employment;

An individual who is separated from his employment due to his illness of chemical dependency which has been professionally diagnosed or for which he has voluntarily submitted to treatment and who fails to make consistent efforts to maintain the treatment he knows or has been professionally advised is necessary to control that illness has not made reasonable efforts to retain his employment.

(c) The individual accepts work from a base period employer which involves a change in his location of work so that said work would not have been deemed to be suitable work under the provisions of subdivision 2 and within a period of 13 weeks from the commencement of said work voluntarily discontinues his employment due to reasons which would have caused the work to be unsuitable under the provision of said subdivision 2;

(d) The individual left employment because he had reached mandatory retirement age and was 65 years of age or older;

(e) The individual is terminated by his employer because he gave notice of intention to terminate employment within 30 days. This exception shall be effective only through the calendar week which includes the date of intended termination, provided that this exception shall not result in the payment of benefits for any week for which he receives his normal wage or salary which is equal to or greater than his weekly benefit amount;

(f) The individual is separated from employment due to the completion of an apprenticeship program, or segment thereof, approved pursuant to chapter 178;

(g) The individual voluntarily leaves part-time employment with a base period employer while continuing full-time employment if the individual attempted to return to part-time employment after being separated from the full-time employment, and if substantially the same part-time employment with the base period employer was not available for the individual.

(3) [DISCHARGE FOR GROSS MISCONDUCT.] The individual was discharged for gross misconduct connected with his work or gross misconduct which interferes with and adversely affects his employment. For a separation under this clause, the commissioner shall impose a total disqualification for the benefit year and cancel all of the wage credits from the last employer from whom he was discharged for gross misconduct connected with his work.

For the purpose of this clause "gross misconduct" is defined as misconduct involving assault and battery or the malicious destruction of property or arson or sabotage or embezzlement or any other act, including theft, the commission of which amounts to a felony or gross misdemeanor. For an employee of a health care facility, gross misconduct also includes misconduct involving an act of patient or resident abuse as defined in section 626.557, subdivision 2, clause (d).

If an individual is convicted of a felony or gross misdemeanor for the same act or acts of misconduct for which the individual was discharged, the misconduct is conclusively presumed to be gross misconduct if it was connected with his work.

(4) [LIMITED OR NO CHARGE OF BENEFITS.] Benefits paid subse-

quent to an individual's separation under any of the foregoing clauses, excepting clauses (2)(c) and (2)(e), shall not be used as a factor in determining the future contribution rate of the employer from whose employment such individual separated.

Benefits paid subsequent to an individual's failure, without good cause, to accept an offer of suitable re-employment shall not be used as a factor in determining the future contribution rate of the employer whose offer of re-employment he failed to accept or whose offer of re-employment was refused solely due to the distance of the available work from his residence, the individual's own serious illness or his other employment at the time of the offer.

(5) An individual who was employed by an employer shall not be disqualified for benefits under this subdivision for any acts or omissions occurring after his separation from employment with the employer.

(6) [DISCIPLINARY SUSPENSIONS.] An individual shall be disqualified for waiting week credit and benefits for the duration of any disciplinary suspension of 30 days or less resulting from his own misconduct. Disciplinary suspensions of more than 30 days shall constitute a discharge from employment.

Sec. 20. Minnesota Statutes 1984, section 268.09, subdivision 2, is amended to read:

Subd. 2. [FAILURE TO APPLY FOR OR ACCEPT SUITABLE WORK OR RE-EMPLOYMENT.] An individual shall be disqualified for waiting week credit and benefits during the week of occurrence and until ~~four~~ *eight* calendar weeks have elapsed following his refusal or failure and he has earned ~~four~~ *eight* times his weekly benefit amount in insured work if the commissioner finds that he has failed, without good cause, either to apply for available, suitable work of which he was advised by the employment office, or the commissioner or to accept suitable work when offered him, or to return to his customary self-employment (if any) when so directed by the commissioner, or to accept a base period employer's offer of re-employment offering substantially the same or better hourly wages and conditions of work as were previously provided by that employer in his base period.

(a) In determining whether or not any work is suitable for an individual, the commissioner shall consider the degree of risk involved to his health, safety, and morals, his physical fitness and prior training, his experience, his length of unemployment and prospects of securing local work in his customary occupation, the distance of the available work from his residence, *and how the offered work's wage compares with the wage the individual received during the high quarter of the individual's base period. With respect to the work's wage, the work shall be deemed suitable if it is otherwise suitable considering the above factors and the wage rate offered to the claimant is equal to 100 percent of the claimant's average weekly wage during the high quarter of the claimant's base period, if the work is offered during the first four weeks following a valid claim for benefits; equal to at least 85 percent of the claimant's average weekly wage during the high quarter of the claimant's base period, if the work is offered during weeks five through eight following a valid claim for benefits; equal to at least 75 percent of the claimant's average weekly wage during the high quarter of the claimant's base period, if the work is offered during weeks nine through 12 following a valid*

claim for benefits; or equal to at least 70 percent of the claimant's average weekly wage during the high quarter of the claimant's base period, if the work is offered after 12 weeks of benefits have been received.

(b) Notwithstanding any other provisions of sections 268.03 to 268.24, no work shall be deemed suitable, and benefits shall not be denied thereunder to any otherwise eligible individual for refusing to accept new work under any of the following conditions:

(1) if the position offered is vacant due directly to a strike, lockout, or other labor dispute;

(2) if the wages, hours, or other conditions of the work offered are substantially less favorable to the individual than those prevailing for similar work in the locality;

(3) if as a condition of being employed the individual would be required to join a union or to resign from or refrain from joining any bona fide labor organization;

(4) if the individual is in training with the approval of the commissioner.

Sec. 21. Minnesota Statutes 1984, section 268.10, subdivision 1, is amended to read:

Subdivision 1. [FILING.] *(a)* Claims for benefits shall be made in accordance with such regulations as the commissioner may prescribe. Each employer shall post and maintain printed statements of such regulations in places readily accessible to individuals in his service and shall make available to each such individual at the time he becomes unemployed, a printed statement of such regulations. Such printed statements shall be supplied by the commissioner to each employer without cost to him.

~~(1)~~ *(b)* Any employer upon separation of an employee from his employment for any reason which may result in disqualification for benefits under section 268.09, shall furnish to such employee a separation notice which shall provide the employer's name, address, and employer account number as registered with the department, the employee's name and social security account number, the inclusive dates of his employment, and the reason for the separation. A copy of such separation notice shall be filed with the commissioner within seven days of such separation. The commissioner shall require each individual filing a claim for benefits to establish a benefit year to furnish the reason for separation from all employers in his base period.

~~(2) Upon the filing, by an individual, of a claim for benefits, the commissioner shall give notice to all such base period employers of the filing of such claim and request each such base period employer, within seven days after the mailing of such notice, to furnish the following information:~~

~~(a) The total wage credits earned in the base period;~~

~~(b) The number of credit weeks which end within the base period;~~

~~(c) The week ending dates for each calendar week within the base period in which the individual earned less than the amount required to make a credit week and the amount of earnings in each such week;~~

~~(d) The reason for the separation or separations of such individual from the~~

~~employ of the employer in the base period; and~~

~~(c) Such employer's protest, if any, relating to the ineligibility or disqualification of such individual.~~

~~(3) If any base period employer, after the notice of filing of a claim and the request for wage and separation information has been duly mailed to his last known address, fails to file information as provided by items (a) through (c) of clause 2 of this subdivision within seven days, the commissioner shall:~~

~~(a) Determine the validity of an individual's claim based on the claimant's statements or any other available information. An employer shall be liable for a late filing fee of not less than $5 nor more than $25, as the commissioner may determine, to be paid to the department of economic security and credited to the contingent fund if he has failed without good cause to submit the wage and separation information as required in clause 2 of this subdivision within seven days after the request has been duly mailed to his last known address.~~

(c) Upon establishment of a benefit year, the commissioner shall give notice to the last employer for whom the individual worked and all base period employers. The employer so notified shall have seven days after the mailing of the notice to file a protest to monetary entitlement or raise an issue of ineligibility or disqualification.

(d) If, upon review of the wage information on file with the department, it is found that an employer failed to provide wage information for the claimant, the commissioner shall accept a claimant certification as to the wages earned, based upon the claimant's records, and issue a monetary determination of validity certification. This determination may be modified based upon corrected information subsequently received from the employer or other sources. The employer who failed to report the individual's wages or filed an erroneous report may be penalized in accordance with section 268.16 or 268.18. In the absence of fraud, if a redetermination of validity of claim based on an employer's late *or erroneous* report subsequently cancels or reduces the amount of benefits to which a claimant was entitled under the initial determination, the claimant shall not be required to make repayment to the fund of any benefits paid to him prior to such redetermination; and

~~(b)~~ *(e) The commissioner shall* determine any issue of disqualification raised ~~by clause (1)~~ *under paragraph (c)* or by an employer's late report. If an employer fails to file a separation notice within the time limits prescribed in ~~clause (1)~~ *paragraph (b)*, any relief from benefit charges provided by section 268.09, subdivision 1, clause (4), shall apply to weeks of unemployment beginning after the filing of the late report.

Sec. 22. Minnesota Statutes 1984, section 268.10, subdivision 2, is amended to read:

Subd. 2. [EXAMINATION OF CLAIMS; DETERMINATION; APPEAL.] (1) An official, designated by the commissioner, shall promptly examine each claim for benefits filed to establish a benefit year pursuant to this section, and, on the basis of the facts found, shall determine whether or not such claims are valid, and if valid, the weekly benefit amount payable, the maximum benefit amount payable during the benefit year, and the date the benefit year terminates, and this determination shall be known as the

determination of validity. Notice of the determination of validity or any redetermination as provided for in clause (4) shall be promptly given the claimant and all other interested parties. ~~If within the time limits for filing a protest an employer notifies the department that an individual's weekly benefit amount as determined under section 268.07 exceeds the individual's weekly wages earned with the employer, the individual's weekly benefit amount shall be the lesser of (1) the weekly benefit amount as determined under section 268.07, or (2) the weekly benefit amount which is 50 percent of the quotient derived by dividing the total wage credits earned in the individual's base period credit weeks from all employers in insured work by the number of base period credit weeks.~~ If within the time specified for the filing of ~~wage and separation information~~ *a protest* as provided in subdivision 1, ~~clause (2)~~ *paragraph (c)*, the employer makes an allegation of disqualification or raises an issue of the chargeability to his account of benefits that may be paid on such claim, if the claim is valid, the issue thereby raised shall be promptly determined by said official and a notification of the determination delivered or mailed to the claimant and the employer. If an initial determination or an appeal tribunal decision or the commissioner's decision awards benefits, the benefits shall be paid promptly regardless of the pendency of any appeal period or any appeal or other proceeding which may thereafter be taken. Except as provided in clause (6), if an appeal tribunal decision modifies or reverses an initial determination awarding benefits, or if a commissioner's decision modifies or reverses an appeal decision awarding benefits, any benefits paid under the award of such initial determination or appeal tribunal decision shall be deemed erroneous payments.

(2) At any time within 24 months from the date of the filing of a valid claim for benefits by an individual, an official of the department or any interested party or parties raises an issue of claimant's eligibility for benefits for any week or weeks in accordance with the requirements of the provisions of sections 268.03 to 268.24 or any official of the department or any interested party or parties or benefit year employer raises an issue of disqualification in accordance with the regulations of the commissioner, a determination shall be made thereon and a written notice thereof shall be given to the claimant and such other interested party or parties or benefit year employer. A determination issued under this clause which denies benefits for weeks for which the claimant has previously been paid benefits is an overpayment of those benefits subject to section 268.18.

(3) A determination issued pursuant to clauses (1) and (2) shall be final unless an appeal therefrom is filed by a claimant or employer within 15 days after the mailing of the notice of the determination to his last known address or personal delivery of the notice. Every notice of determination shall contain a prominent statement indicating in clear language the method of appealing the determination, the time within which such an appeal must be made, and the consequences of not appealing the determination. A timely appeal from a determination of validity in which the issue is whether an employing unit is an employer within the meaning of this chapter or whether services performed for an employer constitute employment within the meaning of this chapter shall be subject to the provisions of section 268.12, subdivision 13.

(4) At any time within 24 months from the date of the filing of a valid claim for benefits by an individual, the commissioner on his own motion may

reconsider a determination of validity made thereon and make a redetermination thereof if he finds that an error in computation or identity or the crediting of wage credits has occurred in connection therewith or if the determination was made as a result of a nondisclosure or misrepresentation of a material fact. A determination or redetermination issued under this clause which denies benefits for weeks for which the claimant has previously been paid benefits is an overpayment of those benefits subject to section 268.18.

(5) However, the commissioner may in his discretion refer any disputed claims directly to a referee for hearing and determination in accordance with the procedure outlined in subdivision 3 and the effect and status of such determination in such a case shall be the same as though the matter had been determined upon an appeal to the tribunal from an initial determination.

(6) If a referee's decision affirms an initial determination awarding benefits or the commissioner affirms an appeal tribunal decision awarding benefits, the decision, if finally reversed, shall not result in a disqualification and benefits paid shall neither be deemed overpaid nor shall they be considered in determining any individual employer's future contribution rate under section 268.06.

Sec. 23. Minnesota Statutes 1984, section 268.12, subdivision 8, is amended to read:

Subd. 8. [RECORDS; REPORTS.] (1) Each employing unit shall keep true and accurate work records for such periods of time and containing such information as the commissioner may prescribe. Such records shall be open to inspection, audit, and verification, and be subject to being copied by any authorized representative of the commissioner at any reasonable time and as often as may be necessary. The commissioner, appeal referee, or any other duly authorized representative of the commissioner, may require from any employing unit any sworn or unsworn reports, with respect to persons employed by it, which the commissioner, appeal referee, or any other duly authorized representative of the commissioner deems necessary for the effective administration of sections 268.03 to 268.24~~, provided that quarterly contribution and wage report forms shall include the employee's name, social security number, and total wages paid to the employee~~.

(2) The commissioner may cause to be made such summaries, compilations, photographs, duplications, or reproductions of any records, reports, or transcripts thereof as he may deem advisable for the effective and economical preservation of the information contained therein, and such summaries, compilations, photographs, duplications or reproductions, duly authenticated, shall be admissible in any proceeding under sections 268.03 to 268.24, if the original record or records would have been admissible therein. Notwithstanding any restrictions contained in section 16B.50, except restrictions as to quantity, the commissioner is hereby authorized to duplicate, on equipment furnished by the federal government or purchased with funds furnished for that purpose by the federal government, records, reports, summaries, compilations, instructions, determinations, or any other written matter pertaining to the administration of the Minnesota economic security law.

(3) Notwithstanding any inconsistent provisions elsewhere, the commissioner may provide for the destruction or disposition of any records, reports,

transcripts, or reproductions thereof, or other papers in his custody, which are more than two years old, the preservation of which is no longer necessary for the establishment of contribution liability or benefit rights or for any purpose necessary to the proper administration of sections 268.03 to 268.24, including any required audit thereof, provided, that the commissioner may provide for the destruction or disposition of any record, report, or transcript, or other paper in his custody which has been photographed, duplicated, or reproduced in the manner provided in clause (2).

(4) Notwithstanding the provisions of the Minnesota State Archives Act the commissioner shall with the approval of the legislative auditor destroy all benefit checks and benefit check authorization cards that are more than two years old and no person shall make any demand, bring any suit or other proceeding to recover from the state of Minnesota any sum alleged to be due him on any claim for benefits after the expiration of two years from the date of filing such claim.

Sec. 24. Minnesota Statutes 1984, section 268.121, is amended to read:

268.121 [WAGE REPORTING.]

Beginning on April 1, 1984, each employer subject to this chapter shall provide the commissioner with a quarterly report of *the* wages~~, as defined in section 268.04, subdivision 25,~~ paid to each employee of that employer covered by this chapter. ~~The commissioner shall provide the legislature with his recommendations for statutory changes to fully implement this section no later than January 1, 1983~~ *The report must include the employee's name, social security number, and the total wages paid to the employee. The report is due and must be filed at the same time as the contribution report in accordance with rules established by the commissioner for filing of quarterly contribution reports. For the purpose of this section, "wages paid" includes wages actually or constructively paid and wages overdue and delayed beyond the usual time of payment.*

Sec. 25. Minnesota Statutes 1984, section 268.16, subdivision 2, is amended to read:

Subd. 2. [REPORTS; DELINQUENCIES; PENALTIES.] ~~(1)~~ *(a)* Any employer who knowingly fails to make and submit to the department ~~of economic security~~ any *contribution* report ~~of wages paid by or due from him for insured work in the manner and~~ at the time ~~such~~ *the* report is required by ~~regulations~~ *rules* prescribed by the commissioner shall pay to the department ~~of economic security~~ for the contingent account a penalty in the amount of one and one-half percent of contributions accrued during the period for which ~~such~~ *the* report is required, for each month from and after ~~such~~ *the due* date until ~~such~~ *the* report is properly made and submitted to the department ~~of economic security~~. In no case shall the amount of the penalty imposed hereby be less than $5 per month. The maximum penalty imposed hereby shall be $25 or the amount determined at the rate of 1-1/2 percent per month, whichever is greater. ~~Any employing unit which fails to make and submit to the commissioner any report, other than one of wages paid or payable for insured work, as and when required by the regulations of the commissioner, shall be subject to a penalty in the sum of $10 payable to the department of economic security for the contingent account. All such penalties shall be in addition to interest and any other penalties provided for by sections 268.03 to 268.24 and~~

~~shall be collected as provided by section 268.161.~~

~~(2)~~ *(b)* If any employing unit required by sections 268.03 to 268.24 to make and submit contribution reports shall fail to do so within the time prescribed by these sections or by regulations under the authority thereof, or shall make, willfully or otherwise, an incorrect, false or fraudulent contribution report, he shall, on the written demand of the commissioner, make such contribution report, or corrected report, within ten days after the mailing of such written demand and at the same time pay the whole contribution, or additional contribution, due on the basis thereof. If such employer shall fail within that time to make such report, or corrected report, the commissioner shall make for him a report, or corrected report, from his own knowledge and from such information as he can obtain through testimony, or otherwise, and assess a contribution on the basis thereof, which contribution, plus penalties and interest which thereafter accrued (less any payments theretofore made) shall be paid within ten days after the commissioner has mailed to such employer a written notice of the amount thereof and demand for its payment. Any such contribution report or assessment made by the commissioner on account of the failure of the employer to make a report or corrected report shall be prima facie correct and valid, and the employer shall have the burden of establishing its incorrectness or invalidity in any action or proceeding in respect thereto. Whenever such delinquent employer shall file a report or corrected report, the commissioner may, if he finds it substantially correct, substitute it for the commissioner's report.

(c) Any employer who fails to file the wage detail report required by section 268.121 shall pay to the department for the contingent account a penalty of one-half of one percent of total wages paid and wages due but not paid during the period for each month the report is delinquent. The penalty shall not be assessed if the wage detail report is properly made and filed within 30 days after a demand for the report is mailed to the employer's address of record. In no case shall the amount of the penalty, if assessed, be less than $25. Penalties due under this subdivision may be waived where good cause for late filing is found by the commissioner.

(d) Any employer who files the wage detail report required by section 268.121, but knowingly fails to include any of the required information or knowingly enters erroneous information, shall be subject to a penalty of $25 for each individual for whom the information is missing or erroneous.

(e) Any employing unit which fails to make and submit to the commissioner any report, other than a contribution report or wage detail report, as and when required by rule, shall be subject to a penalty in the sum of $50 payable to the department for the contingent account.

(f) The penalties provided for in paragraphs (a), (c), (d), and (e) are in addition to interest and any other penalties imposed by sections 268.03 to 268.24 and shall be collected as provided by section 268.161.

Sec. 26. Minnesota Statutes 1984, section 268.16, is amended by adding a subdivision to read:

Subd. 2a. [COSTS.] *Any employing unit which fails to make and submit reports or pay any contributions or reimbursement when due is liable to the department any recording fees, sheriff fees, or litigation costs incurred in*

obtaining the reports or collecting the amounts due.

If any check or money order, in payment of any amount due under sections 268.03 to 268.24, is not honored when presented for payment, the employing unit will be assessed a fee of $20 which shall be in addition to any other fees required under sections 268.03 to 268.24. The fee shall be assessed regardless of the amount of the check or money order or the reason for nonpayment with the exception of processing errors made by a financial institution.

Costs due under this subdivision shall be paid to the department and credited to the administration fund.

Sec. 27. [REVISOR'S INSTRUCTION.]

The revisor of statutes shall change all references in chapter 268 to the "department of economic security" to the "department of jobs and training."

Sec. 28. [268.85] [APPROPRIATION.]

$20,000,000 is appropriated from the general fund to the commissioner of jobs and training for transfer to the unemployment compensation fund established under section 268.05 for the purpose of paying unemployment benefits due during the period from November 10, 1986, through January 1, 1987, to the extent there are insufficient funds in the unemployment compensation fund for the payment of benefits. The commissioner may transfer to the unemployment compensation fund and spend only such amounts from this appropriation as are necessary to pay all unemployment benefits due during the period from November 10, 1986, through January 1, 1987, without requiring an advance from the secretary of the treasury of the United States under section 1201 of the Social Security Act, as amended. Amounts transferred from this appropriation are a loan and are repayable to the general fund immediately after January 1, 1987, from contributions obtained by the commissioner under section 268.06. The amounts necessary to make the repayment are appropriated from the unemployment compensation fund for transfer to the general fund. These appropriations are available until June 30, 1987.

Sec. 29. [REPEALER.]

Minnesota Statutes 1984, section 268.04, subdivisions 8, 29, and 30, are repealed.

Sec. 30. [EFFECTIVE DATE.]

Sections 1, 6, 7, 23, 24, 25, 26, 27, and 28 are effective the day following final enactment. Sections 18, 19, and 20 are effective July 1, 1986. Sections 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 21, 22, and 29 are effective January 1, 1987."

Delete the title and insert:

"A bill for an act relating to unemployment compensation; regulating benefits and contribution rates; appropriating money; amending Minnesota Statutes 1984, sections 268.04, subdivisions 2, 4, 24, 25, and by adding subdivisions; 268.06, subdivisions 2, 3a, 8, and by adding a subdivision; 268.07, subdivisions 2, 2a, and 3; 268.071, subdivision 1; 268.09, subdivisions 1 and 2; 268.10, subdivisions 1 and 2; 268.12, subdivision 8; 268.121;

268.16, subdivision 2, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 268.0111, by adding a subdivision; 268.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1984, section 268.04, subdivisions 8, 29, and 30."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 10 and nays 51, as follows:

Those who voted in the affirmative were:

Chmielewski	Dieterich	Novak	Peterson, R.W.	Stumpf
Davis	Moe, R.D.	Pehler	Petty	Willet

Those who voted in the negative were:

Adkins	Frederick	Kroening	Olson	Solon
Anderson	Frederickson	Kronebusch	Peterson, C.C.	Spear
Belanger	Freeman	Laidig	Peterson, D.C.	Storm
Benson	Gustafson	Langseth	Peterson, D.L.	Taylor
Berglin	Isackson	Lantry	Pogemiller	Vega
Bernhagen	Johnson, D.E.	Lessard	Purfeerst	Waldorf
Bertram	Johnson, D.J.	Luther	Ramstad	Wegscheid
Dahl	Jude	McQuaid	Reichgott	
Dicklich	Kamrath	Mehrkens	Renneke	
Diessner	Knaak	Merriam	Schmitz	
Frank	Knutson	Moe, D.M.	Sieloff	

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

Mr. Frank moved to amend H.F. No. 1847 as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 268.04, subdivision 24, is amended to read:

Subd. 24. "Valid claim" with respect to any individual means a claim filed by an individual who has registered for work and who has earned wage credits and established credit weeks *or alternative credit weeks* during his base period sufficient to entitle him to benefits under section 268.07, subdivision 2.

Sec. 2. Minnesota Statutes 1984, section 268.04, subdivision 25, is amended to read:

Subd. 25. [WAGES.] "Wages" means all remuneration for services, including commissions and bonuses, back pay as of the date of payment, and tips and gratuities paid to an employee by a customer of an employer and accounted for by the employee to the employer, and the cash value of all remuneration in any medium other than cash~~,~~; except that, ~~such~~ *the* term shall not include:

(a) For the purpose of determining contributions payable under section 268.06, subdivision 2, that part of the remuneration which exceeds~~,~~ ~~for each calendar year, the greater of $7,000 or that part of the remuneration which exceeds 60 percent of the average annual wage rounded to the nearest $100 computed in accordance with the provisions of clause (f)~~ *$11,200 in 1987, $11,700 in 1988, $12,200 in 1989, $12,700 in 1990, $13,300 in 1991, or, for each year thereafter, 60 percent of the average annual wage rounded to the*

nearest $100 computed in accordance with the provisions of clause (f); except that, for each employer that has an experience ratio of less than one-tenth of one percent, that part of the remuneration which exceeds $8,900 in 1987, $10,000 in 1988, $11,100 in 1989, $12,200 in 1990, $13,300 in 1991, or, for each year thereafter, 60 percent of the average annual wage rounded to the nearest $100 computed in accordance with the provisions of clause (f), paid to an individual by an employer with respect to covered employment in this state, or with respect to employment under the unemployment compensation law of any other state during any calendar year paid to such individual by such covered employer or his predecessor during such calendar year; provided, that if the term "wages" as contained in the Federal Unemployment Tax Act is amended to include remuneration in excess of the amount required to be paid hereunder to an individual by an employer under the federal act for any calendar year, wages for the purposes of sections 268.03 to 268.24 shall include remuneration paid in a calendar year up to an amount equal to the dollar limitation specified in the Federal Unemployment Tax Act. For the purposes of this clause, the term "employment" shall include service constituting employment under any employment security law of another state or of the federal government;

(b) The amount of any payment made to, or on behalf of, an employee under a plan or system established by an employer which makes provision for his employees generally or for a class or classes of his employees (including any amount paid by an employer for insurance or annuities, or into a fund, to provide for any such payment), on account of (1) retirement or (2) sickness or accident disability or (3) medical and hospitalization expenses in connection with sickness or accident disability, or (4) death, provided the employee has not the option to receive, instead of provision for such death benefit, any part of such payment, or if such death benefit is insured, any part of the premium (or contributions to premiums) paid by his employer and has not the right, under the provisions of the plan or system or policy of insurance providing for such death benefit, to assign such benefit, or to receive a cash consideration in lieu of such benefit either upon his withdrawal from the plan or system providing for such benefit or upon termination of such plan or system or policy of insurance or of his employment with such employer;

(c) The payment by an employer (without deduction from the remuneration of the employee) (1) of the tax imposed upon an employee under section 3101 of the federal Internal Revenue Code, or (2) of any payment required from an employee under a state unemployment compensation law, with respect to remuneration paid to an employee for domestic service in a private home of the employer or for agricultural labor;

(d) Any payments made to a former employee during the period of active military service in the armed forces of the United States by such employer, whether legally required or not;

(e) Any payment made to, or on behalf of, an employee or his beneficiary (1) from or to a trust described in section 401(a) of the federal Internal Revenue Code which is exempt from tax under section 501(a) of such code at the time of such payment unless such payment is made to an employee of the trust as remuneration for services rendered as an employee and not as a beneficiary of the trust, or (2) under or to an annuity plan which, at the time of such payment is a plan described in section 403(a) of the federal Internal

Revenue Code, or (3) under or to a bond purchase plan which, at the time of such payment, is a qualified bond purchase plan described in section 405(a) of the federal Internal Revenue Code;

(f) On or before July 1 of each year the commissioner shall determine the average annual wage paid by employers subject to sections 268.03 to 268.24 in the following manner:

(1) The sum of the total monthly employment reported for the previous calendar year shall be divided by 12 to determine the average monthly employment;

(2) The sum of the total wages reported for the previous calendar year shall be divided by the average monthly employment to determine the average annual wage.

The average annual wage determined shall be effective for the calendar year next succeeding the determination.

Sec. 3. Minnesota Statutes 1984, section 268.04, is amended by adding a subdivision to read:

Subd. 29a. [ALTERNATIVE CREDIT WEEK.] *"Alternative credit week" means any week for which wages or back pay, actually or constructively paid, wages overdue and delayed beyond the usual time of payment, and back pay by or from one or more employers to an employee for insured work equal or exceed 20 times the state minimum wage in effect on the date the employee makes a claim for benefits.*

Sec. 4. Minnesota Statutes 1984, section 268.06, subdivision 2, is amended to read:

Subd. 2. [RATES.] Each employer shall pay contributions equal to two and seven-tenths percent for each calendar year prior to 1985 and 5-4/10 percent for 1985 and each subsequent calendar year of wages paid and wages overdue and delayed beyond the usual time of payment from him with respect to employment occurring during each calendar year, except as may be otherwise prescribed in subdivisions 3a and 4. ~~Each employer who has an experience ratio of less than one-tenth of one percent shall pay contributions on only the first $8,000 in wages paid and wages overdue and delayed beyond the usual time of payment to each employee with respect to employment occurring during each calendar year.~~

Sec. 5. Minnesota Statutes 1984, section 268.06, subdivision 3a, is amended to read:

Subd. 3a. [RATE FOR NEW EMPLOYERS.] *(a)* Notwithstanding the provisions of subdivision 2, each employer, who becomes subject to this law, shall pay contributions at a rate:

~~(a) Not exceeding 2 7/10 percent, that is the higher of (1) one percent and (2) the state's three-year benefit cost rate for the 36 consecutive month period immediately preceding July 1 of each year for each employer who becomes subject to this law prior to January 1, 1984. For purposes of this clause, the state's three-year benefit cost rate shall be computed annually and shall be derived by dividing the total dollar amount of benefits paid to claimants under this law during the 36 consecutive calendar months immediately preceding~~

~~July 1 of each year by the total dollar amount of wages subject to contributions under this law during the same period. The rate so determined shall be applicable for the calendar year next succeeding each computation date.~~

~~(b) Not exceeding 2-7/10 percent, that is the higher of (1) one percent and (2) the state's four-year benefit cost rate for the 48 consecutive month period immediately preceding July 1 of each year for each employer, except employers in the construction industry, as determined by the commissioner, who becomes subject to this law subsequent to December 31, 1983 and prior to January 1, 1985. For purposes of this clause, the state's four-year benefit cost rate shall be computed and derived by dividing the total dollar amount of benefits paid to claimants under this law during the 48 consecutive calendar months immediately preceding July 1, 1983 by the total dollar amount of wages subject to contributions under this law during the same period. The rate so determined shall be applicable for the calendar year 1984.~~

~~Each construction employer described above who becomes subject to chapter 268 shall pay contributions at a rate, not exceeding 7-1/2 percent, that is the higher of (1) one percent, or (2) the state's four-year benefit cost rate for construction employers for the 48 consecutive month period immediately preceding July 1, 1983. For purposes of this clause, the state's four-year benefit cost rate shall be computed and derived by dividing the total dollar amount of benefits paid to claimants of construction employers, as determined by the commissioner, during the 48 consecutive calendar months immediately preceding July 1, 1983 by the total dollar amount of wages of construction employers subject to contributions during the same period. The rate so determined shall be applicable for the calendar year 1984.~~

~~(c)~~ not exceeding 5-4/10 percent, that is the higher of (1) one percent and (2) the state's five-year benefit cost rate for the 60 consecutive month period immediately preceding July 1, ~~1984 and~~ *of* each year ~~thereafter~~ for each employer, except employers in the construction industry, as determined by the commissioner who becomes subject to this law on January 1, 1985 and thereafter. For purposes of this clause, the state's five-year benefit cost rate shall be computed annually and shall be derived by dividing the total dollar amount of benefits paid to claimants under this law during the 60 consecutive calendar months immediately preceding July 1, ~~1984 and~~ *of* each year ~~thereafter~~ by the total dollar amount of wages subject to contributions under this law during the same period. The rate so determined shall be applicable for the calendar year next succeeding each computation date.

(b) Each construction employer described ~~above~~ *under paragraph (a)* who becomes subject to this chapter shall pay contributions at a rate, not exceeding ~~7-1/2 percent~~ *the maximum contribution rate for all employers as provided under subdivision 8*, that is the higher of (1) one percent, or (2) the state's five-year benefit cost rate for construction employers for the 60 consecutive month period immediately preceding July 1, ~~1984 and~~ *of* each year ~~thereafter~~. For purposes of this clause, the state's five-year benefit cost rate shall be computed annually and shall be derived by dividing the total dollar amount of benefits paid to claimants of construction employers, as determined by the commissioner, during the 60 consecutive calendar months immediately preceding July 1, ~~1984 and~~ *of* each year ~~thereafter~~ by the total dollar amount of wages of construction employers subject to contributions during the same period. The rate so determined shall be applicable for the

calendar year next succeeding each computation date.

Sec. 6. Minnesota Statutes 1984, section 268.06, subdivision 5, is amended to read:

Subd. 5. [BENEFITS CHARGED AS AND WHEN PAID.] Benefits paid to an individual pursuant to a valid claim shall be charged against the account of his employer as and when paid, except that benefits paid to an individual who earned base period wages for part-time employment shall not be charged to an employer that is liable for payments in lieu of contributions or to the experience rating account of an employer if the employer: (1) provided weekly base period part-time employment; (2) continues to provide weekly employment equal to at least 90 percent of the part-time employment provided in the base period; and (3) is an interested party because of the individual's loss of other employment. The amount of benefits so chargeable against each base period employer's account shall bear the same ratio to the total benefits paid to an individual as the base period wage credits of the individual earned from such employer bear to the total amount of base period wage credits of the individual earned from all his base period employers.

In making computations under this provision, the amount of wage credits if not a multiple of $1, shall be computed to the nearest multiple of $1.

Benefits shall not be charged to an employer that is liable for payments in lieu of contributions or to the experience rating account of an employer for unemployment *(1)* that is directly caused by a major natural disaster declared by the president pursuant to section 102(2) of the Disaster Relief Act of 1974 (42 United States Code 5122(2)), if the unemployed individual would have been eligible for disaster unemployment assistance with respect to that unemployment but for the individual's receipt of unemployment insurance benefits, *or (2) that is directly caused by a fire, flood, or act of God where 70 percent or more of the employees employed in the affected location become unemployed as a result and the employer substantially reopens its operations in that same area within 360 days of the fire, flood, or act of God. Benefits shall be charged to the employer's account where the unemployment is caused by the willful act of the employer or a person acting on behalf of the employer.*

Sec. 7. Minnesota Statutes 1984, section 268.06, subdivision 8, is amended to read:

Subd. 8. [DETERMINATION OF CONTRIBUTION RATES.] *(a)* For each calendar year the commissioner shall determine the contribution rate of each employer by adding the minimum rate to the experience ratio~~, except that if the ratio for the current calendar year increases or decreases the experience ratio for the preceding calendar year by more than one and one-half percentage points for 1982; and 2-1/2 percentage points for 1983 and each year thereafter, the increase or decrease for the current year shall be limited to one and one-half percentage points for 1982; and 2-1/2 percentage points for 1983 and each year thereafter, provided that a small business employer shall be eligible, upon application, for a reduction in the limitation to 1-1/2 percentage points for 1983 and each year thereafter. "Small business employer" for the purpose of this subdivision means an employer with an annual covered payroll of $250,000 or less, or fewer than 20 employees in three of the four quarters ending June 30, of the previous calendar year~~.

(b) The minimum rate for all employers *that have benefits charged to their account at any time during the period described in subdivision 6* shall be one percent if the amount in the unemployment compensation fund is less than $80,000,000 on June 30 of the preceding calendar year; or nine-tenths of one percent if the fund is more than $80,000,000 but less than $90,000,000; or eight-tenths of one percent if the fund is more than $90,000,000 but less than $110,000,000; or seven-tenths of one percent if the fund is more than $110,000,000 but less than $130,000,000; or six-tenths of one percent if the fund is more than $130,000,000 but less than $150,000,000; or five-tenths of one percent if the fund is more than $150,000,000 but less than $170,000,000; or three-tenths of one percent if the fund is more than $170,000,000 but less than $200,000,000; or one-tenth of one percent if the fund is $200,000,000 or more~~; provided that no employer shall have a contribution rate of more than 7.5 percent~~.

(c) The maximum rate for for all employers shall be eight percent for calendar year 1987 and eight and one-half percent for calendar year 1988 and thereafter.

(d) For the purposes of this section the unemployment compensation fund shall not include any moneys advanced from the Federal Unemployment Account in the unemployment trust fund in accordance with Title XII of the Social Security Act, as amended. ~~No employer first assigned an experience ratio in accordance with subdivision 6, shall have his contribution rate increased or decreased by more than one and one-half percentage points for 1982; and 2-1/2 percentage points for 1983 and each year thereafter over the contribution rate assigned for the preceding calendar year in accordance with subdivision 3a, provided that a small business employer shall be eligible, upon application, for a reduction in the limitation to 1-1/2 percentage points for 1983 and each year thereafter.~~

Sec. 8. Minnesota Statutes 1984, section 268.07, subdivision 2, is amended to read:

Subd. 2. [WEEKLY BENEFIT AMOUNT AND DURATION.] If the commissioner finds that an individual has earned 15~~,~~ or more~~,~~ credit weeks, *or failing that, 20 or more alternative credit weeks,* within the base period of employment in insured work with one or more employers, benefits shall be payable to such individual during his benefit year as follows:

(1) Weekly benefit amount shall be equal to 60 percent of the first $85, 40 percent of the next $85 and 50 percent of the remainder of the average weekly wage of such individual. The amount so computed if not a whole dollar shall be rounded down to the next lower dollar amount. The maximum weekly benefit amount of claims for benefits which establish a benefit year subsequent to July 1, 1979 shall be 66-2/3 percent of the average weekly wage, except as provided in clause (d).

On or before June 30 of each year the commissioner shall determine the average weekly wage paid by employers subject to sections 268.03 to 268.24 in the following manner:

(a) The sum of the total monthly employment reported for the previous calendar year shall be divided by 12 to determine the average monthly employment.

(b) The sum of the total wages reported for the previous calendar year shall be divided by the average monthly employment to determine the average annual wage.

(c) The average annual wage shall be divided by 52 to determine the average weekly wage.

The maximum weekly benefit amount as so determined computed to the nearest whole dollar shall apply to claims for benefits which establish a benefit year which begins subsequent to June 30 of each year.

(d) The maximum weekly benefit amount for claims for benefits which establish a benefit year subsequent to June 30, ~~1982~~ *1986*, and prior to July 1, ~~1983~~ *1989*, shall be ~~$184~~ *$228. The minimum weekly benefit amount for claims for benefits which establish a benefit year subsequent to June 30, 1986, shall be $45.*

~~The maximum weekly benefit amount for claims for benefits which establish a benefit year subsequent to June 30, 1983, and prior to July 1, 1984, shall be $191.~~

~~The maximum weekly benefit amount for claims for benefits which establish a benefit year subsequent to June 30, 1984, and prior to July 1, 1985, shall be $198.~~

(2) An individual's maximum amount of regular benefits payable in a benefit year shall not exceed the lesser of (a) 26 times his weekly benefit amount or (b) 70 percent of the number of credit weeks *or alternative credit weeks* earned by such an individual computed to the nearest whole week times his weekly benefit amount.

(3) Each eligible individual who is unemployed in any week shall be paid with respect to such week a benefit in an amount equal to his weekly benefit amount less that part of his earnings, including holiday pay, payable to him with respect to such week which is in excess of $25 or $200 for earnings from service in the national guard or a United States military reserve unit. Jury duty pay is not considered as earnings and shall not be deducted from benefits paid. Such benefit, if not a whole dollar amount shall be rounded down to the next lower dollar amount.

(4) The provisions of clauses (1) and (2) shall apply to claims for benefits which establish a benefit year subsequent to June 30, 1983.

Sec. 9. Minnesota Statutes 1984, section 268.07, subdivision 2a, is amended to read:

Subd. 2a. [EXCEPTION.] Notwithstanding the provisions of subdivision 2, if the commissioner finds that an individual has earned credit weeks *or alternative credit weeks* in seasonal employment, benefits shall be payable only if the commissioner finds that the individual has earned *at least* 15 credit weeks *or, if applicable, at least 20 alternative credit weeks,* in employment which is not seasonal, in addition to any credit weeks *or alternative credit weeks* in seasonal employment. For the purposes of this subdivision, "seasonal employment" means employment with a single employer in the recreation or tourist industry which is available with the employer for 15 consecutive weeks or less each calendar year.

Sec. 10. Minnesota Statutes 1984, section 268.071, subdivision 1, is

amended to read:

Subdivision 1. [DEFINITIONS.] As used in this section, unless the context clearly requires otherwise:

(1) [EXTENDED BENEFIT PERIOD.] "Extended benefit period" means a period which

(a) Begins with the third week after a week for which there is a state "on" indicator; and

(b) Ends with either of the following weeks, whichever occurs later: The third week after the first week for which there is a state "off" indicator; or the 13th consecutive week of the period;

Provided, that no extended benefit period may begin before the 14th week following the end of a prior extended benefit period which was in effect with respect to this state.

(2) [STATE "ON" INDICATOR.] There is a "state 'on' indicator" for this state for a week if the commissioner determines, in accordance with the regulations of the United States secretary of labor, that for the period consisting of such week and the immediately preceding 12 weeks, the rate of insured unemployment (not seasonally adjusted) under this law

(a) equaled or exceeded 120 percent of the average of such rates for the corresponding 13 week period ending in each of the preceding two calendar years, and

(b) equaled or exceeded five percent.

The determination of whether there has been a state "on" indicator beginning any extended benefit period may be made as provided in clauses (a) and (b) above or a "state 'on' indicator" shall exist if the rate described in clause (b) equaled or exceeded six percent irrespective of whether the percentage requirement provided by clause (a) is met or exceeded.

(3) [STATE "OFF" INDICATOR.] There is a "state 'off' indicator" for this state for a week if, for the period consisting of such week and the immediately preceding 12 weeks, the rate of insured unemployment is less than six percent and the requirements for a "state 'on' indicator" under clause (2) of this subdivision are not satisfied.

(4) [RATE OF INSURED UNEMPLOYMENT.] "Rate of insured unemployment," for purposes of clauses (2) and (3), means the percentage derived by dividing the average weekly number of individuals filing claims for regular benefits in this state for weeks of unemployment with respect to the most recent 13 consecutive week period, as determined by the commissioner on the basis of his reports to the United States secretary of labor, by the average monthly employment covered under this law for the first four of the most recent six completed calendar quarters ending before the end of such 13 week period.

(5) [REGULAR BENEFITS.] "Regular benefits" means benefits payable to an individual under this law or under any other state law (including benefits payable to federal civilian employees and to ex-servicemen pursuant to 5 U.S.C. chapter 85) other than extended benefits and additional benefits.

(6) [EXTENDED BENEFITS.] "Extended benefits" means benefits

(including benefits payable to federal civilian employees and to ex-servicemen pursuant to 5 U.S.C. chapter 85) payable to an individual under the provisions of this section for weeks of unemployment in his eligibility period.

(7) [ADDITIONAL BENEFITS.] "Additional benefits" means benefits payable to exhaustees by reason of conditions of high unemployment or by reason of other special factors under the provisions of any state law.

(8) [ELIGIBILITY PERIOD.] "Eligibility period" of an individual means the period consisting of the weeks in his benefit year which begin in an extended benefit period and, if his benefit year ends within such extended benefit period, any weeks thereafter which begin in such period.

(9) [EXHAUSTEE.] "Exhaustee" means an individual who, with respect to any week of unemployment in his eligibility period:

(a) Has received, prior to such week, all of the regular benefits that were available to him under this law or any other state law (including dependents' allowances and benefits payable to federal civilian employees and ex-servicemen under 5 U.S.C. chapter 85) in his current benefit year that includes such week;

Provided, that, for the purposes of this paragraph, an individual shall be deemed to have received all of the regular benefits that were available to him although as a result of a pending appeal with respect to wage credits ~~or~~, credit weeks, *or alternative credit weeks* that were not considered in the original monetary determination in his benefit year, he may subsequently be determined to be entitled to added regular benefits; or

(b) His benefit year having expired prior to such week, has no, or insufficient, wages and/or employment on the basis of which he could establish a new benefit year that would include such week or having established a benefit year that includes such week, he is precluded from receiving regular compensation by reason of: (i) a state law provision which meets the requirements of section 3304 (a) (7) of the Internal Revenue Code of 1954, or (ii) a disqualification determination which cancelled wage credits or totally reduced his benefit rights, or (iii) benefits are not payable by reason of a seasonal limitation in a state unemployment insurance law; and

(c) Has no right to unemployment benefits or allowances, as the case may be, under the railroad unemployment insurance act, the trade expansion act of 1962, the automotive products act of 1965 and such other federal laws as are specified in regulations issued by the United States secretary of labor; and has not received and is not seeking unemployment benefits under the unemployment compensation law of Canada; but if he is seeking such benefits and the appropriate agency finally determines that he is not entitled to benefits under such law he is considered an exhaustee.

(10) [STATE LAW.] "State law" means the unemployment insurance law of any state, approved by the United States secretary of labor under section 3304 of the Internal Revenue Code of 1954.

Sec. 11. Minnesota Statutes 1984, section 268.08, subdivision 1, is amended to read:

Subdivision 1. [ELIGIBILITY CONDITIONS.] An individual shall be eligible to receive benefits with respect to any week of unemployment only if

the commissioner finds that the individual:

(1) has registered for work at and thereafter has continued to report to an employment office, or agent of the office, in accordance with rules the commissioner may adopt; except that the commissioner may by rule waive or alter either or both of the requirements of this clause as to types of cases or situations with respect to which the commissioner finds that compliance with the requirements would be oppressive or would be inconsistent with the purposes of sections 268.03 to 268.24;

(2) has made a claim for benefits in accordance with rules as the commissioner may adopt;

(3) was able to work and was available for work, and was actively seeking work. The individual's weekly benefit amount shall be reduced one-fifth for each day the individual is unable to work or is unavailable for work. Benefits shall not be denied by application of this clause to an individual who is in training with the approval of the commissioner or in training approved pursuant to section 236 of the Trade Act of 1974, as amended.

An individual is deemed unavailable for work with respect to any week which occurs in a period when the individual is a full-time student in attendance at, or on vacation from an established school, college or university unless a majority of the credit weeks *or alternative credit weeks* earned in the base period were for services performed during weeks in which the student was attending school as a full-time student.

An individual serving as a juror shall be considered as available for work and actively seeking work on each day the individual is on jury duty; and

(4) has been unemployed for a waiting period of one week during which the individual is otherwise eligible for benefits under sections 268.03 to 268.24. However, payment for the waiting week shall be made to the individual after the individual has qualified for and been paid benefits for four weeks of unemployment in a benefit year which period of unemployment is terminated because of the individual's return to employment. No individual is required to serve a waiting period of more than one week within the one-year period subsequent to filing a valid claim and commencing with the week within which the valid claim was filed.

Sec. 12. Minnesota Statutes 1984, section 268.09, is amended by adding a subdivision to read:

Subd. 2a. An individual who has qualified for benefits under the alternative credit week requirement, as provided under section 268.07, subdivision 2, and who is disqualified for benefits under subdivisions 1 and 2 of this section, other than for gross misconduct, shall be disqualified for waiting week credit and benefits. The disqualification shall continue until four weeks have elapsed following the separation or refusal of suitable work or reemployment and until the individual has worked for a minimum of 20 hours in each of four weeks in insured work.

Sec. 13. Minnesota Statutes 1984, section 268.10, subdivision 1, is amended to read:

Subdivision 1. [FILING.] Claims for benefits shall be made in accordance with such regulations as the commissioner may prescribe. Each employer

shall post and maintain printed statements of such regulations in places readily accessible to individuals in his service and shall make available to each such individual at the time he becomes unemployed, a printed statement of such regulations. Such printed statements shall be supplied by the commissioner to each employer without cost to him.

(1) Any employer upon separation of an employee from his employment for any reason which may result in disqualification for benefits under section 268.09, shall furnish to such employee a separation notice which shall provide the employer's name, address, and employer account number as registered with the department, the employee's name and social security account number, the inclusive dates of his employment, and the reason for the separation. A copy of such separation notice shall be filed with the commissioner within seven days of such separation. The commissioner shall require each individual filing a claim for benefits to establish a benefit year to furnish the reason for separation from all employers in his base period.

(2) Upon the filing, by an individual, of a claim for benefits, the commissioner shall give notice to all such base period employers of the filing of such claim and request each such base period employer, within seven days after the mailing of such notice, to furnish the following information:

(a) The total wage credits earned in the base period;

(b) The number of credit weeks *or alternative credit weeks* which end within the base period;

(c) The week ending dates for each calendar week within the base period in which the individual earned less than the amount required to make a credit week *or alternative credit week* and the amount of earnings in each such week;

(d) The reason for the separation or separations of such individual from the employ of the employer in the base period; and

(e) Such employer's protest, if any, relating to the ineligibility or disqualification of such individual.

(3) If any base period employer, after the notice of filing of a claim and the request for wage and separation information has been duly mailed to his last known address, fails to file information as provided by items (a) through (e) of clause 2 of this subdivision within seven days, the commissioner shall:

(a) Determine the validity of an individual's claim based on the claimant's statements or any other available information. An employer shall be liable for a late filing fee of not less than $5 nor more than $25, as the commissioner may determine, to be paid to the department of economic security and credited to the contingent fund if he has failed without good cause to submit the wage and separation information as required in clause 2 of this subdivision within seven days after the request has been duly mailed to his last known address. In the absence of fraud, if a redetermination of validity of claim based on an employer's late report subsequently cancels or reduces the amount of benefits to which a claimant was entitled under the initial determination, the claimant shall not be required to make repayment to the fund of any benefits paid to him prior to such redetermination; and

(b) Determine any issue of disqualification raised by clause (1) or by an

employer's late report. If an employer fails to file a separation notice within the time limits prescribed in clause (1), any relief from benefit charges provided by section 268.09, subdivision 1, clause (4), shall apply to weeks of unemployment beginning after the filing of the late report.

Sec. 14. Minnesota Statutes 1984, section 268.10, subdivision 2, is amended to read:

Subd. 2. [EXAMINATION OF CLAIMS; DETERMINATION; APPEAL.] (1) An official, designated by the commissioner, shall promptly examine each claim for benefits filed to establish a benefit year pursuant to this section, and, on the basis of the facts found, shall determine whether or not such claims are valid, and if valid, the weekly benefit amount payable, the maximum benefit amount payable during the benefit year, and the date the benefit year terminates, and this determination shall be known as the determination of validity. Notice of the determination of validity or any redetermination as provided for in clause (4) shall be promptly given the claimant and all other interested parties. If within the time limits for filing a protest an employer notifies the department that an individual's weekly benefit amount as determined under section 268.07 exceeds the individual's weekly wages earned with the employer, the individual's weekly benefit amount shall be the lesser of (1) the weekly benefit amount as determined under section 268.07, or (2) the weekly benefit amount which is 50 percent of the quotient derived by dividing the total wage credits earned in the individual's base period credit weeks *or alternative credit weeks* from all employers in insured work by the number of base period credit weeks *or alternative credit weeks*. If within the time specified for the filing of wage and separation information as provided in subdivision 1, clause (2), the employer makes an allegation of disqualification or raises an issue of the chargeability to his account of benefits that may be paid on such claim, if the claim is valid, the issue thereby raised shall be promptly determined by said official and a notification of the determination delivered or mailed to the claimant and the employer. If an initial determination or an appeal tribunal decision or the commissioner's decision awards benefits, the benefits shall be paid promptly regardless of the pendency of any appeal period or any appeal or other proceeding which may thereafter be taken. Except as provided in clause (6), if an appeal tribunal decision modifies or reverses an initial determination awarding benefits, or if a commissioner's decision modifies or reverses an appeal decision awarding benefits, any benefits paid under the award of such initial determination or appeal tribunal decision shall be deemed erroneous payments.

(2) At any time within 24 months from the date of the filing of a valid claim for benefits by an individual, an official of the department or any interested party or parties raises an issue of claimant's eligibility for benefits for any week or weeks in accordance with the requirements of the provisions of sections 268.03 to 268.24 or any official of the department or any interested party or parties or benefit year employer raises an issue of disqualification in accordance with the regulations of the commissioner, a determination shall be made thereon and a written notice thereof shall be given to the claimant and such other interested party or parties or benefit year employer. A determination issued under this clause which denies benefits for weeks for which the claimant has previously been paid benefits is an overpayment of those

benefits subject to section 268.18.

(3) A determination issued pursuant to clauses (1) and (2) shall be final unless an appeal therefrom is filed by a claimant or employer within 15 days after the mailing of the notice of the determination to his last known address or personal delivery of the notice. Every notice of determination shall contain a prominent statement indicating in clear language the method of appealing the determination, the time within which such an appeal must be made, and the consequences of not appealing the determination. A timely appeal from a determination of validity in which the issue is whether an employing unit is an employer within the meaning of this chapter or whether services performed for an employer constitute employment within the meaning of this chapter shall be subject to the provisions of section 268.12, subdivision 13.

(4) At any time within 24 months from the date of the filing of a valid claim for benefits by an individual, the commissioner on his own motion may reconsider a determination of validity made thereon and make a redetermination thereof if he finds that an error in computation or identity or the crediting of wage credits has occurred in connection therewith or if the determination was made as a result of a nondisclosure or misrepresentation of a material fact. A determination or redetermination issued under this clause which denies benefits for weeks for which the claimant has previously been paid benefits is an overpayment of those benefits subject to section 268.18.

(5) However, the commissioner may in his discretion refer any disputed claims directly to a referee for hearing and determination in accordance with the procedure outlined in subdivision 3 and the effect and status of such determination in such a case shall be the same as though the matter had been determined upon an appeal to the tribunal from an initial determination.

(6) If a referee's decision affirms an initial determination awarding benefits or the commissioner affirms an appeal tribunal decision awarding benefits, the decision, if finally reversed, shall not result in a disqualification and benefits paid shall neither be deemed overpaid nor shall they be considered in determining any individual employer's future contribution rate under section 268.06.

Sec. 15. [268.86] [LOAN.]

Up to $20,000,000 is appropriated and authorized as a loan from the general fund to the commissioner of jobs and training for transfer to the unemployment compensation fund established under section 268.05 for the purpose of paying unemployment benefits due during the period from November 10, 1986, through January 1, 1987, to the extent there are insufficient funds in the unemployment compensation fund for the payment of benefits. The commissioner may transfer to the unemployment compensation fund and spend only amounts from this loan as are necessary to pay all unemployment benefits due during the period from November 10, 1986, through January 1, 1987, without requiring an advance from the secretary of the treasury of the United States under section 1201 of the Social Security Act, as amended. Amounts transferred from this loan are repayable to the general fund immediately after January 1, 1987, from contributions obtained by the commissioner pursuant to section 268.06. The amounts necessary to make the repayment are appropriated from the unemployment compensation fund for transfer to the general fund. These appropriations are available

until June 30, 1987.

Sec. 16. [CITY OF LITCHFIELD; TAX INCREMENT FINANCING.]

Notwithstanding any other provision of law, the city council of the city of Litchfield may require the Meeker county auditor to reduce the original assessed value of a tax increment financing district in the city. The reduction shall be in an amount equal to the difference between the assessed value at the time of the certification of the district of a parcel, improvements to which were substantially destroyed by a fire occurring within 30 days after the January 2, 1986, assessment date, and the value of that parcel after the destruction of the improvements. In no case may the reduction result in an original assessed value for the district that is less than the assessed value of the district determined immediately after the date of the fire.

Sec. 17. [EFFECTIVE DATE.]

Section 6 is effective January 1, 1986. Sections 15 and 16 are effective the day following final enactment. Sections 1, 3, 8, 9, 10, 11, 12, 13, and 14 are effective July 1, 1986. Sections 2, 4, 5, and 7 are effective January 1, 1987."

Delete the title and insert:

"A bill for an act relating to unemployment compensation; regulating benefits and contribution rates; providing for tax increment financing for the city of Litchfield; appropriating money; amending Minnesota Statutes 1984, sections 268.04, subdivisions 24, 25, and by adding a subdivision; 268.06, subdivisions 2, 3a, 5, and 8; 268.07, subdivisions 2 and 2a; 268.071, subdivision 1; 268.08, subdivision 1; 268.09, by adding a subdivision; 268.10, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 268."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 41 and nays 24, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Luther	Peterson, R.W.	Stumpf
Berglin	Frank	Merriam	Petty	Vega
Bertram	Freeman	Moe, D.M.	Pogemiller	Waldorf
Chmielewski	Johnson, D.J.	Moe, R.D.	Purfeerst	Wegscheid
Dahl	Jude	Nelson	Reichgott	Willet
Davis	Kroening	Novak	Samuelson	
DeCramer	Langseth	Pehler	Schmitz	
Dicklich	Lantry	Peterson, C.C.	Solon	
Diessner	Lessard	Peterson, D.C.	Spear	

Those who voted in the negative were:

Anderson	Frederick	Kamrath	McQuaid	Renneke
Belanger	Frederickson	Knaak	Mehrkens	Sieloff
Benson	Gustafson	Knutson	Olson	Storm
Berg	Isackson	Kronebusch	Peterson, D.L.	Taylor
Bernhagen	Johnson, D.E.	Laidig	Ramstad	

The motion prevailed. So the amendment was adopted.

Mr. Lessard moved to amend the Frank amendment to H.F. No. 1847 as follows:

Page 14, after line 19, insert:

"Sec. 11. [268.073] [ADDITIONAL UNEMPLOYMENT COMPENSATION BENEFITS.]

Subdivision 1. Additional unemployment compensation benefits are authorized under this section only if the commissioner determines that:

(1) an employer has reduced operations at an establishment resulting in the reduction of at least 50 percent of the employer's work force and the lay-off of at least 50 employees at that establishment;

(2) the employer does not intend to resume operations which would lead to the reemployment of those employees at any time in the future; and

(3) the unemployment rate for the county in which the establishment is located was ten percent during the month of the reduction or any of the three months preceding or succeeding the reduction.

Subd. 2. [PAYMENT OF BENEFITS.] *All benefits payable under this section are payable from the fund.*

Subd. 3. [ELIGIBILITY CONDITIONS.] *An individual is eligible to receive additional benefits under this section for any week during the individual's benefit year if the commissioner finds that:*

(1) the individual's unemployment is the result of a reduction in operations as provided under subdivision 1;

(2) the individual is unemployed and meets the eligibility requirements for the receipt of unemployment benefits under section 268.08;

(3) the individual is not subject to a disqualification for benefits under section 268.09; for the purpose of this subdivision, the disqualifying conditions set forth in section 268.09, and the requalifying requirements thereunder, apply to the receipt of additional benefits under this section;

(4) the individual has exhausted all rights to regular benefits payable under section 268.07, is not entitled to receive extended benefits under section 268.071, and is not entitled to receive unemployment compensation benefits under any other state or federal law for the week in which the individual is claiming additional benefits;

(5) the individual has made a claim for additional benefits with respect to any week the individual is claiming benefits in accordance with the regulations as the commissioner may prescribe with respect to claims for regular benefits; and

(6) the individual has worked at least 26 weeks during the individual's base period in employment with an employer for whom the commissioner has determined there was a reduction in operations under subdivision 1.

Subd. 4. [WEEKLY BENEFIT AMOUNT.] *A claimant's weekly benefit amount under this section shall be the same as the individual's weekly benefit amount payable during the individual's current benefit year under section 268.08.*

Subd. 5. [MAXIMUM BENEFITS PAYABLE.] *A claimant's maximum amount of additional benefits payable in the individual's benefit year shall be*

six times the individual's weekly benefit amount. Unemployment compensation benefits paid to an individual under any state or federal law other than regular benefits payable under section 268.07 shall be deducted from that individual's maximum amount of additional benefits.

Subd. 6. The additional benefits provided under this section shall be payable to any claimant who meets the eligibility conditions under subdivision 3 whose unemployment occurred on July 1, 1984, or thereafter, provided the claimant has filed a claim for additional benefits which is effective January 1, 1986, or thereafter."

Page 15, after line 28, insert:

"Sec. 13. Minnesota Statutes 1984, section 268.08, subdivision 3, is amended to read:

Subd. 3. [NOT ELIGIBLE.] An individual shall not be eligible to receive benefits for any week with respect to which he is receiving, has received, or has filed a claim for remuneration in an amount equal to or in excess of his weekly benefit amount in the form of

(1) termination, severance, or dismissal payment or wages in lieu of notice whether legally required or not; provided that if a termination, severance, or dismissal payment is made in a lump sum, the employer may allocate such lump sum payment over a period equal to the lump sum divided by the employee's regular pay while employed by such employer; provided any such payment shall be applied for a period immediately following the last day of work but not to exceed 28 calendar days; or

(2) vacation allowance paid directly by the employer for a period of requested vacation, including vacation periods assigned by the employer under the provisions of a collective bargaining agreement, or uniform vacation shutdown; or

(3) compensation for loss of wages under the workers' compensation law of this state or any other state or under a similar law of the United States, or under other insurance or fund established and paid for by the employer except that this does not apply to an individual who is receiving temporary partial compensation pursuant to section 176.101, subdivision 3k; or

(4) 50 percent of the pension payments from any fund, annuity or insurance maintained or contributed to by a base period employer including the armed forces of the United States if the employee contributed to the fund, annuity or insurance and all of the pension payments if the employee did not contribute to the fund, annuity or insurance; or

(5) 50 percent of a primary insurance benefit under title II of the Social Security Act as amended, or similar old age benefits under any act of congress or this state or any other state.

Provided, that if such remuneration is less than the benefits which would otherwise be due under sections 268.03 to 268.24, he shall be entitled to receive for such week, if otherwise eligible, benefits reduced by the amount of such remuneration; provided, further, that if the appropriate agency of such other state or the federal government finally determines that he is not entitled to such benefits, this provision shall not apply. If the computation of reduced benefits, required by this subdivision, is not a whole dollar amount, it shall be rounded down to the next lower dollar amount.

If an individual's benefit is reduced because of the receipt of a pension from the employer that the individual left due to the reasons described in clause (b), the individual's benefit year shall be extended by the number of weeks necessary for the individual to receive the benefit which would have been paid in the benefit year except for that reduction if the following conditions are satisfied:

(a) the individual is ineligible for benefits solely due to the lapse of the benefit year;

(b) the individual is unemployed due to the closing of a place of employment or is otherwise permanently laid off and not due to a voluntary decision of the individual to retire; and

(c) the individual had not attained mandatory retirement age at the time the individual became unemployed."

Page 21, line 24, delete "*15 and 16*" and insert "*11, 13, 17, and 18*"

Page 21, line 26, delete "*11, 12, 13, and 14*" and insert "*12, 14, 15, and 16*"

Renumber the sections of the Frank amendment in sequence

Amend the title amendment accordingly

CALL OF THE SENATE

Mr. Lessard imposed a call of the Senate for the proceedings on his amendment. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the adoption of the amendment to the amendment.

Mr. Wegscheid moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 39 and nays 24, as follows:

Those who voted in the affirmative were:

Anderson	DeCramer	Jude	McQuaid	Schmitz
Belanger	Dicklich	Kamrath	Mehrkens	Sieloff
Benson	Frederick	Knaak	Olson	Solon
Berg	Frederickson	Knutson	Peterson, D.L.	Storm
Bernhagen	Gustafson	Kronebusch	Purfeerst	Stumpf
Bertram	Isackson	Laidig	Ramstad	Taylor
Chmielewski	Johnson, D.E.	Langseth	Renneke	Wegscheid
Davis	Johnson, D.J.	Lessard	Samuelson	

Those who voted in the negative were:

Adkins	Freeman	Moe, D.M.	Peterson, D.C.	Spear
Berglin	Kroening	Moe, R.D.	Peterson, R.W.	Vega
Dahl	Lantry	Nelson	Petty	Waldorf
Dieterich	Luther	Pehler	Pogemiller	Willet
Frank	Merriam	Peterson, C.C.	Reichgott	

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

H.F. No. 1847 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 42 and nays 23, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Lessard	Peterson, D.C.	Spear
Berg	Dieterich	Luther	Peterson, R.W.	Stumpf
Berglin	Frank	Merriam	Petty	Vega
Bertram	Freeman	Moe, D.M.	Pogemiller	Waldorf
Chmielewski	Johnson, D.J.	Moe, R.D.	Purfeerst	Wegscheid
Dahl	Jude	Nelson	Reichgott	Willet
Davis	Kroening	Novak	Samuelson	
DeCramer	Langseth	Pehler	Schmitz	
Dicklich	Lantry	Peterson, C.C.	Solon	

Those who voted in the negative were:

Anderson	Frederickson	Knaak	Mehrkens	Sieloff
Belanger	Gustafson	Knutson	Olson	Storm
Benson	Isackson	Kronebusch	Peterson, D.L.	Taylor
Bernhagen	Johnson, D.E.	Laidig	Ramstad	
Frederick	Kamrath	McQuaid	Renneke	

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

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, the Senate reverted to the Orders of Business of Messages From the House and First Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 628, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 628 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 15, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 628

A bill for an act relating to game and fish; enhancement of fish and wildlife; planning and implementation of wildlife management; conservation of marginal agricultural lands; habitat management; aspen recycling program; appropriating money; amending Minnesota Statutes 1984, sections 97.49, subdivision 3; 97.55, by adding a subdivision; 98.52, by adding a subdivision; 290.431; and 296.421, subdivisions 4 and 5; Laws 1985, chapter 4, section 10; proposing coding for new law in Minnesota Statutes, chapters 40, 84, and 88.

March 13, 1986

The Honorable David M. Jennings

Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 628, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 628 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [40.40] [SHORT TITLE.]

Sections 2 to 15 may be cited as the "reinvest in Minnesota resources act of 1986."

Sec. 2. [40.401] [PURPOSE AND POLICY.]

It is the purposes of sections 2 to 6 to keep certain marginal agricultural land out of crop production or pasture to protect soil and water quality and support fish and wildlife habitat. It is state policy to encourage the retirement of marginal, highly erodable land, particularly land adjacent to public waters and drainage systems, from crop production and to reestablish a cover of perennial vegetation.

Sec. 3. [40.41] [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] *The definitions in this section apply to sections 3 to 6.*

Subd. 2. [COMMISSIONER.] *"Commissioner" means the commissioner of agriculture.*

Subd. 3. [CONSERVATION EASEMENT.] *"Conservation easement" means a conservation easement as defined in section 84C.01.*

Subd. 4. [CONSERVATION RESERVE PROGRAM.] *"Conservation reserve program" means the program established under section 4.*

Subd. 5. [LANDOWNER.] *"Landowner" means a Minnesota resident who owns or is a buyer under a contract for deed, of land that qualifies as a family farm, a family farm corporation or an authorized farm corporation under section 500.24, subdivision 2.*

Subd. 6. [MARGINAL AGRICULTURAL LAND.] *"Marginal agricultural land" means land that is: (1) composed of class IIIe, IVe, V, VI, VII, or VIII land as identified in the land capability classification system of the United States Department of Agriculture; or (2) similar to land described under (1) and identified under a land classification system selected by the commissioner.*

Sec. 4. [40.42] [CONSERVATION RESERVE PROGRAM.]

Subdivision 1. [ESTABLISHMENT OF PROGRAM.] *The commissioner of agriculture, in consultation with the commissioner of natural resources, shall establish and administer a conservation reserve program. Selection of land for the conservation reserve program must be based on its potential for fish and wildlife production, reducing erosion, and protecting water quality.*

Subd. 2. [ELIGIBLE LAND.] *Land may be placed in the conservation reserve program if the land:*

(1) is marginal agricultural land, or adjacent to marginal agricultural land and beneficial to resource protection or necessary for efficient recording of the land description;

(2) was owned by the applicant on January 1, 1985, or for an application made on or after January 1, 1988, was owned by the applicant for at least three years before the date of application;

(3) is at least five acres in size, or is a whole field as defined by the United States agricultural stabilization and conservation service;

(4) is not set aside, enrolled or diverted under another federal or state government program; and

(5) was in agricultural crop production or pasture for at least two years during the period 1981 to 1985.

The eligible land of a landowner may not exceed 20 percent of the landowner's total acreage in the state.

Subd. 3. [CONSERVATION EASEMENTS.] *The commissioner may acquire conservation easements on eligible land. An easement may be permanent or of limited duration. An easement of limited duration may not be acquired if it is for a period less than ten years. The negotiation and acquisition of easements authorized by this section are exempt from the contractual provisions of chapter 16B.*

Subd. 4. [NATURE OF PROPERTY RIGHTS ACQUIRED.] *(a) A conservation easement must prohibit:*

(1) alteration of wildlife habitat and other natural features, unless specifically approved by the commissioner;

(2) agricultural crop production, unless specifically approved by the commissioner for wildlife management purposes;

(3) grazing of livestock unless approved by the commissioner after consultation with the commissioner of natural resources, in the case of severe drought, or a local emergency declared under section 12.29; and

(4) spraying with chemicals or mowing, except as necessary to comply with noxious weed control laws or emergency control of pests necessary to protect public health.

(b) A conservation easement is subject to the terms of the agreement provided in subdivision 5.

(c) A conservation easement must allow repairs, improvements, and inspections necessary to maintain public drainage systems provided the easement area is restored to the condition required by the terms of the conservation easement.

Subd. 5. [AGREEMENTS BY LANDOWNER.] *The commissioner may enroll eligible land in the conservation reserve program by signing an agreement in recordable form with a landowner in which the landowner agrees:*

(1) to convey to the state a conservation easement that is not subject to any prior title, lien, or encumbrance;

(2) to seed the land subject to the conservation easement, as specified in the agreement, to establish and maintain perennial cover of either a grass-legume mixture or native grasses for the term of the easement, at seeding rates determined by the commissioner; or to plant trees or carry out other long-term capital improvements approved by the commissioner for soil and water conservation or wildlife management;

(3) that other land supporting natural vegetation owned or leased as part of the same farm operation during the term of the easement, if it supports natural vegetation or has not been used in agricultural crop production or pasture, will not be converted to agricultural crop production or pasture; and

(4) to the enforcement of the agreements in this subdivision by an action for specific performance, a mandatory injunction, or for damages in an amount not to exceed the total amount paid by the state to the landowner under subdivision 6, with interest from the date of each default under the agreement.

Subd. 6. [PAYMENTS FOR CONSERVATION EASEMENTS AND ESTABLISHMENT OF COVER.] *The commissioner must make the following payments to the landowner for the conservation easement and agreement:*

(1) to establish the perennial cover or other improvements required by the agreement, up to $75 per acre;

(2) for the cost of planting trees required by the agreement, up to $75 per acre;

(3) for a permanent easement, 70 percent of the township average equalized estimated market value of agricultural property as established by the commissioner of revenue at the time the easement is conveyed; and

(4) for an easement of limited duration, 90 percent of the present value of the average of the acceptable bids for the federal conservation reserve program, as contained in Public Law Number 99-198, in the relevant geographic area and on bids made immediately prior to when the easement is conveyed. If federal bid figures have not been determined for the area, or the federal program has been discontinued, the rate paid shall be determined by the commissioner.

The commissioner may not pay more than $50,000 to a landowner for all the landowner's conservation easements and agreements.

Subd. 7. [EASEMENT RENEWAL.] *When a conservation easement of limited duration expires, a new conservation easement and agreement for an additional period of ten years may be acquired by agreement of the commissioner and the landowner, under the terms of this section. The commissioner may adjust payment rates as a result of renewing an agreement and conservation easement only after examining the condition of the established cover, conservation practices, and land values.*

Sec. 5. [40.43] [COOPERATION AND TECHNICAL ASSISTANCE;

SUPPLEMENTAL CONSERVATION PAYMENT.]

Subdivision 1. [COOPERATION.] *In implementing sections 2 to 5 the commissioner must share information and cooperate with the department of natural resources, the pollution control agency, the United States Fish and Wildlife Service, the Agricultural Stabilization and Conservation Service and Soil Conservation Service of the United States Department of Agriculture, the Minnesota extension service, the University of Minnesota, county boards, and interested private organizations and individuals.*

Subd. 2. [TECHNICAL ASSISTANCE.] *The commissioners of agriculture and natural resources must provide necessary technical assistance to landowners enrolled in the conservation reserve program. The commissioner of natural resources must provide technical advice and assistance to the commissioner on the form and content of the conservation easement and agreement, and on agronomic practices relating to the establishment and maintenance of permanent cover, or other conservation improvements. The commissioners of agriculture and natural resources shall jointly prepare an informational booklet on the conservation reserve program and other state and federal programs for land acquisition, conservation, and retirement to be made available to eligible landowners and the general public.*

Subd. 3. [SUPPLEMENTAL CONSERVATION PAYMENTS.] *The commissioner may supplement cost-share payments made under other programs, up to $75 an acre, to the extent of available appropriations other than bond proceeds. The supplemental cost-share payments must be used to establish perennial cover on land enrolled in programs approved by the commissioner, including the federal conservation reserve program and federal and state waterbank programs.*

Sec. 6. [40.44] [RULEMAKING.]

The commissioner shall adopt rules and is authorized to adopt emergency rules in order to implement sections 2 to 6. The rules must include standards for tree planting so that planting does not conflict with existing electrical lines, telephone lines, rights-of-way, or drainage ditches.

Sec. 7. [84.941] [POLICY.]

It is the policy of the state that fish and wildlife are renewable natural resources to be conserved and enhanced through planned scientific management, protection, and utilization.

Sec. 8. [84.942] [FISH AND WILDLIFE RESOURCES MANAGEMENT PLAN.]

Subdivision 1. [PREPARATION.] *The commissioner of natural resources shall prepare a comprehensive fish and wildlife management plan designed to accomplish the policy of section 7. The comprehensive fish and wildlife management plan shall include a strategic plan as outlined in subdivision 2. The strategic plan must be completed by July 1, 1986. The management plan must also include the long-range and operational plans as described in subdivisions 3 and 4. The management plan must be completed by July 1, 1988.*

Subd. 2. [STRATEGIC PLAN.] *The strategic plan must be updated every six years and include:*

(1) an issues analysis describing major fish and wildlife management

problems;

(2) a description of strategies to address management problems; and

(3) an assessment of the need for additional fish and wildlife research facilities.

Subd. 3. [LONG RANGE PLAN.] *The long-range plan must be updated every six years and include:*

(1) an assessment of historical, present, and projected demand for fish and wildlife resources;

(2) an assessment of the capability of fish and wildlife resources to meet present and future demand;

(3) development of a data base capable of continuous updating and useable as a resource management tool; and

(4) a statement of major goals, objectives, and policies to address fish and wildlife resource management issues.

Subd. 4. [OPERATIONAL PLAN.] *The operational plan must be reviewed and updated every two years. The operational plan must include the following:*

(1) a description of specific actions needed to address resource management issues;

(2) an estimate of the expenditures necessary to implement the management actions and a description of the sources and amounts of revenue available;

(3) a procedure to review expenditures and evaluate the effectiveness of the management program; and

(4) recommendations for additional actions necessary to meet fish and wildlife management needs.

Subd. 5. [PUBLIC AGENCY COORDINATION.] *The commissioner of natural resources must coordinate fish and wildlife planning efforts with appropriate public agencies to achieve optimum public benefit.*

Subd. 6. [PUBLIC INVOLVEMENT.] *The commissioner of natural resources must make fish and wildlife management plans available for public input, review, and comment.*

Sec. 9. [84.943] [MINNESOTA CRITICAL HABITAT PRIVATE SECTOR MATCHING ACCOUNT.]

Subdivision 1. [ESTABLISHMENT.] *The Minnesota critical habitat private sector matching account is established as a separate account in the state treasury. The account shall be administered by the commissioner of natural resources as provided in this section.*

Subd. 2. [FUNDING SOURCES.] *The critical habitat private sector matching account shall consist of contributions from private sources and appropriations.*

Subd. 3. [APPROPRIATIONS MUST BE MATCHED BY PRIVATE FUNDS.] *Appropriations to the critical habitat private sector matching*

account may be expended only to the extent that they are matched equally with contributions to the account from private sources or by funds contributed to the nongame wildlife management account. The private contributions may be made in cash or in contributions of land or interests in land that are designated by the commissioner of natural resources as program acquisitions. Appropriations to the account that are not matched within three years from the date of the appropriation shall cancel to the source of the appropriation. For the purposes of this section, the private contributions of land or interests in land shall be valued in accordance with their appraised value.

Subd. 4. [MANAGEMENT.] *The critical habitat private sector matching account shall be managed to earn the highest interest compatible with prudent investment, preservation of principal, and reasonable liquidity. Unless an appropriation to the account reverts to its original source under subdivision 3, the principal and interest in the account remain in the account until expended as provided in this section.*

Subd. 5. [PLEDGES AND CONTRIBUTIONS.] *The commissioner of natural resources may accept contributions and pledges to the critical habitat private sector matching account. A pledge that is made contingent on an appropriation is acceptable and shall be reported with other pledges as required in this section. In the budget request for each biennium, the commissioner shall report the balance of contributions in the account and the amount that has been pledged for payment in the succeeding two calendar years.*

Money in the account may be expended only for the direct acquisition or improvement of land or interests in land as provided in section 10. To the extent of available appropriations other than bond proceeds, the money matched to the nongame wildlife management account may be used for the management of nongame wildlife projects as specified in section 290.431. Acquisition includes: (1) purchase of land or an interest in land by the commissioner; or (2) acceptance by the commissioner of gifts of land or interests in land as program projects.

Sec. 10. [84.944] [ACQUISITION OF CRITICAL NATURAL HABITAT.]

Subdivision 1. [ACQUISITION CONSIDERATIONS.] *In determining what critical natural habitat shall be acquired or improved, the commissioner shall consider:*

(1) the significance of the land or water as existing or potential habitat for fish and wildlife and providing fish and wildlife oriented recreation;

(2) the significance of the land, water, or habitat improvement to maintain or enhance native plant, fish, or wildlife species designated as endangered or threatened under section 97.488;

(3) the presence of native ecological communities that are now uncommon or diminishing; and

(4) the significance of the land, water or habitat improvement to protect or enhance natural features within or contiguous to natural areas including fish spawning areas, wildlife management areas, scientific and natural areas, riparian habitat and fish and wildlife management projects.

Subd. 2. [DESIGNATION OF ACQUIRED SITES.] *The critical natural habitat acquired by the commissioner under this section shall be designated by the commissioner as: (1) an outdoor recreation unit pursuant to section 86A.07, subdivision 3, or (2) as provided in section 97.48, subdivision 11, 26, or 27, section 101.42, subdivision 9, or section 101.475.*

Subd. 3. [COUNTY ACQUISITION APPROVAL.] *The commissioner must follow the procedures under section 97.481, subdivision 2, for critical natural habitat acquired under this section.*

Sec. 11. Minnesota Statutes 1985 Supplement, section 88.80, is amended to read:

88.80 [ASPEN RECYCLING PROGRAM.]

Subdivision 1. [ESTABLISHMENT.] The commissioner ~~may~~ *must* establish and accelerate an aspen recycling program ~~to assure that marketable stands of aspen are available on state lands and may designate priority areas on state lands for aspen recycling~~ *providing for the betterment of public lands owned by the state by clearing trees which because of age, disease, pests, or other cause are unmarketable or increase the hazard of forest fires or infestation, permitting the regeneration of stands of healthy aspen capable of economic management, harvesting, and marketing. The financing of this program is determined to be a necessary and proper public purpose for the issuance of state bonds under the provisions of article XI, section 5 of the constitution relating to the betterment of public land, the promotion of reforestation, and prevention and abatement of forest fires and the clearing and improving of wild lands. The program shall designate priority areas on state lands for aspen recycling.*

Subd. 2. [PILOT PROJECT.] *The commissioner shall establish an aspen recycling program pilot project in the highest priority area on state lands in order to develop effective program procedures and practices. With respect to the pilot project, the commissioner may restrict bidding on contracts for the cutting, removal, and disposal of aspens, and for related activities, to loggers and others residing in the pilot project area designated under the program that are financially distressed. The commissioner may establish standards and procedures for awarding logging contracts under section 86.35, relating to eligibility for employment for conservation work projects.*

Subd. 3. [REPORT.] *The commissioner shall report to the legislature by January 1, 1987 the results of the pilot project and a plan to recycle the overmature aspen stands of the state.*

Sec. 12. [84.95] [REINVEST IN MINNESOTA RESOURCES FUND.]

Subdivision 1. [PROGRAM FUND; ESTABLISHMENT.] *A reinvest in Minnesota resources fund is created as a separate fund in the state treasury. The fund shall be managed to earn the highest interest compatible with prudent investment, preservation of principal, and reasonable liquidity. The principal and interest attributable to the principal shall remain in the fund until spent. Proceeds of state bonds issued for purposes of the fund shall be segregated in a special account and disbursed only for capital costs of the acquisition and betterment of public land and easements in land and improvements in land for which the proceeds are appropriated.*

Subd. 2. [PURPOSES AND EXPENDITURES.] *Money from the reinvest*

in Minnesota resources fund may only be spent for the following fish and wildlife conservation enhancement purposes:

(1) development and implementation of the comprehensive fish and wildlife management plan under section 8;

(2) implementation of the conservation reserve program established by section 4;

(3) soil and water conservation practices to improve water quality, reduce soil erosion and crop surpluses;

(4) enhancement of fish and wildlife habitat on lakes, streams, wetlands, and public and private forest lands;

(5) acquisition and development of public access sites and recreation easements to lakes, streams, and rivers for fish and wildlife oriented recreation;

(6) matching funds with government agencies and the private sector for acquisition and improvement of fish and wildlife habitat;

(7) research and surveys of fish and wildlife species and habitat;

(8) enforcement of natural resource laws and regulations;

(9) information and education;

(10) implementing the aspen recycling program under section 11; and

(11) necessary support services to carry out these purposes.

Sec. 13. Minnesota Statutes 1984, section 97.49, subdivision 3, is amended to read:

Subd. 3. A sum equal to: (1) 35 percent of the gross receipts from all special use permits and leases of lands acquired for public hunting grounds and game refuges, or (2) 50 cents per acre on purchased land actually used for public hunting grounds and game refuges, or (3) three-quarters of one percent of the appraised value of purchased land actually used for public hunting grounds and game refuges, whichever amount is the greater, shall be paid out of the ~~game and fish~~ *general* fund annually to the county in which said lands are located, to be distributed by the county treasurer among the county and the respective towns and school districts wherein such grounds and refuges lie, on the same basis as if the payments were received as taxes on such lands, payable in the current year, but this provision shall not apply to state trust fund lands or any other state lands not purchased for game refuge and public hunting ground purposes. The county's share of the proceeds shall be deposited in the county general revenue fund. For the purpose of determining the applicability of payments pursuant to clause (3) above, the appraised value of the lands acquired shall be deemed to be the purchase or acquisition price thereof during the first five years following acquisition. After the expiration of five years from the date of acquisition or, in the case of lands acquired prior to July 1, 1974, within 90 days after July 1, 1979, and thereafter at five year intervals, a current appraisal of the land shall be made by the appropriate county assessor, and shall govern payments.

Sec. 14. Minnesota Statutes 1984, section 290.431, is amended to read:

290.431 [NONGAME WILDLIFE CHECKOFF.]

Every individual who files an income tax return or property tax refund claim form may designate on their original return that $1 or more shall be added to the tax or deducted from the refund that would otherwise be payable by or to that individual and paid into an account to be established for the management of nongame wildlife. The commissioner of revenue shall, on the income tax return and the property tax refund claim form, notify filers of their right to designate that a portion of their tax or refund shall be paid into the nongame wildlife management account. The sum of the amounts so designated to be paid shall be credited to the nongame wildlife management account for use by the nongame ~~section~~ *program* of the ~~division~~ *section* of wildlife in the department of natural resources. *All interest earned on money accrued in the nongame wildlife management account shall be credited to the account by the state treasurer.* The commissioner of natural resources shall submit a work program for each fiscal year and semi-annual progress reports to the legislative commission on Minnesota resources in the form determined by the commission. None of the money provided in this section may be expended unless the commission has approved the work program.

The state pledges and agrees with all contributors to the nongame wildlife management account to use the funds contributed solely for the management of nongame wildlife projects and further agrees that it will not impose additional conditions or restrictions that will limit or otherwise restrict the ability of the commissioner of natural resources to use the available funds for the most efficient and effective management of nongame wildlife.

Sec. 15. S.F. No. 1526, article 1, section 11, subdivision 1, if enacted at the 1986 regular session, is amended to read:

Sec. 11. [97A.061] [PAYMENT IN LIEU OF TAXES.]

Subdivision 1. [APPLICABILITY; AMOUNT.] (a) The commissioner shall annually make a payment from the ~~game and fish~~ *general* fund to each county having public hunting areas and game refuges. This section does not apply to state trust fund land and other state land not purchased for game refuge or public hunting purposes. The payment shall be the greatest of:

(1) 35 percent of the gross receipts from all special use permits and leases of land acquired for public hunting and game refuges;

(2) 50 cents per acre on land purchased actually used for public hunting or game refuges; or

(3) three-fourths of one percent of the appraised value of purchased land actually used for public hunting and game refuges.

(b) The payment must be reduced by the amount paid under subdivision 3 for croplands managed for wild geese. [97.49 s. 7]

(c) The appraised value is the purchase price for five years after acquisition. The appraised value shall be determined by the county assessor every five years after acquisition. [97.49 s. 3]

Sec. 16. [BONDS AUTHORIZED.]

The commissioner of finance upon request of the governor shall sell and issue bonds of the state in an amount up to $16,000,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections

16A.641 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7. The proceeds of the bonds, except accrued interest and any premium received on the sale of the bonds, must be credited to a bond proceeds account in the reinvest in Minnesota resources fund.

Sec. 17. [APPROPRIATIONS.]

Subdivision 1. [APPROPRIATION TO RESOURCES FUND.] *There is appropriated to the reinvest in Minnesota resources fund, other than the bond proceeds account within that fund, any money appropriated by law.*

Subd. 2. [BOND PROCEEDS APPROPRIATION.] *$16,000,000 is appropriated from the bond proceeds account of the reinvest in Minnesota resources fund to the agencies and account for the purposes specified in this section.*

Subd. 3. [COMMISSIONER OF AGRICULTURE.] *$10,000,000 is appropriated to the commissioner of agriculture:*

(a) from the bond proceeds account of the reinvest in Minnesota resources fund for the conservation reserve program under section 4, to be available until expended *$9,400,000*

(b) from the bond proceeds account of the reinvest in Minnesota resources fund for administration of the conservation reserve program under sections 2 to 5 to be available until June 30, 1987 *$600,000*

$500,000 of this appropriation must be distributed to soil and water conservation districts.

The approved complement of the department of agriculture is increased by three positions in the unclassified service.

Subd. 4. [COMMISSIONER OF NATURAL RESOURCES.] *$3,600,000 is appropriated to the commissioner of natural resources:*

(a) from the bond proceeds account of the reinvest in Minnesota resources fund for fish and wildlife habitat improvements and acquisition of interests in land under the comprehensive fish and wildlife management plan under section 8, to be available until expended *$2,500,000*

(b) from the bond proceeds account of the reinvest in Minnesota resources fund for aspen recycling under section 12, to be available until expended *$1,000,000*

(c) from the general fund for the development of a fish and wildlife

research center, to be available until June 30, 1987 *$100,000*

Subd. 5. [CRITICAL HABITAT PRIVATE SECTOR MATCHING ACCOUNT.] *$2,500,000 is appropriated from the bond proceeds account of the reinvest in Minnesota resources fund for transfer to the critical habitat private sector matching account established under section 10.*

Sec. 18. [EFFECTIVE DATE.]

Sections 1 to 12, 14, 16, and 17 are effective the day following final enactment. Sections 13 and 15 are effective July 1, 1987 except if Senate File 1526 is enacted during the 1986 regular session, section 13 is not effective."

Delete the title and insert:

"A bill for an act relating to natural resources; providing for conservation easements on marginal agricultural lands; improving fish and wildlife habitat; requiring planning for wildlife resources and habitat management; creating a private match program; changing the funding source for certain county payments; creating new accounts in the state treasury; authorizing the sale of state bonds; appropriating money; amending Minnesota Statutes 1984, sections 97.49, subdivision 3; 290.431; Minnesota Statutes 1985 Supplement, section 88.80; proposing coding for new law in Minnesota Statutes, chapters 40 and 84."

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

House Conferees: (Signed) John T. Rose, Elton R. Redalen, Bob Waltman, Bob Neuenschwander, Loren G. Jennings

Senate Conferees: (Signed) Randolph W. Peterson, John Bernhagen, Gene Merriam, Duane D. Benson, Gary M. DeCramer

Mr. Peterson, R.W. moved that the foregoing recommendations and Conference Committee Report on H.F. No. 628 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. 628 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Nelson	Renneke
Anderson	Dieterich	Kroening	Novak	Samuelson
Belanger	Frank	Kronebusch	Olson	Schmitz
Benson	Frederick	Laidig	Pehler	Sieloff
Berg	Frederickson	Langseth	Peterson, C.C.	Solon
Berglin	Freeman	Lantry	Peterson, D.C.	Spear
Bernhagen	Gustafson	Lessard	Peterson, D.L.	Storm
Bertram	Isackson	Luther	Peterson, R.W.	Stumpf
Chmielewski	Johnson, D.E.	McQuaid	Petty	Taylor
Dahl	Johnson, D.J.	Mehrkens	Pogemiller	Vega
Davis	Jude	Merriam	Purfeerst	Waldorf
DeCramer	Kamrath	Moe, D.M.	Ramstad	Wegscheid
Dicklich	Knaak	Moe, R.D.	Reichgott	Willet

So the bill, as amended by the Conference Committee, 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 Files, herewith returned: S.F. Nos. 1515, 1703 and 2135.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 5, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 5: A bill for an act relating to alcoholic beverages; increasing the age for licensing, sale, purchase, consumption, possession, and furnishing of alcoholic beverages; establishing programs for education on avoidable health risks related to alcohol and other drugs; increasing the fee for the reinstatement of drivers licenses revoked for alcohol-related violations; appropriating money; amending Minnesota Statutes 1984, sections 171.29, subdivision 2; 340.02, subdivision 8; 340.035, subdivision 1; 340.039; 340.119, subdivision 2; 340.13, subdivision 12; 340.403, subdivision 3; 340.73, subdivision 1; 340.731; 340.732; 340.79; and 340.80.

Senate File No. 5 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 418, and repassed said bill in accordance with the report of the Committee, so adopted.

H.F. No. 418: A bill for an act relating to local government; excluding firefighter and peace officer job classes from certain aspects of pay equity requirements; amending Minnesota Statutes 1984, section 179A.16, by adding a subdivision; 471.992; 471.993, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 471; repealing Minnesota Statutes 1984, section 471.9965.

House File No. 418 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 15, 1986

Mr. Merriam moved that H.F. No. 418 and the Conference Committee Report thereon be laid on the table. 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 three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1725: A bill for an act relating to the city of East Grand Forks; permitting the establishment of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority.

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

Lieder, Valento and Thiede.

Senate File No. 1725 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

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 three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 2280: A bill for an act relating to taxation; imposing levy limits on certain towns and cities; altering provisions governing distribution of certain taconite tax proceeds; reducing the taconite railroad gross earnings tax rate; reducing occupation and royalty tax rates; providing for the deduction of taconite production taxes and transportation costs; appropriating money; amending Minnesota Statutes 1984, sections 275.125, subdivision 9; 275.50, subdivision 2; 275.51, subdivision 3f; 298.225, by adding a subdivision; and 298.24, subdivision 1; Minnesota Statutes 1985 Supplement, sections 294.22; 298.01, subdivision 1; 298.03; 298.225, subdivision 1; 298.28, subdivision 1; and 299.01, subdivision 1.

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

McKasy, Schreiber and Begich.

Senate File No. 2280 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

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. 707: A bill for an act relating to retirement; public plans generally; providing health insurance benefits for certain retired teachers; changing eligibility requirements for surviving spouse benefits; regulating coverage under the unclassified employees retirement program; amending Minnesota Statutes 1984, sections 62E.14, subdivision 1; 352.12, subdivision 2; 352D.01; 352D.015, subdivision 5; 352D.02, as amended; 352D.06, subdivision 1; 352D.065, subdivision 5; 352D.085, subdivision 1; 353.32,

subdivision 1a; 354.05, subdivisions 2 and 26; 354.44, subdivision 4; 354.46, subdivision 2; and 354A.35, subdivision 2; Minnesota Statutes 1985 Supplement, sections 136C.50, subdivision 7; 353.657, subdivision 2a; 354.55, subdivision 11; and 356.215, subdivision 4d; proposing coding for new law in Minnesota Statutes, chapter 62E.

Senate File No. 707 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

Mr. Moe, D.M. moved that the Senate do not concur in the amendments by the House to S.F. No. 707, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

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

S.F. No. 1782: A bill for an act relating to insurance; accident and health; regulating long-term care policies; requiring coverage for home health care and care in skilled or intermediate nursing facilities; amending Minnesota Statutes 1984, section 62A.31, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 62A.

Senate File No. 1782 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

CONCURRENCE AND REPASSAGE

Mr. Petty moved that the Senate concur in the amendments by the House to S.F. No. 1782 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1782: A bill for an act relating to insurance; accident and health; regulating long-term care policies; requiring coverage for home health care and care in skilled or intermediate nursing facilities; amending Minnesota Statutes 1984, section 62A.31, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 62A.

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

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

The roll was called, and there were yeas 47 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kronebusch	Peterson, C.C.	Solon
Anderson	Frederick	Laidig	Peterson, D.C.	Spear
Belanger	Frederickson	Lantry	Peterson, D.L.	Storm
Benson	Gustafson	Luther	Peterson, R.W.	Taylor
Berglin	Isackson	Mehrkens	Petty	Vega
Bernhagen	Johnson, D.E.	Merriam	Purfeerst	Waldorf
Bertram	Jude	Moe, D.M.	Ramstad	Wegscheid
Chmielewski	Kamrath	Moe, R.D.	Reichgott	
Dahl	Knaak	Novak	Renneke	
Diessner	Knutson	Pehler	Schmitz	

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

MESSAGE 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. 1869: A bill for an act relating to utilities; changing the powers and responsibilities of the chair of the public utilities commission; requiring the governor to appoint the chair of the commission; changing qualification for commissioners; requiring commissioners to file certain financial information before taking office; prohibiting commissioners and certain employees from engaging in certain activity after leaving the commission; requiring the commission to adopt a code of conduct; providing penalties; amending Minnesota Statutes 1984, sections 216A.03, subdivision 3; and 216A.035; proposing coding for new law in Minnesota Statutes, chapter 216A.

Senate File No. 1869 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

Mr. Dieterich moved that the Senate do not concur in the amendments by the House to S.F. No. 1869, 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. 1910: A bill for an act relating to transportation; adding new route to trunk highway system in substitution of existing route; allowing old highway to be turned back to city of Willmar; directing revisor of statutes to make route substitution; amending Laws 1974, chapter 151, section 3.

Senate File No. 1910 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

Mr. Johnson, D.E. moved that the Senate do not concur in the amendments by the House to S.F. No. 1910, 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. 1581: A bill for an act relating to human services; exempting rural providers from licensure; establishing requirements for the regulation of child day care; prohibiting local governments from establishing special fire code requirements for small family day care homes; limiting the liability of municipalities for licensing activities; providing for indemnification of municipalities by the state; establishing a task force; requiring reports; amending Minnesota Statutes 1984, sections 245.802, subdivision 1; 299F.011, subdivision 4a; and 466.03, by adding a subdivision; proposing code for new law in Minnesota Statutes, chapters 245 and 466.

Senate File No. 1581 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

CONCURRENCE AND REPASSAGE

Ms. Berglin moved that the Senate concur in the amendments by the House to S.F. No. 1581 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1581 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 47 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kronebusch	Peterson, C.C.	Solon
Anderson	Dieterich	Laidig	Peterson, D.C.	Spear
Belanger	Frederick	Lantry	Peterson, D.L.	Storm
Benson	Frederickson	Lessard	Peterson, R.W.	Taylor
Berglin	Gustafson	Luther	Petty	Vega
Bernhagen	Isackson	Mehrkens	Purfeerst	Waldorf
Bertram	Jude	Moe, D.M.	Ramstad	Wegscheid
Chmielewski	Kamrath	Moe, R.D.	Reichgott	
Dahl	Knaak	Novak	Renneke	
Dicklich	Knutson	Pehler	Schmitz	

Mr. Merriam voted in the negative.

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 con-

currence of the Senate is respectfully requested:

S.F. No. 1526: A bill for an act relating to natural resources; recodifying laws governing wild animals in general, the taking and possession of game and fish, and the management of natural resources; providing penalties; amending Minnesota Statutes 1984, sections 9.071; 14.02, subdivision 4; 14.38, subdivision 6; 18.021, subdivision 3; 84.0274, subdivision 6; 84.88, subdivision 2; 84.89; 84A.02; 85.018, subdivision 8; 86A.06; 105.391, subdivisions 3 and 12; 105.417, subdivision 4; 111.81, subdivision 1; 343.21, subdivision 8; 343.30; 352B.01, subdivision 2; 361.25; 383C.13; 477A.12; 477A.13; Minnesota Statutes 1985 Supplement, section 105.74; proposing coding for new law in Minnesota Statutes, chapters 84; 97A; 97B; 97C; 609; and 624; repealing Minnesota Statutes 1984, and 1985 Supplement, chapters 97, 98, 99, 100, 101, and 102.

Senate File No. 1526 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

CONCURRENCE AND REPASSAGE

Mr. Merriam moved that the Senate concur in the amendments by the House to S.F. No. 1526 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1526: A bill for an act relating to natural resources; recodifying laws governing wild animals in general, the taking and possession of game and fish, and the management of natural resources; barring game and fish citation quotas; providing penalties; amending Minnesota Statutes 1984, sections 9.071; 14.02, subdivision 4; 14.38, subdivision 6; 18.021, subdivision 3; 84.0274, subdivision 6; 84.88, subdivision 2; 84.89; 84A.02; 85.018, subdivision 8; 86A.06; 105.391, subdivisions 3 and 12; 105.417, subdivision 4; 111.81, subdivision 1; 343.21, subdivision 8; 343.30; 352B.01, subdivision 2; 361.25; 383C.13; 477A.12; 477A.13; Minnesota Statutes 1985 Supplement, section 105.74; proposing coding for new law in Minnesota Statutes, chapters 84; 97A; 97B; 97C; 609; and 624; repealing Minnesota Statutes 1984, and 1985 Supplement, chapters 97, 98, 99, 100, 101, and 102.

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

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

The roll was called, and there were yeas 46 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Laidig	Peterson, D.L.	Spear
Anderson	Frederick	Lantry	Peterson, R.W.	Storm
Belanger	Frederickson	Luther	Petty	Taylor
Benson	Gustafson	Merriam	Purfeerst	Vega
Berglin	Isackson	Moe, D.M.	Ramstad	Waldorf
Bernhagen	Jude	Moe, R.D.	Reichgott	Wegscheid
Chmielewski	Kamrath	Novak	Renneke	
Dahl	Knaak	Pehler	Schmitz	
Dicklich	Knutson	Peterson, C.C.	Sieloff	
Diessner	Kronebusch	Peterson, D.C.	Solon	

Messrs. Bertram and Lessard voted in the negative.

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. 2102: A bill for an act relating to marriage dissolution and legal separation; requiring appointment of guardians ad litem in certain child custody proceedings; amending Minnesota Statutes 1984, section 518.165.

Senate File No. 2102 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

Mr. Petty moved that S.F. No. 2102 be laid on the table. The motion prevailed.

Mr. President:

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

S.F. No. 1671: A bill for an act relating to the city of Minneapolis; authorizing the city to construct and own certain facilities; authorizing the city to levy and collect certain taxes; authorizing the city to issue bonds and expend certain funds including taxes to finance the acquisition and betterment of a convention center and related facilities.

Senate File No. 1671 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

CONCURRENCE AND REPASSAGE

Ms. Berglin moved that the Senate concur in the amendments by the House to S.F. No. 1671 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1671 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 42 and nays 15, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Knutson	Olson	Solon
Belanger	Dicklich	Kronebusch	Pehler	Spear
Berg	Diessner	Laidig	Peterson, C.C.	Taylor
Berglin	Frank	Langseth	Peterson, D.C.	Vega
Bernhagen	Frederick	Lantry	Pogemiller	Waldorf
Bertram	Freeman	Luther	Purfeerst	Wegscheid
Chmielewski	Gustafson	Merriam	Ramstad	
Dahl	Johnson, D.J.	Moe, R.D.	Reichgott	
Davis	Jude	Novak	Sieloff	

Those who voted in the negative were:

Anderson	Frederickson	Knaak	Peterson, D.L.	Renneke
Benson	Isackson	Mehrkens	Peterson, R.W.	Schmitz
Dieterich	Kamrath	Moe, D.M.	Petty	Storm

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1930:

H.F. No. 1930: A bill for an act relating to public safety; barring traffic citation quotas; proposing coding for new law in Minnesota Statutes, chapter 299D.

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

Carlson, D.; Neuenschwander and Johnson have been appointed as such committee on the part of the House.

House File No. 1930 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 15, 1986

Mr. Taylor moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1930, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2287:

H.F. No. 2287: A bill for an act relating to the financing of state and local government; modifying the computation of education aids and levies for certain school districts with tax increment financing districts; imposing limitations on tax increment financing; modifying tax increment financing procedures; allocating issuance authority for obligations subject to a federal volume limitation act; eliminating the maximum interest rate for certain municipal obligations; authorizing the issuance of bonds for new purposes; authorizing establishment of a capital improvement reserve fund; modifying the procedures for issuing certain municipal bonds; modifying the investment powers of municipalities; amending Minnesota Statutes 1984, sections 115.07, subdivision 1; 115A.14, subdivision 4; 116.07, by adding a subdivision; 116D.04, subdivision 1a; 117.521, subdivision 3; 124.2131, by adding a subdivision; 124.214, by adding a subdivision; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2, 8, and 10; 273.74, subdivisions 1 and 4; 273.75, subdivisions 2, 6, and 7, and by adding subdivisions; 273.76, subdivisions 4 and 7, and by adding a subdivision; 273.78; 273.86, subdivision 1; 355.11, subdivision 5; 412.301; 462C.02, subdivisions 6 and 9; 462C.06;

462C.07, subdivision 1; 466.06; 471.59, subdivision 11; 471.88, subdivisions 1, 9, and 11; 471.981, by adding subdivisions; 474.02, subdivision 3, and by adding a subdivision; 474.16, subdivision 2; 475.51, subdivision 5; 475.55, subdivisions 1, 2, and 3; 475.61, subdivision 5; and 475.66, subdivision 2; Minnesota Statutes 1985 Supplement, sections 273.74, subdivisions 2 and 3; 273.75, subdivisions 1 and 4; 273.76, subdivision 1; 353.01, subdivision 2a; 395.08; 462C.12, subdivision 2; 472B.04; 473F.02, subdivision 3; 475.52, subdivision 6; 475.56; 475.58, subdivision 1; 475.60, subdivision 2; 475.66, subdivision 1; and 475.76, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 115; 116; 297A; 458; 471; and 475; proposing coding for new law as Minnesota Statutes, chapters 116N; 458C; 471A; and 474A; repealing Minnesota Statutes, sections 462C.09, subdivisions 1 and 4; 474.16, subdivisions 1, 2, and 5; 474.21; 474.25; and 475.55, subdivisions 4 and 5; and Minnesota Statutes 1985 Supplement, sections 462C.09, subdivisions 2a, 3, 5, and 6; 474.16, subdivisions 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15; 474.17; 474.19; 474.20; 474.23; and 474.26.

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

Schreiber, Brandl, Tomlinson, Valento and Dempsey have been appointed as such committee on the part of the House.

House File No. 2287 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 15, 1986

Ms. Peterson, D.C., for Mr. Pogemiller, moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2287, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 1971.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 15, 1986

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 1971: A resolution memorializing the President and Congress of the United States to enact the Mississippi River National Heritage Corridor Act of 1986.

Mr. Bernhagen moved that H.F. No. 1971 be laid on the table. The motion

prevailed.

RECESS

Mr. Luther moved that the Senate do now recess subject to the call of the President. The motion prevailed.

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

APPOINTMENTS

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

H.F. No. 654: Messrs. Jude, Spear and Merriam.

H.F. No. 2169: Messrs. Dicklich, Merriam and Pehler.

H.F. No. 1875: Mrs. Lantry, Messrs. Dieterich and Sieloff.

S.F. No. 1869: Messrs. Dieterich, Jude and Knaak.

S.F. No. 1910: Messrs. Johnson, D.E.; Schmitz and Purfeerst.

S.F. No. 707: Messrs. Moe, D.M.; Spear; Wegscheid; Pogemiller and Renneke.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Pogemiller introduced—

Senate Resolution No. 128: A Senate resolution congratulating Holy Cross Catholic Church upon its centennial.

Referred to the Committee on Rules and Administration.

Without objection, the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bill was read the first time and referred to the committee indicated.

Mr. DeCramer introduced—

S.F. No. 2322: A bill for an act relating to education; providing that the basic costs of education will be paid by the state; providing for expansion of the sales tax base and adjustment of its rate to provide funding for this aid.

Referred to the Committee on Education.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Dahl moved that S.F. No. 1833, No. 28 on Special Orders, be stricken

and laid on the table. The motion prevailed.

Mr. Dahl moved that S.F. No. 1905, No. 45 on Special Orders, be stricken and laid on the table. The motion prevailed.

MEMBERS EXCUSED

Mrs. Brataas and Mr. Johnson, D.J. were excused from the Session of today.

Ms. Berglin was excused from the Session of today from 10:00 to 11:00 a.m. and from 8:00 to 8:30 p.m. Mr. Frederick was excused from the Session of today from 10:00 to 11:30 a.m. Mr. Freeman was excused from the Session of today from 10:00 a.m. to 12:00 noon. Mr. Storm was excused from the Session of today from 12:30 to 1:30 p.m. Mr. Gustafson was excused from the Session of today from 12:30 to 1:30 p.m. Mr. Lessard was excused from the Session of today from 1:00 to 2:45 p.m. Mr. Hughes was excused from the Session of today at 7:30 p.m. Mr. Frank was excused from the Session of today from 11:45 a.m. to 12:40 p.m. and from 5:50 to 6:15 p.m.

Mr. Wegscheid was excused from today's Session for brief periods of time.

ADJOURNMENT

Mr. Luther moved that the Senate do now adjourn until 10:00 a.m., Monday, March 17, 1986. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

EIGHTY-EIGHTH DAY

St. Paul, Minnesota, Monday, March 17, 1986

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. Philip Weiler.

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

Adkins	Diessner	Knutson	Novak	Schmitz
Anderson	Dieterich	Kroening	Olson	Sieloff
Belanger	Frank	Kronebusch	Pehler	Solon
Benson	Frederick	Laidig	Peterson, C.C.	Spear
Berg	Frederickson	Langseth	Peterson, D.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Taylor
Bertram	Hughes	Luther	Petty	Vega
Brataas	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kamrath	Moe, R.D.	Renneke	
Dicklich	Knaak	Nelson	Samuelson	

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 Files, herewith returned: S.F. Nos. 912 and 2245.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

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 three members of the House, on the amendments adopted by the House to the

following Senate File:

S.F. No. 1869: A bill for an act relating to utilities; changing the powers and responsibilities of the chair of the public utilities commission; requiring the governor to appoint the chair of the commission; changing qualification for commissioners; requiring commissioners to file certain financial information before taking office; prohibiting commissioners and certain employees from engaging in certain activity after leaving the commission; requiring the commission to adopt a code of conduct; providing penalties; amending Minnesota Statutes 1984, sections 216A.03, subdivision 3; and 216A.035; proposing coding for new law in Minnesota Statutes, chapter 216A.

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

Redalen, Jacobs and Gruenes.

Senate File No. 1869 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1986

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 2138.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 15, 1986

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 2138: A bill for an act relating to natural resources; disposition of wild rice license fees; extends the effective date of Laws 1984, chapter 539; amending Minnesota Statutes 1984, section 97.49, by adding a subdivision.

Mr. Moe, R.D. moved that H.F. No. 2138 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Wegscheid moved that H.F. No. 1991 be withdrawn from the Committee on Rules and Administration and laid on the table. The motion prevailed.

Mr. Stumpf moved that H.F. No. 2080 be withdrawn from the Committee on Rules and Administration and laid on the table. The motion prevailed.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Willet moved that the following members be excused for a Conference Committee on H.F. No. 2009 at 11:00 a.m.:

Messrs. Willet, Kroening, Samuelson, Luther and Nelson. The motion prevailed.

Without objection, the Senate reverted to the Order of Business of Mes-

sages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1886:

H.F. No. 1886: A bill for an act relating to local government; changing the notice requirements for proposed special assessments; amending Minnesota Statutes 1984, section 429.061, subdivision 2; Minnesota Statutes 1985 Supplement, section 429.061, subdivision 1.

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

Valento, Voss and Stanius have been appointed as such committee on the part of the House.

House File No. 1886 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 15, 1986

Mr. Jude moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1886, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. DeCramer introduced—

Senate Resolution No. 129: A Senate resolution congratulating Gent and Ghent on their common bonds and extending Minnesota's hospitality to their travelers.

Referred to the Committee on Rules and Administration.

Mr. Merriam moved that H.F. No. 418 and the Conference Committee Report thereon be taken from the table. The motion prevailed.

CONFERENCE COMMITTEE REPORT ON H.F. NO. 418

A bill for an act relating to local government; excluding firefighter and peace officer job classes from certain aspects of pay equity requirements; amending Minnesota Statutes 1984, section 179A.16, by adding a subdivision; 471.992; 471.993, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 471; repealing Minnesota Statutes 1984, section 471.9965.

March 14, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 418, report that we have agreed upon the items in dispute and recommend as follows:

That the House concur in the Senate amendments.

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

House Conferees: (Signed) Terry M. Dempsey, Loren G. Jennings, Dennis D. Ozment

Senate Conferees: (Signed) Gene Merriam, Mel Frederick, Linda Berglin

Mr. Merriam moved that the foregoing recommendations and Conference Committee Report on H.F. No. 418 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. 418 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 43 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Kamrath	Pehler	Schmitz
Anderson	Diessner	Knaak	Peterson, C.C.	Solon
Belanger	Dieterich	Laidig	Peterson, D.C.	Spear
Benson	Frank	Lantry	Peterson, R.W.	Storm
Berglin	Frederick	Lessard	Petty	Vega
Bernhagen	Frederickson	Merriam	Pogemiller	Waldorf
Bertram	Freeman	Moe, D.M.	Purfeerst	Wegscheid
Brataas	Hughes	Moe, R.D.	Reichgott	
Chmielewski	Jude	Novak	Samuelson	

Mrs. Kronebusch voted in the negative.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Merriam moved that Senate Resolution No. 125 be taken from the table. The motion prevailed.

Senate Resolution No. 125: A Senate resolution recognizing and celebrating the 75th Anniversary of the Department of Natural Resources, Division of Forestry.

WHEREAS, through the leadership and foresight of General C.C. Andrews and the State Forestry Board, the 1911 Minnesota Legislature enacted laws establishing the Minnesota Forest Service, forerunner of the Division of Forestry; and

WHEREAS, William T. Cox, a professional forester was appointed the first State Forester on May 1, 1911; and

WHEREAS, the Division of Forestry has protected the forest lands of

Minnesota for 75 years through its fire control efforts; and

WHEREAS, the Division of Forestry has faithfully managed the forest resources under its jurisdiction for many decades, producing and protecting timber, wildlife, and water resources for the benefit of Minnesota's citizens; and

WHEREAS, the Division of Forestry has provided multiple use opportunities in its 56 state forests; and

WHEREAS, the Division of Forestry has provided diverse recreational opportunitites for camping, picnicing, hunting, fishing, hiking, snowmobiling, skiing, and nature observation; and

WHEREAS, the Division of Forestry has provided technical assistance and encouragement to Minnesota's 120,000 forest land owners, thereby improving the management of these woodlands; and

WHEREAS, the Division of Forestry has provided leadership in the development of a three and one-half billion dollar forest industry in Minnesota; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the State of Minnesota, that it recognizes the 75th Anniversary of the Department of Natural Resources, Division of Forestry and it congratulates all of the present and past employees of the division and all individuals, county and state officials, and state legislators who have worked for and supported the protection and management of Minnesota's forest resources for the past 75 years.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to prepare enrolled copies of this resolution, to be authorized by his signature and that of the Chairman of the Senate Rules and Administration Committee, and present them to the Commissioner of the Department of Natural Resources.

Mr. Merriam moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Petty moved that S.F. No. 2102 be taken from the table. The motion prevailed.

S.F. No. 2102: A bill for an act relating to marriage dissolution and legal separation; requiring appointment of guardians ad litem in certain child custody proceedings; amending Minnesota Statutes 1984, section 518.165.

CONCURRENCE AND REPASSAGE

Mr. Petty moved that the Senate concur in the amendments by the House to S.F. No. 2102 and that the bill be placed on its repassage as amended.

Mr. Sieloff moved that the Senate do not concur in the amendments by the House to S.F. No. 2102, 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.

CALL OF THE SENATE

Mr. Petty imposed a call of the Senate for the balance of the proceedings

on S.F. No. 2102. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the motion of Mr. Sieloff.

The roll was called, and there were yeas 23 and nays 29, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Jude	McQuaid	Reichgott
Anderson	Frederickson	Kamrath	Mehrkens	Sieloff
Belanger	Gustafson	Kronebusch	Olson	Storm
Benson	Isackson	Laidig	Peterson, D.L.	
Diessner	Johnson, D.E.	Lessard	Ramstad	

Those who voted in the negative were:

Berglin	Frank	Moe, D.M.	Peterson, R.W.	Spear
Bernhagen	Hughes	Moe, R.D.	Petty	Taylor
Bertram	Knaak	Novak	Pogemiller	Vega
Brataas	Knutson	Pehler	Purfeerst	Waldorf
Chmielewski	Lantry	Peterson, C.C.	Renneké	Wegscheid
Dahl	Merriam	Peterson, D.C.	Schmitz	

The motion did not prevail.

The question recurred on the motion of Mr. Petty. The motion did not prevail.

Mr. Petty moved that S.F. No. 2102 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 40, Mr. Kamrath moved that S.F. No. 368 be withdrawn from the Committee on Judiciary and placed at the top of General Orders.

CALL OF THE SENATE

Mr. Kamrath imposed a call of the Senate for the proceedings on S.F. No. 368. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the motion.

Mr. Moe, R.D. moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 24 and nays 38, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Kamrath	McQuaid	Renneke
Belanger	Frederickson	Knaak	Mehrkens	Sieloff
Benson	Gustafson	Knutson	Olson	Storm
Bernhagen	Isackson	Kronebusch	Peterson, D.L.	Taylor
Brataas	Johnson, D.E.	Laidig	Ramstad	

Those who voted in the negative were:

Adkins	Dicklich	Lantry	Peterson, D.C.	Spear
Berg	Diessner	Lessard	Peterson, R.W.	Stumpf
Berglin	Dieterich	Merriam	Petty	Vega
Bertram	Frank	Moe, D.M.	Pogemiller	Waldorf
Chmielewski	Freeman	Moe, R.D.	Purfeerst	Wegscheid
Dahl	Hughes	Novak	Reichgott	Willet
Davis	Johnson, D.J.	Pehler	Schmitz	
DeCramer	Jude	Peterson, C.C.	Solon	

The motion did not prevail.

Mr. Moe, R.D. moved that H.F. No. 2138 be taken from the table. The motion prevailed.

SPECIAL ORDER

H.F. No. 2138: A bill for an act relating to natural resources; disposition of wild rice license fees; extends the effective date of Laws 1984, chapter 539; amending Minnesota Statutes 1984, section 97.49, by adding a subdivision.

SUSPENSION OF RULES

Mr. Moe, R.D. moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 2138 and that the rules of the Senate be so far suspended as to give H.F. No. 2138 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 2138 was read the second time.

H.F. No. 2138 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 40 and nays 12, as follows:

Those who voted in the affirmative were:

Adkins	Freeman	Kroening	Merriam	Reichgott
Anderson	Gustafson	Kronebusch	Moe, R.D.	Renneke
Belanger	Isackson	Laidig	Novak	Samuelson
Brataas	Johnson, D.E.	Langseth	Olson	Schmitz
Dahl	Jude	Lessard	Pehler	Storm
Diessner	Kamrath	Luther	Peterson, C.C.	Vega
Frank	Knaak	McQuaid	Purfeerst	Wegscheid
Frederickson	Knutson	Mehrkens	Ramstad	Willet

Those who voted in the negative were:

Benson	Dieterich	Peterson, D.C.	Petty	Spear
Berglin	Hughes	Peterson, R.W.	Pogemiller	Waldorf
Chmielewski	Lantry			

So the bill passed and its title was agreed to.

Mr. Moe, R.D. moved that S.F. No. 2015, No. 56 on Special Orders, be stricken and laid on the table. The motion prevailed.

SPECIAL ORDER

H.F. No. 2263: A bill for an act relating to corporations; conforming to federal law; changing applicability of shareholder voting on control share acquisitions; providing for lesser relief than dissolution under certain circumstances; amending Minnesota Statutes 1984, section 302A.751, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 302A.449, subdivision 7; and 302A.671, subdivisions 1 and 3; repealing Laws 1985, First Special Session chapter 5, section 21.

Mr. Luther moved to amend H.F. No. 2263, as amended pursuant to Rule 49, adopted by the Senate March 12, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 2122.)

Page 6, after line 2, insert:

"Sec. 4. Laws 1985, First Special Session chapter 5, section 21, is amended to read:

Sec. 21. [EFFECTIVE DATE.]

The amendments to Minnesota Statutes, section 302A.671, subdivision 1, paragraph (a), made by this act are effective August 1, ~~1986~~ *1987*."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 2263 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 51 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knutson	Novak	Samuelson
Anderson	Frank	Kroening	Olson	Schmitz
Belanger	Frederick	Kronebusch	Pehler	Spear
Benson	Frederickson	Laidig	Peterson, C.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.C.	Taylor
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Waldorf
Bertram	Hughes	Luther	Petty	Willet
Brataas	Isackson	McQuaid	Pogemiller	
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	
Dahl	Jude	Merriam	Ramstad	
Diessner	Knaak	Moe, R.D.	Reichgott	

Mr. Solon voted in the negative.

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

SPECIAL ORDER

H.F. No. 397: A bill for an act proposing an amendment to the Minnesota Constitution, article I, adding a section to provide that the right to keep and bear arms shall not be abridged; appropriating money.

Mrs. McQuaid moved to amend H.F. No. 397, the unofficial engrossment, as follows:

Page 2, delete sections 3 and 4

Amend the title as follows:

Page 1, line 3, delete "and article XIII, section 5;"

Page 1, lines 5 and 6, delete "; permitting the legislature to authorize the state to operate a lottery"

CALL OF THE SENATE

Mr. Chmielewski imposed a call of the Senate for the balance of the proceedings on H.F. No. 397. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the adoption of the McQuaid amendment.

Mr. Moe, R.D. moved that those not voting be excused from voting. The

motion prevailed.

The roll was called, and there were yeas 29 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Dieterich	Johnson, D.E.	Laidig	Ramstad
Belanger	Frank	Jude	McQuaid	Renneke
Benson	Frederick	Kamrath	Mehrkens	Sieloff
Bernhagen	Frederickson	Knaak	Olson	Storm
Brataas	Gustafson	Knutson	Peterson, D.L.	Taylor
Chmielewski	Isackson	Kronebusch	Peterson, R.W.	

Those who voted in the negative were:

Adkins	Hughes	Merriam	Peterson, D.C.	Spear
Berglin	Johnson, D.J.	Moe, D.M.	Petty	Stumpf
Bertram	Kroening	Moe, R.D.	Purfeerst	Vega
Dahl	Langseth	Nelson	Reichgott	Waldorf
Dicklich	Lantry	Novak	Samuelson	Wegscheid
Diessner	Lessard	Pehler	Schmitz	Willet
Freeman	Luther	Peterson, C.C.	Solon	

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

Mr. Laidig moved to amend H.F. No. 397, the unofficial engrossment, as follows:

Page 2, after line 17, insert:

"Sec. 5. [CONSTITUTIONAL AMENDMENT PROPOSED.]

An amendment to the Minnesota constitution, adding a section to Article I, is proposed to the people of the state. If the amendment is adopted, the section will read:

Sec. 18. No unborn person shall be deprived of life by any person, provided that nothing in this section shall prohibit a law permitting only those medical procedures required to prevent the death of the mother. With respect to the right to life, the word "person," as used in this section and in the constitution, applies to all human beings irrespective of age, health, function, or condition of dependency, including their biological development.

Sec. 6. [SUBMISSION TO VOTERS.]

The proposed amendment shall be submitted to the people at the 1986 general election. The question submitted shall be:

"Shall the Minnesota constitution be amended to provide that no unborn person shall be deprived of life by any person, except when necessary to prevent the death of the mother?

Yes _____

No _____"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, before the period, insert "; providing that no unborn person shall be deprived of life except under certain circumstances"

Mr. Luther questioned whether the amendment was germane.

The Chair ruled that the amendment was not germane.

Mr. Laidig appealed the decision of the Chair.

The question was taken on "Shall the decision of the Chair be the judgment of the Senate?"

Mr. Moe, R.D. moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 37 and nays 28, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Lessard	Peterson, D.C.	Spear
Berg	Freeman	Luther	Peterson, R.W.	Stumpf
Berglin	Gustafson	Merriam	Petty	Vega
Dahl	Hughes	Moe, D.M.	Pogemiller	Waldorf
Davis	Johnson, D.J.	Moe, R.D.	Purfeerst	Willet
DeCramer	Kroening	Nelson	Reichgott	
Dicklich	Langseth	Novak	Samuelson	
Diessner	Lantry	Peterson, C.C.	Solon	

Those who voted in the negative were:

Anderson	Chmielewski	Kamrath	Mehrkens	Schmitz
Belanger	Frederick	Knaak	Olson	Sieloff
Benson	Frederickson	Knutson	Pehler	Storm
Bernhagen	Isackson	Kronebusch	Peterson, D.L.	Taylor
Bertram	Johnson, D.E.	Laidig	Ramstad	
Brataas	Jude	McQuaid	Renneke	

The decision of the Chair was sustained.

Mr. Benson moved to amend H.F. No. 397, the unofficial engrossment, as follows:

Page 1, after line 8, insert:

"ARTICLE 1"

Page 2, after line 21, insert:

"ARTICLE 2

Section 1. [CONSTITUTIONAL AMENDMENT.]

The following amendment to article VIII of the Minnesota Constitution, is proposed to the people. If the amendment is adopted, the new section will read as follows:

Sec. 6. An elective officer may be recalled by the eligible voters of the state, in the case of statewide offices, or of the electoral district from which the person was elected. Recall shall be initiated by a petition signed by eligible voters equal in number to at least 25 percent of the vote cast in the last election for the office from which the person is to be recalled. No person shall be recalled before they have completed one year of service in the office from which they are to be recalled. A special election shall be held for the office of a person against whom a petition has been filed, and that person shall be a candidate in the special election unless that person chooses to resign.

After one petition for recall and special election, no further recall petition shall be filed against the same person during the term for which the person was elected.

Sec. 2. [QUESTION.]

The proposed amendment must be submitted at the 1986 general election. The question submitted shall be:

"Shall the Minnesota Constitution be amended to allow for the recall of elective officers by petition and special election?

Yes _____

No _____"

Amend the title accordingly

Mr. Frank questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Mr. Benson appealed the ruling of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

The roll was called, and there were yeas 40 and nays 22, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kroening	Pehler	Samuelson
Berg	Diessner	Langseth	Peterson, C.C.	Schmitz
Berglin	Dieterich	Lantry	Peterson, D.C.	Solon
Bertram	Frank	Lessard	Peterson, R.W.	Spear
Chmielewski	Freeman	Luther	Petty	Stumpf
Dahl	Hughes	Moe, D.M.	Pogemiller	Vega
Davis	Johnson, D.J.	Moe, R.D.	Purfeerst	Waldorf
DeCramer	Jude	Novak	Reichgott	Willet

Those who voted in the negative were:

Anderson	Frederick	Knaak	Mehrkens	Storm
Belanger	Frederickson	Knutson	Peterson, D.L.	Taylor
Benson	Gustafson	Kronebusch	Ramstad	
Bernhagen	Isackson	Laidig	Renneke	
Brataas	Johnson, D.E.	McQuaid	Sieloff	

The decision of the President was sustained.

Mr. Mehrkens moved to amend H.F. No. 397, the unofficial engrossment, as follows:

Page 1, after line 8, insert:

"ARTICLE 1"

Page 2, after line 21, insert:

"ARTICLE 2

Section 1. [CONSTITUTIONAL AMENDMENTS PROPOSED.]

Subdivision 1. [REFERENCE TO PEOPLE.] *An amendment to the Minnesota Constitution is proposed to the people as provided by subdivisions 2 to*

7.

Subd. 2. [AMENDMENTS TO ARTICLE IV.] *If the amendment is adopted, article IV, sections 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 23, 24, 25, and 26, will read as follows:*

Section 1. The legislature consists of the senate ~~and house of representatives~~.

Sec. 2. The number of members who compose the senate ~~and house of representatives~~ shall be prescribed by law *but shall be neither less than 101 nor more than 135*. The representation ~~in both houses~~ shall be apportioned equally throughout the different sections of the state in proportion to the population thereof.

Sec. 3. At its first session after each enumeration of the inhabitants of this state made by the authority of the United States, the legislature shall have the power to prescribe the bounds of congressional and legislative districts. Senators shall be chosen by single districts of convenient contiguous territory. ~~No representative district shall be divided in the formation of a senate district.~~ The senate districts shall be numbered in a regular series.

Sec. 4. ~~Representatives shall be chosen for a term of two years, except to fill a vacancy.~~ Senators shall be chosen for a term of four years, except to fill a vacancy and except there shall be an entire new election of all the senators at the first election ~~of representatives~~ after each new legislative apportionment provided for in this article. *After the election following reapportionment, the senate shall determine by lot whether members elected from odd- or even-numbered districts shall initially serve two- or four-year terms.* The governor shall call elections to fill vacancies in ~~either house of~~ the legislature.

Sec. 5. No senator ~~or representative~~ shall hold any other office under the authority of the United States or the state of Minnesota, except that of postmaster or of notary public. If elected or appointed to another office, a legislator may resign from the legislature by tendering his resignation to the governor.

Sec. 6. Senators ~~and Representatives~~ shall be qualified voters of the state, and shall have resided one year in the state and six months immediately preceding the election in the district from which elected. ~~Each house~~ *The senate* shall be the judge of the election returns and eligibility of its own members. The ~~legislature~~ *senate* shall prescribe by law the manner for taking evidence in cases of contested seats ~~in either house~~.

Sec. 7. ~~Each house~~ *The senate* may determine the rules of its proceedings, sit upon its own adjournment, punish its members for disorderly behavior, and with the concurrence of two-thirds expel a member; but no member shall be expelled a second time for the same offense.

Sec. 9. The compensation of senators ~~and representatives~~ shall be prescribed by law. No increase of compensation shall take effect during the period for which the members of the existing house of representatives may have been elected.

Sec. 10. The members of ~~each house~~ *the senate* in all cases except treason, felony and breach of the peace, shall be privileged from arrest during the

session of ~~their respective houses~~ *the senate* and in going to or returning from the same. For any speech or debate in ~~either house~~ *the senate* they shall not be questioned in any other place.

Sec. 11. Two or more members of ~~either house~~ *the senate* may dissent and protest against any act or resolution which they think injurious to the public or to any individual and have the reason of their dissent entered in the journal.

Sec. 12. The legislature shall meet at the seat of government in regular session in each biennium at the times prescribed by law for not exceeding a total of 120 legislative days. The legislature shall not meet in regular session, nor in any adjournment thereof, after the first Monday following the third Saturday in May of any year. After meeting at a time prescribed by law, the legislature may adjourn to another time. "Legislative day" shall be defined by law. A special session of the legislature may be called by the governor on extraordinary occasions.

~~Neither house during a session of the legislature shall adjourn for more than three days (Sundays excepted) nor to any other place than that in which the two houses shall be assembled without the consent of the other house.~~

Sec. 13. A majority of ~~each house~~ *the senate* constitutes a quorum to transact business, but a smaller number may adjourn from day to day and compel the attendance of absent members in the manner and under the penalties it may provide.

Sec. 14. ~~Each house~~ *The senate* shall be open to the public during its sessions except in cases which in its opinion require secrecy.

Sec. 15. ~~Each house~~ *The senate* shall elect its presiding officer and other officers as may be provided by law. ~~Both houses~~ *The senate* shall keep journals of ~~their~~ *its* proceedings, and from time to time publish the same, and the yeas and nays, when taken on any question, shall be entered in the journals.

~~Sec. 18. All bills for raising revenue shall originate in the house of representatives, but the senate may propose and concur with the amendments as on other bills.~~

Sec. 19. Every bill shall be reported on three different days in ~~each house~~ *the senate*, unless, in case of urgency, two-thirds of the ~~house where the bill is pending deem~~ *senate deems* it expedient to dispense with this rule.

Sec. 20. Every bill passed by ~~both houses~~ *the senate* shall be enrolled and signed by the presiding officer ~~of each house~~. Any presiding officer refusing to sign a bill passed ~~by both houses~~ shall thereafter be disqualified from any office of honor or profit in the state. ~~Each house~~ *The senate* by rule shall provide the manner in which a bill shall be certified for presentation to the governor in case of such refusal.

Sec. 21. No bill shall be passed by ~~either house~~ *the senate* upon the day prescribed for adjournment. This section shall not preclude the enrollment of a bill or its transmittal ~~from one house to the other or~~ to the executive for his signature.

Sec. 22. The style of all laws of this state shall be: "Be it enacted by the ~~legislature~~ *senate* of the state of Minnesota." No law shall be passed unless voted for by a majority of all the members elected to ~~each house of~~ the ~~legis-~~

~~lature~~ *senate*, and the vote entered in the journal ~~of each house~~.

Sec. 23. Every bill passed in conformity to the rules of ~~each house and the joint rules of the two houses~~ *the senate* shall be presented to the governor. If he approves a bill, he shall sign it, deposit it in the office of the secretary of state and notify the ~~house in which it originated~~ *senate* of that fact. If he vetoes a bill, he shall return it with his objections to the ~~house in which it originated~~ *senate*. His objections shall be entered in the journal. If, after reconsideration, two-thirds of ~~that house agree~~ *the senate agrees* to pass the bill, ~~it shall be sent, together with the governor's objections, to the other house, which shall likewise reconsider it. If approved by two-thirds of that house~~ it becomes a law and shall be deposited in the office of the secretary of state. In such cases the votes ~~of both houses~~ shall be determined by yeas and nays, and the names of the persons voting for or against the bill shall be entered in the journal ~~of each house~~. Any bill not returned by the governor within three days (Sundays excepted) after it is presented to him becomes a law as if he had signed it, unless the legislature by adjournment within that time prevents its return. Any bill passed during the last three days of a session may be presented to the governor during the three days following the day of final adjournment and becomes law if the governor signs and deposits it in the office of the secretary of state within 14 days after the adjournment of the legislature. Any bill passed during the last three days of the session which is not signed and deposited within 14 days after adjournment does not become a law.

If a bill presented to the governor contains several items of appropriation of money, he may veto one or more of the items while approving the bill. At the time he signs the bill the governor shall append to it a statement of the items he vetoes and the vetoed items shall not take effect. If the ~~legislature~~ *senate* is in session, he shall transmit to the ~~house in which the bill originated~~ *senate* a copy of the statement, and the items vetoed shall be separately reconsidered. If on reconsideration any item is approved by two-thirds of the ~~members elected to each house~~ *senate*, it is a part of the law notwithstanding the objections of the governor.

Sec. 24. Each order, resolution or vote ~~requiring the concurrence~~ of the ~~two houses~~ *senate* except such as relate to the business or adjournment of the legislature shall be presented to the governor and is subject to his veto as prescribed in case of a bill.

Sec. 25. During a session ~~each house~~ *the senate* may punish by imprisonment for not more than 24 hours any person not a member who is guilty of any disorderly or contemptuous behavior in its presence.

Sec. 26. Passage of a general banking law requires the vote of two-thirds of the ~~members of each house of the legislature~~ *senate*.

Subd. 3. [AMENDMENT TO ARTICLE VIII.] *If the amendment is approved, article VIII, section 1, will read as follows:*

Section 1. The ~~house of representatives~~ *senate* has the sole power of impeachment through a concurrence of a majority of all its members. All impeachments shall be tried by the senate. When sitting for that purpose, senators shall be upon oath or affirmation to do justice according to law and evidence. No person shall be convicted without the concurrence of two-

thirds of the senators present.

Subd. 4. [AMENDMENTS TO ARTICLE IX.] *If the amendment is approved, article IX, sections 1 and 2, will read as follows:*

Section 1. A majority of the members elected to ~~each house of~~ the ~~legislature~~ *senate* may propose amendments to this constitution. Proposed amendments shall be published with the laws passed at the same session and submitted to the people for their approval or rejection at a general election. If a majority of all the electors voting at the election vote to ratify an amendment, it becomes a part of this constitution. If two or more amendments are submitted at the same time, voters shall vote for or against each separately.

Sec. 2. Two-thirds of the members elected to ~~each house of~~ the ~~legislature~~ *senate* may submit to the electors at the next general election the question of calling a convention to revise this constitution. If a majority of all the electors voting at the election vote for a convention, the ~~legislature~~ *senate* at its next session, shall provide by law for calling the convention. The convention shall consist of as many delegates as there are members of the ~~house of representatives~~ *senate*. Delegates shall be chosen in the same manner as members of the house of representatives and shall meet within three months after their election. Section 5 of Article IV of the constitution does not apply to election to the convention.

Subd. 5. [AMENDMENT TO ARTICLE XI.] *If the amendment is approved, article XI, section 5, will read as follows:*

Sec. 5. Public debt may be contracted and works of internal improvements carried on for the following purposes:

(a) to acquire and to better public land and buildings and other public improvements of a capital nature and to provide money to be appropriated or loaned to any agency or political subdivision of the state for such purposes if the law authorizing the debt is adopted by the vote of at least three-fifths of the members of ~~each house of~~ the ~~legislature~~ *senate*;

(b) to repel invasion or suppress insurrection;

(c) to borrow temporarily as authorized in section 6;

(d) to refund outstanding bonds of the state or any of its agencies whether or not the full faith and credit of the state has been pledged for the payment of the bonds;

(e) to establish and maintain highways subject to the limitations of article XIV;

(f) to promote forestation and prevent and abate forest fires, including the compulsory clearing and improving of wild lands whether public or private;

(g) to construct, improve and operate airports and other air navigation facilities;

(h) to develop the state's agricultural resources by extending credit on real estate security in the manner and on the terms and conditions prescribed by law;

(i) to improve and rehabilitate railroad rights-of-way and other rail facilities whether public or private, provided that bonds issued and unpaid shall

not at any time exceed $200,000,000 par value; and

(j) as otherwise authorized in this constitution.

As authorized by law political subdivisions may engage in the works permitted by (f), (g), and (i) and contract debt therefor.

Subd. 6. [EFFECTIVE DATE.] *If the amendment proposed is adopted, it is effective January 1, 1992.*

Sec. 2. [BALLOT PROPOSITION.]

The proposed amendment shall be submitted to the people at the 1986 general election. The question proposed shall be:

"Shall the Minnesota Constitution be amended to reduce the size of the legislature by providing for a one-house legislature?

Yes _____

No _____"

All election procedures shall be as otherwise provided by law.

Sec. 3. Minnesota Statutes 1984, section 2.021, is amended to read:

2.021 [NUMBER OF MEMBERS.]

For each legislature, until a new apportionment shall have been made, the senate is composed of ~~67 members and the house of representatives is composed of 134~~ *135* members.

Sec. 4. Minnesota Statutes 1984, section 2.031, subdivision 1, is amended to read:

Subdivision 1. [LEGISLATIVE DISTRICTS.] The ~~representatives in the senate and house of representatives~~ *members of the legislature* are apportioned throughout the state in ~~67 senate districts and 134 house~~ *135* districts. Each ~~senate~~ district is entitled to elect one ~~senator and each house district is entitled to elect one representative~~ *legislator.*

Sec. 5. [EFFECTIVE DATE.]

Section 3 is effective January 1, 1992, provided that the constitutional amendment in section 1 is approved by the people."

Amend the title accordingly

Mr. Frank questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Mr. Knaak appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

The roll was called, and there were yeas 37 and nays 23, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Lantry	Peterson, R.W.	Spear
Berg	Dieterich	Lessard	Petty	Stumpf
Berglin	Frank	Luther	Pogemiller	Vega
Bertram	Freeman	Moe, R.D.	Purfeerst	Waldorf
Chmielewski	Hughes	Novak	Reichgott	Willet
Dahl	Johnson, D.J.	Pehler	Samuelson	
Davis	Jude	Peterson, C.C.	Schmitz	
DeCramer	Kroening	Peterson, D.C.	Solon	

Those who voted in the negative were:

Anderson	Frederick	Knaak	Mehrkens	Sieloff
Belanger	Frederickson	Knutson	Olson	Storm
Benson	Gustafson	Kronebusch	Peterson, D.L.	Taylor
Bernhagen	Isackson	Laidig	Ramstad	
Brataas	Johnson, D.E.	McQuaid	Renneke	

The decision of the President was sustained.

Mr. Frederickson moved to amend H.F. No. 397, as follows:

Page 1, after line 8, insert:

"ARTICLE 1"

Page 2, after line 21, insert:

"ARTICLE 2

INITIATIVE AND REFERENDUM

Section 1. Subdivision 1. *The following amendment to article IV of the Minnesota Constitution is proposed to the people. If the amendment is adopted, the new section will read as follows:*

Sec. 27. A law may be initiated or referred for repeal upon petition by eligible voters. An initiative or referendum measure shall be placed on the ballot at a general election if petitions for the measure are signed by eligible voters in each congressional district of the state in a number not less than five percent of the number of persons who voted at the last general election in that congressional district. An initiative or referendum measure shall be adopted upon the affirmative vote of a majority of those voting on the question. The voters may initiate or refer for repeal a constitutional amendment, an appropriation or a special law.

The governor shall have no power to approve or veto an initiative or referendum measure adopted by the voters.

No law adopted by initiative shall be amended or repealed and no law repealed by referendum shall be reenacted by the legislature until another general election has intervened.

The sponsors of an initiative or referendum measure, if the legislature enacts a law with a similar scope and purpose, may elect to place the measure on the ballot or to abandon the measure. If the measure is not abandoned, the legislature may submit the law which it has enacted to a vote of the people in the same manner as an initiative or referendum measure at the election at which the initiative or referendum measure is submitted. If a law enacted by the legislature is submitted to the people at the same election as an initiative or referendum measure, it shall not be subject to veto by the governor and it shall not be effective unless approved by a majority of those

voting on the question.

The legislature shall implement the provisions of this section by law.

Sec. 2. [SUBMISSION TO VOTERS.] *The amendment must be submitted to the people at the 1986 election. The question submitted shall be:*

"Shall the Minnesota Constitution be amended to provide for initiative and referendum?

Yes _____

No _____*"*"

Amend the title accordingly

Mr. Frank questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Mr. Frederickson appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgement of the Senate?"

The roll was called, and there were yeas 35 and nays 20, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Jude	Peterson, C.C.	Samuelson
Berg	Diessner	Kroening	Peterson, D.C.	Schmitz
Berglin	Dieterich	Lantry	Peterson, R.W.	Spear
Bertram	Frank	Luther	Petty	Stumpf
Chmielewski	Freeman	Merriam	Pogemiller	Vega
Dahl	Hughes	Moe, R.D.	Purfeerst	Waldorf
Davis	Johnson, D.E.	Pehler	Reichgott	Willet

Those who voted in the negative were:

Anderson	Frederickson	Knutson	Mehrkens	Renneke
Belanger	Gustafson	Kronebusch	Olson	Sieloff
Benson	Isackson	Laidig	Peterson, D.L.	Storm
Bernhagen	Knaak	McQuaid	Ramstad	Taylor

The decision of the President was sustained.

H.F. No. 397 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

Mr. Waldorf moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 28 and nays 37, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Kroening	Pehler	Solon
Berg	Dicklich	Langseth	Peterson, C.C.	Stumpf
Bertram	Diessner	Lantry	Petty	Vega
Chmielewski	Frank	Lessard	Purfeerst	Willet
Dahl	Hughes	Moe, R.D.	Samuelson	
Davis	Johnson, D.J.	Novak	Schmitz	

Those who voted in the negative were:

Anderson	Frederickson	Knutson	Nelson	Spear
Belanger	Freeman	Kronebusch	Olson	Storm
Benson	Gustafson	Laidig	Peterson, D.C.	Taylor
Berglin	Isackson	Luther	Pogemiller	Waldorf
Bernhagen	Johnson, D.E.	McQuaid	Ramstad	Wegscheid
Brataas	Jude	Mehrkens	Reichgott	
Dieterich	Kamrath	Merriam	Renneke	
Frederick	Knaak	Moe, D.M.	Sieloff	

So the bill failed to pass.

Without objection, the Senate reverted to the Order of Business Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1744:

H.F. No. 1744: A bill for an act relating to education; making changes to the definition of a school; providing for the admission into evidence of certain attendance records; establishing a task force to make recommendations about compulsory attendance laws; amending Minnesota Statutes 1984, section 120.10, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 634.

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

Quist, Kiffmeyer and Erickson have been appointed as such committee on the part of the House.

House File No. 1744 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

Mr. Pehler moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1744, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of five members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 707: A bill for an act relating to retirement; public plans generally; providing health insurance benefits for certain retired teachers; changing eligibility requirements for surviving spouse benefits; regulating cover-

age under the unclassified employees retirement program; amending Minnesota Statutes 1984, sections 62E.14, subdivision 1; 352.12, subdivision 2; 352D.01; 352D.015, subdivision 5; 352D.02, as amended; 352D.06, subdivision 1; 352D.065, subdivision 5; 352D.085, subdivision 1; 353.32, subdivision 1a; 354.05, subdivisions 2 and 26; 354.44, subdivision 4; 354.46, subdivision 2; and 354A.35, subdivision 2; Minnesota Statutes 1985 Supplement, sections 136C.50, subdivision 7; 353.657, subdivision 2a; 354.55, subdivision 11; and 356.215, subdivision 4d; proposing coding for new law in Minnesota Statutes, chapter 62E.

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

Knickerbocker, Simoneau, Gutknecht, Sviggum and Dempsey.

Senate File No. 707 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

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 three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1910: A bill for an act relating to transportation; adding new route to trunk highway system in substitution of existing route; allowing old highway to be turned back to city of Willmar; directing revisor of statutes to make route substitution; amending Laws 1974, chapter 151, section 3.

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

Ozment, Johnson and Anderson, G.

Senate File No. 1910 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

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. 1732: A bill for an act relating to marriage dissolution; providing a presumption for joint legal custody; providing for custody mediation; regulating support determinations; limiting the total amount of maintenance and child support that an obligor may be liable for; limiting the percentage of income subject to income withholding; amending Minnesota Statutes 1984, sections 518.17, subdivisions 2, 4 and 5, and by adding a subdivision; 518.55, by adding a subdivision; 518.551, subdivision 5; 518.57; 518.611, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 518.611, subdivision 6; 518.64, subdivision 2; and 518.645; proposing coding for new law in Minnesota Statutes, chapter 518.

Senate File No. 1732 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Merriam moved that the Senate concur in the amendments by the House to S.F. No. 1732 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1732: A bill for an act relating to marriage dissolution; providing a presumption for joint legal custody; providing for custody mediation; regulating support determinations; amending Minnesota Statutes 1984, sections 518.17, subdivision 2, and by adding a subdivision; 518.175, by adding a subdivision; 518.551, subdivision 5; 518.57; 518.611, by adding a subdivision; Minnesota Statutes 1985 Supplement, section 518.64, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 518; repealing Minnesota Statutes 1984, section 518.17, subdivisions 4 and 5.

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

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

The roll was called, and there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knutson	Nelson	Reichgott
Anderson	Diessner	Kroening	Novak	Renneke
Belanger	Dieterich	Kronebusch	Olson	Schmitz
Benson	Frederick	Laidig	Pehler	Sieloff
Berg	Frederickson	Langseth	Peterson, C.C.	Solon
Berglin	Gustafson	Lantry	Peterson, D.C.	Storm
Bernhagen	Hughes	Lessard	Peterson, D.L.	Stumpf
Bertram	Isackson	McQuaid	Peterson, R.W.	Vega
Brataas	Johnson, D.E.	Mehrkens	Pogemiller	Waldorf
Chmielewski	Jude	Merriam	Purfeerst	Wegscheid
DeCramer	Kamrath	Moe, R.D.	Ramstad	Willet

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Bernhagen moved that H.F. No. 1971 be taken from the table. The motion prevailed.

SPECIAL ORDER

H.F. No. 1971: A resolution memorializing the President and Congress of the United States to enact the Mississippi River National Heritage Corridor Act of 1986.

SUSPENSION OF RULES

Mr. Bernhagen moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 1971 and that the rules of the Senate be so far suspended as to give H.F. No. 1971 its second and third reading and place it on its final passage. The

motion prevailed.

H.F. No. 1971 was read the second time.

H.F. No. 1971 was read the third time and placed on its final passage.

The question was taken on the passage of the resolution.

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kronebusch	Novak	Samuelson
Anderson	Frank	Laidig	Olson	Schmitz
Belanger	Frederick	Langseth	Pehler	Sieloff
Benson	Frederickson	Lantry	Peterson, C.C.	Solon
Berg	Gustafson	Lessard	Peterson, D.C.	Storm
Berglin	Hughes	Luther	Peterson, D.L.	Stumpf
Bernhagen	Isackson	McQuaid	Peterson, R.W.	Waldorf
Bertram	Johnson, D.E.	Mehrkens	Pogemiller	Wegscheid
Brataas	Jude	Merriam	Purfeerst	Willet
Chmielewski	Kamrath	Moe, D.M.	Ramstad	
DeCramer	Knutson	Moe, R.D.	Reichgott	
Dicklich	Kroening	Nelson	Renneke	

So the resolution passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Bernhagen moved that S.F. No. 1829, No. 18 on Special Orders, be stricken and laid on the table. The motion prevailed.

SPECIAL ORDER

S.F. No. 1892: A bill for an act relating to game and fish; affording protection to crows and authorizing a season on crows and mourning doves; amending Minnesota Statutes 1984, sections 100.26, subdivision 2; and 100.27, subdivision 6, and by adding a subdivision.

CALL OF THE SENATE

Mr. Lessard imposed a call of the Senate for the balance of the proceedings on S.F. No. 1892. The Sergeant at Arms was instructed to bring in the absent members.

S.F. No. 1892 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

Mr. Lessard moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 21 and nays 31, as follows:

Those who voted in the affirmative were:

Adkins	Bertram	Gustafson	Merriam	Stumpf
Anderson	Chmielewski	Isackson	Peterson, C.C.	
Benson	DeCramer	Johnson, D.E.	Peterson, R.W.	
Berg	Dicklich	Kamrath	Renneke	
Bernhagen	Frederickson	Kronebusch	Schmitz	

Those who voted in the negative were:

Belanger	Jude	Mehrkens	Pogemiller	Taylor
Berglin	Knutson	Moe, D.M.	Purfeerst	Waldorf
Brataas	Laidig	Novak	Ramstad	Wegscheid
Davis	Langseth	Olson	Reichgott	
Frank	Lantry	Pehler	Sieloff	
Frederick	Lessard	Peterson, D.C.	Solon	
Hughes	McQuaid	Peterson, D.L.	Storm	

So the bill failed to pass.

NOTICE OF RECONSIDERATION

Mr. Lessard gave notice of his intention to move for reconsideration of S.F. No. 1892.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Schmitz moved that the following members be excused for a Conference Committee on S.F. No. 1950 at 2:45 p.m.:

Messrs. Schmitz; Johnson, D.E. and Purfeerst. The motion prevailed.

SPECIAL ORDER

S.F. No. 2151: A bill for an act relating to occupations and professions; providing for the regulation of the practice of chiropractic; providing grounds for license revocation; prescribing penalties; appropriating money; amending Minnesota Statutes 1984, sections 148.06, subdivision 1; 148.07, subdivision 2; 148.08, subdivision 3; 148.10; and 319A.02, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 148; repealing Minnesota Statutes 1984, section 148.101.

Mr. Peterson, R.W. moved to amend S.F. No. 2151 as follows:

Page 14, after line 25, insert:

"Sec. 10. Minnesota Statutes 1984, section 326.03, subdivision 2, is amended to read:

Subd. 2. Nothing contained in sections 326.02 to 326.15 shall prevent persons from advertising and performing services such as consultation, investigation, or evaluation in connection with, or from making plans and specifications for, or from supervising, the erection, enlargement, or alteration of any of the following buildings:

(a) Dwellings for single families, and outbuildings in connection therewith, such as barns and private garages;

(b) Two family dwellings;

(c) Any farm building or accessory thereto; *or*

(d) Temporary buildings or sheds used exclusively for construction purposes, not exceeding two stories in height, and not used for living quarters;

~~(e) Any public work or public improvement done by a public body in this state, the cost of which does not exceed $100,000, provided that plans and specifications for such work or improvement affecting water supply or waste disposal are approved by the appropriate state agency; or~~

~~(f) Any building, structure, or work, the total cost of which does not exceed $100,000.~~

Sec. 11. Minnesota Statutes 1984, section 326.06, is amended to read:

326.06 [GENERAL POWERS AND DUTIES OF BOARD.]

Each member of the board shall receive a certificate of appointment from the governor, and, before beginning his term of office, shall file with the secretary of state the constitutional oath of office. The board shall adopt and have an official seal, which shall be affixed to all licenses granted; shall make all rules, not inconsistent with law, needed in performing its duties; and shall fix standards for determining the qualifications of applicants for certificates, which shall not exceed the requirements contained in the curriculum of a recognized school of architecture, landscape architecture or engineering. The board shall make rules to define classes of buildings with respect to which persons performing services described in section 326.03, subdivision 2, may be exempted from the provisions of sections 326.02 to 326.15, by a finding of no probable risk to life, health, property or public welfare. ~~These rules shall be promulgated on or before July 1, 1979. Upon the adoption of these rules, section 326.03, subdivision 2, clauses (e) and (f), are superseded and of no effect.~~"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Merriam moved to amend S.F. No. 2151 as follows:

Page 4, line 36, delete "*in any court of a felony or conviction*"

The motion prevailed. So the amendment was adopted.

S.F. No 2151 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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Olson	Sieloff
Anderson	Diessner	Kronebusch	Peterson, C.C.	Solon
Belanger	Frank	Laidig	Peterson, D.C.	Storm
Benson	Frederickson	Lantry	Peterson, D.L.	Stumpf
Berg	Freeman	Lessard	Peterson, R.W.	Taylor
Berglin	Gustafson	McQuaid	Pogemiller	Waldorf
Bernhagen	Hughes	Merriam	Ramstad	Wegscheid
Bertram	Isackson	Moe, D.M.	Reichgott	
Chmielewski	Jude	Novak	Renneke	

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

SPECIAL ORDER

The question recurred on H.F. No. 1035.

H.F. No. 1035: A bill for an act relating to frauds; fixing conditions for the legal determination of fraud in property transfers; enacting the uniform fraudulent transfer act; proposing coding for new law in Minnesota Statutes,

chapter 513; repealing Minnesota Statutes 1984, sections 513.20; 513.21; 513.22; 513.23; 513.24; 513.25; 513.26; 513.27; 513.28; 513.29; 513.30; 513.31; and 513.32.

Mr. Sieloff moved to amend H.F. No. 1035, as amended by the Committee on Judiciary, adopted by the Senate February 24, 1986, as follows:

Page 9, after line 31, insert:

"Sec. 11. [518.581] [SPOUSAL AND PENSION BENEFIT.]

Subdivision 1. [AWARD OF BENEFIT.] *If a current or former public employee's marriage is dissolved, the court may order the employee, the public retirement plan, or both, to pay amounts as part of the division of vested pension rights which the court may make under section 518.58, or as an award of maintenance in the form of a percentage, periodic, or other payments or in the form of a fixed dollar amount. The court may, as part of the order, award a spouse all or part of any survivor benefit. Under no circumstances may the pension fund be required to pay more than the equivalent of one surviving spouse benefit, regardless of the number of spouses or former spouses who may be sharing in a portion of the total benefit.*

Subd. 2. [PAYMENT OF FUNDS BY RETIREMENT PLAN.] *In any case where the court has ordered that a spouse has an interest in a public pension plan, the court may order the public retirement plan to withhold payment of any refund upon termination of employment or lump sum distribution to the extent of the spouse's interest in the plan.*

Subd. 3. [NOTICE TO FORMER SPOUSE.] *A former spouse must be notified by a public retirement system of any application by the employee for a refund of retirement benefits if the former spouse has filed with the employee's pension fund:*

(1) a copy of the court order determining that the former spouse has an interest in the pension fund;

(2) the name and last known address of the employee; and

(3) the name and address of the former spouse.

Subd. 4. [COMPLIANCE WITH COURT ORDERS.] *Except as provided in this section, a public pension plan shall within 30 days comply with any court order, including a withholding order, issued by a court having jurisdiction over dissolution of marriage that is served on the pension plan, provided that the order or other writing states the name, last known address of the payee, and name and address of the former spouse. In the event that the court order or withholding order requires the pension plan to perform an act or pay an amount that is inconsistent with the terms of the pension plan or an election made by the plan participant, the pension plan shall, within 30 days after service of the order, either comply with the order or, in writing, notify the former spouse claiming an interest in the pension plan of the particular reasons why it is unable to comply with the order. After receiving the notice, the former spouse claiming an interest in the pension plan may commence an action against the pension plan, or move to amend the decree of dissolution to bring it into conformity with the terms of the pension plan, or do both. After commencement of an action against the pension plan or service on the pension plan of a notice of motion to amend the decree of dissolution, and*

pending an order of the court, the pension plan may not distribute to the plan participant or other beneficiary any benefit or portion of a benefit that is claimed by the former spouse.

Subd. 5. [LIMITATION.] *Subdivision 1 does not apply unless the order by the court is determined to be a qualified domestic relations order.*

Subd. 6. [PUBLIC PENSION PLAN PROCEDURES.] *(a) In the case of any domestic relations order received by a public pension plan:*

(1) the plan administrator shall promptly notify the current or former public employee and any other alternate payee of the receipt of such order and the plan's procedures for determining the qualified status of domestic relations orders; and

(2) within a reasonable period after receipt of the order, the plan administrator shall determine whether the order is a qualified domestic relations order and notify the current or former public employee and each alternate payee of such determination.

(b) Each public pension plan shall establish reasonable procedures to determine the qualified status of domestic relations orders and to administer distributions under qualified orders.

During any period in which the issue of whether a domestic relations order is a qualified domestic relations order is being determined by the plan administrator, by a court of competent jurisdiction, or otherwise, the plan administrator shall segregate in a separate account in the plan or in an escrow account the amounts that would have been payable to the alternate payee or payees during that period if the order had been determined to be a qualified domestic relations order.

If within 18 months the order or modification of an order is determined to be a qualified domestic relations order, the plan administrator shall pay the segregated amounts plus any interest to the person or persons entitled to them. If, however, within 18 months, it is determined that the order is not a qualified domestic relations order, or the issue as to whether such order is a qualified domestic relations order is not resolved, then the plan administrator shall pay the segregated amounts plus any interest to the person or persons who would have been entitled to those amounts if there had been no order. A determination after the end of the 18-month period that an order is a qualified domestic relations order must be applied prospectively only.

Subd. 7. [DEFINITIONS.] *For purposes of this section the following terms have the meanings given in this subdivision.*

(a) "Current or former public employee" and "employee" mean an individual who has a vested interest in a public pension plan.

(b) "A public pension plan" is any Minnesota public pension plan or fund which provides pension or retirement coverage for public employees and which provides surviving spouse benefits, including any plan or fund enumerated in section 356.20, subdivision 2, except all local police or salaried firefighters relief associations; or 356.30, subdivision 3, volunteer firefighters relief association, or any retirement or pension plan or fund established, maintained, or supported by the state or any governmental subdivision or public body whose revenues are derived from taxation, fees,

assessments, or from other public sources, except a local police and salaried firefighters relief association.

(c) The term "surviving spouse benefit" means (1) a benefit a surviving spouse may be eligible for under the laws and bylaws of the public pension plan, except a local police or salaried firefighters relief association, if the employee dies before retirement, or (2) a benefit selected for or available to a surviving spouse under the laws and bylaws of the public pension plan, except a local police or salaried firefighters relief association, upon the death of the employee after retirement.

(d) The term "alternate payee" means any spouse, former spouse, child, or other dependent of a current or former public employee who is recognized by a domestic relations order as having a right to receive all or part of the benefits payable under a public pension plan with respect to the current or former public employee.

(e) The term "domestic relations order" means any judgment, decree, or order, including approval of a property settlement agreement, which: (1) relates to the provision of alimony payments or marital property rights to a spouse, former spouse, child, or other dependent of a current or former public employee; and (2) is made under a state domestic relations law.

(f) The term "qualified domestic relations order" means a domestic relations order:

(1) that creates or recognizes the existence of an alternate payee's right to, or assigns to an alternate payee the right to, receive all or a portion of the benefits payable with respect to a current or former public employee under a public pension plan; and

(2) that specifies:

(i) the name and last known mailing address, if any, of the current or former public employee and the name and mailing address of each alternate payee covered by the order;

(ii) the amount or percentage of the current or former public employee's benefit to be paid by the public pension plan to each alternate payee, and the manner in which the amount or percentage is to be determined;

(iii) the number of payments or period to which the order applies;

(iv) each public pension plan to which the order applies;

(v) that the public pension plan is not required to provide any type or form of benefit, or any option, not otherwise provided under the plan;

(vi) that the public pension plan is not required to provide increased benefits (determined on the basis of actuarial value); and

(vii) that payment of benefits to an alternate payee is not required if the benefits are required to be paid to another alternate payee under another order previously determined to be a qualified domestic relations order.

Subd. 8. [EXCLUSION.] *None of the provisions of this section shall apply to local police or salaried firefighters relief associations.*

Sec. 12. Minnesota Statutes 1984, section 518.64, is amended by adding a

subdivision to read:

Subd. 6. [PROPERTY SETTLEMENTS.] *A judgment, decree, or order that constitutes a qualifying domestic relations order under section 414(p) of the Internal Revenue Code of 1954, as amended through December 31, 1985, a spousal pension benefit under section 518.581, or a qualifying order under United States Code, title 5, section 8345(j)(1), as amended through December 31, 1985, or is in substantial compliance with any of those laws, may be amended even though the portion of the judgment, decree, or order to be amended constitutes a property settlement if the amendment:*

(1) merely requires a pension plan to pay a benefit previously awarded to a former spouse directly to that former spouse;

(2) makes technical changes in the judgment, decree, or order to qualify it as a qualifying domestic relations order spousal pension benefit, or qualifying order, but makes no substantive change that is adverse to either party as to the amount or duration of an award previously made in the judgment, order, or decree; or

(3) is an income withholding order or an amendment to an income withholding order to include a pension plan as a payor.

Nothing in this section grants the court jurisdiction to amend a property settlement if the amendment would substantively change the judgment, order, or decree in a manner that would be detrimental to either party or to another plan beneficiary with accrued or vested rights in the plan. Nothing in this section authorizes the court to order a plan participant or pension plan to pay a benefit before the time that the benefit would otherwise be payable under the terms of the pension plan, nor to require a plan participant to make an election for a particular time, method, or form of benefit payment.

For purposes of this section, "pension plan" means a public or private retirement plan, including a plan qualifying under section 401 of the Internal Revenue Code of 1954, as amended through December 31, 1985, the civil service retirement and disability fund, and a plan or fund established under the laws of Minnesota that receives contributions from moneys derived from taxation, except plans covered by Minnesota Statutes, chapters 69, 423, 423A, 424, or 424A."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Sieloff then moved to amend H.F. No. 1035 as follows:

Page 9, after line 34, insert:

"Sec. 12. Minnesota Statutes 1984, section 518.55, is amended by adding a subdivision to read:

Subd. 4. [LIMITATION ON TOTAL AWARD.] *Notwithstanding any contrary provision of section 518.551 or 518.552, unless the parties otherwise agree, total awards of support, maintenance, attorney fees, or any combination of them, whether in the same or different proceedings, may not exceed 50 percent of an obligor's net income as defined in section 518.551,*

subdivision 5.

Sec. 13. Minnesota Statutes 1985 Supplement, section 518.611, subdivision 6, is amended to read:

Subd. 6. [PRIORITY.] An order for withholding under this section or execution or garnishment upon a judgment for child support arrearages or preadjudicated expenses shall have priority over an attachment, execution, garnishment, or wage assignment and shall not be subject to the statutory limitations on amounts levied against the income of the obligor. Amounts withheld from an employee's income must not exceed the maximum permitted under the Consumer Credit Protection Act, United States Code, title 15, section 1673(b)(2). *In addition, unless the parties otherwise agree, amounts withheld from an employee's income may not exceed 30 percent of the obligor's net income, as defined in section 518.551, subdivision 5, or 50 percent of the obligor's net income if the obligor is more than six months in arrears.* If there is more than one withholding order on a single employee, the employer shall put them into effect in the order received up to the maximum allowed ~~in the Consumer Credit Protection Act~~ *under this subdivision.*

Sec. 14. Minnesota Statutes 1985 Supplement, section 518.645, is amended to read:

518.645 [FORM OF ORDER.]

Unless otherwise ordered by the court, an order for withholding of support or maintenance payments issued under this chapter shall be substantially in the following form:

IT IS ORDERED THAT:

1. The sum of _____ per _____, representing child support and/or spousal maintenance, ordered by the Court, shall be withheld from the (Husband/Wife Respondent/Petitioner)'s income on _____ by (his/her) present employer or other payor of funds, _____, and any future employer or other payor of funds, and shall be remitted to: _____, monthly or more frequently, in accordance with the provisions of Minnesota Statutes, Chapter 518. The file number above and the Obligor's name shall be included with each remittance.

2. An additional amount equal to 20 percent of the amount required to be withheld by paragraph 1 shall be withheld from the income of the Obligor by the employer or payor until the entire arrearage in paragraph 3(b) is paid.

3. The parties are notified that CHILD SUPPORT AND/OR MAINTENANCE WILL BE WITHHELD FROM INCOME ONLY AFTER ALL OF THE FOLLOWING CONDITIONS HAVE BEEN MET:

(a) _____ or the Obligee determines that the Obligor is at least thirty days in arrears in the payment of child support and/or spousal maintenance;

(b) _____ or the Obligee serves written notice of income withholding on the Obligor showing the determination that child support and/or maintenance payments are thirty days in arrears;

(c) Within fifteen days after service of the notice of income withholding, the Obligor fails to move the Court to deny withholding on the grounds that

an arrearage of at least 30 days does not exist as of the date of the notice of income withholding or on other grounds limited to mistakes of fact and, ex parte, to stay service of withholding on the employer or other payor of funds until the motion to deny withholding is heard. Within 45 days from the date of the notice of income withholding, the court shall hold the hearing on the motion to deny withholding and notify the parties of its decision; and

(d) Not sooner than 15 days after service of written notice of income withholding on the Obligor, _____ or the Obligee serves a copy of the notice of income withholding and a copy of the Court's withholding order on the employer or other payor of funds, who will then be obligated to withhold payments from income and forward the amount withheld to _____ .

4. The parties and the employer or other payor of funds are further notified that NO EMPLOYER MAY DISCHARGE, SUSPEND, OR OTHERWISE PENALIZE OR DISCIPLINE AN EMPLOYEE BECAUSE THE EMPLOYER MUST WITHHOLD SUPPORT OR MAINTENANCE MONEY. Minnesota Statutes, section 518.611.

5. The payments shall begin to be withheld no later than the first pay period that occurs after 14 days following the date of mailing of the notice to the employer or other payor of funds in paragraph 3(d) and from that date the employer or other payor of funds is liable for amounts required to be withheld.

6. This order for withholding takes priority over any attachment, execution, garnishment, or wage assignment levied against the income of the Obligor. Amounts withheld are not subject to other statutory limitations on amounts levied against the income of the Obligor but must not exceed the maximum permitted under the federal Consumer Credit Protection Act, United States Code, title 15, section 1673(b)(2). *In addition, unless the parties otherwise agree, amounts withheld must not exceed 30 percent of the Obligor's net income, as defined in Minnesota Statutes, section 518.551, subdivision 5, or 50 percent of the Obligor's net income if the Obligor is more than six months in arrears.* If there is more than one withholding order on a single Obligor, the employer or other payor of funds shall put them into effect in the order received, up to the maximum allowed under ~~the Consumer Credit Protection Act~~ *this paragraph.*

7. When the Obligor's employment is terminated or the periodic payment ends, the employer or other payor of funds is required to notify _____ within 30 days of the termination date. The notice must include the Obligor's home address of record and, if known, the name and address of the Obligor's new employer or other payor of funds.

8. If the Obligee serves the employer or other payor of funds under paragraph 3(d), the Obligee shall also serve the determination and order on _____, together with an application and fee to use collection services.

9. Service of this Order shall be_____ ."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete "frauds" and insert "courts"

Page 1, line 4, after the semicolon, insert "limiting the total amount of maintenance and child support that an obligor may be liable for; limiting the percentage of income subject to income withholding; amending Minnesota Statutes 1984, section 518.55, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 518.611, subdivision 6; and 518.645;"

Mr. Peterson, R.W. questioned whether the amendment was germane.

The Chair ruled that the amendment was germane.

CALL OF THE SENATE

Mr. Sieloff imposed a call of the Senate for the balance of the proceedings on H.F. 1035. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the amendment.

Mr. Sieloff moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 40 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Diessner	Johnson, D.J.	Lessard	Purfeerst
Belanger	Frank	Jude	McQuaid	Ramstad
Benson	Frederick	Kamrath	Mehrkens	Renneke
Berg	Frederickson	Knaak	Moe, D.M.	Sieloff
Bernhagen	Freeman	Knutson	Novak	Solon
Bertram	Gustafson	Kronebusch	Olson	Storm
Brataas	Isackson	Laidig	Peterson, C.C.	Stumpf
Dicklich	Johnson, D.E.	Langseth	Peterson, D.L.	Taylor

Those who voted in the negative were:

Berglin	Hughes	Pehler	Petty	Schmitz
Dahl	Lantry	Peterson, D.C.	Pogemiller	Spear
Davis	Moe, R.D.	Peterson, R.W.	Reichgott	Waldorf
Dieterich				

The motion prevailed. So the amendment was adopted.

Mr. Peterson, D.L. moved to amend the second Sieloff amendment to H.F. No. 1035, adopted by the Senate March 17, 1986, as follows:

Page 1 of the Sieloff amendment, after line 11, insert:

"Sec. 13. Minnesota Statutes 1984, section 518.551, subdivision 5, is amended to read:

Subd. 5. [NOTICE TO PUBLIC AUTHORITY; GUIDELINES.] The petitioner shall notify the public authority of all proceedings for dissolution, legal separation, determination of parentage or for the custody of a child, if either party is receiving aid to families with dependent children or applies for it subsequent to the commencement of the proceeding. After receipt of the notice, the court shall set child support by multiplying the obligor's net income by the percentage indicated by the following guidelines:

Net Income Per Month of Obligor	Number of Children						
	1	2	3	4	5	6	7 or more
$400 and Below	Order based on the ability of the obligor to provide support at these						

			income levels, or at higher levels, if the obligor has the earning ability.				
$401 - 500	14%	17%	20%	22%	24%	26%	28%
$501 - 550	15%	18%	21%	24%	26%	28%	30%
$551 - 600	16%	19%	22%	25%	28%	30%	32%
$601 - 650	17%	21%	24%	27%	29%	32%	34%
$651 - 700	18%	22%	25%	28%	31%	34%	36%
$701 - 750	19%	23%	27%	30%	33%	36%	38%
$751 - 800	20%	24%	28%	31%	35%	38%	40%
$801 - 850	21%	25%	29%	33%	36%	40%	42%
$851 - 900	22%	27%	31%	34%	38%	41%	44%
$901 - 950	23%	28%	32%	36%	40%	43%	46%
$951 - 1000	24%	29%	34%	38%	41%	45%	48%
$1001- 6000	25%	30%	35%	39%	43%	47%	50%

Guidelines for support for an obligor with a monthly income of $6001 or more shall be the same dollar amounts as provided for in the guidelines for an obligor with a monthly income of $6000.

Net Income defined as:

Total monthly income less	*(1) Federal Income Tax *(2) State Income Tax (3) Social Security Deductions (4) Mandatory Pension Deductions (5) Union Dues (6) Cost of Dependent Health Insurance Coverage (7) Cost of Individual Health/Hospitalization Coverage or an Equivalent Amount for Actual Medical Expenses. *(8) Reasonable and Ordinary Expenses in the Conduct of a Trade or Business as defined in the internal revenue code.*
*Standard Deductions apply- use of tax tables recommended	

(a) The child support payment guidelines take into consideration the following criteria:

(1) all earnings, income, and resources of the obligor including real and personal property;

(2) the basic living needs of the obligor;

(3) the financial needs of the child or children to be supported; and

(4) the amount of the aid to families with dependent children grant for the child or children.

(b) In establishing a support obligation, the court may consider debts owed to private creditors, but only if:

(1) the right to support has not been assigned under section 256.74;

(2) the debt was reasonably incurred for necessary support of the child or obligee or for the necessary generation of income. If the debt was incurred for the necessary generation of income, the court shall consider only the

amount of debt that is essential to the continuing generation of income;

(3) the party requesting a departure produces a sworn schedule of the debts, with supporting documentation, showing goods or services purchased, the recipient of them, the amount of the original debt, the outstanding balance, the monthly payment, and the number of months until the debt will be fully paid; and

(4) the court determines that the debt was legitimately incurred for the necessary support of the child or obligee or for the necessary generation of income.

Any schedule prepared under paragraph (b), clause (3), shall contain a statement that the debt will be fully paid after the number of months shown in the schedule, barring emergencies beyond the party's control.

The court shall order child support in accordance with the guidelines and any departure therefrom. Any further departure below the guidelines that is based on a consideration of debts owed to private creditors shall not exceed 18 months in duration, after which the support shall increase automatically to the level ordered by the court. Nothing in this section shall be construed to prohibit one or more step increases in support to reflect debt retirement during the 18-month period.

Where payment of debt is ordered pursuant to this section, the payment shall be ordered to be in the nature of child support.

(c) Previous support orders and maintenance orders may be considered if the obligor is paying them.

(d) Nothing shall preclude the court from receiving evidence on the above factors to determine if the guidelines should be exceeded or modified in a particular case.

(e) The above guidelines are binding in each case unless the court makes express findings of fact as to the reason for departure below the guidelines in that case in which the court orders support that so deviates from the guidelines. It may also increase the amount of child support by more than the guidelines without making express findings by agreement of the parties or by making further findings."

Renumber the sections of the Sieloff amendment in sequence and correct the internal references

Amend the title amendment accordingly

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

H.F. No. 1035 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 48 and nays 7, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Johnson, D.E.	McQuaid	Ramstad
Anderson	Diessner	Johnson, D.J.	Mehrkens	Renneke
Belanger	Dieterich	Jude	Moe, D.M.	Schmitz
Benson	Frank	Kamrath	Novak	Sieloff
Berg	Frederick	Knaak	Olson	Solon
Bernhagen	Frederickson	Knutson	Pehler	Storm
Bertram	Freeman	Kronebusch	Peterson, C.C.	Stumpf
Brataas	Gustafson	Laidig	Peterson, D.L.	Taylor
Dahl	Hughes	Lantry	Pogemiller	
Davis	Isackson	Lessard	Purfeerst	

Those who voted in the negative were:

Berglin	Petty	Spear	Vega	Waldorf
Peterson, D.C.	Reichgott			

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 1950 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 1950

A bill for an act relating to taxation; limiting application of the open space property tax law to facilities that do not discriminate on the basis of sex; amending Minnesota Statutes 1984, section 273.112, subdivisions 3 and 4, and by adding a subdivision.

March 15, 1986

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 1950, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S.F. No. 1950 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 273.112, subdivision 3, is amended to read:

Subd. 3. Real estate shall be entitled to valuation and tax deferment under this section only if it is:

(a) actively and exclusively devoted to golf, skiing or archery or firearms range recreational use or uses and other recreational uses carried on at the establishment;

(b) five acres in size or more, except in the case of an archery or firearms range; ~~and~~

(c) (1) operated by private individuals and open to the public; or

(2) operated by firms or corporations for the benefit of employees or

guests; or

(3) operated by private clubs having a membership of 50 or more, *provided that the club does not discriminate in membership requirements or selection on the basis of sex; and*

(d) made available, in the case of real estate devoted to golf, for use without discrimination on the basis of sex during the time when the facility is open to use by the public or by members, except that use for golf may be restricted on the basis of sex no more frequently than one, or part of one, weekend each calendar month for each sex and no more than two, or part of two, weekdays each week for each sex.

For purposes of this subdivision and subdivision 7a, discrimination means a pattern or course of conduct and not linked to an isolated incident.

Sec. 2. Minnesota Statutes 1984, section 273.112, subdivision 4, is amended to read:

Subd. 4. The value of any real estate described in subdivision 3 shall upon timely application by the owner, in the manner provided in subdivision 6, be determined solely with reference to its appropriate private outdoor, recreational, open space and park land classification and value notwithstanding ~~Minnesota Statutes 1967,~~ sections 272.03, subdivision 8, and 273.11. In determining such value for ad valorem tax purposes the assessor shall not consider the value such real estate would have if it were converted to commercial, industrial, residential or seasonal residential use.

Sec. 3. Minnesota Statutes 1984, section 273.112, subdivision 6, is amended to read:

Subd. 6. Application for deferment of taxes and assessment under this section shall be made at least 60 days prior to January 2 of each year. Such application shall be filed with the assessor of the taxing district in which the real property is located on such form as may be prescribed by the commissioner of revenue. The assessor may require proof by affidavit or ~~otherwise~~ *other written verification* that the property qualifies under subdivision 3. *In the case of property operated by private clubs pursuant to subdivision 3, clause (c)(3), in order to qualify for valuation and tax deferment under this section, the taxpayer must submit to the assessor proof by affidavit or other written verification that the bylaws or rules and regulations of the club meet the eligibility requirements provided under this section. The signed affidavit or other written verification shall be sufficient demonstration of eligibility for the assessor unless the county attorney determines otherwise.*

The county assessor shall refer any question regarding the eligibility for valuation and deferment under this section to the county attorney for advice and opinion under section 388.051, subdivision 1. Upon request of the county attorney, the taxpayer shall furnish information that the county attorney considers necessary in order to determine eligibility under this section.

Sec. 4. Minnesota Statutes 1984, section 273.112, is amended by adding a subdivision to read:

Subd. 7a. Notwithstanding subdivision 7, when real property ceases to qualify under subdivision 3 because of failure to comply with prohibitions

against discrimination on the basis of sex, payment of additional taxes imposed under subdivision 7 is not required.

Sec. 5. [EFFECTIVE DATE.]

Sections 1, 3, and 4 are effective for taxes levied in 1986, payable in 1987, and thereafter. The assessor of any taxing district that contains property that has been valued under Minnesota Statutes, section 273.112, for taxes levied in 1985, payable in 1986, shall notify the owner of that property by May 1, 1986, regarding the requirements imposed by this act. Notwithstanding section 273.112, subdivision 6, in order to qualify for the valuation and tax deferment for the 1986 assessment, the taxpayer of the property operated by private clubs pursuant to subdivision 3, clause (c)(3), must submit an affidavit or other written verification to the assessor by October 1, 1986, stipulating that the bylaws or rules and regulations of the private club will meet the eligibility provisions of this act by December 31, 1986."

Amend the title as follows:

Page 1, line 5, delete "and" and insert a comma and after "4," insert "6,"

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

Senate Conferees: (Signed) Gene Merriam, Dean E. Johnson, Randolph W. Peterson

House Conferees: (Signed) David T. Bishop, Kathleen A. Blatz, Linda Scheid

Mr. Merriam moved that the foregoing recommendations and Conference Committee Report on S.F. No. 1950 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.

S.F. No. 1950 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 57 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Olson	Schmitz
Anderson	Diessner	Knaak	Pehler	Sieloff
Belanger	Dieterich	Kronebusch	Peterson, C.C.	Spear
Benson	Frank	Laidig	Peterson, D.C.	Storm
Berg	Frederick	Langseth	Peterson, D.L.	Stumpf
Berglin	Frederickson	Lantry	Peterson, R.W.	Taylor
Bernhagen	Freeman	Lessard	Petty	Vega
Bertram	Gustafson	Luther	Pogemiller	Waldorf
Brataas	Hughes	McQuaid	Purfeerst	Wegscheid
Dahl	Isackson	Mehrkens	Ramstad	
Davis	Johnson, D.E.	Merriam	Reichgott	
DeCramer	Jude	Novak	Renneke	

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 31 and the Conference Committee Report thereon were reported

to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 31

A bill for an act relating to motorboat safety; requiring liability insurance on watercraft; strengthening prohibitions and penalties regarding operation of motorboat while under the influence of alcohol or a controlled substance; providing a penalty; amending Minnesota Statutes 1984, sections 361.02, subdivision 9; 361.03, by adding subdivisions; and 361.12; proposing coding for new law in Minnesota Statutes, chapter 361.

March 14, 1986

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 31, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S.F. No. 31 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 361.02, subdivision 9, is amended to read:

Subd. 9. "Underway or in use" means any watercraft in operation or use ~~when not~~ *unless it is* securely fastened to a dock or other permanent mooring. *As used in section 361.12 and section 3, "underway or in use" means any motorboat in operation unless it is fastened to a dock or other mooring, anchored, or beached.*

Sec. 2. Minnesota Statutes 1984, section 361.12, is amended to read:

361.12 [ALCOHOL, DRUGS, PHYSICAL OR MENTAL DISABILITY.]

Subdivision 1. [ACTS PROHIBITED.] *(a)* No person shall operate or be in ~~actual~~ physical control of any ~~watercraft~~ *motorboat while underway or in use on the waters of this state* while under the influence of:

(1) alcohol, as provided in section 169.121, subdivision 1 ~~or~~, *clauses (a) and (d);*

(2) a controlled substance, as defined in section 152.01, subdivision 4*; or*

(3) a combination of any two or more of the elements named in clauses (1) and (2).

(b) No owner or other person having charge or control of any ~~watercraft~~ *motorboat* shall ~~knowingly~~ authorize or permit any ~~person who~~ *individual the person knows or has reason to believe* is under the influence of alcohol~~,~~ or a controlled substance, *as provided under paragraph (a),* to operate ~~such watercraft~~ *the motorboat while underway or in use on the waters of this state.*

~~Subd. 2.~~ *(c)* No owner or other person having charge or control of any

~~watercraft~~ *motorboat* shall knowingly authorize or permit any person, who by reason of any physical or mental disability is incapable of operating ~~such watercraft~~ *the motorboat*, to operate ~~such watercraft~~ *the motorboat while underway or in use on the waters of this state*.

Subd. 2. [ARREST.] *Conservation officers of the department of natural resources, sheriffs, sheriff's deputies, and other peace officers may arrest a person for a violation under subdivision 1 without a warrant upon probable cause, if the violation was committed in the officer's presence. If the violation did not occur in the officer's presence, the officer may arrest the person if the person was involved in a motorboat accident resulting in death, personal injury, or property damage.*

Subd. 3. [PRELIMINARY SCREENING TEST.] *When an officer authorized under subdivision 2 to make arrests has reason to believe from the manner in which a person is operating, controlling, or acting upon departure from a motorboat, or has operated or been in control of a motorboat, that the operator may be violating or has violated subdivision 1, paragraph (a), the officer may require the operator to provide a breath sample for a preliminary screening test using a device approved by the commissioner of public safety for this purpose. The results of the preliminary screening test shall be used for the purpose of deciding whether any arrest should be made under this section and whether to require the chemical tests authorized in section 3, but may not be used in any court action except to prove that a test was properly required of an operator pursuant to section 3. Following the preliminary screening test, additional tests may be required of the operator as provided under section 3. Any operator who refuses a breath sample is subject to the provisions of section 3 unless, in compliance with that section, the operator submits to a blood, breath, or urine test to determine the presence of alcohol or a controlled substance.*

Subd. 4. [EVIDENCE.] *(a) Upon the trial of any prosecution arising out of acts alleged to have been committed by any person arrested for operating or being in physical control of any motorboat in violation of subdivision 1, paragraph (a), the court may admit evidence of the amount of alcohol or a controlled substance in the person's blood, breath, or urine as shown by an analysis of those items.*

(b) For the purposes of this subdivision:

(1) evidence that there was at the time an alcohol concentration of 0.05 or less is prima facie evidence that the person was not under the influence of alcohol;

(2) evidence that there was at the time an alcohol concentration of more than 0.05 and less than 0.10 is relevant evidence in indicating whether or not the person was under the influence of alcohol.

(c) Evidence of the refusal to take a preliminary screening test required under subdivision 3 or a chemical test required under section 3 is admissible into evidence in a prosecution under this section.

(d) This subdivision does not limit the introduction of any other competent evidence bearing upon the question whether or not the person was under the influence of alcohol or a controlled substance, including results obtained from partial tests on an infrared breath-testing instrument. A result from a

partial test is the measurement obtained by analyzing one adequate breath sample. A sample is adequate if the instrument analyzes the sample and does not indicate the sample is deficient.

Subd. 5. [PENALTIES.] *(a) A person who violates any prohibition contained in subdivision 1 is guilty of a misdemeanor; except that a person who violates any prohibition contained in subdivision 1 within five years of a prior conviction under that subdivision or civil liability under section 3, subdivision 2, or within ten years of two or more prior convictions under that subdivision or civil liability under section 3, subdivision 2, is guilty of a gross misdemeanor.*

(b) A person who operates a motorboat on the waters of this state during the period the person is prohibited from operating any motorboat or after the person's motorboat operator's permit has been revoked, as provided under subdivision 6, is guilty of a misdemeanor.

Subd. 6. [OPERATING PRIVILEGES SUSPENDED; REVOKED.] *(a) Upon conviction, and in addition to any penalty imposed under subdivision 5, the person is prohibited from operating any motorboat on the waters of this state for a period of 90 days between May 1 and October 31, extending over two consecutive years if necessary.*

(b) A person 13 years of age or older but less than 18 years of age who violates any prohibition contained in subdivision 1 shall have his motorboat operator's permit revoked by the commissioner as required by section 361.22, subdivision 2, in addition to any other penalty imposed by the court.

Subd. 7. [DUTIES OF COMMISSIONER.] *The court shall promptly forward copies of all convictions and criminal and civil penalties imposed under subdivision 5 and section 3, subdivision 2, to the commissioner. The commissioner shall notify the convicted person of the period during which the person is prohibited from operating a motorboat as provided under subdivision 6 or section 3, subdivision 2. The commissioner shall also periodically circulate to appropriate law enforcement agencies a list of all persons who are prohibited from operating any motorboat or have had their motorboat operator's permits revoked pursuant to subdivision 6 or section 3, subdivision 2.*

Subd. 8. [IMMUNITY FROM LIABILITY.] *The state or political subdivision which is the employer of an officer authorized under subdivision 2 to make an arrest for violations of subdivision 1 is immune from any liability, civil or criminal, for the care or custody of the motorboat being operated by or in the physical control of the person arrested if the officer acts in good faith and exercises due care.*

Sec. 3. [361.121] [MANDATORY TESTING.]

Subdivision 1. [CHEMICAL TESTING.] *A person who operates or is in physical control of a motorboat while underway or in use on the waters of this state is required, subject to the provisions of this section, to take or submit to a test of the person's blood, breath, or urine for the purpose of determining the presence and amount of alcohol or a controlled substance. The test shall be administered at the direction of an officer authorized to make arrests under section 361.12, subdivision 2. Taking or submitting to the test is mandatory when requested by an officer who has probable cause to*

believe the person was operating or in physical control of a motorboat in violation of section 361.12, subdivision 1, paragraph (a), and one of the following conditions exist:

(1) the person has been lawfully placed under arrest for violating section 361.12, subdivision 1, paragraph (a);

(2) the person has been involved in a motorboat accident resulting in property damage, personal injury, or death;

(3) the person has refused to take the preliminary screening test provided for in section 361.12, subdivision 3; or

(4) the screening test was administered and recorded an alcohol concentration of 0.10 or more.

Subd. 2. [PENALTIES.] *(a) A person who refuses to take a test required under subdivision 1 is subject to a civil penalty not to exceed $700 and, in addition, the person is prohibited from operating any motorboat on the waters of this state for a period of one year.*

(b) A person who operates a motorboat on the waters of this state during the period the person is prohibited from operating any motorboat as provided under paragraph (a) is guilty of a misdemeanor.

Subd. 3. [RIGHTS AND OBLIGATIONS.] *At the time a test is requested, the person must be informed:*

(1) that Minnesota law requires a person to take a test to determine if the person is under the influence of alcohol or a controlled substance;

(2) that a person is subject to a civil penalty not to exceed $700 for refusing to take the test and, in addition, the person is prohibited from operating any motorboat, as provided under subdivision 2, for refusing to take the test;

(3) that if testing is refused it will not affect the person's motor vehicle driver's license;

(4) that if the test is taken and the results indicate that the person is under the influence of alcohol or a controlled substance, the person will be subject to criminal penalties and in addition to any other penalties the court may impose, the person's operating privileges will be suspended as provided under section 361.12, subdivision 6, paragraph (a);

(5) that, after submitting to testing, the person has the right to have additional tests made by a person of his own choosing; and

(6) that, if he refused to take a test, the refusal will be offered into evidence against him at trial.

Subd. 4. [REQUIREMENT OF URINE TEST.] *Notwithstanding subdivision 1, if there are reasonable and probable grounds to believe there is impairment by a controlled substance which is not subject to testing by a blood or breath test, a urine test may be required even after a blood or breath test has been administered.*

Subd. 5. [BREATH TEST USING AN INFRARED BREATH-TESTING INSTRUMENT.] *In the case of a breath test administered using an infrared breath-testing instrument, the test shall consist of analyses in the following*

sequence: one adequate breath sample analysis, one calibration standard analysis, and a second, adequate breath sample analysis. In the case of a test administered using an infrared breath-testing instrument, a sample is adequate if the instrument analyzes the sample and does not indicate the sample is deficient. For purposes of this section, when a test is administered using an infrared breath-testing instrument, failure of a person to provide two separate adequate breath samples in the proper sequence constitutes a refusal to take the test.

Subd. 6. [CONSENT OF PERSON INCAPABLE OF REFUSAL NOT WITHDRAWN.] *A person who is unconscious or who is otherwise in a condition rendering the person incapable of refusal is deemed not to have withdrawn the consent provided by subdivision 1 and the test may be given.*

Subd. 7. [MANNER OF MAKING TEST; ADDITIONAL TESTS.] *Only a physician, medical technician, physician's trained mobile intensive care paramedic, registered nurse, medical technologist, or laboratory assistant acting at the request of a peace officer authorized to make arrests under section 361.12, subdivision 2, may withdraw blood for the purpose of determining the presence of alcohol or controlled substance. This limitation does not apply to the taking of a breath or urine sample. The person tested has the right to have a person of his own choosing administer a chemical test or tests in addition to any administered at the direction of a peace officer; provided, that the additional test sample on behalf of the person is obtained at the place where the person is in custody, after the test administered at the direction of a peace officer, and at no expense to the state. The failure or inability to obtain an additional test or tests by a person shall not preclude the admission in evidence of the test taken at the direction of a peace officer unless the additional test was prevented or denied by the peace officer. The physician, medical technician, physician's trained mobile intensive care paramedic, medical technologist, laboratory assistant, or registered nurse drawing blood at the request of a peace officer for the purpose of determining alcohol concentration shall in no manner be liable in any civil or criminal action except for negligence in drawing the blood. The person administering a breath test shall be fully trained in the administration of breath tests pursuant to training given by the commissioner of public safety.*

Sec. 4. [EFFECTIVE DATE.]

Sections 1 to 3 are effective May 15, 1986, and apply to offenses committed on or after that date."

Delete the title and insert:

"A bill for an act relating to motorboat safety; strengthening prohibitions and penalties regarding operation of motorboat while under the influence of alcohol or a controlled substance; providing a penalty; amending Minnesota Statutes 1984, sections 361.02, subdivision 9; and 361.12; proposing coding for new law in Minnesota Statutes, chapter 361."

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

Senate Conferees: (Signed) A.W. "Bill" Diessner, Gene Merriam, Allan H. Spear

House Conferees: (Signed) Kathleen A. Blatz, Donald L. Frerichs, Randy

C. Kelly

Mr. Diessner moved that the foregoing recommendations and Conference Committee Report on S.F. No. 31 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.

S.F. No. 31 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 51 and nays 5, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Jude	Peterson, D.C.	Spear
Anderson	Diessner	Knutson	Peterson, D.L.	Storm
Belanger	Dieterich	Laidig	Peterson, R.W.	Stumpf
Berg	Frank	Lantry	Petty	Taylor
Berglin	Frederick	Luther	Pogemiller	Vega
Bernhagen	Frederickson	McQuaid	Purfeerst	Waldorf
Bertram	Freeman	Merriam	Ramstad	Wegscheid
Brataas	Gustafson	Moe, D.M.	Reichgott	
Dahl	Isackson	Novak	Renneke	
Davis	Johnson, D.E.	Olson	Schmitz	
DeCramer	Johnson, D.J.	Pehler	Solon	

Those who voted in the negative were:

Benson	Kamrath	Knaak	Kronebusch	Peterson,C.C.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Wegscheid moved that H.F. No. 1991 be taken from the table. The motion prevailed.

SPECIAL ORDER

H.F. No. 1991: A bill for an act relating to metropolitan government; providing for appointments, administration, reports, and duties of metropolitan agencies; amending Minnesota Statutes 1984, sections 473.121, subdivision 6, and by adding subdivisions; 473.123, subdivisions 2a, 3, and 3a; 473.141, subdivisions 2, 3, and 4a; 473.146, subdivisions 1, 2, and 3; 473.161; 473.163, subdivisions 1 and 2; and 473.303, subdivisions 2 and 4a; Minnesota Statutes 1985 Supplement, section 473.38, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1984, sections 473.121, subdivision 7; 473.163, subdivisions 3 and 4; 473.373, subdivision 3; 473.377; and 473.38, subdivision 1.

SUSPENSION OF RULES

Mr. Wegscheid moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 1991 and that the rules of the Senate be so far suspended as to

give H.F. No. 1991 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 1991 was read the second time.

Mr. Wegscheid then moved to amend H.F. No. 1991 as follows:

Delete everything after the enacting clause, and delete the title, of H.F. No. 1991, and insert the language after the enacting clause, and the title, of S.F. No. 1913, the third engrossment.

The motion prevailed. So the amendment was adopted.

Mrs. Lantry moved to amend H.F. No. 1991, as amended by the Senate March 17, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1913.)

Page 32, after line 1, insert:

"Sec. 36. Minnesota Statutes 1984, section 473.373, subdivision 5, is amended to read:

Subd. 5. [CHAIR.] *The chair shall be a person experienced in the field of municipal and urban affairs with administrative training and executive ability.* The duties of the chair are:

(a) to preside over all board meetings at which he is in attendance;

(b) to serve as the principal transit spokesman within the metropolitan area before the legislature, other state and regional agencies, local units of government, and the general public;

(c) to present to the governor and the legislature, after approval by the council, the board's financial plan for public transit in the metropolitan area;

(d) to convene and preside at an annual regional transit conference of transit providers, operators, and users;

(e) *to act as the principal executive officer of the board;*

(f) to organize the work of the board;

(g) appoint all its officers and employees, subject to approval by the board;

(h) to carry out all policy decisions of the board; and

(i) to perform other duties assigned by law or by the board.

Page 45, line 35, delete "*subdivision*" and insert "*subdivisions*" and after "*3*" insert "*and 6*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Moe, D.M. moved to amend H.F. No. 1991, as amended by the Senate March 17, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1913.)

Page 32, after line 1, insert:

"Sec. 36. Minnesota Statutes 1985 Supplement, section 473.375, subdivision 17, is amended to read:

Subd. 17. [AUDIT.] The ~~board must be audited at least once each year. The board may elect to be audited by a certified public accountant or by the state auditor. If the board chooses the state auditor, the~~ state auditor shall audit, either directly or by subcontract, the board's financial accounts and affairs at least once each year. The information in the audit must be contained in the annual report and distributed in accordance with section 473.445, subdivision 3. The board shall pay the total cost of the audit, including the salaries paid to the examiners while actually engaged in making the examination. The state auditor may bill monthly or at the completion of the audit. All collections received for the state audits must be deposited in the revolving fund of the state auditor."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Pogemiller moved to amend H.F. No. 1991, as amended by the Senate March 17, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1913.)

Page 3, delete lines 24 to 36

Page 4, delete lines 1 to 4

Reletter the clauses in sequence

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

Mr. Moe, D.M. moved to amend H.F. No. 1991, as amended by the Senate March 17, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1913.)

Page 1, after line 31, insert:

"Section 1. Minnesota Statutes 1984, section 368.01, subdivision 12, is amended to read:

Subd. 12. [TAXICABS; BAGGAGE WAGONS.] The town board of supervisors shall have power by ordinance to license and regulate baggage wagons, draymen, taxicabs, and automobile rental agencies and liveries, *except as otherwise provided in sections 42 to 46 of this act for taxicabs in the metropolitan area as defined in section 473.121, subdivision 2.*

Sec. 2. Minnesota Statutes 1984, section 412.221, subdivision 20, is amended to read:

Subd. 20. [TAXICABS; BAGGAGE WAGONS.] The council shall have power by ordinance to license and regulate baggage wagons, draymen, taxicabs, and automobile rental agencies and liveries, *except as otherwise provided in sections 42 to 46 of this act for taxicabs in the metropolitan area as defined in section 473.121, subdivision 2.*"

Page 34, after line 19, insert:

"Sec. 42. [473.395] [DEFINITIONS.]

Subdivision 1. [SCOPE.] *The definitions in this section apply to sections 45 to 49 of this act.*

Subd. 2. [BOARD.] *"Board" means the regional transit board.*

Subd. 3. [COMMISSION.] *"Commission" means the metropolitan taxicab commission.*

Subd. 4. [FLAG RATE.] *"Flag rate" means the initial fare registered on a meter when its flag is tripped to initiate the operation of the meter.*

Subd. 5. [FLAT RATE.] *"Flat rate" means a fare charged for a trip in a taxicab, different from the meter rate for a trip of the same distance and duration and determined under guidelines set by the commission.*

Subd. 6. [HOSPITALITY INDUSTRY.] *"Hospitality industry" means restaurants; licensed on-sale liquor establishments; and establishments providing lodging for consideration for a period of less than 30 days, including, but not limited to, hotels and motels.*

Subd. 7. [LIMOUSINE.] *"Limousine" means an unmarked motor vehicle that carries passengers for hire, is subject to call only from its garage or central place of business, is driven by a uniformed chauffeur, and charges its customers a flat rate by the trip or by the hour, day, or longer period of time, which is greater than the taxicab rate for a comparable trip.*

Subd. 8. [METER.] *"Meter" means an instrument or device of a kind approved by the commission, attached to a taxicab and designed to measure, mechanically or electronically, the distance traveled by the taxicab, to register the flag rate, to record the time the taxicab travels or is in waiting, and to indicate upon that record the fare to be charged.*

Subd. 9. [METER RATE.] *"Meter rate" means a fare charged for a trip in a taxicab based upon the distance and time recorded by the meter attached to the taxicab.*

Subd. 10. [TAXICAB.] *"Taxicab" means a passenger automobile that transports passengers and their luggage for hire, having a seating capacity to accommodate fewer than ten persons, and not operated on a fixed route or schedule. Taxicab does not mean a limousine, a private carrier as defined in section 221.011, subdivision 26, or a commuter van as defined in section 221.011, subdivision 27.*

Subd. 11. [ZONE FARE.] *"Zone fare" means a flat rate charged for a trip entirely within a geographical area or between areas defined by the commission.*

Sec. 43. [473.3951] [METROPOLITAN TAXICAB COMMISSION.]

Subdivision 1. [MEMBERSHIP.] *The metropolitan taxicab commission consists of a chair appointed by and serving at the pleasure of the chair of the board and eight members appointed by the board to three-year terms. The board shall appoint three members to represent segments of the taxicab industry, including, but not limited to, large fleet operations and dispatching services, individual owner-operators, and drivers; two members to represent statutory and home rule charter cities in the metropolitan area; two members who are neither public officials nor persons having a financial interest in the taxicab industry, to represent the interests of the public; and*

one member to represent the hospitality industry. A member shall serve until a qualified successor is appointed. The board may appoint one of its members as a nonvoting liaison to the commission.

Subd. 2. [MEETINGS; OFFICERS.] *The commission shall meet at the call of the chair. The chair shall preside at all meetings of the commission except as otherwise provided in this subdivision and perform other duties assigned by the commission or by law. In January of each year the commission shall elect from its members a vice chair to preside at its meetings and to perform other duties of the chair in the absence or incapacity of the chair, and may elect whatever officers it deems necessary.*

Subd. 3. [REMOVAL; VACANCIES.] *Members other than the chair may be removed by the board only for cause in the manner provided in chapter 351 for removal by the governor, except that section 351.04 does not apply. If the office of a member becomes vacant under a condition specified in chapter 351, the vacancy must be filled in the same manner in which appointment to that office was made.*

Subd. 4. [COMPENSATION.] *Members of the commission may not be paid salaries or per diem allowances, but may be reimbursed for out-of-pocket expenses or loss of income resulting from carrying out their official responsibilities. The board shall adopt and abide by procedures and standards for reimbursement of expenses and lost income.*

Sec. 44. [473.3952) [GENERAL AUTHORITY.]

Subdivision 1. [POWERS.] *The commission has all powers necessary to implement sections 45 to 49 of this act, including the power to:*

(1) sue and be sued;

(2) enter into contracts necessary to carry out its responsibilities;

(3) enter into agreements with local governmental units or the board for ministerial or administrative support services; and

(4) conduct studies and issue reports on taxicab service.

Subd. 2. [DUTIES.] *The commission shall:*

(1) establish uniform meter rates and zone fares for taxicabs operating in the metropolitan area;

(2) require taxicab associations or companies comprising taxicabs operating under a common trade name or color scheme, and individual taxicab owner-operators not affiliated with an association or company, to file with the commission, for its approval, plans for setting fares for special events, group bookings or loadings, and discounts;

(3) issue taxicab licenses, taxicab drivers' licenses, and provisional taxicab drivers' permits, issue licenses for dispatching services, and set and collect fees for the issuance and reissuance of those licenses and fees;

(4) establish equipment standards for taxicabs, including standards for meters;

(5) establish safety and service standards for taxicabs, including standards and procedures for taxicab inspections, and set and collect inspection

fees;

(6) establish a taxicab driver training program and set and collect fees for participation in the program;

(7) establish procedures for the assignment or transfer of taxicab licenses;

(8) establish procedures for recordkeeping by taxicab owners, drivers, and dispatching services;

(9) establish service areas and the levels of service to be provided within service areas;

(10) establish service standards for dispatching services;

(11) establish minimum amounts of insurance for taxicab owners and operators and require certification of insurance to be filed with the commission; and

(12) adopt rules of procedure for the conduct of commission business.

Sec. 45. [473.3953] [RULES; HEARINGS.]

The commission may adopt rules to carry out the duties and powers conferred on it by section 46 of this act. Before adopting rules, the commission shall give notice and hold a public hearing at which it shall give all interested persons an opportunity to be heard as provided in chapter 14, but the commission's rulemaking is not otherwise governed by chapter 14. A commission action to revoke or suspend a license, however, is a contested-case proceeding under chapter 14.

Sec. 46. [473.3954] [RELATIONSHIP TO BOARD.]

Subdivision 1. [REVIEW.] *Rules, standards, and procedures proposed by the commission to carry out sections 45, 46, and 47 of this act must be submitted to the board and approved by the board as consistent with the policy and goals set forth in section 473.371 before their adoption by the commission.*

Subd. 2. [BUDGET.] *The commission shall propose an annual budget to the board by June 1 of each year for the following calendar year. The commission's budget is subject to approval by the board. The board's budget and financial plan required by section 473.38 must include the commission's budget.*

Subd. 3. [ADMINISTRATIVE ASSISTANCE.] *The board may provide staff, administrative support services, and financial assistance to the commission.*"

Page 45, after line 29, insert:

"Sec. 61. [LOCAL REGULATION.]

All ordinances, orders, and agreements pertaining to licensing of taxicabs and taxicab drivers by local governmental units in effect at the time of final enactment of this act remain in effect until the board approves and the commission adopts rules for the licensing of taxicabs and taxicab drivers by the commission. Other regulation of taxicabs by local governmental units that is consistent with this act and with any rules the commission might adopt remains in effect until January 31, 1988. After that date, local governmental

units and the metropolitan airports commission may regulate taxicab stands and other traffic-control facilities and procedures so long as the regulation is consistent with commission rules and standards.

Sec. 62. [INITIAL TERMS.]

Notwithstanding section 45, subdivision 1, of this act, the regional transit board shall appoint initial members of the metropolitan taxicab commission as follows: one member representing the taxicab industry, one member representing cities in the metropolitan area, and one member representing the interests of the public to three-year terms; one member representing the taxicab industry and one member representing cities in the metropolitan area to two-year terms; and one member representing the taxicab industry, one member representing the interests of the public, and the member representing the hospitality industry to one-year terms. Initial terms of members begin August 1, 1986."

Renumber the sections in sequence

Correct the internal references

Amend the title accordingly

Mr. Benson questioned whether the amendment was germane.

The Chair ruled that the amendment was germane.

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 25 and nays 30, as follows:

Those who voted in the affirmative were:

Benson	Gustafson	Langseth	Olson	Renneke
Brataas	Jude	McQuaid	Peterson, D.L.	Spear
Chmielewski	Knaak	Merriam	Peterson, R.W.	Taylor
Dieterich	Kronebusch	Moe, D.M.	Petty	Waldorf
Frederickson	Laidig	Moe, R.D.	Ramstad	Wegscheid

Those who voted in the negative were:

Adkins	Dahl	Frederick	Lantry	Peterson, D.C.
Anderson	Davis	Freeman	Lessard	Purfeerst
Berg	DeCramer	Isackson	Mehrkens	Reichgott
Berglin	Dicklich	Johnson, D.E.	Novak	Storm
Bernhagen	Diessner	Kamrath	Pehler	Stumpf
Bertram	Frank	Knutson	Peterson, C.C.	Vega

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

Ms. Peterson, D.C. moved to amend H.F. No. 1991, as amended by the Senate March 17, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1913.)

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

"Section 1. [171.322] [TAXICAB DRIVER'S QUALIFICATION.]

Subdivision 1. [REQUIREMENT.] *Beginning 180 days after the effective date of rules adopted under this section, no person may operate a taxicab within the metropolitan area defined in section 473.121 without a valid Minnesota class C driver's license with a taxicab driver's endorsement issued by*

the commissioner.

Subd. 2. [COMMISSIONER TO ISSUE ENDORSEMENT.] *A person 18 years or older may apply for a taxicab driver's endorsement. The commissioner shall issue an endorsement if the applicant:*

(1) holds a valid Minnesota class C driver's license;

(2) has satisfactorily completed the written test required by subdivision 3;

(3) demonstrates a minimum proficiency in the English language;

(4) has a satisfactory driving record, as determined by the commissioner;

(5) has not been convicted of a crime that discredits the applicant's fitness to drive a taxicab; and

(6) has paid the fee required in subdivision 6.

Subd. 3. [TAXICAB DRIVER'S TEST.] *The commissioner shall administer a written taxicab driver's test to an applicant for a taxicab endorsement who has been issued a Minnesota class C driver's license. The test must measure at least the following:*

(1) geographic knowledge of the metropolitan region;

(2) driving and safety standards;

(3) basic first aid; and

(4) common public courtesy.

The commissioner may charge a fee to be paid by each applicant who takes the taxicab driver's test to defray the cost of preparing and administering the test.

Subd. 4. [RENEWAL.] *The taxicab driver's endorsement required by this section must be renewed every four years. Before renewing, the commissioner shall determine if the licensee is entitled to retain the endorsement previously issued. The commissioner shall determine that the person has a valid Minnesota class C driver's license and a satisfactory driving record and has not been convicted of a crime that discredits the applicant's fitness to drive a taxicab.*

Subd. 5. [REVOCATION; SUSPENSION.] *The commissioner may not revoke or suspend a taxicab driver's endorsement without a hearing.*

Subd. 6. [FEE.] *The commissioner shall charge a fee for initial endorsement and renewal sufficient to defray the cost of administering the taxicab driver endorsement program.*

Subd. 7. [RULES.] *The commissioner shall adopt rules relating to the application, issuance, suspension, and revocation of taxicab driver endorsements and criteria for determining proficiency in the English language, a disqualifying criminal record, and a satisfactory driving record.*

Sec. 2. [174.311] [METROPOLITAN TAXICAB REGULATION; STANDARDS.]

Subdivision 1. [DEFINITIONS.] *(a) The terms used in this section have the meanings given them.*

(b) "Limousine" means a plainly painted, unmarked motor vehicle driven by a uniformed driver which carries passengers for hire, is subject to call only from its garage or central place of business, and charges its customers a flat rate by the trip or by the hour, day, or longer period of time which is greater than the taxicab rate for a comparable trip.

(c) "Metropolitan area" has the meaning given in section 473.121.

(d) "Person" means an individual, partnership, firm, association, or corporation.

(e) "Taxicab" means a passenger automobile that transports persons and their luggage for hire, having a seating capacity of fewer than ten persons and not operated on a fixed route or schedule. Taxicab does not include a limousine or hotel van, a private carrier defined in section 221.011, subdivision 26, or a commuter van as defined in section 221.011, subdivision 27.

Subd. 2. [MINIMUM SAFETY STANDARDS.] *(a) The commissioner shall adopt rules that establish minimum safety standards for taxicab licensing and regulation by statutory and home rule charter cities and towns in the metropolitan area. The rules must include:*

(1) vehicle and equipment standards to ensure the safe operation of taxicabs;

(2) minimum amounts of insurance coverage for taxicab owners and taxicab drivers and requirements and procedures for certification of insurance; and

(3) requirements and procedures for annual inspection of taxicabs by or under contract to the city or town.

(b) No statutory or home rule charter city or town in the metropolitan area may issue or renew taxicab licenses or regulate taxicabs unless the minimum safety standards established by rule under this subdivision are adopted by ordinance of the city or town. Cities and towns have 90 days following the effective date of the rule to adopt the minimum standards by ordinance. Cities and towns may adopt additional requirements and standards except as otherwise provided in this section.

(c) The commissioner shall impose a surcharge on all annual taxicab licenses issued by statutory and home rule charter cities and towns in the metropolitan area sufficient to defray the cost of administering this subdivision. Surcharges must be collected by each city or town and remitted to the commissioner for deposit in the general fund.

Subd. 3. [TAXICABS LICENSED IN OTHER MUNICIPALITIES.] *No statutory or home rule charter city or town in the metropolitan area may prevent or restrict a taxicab that is licensed in another jurisdiction and that has let off passengers from a trip originating outside the city or town from accepting passengers by prior arrangement or telephone request for a trip to a destination outside of the city or town.*

Subd. 4. [RATE REGULATION.] *A statutory or home rule charter city or town in the metropolitan area may establish or require, by ordinance or otherwise, minimum, zone, or uniform rates for taxicab service and may*

permit discounting of fares.

Subd. 5. [LICENSES REGULATION.] *The total number of taxicab licenses issued by a statutory or home rule charter city or town in the metropolitan area may be based on public convenience and necessity. The question of public convenience and necessity shall be determined at least once every two years on the basis of a public hearing, to which all existing licensees and the general public shall be invited. In deciding the question of public convenience and necessity, the municipality shall consider:*

(1) whether the public is being served adequately by existing licensees and other forms of mass transportation;

(2) the effect on traffic congestion and safety on the streets;

(3) the effect on the business of existing licensees and other forms of mass transportation; and

(4) other factors the city or town deems necessary.

Sec. 3. Minnesota Statutes 1984, section 368.01, subdivision 12, is amended to read:

Subd. 12. [TAXICABS; BAGGAGE WAGONS.] The town board of supervisors shall have power by ordinance to license and regulate baggage wagons, draymen, taxicabs, and automobile rental agencies and liveries. *In the metropolitan area defined in section 473.121, ordinances governing the licensing and regulating of taxicabs must be in conformance with the requirements of section 2.*

Sec. 4. Minnesota Statutes 1984, section 412.221, subdivision 20, is amended to read:

Subd. 20. [TAXICABS; BAGGAGE WAGONS.] The council shall have power by ordinance to license and regulate baggage wagons, draymen, taxicabs, and automobile rental agencies and liveries. *In the metropolitan area defined in section 473.121, ordinances governing the licensing and regulation of taxicabs must be in conformance with the requirements of section 2.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Moe, D.M. questioned whether the amendment was germane.

The Chair ruled that the amendment was not germane.

H.F. No. 1991 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 52 and nays 3, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Kamrath	Moe, R.D.	Schmitz
Anderson	Dicklich	Knaak	Novak	Sieloff
Belanger	Diessner	Knutson	Olson	Spear
Benson	Dieterich	Kronebusch	Peterson, C.C.	Storm
Berg	Frank	Laidig	Peterson, D.L.	Stumpf
Bernhagen	Frederick	Langseth	Peterson, R.W.	Taylor
Bertram	Frederickson	Lantry	Petty	Waldorf
Brataas	Freeman	Lessard	Purfeerst	Wegscheid
Chmielewski	Gustafson	McQuaid	Ramstad	
Dahl	Isackson	Mehrkens	Reichgott	
Davis	Jude	Moe, D.M.	Renneke	

Ms. Berglin, Messrs. Merriam and Vega voted in the negative.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Wegscheid moved that S.F. No. 1913, No. 61 on Special Orders, be stricken and laid on the table. The motion prevailed.

RECESS

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

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

APPOINTMENTS

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

H.F. No. 1930: Messrs. Taylor, Bertram and Moe, R.D.

H.F. No. 2287: Messrs. Pogemiller, Frank, Ms. Olson, Messrs. Johnson, D.J. and Freeman.

H.F. No. 1886: Messrs. Jude, Schmitz and Mrs. McQuaid.

H.F. No. 1744: Messrs. Pehler, Nelson and Peterson, R.W.

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Dahl moved that the following members be excused for a Conference Committee on H.F. No. 1950 from 2:15 to 3:30 p.m.:

Messrs. Dahl, Luther, Petty, Spear and Knaak. The motion prevailed.

SPECIAL ORDER

H.F. No. 2012: A bill for an act relating to crimes; increasing penalties for soliciting or inducing an individual under the age of 13 to practice prostitu-

tion; imposing criminal liability on persons who receive profit from prostitution if they have reason to believe it was derived from prostitution; imposing criminal penalties on persons who allow juvenile prostitutes to reside in their dwelling; providing for a penalty assessment; authorizing counties to develop a program of outreach services for juvenile prostitutes; providing additional protections for victims of crime; authorizing parents and guardians to seek an order for protection to obtain return of a minor child who is being used or induced to practice prostitution; amending Minnesota Statutes 1984, sections 609.115, subdivision 1c; 609.322; 609.323; 609.324, by adding a subdivision; 611A.03, subdivision 1; 626.558, by adding a subdivision; and Minnesota Statutes 1985 Supplement, section 631.046; proposing coding for new law in Minnesota Statutes, chapters 609 and 611A.

Ms. Reichgott moved to amend H.F. No. 2012, the unofficial engrossment, as follows:

Page 4, after line 23, insert:

"Sec. 4. [609.3232] [PROTECTIVE ORDER AUTHORIZED; PROCEDURES; PENALTIES.]

Subdivision 1. [ORDER FOR PROTECTION.] *Any parent or guardian who knows or has reason to believe that a person, while acting as other than a prostitute or patron, is inducing, coercing, soliciting, or promoting the prostitution of the parent or guardian's minor child, or is offering or providing food, shelter, or other subsistence for the purpose of enabling the parent or guardian's minor child to engage in prostitution, may seek an order for protection in the manner provided in this section.*

Subd. 2. [COURT JURISDICTION.] *An application for relief under this section shall be filed in the juvenile court. Actions under this section shall be given docket priority by the court.*

Subd. 3. [CONTENTS OF PETITION.] *A petition for relief shall allege the existence of a circumstance or circumstances described in subdivision 1, and shall be accompanied by an affidavit made under oath stating the specific facts and circumstances from which relief is sought. The court shall provide simplified forms and clerical assistance to help with the writing and filing of a petition under this section.*

Subd. 4. [HEARING ON APPLICATION; NOTICE.] *(a) Upon receipt of the petition, the court shall order a hearing which shall be held no later than 14 days from the date of the order. Personal service shall be made upon the respondent not less than five days before the hearing. In the event that personal service cannot be completed in time to give the respondent the minimum notice required under this paragraph, the court may set a new hearing date.*

(b) Notwithstanding the provisions of paragraph (a), service may be made by one week published notice, as provided under section 645.11, provided the petitioner files with the court an affidavit stating that an attempt at personal service made by a sheriff was unsuccessful because the respondent is avoiding service by concealment or otherwise, and that a copy of the petition and notice of hearing has been mailed to the respondent at the respondent's residence or that the residence is not known to the petitioner. Service under this paragraph is complete seven days after publication. The court shall set a

new hearing date if necessary to allow the respondent the five-day minimum notice required under paragraph (a).

Subd. 5. [RELIEF BY THE COURT.] *Upon notice and hearing, the court may order the respondent to return the minor child to the residence of the child's parents or guardian, and may order that the respondent cease and desist from committing further acts described in subdivision 1 and cease to have further contact with the minor child. Any relief granted by the court in the order for protection shall be for a fixed period of time determined by the court.*

Subd. 6. [SERVICE OR ORDER.] *Any order issued under this section shall be served personally on the respondent. Upon the request of the petitioner, the court shall order the sheriff to assist in the execution or service of the order for protection.*

Subd. 7. [VIOLATION OF ORDER FOR PROTECTION.] *(a) A violation of an order for protection shall constitute contempt of court and be subject to the penalties provided under chapter 588.*

(b) Any person who willfully fails to return a minor child as required by an order for protection issued under this section commits an act which manifests an intent substantially to deprive the parent or guardian of custodial rights within the meaning of section 609.26, clause (3)."

Page 5, line 19, delete "*and who*"

Page 5, line 20, delete everything before "*knowing*"

Page 5, line 23, before the period, insert "*; except that, this subdivision does not apply to residential placements made, sanctioned, or supervised by a public or private social service agency*"

Page 5, line 28, after the second comma, insert "*while acting other than as a prostitute,*"

Page 5, line 34, delete "INTERVENTION" and insert "OUTREACH"

Page 6, line 1, delete "*intervention*" and insert "*outreach*"

Page 6, line 2, after the period, insert "*For the purposes of this subdivision, at least one representative of a youth intervention program or, where this type of program is unavailable, one representative of a nonprofit agency serving youth in crisis, shall be appointed to and serve on the multidisciplinary child protection team in addition to the standing members of the team.*"

Renumber the sections in sequence and correct the internal references

The motion prevailed. So the amendment was adopted.

H.F. No. 2012 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 56 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Knaak	Pehler	Sieloff
Anderson	Dicklich	Knutson	Peterson, C.C.	Solon
Belanger	Dieterich	Kronebusch	Peterson, D.C.	Spear
Benson	Frank	Laidig	Peterson, D.L.	Storm
Berg	Frederick	Lantry	Peterson, R.W.	Stumpf
Berglin	Frederickson	Lessard	Petty	Taylor
Bernhagen	Freeman	McQuaid	Pogemiller	Vega
Bertram	Gustafson	Mehrkens	Purfeerst	Waldorf
Brataas	Isackson	Merriam	Ramstad	
Chmielewski	Johnson, D.E.	Moe, R.D.	Reichgott	
Dahl	Jude	Novak	Renneke	
Davis	Kamrath	Olson	Schmitz	

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

SPECIAL ORDER

H.F. No. 1835: A bill for an act relating to crimes; prohibiting the solicitation of children to engage in sexual conduct; requiring crime victims to be notified of offender's release from custody; imposing a penalty; amending Minnesota Statutes 1984, section 611A.06; proposing coding for new law in Minnesota Statutes, chapter 609.

Ms. Reichgott moved to amend H.F. No. 1835, as amended pursuant to Rule 49, adopted by the Senate March 7, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1592.)

Page 1, line 11, delete "*14*" and insert "*15*"

Page 1, after line 23, insert:

"Sec. 2. Minnesota Statutes 1984, section 611A.06, is amended to read:

611A.06 [RIGHT TO NOTICE OF RELEASE.]

The commissioner of corrections or other custodial authority shall make a good faith effort to notify the victim that the offender is to be released from imprisonment or incarceration, ~~other than~~ *including release on extended furlough and* for work release, *or released from a facility in which the offender was confined due to incompetency, mental illness, mental deficiency, or commitment under section 253B.18,* prior to the release if the victim has mailed to the commissioner of corrections or to the head of the facility in which the offender is confined a written request for this notice. The commissioner or other custodial authority complies with this section if he mails the notice of impending release to the victim at the address which the victim has most recently provided to him in writing."

Renumber the sections in sequence

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Sieloff moved to amend H.F. No. 1835, as amended pursuant to Rule 49, adopted by the Senate March 7, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1592.)

Page 1, line 12, delete "*or*" and insert "*of the individual's primary genital area,*"

The motion prevailed. So the amendment was adopted.

Mr. Freeman moved to amend H.F. No. 1835, as amended pursuant to Rule 49, adopted by the Senate March 7, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1592.)

Page 1, line 19, delete "*felony and may*" and insert "*gross misdemeanor.*"

Page 1, delete lines 20 and 21

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 21 and nays 37, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Langseth	Purfeerst	Vega
Anderson	Diessner	Lessard	Sieloff	
Belanger	Frederick	Luther	Solon	
Berg	Freeman	Novak	Spear	
Chmielewski	Knutson	Pogemiller	Storm	

Those who voted in the negative were:

Benson	Frank	Kronebusch	Olson	Renneke
Berglin	Frederickson	Laidig	Pehler	Stumpf
Bernhagen	Gustafson	Lantry	Peterson, C.C.	Taylor
Bertram	Isackson	McQuaid	Peterson, D.L.	Waldorf
Brataas	Johnson, D.E.	Mehrkens	Peterson, R.W.	Wegscheid
Dahl	Jude	Merriam	Petty	
DeCramer	Kamrath	Moe, D.M.	Ramstad	
Dicklich	Knaak	Moe, R.D.	Reichgott	

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

Mr. Pogemiller moved to amend H.F. No. 1835, as amended pursuant to Rule 49, adopted by the Senate March 7, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1592.)

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1985 Supplement, section 609.26, subdivision 1, is amended to read:

Subdivision 1. [PROHIBITED ACTS.] Whoever intentionally does any of the following acts may be charged with a felony and, upon conviction, may be sentenced as provided in subdivision 6:

(1) conceals a minor child from the child's parent where the action manifests an intent substantially to deprive that parent of parental rights or conceals a minor child from another person having the right to visitation or custody where the action manifests an intent to substantially deprive that person of rights to visitation or custody;

(2) takes, obtains, retains, or fails to return a minor child in violation of a court order which has transferred legal custody under chapter 260 to the commissioner of human services, a child placing agency, or the county welfare board;

(3) takes, obtains, retains, or fails to return a minor child from or to the parent *in violation of a court order*, where the action manifests an intent substantially to deprive that parent of rights to visitation or custody; or

(4) takes, obtains, retains, or fails to return a minor child from or to a parent after commencement of an action relating to child visitation or custody but prior to the issuance of an order determining custody or visitation rights, where the action manifests an intent substantially to deprive that parent of parental rights.

Sec. 2. Minnesota Statutes 1984, section 609.26, subdivision 5, is amended to read:

Subd. 5. [DISMISSAL OF CHARGE.] A felony charge brought under this section shall be dismissed if:

(a) the person voluntarily returns the child within 14 days after he takes, detains, or fails to return the child in violation of this section; or

(b)(1) the person taking the action and the child have not left the state of Minnesota; and (2) within a period of 14 days after taking the action, (i) a motion or proceeding under chapters 518, 518A, 518B, or 518C is commenced by the person taking the action, or (ii) the attorney representing the person taking the action has consented to service of process by the party whose rights are being deprived, for any motion or action pursuant to chapters 518, 518A, 518B, or 518C.

Clause (a) does not apply if the person returns the child as a result of being located by law enforcement authorities."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 1835 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 56 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Knaak	Moe, R.D.	Schmitz
Anderson	Dicklich	Knutson	Novak	Sieloff
Belanger	Diessner	Kronebusch	Olson	Solon
Benson	Frank	Laidig	Pehler	Storm
Berg	Frederick	Langseth	Peterson, C.C.	Stumpf
Berglin	Frederickson	Lantry	Peterson, D.L.	Taylor
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Waldorf
Bertram	Isackson	Luther	Petty	Wegscheid
Brataas	Johnson, D.E.	McQuaid	Purfeerst	
Chmielewski	Johnson, D.J.	Mehrkens	Ramstad	
Dahl	Jude	Merriam	Reichgott	
Davis	Kamrath	Moe, D.M.	Renneke	

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Langseth moved that the following members be excused for a Conference Committee on H.F. No. 1599 from 10:00 a.m. to 1:00 p.m.:

Messrs. Langseth, Davis, Berg, Stumpf and DeCramer. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Frederick moved that H.F. No. 2012 be recalled from the House of Representatives for further consideration.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 20 and nays 36, as follows:

Those who voted in the affirmative were:

Belanger	Frederick	Johnson, D.E.	Laidig	Solon
Benson	Frederickson	Kamrath	Petty	Storm
Berg	Gustafson	Knaak	Pogemiller	Taylor
Diessner	Isackson	Knutson	Sieloff	Vega

Those who voted in the negative were:

Adkins	Davis	Lantry	Olson	Schmitz
Anderson	DeCramer	Lessard	Pehler	Spear
Berglin	Dicklich	Luther	Peterson, D.C.	Stumpf
Bernhagen	Frank	McQuaid	Peterson, D.L.	Waldorf
Bertram	Freeman	Mehrkens	Peterson, R.W.	
Brataas	Jude	Merriam	Purfeerst	
Chmielewski	Kronebusch	Moe, R.D.	Ramstad	
Dahl	Langseth	Novak	Reichgott	

The motion did not prevail.

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate revert to the Order of Business of Messages From the House. The motion prevailed.

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. 985: A bill for an act relating to administrative procedure; clarifying provisions relating to emergency rules; defining order and rule; limiting certain agency actions; requiring an order to be rendered in accordance with the contested case procedures of the administrative procedure act; amending Minnesota Statutes 1984, sections 14.02, by adding a subdivision; 14.29, subdivisions 1 and 2; and 14.57; Minnesota Statutes 1985 Supplement, section 14.02, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 14.

Senate File No. 985 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. Merriam moved that the Senate do not concur in the amendments by the House to S.F. No. 985, 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. 1993: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and superseded provisions; providing instructions to the revisor; amending Minnesota Statutes 1984, sections 8.32, subdivision 2; 10A.01, subdivision 11; 10A.04, subdivision 4a; 16A.631; 47.58, subdivision 5; 62D.22, subdivision 8; 116J.70, subdivision 2a; 116M.08, subdivision 17; 121.15, subdivision 2; 124.155, subdivision 1; 124A.02, subdivision 14; 136D.74, subdivision 2; 144.224; 176A.01, subdivision 1; 179A.10, subdivision 3; 253B.02, subdivision 4a; 260.015, subdivision 24; 260.245; 327C.07, subdivision 3a; 349.214, subdivision 2; 383A.23, subdivision 5; 385.24; 403.12, subdivision 1; 414.061, subdivisions 4 and 4a; 462A.21, subdivision 8a; 494.03; 518B.01, subdivision 2; 571.495, subdivision 2; 590.01, subdivision 1; 609.346, subdivision 3; 609.347, subdivision 3; 609.348; 609.35; 611A.03, subdivision 3; 628.26; Minnesota Statutes 1985 Supplement, sections 47.20, subdivision 6c; 64B.05, subdivision 1; 64B.37, subdivision 2; 69.011, subdivision 1; 97.50, subdivision 1; 116M.03, subdivision 28; 124.32, subdivision 1d; 145.917, subdivision 4; 147.01, subdivision 4; 147.073, subdivision 1; 168.27, subdivision 11; 248.07, subdivision 7; 256B.091, subdivision 4; 256D.37, subdivision 1; 256F.05, subdivision 4; 256F.06, subdivision 1; 273.124, subdivision 5; 297C.03, subdivision 1; 298.02, subdivision 1; 340A.702; 356.216; 358.44; 414.061, subdivision 5; 458.16, subdivision 6; 473.831, subdivision 1; 527.41; 527.42; 527.43; 528.15; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivision 2; 609.3471; 626.556, subdivision 2; 631.045; proposing coding for new law in Minnesota Statutes, chapter 206; repealing Minnesota Statutes 1984, section 35.067; 383A.23, subdivisions 2, 3, and 4; 403.12, subdivisions 2 and 3; Laws 1984, chapter 560, section 24; Laws 1985, chapters 248, sections 28 and 29; 252, section 24; Laws 1985, First Special Session: chapters 9, article 2, section 89; 14, article 3, section 13; 14, article 4, sections 37 and 91.

Senate File No. 1993 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. Jude moved that the Senate do not concur in the amendments by the House to S.F. No. 1993, 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 Files, herewith returned: S.F. Nos. 1745, 2116, 2171, 2179, 1730, 1880, 2087, 2127, 1839, 2067, 2090 and 2101.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Moe, D.M. moved that the following members be excused for a Conference Committee on S.F. No. 707 at 6:15 p.m.:

Messrs. Renneke; Moe, D.M.; Wegscheid; Spear and Pogemiller. The motion prevailed.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess until 8:00 p.m. The motion prevailed.

The hour of 8:00 p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Frank imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 1950, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 1950: A bill for an act relating to taxation; limiting application of the open space property tax law to facilities that do not discriminate on the basis of sex; amending Minnesota Statutes 1984, section 273.112, subdivisions 3 and 4, and by adding a subdivision.

Senate File No. 1950 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 31, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 31: A bill for an act relating to motorboat safety; requiring liabil-

ity insurance on watercraft; strengthening prohibitions and penalties regarding operation of motorboat while under the influence of alcohol or a controlled substance; providing a penalty; amending Minnesota Statutes 1984, sections 361.02, subdivision 9; 361.03, by adding subdivisions; and 361.12; proposing coding for new law in Minnesota Statutes, chapter 361.

Senate File No. 31 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2010:

H.F. No. 2010: A bill for an act relating to the state high school league; providing for the appointment of certain board members; providing penalties for recruiting students; providing for student athletics and activity eligibility after certain transfers; providing standards for student participation in nonscholastic activities; providing administrative appeals from various decisions; amending Minnesota Statutes 1984, section 129.121, subdivision 1, and by adding subdivisions.

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

Shaver, Quinn and Fjoslien have been appointed as such committee on the part of the House.

House File No. 2010 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

Mr. Merriam moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2010, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

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

S.F. No. 1949: A bill for an act relating to natural resources; requiring public access restrictions to be the same as lake use restrictions; amending Minnesota Statutes 1984, sections 378.32, subdivisions 2, 6, and 7; and 459.20; proposing coding for new law in Minnesota Statutes, chapter 378.

Senate File No. 1949 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. Merriam moved that the Senate do not concur in the amendments by

the House to S.F. No. 1949, 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. 1721: A bill for an act relating to human services; providing for health and dental coverage as child support; regulating withholding for purposes of child support; amending Minnesota Statutes 1984, sections 518.64, by adding a subdivision; 518C.02, subdivision 3; Minnesota Statutes 1985 Supplement, section 518.611, subdivisions 4 and 6; proposing coding for new law in Minnesota Statutes, chapter 518; repealing Minnesota Statutes 1984, section 518.551, subdivision 8.

Senate File No. 1721 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Ms. Berglin moved that the Senate concur in the amendments by the House to S.F. No. 1721 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1721: A bill for an act relating to human services; providing for health and dental coverage as child support; regulating withholding for purposes of child support; amending Minnesota Statutes 1984, sections 145.892, subdivision 2; 145.894; 245.83, by adding a subdivision; 245.84, subdivision 1; 256.975, by adding subdivision; 393.07, subdivision 10, and by adding a subdivision; 518C.02, subdivision 3; Minnesota Statutes 1985 Supplement, sections 518.611, subdivisions 4, 6, and by adding a subdivision; 518.645; proposing coding for new law in Minnesota Statutes, chapters 124, 144, 245, 268, and 518; repealing Minnesota Statutes 1984, section 518.551, subdivision 8.

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

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

The roll was called, and there were yeas 51 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dicklich	Kamrath	Moe, R.D.	Schmitz
Belanger	Diessner	Knaak	Olson	Sieloff
Benson	Dieterich	Knutson	Pehler	Spear
Berg	Frank	Kronebusch	Peterson, C.C.	Storm
Berglin	Frederick	Laidig	Peterson, D.C.	Stumpf
Bernhagen	Frederickson	Lantry	Peterson, D.L.	Taylor
Bertram	Gustafson	Lessard	Peterson, R.W.	Wegscheid
Brataas	Hughes	Luther	Petty	
Chmielewski	Isackson	McQuaid	Pogemiller	
Dahl	Johnson, D.E.	Mehrkens	Ramstad	
DeCramer	Jude	Merriam	Reichgott	

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. 2147: A bill for an act relating to health; requiring transportation services involving the use of a stretcher to meet life support transportation licensing standards; amending Minnesota Statutes 1984, sections 144.801, subdivision 4; and 174.29, subdivision 1.

Senate File No. 2147 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Benson moved that the Senate concur in the amendments by the House to S.F. No. 2147 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2147: A bill for an act relating to health and human services; requiring the commissioner of health to monitor transitional care; authorizing use of swing beds by patients transferred from hospitals; requiring transportation services involving the use of a stretcher to meet life support transportation licensing standards; changing the computation of inpatient hospital rates; modifying the preadmission screening program; changing financial statement certification requirements for nursing homes that are phasing out of the medical assistance program; providing for refunds of excess charges; establishing requirements for medical assistance rate appeals procedures for intermediate care facilities; requiring a study of geographic groupings of nursing homes; establishing a task force on long-term care health planning; requiring a refund for private pay residents; amending Minnesota Statutes 1984, sections 144.801, subdivision 4; 174.29, subdivision 1; and 251.011, subdivision 4; and Minnesota Statutes 1985 Supplement, sections 144.562, subdivision 3; 256.969, subdivision 2; 256B.091, subdivisions 2, 4, 5, and 8; 256B.48, subdivision 1b and by adding a subdivision; and 256B.501, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 144.

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

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

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

Those who voted in the affirmative were:

Anderson	Diessner	Knaak	Moe, R.D.	Reichgott
Belanger	Frank	Knutson	Nelson	Renneke
Benson	Frederick	Kronebusch	Olson	Schmitz
Berg	Frederickson	Laidig	Pehler	Sieloff
Berglin	Freeman	Lantry	Peterson, C.C.	Spear
Bernhagen	Gustafson	Lessard	Peterson, D.C.	Storm
Bertram	Hughes	Luther	Peterson, D.L.	Stumpf
Brataas	Isackson	McQuaid	Peterson, R.W.	Taylor
Chmielewski	Johnson, D.E.	Mehrkens	Petty	Waldorf
DeCramer	Jude	Merriam	Pogemiller	Wegscheid
Dicklich	Kamrath	Moe, D.M.	Ramstad	

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. 1850: A bill for an act relating to state government; regulating fees for state agency services; amending Minnesota Statutes 1985 Supplement, sections 16A.128 and 16A.1281.

Senate File No. 1850 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Waldorf moved that the Senate concur in the amendments by the House to S.F. No. 1850 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1850: A bill for an act relating to state government; expanding when fiscal notes must be prepared; regulating fees for state agency services; providing conditions for certain hydropower developments; amending Minnesota Statutes 1984, section 105.482, subdivisions 8 and 9; and Minnesota Statutes 1985 Supplement, sections 3.981, subdivision 2; 16A.128; and 16A.1281.

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

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

The roll was called, and there were yeas 46 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	DeCramer	Jude	Mehrkens	Reichgott
Belanger	Dicklich	Kamrath	Merriam	Schmitz
Benson	Diessner	Knaak	Moe, R.D.	Storm
Berg	Frank	Knutson	Olson	Stumpf
Berglin	Frederick	Kronebusch	Peterson, C.C.	Taylor
Bernhagen	Frederickson	Langseth	Peterson, D.C.	Waldorf
Bertram	Freeman	Lantry	Peterson, D.L.	
Brataas	Hughes	Lessard	Peterson, R.W.	
Chmielewski	Isackson	Luther	Petty	
Dahl	Johnson, D.E.	McQuaid	Ramstad	

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. 2161: A bill for an act relating to employment; providing training

opportunities for technically qualified individuals who may be exposed to hazardous substances, harmful physical agents, or infectious agents; amending Minnesota Statutes 1985 Supplement, section 182.653, subdivisions 4b, 4c, and 4f.

Senate File No. 2161 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Dicklich moved that the Senate concur in the amendments by the House to S.F. No. 2161 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2161: A bill for an act relating to employment; providing training opportunities for technically qualified individuals who may be exposed to hazardous substances, harmful physical agents, or infectious agents; amending Minnesota Statutes 1985 Supplement, section 182.653, subdivisions 4b, 4c, and 4f; proposing coding for new law in Minnesota Statutes, chapter 145.

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

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

The roll was called, and there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Nelson	Schmitz
Anderson	Diessner	Knutson	Novak	Sieloff
Belanger	Dieterich	Kronebusch	Olson	Solon
Benson	Frank	Laidig	Pehler	Storm
Berg	Frederick	Langseth	Peterson, C.C.	Stumpf
Berglin	Frederickson	Lantry	Peterson, D.C.	Taylor
Bernhagen	Freeman	Lessard	Peterson, D.L.	Vega
Bertram	Hughes	Luther	Peterson, R.W.	Waldorf
Brataas	Isackson	McQuaid	Petty	
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	
Dahl	Jude	Merriam	Ramstad	
DeCramer	Kamrath	Moe, R.D.	Reichgott	

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. 1940: A bill for an act relating to local government; regulating payment of severance pay; amending Minnesota Statutes 1984, section 465.72.

Senate File No. 1940 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Dicklich moved that the Senate concur in the amendments by the House to S.F. No. 1940 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1940: A bill for an act relating to local government: prescribing the powers of community action agencies; regulating payment of severance pay; amending Minnesota Statutes 1984, sections 268.53, subdivisions 1 and 5; and 465.72.

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

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

The roll was called, and there were yeas 53 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Nelson	Reichgott
Anderson	Diessner	Knutson	Novak	Schmitz
Belanger	Frank	Kronebusch	Olson	Sieloff
Benson	Frederick	Laidig	Pehler	Solon
Berg	Frederickson	Langseth	Peterson, C.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.C.	Stumpf
Bernhagen	Hughes	Lessard	Peterson, D.L.	Taylor
Bertram	Isackson	Luther	Peterson, R.W.	Vega
Chmielewski	Johnson, D.E.	McQuaid	Petty	Waldorf
Dahl	Jude	Merriam	Purfeerst	
DeCramer	Kamrath	Moe, R.D.	Ramstad	

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Chmielewski moved that H.F. No. 1873 be taken from the table. The motion prevailed.

SPECIAL ORDER

H.F. No. 1873: A bill for an act relating to workers' compensation; regulating the obligations and administration of the special compensation fund; restricting liability for out-of-state injuries; defining spendable weekly earnings; changing basis for calculating certain benefits; providing disability rating for certain losses; requlating the payment and right to benefits; eliminating minimum compensation in certain cases; compensation court of appeals; postponing initial adjustment of certain benefits; regulating attorneys' fees; relating to jurisdiction of issues of medical causation; providing for the administration of claims; providing for fees from state insurance fund; authorizing use of fees for administrative conferences; providing penalties; codifying regulations relating to permanent partial disability schedules and to independent contractors; eliminating supplementary benefits for new claims; amending Minnesota Statutes 1984, sections 176.011, subdivision 18, and by adding subdivisions; 176.012; 176.021, subdivision 1; 176.041, subdivi-

sions 1, 2, 3, 4, and by adding a subdivision; 176.081, subdivisions 1 and 7; 176.101, subdivisions 1, 2, 3a, 3b, 3f, and 4, and by adding a subdivision; 176.103, subdivision 2; 176.104, subdivision 1; 176.105, subdivision 4; 176.111, subdivisions 6, 12, 15, and 20; 176.129, subdivision 8; 176.131, subdivisions 1a and 3; 176.132, subdivision 1; 176.135, subdivisions 1 and 1a; 176.155, subdivisions 1 and 5; 176.179; 176.225, subdivision 1; 176.231, subdivisions 1 and 10; 176.242, subdivision 2; 176.243, subdivision 3; 176.271; 176.275; 176.291; 176.305, subdivision 1, and by adding a subdivision; 176.306, subdivision 1, and by adding a subdivision; 176.312; 176.321, subdivisions 2 and 3; 176.331; 176.341, by adding subdivisions; 176.351, subdivision 2; 176.361, subdivisions 1 and 2; 176.371; 176.411, subdivision 2; 176.421, subdivision 6; 176.521, subdivision 3; 176.603; 176.611, subdivision 2; 176.645, subdivision 2; 176.83, subdivisions 2 and 11; 268.08, subdivision 3; Minnesota Statutes 1985 Supplement, section 176.101, subdivisions 3e and 3t; and 176.138; proposing coding for new law in Minnesota Statutes, chapters 79 and 176; proposing coding for new law as Minnesota Statutes, chapters 176B and 176C; repealing Minnesota Statutes 1984, sections 176.105, subdivisions 1, 2, and 3; 176.265; 176.431; 176.441; and 176.611, subdivisions 3 and 4.

SUSPENSION OF RULES

Mr. Chmielewski moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 1873 and that the rules of the Senate be so far suspended as to give H.F. No. 1873 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 1873 was read the second time.

Mr. Chmielewski moved to amend H.F. No. 1873 as follows:

Delete everything after the enacting clause, and delete the title, of H.F. No. 1873, and insert the language after the enacting clause, and the title, of S.F. No. 1903, the first engrossment.

The motion prevailed. So the amendment was adopted.

Mr. Chmielewski then moved to amend H.F. No. 1873, as amended by the Senate March 17, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1903.)

Pages 1 to 5, delete sections 2 to 5

Pages 7 and 8, delete sections 7 to 9

Page 9, delete section 11

Pages 13 to 15, delete section 15

Pages 24 to 27, delete section 29

Pages 31 to 36, delete sections 36 to 43

Pages 39 and 40, delete section 46

Pages 41 and 42, delete section 48

Page 43, delete line 36 and insert "*Sections 6 and 16 are effective the day*

following final enactment. Sections 30 and 31 are effective July 1, 1986."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Frank requested division of the amendment as follows:

First portion:

Pages 41 and 42, delete section 48

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Second portion:

Pages 1 to 5, delete sections 2 to 5

Pages 7 and 8, delete sections 7 to 9

Page 9, delete section 11

Pages 13 to 15, delete section 15

Pages 24 to 27, delete section 29

Pages 31 to 36, delete sections 36 to 43

Pages 39 and 40, delete section 46

Page 43, delete line 36 and insert "*Sections 6 and 16 are effective the day following final enactment. Sections 30 and 31 are effective July 1, 1986.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

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

The roll was called, and there were yeas 36 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Kronebusch	Pehler	Storm
Belanger	Frederickson	Laidig	Peterson, D.L.	Taylor
Benson	Gustafson	Langseth	Peterson, R.W.	Waldorf
Berg	Isackson	Lessard	Petty	Wegscheid
Bernhagen	Johnson, D.E.	McQuaid	Purfeerst	
Bertram	Jude	Mehrkens	Ramstad	
Brataas	Kamrath	Merriam	Schmitz	
Chmielewski	Knutson	Olson	Sieloff	

Those who voted in the negative were:

Adkins	Diessner	Hughes	Peterson, C.C.	Solon
Berglin	Dieterich	Johnson, D.J.	Peterson, D.C.	Spear
Dahl	Frank	Lantry	Pogemiller	Stumpf
Dicklich	Freeman	Novak	Reichgott	Vega

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

adopted.

Mr. Pehler moved to amend H.F. No. 1873, as amended by the Chmielewski amendment, adopted by the Senate March 17, 1986, as follows:

Page 7, after line 12, insert:

"Sec. 3. Minnesota Statutes 1984, section 176.041, subdivision 2, is amended to read:

Subd. 2. [EXTRA-TERRITORIAL APPLICATION.] If an employee who regularly performs the primary duties of his employment within this state~~, or who is hired within this state,~~ receives an injury while outside of this state in the employ of the same employer, the provisions of this chapter shall apply to such injury ~~unless the transfer is normally considered to be permanent~~. If a resident of this state is transferred outside the territorial limits of the United States as an employee of a Minnesota employer, he shall be presumed to be temporarily employed outside of this state while so employed.

Sec. 4. Minnesota Statutes 1984, section 176.041, subdivision 3, is amended to read:

Subd. 3. [TEMPORARY OUT-OF-STATE EMPLOYMENT.] If an employee hired in this state by a Minnesota employer, receives an injury while temporarily employed outside of this state, such injury shall be subject to the provisions of this chapter. ~~If the employer's business is in Minnesota and the employee's residence is in Minnesota, employment outside of this state shall be considered temporary.~~

Sec. 5. Minnesota Statutes 1984, section 176.041, is amended by adding a subdivision to read:

Subd. 5a. [OUT-OF-STATE INJURIES.] *Except as specifically provided by subdivisions 2 and 3, injuries occurring outside of this state are not subject to this chapter.*"

Page 43, delete line 36 and insert "*Sections 9 and 19 are effective the day following final enactment. Sections 33 and 34 are effective July 1, 1986.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Peterson, D.L. moved to amend H.F. No. 1873, as amended by the Senate March 17, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1903.)

Page 5, after line 26, insert:

"Sec. 6. Minnesota Statutes 1984, section 176.012, is amended to read:

176.012 [ELECTION OF COVERAGE.]

The persons, partnerships and corporations described in this section may elect to provide the insurance coverage required by this chapter.

(a) An owner or owners of a business or farm may elect coverage for

themselves.

(b) A partnership owning a business or farm may elect coverage for any partner.

(c) A family farm corporation as defined in section 500.24, subdivision 2, clause (c) may elect coverage for any executive officer.

(d) A closely held corporation which had less than 22,880 hours of payroll in the previous calendar year may elect coverage for any executive officer if that executive officer is also an owner of at least 25 percent of the stock of the corporation.

(e) A person, partnership, or corporation hiring an independent contractor, as defined by rules adopted by the commissioner, may elect to provide coverage for that independent contractor.

A person, partnership, or corporation may charge the independent contractor a fee for providing the coverage only if the independent contractor (1) elects in writing to be covered, (2) is issued an endorsement setting forth the terms of the coverage and the name of the independent contractors, and (3) the fee and how it is calculated.

The persons, partnerships and corporations described in this section may also elect coverage for an employee who is a spouse, parent or child, regardless of age, of an owner, partner, or executive officer, who is eligible for coverage under this section. Coverage may be elected for a spouse, parent or child whether or not coverage is elected for the related owner, partner or executive director and whether or not the person, partnership or corporation employs any other person to perform a service for hire. Any person for whom coverage is elected pursuant to this section shall be included within the meaning of the term employee for the purposes of this chapter.

Notice of election of coverage or of termination of election under this section shall be provided in writing to the insurer. Coverage or termination of coverage is effective the day following receipt of notice by the insurer or at a subsequent date if so indicated in the notice. The insurance policy shall be endorsed to indicate the names of those persons for whom coverage has been elected or terminated under this section. An election of coverage under this section shall continue in effect as long as a policy or renewal policy of the same insurer is in effect.

Nothing in this section shall be construed to limit the responsibilities of owners, partnerships or corporations to provide coverage for their employees, if any, as required under this chapter."

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 12, before "176.041," insert "176.012;"

The motion prevailed. So the amendment was adopted.

H.F. No. 1873 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 49 and nays 16, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Knutson	Novak	Schmitz
Anderson	Frederick	Kronebusch	Olson	Sieloff
Belanger	Frederickson	Laidig	Pehler	Solon
Benson	Freeman	Langseth	Peterson, D.L.	Storm
Berg	Gustafson	Lessard	Peterson, R.W.	Stumpf
Bernhagen	Isackson	Luther	Petty	Taylor
Bertram	Johnson, D.E.	McQuaid	Purfeerst	Waldorf
Brataas	Jude	Mehrkens	Ramstad	Wegscheid
Chmielewski	Kamrath	Moe, D.M.	Reichgott	Willet
Davis	Knaak	Moe, R.D.	Renneke	

Those who voted in the negative were:

Berglin	Dieterich	Johnson, D.J.	Peterson, C.C.	Samuelson
Dahl	Frank	Lantry	Peterson, D.C.	Spear
Dicklich	Hughes	Merriam	Pogemiller	Vega
Diessner				

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

Mr. Chmielewski moved that S.F. No. 1903, No. 22 on Special Orders, be stricken and laid on the table. The motion prevailed.

SPECIAL ORDER

H.F. No. 1958: A bill for an act relating to crime victims; providing increased protections and rights to victims of crime; providing new procedures for enforcing restitution orders; establishing local victim-witness assistance programs; making a variety of changes to the crime victims reparations act; increasing the membership of the crime victim and witness advisory council; amending Minnesota Statutes 1984, sections 609.115, subdivision 1c; 609.135, by adding a subdivision; 611A.03, subdivision 1; 611A.04, subdivision 2; 611A.06; 611A.53, subdivision 1, and by adding a subdivision; 611A.57, by adding a subdivision; and 611A.61; and Minnesota Statutes 1985 Supplement, sections 609.101; 611A.52; 611A.53, subdivision 2; 611A.54; 611A.56, subdivision 1; 611A.71, subdivisions 1 and 2; and 631.046; proposing coding for new law in Minnesota Statutes, chapter 611A.

Ms. Peterson, D.C. moved to amend H.F. No. 1958, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1953.)

Page 2, after line 18, insert:

"Sec. 2. Minnesota Statutes 1984, section 609.135, is amended by adding a subdivision to read:

Subd. 1a. [FAILURE TO PAY RESTITUTION.] *If the court orders payment of restitution as a condition of probation and if the defendant fails to pay the restitution ordered prior to 60 days before the term of probation expires, the defendant's probation officer shall ask the court to hold a hearing to determine whether or not the conditions of probation should be changed or probation should be revoked. The court shall schedule and hold this hearing and take appropriate action before the defendant's term of probation*

expires.

Sec. 3. Minnesota Statutes 1985 Supplement, section 609.26, subdivision 1, is amended to read:

Subdivision 1. [PROHIBITED ACTS.] Whoever intentionally does any of the following acts may be charged with a felony and, upon conviction, may be sentenced as provided in subdivision 6:

(1) conceals a minor child from the child's parent where the action manifests an intent substantially to deprive that parent of parental rights or conceals a minor child from another person having the right to visitation or custody where the action manifests an intent to substantially deprive that person of rights to visitation or custody;

(2) takes, obtains, retains, or fails to return a minor child in violation of a court order which has transferred legal custody under chapter 260 to the commissioner of human services, a child placing agency, or the county welfare board;

(3) takes, obtains, retains, or fails to return a minor child from or to the parent *in violation of a court order*, where the action manifests an intent substantially to deprive that parent of rights to visitation or custody; or

(4) takes, obtains, retains, or fails to return a minor child from or to a parent after commencement of an action relating to child visitation or custody but prior to the issuance of an order determining custody or visitation rights, where the action manifests an intent substantially to deprive that parent of parental rights.

Sec. 4. Minnesota Statutes 1984, section 609.26, subdivision 5, is amended to read:

Subd. 5. [DISMISSAL OF CHARGE.] A felony charge brought under this section shall be dismissed if:

(a) the person voluntarily returns the child within 14 days after he takes, detains, or fails to return the child in violation of this section; or

(b)(1) the person taking the action and the child have not left the state of Minnesota; and (2) within a period of 14 days after taking the action, (i) a motion or proceeding under chapters 518, 518A, 518B, or 518C is commenced by the person taking the action, or (ii) the attorney representing the person taking the action has consented to service of process by the party whose rights are being deprived, for any motion or action pursuant to chapters 518, 518A, 518B, or 518C.

Clause (a) does not apply if the person returns the child as a result of being located by law enforcement authorities.

Sec. 5. [611A.032] [VICTIM INPUT REGARDING PRETRIAL DIVERSION.]

A prosecutor shall make every reasonable effort to notify and seek input from the victim prior to the referral into a pretrial diversion program in lieu of prosecution.

Sec. 6. [611A.033] [SPEEDY TRIAL; NOTICE OF SCHEDULE CHANGE.]

A prosecutor shall make reasonable efforts to provide advance notice of any change in the schedule of the court proceedings to a victim who has been subpoenaed or requested to testify."

Page 2, after line 22, insert:

"Sec. 8. [611A.036] [PROHIBITION AGAINST EMPLOYER RETALIATION.]

An employer or employer's agent who threatens to discharge or discipline a victim, or who discharges, disciplines, or causes a victim to be discharged from employment or disciplined because the victim is subpoenaed or requested by the prosecutor to attend court for the purpose of giving testimony, is guilty of a misdemeanor and may be punished for contempt of court. In addition, the court shall order the employer to offer job reinstatement to any victim discharged from employment in violation of this section, and to pay the victim back wages as appropriate.

Sec. 9. Minnesota Statutes 1984, section 611A.04, subdivision 2, is amended to read:

Subd. 2. [PROCEDURES.] The offender shall make restitution payments to the clerk of the county, municipal, or district court of the county in which the restitution is to be paid. *The clerk shall keep records of the amount of restitution ordered in each case, any change made to the restitution order, and the amount of restitution actually paid by the offender. The clerk shall forward the data collected to the state court administrator who shall compile the data and make it available to the supreme court and the legislature upon request.*

Sec. 10. Minnesota Statutes 1984, section 611A.06, is amended to read:

611A.06 [RIGHT TO NOTICE OF RELEASE.]

The commissioner of corrections or other custodial authority shall make a good faith effort to notify the victim that the offender is to be released from imprisonment or incarceration, ~~other than~~ *including release on extended furlough and* for work release, *or released from a facility in which the offender was confined due to incompetency, mental illness, or mental deficiency, or commitment under section 253B.18,* prior to the release if the victim has mailed to the commissioner of corrections or to the head of the facility in which the offender is confined a written request for this notice. The commissioner or other custodial authority complies with this section if he mails the notice of impending release to the victim at the address which the victim has most recently provided to him in writing."

Page 10, after line 11, insert:

"Sec. 19. Minnesota Statutes 1985 Supplement, section 611A.71, subdivision 2, is amended to read:

Subd. 2. [MEMBERSHIP.] The crime victim and witness advisory council shall consist of the following members, appointed by the commissioner of public safety after consulting with the commissioner of corrections:

(1) two members of the Minnesota legislature who have demonstrated expertise and interest in crime victims issues, one from each house;

(2) one district court judge appointed upon recommendation of the chief

justice of the supreme court;

(3) one county attorney appointed upon recommendation of the Minnesota county attorneys association;

(4) one public defender appointed upon recommendation of the state public defender;

(5) one peace officer;

(6) one medical or osteopathic physician licensed to practice in this state; ~~and~~

(7) five members who are crime victims or crime victim assistance representatives; *and*

(8) three public members.

The appointments should take into account sex, race, and geographic distribution. One of the nonlegislative members must be designated by the commissioner of public safety as chair of the council.

Sec. 20. Minnesota Statutes 1985 Supplement, section 631.046, is amended to read:

631.046 [AUTHORIZING PRESENCE OF ~~PARENT~~ *SUPPORT PERSON* FOR PROSECUTING WITNESS.]

Subdivision 1. [CHILD ABUSE CASES.] Notwithstanding any other law, a prosecuting witness under 18 years of age in a case involving child abuse as defined in section 630.36, subdivision 2, may choose to have in attendance a parent, guardian, or other supportive person, whether or not a witness, at the omnibus hearing or at the trial, during testimony of the prosecuting witness. If the person so chosen is also a prosecuting witness, the prosecution shall present on noticed motion, evidence that the person's attendance is both desired by the prosecuting witness for support and will be helpful to the prosecuting witness. Upon that showing the court shall grant the request unless information presented by the defendant or noticed by the court establishes that the support person's attendance during the testimony of the prosecuting witness would pose a substantial risk of influencing or affecting the content of that testimony.

Subd. 2. [OTHER CASES.] *Notwithstanding any other law, a prosecuting witness in any case involving criminal sexual conduct as defined in sections 609.342, 609.343, 609.344, and 609.345 may choose to be accompanied by a supportive person, whether or not a witness, at the omnibus or other pretrial hearing. If the supportive person is also a witness, the prosecution and the court shall follow the motion procedure outlined in subdivision 1 to determine whether or not the supportive person's presence will be permitted.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Diessner moved to amend H.F. No. 1958, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1953.)

Page 2, after line 22, insert:

"Sec. 3. [611A.07] [BARRING PERPETRATORS OF CRIMES FROM RECOVERING FOR INJURIES SUSTAINED DURING CRIMINAL CONDUCT.]

A perpetrator of a crime assumes the risk of and does not have the right to recover damages for any loss, injury, or death caused by a crime victim if the victim makes a prima facie showing that the loss, injury, or death resulted from or arose out of a course of criminal conduct involving a violent crime engaged in by the perpetrator or another person acting in concert with the perpetrator, unless the perpetrator, or the personal representative or administrator of the perpetrator's estate, or a trustee appointed pursuant to section 573.02, subdivision 3, establishes by clear and convincing evidence that:

(1) neither the perpetrator nor any other person acting in concert with the perpetrator was engaged in the course of criminal conduct; and

(2) the victim did not use reasonable force as authorized in sections 609.06 and 609.065.

For purposes of this section, "violent crime" means an offense specified in sections 609.185, 609.19, 609.195, 609.20, 609.205, 609.221, 609.222, 609.223, 609.2231, 609.224, 609.24, 609.245, 609.25, 609.255, 609.342, 609.343, 609.344, 609.345, 609.551, subdivision 1, 609.561, 609.562, 609.563, and 609.582, or an attempt to commit any of these offenses."

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "barring perpetrators of crimes from recovering for injuries sustained during criminal conduct;"

Mr. Spear questioned whether the amendment was germane.

The Chair ruled that the amendment was not germane.

H.F. No. 1958 was then progressed.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 2169, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2169 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 2169

A bill for an act relating to public lands; providing for a procedure to sell state leased lands; providing for maximum lease rates; providing for an endowment fund and the disposition of proceeds of the land acquisition account; permitting Winona county to convey certain real estate to a county agricultural society; proposing coding for new law in Minnesota Statutes, chapter 92.

March 15, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 2169, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 2169 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1985 Supplement, section 92.46, subdivision 1, is amended to read:

Subdivision 1. [PUBLIC CAMP GROUNDS.] (a) The director may designate suitable portions of the state lands withdrawn from sale and not reserved, as provided in section 92.45, as permanent state public camp grounds. The director may have the land surveyed and platted into lots of convenient size, and lease them for cottage and camp purposes under terms and conditions he or she prescribes, subject to the provisions of this section.

(b) A lease may not be made for a term more than 20 years. The lease may allow renewal, from time to time, for additional terms of no longer than 20 years each. The lease may be canceled by the commissioner 90 days after giving the person leasing the land written notice of violation of lease conditions. The lease rate shall be based on the appraised value of leased land as determined by the commissioner of natural resources. The appraised value shall be the value of the leased land without any private improvements and must be comparable to similar land without any improvements within the same county.

(c) By July 1, 1986, the commissioner of natural resources shall adopt rules under chapter 14 to establish procedures for leasing land under this section. The rules shall be subject to review and approval by the commissioners of revenue and administration prior to the initial publication pursuant to chapter 14 and prior to their final adoption. The rules must address at least the following:

(1) method of appraising the property;

(2) determination of lease rates; and

(3) an appeal procedure for both the appraised values and lease rates.

(d) All money received from these leases must be credited to the fund to

which the proceeds of the land belong.

Notwithstanding section 16A.125 or any other law to the contrary, 50 percent of the money received from the lease of permanent school fund lands leased pursuant to this subdivision shall be deposited into the permanent school trust fund. *However, in fiscal years 1986, 1987, 1988, and 1989 up to 50 percent of the money received from the lease of permanent school fund lands that would otherwise be deposited into the permanent school trust fund may be used to survey lots as required in section 2, subdivision 3. Any money that is not needed to survey lots shall be deposited in the permanent school trust fund.*

Sec. 2. [92.67] [SALE PROCEDURE.]

Subdivision 1. [SALE REQUIREMENT.] *Notwithstanding section 92.45, at the request of a lessee the commissioner of natural resources shall sell state property bordering public waters that is leased for the purpose of a private cabin under section 92.46 and recommended to be sold under the inventory prepared pursuant to Laws 1985, First Special Session chapter 14, article 17, section 4. Requests for sale must be made prior to July 1, 1991, and the commissioner shall complete all requested sales by July 1, 1992. The lessee making the request may designate the lesser of $500 or the lease payment in the year the request is made to be used as part of the down payment. The sale shall be made in accordance with laws providing for the sale of trust fund land except as modified by the provisions of this section.*

Subd. 2. [APPRAISAL.] *An appraisal shall be made in accordance with section 92.12, except as modified by this section. The improvements that are owned by the lessee shall be appraised separately.*

Subd. 3. [APPOINTMENT OF APPRAISERS; ALLOCATION OF APPRAISAL AND SURVEY COSTS.] *(a) The commissioner of natural resources shall provide the lessee requesting the sale with a list of all appraisers approved by the commissioner of administration for the appraisal of property for the state. The lessee requesting the sale may select a person from the list to appraise the property to be sold. If more than one lessee of a cabin site lot leased by the commissioner under section 92.46 within a platted area requests the sale of a leased lot, all requesting lessees may jointly agree upon an appraiser from the list. If the lessee or lessees do not select an appraiser, the commissioner of natural resources shall select the appraiser.*

(b) The costs of appraisal shall be allocated by the commissioner to the lots offered for sale and the successful bidder on each lot shall reimburse the commissioner for the appraisal costs allocated to the lot bid upon. If there are no successful bidders on a lot, the commissioner is responsible for the appraisal cost allocated to that lot.

(c) The commissioner shall survey a lot prior to offering it for sale. The commissioner is responsible for the survey cost.

(d) The lessee may stop the sale process after the appraisal but before the sale. The lessee must reimburse the commissioner for the cost of the appraisal if the sale is stopped.

Subd. 4. [TIMING OF SALES.] *(a) The commissioner shall offer lakeshore cabin site lots for sale pursuant to written request and in accordance*

with the following schedule:

(1) as to requests received before January 1, 1987, the sale shall be held in June, July, or August 1987;

(2) as to requests received each calendar year after December 31, 1986, the sale shall be held in June, July, or August of the year after the request is received.

(b) The last sales shall be held in 1992. Lots not sold the first year offered may be reoffered in a succeeding year, following reappraisal if it is determined necessary by the commissioner.

(c) If a person other than the lessee purchases the leased lakeshore cabin site, the purchaser must make payment in full to the lessee at the time of the sale for the appraised value of any improvements. Failure of a successful bidder to comply with this provision voids the sale and the property must be rebid, if possible, at the same sale.

Subd. 5. [TERMS OF SALE.] *For the sale of the public lands under this section, the purchaser shall pay the state ten percent of the purchase price at the time of the sale. The balance must be paid in no more than 20 equal annual installments. The interest rate on the remaining balance shall be eight percent per year.*

Subd. 6. [SALE PROCEEDS.] *After deducting the costs of the sale, excluding survey costs, from the purchase price, the balance shall be invested as provided by the Minnesota Constitution, article XI, section 8.*

Sec. 3. [92.68] [MISCELLANEOUS.]

Subdivision 1. [SHORELINE INCLUDED.] *Notwithstanding section 92.45, the shoreline of leased sites sold under section 2 is not reserved for public travel.*

Subd. 2. [LOCAL ZONING.] *For the purpose of local zoning ordinances, land sold under section 2 shall be treated as if purchased at the time the state first leased the sites.*

Subd. 3. [ROAD ACCESS.] *Rights of access across state property to the lots offered for sale that are in existence at the time of sale, and not included in the sale, may not be terminated by the commissioner without the consent of the purchasers of the lots or their successors in interest. The commissioner may impose a fee for the access rights in the same manner as for other similar accesses except that the commissioner may not impose a fee for access rights where no fee is now being charged.*

Sec. 4. [92.69] [ENDOWMENT ACCOUNT.]

Subdivision 1. [PROCEEDS OF LAND ACQUISITION ACCOUNT.] *To ensure educational opportunities provided by Minnesota scientific and natural areas as described in section 86A.05, subdivision 5, are adequately available for present and future generations, the proceeds received under sections 1 to 3 that are credited to the land acquisition account under section 94.165 must be spent on scientific and natural areas.*

Subd. 2. [ACCOUNT.] *(a) A natural areas legacy endowment account is established in the state treasury. The commissioner of natural resources*

shall accept private contributions for educational opportunities provided by scientific and natural areas and deposit the contributions in the account. The principal deposited in the account shall be retained in the endowment account.

(b) The interest from the principal may be spent by the commissioner of natural resources for the protection, management, and inventory of lands with rare and endangered species or undisturbed plant communities that qualify as state scientific and natural areas under section 86A.05, subdivision 5.

Sec. 5. [WINONA COUNTY LAND SALE.]

Subdivision 1. [AUTHORITY.] *Notwithstanding any contrary provision of Minnesota Statutes, section 373.01 or other law, Winona county may sell and convey the real estate described in this section for a nominal consideration to a county agricultural society that owns adjoining property and conducts a county fair on it.*

Subd. 2. [DESCRIPTION.] *That part of the South Half of the Northwest Quarter and the North Half of the Southwest Quarter, of Section 19, Township 106 North, Range 10 West of the Fifth Principal Meridian, bounded and described as follows: Commencing at a point on the West line of Lot 65 in Ives and Fox's Addition to St. Charles, distant 200 feet Northeasterly, measured at right angles, from the center line of the main track of the Winona and South Western Railway Company (later the Wisconsin Minnesota and Pacific Rail Road Company, the Chicago Great Western Railway Company, now the Chicago and North Western Transportation Company), as said main track center line was originally located and established across said Section 19; thence Northwesterly parallel with said original main track center line a distance of 550 feet to the point of beginning of the parcel of land herein described; thence continuing Northwesterly parallel with said original main track center line to a point on the East and West Quarter line of said Section 19; thence Northwesterly along a straight line to a point of tangency with a line parallel with and distant 50 feet Northerly, measured radially, from said original main track center line; thence Westerly parallel with said original main track center line to a point distant 50 feet Northeasterly, measured radially, from the center line of the main track of the Chicago and North Western Transportation Company (formerly the Winona and St. Peter Railroad Company), as said main track is now located; thence Southeasterly parallel with said last described main track center line to a point distant 10 feet Northerly, measured radially, from the center line of the most Northerly side track of said Transportation Company, as said side track is now located; thence Easterly parallel with said side track center line to a point on a line drawn at right angles to said original (Winona and South Western Railway Company) main track center line through the point of beginning; thence Northwesterly along said last described right angle line to the point of beginning.*

Sec. 6. [REPEALER.]

Sections 2 and 3 of this act are repealed on July 1, 1992.

Sec. 7. [EFFECTIVE DATE.]

Sections 1 to 4 and 6 are effective the day following final enactment. Sec-

tion 5 is effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the governing body of Winona county."

Delete the title and insert:

"A bill for an act relating to public lands; providing for maximum lease rates; providing for an endowment fund and the disposition of proceeds of the land acquisition account; permitting Winona county to convey certain real estate to a county agricultural society; amending Minnesota Statutes 1985 Supplement, section 92.46, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 92."

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

House Conferees: (Signed) Lona A. Minne, Paul M. Thiede, Sally Olsen

Senate Conferees: (Signed) Ronald R. Dicklich, Gene Merriam, James C. Pehler

Mr. Dicklich moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2169 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. 2169 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 50 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Merriam	Reichgott
Anderson	Diessner	Knaak	Olson	Samuelson
Belanger	Frank	Knutson	Pehler	Schmitz
Benson	Frederickson	Kroening	Peterson, C.C.	Solon
Berglin	Freeman	Kronebusch	Peterson, D.C.	Storm
Bernhagen	Gustafson	Laidig	Peterson, D.L.	Taylor
Bertram	Isackson	Lantry	Peterson, R.W.	Vega
Brataas	Johnson, D.E.	Luther	Petty	Waldorf
Chmielewski	Johnson, D.J.	McQuaid	Purfeerst	Wegscheid
Dahl	Jude	Mehrkens	Ramstad	Willet

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

SPECIAL ORDER

The question recurred on H.F. No. 1958.

H.F. No. 1958: A bill for an act relating to crime victims; providing increased protections and rights to victims of crime; providing new procedures for enforcing restitution orders; establishing local victim-witness assistance programs; making a variety of changes to the crime victims reparations act; increasing the membership of the crime victim and witness advisory council; amending Minnesota Statutes 1984, sections 609.115, subdivision 1c; 609.135, by adding a subdivision; 611A.03, subdivision 1; 611A.04, subdivision 2; 611A.06; 611A.53, subdivision 1, and by adding a subdivision; 611A.57, by adding a subdivision; and 611A.61; and Minnesota Statutes 1985 Supplement, sections 609.101; 611A.52; 611A.53, subdivi-

sion 2; 611A.54; 611A.56, subdivision 1; 611A.71, subdivisions 1 and 2; and 631.046; proposing coding for new law in Minnesota Statutes, chapter 611A.

Ms. Berglin moved to amend H.F. No. 1958, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1953.)

Page 1, after line 13, insert:

"Section 1. Minnesota Statutes 1984, section 307.08, is amended to read:

307.08 [DAMAGES; ILLEGAL MOLESTATION OF HUMAN REMAINS; BURIALS; CEMETERIES; PENALTY.]

Subdivision 1. It is a declaration and statement of legislative intent that all human burials and human skeletal remains shall be accorded equal treatment and respect for human dignity without reference to their ethnic origins, cultural backgrounds, or religious affiliations. The provisions of this section shall apply to all human burials or human skeletal remains found on or in all public or private lands or waters in Minnesota.

Subd. 2. A person who intentionally, willfully, ~~or~~ *and* knowingly destroys, mutilates, injures, or removes human skeletal remains or human burials, ~~or~~ *is guilty of a felony. A person who intentionally, willfully, or knowingly* removes any tombstone, monument, or structure placed in any public or private cemetery or unmarked human burial ground, or any fence, railing, or other work erected for protection or ornament, or any tree, shrub, or plant or grave goods and artifacts within the limits of the cemetery or burial ground, and a person who, without authority from the trustees, state archaeologist, or Indian affairs intertribal board, discharges any firearms upon or over the grounds of any public or private cemetery or authenticated and identified Indian burial ground, is guilty of a gross misdemeanor.

Subd. 3. Every authenticated and identified ~~Indian~~ burial ground may be ~~at the discretion of the state archaeologist and the Indian affairs intertribal board,~~ posted for protective purposes every 75 feet around its perimeter with signs listing the activities prohibited by subdivision 2 and the penalty for violation of it. *Posting is at the discretion of the Indian affairs council in the case of Indian burials or at the discretion of the state archaeologist in the case of non-Indian burials.*

Subd. 3a. The state archaeologist shall authenticate all burial sites for purposes of this section and may enter on property for the purpose of authenticating burial sites. Only after obtaining written permission from the property owner or lessee, descendants of persons buried in burial sites covered by this section may enter the burial sites for the purpose of conducting religious ceremonies. This right of entry must not unreasonably burden property owners or unnecessarily restrict their use of the property.

Subd. 4. The state shall retain the services of a qualified professional archaeologist, approved by the state archaeologist and the Indian affairs ~~intertribal board~~ *council*, for the purpose of ~~authenticating and identifying~~ *gathering information to authenticate or identify* Indian burial grounds when requested by a concerned scientific or contemporary Indian ethnic group, when Indian burials are known or suspected to exist on public lands or waters

controlled by the state or political subdivision.

Subd. 5. The cost of authentication, identification ~~and~~, marking, *and rescue* of unmarked or unidentified burial grounds or burials shall be the responsibility of the state.

Subd. 6. The size, description and information on the signs must be approved by the Minnesota state historical society.

Subd. 7. All unidentified human remains or burials found outside of platted, recorded, or identified cemeteries and ~~dating prior to 1886 A.D.~~ *in contexts which indicate antiquity greater than 50 years* shall be dealt with according to the provisions of this section. If such burials ~~do~~ *are* not ~~contain manufactured trade goods or can be established to date prior to 1700 A.D.~~ *Indian or their ethnic identity cannot be ascertained*, as determined by ~~a qualified professional~~ *the state* archaeologist, they shall be dealt with in accordance with provisions established by the state archaeologist. If such burials ~~date after 1700 A.D.~~ *are Indian*, as determined by ~~a qualified professional~~ *the state* archaeologist, efforts shall be made by the state archaeologist and the Indian affairs ~~intertribal board~~ *council* to ascertain their tribal identity. If their probable tribal identity can be determined, such remains shall at the discretion of the state archaeologist and Indian affairs ~~intertribal board~~ *council*, be turned over to contemporary tribal leaders for disposition. If it is deemed desirable by the state archaeologist or the Indian affairs ~~intertribal board~~ *council*, such remains shall be studied by a qualified professional archaeologist before being delivered to the tribal leaders. *If tribal identity cannot be determined, the Indian remains must be dealt with in accordance with provisions established by the state archaeologist and the Indian affairs council.*

Subd. 8. No authenticated and identified Indian burial ground may be relocated unless the request to relocate is approved by the Indian affairs intertribal board. When the Indian burial ground is located on public lands or waters, the cost of removal is the responsibility of and shall be paid by the state or political subdivision controlling the lands or waters. If large Indian burial grounds are involved, efforts shall be made by the state to purchase and protect them instead of removing them to another location.

Subd. 9. The department of natural resources, the department of transportation, and all other state agencies and local governmental units whose activities may be affected, shall cooperate with the state archaeologist and the Indian affairs intertribal board to carry out the provisions of this section.

Subd. 10. When Indian burials are known or suspected to exist, on public lands or waters, the state or political subdivision controlling the lands or waters shall submit construction and development plans to the state archaeologist and the Indian affairs intertribal board for review prior to the time bids are advertised. The state archaeologist and the Indian affairs intertribal board shall promptly review the plans and make recommendations for the preservation or removal of the human burials or remains, which may be endangered by construction or development activities."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 1958 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Novak	Reichgott
Anderson	Frank	Kroening	Olson	Samuelson
Belanger	Frederickson	Kronebusch	Pehler	Schmitz
Benson	Freeman	Laidig	Peterson, C.C.	Solon
Berglin	Gustafson	Lantry	Peterson, D.C.	Spear
Bernhagen	Isackson	Lessard	Peterson, D.L.	Storm
Bertram	Johnson, D.E.	Luther	Peterson, R.W.	Taylor
Brataas	Johnson, D.J.	McQuaid	Petty	Vega
Chmielewski	Jude	Mehrkens	Pogemiller	Waldorf
Dahl	Kamrath	Merriam	Purfeerst	Wegscheid
Dicklich	Knaak	Moe, R.D.	Ramstad	Willet

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

RECESS

Mr. Luther 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. 1993: Mr. Jude, Ms. Reichgott and Mr. Knaak.

S.F. No. 985: Messrs. Merriam; Moe, D.M. and Benson.

S.F. No. 1949: Messrs. Merriam; Bernhagen and Peterson, R.W.

H.F. No. 2010: Mr. Merriam, Ms. Peterson, D.C. and Mr. Ramstad.

Mr. Luther moved that the foregoing appointments be approved. The motion prevailed.

SPECIAL ORDER

H.F. No. 1863: A bill for an act relating to crimes; clarifying the crime of failing to file a tax return; creating a presumption that property acquired during the course of certain crimes are "proceeds" of the crime for purposes of forfeiture law; providing protection for crime victims against adverse employer actions; amending Minnesota Statutes 1985 Supplement, sections 290.92, subdivision 15; and 609.531, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 611A.

Mr. Ramstad moved to amend H.F. No. 1863, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1770.)

Pages 1 to 4, delete sections 2 to 5

Page 8, line 28, delete everything after the first comma

Page 8, line 29, delete "*and*" and insert "*section*" and delete ", *are*" and insert "*is*"

Page 8, line 31, delete "*7*" and insert "*3*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 34 and nays 23, as follows:

Those who voted in the affirmative were:

Adkins	Brataas	Isackson	McQuaid	Renneke
Anderson	Diessner	Johnson, D.E.	Mehrkens	Storm
Belanger	Dieterich	Jude	Olson	Stumpf
Benson	Frederick	Kamrath	Peterson, C.C.	Taylor
Berg	Frederickson	Knaak	Peterson, D.L.	Waldorf
Bernhagen	Gustafson	Laidig	Purfeerst	Willet
Bertram	Hughes	Lessard	Ramstad	

Those who voted in the negative were:

Berglin	Freeman	Merriam	Peterson, D.C.	Spear
Dahl	Knutson	Moe, D.M.	Peterson, R.W.	Vega
Davis	Kroening	Moe, R.D.	Petty	Wegscheid
Dicklich	Lantry	Nelson	Reichgott	
Frank	Luther	Pehler	Sieloff	

The motion prevailed. So the amendment was adopted.

Mr. Merriam moved to amend H.F. No. 1863, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1770.)

Page 1, after line 23, insert:

"Sec. 2. Minnesota Statutes 1984, section 260.155, subdivision 8, is amended to read:

Subd. 8. [WAIVER.] *(a)* Waiver of any right which a child has under this chapter must be an express waiver *voluntarily and* intelligently made by the child after the child has been fully and effectively informed of the right being waived. If a child is under 12 years of age, the child's parent, guardian or custodian shall give any waiver or offer any objection contemplated by this chapter.

(b) Waiver of the child's right to be represented by counsel, as provided under the juvenile court rules, must be an express waiver voluntarily and intelligently made by the child after the child has been fully and effectively informed of the right being waived. In determining whether a child has voluntarily and intelligently waived the right to counsel, the court shall look to the totality of the circumstances which includes but is not limited to the child's age, maturity, intelligence, education, experience, and ability to comprehend, and the presence and competence of the child's parents, guardian, or guardian ad litem. If the court accepts the child's waiver, it

shall state on the record the findings and conclusions that form the basis for its decision to accept the waiver.''

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after ''the'' insert ''waiver of a child's''

Page 1, line 9, delete ''by adding''

Page 1, line 10, delete everything before the second semicolon and insert ''subdivision 8''

Page 1, line 13, delete ''sections 260.155, subdivision 2; and'' and insert ''section''

The motion prevailed. So the amendment was adopted.

Mr. Jude moved to amend H.F. No. 1863, as amended pursuant to Rule 49, adopted by the Senate March 13, 1986, as follows:

(The text of the amended House File is identical to S.F. No. 1770.)

Page 1, after line 16, insert:

''Section 1. Minnesota Statutes 1984, section 168.041, is amended to read:

168.041 [IMPOUNDING REGISTRATION PLATES AND CERTIFICATES.]

Subdivision 1. When any person is convicted of driving a motor vehicle after the suspension or revocation of the ~~drivers~~ *driver's* license or driving privileges of such person, the court shall require the registration plates and registration certificates of any motor vehicle involved in such violation owned by such person or registered in his name to be surrendered to the court. Upon surrender thereof the court shall issue a receipt therefor.

If the violator is not the owner of such motor vehicle, the court shall require the registration plates and the registration certificate of any motor vehicle used by the violator, with the permission of the owner who had knowledge of the fact that the violator's drivers license had been revoked or suspended prior to the commission of the offense, to be surrendered to the court.

Subd. 2. If any person is convicted of violating any law or municipal ordinance, except parking laws or ordinances, regulating the operation of motor vehicles on the streets or highways, and the record of ~~such~~ *the* person so convicted shows a previous conviction for driving after suspension or revocation of his driver's license or driving privileges, the court may direct the commissioner of public safety to suspend the driver's license of ~~such~~ *the* person for not exceeding one year. The court may also require the registration plates and registration certificates of any motor vehicles owned by the violator or registered in his name to be surrendered to the court.

Subd. 3. *Except as otherwise provided in subdivision 3a,* if a person is convicted of any offense which makes mandatory the revocation of the ~~drivers~~ *driver's* license of such person, or is convicted of driving a motor vehicle without having a valid driver's license in force, the court may require

the registration plates and registration certificates of any motor vehicle owned by such person or any motor vehicles registered in his name to be surrendered to the court.

Subd. 3a. If a person's driver's license or driving privileges are revoked pursuant to a third violation of section 169.121 or 169.123 within five years, or a fourth or subsequent violation of section 169.121 or 169.123 within ten years, the court shall require the registration plates and registration certificates of any motor vehicle involved in the violation and owned by or registered in the name of the violator, including vehicles registered jointly in the name of the violator and the violator's spouse, to be surrendered to the court. An impoundment order must be issued under this subdivision when the person appears in court on any criminal charge or civil driver's license matter arising out of the incident resulting in the most recent license revocation. If no criminal charge or civil license matter is initiated in court, the attorney general may initiate a registration plate and certificate impoundment proceeding, requesting an impoundment order under this subdivision. This proceeding shall be brought in municipal or county court in the jurisdiction where the violation of section 169.121 or 169.123 occurred.

Subd. 4. ~~Except as provided in subdivision 6 or subdivision 7, the court shall retain custody of the surrendered plates and certificates~~ *Any registration plates surrendered to the court pursuant to this section must be destroyed by the court. Any registration certificates surrendered to the court must be forwarded to the registrar of motor vehicles by the court. Except as provided in subdivision 5a, 6, or 7, no new registration plates may be issued to the person, violator, or owner* until such time as the ~~drivers~~ *driver's* license of the *person,* violator, *or owner* has been reissued or reinstated.

Subd. 5. At the time of ordering the surrender of the registration plates and registration certificates of ~~a~~ *the person,* violator, or owner, the court shall notify the registrar of motor vehicles of that fact. ~~Except as provided in subdivision 6 or subdivision 7, no new or duplicate registration plates or new registration certificates shall be issued to such violator or owner until his plates and certificates are returned to him by the court.~~ *The registration plates must be destroyed by the court. When the registration plates are destroyed, the court shall notify the registrar of motor vehicles of that fact.*

Subd. 5a. If the driver's license revocation which is the basis for a registration plate and certificate impoundment order is rescinded, upon application to the registrar of motor vehicles, the person whose registration plates and certificates have been impounded must receive new plates and the certificate for the impounded vehicle at no cost. The application must include a copy of the order rescinding the driver's license revocation.

Subd. 6. Any such *person,* violator, or owner may apply to the ~~registrar of motor vehicles~~ *court which ordered the surrender of registration plates and certificates* for new registration plates which shall bear a special series number which may be readily identified by traffic law enforcement officers. ~~A fee of $5 shall accompany the application. The registrar of motor vehicles shall forthwith notify the court of such application. The court may return the registration certificate of such violator or owner to the registrar of motor vehicles, together with its consent to the issuance of such registration plates to such violator or owner. Thereupon the registrar of motor vehicles shall~~

~~issue such new registration plates.~~ *The court may authorize the issuance of special plates if (1) a member of the person's, violator's, or owner's household has a valid driver's license, or (2) the person, violator, or owner has a limited license issued pursuant to section 171.30. If the court authorizes the issuance of special plates, it shall notify the registrar of motor vehicles and the registrar must issue the special plates upon payment of a $100 fee for each vehicle for which special plates are requested.* Until the ~~drivers~~ *driver's* license of such *person,* violator, *or owner* is reinstated *or reissued,* any new registration plates issued to him or to an owner whose plates have been ~~impounded~~ *ordered surrendered* shall bear a special series number.

Subd. 7. If ~~an~~ *the* owner wishes to sell a motor vehicle during the time its registration plates and registration certificate ~~are impounded~~ *have been ordered surrendered* or during the time its registration plates bear a special series number, he may apply to the court which ~~impounded~~ *ordered the surrender of* such plates and certificate, for consent to transfer title to the motor vehicle. If the court is satisfied that the proposed sale is in good faith and for a valid consideration, that the owner will thereby be deprived of the custody and control of the motor vehicle, and that the sale is not for the purpose of circumventing the provisions of this section, it may certify its consent to the registrar of motor vehicles ~~and return the impounded registration plates and certificates. If during~~ *The registrar shall then transfer the registration certificate to the new owner upon proper application and shall issue new registration plates to the new owner. After* the ~~time the~~ registration plates and certificate of registration ~~are impounded~~ *have been surrendered to the court pursuant to this section, if* the title to said motor vehicle is transferred by the foreclosure of a chattel mortgage, the cancelation of a conditional sales contract, a sale upon execution, or by decree or order of a court of competent jurisdiction, the court shall order the ~~license plates and~~ registration certificate surrendered to the new owner ~~and notify the registrar of motor vehicles of such action~~. The registrar of motor vehicles shall then transfer the registration ~~plates and registration~~ certificates to the new owner *and shall issue new registration plates to the new owner.*

Subd. 8. Nothing contained in this section is intended to change or modify any provision of this chapter, with respect to the taxation of motor vehicles or the time within which the taxes thereon ~~shall~~ *must* be paid.

Subd. 9. Any person who fails to surrender any ~~impounded~~ registration plates or registration certificates to the court upon demand *pursuant to this section* or who operates any motor vehicle on a street or highway at a time when a court has ordered the surrender of its registration plates and registration certificate is guilty of a misdemeanor.

Sec. 2. Minnesota Statutes 1985 Supplement, section 169.121, subdivision 1, is amended to read:

Subdivision 1. [CRIME.] It is a misdemeanor for any person to drive, operate or be in physical control of any motor vehicle within this state or upon the ice of any boundary water of this state:

(a) when the person is under the influence of alcohol;

(b) when the person is under the influence of a controlled substance, *as defined in section 152.01, subdivision 4;*

(c) when the person is under the influence of a combination of any two or more of the elements named in clauses (a) ~~and~~, (b), *and (f)*;

(d) when the person's alcohol concentration is 0.10 or more; ~~or~~

(e) when the person's alcohol concentration as measured within two hours of the time of driving is 0.10 or more*; or*

(f) when the person is under the influence of any substance that affects the nervous system, brain, or muscles of the person so as to substantially impair the person's ability to drive or operate the motor vehicle in the manner that an ordinary, prudent, and cautious person using reasonable care would drive or operate under like conditions.

Sec. 3. Minnesota Statutes 1984, section 169.121, subdivision 2, is amended to read:

Subd. 2. [EVIDENCE.] Upon the trial of any prosecution arising out of acts alleged to have been committed by any person arrested for driving, operating, or being in physical control of a motor vehicle in violation of subdivision 1, the court may admit evidence of the amount of alcohol or a controlled *or other* substance in the person's blood, breath, or urine as shown by an analysis of those items.

For the purposes of this subdivision:

(a) evidence that there was at the time an alcohol concentration of 0.05 or less is prima facie evidence that the person was not under the influence of alcohol;

(b) evidence that there was at the time an alcohol concentration of more than 0.05 and less than 0.10 is relevant evidence in indicating whether or not the person was under the influence of alcohol.

Evidence of the refusal to take a test is admissible into evidence in a prosecution under this section or an ordinance in conformity with it.

If proven by a preponderance of the evidence, it shall be an affirmative defense to a violation of subdivision 1, clause (e), that the defendant consumed a sufficient quantity of alcohol after the time of actual driving, operating, or physical control of a motor vehicle and before the administration of the evidentiary test to cause the defendant's alcohol concentration to exceed 0.10. Provided, that this evidence may not be admitted unless notice is given to the prosecution prior to the omnibus or pretrial hearing in the matter.

The foregoing provisions do not limit the introduction of any other competent evidence bearing upon the question whether or not the person ~~was under the influence of alcohol or a controlled substance~~ *violated this section*, including tests obtained more than two hours after the alleged violation and results obtained from partial tests on an infrared breath-testing instrument. A result from a partial test is the measurement obtained by analyzing one adequate breath sample, as defined in section 169.123, subdivision 2b, paragraph (b).

Sec. 4. Minnesota Statutes 1984, section 169.121, is amended by adding a subdivision to read:

Subd. 3a. [HABITUAL OFFENDER PENALTIES.] *A person convicted*

of violating this section or an ordinance in conformity with it within ten years of two or more prior convictions under this section, section 169.129, an ordinance in conformity with either of them, or a statute or ordinance from another state in conformity with either of them, must be sentenced, subject to the maximum sentence authorized by subdivision 3, to compulsory attendance at a chemical dependency program approved by the commissioner of public safety, and either or both of the following:

(1) to a minimum term of imprisonment of not less than 30 days; or

(2) to payment of a fine of not less than $1,000.

Sec. 5. Minnesota Statutes 1984, section 169.121, subdivision 6, is amended to read:

Subd. 6. [PRELIMINARY SCREENING TEST.] When a peace officer has reason to believe from the manner in which a person is driving, operating, controlling, or acting upon departure from a motor vehicle, or has driven, operated, or controlled a motor vehicle, that the driver may be violating or has violated subdivision 1, he may require the driver to provide a sample of his breath for a preliminary screening test using a device approved by the commissioner of public safety for this purpose. The results of this preliminary screening test shall be used for the purpose of deciding whether an arrest should be made and whether to require the tests authorized in section 169.123, but shall not be used in any court action except to prove that a test was properly required of a person pursuant to section 169.123, subdivision 2. Following the screening test additional tests may be required of the driver pursuant to the provisions of section 169.123.

The driver who refuses to furnish a sample of his breath is subject to the provisions of section 169.123 unless, in compliance with section 169.123, he submits to a blood, breath or urine test to determine the presence of alcohol or a controlled *or other* substance *in violation of subdivision 1*.

Sec. 6. Minnesota Statutes 1985 Supplement, section 169.123, subdivision 2, is amended to read:

Subd. 2. [IMPLIED CONSENT; CONDITIONS; ELECTION AS TO TYPE OF TEST.] (a) Any person who drives, operates, or is in physical control of a motor vehicle within this state or upon the ice of any boundary water of this state consents, subject to the provisions of this section and section 169.121, to a chemical test of his blood, breath, or urine for the purpose of determining the presence of alcohol or a controlled *or other* substance *in violation of section 169.121, subdivision 1*. The test shall be administered at the direction of a peace officer. The test may be required of a person when an officer has probable cause to believe the person was driving, operating, or in physical control of a motor vehicle in violation of section 169.121 and one of the following conditions exist: (1) the person has been lawfully placed under arrest for violation of section 169.121, or an ordinance in conformity with it; or (2) the person has been involved in a motor vehicle accident or collision resulting in property damage, personal injury, or death; or (3) the person has refused to take the screening test provided for by section 169.121, subdivision 6; or (4) the screening test was administered and recorded an alcohol concentration of 0.10 or more.

(b) At the time a test is requested, the person shall be informed:

(1) that Minnesota law requires the person to take a test to determine if the person is under the influence of alcohol or a controlled *or other* substance;

(2) that if testing is refused, the person's right to drive will be revoked for a minimum period of one year or, if the person is under the age of 18 years, for a period of one year or until he or she reaches the age of 18 years, whichever is greater;

(3) that if a test is taken and the results indicate that the person is under the influence of alcohol or a controlled *or other* substance, the person will be subject to criminal penalties and the person's right to drive may be revoked for a minimum period of 90 days or, if the person is under the age of 18 years, for a period of six months or until he or she reaches the age of 18 years, whichever is greater;

(4) that after submitting to testing, the person has the right to consult with an attorney and to have additional tests made by a person of his own choosing; and

(5) that if he refuses to take a test, the refusal will be offered into evidence against him at trial.

(c) The peace officer who requires a test pursuant to this subdivision may direct whether the test shall be of blood, breath, or urine. However, if the officer directs that the test shall be of a person's blood or urine, the person may choose whether the test shall be of his blood or urine.

Sec. 7. Minnesota Statutes 1984, section 169.123, subdivision 2a, is amended to read:

Subd. 2a. [REQUIREMENT OF URINE TEST.] Notwithstanding subdivision 2, if there are reasonable and probable grounds to believe there is impairment by a controlled *or other* substance which is not subject to testing by a blood or breath test, a urine test may be required even after a blood or breath test has been administered.

Sec. 8. Minnesota Statutes 1984, section 169.123, subdivision 3, is amended to read:

Subd. 3. [MANNER OF MAKING TEST; ADDITIONAL TESTS.] Only a physician, medical technician, physician's trained mobile intensive care paramedic, registered nurse, medical technologist or laboratory assistant acting at the request of a peace officer may withdraw blood for the purpose of determining the presence of alcohol or *a* controlled *or other* substance *in violation of section 169.121, subdivision 1*. This limitation does not apply to the taking of a breath or urine sample. The person tested has the right to have a person of his own choosing administer a chemical test or tests in addition to any administered at the direction of a peace officer; provided, that the additional test sample on behalf of the person is obtained at the place where the person is in custody, after the test administered at the direction of a peace officer, and at no expense to the state. The failure or inability to obtain an additional test or tests by a person shall not preclude the admission in evidence of the test taken at the direction of a peace officer unless the additional test was prevented or denied by the peace officer. The physician, medical technician, physician's trained mobile intensive care paramedic, medical technologist, laboratory assistant or registered nurse drawing blood at the

request of a peace officer for the purpose of determining alcohol concentration shall in no manner be liable in any civil or criminal action except for negligence in drawing the blood. The person administering a breath test shall be fully trained in the administration of breath tests pursuant to training given by the commissioner of public safety.

Sec. 9. Minnesota Statutes 1984, section 169.123, subdivision 4, is amended to read:

Subd. 4. [REFUSAL; REVOCATION OF LICENSE.] If a person refuses to permit a test, none shall be given, but the peace officer shall report the refusal to the commissioner of public safety and the authority having responsibility for prosecution of misdemeanor offenses for the jurisdiction in which the acts occurred. A refusal to submit to an alcohol concentration test does not constitute a violation of section 609.50, unless the refusal was accompanied by force or violence or the threat of force or violence. If a person submits to a test and the test results indicate an alcohol concentration of 0.10 or more, the results of the test shall be reported to the commissioner of public safety and to the authority having responsibility for prosecution of misdemeanor offenses for the jurisdiction in which the acts occurred.

Upon certification by the peace officer that there existed probable cause to believe the person had been driving, operating, or in physical control of a motor vehicle while under the influence of alcohol or a controlled *or other* substance and that the person refused to submit to a test, the commissioner of public safety shall revoke the person's license or permit to drive, or his nonresident operating privilege, for a period of one year. If the person refusing to submit to testing is under the age of 18 years, the commissioner shall revoke the person's license or permit to drive, or his or her nonresident operating privilege, for a period of one year or until the person reaches the age of 18 years, whichever is greater. Upon certification by the peace officer that there existed probable cause to believe the person had been driving, operating or in physical control of a motor vehicle while under the influence of alcohol or a controlled *or other* substance and that the person submitted to a test and the test results indicate an alcohol concentration of 0.10 or more, the commissioner of public safety shall revoke the person's license or permit to drive, or his nonresident operating privilege, for a period of 90 days or, if the person is under the age of 18 years, for a period of six months or until he or she reaches the age of 18 years, whichever is greater.

If the person is a resident without a license or permit to operate a motor vehicle in this state, the commissioner of public safety shall deny to the person the issuance of a license or permit for the same period after the date of the alleged violation as provided herein for revocation, subject to review as hereinafter provided.

Sec. 10. Minnesota Statutes 1984, section 169.123, subdivision 6, is amended to read:

Subd. 6. [HEARING.] A hearing under this section shall be before a municipal or county judge, in any county in the judicial district where the alleged offense occurred. The hearing shall be to the court and may be conducted at the same time and in the same manner as hearings upon pre-trial motions in the criminal prosecution under section 169.121, if any. The hearing shall be recorded. The commissioner of public safety shall appear and be

represented by the attorney general or through the prosecuting authority for the jurisdiction involved.

The hearing shall be held at the earliest practicable date, and in any event no later than 60 days following the filing of the petition for review. The judicial district administrator shall establish procedures to ensure efficient compliance with the provisions of this subdivision. To accomplish this, the administrator may, whenever possible, consolidate and transfer review hearings among the county courts within the judicial district.

The scope of the hearing shall be limited to the issues of:

(1) whether the peace officer had probable cause to believe the person was driving, operating, or in physical control of a motor vehicle while under the influence of alcohol or a controlled *or other* substance, and whether the person was lawfully placed under arrest for violation of section 169.121, or the person was involved in a motor vehicle accident or collision resulting in property damage, personal injury or death, or the person refused to take a screening test provided for by section 169.121, subdivision 6, or the screening test was administered and recorded an alcohol concentration of 0.10 or more; and

(2) whether at the time of the request for the test the peace officer informed the person of his rights and the consequences of taking or refusing the test as required by subdivision 2; and

(3) either (a) whether the person refused to permit the test, or (b) whether a test was taken and the test results indicated an alcohol concentration of 0.10 or more at the time of testing, and whether the testing method used was valid and reliable, and whether the test results were accurately evaluated.

It shall be an affirmative defense for the petitioner to prove that, at the time of the refusal, his refusal to permit the test was based upon reasonable grounds.

Certified or otherwise authenticated copies of laboratory or medical personnel reports, records, documents, licenses and certificates shall be admissible as substantive evidence.

The court shall order either that the revocation be rescinded or sustained and forward the order to the commissioner of public safety. The court shall file its order within 14 days following the hearing. If the revocation is sustained, the court shall also forward the person's driver's license or permit to the commissioner of public safety for his further action if the license or permit is not already in the commissioner's possession.

Sec. 11. [171.175] [REINSTATEMENT; PROOF OF INSURANCE.]

Upon the expiration of the revocation of a driver's license under section 169.121 or 169.123, and the satisfaction of any additional requirements imposed, the commissioner shall reinstate the license if the person provides the commissioner with either a valid insurance policy or an identification card issued by the insurer stating that security has been provided as required by section 65B.48. After one year, the license must be canceled unless the licensee provides the commissioner with proof, satisfactory to the commissioner, of continuous insurance coverage during the previous year. If a person is unable to prove such continuous coverage, the person's driver's

license may not be reinstated for a period of one year from the date of cancellation under this section. The commissioner may adopt rules to provide for exceptions to this requirement for vehicles that are in storage or out of service for substantial portions of the previous year."

Page 7, after line 21, insert:

"Sec. 17. Minnesota Statutes 1984, section 361.12, subdivision 1, is amended to read:

Subdivision 1. No person shall operate or be in actual physical control of any watercraft while under the influence of alcohol~~, as provided in section 169.121, subdivision 1~~ or a controlled *or other* substance, ~~as defined in section 152.01, subdivision 4~~ *as provided in section 169.121, subdivision 1*. No owner or other person having charge or control of any watercraft shall knowingly authorize or permit any person who is under the influence of alcohol~~,~~ or a controlled *or other* substance to operate such watercraft."

Page 8, line 31, delete "7" and insert "*18*"

Renumber the sections in sequence

Amend the title accordingly

Mr. Knaak questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

H.F. No. 1863 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Olson	Schmitz
Anderson	Dieterich	Knutson	Pehler	Sieloff
Belanger	Frank	Laidig	Peterson, C.C.	Solon
Benson	Frederick	Langseth	Peterson, D.C.	Spear
Berg	Frederickson	Lantry	Peterson, D.L.	Storm
Berglin	Freeman	Lessard	Peterson, R.W.	Stumpf
Bernhagen	Gustafson	Luther	Petty	Taylor
Bertram	Hughes	McQuaid	Pogemiller	Vega
Brataas	Isackson	Mehrkens	Purfeerst	Waldorf
Chmielewski	Johnson, D.E.	Merriam	Ramstad	
Dahl	Johnson, D.J.	Moe, D.M.	Reichgott	
Davis	Jude	Moe, R.D.	Renneke	
DeCramer	Kamrath	Novak	Samuelson	

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

SPECIAL ORDER

S.F. No. 1858: A bill for an act relating to elections; regulating lobbyist and candidate activities and contributions; providing a penalty; amending Minnesota Statutes 1984, section 10A.15, subdivision 1, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 10A.

Mr. Berg moved to amend S.F. No. 1858 as follows:

Pages 2 and 3, delete sections 2 to 4

Amend the title accordingly

Mr. Luther requested division of the Berg amendment as follows:

First portion:

Page 2, delete sections 2 and 3

Renumber the sections in sequence

Amend the title accordingly

Second portion:

Pages 2 and 3, delete section 4

Amend the title accordingly

CALL OF THE SENATE

Mr. Luther imposed a call of the Senate for the balance of the proceedings on S.F. No. 1858. The Sergeant at Arms was instructed to bring in the absent members.

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

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

The roll was called, and there were yeas 31 and nays 35, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Kamrath	Merriam	Storm
Anderson	DeCramer	Knaak	Olson	Stumpf
Belanger	Frederick	Knutson	Peterson, D.L.	Taylor
Benson	Frederickson	Kronebusch	Purfeerst	
Berg	Gustafson	Laidig	Ramstad	
Bernhagen	Isackson	McQuaid	Renneke	
Bertram	Johnson, D.E.	Mehrkens	Sieloff	

Those who voted in the negative were:

Berglin	Frank	Lantry	Peterson, C.C.	Schmitz
Brataas	Freeman	Lessard	Peterson, D.C.	Solon
Chmielewski	Hughes	Luther	Peterson, R.W.	Spear
Dahl	Johnson, D.J.	Moe, D.M.	Petty	Vega
Dicklich	Jude	Moe, R.D.	Pogemiller	Waldorf
Diessner	Kroening	Novak	Reichgott	Wegscheid
Dieterich	Langseth	Pehler	Samuelson	Willet

The motion did not prevail. So the second portion of the amendment was not adopted.

Mr. Luther moved to amend S.F. No. 1858 as follows:

Page 1, line 10, delete "AND SOLICITATIONS"

Page 1, line 14, after "*to a*" insert "*single individual*"

Page 1, line 15, delete "*the*" and insert "*a single individual*"

Page 1, line 16, after "*committee*" insert "*at an organized fund-raising event held for that purpose*"

Page 1, line 16, delete "*meets*" and insert "*is meeting*" and delete "*in each*"

Page 1, delete lines 17 to 19 and insert "*and is not recessed for more than three days.*"

Page 1, delete lines 20 to 26

Page 2, line 1, delete "*3*" and insert "*2*"

Page 2, delete sections 2 and 3

Page 2, line 31, after "*fund*" insert "*or political committee*"

Page 3, delete lines 2 to 6 and insert:

"Sec. 2. [NONSEVERABILITY.]

If any provision of this act is found to be unconstitutional and void, the remaining provisions shall also be void.

Sec. 3. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete "and"

Page 1, line 3, delete "candidate activities and"

Page 1, line 4, after the semicolon, insert "requiring reporting of contributions by members of a political fund; changing the disclosure requirements of contributors;"

Page 1, line 5, delete "subdivision 1, and"

Mr. Berg requested division of the amendment as follows:

First portion:

Page 1, line 10, delete "AND SOLICITATIONS"

Page 1, line 14, after "*to a*" insert "*single individual*"

Page 1, line 15, delete "*the*" and insert "*a single individual*"

Page 1, line 16, after "*committee*" insert "*at an organized fund-raising event held for that purpose*"

Page 1, line 16, delete "*meets*" and insert "*is meeting*" and delete "*in each*"

Page 1, delete lines 17 to 19 and insert "*and is not recessed for more than three days.*"

Page 1, delete lines 20 to 26

Page 2, line 1, delete "*3*" and insert "*2*"

Page 2, delete sections 2 and 3

Page 2, line 31, after "*fund*" insert "*or political committee*"

Page 3, delete lines 2 to 6 and insert:

"Sec. 2. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Renumber the sections in sequence

Amend the title accordingly

Second portion:

Page 3, after line 6, insert:

"Sec. 2. [NONSEVERABILITY.]

If any provision of this act is found to be unconstitutional and void, the remaining provisions shall also be void."

Renumber the sections in sequence

Amend the title accordingly

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

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

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Novak	Samuelson
Anderson	Dieterich	Knutson	Olson	Schmitz
Belanger	Frank	Kroening	Pehler	Sieloff
Benson	Frederick	Kronebusch	Peterson, C.C.	Solon
Berg	Frederickson	Laidig	Peterson, D.C.	Spear
Berglin	Freeman	Langseth	Peterson, D.L.	Storm
Bernhagen	Gustafson	Lantry	Peterson, R.W.	Stumpf
Bertram	Hughes	Lessard	Petty	Vega
Chmielewski	Isackson	Luther	Pogemiller	Waldorf
Dahl	Johnson, D.E.	McQuaid	Purfeerst	Wegscheid
Davis	Johnson, D.J.	Mehrkens	Ramstad	Willet
DeCramer	Jude	Merriam	Reichgott	
Dicklich	Kamrath	Moe, R.D.	Renneke	

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

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

Mr. Berg moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Lessard	Peterson, D.C.	Solon
Berglin	Frank	Luther	Petty	Spear
Bertram	Freeman	Moe, R.D.	Pogemiller	Vega
Chmielewski	Johnson, D.J.	Nelson	Purfeerst	Wegscheid
Dahl	Jude	Novak	Reichgott	Willet
DeCramer	Kroening	Pehler	Samuelson	
Dicklich	Lantry	Peterson, C.C.	Schmitz	

Those who voted in the negative were:

Anderson	Dieterich	Kamrath	Mehrkens	Renneke
Belanger	Frederick	Knaak	Merriam	Sieloff
Benson	Frederickson	Knutson	Moe, D.M.	Storm
Berg	Gustafson	Kronebusch	Olson	Stumpf
Bernhagen	Hughes	Laidig	Peterson, D.L.	Taylor
Brataas	Isackson	Langseth	Peterson, R.W.	Waldorf
Davis	Johnson, D.E.	McQuaid	Ramstad	

The motion did not prevail. So the second portion of the amendment was not adopted.

Mr. Frederickson moved to amend S.F. No. 1858 as follows:

Page 3, after line 6, insert:

"Sec. 5. Minnesota Statutes 1984, section 210A.34, is amended by adding a subdivision to read:

Subd. 9. Any corporation doing business in this state shall not make any contribution or offer, consent, or agree to make any contribution, directly or indirectly, of any money or property to any fund designated by a state constitutional officer or member of the state legislature for the officer's or member's personal use."

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "prohibiting certain contributions;" and delete "section" and insert "sections"

Page 1, line 5, after the semicolon, insert "and 210A.34, by adding a subdivision;"

Mr. Petty questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Mr. Frederickson appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?" The decision of the President was sustained.

Mr. Laidig moved to amend S.F. No. 1858 as follows:

Page 3, after line 6, insert:

"Sec. 5. Minnesota Statutes 1984, section 10A.31, subdivision 5, is amended to read:

Subd. 5. In each calendar year the moneys in each party account and the general account shall be allocated to candidates as follows:

(1) 21 percent for the offices of governor and lieutenant governor together;

(2) 3.6 percent for the office of attorney general;

(3) 1.8 percent each for the offices of secretary of state, state auditor and state treasurer;

(4) In each calendar year during the period in which state senators serve a four year term, 23-1/3 percent for the office of state senator and 46-2/3 percent for the office of state representative;

(5) In each calendar year during the period in which state senators serve a two year term, 35 percent each for the offices of state senator and state representative;

(5a) When a candidate is the only person who has filed for an office, the candidate is not entitled to receive any funds from the state election campaign fund;

(6) To assure that moneys will be returned to the counties from which they were collected, and to assure that the distribution of those moneys rationally relates to the support for particular parties or for particular candidates within legislative districts, moneys from the party accounts for legislative candidates shall be distributed as follows:

Each candidate for the state senate and state house of representatives whose name is to appear on the ballot in the general election shall receive moneys from his party account set aside for candidates of the state senate or state house of representatives, whichever applies, according to the following formula;

For each county within his district the candidate's share of the dollars allocated in that county to his party account and set aside for that office shall be:

(a) The sum of the votes cast in the last general election in that part of the county in his district for all candidates of his party (i) whose names appeared on the ballot in each voting precinct of the state and (ii) for the state senate and state house of representatives, divided by

(b) The sum of the votes cast in that county in the last general election for all candidates of his party (i) whose names appeared on the ballot in each voting precinct in the state and (ii) for the state senate and state house of representatives, multiplied by

(c) The amount in his party account allocated in that county and set aside for the candidates for the office for which he is a candidate.

The sum of all the county shares calculated in the formula above is the candidate's share of his party account.

In a year in which an election for the state senate occurs, with respect to votes for candidates for the state senate only, "last general election" means the last general election in which an election for the state senate occurred.

For any party under whose name no candidate's name appeared on the ballot in each voting precinct in the state in the last general election, amounts in the party's account shall be allocated based on (a) the number of people voting in the last general election in that part of the county in his district, divided by (b) the number of the people voting in that county in the last

general election, multiplied by (c) the amount in his party account allocated in that county and set aside for the candidates for the office for which he is a candidate.

In a year in which the first election after a legislative reapportionment is held, "his district" means the newly drawn district, and voting data from the last general election will be applied to the area encompassing the newly drawn district notwithstanding that the area was in a different district in the last general election.

If in a district there was no candidate of a party for the state senate or state house of representatives in the last general election, or if a candidate for the state senate or state house of representatives was unopposed, the vote for that office for that party shall be the average vote of all the remaining candidates of that party in each county of that district whose votes are included in the sums in clauses (a) and (b). The average vote shall be added to the sums in clauses (a) and (b) before the calculation is made for all districts in the county.

Money from a party account not distributed to candidates for state senator and representative in any election year shall be returned to the general fund of the state. Money from a party account not distributed to candidates for other offices in an election year shall be returned to the party account for reallocation to candidates as provided in clauses (1) to (6) of this subdivision in the following year. Moneys from the general account refused by any candidate shall be distributed to all other qualifying candidates in proportion to their shares as provided in this subdivision."

Amend the title as follows:

Page 1, line 4, delete "section" and insert "sections"

Page 1, line 5, after the semicolon, insert "and 10A.31, subdivision 5;"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Anderson	Davis	Johnson, D.E.	McQuaid	Storm
Belanger	Diessner	Kamrath	Mehrkens	Taylor
Benson	Frederick	Knaak	Olson	Wegscheid
Berg	Frederickson	Knutson	Peterson, D.L.	
Bernhagen	Gustafson	Kronebusch	Renneke	
Brataas	Isackson	Laidig	Sieloff	

Those who voted in the negative were:

Adkins	Freeman	Merriam	Peterson, R.W.	Stumpf
Berglin	Hughes	Moe, D.M.	Petty	Vega
Bertram	Johnson, D.J.	Moe, R.D.	Purfeerst	Waldorf
Dahl	Jude	Nelson	Reichgott	Willet
DeCramer	Kroening	Novak	Samuelson	
Dicklich	Lantry	Pehler	Schmitz	
Dieterich	Lessard	Peterson, C.C.	Solon	
Frank	Luther	Peterson, D.C.	Spear	

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

Mr. Laidig then moved to amend S.F. No. 1858 as follows:

Page 3, after line 6, insert:

"Sec. 5. Minnesota Statutes 1984, section 10A.19, is amended by adding a subdivision to read:

Subd. 3. [TRANSFERS AND CONTRIBUTIONS PROHIBITED.] *No candidate may accept contributions or transfers from any principal campaign committee other than the candidate's own principal campaign committee.*"

Amend the title as follows:

Page 1, line 4, delete "section" and insert "sections"

Page 1, line 5, after the semicolon, insert "and 10A.19, by adding a subdivision;"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 29 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Davis	Isackson	Laidig	Schmitz
Belanger	DeCramer	Johnson, D.E.	McQuaid	Sieloff
Benson	Diessner	Kamrath	Mehrkens	Storm
Berg	Frederick	Knaak	Olson	Taylor
Bernhagen	Frederickson	Knutson	Peterson, D.L.	Wegscheid
Brataas	Gustafson	Kronebusch	Renneke	

Those who voted in the negative were:

Adkins	Frank	Lessard	Peterson, C.C.	Solon
Berglin	Freeman	Luther	Peterson, D.C.	Spear
Bertram	Hughes	Merriam	Peterson, R.W.	Stumpf
Chmielewski	Johnson, D.J.	Moe, D.M.	Petty	Vega
Dahl	Jude	Moe, R.D.	Purfeerst	Waldorf
Dicklich	Kroening	Nelson	Reichgott	Willet
Dieterich	Lantry	Novak	Samuelson	

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

S.F. No. 1858 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 64 and nays 3, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Moe, R.D.	Renneke
Anderson	Dieterich	Knutson	Nelson	Samuelson
Belanger	Frank	Kroening	Novak	Schmitz
Benson	Frederick	Kronebusch	Olson	Sieloff
Berg	Frederickson	Laidig	Pehler	Solon
Berglin	Freeman	Langseth	Peterson, C.C.	Spear
Bernhagen	Gustafson	Lantry	Peterson, D.C.	Storm
Bertram	Hughes	Lessard	Peterson, D.L.	Stumpf
Brataas	Isackson	Luther	Peterson, R.W.	Taylor
Dahl	Johnson, D.E.	McQuaid	Pogemiller	Waldorf
Davis	Johnson, D.J.	Mehrkens	Purfeerst	Wegscheid
DeCramer	Jude	Merriam	Ramstad	Willet
Dicklich	Kamrath	Moe, D.M.	Reichgott	

Messrs. Chmielewski, Petty and Vega voted in the negative.

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

SPECIAL ORDER

H.F. No. 2210: A bill for an act relating to public disasters; providing for certain unemployment compensation liability; providing for certain valuation in the city of Litchfield; amending Minnesota Statutes 1984, section 268.06, subdivision 5.

Mr. Bernhagen moved that the amendment made to H.F. No. 2210 by the Committee on Rules and Administration in the report adopted March 15, 1986, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

Mr. Chmielewski moved to amend H.F. No. 2210 as follows:

Page 2, after line 21, insert:

"Sec. 2. Minnesota Statutes 1984, section 268.07, subdivision 2, is amended to read:

Subd. 2. [WEEKLY BENEFIT AMOUNT AND DURATION.] If the commissioner finds that an individual has earned 15, or more, credit weeks within the base period of employment in insured work with one or more employers, benefits shall be payable to such individual during his benefit year as follows:

(1) Weekly benefit amount shall be equal to 60 percent of the first $85, 40 percent of the next $85 and 50 percent of the remainder of the average weekly wage of such individual. The amount so computed if not a whole dollar shall be rounded down to the next lower dollar amount. The maximum weekly benefit amount of claims for benefits which establish a benefit year subsequent to July 1, 1979 shall be 66-2/3 percent of the average weekly wage, except as provided in clause (d).

On or before June 30 of each year the commissioner shall determine the average weekly wage paid by employers subject to sections 268.03 to 268.24 in the following manner:

(a) The sum of the total monthly employment reported for the previous calendar year shall be divided by 12 to determine the average monthly employment.

(b) The sum of the total wages reported for the previous calendar year shall be divided by the average monthly employment to determine the average annual wage.

(c) The average annual wage shall be divided by 52 to determine the average weekly wage.

The maximum weekly benefit amount as so determined computed to the nearest whole dollar shall apply to claims for benefits which establish a benefit year which begins subsequent to June 30 of each year.

(d) The maximum weekly benefit amount for claims for benefits which establish a benefit year subsequent to June 30, ~~1982~~ *1986*, and prior to July 1, ~~1983~~ *1989*, shall be ~~$184~~ *$220*.

~~The maximum weekly benefit amount for claims for benefits which estab-~~

~~lish a benefit year subsequent to June 30, 1983, and prior to July 1, 1984, shall be $191.~~

~~The maximum weekly benefit amount for claims for benefits which establish a benefit year subsequent to June 30, 1984, and prior to July 1, 1985, shall be $198.~~

(2) An individual's maximum amount of regular benefits payable in a benefit year shall not exceed the lesser of (a) 26 times his weekly benefit amount or (b) 70 percent of the number of credit weeks earned by such an individual computed to the nearest whole week times his weekly benefit amount.

(3) Each eligible individual who is unemployed in any week shall be paid with respect to such week a benefit in an amount equal to his weekly benefit amount less that part of his earnings, including holiday pay, payable to him with respect to such week which is in excess of $25 or $200 for earnings from service in the national guard or a United States military reserve unit. Jury duty pay is not considered as earnings and shall not be deducted from benefits paid. Such benefit, if not a whole dollar amount shall be rounded down to the next lower dollar amount.

(4) The provisions of clauses (1) and (2) shall apply to claims for benefits which establish a benefit year subsequent to June 30, 1983.

Sec. 3. [268.86] [LOAN.]

Up to $20,000,000 is appropriated and authorized as a loan from the general fund to the commissioner of jobs and training for transfer to the unemployment compensation fund established under section 268.05 for the purpose of paying unemployment benefits due during the period from November 10, 1986, through January 1, 1987, to the extent there are insufficient funds in the unemployment compensation fund for the payment of benefits. The commissioner may transfer to the unemployment compensation fund and spend only amounts from this loan as are necessary to pay all unemployment benefits due during the period from November 10, 1986, through January 1, 1987, without requiring an advance from the secretary of the treasury of the United States under section 1201 of the Social Security Act, as amended. Amounts transferred from this loan are repayable to the general fund immediately after January 1, 1987, from contributions obtained by the commissioner pursuant to section 268.06. The amounts necessary to make the repayment are appropriated from the unemployment compensation fund for transfer to the general fund. These appropriations are available until June 30, 1987.''

Page 3, after line 1, insert:

''*Section 2 is effective July 1, 1986.*''

Page 3, line 2, delete ''*Section 2 is*'' and insert ''*Sections 3 and 4 are*''

Renumber the sections in sequence

Amend the title accordingly

Mr. Benson questioned whether the amendment was germane.

The President ruled that the amendment was germane.

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Chmielewski	Freeman	Moe, R.D.	Peterson, R.W.	Solon
Davis	Hughes	Nelson	Petty	Waldorf
DeCramer	Johnson, D.J.	Novak	Pogemiller	Willet
Dicklich	Jude	Pehler	Reichgott	
Diessner	Luther	Peterson, C.C.	Schmitz	

Those who voted in the negative were:

Adkins	Frank	Kroening	Peterson, D.C.	Storm
Anderson	Frederick	Kronebusch	Peterson, D.L.	Taylor
Belanger	Frederickson	Laidig	Purfeerst	Vega
Benson	Gustafson	Langseth	Ramstad	Wegscheid
Berg	Isackson	Lantry	Renneke	
Bernhagen	Johnson, D.E.	McQuaid	Samuelson	
Bertram	Kamrath	Mehrkens	Sieloff	
Brataas	Knutson	Olson	Spear	

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

H.F. No. 2210 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

Adkins	Dieterich	Kroening	Olson	Sieloff
Anderson	Frank	Kronebusch	Pehler	Solon
Belanger	Frederick	Laidig	Peterson, C.C.	Spear
Benson	Frederickson	Langseth	Peterson, D.C.	Storm
Berg	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Taylor
Bertram	Hughes	Luther	Petty	Vega
Brataas	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kamrath	Moe, R.D.	Renneke	
Dicklich	Knaak	Nelson	Samuelson	
Diessner	Knutson	Novak	Schmitz	

So the bill passed and its title was agreed to.

Mrs. Brataas moved that H.F. No. 1850, No. 26 on Special Orders, be stricken and laid on the table. The motion prevailed.

Mrs. Brataas moved that H.F. No. 2187, No. 30 on Special Orders, be stricken and laid on the table. The motion prevailed.

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate revert to the Order of Business of Messages From the House. The motion prevailed.

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. 1014: A bill for an act relating to public safety; subjecting rules relating to drunk driving to certain provisions of the administrative procedure act; repealing rules; providing for the application of certain traffic regulations; eliminating redundant and surplus language; requiring courts to furnish information relating to prior convictions without charge in gross misdemeanor prosecutions of the driving while under the influence of alcohol law; clarifying the prosecution for failure to appear in court; providing for notice to grandparents in certain matters concerning juveniles; providing for rights of grandparents at hearings concerning juveniles; requiring revocation of the drivers license of a person who flees in a motor vehicle from a peace officer; authorizing criminal trials with petit juries composed of six persons for gross misdemeanor prosecutions; clarifying the receipt of a copy of a confession or admission; admitting into evidence for impeachment purposes certain convictions of prior driving offenses; amending Minnesota Statutes 1984, sections 14.02, subdivision 4; 169.02, subdivision 1; 169.121, subdivisions 1, 2, and 3; 169.123, subdivision 2; 169.128; 169.129; 169.92, subdivision 1; 171.17; 171.30, subdivision 1; 260.141, subdivision 1; 260.155, subdivision 6; 593.01, subdivision 2; and 611.033; proposing coding for new law in Minnesota Statutes, chapter 634.

Senate File No. 1014 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Petty moved that the Senate concur in the amendments by the House to S.F. No. 1014 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1014: A bill for an act relating to crimes; providing for prosecution by city attorneys of certain misdemeanors; defining escape from a juvenile correctional facility as a delinquent act; reinstating the sheriff's contingent fund for drug and alcohol-violation investigation; permitting six-member juries in gross misdemeanor cases; permitting the imposition of fines and minimum probation periods on persons placed on probation; expanding the crime of theft to cover diversions of corporate property and unlawful distributions; amending Minnesota Statutes 1984, sections 160.27, subdivision 5; 260.015, subdivision 5; 260.125, subdivision 3; 593.01, subdivision 2; 609.13, subdivision 1; 609.135, subdivisions 2 and 4; and 611.033; and Minnesota Statutes 1985 Supplement, sections 609.135, subdivision 1; and 609.52, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 387.

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

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

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

Those who voted in the affirmative were:

Adkins	Dicklich	Knutson	Olson	Sieloff
Anderson	Diessner	Kroening	Pehler	Solon
Belanger	Dieterich	Kronebusch	Peterson, C.C.	Spear
Benson	Frank	Laidig	Peterson, D.C.	Storm
Berg	Frederickson	Langseth	Peterson, D.L.	Stumpf
Berglin	Freeman	Lantry	Peterson, R.W.	Taylor
Bernhagen	Gustafson	Luther	Petty	Vega
Bertram	Hughes	McQuaid	Pogemiller	Waldorf
Brataas	Isackson	Mehrkens	Ramstad	Willet
Chmielewski	Johnson, D.E.	Merriam	Reichgott	
Dahl	Jude	Moe, D.M.	Renneke	
Davis	Kamrath	Moe, R.D.	Samuelson	
DeCramer	Knaak	Novak	Schmitz	

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 985: A bill for an act relating to administrative procedure; clarifying provisions relating to emergency rules; defining order and rule; limiting certain agency actions; requiring an order to be rendered in accordance with the contested case procedures of the administrative procedure act; amending Minnesota Statutes 1984, sections 14.02, by adding a subdivision; 14.29, subdivisions 1 and 2; and 14.57; Minnesota Statutes 1985 Supplement, section 14.02, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 14.

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

Knickerbocker, Knuth and Rodosovich.

Senate File No. 985 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

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 three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1949: A bill for an act relating to natural resources; requiring public access restrictions to be the same as lake use restrictions; amending Minnesota Statutes 1984, sections 378.32, subdivisions 2, 6, and 7; and 459.20; proposing coding for new law in Minnesota Statutes, chapter 378.

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

Carlson, D.; McPherson and Battaglia.

Senate File No. 1949 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

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 three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1993: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and superseded provisions; providing instructions to the revisor; amending Minnesota Statutes 1984, sections 8.32, subdivision 2; 10A.01, subdivision 11; 10A.04, subdivision 4a; 16A.631; 47.58, subdivision 5; 62D.22, subdivision 8; 116J.70, subdivision 2a; 116M.08, subdivision 17; 121.15, subdivision 2; 124.155, subdivision 1; 124A.02, subdivision 14; 136D.74, subdivision 2; 144.224; 176A.01, subdivision 1; 179A.10, subdivision 3; 253B.02, subdivision 4a; 260.015, subdivision 24; 260.245; 327C.07, subdivision 3a; 349.214, subdivision 2; 383A.23, subdivision 5; 385.24; 403.12, subdivision 1; 414.061, subdivisions 4 and 4a; 462A.21, subdivision 8a; 494.03; 518B.01, subdivision 2; 571.495, subdivision 2; 590.01, subdivision 1; 609.346, subdivision 3; 609.347, subdivision 3; 609.348; 609.35; 611A.03, subdivision 3; 628.26; Minnesota Statutes 1985 Supplement, sections 47.20, subdivision 6c; 64B.05, subdivision 1; 64B.37, subdivision 2; 69.011, subdivision 1; 97.50, subdivision 1; 116M.03, subdivision 28; 124.32, subdivision 1d; 145.917, subdivision 4; 147.01, subdivision 4; 147.073, subdivision 1; 168.27, subdivision 11; 248.07, subdivision 7; 256B.091, subdivision 4; 256D.37, subdivision 1; 256F.05, subdivision 4; 256F.06, subdivision 1; 273.124, subdivision 5; 297C.03, subdivision 1; 298.02, subdivision 1; 340A.702; 356.216; 358.44; 414.061, subdivision 5; 458.16, subdivision 6; 473.831, subdivision 1; 527.41; 527.42; 527.43; 528.15; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivision 2; 609.3471; 626.556, subdivision 2; 631.045; proposing coding for new law in Minnesota Statutes, chapter 206; repealing Minnesota Statutes 1984, section 35.067; 383A.23, subdivisions 2, 3, and 4; 403.12, subdivisions 2 and 3; Laws 1984, chapter 560, section 24; Laws 1985, chapters 248, sections 28 and 29; 252, section 24; Laws 1985, First Special Session: chapters 9, article 2, section 89; 14, article 3, section 13; 14, article 4, sections 37 and 91.

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

Bishop, Dempsey and Vanasek.

Senate File No. 1993 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 229:

H.F. No. 229: A bill for an act relating to retirement; early retirement without reduction in annuities; amending Minnesota Statutes 1984, section 356.70, subdivision 1.

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

Dempsey, Gutknecht and Sviggum have been appointed as such committee on the part of the House.

House File No. 229 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

Mr. Moe, D.M. moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 229, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1991:

H.F. No. 1991: A bill for an act relating to metropolitan government; providing for appointments, administration, reports, and duties of metropolitan agencies; amending Minnesota Statutes 1984, sections 473.121, subdivision 6, and by adding subdivisions; 473.123, subdivisions 2a, 3, and 3a; 473.141, subdivisions 2, 3, and 4a; 473.146, subdivisions 1, 2, and 3; 473.161; 473.163, subdivisions 1 and 2; and 473.303, subdivisions 2 and 4a; Minnesota Statutes 1985 Supplement, section 473.38, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1984, sections 473.121, subdivision 7; 473.163, subdivisions 3 and 4; 473.373, subdivision 3; 473.377; and 473.38, subdivision 1.

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

Stanius, Tjornhom and McLaughlin have been appointed as such committee on the part of the House.

House File No. 1991 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

Mr. Wegscheid moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1991, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1035:

H.F. No. 1035: A bill for an act relating to frauds; fixing conditions for the legal determination of fraud in property transfers; enacting the uniform fraudulent transfer act; proposing coding for new law in Minnesota Statutes, chapter 513; repealing Minnesota Statutes 1984, sections 513.20; 513.21; 513.22; 513.23; 513.24; 513.25; 513.26; 513.27; 513.28; 513.29; 513.30; 513.31; and 513.32.

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

Dempsey, Blatz, Bishop, Piepho and Rest have been appointed as such committee on the part of the House.

House File No. 1035 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

Mr. Sieloff moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1035, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee 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. 1641: A bill for an act relating to motor vehicles; establishing a system of registration of fleet vehicles; amending Minnesota Statutes 1984, section 168.011, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 168.

Senate File No. 1641 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. DeCramer moved that the Senate concur in the amendments by the House to S.F. No. 1641 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1641: A bill for an act relating to motor vehicles; establishing a system of registration of fleet vehicles; appropriating money; amending Minnesota Statutes 1984, section 168.011, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 168.

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

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

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

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Olson	Schmitz
Anderson	Diessner	Knutson	Pehler	Sieloff
Belanger	Dieterich	Kroening	Peterson, C.C.	Solon
Benson	Frank	Kronebusch	Peterson, D.C.	Spear
Berg	Frederick	Laidig	Peterson, D.L.	Storm
Berglin	Frederickson	Langseth	Peterson, R.W.	Stumpf
Bernhagen	Freeman	Lantry	Petty	Taylor
Bertram	Gustafson	Luther	Pogemiller	Vega
Brataas	Hughes	McQuaid	Purfeerst	Willet
Chmielewski	Isackson	Merriam	Ramstad	
Dahl	Johnson, D.E.	Moe, D.M.	Reichgott	
Davis	Jude	Moe, R.D.	Renneke	
DeCramer	Kamrath	Novak	Samuelson	

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. 1965: A bill for an act relating to human services; revising the community social services act; clarifying allocation of funds; expanding responsibilities of county boards; requiring the county boards to publish biennial plans relating to community social services; amending Minnesota Statutes 1984, sections 256E.05, subdivision 3; 256E.06, subdivision 2; 256E.09, subdivision 1; and Minnesota Statutes 1985 Supplement, section 256E.08, subdivision 1.

Senate File No. 1965 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Samuelson moved that the Senate concur in the amendments by the House to S.F. No. 1965 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1965 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Novak	Samuelson
Anderson	Diessner	Knaak	Olson	Schmitz
Belanger	Dieterich	Knutson	Pehler	Sieloff
Benson	Frank	Kroening	Peterson, C.C.	Solon
Berg	Frederick	Kronebusch	Peterson, D.C.	Spear
Berglin	Frederickson	Laidig	Peterson, D.L.	Storm
Bernhagen	Freeman	Langseth	Peterson, R.W.	Stumpf
Bertram	Gustafson	Lantry	Petty	Taylor
Brataas	Hughes	Luther	Pogemiller	Vega
Chmielewski	Isackson	McQuaid	Purfeerst	Waldorf
Dahl	Johnson, D.E.	Mehrkens	Ramstad	Willet
Davis	Johnson, D.J.	Merriam	Reichgott	
DeCramer	Jude	Moe, R.D.	Renneke	

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. 1648: A bill for an act relating to firearms; permitting certain licensed dealers and manufacturers to own or possess machine guns and short-barreled shotguns for certain purposes; amending Minnesota Statutes 1984, section 609.67, subdivisions 3 and 4.

Senate File No. 1648 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Belanger moved that the Senate concur in the amendments by the House to S.F. No. 1648 and that the bill be placed on its repassage as amended.

Mr. Merriam moved that the Senate do not concur in the amendments by the House to S.F. No. 1648, 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 question was taken on the adoption of the Merriam motion.

The roll was called, and there were yeas 45 and nays 19, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knutson	Novak	Samuelson
Anderson	Diessner	Kroening	Pehler	Solon
Belanger	Dieterich	Langseth	Peterson, C.C.	Spear
Berg	Frank	Lantry	Peterson, D.C.	Storm
Berglin	Frederick	Lessard	Peterson, R.W.	Stumpf
Bertram	Freeman	Luther	Petty	Vega
Chmielewski	Hughes	Merriam	Pogemiller	Waldorf
Dahl	Johnson, D.J.	Moe, D.M.	Purfeerst	Wegscheid
DeCramer	Jude	Moe, R.D.	Reichgott	Willet

Those who voted in the negative were:

Benson	Gustafson	Knaak	Mehrkens	Renneke
Bernhagen	Isackson	Kronebusch	Olson	Sieloff
Brataas	Johnson, D.E.	Laidig	Peterson, D.L.	Taylor
Frederickson	Kamrath	McQuaid	Ramstad	

The motion prevailed.

RECESS

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

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

APPOINTMENTS

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

H.F. No. 229: Messrs. Moe, D.M.; Spear and Renneke.

H.F. No. 1035: Messrs. Merriam, Sieloff, Lessard, Jude and Chmielewski.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, the Senate reverted to the Order of Business of Messages From the House.

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. 1980: A bill for an act relating to human services; providing for exhaustion of benefits from other programs before payment of adoption subsidies; amending Minnesota Statutes 1984, section 259.40, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 259.

Senate File No. 1980 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Peterson, R.W. moved that the Senate concur in the amendments by the House to S.F. No. 1980 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1980: A bill for an act relating to human services; providing for

exhaustion of benefits from other programs before payment of adoption subsidies; establishing a family subsidy program for families with children with developmental disabilities; amending Minnesota Statutes 1984, sections 252.32 and 259.40, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 259; repealing Minnesota Statutes 1984, section 252.27, subdivision 4.

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

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

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

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Novak	Schmitz
Anderson	Dieterich	Kroening	Olson	Sieloff
Belanger	Frank	Kronebusch	Pehler	Solon
Benson	Frederick	Laidig	Peterson, C.C.	Spear
Berg	Frederickson	Langseth	Peterson, D.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Taylor
Bertram	Hughes	Luther	Petty	Vega
Chmielewski	Isackson	McQuaid	Pogemiller	Waldorf
Dahl	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Davis	Johnson, D.J.	Merriam	Ramstad	Willet
DeCramer	Jude	Moe, D.M.	Reichgott	
Dicklich	Knaak	Moe, R.D.	Renneke	

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 2280 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 2280

A bill for an act relating to taxation; imposing levy limits on certain towns and cities; altering provisions governing distribution of certain taconite tax proceeds; reducing the taconite railroad gross earnings tax rate; reducing occupation and royalty tax rates; providing for the deduction of taconite production taxes and transportation costs; appropriating money; amending Minnesota Statutes 1984, sections 275.125, subdivision 9; 275.50, subdivision 2; 275.51, subdivision 3f; 298.225, by adding a subdivision; and 298.24, subdivision 1; Minnesota Statutes 1985 Supplement, sections 294.22; 298.01, subdivision 1; 298.03; 298.225, subdivision 1; 298.28, subdivision 1; and 299.01, subdivision 1.

March 17, 1986

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 2280, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S.F. No. 2280 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 275.125, subdivision 9, is amended to read:

Subd. 9. [LEVY REDUCTIONS; TACONITE.] (1) Reductions in levies pursuant to subdivision 10 of this section, and section 273.138, shall be made prior to the reductions in clause (2).

(2) Notwithstanding any other law to the contrary, districts which received payments pursuant to sections 294.21 to 294.26; 298.23 to 298.28, *except an amount distributed under section 298.28, subdivision 1, paragraph (3)(b)(ii)*; 298.34 to 298.39; 298.391 to 298.396; 298.405; 298.51 to 298.67; 477A.15; and any law imposing a tax upon severed mineral values, or under any other law distributing proceeds in lieu of ad valorem tax assessments on copper or nickel properties, or recognized revenue pursuant to section 477A.15; shall not include a portion of these aids in their permissible levies pursuant to those sections, but instead shall reduce the permissible levies authorized by this section and sections 124A.03, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, and 124A.14, subdivision 5a by the greater of the following:

(a) an amount equal to 50 percent of the total dollar amount of the payments received pursuant to those sections or revenue recognized pursuant to section 477A.15 in the previous fiscal year; or

(b) an amount equal to the total dollar amount of the payments received pursuant to those sections or revenue recognized pursuant to section 477A.15 in the previous fiscal year less the product of the same dollar amount of payments or revenue times the ratio of the maximum levy allowed the district under ~~section 124A.03, subdivision 1~~ *sections 124A.03, subdivision 2, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, and 124A.14, subdivision 5a*, to the total levy allowed the district under this section and sections 124A.03, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, ~~and~~ 124A.14, subdivision 5a, *and 124A.20, subdivision 2*, in the year in which the levy is certified.

(3) No reduction pursuant to this subdivision shall reduce the levy made by the district pursuant to section 124A.03, subdivision 1, to an amount less than the amount raised by a levy of 12.5 mills times the adjusted assessed valuation of that district for the preceding year as determined by the equalization aid review committee. The amount of any increased levy authorized by referendum pursuant to section 124A.03, subdivision 2 shall not be reduced pursuant to this subdivision. The amount of any levy authorized by subdivision 4, to make payments for bonds issued and for interest thereon, shall not be reduced pursuant to this subdivision.

(4) Before computing the reduction pursuant to this subdivision of the capital expenditure levy authorized by subdivision 11a, and the community service levy authorized by subdivision 8, the commissioner shall ascertain from each affected school district the amount it proposes to levy for capital expenditures pursuant to subdivision 11a and for community services pursu-

ant to subdivision 8. The reduction of the capital expenditure levy and the community services levy shall be computed on the basis of the amount so ascertained.

(5) Notwithstanding any law to the contrary, any amounts received by districts in any fiscal year pursuant to sections 294.21 to 294.26; 298.23 to 298.28; 298.34 to 298.39; 298.391 to 298.396; 298.405; 298.51 to 298.67 *except an amount distributed under section 298.28, subdivision 1, paragraph (3)(b)(ii)*; or any law imposing a tax on severed mineral values, or under any other law distributing proceeds in lieu of ad valorem tax assessments on copper or nickel properties; and not deducted from foundation aid pursuant to section 124A.035, subdivision 5, clause (2), and not applied to reduce levies pursuant to this subdivision shall be paid by the district to the ~~commissioner of finance~~ *St. Louis county auditor* in the following amount by March 15 of each year *except 1986*, the amount required to be subtracted from the previous fiscal year's foundation aid pursuant to section 124A.035, subdivision 5, which is in excess of the foundation aid earned for that fiscal year. The ~~commissioner of finance~~ *county auditor* shall deposit any amounts received pursuant to this clause in the ~~taconite property tax relief fund in the state treasury, established pursuant to section 16A.70~~ *St. Louis county treasury* for purposes of paying the taconite homestead credit as provided in section 273.135.

Sec. 2. Minnesota Statutes 1984, section 275.50, subdivision 2, is amended to read:

Subd. 2. [GOVERNMENTAL SUBDIVISION.] *(a)* "Governmental subdivision" means a county, home rule charter city, or statutory city, except a home rule charter or statutory city that has a population of less than 5,000 according to the most recent federal census.

(b) "Governmental subdivision" also includes any city or town that receives a distribution from the taconite municipal aid account in the levy year.

Sec. 3. Minnesota Statutes 1984, section 275.51, subdivision 3f, is amended to read:

Subd. 3f. [LEVY LIMIT BASE.] (a) The property tax levy limit base for governmental subdivisions for taxes levied in 1983 shall be calculated by adding the following amounts:

(1) the property tax permitted to be levied in 1982 for taxes payable in 1983 pursuant to Minnesota Statutes 1982, section 275.51, subdivision 3e; plus

(2) the amount of any payments the governmental subdivision was certified to receive in 1983 pursuant to Minnesota Statutes 1982, sections 477A.011 to 477A.03; plus

(3) the amount of any payments certified to the governmental subdivision in 1983 pursuant to Minnesota Statutes 1982, sections 298.28 and 298.282; plus

(4) the difference between the amount certified to the governmental subdivision in 1983 and the amount certified in 1984 pursuant to section 273.138; plus

(5) any amount levied as a special assessment to cover the costs of munic-

ipal operation and maintenance activities for the taxes payable year 1983; and

(6) the amount of any base adjustment authorized by the commissioner of revenue pursuant to subdivision 3g.

(b) For taxes levied in 1984 and subsequent years, a governmental subdivision's levy limit base is equal to its adjusted levy limit base for the preceding year provided that, for taxes levied in 1984, the levy limit base of a county containing a city of the first class shall be increased by the amount paid to the county under section 273.138 in 1984 less the amount that will be paid to it under section 273.138 in 1985.

(c) The property tax levy limit base for cities and towns defined as a governmental subdivision only under section 275.50, subdivision 2, paragraph (b), for taxes levied in 1986 shall be calculated by adding the following amounts:

(1) the property tax levied in 1985 for taxes payable in 1986, exclusive of any levies for debt service; plus

(2) the amount of any payments the governmental subdivision was certified to receive in 1986 pursuant to Minnesota Statutes 1985 Supplement, sections 477A.011 to 477A.03; plus

(3) the amount of any payments certified to the governmental subdivision in 1986 pursuant to Minnesota Statutes 1984, section 298.282, and Minnesota Statutes 1985 Supplement, section 298.28; plus

(4) any amount levied as a special assessment to cover the costs of municipal operation and maintenance activities for the taxes payable year 1986.

For taxes levied in 1987 and subsequent years, the levy limit base of a governmental subdivision defined only in section 275.50, subdivision 2, paragraph (b), is equal to its adjusted levy limit base for the preceding year.

Sec. 4. Minnesota Statutes 1984, section 275.51, subdivision 3i, is amended to read:

Subd. 3i. [LEVY LIMITATION.] The levy limitation for a governmental subdivision shall be equal to the adjusted levy limit base determined pursuant to subdivision 3h, reduced by (a) the total amount of local government aid that the governmental subdivision has been certified to receive pursuant to sections 477A.011 to 477A.014; (b) taconite aids pursuant to sections 298.28 and 298.282 including any aid received in the levy year which was required to be placed in a special fund for expenditure in the next succeeding year; (c) state reimbursements for wetlands and native prairie property tax exemptions pursuant to sections 273.115, subdivision 3 and 273.116, subdivision 3; and (d) payments in lieu of taxes to a county pursuant to section 477A.12 which are required to be used to provide property tax levy reduction certified to be paid in the calendar year in which property taxes are payable. If the sum of the taconite aids deducted exceeds the adjusted levy limit base, the excess must be used to reduce the amounts levied as special levies pursuant to section 275.50, subdivisions 5 and 7. The commissioner of revenue shall notify a governmental subdivision of any excess taconite aids to be used to reduce special levies.

As provided in section 298.28, subdivision 1, one cent per taxable ton of

the amount distributed under section 298.28, subdivision 1, clause (4)(c) shall not be deducted from the levy limit base of the counties that receive that aid. The resulting figure is the amount of property taxes which a governmental subdivision may levy for all purposes other than those for which special levies and special assessments are made.

For taxes levied in 1987 and subsequent years, the levy limit for a county as calculated under paragraph (b) shall be decreased by an additional amount equal to the reduction in the distribution to the county under Minnesota Statutes, section 298.28, from the 1986 distribution to the 1987 distribution.

Sec. 5. Minnesota Statutes 1985 Supplement, section 294.22, is amended to read:

294.22 [GROSS EARNINGS TAX; COMPUTATION.]

Every company owning or operating any taconite railroad shall pay annually into the state treasury a sum of money equal to ~~five~~ *3.75* percent of the gross earnings derived from the operation of such taconite railway within the state. The gross earnings of such a taconite railroad company from the transportation of taconite concentrates from the Mesabi Range to ports on Lake Superior, for all purposes hereof, shall be a sum of money equal to the amount which would be charged under established tariffs of common carriers for the transportation of an equal tonnage of iron ore or taconite concentrates, whichever is shipped from Mesabi Range points to ports at the head of Lake Superior, including the established charges for loading such ore on boats. For all purposes of chapter 298 the rate of the gross earnings as so calculated shall be treated as the cost of transportation of such concentrates or iron ore between such points. If such a taconite railroad company transports coal or any other commodity, except taconite concentrates, its gross earnings shall include an amount equal to the established tariffs of common carriers for the transportation of the same quantities of similar commodities for corresponding distances, not, however, including any such charges for any such commodities used or intended to be used in the construction, operation or maintenance of such railroad.

Sec. 6. Minnesota Statutes 1984, section 294.23, is amended to read:

294.23 [COMPANIES LIABLE FOR TAX.]

If a company producing concentrates from taconite shall transport the taconite in the course of the concentrating process and before such concentrating process is completed to a concentrating plant located within the state over a railroad which is not a common carrier and shall not use a common carrier or taconite railroad company as defined in section 294.21 for the movement of the concentrate to a point of consumption or port for shipment beyond the state, then such company nevertheless shall pay annually into the state treasury a tax equal to ~~five~~ *3.75* percent of the amount which would be charged for the transportation of such concentrates produced by such taconite company as if such concentrates were transported by a common carrier under established tariffs of common carriers from the Mesabi Range or other iron range point nearest to the mine at which such taconite is quarried to ports at the head of Lake Superior, including established charges for loading such ore on boats. For the purposes of sections 294.24 to 294.28, such a company

shall be considered a taconite railroad company.

Sec. 7. Minnesota Statutes 1985 Supplement, section 297A.15, subdivision 5, is amended to read:

Subd. 5. [REFUND; APPROPRIATION.] Notwithstanding the provisions of sections 297A.02, subdivision 2, and 297A.257 the tax on sales of capital equipment, *and construction materials and supplies under section 297A.257*, shall be imposed and collected as if the rate under section 297A.02, subdivision 1, applied. Upon application by the purchaser, on forms prescribed by the commissioner, a refund equal to the reduction in the tax due as a result of the application of the rates under section 297A.02, subdivision 2, or the exemption under section 297A.257 shall be paid to the purchaser. *In the case of building materials qualifying under section 297A.257 where the tax was paid by a contractor, application must be made by the owner for the sales tax paid by all the contractors, subcontractors, and builders for the project. The application must include sufficient information to permit the commissioner to verify the sales tax paid for the project.* The application shall include information necessary for the commissioner initially to verify that the purchases qualified as capital equipment under section 297A.02, subdivision 2, or *capital equipment or construction materials and supplies under section* 297A.257. No more than two applications for refunds may be filed under this subdivision in a calendar year. Unless otherwise specifically provided by this subdivision, the provisions of section 297A.34 apply to the refunds payable under this subdivision. There is annually appropriated to the commissioner of revenue the amount required to make the refunds.

Sec. 8. Minnesota Statutes 1985 Supplement, section 297A.257, is amended by adding a subdivision to read:

Subd. 2a. [EXEMPTION FOR CONSTRUCTION MATERIALS.]

Construction materials and supplies are exempt from the tax imposed under this chapter, regardless of whether purchased by the owner or a contractor, subcontractor, or builder, if all of the following conditions are met:

(1) the materials and supplies are used or consumed in constructing a new manufacturing facility or expanding an existing one in a distressed county;

(2) the total capital investment made within a three-year period exceeds $75,000,000.

A county is a distressed county for purposes of a project qualifying under this subdivision if it was designated as a distressed county at the time the initial contract to purchase the materials and supplies was executed.

Sec. 9. Minnesota Statutes 1985 Supplement, section 298.03, is amended to read:

298.03 [VALUE OF ORE; HOW ASCERTAINED.]

Subdivision 1. [GENERAL RULES.] The valuation of iron or other ores for the purposes of determining the amount of tax to be paid under the provisions of section 298.01 shall be ascertained by subtracting from the value of such ore, at the place where the same is brought to the surface of the earth, such value to be determined by the commissioner of revenue:

(1) the reasonable cost of supplies used and labor performed at the mine in separating the ore from the ore body, including hoisting, elevating, or conveying the same to the surface of the earth;

(2) if the ore is taken from an open pit mine, an amount for each ton of ore mined or produced during the year equal to the cost of removing the overburden, divided by the number of tons of ore uncovered, the number of tons of ore uncovered in each case to be determined by the commissioner of revenue;

(3) if the ore is taken from an underground mine, an amount for each ton of ore mined or produced during the year equal to the cost of sinking and constructing shafts and running drifts, divided by the number of tons of ore that can be advantageously taken out through such shafts and drifts, the number of tons of ore that can be advantageously taken out in each case to be determined by the commissioner of revenue;

(4) the amount of royalties paid on the ore mined or produced during the year;

(5) for persons mining or producing iron ore the mining or production of which is subject to the occupation tax imposed by section 298.01, subdivision 1, the amount of the ad valorem taxes levied and paid for the year against the realty in which the ore is deposited; for all others a percentage of the ad valorem taxes levied and paid for such year against the realty in which the ore is deposited equal to the percentage that the tons mined or produced during such year bears to the total tonnage in the mine;

(6) in the case of taconite, semitaconite and iron sulphide operations, the tax payable under section 298.24, ~~but not exceeding 25 cents per taxable ton,~~ and that payable under section 298.35, on the concentrates produced in said year and any taxes paid under Laws 1955, chapter 391, 429, 514, 576 or 540, or any other law imposing on such taconite operations a specific tax for school or other governmental purposes;

(7) the amount or amounts of all the foregoing subtractions shall be ascertained and determined by the commissioner of revenue. Deductions for interest on plant investment shall not exceed the greater of (a) four percent of book value, or (b) the amount actually paid but not exceeding six percent of book value. No subtraction shall be allowed for shrinkage of iron ore.

Subd. 2. [SPECIAL TRANSPORTATION COSTS.] *With respect to transportation costs incurred after June 30, 1986, if the ore is not transported using the Great Lakes Seaway system, the commissioner must allow, as a deduction in computing the valuation of the ore, the reasonable cost of transportation of the ore to its destination. This subdivision does not affect the valuation of ore shipped using the Great Lakes Seaway system.*

Sec. 10. Minnesota Statutes 1985 Supplement, section 298.225, subdivision 1, is amended to read:

298.225 [APPROPRIATION.]

Subdivision 1. For distribution of taconite production tax in ~~1985~~ *1987* and thereafter with respect to production in ~~1984~~ *1986* and thereafter, the ~~recipients~~ *distribution* of the taconite production tax as provided in section 298.28, subdivision 1, clauses (1) to (4) and (5)(b), *(5)(c)*, (6), and (7)(a), shall

~~receive distributions~~ equal ~~to~~ *the lesser of the following amounts:*

(1) the amount distributed ~~to them~~ pursuant to this section and section 298.28, subdivision 1, with respect to 1983 production if the production for the year prior to the distribution year is no less than 42,000,000 taxable tons. If the production is less than 42,000,000 taxable tons, the amount of the distributions shall be reduced proportionately at the rate of two percent for each 1,000,000 tons, or part of 1,000,000 tons by which the production is less than 42,000,000 tons; *or*

(2)(i) for the distributions made pursuant to section 298.28, subdivision 1, clauses (3)(a), (3)(b), and (5)(c), 50 percent of the amount distributed pursuant to this section and section 298.28, subdivision 1, with respect to 1983 production.

(ii) for the distributions made pursuant to section 298.28, subdivision 1, clauses (4)(a) and (4)(b), 75 percent of the amount distributed pursuant to this section and section 298.28, subdivision 1, with respect to 1983 production.

Sec. 11. Minnesota Statutes 1984, section 298.24, subdivision 1, is amended to read:

Subdivision 1. (a) *For concentrate produced in 1986* there is hereby imposed upon taconite and iron sulphides, and upon the mining and quarrying thereof, and upon the production of iron ore concentrate therefrom, and upon the concentrate so produced, a tax of ~~$1.25 cents~~ *$1.90* per gross ton of merchantable iron ore concentrate produced therefrom. ~~The tax on concentrates produced in 1978 and subsequent years prior to 1985 shall be equal to $1.25 multiplied by the steel mill products index during the production year, divided by the steel mill products index in 1977. The index stated in code number 1013, or any subsequent equivalent, as published by the United States Department of Labor, Bureau of Labor Statistics Wholesale Prices and Price Indexes for the month of January of the year in which the concentrate is produced shall be the index used in calculating the tax imposed herein. In no event shall the tax be less than $1.25 per gross ton of merchantable iron ore concentrate. The tax on concentrates produced in 1985 and 1986 shall be at the rate determined for 1984 production.~~

(b) Except as provided in paragraph (c), for concentrates produced in 1987 and subsequent years, the tax *rate* shall be equal to the preceding year's tax *rate* plus an amount equal to the preceding year's tax multiplied by the percentage increase in the implicit price deflator from the fourth quarter of the second preceding year to the fourth quarter of the preceding year. "Implicit price deflator" *for the gross national product* means the implicit price deflator prepared by the bureau of economic analysis of the United States department of commerce.

~~(b) On concentrates produced in 1984, an additional tax is imposed equal to eight-tenths of one percent of the total tax imposed by clause (a) per gross ton for each one percent that the iron content of such product exceeds 62 percent, when dried at 212 degrees Fahrenheit.~~

~~(c) The tax imposed by this subdivision on concentrates produced in 1984 shall be computed on the production for the current year. The tax on concentrates produced in 1985 shall be computed on the average of the production~~

~~for the current year and the previous year.~~

(c) The provisions of paragraph (b) will not be in effect for concentrates produced in 1987 if the 1987 production is not less than 33,000,000 tons, and will not be in effect for concentrates produced in 1988 if the 1988 production is not less than 34,000,000 tons. If the provisions of paragraph (b) are not in effect for concentrates produced in a year, the rate of the tax for that year's production will be the rate of the tax imposed on the previous year's production. The tax ~~on concentrates produced in 1986 and thereafter~~ shall be *imposed on* the average of the production for the current year and the previous two years. The rate of the tax imposed will be the current year's tax rate. This clause shall not apply in the case of the closing of a taconite facility if the property taxes on the facility would be higher if this clause and section 298.25 were not applicable.

(d) If the tax or any part of the tax imposed by this subdivision is held to be unconstitutional, a tax of ~~$1.25~~ *$1.90* per gross ton of merchantable iron ore concentrate produced shall be imposed.

Sec. 12. Minnesota Statutes 1985 Supplement, section 298.28, subdivision 1, is amended to read:

Subdivision 1. [DISTRIBUTION.] The proceeds of the taxes collected under section 298.24, except the tax collected under section 298.24, subdivision 2, shall, upon certification of the commissioner of revenue, be allocated as follows:

(1) 2.5 cents per gross ton of merchantable iron ore concentrate, hereinafter referred to as "taxable ton," to the city or town in the county in which the lands from which taconite was mined or quarried were located or within which the concentrate was produced. If the mining, quarrying, and concentration, or different steps in either thereof are carried on in more than one taxing district, the commissioner shall apportion equitably the proceeds of the part of the tax going to cities and towns among such subdivisions upon the basis of attributing 40 percent of the proceeds of the tax to the operation of mining or quarrying the taconite, and the remainder to the concentrating plant and to the processes of concentration, and with respect to each thereof giving due consideration to the relative extent of such operations performed in each such taxing district. His order making such apportionment shall be subject to review by the tax court at the instance of any of the interested taxing districts, in the same manner as other orders of the commissioner.

(2) (a) 12.5 cents per taxable ton, less any amount distributed under clause (7), paragraph (a), and paragraph (b) of this clause, to be distributed as provided in section 298.282.

(b) An amount annually certified by the county auditor of a county containing a taconite tax relief area within which there is *(1)* an organized township if, as of January 2, 1982, more than 75 percent of the assessed valuation of the township consists of iron ore *or (2) a city if, as of January 2, 1980, more than 75 percent of the assessed valuation of the city consists of iron ore.* The amount will be the portion of a township's *or city's* certified levy equal to the proportion of (1) the difference between 50 percent of ~~the township's~~ January 2, 1982, assessed value *in the case of a township and 50 percent of the January 2, 1980, assessed value in the case of a city* and its

current assessed value to (2) the sum of its current assessed value plus the difference determined in (1). The county auditor shall extend the township's *or city's* levy against the sum of the township's *or city's* current assessed value plus the difference between 50 percent of its January 2, 1982, assessed value and its current assessed value *in the case of a township and between 50 percent of its January 2, 1980, assessed value and its current assessed value in the case of a city*. If the current assessed value of the township exceeds 50 percent of the township's January 2, 1982, assessed value, *or if the current assessed value of the city exceeds 50 percent of the city's January 2, 1980, assessed value*, this clause shall not apply:

(3) ~~29~~ *27.5* cents per taxable ton plus the increase provided in paragraph (c) to qualifying school districts to be distributed, based upon the certification of the commissioner of revenue, as follows:

(a) ~~Six~~ *5.5* cents per taxable ton to the school districts in which the lands from which taconite was mined or quarried were located or within which the concentrate was produced. The distribution must be based on the apportionment formula prescribed in clause (1).

(b) ~~23~~ *(i) 22* cents per taxable ton, less any amount distributed under part (d), shall be distributed to a group of school districts comprised of those school districts wherein the taconite was mined or quarried or the concentrate produced or in which there is a qualifying municipality as defined by section 273.134 ~~in direct proportion to school district tax levies as follows: each district shall receive that portion of the total distribution which its certified levy for the prior year, computed pursuant to sections 124A.03, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, 124A.14, subdivision 5a, and 275.125, comprises of the sum of certified levies for the prior year for all qualifying districts, computed pursuant to sections 124A.03, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, 124A.14, subdivision 5a, and 275.125. For purposes of distributions pursuant to this part, certified levies for the prior year computed pursuant to sections 124A.03, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, 124A.14, subdivision 5a, and 275.125 shall not include the amount of any increased levy authorized by referendum pursuant to section 124A.03, subdivision 2~~ *in direct proportion to school district indexes as follows: for each school district, its pupil units determined under section 124.17 for the prior school year shall be multiplied by the ratio of the average adjusted assessed value per pupil unit as calculated pursuant to chapter 124A for the school year ending prior to distribution to the adjusted assessed value per pupil unit of the district. Each district shall receive that portion of the distribution which its index bears to the sum of the indices for all school districts that receive the distributions.*

(ii) Notwithstanding clause (i), each school district shall receive a distribution under this paragraph (b) that is no less than the amount of its levy reduction under section 275.125, subdivision 9, for the second year prior to the year of the distribution; the amount necessary to make this minimum payment shall be derived from proportionate reductions in the initial distribution to other school districts under clause (i).

(c) On July 15, in years prior to 1988, an amount equal to the increase

derived by increasing the amount determined by clause (3)(b) in the same proportion as the increase in the steel mill products index over the base year of 1977 as provided in section 298.24, subdivision 1, clause (a), shall be distributed to any school district described in clause (3)(b) where a levy increase pursuant to section 124A.03, subdivision 2, is authorized by referendum, according to the following formula. On July 15, 1988 and subsequent years, the increase over the amount established for the prior year shall be determined according to the increase in the implicit price deflator as provided in section 298.24, subdivision 1, paragraph (a). Each district shall receive the product of:

(i) $150 times the pupil units identified in section 124.17, subdivision 1, ~~clauses (1) and (2),~~ enrolled in the second previous year or the 1983-1984 school year, whichever is greater, less the product of 1-3/4 mills times the district's taxable valuation in the second previous year; times

(ii) the lesser of:

(A) one, or

(B) the ratio of the amount certified pursuant to section 124A.03, subdivision 2, in the previous year, to the product of 1-3/4 mills times the district's taxable valuation in the second previous year.

If the total amount provided by clause (3)(c) is insufficient to make the payments herein required then the entitlement of $150 per pupil unit shall be reduced uniformly so as not to exceed the funds available. Any amounts received by a qualifying school district in any fiscal year pursuant to clause (3)(c) shall not be applied to reduce foundation aids which the district is entitled to receive pursuant to section 124A.02 or the permissible levies of the district. Any amount remaining after the payments provided in this paragraph shall be paid to the commissioner of iron range resources and rehabilitation who shall deposit the same in the taconite environmental protection fund and the northeast Minnesota economic protection trust fund as provided in clause (9).

(d) There shall be distributed to any school district the amount which the school district was entitled to receive under section 298.32 in 1975.

(4) ~~19.5~~ *16.5* cents per taxable ton to counties to be distributed, based upon certification by the commissioner of revenue, as follows:

(a) ~~15.5~~ *13* cents per taxable ton shall be distributed to the county in which the taconite is mined or quarried or in which the concentrate is produced, less any amount which is to be distributed pursuant to part (b). The apportionment formula prescribed in clause (1) is the basis for the distribution.

(b) If an electric power plant owned by and providing the primary source of power for a taxpayer mining and concentrating taconite is located in a county other than the county in which the mining and the concentrating processes are conducted, one cent per taxable ton of the tax distributed to the counties pursuant to part (a) and imposed on and collected from such taxpayer shall be paid to the county in which the power plant is located.

(c) ~~Four~~ *3.5* cents per taxable ton shall be paid to the county from which the taconite was mined, quarried or concentrated to be deposited in the county road and bridge fund. If the mining, quarrying and concentrating, or separate

steps in any of those processes are carried on in more than one county, the commissioner shall follow the apportionment formula prescribed in clause (1).

(5) (a) ~~17.75~~ 22 cents per taxable ton, less any amount required to be distributed under ~~part~~ *parts* (b) *and (c)*, to St. Louis county acting as the counties' fiscal agent, to be distributed as provided in sections 273.134 to 273.136.

(b) If an electric power plant owned by and providing the primary source of power for a taxpayer mining and concentrating taconite is located in a county other than the county in which the mining and the concentrating processes are conducted, ~~.75~~ *.1875* cent per taxable ton of the tax imposed and collected from such taxpayer shall be paid to the county ~~and school district in which the power plant is located as follows: 25 percent to the county and 75 percent to the school district~~.

(c) If an electric power plant owned by and providing the primary source of power for a taxpayer mining and concentrating taconite is located in a school district other than a school district in which the mining and concentrating processes are conducted, .5625 cent per taxable ton of the tax imposed and collected from the taxpayer shall be paid to the school district.

(6) Three cents per taxable ton shall be paid to the iron range resources and rehabilitation board for the purposes of section 298.22. The amount determined in this clause shall be increased in 1981 and subsequent years prior to 1988 in the same proportion as the increase in the steel mill products index as provided in section 298.24, subdivision 1 and shall be increased in 1988 and subsequent years according to the increase in the implicit price deflator as provided in section 298.24, subdivision 1. The amount distributed pursuant to this clause shall be expended within or for the benefit of a tax relief area defined in section 273.134. No part of the fund provided in this clause may be used to provide loans for the operation of private business unless the loan is approved by the governor and the legislative advisory commission.

(7) (a) .20 cent per taxable ton shall be paid to the range association of municipalities and schools, for the purpose of providing an areawide approach to problems which demand coordinated and cooperative actions and which are common to those areas of northeast Minnesota affected by operations involved in mining iron ore and taconite and producing concentrate therefrom, and for the purpose of promoting the general welfare and economic development of the cities, towns and school districts within the iron range area of northeast Minnesota.

(b) 1.5 cents per taxable ton shall be paid to the northeast Minnesota economic protection trust fund.

(8) the amounts determined under clauses ~~(4)(a), (4)(c),~~ (5)~~,~~*(a)* and (7)(b) shall be increased in 1979 and subsequent years prior to 1988 in the same proportion as the increase in the steel mill products index as provided in section 298.24, subdivision 1. Those amounts shall be increased in 1988 and subsequent years in the same proportion as the increase in the implicit price deflator as provided in section 298.24, subdivision 1.

The amounts determined under clauses (4)(a), (4)(c), (5)(b), and (5)(c) for distribution in 1987 and subsequent years shall be the amount determined for

distribution in 1986 under Minnesota Statutes 1985 Supplement, section 298.28, subdivision 1, clauses (4)(a), (4)(c), and (5)(b).

(9) the proceeds of the tax imposed by section 298.24 which remain after the distributions and payments in clauses (1) to (8), as certified by the commissioner of revenue, and parts (a) and (b) of this clause have been made, together with interest earned on all money distributed under this subdivision prior to distribution, shall be divided between the taconite environmental protection fund created in section 298.223 and the northeast Minnesota economic protection trust fund created in section 298.292 as follows: Two-thirds to the taconite environmental protection fund and one-third to the northeast Minnesota economic protection trust fund. The proceeds shall be placed in the respective special accounts.

(a) There shall be distributed to each city, town, school district, and county the amount that they received under section 294.26 in calendar year 1977; provided, however, that the amount distributed in 1981 to the unorganized territory number 2 of Lake county and the town of Beaver Bay based on the between-terminal trackage of Erie Mining Company will be distributed in 1982 and subsequent years to the unorganized territory number 2 of Lake county and the towns of Beaver Bay and Stony River based on the miles of track of Erie Mining Company in each taxing district.

(b) There shall be distributed to the iron range resources and rehabilitation board the amounts it received in 1977 under section 298.22.

On or before October 10 of each calendar year each producer of taconite or iron sulphides subject to taxation under section 298.24 (hereinafter called "taxpayer") shall file with the commissioner of revenue an estimate of the amount of tax which would be payable by such taxpayer under said law for such calendar year; provided such estimate shall be in an amount not less than the amount due on the mining and production of concentrates up to September 30 of said year plus the amount becoming due because of probable production between September 30 and December 31 of said year, less any credit allowable as hereinafter provided. The commissioner of revenue shall annually on or before October 10 report an estimated distribution amount to each taxing district and the officers with whom such report is so filed shall use the amount so indicated as being distributable to each taxing district in computing the permissible tax levy of such county or city in the year in which such estimate is made, and payable in the next ensuing calendar year, except that one cent per taxable ton of the amount distributed under clause (4)(c) shall not be deducted in calculating the permissible levy. In any calendar year in which a general property tax levy subject to sections 275.50 to 275.59 has been made, if the taxes distributable to any such county or city are greater than the amount estimated by the commissioner to be paid to any such county or city in such year, the excess of such distribution shall be held in a special fund by the county or city and shall not be expended until the succeeding calendar year, and shall be included in computing the permissible levies under sections 275.50 to 275.59, of such county or city payable in such year. If the amounts distributable to any such county or city after final determination by the commissioner of revenue under this section are less than the amounts by which a taxing district's levies were reduced pursuant to this section, such county or city may issue certificates of indebtedness in the amount of the shortage, and may include in its next tax levy, in excess of the

limitations of sections 275.50 to 275.59 an amount sufficient to pay such certificates of indebtedness and interest thereon, or, if no certificates were issued, an amount equal to such shortage.

Sec. 13. Minnesota Statutes 1984, section 298.282, subdivision 2, is amended to read:

Subd. 2. *(a)* Each year following the final determination of the amount of taxes payable under section 298.24, the commissioner of revenue shall determine the amount in the taconite municipal aid account as of July 1 of such year and the amount to be distributed to each qualifying municipality during such year. The amount to be distributed to each qualifying municipality shall be determined by ~~dividing the total amount in said account, after a reduction equal to the amount of the distribution in subdivision 5, as of July 1 by the total population according to the latest federal census of all qualifying municipalities to determine the per capita distributive share for such year and by multiplying the per capita distributive share by the population of such municipality~~ *determining an index for each qualifying municipality by subtracting its local effort mill rate, multiplied by its equalized assessed value, from its fiscal need factor. For the purposes of this subdivision, the following terms have the meanings given them herein. A municipality's "local effort mill rate" means its fiscal need factor per capita divided by $17 per capita per mill for the first $350 of its fiscal need factor per capita; plus its fiscal need factor per capita divided by $15 per capita per mill on that part of its fiscal need factor per capita, if any, in excess of $350. In no case shall a municipality's local effort mill rate be less than eight mills. A municipality's "equalized assessed value" means its previous year taxable valuation, less the captured value in any tax increment district, divided by the municipality's aggregate sales ratio covering the period ending two years prior to the year of aid distribution. A municipality's "fiscal need factor" means the three-year average of the sum of its municipal levy, taconite aids received under sections 298.28, subdivision 1, clauses (1) and (10)(a) and 298.282 and its local government aid distribution amount, for taxes payable and distribution amounts receivable in the three years immediately preceding the aid distribution year.*

The ratio of the resulting index for each qualifying municipality to the sum of all qualifying municipalities' indexes shall be multiplied by the total amount in the taconite municipal aid account less the amount distributed pursuant to subdivision 5. For the distribution made in 1987, one-third of the distribution shall be distributed pursuant to this subdivision and two-thirds pursuant to Minnesota Statutes 1984, section 298.282, subdivision 2. For the distribution made in 1988, two-thirds shall be distributed pursuant to this subdivision and one-third pursuant to Minnesota Statutes 1984, section 298.282, subdivision 2.

(b) If the distribution under this section, sections 273.138, 298.26 and 298.28, and chapter 477A, to any municipality would exceed that municipality's levy limit base for that year, computed pursuant to sections 275.50 to 275.59, the amount in excess of the levy limit base for that year shall reduce the amount distributed to the municipality under this section and this excess amount shall be distributed to the other qualifying municipalities ~~on a per capita basis~~ *in the same manner as the distribution made pursuant to subdivision 2, except that the qualifying municipality receiving an initial dis-*

tribution when added to that received pursuant to sections 273.138, 298.26, 298.28, and chapter 477A in excess of the qualifying municipality's levy limit base, shall not receive a distribution nor shall its index be used in computing the distribution pursuant to this clause. The distributions to be received in the year in which the taxes are payable shall be compared to the levy limit base for that same year. Upon completion of such determination, the commissioner of revenue shall certify to the chief clerical officer of each qualifying municipality the amount which will be distributed to such municipality from the taconite municipal aid account that year.

Sec. 14. [APPROPRIATION.]

$20,000,000 is appropriated to the commissioner of natural resources. Notwithstanding Minnesota Statutes, section 298.293 or 298.294 or any other law, this appropriation is from the corpus of the northeast Minnesota economic protection fund. This money is available only as a loan guarantee for the smelting project using the COREX process and is contingent upon receipt by the commissioner of natural resources of sufficient funding from other sources to complete the project. If the project is approved by the United States department of energy prior to December 31, 1987, this appropriation does not cancel but is available until June 30, 1992, or the project is completed or abandoned, whichever occurs earlier. On July 1, 1992, $20,000,000 is appropriated from the general fund, to be taken from the proceeds of the taconite occupation tax imposed under Minnesota Statutes, section 298.01, to the commissioner of natural resources to be used only to continue the loan guarantee or to be drawn down to cover a default according to this subdivision. If the general fund appropriation is used to cover a default in the loan, there shall be repaid from the northeast Minnesota economic protection trust fund to the general fund the amount of the default. Payments shall be made in ten equal annual installments, with the first payment made one year from the date of the default. No interest shall be paid on these payments. An amount sufficient to make the repayments is appropriated from the northeast Minnesota economic protection trust fund. The money appropriated from the northeast Minnesota economic protection trust fund shall be spent only in or for the benefit of tax relief areas as defined in Minnesota Statutes, section 273.134.

Sec. 15. [EFFECTIVE DATE.]

Sections 1, 10, 12, and 13 are effective for distributions in 1987 and subsequent years, except that the changes in paragraph 3 of section 298.28, subdivision 1, are effective for distributors in 1988 and subsequent years. Sections 2, 3, and 4 are effective for taxes levied in 1986, payable in 1987, and thereafter. Sections 5 and 6 are effective for gross earnings derived after December 31, 1986. Sections 7 and 8 are effective for purchases and use made after May 1, 1986, provided that the first refunds for construction materials and supplies due as a result of the exemption under section 8 may not be paid by the commissioner before July 15, 1987. Except as otherwise provided, section 9 is effective for ores mined or produced after December 31, 1986."

Delete the title and insert:

"A bill for an act relating to taxation; exempting certain construction materials from the sales tax; imposing levy limits on certain towns and cities;

altering provisions governing distribution of certain taconite tax proceeds; reducing the taconite railroad gross earnings tax rate; providing for the deduction of taconite production taxes and transportation costs; providing for a loan guarantee; appropriating money; amending Minnesota Statutes 1984, sections 275.125, subdivision 9; 275.50, subdivision 2; 275.51, subdivisions 3f and 3i; 294.23; 298.225, by adding a subdivision; 298.24, subdivision 1; and 298.282, subdivision 2; Minnesota Statutes 1985 Supplement, sections 294.22; 297A.15, subdivision 5; 297A.257, by adding a subdivision; 298.03; 298.225, subdivision 1; and 298.28, subdivision 1."

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

Senate Conferees: (Signed) Douglas J. Johnson, Ronald R. Dicklich, Mel Frederick

House Conferees: (Signed) Bert J. McKasy, William H. Schreiber, Joseph R. Begich

Mr. Johnson, D.J. moved that the foregoing recommendations and Conference Committee Report on S.F. No. 2280 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.

S.F. No. 2280 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 65 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Moe, D.M.	Reichgott
Anderson	Diessner	Knaak	Moe, R.D.	Renneke
Belanger	Dieterich	Knutson	Novak	Samuelson
Benson	Frank	Kroening	Olson	Schmitz
Berg	Frederick	Kronebusch	Pehler	Sieloff
Berglin	Frederickson	Laidig	Peterson, C.C.	Solon
Bernhagen	Freeman	Langseth	Peterson, D.C.	Spear
Bertram	Gustafson	Lantry	Peterson, D.L.	Storm
Brataas	Hughes	Lessard	Peterson, R.W.	Stumpf
Chmielewski	Isackson	Luther	Petty	Taylor
Dahl	Johnson, D.E.	McQuaid	Pogemiller	Vega
Davis	Johnson, D.J.	Mehrkens	Purfeerst	Wegscheid
DeCramer	Jude	Merriam	Ramstad	Willet

Mr. Waldorf voted in the negative.

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 1793 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 1793

A bill for an act relating to local government; permitting an agreement to

finance library construction in McGregor.

March 17, 1986

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 1793, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S.F. No. 1793 be further amended as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1

Section 1. [AITKIN COUNTY; DEVELOPMENT LEVY.]

The Aitkin county board may annually levy a tax of not more than one and one third mills on taxable property in the county, to provide funds to be used by the county for tourist, agricultural, industrial, and economic development. A levy under this section is in addition to any other permitted by law and shall be disregarded in the calculation of any other levies or limits on levies provided by Minnesota Statutes, sections 275.50 to 275.56 or other law.

Sec. 2. [REVERSE REFERENDUM.]

If the Aitkin county board intends to exercise the authority provided by section 1, it shall pass a resolution stating the fact. Thereafter, the resolution shall be published for two successive weeks in the official newspaper of the county or, if there is no official newspaper, in a newspaper of general circulation in the county, together with a notice fixing a date for a public hearing on the matter. The hearing shall be held not less than two weeks nor more than four weeks after the first publication of the resolution. Following the public hearing, the county may determine to take no further action or, in the alternative, adopt a resolution confirming its intention to exercise the authority. That resolution shall also be published in the official newspaper of the county or, if there is no official newspaper, in a newspaper of general circulation in the county. If within 30 days thereafter a petition signed by voters equal in number to five percent of the votes cast in the county in the last general election requesting a vote on the proposed resolution is filed with the county auditor, the resolution shall not be effective until it has been submitted to the voters at a general or special election and a majority of votes cast on the question of approving the resolution is in the affirmative. The commissioner of revenue shall prepare a suggested form of question to be presented at the election. The referendum must be held at a special or general election prior to October 1 of the first year for which the tax authorized under section 1 is proposed to be levied.

Sec. 3. Laws 1984, chapter 502, article 13, section 10, subdivision 1, is amended to read:

Subdivision 1. [AUTHORIZATION.] The limitation imposed upon the

levy of the city of Breezy Point by Minnesota Statutes, section 275.11, is increased by ~~$125,000~~ *$175,000* for taxes levied in ~~1984~~ *1986* and thereafter.

Sec. 4. [REVERSE REFERENDUM.]

If the Breezy Point city council proposes to increase the levy limit base of the city pursuant to section 3, it shall pass a resolution stating the amount by which the levy limit base is proposed to be increased. Thereafter, the resolution shall be published for two successive weeks in the official newspaper of the city or if there is no official newspaper, in a newspaper of general circulation in the city, together with a notice fixing a date for a public hearing on the proposed increase. The hearing shall be held not less than two weeks nor more than four weeks after the first publication of the resolution. Following the public hearing, the city may determine to take no further action or, in the alternative, adopt a resolution authorizing the increase as originally proposed or approving an increase in the lesser amount it determines. The resolution authorizing an increase shall be published in the official newspaper of the city or if there is no official newspaper, in a newspaper of general circulation in the city. If within 30 days thereafter a petition signed by voters equal in number to five percent of the votes cast in the city in the last general election requesting a referendum on the proposed resolution is filed with the clerk, the resolution shall not be effective until it has been submitted to the voters at a general or special election and a majority of votes cast on the question of approving the resolution is in the affirmative. The commissioner of revenue shall prepare a suggested form of question to be presented at the referendum. The referendum must be held at a special or general election prior to October of the first levy year in which the tax authorized under section 3 is proposed to be levied.

Sec. 5. [AITKIN COUNTY; RETAIL RURAL ELECTRIC COOPERATIVE ASSOCIATION.]

A person who has paid tax on electricity used in agricultural production that is exempt from taxation under section 297A.25, subdivision 1, clause (h), may file a claim for refund with the commissioner if the tax was paid to the retail rural electric cooperative association based in Aitkin county.

Sec. 6. [MCGREGOR; LIBRARY; JOINT FINANCING.]

The city of McGregor may agree with one or more of the towns or home rule charter or statutory cities located in Aitkin county or the county itself that the local government units making the agreement will subject taxable property within their boundaries to taxation to discharge debt incurred for the construction of a library and related facilities in the city of McGregor pursuant to Laws 1985, chapter 138, section 4. The portion of the debt to be discharged by taxation in each unit may be set by agreement or a single rate may be levied against all subject property or, by agreement, both methods may be used in part. A unit may also agree to discharge a portion of the costs of construction or debt incurred for the costs by a transfer of any money available to the unit that the unit is not obliged by law to use for some other purpose. Any joint powers agreement entered between the city of McGregor and any town located in Aitkin county to finance the McGregor library construction must be approved at the annual town meeting by the town electors of the town before the agreement may be entered. Obligations for the purpose may be issued without an election and shall not be subject to the general

limit on net debt. In other respects, the debt shall be incurred and discharged in accordance with Minnesota Statutes, chapter 475.

Sec. 7. [LAND EXCHANGE AUTHORIZED.]

Notwithstanding Minnesota Statutes, section 94.343, subdivision 9, and the appraisal requirement under section 94.343, subdivision 3, the state of Minnesota may exchange certain parcels or tracts of state-owned land located within Carlton county with the city of Thomson.

(a) State lands to be exchanged are described as:

(1) All of the unplatted portion of Government Lot 1 lying northerly and easterly of that strip of land deeded to the Village of Thomson by the Northern Pacific Railway Company, November 18, 1940, and recorded February 5, 1941, as document #101684 and on May 13, 1938, and recorded May 21, 1938, as document #96017; southerly of the former Burlington Northern, Inc.'s St. Paul to Duluth Branch right-of-way and easterly of the right-of-way of Minnesota Highway 210, in section 8, Township 48N, Range 16W.

(2) Lots 1 to 16, both inclusive, and Lot 21 of Block 5 and Lots 3, 4, 8 and 9 of Block 4 in the Townsite of Thomson, according to the plat thereof on file in the Office of the Recorder of Deeds of Carlton County, Minnesota.

(3) Those portions of Lots 17 to 20, both inclusive, 22 and 23 in Block 5 in the Townsite of Thomson, lying southerly of a line 75 feet northerly at right angles and parallel with the centerline of former Burlington Northern, Inc.'s St. Paul to Duluth Branch main line railroad track.

(4) That portion of a 20 foot wide north and south alley between Block 5 and Block 4 in the Townsite of Thomson that lies southerly of a line 75 feet northerly at right angles and parallel with the centerline of former Burlington Northern, Inc.'s St. Paul to Duluth Branch main line railroad track and northerly of the easterly projection of the southerly line of Lot 8 of Block 4 in the Townsite of Thomson.

(5) The South 85 feet of Lots 24 to 46, both inclusive, of Block 5, in the Townsite of Thomson.

(6) The North Half (N 1/2) of vacated Otter Avenue lying between the Southerly extension of the East and West lines of said Block 5, in the Townsite of Thomson.

(b) City lands to be exchanged are described as:

(1) A strip of land two hundred (200) feet wide in Government Lot One (1), Section eight (8), Township forty-eight (48) North, Range sixteen (16) West, 4th P.M., said strip being one hundred (100) feet wide on each side of the centerline of the original main track of the Lake Superior and Mississippi Railroad Company Fond Du Lac Branch as formerly constructed but now removed, and extending from the east line of said Government Lot one (1) to a westerly production of the north line of Block one (1) Original Town of Thomson, according to the recorded plat thereof.

(2) A strip of land fifty (50) feet wide on the northeasterly side of and adjoining the two hundred (200) foot strip above described, extending from a westerly production of the north line of said Block one (1) to a line drawn at right angles to the northeasterly line of the two hundred (200) foot strip

above described from a point therein distant two hundred thirty-five (235) feet northwesterly, measured along said northeasterly line, from the east line of said Government Lot one (1).

(3) A strip of land 250 feet wide in Government Lot 1, said strip lying between two lines drawn parallel with and distant 150 feet northeasterly and 100 feet southwesterly, measured at right angles, from the centerline of the original main tract of the Lake Superior and Mississippi Railroad Company Fond Du Lac Branch as formerly constructed but now removed, and extending from a line drawn parallel with and distant 100 feet southerly, measured at right angles, from the centerline of the main track of the Northern Pacific Railway Company's St. Paul to Duluth Line as now constructed and operated to a westerly projection of the north line of Block 1, Original Town of Thomson, according to the recorded plat thereof.

This section is effective the day after final enactment.

Sec. 8. [DEFINITIONS.]

Subdivision 1. For the purpose of sections 8 to 18, the terms defined in this section have the following meanings.

Subd. 2. "City" means the city of Cambridge or the city of Lindstrom.

Subd. 3. "Special services" means all services rendered or contracted for by the city, including, but not limited to:

(a) the repair, maintenance, operation, and construction of any improvements authorized by Minnesota Statutes, section 429.021;

(b) parking services rendered or contracted for by the city; and

(c) any other service provided to the public by the city that is authorized by law or charter provision.

Special services do not include any service that is ordinarily provided throughout the city from general fund revenues of the city unless an increased level of the service is provided in the special service district.

Subd. 4. "Special service district" means a defined area within the city where special services are rendered and the costs of the special services are paid from revenues collected from taxes and service charges imposed within that area.

Subd. 5. "Assessed value" means the assessed value as most recently certified by the commissioner of revenue before the effective date of the ordinance or resolution adopted pursuant to section 9 or 10.

Subd. 6. "Land area" means the land area in the district which is subject to property taxation.

Sec. 9. [ESTABLISHMENT OF SPECIAL SERVICE DISTRICT.]

Subdivision 1. [ORDINANCE.] *The governing body of the city may adopt an ordinance establishing a special service district. Only property which is zoned for commercial, business, or industrial use under a municipal zoning ordinance may be included in a district. The ordinance shall describe with particularity the area within the city to be included in the district and the special services to be furnished in the district. The ordinance may not be*

adopted until after a public hearing has been held on the question. Notice of the hearing shall include:

(a) the time and place of hearing;

(b) a map showing the boundaries of the proposed district; and

(c) a statement that all persons owning property in the proposed district will be given opportunity to be heard at the hearing.

Subd. 2. [NOTICE.] *Notice of the hearing shall be given by publication in two issues of the official newspaper of the city. The two publications shall be a week apart and the hearing shall be held at least three days after the last publication. Not less than ten days before the hearing, notice shall also be mailed to the owner of each parcel within the area proposed to be included in the district. For the purpose of giving mailed notice, owners shall be those shown on the records of the county auditor. Other records may be used to supply the necessary information. For properties which are tax exempt or subject to taxation on a gross earnings basis in lieu of property tax and are not listed on the records of the county auditor, the owners shall be ascertained by any practicable means and mailed notice given them. At the public hearing any person affected by the proposed district may be heard orally in respect to any issues relevant to the proposed district. The hearing may be adjourned from time to time and the ordinance establishing the district may be adopted at any time within six months after the date of the conclusion of the hearing by a vote of the majority of the governing body of the city.*

Sec. 10. [TAXING AUTHORITY; NOTICE AND HEARING REQUIREMENTS.]

Subdivision 1. [TAXES; HEARING.] *Ad valorem taxes may be levied on taxable nonhomestead property or service charges may be imposed by the city within the special service district at a rate or amount sufficient to produce the revenues required to provide special services within the district. To determine the appropriate mill rate, nonhomestead taxable property or value shall be determined without regard to captured or original assessed value under Minnesota Statutes, section 273.76. Taxes and service charges shall not be imposed to finance a special service if the service is ordinarily provided by the city from its general fund revenues unless the service is provided in the district at an increased level, in which case only an amount sufficient to pay for the increased level may be imposed. A service charge shall not be imposed on the receipts from the sale of intoxicating liquor, food, or lodging. Before the levy of taxes or imposition of service charges in a district, for each calendar year, notice shall be given and hearing shall be held pursuant to section 9 and notice shall also be mailed to any individual or business organization subject to a service charge. For purposes of this section the notice shall also include:*

(a) A statement that all interested persons will be given an opportunity to be heard at the hearing regarding a proposed tax levy or service charge.

(b) The estimated cost of improvements to be paid for in whole or in part by taxes or service charges imposed pursuant to this section, the estimated cost of operating and maintaining the improvements during the first year after completion of the improvements, the proposed method and source of financing the improvements, and the annual cost of operating and maintaining the

improvements.

(c) The proposed rate or amount of taxes to be extended or the proposed service charge to be imposed in the district during the calendar year and the nature and character of special services to be rendered in the district during the calendar year.

(d) A statement that the petition requirements of section 15 have either been met or do not apply to the proposed taxes or service charge.

Within six months of the public hearing, the city may adopt a resolution levying a tax or imposing a service charge within the district not exceeding the amount or rate expressed in the notice issued pursuant to this section.

Subd. 2. [EXEMPTION OF CERTAIN PROPERTIES FROM TAXES.] *Property exempted from taxation by Minnesota Statutes, section 272.02, is exempt from any ad valorem taxes imposed pursuant to sections 8 to 18.*

Subd. 3. [LEVY LIMIT EXEMPTION.] *Taxes and service charges imposed pursuant to sections 8 to 18 shall not be included in the calculation of levies or limits on levies provided by other law or home rule charter provision.*

Subd. 4. [EXCLUSION FROM HOMESTEAD CREDIT.] *Taxes levied under this section shall not be reduced by a homestead credit.*

Sec. 11. [ENLARGEMENT OF SPECIAL SERVICE DISTRICTS.]

Boundaries of a special service district may be enlarged only after hearing and notice as provided in sections 9 and 10. Notice shall be served in the original district and in the area proposed to be added to the district. Property added to the district shall be subject to all taxes levied and service charges imposed within the district after the property becomes a part of the district. The petition requirement in section 15 and the veto power in section 16 shall only apply to owners, individuals, and business organizations in the area proposed to be added to the district.

Sec. 12. [COLLECTION OF TAXES.]

Ad valorem taxes levied within a special service district shall be collected and paid over as other ad valorem taxes, but shall be spread only upon the assessed value of property described in the ordinance. Service charges imposed shall be collected as provided by ordinance. Taxes collected pursuant to sections 8 to 18 shall not be included in computations under Minnesota Statutes, section 273.76, or any other law that applies to general ad valorem levies.

Sec. 13. [BONDS.]

At any time after a contract for the construction of all or part of an improvement authorized pursuant to sections 8 to 18 has been entered into or the work has been ordered done by day labor, the governing body of the city may issue obligations including certificates of indebtedness in the amount it deems necessary to defray in whole or in part the expense incurred and estimated to be incurred in making the improvement, including every item of cost from inception to completion and all fees and expenses incurred in connection with the improvement or the financing. The obligations shall be payable primarily out of the proceeds of the tax levied pursuant to section 10, or

from any other special assessment or nontax revenues available to be pledged for their payment under charter or other statutory authority, or from any two or more of such sources. The governing body may, by resolution adopted prior to the sale of obligations, pledge the full faith, credit, and taxing power of the municipality to assure payment of the principal and interest if the proceeds of the tax levy in the district are insufficient to pay the principal and interest. The amount of any taxes that are required to be levied outside of the territory of the special services district or taken from the general funds of the municipality to pay principal and interest on the obligations shall be reimbursed to the municipality from taxes levied within the special services district. The obligations shall be issued in accordance with Minnesota Statutes, chapter 475, except that an election shall not be required, and the amount of the obligations shall not be included in determining the net debt of the city under the provisions of any law or charter limiting debt.

Sec. 14. [ADVISORY BOARD.]

The governing body of the city may create and appoint an advisory board for each special service district in the city to advise the governing body in connection with the construction, maintenance, and operation of improvements, and the furnishing of special services in a district. The advisory board shall make recommendations to the governing body on the requests and complaints of owners, occupants, and users of property within the district and members of the public. Before the adoption of any proposal by the governing body to provide services or impose taxes or service charges within the district, the advisory board of the district shall have an opportunity to review and comment upon the proposal.

Sec. 15. [PETITION REQUIRED.]

No action may be taken pursuant to section 9 unless owners of 15 percent or more of the land area of the proposed special service district and owners of 15 percent or more of the assessed value of the proposed district file a petition requesting a public hearing on the proposed action with the city clerk. No action may be taken pursuant to section 10 to impose an ad valorem tax unless owners of 15 percent or more of the land area subject to a proposed tax and owners of 15 percent or more of the assessed value subject to a proposed tax file a petition requesting a public hearing on the proposed action with the city clerk. No action may be taken pursuant to section 10 to impose a service charge unless 15 percent or more of the individual or business organizations subject to the proposed service charge file a petition requesting a public hearing on the proposed action with the city clerk. If the boundaries of a proposed district are changed or the land area or assessed value subject to a tax or the individuals or business organizations subject to a service charge are changed after the public hearing, a petition meeting the requirements of this section must be filed with the city clerk before the ordinance establishing the district or resolution imposing the tax or service charge may become effective.

Sec. 16. [VETO POWER OF OWNERS.]

Subdivision 1. [NOTICE OF RIGHT TO FILE OBJECTIONS.] *Except as provided in section 17, the effective date of any ordinance or resolution adopted pursuant to sections 9 and 10 shall be at least 45 days after it is adopted. Within five days after adoption of the ordinance or resolution, a*

copy of the ordinance or resolution shall be mailed to the owner of each parcel included in the special service district and any individual or business organization subject to a service charge in the same manner that notice is mailed pursuant to section 9. The mailing shall include a notice that owners subject to a tax and individuals and business organizations subject to a service charge have a right to veto the ordinance or resolution by filing the required number of objections with the city clerk before the effective date of the ordinance or resolution.

Subd. 2. [REQUIREMENT FOR VETO.] *If owners of 35 percent of the land area in the district and owners of 35 percent of the assessed value in the district file an objection to the ordinance adopted by the city pursuant to section 9 with the city clerk before the effective date of the ordinance, the ordinance shall not become effective. If owners of 35 percent of the land area subject to a tax and owners of 35 percent of the assessed value subject to a tax file an objection to the resolution adopted levying an ad valorem tax pursuant to section 10 with the city clerk before the effective date of the resolution, the resolution shall not become effective. If 35 percent of individuals and business organizations subject to a service charge file an objection to the resolution adopted imposing a service charge pursuant to section 10 with the city clerk before the effective date of the resolution, the resolution shall not become effective.*

Sec. 17. [EXCLUSION FROM PETITION REQUIREMENTS AND VETO POWER.]

The petition requirement of section 15 and the right of owners and those subject to a service charge to veto a resolution in section 20 do not apply to second or subsequent years' applications of a tax or service charge which is authorized to be in effect for more than one year pursuant to a resolution which has met the petition requirements of section 15 and which has not been vetoed under section 20 for the first year's application. A resolution levying a tax or imposing a service charge for more than one year shall not be adopted unless the notice of public hearing required by section 10 and the notice mailed with the adopted resolution pursuant to section 16 include the following information:

(a) In the case of improvements, the maximum rate or amount of taxes to be levied or the maximum service charge to be imposed in any year and the maximum number of years the taxes will be levied or service charges imposed to pay for the improvement.

(b) In the case of operating and maintenance services, the maximum rate or amount of taxes to be levied or the maximum service charge to be imposed in any year and the maximum number of years, or a statement that the tax will be imposed for an indefinite number of years, the taxes will be levied or service charges imposed to pay for operation and maintenance services.

The resolution may provide that the maximum amount of tax to be levied or maximum service charge to be imposed in any year will increase or decrease from the maximum amount authorized in the preceding year based on an indicator of increased cost or a percentage amount established by the resolution.

Sec. 18. [REPORT TO LEGISLATURE.]

The administrator of the city shall file a written report with the chairman of the house local and urban affairs committee and the chairman of the senate local and urban government committee on or before January 31, 1987. The report shall apprise the committee as to the activities undertaken pursuant to sections 8 to 18 and recommend any changes that should be considered if the legislature were to enact statewide legislation for the establishment of special service districts.

Sec. 19. Minnesota Statutes 1984, section 375.09, is amended to read:

375.09 [MAY NOT HOLD OTHER OFFICE; ~~NO INTEREST IN CONTRACT~~ *BRIBERY*; VIOLATION; MALFEASANCE.]

No county commissioner shall ~~be appointed or~~ *hold another* elected ~~by the board of which he is a member to any~~ office ~~or position of trust or emolument~~ *during tenure as commissioner* nor be employed by the county in which he is a commissioner. No commissioner shall receive any money or other valuable thing as a condition of voting or inducement to vote for any contract or other thing under consideration by the board~~, or become a party to, or directly or indirectly interested in, any contract made by the board~~. Every ~~appointment or~~ election ~~made~~ and every contract or payment voted for or made contrary to this section is void. Any violation of this section is a malfeasance in office.

Sec. 20. Minnesota Statutes 1984, section 375.18, subdivision 7, is amended to read:

Subd. 7. [TRANSFER OF SURPLUS.] Each county board may transfer by ~~unanimous~~ *a majority* vote any surplus beyond the needs of the current year in any county fund to any other county fund to supply a deficiency in it.

Sec. 21. [375.84] [PREPAY SOFTWARE, SUBSCRIPTIONS, UNITED STATES DOCUMENTS.]

A county may make advance deposits or payments for software development or maintenance services for county-owned or leased electronic data processing equipment and for newspaper, magazine, and other subscription fees customarily paid for in advance, and may allow advance deposits by any department or agency of the county with the Library of Congress and federal Supervisor of Documents for items to be purchased from these federal agencies.

Sec. 22. [375.85] [COUNTIES MAY MARKET SOFTWARE PRODUCTS.]

Notwithstanding any other law to the contrary, a county or group of counties acting jointly under section 471.59 may sell or license self-developed or vendor custom-developed computer software products or systems either on competitive bids or in the open market, in the discretion of the county or joint powers board. Prices for the software products or systems may be based on market considerations. A county or group of counties may make agreements with private persons or entities to assist with marketing software products or systems.

Sec. 23. [375.86] [APPLICATION OF OTHER LAW.]

Subdivision 1. [NONPUBLIC DATA.] *County software product programming source code, object code, and all material relating to product or*

system development and distribution is "trade secret information" for purposes of classification under section 13.37, subdivision 2.

Sec. 24. Minnesota Statutes 1984, section 375A.11, subdivision 3, is amended to read:

Subd. 3. [VACANCIES IN CERTAIN ELECTIVE OFFICES.] (a) If any of the offices of county auditor, treasurer or county recorder shall become vacant before the expiration of the term for the office, a county board may appoint either of the holders of the other two offices to fill the vacancy for the unexpired term. The board may provide additional compensation for the added duties imposed on the appointee by virtue of his holding two offices for that period. *If the office of county auditor or treasurer becomes vacant, the county board may initiate a referendum by resolution to consolidate the two offices into one elected office. The referendum shall be conducted according to section 375A.12, subdivisions 4 and 5.*

(b) The authority granted by clause (a) of this subdivision shall be in addition to the authorities granted by existing law or statute and by the provisions of sections 375A.01 to 375A.13 relating to consolidation and appointment of county offices; the authority granted by this subdivision may be exercised notwithstanding any prohibitions against the holding of two offices that may exist in the laws or statutes of this state.

Sec. 25. Minnesota Statutes 1984, section 375A.12, subdivision 3, is amended to read:

Subd. 3. [REFERENDA; PROCEDURE.] Any referendum required to be held as a condition of the adoption of an option may be initiated by a resolution by the county board, a recommendation of a county government study commission or a petition signed by voters equal in number to five percent of the electors voting at the last previous election for the office of governor requesting that a referendum be held on the adoption of one or more of the options provided in sections 375A.01 to 375A.10. ~~Unless the referendum is a recommendation of the study commission~~ *If a study commission has been established*, a referendum on an option may not be initiated by a resolution of the county board or a petition of voters until after the study commission has completed its study provided for in section 375A.13, subdivision 3.

Sec. 26. Minnesota Statutes 1984, section 375A.12, subdivision 4, is amended to read:

Subd. 4. [CONDUCT OF ELECTION.] When a referendum is required to be held, the county auditor shall conduct the referendum following the procedures provided in chapter 372, as nearly as possible and not inconsistent with sections 375A.01 to 375A.10~~, except, instead of the county board meeting to act on the petition, a committee consisting of the persons who constitute a jury commission as provided in section 593.13, shall meet and act on the petition~~. The referendum may be held at any primary, general or special election held not less than 30 days before the first day on which candidates may file for county office.

Sec. 27. Minnesota Statutes 1984, section 383C.17, is amended to read:

383C.17 [COURTHOUSE BUILDING COMMISSION.]

~~Notwithstanding the provisions of Minnesota Statutes 1961, sections~~

~~394.01 to 394.05,~~ In St. Louis County, the courthouse building commission shall have the authority to assign and reassign space and rooms to the various offices in the courthouses and county office buildings in said county.

Sec. 28. Minnesota Statutes 1985 Supplement, section 386.77, is amended to read:

386.77 [CONVEYANCES AND DOCUMENTS FOR BENEFIT OF GOVERNMENTAL AGENCIES, FEES.]

An instrument of conveyance, assignment or release, a judgment or other document, which is entitled to recording or filing, and which by its terms is for the benefit of the state or any county, city or town, shall be recorded or filed by any county recorder or registrar of titles without the payment of fees when offered for filing or recording by the state or any of its agencies, or by the benefited subdivision. The fee for the recording or filing shall be paid by the state, its agency, or by the benefited subdivision, *but not by another department or agency of that county*, upon submission of a statement of charges by the county recorder or registrar of titles.

Sec. 29. [REPEALER.]

Minnesota Statutes 1984, sections 394.01, 394.02, 394.03, 394.04, and 394.05 are repealed.

Sec. 30. Minnesota Statutes 1984, section 465.72, is amended to read:

465.72 [SEVERANCE PAY.]

Subdivision 1. [PAYMENT; LIMITS.] Except as may otherwise be provided in Laws 1959, Chapter 690, as amended, any county, city, township, school district or other governmental subdivision may pay severance pay to its employees and promulgate rules for the payment of severance pay to an employee who leaves employment on or before or subsequent to the normal retirement date. Severance pay shall also include the payment of accumulated vacation leave, accumulated sick leave or a combination thereof. The severance pay shall be excluded from retirement deductions and from any calculations in retirement benefits. It shall be paid in a manner mutually agreeable to the employee and employer *and, except as provided in subdivision 2,* over a period not to exceed five years from retirement or termination of employment. If a retired or terminated employee dies before all or a portion of the severance pay has been disbursed, that balance due shall be paid to a named beneficiary or, lacking same, to the deceased's estate. *Except as provided in subdivision 2,* in no event shall severance pay provided for an employee leaving employment exceed an amount equivalent to one year of pay.

Subd. 2. [EXCEPTIONS.] *The provisions of subdivision 1 requiring that severance pay be paid over a period not to exceed five years from retirement or termination of employment and limiting severance pay to an amount equal to one year of pay do not apply to severance pay constituting compensation for accumulated sick leave in the form of periodic contributions toward premiums for group insurance policies provided for a former employee by a governmental subdivision.*

This subdivision applies only to periodic contributions that have commenced before the effective date of this act or that are required under con-

tracts, or, with respect to employees not covered by contracts, personnel policies, formally adopted by the governing body of the governmental subdivision, in existence on the effective date of this act. After the effective date of this act, a governmental subdivision may not enter into a contract or adopt a personnel policy providing for a payment in violation of subdivision 1. A personnel policy or portion of a personnel policy in existence on the effective date of this act and providing for a payment in violation of subdivision 1 is null and void (i) upon the expiration of a collective bargaining agreement containing a similar provision and covering employees of the governmental subdivision that has adopted the policy, or (ii) two years from the effective date of this act, whichever is earlier. Any payments by governmental subdivisions in accordance with this subdivision before the effective date of this act are validated.

Sec. 31. [EFFECTIVE DATE.]

Section 19 does not become effective for any county commissioner currently holding two elected offices until the term of one of the offices expires.

Sec. 32. [EFFECTIVE DATE.]

Sections 1, 2, 3, 4, 5, and 6 are effective the day following final enactment. Sections 8 to 18 are effective separately for each of the cities of Cambridge and Lindstrom the day after its governing body complies with Minnesota Statutes, section 645.021, subdivision 3.

ARTICLE 2

Section 1. Minnesota Statutes 1984, section 116D.04, subdivision 1a, is amended to read:

Subd. 1a. For the purposes of sections 116D.01 to 116D.07, the following terms have the meanings given to them in this subdivision.

(a) "Natural resources" has the meaning given it in section 116B.02, subdivision 4.

(b) "Pollution, impairment or destruction" has the meaning given it in section 116B.02, subdivision 5.

(c) "Environmental assessment worksheet" means a brief document which is designed to set out the basic facts necessary to determine whether an environmental impact statement is required for a proposed action.

(d) "Governmental action" means activities, including projects wholly or partially conducted, permitted, assisted, financed, regulated or approved by units of government including the federal government.

(e) "Governmental unit" means any state agency and any general or special purpose unit of government in the state including, but not limited to, watershed districts organized under chapter 112, counties, towns, cities, port authorities ~~and~~, housing authorities, *and economic development authorities established under sections 13 to 33,* but not including courts, school districts and regional development commissions other than the metropolitan council.

Sec. 2. Minnesota Statutes 1984, section 117.521, subdivision 3, is amended to read:

Subd. 3. The provisions of subdivisions 1 and 2 shall not apply to the

acquisition of properties situated wholly or in part within any district for development authorized under Laws 1971, Chapters 548 or 677; or Laws 1973, Chapters 196, 761, or 764; or Laws 1974, Chapter 485; or Minnesota Statutes, Chapters 462, ~~or~~ 458; *or sections 13 to 33.*

Sec. 3. Minnesota Statutes 1984, section 272.01, subdivision 2, is amended to read:

Subd. 2. (a) When any real or personal property which for any reason is exempt from ad valorem taxes, and taxes in lieu thereof, is leased, loaned, or otherwise made available and used by a private individual, association or corporation in connection with a business conducted for profit, there shall be imposed a tax, for the privilege of so using or possessing such real or personal property, in the same amount and to the same extent as though the lessee or user was the owner of such property.

(b) The tax imposed by this subdivision shall not apply to (1) property leased or used by way of a concession in or relative to the use in whole or part of a public park, market, fair grounds, port authority, *economic development authority established under sections 13 to 33,* municipal auditorium, airport owned by a city, town, county or group thereof but not the metropolitan airports commission, municipal museum or municipal stadium or (2) property constituting or used as a public pedestrian ramp, concourse, passenger check-in area or ticket sale counter, boarding area or luggage claim area in connection with a public airport; provided that real estate which is owned by a municipality in connection with the operation of a public airport and which is leased or used for agricultural purposes shall not be exempt.

(c) Taxes imposed by this subdivision shall be due and payable as in the case of personal property taxes and such taxes shall be assessed to such lessees or users of real or personal property in the same manner as taxes assessed to owners of real or personal property, except that such taxes shall not become a lien against the property. When due, the taxes shall constitute a debt due from the lessee or user to the state, township, city, county and school district for which the taxes were assessed and shall be collected in the same manner as personal property taxes. If property subject to the tax imposed by this subdivision is leased or used jointly by two or more persons, each lessee or user shall be jointly and severally liable for payment of the tax.

Sec. 4. Minnesota Statutes 1984, section 273.72, is amended to read:

273.72 [STATEMENT OF PURPOSE.]

The statutes governing the use of tax increment financing in Minnesota have evolved over a long period of time and exist in several different special and general laws. These laws are sometimes inconsistent and provide varying procedures which render them difficult to administer. It is the intent of the legislature, by enacting the Minnesota tax increment financing act, to ratify and confirm the findings, declarations and determinations made by the legislature in connection with chapters 362A, 458, *sections 13 to 33,* 462, 472A and 474 and to establish a uniform set of standards and procedures to be followed when using this method of financing.

Sec. 5. Minnesota Statutes 1984, section 273.73, subdivision 2, is amended to read:

Subd. 2. [AUTHORITY.] "Authority" means a rural development

financing authority created pursuant to chapter 362A, a housing and redevelopment authority created pursuant to chapter 462; a port authority created pursuant to chapter 458; *an economic development authority created pursuant to sections 13 to 33;* a redevelopment agency as defined by chapter 474; a municipality which is administering a development district created pursuant to chapter 472A or any special law, a municipality which undertakes a project pursuant to chapter 474; or a municipality which exercises the powers of a port authority pursuant to any general or special law.

Sec. 6. Minnesota Statutes 1984, section 273.73, subdivision 8, is amended to read:

Subd. 8. [PROJECT.] "Project" means a project as defined in section 362A.01; an industrial development district as defined in section 458.191, subdivision 1; *an economic development district as defined in section 25, subdivision 1;* a project as defined in section 462.421, subdivision 14; a development district as defined in chapter 472A or any special law; or a project as defined in section 474.02, subdivisions 1, 1a or 1b.

Sec. 7. Minnesota Statutes 1985 Supplement, section 273.75, subdivision 4, is amended to read:

Subd. 4. [LIMITATION ON USE OF TAX INCREMENT.] All revenues derived from tax increment shall be used in accordance with the tax increment financing plan. The revenues shall be used solely for the following purposes: (a) to pay the principal of and interest on bonds issued to finance a project; (b) by a rural development financing authority for the purposes stated in section 362A.01, subdivision 2, by a port authority or municipality exercising the powers of a port authority to finance or otherwise pay the cost of redevelopment pursuant to chapter 458, *by an economic development authority to finance or otherwise pay the cost of redevelopment pursuant to sections 13 to 33,* by a housing and redevelopment authority *or economic development authority* to finance or otherwise pay public redevelopment costs pursuant to chapter 462, by a municipality *or economic development authority* to finance or otherwise pay the capital and administration costs of a development district pursuant to chapter 472A, by a municipality or redevelopment agency to finance or otherwise pay premiums for insurance or other security guaranteeing the payment when due of principal of and interest on the bonds pursuant to chapters 462C, 474, or both chapters, or to accumulate and maintain a reserve securing the payment when due of the principal of and interest on the bonds pursuant to chapters 462C, 474, or both chapters, which revenues in the reserve shall not exceed, subsequent to the fifth anniversary of the date of issue of the first bond issue secured by the reserve, an amount equal to 20 percent of the aggregate principal amount of the outstanding and nondefeased bonds secured by the reserve. Revenues derived from tax increment may be used to finance the costs of an interest reduction program operated pursuant to section 462.445, subdivisions 10 to 13, or pursuant to other law granting interest reduction authority and power by reference to those subdivisions only under the following conditions: (a) tax increments may not be collected for a program for a period in excess of 12 years after the date of the first interest rate reduction payment for the program, (b) tax increments may not be used for an interest reduction program, if the proceeds of bonds issued pursuant to section 273.77 after December 31, 1985, have been or will be used to provide financial assistance to the specific project

which would receive the benefit of the interest reduction program, and (c) not more than 50 percent of the estimated tax increment derived from a project may be used to finance an interest reduction program for owner-occupied single-family dwellings unless a project is located either in an area which would qualify as a redevelopment district or within a city designated as an enterprise zone pursuant to section 273.1312, subdivision 4, clause (c)(3). These revenues shall not be used to circumvent existing levy limit law. No revenues derived from tax increment shall be used for the construction or renovation of a municipally owned building used primarily and regularly for conducting the business of the municipality; this provision shall not prohibit the use of revenues derived from tax increments for the construction or renovation of a parking structure, a commons area used as a public park or a facility used for social, recreational or conference purposes and not primarily for conducting the business of the municipality.

Sec. 8. Minnesota Statutes 1984, section 273.86, subdivision 1, is amended to read:

Subdivision 1. [APPLICATION.] A developer proposing to construct improvements on property located within an industrial development district as defined in section 458.191, subdivision 1; *an economic development district as defined in section 25, subdivision 1;* a development district as defined in section 472A.02, subdivision 3; or any special law; or a redevelopment project as defined in section 462.421, subdivision 14 may apply to the governing body of the city or municipality in which the property is located to obtain deferral of property tax on the improved property, stating the nature and location of the proposed improvement, its estimated cost, and the projected length of construction time. If the governing body finds that the proposed development is consistent with the requirements of the above referred sections, it may approve the application. If the application is approved by June 30, the tax exemption shall be in effect for taxes paid the following year; if it is approved later than June 30, the exemption shall be in effect for taxes paid in the second subsequent taxable year.

Sec. 9. Minnesota Statutes 1985 Supplement, section 353.01, subdivision 2a, is amended to read:

Subd. 2a. [INCLUDED EMPLOYEES.] The following persons are included in the meaning of "public employee":

(a) Elected or appointed officers and employees of elected officers.

(b) District court reporters.

(c) Officers and employees of the public employees retirement association.

(d) Employees of the League of Minnesota Cities.

(e) Officers and employees of public hospitals, owned or operated by or an integral part of, any governmental subdivision or governmental subdivisions.

(f) Employees of a school district who receive separate salaries for driving their own buses.

(g) Employees of the Association of Minnesota Counties.

(h) Employees of the Metropolitan Inter-County Association.

(i) Employees of the Minnesota Municipal Utilities Association.

(j) Employees of the metropolitan airports commission if employment initially commences on or after July 1, 1979.

(k) Employees of the Minneapolis employees retirement fund, if employment initially commences on or after July 1, 1979.

(l) Employees of the Range Association of Municipalities and Schools.

(m) Employees of the soil and water conservation districts.

(n) Employees of a county historical society.

(o) Employees of an economic development authority created under sections 13 to 33.

Sec. 10. Minnesota Statutes 1984, section 355.11, subdivision 5, is amended to read:

Subd. 5. "Employing unit" means any municipal housing and redevelopment authorities organized pursuant to sections 462.415 to 462.705 and any soil and water conservation district organized pursuant to chapter 40 or any port authority organized pursuant to chapter 458, *or any economic development authority organized pursuant to sections 13 to 33,* or any hospital district organized or reorganized pursuant to sections 447.31 to 447.37.

Sec. 11. Minnesota Statutes 1985 Supplement, section 395.08, is amended to read:

395.08 [ECONOMIC AND AGRICULTURAL DEVELOPMENT.]

A county board may appropriate not more than ~~$25,000~~ *$50,000* annually out of the general revenue fund of the county to be paid to any incorporated development society or organization of this state which, in the board's opinion, will use the money for the best interests of the county in promoting, advertising, improving, or developing the economic and agricultural resources of the county.

Sec. 12. [458.101] [NO STATE BAILOUT OF PORT AUTHORITIES.]

State appropriations or credit of the state must not be used to pay or guarantee the payment of the debt of a port authority.

Sec. 13. [458C.01] [DEFINITIONS.]

Subdivision 1. [TERMS.] *In sections 13 to 33, the terms defined in this section have the meaning given them.*

Subd. 2. [AUTHORITY.] *"Authority" means an economic development authority, unless specified otherwise.*

Subd. 3. [CITY.] *"City" means a home rule charter or statutory city.*

Subd. 4. [DEVELOPMENT.] *"Development" includes redevelopment, and developing includes redeveloping.*

Subd. 5. [COST OF REDEVELOPMENT.] *"Cost of redevelopment" means, with respect to an economic development district project, the cost of:*

(a) acquiring property, whether by purchase, lease, condemnation, or otherwise;

(b) demolishing or removing structures or other improvements on acquired properties;

(c) correcting soil deficiencies necessary to develop or use the property for an appropriate use as determined by the authority;

(d) constructing or installing public improvements, including streets, roads, and utilities;

(e) providing relocation benefits to the occupants of acquired properties;

(f) planning, engineering, legal and other services necessary to carry out the functions listed in clauses (a) to (e); and

(g) the allocated administrative expenses of the authority for the project.

Sec. 14. [458C.03] [ECONOMIC DEVELOPMENT AUTHORITY; ESTABLISHMENT.]

A city may, by adopting an enabling resolution in compliance with the procedural requirements of section 16, establish an economic development authority that, subject to section 15, has the powers contained in sections 13 to 33 and a housing and redevelopment authority under chapter 462 or other law, and a city under chapter 472A or other law. If the economic development authority exercises the powers of a housing and redevelopment authority contained in chapter 462 or other law, the city shall exercise the powers relating to a housing and redevelopment authority granted to a city by chapter 462 or other law.

Sec. 15. [458C.04] [LIMIT OF POWERS.]

Subdivision 1. [RESOLUTION.] *The enabling resolution may impose the following limits upon the actions of the authority:*

(1) that the authority must not exercise any specified powers contained in sections 13 to 33, chapters 462 and 472A or that the authority must not exercise any powers without the prior approval of the city council;

(2) that, except when previously pledged by the authority, the city council may, by resolution, require the authority to transfer any portion of the reserves generated by activities of the authority that the city council determines is not necessary for the successful operation of the authority, to the debt service fund of the city, to be used solely to reduce tax levies for bonded indebtedness of the city;

(3) that the sale of all bonds or obligations issued by the authority be approved by the city council before issuance;

(4) that the authority follow the budget process for city departments as provided by the city and as implemented by the city council and mayor;

(5) that all official actions of the authority must be consistent with the adopted comprehensive plan of the city, and any official controls implementing the comprehensive plan;

(6) that the authority submit all planned activities for influencing the action of any other governmental agency, subdivision, or body to the city council for approval;

(7) that the authority submit its administrative structure and management

practices to the city council for approval; and

(8) any other limitation or control established by the city council by the enabling resolution.

Subd. 2. [MODIFICATION OF RESOLUTION.] *The enabling resolution may be modified at any time, subject to subdivision 5, and provided that any modification is made in accordance with section 15.*

Subd. 3. [REPORT ON RESOLUTION.] *Without limiting the right of the authority to petition the city council at any time, each year, within 60 days of the anniversary date of the first adoption of the enabling resolution, the authority shall submit to the city council a report stating whether and how the enabling resolution should be modified. Within 30 days of receipt of the recommendation, the city council shall review the enabling resolution, consider the recommendations of the authority, and make any modification it considers appropriate. Modifications must be made in accordance with the procedural requirements of section 16.*

Subd. 4. [COMPLIANCE.] *The city council's determination that the authority has complied with the limitations imposed under this section is conclusive.*

Subd. 5. [LIMITS; SECURITY.] *Limits imposed under this section must not be applied in a manner that impairs the security of any bonds issued or contracts executed before the limit is imposed. The city council must not modify any limit in effect at the time any bonds or obligations are issued or contracts executed to the detriment of the holder of the bonds or obligations or any contracting party.*

Sec. 16. [458C.05] [PROCEDURAL REQUIREMENT.]

Subdivision 1. [ENABLING RESOLUTION.] *The creation of an authority by a city must be by written resolution known as the enabling resolution. Before adopting the enabling resolution, the city council shall conduct a public hearing. Notice of the time and place of hearing, a statement of the purpose of the hearing, and a summary of the resolution must be published in a newspaper of general circulation within the city once a week for two consecutive weeks. The first publication must appear not more than 30 days from the date of the public hearing.*

Subd. 2. [MODIFICATIONS.] *All modifications to the enabling resolution must be by written resolution and must be adopted after notice is given and a public hearing conducted as required for the original adoption of the enabling resolution.*

Sec. 17. [458C.06] [TRANSFER OF AUTHORITY.]

Subdivision 1. [ECONOMIC DEVELOPMENT, HOUSING, REDEVELOPMENT POWERS.] *The city may, by ordinance, divide any economic development, housing, and redevelopment powers granted under chapter 462 and this chapter between the economic development authority and any other authority or commission established under statute or city charter for economic development, housing, or redevelopment.*

Subd. 2. [PROJECT CONTROL, AUTHORITY, OPERATION.] *The city may, by resolution, transfer the control, authority, and operation of any*

project as defined in section 273.73, subdivision 8, or any other program or project authorized by chapter 462 or 472A located within the city, from the governmental agency or subdivision that established the project to the economic development authority. The city council may also require acceptance of control, authority, and operation of the project by the economic development authority. The economic development authority may exercise all of the powers that the governmental unit establishing the project could exercise with respect to the project.

When a project or program is transferred to the economic development authority, the authority shall covenant and pledge to perform the terms, conditions, and covenants of the bond indenture or other agreements executed for the security of any bonds issued by the governmental subdivision that initiated the project or program. The economic development authority may exercise all of the powers necessary to perform the terms, conditions, and covenants of any indenture or other agreements executed for the security of the bonds and shall become obligated on the bonds when the project or program is transferred as provided in this subdivision.

Subd. 3. [TRANSFER OF PERSONNEL.] *Notwithstanding any other law or charter provision to the contrary, the city council may, by resolution, place any employees of the housing and redevelopment authority under the direction, supervision, or control of the economic development authority. The placement of any employees under the direction, supervision, or control of the economic development authority does not affect the rights of any employees of the housing and redevelopment authority, including any rights existing under a collective bargaining agreement or fringe benefit plan. The employees shall become employees of the economic development authority.*

Sec. 18. [458C.07] [ECONOMIC DEVELOPMENT AUTHORITY.]

An economic development authority is a public body corporate and politic and a political subdivision of the state with the right to sue and be sued in its own name. An authority carries out an essential governmental function when it exercises its power, but the authority is not immune from liability because of this.

Sec. 19. [458C.08] [COMMISSIONERS; APPOINTMENT, TERMS, VACANCIES, PAY, REMOVAL.]

Subdivision 1. [COMMISSIONERS.] *Except as provided in subdivision 2, clause (d), an economic development authority shall consist of either three, five, or seven commissioners who shall be appointed after the enabling resolution provided for in section 16 becomes effective. The resolution must indicate the number of commissioners constituting the authority.*

Subd. 2. [APPOINTMENT, TERMS; VACANCIES.] *(a) Three-member authority: the commissioners constituting a three-member authority, one of whom must be a member of the city council, shall be appointed by the mayor with the approval of the city council. Those initially appointed shall be appointed for terms of two, four, and six years, respectively. Thereafter all commissioners shall be appointed for six-year terms.*

(b) Five-member authority: the commissioners constituting a five-member authority, two of whom must be members of the city council, shall be appointed by the mayor with the approval of the city council. Those initially

appointed shall be appointed for terms of two, three, four, and five years respectively and one member for six years. Thereafter all commissioners shall be appointed for six-year terms.

(c) Seven-member authority: the commissioners constituting a seven-member authority, two of whom must be members of the city council, shall be appointed by the mayor with the approval of the city council. Those initially appointed shall be appointed for terms of one, two, three, four, and five years respectively and two members for six years. Thereafter all commissioners shall be appointed for six-year terms.

(d) The enabling resolution may provide that the members of the city council shall serve as the commissioners.

(e) The enabling resolution may provide for the appointment of members of the city council in excess of the number required in clauses (a), (b), and (c).

(f) A vacancy is created in the membership of an authority when a city council member of the authority ends council membership. A vacancy for this or another reason must be filled for the balance of the unexpired term, in the manner in which the original appointment was made. The city council may set the term of the commissioners who are members of the city council to coincide with their term of office as members of the city council.

Subd. 3. [INCREASE IN COMMISSION MEMBERS.] *An authority may be increased from three to five or seven members, or from five to seven members by a resolution adopted by the city council following the procedure provided for modifying the enabling resolution in section 16.*

Subd. 4. [COMPENSATION AND REIMBURSEMENT.] *A commissioner, including the president, shall be paid for attending each regular or special meeting of the authority in an amount to be determined by the city council. In addition to receiving pay for meetings, the commissioners may be reimbursed for actual expenses incurred in doing official business of the authority. All money paid for compensation or reimbursement must be paid out of the authority's budget.*

Subd. 5. [REMOVAL FOR CAUSE.] *A commissioner may be removed by the city council for inefficiency, neglect of duty, or misconduct in office. A commissioner shall be removed only after a hearing. A copy of the charges must be given to the commissioner at least ten days before the hearing. The commissioner must be given an opportunity to be heard in person or by counsel at the hearing. When written charges have been submitted against a commissioner, the city council may temporarily suspend the commissioner. If the city council finds that those charges have not been substantiated, the commissioner shall be immediately reinstated. If a commissioner is removed, a record of the proceedings, together with the charges and findings, shall be filed in the office of the city clerk.*

Sec. 20. [458C.09] [OFFICERS; DUTIES; ORGANIZATIONAL MATTERS.]

Subdivision 1. [BYLAWS, RULES, SEAL.] *An authority may adopt bylaws and rules of procedure and shall adopt an official seal.*

Subd. 2. [OFFICERS.] *An authority shall elect a president, a vice presi-*

dent, a treasurer, a secretary, and an assistant treasurer. The authority shall elect the president, treasurer, and secretary annually. A commissioner must not serve as president and vice president at the same time. The other offices may be held by the same commissioner. The offices of secretary and assistant treasurer need not be held by a commissioner.

Subd. 3. [DUTIES AND POWERS.] *The officers have the usual duties and powers of their offices. They may be given other duties and powers by the authority.*

Subd. 4. [TREASURER'S DUTIES.] *The treasurer:*

(1) shall receive and is responsible for authority money;

(2) is responsible for the acts of the assistant treasurer;

(3) shall disburse authority money by check only;

(4) shall keep an account of the source of all receipts, and the nature, purpose, and authority of all disbursements; and

(5) shall file the authority's detailed financial statement with its secretary at least once a year at times set by the authority.

Subd. 5. [ASSISTANT TREASURER.] *The assistant treasurer has the powers and duties of the treasurer if the treasurer is absent or disabled.*

Subd. 6. [TREASURER'S BOND.] *The treasurer shall give bond to the state conditioned for the faithful discharge of official duties. The bond must be approved as to form and surety by the authority and filed with the secretary. The bond must be for twice the amount of money probably on hand at any one time, as determined at least annually by the authority. However, the bond must not exceed $300,000.*

Subd. 7. [PUBLIC MONEY.] *Authority money is public money.*

Subd. 8. [CHECKS.] *An authority check must be signed by the treasurer and one other officer named by the authority in a resolution. The check must state the name of the payee and the nature of the claim that the check is issued for.*

Subd. 9. [FINANCIAL STATEMENT.] *The authority's detailed financial statement must show all receipts and disbursements, their nature, the money on hand, the purposes to which the money on hand is to be applied, the authority's credits and assets, and its outstanding liabilities in a form required for the city's financial statements. The authority shall examine the statement together with the treasurer's vouchers. If the authority finds that the statement and vouchers are correct, it shall approve them by resolution and enter the resolution in its records.*

Sec. 21. [458C.10] [EMPLOYEES; SERVICES; SUPPLIES.]

Subdivision 1. [EMPLOYEES.] *An economic development authority may employ an executive director, a chief engineer, other technical experts and agents, and other employees as it may require, and determine their duties, qualifications, and compensation.*

Subd. 2. [CONTRACT FOR SERVICES.] *The authority may contract for the services of consultants, agents, public accountants, and other persons*

needed to perform its duties and exercise its powers.

Subd. 3. [LEGAL SERVICES.] *The authority may use the services of the city attorney or hire a general counsel for its legal needs. The city attorney or general counsel, as determined by the authority, is its chief legal advisor.*

Subd. 4. [SUPPLIES.] *The authority may purchase the supplies and materials it needs to carry out sections 13 to 33.*

Subd. 5. [CITY PURCHASING.] *An authority may use the facilities of its city's purchasing department in connection with construction work and to purchase equipment, supplies, or materials.*

Subd. 6. [CITY FACILITIES, SERVICES.] *A city may furnish offices, structures and space, and stenographic, clerical, engineering, or other assistance to its authority.*

Subd. 7. [DELEGATION POWER.] *The authority may delegate to one or more of its agents or employees powers or duties as it may deem proper.*

Sec. 22. [458C.11] [CONFLICT OF INTEREST.]

Except as authorized in section 471.88 a commissioner, officer, or employee of an authority must not acquire any financial interest, direct or indirect, in any project or in any property included or planned to be included in any project, nor shall the person have any financial interest, direct or indirect, in any contract or proposed contract for materials or service to be furnished or used in connection with any project.

Sec. 23. [458C.12] [DEPOSITORIES; DEFAULT; COLLATERAL.]

Subdivision 1. [NAMED; BOND.] *Every two years an authority shall name national or state banks within the state as depositories. Before acting as a depository, a named bank shall give the authority a bond approved as to form and surety by the authority. The bond must be conditioned for the safekeeping and prompt repayment of deposits. The amount of bond must be at least equal to the maximum sums expected to be deposited at any one time.*

Subd. 2. [ONE BANK ACCOUNT.] *An authority may deposit all its money from any source in one bank account.*

Subd. 3. [DEFAULT; COLLATERAL.] *When authority funds are deposited by the treasurer in a bonded depository, the treasurer and the surety on the treasurer's official bond are exempt from liability for the loss of the deposits because of the failure, bankruptcy, or other act or default of the depository. However, an authority may accept assignments of collateral from its depository to secure deposits just as assignments of collateral are permitted by law to secure deposits of the authority's city.*

Sec. 24. [458C.13] [OBLIGATIONS.]

Subdivision 1. [TAXES AND ASSESSMENTS PROHIBITED.] *An authority must not levy a tax or special assessment, except as otherwise provided in sections 13 to 33, pledge the credit of the state or the state's municipal corporations or other subdivisions, or incur an obligation enforceable on property not owned by the authority.*

Subd. 2. [BUDGET TO CITY.] *Annually, at a time fixed by charter, resolution, or ordinance of the city, an authority shall send its budget to its city's*

council. The budget must include a detailed written estimate of the amount of money that the authority expects to need from the city to do authority business during the next fiscal year. The needed amount is what is needed in excess of any expected receipts from other sources.

Subd. 3. [FISCAL YEAR.] *The fiscal year of the authority must be the same as the fiscal year of its city.*

Subd. 4. [REPORT TO CITY.] *Annually, at a time and in a form fixed by the city council, the authority shall make a written report to the council giving a detailed account of its activities and of its receipts and expenditures during the preceding calendar year, together with additional matters and recommendations it deems advisable for the economic development of the city.*

Subd. 5. [AUDITS.] *The financial statements of the authority must be prepared, audited, filed, and published or posted in the manner required for the financial statements of the city that established the authority. The financial statements must permit comparison and reconciliation with the city's accounts and financial reports. The report must be filed with the state auditor by June 30 of each year. The auditor shall review the report and may accept it or, in the public interest, audit the books of the authority.*

Subd. 6. [COMPLIANCE EXAMINATIONS.] *At the request of the city or upon the auditor's initiative, the state auditor may make a legal compliance examination of the authority for that city. Each authority examined must pay the total cost of the examination, including the salaries paid to the examiners while actually engaged in making the examination. The state auditor may bill monthly or at the completion of the audit. All collections received must be deposited in the revolving fund of the state auditor.*

Sec. 25. [458C.14] [ECONOMIC DEVELOPMENT DISTRICTS; SCHEDULE OF POWERS.]

Subdivision 1. [ESTABLISHMENT.] *An economic development authority may create and define the boundaries of economic development districts at any place or places within the city if the district satisfies the requirements of section 273.73, subdivision 10, except that the district boundaries must be contiguous, and may use the powers granted in sections 13 to 33 to carry out its purposes. First the authority must hold a public hearing on the matter. At least ten days before the hearing, the authority shall publish notice of the hearing in a daily newspaper of general circulation in the city. Also, the authority shall find that an economic development district is proper and desirable to establish and develop within the city.*

Subd. 2. [ACQUIRE PROPERTY.] *The economic development authority may acquire by lease, purchase, gift, devise, or condemnation proceedings the needed right, title, and interest in property to create economic development districts. It shall pay for the property out of money it receives under sections 13 to 33. It may hold and dispose of the property subject to the limits and conditions in sections 13 to 33. The title to property acquired by condemnation or purchase must be in fee simple, absolute. The authority may accept an interest in property acquired in another way subject to any condition of the grantor or donor. The condition must be consistent with the proper use of the property under sections 13 to 33. Property acquired, owned,*

leased, controlled, used, or occupied by the authority for any of the purposes of this section is for public governmental and municipal purposes and is exempt from taxation by the state or by its political subdivisions. The exemption applies only while the authority holds property for its own purpose. The exemption is subject to the provisions of section 272.02, subdivision 5. When property is sold it begins to be taxed again.

Subd. 2a. [OPTIONS.] *The economic development authority may sign options to purchase, sell, or lease property.*

Subd. 3. [EMINENT DOMAIN.] *The economic development authority may use eminent domain under chapter 117, or under its city's charter to acquire property it is authorized to acquire by condemnation. The authority may acquire in this way property acquired by its owner by eminent domain or property already devoted to a public use only if its city's council approves. The authority may possess property to be condemned after it files a petition in condemnation proceedings describing the property. The authority may abandon the condemnation before taking possession.*

Subd. 4. [CONTRACTS.] *The economic development authority may make contracts for the purpose of economic development within the powers given it in sections 13 to 33. The authority may contract or arrange with the federal government, or any of its departments, with persons, public corporations, the state, or any of its political subdivisions, commissions, or agencies, for separate or joint action, on any matter related to using the authority's powers or doing its duties. The authority may contract to purchase and sell real and personal property. However, an obligation or expense must not be incurred except when existing appropriations together with the reasonable expected revenue of the authority from other sources are sufficient to discharge the obligation or pay the expense when due. The state and its municipal subdivisions are not liable on the obligations.*

Subd. 4a. [LIMITED PARTNER.] *The economic development authority may be a limited partner in a partnership whose purpose is consistent with the authority's purpose.*

Subd. 5. [RIGHTS; EASEMENTS.] *The economic development authority may acquire rights or an easement for a term of years or perpetually for development of an economic development district.*

Subd. 6. [SUPPLIES; MATERIALS.] *The economic development authority may buy the supplies and materials it needs to carry out this section.*

Subd. 7. [RECEIVE PUBLIC PROPERTY.] *The economic development authority may accept land, money, or other assistance, whether by gift, loan or otherwise, in any form from the federal or state government, or an agency of either, or a local subdivision of state government to carry out sections 13 to 33 and to acquire and develop an economic development district and its facilities under this section.*

Subd. 8. [DEVELOPMENT DISTRICT AUTHORITY.] *The economic development authority may sell or lease land held by it for economic development in economic development districts. The authority may furnish capital equipment permanently or used exclusively on the lands or in the buildings if necessary to the purposes of the buildings or structures. The authority must*

intend that the buildings, structures, and equipment be leased or sold to private persons to further develop the economic development district.

The authority may acquire, develop, sell, or lease single or multiple tracts of land regardless of size, to be developed as a part of the economic development of the district under sections 13 to 33.

Subd. 9. [FOREIGN TRADE ZONE.] *The economic development authority may apply to the board defined in United States Code, title 19, section 81a, for the right to use the powers provided in United States Code, title 19, sections 81a to 81u. If the right is granted, the authority may use the powers. One authority may apply with another authority.*

Subd. 10. [RELATION TO CHAPTER 474.] *The economic development authority may exercise powers and duties of a redevelopment agency under chapter 474, for a purpose in sections 13 to 33 or 462.411 to 462.705. The authority may also use the powers and duties in sections 13 to 33 and 462.411 to 462.705 for a purpose in chapter 474.*

Subd. 11. [PUBLIC FACILITIES.] *The authority may operate and maintain a public parking facility or other public facility to promote development in an economic development district.*

Sec. 26. [458C.15] [GENERAL OBLIGATION BONDS.]

Subdivision 1. [AUTHORITY; PROCEDURE.] *An economic development authority may issue general obligation bonds in the principal amount authorized by two-thirds majority vote of its city's council. The bonds may be issued in anticipation of income from any source. The bonds may be issued: (1) to secure funds needed by the authority to pay for acquired property or (2) for other purposes in sections 13 to 33. The bonds must be in the amount and form and bear interest at the rate set by the city council. The authority shall sell the bonds to the highest bidder. The authority shall publish notice of the time and the place for receiving bids, once at least two weeks before the bid deadline. Sections 13 to 33 govern issuance of the bonds. When those sections are silent, chapter 475 governs. The authority when issuing the bonds is a municipal corporation under chapter 475, and issuance of the bonds is subject to the provisions of chapter 475.*

Subd. 2. [DETAIL; MATURITY.] *The authority with the consent of its city's council shall set the date, denominations, place of payment, form, and details of the bonds. The bonds must mature serially. The first installment is due in not more than three years and the last in not more than 20 years from the date of issuance.*

Subd. 3. [SIGNATURES; COUPONS; LIABILITY.] *The bonds must be signed by the president of the authority, be attested by its secretary, and be countersigned by its treasurer; the signatures may be facsimile signatures. The interest coupons if any, must be attached to the bonds. The coupons must be executed and authenticated by the printed, engrossed, or lithographed facsimile signature of the authority's president and secretary. The bonds do not impose any personal liability on a member of the authority.*

Subd. 4. [PLEDGE.] *The bonds must be secured by the pledge of the full faith, credit, and resources of the issuing authority's city. The authority may pledge the full faith, credit, and resources of the city only if the city specifi-*

cally authorizes the authority to do so. The city council must first decide whether the issuance of the bonds by the authority is proper in each case and if so, what amount of bonds to issue. The city council shall give specific consent in an ordinance to the pledge of the city's full faith, credit, and resources. The authority shall pay the principal amount of the bonds and the interest on it from taxes levied under this section to make the payment or from authority income from any source.

)ls150 *Subd. 5.* [TAX LEVY.] *An authority that issues bonds under this section, shall, before issuing them, levy a tax for each year on the taxable property in the authority's city. The tax must be for at least five percent more than the amount required to pay the principal and interest on the bonds as the principal and interest mature. The tax must be levied annually until the principal and interest are paid in full. After the bonds have been delivered to the purchasers, the tax must not be repealed until the debt is paid. After the bonds are issued, the authority need not take any more action to authorize extending, assessing, and collecting the tax. The authority's secretary shall immediately send a certified copy of the levy to the county auditor. The secretary shall send with the copy full information on the bonds for which the tax is levied. The county auditor shall extend and assess the levied tax annually until the principal and interest are paid in full. The authority shall transfer the surplus from the excess levy in this section to a sinking fund after the principal and interest for which the tax was levied and collected is paid. The authority may direct its secretary to send a certificate to the county auditor before October 15 in a year. The certificate must state how much available income including the amount in the sinking fund the authority will use to pay principal or interest or both on each specified issue of the authority's bonds. The auditor shall then reduce the bond levy for that year by that amount. The authority shall then set aside the certified amount and may not use it for any purpose except to pay the principal and interest on the bonds. The taxes in this section shall be collected and sent to the authority by the county treasurer under the law on collection of other taxes. The taxes must be used only to pay the bonds when due.*

Subd. 6. [AUTHORIZED SECURITIES.] *Bonds legally issued under this chapter are authorized securities under section 50.14. A savings bank, trust company, or insurance company may invest in them. A public or municipal corporation may invest its sinking funds in them. The bonds may be pledged by a bank or trust company as security for the deposit of public money in place of a surety bond.*

The authority's bonds are instrumentalities of a public governmental agency.

Sec. 27. [458C.16] [REVENUE BONDS; PLEDGE; COVENANTS.]

Subdivision 1. [AUTHORITY.] *An economic development authority may decide by resolution to issue its revenue bonds either at one time or in series from time to time. The revenue bonds may be issued to provide money to pay to acquire land needed to operate the authority, to purchase or construct facilities, to purchase, construct, install, or furnish capital equipment to operate a facility for economic development of any kind within the city, or to pay to extend, enlarge, or improve a project under its control. The issued bonds may include the amount the authority considers necessary to establish*

an initial reserve to pay principal and interest on the bonds. The authority shall state in a resolution how the bonds and their attached interest coupons are to be executed.

Subd. 2. [FORM.] *The bonds of each series issued by the authority under this section shall bear interest at a rate or rates, shall mature at the time or times within 20 years from the date of issuance and shall be in the form, whether payable to bearer, registrable as to principal, or fully registrable, as may be determined by the authority. Section 26, subdivision 6, applies to all bonds issued under this section, and the bonds and their coupons, if any, when payable to bearer, shall be negotiable instruments.*

Subd. 3. [SALE.] *The sale of revenue bonds issued by the authority shall be at public or private sale. The bonds may be sold in the manner and for the price that the authority determines to be for the best interest of the authority. The bonds may be made callable, and if so issued, may be refunded.*

Subd. 4. [AGREEMENTS.] *The authority may by resolution make an agreement or covenant with the bondholders or their trustee. The authority must first decide that the agreement or covenant is needed or desirable to do what the authority may do under this section and to assure that the revenue bonds are marketable and promptly paid.*

Subd. 5. [REVENUE PLEDGE.] *In issuing general obligation or revenue bonds, the authority may secure the payment of the principal and the interest on the bonds by a pledge of and lien on authority revenue. The revenue must come from the facility to be acquired, constructed, or improved with the bond proceeds or from other facilities named in the bond-authorizing resolutions. The authority also may secure the payment with its promise to impose, maintain, and collect enough rentals, rates and charges, for the use and occupancy of the facilities and for services furnished in connection with the use and occupancy, to pay its current expenses to operate and maintain the named facilities, and to produce and put enough net revenue in a special fund to meet the interest and principal requirements of the bonds, and to collect and keep any more money required by the resolutions. The authority shall decide what is current expense under this subdivision based on what is normal and reasonable under accepted accounting principles. Revenues pledged by the authority must not be used or pledged for any other authority purpose or to pay any other bonds issued under this section or under section 26, unless the other use or pledge is specifically authorized in the bond-authorizing resolutions.*

Subd. 6. [NOT CITY DEBT.] *Revenue bonds issued under this section are not a debt of the authority's city nor a pledge of that city's full faith and credit. The bonds are payable only from project revenue as described in this section. A revenue bond must contain on its face a statement to the effect that the economic development authority and its named city do not have to pay the bond or the interest on it except from revenue and that the faith, credit, and taxing power of the city are not pledged to pay the principal of or the interest on the bond.*

Subd. 7. [NOT APPLICABLE.] *Sections 474.01, subdivisions 7a, 7b, and 8 and 474.02, subdivision 1d, do not apply to revenue bonds issued under this section and chapter 474 if the interest on the revenue bonds is subject to both state and federal income tax or if the revenue bond proceeds are not*

loaned by the authority to a private person.

Subd. 8. [TAX INCREMENT BONDS.] *Obligations secured or payable from tax increment revenues and issued pursuant to this section or section 26 are subject to the provisions of section 273.77.*

Sec. 28. [458C.17] [SECTIONS THAT APPLY IF FEDERAL LIMIT APPLIES.]

Sections 474.16 to 474.23 apply to obligations issued under sections 13 to 33 that are limited by a federal limitation act defined in section 474.16, subdivision 5.

Sec. 29. [458C.18] [ADDITIONAL POWERS.]

Subdivision 1. [AS AGENT.] *An economic development authority may cooperate with or act as agent for the federal or the state government, or a state public body, or an agency or instrumentality of a government or a public body to carry out sections 13 to 33 or any other related federal, state or local law in the area of economic development district improvement.*

Subd. 2. [STUDIES, ANALYSIS, RESEARCH.] *An authority may study and analyze economic development needs in the city, and ways to meet the needs. An authority may study the desirable patterns for land use for economic development and community growth and other factors affecting local economic development in the city and make the result of the studies available to the public and to industry in general. An authority may engage in research and give out information on economic development within the city.*

Subd. 3. [PUBLIC RELATIONS.] *To further an authorized purpose an authority may (1) join an official, industrial, commercial, or trade association, or another organization concerned with the purpose, (2) have a reception of officials who may contribute to advancing the city and its economic development, and (3) carry out other public relations activities to promote the city and its economic development. Activities under this subdivision have a public purpose.*

Subd. 4. [ACCEPT PUBLIC LAND.] *An authority may accept conveyances of land from all other public agencies, commissions or other units of government, if the land can be properly used by the authority in an economic development district, to carry out the purposes of sections 13 to 33.*

Subd. 5. [ECONOMIC DEVELOPMENT.] *An authority may carry out the law on economic development districts to develop and improve the lands in an economic development district to make it suitable and available for economic development uses and purposes. An authority may fill, grade, and protect the property and do anything necessary and expedient, after acquiring the property, to make it suitable and attractive as a tract for economic development. An authority may lease some or all of its lands or property and may set up local improvement districts in all or part of an economic development district.*

In general, with respect to an economic development district, an authority may use all the powers given an economic development authority by law.

Subd. 6. [AS BORROWER.] *An authority after authorizing bonds under section 26 or 27 may borrow to provide money immediately required for the*

bond purpose. The loans must not exceed the amount of the bonds. The authority shall by resolution decide the terms of the loans. The loans must be evidenced by negotiable notes due in not more than 12 months from the date of the loan payable to the order of the lender or to bearer, to be repaid with interest from the proceeds of the bonds when the bonds are issued and delivered to the bond purchasers. The loan must not be obtained from any commissioner of the authority or from any corporation, association, or other institution of which an authority commissioner is a stockholder or officer.

Subd. 7. [AS LENDER.] *The proceeds of obligations issued by an authority under section 27 and temporary loans obtained under this section may be used to make or purchase loans for economic development facilities that the authority believes will require financing. To make or purchase the loans, the authority may enter into loan and related agreements, both before and after issuing the obligations, with persons, firms, public or private corporations, federal or state agencies, and governmental units under terms and conditions the authority considers appropriate. A governmental unit in the state may apply, contract for, and receive the loans. Chapter 475 does not apply to the loans.*

Subd. 8. [MINED SPACE DEVELOPMENT.] *Upon delegation by a municipality as provided in section 472B.08, an authority may exercise any of the delegated powers in connection with mined underground space development under sections 472B.03 to 472B.07.*

Subd. 9. [CITY FACILITIES, SERVICES.] *An authority city may furnish offices, structures, and space, stenographic, clerical, engineering, or other assistance to its authority.*

Sec. 30. [458C.19] [SALE OF PROPERTY.]

Subdivision 1. [POWER.] *An economic development authority may sell and convey property owned by it within the city or an economic development district. First, the authority must decide that the sale and conveyance are in the best interests of the city or district and its people, and that the transaction furthers its general plan of economic development. This section is not limited by other law on powers of economic development authorities.*

Subd. 2. [NOTICE; HEARING.] *An authority shall hold a hearing on the sale. At the hearing a taxpayer may testify for or against the sale. At least ten, but not more than 20, days before the hearing the authority shall publish notice of the hearing on the proposed sale in a newspaper. The newspaper must be published and have general circulation in the authority's county and city. The notice must describe the property to be sold and state the time and place of the hearing. The notice must also state that the public may see the terms and conditions of the sale at the authority's office and that at the hearing the authority will meet to decide if the sale is advisable.*

Subd. 3. [DECISION; APPEAL.] *The authority shall make its findings and decision on whether the sale is advisable and enter its decision on its records within 30 days of the hearing. A taxpayer may appeal the decision. The appeal is made by filing a notice of appeal with the district court in the city or economic development district's county and serving the notice on the secretary of the authority, within 20 days after the decision is entered. The only ground for appeal is that the action of the authority was arbitrary,*

capricious, or contrary to law.

Subd. 4. [TERMS.] *The terms and conditions of sale of the property must include the use that the bidder will be allowed to make of it. The authority may require the purchaser to file security to assure that the property will be given that use. In deciding the sale terms and conditions the authority may consider the nature of the proposed use and the relation of the use to the improvement of the authority's city and the business and the facilities of the authority in general. The sale must be made on the authority's terms and conditions. The authority may publish an advertisement for bids on the property at the same time and in the same manner as the notice of hearing required in this section. The authority may award the sale to the bid considered by it to be most favorable considering the price and the specified intended use. The authority may also sell the property at private sale at a negotiated price if after its hearing the authority considers that sale to be in the public interest and to further the aims and purposes of sections 13 to 33.*

Subd. 5. [ONE-YEAR DEADLINE.] *The purchaser shall, within one year from the date of purchase, devote the property to its intended use, or shall begin work on the improvements to the property to devote it to that use. If the purchaser fails to do so, the authority may cancel the sale and title to the property shall return to it. The authority may extend the time to comply with a condition if the purchaser has good cause. The terms of sale may contain other provisions that the authority considers necessary and proper to protect the public interest. A purchaser must not transfer title to the property within one year of purchase without the consent of the authority.*

Subd. 6. [COVENANT RUNNING WITH THE LAND.] *A sale made under this section must incorporate in the deed as a covenant running with the land the conditions of sections 13 to 33 relating to the use of the land. If the covenant is violated the authority may declare a breach of the covenant and seek a judicial decree from the district court declaring a forfeiture and a cancellation of the deed.*

Subd. 7. [PLANS; SPECIFICATIONS.] *A conveyance must not be made until the purchaser gives the authority plans and specifications to develop the property sold. The authority must approve the plans and specifications in writing. The preparation of final plans and specifications before the hearing on the sale is not required by this subdivision but the authority may make that requirement.*

Sec. 31. [458C.20] [ADVANCES BY AUTHORITY.]

An authority may advance its general fund money or its credit, or both, without interest, for the objects and purposes of sections 13 to 33. The advances must be repaid from the sale or lease, or both, of developed or redeveloped lands. If the money advanced for the development or redevelopment was obtained from the sale of the authority's general obligation bonds, then the advances must have not less than the average annual interest rate that is on the authority's general obligation bonds that are outstanding at the time the advances are made. The authority may advance repaid money for more objects and purposes of sections 13 to 33 subject to repayment in the same manner. The authority must still use rentals of lands acquired with advanced money to collect and maintain reserves to secure the payment of principal and interest on revenue bonds issued to finance economic devel-

opment facilities, if the rentals have been pledged for that purpose under section 27. Advances made to acquire lands and to construct facilities for recreation purposes if authorized by law need not be reimbursed under this section. Sections 13 to 33 do not exempt lands leased from the authority to a private person, or entity from assessments or taxes against the leased property while the lessee is liable for the assessments or taxes under the lease.

Sec. 32. [458C.22] [CITY MAY LEVY TAXES FOR ECONOMIC DEVELOPMENT AUTHORITY.]

Subdivision 1. [CITY TAX LEVY.] *A city may, at the request of the authority, levy a tax in any year for the benefit of the authority. The tax must be for not more than .75 mill times the assessed valuation of taxable property in the city. The tax may be levied beyond levy limits in law. The amount levied must be paid by the city treasurer to the treasurer of the authority, to be spent by the authority.*

Subd. 2. [REVERSE REFERENDUM.] *A city may increase its levy for economic development authority purposes under subdivision 1 in the following way. Its city council must first pass a resolution stating the proposed amount of levy increase. The city must then publish the resolution together with a notice of public hearing on the resolution for two successive weeks in its official newspaper or if none exists in a newspaper of general circulation in the city. The hearing must be held two to four weeks after the first publication. After the hearing, the city council may decide to take no action or may adopt a resolution authorizing the proposed increase or a lesser increase. A resolution authorizing an increase must be published in the city's official newspaper or if none exists in a newspaper of general circulation in the city. The resolution is not effective if a petition requesting a referendum on the resolution is filed with the city clerk within 30 days of publication of the resolution. The petition must be signed by voters equaling five percent of the votes cast in the city in the last general election. The election must be held pursuant to the procedure specified in section 275.58.*

Sec. 33. [458C.23] [SPECIAL LAW; OPTIONAL USE.]

A city that has established a port authority by special law or that has been granted the power to establish a port authority by special law, or a city whose city council has been authorized to exercise the powers of a port authority by special law may elect to use the powers granted in sections 13 to 33. If the election is made, the powers and duties set forth in sections 13 to 33 supersede the special law and the special law must not be used anymore. The use of powers under sections 13 to 33 by a city described in this section does not impair the security of any obligations issued or contracts or agreements executed under the special law. Control, authority, and operation of any project may be transferred to the authority in the manner provided in section 17.

Sec. 34. [LEGISLATIVE FINDINGS.]

The statement of policy and the findings of the legislature in enacting Laws 1957, chapter 812, are confirmed and apply equally to the exercise of powers by economic development authorities and statutory or home rule charter cities pursuant to sections 13 to 33.

Sec. 35. Minnesota Statutes 1984, section 462C.02, subdivision 6, is

amended to read:

Subd. 6. "City" means any statutory or home rule charter city, or any public body which (a) is the housing and redevelopment authority in and for a city, ~~or~~ the port authority of a city, *or an economic development authority of a city established under sections 13 to 33*, and (b) is authorized by ordinance to exercise, on behalf of a city, the powers conferred by sections 462C.01 to 462C.08.

Sec. 36. Minnesota Statutes 1984, section 462C.02, subdivision 9, is amended to read:

Subd. 9. "Targeted area" means

(a) a development district established pursuant to section 472A.03,

(b) a development district established pursuant to Laws 1971, Chapter 677 as amended,

(c) a redevelopment project established pursuant to section 462.521,

(d) an industrial development district established pursuant to section 458.191,

(e) a census tract in which 70 percent or more of the families have income which is 80 percent or less of the statewide median family income as estimated by the United States department of housing and urban development, ~~or~~

(f) an area of chronic economic distress designated by the Minnesota housing finance agency, *or*

(g) an economic development district established pursuant to section 25.

Sec. 37. Minnesota Statutes 1985 Supplement, section 462C.12, subdivision 2, is amended to read:

Subd. 2. [POWERS.] The board is granted the following powers:

(a) The board may issue obligations and other forms of indebtedness under this section, subject to the terms and conditions set forth in the joint powers agreement, as may be from time to time amended.

(b) The board is authorized to exercise the powers conferred upon the cities of Minneapolis and St. Paul and their designated housing and redevelopment authorities, or the powers of an agency exercising the powers of a housing and redevelopment authority by this chapter and chapter 462 and any other general or special law of the state of Minnesota relating to housing or housing finance. The powers which may be exercised by the board include, without limitation, the power to undertake and implement projects, developments, or programs, the power to issue and sell obligations and other forms of indebtedness payable exclusively from the revenues of the programs, projects, or developments undertaken by the board, or any of the powers the Minnesota housing finance agency may exercise under chapter 462A, provided that the obligations and other forms of indebtedness may be sold upon terms and conditions as the board may from time to time determine. The board may exercise the powers conferred by this section only with respect to projects, programs, or developments within the corporate limits of the cities of Minneapolis and St. Paul, except as may be otherwise provided in a joint powers agreement entered into under section 471.59 between the board and

any other city, housing and redevelopment authority, ~~or~~ port authority *or economic development authority established under sections 13 to 33* in the state of Minnesota.

(c) For the purposes of section 462C.09, the board may be authorized by the cities of Minneapolis and St. Paul, or by any other city with which the board enters into a joint powers agreement, to issue revenue bonds or obligations in an amount not to exceed the amount of bonds allocated by general or special law to such cities, or the board may issue mortgage credit certificates in lieu thereof.

Sec. 38. Minnesota Statutes 1984, section 471.88, subdivision 1, is amended to read:

Subdivision 1. The governing body of any port authority, seaway port authority, *economic development authority*, town, school district, hospital district, county, or city, by unanimous vote, may contract for goods or services with an interested officer of the governmental unit in any of the following cases.

Sec. 39. Minnesota Statutes 1984, section 471.88, subdivision 9, is amended to read:

Subd. 9. When a port authority commissioner *or economic development authority commissioner* is engaged in or employed by a firm engaged in the business of importing or exporting or general trade, it shall be lawful for the authority to do business with the commissioner or his employer provided that in the fixing of any rates affecting shippers or users of the terminal facility, said commissioner shall not vote thereon.

Sec. 40. Minnesota Statutes 1984, section 471.88, subdivision 11, is amended to read:

Subd. 11. When a commissioner of any public housing ~~or~~, port authority, *or economic development authority* is employed by a bank engaged in making loans or performing trust services involving real or personal property affected by any plan or such housing or port authority, no restriction shall apply to any such loans made or trust services performed by said bank if the commissioner shall disclose the nature of such loans or trust services of which he has personal knowledge, which disclosure shall be entered upon the minutes of such authority.

Sec. 41. Minnesota Statutes 1985 Supplement, section 472B.04, is amended to read:

472B.04 [POWERS OF MUNICIPALITY.]

A municipality may, to accomplish the purposes of this chapter:

(1) exercise any or all powers enumerated in chapter 458, but only if the municipality has been granted authority to exercise the powers enumerated in *sections 13 to 33*, chapters 458, 462, 472, 472A, and 474, in conjunction with the powers granted by this chapter;

(2) provide public facilities pursuant to chapters 429, 430, and any charter provision or any special law;

(3) acquire, by lease, purchase, gift, condemnation, or otherwise, land or

interests in land, and convey land or interests in land. A municipality is empowered to acquire by condemnation any property, property right or interest in property, corporate or incorporeal, within its boundaries which may be needed by it for a project, for access, including surface and subsurface access, for ventilation, or for any other purpose which it finds by resolution to be needed by it in connection with mined underground space development; and the fact that the property or interest in property so needed has been acquired by the owner under the power of eminent domain, or is already devoted to a public use, or is owned by the University of Minnesota, any city, county, school district, town, other municipality, or other governmental subdivision, railroad, or public or private utility, shall not prevent its acquisition by the municipality by the exercise of the right of eminent domain hereby conferred, provided the existing use thereof is not impaired; the necessity of the taking of any property or interest in property by the municipality shall be determined by resolution duly adopted by the governing body of the municipality, which shall describe the property or interest as nearly as it may be described and state the use and purpose to which it is to be devoted; except as otherwise provided in this chapter, the right of eminent domain shall be exercised in accordance with chapter 117, provided that any exercise of the right of eminent domain hereby conferred shall not be for the purpose of preventing the development, mining, and use of mineral resources;

(4) acting alone or with others, acquire, purchase, construct, lease, mortgage, maintain, operate, and convey projects;

(5) borrow money to carry out the purposes of this chapter;

(6) enter into contracts, sue and be sued and do or accomplish all other acts and things necessary or convenient to carry out the purposes and policies of this chapter; and

(7) exercise bonding authority as provided in section 472B.05.

Sec. 42. Minnesota Statutes 1984, section 474.02, subdivision 3, is amended to read:

Subd. 3. "Redevelopment agency" means any port authority referred to in chapter 458, or any city authorized by general or special law to exercise the powers of a port authority; *any economic development authority referred to in sections 13 to 33;* any housing and redevelopment authority referred to in chapter 462 or any body authorized to exercise the powers of a housing and redevelopment authority; and any area or municipal redevelopment agency referred to in chapter 472.

Sec. 43. Minnesota Statutes 1984, section 474.16, subdivision 2, is amended to read:

Subd. 2. "Local issuer" means any home rule charter or statutory city, any town, any housing and redevelopment authority referred to in chapter 462 or any body authorized to exercise the powers of a housing and redevelopment authority, any port authority referred to in chapter 458, *any economic development authority referred to in sections 13 to 33,* or any body authorized to exercise the powers of a port authority, any area or municipal redevelopment agency referred to in chapter 472, any county, or any other municipal authority or agency established pursuant to special law other than the iron range resources and rehabilitation board, acting as an issuer of obli-

gations pursuant to law.

Sec. 44. [EFFECTIVE DATE.]

This article is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to public administration; authorizing home rule charter or statutory cities to establish economic development districts; granting powers to cities and authorities; permitting Aitkin county to levy a tax for development purposes; permitting the city of Breezy Point to increase its levy; providing for certain tax refunds in Aitkin county; permitting the establishment and providing for the powers and duties of economic development authorities; permitting an agreement to finance library construction in the city of McGregor; permitting a land exchange; permitting the establishment of special service districts in the cities of Cambridge and Lindstrom; amending Minnesota Statute 1984, sections 116D.04, subdivision 1a; 117.521, subdivision 3; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2 and 8; 273.86, subdivision 1; 355.11, subdivision 5; 375.09; 375.18, subdivision 7; 375A.11, subdivision 3; 375A.12, subdivisions 3 and 4; 383C.17; 462C.02, subdivisions 6 and 9; 465.72; 471.88, subdivisions 1, 9, and 11; 474.02, subdivision 3; and 474.16, subdivision 2; Minnesota Statutes 1985 Supplement, sections 273.75, subdivision 4; 353.01, subdivision 2a; 386.77; 395.08; 462C.12, subdivision 2; and 472B.04; proposing coding for new law in Minnesota Statutes, chapters 375 and 458; and proposing coding for new law as Minnesota Statutes, chapter 458C; repealing Minnesota Statutes 1984, sections 394.01; 394.02; 394.03; 394.04; and 394.05."

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

Senate Conferees: (Signed) Florian Chmielewski, Betty A. Adkins, Jim Gustafson

House Conferees: (Signed) Paul Anders Ogren, Ben Boo, Lynn H. Becklin

Mr. Chmielewski moved that the foregoing recommendations and Conference Committee Report on S.F. No. 1793 be now adopted, and that the bill be repassed as amended by the Conference Committee.

Mr. Waldorf moved that the recommendations and Conference Committee Report on S.F. No. 1793 be rejected and that the bill be re-referred to the Conference Committee as formerly constituted for further consideration.

CALL OF THE SENATE

Mr. Waldorf imposed a call of the Senate for the balance of the proceedings on S.F. No. 1793. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the motion of Mr. Waldorf.

The roll was called, and there were yeas 33 and nays 26, as follows:

Those who voted in the affirmative were:

Anderson	Diessner	Knutson	Pehler	Stumpf
Belanger	Dieterich	Kroening	Peterson, D.C.	Taylor
Benson	Frank	Kronebusch	Purfeerst	Vega
Berg	Frederickson	Langseth	Ramstad	Waldorf
Berglin	Freeman	Merriam	Reichgott	Wegscheid
Dahl	Johnson, D.E.	Moe, D.M.	Sieloff	
Dicklich	Knaak	Novak	Spear	

Those who voted in the negative were:

Adkins	DeCramer	Kamrath	Moe, R.D.	Solon
Bernhagen	Gustafson	Laidig	Olson	Willet
Bertram	Hughes	Lantry	Peterson, C.C.	
Brataas	Isackson	Lessard	Peterson, R.W.	
Chmielewski	Johnson, D.J.	Luther	Renneke	
Davis	Jude	McQuaid	Schmitz	

The motion prevailed.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Langseth moved that the following members be excused for a Conference Committee on H.F. No. 1599 from 9:00 to 11:00 p.m.:

Messrs. Langseth, Davis, Berg, Stumpf and DeCramer. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

RECONSIDERATION

Mr. Wegscheid moved that the vote whereby H.F. No. 397 failed to pass the Senate on March 17, 1986, be now reconsidered.

CALL OF THE SENATE

Mr. Wegscheid imposed a call of the Senate for the proceedings on H.F. No. 397. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the motion of Mr. Wegscheid.

The roll was called, and there were yeas 31 and nays 30, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Lessard	Purfeerst	Waldorf
Berglin	Frank	Luther	Reichgott	Wegscheid
Bertram	Freeman	Moe, R.D.	Samuelson	Willet
Dahl	Hughes	Novak	Schmitz	
Davis	Johnson, D.J.	Pehler	Solon	
DeCramer	Kroening	Peterson, C.C.	Stumpf	
Dicklich	Langseth	Pogemiller	Vega	

Those who voted in the negative were:

Anderson	Frederickson	Knaak	Mehrkens	Ramstad
Belanger	Gustafson	Knutson	Merriam	Renneke
Benson	Isackson	Kronebusch	Moe, D.M.	Sieloff
Bernhagen	Johnson, D.E.	Laidig	Olson	Spear
Brataas	Jude	Lantry	Peterson, D.C.	Storm
Dieterich	Kamrath	McQuaid	Peterson, R.W.	Taylor

The motion prevailed. So the vote was reconsidered.

H.F. No. 397: A bill for an act proposing an amendment to the Minnesota Constitution, article I, adding a section to provide that the right to keep and bear arms shall not be abridged; appropriating money.

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

The question was taken on the passage of the bill.

Mr. Moe, R.D. moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 30 and nays 35, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Johnson, D.J.	Novak	Schmitz
Berg	DeCramer	Kroening	Pehler	Solon
Berglin	Dicklich	Langseth	Peterson, C.C.	Stumpf
Bertram	Diessner	Lantry	Petty	Vega
Chmielewski	Frank	Lessard	Purfeerst	Wegscheid
Dahl	Hughes	Moe, R.D.	Samuelson	Willet

Those who voted in the negative were:

Anderson	Frederickson	Knaak	Merriam	Reichgott
Belanger	Freeman	Knutson	Moe, D.M.	Renneke
Benson	Gustafson	Kronebusch	Olson	Sieloff
Bernhagen	Isackson	Laidig	Peterson, D.C.	Spear
Brataas	Johnson, D.E.	Luther	Peterson, D.L.	Storm
Dieterich	Jude	McQuaid	Pogemiller	Taylor
Frederick	Kamrath	Mehrkens	Ramstad	Waldorf

So the bill failed to pass.

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 1869 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 1869

A bill for an act relating to utilities; changing the powers and responsibilities of the chair of the public utilities commission; requiring the governor to appoint the chair of the commission; changing qualification for commissioners; requiring commissioners to file certain financial information before taking office; prohibiting commissioners and certain employees from engaging in certain activity after leaving the commission; requiring the commission to adopt a code of conduct; providing penalties; amending Minnesota Statutes 1984, sections 216A.03, subdivision 3; and 216A.035; proposing coding for new law in Minnesota Statutes, chapter 216A.

March 17, 1986

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 1869, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S.F. No. 1869 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 216A.03, subdivision 1, is amended to read:

Subdivision 1. [MEMBERS.] ~~As of January 1, 1975~~ The public utilities commission shall consist of five members~~, three of whom shall be the members then serving, who shall continue to serve for the balance of their elective or appointive terms. There shall be two additional commissioners appointed by the governor with the advice and consent of the senate, one for a term expiring December 31, 1975, and one for a term expiring December 31, 1977. Thereafter~~ The terms of ~~all subsequent~~ members ~~of the commission~~ shall be six years and until their successors have been appointed and qualified. Each commissioner shall be appointed by the governor by and with the advice and consent of the senate. Not more than three commissioners shall belong to the same political party. *At least one commissioner must have been domiciled at the time of appointment outside the seven-county metropolitan area. If the membership of the commission after July 31, 1986, does not consist of at least one member domiciled at the time of appointment outside the seven-county metropolitan area, the membership shall conform to this requirement following normal attrition of the present commissioners.* The governor in his selection of commissioners shall give consideration to persons learned in the law or persons who have engaged in the profession of engineering, public accounting ~~or~~, property and utility valuation, *finance, physical or natural sciences, production agriculture, or natural resources* as well as being representative of the general public.

For purposes of this subdivision, "seven-county metropolitan area" means Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington counties.

Sec. 2. Minnesota Statutes 1984, section 216A.03, subdivision 3, is amended to read:

Subd. 3. [CHAIRMAN.] The ~~commission~~ *governor* shall ~~elect~~ *select* one of ~~their number~~ *the commissioners to serve as the* chairman ~~at the meeting of the commission in the second week in January of each year~~ for a term ~~of one year~~ *concurrent with that of the governor.*

If a vacancy occurs in the position of chairman, the ~~commission~~ *governor* shall ~~elect~~ *select* a new chairman to complete the unexpired term.

Sec. 3. Minnesota Statutes 1984, section 216A.035, is amended to read:

216A.035 [CONFLICT OF INTEREST.]

(a) No person during his term of membership on the public utilities commission, *while acting as executive secretary of the commission, or while employed in a professional capacity by the commission,* shall receive any ~~significant portion of his~~ income, *other than dividends or other earnings from a mutual fund or trust if these earnings do not constitute a significant portion of the person's income,* directly or indirectly from any public utility *or other organization subject to regulation by the commission.* ~~No person shall be eligible to be appointed as a member of the public utilities commis-~~

~~sion unless and until he divests himself of any significant interest or abandons any employment with a utility.~~

(b) No person is eligible to be appointed as a member of the commission if the person has been employed with an entity, or an affiliated company of an entity, that is subject to rate regulation by the commission within one year from the date when the person's term on the commission will begin.

(c) No person who is an employee of the public service department shall participate in any manner in any decision or action of the commission where he has a direct or indirect financial interest. Each commissioner or employee of the public service department who is in the general professional, supervisory, or technical units established in section 179A.10 or who is a professional, supervisory, or technical employee defined as confidential in section 179A.03, subdivision 4, or who is a management classification employee and whose duties are related to public utilities or transportation regulation shall report to the ethical practices board annually before April 15 any interest he has in an industry or business regulated by the commission. *Each commissioner shall file a statement of economic interest as required by section 10A.09 with the ethical practices board and the public utilities commission before taking office. The statement of economic interest must state any interest that the commissioner has in an industry or business regulated by the commission.*

(d) A professional employee of the commission or department must immediately disclose to the commission or to the director of the department, respectively, any communication, direct or indirect, with a person who is a party to a pending proceeding before the commission regarding future benefits, compensation, or employment to be received from that person.

Sec. 4. [216A.036] [EMPLOYMENT RESTRICTIONS.]

(a) A person who serves as (1) a commissioner of the public utilities commission, (2) director of the department of public service, or (3) deputy director of the department, shall not, while employed with or within one year after leaving the commission, or department, accept employment with, receive compensation directly or indirectly from, or enter into a contractual relationship with an entity, or an affiliated company of an entity, that is subject to rate regulation by the commission.

(b) An entity or an affiliated company of an entity that is subject to rate regulation by the commission, or a person acting on behalf of the entity, shall not negotiate or offer to employ or compensate a commissioner, the director, or the deputy director, while the person is so employed or within one year after the person leaves that employment.

(c) For the purposes of this section, "affiliated company" means a company that controls, is controlled by, or is under common control with an entity subject to rate regulation by the commission.

(d) A person who violates this section is subject to a civil penalty not to exceed $10,000 for each violation. The attorney general may bring an action in district court to collect the penalties provided in this section.

Sec. 5. [216A.037] [RULES.]

Subdivision 1. [EX PARTE COMMUNICATIONS.] *The commission*

shall adopt rules under chapter 14 prescribing permissible and impermissible ex parte communications.

The ex parte rules may prohibit only ex parte communications by commission members with a party relating to:

(1) a material issue during a pending contested case proceeding;

(2) a material issue in a rulemaking proceeding after the beginning of commission deliberations;

(3) a material issue in a disputed formal petition; and

(4) any other communication impermissible by law.

A contested case is pending from the time the commission refers the matter to the office of administrative hearings until the commission has issued its final order, and the time to petition for reconsideration has expired or the commission has issued an order finally disposing an application for reconsideration, whichever is later.

Subd. 2. [COMMUNICATIONS PROHIBITED.] *A commissioner shall not communicate, directly or indirectly, with a person or entity who is a party to a pending proceeding before the commission regarding past or future benefits or compensation to be received from that person or entity. The commission may dismiss a proceeding if an applicant, petitioner, or complainant violates this subdivision.*

Subd. 3. [CODE OF CONDUCT.] *Except as limited by subdivision 1, the commission shall adopt rules prescribing a code of conduct for commissioners and employees of the commission. The code of conduct must include standards to preserve the quasi-judicial function of the commission.*

The commission shall adopt emergency rules to implement this subdivision.

Sec. 6. Minnesota Statutes 1984, section 216B.16, subdivision 1a, is amended to read:

Subd. 1a. [SETTLEMENT BARRED.] When a public utility proposes changes in general rates that would increase general rates paid by consumers ~~by more than $500,000 annually~~, the commission ~~shall not~~ *may* approve the change ~~until after requiring the office of administrative hearings to conduct~~ *without* a contested case hearing ~~on, at a minimum, the appropriate rate base, expense and revenue levels for the test year, and the rate of return. If the formal parties to the contested case choose not to cross-examine the testimony presented, it shall be the duty of the commission and its staff to make inquiry of the witnesses presented to ensure that the testimony is well reasoned and constitutes substantial evidence. After a report of the examiner has been issued, the commission may proceed to take action on the proposed rates consistent with the provisions of this section. The commission shall not accept any stipulation that is not agreed to by~~ *if applicant and* all intervening parties *agree to a stipulated settlement of the case and the settlement is supported by substantial evidence. The commission shall accept or reject the settlement in its entirety and, at any time until its final order is issued in the case, may require the office of administrative hearings to conduct a contested case hearing.*

Sec. 7. Minnesota Statutes 1984, section 216B.16, subdivision 2, is amended to read:

Subd. 2. [SUSPENSION OF RATES; HEARING.] Whenever there is filed with the commission a schedule modifying or resulting in a change in any rates then in force as provided in subdivision 1, the commission may suspend the operation of the schedule by filing with the schedule of rates and delivering to the affected utility a statement in writing of its reasons for the suspension at any time before the rates become effective. The suspension shall not be for a longer period than ten months beyond the initial filing date. During the suspension the commission shall determine whether all questions of the reasonableness of the rates requested raised by persons deemed interested or by the administrative division of the department of public service can be resolved to the satisfaction of the commission. If the commission finds that all significant issues raised have not been resolved to its satisfaction, or upon petition by ten percent of the affected customers or 250 affected customers, whichever is less, it shall refer the matter to the office of administrative hearings with instructions for a public hearing as a contested case pursuant to chapter 14, except as otherwise provided in this section. The commission may order that the issues presented by the proposed rate changes be bifurcated into two separate hearings as follows: (1) determination of the utility's revenue requirements and (2) determination of the rate design. Upon issuance of both hearing examiner reports, the issues shall again be joined for consideration and final determination by the commission. All prehearing discovery activities of state agency intervenors shall be consolidated and conducted by the department of public service. If the commission does not make a final determination concerning a schedule of rates within ten months after the initial filing date, the schedule shall be deemed to have been approved by the commission*; except if a settlement has been submitted to and rejected by the commission, the schedule is deemed to have been approved 12 months after the initial filing*. For the purposes of this section, "final determination" means the initial decision of the commission and not any order which may be entered by the commission in response to a petition for rehearing or other further relief. The commission may further suspend rates until it determines all those petitions.

Sec. 8. Minnesota Statutes 1984, section 237.075, subdivision 1a, is amended to read:

Subd. 1a. [SETTLEMENT BARRED.] When a telephone company proposes changes in general rates that would increase general rates paid by consumers ~~by more than $500,000 annually~~, the commission ~~shall not~~ *may* approve the change ~~until after requiring the office of administrative hearings to conduct~~ *without* a contested case hearing ~~on, at a minimum, the appropriate rate base, expense and revenue levels for the test year, and the rate of return. If the formal parties to the contested case choose not to cross-examine the testimony presented, it shall be the duty of the commission and its staff to make inquiry of the witnesses presented to ensure that the testimony is well reasoned and constitutes substantial evidence. After a report of the examiner has been issued, the commission may proceed to take action on the proposed rates consistent with the provisions of this section. The commission shall not accept any stipulation that is not agreed to by~~ *if applicant and* all intervening parties *agree to a stipulated settlement of the case and the settlement is sup-*

ported by substantial evidence. The commission shall accept or reject the settlement in its entirety and, at any time until its final order is issued in the case, may require the office of administrative hearings to conduct a contested case hearing.

Sec. 9. Minnesota Statutes 1984, section 237.075, subdivision 2, is amended to read:

Subd. 2. [SUSPENSION OF RATES; HEARING.] Whenever there is filed with the commission as provided in subdivision 1 a schedule modifying or resulting in a change in any rate then in force, the commission may suspend the operation of the schedule by filing with the schedule of rates and delivering to the affected telephone company a statement in writing of its reasons for the suspension at any time before the rates become effective. The suspension shall not be for a longer period than ten months beyond the initial filing date. During the suspension the commission shall determine whether all questions of the reasonableness of the rates requested raised by persons deemed interested or by the administrative division of the department of public service can be resolved to the satisfaction of the commission. If the commission finds that all significant issues raised have not been resolved to its satisfaction, or upon petition by ten percent of the affected customers or 250 affected customers, whichever is less, it shall refer the matter to the office of administrative hearings with instructions for a public hearing as a contested case pursuant to chapter 14, except as otherwise provided in this section. The commission may order that the issues presented by the proposed rate changes be bifurcated into two separate hearings as follows: (1) determination of the telephone company's revenue requirements and (2) determination of the rate design. Upon issuance of both administrative law judge reports, the issues shall again be joined for consideration and final determination by the commission. All prehearing discovery activities of state agency intervenors shall be consolidated and conducted by the department of public service. If the commission does not make a final determination concerning a schedule of rates within ten months after the initial filing date, the schedule shall be deemed to have been approved by the commission; *except if a settlement has been submitted to and rejected by the commission, the schedule is deemed to have been approved 12 months after the initial filing.* For the purposes of this section, "final determination" means the initial decision of the commission and not any order which may be entered by the commission in response to a petition for rehearing or other further relief. The commission may further suspend rates until it determines all those petitions.

Sec. 10. [EFFECTIVE DATE.]

Sections 1 and 3, paragraphs (b), (c), and (d), and sections 4 and 5 are effective the day following final enactment. Section 3, paragraph (a), is effective July 1, 1986. Section 2 is effective January 1, 1987."

Delete the title and insert:

"A bill for an act relating to utilities; changing qualifications for members of the public utilities commission; requiring the governor to appoint the chair of the commission; requiring commissioners to file certain information before taking office; prohibiting commissioners and certain employees of the department of public service from engaging in certain activities prior to and after leaving the commission or the department; requiring the commission to

adopt rules relating to ex parte communications and a code of conduct; authorizing stipulated settlements in certain cases; prescribing penalties; amending Minnesota Statutes 1984, sections 216A.03, subdivisions 1 and 3; 216A.035; 216B.16, subdivisions 1a and 2; and 237.075, subdivisions 1a and 2; proposing coding for new law in Minnesota Statutes, chapter 216A."

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

Senate Conferees: (Signed) Neil Dieterich, Tad Jude, Fritz Knaak

House Conferees: (Signed) Elton R. Redalen, Joel Jacobs, David B. Gruenes

Mr. Dieterich moved that the foregoing recommendations and Conference Committee Report on S.F. No. 1869 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.

S.F. No. 1869 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Novak	Schmitz
Anderson	Diessner	Knutson	Olson	Sieloff
Belanger	Dieterich	Kroening	Pehler	Solon
Benson	Frank	Kronebusch	Peterson,C.C.	Spear
Berg	Frederick	Laidig	Peterson,D.C.	Storm
Berglin	Frederickson	Langseth	Peterson,R.W.	Stumpf
Bernhagen	Freeman	Lantry	Petty	Taylor
Bertram	Gustafson	Lessard	Pogemiller	Vega
Brataas	Hughes	Luther	Purfeerst	Waldorf
Chmielewski	Isackson	McQuaid	Ramstad	Wegscheid
Dahl	Johnson, D.E.	Mehrkens	Reichgott	Willet
Davis	Jude	Merriam	Renneke	
DeCramer	Kamrath	Moe, R. D.	Samuelson	

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 1910 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 1910

A bill for an act relating to transportation; adding new route to trunk highway system in substitution of existing route; allowing old highway to be turned back to city of Willmar; directing revisor of statutes to make route substitution; amending Laws 1974, chapter 151, section 3.

March 17, 1986

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 1910, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S.F. No. 1910 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [65B.481] [DRIVER TO HAVE PROOF OF INSURANCE IN POSSESSION.]

Every driver shall have in his immediate possession at all times when operating a motor vehicle evidence that insurance covering the vehicle is in effect. On demand of a peace officer, an authorized representative of the department of public safety, or an officer authorized by law to enforce the laws relating to the operation of motor vehicles on public streets and highways, the driver must produce proof of insurance in the form of a valid insurance policy or an identification card issued by an insurer. No person shall be in violation of this section if the person provides the required proof of insurance to the officer within seven days or to the court on or before the date set for appearance. The commissioner of public safety may suspend the license of any operator who violates this section. Commercial vehicles required to file proof of insurance pursuant to chapter 221 and school buses as defined in section 171.01, subdivision 21 are exempt from this section.

Sec. 2. Minnesota Statutes 1984, section 65B.67, subdivision 3, is amended to read:

Subd. 3. [VIOLATION BY DRIVER.] Any other person who operates a motor vehicle or motorcycle upon a public highway, street or road in this state ~~with knowledge~~ *who knows or has reason to know* that the owner does not have security complying with the terms of section 65B.48 in full force and effect is guilty of a misdemeanor and shall be sentenced as provided in subdivision 4.

Sec. 3. Minnesota Statutes 1984, section 65B.67, subdivision 4a, is amended to read:

Subd. 4a. The commissioner of public safety ~~may~~ *shall* revoke the registration of any motor vehicle or motorcycle, and may suspend the driver's license of any operator, without preliminary hearing upon a showing by department records, including accident reports required to be submitted by section 169.09, or other sufficient evidence that security required by section 65B.48 has not been provided and maintained. Before reinstatement of the registration, there shall be filed with the commissioner of public safety the written certificate of an insurance carrier authorized to do business in the state stating that security has been provided as required by section 65B.48. The commissioner of public safety may require the certificate of insurance provided to satisfy this subdivision to be certified by the insurance carrier to be noncancelable for a period not to exceed one year. The commissioner of public safety may also require a certificate of insurance to be filed with respect to all vehicles required to be insured under section 65B.48 and owned by any person whose driving privileges have been suspended or revoked as

provided in this section before reinstating the person's driver's license.

Sec. 4. [160.81] [HIGHWAYS IN RECREATION AREAS.]

Subdivision 1. [JOINT STANDARDS.] *The commissioner of transportation, in consultation with the commissioner of natural resources, shall establish standards for trunk highway segments located in areas of unusual scenic interest. The rules shall:*

(1) define "areas of unusual scenic interest," which must include major recreational areas, historic areas and major publicly and privately owned tourist attractions;

(2) prescribe standards for right-of-way, shoulders and parking areas for trunk highway segments in such areas; and

(3) prescribe standards for scenic overlooks, parking piers and other parking areas, tourist information facilities, public water access points and other facilities intended to expand the recreational use of trunk highway segments in such areas.

Subd. 2. [PLAN.] *The commissioner of transportation, in consultation with the commissioner of natural resources, shall prepare a plan for the recreational uses of trunk highway right-of-way and adjacent public land in areas of unusual scenic interest. The plan must provide for the enhancement of such recreational uses by the construction of new recreational facilities or the improvement or rehabilitation of existing recreational facilities, as enumerated in subdivision 1, clause (3). The plan must provide for joint development of these facilities by the departments of transportation and natural resources, where feasible, and must contain provisions permitting local units of government and regional development commissions to participate in the planning and development of recreational facilities.*

Subd. 3. [RECREATIONAL FACILITIES.] *The commissioner of transportation may, in areas of unusual scenic interest:*

(1) construct, improve, and maintain recreational facilities, including parking areas, scenic overlooks, and tourist information facilities, on trunk highway right-of-way and adjacent areas; and

(2) construct, improve, and maintain access ramps and turnoffs to connect trunk highways with recreational land owned by the department of natural resources.

Subd. 4. [APPLICABILITY OF ADMINISTRATIVE PROCEDURE ACT.] *Promulgation of the recreational use plan under subdivision 2 is subject to chapter 14, the administrative procedure act. The standards established under subdivision 1 are not subject to the administrative procedure act.*

Sec. 5. [TRUNK HIGHWAY SYSTEM; NEW ROUTE SUBSTITUTED FOR EXISTING ROUTE.]

Subdivision 1. [ADDITIONAL ROUTE.] *There is added to the trunk highway system a new route in Minnesota Statutes, section 161.115, described as follows:*

Route No. 294. Beginning at the intersection of business route no. 71 (old

trunk highway no. 71) and Civic Center Road (formerly 15th Avenue N.E.) in Willmar, at or near the South Line of Government Lot 1, Section 2, Township 119 North, Range 35 West; thence extending in a general easterly, northerly, and northwesterly direction into and through the grounds of the Willmar state hospital to the intersection with old trunk highway no. 71 about 400 feet northerly of the South Line of Government Lot 1, Section 1, Township 119 North, Range 35 West.

Subd. 2. [SUBSTITUTION.] *The route established in subdivision 1 is substituted for route no. 294 as contained and described in Minnesota Statutes 1984, section 161.115. Route no. 294 as contained and described in that section is discontinued and removed from the trunk highway system.*

Subd. 3. [DIRECTIONS TO REVISOR.] *The revisor of statutes, in compiling the next and subsequent editions of Minnesota Statutes, shall substitute the route established in subdivision 1 for the route discontinued and removed from the trunk highway system in subdivision 2.*

Sec. 6. [161.52] [TOURIST INFORMATION CENTERS.]

For the fiscal year ending June 30, 1988, and subsequent years, the payment of the cost of staffing and operating tourist information centers located on trunk highways, including interstate highways, by the commissioner of transportation is subject to the following restrictions:

(a) For the fiscal year ending June 30, 1988, not more than two-thirds of the cost may be paid from the trunk highway fund.

(b) For the fiscal year ending June 30, 1989, not more than one-third of the cost may be paid from the trunk highway fund.

(c) For the fiscal year ending June 30, 1990, no part of the cost may be paid from the trunk highway fund.

That portion of the cost not paid from the trunk highway fund must be paid either by the commissioner from funds appropriated for that purpose from sources other than the trunk highway fund, or by local sources of funding.

Sec. 7. Minnesota Statutes 1984, section 162.06, subdivision 5, is amended to read:

Subd. 5. [STATE PARK ROAD ACCOUNT.] After deducting for administrative costs and for the disaster account and research account as heretofore provided from the remainder of the total sum provided for in subdivision 1, there shall be deducted a sum equal to the three quarters of one percent of the remainder but not to exceed the sum of ~~$200,000~~ *$600,000* annually. The sum so deducted shall be set aside in a separate account and shall be used for the establishment, location, relocation, construction, reconstruction and improvement of those roads included in the county state-aid highway system under Minnesota Statutes 1961, Section 162.02, Subdivision 6 which *border and provide substantial access to an outdoor recreation unit as defined in section 86A.04 or which* provide access to the headquarters of or the principal parking lot located within ~~a state park~~ *such a unit*. At the request of the commissioner of natural resources the counties wherein such roads are located shall do such work as requested in the same manner as on any other county state-aid highway and shall be reimbursed for

such construction, reconstruction or improvements from the amount set aside by this subdivision. *Before requesting a county to do work on a county state-aid highway as provided in this subdivision, the commissioner of natural resources must obtain approval for the project from the county state-aid screening board. The screening board, before giving its approval, must obtain a written comment on the project from the county engineer of the county requested to undertake the project.* Any sums paid to counties in accordance with this subdivision shall reduce the money needs of said counties in the amounts necessary to equalize their status with those counties not receiving such payments. Any balance of the amount so set aside, at the end of each year shall be transferred to the county state-aid highway fund.

Sec. 8. Minnesota Statutes 1984, section 162.14, subdivision 2, is amended to read:

Subd. 2. [PURPOSES FOR WHICH MONEY IS APPORTIONED.] Money so apportioned to each such city shall be used for aid in the establishment, location, construction, reconstruction, improvement, and maintenance of the municipal state-aid street system within each city including the expense of sidewalks, signals and safety devices, *including systems that permit an emergency vehicle operator to activate a green traffic signal for the emergency vehicle,* on such system approved by the commissioner, provided that in the event of hardship or in the event that the municipal state-aid street system of any municipality is improved to the standards set forth in the commissioner's rules and regulations, and subject to the consent of the commissioner and under rules and regulations of the commissioner, a portion of the money so apportioned may be used on other streets or roads within the city. The governing body of any such city may, subject to the consent of the commissioner, and under the rules and regulations of the commissioner, use a portion of the money so apportioned on any state trunk highway or county state-aid highway within the city. The amount of money to be appropriated by such cities from other funds for use in the establishment, location, construction, reconstruction, improvement, and maintenance of the municipal state-aid street system within the city is hereby left to the direction of the individual governing bodies of the cities.

Sec. 9. [163.161] [IMPASSABLE CITY THROUGHFARES.]

When a written complaint signed by five or more freeholders of a statutory city of not more than 5,000 population is presented to the county board stating that a city throughfare located outside an urban area as defined in section 169.01, subdivision 59 has not been properly maintained and because of the improper maintenance is not reasonably passable the county board shall consider and act upon the complaint in the same manner provided for a complaint under section 163.16.

Sec. 10. Minnesota Statutes 1985 Supplement, section 168.011, subdivision 4, is amended to read:

Subd. 4. [MOTOR VEHICLE.] "Motor vehicle" means any self-propelled vehicle not operated exclusively upon railroad tracks and any vehicle propelled or drawn by a self-propelled vehicle and includes vehicles known as trackless trolleys which are propelled by electric power obtained from overhead trolley wires but not operated upon rails, except snowmobiles and manufactured homes. *After July 31, 1985,* motor vehicle does not

include a three-wheel off-road vehicle as defined in section 84.92, subdivision 8; *except that if the three-wheel off-road vehicle was licensed as a motor vehicle before August 1, 1985, the owner may continue to license it as a motor vehicle until it is conveyed or otherwise transferred to another owner, is destroyed, or fails to comply with the registration and licensing requirements of this chapter.*

Sec. 11. Minnesota Statutes 1985 Supplement, section 168.012, subdivision 1c, is amended to read:

Subd. 1c. (a) The annual *administrative* fee for ~~trailer license plates issued to~~ a tax-exempt vehicle under this section is $5 ~~for each plate. (b) The annual fee for license plates issued to all other tax-exempt vehicles is a $5 administrative handling fee and $10 for two plates per vehicle.~~ *The license plate fee for a tax-exempt vehicle, except a trailer, is $10 for two plates per vehicle, payable only on the first tax-exempt registration of the vehicle.* ~~(c) On or after March 1, 1986,~~ The registration period for a tax-exempt vehicle is biennial ~~and new plates will be issued for the life of the vehicle. Fees are~~ *The administrative fee is* due on March 1 biennially and payable the preceding January 1, with validating stickers issued at time of payment. ~~If the tax-exempt vehicle is newly registered for less than the two-year period, the fee must be apportioned by six-month increments, but in no event may the fee be less than $5 per vehicle.~~

(b) The owner of a tax-exempt vehicle shall apply for tax-exempt license plates, and pay the administrative and plate fees, and the filing fee under section 168.33, subdivision 7, only to a deputy registrar in the county in which the vehicle is domiciled.

Sec. 12. Minnesota Statutes 1985 Supplement, section 168.013, subdivision 1c, is amended to read:

Subd. 1c. [FARM TRUCKS.] (1) On farm trucks having a gross weight of not more than 57,000 pounds, the tax shall be based on total gross weight and shall be 45 percent of the Minnesota base rate prescribed by subdivision 1e during each of the first eight years of vehicle life, but in no event less than $35, and during the ninth and succeeding years of vehicle life the tax shall be 27 percent of the Minnesota base rate prescribed by subdivision 1e, but in no event less than $21~~, except as otherwise provided in this subdivision. On farm trucks having a gross weight of not more than 57,000 pounds during each of the first eight years of vehicle life, the tax shall be 45 percent of the tax imposed in the Minnesota base rate schedule.~~

~~On farm trucks having a gross weight of not more than 57,000 pounds during the ninth and succeeding years of vehicle life, the tax shall be 27 percent of the Minnesota base rate schedule.~~

(2) On farm trucks having a gross weight of more than 57,000 pounds, the tax shall be 60 percent of the Minnesota base rate during *each of* the first eight years of vehicle life and 36 percent of the Minnesota base rate during the ninth and succeeding years~~, except as otherwise provided in this subdivision. On farm trucks having a gross weight of more than 57,000 pounds during the first eight years of vehicle life, the tax shall be 60 percent of the tax imposed in the Minnesota base rate schedule.~~

~~On farm trucks having a gross weight of more than 57,000 pounds, during~~

~~the ninth and succeeding years of vehicle life, the tax shall be 36 percent of the tax imposed in the Minnesota base rate schedule.~~

~~In addition to the gross weight tax imposed on a truck-tractor or truck used as a truck-tractor, each semitrailer shall be taxed a fee of $10 for a one-year period or $50 for a five-year period whichever the applicant elects.~~

Sec. 13. Minnesota Statutes 1985 Supplement, section 168.013, subdivision 1e, is amended to read:

Subd. 1e. [TRUCKS; TRACTORS; COMBINATIONS; EXCEPTIONS.] On trucks and tractors except those in this chapter defined as farm trucks, on truck-tractor and semitrailer combinations except those defined as farm combinations, and on commercial zone vehicles, the tax based on total gross weight shall be graduated according to the Minnesota base rate schedule prescribed in this subdivision, but in no event less than $120.

Minnesota Base Rate Schedule

Scheduled taxes include five percent surtax provided for in subdivision 14

	TOTAL GROSS WEIGHT IN POUNDS	TAX
A	0 - 1,500	$ 15
B	1,501 - 3,000	20
C	3,001 - 4,500	25
D	4,501 - 6,000	35
E	6,001 - 9,000	45
F	9,001 - 12,000	70
G	12,001 - 15,000	105
H	15,001 - 18,000	145
I	18,001 - 21,000	190
J	21,001 - 26,000	270
K	26,001 - 33,000	360
L	33,001 - 39,000	475
M	39,001 - 45,000	595
N	45,001 - 51,000	715
O	51,001 - 57,000	865
P	57,001 - 63,000	1015
Q	63,001 - 69,000	1185
R	69,001 - 73,280	1325
S	73,281 - 78,000	1525
T	78,001 - 81,000	1625

For each vehicle with a gross weight in excess of 81,000 pounds an additional tax of $50 is imposed for each ton or fraction thereof in excess of 81,000 pounds, subject to subdivision 12.

Truck-tractors except those herein defined as farm and commercial zone vehicles shall be taxed in accord with the foregoing gross weight tax schedule on the basis of the combined gross weight of the truck-tractor and any semitrailer or semitrailers which the applicant proposes to combine with the truck-tractor.

Commercial zone trucks include only trucks, truck-tractors, and semi-

trailer combinations which are:

(1) used by an authorized local cartage carrier operating under a permit issued under section 221.296 and whose gross transportation revenue consists of at least 60 percent obtained solely from local cartage carriage, and are operated solely within an area composed of two contiguous cities of the first class and municipalities contiguous thereto as defined by section 221.011, subdivision 17; or,

(2) operated by an interstate carrier registered under section 221.60, or by an authorized local cartage carrier or other carrier receiving operating authority under chapter 221, and operated solely within a zone exempt from regulation by the interstate commerce commission pursuant to United States Code, title 49, section 10526(b).

The license plates issued for commercial zone vehicles shall be plainly marked. A person operating a commercial zone vehicle outside the zone or area in which its operation is authorized is guilty of a misdemeanor and, in addition to the penalty therefor, shall have the registration of the vehicle as a commercial zone vehicle revoked by the registrar and shall be required to reregister the vehicle at 100 percent of the full annual tax prescribed in the Minnesota base rate schedule, and no part of this tax shall be refunded during the balance of the registration year.

On commercial zone trucks the tax shall be based on the total gross weight of the vehicle and during *each of* the first eight years of vehicle life shall be 75 percent of the Minnesota base rate schedule. During the ninth and succeeding years of vehicle life the tax shall be 50 percent of the Minnesota base rate schedule~~, except as otherwise provided in this subdivision. On commercial zone trucks, during the ninth and succeeding years of vehicle life, the tax shall be 50 percent of the tax imposed in the Minnesota base rate schedule~~.

On trucks, truck-tractors and semitrailer combinations, except those defined as farm trucks and farm combinations, and except for those ~~urban trucks and combinations and~~ commercial zone vehicles specifically provided for in this subdivision, the tax for *each of* the first eight years of vehicle life shall be 100 percent of the tax imposed in the Minnesota base rate schedule, and during the ninth and succeeding years of vehicle life, the tax shall be 75 percent of the Minnesota base rate prescribed by this subdivision~~, except as otherwise provided in this subdivision.~~

~~On trucks, truck-tractors and semitrailer combinations, except those defined as farm trucks and farm combinations, and except for those commercial zone vehicles specifically provided for in this subdivision, during each of the first eight years of vehicle life the tax shall be 100 percent of the tax imposed in the Minnesota base rate schedule~~.

Sec. 14. Minnesota Statutes 1984, section 168.27, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] For the purposes of this section, the following terms have the meanings given them:

(1) "Leasing motor vehicles" means furnishing a motor vehicle for a fee under a bailor-bailee relationship where no incidences of ownership are

intended to be transferred other than the right to use the vehicle for a stated period of time.

(2) "Brokering motor vehicles" means arranging sales between willing buyers and sellers of motor vehicles and receiving a fee for said service.

(3) "Wholesaling motor vehicles" means selling new or used motor vehicles to dealers for resale to the public.

(4) "Auctioning motor vehicles" means arranging for and handling the sale of motor vehicles, not the property of the auctioneer, to the highest bidder.

(5) "Dealer" includes new motor vehicle dealers, used motor vehicle dealers, brokers, wholesalers, auctioneers and lessors of new or used motor vehicles.

(6) "Commercial building" means a building adapted to commercial use and located in an area zoned for commercial or other less restrictive nonresidential use by the governmental unit in which it is located.

(7) "Horse trailer" is a trailer designed and used to carry horses and other livestock, which has not more than three axles and a maximum gross weight capacity of not more than 24,000 pounds.

Sec. 15. Minnesota Statutes 1984, section 168.27, subdivision 22, is amended to read:

Subd. 22. [MOTORIZED BICYCLES, BOAT AND SNOWMOBILE TRAILERS.] Any person, copartnership or corporation having a permanent enclosed commercial building or structure either owned in fee or leased and engaged in the business, either exclusively or in addition to any other occupation, of selling motorized bicycles, boat trailers, *horse trailers* or snowmobile trailers, may apply to the registrar for a dealer's license. Upon payment of a $10 fee the registrar shall license the applicant as a dealer for the remainder of the calendar year in which the application was received. Thereafter the license may be renewed on or before the second day of January of each year by payment of a fee of $10. The registrar shall issue to each dealer, upon his request, dealer plates as provided in subdivision 16 upon payment of $3 for each plate, and the plates may be used in the same manner and for the same purposes as is provided in subdivision 16. Except for motorized bicycle dealers, the registrar shall also issue to the dealer, upon his request, "in transit" plates as provided in subdivision 17 upon payment of a fee of $2 for each plate. This subdivision shall not be construed to abrogate any of the provisions of this section as the same relates to the duties, responsibilities and requirements of persons, copartnerships or corporations engaged in the business, either exclusively or in addition to other occupations, of selling motor vehicles or manufactured homes.

Sec. 16. Minnesota Statutes 1985 Supplement, section 168.27, subdivision 24, is amended to read:

Subd. 24. [BONDS.] All persons licensed hereunder shall keep in full force and effect a bond with a corporate surety to be approved by the registrar of motor vehicles in amounts as herein provided; in the case of boat, snowmobile trailer, *hores trailer* or motorized bicycle dealers in the amount of $5,000; and as to all other persons in the amount of $25,000. The bond shall

be conditioned on the faithful performance by the licensee of the obligations imposed by the laws of this state, including the conduct required of a licensee by this section and other sections governing the sale or transfer of motor vehicles, and the payment of all taxes, license fees and penalties. The bond shall be for the benefit of the state of Minnesota and any transferor, seller, or purchaser of a motor vehicle for any monetary loss caused by failure of the licensee to meet the obligations enumerated above. Proceedings on the forfeiture of the bonds shall be commenced in the district court of the county wherein the business of the licensed person was carried on, or if in more than one county, the county in which the offense occurred.

Sec. 17. Minnesota Statutes 1984, section 168.28, is amended to read:

168.28 [VEHICLES SUBJECT TO TAX; EXCEPTIONS.]

Every motor vehicle (except those exempted in section 168.012, and except those ~~exempted in section 168.012~~ which are being towed upon the streets and highways and which shall not be deemed to be using the streets and highways within the meaning of this section) shall be deemed to be one using the public streets and highways and hence as such subject to taxation under this act if such motor vehicle has since April 23, 1921, used such public streets or highways, or shall actually use them, or if it shall come into the possession of an owner other than as a manufacturer, dealer, warehouseman, mortgagee or pledgee. New and unused motor vehicles in the possession of a dealer solely for the purpose of sale, and used or secondhand motor vehicles which have not theretofore used the public streets or highways of this state which are in the possession of a dealer solely for the purpose of sale and which are duly listed as herein provided, shall not be deemed to be vehicles using the public streets or highways. The driving or operating of a motor vehicle upon the public streets or highways of this state by a motor vehicle dealer or any employee of such motor vehicle dealer for demonstration purposes or for any purpose incident to the usual and customary conduct and operation of his business in which he has been licensed under section 168.27 to engage, or solely for the purpose of moving it from points outside or within the state to the place of business or storage of a licensed dealer within the state or solely for the purpose of moving it from the place of business of a manufacturer, or licensed dealer within the state to the place of business or residence of a purchaser outside the state, shall not be deemed to be using the public streets or highways in the state within the meaning of this chapter or of the Constitution of the State of Minnesota, Article 14, and shall not be held to make the motor vehicle subject to taxation under this chapter as one using the public streets or highways, if during such driving or moving the dealer's plates herein provided for shall be duly displayed upon such vehicle. Any dealer or distributor may register a motor vehicle prior to its assessment or taxation as personal property, and pay the license fee and tax thereon for the full calendar year as one using the public streets and highways, and thereafter such vehicle shall be deemed to be one using the public streets and highways and shall not be subject to assessment or taxation as personal property during the calendar year for which it is so registered, whether or not such vehicle shall actually have used the streets or highways.

Sec. 18. Minnesota Statutes 1984, section 169.07, is amended to read:

169.07 [UNAUTHORIZED SIGNS.]

No person shall place, maintain, or display upon or in view of any highway any unauthorized sign, signal, marking, or device which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic-control device or any railroad sign or signal, and no person shall place or maintain, nor shall any public authority permit, upon any highway any traffic sign or signal bearing thereon any commercial advertising. This shall not be deemed to prohibit *(1)* the erection upon private property adjacent to highways of signs giving useful directional information and of a type that cannot be mistaken for official signs, *or (2) the temporary placement by auctioneers licensed or exempt from licensing under section 330.01, for a period of not more than eight consecutive hours, on or adjacent to the right-of-way of a highway not more than four signs directing motorists to the location of an auction. The signs must conform to standards for size, content, placement, and location for such signs promulgated by the commissioner of transportation. The rules may require a permit for each such sign but no fee may be charged for the permit.*

Every such prohibited sign, signal, or marking is hereby declared to be a public nuisance, and the authority having jurisdiction over the highways is hereby empowered to remove the same, or cause it to be removed, without notice.

Sec. 19. Minnesota Statutes 1984, section 169.44, is amended by adding a subdivision to read:

Subd. 18. [MOTOR COACH USED FOR SCHOOL ACTIVITIES.] *A school district or an area vocational technical institute shall not acquire a motor coach. Motor coaches acquired by school districts or area vocational technical institutes before the effective date of this section may be used by school districts or area vocational technical institutes only to transport students participating in school activities, their instructors, and supporting personnel, to and from school activities. The motor coaches shall not in any way be outwardly equipped and identified as school buses. A motor coach operated under this subdivision is not a school bus for purposes of section 124.225. By August 1, 1986, the state board of education shall adopt rules governing the equipment, identification, operation, inspection, and certification of motor coaches operated under this subdivision. After January 1, 1998, a school district or area vocational technical institute shall not own or operate a motor coach for any purpose.*

Sec. 20. Minnesota Statutes 1984, section 169.99, is amended by adding a subdivision to read:

Subd. 1b. The uniform traffic ticket must provide a blank or space wherein an officer who issues a citation for a violation of section 169.141 must specify whether the speed was greater than ten miles per hours in excess of the speed designated under that section.

Sec. 21. Minnesota Statutes 1984, section 171.02, subdivision 3, is amended to read:

Subd. 3. [MOTORIZED BICYCLES.] No motorized bicycle shall be operated on any public roadway by any person who does not possess a valid

drivers license, unless the person has obtained a motorized bicycle operator's permit *or motorized bicycle instruction permit* from the commissioner of public safety. The *operator's* permit may be issued to any person who has attained the age of 15 years and who has passed the examination prescribed by the commissioner. *The instruction permit may be issued to any person who has attained the age of 15 years and who has passed the written portion of the examination prescribed by the commissioner.* The commissioner may promulgate rules and regulations prescribing the content of the examination and the information to be contained on the ~~permit~~ *permits*.

The fees for motorized bicycle operator's ~~permit~~ *permits* are as follows:

(a) Examination and operator's permit, valid for one year	$4
(b) Duplicate	$2
(c) Renewal permit before age ~~18~~ *19* and valid until age ~~18~~ *19*	$6
(d) Renewal permit after age ~~18~~ *19* and valid for four years	$10
(e) Duplicate of any renewal permit	$3
(f) Written examination and instruction permit, valid for 30 days	*$4*

Sec. 22. Minnesota Statutes 1984, section 171.05, is amended by adding a subdivision to read:

Subd. 3. Notwithstanding any provision in subdivision 1 to the contrary, the department, upon application and payment of the fee prescribed in section 1, may issue a motorized bicycle instruction permit to an applicant who is 15 years of age and who has successfully completed the written portion of the examination prescribed by the commissioner. The holder of this instruction permit who has the permit in possession may operate a motorized bicycle within one mile of the holder's residence for the purpose of practicing to take the operator portion of the examination prescribed by the commissioner.

Sec. 23. Minnesota Statutes 1984, section 171.07, subdivision 5, is amended to read:

Subd. 5. The department may provide a donor document to each person making application for a driver's license or a Minnesota identification card whereby any such person~~, 18 years of age or more,~~ may execute an anatomical gift, pursuant to the provisions of the uniform anatomical gift act, sections 525.921 to 525.93. The commissioner of public safety shall prescribe the form of the donor document. *If the donor is 18 years of age or older,* the donor document must be signed by the donor in the presence of two witnesses who must sign the donor document in the donor's presence. If the donor cannot sign, the donor document may be signed for the donor at the donor's direction, in the donor's presence, and in the presence of two witnesses who must sign the donor document in the donor's presence. *If the donor is a minor, the donor document must be signed by the minor donor, and both of*

the minor donor's parents, a legal guardian, or the parent or parents having legal custody. If the minor cannot sign, the donor document may not be signed for the minor. The department shall identify donors of anatomical gifts by the designation "donor" on the front side of the donor's driver's license or Minnesota identification card. The designation "donor" shall constitute sufficient legal authority for the removal of all body organs or parts upon death of the donor for the purpose of transplantation and the designation shall be removed only upon written notice to the department. ~~No designation may be noted upon the driver's license or Minnesota identification card of any person under 18.~~ Delivery of the license or Minnesota identification card during the donor's lifetime is not necessary to make the gift valid.

Sec. 24. Minnesota Statutes 1984, section 171.12, is amended by adding a subdivision to read:

Subd. 6. [CERTAIN CONVICTIONS NOT RECORDED.] *The department shall not keep on the record of a driver any conviction for a violation of section 169.141 unless the violation consisted of a speed greater than ten miles per hour in excess of the lawful speed designated under that section.*

Sec. 25. Minnesota Statutes 1985 Supplement, section 171.27, is amended to read:

171.27 [EXPIRATION OF LICENSES.]

The expiration date for each driver's license, other than provisional licenses, is the birthday of the driver in the fourth year following the date of issuance of the license. The birthday of the driver shall be as indicated on the application for a driver's license. A license may be renewed on or before expiration or within one year after expiration upon application, payment of the required fee, and passing the examination required of all drivers for renewal. Driving privileges shall be extended or renewed on or preceding the expiration date of an existing driver's license unless the commissioner believes that the licensee is no longer qualified as a driver.

The expiration date for each provisional license shall be the ~~18th~~ *19th* birthday of the licensee. Upon the provisional licensee attaining the age of ~~18~~ *19* and upon the application, payment of the required fee, and passing the examination required of all drivers for renewal, a driver's license shall be issued if the commissioner deems the record of the provisional licensee to be satisfactory.

Any valid Minnesota driver's license issued to a person then or subsequently on active duty with the Armed Forces of the United States, or the person's spouse, shall continue in full force and effect without requirement for renewal until 90 days after the date of the person's discharge from such service, provided that a spouse's license must be renewed if the spouse is residing within the state at the time the license expires or within 90 days after the spouse returns to Minnesota and resides within the state.

Sec. 26. Minnesota Statutes 1984, section 173.08, subdivision 1, is amended to read:

Subdivision 1. [ADVERTISING DEVICES RESTRICTED.] No advertising device, excepting the advertising devices described and permitted under sections 173.01 to 173.27, shall be erected or maintained in an adja-

cent area, after June 8, 1971, except the following:

(a) Directional and other official signs, including, but not limited to, signs pertaining to natural wonders, scenic and historical attractions, which are required or authorized by law, and which comply with regulations which shall be promulgated by the commissioner relative to their lighting, size, spacing and other requirements as may be appropriate to implement sections 173.01 to 173.27;

(b) Advertising devices advertising the sale or lease of property upon which they are located, provided that there shall not be more than one such sign, advertising the sale or lease of the same property, visible to traffic proceeding in any one direction on any one interstate or primary highway;

(c) Advertising devices advertising activities conducted on the property on which they are located, including, without limiting the generality of the foregoing, goods sold, stored, manufactured, processed or mined thereon, services rendered thereon, and entertainment provided thereon;

(d) Advertising devices stating the name and address of the owner, lessee or occupant of such property or information otherwise required or authorized by law to be posted or displayed thereon;

(e) Public utility signs;

(f) Service club and religious notices;

(g) Advertising devices of which the advertising copy or the name of the owner thereof is in no part visible from the traveled way of the aforesaid highways;

(h) Advertising devices which are located, or which are to be located, in business areas and which comply, or will comply when erected, with the provisions of sections 173.01 to 173.27;

(i) Signs placed temporarily by auctioneers under section 169.07.

Sec. 27. Minnesota Statutes 1985 Supplement, section 221.033, subdivision 3, is amended to read:

Subd. 3. [VARIANCE, RULES.] The commissioner shall adopt rules which provide a procedure for granting a variance from those regulations adopted under subdivision 1 which prescribe specifications for tank motor vehicles used to transport gasoline. The variance may be granted only ~~to persons who transport gasoline in~~ *for* tank motor vehicles with a capacity of 3,000 gallons or less *that are used to transport gasoline and* which were *designed and* manufactured between 1950 and 1975 ~~according to American society of mechanical engineers specifications in effect at the time of manufacture~~ *to transport petroleum products*. The commissioner shall prescribe alternative requirements to assure the safety of the tank motor vehicles operated under the variance, and shall register each tank motor vehicle operated under the variance.

Sec. 28. Laws 1974, chapter 151, section 3, is amended to read:

Sec. 3. This act shall take effect upon the construction of the ~~trunk highway 12~~ *Route No. 4 and Route No. 49* bypass of Willmar.

Section 29. Laws 1977, chapter 402, section 2, is amended to read:

Sec. 2. [LEXINGTON AVENUE SOUTH OF LARPENTEUR.]

The city of Saint Paul may ~~not~~ take or use existing park land for the redesign, reconstruction or widening of Lexington avenue south of Larpenteur avenue *only if the redesign, reconstruction or widening:*

(a) does not result in a traveled way on Lexington avenue between Horton avenue and Hoyt avenue greater than 32 feet, except for turning lanes, and

(b) is consistent with the Como Park master plan approved by the metropolitan council.

Sec. 30. [VARIANCE NOT REQUIRED.]

Notwithstanding any other provision of law that section of Lexington avenue which is located within Como Park in the city of Saint Paul does not require a variance from municipal state-aid engineering standards in order to be redesigned, reconstructed or widened, and is eligible for inclusion in the money needs of the city on the same basis as other municipal state-aid streets in the city.

Sec. 31. [HIGH OCCUPANCY VEHICLES.]

Subdivision 1. [HIGH OCCUPANCY LANES.] *The commissioner of transportation shall, in the design of any controlled access highway within the metropolitan area as defined in Minnesota Statutes, section 473.02, subdivision 5, consider the inclusion in the design of one or more lanes of traffic reserved exclusively for vehicles carrying two or more persons.*

Subd. 2. [EXCLUSIVE BUS LANES.] *The commissioner of transportation shall, in the management of controlled access highways within the metropolitan area as defined in Minnesota Statutes, section 473.02, subdivision 5, which have entrance ramps reserved exclusively for buses, consider the use of such ramps by any vehicle carrying two or more persons.*

Sec. 32. [RECONVEYANCE.]

Notwithstanding any other law, the proceeds from the conveyance of excess real estate in the city of St. Cloud that was acquired for the improvement of marked trunk highway No. 15 in the St. Cloud metropolitan area must be placed by the state treasurer in a separate account if the excess real estate is conveyed before the improvement is completed. All money in this account is hereby appropriated to the commissioner for expenditure only to pay the costs of completing the improvement of marked trunk highway No. 15 in the St. Cloud metropolitan area. The commissioner shall pay any money so appropriated which is in excess of the amount required to complete the improvement to the state treasurer for deposit in the trunk highway fund. For purposes of this section "St. Cloud metropolitan area" means the cities of St. Cloud, St. Joseph, Sauk Rapids, Waite Park and Sartell and all towns contiguous to those cities. For purposes of this section, "improvement" means the segment of trunk highway No. 15 between county road No. 137 in St. Cloud and Benton Drive in Sauk Rapids.

Sec. 33. Laws 1985, First Special Session chapter 15, section 9, subdivision 5, is amended to read:

Subd. 5. Construct rest areas
near the cities listed in this

subdivision		4,099,000
(a) Baptism River, on trunk highway 61	156,000	
This appropriation is added to the appropriation in Laws 1983, chapter 344, section 6, subdivision 8, as amended by Laws 1984, chapter 597, section 54.		
(b) Bigelow, on trunk highway 60, including a travel information center	1,191,000	
~~One-half the cost of staffing and operating the travel information center must be paid from sources other than the trunk highway fund. The commissioner may proceed with construction only after agreements to provide this funding are obtained.~~		
(c) Orr, on trunk highway 53, including a travel information center	573,000	
$341,000 is for construction of parking spaces.		
$232,000 is for a grant to the city of Orr for site acquisition and development and construction of a travel information center.		
The costs of maintaining, staffing, and operating the rest area and travel information center must not be paid from the trunk highway fund.		
(d) St. Cloud, on trunk highway 10, including a travel information center	1,145,000	
~~One-half the cost of staffing and operating the travel information center must be paid from sources other than the trunk highway fund. The commissioner may proceed with construction only after agreements to provide this funding are obtained.~~		
(e) St. Peter, on trunk highway 169	1,034,000	

Sec. 34. Laws 1985, chapter 299, section 40, is amended to read:

Sec. 40. [SPECIAL PERMIT.]

Subdivision 1. [PERMIT TO BE ISSUED.] Notwithstanding any law to the contrary the commissioner of transportation shall issue one special permit authorizing the operation for testing purposes of a three vehicle combination consisting of a motor vehicle, a "motorized hitch" and a trailer. The permit is valid for one year from the date of issuance. The annual fee for the permit is $30. The permit is subject to all applicable provisions of Minnesota Statutes 1984, section 169.86, except as otherwise provided in this subdivision. The holder of the permit is responsible for all liability for personal injury, property damage or time lost, which may occur as a result of the operation of the combination for which the permit is issued, and must, if a claim is made

against the state or a department, division officer or employee thereof arising from such operation, defend, indemnify and hold them harmless.

Subd. 2. [REPEALER.] This section is repealed July 31, ~~1986~~ *1987*.

Sec. 35. [PREPAID FEES FOR TAX-EXEMPT VEHICLES CARRIED FORWARD.]

The owner of a tax-exempt vehicle registered for the two-year period beginning March 1, 1986, whose fees for administrative handling, license plates, and filing exceeded $20 per vehicle, may apply the excess toward payment of administrative handling fees for tax-exempt vehicles in subsequent registration periods, as provided in this section. Only payments made before the effective date of section 5 may be applied to subsequent administrative handling fees. The registrar shall notify each owner of a tax-exempt vehicle of the amount of the credit, if any, for which the owner is eligible under this section.

Sec. 36. [EXCHANGE OF LAND.]

Unti July 1, 1988, the commissioner of transportation may contract to dispose of and replace existing land, buildings, and associated property located in the southwest quadrant of the intersection of marked interstate highway no. 494 and France Avenue South in the city of Bloomington. The property may be replaced with land, buildings and associated property at a new location if replacement would result in a clear public benefit. A clear public benefit results if the following conditions are satisfied:

(1) the present use of the property to be replaced is not the highest and best use of the property compared to other property located in the immediate, surrounding area;

(2) replacement will promote commercial and economic development and employment in the area;

(3) replacement will not result in diminished service provided by the department or result in significantly increased future costs for the department due solely to the relocation of its facilities;

(4) the replacement will result in a significant economic benefit or interest to the state; and

(5) the procedures to effectuate replacement include an open, competitive contracting process.

The commissioner may enter into a contract for purposes of this paragraph only after presenting a report detailing the terms of the contract to the chairs of the house appropriations committee and the senate finance committee.

Sec. 37. [REPEALER.]

Minnesota Statutes 1984, section 171.15, subdivision 2, is repealed.

Sec. 38. [EFFECTIVE DATES.]

Sections 5, 19, 27, 28, 32 and 34 are effective the day following final enactment. Sections 29 and 30 are effective on approval by the St. Paul city council and compliance with Minnesota Statutes 1984, section 645.021."

Delete the title and insert:

"A bill for an act relating to transportation; providing for the licensing, taxation, ownership, and operation of motor vehicles; providing for the standards and construction of certain highways and payment of street and highway expenses; providing definitions; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 65B.67, subdivisions 3 and 4a; 162.06, subdivision 5; 162.14, subdivision 2; 168.27, subdivisions 1 and 22; 168.28; 169.07; 169.44, by adding a subdivision; 169.99, by adding a subdivision; 171.02, subdivision 3; 171.05, by adding a subdivision; 171.07, subdivision 5; 171.12, by adding a subdivision; and 173.08, subdivision 1; Minnesota Statutes 1985 Supplement, sections 168.011, subdivision 4; 168.012, subdivision 1c; 168.013, subdivisions 1c and 1e; 168.27, subdivision 24; 171.27; and 221.033, subdivision 3; Laws 1974, chapter 151, section 3; Laws 1977, chapter 402, section 2; Laws 1985, chapter 299, section 40; Laws 1985, First Special Session chapter 15, section 9, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 65B; 160; 161; and 163; repealing Minnesota Statutes 1984, section 171.15, subdivision 2."

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

Senate Conferees: (Signed) Dean E. Johnson, Robert J. Schmitz, Clarence M. Purfeerst

House Conferees: (Signed) Dennis D. Ozment, Virgil J. Johnson, Glen H. Anderson

Mr. Johnson, D.E. moved that the foregoing recommendations and Conference Committee Report on S.F. No. 1910 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.

S.F. No. 1910 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 49 and nays 8, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Moe, R. D.	Reichgott
Anderson	Frank	Knutson	Olson	Renneke
Belanger	Frederick	Kronebusch	Pehler	Samuelson
Bernhagen	Frederickson	Laidig	Peterson,C.C.	Schmitz
Bertram	Freeman	Langseth	Peterson,D.C.	Sieloff
Brataas	Hughes	Lantry	Peterson,D.L.	Spear
Chmielewski	Isackson	Lessard	Petty	Storm
Davis	Johnson, D.E.	Luther	Pogemiller	Taylor
DeCramer	Jude	McQuaid	Purfeerst	Willet
Dicklich	Kamrath	Mehrkens	Ramstad	

Those who voted in the negative were:

Berglin	Dieterich	Merriam	Stumpf	Waldorf
Dahl	Kroening	Peterson,R.W.		

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

Without objection, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1863:

H.F. No. 1863: A bill for an act relating to crimes; clarifying the crime of failing to file a tax return; creating a presumption that property acquired during the course of certain crimes are "proceeds" of the crime for purposes of forfeiture law; providing protection for crime victims against adverse employer actions; amending Minnesota Statutes 1985 Supplement, sections 290.92, subdivision 15; and 609.531, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 611A.

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

Seaberg, Kelly and Marsh have been appointed as such committee on the part of the House.

House File No. 1863 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

Mr. Freeman moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1863 , and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

RECESS

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

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

APPOINTMENTS

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

H.F. No. 1863: Messrs. Freeman, Merriam and Novak.

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 1725 and the Conference Committee Report thereon were

reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 1725

A bill for an act relating to the city of East Grand Forks; permitting the establishment of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority.

March 17, 1986

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 1725, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S.F. No. 1725 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 116D.04, subdivision 1a, is amended to read:

Subd. 1a. For the purposes of sections 116D.01 to 116D.07, the following terms have the meanings given to them in this subdivision.

(a) "Natural resources" has the meaning given it in section 116B.02, subdivision 4.

(b) "Pollution, impairment or destruction" has the meaning given it in section 116B.02, subdivision 5.

(c) "Environmental assessment worksheet" means a brief document which is designed to set out the basic facts necessary to determine whether an environmental impact statement is required for a proposed action.

(d) "Governmental action" means activities, including projects wholly or partially conducted, permitted, assisted, financed, regulated or approved by units of government including the federal government.

(e) "Governmental unit" means any state agency and any general or special purpose unit of government in the state including, but not limited to, watershed districts organized under chapter 112, counties, towns, cities, port authorities ~~and~~, housing authorities, *and economic development authorities established under sections 13 to 33*, but not including courts, school districts and regional development commissions other than the metropolitan council.

Sec. 2. Minnesota Statutes 1984, section 117.521, subdivision 3, is amended to read:

Subd. 3. The provisions of subdivisions 1 and 2 shall not apply to the acquisition of properties situated wholly or in part within any district for development authorized under Laws 1971, Chapters 548 or 677; or Laws 1973, Chapters 196, 761, or 764; or Laws 1974, Chapter 485; or Minnesota Statutes, Chapters 462, ~~or~~ 458; *or sections 13 to 33*.

Sec. 3. Minnesota Statutes 1984, section 272.01, subdivision 2, is

amended to read:

Subd. 2. (a) When any real or personal property which for any reason is exempt from ad valorem taxes, and taxes in lieu thereof, is leased, loaned, or otherwise made available and used by a private individual, association or corporation in connection with a business conducted for profit, there shall be imposed a tax, for the privilege of so using or possessing such real or personal property, in the same amount and to the same extent as though the lessee or user was the owner of such property.

(b) The tax imposed by this subdivision shall not apply to (1) property leased or used by way of a concession in or relative to the use in whole or part of a public park, market, fair grounds, port authority, *economic development authority established under sections 13 to 33*, municipal auditorium, airport owned by a city, town, county or group thereof but not the metropolitan airports commission, municipal museum or municipal stadium or (2) property constituting or used as a public pedestrian ramp, concourse, passenger check-in area or ticket sale counter, boarding area or luggage claim area in connection with a public airport; provided that real estate which is owned by a municipality in connection with the operation of a public airport and which is leased or used for agricultural purposes shall not be exempt.

(c) Taxes imposed by this subdivision shall be due and payable as in the case of personal property taxes and such taxes shall be assessed to such lessees or users of real or personal property in the same manner as taxes assessed to owners of real or personal property, except that such taxes shall not become a lien against the property. When due, the taxes shall constitute a debt due from the lessee or user to the state, township, city, county and school district for which the taxes were assessed and shall be collected in the same manner as personal property taxes. If property subject to the tax imposed by this subdivision is leased or used jointly by two or more persons, each lessee or user shall be jointly and severally liable for payment of the tax.

Sec. 4. Minnesota Statutes 1984, section 273.72, is amended to read:

273.72 [STATEMENT OF PURPOSE.]

The statutes governing the use of tax increment financing in Minnesota have evolved over a long period of time and exist in several different special and general laws. These laws are sometimes inconsistent and provide varying procedures which render them difficult to administer. It is the intent of the legislature, by enacting the Minnesota tax increment financing act, to ratify and confirm the findings, declarations and determinations made by the legislature in connection with chapters 362A, 458, *sections 13 to 33*, 462, 472A and 474 and to establish a uniform set of standards and procedures to be followed when using this method of financing.

Sec. 5. Minnesota Statutes 1984, section 273.73, subdivision 2, is amended to read:

Subd. 2. [AUTHORITY.] "Authority" means a rural development financing authority created pursuant to chapter 362A, a housing and redevelopment authority created pursuant to chapter 462; a port authority created pursuant to chapter 458; *an economic development authority created pursuant to sections 13 to 33;* a redevelopment agency as defined by chapter 474; a municipality which is administering a development district created pursuant

to chapter 472A or any special law, a municipality which undertakes a project pursuant to chapter 474; or a municipality which exercises the powers of a port authority pursuant to any general or special law.

Sec. 6. Minnesota Statutes 1984, section 273.73, subdivision 8, is amended to read:

Subd. 8. [PROJECT.] "Project" means a project as defined in section 362A.01; an industrial development district as defined in section 458.191, subdivision 1; *an economic development district as defined in section 25, subdivision 1;* a project as defined in section 462.421, subdivision 14; a development district as defined in chapter 472A or any special law; or a project as defined in section 474.02, subdivisions 1, 1a or 1b.

Sec. 7. Minnesota Statutes 1985 Supplement, section 273.75, subdivision 4, is amended to read:

Subd. 4. [LIMITATION ON USE OF TAX INCREMENT.] All revenues derived from tax increment shall be used in accordance with the tax increment financing plan. The revenues shall be used solely for the following purposes: (a) to pay the principal of and interest on bonds issued to finance a project; (b) by a rural development financing authority for the purposes stated in section 362A.01, subdivision 2, by a port authority or municipality exercising the powers of a port authority to finance or otherwise pay the cost of redevelopment pursuant to chapter 458, *by an economic development authority to finance or otherwise pay the cost of redevelopment pursuant to sections 13 to 33,* by a housing and redevelopment authority *or economic development authority* to finance or otherwise pay public redevelopment costs pursuant to chapter 462, by a municipality *or economic development authority* to finance or otherwise pay the capital and administration costs of a development district pursuant to chapter 472A, by a municipality or redevelopment agency to finance or otherwise pay premiums for insurance or other security guaranteeing the payment when due of principal of and interest on the bonds pursuant to chapters 462C, 474, or both chapters, or to accumulate and maintain a reserve securing the payment when due of the principal of and interest on the bonds pursuant to chapters 462C, 474, or both chapters, which revenues in the reserve shall not exceed, subsequent to the fifth anniversary of the date of issue of the first bond issue secured by the reserve, an amount equal to 20 percent of the aggregate principal amount of the outstanding and nondefeased bonds secured by the reserve. Revenues derived from tax increment may be used to finance the costs of an interest reduction program operated pursuant to section 462.445, subdivisions 10 to 13, or pursuant to other law granting interest reduction authority and power by reference to those subdivisions only under the following conditions: (a) tax increments may not be collected for a program for a period in excess of 12 years after the date of the first interest rate reduction payment for the program, (b) tax increments may not be used for an interest reduction program, if the proceeds of bonds issued pursuant to section 273.77 after December 31, 1985, have been or will be used to provide financial assistance to the specific project which would receive the benefit of the interest reduction program, and (c) not more than 50 percent of the estimated tax increment derived from a project may be used to finance an interest reduction program for owner-occupied single-family dwellings unless a project is located either in an area which would qualify as a redevelopment district or within a city designated as an

enterprise zone pursuant to section 273.1312, subdivision 4, clause (c)(3). These revenues shall not be used to circumvent existing levy limit law. No revenues derived from tax increment shall be used for the construction or renovation of a municipally owned building used primarily and regularly for conducting the business of the municipality; this provision shall not prohibit the use of revenues derived from tax increments for the construction or renovation of a parking structure, a commons area used as a public park or a facility used for social, recreational or conference purposes and not primarily for conducting the business of the municipality.

Sec. 8. Minnesota Statutes 1984, section 273.86, subdivision 1, is amended to read:

Subdivision 1. [APPLICATION.] A developer proposing to construct improvements on property located within an industrial development district as defined in section 458.191, subdivision 1; *an economic development district as defined in section 25, subdivision 1;* a development district as defined in section 472A.02, subdivision 3, or any special law; or a redevelopment project as defined in section 462.421, subdivision 14 may apply to the governing body of the city or municipality in which the property is located to obtain deferral of property tax on the improved property, stating the nature and location of the proposed improvement, its estimated cost, and the projected length of construction time. If the governing body finds that the proposed development is consistent with the requirements of the above referred sections, it may approve the application. If the application is approved by June 30, the tax exemption shall be in effect for taxes paid the following year; if it is approved later than June 30, the exemption shall be in effect for taxes paid in the second subsequent taxable year.

Sec. 9. Minnesota Statutes 1985 Supplement, section 353.01, subdivision 2a, is amended to read:

Subd. 2a. [INCLUDED EMPLOYEES.] The following persons are included in the meaning of "public employee":

(a) Elected or appointed officers and employees of elected officers.

(b) District court reporters.

(c) Officers and employees of the public employees retirement association.

(d) Employees of the League of Minnesota Cities.

(e) Officers and employees of public hospitals, owned or operated by or an integral part of, any governmental subdivision or governmental subdivisions.

(f) Employees of a school district who receive separate salaries for driving their own buses.

(g) Employees of the Association of Minnesota Counties.

(h) Employees of the Metropolitan Inter-County Association.

(i) Employees of the Minnesota Municipal Utilities Association.

(j) Employees of the metropolitan airports commission if employment initially commences on or after July 1, 1979.

(k) Employees of the Minneapolis employees retirement fund, if employ-

ment initially commences on or after July 1, 1979.

(l) Employees of the Range Association of Municipalities and Schools.

(m) Employees of the soil and water conservation districts.

(n) Employees of a county historical society.

(o) Employees of an economic development authority created under sections 13 to 33.

Sec. 10. Minnesota Statutes 1984, section 355.11, subdivision 5, is amended to read:

Subd. 5. "Employing unit" means any municipal housing and redevelopment authorities organized pursuant to sections 462.415 to 462.705 and any soil and water conservation district organized pursuant to chapter 40 or any port authority organized pursuant to chapter 458, *or any economic development authority organized pursuant to sections 13 to 33*, or any hospital district organized or reorganized pursuant to sections 447.31 to 447.37.

Sec. 11. Minnesota Statutes 1985 Supplement, section 395.08, is amended to read:

395.08 [ECONOMIC AND AGRICULTURAL DEVELOPMENT.]

A county board may appropriate not more than ~~$25,000~~ *$50,000* annually out of the general revenue fund of the county to be paid to any incorporated development society or organization of this state which, in the board's opinion, will use the money for the best interests of the county in promoting, advertising, improving, or developing the economic and agricultural resources of the county.

Sec. 12. [458.101] [NO STATE BAILOUT OF PORT AUTHORITIES.]

State appropriations or credit of the state must not be used to pay or guarantee the payment of the debt of a port authority.

Sec. 13. [458C.01] [DEFINITIONS.]

Subdivision 1. [TERMS.] *In sections 13 to 33, the terms defined in this section have the meaning given them.*

Subd. 2. [AUTHORITY.] *"Authority" means an economic development authority, unless specified otherwise.*

Subd. 3. [CITY.] *"City" means a home rule charter or statutory city.*

Subd. 4. [DEVELOPMENT.] *"Development" includes redevelopment, and developing includes redeveloping.*

Subd. 5. [COST OF REDEVELOPMENT.] *"Cost of redevelopment" means, with respect to an economic development district project, the cost of:*

(a) acquiring property, whether by purchase, lease, condemnation, or otherwise;

(b) demolishing or removing structures or other improvements on acquired properties;

(c) correcting soil deficiencies necessary to develop or use the property for an appropriate use as determined by the authority;

(d) constructing or installing public improvements, including streets, roads, and utilities;

(e) providing relocation benefits to the occupants of acquired properties;

(f) planning, engineering, legal and other services necessary to carry out the functions listed in clauses (a) to (e); and

(g) the allocated administrative expenses of the authority for the project.

Sec. 14. [458C.03] [ECONOMIC DEVELOPMENT AUTHORITY; ESTABLISHMENT.]

A city may, by adopting an enabling resolution in compliance with the procedural requirements of section 16, establish an economic development authority that, subject to section 15, has the powers contained in sections 13 to 33 and a housing and redevelopment authority under chapter 462 or other law, and a city under chapter 472A or other law. If the economic development authority exercises the powers of a housing and redevelopment authority contained in chapter 462 or other law, the city shall exercise the powers relating to a housing and redevelopment authority granted to a city by chapter 462 or other law.

Sec. 15. [458C.04] [LIMIT OF POWERS.]

Subdivision 1. [RESOLUTION.] *The enabling resolution may impose the following limits upon the actions of the authority:*

(1) that the authority must not exercise any specified powers contained in sections 13 to 33, chapters 462 and 472A or that the authority must not exercise any powers without the prior approval of the city council;

(2) that, except when previously pledged by the authority, the city council may, by resolution, require the authority to transfer any portion of the reserves generated by activities of the authority that the city council determines is not necessary for the successful operation of the authority, to the debt service fund of the city, to be used solely to reduce tax levies for bonded indebtedness of the city;

(3) that the sale of all bonds or obligations issued by the authority be approved by the city council before issuance;

(4) that the authority follow the budget process for city departments as provided by the city and as implemented by the city council and mayor;

(5) that all official actions of the authority must be consistent with the adopted comprehensive plan of the city, and any official controls implementing the comprehensive plan;

(6) that the authority submit all planned activities for influencing the action of any other governmental agency, subdivision, or body to the city council for approval;

(7) that the authority submit its administrative structure and management practices to the city council for approval; and

(8) any other limitation or control established by the city council by the enabling resolution.

Subd. 2. [MODIFICATION OF RESOLUTION.] *The enabling resolution*

may be modified at any time, subject to subdivision 5, and provided that any modification is made in accordance with section 15.

Subd. 3. [REPORT ON RESOLUTION.] *Without limiting the right of the authority to petition the city council at any time, each year, within 60 days of the anniversary date of the first adoption of the enabling resolution, the authority shall submit to the city council a report stating whether and how the enabling resolution should be modified. Within 30 days of receipt of the recommendation, the city council shall review the enabling resolution, consider the recommendations of the authority, and make any modification it considers appropriate. Modifications must be made in accordance with the procedural requirements of section 16.*

Subd. 4. [COMPLIANCE.] *The city council's determination that the authority has complied with the limitations imposed under this section is conclusive.*

Subd. 5. [LIMITS; SECURITY.] *Limits imposed under this section must not be applied in a manner that impairs the security of any bonds issued or contracts executed before the limit is imposed. The city council must not modify any limit in effect at the time any bonds or obligations are issued or contracts executed to the detriment of the holder of the bonds or obligations or any contracting party.*

Sec. 16. [458C.05] [PROCEDURAL REQUIREMENT.]

Subdivision 1. [ENABLING RESOLUTION.] *The creation of an authority by a city must be by written resolution known as the enabling resolution. Before adopting the enabling resolution, the city council shall conduct a public hearing. Notice of the time and place of hearing, a statement of the purpose of the hearing, and a summary of the resolution must be published in a newspaper of general circulation within the city once a week for two consecutive weeks. The first publication must appear not more than 30 days from the date of the public hearing.*

Subd. 2. [MODIFICATIONS.] *All modifications to the enabling resolution must be by written resolution and must be adopted after notice is given and a public hearing conducted as required for the original adoption of the enabling resolution.*

Sec. 17. [458C.06] [TRANSFER OF AUTHORITY.]

Subdivision 1. [ECONOMIC DEVELOPMENT, HOUSING, REDEVELOPMENT POWERS.] *The city may, by ordinance, divide any economic development, housing, and redevelopment powers granted under chapter 462 and this chapter between the economic development authority and any other authority or commission established under statute or city charter for economic development, housing, or redevelopment.*

Subd. 2. [PROJECT CONTROL, AUTHORITY, OPERATION.] *The city may, by resolution, transfer the control, authority, and operation of any project as defined in section 273.73, subdivision 8, or any other program or project authorized by chapter 462 or 472A located within the city, from the governmental agency or subdivision that established the project to the economic development authority. The city council may also require acceptance of control, authority, and operation of the project by the economic develop-*

ment authority. The economic development authority may exercise all of the powers that the governmental unit establishing the project could exercise with respect to the project.

When a project or program is transferred to the economic development authority, the authority shall covenant and pledge to perform the terms, conditions, and covenants of the bond indenture or other agreements executed for the security of any bonds issued by the governmental subdivision that initiated the project or program. The economic development authority may exercise all of the powers necessary to perform the terms, conditions, and covenants of any indenture or other agreements executed for the security of the bonds and shall become obligated on the bonds when the project or program is transferred as provided in this subdivision.

Subd. 3. [TRANSFER OF PERSONNEL.] *Notwithstanding any other law or charter provision to the contrary, the city council may, by resolution, place any employees of the housing and redevelopment authority under the direction, supervision, or control of the economic development authority. The placement of any employees under the direction, supervision, or control of the economic development authority does not affect the rights of any employees of the housing and redevelopment authority, including any rights existing under a collective bargaining agreement or fringe benefit plan. The employees shall become employees of the economic development authority.*

Sec. 18. [458C.07] [ECONOMIC DEVELOPMENT AUTHORITY.]

An economic development authority is a public body corporate and politic and a political subdivision of the state with the right to sue and be sued in its own name. An authority carries out an essential governmental function when it exercises its power, but the authority is not immune from liability because of this.

Sec. 19. [458C.08] [COMMISSIONERS; APPOINTMENT, TERMS, VACANCIES, PAY, REMOVAL.]

Subdivision 1. [COMMISSIONERS.] *Except as provided in subdivision 2, clause (d), an economic development authority shall consist of either three, five, or seven commissioners who shall be appointed after the enabling resolution provided for in section 16 becomes effective. The resolution must indicate the number of commissioners constituting the authority.*

Subd. 2. [APPOINTMENT, TERMS; VACANCIES.] *(a) Three-member authority: the commissioners constituting a three-member authority, one of whom must be a member of the city council, shall be appointed by the mayor with the approval of the city council. Those initially appointed shall be appointed for terms of two, four, and six years, respectively. Thereafter all commissioners shall be appointed for six-year terms.*

(b) Five-member authority: the commissioners constituting a five-member authority, two of whom must be members of the city council, shall be appointed by the mayor with the approval of the city council. Those initially appointed shall be appointed for terms of two, three, four, and five years respectively and one member for six years. Thereafter all commissioners shall be appointed for six-year terms.

(c) Seven-member authority: the commissioners constituting a seven-

member authority, two of whom must be members of the city council, shall be appointed by the mayor with the approval of the city council. Those initially appointed shall be appointed for terms of one, two, three, four, and five years respectively and two members for six years. Thereafter all commissioners shall be appointed for six-year terms.

(d) The enabling resolution may provide that the members of the city council shall serve as the commissioners.

(e) The enabling resolution may provide for the appointment of members of the city council in excess of the number required in clauses (a), (b), and (c).

(f) A vacancy is created in the membership of an authority when a city council member of the authority ends council membership. A vacancy for this or another reason must be filled for the balance of the unexpired term, in the manner in which the original appointment was made. The city council may set the term of the commissioners who are members of the city council to coincide with their term of office as members of the city council.

Subd. 3. [INCREASE IN COMMISSION MEMBERS.] *An authority may be increased from three to five or seven members, or from five to seven members by a resolution adopted by the city council following the procedure provided for modifying the enabling resolution in section 16.*

Subd. 4. [COMPENSATION AND REIMBURSEMENT.] *A commissioner, including the president, shall be paid for attending each regular or special meeting of the authority in an amount to be determined by the city council. In addition to receiving pay for meetings, the commissioners may be reimbursed for actual expenses incurred in doing official business of the authority. All money paid for compensation or reimbursement must be paid out of the authority's budget.*

Subd. 5. [REMOVAL FOR CAUSE.] *A commissioner may be removed by the city council for inefficiency, neglect of duty, or misconduct in office. A commissioner shall be removed only after a hearing. A copy of the charges must be given to the commissioner at least ten days before the hearing. The commissioner must be given an opportunity to be heard in person or by counsel at the hearing. When written charges have been submitted against a commissioner, the city council may temporarily suspend the commissioner. If the city council finds that those charges have not been substantiated, the commissioner shall be immediately reinstated. If a commissioner is removed, a record of the proceedings, together with the charges and findings, shall be filed in the office of the city clerk.*

Sec. 20. [458C.09] [OFFICERS; DUTIES; ORGANIZATIONAL MATTERS.]

Subdivision 1. [BYLAWS, RULES, SEAL.] *An authority may adopt bylaws and rules of procedure and shall adopt an official seal.*

Subd. 2. [OFFICERS.] *An authority shall elect a president, a vice president, a treasurer, a secretary, and an assistant treasurer. The authority shall elect the president, treasurer, and secretary annually. A commissioner must not serve as president and vice president at the same time. The other offices may be held by the same commissioner. The offices of secretary and*

assistant treasurer need not be held by a commissioner.

Subd. 3. [DUTIES AND POWERS.] *The officers have the usual duties and powers of their offices. They may be given other duties and powers by the authority.*

Subd. 4. [TREASURER'S DUTIES.] *The treasurer:*

(1) shall receive and is responsible for authority money;

(2) is responsible for the acts of the assistant treasurer;

(3) shall disburse authority money by check only;

(4) shall keep an account of the source of all receipts, and the nature, purpose, and authority of all disbursements; and

(5) shall file the authority's detailed financial statement with its secretary at least once a year at times set by the authority.

Subd. 5. [ASSISTANT TREASURER.] *The assistant treasurer has the powers and duties of the treasurer if the treasurer is absent or disabled.*

Subd. 6. [TREASURER'S BOND.] *The treasurer shall give bond to the state conditioned for the faithful discharge of official duties. The bond must be approved as to form and surety by the authority and filed with the secretary. The bond must be for twice the amount of money probably on hand at any one time, as determined at least annually by the authority. However, the bond must not exceed $300,000.*

Subd. 7. [PUBLIC MONEY.] *Authority money is public money.*

Subd. 8. [CHECKS.] *An authority check must be signed by the treasurer and one other officer named by the authority in a resolution. The check must state the name of the payee and the nature of the claim that the check is issued for.*

Subd. 9. [FINANCIAL STATEMENT.] *The authority's detailed financial statement must show all receipts and disbursements, their nature, the money on hand, the purposes to which the money on hand is to be applied, the authority's credits and assets, and its outstanding liabilities in a form required for the city's financial statements. The authority shall examine the statement together with the treasurer's vouchers. If the authority finds that the statement and vouchers are correct, it shall approve them by resolution and enter the resolution in its records.*

Sec. 21. [458C.10] [EMPLOYEES; SERVICES; SUPPLIES.]

Subdivision 1. [EMPLOYEES.] *An economic development authority may employ an executive director, a chief engineer, other technical experts and agents, and other employees as it may require, and determine their duties, qualifications, and compensation.*

Subd. 2. [CONTRACT FOR SERVICES.] *The authority may contract for the services of consultants, agents, public accountants, and other persons needed to perform its duties and exercise its powers.*

Subd. 3. [LEGAL SERVICES.] *The authority may use the services of the city attorney or hire a general counsel for its legal needs. The city attorney or general counsel, as determined by the authority, is its chief legal advisor.*

Subd. 4. [SUPPLIES.] *The authority may purchase the supplies and materials it needs to carry out sections 13 to 33.*

Subd. 5. [CITY PURCHASING.] *An authority may use the facilities of its city's purchasing department in connection with construction work and to purchase equipment, supplies, or materials.*

Subd. 6. [CITY FACILITIES, SERVICES.] *A city may furnish offices, structures and space, and stenographic, clerical, engineering, or other assistance to its authority.*

Subd. 7. [DELEGATION POWER.] *The authority may delegate to one or more of its agents or employees powers or duties as it may deem proper.*

Sec. 22. [458C.11] [CONFLICT OF INTEREST.]

Except as authorized in section 471.88 a commissioner, officer, or employee of an authority must not acquire any financial interest, direct or indirect, in any project or in any property included or planned to be included in any project, nor shall the person have any financial interest, direct or indirect, in any contract or proposed contract for materials or service to be furnished or used in connection with any project.

Sec. 23. [458C.12] [DEPOSITORIES; DEFAULT; COLLATERAL.]

Subdivision 1. [NAMED; BOND.] *Every two years an authority shall name national or state banks within the state as depositories. Before acting as a depository, a named bank shall give the authority a bond approved as to form and surety by the authority. The bond must be conditioned for the safekeeping and prompt repayment of deposits. The amount of bond must be at least equal to the maximum sums expected to be deposited at any one time.*

Subd. 2. [ONE BANK ACCOUNT.] *An authority may deposit all its money from any source in one bank account.*

Subd. 3. [DEFAULT; COLLATERAL.] *When authority funds are deposited by the treasurer in a bonded depository, the treasurer and the surety on the treasurer's official bond are exempt from liability for the loss of the deposits because of the failure, bankruptcy, or other act or default of the depository. However, an authority may accept assignments of collateral from its depository to secure deposits just as assignments of collateral are permitted by law to secure deposits of the authority's city.*

Sec. 24. [458C.13] [OBLIGATIONS.]

Subdivision 1. [TAXES AND ASSESSMENTS PROHIBITED.] *An authority must not levy a tax or special assessment, except as otherwise provided in sections 13 to 33, pledge the credit of the state or the state's municipal corporations or other subdivisions, or incur an obligation enforceable on property not owned by the authority.*

Subd. 2. [BUDGET TO CITY.] *Annually, at a time fixed by charter, resolution, or ordinance of the city, an authority shall send its budget to its city's council. The budget must include a detailed written estimate of the amount of money that the authority expects to need from the city to do authority business during the next fiscal year. The needed amount is what is needed in excess of any expected receipts from other sources.*

Subd. 3. [FISCAL YEAR.] *The fiscal year of the authority must be the*

same as the fiscal year of its city.

Subd. 4. [REPORT TO CITY.] *Annually, at a time and in a form fixed by the city council, the authority shall make a written report to the council giving a detailed account of its activities and of its receipts and expenditures during the preceding calendar year, together with additional matters and recommendations it deems advisable for the economic development of the city.*

Subd. 5. [AUDITS.] *The financial statements of the authority must be prepared, audited, filed, and published or posted in the manner required for the financial statements of the city that established the authority. The financial statements must permit comparison and reconciliation with the city's accounts and financial reports. The report must be filed with the state auditor by June 30 of each year. The auditor shall review the report and may accept it or, in the public interest, audit the books of the authority.*

Subd. 6. [COMPLIANCE EXAMINATIONS.] *At the request of the city or upon the auditor's initiative, the state auditor may make a legal compliance examination of the authority for that city. Each authority examined must pay the total cost of the examination, including the salaries paid to the examiners while actually engaged in making the examination. The state auditor may bill monthly or at the completion of the audit. All collections received must be deposited in the revolving fund of the state auditor.*

Sec. 25. [458C.14] [ECONOMIC DEVELOPMENT DISTRICTS; SCHEDULE OF POWERS.]

Subdivision 1. [ESTABLISHMENT.] *An economic development authority may create and define the boundaries of economic development districts at any place or places within the city if the district satisfies the requirements of section 273.73, subdivision 10, except that the district boundaries must be contiguous, and may use the powers granted in sections 13 to 33 to carry out its purposes. First the authority must hold a public hearing on the matter. At least ten days before the hearing, the authority shall publish notice of the hearing in a daily newspaper of general circulation in the city. Also, the authority shall find that an economic development district is proper and desirable to establish and develop within the city.*

Subd. 2. [ACQUIRE PROPERTY.] *The economic development authority may acquire by lease, purchase, gift, devise, or condemnation proceedings the needed right, title, and interest in property to create economic development districts. It shall pay for the property out of money it receives under sections 13 to 33. It may hold and dispose of the property subject to the limits and conditions in sections 13 to 33. The title to property acquired by condemnation or purchase must be in fee simple, absolute. The authority may accept an interest in property acquired in another way subject to any condition of the grantor or donor. The condition must be consistent with the proper use of the property under sections 13 to 33. Property acquired, owned, leased, controlled, used, or occupied by the authority for any of the purposes of this section is for public governmental and municipal purposes and is exempt from taxation by the state or by its political subdivisions. The exemption applies only while the authority holds property for its own purpose. The exemption is subject to the provisions of section 272.02, subdivision 5. When property is sold it begins to be taxed again.*

Subd. 2a. [OPTIONS.] *The economic development authority may sign options to purchase, sell, or lease property.*

Subd. 3. [EMINENT DOMAIN.] *The economic development authority may use eminent domain under chapter 117, or under its city's charter to acquire property it is authorized to acquire by condemnation. The authority may acquire in this way property acquired by its owner by eminent domain or property already devoted to a public use only if its city's council approves. The authority may possess property to be condemned after it files a petition in condemnation proceedings describing the property. The authority may abandon the condemnation before taking possession.*

Subd. 4. [CONTRACTS.] *The economic development authority may make contracts for the purpose of economic development within the powers given it in sections 13 to 33. The authority may contract or arrange with the federal government, or any of its departments, with persons, public corporations, the state, or any of its political subdivisions, commissions, or agencies, for separate or joint action, on any matter related to using the authority's powers or doing its duties. The authority may contract to purchase and sell real and personal property. However, an obligation or expense must not be incurred except when existing appropriations together with the reasonable expected revenue of the authority from other sources are sufficient to discharge the obligation or pay the expense when due. The state and its municipal subdivisions are not liable on the obligations.*

Subd. 4a. [LIMITED PARTNER.] *The economic development authority may be a limited partner in a partnership whose purpose is consistent with the authority's purpose.*

Subd. 5. [RIGHTS; EASEMENTS.] *The economic development authority may acquire rights or an easement for a term of years or perpetually for development of an economic development district.*

Subd. 6. [SUPPLIES; MATERIALS.] *The economic development authority may buy the supplies and materials it needs to carry out this section.*

Subd. 7. [RECEIVE PUBLIC PROPERTY.] *The economic development authority may accept land, money, or other assistance, whether by gift, loan or otherwise, in any form from the federal or state government, or an agency of either, or a local subdivision of state government to carry out sections 13 to 33 and to acquire and develop an economic development district and its facilities under this section.*

Subd. 8. [DEVELOPMENT DISTRICT AUTHORITY.] *The economic development authority may sell or lease land held by it for economic development in economic development districts. The authority may acquire, sell, or lease single or multiple tracts of land regardless of size, to be developed as a part of the economic development of the district under sections 13 to 33.*

Subd. 9. [FOREIGN TRADE ZONE.] *The economic development authority may apply to the board defined in United States Code, title 19, section 81a, for the right to use the powers provided in United States Code, title 19, sections 81a to 81u. If the right is granted, the authority may use the powers. One authority may apply with another authority.*

Subd. 10. [RELATION TO CHAPTER 474.] *The economic development*

authority may exercise powers and duties of a redevelopment agency under chapter 474, for a purpose in sections 13 to 33 or 462.411 to 462.705. The authority may also use the powers and duties in sections 13 to 33 and 462.411 to 462.705 for a purpose in chapter 474.

Subd. 11. [PUBLIC FACILITIES.] *The authority may operate and maintain a public parking facility or other public facility to promote development in an economic development district.*

Sec. 26. [458C.15] [GENERAL OBLIGATION BONDS.]

Subdivision 1. [AUTHORITY; PROCEDURE.] *An economic development authority may issue general obligation bonds in the principal amount authorized by two-thirds majority vote of its city's council. The bonds may be issued in anticipation of income from any source. The bonds may be issued: (1) to secure funds needed by the authority to pay for acquired property or (2) for other purposes in sections 13 to 33. The bonds must be in the amount and form and bear interest at the rate set by the city council. The authority shall sell the bonds to the highest bidder. The authority shall publish notice of the time and the place for receiving bids, once at least two weeks before the bid deadline. Sections 13 to 33 govern issuance of the bonds. When those sections are silent, chapter 475 governs. The authority when issuing the bonds is a municipal corporation under chapter 475, and issuance of the bonds is subject to the provisions of chapter 475.*

Subd. 2. [DETAIL; MATURITY.] *The authority with the consent of its city's council shall set the date, denominations, place of payment, form, and details of the bonds. The bonds must mature serially. The first installment is due in not more than three years and the last in not more than 20 years from the date of issuance.*

Subd. 3. [SIGNATURES; COUPONS; LIABILITY.] *The bonds must be signed by the president of the authority, be attested by its secretary, and be countersigned by its treasurer; the signatures may be facsimile signatures. The interest coupons if any, must be attached to the bonds. The coupons must be executed and authenticated by the printed, engrossed, or lithographed facsimile signature of the authority's president and secretary. The bonds do not impose any personal liability on a member of the authority.*

Subd. 4. [PLEDGE.] *The bonds must be secured by the pledge of the full faith, credit, and resources of the issuing authority's city. The authority may pledge the full faith, credit, and resources of the city only if the city specifically authorizes the authority to do so. The city council must first decide whether the issuance of the bonds by the authority is proper in each case and if so, what amount of bonds to issue. The city council shall give specific consent in an ordinance to the pledge of the city's full faith, credit, and resources. The authority shall pay the principal amount of the bonds and the interest on it from taxes levied under this section to make the payment or from authority income from any source.*

Subd. 5. [TAX LEVY.] *An authority that issues bonds under this section, shall, before issuing them, levy a tax for each year on the taxable property in the authority's city. The tax must be for at least five percent more than the amount required to pay the principal and interest on the bonds as the principal and interest mature. The tax must be levied annually until the principal*

and interest are paid in full. After the bonds have been delivered to the purchasers, the tax must not be repealed until the debt is paid. After the bonds are issued, the authority need not take any more action to authorize extending, assessing, and collecting the tax. The authority's secretary shall immediately send a certified copy of the levy to the county auditor. The secretary shall send with the copy full information on the bonds for which the tax is levied. The county auditor shall extend and assess the levied tax annually until the principal and interest are paid in full. The authority shall transfer the surplus from the excess levy in this section to a sinking fund after the principal and interest for which the tax was levied and collected is paid. The authority may direct its secretary to send a certificate to the county auditor before October 15 in a year. The certificate must state how much available income including the amount in the sinking fund the authority will use to pay principal or interest or both on each specified issue of the authority's bonds. The auditor shall then reduce the bond levy for that year by that amount. The authority shall then set aside the certified amount and may not use it for any purpose except to pay the principal and interest on the bonds. The taxes in this section shall be collected and sent to the authority by the county treasurer under the law on collection of other taxes. The taxes must be used only to pay the bonds when due.

Subd. 6. [AUTHORIZED SECURITIES.] *Bonds legally issued under this chapter are authorized securities under section 50.14. A savings bank, trust company, or insurance company may invest in them. A public or municipal corporation may invest its sinking funds in them. The bonds may be pledged by a bank or trust company as security for the deposit of public money in place of a surety bond.*

The authority's bonds are instrumentalities of a public governmental agency.

Sec. 27. [458C.16] [REVENUE BONDS; PLEDGE; COVENANTS.]

Subdivision 1. [AUTHORITY.] *An economic development authority may decide by resolution to issue its revenue bonds either at one time or in series from time to time. The revenue bonds may be issued to provide money to pay to acquire land needed to operate the authority, to purchase or construct facilities, to purchase, construct, install, or furnish capital equipment to operate a facility for economic development of any kind within the city, or to pay to extend, enlarge, or improve a project under its control. The issued bonds may include the amount the authority considers necessary to establish an initial reserve to pay principal and interest on the bonds. The authority shall state in a resolution how the bonds and their attached interest coupons are to be executed.*

Subd. 2. [FORM.] *The bonds of each series issued by the authority under this section shall bear interest at a rate or rates, shall mature at the time or times within 20 years from the date of issuance and shall be in the form, whether payable to bearer, registrable as to principal, or fully registrable, as may be determined by the authority. Section 26, subdivision 6, applies to all bonds issued under this section, and the bonds and their coupons, if any, when payable to bearer, shall be negotiable instruments.*

Subd. 3. [SALE.] *The sale of revenue bonds issued by the authority shall be at public or private sale. The bonds may be sold in the manner and for the*

price that the authority determines to be for the best interest of the authority. The bonds may be made callable, and if so issued, may be refunded.

Subd. 4. [AGREEMENTS.] *The authority may by resolution make an agreement or covenant with the bondholders or their trustee. The authority must first decide that the agreement or covenant is needed or desirable to do what the authority may do under this section and to assure that the revenue bonds are marketable and promptly paid.*

Subd. 5. [REVENUE PLEDGE.] *In issuing general obligation or revenue bonds, the authority may secure the payment of the principal and the interest on the bonds by a pledge of and lien on authority revenue. The revenue must come from the facility to be acquired, constructed, or improved with the bond proceeds or from other facilities named in the bond-authorizing resolutions. The authority also may secure the payment with its promise to impose, maintain, and collect enough rentals, rates and charges, for the use and occupancy of the facilities and for services furnished in connection with the use and occupancy, to pay its current expenses to operate and maintain the named facilities, and to produce and put enough net revenue in a special fund to meet the interest and principal requirements of the bonds, and to collect and keep any more money required by the resolutions. The authority shall decide what is current expense under this subdivision based on what is normal and reasonable under accepted accounting principles. Revenues pledged by the authority must not be used or pledged for any other authority purpose or to pay any other bonds issued under this section or under section 26, unless the other use or pledge is specifically authorized in the bond-authorizing resolutions.*

Subd. 6. [NOT CITY DEBT.] *Revenue bonds issued under this section are not a debt of the authority's city nor a pledge of that city's full faith and credit. The bonds are payable only from project revenue as described in this section. A revenue bond must contain on its face a statement to the effect that the economic development authority and its named city do not have to pay the bond or the interest on it except from revenue and that the faith, credit, and taxing power of the city are not pledged to pay the principal of or the interest on the bond.*

Subd. 7. [NOT APPLICABLE.] *Sections 474.01, subdivisions 7a, 7b, and 8 and 474.02, subdivision 1d, do not apply to revenue bonds issued under this section and chapter 474 if the interest on the revenue bonds is subject to both state and federal income tax or if the revenue bond proceeds are not loaned by the authority to a private person.*

Subd. 8. [TAX INCREMENT BONDS.] *Obligations secured or payable from tax increment revenues and issued pursuant to this section or section 26 are subject to the provisions of section 273.77.*

Sec. 28. [458C.17] [SECTIONS THAT APPLY IF FEDERAL LIMIT APPLIES.]

Sections 474.16 to 474.23 apply to obligations issued under sections 13 to 33 that are limited by a federal limitation act defined in section 474.16, subdivision 5.

Sec. 29. [458C.18] [ADDITIONAL POWERS.]

Subdivision 1. [AS AGENT.] *An economic development authority may*

cooperate with or act as agent for the federal or the state government, or a state public body, or an agency or instrumentality of a government or a public body to carry out sections 13 to 33 or any other related federal, state or local law in the area of economic development district improvement.

Subd. 2. [STUDIES, ANALYSIS, RESEARCH.] *An authority may study and analyze economic development needs in the city, and ways to meet the needs. An authority may study the desirable patterns for land use for economic development and community growth and other factors affecting local economic development in the city and make the result of the studies available to the public and to industry in general. An authority may engage in research and give out information on economic development within the city.*

Subd. 3. [PUBLIC RELATIONS.] *To further an authorized purpose an authority may (1) join an official, industrial, commercial, or trade association, or another organization concerned with the purpose, (2) have a reception of officials who may contribute to advancing the city and its economic development, and (3) carry out other public relations activities to promote the city and its economic development. Activities under this subdivision have a public purpose.*

Subd. 4. [ACCEPT PUBLIC LAND.] *An authority may accept conveyances of land from all other public agencies, commissions or other units of government, if the land can be properly used by the authority in an economic development district, to carry out the purposes of sections 13 to 33.*

Subd. 5. [ECONOMIC DEVELOPMENT.] *An authority may carry out the law on economic development districts to develop and improve the lands in an economic development district to make it suitable and available for economic development uses and purposes. An authority may fill, grade, and protect the property and do anything necessary and expedient, after acquiring the property, to make it suitable and attractive as a tract for economic development. An authority may lease some or all of its lands or property and may set up local improvement districts in all or part of an economic development district.*

In general, with respect to an economic development district, an authority may use all the powers given an economic development authority by law.

Subd. 6. [AS BORROWER.] *An authority after authorizing bonds under section 26 or 27 may borrow to provide money immediately required for the bond purpose. The loans must not exceed the amount of the bonds. The authority shall by resolution decide the terms of the loans. The loans must be evidenced by negotiable notes due in not more than 12 months from the date of the loan payable to the order of the lender or to bearer, to be repaid with interest from the proceeds of the bonds when the bonds are issued and delivered to the bond purchasers. The loan must not be obtained from any commissioner of the authority or from any corporation, association, or other institution of which an authority commissioner is a stockholder or officer.*

Subd. 7. [AS LENDER.] *The proceeds of obligations issued by an authority under section 27 and temporary loans obtained under this section may be used to make or purchase loans for economic development facilities that the authority believes will require financing. To make or purchase the loans, the authority may enter into loan and related agreements, both before*

and after issuing the obligations, with persons, firms, public or private corporations, federal or state agencies, and governmental units under terms and conditions the authority considers appropriate. A governmental unit in the state may apply, contract for, and receive the loans. Chapter 475 does not apply to the loans.

Subd. 8. [MINED SPACE DEVELOPMENT.] *Upon delegation by a municipality as provided in section 472B.08, an authority may exercise any of the delegated powers in connection with mined underground space development under sections 472B.03 to 472B.07.*

Subd. 9. [CITY FACILITIES, SERVICES.] *An authority city may furnish offices, structures, and space, stenographic, clerical, engineering, or other assistance to its authority.*

Sec. 30. [458C.19] [SALE OF PROPERTY.]

Subdivision 1. [POWER.] *An economic development authority may sell and convey property owned by it within the city or an economic development district. First, the authority must decide that the sale and conveyance are in the best interests of the city or district and its people, and that the transaction furthers its general plan of economic development. This section is not limited by other law on powers of economic development authorities.*

Subd. 2. [NOTICE; HEARING.] *An authority shall hold a hearing on the sale. At the hearing a taxpayer may testify for or against the sale. At least ten, but not more than 20, days before the hearing the authority shall publish notice of the hearing on the proposed sale in a newspaper. The newspaper must be published and have general circulation in the authority's county and city. The notice must describe the property to be sold and state the time and place of the hearing. The notice must also state that the public may see the terms and conditions of the sale at the authority's office and that at the hearing the authority will meet to decide if the sale is advisable.*

Subd. 3. [DECISION; APPEAL.] *The authority shall make its findings and decision on whether the sale is advisable and enter its decision on its records within 30 days of the hearing. A taxpayer may appeal the decision. The appeal is made by filing a notice of appeal with the district court in the city or economic development district's county and serving the notice on the secretary of the authority, within 20 days after the decision is entered. The only ground for appeal is that the action of the authority was arbitrary, capricious, or contrary to law.*

Subd. 4. [TERMS.] *The terms and conditions of sale of the property must include the use that the bidder will be allowed to make of it. The authority may require the purchaser to file security to assure that the property will be given that use. In deciding the sale terms and conditions the authority may consider the nature of the proposed use and the relation of the use to the improvement of the authority's city and the business and the facilities of the authority in general. The sale must be made on the authority's terms and conditions. The authority may publish an advertisement for bids on the property at the same time and in the same manner as the notice of hearing required in this section. The authority may award the sale to the bid considered by it to be most favorable considering the price and the specified intended use. The authority may also sell the property at private sale at a*

negotiated price if after its hearing the authority considers that sale to be in the public interest and to further the aims and purposes of sections 13 to 33.

Subd. 5. [ONE-YEAR DEADLINE.] *The purchaser shall, within one year from the date of purchase, devote the property to its intended use, or shall begin work on the improvements to the property to devote it to that use. If the purchaser fails to do so, the authority may cancel the sale and title to the property shall return to it. The authority may extend the time to comply with a condition if the purchaser has good cause. The terms of sale may contain other provisions that the authority considers necessary and proper to protect the public interest. A purchaser must not transfer title to the property within one year of purchase without the consent of the authority.*

Subd. 6. [COVENANT RUNNING WITH THE LAND.] *A sale made under this section must incorporate in the deed as a covenant running with the land the conditions of sections 13 to 33 relating to the use of the land. If the covenant is violated the authority may declare a breach of the covenant and seek a judicial decree from the district court declaring a forfeiture and a cancellation of the deed.*

Subd. 7. [PLANS; SPECIFICATIONS.] *A conveyance must not be made until the purchaser gives the authority plans and specifications to develop the property sold. The authority must approve the plans and specifications in writing. The preparation of final plans and specifications before the hearing on the sale is not required by this subdivision but the authority may make that requirement.*

Sec. 31. [458C.20] [ADVANCES BY AUTHORITY.]

An authority may advance its general fund money or its credit, or both, without interest, for the objects and purposes of sections 13 to 33. The advances must be repaid from the sale or lease, or both, of developed or redeveloped lands. If the money advanced for the development or redevelopment was obtained from the sale of the authority's general obligation bonds, then the advances must have not less than the average annual interest rate that is on the authority's general obligation bonds that are outstanding at the time the advances are made. The authority may advance repaid money for more objects and purposes of sections 13 to 33 subject to repayment in the same manner. The authority must still use rentals of lands acquired with advanced money to collect and maintain reserves to secure the payment of principal and interest on revenue bonds issued to finance economic development facilities, if the rentals have been pledged for that purpose under section 27. Advances made to acquire lands and to construct facilities for recreation purposes if authorized by law need not be reimbursed under this section. Sections 13 to 33 do not exempt lands leased from the authority to a private person, or entity from assessments or taxes against the leased property while the lessee is liable for the assessments or taxes under the lease.

Sec. 32. [458C.22] [CITY MAY LEVY TAXES FOR ECONOMIC DEVELOPMENT AUTHORITY.]

Subdivision 1. [CITY TAX LEVY.] *A city may, at the request of the authority, levy a tax in any year for the benefit of the authority. The tax must be for not more than .75 mill times the assessed valuation of taxable property in the city. The tax may be levied beyond levy limits in law. The amount*

levied must be paid by the city treasurer to the treasurer of the authority, to be spent by the authority.

Subd. 2. [REVERSE REFERENDUM.] *A city may increase its levy for economic development authority purposes under subdivision 1 in the following way. Its city council must first pass a resolution stating the proposed amount of levy increase. The city must then publish the resolution together with a notice of public hearing on the resolution for two successive weeks in its official newspaper or if none exists in a newspaper of general circulation in the city. The hearing must be held two to four weeks after the first publication. After the hearing, the city council may decide to take no action or may adopt a resolution authorizing the proposed increase or a lesser increase. A resolution authorizing an increase must be published in the city's official newspaper or if none exists in a newspaper of general circulation in the city. The resolution is not effective if a petition requesting a referendum on the resolution is filed with the city clerk within 30 days of publication of the resolution. The petition must be signed by voters equaling five percent of the votes cast in the city in the last general election. The election must be held pursuant to the procedure specified in section 275.58.*

Sec. 33. [458C.23] [SPECIAL LAW; OPTIONAL USE.]

A city that has established a port authority by special law or that has been granted the power to establish a port authority by special law, or a city whose city council has been authorized to exercise the powers of a port authority by special law may elect to use the powers granted in sections 13 to 33. If the election is made, the powers and duties set forth in sections 13 to 33 supersede the special law and the special law must not be used anymore. The use of powers under sections 13 to 33 by a city described in this section does not impair the security of any obligations issued or contracts or agreements executed under the special law. Control, authority, and operation of any project may be transferred to the authority in the manner provided in section 17.

Sec. 34. [LEGISLATIVE FINDINGS.]

The statement of policy and the findings of the legislature in enacting Laws 1957, chapter 812, are confirmed and apply equally to the exercise of powers by economic development authorities and statutory or home rule charter cities pursuant to sections 13 to 33.

Sec. 35. Minnesota Statutes 1984, section 462C.02, subdivision 6, is amended to read:

Subd. 6. "City" means any statutory or home rule charter city, or any public body which (a) is the housing and redevelopment authority in and for a city, ~~or~~ the port authority of a city, *or an economic development authority of a city established under sections 13 to 33*, and (b) is authorized by ordinance to exercise, on behalf of a city, the powers conferred by sections 462C.01 to 462C.08.

Sec. 36. Minnesota Statutes 1984, section 462C.02, subdivision 9, is amended to read:

Subd. 9. "Targeted area" means

(a) a development district established pursuant to section 472A.03,

(b) a development district established pursuant to Laws 1971, Chapter 677 as amended,

(c) a redevelopment project established pursuant to section 462.521,

(d) an industrial development district established pursuant to section 458.191,

(e) a census tract in which 70 percent or more of the families have income which is 80 percent or less of the statewide median family income as estimated by the United States department of housing and urban development, ~~or~~

(f) an area of chronic economic distress designated by the Minnesota housing finance agency, *or*

(g) an economic development district established pursuant to section 25.

Sec. 37. Minnesota Statutes 1985 Supplement, section 462C.12, subdivision 2, is amended to read:

Subd. 2. [POWERS.] The board is granted the following powers:

(a) The board may issue obligations and other forms of indebtedness under this section, subject to the terms and conditions set forth in the joint powers agreement, as may be from time to time amended.

(b) The board is authorized to exercise the powers conferred upon the cities of Minneapolis and St. Paul and their designated housing and redevelopment authorities, or the powers of an agency exercising the powers of a housing and redevelopment authority by this chapter and chapter 462 and any other general or special law of the state of Minnesota relating to housing or housing finance. The powers which may be exercised by the board include, without limitation, the power to undertake and implement projects, developments, or programs, the power to issue and sell obligations and other forms of indebtedness payable exclusively from the revenues of the programs, projects, or developments undertaken by the board, or any of the powers the Minnesota housing finance agency may exercise under chapter 462A, provided that the obligations and other forms of indebtedness may be sold upon terms and conditions as the board may from time to time determine. The board may exercise the powers conferred by this section only with respect to projects, programs, or developments within the corporate limits of the cities of Minneapolis and St. Paul, except as may be otherwise provided in a joint powers agreement entered into under section 471.59 between the board and any other city, housing and redevelopment authority, ~~or~~ port authority *or economic development authority established under sections 13 to 33* in the state of Minnesota.

(c) For the purposes of section 462C.09, the board may be authorized by the cities of Minneapolis and St. Paul, or by any other city with which the board enters into a joint powers agreement, to issue revenue bonds or obligations in an amount not to exceed the amount of bonds allocated by general or special law to such cities, or the board may issue mortgage credit certificates in lieu thereof.

Sec. 38. Minnesota Statutes 1984, section 471.88, subdivision 1, is amended to read:

Subdivision 1. The governing body of any port authority, seaway port

authority, *economic development authority*, town, school district, hospital district, county, or city, by unanimous vote, may contract for goods or services with an interested officer of the governmental unit in any of the following cases.

Sec. 39. Minnesota Statutes 1984, section 471.88, subdivision 9, is amended to read:

Subd. 9. When a port authority commissioner *or economic development authority commissioner* is engaged in or employed by a firm engaged in the business of importing or exporting or general trade, it shall be lawful for the authority to do business with the commissioner or his employer provided that in the fixing of any rates affecting shippers or users of the terminal facility, said commissioner shall not vote thereon.

Sec. 40. Minnesota Statutes 1984, section 471.88, subdivision 11, is amended to read:

Subd. 11. When a commissioner of any public housing ~~or~~, port authority, *or economic development authority* is employed by a bank engaged in making loans or performing trust services involving real or personal property affected by any plan or such housing or port authority, no restriction shall apply to any such loans made or trust services performed by said bank if the commissioner shall disclose the nature of such loans or trust services of which he has personal knowledge, which disclosure shall be entered upon the minutes of such authority.

Sec. 41. Minnesota Statutes 1985 Supplement, section 472B.04, is amended to read:

472B.04 [POWERS OF MUNICIPALITY.]

A municipality may, to accomplish the purposes of this chapter:

(1) exercise any or all powers enumerated in chapter 458, but only if the municipality has been granted authority to exercise the powers enumerated in *sections 13 to 33*, chapters 458, 462, 472, 472A, and 474, in conjunction with the powers granted by this chapter;

(2) provide public facilities pursuant to chapters 429, 430, and any charter provision or any special law;

(3) acquire, by lease, purchase, gift, condemnation, or otherwise, land or interests in land, and convey land or interests in land. A municipality is empowered to acquire by condemnation any property, property right or interest in property, corporate or incorporeal, within its boundaries which may be needed by it for a project, for access, including surface and subsurface access, for ventilation, or for any other purpose which it finds by resolution to be needed by it in connection with mined underground space development; and the fact that the property or interest in property so needed has been acquired by the owner under the power of eminent domain, or is already devoted to a public use, or is owned by the University of Minnesota, any city, county, school district, town, other municipality, or other governmental subdivision, railroad, or public or private utility, shall not prevent its acquisition by the municipality by the exercise of the right of eminent domain hereby conferred, provided the existing use thereof is not impaired; the necessity of the taking of any property or interest in property by the munici-

pality shall be determined by resolution duly adopted by the governing body of the municipality, which shall describe the property or interest as nearly as it may be described and state the use and purpose to which it is to be devoted; except as otherwise provided in this chapter, the right of eminent domain shall be exercised in accordance with chapter 117, provided that any exercise of the right of eminent domain hereby conferred shall not be for the purpose of preventing the development, mining, and use of mineral resources;

(4) acting alone or with others, acquire, purchase, construct, lease, mortgage, maintain, operate, and convey projects;

(5) borrow money to carry out the purposes of this chapter;

(6) enter into contracts, sue and be sued and do or accomplish all other acts and things necessary or convenient to carry out the purposes and policies of this chapter; and

(7) exercise bonding authority as provided in section 472B.05.

Sec. 42. Minnesota Statutes 1984, section 474.02, subdivision 3, is amended to read:

Subd. 3. "Redevelopment agency" means any port authority referred to in chapter 458, or any city authorized by general or special law to exercise the powers of a port authority; *any economic development authority referred to in sections 13 to 33;* any housing and redevelopment authority referred to in chapter 462 or any body authorized to exercise the powers of a housing and redevelopment authority; and any area or municipal redevelopment agency referred to in chapter 472.

Sec. 43. Minnesota Statutes 1984, section 474.16, subdivision 2, is amended to read:

Subd. 2. "Local issuer" means any home rule charter or statutory city, any town, any housing and redevelopment authority referred to in chapter 462 or any body authorized to exercise the powers of a housing and redevelopment authority, any port authority referred to in chapter 458, *any economic development authority referred to in sections 13 to 33*, or any body authorized to exercise the powers of a port authority, any area or municipal redevelopment agency referred to in chapter 472, any county, or any other municipal authority or agency established pursuant to special law other than the iron range resources and rehabilitation board, acting as an issuer of obligations pursuant to law.

Sec. 44. [DOWNTOWN TAXING AREA.]

If a bill is enacted into law in the 1986 legislative session which authorizes the city of Minneapolis to issue bonds and expend certain funds including taxes to finance the acquisition and betterment of a convention center and related facilities, which authorizes certain taxes to be levied in a downtown taxing area, then, notwithstanding the provisions of that law "downtown taxing area" shall mean the geographic area bounded by the portion of the Mississippi River between I-35W and Washington Avenue, the portion of Washington Avenue between the river and I-35W, the portion of I-35W between Washington Avenue and 8th Street South, the portion of 8th Street South between I-35W and Portland Avenue South, the portion of Portland Avenue South between 8th Street South and I-94, the portion of I-94 from the

intersection of Portland Avenue South to the intersection of I-94 and the Burlington Northern Railroad tracks, the portion of the Burlington Northern Railroad tracks from I-94 to Main Street and including Nicollet Island, and the portion of Main Street to Hennepin Avenue and the portion of Hennepin Avenue between Main Street and 2nd Street S.E., and the portion of 2nd Street S.E. between Main Street and Bank Street, and the portion of Bank Street between 2nd Street S.E. and University Avenue S.E., and the portion of University Avenue S.E. between Bank Street and I-35W, and by I-35W from University Avenue S.E., to the river.

Sec. 45. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to public administration; authorizing home rule charter or statutory cities to establish economic development districts; granting powers to cities and authorities; amending Minnesota Statutes 1984, sections 116D.04, subdivision 1a; 117.521, subdivision 3; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2 and 8; 273.86, subdivision 1; 355.11, subdivision 5; 462C.02, subdivisions 6 and 9; 471.88, subdivisions 1, 9, and 11; 474.02, subdivision 3; and 474.16, subdivision 2; Minnesota Statutes 1985 Supplement, section 273.75, subdivision 4; 353.01, subdivision 2a; 395.08; 462C.12, subdivision 2; and 472B.04; proposing coding for new law in Minnesota Statutes, chapter 458; and proposing coding for new law as Minnesota Statutes, chapter 458C."

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

Senate Conferees: (Signed) Roger D. Moe, Lawrence J. Pogemiller, Douglas J. Johnson

House Conferees: (Signed) Bernard L. Lieder, Don J. Valento, Paul M. Thiede

Mr. Moe, R.D. moved that the foregoing recommendations and Conference Committee Report on S.F. No. 1725 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.

S.F. No. 1725 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 49 and nays 9, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Jude	Mehrkens	Ramstad
Anderson	Diessner	Kamrath	Moe, R. D.	Reichgott
Belanger	Frederick	Knaak	Olson	Renneke
Berg	Frederickson	Knutson	Pehler	Schmitz
Bernhagen	Freeman	Kronebusch	Peterson,C.C.	Solon
Bertram	Gustafson	Laidig	Peterson,D.C.	Storm
Brataas	Hughes	Lantry	Peterson,D.L.	Stumpf
Chmielewski	Isackson	Lessard	Petty	Taylor
Davis	Johnson, D.E.	Luther	Pogemiller	Willet
DeCramer	Johnson, D.J.	McQuaid	Purfeerst	

Those who voted in the negative were:

Benson	Dahl	Kroening	Peterson,R.W.	Waldorf
Berglin	Frank	Merriam	Spear	

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 1949 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 1949

A bill for an act relating to natural resources; requiring public access restrictions to be the same as lake use restrictions; amending Minnesota Statutes 1984, sections 378.32, subdivisions 2, 6, and 7; and 459.20; proposing coding for new law in Minnesota Statutes, chapter 378.

March 17, 1986

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 1949, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S.F. No. 1949 be further amended as follows:

Page 3, line 2, after "*to*" insert "*ordinances adopted pursuant to*" and after "*contracts*" delete "*creating*" and insert "*providing for*"

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

Senate Conferees: (Signed) Gene Merriam, John Bernhagen, Randolph W. Peterson

House Conferees: (Signed) Douglas W. Carlson, Harriet A. McPherson, David P. Battaglia

Mr. Merriam moved that the foregoing recommendations and Conference Committee Report on S.F. No. 1949 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.

S.F. No. 1949 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 56 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Olson	Schmitz
Anderson	Diessner	Knutson	Pehler	Solon
Belanger	Dieterich	Kroening	Peterson,C.C.	Spear
Benson	Frank	Kronebusch	Peterson,D.C.	Storm
Berg	Frederick	Laidig	Peterson,D.L.	Stumpf
Berglin	Frederickson	Langseth	Peterson,R.W.	Taylor
Bernhagen	Freeman	Lantry	Petty	Waldorf
Bertram	Gustafson	Lessard	Pogemiller	Willet
Chmielewski	Hughes	Luther	Purfeerst	
Dahl	Isackson	Mehrkens	Ramstad	
Davis	Jude	Merriam	Reichgott	
DeCramer	Kamrath	Moe, R. D.	Renneke	

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:

H.F. No. 1991: Messrs. Moe, D.M.; Purfeerst and Wegscheid.

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

RECONSIDERATION

Having voted on the prevailing side, Mr. Merriam moved that the vote on March 17, 1986, whereby the Conference Committee Report on S.F. No. 1793 was rejected and re-referred to the Conference Committee as formerly constituted, be now reconsidered. The motion prevailed. So the vote was reconsidered.

The question recurred on the motion of Mr. Chmielewski that the recommendations and Conference Committee Report be adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committe Report were adopted.

S.F. No. 1793: A bill for an act relating to local government; permitting an agreement to finance library construction in McGregor.

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 50 and nays 9, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Johnson, D.J.	McQuaid	Purfeerst
Anderson	DeCramer	Jude	Mehrkens	Ramstad
Belanger	Dicklich	Kamrath	Moe, R. D.	Reichgott
Benson	Diessner	Knutson	Pehler	Renneke
Berg	Frederick	Kronebusch	Peterson,C.C.	Schmitz
Bernhagen	Frederickson	Laidig	Peterson,D.C.	Sieloff
Bertram	Gustafson	Langseth	Peterson,D.L.	Solon
Brataas	Hughes	Lantry	Peterson,R.W.	Storm
Chmielewski	Isackson	Lessard	Petty	Stumpf
Dahl	Johnson, D.E.	Luther	Pogemiller	Willet

Those who voted in the negative were:

Berglin	Frank	Kroening	Spear	Waldorf
Dieterich	Knaak	Merriam	Taylor	

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

MEMBERS EXCUSED

Messrs. Dicklich and Johhnson, D.J. were excused from the Session of today. Mr. Kroening was excused from the Session of today from 10:00 to 11:00 a.m. Mr. Pogemiller was excused from the Session of today from 10:00 to 11:00 a.m. Mr. Frank was excused from the Session of today from 2:30 to 3:00 p.m. Mr. Lessard was excused from the Session of today from 3:15 to 3:45 p.m. and 12:00 midnight to 12:15 a.m. Mr. Hughes was excused from the Session of today from 5:00 to 6:30 p.m. Mrs. Adkins was excused from the Session of today from 8:30 to 9:00 p.m. Ms. Berglin was excused from the Session of today from 12:00 midnight to 12:20 a.m. Mr. Novak was excused from the Session of today at 2:30 a.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Tuesday, March 18, 1986. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

EIGHTY-NINTH DAY

St. Paul, Minnesota, Tuesday, March 18, 1986

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Waldorf 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. Philip Weiler.

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

Adkins	Diessner	Knutson	Novak	Schmitz
Anderson	Dieterich	Kroening	Olson	Sieloff
Belanger	Frank	Kronebusch	Pehler	Solon
Benson	Frederick	Laidig	Peterson, C.C.	Spear
Berg	Frederickson	Langseth	Peterson, D.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Taylor
Bertram	Hughes	Luther	Petty	Vega
Brataas	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kamrath	Moe, R.D.	Renneke	
Dicklich	Knaak	Nelson	Samuelson	

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

March 14, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1597, 1851, 1349 and 496.

Sincerely,

Rudy Perpich, Governor

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. 1065: A bill for an act relating to transportation; regulating recreational vehicles; regulating all-terrain vehicles; regulating routes to the trunk highway system; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 84.92; 84.922, subdivisions 1, 3, 5, 6, 7, 8, and by adding subdivisions; 84.925; 84.927; 84.928; 85.018, subdivisions 1, 2, 3, 4, and 5; 100.273, subdivision 9; 161.117; 168.012, subdivision 3a; 169.045; and 296.16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 84.

Senate File No. 1065 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Peterson, R.W. moved that the Senate concur in the amendments by the House to S.F. No. 1065 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1065: A bill for an act relating to transportation; regulating recreational vehicles; regulating all-terrain vehicles; regulating routes to the trunk highway system; prescribing fees; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 84.92; 84.922, subdivisions 1, 3, 5, 6, 7, 8, and by adding subdivisions; 84.925; 84.927; 84.928; 85.018; 100.273, subdivision 9; 161.117; 168.012, subdivision 3a; 169.045; 169.825, subdivision 8; and 296.16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 84.

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

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

The roll was called, and there were yeas 48 and nays 15, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knutson	Novak	Schmitz
Anderson	Frank	Kronebusch	Olson	Sieloff
Belanger	Frederick	Laidig	Peterson, D.C.	Solon
Berg	Frederickson	Langseth	Peterson, D.L.	Storm
Bernhagen	Freeman	Lantry	Peterson, R.W.	Stumpf
Bertram	Gustafson	Lessard	Pogemiller	Taylor
Chmielewski	Hughes	Luther	Purfeerst	Wegscheid
Dahl	Isackson	McQuaid	Ramstad	Willet
Dicklich	Johnson, D.E.	Mehrkens	Renneke	
Diessner	Jude	Moe, D.M.	Samuelson	

Those who voted in the negative were:

Benson	Davis	Knaak	Pehler	Reichgott
Berglin	DeCramer	Kroening	Peterson, C.C.	Spear
Brataas	Kamrath	Moe, R.D.	Petty	Waldorf

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. 2078: A bill for an act relating to insurance; authorizing and regulating the use of nonprofit risk indemnification trusts; prescribing the powers and duties of the commissioner; proposing coding for new law in Minnesota Statutes, chapter 60A.

Senate File No. 2078 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Solon moved that the Senate concur in the amendments by the House to S.F. No. 2078 and that the bill be placed on its repassage as amended.

Mr. Frederick moved that the Senate do not concur in the amendments by the House to S.F. No. 2078, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House.

CALL OF THE SENATE

Mr. Luther imposed a call of the Senate for the balance of the proceedings on S.F. No. 2078. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the adoption of the motion of Mr. Frederick.

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

Those who voted in the affirmative were:

Adkins	Brataas	Kamrath	Olson	Taylor
Anderson	Frederick	Knutson	Peterson, D.L.	Waldorf
Belanger	Frederickson	Kronebusch	Ramstad	Wegscheid
Benson	Gustafson	Laidig	Renneke	
Bernhagen	Isackson	McQuaid	Sieloff	
Bertram	Johnson, D.E.	Mehrkens	Storm	

Those who voted in the negative were:

Berg	Dieterich	Langseth	Peterson, C.C.	Schmitz
Berglin	Frank	Lantry	Peterson, D.C.	Solon
Chmielewski	Freeman	Lessard	Peterson, R.W.	Spear
Dahl	Hughes	Luther	Petty	Stumpf
Davis	Johnson, D.J.	Moe, R.D.	Pogemiller	Willet
DeCramer	Jude	Nelson	Purfeerst	
Dicklich	Knaak	Novak	Reichgott	
Diessner	Kroening	Pehler	Samuelson	

The motion did not prevail.

The question recurred on the motion of Mr. Solon that the Senate concur in the amendments by the House to S.F. No. 2078 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2078 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 60 and nays 3, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Nelson	Reichgott
Belanger	Dieterich	Knutson	Novak	Renneke
Benson	Frank	Kroening	Olson	Samuelson
Berg	Frederick	Kronebusch	Pehler	Schmitz
Berglin	Frederickson	Laidig	Peterson, C.C.	Sieloff
Bernhagen	Freeman	Langseth	Peterson, D.C.	Solon
Brataas	Gustafson	Lantry	Peterson, D.L.	Spear
Chmielewski	Hughes	Lessard	Peterson, R.W.	Storm
Dahl	Isackson	Luther	Petty	Stumpf
Davis	Johnson, D.E.	McQuaid	Pogemiller	Taylor
DeCramer	Jude	Mehrkens	Purfeerst	Wegscheid
Dicklich	Kamrath	Moe, R.D.	Ramstad	Willet

Messrs. Anderson, Bertram and Waldorf voted in the negative.

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1782, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1782 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1782

A bill for an act relating to natural resources; enacting the lake improvement district act; providing for the creation, powers, and termination of lake improvement districts; amending Minnesota Statutes 1984, sections 378.41; 378.42; 378.43; 378.44; 378.46; 378.47; 378.51; 378.52; 378.55; 378.56; and 378.57; proposing coding for new law in Minnesota Statutes, chapter 378; repealing Minnesota Statutes 1984, sections 378.41, subdivision 3; 378.45; and 378.53.

March 15, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes

President of the Senate

We, the undersigned conferees for H.F. No. 1782, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 1782 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [378.401] [CITATION.]

Sections 2, 7, and 378.41 to 378.57 may be cited as the lake improvement district act.

Sec. 2. [378.405] [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] *The definitions in this section apply to sections 2, 7, and 378.41 to 378.57.*

Subd. 2. [BOARD.] *"Board" means county board.*

Subd. 3. [COMMISSIONER.] *"Commissioner" means the commissioner of natural resources.*

Subd. 4. [DISTRICT.] *"District" means a lake improvement district.*

Subd. 5. [JOINT COUNTY AUTHORITY.] *"Joint county authority" means a joint county authority formed by county boards under section 378.44.*

Subd. 6. [PROPERTY OWNER.] *"Property owner" means the owner of real property within the district or the buyer under contract for deed of property in the district.*

Sec. 3. Minnesota Statutes 1984, section 378.41, is amended to read:

378.41 [~~ESTABLISHMENT OF LAKE IMPROVEMENT DISTRICTS~~ *ADMINISTRATION BY COMMISSIONER.*]

Subdivision 1. [PURPOSE.] *(a)* In furtherance of the policy declared in section 378.31, the commissioner ~~of natural resources~~ shall coordinate and supervise a local-state program for the establishment of lake improvement districts by counties ~~and cities~~ for lakes located within their boundaries based on state guidelines and regulations and compatible with all state, regional, and local plans where ~~such~~ *the* plans exist.

(b) In administration of this program the commissioner of natural resources shall consult with and obtain advice from other state agencies on those aspects of the program for which the agencies have specific legislative authority including but not limited to the department of health and the pollution control agency.

Subd. 2. [RULES.] The commissioner ~~of natural resources, before April 1, 1979,~~ shall ~~promulgate~~ *adopt permanent and emergency* rules ~~pursuant to chapter 15 which~~ *to* provide guidelines, criteria and standards for establishment of lake improvement districts by counties ~~and cities~~.

~~Subd. 3. In order to finance the development and implementation of programs for water and related land resources management pursuant to sections 378.31 to 378.32, the county board of any county may designate areas within~~

~~the county, including bodies of water and related land areas, as lake improvement districts.~~

Sec. 4. Minnesota Statutes 1984, section 378.42, is amended to read:

378.42 [~~CREATION~~ *INITIATION AND ESTABLISHMENT* BY COUNTY BOARD.]

Subdivision 1. [RESOLUTION OF INTENT.] The county board may ~~establish~~ *initiate the establishment of* a lake improvement district in a portion of the county ~~by adoption of an appropriate resolution~~ *under this section. The board must adopt a resolution declaring the intent of the board to establish a lake improvement district.* The resolution ~~shall~~ *must:*

(1) specify the ~~territorial~~ boundaries of the ~~area~~ *district*, which shall *be encouraged to* be as consistent as ~~possible~~ *practical* with natural hydrologic boundaries~~,~~*;*

(2) prescribe the ~~type or types of~~ water and related land resource management programs to be undertaken in the ~~area, a statement of the means by which~~ *district;*

(3) state how the programs will be financed~~, and a designation of~~*;*

(4) designate the county officer or agency ~~who~~ *that* will be responsible for supervising the programs*; and*

(5) set a date for a hearing on the resolution.

Subd. 1a. [NOTICE TO TOWN BOARD.] *The county board shall, at least 30 days before making an order establishing a lake improvement district, send the town board of a town wholly or partially within the boundaries of the proposed district a copy of the resolution to the town board and encourage the town board to respond to the proposed creation of the district.*

Subd. 2. [HEARING.] ~~Before the adoption of such a resolution,~~ The county board ~~shall~~ *must* hold a public hearing on ~~the question of~~ whether ~~or not~~ a lake improvement district ~~shall~~ *should* be established. Before the date set for the hearing, any interested person may file ~~his~~ objections to the formation of ~~such~~ *the* district with the county auditor. At the hearing, any interested person may offer objections, criticisms, or suggestions ~~as to~~ *about* the necessity of the proposed district ~~as outlined~~ and ~~to the question of whether his~~ *how the person's* property will be benefited *or affected* by the establishment of the district.

Subd. 3. [ESTABLISHMENT.] ~~Following the hearing,~~ *(a) The county board may establish a lake improvement district, by order, after making findings,* if ~~it appears to~~ the board~~, after consideration of all testimony,~~ *determines* that the*:*

(1) proposed district is necessary or that the public welfare will be promoted by the establishment of the district~~, that the~~*;*

(2) property to be included in the district will be benefited by ~~the establishment thereof, and that the~~ *establishing the district; and*

(3) formation of the ~~proposed~~ district will not cause or contribute to long range environmental pollution~~, the county board, by formal order, shall declare its findings, shall establish the boundaries of the district and shall~~

~~declare the district organized and give it a corporate name by which it shall be known.~~

(b) The order establishing the district must state the board's findings and specify or prescribe those matters contained in subdivision 1, paragraphs (1) to (4).

Sec. 5. Minnesota Statutes 1984, section 378.43, is amended to read:

378.43 [*INITIATION BY* PETITION ~~FOR CREATION~~ *AND ESTABLISHMENT BY COUNTY BOARD.*]

Subdivision 1. [PETITION.] ~~A petition signed by 51 percent of the resident owners as defined in section 112.35, subdivision 21, within the proposed lake improvement district as specified in the petition shall be filed with the county clerk and addressed to the board requesting the establishment of a lake improvement district to develop and provide a program of water and related land resources management. Governmental subdivisions, other than the state or federal governments, owning lands within the proposed district are eligible to sign the petition.~~

~~The petition shall set forth the following:~~

~~(1) The name of the proposed district;~~

~~(2) The necessity for the proposed district so that the public health or public welfare will be promoted by the establishment of the district and that the lands to be included therein will be benefited by the establishment or accomplish any of the purposes of a lake improvement district;~~

~~(3) The boundaries of the territory, which shall be as consistent as possible with natural hydrologic boundaries, to be included in the proposed district;~~

~~(4) A map of the proposed district;~~

~~(5) The number of managers proposed for the district. The managers shall not be less than three nor more than five and be selected from a list of ten nominees; and~~

~~(6) A request for the organization of the district as proposed.~~ *(a) A lake improvement district may be initiated by a petition to the county board. The petition must state:*

(1) the name of the proposed lake improvement district;

(2) the necessity of the proposed district to promote public health or public welfare;

(3) the benefits to property from the establishment of the lake improvement district;

(4) the boundaries of the proposed district which shall be encouraged to be as consistent as possible with natural hydrologic boundaries;

(5) a map of the proposed district;

(6) the number, from five to nine, of directors proposed for the district; and

(7) a request for establishing the district as proposed.

(b) A petition must be signed by 26 percent of the property owners within

the proposed lake improvement district described in the petition. Governmental subdivisions, other than the state or federal governments, owning lands within the proposed district are eligible to sign the petition.

(c) The petition must be filed with the county auditor and addressed to the board requesting the board to establish of a lake improvement district to develop and provide a program of water and related land resources management.

(d) The county board shall, at least 30 days before it acts on a petition, send the town board of a town wholly or partially within the boundaries of a proposed district a copy of the petition submitted under subdivision 1 and encourage the town board to respond to the proposed creation of the district.

Subd. 2. [HEARING.] ~~Upon receipt of the petition, and verification of the signatures thereon by the county auditor, the county board shall, within 30 days following verification, hold a public hearing on the question of whether or not the requested lake improvement district shall be established.~~ *After receiving the petition, the county auditor must verify the signatures and notify the county board. Within 30 days after being notified of the petition, the county board must hold a public hearing on whether the requested lake improvement district should be established.*

Subd. 3. [ESTABLISHMENT.] ~~Within 30 days following the holding of a public hearing the county board by resolution shall approve or disapprove the establishment of the requested lake improvement district and give it a corporate name by which it shall be known. A resolution approving the creation of the lake improvement district may contain modifications of the area's boundaries, functions, financing, or organization from what was set forth in the petition.~~ *Within 30 days after holding the public hearing, the county board shall, by order, establish or deny the establishment of the petitioned lake improvement district. An order establishing a district must conform to section 7 and may modify the petition relating to the district's boundaries, functions, financing, or organization.*

Sec. 6. Minnesota Statutes 1984, section 378.44, is amended to read:

378.44 [~~JOINT ACTION~~ *ESTABLISHMENT OF A DISTRICT IN MORE THAN ONE COUNTY.*] Where the natural hydrologic boundaries of ~~an area~~ *a proposed district* extend into more than one county, the county boards of the counties affected may *form a joint county authority and* establish and maintain a lake improvement district jointly or cooperatively as provided in section 471.59~~, either on their own motion or pursuant to petition~~. *The district may be initiated by the joint county authority in the same manner as a county board under section 378.42 or by petition to the affected county boards.*

Sec. 7. [378.455] [ORDER ESTABLISHING DISTRICT.]

An order by the county board or joint county authority establishing a district must state the:

(1) name of the district;

(2) boundaries of the district, which are encouraged to be as consistent as practical with natural hydrologic boundaries;

(3) water and related land resources management programs and services

to be undertaken;

(4) manner of financing programs and services; and

(5) number, qualifications, terms of office, removal, and filling of vacancies of the board of directors.

Sec. 8. Minnesota Statutes 1984, section 378.46, is amended to read:

378.46 [PUBLICATION AND EFFECTIVE DATE.]

~~Upon passage of a county board resolution authorizing the creation of a lake improvement district, the county board or boards shall cause the resolution to be published once in the official newspapers and filed with the secretary of state, the pollution control agency and the commissioner of natural resources. The lake improvement district shall be deemed established 30 days after publication or at such later date as may be specified in the resolution.~~

Subdivision 1. [PUBLICATION OF ESTABLISHMENT ORDER.] *If a lake improvement district is established, the county board, or joint county authority issuing the order establishing the district, shall publish the order once in the official newspapers of counties where the district is located and file the order with the secretary of state, the pollution control agency, and the commissioner of natural resources.*

Subd. 2. [EFFECTIVE DATE.] *Establishment of the lake improvement district is effective 30 days after publication or at a later date, if specified in the establishment order.*

Sec. 9. Minnesota Statutes 1984, section 378.47, is amended to read:

378.47 [REFERENDUM *ON ESTABLISHMENT.*]

Subdivision 1. [PETITION.] ~~Upon receipt of a petition signed by twenty-five percent of the resident owners within the territory of the lake improvement district specified in the resolution adopted pursuant to section 378.42 prior to the effective date of its creation as specified in section 378.46, the county board or boards shall hold the creation in abeyance pending referendum vote of all qualified voters and resident owners residing within the boundaries of the proposed lake improvement district.~~ *Twenty-six percent of the property owners within the lake improvement district established by the board or a joint county authority on its own initiative under section 378.42 may petition for a referendum on establishing the district before the effective date of its establishment. After receiving the petition, the county board or joint county authority must issue an order staying the establishment until a referendum vote is taken of all qualified voters and property owners within the proposed lake improvement district.*

Subd. 2. [ELECTION.] The county board or ~~boards~~ *joint county authority* shall ~~make arrangements for the holding of~~ *conduct* a special election ~~not less than 30 nor more than 90 days~~ *in July or August* after ~~receipt of such~~ *receiving the referendum* petition. *The special election must be held* within ~~the boundaries of~~ the proposed lake improvement district ~~specified in the resolution adopted pursuant to section 378.42~~. ~~If a general election will be held within the time specified, the vote on creation may be held as part of the general election.~~ The county auditor shall administer the *special* election.

Subd. 3. [QUESTION SUBMITTED TO VOTERS.] The question to be submitted and voted upon by the qualified voters and ~~resident~~ *property* owners within ~~the territory of~~ the proposed lake improvement district ~~shall~~ *must* be ~~phrased~~ *stated* substantially as follows:

"~~Shall~~ *Should* a lake improvement district be established ~~in order~~ to provide (*description of intended* water and related land resources improvements) *and* financed by (*description of* revenue sources)?"

Subd. 4. [CERTIFICATION OF VOTE AND ESTABLISHMENT.] ~~Upon certification of the vote by~~ The county auditor~~,~~ *must certify the vote on the question submitted.* If a majority of those voting on the question favor ~~creation of~~ *establishing* the proposed lake improvement district, the ~~lake improvement~~ *stay on establishing the* district ~~shall be deemed created~~ *is lifted. If a majority of those voting on the question do not favor establishing the proposed lake improvement district, the establishment is denied.*

Sec. 10. Minnesota Statutes 1984, section 378.51, is amended to read:

378.51 [BOARD OF DIRECTORS.]

Subdivision 1. [MEMBERSHIP.] After ~~creation of~~ a lake improvement district *is established*, the county board or ~~boards~~ *joint county authority* shall appoint persons to serve as ~~a~~ *an initial* board of directors for the ~~lake improvement~~ district. The number, qualifications, terms of office, removal, and filling of vacancies of directors shall be as provided in the ~~resolution~~ *order* creating the board of directors. The initial ~~board~~ *and all subsequent boards* of directors ~~shall~~ *must* include persons owning property within the district, ~~at least one of whom is a resident~~ *and a majority of the directors must be residents* of the district.

Subd. 2. [COMPENSATION.] The directors shall serve ~~without~~ *with* compensation ~~but~~ *as determined by the property owners at the annual meeting and* may be reimbursed for their actual expenses necessarily incurred in the performance of their duties in the manner provided for county employees.

Subd. 3. [POWERS.] ~~When directed by resolution of the county board or boards creating it, the board of directors shall have, exercise, and perform the powers and duties of the county board under section 378.31, except the power to acquire property by eminent domain~~ *County boards, joint county authorities, statutory and home rule cities, and towns may, by order, delegate the powers in this section to the board of directors of a district to be exercised within the district. Programs and services undertaken must be consistent with the statewide water and related land resources plan prepared by the commissioner of natural resources, and with regional water and related resources plans. A body of water may not be improved by using authority granted under this section unless the public has access to some portion of the shoreline. County boards, joint county authorities, statutory and home rule cities, and towns may delegate their authority to a district board of directors to:*

(1) acquire by gift or purchase an existing dam or control works that affects the level of waters in the district;

(2) construct and operate water control structures that are approved by the commissioner of natural resources under section 105.42;

(3) undertake projects to change the course current or cross section of public waters that are approved by the commissioner of natural resources under section 105.42;

(4) acquire property, equipment, or other facilities, by gift or purchase to improve navigation;

(5) contract with a board of managers of a watershed district within the lake improvement district or the board of supervisors of a soil and water conservation district within the district for improvements under chapters 40 and 112;

(6) undertake research to determine the condition and development of the body of water and the water entering it and to transmit the studies to the pollution control agency and other interested authorities;

(7) develop and implement a comprehensive plan to eliminate water pollution;

(8) conduct a program of water improvement and conservation;

(9) construct a water, sewer, or water and sewer system in the manner provided by section 444.075 or other applicable laws;

(10) receive financial assistance from and participate in projects or enter into contracts with federal and state agencies for the study and treatment of pollution problems and related demonstration programs;

(11) make cooperative agreements with the United States or state government or other county or city to effectuate water and related land resource programs;

(12) maintain public beaches, public docks, and other public facilities for access to the body of water;

(13) provide and finance a government service of the county or statutory or home rule city that is not provided throughout the county or, if the government service is provided, the service is at an increased level within the district; and

(14) regulate water surface use as provided in section 378.32.

Sec. 11. Minnesota Statutes 1984, section 378.52, is amended to read:

378.52 [FINANCING.]

Subdivision 1. [REVENUE.] The county board or ~~boards in order to accomplish the purposes specified in the resolution creating a lake improvement district~~ *joint county authority* may undertake projects of improvement consistent with ~~these~~ purposes ~~and~~ *of the district. To finance projects and services of the district, the county board or joint county authority may:*

(1) assess the costs of the projects upon benefited property within the district in the manner provided ~~in~~ *under* chapter 429~~, may~~;

(2) impose service charges on the users of lake improvement district services within the ~~area, and may~~ *district;*

(3) issue obligations as provided in section 429.091;

(4) levy an ad valorem tax solely on property ~~situated~~ within the lake

improvement district, to be appropriated and expended solely on projects of special benefit to the ~~area,~~ *district;* or

(5) may impose or issue any combination of service charges, special assessments, *obligations,* and taxes.

Subd. 2. [TAX EXCLUDED FROM OTHER LIMITATIONS.] The tax ~~provided for by~~ *under* subdivision 1 ~~shall not be subject to any~~ *is excluded from* statutory ~~limitation as to~~ *limitations on the* amount *of taxes levied* and ~~shall~~ *does* not affect the amount or rate of taxes that may be levied for other county purposes. ~~Such~~ A tax *under subdivision 1* may be in addition to ~~any~~ amounts levied ~~upon~~ *on* all taxable property in the county for the same or similar purposes.

Subd. 3. [BUDGETING FOR OPERATIONS.] ~~Upon adoption of its annual budget,~~ The county board or *county* boards *forming the joint county authority* shall include appropriate provisions *in its budget* for the operation of ~~the~~ *a* lake improvement district.

Sec. 12. Minnesota Statutes 1984, section 378.54, is amended to read:

378.54 [ENFORCEMENT OF ORDINANCES.]

Where a lake improvement district has been established by *joint county action under section 378.44 or* order of the commissioner of natural resources under section 378.45, ordinances and regulations adopted by joint action of the affected county boards may be enforced in any part of the lake improvement district by personnel of any of the affected counties.

Sec. 13. Minnesota Statutes 1984, section 378.55, is amended to read:

378.55 [EXPANSION OF THE BOUNDARIES OF A LAKE IMPROVEMENT DISTRICT.]

~~A county board, on its own motion or pursuant to petition, may enlarge any existing lake improvement district pursuant to the procedures specified in~~ *The boundary of a district may be enlarged by complying with the procedures to establish a district under* sections 378.41 to 378.46.

Sec. 14. Minnesota Statutes 1984, section 378.56, is amended to read:

378.56 [TERMINATION.]

Subdivision 1. [PETITION.] ~~Upon receipt of a~~ *Termination of a district may be initiated by petition requesting the termination of the district. The* petition *must be* signed by ~~51~~ *26* percent of the ~~resident~~ *property* owners ~~within the territory of the lake improvement district requesting the termination of the lake improvement district,~~ *in a district within 30 days after receiving a petition.* The county board or ~~boards shall within 30 days after receipt of such a petition, by its order fix~~ *joint county authority must set* a time and place~~,~~ for a hearing ~~thereon~~ *on terminating the district.*

Subd. 1a. [FINDINGS AND ORDER.] If the board or ~~boards~~ *joint county authority* determine that the existence of the district is no longer in the public welfare or public interest and it is not needed to accomplish the purpose of sections 378.31 to 378.57 the board or ~~boards~~ *joint county authority* shall ~~by its~~ *make the* findings and ~~order~~ terminate the district *by order.* Upon filing a certified copy of the findings and order with the secretary of state, pollution

control agency, and commissioner of natural resources the district ~~shall cease~~ *is terminated and ceases* to be a political subdivision of the state.

Subd. 2. [TERMINATION OF FINANCING.] If a ~~lake improvement~~ district is terminated ~~pursuant to~~ *under* subdivision 1, ~~no~~ additional water and related land resource management programs ~~shall~~ *may not* be undertaken with money raised by a special tax within the district, and ~~no~~ additional special water and related land resource management taxes ~~shall~~ *may not* be levied within the district. ~~When~~ *If* money raised by past special tax levies within the district has been exhausted, further operation and maintenance of existing programs may be financed by appropriations from the general revenue fund of ~~the~~ *an affected* county.

Sec. 15. Minnesota Statutes 1984, section 378.57, is amended to read:

378.57 [ANNUAL MEETING OF DISTRICT.]

Subdivision 1. [TIME.] ~~Every lake improvement~~ *A* district ~~shall~~ *must* have an annual meeting. The first annual meeting shall be scheduled during the months of July or August, and ~~shall~~ be held annually ~~thereafter~~ *in that period* unless changed by vote of the previous annual meeting.

~~(1)~~ *Subd. 2.* [NOTICE.] The annual meeting shall be preceded by written notice mailed at least ten days in advance of the meeting to all ~~resident~~ *property* owners within the district and to the pollution control agency and commissioner of natural resources.

~~(2)~~ *Subd. 3.* [AGENDA.] *At* the annual meeting *the district property owners present* shall:

~~(a)~~ *(1)* elect one or more directors to fill vacancies in the ~~district~~ board~~.~~ *of directors;*

~~(b)~~ *(2)* approve a budget for the ~~coming~~ *fiscal* year~~.~~*;*

~~(c)~~ *(3)* approve or disapprove ~~all~~ proposed projects by the district having a cost to the district in excess of $5,000~~, by vote of the resident owners within the district.~~*; and*

~~(d)~~ *(4)* take up and consider ~~such~~ other business as comes before it.

Sec. 16. Minnesota Statutes 1984, section 459.20, is amended to read:

459.20 [AUTHORITY OVER PUBLIC WATERS.]

The governing body of any home rule charter or statutory city or town in the state has, with respect to any body of water situated wholly within its boundaries, all the powers to improve and regulate the use of such body of water as are conferred on county boards by sections 378.31 and 378.32, and to establish and administer lake improvement districts under sections ~~378.41~~ *378.401* to 378.57. With respect to any body of water situated wholly within the contiguous boundaries of two or more home rule charter or statutory cities or towns or any combination thereof, the city councils and town boards may, under the provisions of section 471.59, jointly exercise such powers to improve and regulate the use of the body of water as are conferred on county boards by sections 378.31 and 378.32, and to establish and administer lake improvement districts as provided under sections ~~378.41~~ *378.401* to 378.57, provided that, no home rule charter or statutory city or town may establish

and administer a lake improvement district or exercise any of the powers granted in this section if a lake improvement district covering the same territory has been created by a county board under sections ~~378.41~~ *378.401* to 378.57. References in sections 378.31 to 378.35 and ~~378.41~~ *378.401* to 378.57 to the county board shall be construed to refer to the governing body of a home rule charter or statutory city or the board of supervisors of a town.

Sec. 17. [INSTRUCTION TO REVISOR.]

The revisor of statutes shall renumber section 378.57 as 378.545.

Sec. 18. [EFFECTIVE DATE.]

Sections 1 to 17 are effective the day after final enactment."

Delete the title and insert:

"A bill for an act relating to natural resources; enacting the lake improvement district act; providing for the creation, powers, and termination of lake improvement districts; amending Minnesota Statutes 1984, sections 378.41; 378.42; 378.43; 378.44; 378.46; 378.47; 378.51; 378.52; 378.54 378.55; 378.56; 378.57; and 459.20; proposing coding for new law in Minnesota Statutes, chapter 378."

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

House Conferees: (Signed) Bob Anderson, Lynn H. Becklin, Loren G. Jennings

Senate Conferees: (Signed) Collin C. Peterson, Gene Merriam, John Bernhagen

Mr. Peterson, C.C. moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1782 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. 1782 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Knaak	Olson	Samuelson
Anderson	Dicklich	Kroening	Pehler	Schmitz
Belanger	Dieterich	Kronebusch	Peterson, C.C.	Sieloff
Benson	Frank	Laidig	Peterson, D.C.	Solon
Berg	Frederick	Langseth	Peterson, D.L.	Spear
Berglin	Frederickson	Lantry	Peterson, R.W.	Storm
Bernhagen	Freeman	Lessard	Petty	Stumpf
Bertram	Hughes	McQuaid	Pogemiller	Taylor
Brataas	Isackson	Mehrkens	Purfeerst	Waldorf
Chmielewski	Johnson, D.E.	Moe, R.D.	Ramstad	Wegscheid
Dahl	Jude	Nelson	Reichgott	Willet
Davis	Kamrath	Novak	Renneke	

So the bill, as amended by the Conference Committee, was repassed and

its title was agreed to.

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1863, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1863 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1863

A bill for an act relating to crimes; providing for the right to counsel in juvenile proceedings in certain instances; clarifying the crime of failing to file a tax return; creating a presumption that property acquired during the course of certain crimes are "proceeds" of the crime for purposes of forfeiture law; repealing the crime of criminal syndicalism; amending Minnesota Statutes 1984, sections 260.155, by adding subdivisions; 260.251, subdivision 4; and Minnesota Statutes 1985 Supplement, sections 290.92, subdivision 15; and 609.531, subdivision 2; repealing Minnesota Statutes 1984, sections 260.155, subdivision 2; and 609.405.

March 18, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1863, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that H.F. No. 1863 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 260.155, is amended by adding a subdivision to read:

Subd. 1a. [RIGHT TO PARTICIPATE IN PROCEEDINGS.] *A child who is the subject of a petition, and the parents, guardian, or custodian of the child, and any grandparent of the child with whom the child has resided within the past two years, have the right to participate in all proceedings on a petition.*

Sec. 2. Minnesota Statutes 1984, section 260.155, subdivision 8, is amended to read:

Subd. 8. [WAIVER.] *(a)* Waiver of any right which a child has under this chapter must be an express waiver *voluntarily and* intelligently made by the

child after the child has been fully and effectively informed of the right being waived. If a child is under 12 years of age, the child's parent, guardian or custodian shall give any waiver or offer any objection contemplated by this chapter.

(b) Waiver of a child's right to be represented by counsel provided under the juvenile court rules must be an express waiver voluntarily and intelligently made by the child after the child has been fully and effectively informed of the right being waived. In determining whether a child has voluntarily and intelligently waived the right to counsel, the court shall look to the totality of the circumstances which includes but is not limited to the child's age, maturity, intelligence, education, experience, and ability to comprehend, and the presence and competence of the child's parents, guardian, or guardian ad litem. If the court accepts the child's waiver, it shall state on the record the findings and conclusions that form the basis for its decision to accept the waiver.

Sec. 3. Minnesota Statutes 1985 Supplement, section 290.92, subdivision 15, is amended to read:

Subd. 15. [PENALTIES.] (1) In the case of any failure to withhold a tax on wages, make and file quarterly returns or make payments to or deposits with the commissioner of amounts withheld, as required by this section, within the time prescribed by law, there shall be added to the tax a penalty equal to ten percent of the amount of tax that should have been properly withheld and paid over to or deposited with the commissioner if the failure is for not more than 30 days with an additional five percent for each additional 30 days or fraction thereof during which the failure continues, not exceeding 25 percent in the aggregate. The amount of the tax together with this amount shall bear interest at the rate specified in section 270.75 from the time the tax should have been paid until paid. The amount added to the tax shall be collected at the same time and in the same manner and as a part of the tax unless the tax has been paid before the discovery of the negligence, in which case the amount added shall be collected in the same manner as the tax.

(2) If any employer required to withhold a tax on wages, make deposits, make and file quarterly returns and make payments to the commissioner of amounts withheld, as required by sections 290.92 to 290.97, willfully fails to withhold the tax or make the deposits, files a false or fraudulent return, willfully fails to make the payment or deposit, or willfully attempts in any manner to evade or defeat the tax or the payment or deposit of it, there shall also be imposed on the employer as a penalty an amount equal to 50 percent of the amount of tax, less any amount paid or deposited by the employer on the basis of the false or fraudulent return or deposit, that should have been properly withheld and paid over or deposited with the commissioner. The amount of the tax together with this amount shall bear interest at the rate specified in section 270.75 from the time the tax should have been paid until paid. The penalty imposed by this paragraph shall be collected as a part of the tax, and shall be in addition to any other penalties civil and criminal, prescribed by this subdivision.

(3) If any person required under the provisions of subdivision 7 to furnish a statement to an employee or payee and a duplicate statement to the commissioner, or to furnish a reconciliation of the statements, and quarterly returns,

to the commissioner, willfully furnishes a false or fraudulent statement to an employee or payee or a false or fraudulent duplicate statement or reconciliation of statements, and quarterly returns, to the commissioner, or willfully fails to furnish a statement or the reconciliation in the manner, at the time, and showing the information required by the provisions of subdivision 7, or rules prescribed by the commissioner thereunder, there shall be imposed on the person a penalty of $50 for each act or failure to act, but the total amount imposed on the delinquent person for all such failures during any calendar year shall not exceed $25,000. The penalty imposed by this paragraph is due and payable within ten days after the mailing of a written demand therefor, and may be collected in the manner prescribed in subdivision 6, paragraph (8).

(4) In addition to any other penalties prescribed, any person required to withhold a tax on wages, ~~make and~~ file quarterly returns, and make payments or deposits to the commissioner of amounts withheld, as required by this section, who *attempts to evade the tax by (i)* willfully ~~fails~~ *failing* to withhold the tax ~~or truthfully make and~~, file the ~~quarterly~~ return, or make the payment or deposit, or ~~attempts to evade or defeat the tax~~ *(ii) willfully preparing or filing a false return,* is guilty of a gross misdemeanor unless the tax involved exceeds $300, in which event he is guilty of a felony.

(5) In lieu of any other penalty provided by law, except the penalty provided by paragraph (3), any person required under the provisions of subdivision 7 to furnish a statement of wages to an employee and a duplicate statement to the commissioner, who willfully furnishes a false or fraudulent statement of wages to an employee or a false or fraudulent duplicate statement of wages to the commissioner, or who willfully fails to furnish a statement in the manner, at the time, and showing the information required by the provisions of subdivision 7, or rules prescribed by the commissioner thereunder, is guilty of a gross misdemeanor.

(6) Any employee required to supply information to his employer under the provisions of subdivision 5, who willfully fails to supply information or willfully supplies false or fraudulent information thereunder which would require an increase in the tax to be deducted and withheld under subdivision 2a or 3, is guilty of a gross misdemeanor.

(7) The term "person," as used in this section, includes an officer or employee of a corporation, or a member or employee of a partnership, who as an officer, employee, or member is under a duty to perform the act in respect of which the violation occurs.

(8) All payments received may, in the discretion of the commissioner of revenue, be credited first to the oldest liability not secured by a judgment or lien, but in all cases shall be credited first to penalties, next to interest, and then to the tax due.

(9) In addition to any other penalty provided by law, any employee who furnishes a withholding exemption certificate to his employer which the employee has reason to know contains a materially incorrect statement is liable to the commissioner of revenue for a penalty of $500 for each instance. The penalty is immediately due and payable and may be collected in the same manner as any delinquent income tax.

(10) In addition to any other penalty provided by law, any employer who

fails to submit a copy of a withholding exemption certificate required by subdivision 5a, clause (1)(a), (1)(b), or (2) is liable to the commissioner of revenue for a penalty of $50 for each instance. The penalty is immediately due and payable and may be collected in the manner provided in subdivision 6, paragraph (8).

(11) Any person who willfully aids or assists in, or procures, counsels, or advises the preparation or presentation under, or in connection with any matter arising under this section, of a return, affidavit, claim, or other document, which is fraudulent or false as to any material matter, whether or not the falsity or fraud is with the knowledge or consent of the person authorized or required to present the return, affidavit, claim, or document, is guilty of a gross misdemeanor, unless the tax involved exceeds $300, in which event he is guilty of a felony.

(12) Notwithstanding the provisions of section 628.26, or any other provision of the criminal laws of this state, an indictment may be found and filed, upon any criminal offense specified in this subdivision, in the proper court within six years after the commission of the offense.

Sec. 4. Minnesota Statutes 1985 Supplement, section 609.531, subdivision 2, is amended to read:

Subd. 2. [FORFEITURES OF CONVEYANCE DEVICES; COMMUNICATIONS DEVICES; PRIMARY CONTAINERS; WEAPONS USED; AND CONTRABAND PROPERTY.] *(a)* Proceeds that are derived from or traced to the commission of a designated offense, conveyance devices, communications devices or components, primary containers, and weapons associated with the commission or utilized in the commission of a designated offense, and all contraband property shall be subject to forfeiture with the following limitations:

~~(a)~~ *(1)* No conveyance device, communications device or component or primary container used by any person as a common carrier in the transaction of business as a common carrier is subject to forfeiture under this section unless the owner or other person in charge of the conveyance, container, or communications device or component is a consenting party or privy to commission of a designated offense.

~~(b)~~ *(2)* No conveyance device, communications device or component, primary container, or weapon used is subject to forfeiture under this section unless the owner of it is privy to a violation of a designated offense or unless the use of the conveyance device, communications device or component, primary container, or weapon in a violation occurred with his knowledge or consent.

~~(c)~~ *(3)* A forfeiture of a conveyance device, communications device or component, primary container, or weapon used encumbered by a bona fide security interest is subject to the interest of the secured party unless he had knowledge of or consented to the act or omission upon which the forfeiture is based.

~~(d)~~ *(4)* Proceeds which are derived from or traced to the commission of a designated offense are subject to forfeiture under this section only to the extent that the owner of the proceeds was privy to the violation upon which the forfeiture action is based.

(b) Any property acquired during or after the commission of the designated offense shall be presumed to be proceeds derived from or traced to the commission of a designated offense and subject to forfeiture under paragraph (a). The burden of rebutting this presumption is upon the claimant.

Sec. 5. [EFFECTIVE DATE.]

Sections 3 and 4 are effective August 1, 1986, and apply to crimes committed on or after that date."

Delete the title and insert:

"A bill for an act relating to crimes; providing for the waiver of the right to counsel in juvenile proceedings; clarifying the crime of failing to file a tax return; creating a presumption that property acquired during the course of certain crimes are "proceeds" of the crime for purposes of forfeiture law; amending Minnesota Statutes 1984, section 260.155, subdivision 8, and by adding a subdivision; and Minnesota Statutes 1985 Supplement, sections 290.92, subdivision 15; and 609.531, subdivision 2."

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

House Conferees: (Signed) Arthur W. Seaberg, Randy C. Kelly, Marcus M. Marsh

Senate Conferees: (Signed) Michael O. Freeman, Gene Merriam

Mr. Freeman moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1863 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. 1863 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kroening	Olson	Schmitz
Anderson	Diessner	Kronebusch	Pehler	Sieloff
Belanger	Dieterich	Laidig	Peterson, C.C.	Spear
Benson	Frank	Langseth	Peterson, D.C.	Storm
Berg	Frederickson	Lantry	Peterson, D.L.	Stumpf
Berglin	Freeman	Lessard	Peterson, R.W.	Taylor
Bernhagen	Gustafson	Luther	Petty	Waldorf
Bertram	Hughes	McQuaid	Pogemiller	Wegscheid
Brataas	Isackson	Mehrkens	Purfeerst	Willet
Chmielewski	Johnson, D.E.	Moe, D.M.	Ramstad	
Dahl	Jude	Moe, R.D.	Reichgott	
Davis	Kamrath	Nelson	Renneke	
DeCramer	Knaak	Novak	Samuelson	

So the bill, as amended by the Conference Committee, 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. 164: A bill for an act relating to claims against the state; providing for payment of various claims; appropriating money.

Senate File No. 164 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Dahl moved that the Senate concur in the amendments by the House to S.F. No. 164 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 164: A bill for an act relating to claims against the state; providing for payment of various claims; ratifying labor agreements between the state of Minnesota and certain employee organizations; appropriating money.

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

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

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

Those who voted in the affirmative were:

Adkins	DeCramer	Kamrath	Nelson	Reichgott
Anderson	Dicklich	Knaak	Novak	Renneke
Belanger	Diessner	Kroening	Olson	Samuelson
Benson	Dieterich	Kronebusch	Pehler	Schmitz
Berg	Frank	Laidig	Peterson, C.C.	Sieloff
Berglin	Frederickson	Langseth	Peterson, D.C.	Spear
Bernhagen	Freeman	Lantry	Peterson, D.L.	Storm
Bertram	Hughes	Lessard	Peterson, R.W.	Stumpf
Brataas	Isackson	McQuaid	Petty	Taylor
Chmielewski	Johnson, D.E.	Mehrkens	Pogemiller	Waldorf
Dahl	Johnson, D.J.	Moe, D.M.	Purfeerst	Wegscheid
Davis	Jude	Moe, R.D.	Ramstad	Willet

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1919, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1919 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1919

A bill for an act relating to education; imposing a limit on participation;

eliminating state tuition reimbursement for courses taken for post-secondary credit; making other modifications to the post-secondary enrollment options program; providing options for swimming classes in junior high schools; amending Minnesota Statutes 1984, sections 123.35, by adding a subdivision; 124A.034, subdivisions 1 and 2; 363.03, subdivision 5; Minnesota Statutes 1985 Supplement, section 123.3514, subdivisions 3, 4, 5, 6, 8, and 10, and by adding subdivisions; and Laws 1985, First Special Session chapter 12, article 5, section 7; proposing coding for new law in Minnesota Statutes, chapter 126.

March 17, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1919, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 1919 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1985 Supplement, section 123.3514, subdivision 3, is amended to read:

Subd. 3. [~~ELIGIBLE POST-SECONDARY INSTITUTIONS~~ *DEFINITIONS.*] For purposes of this section, an "eligible institution" means a Minnesota public post-secondary institution or a private, residential, *two-year or* four-year, liberal arts, degree-granting college or university located in Minnesota. *"Course" means a course or program.*

Sec. 2. Minnesota Statutes 1985 Supplement, section 123.3514, subdivision 4, is amended to read:

Subd. 4. [AUTHORIZATION; NOTIFICATION.] Notwithstanding any other law to the contrary, an 11th or 12th grade pupil may apply to an eligible institution, as defined in subdivision 3, ~~to allow the pupil~~ to enroll in nonsectarian courses ~~or programs~~ offered at that post-secondary institution. If an institution accepts a secondary pupil for enrollment under this section, the institution shall send written notice to the pupil, the pupil's school district, and the commissioner of education within ten days of acceptance. The notice shall indicate the course ~~or programs~~ and hours of enrollment of that pupil. *If the pupil enrolls in a course for post-secondary credit, the institution shall notify the pupil about payment in the customary manner used by the institution.*

Sec. 3. Minnesota Statutes 1985 Supplement, section 123.3514, is amended by adding a subdivision to read:

Subd. 4a. [COUNSELING.] *To the extent possible, the school district shall provide counseling services to pupils and their parents or guardian before the pupils enroll in courses under this section to ensure that the pupils and their parents or guardian are fully aware of the risks and possible consequences of enrolling in post-secondary courses. The district shall provide information on the program including who may enroll, what institutions and*

courses are eligible for participation, the decision-making process for granting academic credits, financial arrangements for tuition, books and materials, eligibility criteria for transportation aid, available support services, the need to arrange an appropriate schedule, consequences of failing or not completing a course in which the pupil enrolls, the effect of enrolling in this program on the pupil's ability to complete the required high school graduation requirements, and the academic and social responsibilities that must be assumed by the pupils and their parents or guardian. The person providing counseling shall encourage pupils and their parents or guardian to also use available counseling services at the post-secondary institutions before the quarter or semester of enrollment to ensure that anticipated plans are appropriate.

Prior to enrolling in a course, the pupil and the pupil's parents or guardian must sign a form that must be provided by the district and may be obtained from a post-secondary institution stating that they have received the information specified in this subdivision and that they understand the responsibilities that must be assumed in enrolling in this program. The department of education shall, upon request, provide technical assistance to a district in developing appropriate forms and counseling guidelines.

Sec. 4. Minnesota Statutes 1985 Supplement, section 123.3514, is amended by adding a subdivision to read:

Subd. 4b. [DISSEMINATION OF INFORMATION; NOTIFICATION OF INTENT TO ENROLL.] *By March 1 of each year, a school district shall provide general information about the program to all pupils in grades 10 and 11. To assist the district in planning, a pupil shall inform the district by March 30 of each year of the pupil's intent to enroll in post-secondary courses during the following school year. A pupil is not bound by notifying or not notifying the district by March 30.*

Sec. 5. Minnesota Statutes 1985 Supplement, section 123.3514, is amended by adding a subdivision to read:

Subd. 4c. [LIMIT ON PARTICIPATION.] *A pupil who first enrolls in grade 11 may not enroll in post-secondary courses under this section for secondary credit for more than the equivalent of two academic years. A pupil who first enrolls in grade 12 may not enroll in post-secondary courses under this section for secondary credit for more than the equivalent of one academic year. If a pupil in grade 11 or 12 first enrolls in a post-secondary course for secondary credit during the school year, the time of participation shall be reduced proportionately.*

Sec. 6. Minnesota Statutes 1985 Supplement, section 123.3514, is amended by adding a subdivision to read:

Subd. 4d. [ENROLLMENT PRIORITY.] *A post-secondary institution shall give priority to its post-secondary students when enrolling 11th and 12th grade pupils in courses for secondary credit. Once a pupil has been enrolled in a post-secondary course under this section, the pupil shall not be displaced by another student.*

Sec. 7. Minnesota Statutes 1985 Supplement, section 123.3514, subdivision 5, is amended to read:

Subd. 5. [CREDITS.] *A pupil may enroll in a course under this section for*

either secondary credit or post-secondary credit. At the time a pupil enrolls in a course, the pupil shall designate whether the course is for secondary or post-secondary credit. A pupil taking several courses may designate some for secondary credit and some for post-secondary credit.

A school district shall grant academic credit to a pupil enrolled in a course ~~or program under this section~~ *for secondary credit* if the pupil successfully completes the course ~~or program attended~~. *A school district shall also grant academic credit to a pupil enrolled in a course for post-secondary credit if secondary credit is requested by a pupil.* If no comparable course ~~or program~~ is offered by the district, the state board of education shall determine the number of credits that shall be granted to a pupil who successfully completes ~~and passes the~~ *a* course ~~or program~~. If a comparable course ~~or program~~ is offered by the district, the school board shall grant a comparable number of credits to the pupil. If there is a dispute between the district and the pupil regarding the number of credits granted for a particular course ~~or program~~, the pupil may appeal the school board's decision to the state board of education. The state board's decision regarding the number of credits shall be final.

The *secondary* credits granted to a pupil shall be counted toward the graduation requirements and subject area requirements of the school district. Evidence of successful completion of each course ~~or program~~ and *secondary* credits granted shall be included in the pupil's secondary school record. *Upon the request of a pupil, the pupil's secondary school record shall also include evidence of successful completion and credits granted for a course taken for post-secondary credit. In either case, the record shall indicate that the credits were earned at a post-secondary institution.*

If a pupil enrolls in a post-secondary institution after leaving secondary school, the post-secondary institution shall award post-secondary credit for any course successfully completed for secondary credit at that institution. Other post-secondary institutions may award, after a pupil leaves secondary school, post-secondary credit for any courses successfully completed under this section. An institution may not charge a pupil for the award of credit.

Sec. 8. Minnesota Statutes 1985 Supplement, section 123.3514, subdivision 6, is amended to read:

Subd. 6. [FINANCIAL ARRANGEMENTS.] At the end of each school year, the department of education shall pay the tuition reimbursement amount within 30 days to the post-secondary institutions ~~that enroll pupils under this section~~ *for courses that were taken for secondary credit.* The amount of tuition reimbursement shall equal the lesser of:

(1) the actual costs of tuition, textbooks, materials, and fees directly related to the course or program ~~charged for~~ *taken by* the secondary pupil ~~enrolling in a course or program under this section~~; or

(2) an amount equal to the difference between the formula allowance plus the total tier revenue attributable to that pupil and an amount computed by multiplying the formula allowance plus the total tier revenue attributable to that pupil by a ratio. The ratio to be used is the total number of hours that the pupil is enrolled in courses in the secondary school during the regular school year over the total number of secondary instructional hours per pupil in that

pupil's resident district.

The amount paid for each pupil shall be subtracted from the foundation aid paid to the pupil's resident district. If the amount to be subtracted is greater than the amount of foundation aid due the district, the excess reduction shall be made from other state aids due to the district. *If a pupil is enrolled in a course for post-secondary credit, the school district shall include the pupil in the average daily membership only for the portion of time during which the pupil is enrolled in courses at the secondary school and enrolled in courses at a post-secondary institution for secondary credit.*

The department shall not pay any tuition reimbursement or other costs of a course taken for post-secondary credit only.

Sec. 9. Minnesota Statutes 1985 Supplement, section 123.3514, is amended by adding a subdivision to read:

Subd. 6a. [GRANTS AND FINANCIAL AID PROHIBITED.] *A pupil enrolled in a post-secondary course for secondary credit is not eligible for any state student financial aid under chapter 136A.*

Sec. 10. Minnesota Statutes 1985 Supplement, section 123.3514, subdivision 8, is amended to read:

Subd. 8. [TRANSPORTATION.] A parent or guardian of a pupil ~~attending a post-secondary institution under this section~~ *enrolled in a course for secondary credit* may apply to the pupil's district of residence for reimbursement for transporting the pupil between the secondary school in which the pupil is enrolled and the post-secondary institution that the pupil attends. The state board of education shall establish guidelines for providing state aid to districts to reimburse the parent or guardian for the necessary transportation costs, which shall be based on financial need. The state shall pay aid to the district according to the guidelines established under this subdivision. Chapter 14 does not apply to the guidelines.

Sec. 11. Minnesota Statutes 1985 Supplement, section 123.3514, subdivision 10, is amended to read:

Subd. 10. [LIMIT; STATE OBLIGATION.] The provisions of subdivisions 6, 7, 8, and 9 shall not apply for any post-secondary courses ~~or programs~~ in which a pupil is enrolled in addition to being enrolled full time in that pupil's district *or for any post-secondary course in which a pupil is enrolled for post-secondary credit.*

Sec. 12. [135A.10] [CREDIT FOR ADVANCED PLACEMENT PROGRAM.]

Subdivision 1. [POLICY AND PROCEDURES TO AWARD CREDIT.] *The board of regents of the University of Minnesota, the state university board, and the state board for community colleges shall each develop a clear and uniform policy for its system for awarding post-secondary credit toward a degree for a student who earns an acceptable score on an advanced placement program examination. Each policy must include procedures to inform students and prospective students about credit award and procedures to assure implementation on each campus. The higher education coordinating board shall assist in developing the policy.*

Subd. 2. [DATA ABOUT CREDIT AWARD.] *Each year the University*

of Minnesota, state universities, and community colleges shall provide the higher education coordinating board information and data about credit awarded for advanced placement program examinations.

Sec. 13. Laws 1985, First Special Session chapter 12, article 5, section 7, is amended to read:

Sec. 7. [EVALUATION.]

The department of education, in consultation with the higher education coordinating board, the public post-secondary systems and the participating private colleges, shall collect and evaluate information about the implementation of the program established under section 1. By January 15, 1987, the commissioner of education shall submit a report to the education committees of the legislature on the implementation of this program. *The report to the legislature shall address at least the following issues:*

(1) description of participating pupils and other enrollment data;

(2) results of surveys of pupils, parents, school districts, and post-secondary institutions;

(3) results of any appeals to the state board of education regarding credits for courses or programs taken under the program;

(4) assessment of counseling services provided to pupils and their parents or guardians;

(5) fiscal impact of the program;

(6) feasibility of including summer school courses or programs in this program;

(7) feasibility of implementing cooperative plans for offering post-secondary courses in the high schools;

(8) current school district and post-secondary policies relating to advanced placement and other accelerated testing programs;

(9) recommendations on the feasibility of implementing and funding a statewide advanced placement program which would accomplish, to the extent possible, the goals of: (i) making advanced placement courses available in every school district; (ii) providing for a partial or total subsidy of advanced placement costs; and (iii) requiring post-secondary institutions to grant post-secondary credit for successful completion of advanced placement programs;

(10) comparability of courses offered in the high schools and post-secondary institutions;

(11) advisability of establishing specific admission standards for high school pupils enrolling in post-secondary courses or programs;

(12) feasibility of expanding course offerings through alternative means when access to post-secondary institutions is geographically impossible;

(13) feasibility of increasing the maximum age of compulsory attendance at school;

(14) feasibility of participation of nonpublic school pupils in this program;

and

(15) other significant implementation issues or problems.

Sec. 14. [NOTICE FOR THE 1986-1987 SCHOOL YEAR.]

To assist a school district in planning for the 1986-1987 school year, the district may obtain information from pupils about their intention to enroll in post-secondary courses or programs during the 1986-1987 school year under Minnesota Statutes, section 123.3514, 30 days after the district provides general information and to the extent possible, counseling services, on the program to pupils in grades 10 and 11 and their parents.

Sec. 15. [ADVANCED PLACEMENT REPORT TO LEGISLATURE.]

By January 1, 1987, the policy required under section 12 must be developed and submitted by each system to the higher education coordinating board for its review and comment on the policies. Each system shall report its policy and the higher education coordinating board shall report its review and comment to the education committees of the legislature by February 1, 1987.

Sec. 16. [EFFECTIVE DATE.]

Sections 1, 5, and 14 are effective the day following final enactment. Sections 2, 3, 4, 6, 7, 8, 9, 10, and 11 are effective for the 1986-1987 school year and thereafter."

Delete the title and insert:

"A bill for an act relating to education; imposing a limit on participation; eliminating state tuition reimbursement for courses taken for post-secondary credit; making other modifications to the post-secondary enrollment options act; requiring the University of Minnesota, state university board, and state board for community colleges to develop policies for awarding post-secondary credit for advanced placement programs; amending Minnesota Statutes 1985 Supplement, section 123.3514, subdivisions 3, 4, 5, 6, 8, 10, and by adding subdivisions; Laws 1985, First Special Session chapter 12, article 5, section 7; proposing coding for new law in Minnesota Statutes, chapter 135A."

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

House Conferees: (Signed) Connie Levi, Wendell O. Erickson, M.R. (Bob) Haukoos

Senate Conferees: (Signed) Tom A. Nelson, Gen Olson, Donna C. Peterson

Mr. Nelson moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1919 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. 1919 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 57 and nays 4, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Kamrath	Pehler	Sieloff
Anderson	Dicklich	Kronebusch	Peterson, C.C.	Solon
Belanger	Diessner	Laidig	Peterson, D.C.	Spear
Benson	Dieterich	Langseth	Peterson, D.L.	Storm
Berg	Frank	Lantry	Peterson, R.W.	Stumpf
Berglin	Frederickson	Luther	Petty	Taylor
Bernhagen	Freeman	McQuaid	Pogemiller	Waldorf
Bertram	Gustafson	Mehrkens	Purfeerst	Wegscheid
Brataas	Hughes	Moe, D.M.	Ramstad	Willet
Chmielewski	Isackson	Nelson	Reichgott	
Dahl	Johnson, D.E.	Novak	Samuelson	
Davis	Jude	Olson	Schmitz	

Messrs. Johnson, D.J.; Knaak; Lessard and Renneke voted in the negative.

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 2287, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2287 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 2287

A bill for an act relating to the financing of state and local government; modifying the computation of education aids and levies for certain school districts with tax increment financing districts; imposing limitations on tax increment financing; modifying tax increment financing procedures; allocating issuance authority for obligations subject to a federal volume limitation act; eliminating the maximum interest rate for certain municipal obligations; authorizing the issuance of bonds for new purposes; authorizing establishment of a capital improvement reserve fund; modifying the procedures for issuing certain municipal bonds; modifying the investment powers of municipalities; amending Minnesota Statutes 1984, sections 115.07, subdivision 1; 115A.14, subdivision 4; 116.07, by adding a subdivision; 116D.04, subdivision 1a; 117.521, subdivision 3; 124.2131, by adding a subdivision; 124.214, by adding a subdivision; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2, 8, and 10; 273.74, subdivisions 1 and 4; 273.75, subdivisions 2, 6, and 7, and by adding subdivisions; 273.76, subdivisions 4 and 7, and by adding a subdivision; 273.78; 273.86, subdivision 1; 355.11, subdivision 5; 412.301; 462C.02, subdivisions 6 and 9; 462C.06; 462C.07, subdivision 1; 466.06; 471.59, subdivision 11; 471.88, subdivisions 1, 9, and 11; 471.981,

by adding subdivisions; 474.02, subdivision 3, and by adding a subdivision; 474.16, subdivision 2; 475.51, subdivision 5; 475.55, subdivisions 1, 2, and 3; 475.61, subdivision 5; and 475.66, subdivision 2; Minnesota Statutes 1985 Supplement, sections 273.74, subdivisions 2 and 3; 273.75, subdivisions 1 and 4; 273.76, subdivision 1; 353.01, subdivision 2a; 395.08; 462C.12, subdivision 2; 472B.04; 473F.02, subdivision 3; 475.52, subdivision 6; 475.56; 475.58, subdivision 1; 475.60, subdivision 2; 475.66, subdivision 1; and 475.76, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 115; 116; 297A; 458; 471; and 475; proposing coding for new law as Minnesota Statutes, chapters 116N; 458C; 471A; and 474A; repealing Minnesota Statutes, sections 462C.09, subdivisions 1 and 4; 474.16, subdivisions 1, 2, and 5; 474.21; 474.25; and 475.55, subdivisions 4 and 5; and Minnesota Statutes 1985 Supplement, sections 462C.09, subdivisions 2a, 3, 5, and 6; 474.16, subdivisions 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15; 474.17; 474.19; 474.20; 474.23; and 474.26.

March 17, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 2287, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 2287 be further amended as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1

Section 1. Minnesota Statutes 1984, section 273.77, is amended to read:

273.77 [TAX INCREMENT BONDING.]

Any other law, general or special, notwithstanding, after August 1, 1979 no bonds, payment for which tax increment is pledged, shall be issued in connection with any project for which tax increment financing has been undertaken other than as is authorized hereby and the proceeds therefrom shall be used only in accordance with section 273.75, subdivision 4 as if said proceeds were tax increment, except that a tax increment financing plan need not be adopted for any project for which tax increment financing has been undertaken prior to August 1, 1979, pursuant to statutes not requiring a tax increment financing plan. Such bonds shall not be included for purposes of computing the net debt of any municipality.

(a) A municipality may issue general obligation bonds to finance any expenditure by the municipality or an authority the jurisdiction of which is wholly or partially within that municipality, pursuant to section 273.75, subdivision 4 in the same manner and subject only to the same conditions as those provided in chapter 475 for bonds financing improvement costs reimbursable from special assessments. Any pledge of tax increment, assessments or other revenues for the payment of the principal of and interest on general obligation bonds issued under this subdivision, except when the

authority and the municipality are the same, shall be made by written agreement by and between the authority and the municipality and filed with the county auditor. When the authority and the municipality are the same, the municipality may by covenant pledge tax increment, assessments or other revenues for the payment of the principal of and interest on general obligation bonds issued under this subdivision and thereupon shall file the resolution containing such covenant with the county auditor. When tax increment, assessments and other revenues are pledged, the estimated collections of said tax increment, assessments and any other revenues so pledged may be deducted from the taxes otherwise required to be levied before the issuance of the bonds under section 475.61, subdivision 1, or the collections thereof may be certified annually to reduce or cancel the initial tax levies in accordance with section 475.61, subdivision 1 or 3.

(b) When the authority and the municipality are not the same, an authority may, by resolution, authorize, issue and sell its general obligation bonds to finance any expenditure which that authority is authorized to make by section 273.75, subdivision 4. Said bonds of the authority shall be authorized by its resolution, shall mature as determined by resolution of the authority in accordance with Laws 1979, Chapter 322, and may be issued in one or more series and shall bear such date or dates, bear interest at such rate or rates, be in such denomination or denominations, be in such form either coupon or registered, carry such conversion or registration privileges, have such rank or priority, be executed in such manner, be payable in medium of payment at such place or places, and be subject to such terms of redemption, with or without premium, as such resolution, its trust indenture or mortgage may provide. The bonds may be sold at public or private sale at the price or prices as the authority by resolution shall determine, and any provision of any law to the contrary notwithstanding, the bonds shall be fully negotiable. In any suit, actions, or proceedings involving the validity of enforceability of any bonds of the authority or the security therefor, any bond reciting in substance that it has been issued by the authority to aid in financing a project shall be conclusively deemed to have been issued for such purpose, and the tax increment financing district within the project shall be conclusively deemed to have been planned, located, and carried out in accordance with the purposes and provisions of Laws 1979, Chapter 322. Neither the authority, nor any director, commissioner, council member, board member, officer, employee or agent of the authority nor any person executing the bonds shall be liable personally on the bonds by reason of the issuance thereof. The bonds of the authority, and such bonds shall so state on their face, shall not be a debt of any municipality, the state or any political subdivision thereof, and neither the municipality nor the state or any political subdivision thereof shall be liable thereon, nor in any event shall such bonds be payable out of any funds or properties other than those of the authority and any tax increment and revenues of a tax increment financing district pledged therefor.

(c) Notwithstanding any other law general or special, an authority may, by resolution, authorize, issue and sell revenue bonds payable solely from all or a portion of revenues, including but not limited to tax increment revenues and assessments, derived from a tax increment financing district located wholly or partially within the municipality to finance any expenditure which the authority is authorized to make by section 273.75, subdivision 4. The bonds shall mature as determined by resolution of the authority in accordance with Laws 1979, Chapter 322 and may be issued in one or more series and shall bear such date or dates, bear interest at such rate or rates, be in such denomination or denominations, be in such form either coupon or registered, carry

such conversion or registration privileges, have such rank or priority, be executed in such manner, be payable in medium of payment at such place or places, and be subject to such terms of redemption, with or without premium, as such resolution, its trust indenture or mortgage may provide. The bonds may be sold at public or private sale at the price or prices as the authority by resolution shall determine, and any provision of any law to the contrary notwithstanding, shall be fully negotiable. In any suit, action, or proceedings involving the validity or enforceability of any bonds of the authority or the security therefor, any bond reciting in substance that it has been issued by the authority to aid in financing a project shall be conclusively deemed to have been issued for such purpose, and the tax increment financing district within the project shall be conclusively deemed to have been planned, located, and carried out in accordance with the purposes and provisions of Laws 1979, Chapter 322. Neither the authority, nor any director, commissioner, council member, board member, officer, employee or agent of the authority nor any person executing the bonds shall be liable personally on the bonds by reason of the issuance thereof. The bonds may be further secured by a pledge and mortgage of all or any portion of the district in aid of which the bonds are issued and such convenants as the authority shall deem by such resolution to be necessary and proper to secure payment of the bonds. The bonds, and the bonds shall so state on their face, shall not be payable from nor charged upon any funds other than the revenues and property pledged or mortgaged to the payment thereof, nor shall the issuing authority be subject to any liability thereon or have the powers to obligate itself to pay or pay the bonds from funds other than the revenues and properties pledged and mortgaged and no holder or holders of the bonds shall ever have the right to compel any exercise of any taxing power of the issuing authority or any other public body, other than as is permitted or required under Laws 1979, Chapter 322 and pledged therefor hereunder, to pay the principal of or interest on any such bonds, nor to enforce payment thereof against any property of the authority or other public body other than that expressly pledged or mortgaged for the payment thereof.

(d) (1) In anticipation of the issuance of bonds pursuant to either paragraph (a), (b) or (c) of this section, the authority or municipality may by resolution issue and sell temporary bonds pursuant to paragraph (a), (b) or (c), maturing within not more than three years from their date of issue, to pay any part or all of the cost of a project. To the extent that the principal of and interest on the temporary bonds cannot be paid when due from receipts of tax increment, assessments, or other funds appropriated for the purpose, they shall be paid from the proceeds of long-term bonds or additional temporary bonds which the authority or municipality shall offer for sale in advance of the maturity date of the temporary bonds, but the indebtedness funded by an issue of temporary bonds shall not be extended by the issue of additional temporary bonds for more than six years from the date of the first issue. Long-term bonds may be issued pursuant to paragraph (a), (b) or (c) without regard to whether the temporary bonds were issued pursuant to paragraph (a), (b) or (c). If general obligation temporary bonds are issued pursuant to paragraph (a), proceeds of long-term bonds or additional temporary bonds not yet sold may be treated as pledged revenues, in reduction of the tax otherwise required by section 475.61 to be levied prior to delivery of the obligations. Subject to the six-year maturity limitation contained above, but without regard to the requirement of section 475.58, if any temporary bonds are not paid in full at maturity, in addition to any other remedy authorized or permitted by law, the holders may demand, in which case the authority or munici-

pality shall, issue pursuant to paragraph (a), (b) or (c) as the temporary bonds and in exchange for the temporary bonds, at par, replacement temporary bonds dated as of the date of the replaced temporary bonds, maturing within one year from the date of the replacement temporary bonds and earning interest at the rate set forth in the resolution authorizing the issuance of the replaced temporary bonds, provided that the rate shall not exceed the maximum rate permitted by law at the date of issue of the replaced temporary bonds.

(2) Funds of a municipality may be invested in its temporary bonds in accordance with the provisions of section 471.56, and may be purchased upon their initial issue, but shall be purchased only from funds which the governing body of the municipality determines will not be required for other purposes before the maturity date, and shall be resold before maturity only in case of emergency. If purchased from a debt service fund securing other bonds, the holders of those bonds may enforce the municipality's obligations on the temporary bonds in the same manner as if they held the temporary bonds.

(e) Sections ~~474.16 to 474.23~~ *9 to 29* apply to any issuance of obligations under this section which are subject to limitation under a federal *volume* limitation act as defined in section ~~474.16~~ *10*, subdivision ~~5~~ *9, or existing federal tax law as defined in section 10, subdivision 8*.

Sec. 2. Minnesota Statutes 1984, section 298.2211, subdivision 1, is amended to read:

Subdivision 1. [PURPOSE; GRANT OF AUTHORITY.] In order to accomplish the legislative purposes specified in chapters 362A, 462C, and 474, within tax relief areas as defined in section 273.134, the commissioner of iron range resources and rehabilitation may exercise the following powers: (1) all powers conferred upon a rural development financing authority under sections 362A.01 to 362A.05; (2) all powers conferred upon a city under chapter 462C, subject to compliance with the provisions of section ~~462C.09~~ *15*; (3) all powers conferred upon a municipality or a redevelopment agency under chapter 474; (4) all powers provided by chapter 362A to further any of the purposes and objectives of chapters 462C and 474; and (5) all powers conferred upon a municipality or an authority under sections 273.73 to 273.76, section 273.77, except paragraph (a) thereof, and section 273.78, subject to compliance with the provisions of section 273.74, subdivisions 1, 2, and 3; provided that any tax increments derived by the commissioner from the exercise of this authority may be used only to finance or pay premiums or fees for insurance, letters of credit, or other contracts guaranteeing the payment when due of net rentals under a project lease or the payment of principal and interest due on or repurchase of bonds issued to finance a project or program, to accumulate and maintain reserves securing the payment when due on bonds issued to finance a project or program, or to provide an interest rate reduction program pursuant to section 462.445, subdivision 10. Tax increments and earnings thereon remaining in any bond reserve account after payment or discharge of any bonds secured thereby shall be used within one year thereafter in furtherance of this section or returned to the county auditor of the county in which the tax increment financing district is located. If returned to the county auditor, the county auditor shall immediately allocate the amount among all government units which would have shared therein had

the amount been received as part of the other ad valorem taxes on property in the district most recently paid, in the same proportions as other taxes were distributed, and shall immediately distribute it to the government units in accordance with the allocation.

Sec. 3. Minnesota Statutes 1984, section 429.091, subdivision 8, is amended to read:

Subd. 8. [FEDERAL *VOLUME* LIMITATION ACT.] Sections ~~474.16 to 474.23~~ *9 to 29* apply to any issuance of obligations under this section which are subject to limitation under a federal *volume* limitation act as defined in section ~~474.16~~ *10*, subdivision ~~5~~ *9, or existing federal tax law as defined in section 10, subdivision 8*.

Sec. 4. Minnesota Statutes 1984, section 430.12, is amended to read:

430.12 [BONDS FOR IMPROVEMENTS.]

The city council, for the purpose of realizing the funds for making an improvement and paying damages may, from time to time as may be needed, issue and sell special certificates of indebtedness, or special street or parkway improvement bonds, as they may decide, which shall entitle the holder thereof to all sums realized upon any assessment or, if deemed advisable, a series of two or more certificates or bonds against any one assessment, or against the assessments in two or more different proceedings, the principal and interest being payable at fixed dates out of the funds collected from the assessments, including interest and penalties, and the whole of the fund or funds is hereby pledged for the pro rata payment of the certificates or bonds and the interest thereon, as they severally become due. These certificates or bonds may be made payable to the bearer, with interest coupons attached, and the city council may bind the city to make good deficiencies in the collection up to, but not exceeding, the principal and interest at the rate fixed, as hereinafter provided, and for the time specified in section 430.06. If the city, because of this guaranty, shall redeem any certificate or bond, it shall thereupon be subrogated to the holder's rights. For the purpose of this guaranty, penalties collected shall be credited upon deficiencies of principal and interest before the city shall be liable. These certificates or bonds shall be sold at public sale or by sealed proposals at a meeting of which at least two weeks' published notice shall be given, to the purchaser who will pay the par value thereof at the lowest interest rate, and the certificates or bonds shall be drawn accordingly, but the rate of interest shall in no case exceed seven percent per annum, payable annually or semiannually. The city clerk shall certify to the county auditor the rate of interest so determined at the first bond sale held for any such improvement, and interest shall be computed upon the assessments at this annual rate, in accordance with the terms of section 430.06. In case the rate of interest so determined at any subsequent bond sale for the same improvement is greater than the rate so determined at the first bond sale therefor, the difference between these rates of interest shall be a general city charge.

In case the proceeds of any special certificates of indebtedness or special street or parkway improvement bonds are in excess of the amount actually necessary to make the improvements for which the same were issued, or in case the proceeds are not immediately required for the prosecution or completion of the improvement, these proceeds may meanwhile be used by the

city council for the making of other improvements authorized under the provisions of this chapter, and the amount of the proceeds so used shall be replaced and made good so far as may be necessary from the proceeds of special certificates of indebtedness or special bonds issued for the purpose of making such other improvements.

Sections ~~474.16 to 474.23~~ *9 to 29* apply to any issuance of obligations under this section which are subject to limitation under a federal *volume* limitation act as defined in section ~~474.16~~ *10*, subdivision ~~5~~ *9, or existing federal tax law as defined in section 10, subdivision 8.*

Sec. 5. Minnesota Statutes 1985 Supplement, section 458.1941, is amended to read:

458.1941 [SECTIONS THAT APPLY IF FEDERAL LIMIT APPLIES.]

Sections ~~474.16 to 474.23~~ *9 to 29* apply to obligations issued under this chapter that are limited by a federal *volume* limitation act *as* defined in section ~~474.16~~ *10*, subdivision ~~5~~ *9, or existing federal tax law as defined in section 10, subdivision 8.*

Sec. 6. Minnesota Statutes 1984, section 459.35, is amended to read:

459.35 [FEDERAL *VOLUME* LIMITATION ACT.]

Sections ~~474.16 to 474.23~~ *9 to 29* apply to any issuance of obligations under chapter 459 which are subject to limitation under a federal *volume* limitation act as defined in section ~~474.16~~ *10*, subdivision ~~5~~ *9, or existing federal tax law as defined in section 10, subdivision 8.*

Sec. 7. Minnesota Statutes 1984, section 462.556, is amended to read:

462.556 [FEDERAL *VOLUME* LIMITATION ACT.]

Sections ~~474.16 to 474.23~~ *9 to 29* apply to any issuance of obligations under chapter 462 which are subject to limitation under a federal *volume* limitation act as defined in section ~~474.16~~ *10*, subdivision ~~5~~ *9, or existing federal tax law as defined in section 10, subdivision 8.*

Sec. 8. Minnesota Statutes 1984, section 472.09, subdivision 8, is amended to read:

Subd. 8. [FEDERAL *VOLUME* LIMITATION ACT.] Sections ~~474.16 to 474.23~~ *9 to 29* apply to any issuance of obligations under this section which are subject to limitation under a federal *volume* limitation act as defined in section ~~474.16~~ *10*, subdivision ~~5~~ *9, or existing federal tax law as defined in section 10, subdivision 8.*

Sec. 9. [474A.01] [CITATION.]

Sections 9 to 29 may be cited as the "Minnesota bond allocation act."

Sec. 10. [474A.02] [DEFINITIONS.]

Subdivision 1. [TERMS DEFINED.] *For the purposes of sections 9 to 29, the terms defined in this section shall have the following meanings:*

Subd. 2. [ANNUAL VOLUME CAP.] *"Annual volume cap" means the aggregate dollar amount of obligations bearing interest excluded from gross income for purposes of federal income taxation which, under the provisions*

of existing federal tax law or a federal volume limitation act, may be issued in one year by issuers.

Subd. 3. [CERTIFICATE OF ALLOCATION.] *"Certificate of allocation" means a certificate provided to an issuer by the department under section 21.*

Subd. 4. [CITY.] *"City" means a statutory or home rule charter city.*

Subd. 5. [COMMERCIAL REDEVELOPMENT PROJECT.] *"Commercial redevelopment project" means a project as defined in section 474.02, if it is not a manufacturing project or pollution control project and one of the following conditions is met:*

(a) The project site would qualify as a redevelopment district as defined in section 273.73, subdivision 10. To qualify the project need not be included in a tax increment financing district.

(b) At least 75 percent of the proceeds of the obligations will be used to acquire and rehabilitate or replace an existing structure which is functionally obsolete or contains structural or other defects justifying substantial renovation or clearance.

(c) The project will be undertaken and the obligations issued pursuant to a written program administered by the local issuer and the financing provides for a substantial commitment of local public funds.

(d) At least 90 percent of the proceeds of the obligations will be used to finance facilities with respect to which an urban development action grant has been made under section 119 of the federal Housing and Community Development Act of 1974.

Subd. 6. [DEPARTMENT; DEPARTMENT OF ENERGY AND ECONOMIC DEVELOPMENT.] *"Department" or "department of energy and economic development" means the department of energy and economic development or its successor agency or agencies with respect to the duties that the department is to perform under sections 9 to 29.*

Subd. 7. [ENTITLEMENT ISSUER.] *"Entitlement issuer" means an issuer to which an allocation is made under sections 12, 16, or 17.*

Subd. 8. [EXISTING FEDERAL TAX LAW.] *"Existing federal tax law" means those provisions of the Internal Revenue Code of 1954, as amended through December 31, 1985, that limit the aggregate amount of obligations of a specified type or types which may be issued by an issuer during a calendar year whose interest is exempt from inclusion in gross income for purposes of federal income taxation.*

Subd. 9. [FEDERAL VOLUME LIMITATION ACT.] *"Federal Volume Limitation Act" means Title VII of the bill that was adopted by the United States House of Representatives on December 17, 1985, as H.R. 3838, 99th Congress 1st Session (1985), or any law of the United States that is effective after December 31, 1985, and that:*

(1) imposes an annual volume cap;

(2) allocates the annual volume cap among various uses for which the proceeds of the obligations may be used or among various issuers of obliga-

tions or both; and

(3) allows the governor during a specified interim period or the state legislature by law to provide for a different allocation of the annual volume cap among uses and among issuers.

Subd. 10. [GENERAL OBLIGATION.] *"General obligation" means any obligation that pledges the full faith and credit of an issuer with general taxing powers, other than a state issuer, to the payment of the obligation.*

Subd. 11. [GOVERNMENTAL VOLUME CAP.] *"Governmental volume cap" means the annual volume cap less the amount, if any, that a federal volume limitation act requires be set aside or reserved, without the right to override by state legislation, for qualified 501(c)(3) bonds or if a federal volume limitation act does not require an amount to be set aside for qualified 501(c)(3) bonds, the amount set aside pursuant to section 20, subdivision 9.*

Subd. 12. [ISSUER.] *"Issuer" means any entitlement issuer or other issuer.*

Subd. 13. [LOCAL PUBLIC FUNDS.] *"Local public funds" means the funds of a governmental unit except the following:*

(1) the proceeds of an obligation subject to existing federal tax law or a federal volume limitation act;

(2) payments or property furnished by a nonexempt person to repay or secure the loan of proceeds of an obligation subject to existing federal tax law or a federal volume limitation act or other payments made in consideration of the issuance of an obligation subject to existing federal tax law or a federal volume limitation act;

(3) payments furnished by a nonexempt person for its right to use in its trade or business a facility financed with the proceeds of obligations subject to existing federal tax law or a federal volume limitation act;

(4) tax increments, as defined in section 273.76; or

(5) tax reductions provided pursuant to sections 273.1312 to 273.1314.

Subd. 14. [MANUFACTURING PROJECT.] *"Manufacturing project" means properties, real or personal, used in connection with a revenue producing enterprise in connection with assembling, fabricating, manufacturing, mixing, or processing any products of agriculture, forestry, mining, or manufacture. Properties used for storing, warehousing, or distributing qualify under this definition (1) if they are used as part of or in connection with an assembly, fabricating, manufacturing, mixing, or processing facility, or (2) if they are used for the storing of agricultural products and are located outside of the metropolitan area, as defined in section 473.121, subdivision 2. Manufacturing project includes properties, real or personal, used in connection with research and development activity to develop or improve products, production processes, or materials. For purposes of this subdivision, "a product of manufacture" includes information and directions which dictate the functions to be performed by data processing equipment, commonly called computer software, regardless of whether they are embodied in or recorded on tangible personal property. A project qualifies as a manufacturing project only if 75 percent of the proceeds of the proposed*

obligations will be used for construction, acquisition, installation, or addition of properties described in this subdivision.

Subd. 15. [MORTGAGE CREDIT CERTIFICATE.] *"Mortgage credit certificate" means any certificate which satisfies the definition of such term as contained in section 25(c)(1) of the Internal Revenue Code of 1954, as amended through July 18, 1984.*

Subd. 16. [MULTIFAMILY HOUSING PROJECT.] *"Multifamily housing project" means a development defined in section 462C.02, subdivision 5, for which the applicable housing plan and program approval requirements of chapter 462C have been met.*

Subd. 17. [NONEXEMPT PERSON.] *"Nonexempt person" means a person or entity other than an exempt person as defined in section 103(b)(3) of the Internal Revenue Code of 1954, as amended through December 31, 1985.*

Subd. 18. [NOTICE OF ENTITLEMENT ALLOCATION.] *"Notice of entitlement allocation" means a notice provided to an entitlement issuer under section 12, subdivision 5, or under section 16, subdivision 2.*

Subd. 19. [OTHER ISSUER.] *"Other issuer" means any entity other than an entitlement issuer which may issue obligations subject to an annual volume cap, including but not limited to the University of Minnesota, any city, any town, any federally recognized American Indian tribe or subdivision thereof located in Minnesota, any housing and redevelopment authority referred to in chapter 462, or any body authorized to exercise the powers of a housing and redevelopment authority, any port authority referred to in chapter 458, or any body authorized to exercise the powers of a port authority, any area or municipal redevelopment agency referred to in chapter 472, any county, or any other municipal authority or agency established pursuant to special law, or any entity issuing on behalf of the foregoing.*

Subd. 20. [POLLUTION CONTROL PROJECT.] *"Pollution control project" means properties, real or personal, used in the abatement or control of noise, air, or water pollution, or in the disposal of solid waste, in connection with a revenue producing enterprise, engaged in or to be engaged in any business or industry. A project qualifies as a pollution control project only:*

(1) if at least 75 percent of the proceeds of the obligations will be used for the construction, acquisition, installation, or addition of properties described in this subdivision; or

(2) if it is not a manufacturing project and at least 75 percent of the proceeds of the obligations will be used for the construction, acquisition, installation, or addition of properties described in this subdivision and in subdivision 14.

Subd. 21. [PRELIMINARY RESOLUTION.] *"Preliminary resolution" means a resolution adopted by the governing body of the issuer or in the case of the iron range resources and rehabilitation board by the commissioner. The resolution must express a preliminary intention of the issuer to issue obligations for a specific project and must identify the proposed project and*

the proposed amount of the obligations to be issued.

Subd. 22. [QUALIFIED 501(c)(3) BONDS.] *"Qualified 501(c)(3) bonds" mean obligations the proceeds of which are to be used by, or loaned or otherwise made available to, an organization described in section 501(c)(3) of the Internal Revenue Code of 1954, as amended through December 31, 1985, in activities directly related and essential to the conduct of the charitable activities of the organization and that are not used by a nonexempt person in its trade or business or obligations with a comparable definition in a federal volume limitation act.*

Subd. 23. [QUALIFIED MORTGAGE BONDS.] *"Qualified mortgage bonds" mean obligations which are qualified mortgage bonds as defined by section 103A(c) of existing federal tax law.*

Subd. 24. [QUALIFIED MORTGAGE CREDIT CERTIFICATE PROGRAM.] *"Qualified mortgage credit certificate program" means any program which satisfies the definition of such term as contained in section 25(c)(2) of the Internal Revenue Code of 1954, as amended through July 18, 1984.*

Subd. 25. [QUALIFIED MULTIFAMILY HOUSING PROJECT.] *"Qualified multifamily housing project" means a multifamily housing project in which at least 50 percent of the units will be held for occupancy by families or individuals with adjusted gross income not in excess of 80 percent of the median family income as estimated by the United States Department of Housing and Urban Development for the metropolitan statistical area.*

Subd. 26. [STATE ISSUER.] *"State issuer" means the state of Minnesota; the iron range resources and rehabilitation board; or other agency, department, board, or commission of the state, which is authorized to issue obligations and has statewide jurisdiction.*

Subd. 27. [SUBSTANTIAL COMMITMENT OF LOCAL PUBLIC FUNDS.] *"Substantial commitment of local public funds" means that either of the following two conditions is satisfied.*

(a) Under the project financing the governmental unit appropriates, pledges, guarantees, or otherwise provides local public funds to pay part of the cost of financing the obligations, including bond issuance, debt service, loan origination, and carrying expenses, or of the facility financed with the proceeds of the obligations. This condition is satisfied only if at the time the obligations are issued, the issuer reasonably expects that the aggregate value of the local public funds will exceed the lesser of $1,000,000 or one percent of the face amount of the obligations. No provision may be made for a nonexempt person to reimburse the governmental unit for the local public funds.

(b) The governmental unit appropriates, pledges, guarantees, or otherwise provides a program contribution of local public funds or governmental services to the program or a facility financed with the proceeds of the obligations. This condition is satisfied only if the issuer reasonably expects at the time the obligations are issued that the aggregate value of the local public funds will exceed $5,000,000 or five percent of the aggregate face amount of the obligations. The issuer must value the services at the reasonable cost of delivering them. The program contribution must be used for one or more of

the following purposes:

(i) reducing the cost of financing the obligations, as described in clause (a);

(ii) securing the payment of debt service on obligations issued pursuant to the program;

(iii) financing public improvements under a comprehensive redevelopment or renewal program, if the costs are reasonably allocable to a facility financed with the proceeds of the obligations and if the improvements are made no earlier than three years prior to issuance of the obligations to which the contribution applies or more than one year after issuance; or

(iv) other costs reasonably related to the program.

If the governmental unit is reimbursed by a nonexempt person for any part of the program within five years after the contribution was made, the reimbursement must be applied for one or more of the purposes described in this paragraph.

For purposes of this subdivision, "governmental unit" means the issuer that issues the obligations for the project or the governmental unit that approves the obligations for purposes of section 103(k)(2) of the Internal Revenue Code of 1954, as amended through December 31, 1985, or both.

Subd. 28. [WASTE MANAGEMENT PROJECT.] *"Waste management project" means a project which is authorized by chapter 115A or 400, sections 473.801 to 473.834, or by any other law or home rule charter authorizing substantially the same type of project.*

Subd. 29. [WRITTEN DEVELOPMENT PROGRAM.] *"Written development program" or "program" means a written economic development plan that contains at least substantially all of the following:*

(1) a description of the area subject to the plan, which may not exceed 20 percent of the total acreage of the issuer;

(2) a statement of the objectives for the development of the area subject to the plan;

(3) a statement of the development plan for the area subject to the plan, including the property within the area, if any, which is to be acquired by a governmental unit;

(4) a description of the type of specific development reasonably expected to take place within the area subject to the plan; and

(5) a description of the kind and an estimate of the amount of public funds, including local public funds, expected to be spent in connection with the development of the area subject to the plan.

Sec. 11. [474A.03] [DETERMINATION OF ANNUAL VOLUME CAP.]

Subdivision 1. [ANNUAL VOLUME CAP UNDER EXISTING FEDERAL TAX LAW.] *At the beginning of each calendar year, the department shall determine the aggregate dollar amount of the annual volume cap under existing federal tax law for the calendar year, and of this amount the*

department shall determine the following amounts:

(1) the amount that is allocated to entitlement issuers under section 12;

(2) the amount initially available for allocation through the pool under section 13, which is the annual volume cap determined under this subdivision less the amount determined under clause (1); and

(3) the amount available for issuance of qualified mortgage bonds under section 15.

Subd. 2. [ANNUAL VOLUME CAP UNDER FEDERAL VOLUME LIMITATION ACT.] *At the beginning of each calendar year, the department shall determine the aggregate dollar amount of the annual volume cap under a federal volume limitation act during the calendar year, and of this amount the department shall determine the following amounts:*

(1) the amount, if any, that a federal volume limitation act requires be reserved for qualified 501(c)(3) bonds or the amount provided by section 20, subdivision 9;

(2) the amount of the governmental volume cap allocated to entitlement issuers under section 16, stating separately (i) the amount available for issuance of "qualified mortgage bonds" or obligations with a comparable definition in a federal volume limitation act, and (ii) the amount available for issuance of any obligations; and

(3) the amount initially available for allocation through the pool under section 19, which is the amount of the governmental volume cap less the aggregate of the amounts determined in clause (2).

Notwithstanding the foregoing, for the period from and including January 1, 1987, to and including June 30, 1987, the following limitations shall apply: (i) one-half of the amount determined pursuant to clause (2)(ii) shall be allocated to entitlement issuers under section 16; (ii) the entire amount determined pursuant to clause (2)(i) shall be allocated to entitlement issuers under section 16; (iii) one-half of the amount determined pursuant to clause (3) shall be made available for allocation under section 19; and (iv) one-half of the amount, if any, determined pursuant to clause (1) shall be made available for allocation under section 20. The remaining amount of annual volume cap for calendar year 1987 not so allocated, or made available for allocation, shall remain unallocated unless otherwise provided by law.

Subd. 3. [ADJUSTMENTS FOR CHANGES TO VOLUME CAP IN FEDERAL VOLUME LIMITATION ACT.] *If the annual volume cap in a federal volume limitation act that becomes law is greater than or less than the annual volume cap that existed in a federal volume limitation act in the form that existed as of January 1, 1986, the department shall adjust the calculations made under subdivision 2, except for clause (1), and section 16, except as provided in section 27. If the annual volume cap is adjusted, the commissioner may withdraw any allocation granted before the adjustment was made pursuant to which obligations have been issued, only with the written consent of the issuer.*

Sec. 12. [474A.04] [ENTITLEMENT ALLOCATIONS UNDER EXISTING FEDERAL TAX LAW.]

Subdivision 1. [HIGHER EDUCATION COORDINATING BOARD

ALLOCATION.] *Of the aggregate annual volume cap under existing federal tax law, $25,000,000 for each calendar year is allocated to the higher education coordinating board for the issuance of obligations pursuant to chapter 136A. On September 1, any unused portion of the amount allocated to the higher education coordinating board pursuant to this subdivision cancels and the authority must be reallocated pursuant to section 13.*

Subd. 2. [IRON RANGE RESOURCES AND REHABILITATION ALLOCATION.] *Of the aggregate annual volume cap under existing federal tax law, $30,000,000 for each calendar year is allocated to the iron range resources and rehabilitation commissioner. After September 1 of each year, the iron range resources and rehabilitation commissioner may retain any unused portion of the allocation only if the commissioner has submitted to the department on or before September 1 a preliminary resolution for a specific project and a letter which states (1) the intent to issue obligations pursuant to the allocation or a portion of it before the end of the calendar year or within the time period permitted under existing federal tax law, and (2) a description of the specific project or projects for which the obligations will be issued, together with an application deposit in the amount of one percent of the amount of the unused allocation or the portion of it pursuant to which the commissioner intends to issue obligations. The commissioner may subsequently reallocate the retained allocation among the projects described in clause (2). On September 1, any unused portion of the amount allocated to the iron range resources and rehabilitation commissioner and not reserved by a preliminary resolution, a letter of intent, and an application deposit is canceled and must be reallocated under section 13. If the iron range resources and rehabilitation commissioner returns for reallocation all or a part of the allocation on or before October 31, that portion of the application deposit equal to one percent of the amount returned shall be refunded within 30 days.*

Upon the request of a statutory city located in the taconite tax relief area which received an entitlement allocation under Minnesota Statutes 1984, section 474.18, of $5,000,000 or more for calendar year 1985, the iron range resources and rehabilitation commissioner shall enter into an agreement with the city whereby the commissioner issues obligations, in an amount requested by the city but not to exceed $5,000,000, on behalf of the city.

Subd. 3. [ENERGY AND ECONOMIC DEVELOPMENT AUTHORITY ALLOCATION.] *Of the aggregate annual volume cap under existing federal tax law, $60,000,000 for each calendar year is allocated to the energy and economic development authority. After September 1 of each year, the energy and economic development authority or any issuer which receives an allocation from the energy and economic development authority may retain any unused portion of its allocation only if it has submitted to the department, on or before September 1 a preliminary resolution for a specific project and a letter which states (1) its intent to issue obligations pursuant to its allocation or a portion of it before the end of the calendar year or within the time period permitted under existing federal tax law, and (2) a description of the specific project or projects for which the obligations will be issued, together with an application deposit in the amount of one percent of the amount of its unused allocation or the portion of it pursuant to which it intends to issue*

obligations. The energy and economic development authority may subsequently reallocate the retained allocation among the projects described in clause (2). On September 1 any unused portion of the amount allocated to the energy and economic development authority and not reserved by a preliminary resolution, a letter of intent, and an application deposit is canceled and must be reallocated under section 13. If the energy and economic development authority or any issuer which receives an allocation from the authority returns for reallocation all or any part of its allocation on or before October 31, that portion of its application deposit equal to one percent of the amount returned shall be refunded within 30 days.

Subd. 4. [ENTITLEMENT CITIES.] *Of the aggregate annual volume cap under existing federal tax law, for each calendar year the amount determined pursuant to this subdivision is allocated to (1) cities of the first class, and (2) the largest Minnesota city located in a metropolitan statistical area that does not contain a city of the first class, if the city has a population of 25,000 or more. The amount allocated to a first class city shall be an amount equal to $200 multiplied by the city's population. The amount allocated to each city qualifying under clause (2) is $5,000,000. After September 1 of each year, an issuer receiving an allocation under this subdivision may retain any unused portion of its allocation only if it has submitted to the department by September 1 a letter stating its intent to issue obligations pursuant to its allocation before the end of the calendar year or within the time permitted under existing federal tax law and an application deposit equal to one percent of the amount of the unused allocation for which it intends to issue obligations. Any unused portion of an allocation for which an application deposit and letter of intent has not been received by the department by September 1 must be canceled and reallocated under section 13. If an issuer returns for reallocation all or part of its allocation under this subdivision by October 31, the application deposit equal to one percent of the amount returned must be refunded to the issuer.*

For purposes of this subdivision, "population" means the population determined under section 477A.011, subdivision 3.

Subd. 5. [NOTICE OF ENTITLEMENT ALLOCATION.] *As soon as possible in each calendar year, the department shall provide to each entitlement issuer a written notice of the amount of its entitlement allocation under this section.*

Subd. 6. [ENTITLEMENT TRANSFERS.] *An entitlement issuer may enter into an agreement with another entitlement issuer whereby the recipient entitlement issuer issues obligations pursuant to issuance authority allocated to the original entitlement issuer under this section.*

Sec. 13. [474A.05] [ALLOCATION OF POOL AMOUNT UNDER EXISTING FEDERAL TAX LAW.]

Subdivision 1. [POOL AMOUNT.] *Of the aggregate annual volume cap under existing federal tax law, the amount determined pursuant to section 11, subdivision 1, clause (2), shall be allocated among issuers pursuant to this section for each calendar year. An entitlement issuer may apply for an allocation pursuant to this section only after August 20. An entitlement issuer may apply for an allocation before November 1 only if the entitlement issuer has adopted a final resolution authorizing the sale of obligations equal to any*

allocation received under section 12 or has returned all of its unused allocation for reallocation under this section.

Notwithstanding the preceding paragraph, the following entitlement issuers may apply for an allocation under this section:

(a) A city of the first class may apply for an allocation for a manufacturing project at any time.

(b) State issuers may apply for and receive allocations under this section at any time for an aggregate amount not to exceed that portion of its entitlement allocation returned for reallocation under section 12.

Subd. 2. [APPLICATION.] *An issuer may apply for an allocation pursuant to this section by submitting to the department an application on forms provided by the department, accompanied by (1) a preliminary resolution, and (2) an application deposit in the amount of one percent of the requested allocation. An issuer may elect not to submit an application for an allocation for a project for which the issuer previously adopted a preliminary resolution.*

Subd. 3. [ALLOCATION CRITERIA.] *The department shall rank each application received pursuant to this section on the basis of the number of points awarded to it, with one point being awarded for each of the following criteria satisfied:*

(a) The current rate of unemployment for the applicant is at or above 110 percent of the statewide average unemployment rate for the most recently available reporting period, as determined by the department of economic security. The unemployment rate for the applicant shall be the greater of (1) the most recent estimate available for the smallest jurisdiction which wholly includes the jurisdiction of the applicant, as reported by the department of economic security, or (2) another estimate supplied by the applicant with respect to its jurisdiction, which is documented by the applicant.

(b) The number of individuals employed in the applicant's jurisdiction declined from the second calendar year before the application, to the first calendar year before the application. The estimate of the number of individuals employed for each year must be based on the same source, and must be (1) the most recent estimate available for the smallest jurisdiction which wholly includes the applicant, as reported by the department of economic security, or (2) another estimate supplied by the applicant with respect to its jurisdiction, which is documented by the applicant.

(c) The project will provide additional general tax revenue to the taxing jurisdictions in which the project is located beginning not later than three years after issuance of the obligations.

(d) The number of jobs to be created by the project is at least two jobs for each $100,000 of issuance authority requested for the project.

(e) As of the date of application the total market value of all taxable property in the applicant's jurisdiction, based on the most recent certification of assessed value to the commissioner of revenue, has either (1) declined in relation to the first calendar year before the certification, or (2) increased in relation to the first calendar year before the certification at a rate which is less than 90 percent of the rate of increase of the state average market value

over the same period.

(f) The total capital expenditures for the project exceed by ten percent the amount of the proceeds of the obligations to be issued for the project.

(g) The project is wholly located in an enterprise zone designated pursuant to section 273.1312.

(h) The project site meets the criteria necessary to qualify as a tax increment redevelopment district as defined in section 273.73, subdivision 10. To qualify under this clause the project need not be included in a tax increment financing district.

(i) The project meets one of the following energy conservation criteria: (1) the project is eligible for the additional federal investment tax credits for energy property, (2) the project involves construction or expansion of a district heating system as defined in section 116J.36, or (3) the project involves construction of an energy source as described in section 116J.26, clause (a), (b), or (d) or 116M.03, subdivisions 22, 23 and 26.

(j) The project consists of the renovation, rehabilitation, or reconstruction of an existing building which is (1) located in a historic district designated under section 138.73, or on a site listed in the state registry of historical sites under sections 138.53 to 138.5819; or (2) designated in the National Register pursuant to United States Code, title 16, section 470a.

(k) Service connections to sewer and water systems are available to the project at the time the application is submitted.

(l) As provided by a binding agreement by the principal user or users of the project with the applicant, at least ten percent of the individuals employed by the principal user or users of the project will be minority or low income individuals.

(m) When the application is submitted either (1) the anticipated owner of the project, or any party of which the owner is a controlling partner or shareholder, or which is a controlling shareholder or partner of the owner, does not own or operate a substantially similar business within the state or (2) the project is an expansion of the operations of an existing business which is not likely to have the effect of transferring existing employment from one or more other municipalities within the state to the municipality in which the project is located.

(n) A controlling interest in the project will be owned by one or more women or minority persons.

(o) Seventy-five percent or more of the proceeds of the proposed issue will be used to rehabilitate an existing structure.

Subd. 4. [ALLOCATION PROCEDURE.] *(a) The department shall allocate available issuance authority under this section on Monday of each week to applications received on or before Monday of the preceding week in the following order of priority and available issuance authority may not be allocated to any other project:*

(1) applications for manufacturing projects;

(2) applications for pollution control projects or waste management proj-

ects; and

(3) applications for commercial redevelopment projects.

Within each category of applications available authority shall be allocated on the basis of the numerical rank determined pursuant to this section. In the case of an application for issuance authority that includes more than one project to be financed by one issue of obligations, the points assigned to the application shall be computed on the basis of the weighted average of points for the projects. The projects must all be of the same category of projects to be submitted as a multiproject application. If two or more applications have the same numerical rank, the ranking of the applications must be by lot unless otherwise agreed by the respective issuers. If an application is rejected, the department must notify the applicant and return the application deposit to the applicant within 30 days unless the applicant requests in writing that the application be resubmitted.

(b)(1) From January 1 through September 30, no more than 20 percent of the total amount available for allocation during the calendar year pursuant to this section may be allocated to pollution control and waste management projects.

(2) From January 1 to September 30, no more than 35 percent of the total amount available for allocation during the calendar year pursuant to this section may be allocated to commercial redevelopment projects. This amount is increased to 50 percent of the total available authority for the next month's allocation if the following two conditions occur: (i) on or after June 30 the total amount of issuance authority available under this section which has not been allocated or has been allocated to but was returned by an issuer exceeds 45 percent of the total amount of issuance authority available for allocation under this section for the calendar year; and (ii) the entire amount of issuance authority available under this subparagraph for commercial redevelopment projects has been allocated.

Subd. 5. [LETTER OF INTENT.] *After September 1 of each year, an issuer which has received an allocation pursuant to this section prior to September 1 may retain any unused portion of the allocation only if the issuer has submitted to the department on or before September 1 a letter stating its intent to issue obligations pursuant to the allocation before the end of the calendar year or within the time period permitted by existing federal tax law. If the letter of intent is not submitted to the department, the one percent application deposit must be returned to the issuer, the allocation is canceled, and the issuance authority is available for reallocation pursuant to this section. If an issuer returns for reallocation all or any part of its allocation on or before October 31, that portion of its application deposit equal to one percent of the amount returned shall be refunded within 30 days.*

Subd. 6. [FINAL ALLOCATION.] *From October 1 to December 31 of each year, the annual volume cap under existing federal tax law, which is not both previously allocated and subject to a preliminary resolution for a specific project, whether or not committed pursuant to a letter of intent, is available for allocation or reallocation and shall be allocated among issuers. The iron range resources and rehabilitation commissioner, the energy and economic development authority, or an entitlement city may reallocate after September 30 its retained allocation among projects iden-*

tified in preliminary resolutions filed with the department prior to October 1. An application for an allocation under this subdivision must include evidence of passage of a preliminary resolution and state that it is the intent of the applicant that the obligations will be issued by the end of the year or within the time period permitted by existing federal tax law, and must be accompanied by an application deposit in the amount of one percent of the requested allocation. Applications must be made and allocations shall be awarded in accordance with subdivisions 3 and 4.

After September 30, authority may be allocated under this subdivision to any project, notwithstanding the percentage limits and other restrictions contained in subdivision 4. Applications must be ranked and authority allocated first according to the order of priority and ranking of points under subdivisions 3 and 4. The remaining authority must be allocated according to the ranking of points under subdivision 3. If two or more applications receive an equal number of points, allocations among them must be made by lot unless otherwise agreed by the respective applicants.

If issuance authority remains or becomes available following the last Monday on which allocations are made for any calendar year, the department must allocate the available authority to the department of finance. The department of finance shall allocate the remaining authority between the Minnesota housing finance agency and the higher education coordinating board. Amounts allocated to the Minnesota housing finance agency shall be used for the issuance of mortgage credit certificates, and amounts allocated to the higher education coordinating board shall be used for the issuance of obligations under chapter 136A.

Subd. 7. [RETURN OF ALLOCATION.] *If on or after November 1 but prior to December 1 of any year, an issuer determines that it will not issue obligations pursuant to an allocation received by it pursuant to this section or section 12 by the end of that year or within the time period permitted by existing federal tax law, the issuer must notify the department and the amount will be available for reallocation pursuant to this subdivision. In such case, the department shall refund to the issuer within 30 days that portion of any application deposit equal to one-third of one percent of the amount returned for reallocation. The amounts available for reallocation must be allocated on or before December 31 pursuant to subdivision 6.*

Sec. 14. [474A.06] [NOTICE OF ISSUE UNDER EXISTING FEDERAL TAX LAW.]

Issuers that issue obligations subject to existing federal tax law shall file with the department within five days after the obligations are issued a written notice of issue stating the date of issuance of the obligations, the allocation under which the obligations are issued, and the principal amount of the obligations. If obligations are to be issued as a series of obligations, the notice of issue must be filed for each series of obligations that is issued. If the notice of issue is not filed within five days after the obligations are issued, the obligations shall be considered not to have received an allocation under existing federal tax law. Within 30 days after receipt of the notice, the department shall refund a portion of the application deposit required under section 12 or section 13 equal to one percent of the principal amount of the obligations issued.

Sec. 15. [474A.07] [QUALIFIED MORTGAGE BONDS.]

Subdivision 1. [HOUSING FINANCE AGENCY ALLOCATION.] *The applicable volume limit for qualified mortgage bonds for the Minnesota housing finance agency, pursuant to existing federal tax law, for a calendar year is 100 percent of the state ceiling for qualified mortgage bonds for that year, reduced only by (1) any amounts of qualified mortgage bonds which have been or may be allocated by law to specified cities, and (2) any amounts of qualified mortgage bonds which are allocated to cities pursuant to subdivisions 2 and 3. The aggregate amount allocated to cities, under clause (1) or (2), together with the amount of qualified mortgage bonds reserved for the agency, shall not exceed the limit for the state under existing federal tax law.*

By August 1 of each year, a city which has received by law an allocation of the state ceiling for qualified mortgage bonds shall submit its housing programs to the Minnesota housing finance agency for approval pursuant to section 462C.04, subdivision 2, in an amount of bonds equal to or less than, the city's allocation. If the amount of qualified mortgage bonds, for which program approval is granted on or before September 1 is less than the amount allocated by law to the city, the applicable limit for the agency shall be increased by the difference between the amount allocated by law to the city, and the amount for which program approval has been granted.

Subd. 2. [CITY ALLOCATION.] *Unless otherwise authorized by law, a city that intends to issue during any calendar year qualified mortgage bonds that are subject to existing federal tax law, shall by January 2 of that year submit to the Minnesota housing finance agency a program that will use a portion of the state qualified mortgage bond ceiling. The total amount of qualified mortgage bonds included in all programs submitted pursuant to this subdivision by a city may not exceed $10,000,000. Each program shall be accompanied by a certificate from the city that states that the qualified mortgage bond issue is feasible. By February 1, the Minnesota housing finance agency shall review each program pursuant to section 462C.04, subdivision 2. The Minnesota housing finance agency shall approve all programs that the agency determines are consistent with chapter 462C, and that meet the following conditions:*

(1) all of the loans must be reserved for a period of not less than six months for persons and families whose adjusted family income is below 80 percent of the limits on adjusted gross income provided in section 462C.03, subdivision 2; and

(2) loans must be made only to finance homes that are serviced by municipal water and sewer utilities; provided that if the approval of all programs would result in an allocation to cities in excess of 27-1/2 percent of the state ceiling for the calendar year 1985, reduced by the amount of qualified mortgage bonds that are allocated by law to specified cities, the Minnesota housing finance agency shall approve programs that are submitted by a city which meets any of the following three criteria: (i) a city of the first class, (ii) a city that did not receive an allocation under this subdivision or Minnesota Statutes 1984, section 462C.09, subdivision 2(a), or Minnesota Statutes 1985 Supplement, section 462C.09 subdivision 2(a), during the preceding two calendar years, or (iii) a group of cities that plan to jointly issue bonds for the program provided further that if approval of all of the programs

submitted by cities that meet one or more of the criteria in (i), (ii), or (iii) would result in a total allocation to cities in excess of the portion of the state ceiling available for allocation, then from among those programs the agency shall select by lot the programs to be approved. If a portion of the state ceiling remains unallocated after the agency has approved all programs submitted by cities that meet one or more of the criteria in (i), (ii), or (iii), the Minnesota housing finance agency shall select by lot from among the remaining programs the programs to be approved. The Minnesota housing finance agency shall determine if a program meets the conditions in clauses (1) and (2) based solely upon the program with accompanying information submitted to the agency. Approval of a program shall constitute an allocation of a portion of the state ceiling for qualified mortgage bonds equal to the proposed bond issue or issues contained in the program, provided that the allocation for the last selected program that receives an allocation may be equal to or less than the amount of the bond issue or issues proposed in the program.

If a city which received an allocation pursuant to this subdivision, or which has been allocated a portion of the state ceiling by law and has received approval of one or more programs, has not issued bonds by September 1 in an amount equal to the allocation, and the city intends to issue qualified mortgage bonds prior to the end of the calendar year, the city shall by September 1 submit to the Minnesota housing finance agency for each program a letter that states the city's intent to issue the qualified mortgage bonds prior to the end of the calendar year. If the Minnesota housing finance agency does not receive the letter from the city, then the allocation of the state ceiling for that program expires on September 1, and the applicable limit for the Minnesota housing finance agency is increased by an amount equal to the unused portion of the allocation to the city. A city referred to in subdivision 1, clause (1), need not apply under this subdivision with respect to bonds allocated by law to the city. Nothing in this subdivision shall prevent any such city from applying for an additional allocation of bonds under this subdivision.

Subd. 3. [ADDITIONAL CITY ALLOCATION.] *On or before September 1 of each year, the Minnesota housing finance agency shall identify the amount, if any, of its applicable limit for qualified mortgage bonds for that calendar year that it does not intend to issue. A city that intends to issue qualified mortgage bonds prior to the end of the calendar year for which it has not received an allocation of the state ceiling may submit a program for approval on or before September 1 to the Minnesota housing finance agency for a portion of the amount of the Minnesota housing finance agency's applicable limit as provided in subdivision 1 which the agency does not intend to issue. The total amount of qualified mortgage bonds included in all programs of any city submitted pursuant to this subdivision shall not exceed $10,000,000. The program shall be accompanied by the same certificate required by subdivision 2. The Minnesota housing finance agency shall allocate the amount of the state ceiling to be allocated pursuant to this subdivision using the same factors listed in subdivision 2, provided that a program for a city receiving an allocation pursuant to subdivision 2 during the calendar year shall be ranked below all other programs if the bonds proposed in the program, when added to the bonds included in programs approved pursuant to subdivision 2, exceed $10,000,000. A city that submitted a program pursuant to subdivision 2 but that did not receive an allocation may renew its application with a letter of intent to issue. Nothing in this subdivision shall prevent a city referred to in subdivision 1, clause (1),*

from applying for an additional allocation of bonds under this subdivision.

Subd. 4. [AGENCY REVIEW.] *The 30-day review requirement in section 462C.04, subdivision 2, does not apply to programs submitted to the agency that require an allocation of the state ceiling pursuant to this section. A failure by the agency to complete any action by the dates set forth in this section shall not result in the approval of any program or the allocation of any portion of the applicable limit of the agency. Approval by the agency of programs after the dates provided in this section is effective in allocating a portion of the state ceiling. Programs approved by the agency may be amended with the approval of the agency under section 462C.04, subdivision 2, provided that the dollar amount of bonds for the program may not be increased.*

Subd. 5. [STATE CERTIFICATION.] *The executive director of the Minnesota housing finance agency is designated as the state official to provide the preissuance certification required by section 103A(j)(4)(A) of the Internal Revenue Code of 1954, as amended through December 31, 1985.*

Subd. 6. [CORRECTION AMOUNTS FOR MORTGAGE CREDIT CERTIFICATE PROGRAMS.] *A reduction in the state ceiling for qualified mortgage bonds caused by the failure of a mortgage credit certificate program to comply with a federal statute or regulation shall be assessed against the amount of qualified mortgage bonds allocated by law, other than by way of this section, to the city which adopted the program. If no such allocation exists or it is less than the correction amount determined by the secretary of the treasury, then the amount of the correction amount in excess of the allocation shall be assessed against the 27-1/2 percent of the state ceiling allocated to the cities under subdivision 2.*

Subd. 7. [FEDERAL VOLUME LIMITATION ACT.] *Any issuance authority received by the agency under section 17 or by a city under section 16 or subdivision 3 may be used for the issuance of "qualified mortgage bonds" or obligations with a comparable definition in a federal volume limitation act, in the same manner and subject to the same conditions provided for in this section for qualified mortgage bonds.*

Sec. 16. [474A.08] [DETERMINATION OF ENTITLEMENT ALLOCATIONS UNDER FEDERAL VOLUME LIMITATION ACT.]

Subdivision 1. [ENTITLEMENT ISSUERS.] *The dollar amount of the governmental volume cap allocated to entitlement issuers under a federal volume limitation act for each calendar year must be determined by the department as follows:*

(1) to the department of finance 24 percent of the governmental volume cap to be allocated among state issuers under section 17;

(2) to each city, a sum equal to 75.6 percent of the amount of bond issuance authority allocated to the city under section 12, subdivision 4, provided that if there is an adjustment to the annual volume cap under section 11, subdivision 3, the amount of issuance authority allocated by this clause must be adjusted so that each city is allocated a percentage of the adjusted governmental volume cap that is equal to the percentage of the governmental volume cap originally allocated to each city;

(3) to each city to which bond issuance authority is specifically allocated

under state law for qualified mortgage bonds, a sum equal to the full amount of the bond issuance authority, which amount is to be used solely for the issuance of "qualified mortgage bonds" or for obligations with a comparable definition as used in the federal volume limitation act prior to September 1, and thereafter may also be used for the issuance of either such mortgage bonds or obligations to finance multifamily housing projects;

(4) to a city or cities that received an allocation to issue qualified mortgage bonds during 1986 under Minnesota Statutes 1985 Supplement, section 462C.09, subdivision 2a, an amount or amounts for 1986 equal to such allocation, which amount may be used prior to September 1 for the issuance of "qualified mortgage bonds" or for obligations with a comparable definition in a federal volume limitation act, and thereafter may also be used for the issuance of obligations to finance multifamily housing projects; and

(5) to a city or cities determined in accordance with the procedure set forth in section 15, subdivision 2, an allocation to issue qualified mortgage bonds during 1987, in an amount determined in accordance with such procedure contained in section 15, subdivision 2, which amount may be used prior to September 1 for the issuance of "qualified mortgage bonds" or for obligations with a comparable definition in a federal volume limitation act, and thereafter may also be used for the issuance of obligations to finance multifamily housing projects.

For any entitlement issuer that received an allocation for a qualified multifamily housing project in 1986 and did not issue obligations for the project within the time period specified under section 21, subdivision 3, the amount allocated to the entitlement issuer under this subdivision for 1987 must be reduced by the amount of the unused allocation and the amount of any other allocation retained by that issuer after September 1, 1986, for which obligations have not been issued in 1986. The amount of any reduction in allocation must be added to the amounts available for pool allocation under section 19.

For purposes of this subdivision, "population" means the population determined under section 477A.011, subdivision 3.

Subd. 2. [NOTICE OF OF ENTITLEMENT ALLOCATION.] *As soon as possible in each calendar year, the department shall provide a notice of entitlement allocation to each entitlement issuer stating separately the amount that may be issued for "qualified mortgage bonds" or for obligations with a comparable definition, a federal volume limitation act and the amount that may be issued for any obligations.*

Sec. 17. [474A.09] [ALLOCATION OF STATE ENTITLEMENTS UNDER FEDERAL VOLUME LIMITATION ACT.]

The amount allocated to the department of finance under section 16, subdivision 1, clause (1), may be allocated or reallocated by the commissioner of the department of finance internally among state issuers at any one time or from time to time during the calendar year, provided that 11.5 percent of the entitlement allocation is allocated to the iron range resources and rehabilitation commissioner. Upon the request of a statutory city located in the taconite tax relief area that received an entitlement allocation under Minnesota Statutes 1984, section 474.18, of $5,000,000 or more for calendar year

1985, the iron range resources and rehabilitation commissioner shall enter into an agreement with the city whereby the commissioner issues obligations on behalf of the city, in an amount requested by the city but not to exceed 17 percent of the amount allocated to the commissioner under this subdivision.

Sec. 18. [474A.10] [ENTITLEMENT ISSUERS UNDER THE FEDERAL VOLUME LIMITATION ACT.]

Subdivision 1. [NOTICE OF ISSUE.] *Each entitlement issuer that issues obligations pursuant to an entitlement allocation received under section 16 shall provide a notice of issue to the department on forms provided by the department stating (1) the date of issuance of the obligations; (2) the title of the issue; (3) the principal amount of the obligations; (4) the type or types of the obligations that cause them to be subject to the annual volume cap; and (5) the dollar amount of the obligations subject to the governmental volume cap of a federal volume limitation act. For obligations that are issued as a part of a series of obligations, a notice must be provided for each series. Any issue of obligations for which a notice of issue is not provided to the department within five days after issuance is deemed not to have received an allocation under a federal volume limitation act. Within 30 days after receipt of the notice of issue, the department shall refund a portion of any deposit made pursuant to subdivision 3 equal to one percent of the principal amount of the allocation authority issued.*

Subd. 2. [ENTITLEMENT TRANSFERS.] *An entitlement issuer may enter into an agreement with another entitlement issuer whereby the recipient entitlement issuer issues obligations pursuant to issuance authority allocated to the original entitlement issuer.*

Subd. 3. [RESERVATION OR CANCELLATION OF ENTITLEMENT ALLOCATIONS.] *After September 1, 1986, an entitlement issuer may retain all or a portion of its entitlement allocation under a federal volume limitation act only if the department has received by September 1 a letter stating the intent of the entitlement issuer to issue obligations under its entitlement allocation before the end of the calendar year or within the time permitted by a federal volume limitation act and an application deposit equal to one percent of the unused allocation for which it intends to issue obligations, provided that there shall be credited against the required deposit, any deposit made in accordance with section 12 for a corresponding allocation under existing federal tax law. Any unused portion of an allocation for which an application deposit and letter of intent have not been received by the department by September 1, 1986, is canceled and must be reallocated under section 19. Notwithstanding the provisions of this subdivision, the department of finance may retain $15,000,000 of its entitlement allocation for the issuance of obligations. If any time after August 31, 1986, the department of finance determines that part or all of the retained allocation will not be required for obligations issued by the state, the portion not required shall be canceled and shall be reallocated under section 19.*

If an entitlement issuer returns for reallocation all or part of its allocation under this subdivision after August 31, but on or before October 31, the application deposit equal to one percent of the amount of issuance authority returned must be refunded to the issuer. If all or part of the entitlement allocation is returned for reallocation after October 31, but before

December 1, the application deposit equal to one-third of one percent of the amount of issuance authority returned must be refunded. The amount of any refund is reduced by the amount of the deposit refunded under section 12.

Sec. 19. [474A.11] [ALLOCATION OF POOL AMOUNT UNDER THE FEDERAL VOLUME LIMITATION ACT.]

Subdivision 1. [POOL AMOUNT.] *For calendar year 1986 and from January 1 to June 30 of calendar year 1987, the portion of the governmental volume cap determined under section 11, subdivision 2, clause (3), and any allocations canceled or returned for reallocation under section 18 or section 20, subdivision 9, shall be allocated to issuers, other than state issuers, under this section.*

An entitlement issuer may apply for an allocation under this section only after August 20. If an entitlement issuer applies for an allocation prior to November 1, the entitlement issuer must have either adopted a final resolution authorizing the sale of obligations in an amount equal to any allocation received under section 16 or returned any remaining allocation for reallocation under this section. State entitlement issuers, other than the iron range resources and rehabilitation commissioner, may not apply for an allocation under this section except as provided in clause (d).

Notwithstanding the preceding paragraph, the following entitlement issuers may apply for an allocation under this section:

(a) Entitlement issuers that received an allocation only under section 16, subdivision 1, clause (4) or (5), may apply for an allocation at any time.

(b) A city of the first class may apply for an allocation for a manufacturing project at any time.

(c) Any entitlement issuer, other than state issuers, may apply for an allocation for a qualified multifamily housing project after September 1 if (1) it has adopted a preliminary resolution for specific projects for the amount of any of its retained entitlement allocation, and (2) the amount of allocation applied for does not exceed $10,000,000.

(d) State issuers may apply for and receive allocations under this section at any time in an aggregate amount not to exceed that portion of the state's entitlement allocation returned for reallocation under section 18.

Subd. 2. [APPLICATION.] *An issuer may apply for an allocation pursuant to this section by submitting to the department an application on forms provided by the department accompanied by (1) a preliminary resolution, and (2) if the application is submitted prior to September 1 of any calendar year, an application deposit in the amount of one percent of the requested allocation, or if the application is submitted after August 31, 1986, an application deposit in the amount of two percent of the requested allocation, provided that there shall be credited against the required deposit any deposit made with respect to the same project in accordance with section 13. An application deposit for a qualified multifamily housing project must include an additional application deposit in the amount of one percent of the requested allocation. An application pursuant to this section may be combined with an application under section 13.*

Subd. 3. [ALLOCATION CRITERIA.] *The department shall rank each*

application received under this section on the basis of the number of points awarded to it, with one point being awarded for each of the criteria listed in section 13, subdivision 3, that are satisfied, and one point being awarded for each of the following criteria:

(1) the project is a multifamily housing project; and

(2) the project is a multifamily housing project designed for rental primarily to handicapped persons or to elderly persons.

An application for an allocation relating to an issue of obligations the proceeds of which are to be used to refund outstanding obligations shall be assigned a ranking of no points.

Subd. 4. [ALLOCATION PROCEDURE.] *(a) The department shall allocate available issuance authority on Monday of each week to applications received by Monday of the preceding week, in the following order of priority and available issuance authority may not be allocated to any other project prior to October 1, 1986:*

(1) applications for manufacturing projects;

(2) applications for pollution control projects or waste management projects; and

(3) applications for commercial redevelopment projects or multifamily housing projects.

Within each category of applications available authority must be allocated on the basis of the numerical rank determined under this section. In the case of an application for an allocation relating to more than one project to be financed by one issue of obligations, the points assigned to the application shall be computed on the basis of the weighted average of points for the projects. The projects must all be of the same category of projects to be submitted as a multiproject application. If two or more applications have the same numerical rank, the ranking of the applications must be by lot unless otherwise agreed by the respective issuers. If an application is rejected, the department shall notify the applicant and shall return the application deposit to the applicant within 30 days unless the applicant requests in writing that the application be resubmitted.

(b) From January 1 to September 30, no more than 20 percent of the total amount of issuance authority available for allocation during the calendar year pursuant to this section may be allocated to pollution control and waste management projects.

(c) From January 1 to September 30, no more than 35 percent of the total amount of issuance authority available for allocation during the calendar year pursuant to this section may be allocated to commercial redevelopment projects and multifamily housing projects. This amount is increased to 50 percent of the total available authority for the next month's allocation if the following two conditions occur: (1) on or after June 30 the total amount of issuance authority available under this section which has not been allocated or has been allocated to but was returned by an issuer exceeds 45 percent of the total amount of issuance authority available for allocation under this section for the calendar year; and (2) the entire amount of issuance authority available under this clause for commercial redevelopment and multifamily

housing projects has been allocated.

From October 1 to December 31 of each year, the annual volume cap under a federal volume limitation act, which is not both previously allocated and subject to a preliminary resolution for a specific project, whether or not committed pursuant to a letter of intent, or which is not reserved for qualified mortgage bonds, is available for allocation or reallocation and shall be allocated among issuers. An entitlement issuer may reallocate after September 30 its retained allocation among projects identified in preliminary resolutions filed with the department prior to October 1.

After September 30, allocations shall be made under this subdivision to any project including, without limitation, projects for owner-occupied housing, notwithstanding the percentage limits and other restrictions contained in this subdivision. Applications must be ranked and allocations made first according to the order of priority and ranking of points under subdivision 3 and this subdivision. Any remaining amount must be allocated according to the ranking of points under subdivision 3. If two or more applications receive an equal number of points, allocations among the applications must be made by lot unless otherwise agreed by the respective applicants.

Subd. 5. [CERTIFICATE OF ALLOCATION.] *The granting of an allocation of issuance authority by the department pursuant to this section shall be evidenced by issuance of a certificate of allocation provided to the applicant in accordance with section 21.*

Subd. 6. [FINAL ALLOCATION.] *If issuance remains or becomes available following the last Monday on which allocations are made during any calendar year, the department must allocate the remaining authority to the department of finance, and the department of finance shall allocate the remaining authority between the Minnesota housing finance agency and the higher education coordinating board. Amounts so allocated to the Minnesota housing finance agency must be used for the issuance of mortgage credit certificates, and amounts allocated to the higher education coordinating board must be used for the issuance of obligations under chapter 136A.*

Sec. 20. [474A.12] [501(c)(3) POOL; FEDERAL VOLUME LIMITATION ACT.]

Subdivision 1. [501(c)(3) POOL.] *This section applies only to allocations made under a federal volume limitation act. The amount, if any, of the aggregate annual volume cap that must be set aside for qualified 501(c)(3) bonds in 1986 or in 1987 or pursuant to subdivision 9 shall be allocated under this section.*

Subd. 2. [HIGHER EDUCATION FACILITIES AUTHORITY.] *Of the portion of the annual volume cap allocated under this section, $20,000,000 for each calendar year is allocated to the higher education facilities authority for the issuance of obligations under sections 136A.25 through 136A.42. After September 1 of each year, the higher education facilities authority may retain any unused portion of its allocation only if the higher education facilities authority submits to the department on or before September 1 a letter which states (1) its intent to issue obligations pursuant to its allocation or a portion of it before the end of the calendar year or within the time period permitted under a federal volume limitation act, and (2) a description of the*

specific project or projects for which the obligations will be issued, together with an application deposit in the amount of one percent of the amount of the unused allocation or the portion of it pursuant to which it intends to issue obligations. The authority may subsequently reallocate the retained allocation among the projects described in clause (2). On September 1 any unused portion of the amount allocated to the higher education facilities authority and not reserved by a letter of intent and an application deposit is canceled and subject to reallocation in accordance with subdivision 3. If the higher education facilities authority returns for reallocation all or any part of its allocation on or before October 31, that portion of the application deposit equal to one percent of the amount returned shall be refunded within 30 days.

Subd. 3. [APPLICATION.] *An issuer may apply for an allocation of bond issuance authority under this section by submitting to the department an application on forms provided by the department, accompanied by (1) a preliminary resolution of the issuer, and (2) an application deposit in the amount of one percent of the requested allocation. The higher education facilities authority may apply for an allocation under subdivision 4 or subdivision 6 only if it has adopted a final resolution authorizing the sale of obligations in an amount equal to the allocation received and not returned for reallocation under subdivision 2.*

Subd. 4. [ALLOCATION.] *As of the 10th and 25th day of each month prior to September 1, the department shall allocate issuance authority available under this section on the basis of applications then on hand, assigning allocations in the order in which the applications are received by the department. If two or more applications are filed with the department on the same day and if there is insufficient issuance authority for the applications, the allocation between or among the applications shall be by lot unless otherwise agreed by the respective applicants. Before September 1 the amount allocated to an issuer for a 501(c)(3) organization may not exceed $15,000,000 for the year. Two or more local issuers may combine their allocations in one or more single bond issues which exceed $15,000,000 so long as no more than $10,000,000 of the bond issue is for facilities located within the geographic boundaries of each issuer. The obligations may be issued jointly by a joint powers board or by one issuer on behalf of all the issuers to whom the allocation is made.*

Subd. 5. [LETTER OF INTENT.] *After September 1 of each calendar year, an issuer which has received an allocation pursuant to this section prior to September 1, may retain an unused portion of the allocation only if the issuer has submitted to the department on or before September 1 a letter stating its intent to issue obligations before the end of the calendar year or within the time period permitted by a federal volume limitation act. If the letter of intent is not submitted to the department, the one percent application deposit must be returned to the issuer and the allocation is canceled and available for reallocation pursuant to subdivision 6. If an issuer returns for reallocation all or any part of its allocation on or before October 31, that portion of its application deposit equal to one percent of the amount returned shall be refunded within 30 days. If it returns the allocation after October 31 but before December 1, that portion of the application deposit equal to one-third of one percent of the amount returned must be refunded within 30 days.*

Subd. 6. [ALLOCATION AFTER SEPTEMBER 1.] *On September 1 of*

each year the aggregate amount set aside for qualified 501(c)(3) bonds, less any amounts previously allocated or reallocated and either reserved by an issuer with a letter of intent or with respect to which a notice of issue has been filed shall be reallocated in accordance with this subdivision.

Bond issuance authority subject to reallocation under this subdivision on and after September 1 in any year must be allocated by the department in the order in which the applications were received by the department. If two or more applications are filed with the department on the same day and if there is insufficient issuance authority for the applications, the allocation between or among such applications shall be by lot unless otherwise agreed by the respective applicants. As soon as practicable after September 1, the department shall publish in the State Register a notice of the aggregate amount available for reallocation pursuant to this subdivision. Within five days after September 10, October 10, November 10, December 10, and December 20, the department shall allocate available authority under this subdivision. If issuance remains or becomes available following the final December 20th allocation, the department must allocate the remaining authority to the department of finance, and the department of finance shall allocate the remaining authority to eligible projects under a federal volume limitation act.

Subd. 7. [NOTICE OF 501(c)(3) ALLOCATION.] *The department shall issue a notice granting an allocation of issuance authority under this section. No allocation shall be made if the sum of the principal amount of proposed allocation and the aggregate principal amount of allocations previously made and not returned for reallocation exceeds the amount of issuance authority set aside, without the right to override by state legislation for qualified 501(c)(3) bonds under a federal volume limitation act. If an application is rejected, the department must notify the applicant and return the application deposit to the applicant within 30 days, unless the applicant requests in writing that the application be resubmitted.*

Subd. 8. [NOTICE OF ISSUE.] *Issuers that issue obligations under this section shall provide a notice of issue to the department on forms provided by the department stating (1) the date of issuance of the obligations; (2) the title of the issue; (3) the principal amount of the obligations; and (4) the dollar amount of the obligations subject to the annual volume cap of a federal volume limitation act. For obligations issued as a part of a series of obligations, a notice must be provided for each series. Any issue of obligations for which a notice of issue is not provided to the department within five days after issuance is deemed not to have received an allocation under a federal volume limitation act. Within 30 days after receipt of the notice of issue, the department shall refund a portion of any deposit made pursuant to subdivision 3 equal to one percent of the amount of allocation authority issued.*

Subd. 9. [NO MANDATORY SET-ASIDE; 501(C)(3) POOL.] *If a federal volume limitation act is enacted that does not require that issuance authority be set aside for qualified 501(c)(3) bonds, $70,000,000 of issuance authority is available for allocation under this section from January 1 through October 31 of 1986 and $35,000,000 of issuance authority is available for allocation under this section from January 1, 1987 through June 30, 1987. Notwithstanding the provisions of subdivision 6, if issuance authority is available for allocation pursuant to this subdivision, no allocation may be*

made pursuant to this section after October 31 for calendar year 1986 and the remaining amount of unallocated authority under this section that is or becomes available is canceled and must be reallocated pursuant to section 19.

Sec. 21. [474A.13] [CERTIFICATE OF ALLOCATION UNDER FEDERAL VOLUME LIMITATION ACT.]

Subdivision 1. [ISSUANCE OF CERTIFICATE OF ALLOCATION.] *The department shall issue a certificate of allocation for any allocation granted under section 19, except as provided in subdivision 4.*

Subd. 2. [ISSUANCE OF CERTIFICATE OF ALLOCATION; GENERAL OBLIGATIONS.] *The department shall issue a certificate of allocation for any general obligation for which an allocation request is received upon forms provided by the department, except as provided in subdivision 4. Such forms shall contain:*

(1) the name and address of the issuer;

(2) the address, telephone number, and name of an authorized representative of the issuer;

(3) the principal amount of general obligations proposed to be issued by the issuer;

(4) the title of the proposed issue;

(5) a statement of the issuer that the proposed issue of obligations is expected to be offered for sale on or before the expiration date of the certificate of allocation for which the request is being made;

(6) the amount of the allocation requested;

(7) the project or projects to be financed with the general obligations; and

(8) a certification that the general obligations do not constitute "industrial development bonds" as defined in section 103(b) of the Internal Revenue Code of 1954, as amended through December 31, 1985, which certification shall be accompanied by an opinion of bond counsel to such effect.

An entitlement city may apply for a certificate of allocation under this subdivision prior to October 1 only if it has adopted a final resolution authorizing the sale of obligations in an amount equal to any allocation received under section 16 or returned any remaining allocation for reallocation under section 19. No certificate of allocation shall be issued pursuant to this authorization in excess of $10,000,000. The aggregate amount of issuance authority that may be allocated to an issuer pursuant to this subdivision for the calendar year may not exceed $20,000,000. If submitted on or after September 1 for calendar year 1986, an allocation request shall be accompanied by a deposit in the amount of one percent of the amount of allocation requested. The department shall issue certificates of allocation on Monday of each week for applications received by Monday of the preceding week and shall make the allocations among the applications by lot.

Subd. 3. [NOTICE OF ISSUE.] *A certificate of allocation expires and is deemed not to have been issued if the department has not received a notice of issue on a form provided by the department stating that the obligations for*

which the certificate of allocation was provided were issued, or in the case of a general obligation, a final resolution providing for sale was adopted, within the longest of the following periods:

(1) for a certificate of allocation issued on or prior to August 15, 1986, or anytime in 1987, within 30 days of the date of issuance of the certificate;

(2) for a certificate of allocation issued between August 16 and September 1, 1986, by September 16, 1986;

(3) for a certificate of allocation issued on or after September 1 and before the second to the last Monday of December 1986, within 15 days of the date of issuance of the certificate;

(4) for a certificate of allocation issued on or after the second to the last Monday of December 1986, by the end of that year or within the time permitted by a federal volume limitation act; and

(5) for a certificate of allocation issued to an entitlement issuer for a qualified multifamily housing project, within 30 days of issuance of the certificate of allocation.

Any of the periods specified in clauses (1), (2), or (3) may be extended for an additional period of the same number of days if an additional deposit in the amount of three percent of the amount of the certificate of allocation is provided before the end of the initial period. The period specified in clause (5) may be extended for an additional 30 days if an additional deposit in the amount of four percent of the amount of the certificate of allocation is provided before the end of the initial period.

The notice of issue must be executed by an officer of the issuer or by the bond counsel approving the issue and must state the principal amount of the obligations issued or to be issued and the difference, if any, between the amount issued or to be issued and the amount stated in the certificate of allocation. If the notice of issue is not provided to the department by the time required, the certificate of allocation expires, the issue is deemed not to have received an allocation for the purpose of complying with a federal volume limitation act, and the deposit required by section 19 or this section is forfeited by the issuer. If the notice is received by the department on or prior to the prescribed deadline, then within 30 days after receipt of this notice, the department shall refund a portion of any application deposit in proportion to the amount of allocation authority issued, reduced by any amount refunded under section 13.

Subd. 4. [LIMITATIONS ON THE ISSUANCE OF CERTIFICATES.] *No certificate of allocation may be granted under a federal volume limitation act under any of the following circumstances:*

(1) the amount of the allocation requested, when added to (i) the aggregate amount of certificates of allocation issued and not expired; (ii) amounts remaining available to be allocated pursuant to section 19; and (iii) entitlement authority allocated pursuant to section 16 and not returned pursuant to section 18, subdivision 3, for reallocation would cause the governmental volume cap to be exceeded. If two or more applications for a certificate of allocation are filed with the department on the same day and there is insufficient issuance authority for the applications, certificates shall be issued first

for applications made pursuant to subdivision 2 and thereafter for applications made pursuant to subdivision 1; or

(2) the principal amount of the proposed allocation exceeds $25,000,000 unless the issuer is the Minnesota housing finance agency or the Minnesota higher education coordinating board, or unless the issue is a pooled or joint issue or any issue of a joint powers board, provided that for joint or pooled issues or issues of a joint powers board the aggregate amount of the issue cannot exceed $100,000,000.

Subd. 5. [CERTIFICATES ARE NOT TRANSFERABLE.] *Certificates of allocation are not transferable. An issuer that receives an allocation of issuance authority pursuant to sections 9 to 29 to finance a project within the boundaries of the issuer may allow another issuer to issue obligations pursuant to the issuance authority only if the boundaries of the other issuer are coterminous with the boundaries of the issuer that received the authority.*

Sec. 22. [474A.14] [NOTICE OF AVAILABLE AUTHORITY.]

The department shall publish in the State Register at least twice monthly, a notice of the amount of issuance authority, if any, available for allocation pursuant to sections 13, 19, and 20.

Sec. 23. [474A.15] [STATE HELD HARMLESS.]

The state is not liable in any manner to any issuer, holder of obligations, or other person for carrying out the duties imposed on it under sections 9 to 29.

Sec. 24. [474A.16] [EXCLUSIVE METHOD OF ALLOCATION.]

Sections 9 to 29 shall be the exclusive method for allocating authority to issue obligations for the purposes of complying with the volume limitation of a federal volume limitation act and existing federal tax law. An issuer of obligations may elect to obtain an allocation of authority under either existing federal tax law, a federal volume limitation act, or both.

Sec. 25. [474A.17] [ADMINISTRATIVE PROCEDURE ACT NOT APPLICABLE.]

Minnesota Statutes, chapter 14, shall not apply to actions taken by any state agency, entity, or the governor under sections 9 to 29.

Sec. 26. [474A.18] [PROSPECTIVE OVERRIDE OF FEDERAL VOLUME LIMITATION ACT.]

Sections 9 to 29 prospectively override and replace the method of allocating the authority to issue obligations among uses and among issuers as provided in a federal volume limitation act to the extent allowed by a federal volume limitation act.

Sec. 27. [474A.19] [GOVERNOR'S ACTION.]

If at any time before June 30, 1987, a federal volume limitation act is enacted into law in a form different from that existing as of December 31, 1985, which eliminates or adds any requirement that a specific type of obligation is subject to a volume limitation that is inconsistent with the allocation mechanism provided for in sections 9 to 29, or provides for other restrictions on the allocation of issuance authority that are inconsistent with the alloca-

tion mechanism provided for in sections 9 to 29, the governor may, consistent with a federal volume limitation act as enacted, by executive order or proclamation, establish such revisions to the allocation system as may be necessary and appropriate and which the governor, in consultation with the legislative advisory commission and the attorney general, determines are most consistent with the purposes of and the allocation mechanism provided for in sections 9 to 29. An executive order or proclamation made by the governor under this section shall not withdraw or impair any allocation made if obligations have been issued under such allocations unless the obligations are not or will not be subject to the volume cap of a federal volume limitation act and written notice is provided to the issuer.

Any executive order made by the governor under this section must, to the extent possible, comply with the following requirements:

(a) If 501(c)(3) bonds are excluded from the volume cap in a federal volume limitation act, any allocation made under section 20 must be canceled, the provisions of section 20 will no longer be in force and effect, any unrefunded deposit made with the department under section 20 shall be refunded to the issuer within 30 days of the cancellation and any excess issuance authority previously set aside under section 20 for 501(c)(3) bonds shall, to the extent the exclusion of the 501(c)(3) bonds increases the amount of the governmental volume cap, be added on a pro rata basis to the amount of the governmental volume cap allocated to (1) state issuers under section 16, subdivision 1, clause (1); (2) entitlement cities under section 16, subdivision 1, clause (2); and (3) to the pool under section 11, subdivision 2, clause (3).

(b) If obligations for multifamily housing projects, or certain kinds thereof, are excluded from the volume cap in a federal volume limitation act, allocations granted for the projects are canceled and the commissioner shall refund any deposits for the projects within 30 days of cancellation. No adjustment shall be made in the allocation of the governmental volume cap except as provided under section 11, subdivision 3.

Sec. 28. [474A.20] [STATE CERTIFICATION.]

The commissioner of the department is designated as the state official to provide any pre-issuance or post-issuance certification required by a federal volume limitation act.

Sec. 29. [474A.21] [APPROPRIATION; RECEIPTS.]

Any fees collected by the department under sections 9 to 29 must be deposited in the general fund. The amount necessary to refund application deposits is appropriated to the department from the general fund for that purpose.

Sec. 30. Minnesota Statutes 1984, section 475.77, is amended to read:

475.77 [OBLIGATIONS SUBJECT TO FEDERAL *VOLUME* LIMITATION ACT.]

Sections ~~474.16 to 474.23~~ *9 to 29* apply to any issuance of obligations which are subject to limitation under a federal *volume* limitation act as defined in section ~~474.16~~ *10*, subdivision ~~5~~ *9, or existing federal tax law as defined in section 10, subdivision 8.*

Sec. 31. [REPEALER.]

Minnesota Statutes 1984, sections 462C.09, subdivision 4; 474.16, subdivisions 1, 2, and 5; 474.21; and 474.25; and Minnesota Statutes 1985 Supplement, sections 116J.58, subdivision 4; 462C.09, subdivisions 1, 2a, 3, 5, and 6; 474.16, subdivisions 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15; 474.17; 474.19; 474.20; 474.23; and 474.26 are repealed. Nothing in this section is intended to affect the validity of any allocation granted pursuant to the repealed sections prior to the effective date of this article, including any allocation carried forward for use in a later calendar year. Nothing in this section is intended to affect the validity of any allocation granted pursuant to the repealed sections prior to the effective date of this article, including any allocation carried forward for use in a later calendar year. If prior to the date of enactment of this article, a notice of allocation is received pursuant to Minnesota Statutes 1985 Supplement, section 474.19, and if obligations pursuant to that allocation are not issued on or before the date of enactment of this article, the issuer may elect within 30 days after enactment of this article to either resubmit its application pursuant to the provisions of this article and receive a credit for the deposit already made or request a refund of the deposit. If a refund of the deposit is requested, the department must refund the deposit within 15 days.

Sec. 32. [EFFECTIVE DATE; SUNSET.]

This article is effective the day following final enactment. Sections 10, subdivisions 3, 9, 10, 11, 16, 22, and 25; 11, subdivisions 2 and 3; 15, subdivision 7; 16 to 21; and 26 to 28 are repealed effective July 1, 1987.

ARTICLE 2

Section 1. Minnesota Statutes 1984, section 124.214, is amended by adding a subdivision to read:

Subd. 3. If a return of excess tax increment is made to a school district pursuant to section 273.75, subdivision 2 or upon decertification of a tax increment district, the school district's aid entitlements and levy limitations must be adjusted for the fiscal year in which the excess tax increment is paid under the provisions of this subdivision.

(a) An amount must be subtracted from the school district's aid for the current fiscal year equal to the product of:

(1) the amount of the payment of excess tax increment to the school district, times

(2) the ratio of:

(A) the sum of the amounts of the school district's certified levy for the fiscal year in which the excess tax increment is paid according to the following:

(i) sections 124A.03, subdivision 1, 124A.06, subdivision 3a, and 124A.08, subdivision 3a, if the school district is entitled to basic foundation aid according to section 124A.02;

(ii) section 124A.10, subdivision 3a, and section 124A.20, subdivision 2, if the school district is entitled to third-tier aid according to section 124A.10, subdivision 4;

(iii) sections 124A.12, subdivision 3a, and 124A.14, subdivision 5a, if the

school district is eligible for fourth-tier aid according to section 124A.12, subdivision 4;

(iv) section 124A.03, subdivision 4, if the school district is entitled to summer school aid according to section 124.201; and

(v) section 275.125, subdivisions 5 and 5c, if the school district is entitled to transportation aid according to section 124.225, subdivision 8a;

(B) to the total amount of the school district's certified levy for the fiscal year pursuant to sections 124A.03, 124A.06, subdivision 3a, 124A.08, subdivision 3a, 124A.10, subdivision 3a, 124A.12, subdivision 3a, 124A.14, subdivision 5a, 124A.20, subdivision 2, and 275.125, plus or minus auditor's adjustments.

(b) An amount must be subtracted from the school district's levy limitation for the next levy certified equal to the difference between:

(1) the amount of the distribution of excess increment, and

(2) the amount subtracted from aid pursuant to clause (a) of this subdivision.

If the aid and levy reductions required by this subdivision cannot be made to the aid for the fiscal year specified or to the levy specified, the reductions must be made from aid for subsequent fiscal years, and from subsequent levies. The school district shall use the payment of excess tax increment to replace the aid and levy revenue reduced under this subdivision.

This subdivision applies only to the total amount of excess increments received by a school district for a calendar year that exceeds $25,000.

Sec. 2. Minnesota Statutes 1984, section 273.1314, is amended by adding a subdivision to read:

Subd. 8a. [ADDITIONAL ENTERPRISE ZONE ALLOCATIONS.] *(a) In addition to tax reductions authorized in subdivision 8, the commissioner may allocate $600,000 for tax reductions pursuant to subdivision 9 to enterprise zones designated under section 273.1312, subdivision 4, paragraph (c), clause (1) or (3). Of this amount, a minimum of $200,000 must be allocated to an area added to an enterprise zone pursuant to section 3. Allocations made pursuant to this subdivision may not be used to reduce a tax liability, or increase a tax refund, prior to July 1, 1987. Limits on the maximum allocation to a zone imposed by subdivision 8 do not apply to allocations made under this subdivision.*

(b) A city encompassing an enterprise zone, or portion of an enterprise zone, qualifies for an additional allocation under this subdivision if the following requirements are met:

(1) the city encompassing an enterprise zone, or portion of an enterprise zone, has signed contracts with qualifying businesses that commit the city's total initial allocation received pursuant to subdivision 8.

(2) the city encompassing an enterprise zone, or portion of an enterprise zone, submits an application to the commissioner requesting an additional allocation for tax reductions authorized by subdivision 9. The application must identify a specific business expansion project which would not take

place but for the availability of enterprise zone tax incentives.

(c) The commissioner shall use the following criteria when determining which qualifying cities shall receive an additional allocation under this subdivision and the amount of the additional allocation the city is to receive:

(1) additional allocations to qualifying cities under this subdivision shall be made within 60 days of receipt of an application.

(2) applications from cities with the highest level of economic distress, as determined using criteria listed in section 273.1312, subdivision 4, paragraph (c), clauses (A) to (E), shall receive priority for an additional allocation under this subdivision.

(3) if the commissioner determines that two cities submitting applications within one week of each other have equal levels of economic distress, the application from the city with the business prospect which will have the greatest positive economic impact shall receive priority for an additional allocation. Criteria used by the commissioner to determine the potential economic impact a business would have shall include the number of jobs created and retained, the amount of private investment which will be made by the business, and the extent to which the business would help alleviate the economic distress in the immediate community.

(4) the commissioner shall determine the amount of any additional allocation a city may receive. The commissioner shall base the amount of additional allocations on the commissioner's determination of the amount of tax incentives which are necessary to ensure the business prospect will expand in the city. No single allocation under this subdivision may exceed $100,000. No city may receive more than $250,000 under this subdivision.

Sec. 3. Minnesota Statutes 1985 Supplement, section 273.1314, subdivision 16a, is amended to read:

Subd. 16a. [ZONE BOUNDARY REALIGNMENT.] The commissioner may approve specific applications by a municipality to amend the boundaries of a zone or of an area or areas designated pursuant to subdivision 9, paragraph (e) at any time. Boundaries of a zone may not be amended to create noncontiguous subdivisions. If the commissioner approves the amended boundaries, the change is effective on the date of approval. Notwithstanding the area limitation under section 273.1312, subdivision 4, paragraph (b), the commissioner may approve a specific application to amend the boundaries of an enterprise zone which is located within five municipalities and was designated in 1984, to increase its area to not more than 800 acres, *and may approve an additional specific application to amend the boundaries of that enterprise zone to include a sixth municipality.*

Sec. 4. Minnesota Statutes 1984, section 273.73, subdivision 10, is amended to read:

Subd. 10. [REDEVELOPMENT DISTRICT.] (a) "Redevelopment district" means a type of tax increment financing district consisting of a project, or portions of a project, within which the authority finds by resolution that one of the following conditions, reasonably distributed throughout the district, exists:

(1) 70 percent of the parcels in the district are occupied by buildings,

streets, utilities or other improvements and more than 50 percent of the buildings, not including outbuildings, are structurally substandard to a degree requiring substantial renovation or clearance; or

(2) 70 percent of the parcels in the district are occupied by buildings, streets, utilities or other improvements and 20 percent of the buildings are structurally substandard and an additional 30 percent of the buildings are found to require substantial renovation or clearance in order to remove such existing conditions as: inadequate street layout, incompatible uses or land use relationships, overcrowding of buildings on the land, excessive dwelling unit density, obsolete buildings not suitable for improvement or conversion, or other identified hazards to the health, safety and general well being of the community; or

(3) Less than 70 percent of the parcels in the district are occupied by buildings, streets, utilities or other improvements, but due to unusual terrain or soil deficiencies requiring substantial filling, grading or other physical preparation for use at least 80 percent of the total acreage of such land has a fair market value upon inclusion in the redevelopment district which, when added to the estimated cost of preparing that land for development, excluding costs directly related to roads as defined in section 160.01 and local improvements as described in section 429.021, subdivision 1, clauses 1 to 7, 11 and 12, and section 430.01, if any, exceeds its anticipated fair market value after completion of said preparation; provided that no parcel shall be included within a redevelopment district pursuant to this paragraph (3) unless the authority has concluded an agreement or agreements for the development of at least 50 percent of the acreage having the unusual soil or terrain deficiencies, which agreement provides recourse for the authority should the development not be completed; or

(4) The property consists of underutilized air rights existing over a public street, highway or right-of-way; or

(5) The property consists of vacant, unused, underused, inappropriately used or infrequently used railyards, rail storage facilities or excessive or vacated railroad rights-of-way*; or*

(6) The district consists of an existing or proposed industrial park no greater in size than 250 acres, which contains a sewage lagoon contaminated with polychlorinated biphenyls.

(b) For purposes of this subdivision, "structurally substandard" shall mean containing defects in structural elements or a combination of deficiencies in essential utilities and facilities, light and ventilation, fire protection including adequate egress, layout and condition of interior partitions, or similar factors, which defects or deficiencies are of sufficient total significance to justify substantial renovation or clearance. "Parcel" shall mean a tract or plat of land established prior to the certification of the district as a single unit for purposes of assessment.

Sec. 5. Minnesota Statutes 1984, section 273.75, subdivision 2, is amended to read:

Subd. 2. [EXCESS TAX INCREMENTS.] In any year in which the tax increment exceeds the amount necessary to pay the costs authorized by the tax increment financing plan, including the amount necessary to cancel any

tax levy as provided in section 475.61, subdivision 3, the authority shall use the excess amount to do any of the following, in the order determined by the authority: (a) prepay any outstanding bonds, (b) discharge the pledge of tax increment therefor, (c) pay into an escrow account dedicated to the payment of such bond, or (d) return the excess amount to the county auditor who shall distribute the excess amount to the municipality, county and school district in which the tax increment financing district is located in direct proportion to their respective mill rates. *The county auditor must report to the commissioner of education the amount of any excess tax increment distributed to a school district within 30 days of the distribution.*

Sec. 6. Minnesota Statutes 1985 Supplement, section 273.75, subdivision 4, is amended to read:

Subd. 4. [LIMITATION ON USE OF TAX INCREMENT.] All revenues derived from tax increment shall be used in accordance with the tax increment financing plan. The revenues shall be used solely for the following purposes: (a) to pay the principal of and interest on bonds issued to finance a project; (b) by a rural development financing authority for the purposes stated in section 362A.01, subdivision 2, by a port authority or municipality exercising the powers of a port authority to finance or otherwise pay the cost of redevelopment pursuant to chapter 458, by a housing and redevelopment authority to finance or otherwise pay public redevelopment costs pursuant to chapter 462, by a municipality to finance or otherwise pay the capital and administration costs of a development district pursuant to chapter 472A, by a municipality or redevelopment agency to finance or otherwise pay premiums for insurance or other security guaranteeing the payment when due of principal of and interest on the bonds pursuant to chapters 462C, 474, or both chapters, or to accumulate and maintain a reserve securing the payment when due of the principal of and interest on the bonds pursuant to chapters 462C, 474, or both chapters, which revenues in the reserve shall not exceed, subsequent to the fifth anniversary of the date of issue of the first bond issue secured by the reserve, an amount equal to 20 percent of the aggregate principal amount of the outstanding and nondefeased bonds secured by the reserve. Revenues derived from tax increment may be used to finance the costs of an interest reduction program operated pursuant to section 462.445, subdivisions 10 to 13, or pursuant to other law granting interest reduction authority and power by reference to those subdivisions only under the following conditions: (a) tax increments may not be collected for a program for a period in excess of 12 years after the date of the first interest rate reduction payment for the program, (b) tax increments may not be used for an interest reduction program, if the proceeds of bonds issued pursuant to section 273.77 after December 31, 1985, have been or will be used to provide financial assistance to the specific project which would receive the benefit of the interest reduction program, and (c) ~~not more than 50 percent of the estimated~~ tax ~~increment~~ *increments* ~~derived from a project~~ may *not* be used to finance an interest reduction program for owner-occupied single-family dwellings ~~unless a project is located either in an area which would qualify as a redevelopment district or within a city designated as an enterprise zone pursuant to section 273.1312, subdivision 4, clause (c)(3)~~. These revenues shall not be used to circumvent existing levy limit law. No revenues derived from tax increment shall be used for the construction or renovation of a municipally owned building used primarily and regularly for conducting the business of the municipality; this provision shall not prohibit the use of revenues derived from tax increments for the construction or renovation of a parking structure, a commons area used as a public park or a facility used for social, recre-

ational or conference purposes and not primarily for conducting the business of the municipality.

Sec. 7. [340A.318] [CREDIT EXTENSIONS RESTRICTED.]

Subdivision 1. [RESTRICTION.] *Except as provided in this section, no retail licensee may accept or receive credit, other than merchandising credit in the ordinary course of business for a period not to exceed 30 days, from a distiller, manufacturer, or wholesaler of distilled spirits or wine, or agent or employee thereof. No distiller, manufacturer or wholesaler may extend the prohibited credit to a retail licensee. No retail licensee delinquent beyond the 30 day period shall solicit, accept or receive credit or purchase or acquire distilled spirits or wine directly or indirectly, and no distiller, manufacturer or wholesaler shall knowingly grant or extend credit nor sell, furnish or supply distilled spirits or wine to a retail licensee who has been posted delinquent under subdivision 3. No right of action shall exist for the collection of any claim based upon credit extended contrary to the provisions of this section.*

Subd. 2. [REPORTING.] *Every distiller, manufacturer or wholesaler selling to retailers shall submit to the commissioner in triplicate not later than Thursday of each calendar week a verified list of the names and addresses of each retail licensee purchasing distilled spirits or wine from that distiller, manufacturer or wholesaler who, on the first day of that calendar week, was delinquent beyond the 30 day period, or a verified statement that no delinquencies exist which are required to be reported. If a retail licensee previously reported as delinquent cures the delinquency by payment, the name and address of that licensee shall be submitted in triplicate to the commissioner not later than the close of the second full business day following the day the delinquency was cured.*

Subd. 3. [POSTING; NOTICE.] *Verified list or statements required by subdivision 2 shall be posted by the commissioner in offices of the department in places available for public inspection and mailed to each licensed wholesaler not later than the day following receipt. Documents so posted and mailed shall constitute notice to every distiller, manufacturer or wholesaler of the information posted. Actual notice, however received, also constitutes notice.*

Subd. 4. [MISCELLANEOUS PROVISIONS.] *The 30 day merchandising period allowed by this section shall commence with the day immediately following the date of invoice and shall include all successive days, including Sundays and holidays, to and including the 30th successive day. In addition to other legal methods, payment by check during the period for which merchandising credit may be extended shall be considered payment. All checks received in payment for distilled spirits or wine shall be deposited promptly for collection. A postdated check or a check dishonored on presentation for payment does not constitute payment. A retail licensee shall not be deemed delinquent for any alleged sale in any instance where there exists a bona fide dispute between the licensee and the distiller, manufacturer or wholesaler as to the amount owing as a result of the alleged sale. A delinquent retail licensee who engages in the retail liquor business at two or more locations shall be deemed to be delinquent with respect to each location.*

Subd. 5. [LICENSE SUSPENSION OR REVOCATION.] *The license of*

any retail licensee, distiller, manufacturer or wholesaler violating any provision of this section shall be subject to suspension or revocation in the manner provided by this chapter.

Sec. 8. Minnesota Statutes 1984, section 412.301, is amended to read:

412.301 [FINANCING PURCHASE OF CERTAIN EQUIPMENT.]

The council may issue certificates of indebtedness ~~within existing~~ *or capital notes subject to the city* debt limits ~~for the purpose of purchasing fire or police~~ *to purchase public safety* equipment ~~or~~, ambulance equipment ~~or street~~, *road* construction or maintenance equipment, *and other capital equipment having an expected useful life at least as long as the terms of the certificates or notes*. Such certificates *or notes* shall be payable in not more than five years and shall be issued on such terms and in such manner as the council may determine. If the amount of the certificates *or notes* to be issued to finance any such purchase exceeds one percent of the assessed valuation of the city, ~~excluding money and credits,~~ they shall not be issued for at least ten days after publication in the official newspaper of a council resolution determining to issue them; and if before the end of that time, a petition asking for an election on the proposition signed by voters equal to ten percent of the number of voters at the last regular municipal election is filed with the clerk, such certificates *or notes* shall not be issued until the proposition of their issuance has been approved by a majority of the votes cast on the question at a regular or special election. A tax levy shall be made for the payment of the principal and interest on such certificates *or notes, in accordance with section 475.61*, as in the case of bonds.

Sec. 9. Minnesota Statutes 1985 Supplement, section 462.445, subdivision 13, is amended to read:

Subd. 13. [INTEREST REDUCTION PROGRAM.] The authority to authorize payment of interest reduction assistance pursuant to subdivisions 10, 11 and 12 shall expire on January 1, ~~1987~~ *1989*. Interest reduction assistance payments authorized prior to January 1, ~~1987~~ *1989* may be paid after January 1, ~~1987~~ *1989*.

Sec. 10. Minnesota Statutes 1984, section 462A.03, subdivision 13, is amended to read:

Subd. 13. "Eligible mortgagor" means a nonprofit or cooperative housing corporation, limited profit entity or a builder as defined by the agency in its rules, which sponsors or constructs residential housing as defined in subdivision 7, or a natural person of low or moderate income, except that the return to a limited dividend entity shall not exceed ten percent of the capital contribution of the investors or such lesser percentage as the agency shall establish in its rules; *provided that residual receipts funds of a limited dividend entity may be used for agency-approved, housing-related investments owned by the limited dividend entity without regard to the limitation on returns*. Owners of existing residential housing occupied by renters shall be eligible for rehabilitation loans, only if, as a condition to the issuance of the loan, the owner agrees to conditions established by the agency in its rules relating to rental or other matters that will insure that the housing will be occupied by persons and families of low or moderate income. The agency shall require by rules that the owner give preference to those persons of low

or moderate income who occupied the residential housing at the time of application for the loan.

Sec. 11. Minnesota Statutes 1984, section 462C.02, subdivision 6, is amended to read:

Subd. 6. "City" means any statutory or home rule charter city, *a county housing and redevelopment authority created by special law or authorized by its county to exercise its powers pursuant to section 462.426,* or any public body which (a) is the housing and redevelopment authority in and for a *statutory or home rule charter* city, or the port authority of a *statutory or home rule charter* city, and (b) is authorized by ordinance to exercise, on behalf of a *statutory or home rule charter* city, the powers conferred by sections 462C.01 to ~~462C.08~~ *462C.10*.

Sec. 12. Minnesota Statutes 1984, section 462C.06, is amended to read:

462C.06 [COUNTY HOUSING AND REDEVELOPMENT AUTHORITY ACTING ON BEHALF OF CITY.]

A housing and redevelopment authority in and for a county may exercise the powers conferred by sections 462C.01 to ~~462C.07~~ *462C.10 either (1) on its own behalf or (2)* on behalf of a city *(other than a county housing and redevelopment authority)*, if the city authorizes the housing and redevelopment authority in and for the county in which the city is located to exercise such powers and the county has authorized its housing and redevelopment authority to exercise its powers pursuant to section 462.426 *or the county housing and redevelopment authority has been created by special law*; provided, however, that any program undertaken pursuant to this section ~~shall be included in the limitations provided in section 462C.07, subdivision 2, and also shall be~~ *is* subject to the limitations of sections 462C.03 and 462C.04 in the case of a single family housing program, and subject to the limitations of section 462C.05 in the case of a multifamily housing development program.

Sec. 13. Minnesota Statutes 1984, section 462C.07, subdivision 1, is amended to read:

Subdivision 1. To finance programs or developments described in any plan the city may, upon approval of the program as provided in section 462C.04, subdivision 2, issue and sell revenue bonds or obligations which shall be payable exclusively from the revenues of the programs or developments. In the purchase or making of single family housing loans and the purchase or making of multifamily housing loans and the issuance of revenue bonds or other obligations the city may exercise within its corporate limits, any of the powers the Minnesota housing finance agency may exercise under chapter 462A, without limitation under the provisions of chapter 475. *The proceeds of revenue bonds issued to make or purchase single family housing loans that are jointly issued by two or more cities pursuant to section 471.59 may be used to make or purchase single family housing loans secured by homes in any of the cities.*

Sec. 14. [471.572] [INFRASTRUCTURE REPLACEMENT RESERVE FUND.]

Subdivision 1. [DEFINITIONS.] *For purposes of this section, the follow-*

ing terms have the meanings given:

"Reserve fund" means the infrastructure replacement reserve fund.

"City" means a statutory or home rule charter city.

Subd. 2. [TAX LEVY.] *The governing body of a city may establish, by a two-thirds vote of all its members, by ordinance or resolution a reserve fund and may annually levy a property tax for the support of the fund. The proceeds of taxes levied for its support must be paid into the reserve fund. Any other revenue from a source not required by law to be paid into another fund for purposes other than those provided for the use of the reserve fund may be paid into the fund. A tax levied by the city in accordance with this section is a special levy within the meaning of section 275.50, subdivision 5. Before a tax is levied under this section, the city must publish in the official newspaper of the city an initial resolution authorizing the tax levy. If within ten days after the publication a petition is filed with the city clerk requesting an election on the tax levy signed by a number of qualified voters greater than ten percent of the number who voted in the city at the last general election, the tax may not be levied until the levy has been approved by a majority of the votes cast on it at a regular or special election.*

Subd. 3. [PURPOSES.] *The reserve fund may be used only for the replacement of streets, bridges, curbs, gutters and storm sewers.*

Subd. 4. [USE OF FUND FOR A SPECIFIC PURPOSE.] *If the city has established a reserve fund, it may submit to the voters at a regular or special election the question of whether use of the fund should be restricted to a specific improvement or type of capital improvement. If a majority of the votes cast on the question are in favor of the limitation on the use of the reserve fund, it may be used only for the purpose approved by the voters.*

Subd. 5. [HEARING; NOTICE.] *A reserve fund may not be established until after a public hearing is held on the question. Notice of the time, place, and purpose of the hearing must be published for two successive weeks in the official newspaper of the city. The second publication must be not later than seven days before the date of the hearing.*

Subd. 6. [TERMINATION OF FUND.] *The city may terminate a reserve fund at any time in the same manner as the fund was established. Upon termination of the fund any balance is irrevocably appropriated to the debt service fund of the city to be used solely to reduce tax levies for or bonded indebtedness of the city or, if the city has no bonded indebtedness, for capital improvements authorized by this section.*

Sec. 15. Minnesota Statutes 1984, section 471.59, subdivision 11, is amended to read:

Subd. 11. [JOINT POWERS BOARD.] Two or more governmental units, through action of their governing bodies, *by adoption of a joint powers agreement that complies with the provisions of subdivisions 1 through 5,* may establish a joint board to issue bonds or obligations pursuant to any law by which any of the governmental units establishing the joint board may independently issue bonds or obligations and may use the proceeds of the bonds or obligations to carry out the purposes of the law under which the bonds or obligations are issued. A joint board created pursuant to this section may

issue obligations and other forms of indebtedness only pursuant to *express* authority granted by the action of the governing bodies of the governmental units which established the joint board. The joint board established pursuant to this subdivision shall be composed solely of members of the governing bodies of the governmental unit which established the joint board, and the joint board may not pledge the full faith and credit or taxing power of any of the governmental units which established the joint board. The obligations or other forms of indebtedness shall be obligations of the joint board *issued on behalf of the governmental units creating the joint board*. The obligations or other forms of indebtedness shall be issued in the same manner and subject to the same conditions and limitations which would apply if the obligations were issued or indebtedness incurred by one of the governmental units which established the joint board provided that any reference to a governmental unit in the statute, law, or charter provision authorizing the issuance of the bonds or the incurring of the indebtedness shall be considered a reference to the joint board.

Sec. 16. Minnesota Statutes 1984, section 474.01, subdivision 6, is amended to read:

Subd. 6. In order to further these purposes and policies the *department of* energy and economic development ~~authority~~ shall investigate, shall assist and advise municipalities, and shall report to the governor and the legislature concerning the operation of sections 474.01 to 474.13 and the projects undertaken hereunder, and shall have all of the powers and duties in connection therewith which are granted to him by chapter 362 with respect to other aspects of business development and research.

Sec. 17. Minnesota Statutes 1984, section 474.01, subdivision 7b, is amended to read:

Subd. 7b. Prior to submitting an application to the *department of* energy and economic development ~~authority~~ requesting approval of a project pursuant to subdivision 7a, the governing body or a committee of the governing body of the municipality or redevelopment agency shall conduct a public hearing on the proposal to undertake and finance the project. Notice of the time and place of hearing, and stating the general nature of the project and an estimate of the principal amount of bonds or other obligations to be issued to finance the project, shall be published at least once not less than ~~15~~ *14* days nor more than 30 days prior to the date fixed for the hearing, in the official newspaper and a newspaper of general circulation of the municipality or redevelopment agency. The notice shall state that a draft copy of the proposed application to the *department of* energy and economic development ~~authority~~, together with all attachments and exhibits thereto, shall be available for public inspection following the publication of the notice and shall specify the place and times where and when it will be so available. At the time and place fixed for the public hearing, the governing body of the municipality or the redevelopment agency shall give all parties who appear at the hearing an opportunity to express their views with respect to the proposal to undertake and finance the project. Following the completion of the public hearing, the governing body of the municipality or redevelopment agency shall adopt a resolution determining whether or not to proceed with the project and its financing and may thereafter apply to the *department of* energy and economic development ~~authority~~ for approval of the project.

Sec. 18. Minnesota Statutes 1984, section 475.55, subdivision 1, is amended to read:

Subdivision 1. [INTEREST; FORM.] *(1)* Interest on obligations shall not exceed the greatest of (a) the rate determined pursuant to subdivision 4 for the month in which the resolution authorizing the obligations was adopted, or (b) the rate determined pursuant to subdivision 4 for the month in which the obligations are sold, or (c) the rate of ten percent per annum. All obligations shall be securities as provided in the Uniform Commercial Code, chapter 336, article 8, may be issued as certificated securities or as uncertificated securities, and if issued as certificated securities may be issued in bearer form or in registered form, as defined in section 336.8-102. The validity of an obligation shall not be impaired by the fact that one or more officers authorized to execute it by the governing body of the municipality shall have ceased to be in office before delivery to the purchaser or shall not have been in office on the formal issue date of the obligation. Every obligation, as to certificated securities, or transaction statement, as to uncertificated securities, shall be signed manually by one officer of the municipality or by a person authorized to act on behalf of a bank or trust company, located in or outside of the state, which has been designated by the governing body of the municipality to act as authenticating agent. Other signatures and the seal of the issuer may be printed, lithographed, stamped or engraved thereon and on any interest coupons to be attached thereto. The seal need not be used. A municipality may do all acts and things which are permitted or required of issuers of securities under the Uniform Commercial Code, chapter 336, article 8, and may designate a corporate registrar to perform on behalf of the municipality the duties of a registrar as set forth in those sections. Any registrar shall be an incorporated bank or trust company, located in or outside of the state, authorized by the laws of the United States or of the state in which it is located to perform the duties. If obligations are issued as uncertificated securities, and a law requires or permits the obligations to contain a statement or recital, whether on their face or otherwise, it shall be sufficient compliance with the law that the statement or recital is contained in the transaction statement or in an ordinance, resolution, or other instrument which is made a part of the obligation by reference in the transaction statement as provided in section 336.8-202.

(2) Notwithstanding paragraph (1), interest on obligations issued after April 1, 1986 and before July 1, 1987 is not subject to any limitation on rate or amount. For purposes of this paragraph, obligations issued after April 1, 1986 and before July 1, 1987 include reissuing, reselling, remarketing, refunding, refinancing or tendering, whether pursuant to section 475.54, subdivision 5a, or otherwise, of obligations after July 1, 1987 if the original obligations were issued before July 1, 1987 and after April 1, 1986.

Sec. 19. Minnesota Statutes 1984, section 475.55, is amended by adding a subdivision to read:

Subd. 7. [ASSUMED MAXIMUM INTEREST RATE FOR OTHER LAWS.] *If an obligation is not subject to a maximum interest rate pursuant to subdivision 1, paragraph (1) and another law provides for a calculation of a debt service levy, determination of a rate of interest on a special assessment, or other factor based on an assumption that a maximum interest rate applies to the obligation, the governing body of the municipality may esti-*

mate or determine an assumed maximum interest rate for purposes of that law. If the municipality does not determine, specify or estimate the maximum interest rate for such purpose, then the maximum interest rate for purposes of the other law is the maximum interest rate that would apply if subdivision 1, paragraph (2) were not in effect. This subdivision does not limit the interest rate that may be paid on obligations under subdivision 1.

Sec. 20. Minnesota Statutes 1985 Supplement, section 475.56, is amended to read:

475.56 [INTEREST RATE.]

(a) Any municipality issuing obligations under any law may issue obligations bearing interest at a single rate or at rates varying from year to year which may be lower or higher in later years than in earlier years. Such higher rate for any period prior to maturity may be represented in part by separate coupons designated as additional coupons, extra coupons, or B coupons, but the highest aggregate rate of interest contracted to be so paid for any period shall not exceed the maximum rate authorized by law. Such higher rate may also be represented in part by the issuance of additional obligations of the same series, over and above but not exceeding two percent of the amount otherwise authorized to be issued, and the amount of such additional obligations shall not be included in the amount required by section 475.59 to be stated in any bond resolution, notice, or ballot, or in the sale price required by section 475.60 or any other law to be paid; but if the principal amount of the entire series exceeds its cash sale price, such excess shall not, when added to the total amount of interest payable on all obligations of the series to their stated maturity dates, cause the average annual rate of such interest to exceed the maximum rate authorized by law. This section does not authorize a provision in any such obligations for the payment of a higher rate of interest after maturity than before.

(b) Any obligation of an issue of obligations otherwise subject to section 475.55, subdivision 1, may bear interest at a rate varying periodically at the time or times and on the terms, including convertibility to a fixed rate of interest, determined by the governing body of the municipality, but the rate of interest for any period shall not exceed the maximum rate of interest for the obligations determined in accordance with section 475.55, subdivision 1. For purposes of section 475.61, subdivisions 1 and 3, the interest payable on variable rate obligations for their term shall be determined as if their rate of interest is the maximum rate permitted for the obligations under section 475.55, subdivision 1, or the lesser maximum rate of interest payable on the obligations in accordance with their terms, but if the interest rate is subsequently converted to a fixed rate the levy may be modified to provide at least five percent in excess of amounts necessary to pay principal of and interest at the fixed rate on the obligations when due. For purposes of computing debt service or interest pursuant to section 475.67, subdivision 12, interest throughout the term of bonds issued pursuant to this subdivision is deemed to accrue at the rate of interest first borne by the bonds. The provisions of this paragraph do not apply to obligations issued by a statutory or home rule charter city with a population of less than 10,000, as defined in section 477A.011, subdivision 3, or to obligations that are not rated A or better, or an equivalent subsequently established rating, by Standard and Poor's Corporation, Moody's Investors Service or other similar nationally-recognized

rating agency, *except that any statutory or home rule charter city, regardless of population or bond rating, may issue variable rate obligations as a participant in a bond pooling program established by the league of Minnesota cities that meets this bond rating requirement.*

Sec. 21. Minnesota Statutes 1985 Supplement, section 475.60, subdivision 2, is amended to read:

Subd. 2. [REQUIREMENTS WAIVED.] The requirements as to public sale shall not apply to:

(1) obligations issued under the provisions of a home rule charter or of a law specifically authorizing a different method of sale, or authorizing them to be issued in such manner or on such terms and conditions as the governing body may determine;

(2) obligations sold by an issuer in an amount not exceeding the total sum of $300,000 in any three-month period;

(3) obligations issued by a governing body other than a school board in anticipation of the collection of taxes or other revenues appropriated for expenditure in a single year, if sold in accordance with the most favorable of two or more proposals solicited privately;

(4) obligations sold to any board, department, or agency of the United States of America or of the state of Minnesota, in accordance with rules or regulations promulgated by such board, department, or agency; ~~and~~

(5) obligations issued to fund pension and retirement fund liabilities under section 475.52, subdivision 6, obligations issued with tender options under section 475.54, subdivision 5a, crossover refunding obligations referred to in section 475.67, subdivision 13, and any issue of obligations comprised in whole or in part of obligations bearing interest at a rate or rates which vary periodically referred to in section 475.56; *and*

(b) obligations qualifying under section 475.55, subdivision 1, paragraph (2), if the governing body of the municipality determines that interest on the obligations will be includible in gross income for purposes of federal income taxation.

Sec. 22. [475.561] [TAXABLE STATUS; SPECIAL PROVISIONS.]

Subdivision 1. [INCREASE OR DECREASE IN INTEREST.] *(a) Obligations may be issued which provide, if interest on the obligations is determined under the terms of the obligations to be subject to federal income taxation, for an increase in the rate of interest payable on the obligations, from the date of issuance or another date, to a rate provided under the terms of the obligations.*

(b) If the municipality issues obligations it intends to be exempt from federal income taxation but bond counsel cannot provide an opinion that the interest on the obligations will be exempt from federal income taxation under pending legislation or regulations existing or proposed with retroactive effect or otherwise, the municipality may provide for the obligations to bear interest at a rate that will decrease, if the obligations are subsequently determined to be exempt from federal income taxation, to a rate and from a date to be determined under the provisions of the obligations.

(c) For purposes of section 475.61, subdivisions 1 and 3, the increase or decrease in interest rate permitted by this subdivision need not be taken into account until the increase or decrease occurs. Upon occurrence of the increase or decrease, the levy must be modified to provide at least five percent in excess of the amount necessary to pay principal and interest at the new rate of interest on the obligations.

Subd. 2. [ARBITRAGE REBATE.] *A municipality may, from the proceeds of bonds, investment earnings, or any other available moneys of the municipality, pay to the United States or an officer, department, agency or instrumentality of the United States a rebate of excess earnings payment required by federal law to maintain the interest as tax exempt. A covenant to make a payment or payments pursuant to this subdivision is not an obligation of the municipality as defined in section 475.51, subdivision 3.*

Subd. 3. [PREPAYMENT OR PURCHASE OF BONDS.] *A municipality that issues obligations it intends to be exempt from federal income taxation may agree to prepay or purchase the obligations (a) at the time and in the amount it determines necessary or desirable to maintain the obligations as exempt from federal income taxation or (b) upon a determination that the obligations are taxable. A municipality may make arrangements to have money available with which to purchase or prepay the obligations as the municipality determines necessary or desirable. If arrangements are made with a financial institution pursuant to section 475.54, subdivision 5a or this subdivision and if the municipality owes the financial institution money under the arrangement, the agreement to pay the financial institution is not an obligation of the municipality as defined in section 475.51, subdivision 3, unless and until the amount to be paid or reimbursed is determined and becomes due and payable, whereupon, the obligation is, as provided by the agreement, a general or special obligation of the municipality, and may also be paid from the proceeds of refunding bonds issued pursuant to this chapter. The agreement may not be or become a general obligation of the municipality unless the underlying, originally issued obligation was a general obligation of the municipality. For purposes of section 475.61, subdivisions 1 and 3, money necessary to make the purchase or prepayment are not amounts needed to meet when due principal and interest payments on the obligations.*

Subd. 4. [RATIFICATION.] *This section is, in part, remedial in nature. Obligations issued prior to the effective date of this section are not invalid or unenforceable for providing terms, consequences or remedies that are authorized by this section.*

Sec. 23. [CITY OF MINNEAPOLIS; PROPERTY TAX FORGIVENESS.]

Notwithstanding any other law to the contrary, the governing bodies of the city of Minneapolis, Hennepin county, Special School District No. 1, and any special taxing district may by resolution or ordinance forgive any or all of the liability for the tax imposed by section 272.01, subdivision 2, relating to property leased by the Minneapolis community development agency.

Sec. 24. [REPEALER.]

Laws 1963, chapter 728 is repealed.

Sec. 25. [EFFECTIVE DATE.]

Sections 18, 19, 21, 22 and 23 are effective the day following final enactment.

ARTICLE 3

Section 1. Minnesota Statutes 1984, section 115.07, subdivision 1, is amended to read:

Subdivision 1. [OBTAIN PERMIT.] It shall be unlawful for any person to construct, install or operate a disposal system, or any part thereof, until plans therefor shall have been submitted to the agency unless the agency shall have waived the submission thereof to it and a written permit therefor shall have been granted by the agency.

For disposal systems operated on streams with extreme seasonal flows, the agency must allow seasonal permit limits based on a fixed or variable effluent limit when the municipality operating the disposal system requests them and is in compliance with agency water quality standards.

Sec. 2. [115.54] [TECHNICAL ADVISORY COMMITTEE.]

The agency shall adopt and revise rules governing waste water treatment control under chapters 115 or 116 only with the advice of a technical advisory committee of nine members. One member of the committee shall be selected by each of the following: the state consulting engineers council, the University of Minnesota division of environmental engineering, the state association of general contractors, the state wastewater treatment plant operators association, the metropolitan waste control commission created by section 473.503, the association of metropolitan municipalities, the state association of small cities, and two members from the league of Minnesota cities. The technical advisory committee may review and advise the agency on any rule or technical requirements governing the wastewater treatment grant or loan program and may review the work of other professional persons working on a wastewater treatment project and make recommendations to those persons, the agency, and the concerned municipality, in order for the agency to ensure that water quality treatment standards will be met. The committee shall meet at least once a year, or at the call of the chair, and shall elect its chairperson. The agency must provide staff support for the committee, prepare committee minutes and provide information to the committee it may request. A quorum is a simple majority and official action must be by a majority vote of the quorum.

Sec. 3. Minnesota Statutes 1984, section 115A.14, subdivision 4, is amended to read:

Subd. 4. [POWERS AND DUTIES.] The commission shall review the biennial report of the board, *the agency municipal project list and municipal needs list reports, and the budget for the agency division of water quality*. The commission shall oversee the activities of the board under sections 115A.01 to 115A.72 and the activities of the agency under sections 115A.42 to 115A.46 ~~and~~, 115A.49 to 115A.54, *and 116.16 to 116.18* and direct such changes or additions in the work plan of the board and agency as it deems fit. The commission may conduct public hearings and otherwise secure data and expressions of opinion. The commission shall make such recommendations as it deems proper to assist the legislature in formulating legislation. Any data or information compiled by the commission shall be made available to

any standing or interim committee of the legislature upon request of the chairperson of the respective committee.

Sec. 4. [116.163] [AGENCY FUNDING APPLICATION REVIEW.]

Subdivision 1. [CONSTRUCTION GRANT AND LOAN APPLICATIONS.] *The agency shall, pursuant to agency rules and within 90 days of receipt of a completed application for a wastewater treatment facility construction grant or loan, grant or deny the application and notify the municipality of the agency's decision. The time for consideration of the application by the agency may be extended up to 180 days if the municipality and the agency agree it is necessary.*

Subd. 2. [LIMITATION ON MUNICIPAL PLANNING TIME.] *A municipality shall complete all planning work required by the agency for award of a grant or loan, and be ready to advertise for bids for construction, within two years of receipt of grant or loan funds under subdivision 1. The planning time may be extended automatically by the amount of time the agency exceeds its 90-day review under subdivision 1.*

Subd. 3. [BID REVIEW.] *After a municipality has accepted bids for construction of a wastewater treatment project, the agency must review the bids within 30 days of receipt.*

Sec. 5. [116.165] [INSPECTION RESPONSIBILITY.]

When a wastewater treatment plant is constructed with federal funds and a federal agency conducts inspections of the plant, the owner of the plant or the owner's designee must conduct inspections and forward all inspection documents required by the agency to the agency for its review.

Sec. 6. [116.167] [REVOLVING LOAN ACCOUNT.]

Subdivision 1. [APPLICATION.] *This section is effective only if the federal government requires revolving loan accounts to be established under the authority of the federal Water Pollution Control Act.*

Subd. 2. [STATE WATER POLLUTION CONTROL REVOLVING LOAN ACCOUNT.] *The commissioner of finance shall maintain in the state bond fund a separate bookkeeping account which shall be designated as the state water pollution control revolving loan account to receive any federal money authorized for loans under the federal Water Pollution Control Act, and other money appropriated by law, for the purpose of providing financial assistance to municipalities for wastewater treatment.*

Subd. 3. [LOANS.] *A loan made to a municipality under this section shall be made only after resolutions have been adopted by the agency and the governing body of the municipality obligating the municipality to repay the loan to the state treasurer in annual installments, including both principal and interest. Each installment shall be in an amount sufficient to pay the principal amount within 20 years or a shorter time interval if the amount of the annual payment will not justify the administrative expenses of processing the payment, and shall be paid from user charges, taxes, special assessments, or other funds available to the municipality. Interest on loans made to municipalities shall be established at a rate the commissioner of revenue reasonably determines sufficient to pay interest rates on state bonds issued under section 116.17, subdivision 2. Loan repayments must be deposited in*

the revolving loan account created by this section. Each participating municipality shall provide the agency with a financial health report compiled by the state auditor and the agency shall review the report before approving a loan. Municipalities receiving a loan under this section may still be eligible for a wastewater treatment grant from the agency.

Subd. 4. [RULES APPLICATION.] *The disbursement of loans under this section must comply with rules adopted by the agency for loans for wastewater treatment facilities under chapter 116.*

Sec. 7. [EFFECTIVE DATE.]

Article 3 is effective July 1, 1986.

ARTICLE 4

Section 1. [297A.258] [PRIVATE SUPPLIERS OF PUBLIC SERVICES.]

A private vendor that has entered into a service contract with a municipality under sections 3 and 4 is a political subdivision for purposes of determining the tax imposed under this chapter. This section applies only to the extent that the vendor is acting for the purposes of constructing, maintaining, or operating related facilities pursuant to the service contract.

The commissioner may provide for the issuance of a limited exemption certificate to a private vendor for purposes of administering this section. The commissioner may further require a vendor to obtain a certificate in order to qualify as a political subdivision under this section.

For purposes of this section, "private vendor," "service contract," and "related facilities" have the meanings given in sections 3 and 4.

Sec. 2. [471A.01] [PUBLIC PURPOSE FINDINGS.]

The legislature finds that the privatization of facilities for the prevention, control, and abatement of water pollution, and the furnishing of potable water provides municipalities an opportunity under appropriate circumstances to provide those capital intensive public services in a manner that will speed construction and is less costly and more efficient than the furnishing of those services through facilities exclusively owned and operated by municipalities. The legislature further finds that other law may create unnecessary and costly obstacles to the privatization of those capital intensive public services and that a comprehensive act is required to permit municipalities to enter into appropriate contractual arrangements with private parties to facilitate the privatization of those capital intensive public services.

Sec. 3. [471A.02] [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] *The definitions in this section apply to sections 2 to 13.*

Subd. 2. [ADMINISTRATOR.] *"Administrator" means the pollution control agency or any other agency, instrumentality, or political subdivision of the state responsible for administering the loan or grant program described in section 8.*

Subd. 3. [CAPITAL COST COMPONENT.] *"Capital cost component"*

means that part of the service fee that the municipality determines is intended to reimburse the private vendor for the capital cost, including debt service expense, of the related facilities.

Subd. 4. [CAPITAL COST COMPONENT GRANT.] *"Capital cost component grant" means any grant made to the municipality by the pollution control agency over a term of at least ten years to pay or reimburse the municipality for the payment of all or part of the capital cost component of the service fee.*

Subd. 5. [CAPITAL COST COMPONENT LOAN.] *"Capital cost component loan" means any loan made to the municipality by the pollution control agency over a term of at least ten years to pay or reimburse the municipality for the payment of all or part of the capital cost component of the service fee.*

Subd. 6. [CAPITAL INTENSIVE PUBLIC SERVICES.] *"Capital intensive public services" means the prevention, control, and abatement of water pollution through wastewater treatment facilities as defined by section 115.71, subdivision 8, and the furnishing of potable water. Capital intensive public services may be limited to the acquisition, construction, and ownership by the private vendor of related facilities, but does not include the furnishing of heating or cooling energy.*

Subd. 7. [CONTROLLING INTEREST.] *"Controlling interest" means either (1) the power, by ownership interest, contract, or otherwise, to direct the management of the private vendor or to designate or elect at least a majority of the private vendor's governing body or board, or (2) having more than a 50 percent ownership interest in the private vendor.*

Subd. 8. [MUNICIPALITY.] *"Municipality" means a home rule charter or statutory city, county, sanitary district, or other governmental subdivision or public corporation, including the metropolitan council and the metropolitan waste control commission.*

Subd. 9. [PERMITTED OBLIGATION.] *"Permitted obligation" means the obligation of the municipality under the service contract to pay a service fee or perform any other obligation under the service contract except an obligation to pay, in a future fiscal year of the municipality from a revenue source other than funds on hand, a stated amount of money for money borrowed or for related facilities purchased by the municipality under the service contract.*

Subd. 10. [PRIVATE VENDOR.] *"Private vendor" means one or more persons who are not a municipality and in which no governmental entity or group of governmental entities has a controlling interest.*

Subd. 11. [RELATED FACILITIES.] *"Related facilities" means all real and personal property used by the private vendor in furnishing capital intensive public services, excluding any product of the related facilities, such as drinking water, furnished under the service contract.*

Subd. 12. [SERVICE CONTRACT.] *"Service contract" means any agreement or agreements between a municipality and a private vendor under which:*

(1) the private vendor agrees to furnish to the municipality or any other

user capital intensive public services in accordance with performance standards set forth in the agreement or agreements and the municipality agrees to pay or cause to be paid to the private vendor a service fee for the services, and

(2) other covenants incident to clause (1) are made.

Subd. 13. [SERVICE FEE.] *"Service fee" means the payments the municipality is required under the service contract to make, or cause to be made, to the private vendor, including payments made by third parties to the private vendor for products or services and credited against payments the municipality would otherwise have to make, or cause to be made, under the service contract.*

Subd. 14. [USEFUL LIFE OF THE RELATED FACILITIES.] *"Useful life of the related facilities" means the economic useful life of the related facilities as determined by the municipality.*

Subd. 15. [UNRESTRICTED FUNDS.] *"Unrestricted funds" means any funds other than funds granted to the state or administrator by the federal government or any agency of the federal government and unavailable under federal law for the purposes set forth in section 8.*

Subd. 16. [USER.] *"User" means the municipality and all other persons which use the capital intensive public services furnished by the private vendor.*

Sec. 4. [471A.03] [BASIC AUTHORIZATION AND RELATED POWERS.]

Subdivision 1. [BASIC AUTHORIZATION.] *A municipality may contract with a private vendor to furnish in accordance with a service contract any capital intensive public services the municipality is authorized by law to furnish, and for that purpose a municipality may exercise any and all of the powers provided in this section.*

Subd. 2. [SERVICE CONTRACT.] *Subject to the provisions of section 10, a municipality may enter into a service contract for a term of not more than 30 years. However, the service contract may permit the municipality to either extend or renew the term of the service contract so long as the municipality is not bound under the service contract for an extended or renewal period of more than 30 years. Under the service contract the municipality may, under terms and conditions agreed to by the municipality and the private vendor:*

(1) obligate itself to pay or cause to be paid a service fee for the availability and use of the capital intensive public services to be furnished under the service contract;

(2) enter into other agreements relating to the service to be provided and which the municipality considers appropriate that are not otherwise contrary to law; and

(3) either pledge its full faith and credit or obligate a specific source of payment for the payment of the service fee and the performance of other obligations under the service contract and the payment of damages for failure to perform the obligations.

The obligation of the municipality to pay the service fee and perform any other permitted obligations under the service contract are not considered a debt within the meaning of any statutory or charter limitation, and no election is required as a precondition to the municipality entering into any permitted obligation or undertaking a project under a service contract.

Subd. 3. [PROCUREMENT PROCEDURES.] *The municipality may agree under the service contract that the private vendor will acquire and construct any and all related facilities without compliance with any competitive bidding requirements, provided (1) the municipality, or municipalities if the related facilities furnish capital intensive public services to more than one municipality, has in the aggregate either no or no more than a 50 percent ownership interest in the related facilities, and (2) the municipality enters into the service contract only after requesting from two or more private vendors proposals for the furnishing of the capital intensive public services, under terms and conditions the municipality determines to be fair and reasonable. After making the request and receiving any proposals in response to the request, the municipality may negotiate the service contract with any private vendor that meets the requirements specified in the request for proposals.*

Subd. 4. [SOURCES OF PAYMENT; COLLECTION PROCEDURE.] *(a) For the payment of a service fee or other monetary obligation under an existing service contract or in anticipation of need under a future service contract, the municipality may:*

(1) levy property taxes, impose rates and charges, levy special assessments, and exercise any other revenue producing authority granted to it and apply public funds for the payment of the service fee and any other monetary obligations under the service contract in the same manner, and subject to the same conditions and limitations, except as provided in section 5, that would apply if the related facilities were acquired, constructed, owned, and operated exclusively by the municipality; and

(2) establish by ordinance, revise when considered advisable, and collect just and reasonable rates and charges for the capital intensive public services provided under the service contract. The ordinance may obligate the owners, lessees, or occupants of property, or any or all of them, to pay charges for the capital intensive public services available for their properties and may obligate the user of a related facility to pay a reasonable charge for the use of the related facility. Rates and charges may take into account the character, kind, and quality of the capital intensive public service and all other factors that enter into the cost of the capital intensive public service, including but not limited to the service fee payable with respect to it, depreciation, and payment of principal and interest on money borrowed for the acquisition or betterment of related facilities.

(b) The rates and charges may be billed and collected in a manner the municipality shall determine consistent with this paragraph and other applicable law. On or before October 15 in each year, the municipality shall certify to the county auditor all unpaid outstanding charges for services provided under the service contract and a statement of the description of the lands against which the charges arose. It is the duty of the county auditor, upon order of the governing body of the municipality, to extend the rates and

charges with interest as provided for by ordinance upon the tax rolls of the county for the taxes of the year in which the rate or charge is filed. For each year ending October 15 the rates and charges with interest shall be carried into the tax becoming due and payable in January of the following year, and shall be enforced and collected in the manner provided for the enforcement and collection of real property taxes in accordance with the provisions of the laws of the state. The rates and charges, if not paid, shall become delinquent and be subject to the same penalties and the same rate of interest as the taxes under the general laws of the state. All rates and charges shall be uniform in their application to use and service of the same character or quantity.

(c) An ordinance establishing rates and charges shall also establish a procedure by which a person obligated to pay the rates and charges may, each year at a public hearing held before August 1 of each year, protest the payment of the rates and charges on the grounds that services to be provided under the service contract are not available to the person. The services shall be deemed available for the property of the person if the vendor agrees, and the related facilities have the capacity, to provide the services to the person as soon as the municipality or any other entity provides the property of the person with access to the services. Notice of the hearing shall be published at least 30 days prior to the hearing in an official newspaper in general circulation in the municipality. A person protesting the assessment of rates and charges under this paragraph shall file the objection in writing with the municipality at least five days prior to the hearing. Within ten days after the hearing, the municipality shall determine whether the rates and charges were properly assessed. A person protesting the assessment of rates and charges may appeal the assessment, and a private vendor may appeal a reduction in rates and charges for any person, to the district court in the same manner as appeal of other civil cases. Rates and charges erroneously collected shall be refunded with the same rate of interest as taxes refunded with interest under the general laws of this state.

(d) A public hearing on the proposed ordinance shall be held prior to the meeting at which it is to be considered by the governing body of the municipality and after notice of the hearing has been published in the official newspaper of the municipality not less than ten days prior to the hearing. The notice shall state the subject matter and the general purpose of the proposed ordinance.

Subd. 5. [SALE OR LEASE OF EXISTING FACILITIES.] *For purposes of carrying out the service contract, the municipality may, in compliance with subdivision 3, sell or lease to the private vendor or any other municipality on terms and conditions as the municipality considers appropriate any existing related facilities, including land, owned by the municipality.*

Subd. 6. [REMEDIES.] *The municipality may provide that title to the facilities shall vest in or revert to the municipality if the private vendor defaults under any specified provisions in the service contract. The municipality may acquire or reacquire any facilities and terminate the service contract in accordance with its terms notwithstanding that the service contract may constitute an equitable mortgage. No lease of facilities by the municipality to the private vendor is subject to the provisions of section 504.02, unless expressly so provided in the service contract.*

Subd. 7. [INTEREST IN THE RELATED FACILITIES.] *The municipal-*

ity may retain or acquire, on terms and conditions it considers appropriate, a present or future interest in all or part of the related facilities and grant a mortgage or security interest in its interest in the related facilities.

Subd. 8. [INTEREST IN THE PRIVATE VENDOR.] *The municipality may, on terms and conditions it considers appropriate, acquire an interest in the private vendor as a joint venturer, including a share in the revenues derived from the related facilities, and grant a security interest in its interest in the private vendor and such revenues. However, no municipality or group of municipalities may have a controlling interest in the private vendor.*

Subd. 9. [USE OF BOND PROCEEDS.] *The municipality may issue bonds and other obligations and apply their proceeds toward the payment of the costs of the related facilities in the same manner and subject to the same conditions and limitations that would apply if the related facilities were acquired, constructed, owned, and operated exclusively by the municipality and for these purposes, related facilities shall be considered to be a project within the meaning of section 474.02, subdivision 1a.*

Subd. 10. [REQUIRED PUBLIC USE.] *The municipality may agree, subject to any applicable state statutory requirements as to designated use of the related facilities, that the sole and exclusive right to provide the capital intensive public services within its jurisdiction be assumed by the private vendor under the service contract and may require that any and all members of the public within its jurisdiction use the services provided under the service contract in the same manner and subject to the same limitations and conditions that would apply if the related facilities were acquired, constructed, owned, and operated exclusively by the municipality.*

Subd. 11. [CONDEMNATION POWERS.] *The municipality may exercise the right of eminent domain in the manner provided by chapter 117, for the purpose of acquiring for itself or the private vendor any and all related facilities. If the related facilities are acquired for the private vendor, the service contract shall be for a term of at least five years.*

Subd. 12. [CONTRACTOR'S BOND AND MECHANICS' LIENS.] *The municipality may waive or require the furnishing of a contractor's payment and performance bond of the kind described in section 574.26 in connection with the installation and construction of any related facilities. If the bond is required, the provisions of chapter 514 relating to liens for labor and materials are not applicable with respect to work done or labor or materials supplied for the related facilities. If the bond is waived, the provisions of chapter 514 apply with respect to work done or labor or materials supplied for the related facilities.*

Sec. 5. [471A.04] [LEVY LIMITS.]

For purposes of applying sections 275.50 to 275.56, any property taxes levied for the payment of the service fee shall be treated as a special levy under the provisions of section 275.50, to the same extent and subject to the same limitations that would apply if the capital cost component of the service fee represented principal and interest payments on bonded indebtedness of the municipality within the meaning of section 275.50, subdivision 5, clause (e), and if the balance of the service fee represented operation and maintenance expenses for related facilities owned and operated exclusively by the

municipality. The provisions of section 275.11 and any levy limits imposed by home rule charter do not apply to taxes levied to pay the service fee.

Sec. 6. [471A.05] [EXEMPTION FROM PROPERTY TAXES.]

If the service contract provides that property taxes imposed with respect to the related facilities are to be included in the service fee as pass-through costs, the municipality may apply to the commissioner of revenue for an exemption from property taxation of the related facilities. The property is exempt from ad valorem taxation, if the commissioner of revenue determines that the related facilities serve the general public and that similar municipally-owned facilities are exempt from ad valorem property taxation. The commissioner of revenue must notify the assessor that the property is exempt from taxation. The exemption is only effective during the term of the service contract from and after the date of filing the certificate in the case of property taxes. The exemption is not effective with respect to any property taxes levied or imposed but not collected prior to the date of approval of the exemption by the commissioner of revenue.

Sec. 7. [471A.06] [JOINT POWERS AGREEMENT.]

Two or more municipalities may enter into joint powers agreements they consider appropriate under the provisions of section 471.59 for purposes of exercising the powers granted in sections 2 to 13.

Sec. 8. [471A.07] [STATE GRANTS AND LOANS.]

On or before January 1, 1987, the pollution control agency shall submit to the legislature proposed legislation and draft implementing regulations providing for (1) the use by the administrator of unrestricted funds to provide grants and loans for related facilities that constitute wastewater treatment facilities as defined by section 115.71, subdivision 8, and (2) the use of such funding as a means of speeding construction of wastewater treatment facilities and better targeting scarce unrestricted funds to help finance wastewater treatment facilities (including reimbursement of municipalities for a portion of the capital cost component in service contracts under capital cost component loans and capital cost component grants).

Sec. 9. [471A.08] [HEARING.]

Subdivision 1. [PUBLIC HEARING REQUIRED.] *Except as provided in subdivision 2, a municipality shall, before entering into a service contract under sections 2 to 13, conduct a public hearing on the proposal to provide specified capital intensive public services under sections 2 to 13. The hearing may be conducted either before or after the date on which any request for proposals is made under section 4, subdivision 3, clause (2). A notice of the hearing shall be published in the local official newspaper of the municipality no less than 15 and no more than 45 days prior to the date set for hearing and shall describe the general nature of the proposal. Any written information developed for the proposal prior to the hearing shall be available to the public for inspection prior to the hearing. The hearing on the proposal shall be sufficient even though the site of the related facilities, the name of the private vendor, and the specific structure of the contractual arrangements with the private vendor are not known at the time of the hearing.*

Subd. 2. [EXISTING CONTRACTS.] *A municipality that entered into a*

service contract prior to the effective date of sections 2 to 13 may exercise any of the powers authorized by those sections without complying with subdivision 1.

Sec. 10. [471A.09] [INVESTMENT OF FUNDS.]

Any sums paid to the private vendor under the service contract are not considered public funds and may be invested in any securities in which the private vendor is authorized by law to invest.

Sec. 11. [471A.10] [PUBLIC EMPLOYEE LAWS; SALE OR LEASE OF EXISTING FACILITY.]

(a) Unless expressly provided therein, and except as provided in this section, no state law, charter provision, or ordinance of a municipality relating to public employees shall apply to a person solely by reason of that person's employment by a private vendor in connection with services rendered under a service contract.

(b) A private vendor purchasing or leasing existing related facilities from a municipality shall recognize all exclusive bargaining representatives and existing labor agreements and those agreements shall remain in force until they expire by their terms. Persons who are not employed by a municipality in a related facility at the time of a lease or purchase of the facility by the private vendor are not "public employees" within the meaning of the public employees retirement act, chapter 353. Persons employed by a municipality in a related facility at the time of a lease or purchase of the facility by a private vendor shall continue to be considered to be "public employees" within the meaning of the public employees retirement act, chapter 353, but may elect to terminate their participation in the public employees retirement association as provided in this section. Each such employee may exercise the election annually on the anniversary of the person's initial employment by the municipality. An employee electing to terminate participation in the association is entitled to benefits that the employee would be entitled to if terminating public employment and may participate in a retirement program established by the private vendor.

Sec. 12. [471A.11] [REGULATION OF RATES AND CHARGES AND PUBLIC UTILITY LAWS.]

A municipality may regulate by ordinance, contract, or otherwise the rates and charges imposed by the private vendor with respect to any capital intensive public services provided to the public under the service contract. Whether or not the imposition of such rates and charges is so regulated, no capital intensive public services provided under the service contract are subject to regulation under the provisions of chapter 216B, unless the municipality elects to subject the services to regulation under that chapter. An election for regulation may be affected by resolution of the governing body of the municipality requesting regulation and filing the resolution with the state public utilities commission.

Sec. 13. [471A.12] [POWERS; ADDITIONAL AND SUPPLEMENTAL.]

The powers conferred by sections 2 to 13 shall be liberally construed in order to accomplish their purposes and shall be in addition and supplemental

to the powers conferred by any other law or charter. If any other law or charter is inconsistent with sections 2 to 13, these sections are controlling as to service contracts entered into under sections 2 to 13. However, nothing in sections 2 to 13 limits or qualifies (1) any other law that a municipality must comply with to obtain any permit in connection with related facilities, (2) any performance standard or effluent limitations applicable to related facilities, or (3) the provisions of any law relating to conflict of interest.

Sec. 14. Minnesota Statutes 1984, section 474.02, is amended by adding a subdivision to read:

Subd. 1h. The term "project" shall also include related facilities as defined by section 3, subdivision 11.

Sec. 15. [EFFECTIVE DATE.]

Article 4 is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to local government financing; allocating issuance authority for obligations subject to a federal volume limitation act; authorizing issuance of bonds; giving local governments certain powers; prescribing pollution control agency procedures; providing for wastewater treatment control; amending Minnesota Statutes 1984, sections 115.07, subdivision 1; 115A.14, subdivision 4; 124.214, by adding a subdivision; 273.1314, by adding a subdivision; 273.73, subdivision 10; 273.75, subdivision 2; 273.77; 298.2211, subdivision 1; 412.301; 429.091, subdivision 8; 430.12; 459.35; 462.556; 462A.03, subdivision 13; 462C.02, subdivision 6; 462C.06; 462C.07, subdivision 1; 471.59, subdivision 11; 472.09, subdivision 8; 474.01, subdivisions 6 and 7b; 474.02, by adding a subdivision; 475.55, subdivision 1, and by adding a subdivision; 475.77; Minnesota Statutes 1985 Supplement, sections 273.1314, subdivision 16a; 273.75, subdivision 4; 458.1941; 462.445, subdivision 13; 475.56; 475.60, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 115, 116, 297A, 340A, and 475; proposing coding for new law as Minnesota Statutes, chapters 471A, 474A; repealing Minnesota Statutes 1984, sections 462C.09, subdivision 4; 474.16, subdivisions 1, 2, and 5; 474.21; 474.25; Minnesota Statutes 1985 Supplement, sections 116J.58, subdivision 4; 462C.09, subdivisions 1, 2a, 3, 5, and 6; 474.16, subdivisions 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15; 474.17; 474.19; 474.20; 474.23; and 474.26."

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

House Conferees: (Signed) William H. Schreiber, John E. Brandl, John D. Tomlinson, Don J. Valento, Terry M. Dempsey

Senate Conferees: (Signed) Lawrence J. Pogemiller, Don Frank, Gen Olson, Douglas J. Johnson, Michael O. Freeman

Mr. Pogemiller moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2287 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. 2287 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 58 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Kamrath	Novak	Renneke
Anderson	Dicklich	Kroening	Olson	Sieloff
Belanger	Diessner	Kronebusch	Pehler	Spear
Benson	Dieterich	Laidig	Peterson, C.C.	Storm
Berg	Frank	Langseth	Peterson, D.C.	Stumpf
Berglin	Frederick	Lantry	Peterson, D.L.	Taylor
Bernhagen	Frederickson	Lessard	Peterson, R.W.	Vega
Bertram	Freeman	Luther	Petty	Waldorf
Brataas	Hughes	McQuaid	Pogemiller	Wegscheid
Chmielewski	Isackson	Mehrkens	Purfeerst	Willet
Dahl	Johnson, D.E.	Merriam	Ramstad	
Davis	Jude	Moe, D.M.	Reichgott	

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

MEMBERS EXCUSED

On March 13, 1986, Ms. Reichgott moved to be excused from voting from 9:15 to 9:45 p.m. pursuant to Senate Rule 5. The motion was made pursuant to the wrong rule. The appropriate motion was to be excused pursuant to the conflict of interest provisions of Rule 22. This statement is to correct the record to reflect that the absence was unexcused.

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1824, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1824 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1824

A bill for an act relating to statutes; adopting as amended a gender neutral revision of Minnesota Statutes; providing for no substantive change; granting certain editorial authority to the revisor of statutes; amending Minnesota Statutes 1984, sections 3C.10, subdivision 1; and 645.44, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 645.

March 14, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1824, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 1824 be further amended as follows:

Pages 1 and 2, delete section 4

Page 4, delete section 11

Page 4, after line 9, insert:

"Sec. _____ [AMENDMENT; VOLUME 8.]

Volume 8 of the Gender Revision of 1986 as adopted under section 1 is amended as follows:

Page 370, line 48, delete "*sexual capacity*" and insert "*virility*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, after "subdivision" delete the rest of the line

Page 1, line 8, delete everything before the period

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

House Conferees: (Signed) David T. Bishop, Pat Piper, Gordon Backlund

Senate Conferees: (Signed) Ember D. Reichgott, Marilyn M. Lantry, Lawrence J. Pogemiller

Ms. Reichgott moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1824 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. 1824: A bill for an act relating to statutes; adopting as amended a gender neutral revision of Minnesota Statutes; providing for no substantive change; granting certain editorial authority to the revisor of statutes; amending Minnesota Statutes 1984, sections 3C.10, subdivision 1; and 645.44, by adding a subdivision.

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 51 and nays 10, as follows:

Those who voted in the affirmative were:

Belanger	Dieterich	Kroening	Peterson, C.C.	Spear
Benson	Frank	Kronebusch	Peterson, D.C.	Storm
Berg	Frederick	Laidig	Peterson, D.L.	Taylor
Berglin	Frederickson	Langseth	Peterson, R.W.	Vega
Bernhagen	Freeman	Lantry	Petty	Waldorf
Brataas	Hughes	Luther	Pogemiller	Wegscheid
Dahl	Johnson, D.E.	Mehrkens	Ramstad	Willet
Davis	Johnson, D.J.	Merriam	Reichgott	
DeCramer	Jude	Novak	Renneke	
Dicklich	Kamrath	Olson	Schmitz	
Diessner	Knaak	Pehler	Sieloff	

Those who voted in the negative were:

Adkins	Bertram	Gustafson	Lessard	Samuelson
Anderson	Chmielewski	Isackson	Purfeerst	Stumpf

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

RECONSIDERATION

Mr. Petty moved that S.F. No. 2102 be taken from the table. The motion prevailed.

Mr. Wegscheid moved that the vote whereby the motion to concur in the amendments by the House to S.F. No. 2102 was not adopted by the Senate on March 17, 1986, be now reconsidered. The motion prevailed.

S.F. No. 2102: A bill for an act relating to marriage dissolution and legal separation; requiring appointment of guardians ad litem in certain child custody proceedings; amending Minnesota Statutes 1984, section 518.165.

Mr. Petty moved that S.F. No. 2102 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Chmielewski moved that his name be stricken and the name of Mr. Wegscheid be added as chief author to S.F. No. 2114. The motion prevailed.

Mr. Stumpf moved that the name of Mr. Davis be added as a co-author to S.F. No. 1290. The motion prevailed.

Mrs. McQuaid introduced—

Senate Resolution No. 130: A Senate resolution congratulating the Orioles girls basketball team from St. Louis Park High School for winning the 1986 Class AA Girls State High School Basketball Championship.

Referred to the Committee on Rules and Administration.

Without objection, the Senate reverted to the Orders of Business of Messages From the House and First Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 1894.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 1894: A bill for an act relating to environment; providing terms and conditions for the administration of wastewater treatment plant construction grants and loans; requiring a hazardous waste permit; amending Minnesota Statutes 1984, sections 115.07, subdivision 1; 115A.14, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 115 and 116.

Mr. Davis moved that H.F. No. 1894 be laid on the table. The motion prevailed.

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 2331, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2331 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 2331

A bill for an act relating to taxation; providing for the taxation of lawful gambling; providing for identification cards for employees of distributors of gambling equipment; providing for the registration of manufacturers of gambling equipment; providing for maximum prizes for pull-tabs; allowing local investigation fees; making unlicensed wholesaling of gambling equipment a felony; regulating off-track betting; exempting certain lawful gambling from licensing and taxation; providing for notification to town boards of license applications; providing a penalty; amending Minnesota Statutes 1984, sections 240.25, subdivision 2; 240.26, subdivisions 1 and 2; 349.12, by adding a subdivision; 349.161, by adding subdivisions; 349.19, subdivision 5; 349.211, by adding a subdivision; 349.212, by adding a subdivision; 349.213, subdivision 2; 349.214, subdivision 2, and by adding a subdivision; 349.22; 349.31, subdivision 1; and 609.761; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349.

March 17, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 2331, 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. 2331 be

further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 240.25, subdivision 2, is amended to read:

Subd. 2. [OFF-TRACK BETS.] No person ~~may, as part of an organized commercial activity, place or accept a bet off the premises of a licensed racetrack for delivery to a licensed racetrack~~ *shall:*

(1) for a fee, directly or indirectly, accept anything of value from another to be transmitted or delivered for wager in any licensed pari-mutuel system of wagering on horse races, or for a fee deliver anything of value which has been received outside of the enclosure of a licensed racetrack holding a race meet licensed under this chapter, to be placed as wagers in the pari-mutuel system of wagering on horse racing within the enclosure; or

(2) give anything of value to be transmitted or delivered for wager in any licensed pari-mutuel system of wagering on horse races to another who charges a fee, directly or indirectly, for the transmission or delivery.

Sec. 2. Minnesota Statutes 1984, section 240.26, subdivision 1, is amended to read:

Subdivision 1. [FELONIES.] A violation of the prohibition against accepting a bet in section 240.25, ~~subdivisions~~ *subdivision* 1 ~~and 2~~, *a violation of section 240.25, subdivision 2, clause (1),* and a violation of section 240.25, subdivisions 3, 4, and 7 is a felony.

Sec. 3. Minnesota Statutes 1984, section 240.26, subdivision 2, is amended to read:

Subd. 2. [GROSS MISDEMEANORS.] A violation of the prohibition against placing a bet in section 240.25, ~~subdivisions~~ *subdivision* 1 ~~and 2~~, *a violation of section 240.25, subdivision 2, clause (2),* and a violation of section 240.25, subdivisions 5 and 6, is a gross misdemeanor.

Sec. 4. Minnesota Statutes 1984, section 349.12, subdivision 13, is amended to read:

Subd. 13. "Profit" means the gross receipts collected from lawful gambling, less reasonable sums necessarily and actually expended for ~~gambling supplies and equipment,~~ prizes~~, rent, and utilities used during the gambling occasions, compensation paid to members for conducting gambling,~~ *and* taxes imposed by this chapter~~, and maintenance of devices used in lawful gambling~~.

Sec. 5. Minnesota Statutes 1984, section 349.12, subdivision 17, is amended to read:

Subd. 17. "Distributor" is a person who sells gambling equipment he manufactures or purchases for resale *within the state*.

Sec. 6. Minnesota Statutes 1984, section 349.12, is amended by adding a subdivision to read:

Subd. 18. [DEAL.] *"Deal" means each separate package, or series of packages, consisting of one game of pull-tabs with the same serial number*

purchased from a distributor.

Sec. 7. Minnesota Statutes 1984, section 349.15, is amended to read:

349.15 [USE OF PROFITS.]

Profits from lawful gambling may be expended only for lawful purposes *or expenses* as authorized at a regular meeting of the conducting organization. *Provided that no more than 50 percent of gross receipts from bingo, and no more than 40 percent for other forms of lawful gambling, may be expended for necessary expenses related to lawful gambling. The board shall provide by rule for the administration of this section, including specifying allowable expenses. The rules may provide a maximum percentage of gross receipts which may be expended for certain expenses.*

Sec. 8. Minnesota Statutes 1984, section 349.151, subdivision 2, is amended to read:

Subd. 2. [MEMBERSHIP.] The board consists of 13 members appointed as follows:

(1) eleven persons appointed by the governor *with the advice and consent of the senate*, at least four of whom must reside outside of the seven-county metropolitan area;

(2) the commissioner of public safety or his designee; and

(3) the attorney general or his designee.

A member serving on the board by appointment must have been a resident of Minnesota for at least five years. Of the appointees of the governor not more than six may belong to the same political party. A member appointed to the board may be removed at any time by the appointing authority. Vacancies on the board are filled in the same manner as the original appointment. Of the members appointed by the governor, three are for terms expiring June 30, 1985, four are for terms expiring June 30, 1986, and four are for terms expiring June 30, 1987. After the expiration of the initial terms, appointments are for three years. The governor shall appoint the chairperson from among his appointees.

Sec. 9. Minnesota Statutes 1984, section 349.151, subdivision 4, is amended to read:

Subd. 4. [POWERS AND DUTIES.] The board has the following powers and duties:

(1) to issue, revoke, and suspend licenses to organizations ~~and suppliers~~, *distributors, and manufacturers* under sections 349.16 ~~and~~, 349.161, *and section 15*;

(2) to collect and deposit license fees and taxes due under this chapter;

(3) to receive reports required by this chapter and inspect the records, books, and other documents of organizations and suppliers to insure compliance with all applicable laws and rules;

(4) to make rules, including emergency rules, required by this chapter;

(5) to register gambling equipment and issue registration stamps under section 349.162;

(6) to provide by rule for the mandatory posting by organizations conducting lawful gambling of rules of play and the odds and/or house percentage on each form of lawful gambling; ~~and~~

(7) to report annually to the governor and legislature on its activities and on recommended changes in the laws governing charitable gambling; *and*

(8) impose civil penalties of not more than $500 per violation on organizations, distributors, and manufacturers for failure to comply with any provision of sections 349.12 to 349.23 or any rule of the board.

Sec. 10. Minnesota Statutes 1984, section 349.16, subdivision 3, is amended to read:

Subd. 3. [FEES.] The board shall by rule establish a schedule of fees for licenses under this section. The schedule must establish ~~three~~ *four* classes of license, authorizing all forms of lawful gambling, all forms except bingo, *raffles only*, and bingo only.

Sec. 11. Minnesota Statutes 1984, section 349.16, is amended by adding a subdivision to read:

Subd. 4. [LOCAL INVESTIGATION FEE.] *A statutory or home rule charter city or county notified under section 349.213, subdivision 2, may assess an investigation fee on organizations applying for or renewing a license to conduct lawful gambling. An investigation fee may not exceed the following limits:*

(1) for cities of the first class, $500;

(2) for cities of the second class, $250; and

(3) for all other cities and counties, $100.

Sec. 12. Minnesota Statutes 1984, section 349.161, subdivision 1, is amended to read:

Subdivision 1. [PROHIBITED ACTS; LICENSES REQUIRED.] No person may:

(1) sell, offer for sale, or furnish gambling equipment for use within the state for gambling purposes, other than for ~~bingo~~ *lawful gambling* exempt from licensing under section ~~340.19~~ *349.214*, except to an organization licensed for lawful gambling; or

(2) sell, offer for sale, or furnish gambling equipment to an organization licensed for lawful gambling without having obtained a distributor license under this section.

No licensed organization may purchase gambling equipment from any person not licensed as a distributor under this section.

Sec. 13. Minnesota Statutes 1984, section 349.161, is amended by adding a subdivision to read:

Subd. 8. [EMPLOYEES OF DISTRIBUTORS.] *Licensed distributors shall provide the board upon request with the names and business addresses of all employees. Each person eligible to conduct sales on behalf of a distributor must have in possession a picture identification card approved by the board.*

Sec. 14. Minnesota Statutes 1984, section 349.162, is amended to read:

349.162 [EQUIPMENT REGISTERED.]

Subdivision 1. [STAMP REQUIRED.] A distributor may not sell to an organization and an organization may not purchase from a distributor gambling equipment unless the equipment has been registered with the board and has a registration stamp affixed. The board ~~may~~ *shall* charge a fee of ~~up to 25~~ *five* cents for each stamp. Each stamp must bear a registration number assigned by the board. *A distributor is entitled to a refund for unused stamps and replacement for stamps which are defective or canceled by the distributor.*

Subd. 2. [RECORDS REQUIRED.] A distributor must maintain a record of all gambling equipment which it sells to organizations. The record must include:

(1) the identity of the person or firm from whom the equipment was purchased;

(2) the registration number of the equipment;

(3) the name and address of the organization to which the sale was made; and

(4) the date of the sale.

The ~~record~~ *invoice* for each sale must be retained for at least ~~three years~~ *one year* after the sale is completed *and a copy of the invoice is delivered to the board*. For purposes of this section, a sale is completed when the gambling equipment is physically delivered to the purchaser.

Each distributor must report monthly to the board, ~~on~~ *in* a form the board prescribes, its sales of each type of gambling equipment. Employees of the board may inspect the books, records, and other documents of a distributor at any reasonable time without notice and without a search warrant.

~~Subd. 3. [SALES FROM FACILITIES.] All gambling equipment purchased by a licensed distributor for resale in Minnesota must prior to its resale be unloaded into a facility located in Minnesota which the distributor owns or leases.~~

Subd. 3. [EXEMPTION.] *For purposes of this section, bingo cards intended to be used for more than one game need not be registered.*

Sec. 15. [349.163] [REGISTRATION OF MANUFACTURERS.]

Subdivision 1. [REGISTRATION.] *No manufacturer of gambling equipment may sell any gambling equipment to any person unless the manufacturer has registered with the board and has been issued a certificate of registration.*

Subd. 2. [CERTIFICATE; FEE.] *A certificate under this section is valid for one year. The annual fee for registration is $500.*

Subd. 3. [PROHIBITED SALES.] *A manufacturer may not sell gambling equipment to any person not licensed as a distributor unless the manufacturer is also a licensed distributor.*

Sec. 16. Minnesota Statutes 1984, section 349.17, is amended by adding a

subdivision to read:

Subd. 2a. [DISTRIBUTOR LICENSE EXEMPTION FOR LESSOR.] *As part of a lease agreement on a leased bingo premises, the lessor may furnish bingo equipment without being a licensed distributor.*

Sec. 17. [349.171] [CERTAIN SIGNS PROHIBITED.]

No organization may post on the premises where it conducts lawful gambling any sign which states directly or indirectly that all of the receipts from the lawful gambling it conducts are used for charitable purposes.

Sec. 18. Minnesota Statutes 1984, section 349.18, subdivision 2, is amended to read:

Subd. 2. [EXCEPTIONS.] (a) A licensed organization may conduct raffles on a premise it does not own or lease.

(b) A licensed organization may with the permission of the board, conduct bingo on premises it does not own or lease for up to six days in a calendar year, in connection with a county fair or civil celebration.

(c) A licensed organization may, after compliance with section 349.213, conduct lawful gambling on premises other than the organization's licensed premise for one day per year for not more than 12 hours that day. A lease for that time period for the exempted premises must accompany the request to the board.

Sec. 19. Minnesota Statutes 1984, section 349.19, subdivision 5, is amended to read:

Subd. 5. [REPORTS.] A licensed organization must report to the board and to its membership monthly, *or quarterly in the case of a licensed organization which does not report more than $1,000 in gross receipts from lawful gambling in any calendar quarter,* on its gross receipts, expenses, profits, and expenditure of profits from lawful gambling. If the organization conducts both bingo and other forms of lawful gambling, the figures for both must be reported separately. In addition, a licensed organization must report to the board monthly on its purchases of gambling equipment and must include the type, quantity, and dollar amount from each supplier separately. The reports must be on a form the board prescribes.

Sec. 20. Minnesota Statutes 1984, section 349.19, subdivision 6, is amended to read:

Subd. 6. [PRESERVATION OF RECORDS.] *The board may require that* records required to be kept by this section must be preserved *by a licensed organization* for at least ~~three~~ *two* years and may be inspected by employees of the board at any reasonable time without notice or a search warrant.

Sec. 21. Minnesota Statutes 1984, section 349.211, is amended by adding a subdivision to read:

Subd. 2a. [PULL-TAB PRIZES.] *The maximum prize which may be awarded for any single pull-tab is $250. An organization may not sell any pull-tab for more than $2.*

Sec. 22. Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1, is amended to read:

Subdivision 1. [RATE.] There is hereby imposed a tax on all lawful gambling, *other than pull-tabs*, conducted by organizations licensed by the board at the rate specified in this subdivision. The tax imposed by this ~~section~~ *subdivision* is in lieu of the tax imposed by section 297A.02 and of all local taxes and license fees *except a fee authorized under section 349.213, subdivision 3.*

On all lawful gambling, *other than pull-tabs,* the tax is ten percent of the gross receipts of a licensed organization from lawful gambling less prizes actually paid out, payable by the organization.

Sec. 23. Minnesota Statutes 1984, section 349.212, is amended by adding a subdivision to read:

Subd. 4. [PULL-TAB TAX.] *There is imposed a tax on the sale of each deal of pull-tabs sold by a licensed distributor to a licensed organization, or to an organization holding an exemption identification number. The rate of the tax is ten percent of the face resale value of all the pull-tabs in each deal less the total prizes which may be paid out on all the pull-tabs in that deal. The tax is payable to the commissioner of revenue in the manner prescribed in section 24 and the rules of the commissioner. The commissioner shall pay the proceeds of the tax to the state treasurer for deposit in the general fund. The sales tax imposed by chapter 297A on the sale of the pull-tabs by the licensed distributor to an organization is imposed on the retail sales price less the tax imposed by this subdivision. The retail sale of pull-tabs by the organization is exempt from taxes imposed by chapter 297A if the tax imposed by this subdivision has been paid and is exempt from all local taxes and license fees except a fee authorized under section 349.213, subdivision 3.*

Sec. 24. [349.2121] [PULL-TAB TAX; COLLECTION.]

Subdivision 1. [APPLICATION AND ISSUANCE.] *Every distributor licensed by the board who sells pull-tabs to organizations authorized to sell pull-tabs under this chapter must file with the commissioner of revenue an application, on a form the commissioner prescribes, for a gambling tax identification number and gambling tax permit. The commissioner, when satisfied that the applicant has a valid license from the board, shall issue the applicant a permit and number. A permit is not assignable and is valid only for the distributor in whose name it is issued.*

Subd. 2. [RECORDS.] *The commissioner may by rule require a licensed distributor holding a permit under this section to keep such books, papers, documents, and records as the commissioner deems necessary to the enforcement of this chapter. The commissioner may examine, or cause to be examined, any books, papers, records, or other documents relevant to making a determination, whether they are in the possession of a distributor or another person or corporation. The commissioner may require the attendance of any persons having knowledge or information in the premises, to compel the production of books, papers, records, or memoranda by persons so required to attend, to take testimony on matters material to a determination, and to administer oaths or affirmations.*

Subd. 3. [SUSPENSION, REVOCATION.] *The commissioner, after notice and hearing, may for reasonable cause revoke or suspend a permit*

held by a distributor. A notice must be sent to the distributor at least 30 days before the hearing and give notice of the time and place of the hearing, must give the reason for the proposed suspension or revocation, and must require the distributor show cause why the proposed action should not be taken. The notice may be served personally or by mail in the manner prescribed for service of notice of a deficiency. The commissioner may not issue a new permit after revocation except upon application accompanied by reasonable evidence of the intention of the applicant to comply with all applicable laws and rules. The commissioner may condition the issuance of a new permit to the applicant on the supplying of security in addition to that authorized by subdivision 2 as is reasonably necessary to ensure compliance with all applicable laws and rules.

Subd. 4. [COLLECTION.] *The tax imposed by section 349.212, subdivision 4, for each taxable sale is due and payable to the commissioner monthly on or before the 25th day of the month succeeding the month in which the taxable sale was made.*

Subd. 5. [INFORMATION CONFIDENTIAL.] *Neither the commissioner nor any other public official or employee may divulge or otherwise make known in any manner any particulars disclosed in any report or return required by this section, or any information concerning the affairs of the distributor making the return acquired from its records, officers, or employees while examining or auditing under the authority of this chapter, except in connection with a proceeding involving taxes due under this chapter. Nothing herein prohibits the commissioner from publishing statistics so classified as not to disclose the identity of particular returns or reports and their contents. Any person violating the provisions of this section is guilty of a gross misdemeanor.*

Notwithstanding the provisions of this section, the commissioner may furnish information on a reciprocal basis to the taxing officials of another state or the board in order to implement the purposes of this chapter.

In order to facilitate processing of returns and payments of taxes required by this chapter, the commissioner may contract with outside vendors and may disclose private and nonpublic data to the vendor. The data disclosed must be administered by the vendor consistent with this section.

Subd. 6. [COLLECTIONS; CIVIL PENALTIES.] *The provisions of chapter 297A relating to the commissioner's authority to audit, assess, and collect the tax imposed by that chapter apply to the tax, penalties and interest imposed by section 349.212, subdivision 4. The commissioner shall impose civil penalties for violation of this section as provided in chapter 297A, and the additional tax and penalties are subject to interest at the rate provided in section 270.75.*

Subd. 7. [RULES.] *The commissioner shall adopt rules, including emergency rules, for the administration and enforcement of this section and section 349.212, subdivision 4.*

Sec. 25. Minnesota Statutes 1984, section 349.213, is amended to read:

Subdivision 1. [LOCAL REGULATION.] A statutory or home rule city or county has the authority to adopt more stringent regulation of any form of lawful gambling within its jurisdiction, including the prohibition of any form

of lawful gambling, and may require a permit for the conduct of gambling exempt from licensing under section 349.214. *The fee for a permit issued under this subdivision may not exceed $100.* The authority granted by this subdivision does not include the authority to require a license or permit to conduct gambling by organizations *or sales by distributors* licensed by the board.

Subd. 2. [LOCAL APPROVAL.] Before issuing or renewing an organization license, the board must notify the city council of the statutory or home rule city in which the organization's premises are located or, if the premises are located outside a city, by the county board of the county *and the town board of the town* where the premises are located. If the city council or county board adopts a resolution disapproving the license and so informs the board within 30 days of receiving notice of the license, the license may not be issued or renewed.

Sec. 26. Minnesota Statutes 1984, section 349.214, subdivision 2, is amended to read:

Subd. 2. [~~RAFFLES~~ LAWFUL GAMBLING.] *(a)* Raffles may be conducted by an organization as defined in section 349.12, subdivision ~~13~~ *12*, without complying with sections 349.11 to *349.14 and 349.151 to* 349.213 if the value of all raffle prizes awarded by the organization in a calendar year does not exceed $750.

(b) Lawful gambling may be conducted by an organization as defined in section 349.12, subdivision 12, without complying with sections 349.11 to 349.14 and 349.151 to 349.212 if:

(1) the organization conducts lawful gambling on five or fewer days in a calendar year;

(2) the organization does not award more than $50,000 in prizes for lawful gambling in a calendar year;

(3) the organization notifies the board in writing not less than 30 days before each lawful gambling occasion of the date and location of the occasion, the types of lawful gambling to be conducted, the prizes to be awarded, and receives an exemption identification number;

(4) the organization notifies the local government unit 30 days before the lawful gambling occasion;

(5) the organization purchases all gambling equipment and supplies from a licensed distributor; and

(6) the organization reports to the board, on a single page form prescribed by the board, within 30 days of each gambling occasion, the gross receipts, prizes, expenses, expenditures of net profits from the occasion, and the identification of the licensed distributor from whom all gambling equipment was purchased.

(c) If the organization fails to file a timely report as required by paragraph (b), clause (3) or (6), a $250 penalty is imposed on the organization. Failure to file a timely report does not disqualify the organization as exempt under this paragraph if a report is subsequently filed and the penalty paid.

(d) Merchandise prizes must be valued at their fair market value.

Sec. 27. Minnesota Statutes 1984, section 349.214, is amended by adding a subdivision to read:

Subd. 4. [TAXATION.] *An organization's receipts from lawful gambling that is exempt from licensing under this section is not subject to the tax imposed by section 297A.02 or 349.212.*

Sec. 28. Minnesota Statutes 1984, section 349.31, subdivision 1, is amended to read:

Subdivision 1. [INTENTIONAL POSSESSION; WILLFUL KEEPING.] The intentional possession or willful keeping of a gambling device on a licensed premises is cause for the revocation of any license under which the licensed business is carried on upon the premises where the gambling device is found, provided that possession of gambling equipment as defined in section 349.12, subdivision 17, which is used for *lawful* gambling ~~licensed by the charitable gambling control board~~ *authorized by this chapter*, and the manufacture of gambling devices for use in jurisdictions where use of the gambling device is legal as provided for by section 349.40 shall not be cause for revocation of a license.

Sec. 29. Minnesota Statutes 1984, section 609.75, subdivision 3, is amended to read:

Subd. 3. [WHAT ARE NOT BETS.] The following are not bets:

(1) A contract to insure, indemnify, guarantee or otherwise compensate another for a harm or loss sustained, even though the loss depends upon chance.

(2) A contract for the purchase or sale at a future date of securities or other commodities.

(3) Offers of purses, prizes or premiums to the actual contestants in any bona fide contest for the determination of skill, speed, strength, endurance, or quality or to the bona fide owners of animals or other property entered in such a contest.

(4) The game of bingo when conducted in compliance with sections 349.11 to 349.23.

(5) A private social bet not part of or incidental to organized, commercialized, or systematic gambling.

(6) The operation of equipment or the conduct of a raffle under sections 349.11 to 349.22, by an organization licensed by the charitable gambling control board *or an organization exempt from licensing under section 349.214*.

(7) Pari-mutuel betting on horse racing when the betting is conducted under chapter 240.

Sec. 30. Minnesota Statutes 1984, section 609.761, is amended to read:

609.761 [OPERATIONS PERMITTED.]

Notwithstanding sections 609.755 and 609.76, an organization may conduct lawful gambling as defined in section 349.12, if ~~licensed by the charitable gambling control board and conducted under sections 349.11 to 349.22~~

authorized under chapter 349, and a person may manufacture, sell, or offer for sale a gambling device to ~~the~~ *an* organization *authorized under chapter 349 to conduct lawful gambling*, and pari-mutuel betting on horse racing may be conducted under chapter 240.

Sec. 31. [TAX AMNESTY; NONPROFIT ORGANIZATIONS.]

For an organization that has an unpaid liability for sales tax due under Minnesota Statutes, chapter 297A, arising out of lawful gambling conducted under Minnesota Statutes, chapter 349, between March 1, 1982, and June 30, 1985, the commissioner of revenue shall accept as full payment of the liability, a certified check, cashier's check, or money order in the amount of 50 percent of the liability incurred, plus interest. Payment must be received by the commissioner of revenue before January 1, 1987. For delinquent returns filed under this section, the civil and criminal penalties imposed by law are waived.

Sec. 32. [SALES TAX EXEMPTION.]

The gross receipts from the conduct of lawful gambling conducted under Minnesota Statutes, chapter 349, received prior to March 1, 1982, shall be exempt from taxation under Minnesota Statutes, chapter 297A. No refunds shall be paid pursuant to this section unless the organization can demonstrate to the commissioner of revenue that the refunds will be paid to those who paid the tax.

Sec. 33. [EFFECTIVE DATE.]

Sections 1 to 3 are effective the day following final enactment. Section 8 is effective the day following final enactment and applies to persons appointed to the charitable gambling control board after that date. Sections 4 to 7, 9 to 14, 16 to 21, and 25 to 32 are effective June 1, 1986. Section 15 is effective July 1, 1986. Sections 22 to 24 are effective January 1, 1987."

Delete the title and insert:

"A bill for an act relating to gambling; prohibiting certain betting practices relating to horse racing; requiring persons appointed to the charitable gambling control board to be confirmed by the senate; permitting the board to impose civil penalties; permitting local investigation fees; creating a new class of license for raffles; changing requirements for distributors; requiring the registration of manufacturers; providing for collection of certain taxes by distributors; changing reporting and recordkeeping requirements for organizations; providing for maximum prizes for pull-tabs; requiring towns to be notified; exempting certain organizations from regulation and taxation; amending Minnesota Statutes 1984, sections 240.25, subdivision 2; 240.26, subdivisions 1 and 2; 349.12, subdivisions 13 and 17, and by adding a subdivision; 349.15; 349.151, subdivisions 2 and 4; 349.16, subdivision 3, and by adding a subdivision; 349.161, subdivision 1, and by adding a subdivision; 349.162; 349.17, by adding a subdivision; 349.18, subdivision 2; 349.19, subdivisions 5 and 6; 349.211, by adding a subdivision; 349.212; 349.213; 349.214, subdivision 2, and by adding a subdivision; 349.31, subdivision 1; 609.75, subdivision 3; and 609.761; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349."

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

House Conferees: (Signed) Craig H. Shaver, Joe Quinn, Gil Gutknecht

Senate Conferees: (Signed) Neil Dieterich, Steven G. Novak, Darrel L. Peterson

Mr. Dieterich moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2331 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. 2331 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Novak	Samuelson
Anderson	Diessner	Knaak	Olson	Schmitz
Belanger	Dieterich	Kroening	Pehler	Sieloff
Benson	Frank	Kronebusch	Peterson, C.C.	Solon
Berg	Frederickson	Laidig	Peterson, D.C.	Spear
Berglin	Freeman	Langseth	Peterson, D.L.	Storm
Bernhagen	Gustafson	Lantry	Peterson, R.W.	Stumpf
Bertram	Hughes	Lessard	Petty	Taylor
Brataas	Isackson	Luther	Purfeerst	Vega
Dahl	Johnson, D.E.	Mehrkens	Ramstad	Waldorf
Davis	Johnson, D.J.	Merriam	Reichgott	Wegscheid
DeCramer	Jude	Moe, R.D.	Renneke	Willet

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

MEMBERS EXCUSED

Mrs. McQuaid was excused from the Session of today at 2:00 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 2:00 p.m., Wednesday, March 19, 1986. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

NINETIETH DAY

St. Paul, Minnesota, Wednesday, March 19, 1986

The Senate met at 2:00 p.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Sieloff 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. M.E. Sandness.

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

Adkins	Diessner	Knutson	Novak	Schmitz
Anderson	Dieterich	Kroening	Olson	Sieloff
Belanger	Frank	Kronebusch	Pehler	Solon
Benson	Frederick	Laidig	Peterson, C.C.	Spear
Berg	Frederickson	Langseth	Peterson, D.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Taylor
Bertram	Hughes	Luther	Petty	Vega
Brataas	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kamrath	Moe, R.D.	Renneke	
Dicklich	Knaak	Nelson	Samuelson	

The President declared a quorum present.

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

REPORTS FILED WITH THE SECRETARY OF THE SENATE

The following reports were received and filed by the Secretary of the Senate: State Planning Agency, Governor's Advisory Council on State-Local Relations, Annual Report, 1985; Department of Administration, Establishing a Citizen Suggestion System for Minnesota, 1986; Department of Energy and Economic Development, Industrial Revenue Bond Issues in Minnesota, 1985; Minnesota Housing Finance Agency, Role of Home Equity in Financing Long Term Care, Executive Summary, 1986; Department of Administration, Small Business Procurement Act, Annual Report, 1985.

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. 1648: Mr. Belanger, Ms. Berglin and Mr. Nelson.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 2280, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 2280: A bill for an act relating to taxation; imposing levy limits on certain towns and cities; altering provisions governing distribution of certain taconite tax proceeds; reducing the taconite railroad gross earnings tax rate; reducing occupation and royalty tax rates; providing for the deduction of taconite production taxes and transportation costs; appropriating money; amending Minnesota Statutes 1984, sections 275.125, subdivision 9; 275.50, subdivision 2; 275.51, subdivision 3f; 298.225, by adding a subdivision; and 298.24, subdivision 1; Minnesota Statutes 1985 Supplement, sections 294.22; 298.01, subdivision 1; 298.03; 298.225, subdivision 1; 298.28, subdivision 1; and 299.01, subdivision 1.

Senate File No. 2280 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 1793, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 1793: A bill for an act relating to local government; permitting an agreement to finance library construction in McGregor.

Senate File No. 1793 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce that the House has adopted the recommen-

dation and report of the Conference Committee on Senate File No. 1725, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 1725: A bill for an act relating to the city of East Grand Forks; permitting the establishment of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority.

Senate File No. 1725 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 1949, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 1949: A bill for an act relating to natural resources; requiring public access restrictions to be the same as lake use restrictions; amending Minnesota Statutes 1984, sections 378.32, subdivisions 2, 6, and 7; and 459.20; proposing coding for new law in Minnesota Statutes, chapter 378.

Senate File No. 1949 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 1910, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 1910: A bill for an act relating to transportation; adding new route to trunk highway system in substitution of existing route; allowing old highway to be turned back to city of Willmar; directing revisor of statutes to make route substitution; amending Laws 1974, chapter 151, section 3.

Senate File No. 1910 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 1869, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 1869: A bill for an act relating to utilities; changing the powers and responsibilities of the chair of the public utilities commission; requiring the governor to appoint the chair of the commission; changing qualification for commissioners; requiring commissioners to file certain financial infor-

mation before taking office; prohibiting commissioners and certain employees from engaging in certain activity after leaving the commission; requiring the commission to adopt a code of conduct; providing penalties; amending Minnesota Statutes 1984, sections 216A.03, subdivision 3; and 216A.035; proposing coding for new law in Minnesota Statutes, chapter 216A.

Senate File No. 1869 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 2114, 1193 and 1930.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1860, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1860 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1860

A bill for an act relating to metropolitan government; permitting the metropolitan mosquito control commission to issue certificates of indebtedness; amending Minnesota Statutes 1984, section 473.711, by adding a subdivision.

March 15, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1860, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 1860 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 473.121, is amended by adding a subdivision to read:

Subd. 5a. "Metropolitan agency" means the metropolitan parks and open space commission, regional transit board, metropolitan transit commission,

metropolitan waste control commission, metropolitan airports commission, and metropolitan sports facilities commission.

Sec. 2. Minnesota Statutes 1984, section 473.121, subdivision 6, is amended to read:

Subd. 6. "Local governmental unit" means any county, city, town, school district, special district or other political subdivisions or public corporation, other than *the council or* a metropolitan ~~commission~~ *agency*, lying in whole or part within the metropolitan area.

Sec. 3. Minnesota Statutes 1984, section 473.121, subdivision 11, is amended to read:

Subd. 11. "Independent commission, board or agency" means governmental entities with jurisdictions lying in whole or in part within the metropolitan area but not including ~~the metropolitan commissions referred to herein~~ *agencies that are subject to the requirements of section 473.161.*

Sec. 4. Minnesota Statutes 1984, section 473.123, subdivision 2a, is amended to read:

Subd. 2a. [TERMS.] Following each apportionment of council districts, as provided under subdivision 3a, ~~the terms of~~ council members ~~shall commence on the effective date of that apportionment,~~ *must be appointed from newly drawn districts* as provided in subdivision 3a. The terms of members are as follows: members representing even-numbered districts for terms ending the first Monday in January of the year ending in the numeral "7"; members representing odd-numbered districts for terms ending the first Monday in January of the year ending in the numeral "5." Thereafter the term of each member is four years, *with terms ending the first Monday in January,* except that all terms expire on the effective date of the next apportionment. A member shall continue to serve his district until a successor is appointed and qualified; except that, following each apportionment, the member shall continue to serve at large until the governor appoints 16 council members, one from each of the newly drawn council districts as provided under subdivision 3a, to serve terms as provided under this section. *The appointment to the council must be made by the first Monday in March of the year in which the term ends.*

Sec. 5. Minnesota Statutes 1984, section 473.123, subdivision 3, is amended to read:

Subd. 3. [MEMBERSHIP; APPOINTMENT; QUALIFICATIONS.] (a) ~~The council shall be composed of 16~~ *Sixteen* members *must be appointed by the governor from districts defined by this section.* ~~The governor shall appoint members on a nonpartisan basis after consultation with all members of the legislature from the council district for which the member is to be appointed. Appointments are subject to the advice and consent of the senate.~~ Each council member ~~shall~~ *must* reside in the council district which he represents. Each council district ~~shall~~ *must* be represented by one member of the council.

(b) In addition to the notice required by section 15.0597, subdivision 4, notice of vacancies and expiration of terms ~~shall~~ *must* be published in newspapers of general circulation in the metropolitan area and the appropriate

districts. *The governing bodies of the statutory and home rule charter cities, counties, and towns having territory in the district for which a member is to be appointed must be notified in writing. The notices must describe the appointments process and invite participation and recommendations on the appointment.*

(c) The governor shall create a nominating committee, composed of seven metropolitan citizens appointed by the governor, to nominate persons for appointment to the council from districts. Three of the committee members must be local elected officials. Following the submission of applications as provided under section 15.0597, subdivision 5, the nominating committee shall conduct public meetings, after appropriate notice, to accept statements from or on behalf of persons who have applied or been nominated for appointment and to allow consultation with and secure the advice of the public and local elected officials. The committee shall hold the meeting on each appointment in the district or in a reasonably convenient and accessible location in the part of the metropolitan area in which the district is located. The committee may consolidate meetings. Following the meetings, the committee shall submit to the governor a list of nominees for each appointment. The governor is not required to appoint from the list.

(d) Before making an appointment, the governor shall consult with all members of the legislature from the council district for which the member is to be appointed.

(e) Appointments to the council are subject to the advice and consent of the senate as provided in section 15.066.

(f) Members of the council must be appointed to reflect fairly the various demographic, political, and other interests in the metropolitan area and the districts.

(g) Members of the council must be persons knowledgeable about urban and metropolitan affairs.

Sec. 6. Minnesota Statutes 1984, section 473.123, subdivision 3a, is amended to read:

Subd. 3a. [APPORTIONMENT.] The legislature shall redraw the boundaries of the council districts after each decennial federal census so that each district has substantially equal population. Redistricting is effective on the first Monday in January in the year ending in the numeral "3." ~~Within two months thereafter~~ *By the first Monday in March of that year*, the governor shall appoint members from the newly drawn districts to serve terms as provided under subdivision 2a.

Sec. 7. [473.13] [BUDGET, FINANCIAL AID.]

Subdivision 1. [BUDGET.] *On or before October 1 of each year the council, after a public hearing, shall adopt a budget covering its anticipated receipts and disbursements for the ensuing year and shall decide upon the total amount necessary to be raised from ad valorem tax levies to meet its budget. After adoption of the budget and no later than October 1, the council shall certify to the auditor of each metropolitan county the county share of the tax, which must be an amount bearing the same proportion to the total levy agreed on by the council as the assessed valuation of the county bears to*

the assessed valuation of the metropolitan area. The maximum amount of any levy made for the purpose of this chapter may not exceed the limits set by sections 473.167 and 473.249.

Subd. 2. [COUNTY LEVIES.] *The auditor of each metropolitan county shall add the amount of any levy made by the council within the limits imposed by subdivision 1 to other tax levies of the county for collection by the county treasurer with other taxes. When collected the county treasurer shall make settlement of the taxes with the council in the same manner as other taxes are distributed to political subdivisions. The levy authorized by this section is in addition to any other county taxes authorized by law.*

Subd. 3. [FINANCIAL AID.] *The council may accept financial aid from governmental units within the metropolitan area, from the state or federal government, and from private donors, if the conditions under which it is offered are not incompatible with the provisions of this chapter.*

Subd. 4. [ACCOUNTS; AUDITS.] *The council shall keep an accurate account of its receipts and disbursements. Disbursements of council money must be made by check, signed by the chair or vice chair of the council and countersigned by its director or assistant director after whatever auditing and approval of the expenditure may be provided by rules of the council. The state auditor shall audit the books and accounts of the council once each year, or as often as funds and personnel of the state auditor permit. The council shall pay to the state the total cost and expenses of the examination, including the salaries paid to the auditors while actually engaged in making the examination. The revolving fund of the state auditor must be credited with all collections made for any examination.*

Sec. 8. Minnesota Statutes 1984, section 473.141, subdivision 1, is amended to read:

Subdivision 1. [~~GENERAL~~ *APPLICATION.*] ~~Metropolitan commissions shall be organized, structured and administered as prescribed in this section~~ *This section applies to metropolitan agencies as provided in the enabling law of each agency.*

Sec. 9. Minnesota Statutes 1984, section 473.141, subdivision 2, is amended to read:

Subd. 2. [MEMBERSHIP; *APPOINTMENTS.*] (a) Each ~~commission shall consist~~ *agency consists* of eight members, plus a chairman appointed as provided in subdivision 3. The metropolitan council shall appoint the eight members on a nonpartisan basis after consultation with the members of the legislature from the ~~commission~~ district for which the member is to be appointed. ~~Appointments are subject to the advice and consent of the senate.~~

(b) *In addition to the notice required in section 15.0597, subdivision 4, notice of vacancies and expiration of terms must be published in newspapers of general circulation in the metropolitan area and the appropriate districts. The council shall notify in writing the governing bodies of the statutory and home rule charter cities, counties, and towns having territory in the district for which the member is to be appointed. The notices must describe the appointment process and invite participation and recommendations on the appointment.*

(c) The council shall establish an appointments committee, composed of

members of the council, to screen and review candidates. Following the submission of ~~commission~~ member applications to the metropolitan council as provided under section 15.0597, subdivision 5, the ~~council~~ *appointments committee* shall conduct ~~one or more~~ public ~~hearings on the matter of the appointments for the commission districts~~ *meetings, following appropriate notice,* to accept statements from *or on behalf of* persons who have applied *or been nominated* for appointment and to allow consultation with and secure the advice of the public *and local elected officials. The committee shall hold the meeting on each appointment in the district or in a reasonably convenient and accessible location in the part of the metropolitan area in which the district is located. The committee may consolidate meetings. Following the meetings, the committee shall submit to the council a written report that lists the persons who have applied or been nominated or recommended for the position, along with a description of the background and qualifications of each.*

~~(c)~~ *(d)* One member shall be appointed from each of the following ~~commission~~ *agency* districts:

(1) ~~Commission~~ district A, consisting of council districts 1 and 2;

(2) ~~Commission~~ district B, consisting of council districts 3 and 7;

(3) ~~Commission~~ district C, consisting of council districts 4 and 5;

(4) ~~Commission~~ district D, consisting of council districts 6 and 10;

(5) ~~Commission~~ district E, consisting of council districts 8 and 9;

(6) ~~Commission~~ district F, consisting of council districts 11 and 12;

(7) ~~Commission~~ district G, consisting of council districts 13 and 14; and

(8) ~~Commission~~ district H, consisting of council districts 15 and 16.

Sec. 10. Minnesota Statutes 1984, section 473.141, subdivision 3, is amended to read:

Subd. 3. [CHAIRMAN.] The chairman of each ~~commission~~ *agency* shall be appointed by the governor with the advice and consent of the senate ~~and~~, shall be the ninth voting member ~~of the commission~~ and shall meet all qualifications established for members, except the chairman need only reside within the metropolitan area. *The council, by resolution after a public meeting on the subject, shall provide the governor with a list of nominees for the position.* Senate confirmation ~~shall be~~ *is* as provided by section 15.066. The chairman shall preside at all meetings of the ~~commission~~ *agency*, if present, and shall perform all other duties and functions assigned to him by the ~~commission~~ *agency* or by law. Each ~~commission~~ *agency* may appoint from among its members a vice-chairman to act for the chairman during his temporary absence or disability.

Sec. 11. Minnesota Statutes 1984, section 473.141, subdivision 4, is amended to read:

Subd. 4. [QUALIFICATIONS.] Each member shall be a resident of the commission district for which he is appointed and shall not during his term of office hold the office of metropolitan council member, or be a member of another metropolitan ~~commission~~ *agency subject to this section*, the metro-

politan airports commission or the metropolitan sports facilities commission or hold any judicial office. Each member shall qualify by taking and subscribing the oath of office prescribed by the Minnesota Constitution, Article 5, Section 5. Such oath, duly certified by the official administering the same, shall be filed with the executive director of the metropolitan council.

Sec. 12. Minnesota Statutes 1984, section 473.141, subdivision 4a, is amended to read:

Subd. 4a. [TERMS.] Following each apportionment of metropolitan council districts, as provided under section 473.123, subdivision 3a, ~~the terms of members and the chairman of each commission shall commence on the effective date of that apportionment,~~ *the metropolitan council, newly appointed* as provided in section 473.123, subdivision 3a, *shall appoint eight agency board members from newly drawn districts*. The terms of members and chairmen are as follows: members representing ~~commission~~ districts A, B, C, and D, and the chairman ~~of each commission~~, for terms ending the first Monday in January of the year ending in the numeral "7"; members representing ~~commission~~ districts E, F, G, and H, for terms ending the first Monday in January of the year ending in the numeral "5." Thereafter the term of each member and the chairman is four years, *with terms ending the first Monday in January*, except that all terms expire on the effective date of the next apportionment. A chairman shall continue to serve until a successor is appointed and qualified. A member shall continue to serve his ~~commission~~ district until a successor is appointed and qualified; except that, following each apportionment, the member shall continue to serve at large until the metropolitan council appointed pursuant to section 473.123, subdivision 3a appoints eight ~~commission~~ members as provided under subdivision 2, to serve terms as provided under this subdivision. *The appointments to the agency must be made by the first Monday in May of the year in which the term ends*.

Sec. 13. Minnesota Statutes 1984, section 473.146, subdivision 1, is amended to read:

Subdivision 1. [REQUIREMENT.] ~~Within 12 months after April 12, 1974,~~ The council shall adopt ~~after appropriate study and such public hearings as may be necessary, as a part of its development guide,~~ *a* long-range comprehensive policy ~~plans~~ *plan* for each metropolitan ~~commission and when adopted, the policy plans shall be followed by the council and the affected commissions~~ *agency required to prepare an implementation plan under section 473.161*. The plans ~~shall~~ *must* substantially conform to all policy statements, purposes, goals, standards, and maps in *the* development guide ~~sections and comprehensive plans as~~ developed and adopted by the council ~~pursuant to the chapters of the Minnesota Statutes directly relating to the council and the metropolitan commissions. In preparing or amending a policy plan the council shall consult with and make maximum use of the expertise of the affected commission, and each such commission shall cooperate with and make its employees, records, studies, plans and other information available to the council~~ *under chapter 473*. Each ~~such~~ policy plan ~~shall~~ *must* include, to the extent appropriate to the functions, *services, and systems* covered ~~thereby~~, the following:

~~(a) A statement of the needs of the metropolitan area with respect to the~~

~~functions covered and the objective of and the policies to be forwarded by the policy plan;~~

~~(b) A general description of the physical facilities and services to be developed by the metropolitan commission in performing its functions;~~

~~(c) A statement as to the general location of physical facilities and service areas;~~

~~(d) A general statement of timing and priorities in the development by the metropolitan commission of those physical facilities and service areas;~~

~~(e) A general statement on the level of public expenditure both capital and operating appropriate to the facilities and~~

(1) forecasts of changes in the general levels and distribution of population, households, employment, land uses, and other relevant matters, for the metropolitan area and appropriate subareas, to be used in preparing the implementation plan of the affected metropolitan agency;

(2) a statement of issues, problems, needs, and opportunities with respect to the functions, services, and systems covered;

(3) a statement of the council's goals, objectives, and priorities with respect to the functions, services, and systems covered, addressing areas and populations to be served, the levels, distribution, and staging of services; a general description of the facility systems required to support the services, and other similar matters;

(4) a statement of policies to effectuate the council's goals, objectives, and priorities;

(5) a statement of the fiscal implications of the council's plan, including a statement of: (i) the resources available under existing fiscal policy; (ii) the adequacy of resources under existing fiscal policy and any shortfalls and unattended needs; (iii) additional resources, if any, that are or may be required to effectuate the council's goals, objectives, and priorities; and (iv) any changes in existing fiscal policy, on regional revenues and intergovernmental aids respectively, that are expected or that the council has recommended or may recommend;

(6) a statement of the standards, criteria, and procedures that the council will use in monitoring and evaluating the implementation of the plan;

(7) a statement of the matters that must be addressed in the implementation plan of the affected metropolitan agency;

(8) a statement of the relationship of the policy plan to other policy plans and chapters of the metropolitan development guide;

~~(f)~~ *(9)* a statement of the relationships to ~~any current~~ local comprehensive plans ~~and any related development programs on file with the council~~ *prepared under sections 473.851 to 473.872; and*

~~(g) Such~~ *(10)* additional general information as may be necessary to develop the policy plan or as may be required by the laws relating to the metropolitan ~~commission~~ *agency* and function covered by the policy plan~~; and~~

~~(h) A general statement relating to future population, employment levels,~~

~~and land use in the metropolitan area and in the individual local governmental units located therein, including population densities and anticipated rates of change in such densities~~.

Sec. 14. Minnesota Statutes 1984, section 473.146, subdivision 2, is amended to read:

Subd. 2. [CONSULTATION WITH AGENCY; PRE-DRAFTING NOTICE.] *In preparing or amending the policy plan, the council shall consult with and make maximum use of the expertise of the affected metropolitan agency. The agency shall cooperate with the council and make its records, studies, plans, and other information available to the council.*

Before beginning to prepare a substantial revision of a policy plan, the council shall publish notice and request comments from the public. At least 90 days before publication of the pre-drafting notice, the council shall submit a draft of the notice to the affected metropolitan agency for review and comment. The pre-drafting notice must include a statement of the subjects expected to be covered by the policy and implementation plans; a summary of important problems, issues, and matters that are expected to be addressed in the plans; and a summary of the studies and other information required as the basis of the plans. All interested persons must be afforded an opportunity to submit data or views on the pre-drafting notice, either orally or in writing.

Before adopting a policy plan *or substantial revision thereof*, the council shall submit the proposed plan to the affected metropolitan ~~commission~~ *agency* for its review, and the ~~commission~~ *agency* shall report its comments to the council within ~~60~~ *90* days ~~and may, within that period request the council to hold a special public hearing for the purpose of receiving the commission's report and comments. Within 60 days after the submission of the proposed plan to the commission, any local governmental unit may request a public hearing for the purpose of receiving testimony from local governmental units and the general public concerning the proposed policy plan prior to the adoption of a policy plan. Within a reasonable time, not to exceed 60 days, after receiving a request for a hearing,~~.

Subd. 2a. [HEARING; ADOPTION.] The council shall hold a public hearing on the proposed policy plan at ~~such~~ *a* time and place in the metropolitan area ~~as it shall determine~~ *determined by the council*. Not less than 15 days before the hearing, the council shall publish notice ~~thereof~~ in a newspaper or newspapers having general circulation in the metropolitan area, stating the date, time and place of hearing, and the place where the proposed policy plan and ~~commission~~ *agency* comments may be examined by any interested person. At any hearing interested persons ~~shall~~ *must* be permitted to present their views on the policy plan, and the hearing may be continued from time to time. After receipt of the ~~commission's~~ *agency's* report and ~~such~~ *the* hearing, ~~if any,~~ the council may revise the proposed plan giving appropriate consideration to all comments received, and thereafter shall adopt the plan by resolution.

Subd. 2b. [EFFECT.] *Adopted policy plans must be followed by the council and the affected metropolitan agency.*

Subd. 2c. [AMENDMENT.] An amendment to a policy plan may be initiated by the council or by an affected ~~commission~~ *metropolitan agency*. At

least every ~~four~~ *five* years the council shall engage in a comprehensive review of the policy plan *and revise the plan as necessary*. ~~Development guide sections, comprehensive plans, capital improvement programs and other plans in substantial conformance with the requirements of subdivision 1 which have been adopted by the council pursuant to Minnesota Statutes 1971, Chapters 473A, 473B and 473C, shall continue in force and effect until expressly superseded by a policy plan adopted pursuant to this subdivision.~~ The council shall ~~not~~ amend a policy plan ~~except~~ in accordance with the procedures ~~herein~~ established *in this section*.

Sec. 15. Minnesota Statutes 1984, section 473.146, subdivision 3, is amended to read:

Subd. 3. [TRANSPORTATION ~~POLICY PLAN~~ *CHAPTER OF THE DEVELOPMENT GUIDE*.] The ~~council shall adopt a~~ transportation ~~policy plan as a part of its comprehensive development guide as provided in subdivisions 1 and 2. The regional transit board shall perform the functions and have the responsibility and authority provided for a metropolitan commission. The policy plan~~ *chapter* must include policies relating to all transportation forms and be designed to promote the legislative determinations, policies and goals set forth in section 473.371. In addition to the requirements of subdivision 1 regarding the contents of the policy plan, the ~~transit elements of the plan must include the following:~~

~~(1) a statement of service objectives, policies, and standards that should govern the distribution, coordination, and general location of facilities, services, and service areas to be planned, deployed, or developed by or under the direction or auspices of the transit board;~~

~~(2) a general statement of timing and priorities in the planning, deployment, and development of services;~~

~~(3) a statement of the policies and standards that should govern the levels of public expenditure, both capital and operating, for various services and service areas;~~

~~(4) a statement of the policies and standards that should govern total annual regional funding levels, the sources of funds, and the distribution of funds among the facilities, services, and service areas; and~~

~~(5) a description of the contents that should be included in the implementation plans prepared by the transit board.~~

~~In addition to the requirements of subdivisions 1 and 2 regarding the use of the expertise of the affected agency, the state transportation department, metropolitan transit commission, and affected counties and municipalities may provide technical assistance requested by the council. The council shall amend its policy plan to conform to the requirements of this subdivision by January 1, 1986~~ *nontransit element of the transportation chapter must include the following:*

(1) a statement of the needs of the metropolitan area with respect to the functions covered and the objectives of and the policies to be forwarded by the policy plan;

(2) a general description of the physical facilities and services to be developed;

(3) a statement as to the general location of physical facilities and service areas;

(4) a general statement of timing and priorities in the development of those physical facilities and service areas; and

(5) a general statement on the level of public expenditure appropriate to the facilities.

Sec. 16. Minnesota Statutes 1984, section 473.149, subdivision 3, is amended to read:

Subd. 3. [PREPARATION AND ADOPTION.] The solid waste policy plan shall be prepared, adopted, and amended in accordance with section 473.146, subdivision 2, provided that the procedural duties and responsibilities established therein for the affected metropolitan ~~commission~~ *agency* shall extend to the metropolitan counties and the pollution control agency. In addition to the requirements of section 473.146, subdivision 2, the council shall send notice of any hearing to the pollution control agency and the governing body of each metropolitan county and each local governmental unit, as defined in section 473.801, wherein a solid waste facility is or may be located in accordance with the plan. Any comprehensive plan adopted by the council shall remain in force and effect while new or amended plans are being prepared and adopted by the council. By October 1, 1976, the council shall adopt either interim policies or amendments to the existing comprehensive plan establishing standards and criteria for the review under section 473.823 of permit applications for solid waste facilities used primarily for resource recovery. For permit applications received by the council prior to October 1, 1976, the council may extend the time period provided for review under section 473.823 until 60 days after the adoption of the interim policies or amendments. No metropolitan county, local government unit, commission, or person shall acquire, construct, improve or operate any solid waste facility in the metropolitan area except in accordance with the council's plan and section 473.823, provided that no solid waste facility in use when a plan is adopted shall be discontinued solely because it is not located in an area designated in the plan as acceptable for the location of such facilities.

Sec. 17. Minnesota Statutes 1984, section 473.161, is amended to read:

473.161 [~~DEVELOPMENT PROGRAMS~~ *IMPLEMENTATION PLANS* OF METROPOLITAN COMMISSIONS.]

~~Subdivision 1. [PREPARATION OF DEVELOPMENT PROGRAMS.] Each metropolitan commission shall prepare a development program covering the detailed technical planning, engineering, financing, scheduling and other information necessary to the development of the program elements to be performed by the commission in implementing the policy plan adopted by the council pursuant to section 473.146. The program may include such other technical information as the metropolitan commission deems necessary. The program shall prescribe and delineate the functions to be performed and activities to be undertaken by the metropolitan commission and shall cover at least the five year period commencing with the first calendar year beginning after its approval or such longer period as the council may prescribe. The program shall describe all capital improvements to be undertaken in such period and with respect to each improvement shall include the following:~~

~~(a) A description of the improvement, its location, function and estimated cost;~~

~~(b) The proposed manner of financing the capital costs of the improvement, and the sources of revenue available for payment of such costs;~~

~~(c) A schedule showing on a yearly basis the timing of land acquisition, construction and capital expenditures for the improvements;~~

~~(d) A review and description of the public need for the improvement, alternatives to the improvement, (including alternatives not involving capital expenditures), the environmental and social effects of the improvement and all actions and steps theretofore taken by the commission with respect to the improvement;~~

~~(e) An estimate of the probable impact of the improvement on the responsibilities of the other metropolitan commissions;~~

~~(f) An estimate of the annual operating costs of the improvement and the sources of revenue available for payment of such costs;~~

~~(g) An evaluation of the relative priority of the improvement taking into consideration other capital improvements described in the program;~~

~~(h) Each program shall include such additional information as the council or commission may deem appropriate.~~

~~Upon a request from any local governmental unit, the commission shall hold a public hearing for the purpose of receiving testimony from local governmental units and the public prior to submission to the council as provided in subdivision 2.~~

Subd. 1a. [REQUIREMENT; PURPOSE.] *Each metropolitan agency that is subject to this section by its enabling law shall adopt an implementation plan meeting the requirements of this section. The implementation plan must implement and effectuate the policy plan adopted by the council under section 473.146. Elements of the implementation plan must cover the period or periods prescribed in the council's policy plan.*

Subd. 1b. [CONTENT.] *The implementation plan must include the following:*

(1) a statement of objectives and priorities for capital development, services, and system management;

(2) a statement of agency plans to achieve the objectives, describing the functions, services, and systems that will be provided by or under the direction or auspices of the agency;

(3) a statement of how the agency's objectives, priorities, and plans will implement and effectuate the council's policy plan;

(4) a statement of the fiscal implications of the agency's plan, including a statement of: (i) the anticipated expenditure of public and private funds, for capital developments, services, and system administration and management, and the changes in expenditure levels that the plan represents; (ii) the resources available under existing fiscal policy and additional resources, if any, that are or may be required to effectuate the agency's plan; (iii) any changes in agency policy on regional sources of revenue and changes in

levels of debt, user charges, and taxes; (iv) other changes in existing fiscal policy, on regional revenues and intergovernmental aids respectively, that are expected or that the agency has recommended or may recommend; and (v) the effect on functions and levels and types of services, and the agency's contingency and cost-containment strategies, if the additional resources required to effectuate the agency's plan do not become available;

(5) a statement of the standards, criteria, and procedures that the agency will use in monitoring and evaluating the results of the implementation plan;

(6) a statement of the effect of the plan on the responsibilities of other governmental units;

(7) the services and systems management component required by subdivision 1c and the capital investment component required by subdivision 1d; and

(8) other information that the council or agency deems appropriate.

Subd. 1c. [SERVICES AND SYSTEMS MANAGEMENT.] *The plan must include a services and systems management component that describes the levels and costs of services that will be provided to service areas and populations within the metropolitan area. The component must describe: (1) service needs, objectives, and priorities; (2) changes in existing services; (3) deployment of new services; (4) distribution and coordination of services; (5) delivery methods and providers; (6) system management and administration; (7) costs; (8) manner of finance and revenue sources, including federal and state funds, private funds, taxes, and user charges; and (9) fiscal effects.*

Subd. 1d. [CAPITAL INVESTMENT.] *The plan must include a capital investment component that sets forth a capital investment strategy and estimates the fiscal and other effects of the strategy. The component must specify, to the extent practicable, the capital improvements to be undertaken. For each improvement specified, the plan must describe: (1) need, function, objective, and relative priority; (2) alternatives, including alternatives not involving capital expenditures; (3) ownership and operating entity; (4) location and schedule of development; (5) environmental, social, and economic effects; (6) cost; (7) manner of finance and revenue sources, including federal and state funds, private funds, taxes, and user charges; and (8) fiscal effects, including an estimate of annual operating costs and sources of revenue to pay the costs.*

Subd. 2. [~~SUBMISSION TO~~ *PROCEDURE; REVIEW* AND APPROVAL BY COUNCIL.] The ~~development program~~ *implementation plan* prepared by the metropolitan ~~commission shall~~ *agency must* be submitted to the council for review ~~and approval or disapproval~~ *at the time or times stated in the policy plan. The agency shall hold a public hearing on the plan before submitting it to the council and shall transmit a report of the hearing to the council along with the plan.* The council shall complete its review within 90 days after receipt of the proposed ~~development program~~ *implementation plan. In the course of its review of the implementation plan the council shall publish an analysis and evaluation of the success of the agency in effectuating the council's policy plan.* If the council determines that the ~~program~~ *implementation plan* is consistent with the policy plan it shall approve the

~~program~~ *plan* as submitted. If it determines that the ~~program~~ *implementation plan or part thereof* is inconsistent with the policy plan, it shall disapprove it and ~~return~~ it ~~to~~ *require* the submitting ~~commission with comments and the commission shall~~ *agency to* make ~~appropriate~~ revisions in the ~~program and resubmit it to the council for review and approval or disapproval. Before approving a program or returning it to the submitting commission, the council shall hold a public hearing for the purpose of considering the program and the council's comments thereon, if requested to do so by the affected commission. The council may approve or disapprove a development program in whole or in part~~ *implementation plan necessary to bring it into conformance with the policy plan. The agency shall make the revisions required by the council within 60 days, or a longer period agreed to by the council, and resubmit the plan to the council for review. If the agency does not make the revisions required by the council in the time allowed, the council shall hold a public hearing on the matter in dispute. At the hearing the council shall make an affirmative presentation of its position on the required revisions, shall allow the agency to present its objections to the revisions, and shall allow all persons to present their views on the matter. Following the hearing the council shall prepare a report on the hearing, including a summary of the disagreeing positions of the council and the agency, and shall make a final decision on the revision. If the council decides to require revision, the council's decision shall contain specific changes in the implementation plan. The changes contained in the council's decision are binding on the agency and are part of the implementation plan required to be adopted and implemented by the agency under subdivision 3.*

Subd. 2a. [AMENDMENT.] ~~Within two years of the approval of its first development program by the council and~~ At least biennially ~~thereafter~~ each ~~commission~~ *metropolitan agency* shall review the ~~program~~ *implementation plan*, make ~~such~~ *the* revisions ~~as are~~ necessary~~, including an updating of the five year capital improvement program,~~ and submit the ~~program~~ *plan* to the council for its review ~~and approval or disapproval~~ as ~~herein~~ provided *in this section.*

Subd. 3. [*ADOPTION;* EFFECT ~~OF DEVELOPMENT PROGRAM.~~] ~~After approval by the council of a development program the commission~~ *The metropolitan agency* shall *adopt and* implement the ~~program~~ *implementation plan, with the revisions required by the council, within 60 days following council approval.* ~~No capital improvements shall be undertaken by the metropolitan commission unless authorized by the program or~~ *The activities of the agency, including its priorities and timing, must be consistent with its approved and adopted implementation plan or be* specifically approved by the council. The council ~~shall~~ *may* not approve any ~~improvement~~ *activity* not in substantial conformance with the appropriate policy plan.

Sec. 18. [473.1623] [METROPOLITAN COUNCIL; METROPOLITAN AGENCIES; FINANCIAL REPORTING AND MANAGEMENT.]

Subdivision 1. [PURPOSE.] *The purpose of this section is to enhance the efficiency, effectiveness, and responsiveness of metropolitan agencies and services, by improving coordination among metropolitan agencies in financial reporting and management for metropolitan systems and services.*

Subd. 2. [FINANCIAL REPORTING AND MANAGEMENT ADVI-

SORY COMMITTEE.] *A financial reporting and management advisory committee is created, consisting of the chairs of the council and the following metropolitan agencies: the waste control commission, transit board, metropolitan airports commission, and sports facilities commission. The committee is established to assist and advise the council and other governing boards in meeting the requirements of this section. Staff and administrative services for the committee must be provided by the council and the member agencies. Other agencies shall make financial information available upon request.*

Subd. 3. [FINANCIAL REPORT.] *By December 15 of even-numbered years, the council, in consultation with the advisory committee, shall publish a consolidated financial report for the council and all metropolitan agencies and their functions, services, and systems. The financial report must cover the calendar year in which the report is published and the two years preceding and three years succeeding that year. The financial report must contain the following information, for each agency, function, or system, respectively, and in the aggregate, in a consistent format that allows comparison over time and among agencies in expenditure and revenue categories:*

(1) financial policies, goals, and priorities;

(2) levels and allocation of public expenditure, including capital, debt, operating, and pass-through funds, stated in the aggregate and by appropriate functional, programmatic, administrative, and geographic categories, and the changes in expenditure levels and allocations that the report represents;

(3) the resources available under existing fiscal policy;

(4) additional resources, if any, that are or may be required;

(5) changes in council or agency policies on regional sources of revenue and in levels of debt, user charges, and taxes;

(6) other changes in existing fiscal policy, on regional revenues and intergovernmental aids respectively, that are expected or that have been or may be recommended by the council or the respective agencies;

(7) an analysis that links, as far as practicable, the uses of funds and the sources of funds, by appropriate categories and in the aggregate;

(8) a description of how the fiscal policies effectuate current policy and implementation plans of the council and agencies concerned; and

(9) a summary of significant changes in council and agency finance and an analysis of fiscal trends.

The council shall present the report for discussion and comment at a public meeting in the metropolitan area and request, in writing, an opportunity to make presentations on the report before appropriate committees of the legislature.

Subd. 4. [FINANCIAL REPORTING; BUDGETING.] *The advisory committee, with the assistance of the state auditor and the legislative auditor, shall develop uniform or consistent standards, formats, and procedures for the budgets and financial reports of the council and all metropolitan agencies. The council shall report to the legislature from time to time on progress made by the committee in improving the uniformity and quality of*

budgets and financial reports and on legislation that may be needed for this purpose.

Subd. 5. [ADMINISTRATIVE COORDINATION.] *The advisory committee shall evaluate the benefits, costs, methods, and effects, including operational effects, of joint or uniform and coordinated exercise of powers by the council and metropolitan agencies for appropriate administrative functions. The study must include at least ongoing managerial reporting, contracts, purchasing, data processing, and personnel. The council shall report to the legislature on the findings and recommendations of the advisory committee to date by January 1, 1987, and on legal and other impediments to increased coordination of administrative functions. Before submitting the report, the council shall request comments on the report from the affected metropolitan agencies, and the comments must be submitted along with the report.*

Sec. 19. Minnesota Statutes 1984, section 473.163, subdivision 1, is amended to read:

Subdivision 1. [REQUIREMENT.] Each metropolitan ~~commission~~ *agency that is subject to this section by its enabling law* shall prepare a proposed budget ~~for calendar year 1976 and each calendar year thereafter. The proposed budget shall be prepared on or before~~ *by* August 1~~, 1975 and~~ *of* each year ~~thereafter~~. *The budget must be consistent with and effectuate the implementation plan.* The budget ~~shall~~ *must* show for each ~~such~~ year:

(a) The estimated operating revenues from all sources including funds on hand at the beginning of the year, and estimated expenditures for costs of operation, administration, maintenance, and debt service; ~~and~~

(b) Capital improvement funds estimated to be on hand at the beginning of the year and estimated to be received during the year from all sources and estimated cost of capital improvements to be paid out or expended during the year; all in such detail and form as the council may prescribe*; and*

(c) The estimated source and use of pass-through funds.

Sec. 20. Minnesota Statutes 1984, section 473.163, subdivision 2, is amended to read:

Subd. 2. [PROCEDURE; APPROVAL OF COUNCIL.] ~~Between~~ *As early as practicable before* August ~~1 and September 1~~ *15* of each year, the ~~commission~~ *agency* shall hold a public hearing on *a draft of* the proposed budget. *Along with the draft, the agency shall publish a report on user charges. The report must include an estimate and analysis of the changes in user charges, rates, and fees that will be required by the agency's budget.* Not less than 14 days before the hearing, the ~~commission~~ *agency* shall publish notice ~~thereof~~ *of the hearing* in a newspaper having general circulation in the metropolitan area, stating the date, time and place of hearing, and the place where the proposed budget *and report on user charges* may be examined by any interested person. *Following the hearing, the agency shall publish a report of the hearing that summarizes the comments received and the agency's response. Until the budget for agency fiscal year 1990,* those parts of the budget relating to revenues and expenditures for capital improvements ~~shall~~ *must* be submitted to the council ~~on or before~~ *by* August ~~1~~ *15* of each year ~~and shall be subject to~~ *for review and* approval by the council. *If council*

approval is required the council shall act to approve or disapprove by October 1 of each year. Before December 15 of each year the ~~commission, after obtaining approval of the council for any changes in the capital improvements budget,~~ *agency* shall by resolution adopt a final budget. Each ~~commission~~ *agency* shall file its final budget with the council on or before December 20 of each year. *The council shall file the budgets with the secretary of the senate and the clerk of the house of representatives not later than January 1 of each year.*

Subd. 2a. [EFFECT.] Except in an emergency, for which procedures ~~shall~~ *must* be established by the ~~commission~~ *agency*, the ~~commission~~ *agency* and its officers, agents and employees ~~shall~~ *may* not spend money for any purpose, other than debt service, without an appropriation by the ~~commission or in excess of the amount appropriated therefor~~ *agency*, and no obligation to make such an expenditure shall be enforceable except as the obligation of the person or persons incurring it. The creation of any debt obligation or the receipt of any federal or state grant is a sufficient appropriation of the proceeds for the purpose for which it is authorized, and of the tax or other revenues pledged to pay the obligation and interest on it whether or not specifically included in any annual budget. ~~The commission may,~~ After obtaining approval of the council, *if required under subdivision 2, the agency may* amend the ~~capital improvements~~ budget at any time by transferring any appropriation from one purpose to another, except appropriations of the proceeds of bonds issued for a specific purpose. ~~The council shall file the budgets of all commissions with the secretary of the senate and the clerk of the house of representatives not later than January 15 of each year.~~

Sec. 21. Minnesota Statutes 1985 Supplement, section 473.167, subdivision 3, is amended to read:

Subd. 3. [TAX.] The council may levy a tax on all taxable property in the metropolitan area, as defined in section 473.121, to provide funds for loans made pursuant to subdivisions 2 and 2a. The tax shall be certified by the council, levied, and collected in the manner provided by section ~~473.08~~ *7 of this act*. The tax shall be in addition to that authorized by section 473.249 and any other law and shall not affect the amount or rate of taxes which may be levied by the council or any metropolitan agency or local governmental unit. The amount of the levy shall be as determined and certified by the council, except as otherwise provided in this subdivision. The tax shall not be levied at a rate higher than five one-hundredths of one mill. The tax shall not be levied at a rate higher than that determined by the council to be sufficient, considering the other anticipated revenues of and disbursements from the loan fund, to produce a balance in the loan fund at the end of the next calendar year equal to twice the amount that a tax levy of five one-hundredths of a mill would raise in that year.

Sec. 22. Minnesota Statutes 1984, section 473.171, subdivision 1, is amended to read:

Subdivision 1. The council shall review all applications of a metropolitan ~~commission~~ *agency*, independent commission, board or agency, and local governmental units for funds, grants, loans or loan guarantees from the United States of America or agencies thereof submitted in connection with proposed matters of metropolitan significance, all other applications by

~~commissions~~ *metropolitan agencies, independent commissions, boards and agencies,* and local governmental units for grants, loans, or loan guarantees from the United States of America or any agency thereof if review by a regional agency is required by federal law or the federal agency, and all applications ~~of the commissions~~ for grants, loans, or allocations from funds made available by the United States of America to the metropolitan area for regional facilities pursuant to a federal revenue sharing or similar program requiring that the funds be received and granted or allocated or that the grants and allocations be approved by a regional agency.

Sec. 23. Minnesota Statutes 1984, section 473.171, subdivision 2, is amended to read:

Subd. 2. The council shall review all applications or requests of a metropolitan ~~commission~~ *agency*, independent commission, board or agency, and local governmental units for state funds allocated or granted for proposed matters of metropolitan significance, and all other applications by metropolitan ~~commissions~~ *agencies*, independent commissions, boards, agencies, and local governmental units for state funds if review by a regional agency is required by state law or the granting state agency.

Sec. 24. Minnesota Statutes 1984, section 473.173, subdivision 3, is amended to read:

Subd. 3. In developing the regulations the council and the advisory metropolitan land use committee, as defined in section 473.852, shall give consideration to all factors deemed relevant including but not limited to the following:

(1) The impact a proposed matter will have on the orderly, economic development, public and private, of the metropolitan area and its consistency with the metropolitan development guide;

(2) The relationship a proposed matter will have to the policy statement goals, standards, programs and other applicable provisions of the development guide;

(3) The impact a proposed matter will have on policy plans adopted by the council and on the ~~development programs~~ *implementation plans* and functions performed and to be performed by a metropolitan ~~commission~~ *agency that is subject to section 473.161*;

(4) Functions of municipal governments in respect to control of land use as provided for under the municipal planning act.

Sec. 25. Minnesota Statutes 1984, section 473.173, subdivision 4, is amended to read:

Subd. 4. The regulations shall include, without limitation, provisions to effectuate and comply with the following powers and requirements:

(1) No applicant shall be required to submit a proposed matter for review more than once unless it is materially altered.

(1a) A public hearing shall be held prior to the final determination with regard to a proposed matter.

(2) The council shall be empowered to suspend action on a proposed mat-

ter during the period of review and for a period not to exceed 12 months following the issuance of its final determination. In its final determination, the council may prescribe appropriate conditions with regard to a proposed matter which, if incorporated or complied with, would cause the council to remove the suspension.

(3) The council's recommendation or determination concerning a proposed matter, including the determination as to its metropolitan significance, shall be issued within 90 days following its receipt of a proposal accompanied by adequate supporting information. To avoid duplication, the review may be suspended for not more than 90 days to await completion of review of a matter by another public agency.

(4) The council shall be required to review a proposed matter upon request of an affected local governmental unit or metropolitan ~~commission~~ *agency that is subject to section 473.161*. The regulations shall include a procedure for review of a proposed matter upon petition by a specified number of residents of the metropolitan area 18 years of age or older.

(5) The council shall be empowered to review all proposed matters of metropolitan significance regardless of whether the council has received a request from an affected body to conduct that review.

(6) The council shall review all proposed matters determined to be of metropolitan significance as to their consistency with and effect upon metropolitan system plans as defined in section 473.852 and their adverse effects on other local governmental units.

(7) Previously approved policy plans and ~~development programs~~ *implementation plans* and areas of operational authority of ~~the~~ metropolitan ~~commissions~~ *agencies that are subject to section 473.161* shall not be subject to review under this section, except as specifically provided in section 473.171.

Sec. 26. Minnesota Statutes 1984, section 473.194, is amended to read:

473.194 [DEFINITIONS.]

For the purposes of sections ~~473.193~~ *473.194* to 473.201, the terms defined in the municipal housing and redevelopment act shall have the meanings given them in that act.

Sec. 27. Minnesota Statutes 1984, section 473.195, subdivision 4, is amended to read:

Subd. 4. The council shall, as part of any project proposal to a municipality, propose a means for citizens substantially affected by the proposed project to participate in the formulation and carrying out of projects undertaken by the council pursuant to the terms of sections ~~473.193~~ *473.194* to 473.201.

Sec. 28. Minnesota Statutes 1984, section 473.199, is amended to read:

473.199 [EFFECT UPON MUNICIPAL AND COUNTY HOUSING AND REDEVELOPMENT AUTHORITIES.]

Nothing in sections ~~473.193~~ *473.194* to 473.201 shall be construed to impair the powers and obligations of municipal, county or multi-county housing and redevelopment authorities within the metropolitan area.

Sec. 29. Minnesota Statutes 1984, section 473.201, subdivision 2, is

amended to read:

Subd. 2. The council may expend for the purposes of sections ~~473.193~~ *473.194* to 473.201 any revenues derived pursuant to section 473.249.

Sec. 30. Minnesota Statutes 1984, section 473.245, is amended to read:

473.245 [REPORTS.]

On or before January 15, of each year the metropolitan council shall report to the legislature. The report shall include:

(1) A statement of the metropolitan council's receipts and expenditures by category since the preceding report;

(2) A detailed budget for the year in which the report is filed and the following year including an outline of its program for such period;

(3) An explanation of any policy plan and other comprehensive plan adopted in whole or in part for the metropolitan area and the review comments of the affected ~~commission~~ *metropolitan agency*;

(4) Summaries of any studies and the recommendations resulting therefrom made by the metropolitan council, and a listing of all applications for federal moneys made by governmental units within the metropolitan area submitted to the metropolitan council;

(5) A listing of plans of local governmental units and proposed matters of metropolitan significance submitted to the metropolitan council;

(6) A detailed report on the progress of any project undertaken by the council pursuant to sections 473.193 to 473.201; and

(7) Recommendations of the metropolitan council for metropolitan area legislation, including the organization and functions of the metropolitan council and the ~~commissions~~ *metropolitan agencies*.

Sec. 31. Minnesota Statutes 1984, section 473.249, subdivision 1, is amended to read:

Subdivision 1. The metropolitan council may levy a tax on all taxable property in the metropolitan area defined in section 473.121 to provide funds for the purposes of sections 473.121 to 473.249 and for the purpose of carrying out other responsibilities of the council as provided by law. The tax shall not exceed eight-thirtieths of one mill on the total assessed valuation of all such taxable property located in the metropolitan area, and shall be levied and collected in the manner provided by section ~~473.08~~ *7 of this act*.

Sec. 32. Minnesota Statutes 1984, section 473.303, subdivision 2, is amended to read:

Subd. 2. [MEMBERSHIP.] The commission shall consist of eight members, plus a chairman appointed as provided in subdivision 3. The metropolitan council shall appoint the eight members ~~on a nonpartisan basis. One member shall be appointed from each of the following commission districts:~~

~~(1) Commission district A, consisting of council districts 1 and 2;~~

~~(2) Commission district B, consisting of council districts 3 and 7;~~

~~(3) Commission district C, consisting of council districts 4 and 5;~~

~~(4) Commission district D, consisting of council districts 6 and 10;~~

~~(5) Commission district E, consisting of council districts 8 and 9;~~

~~(6) Commission district F, consisting of council districts 11 and 12;~~

~~(7) Commission district G, consisting of council districts 13 and 14; and~~

~~(8) Commission district H, consisting of council districts 15 and 16~~ *in accordance with the provisions of section 473.141.*

Sec. 33. Minnesota Statutes 1984, section 473.303, subdivision 4a, is amended to read:

Subd. 4a. [TERMS.] Following each apportionment of metropolitan council districts, as provided under section 473.123, subdivision 3a, the ~~terms of members and the chairman of the commission shall commence on the effective date of that apportionment,~~ *metropolitan council appointed* as provided in section 473.123, subdivision 3a, *shall appoint a chair and eight commission members from newly drawn districts.* The terms of members and chairmen are as follows: members representing commission districts A, B, C, and D, and the chairman of the commission, for terms ending the first Monday in January of the year ending in the numeral "7"; members representing commission districts E, F, G, and H, for terms ending the first Monday in January of the year ending in the numeral "5." Thereafter the term of each member and the chairman is four years, *with terms ending the first Monday in January*, except that all terms expire on the effective date of the next apportionment. The chairman shall continue to serve until a successor is appointed and qualified. A member shall continue to serve his commission district until a successor is appointed and qualified; except that, following each apportionment, the member shall continue to serve at large until the metropolitan council appointed pursuant to section 473.123, subdivision 3a appoints eight commission members as provided under subdivision 2, to serve terms as provided under this subdivision. *The appointments to the commission must be made by the first Monday in May of the year in which the term ends.*

Sec. 34. Minnesota Statutes 1984, section 473.303, subdivision 6, is amended to read:

Subd. 6. [COMPENSATION.] Members and the chairman shall be compensated as provided ~~for members of metropolitan commissions~~ *in section 473.141, subdivision 7.*

Sec. 35. Minnesota Statutes 1984, section 473.373, subdivision 1, is amended to read:

Subdivision 1. [ESTABLISHMENT.] To carry out the policy and achieve the goals of section 473.371 there is established a regional transit board as a public corporation and a political subdivision of the state. Except as provided in this section, the board is organized, structured, and administered as provided ~~for metropolitan commissions~~ in section 473.141.

Sec. 36. Minnesota Statutes 1985 Supplement, section 473.373, subdivision 4, is amended to read:

Subd. 4. [TERMS.] The initial terms of members and the chair appointed under Laws 1984, chapter 654, article 3, section 116, commence on the first

day after July 1, 1984, that the chair and at least seven other members have been appointed and qualified and expire on the first day that the chair and eight members appointed under section 473.141 and this section are appointed and qualified. By August 1, 1985, the appointing authorities shall appoint a chair and eight members from the districts defined in section 473.141. The initial terms of members and the chair appointed in 1985 are as follows: members representing commission districts A, B, C, and D and the chair of the board, for terms ending the first Monday in January of the year ending in the numeral "7"; members representing commission districts E, F, G, and H for terms ending the first Monday in January of the year ending in the numeral "9." *At least one of the members appointed by the council must be 65 years of age or older at the time of the appointment.* Thereafter the term of each member and the chair is four years, subject to the provisions on apportionment, successor qualification, removal, and vacancy of section 473.141, subdivisions 4a, 5, and 6.

Sec. 37. Minnesota Statutes 1984, section 473.377, subdivision 1, is amended to read:

Subdivision 1. [REQUIREMENT.] The transit board shall *prepare, submit to the council, and* adopt ~~a transit service~~ *an* implementation plan ~~describing the planning, functions, and activities to be performed by or under the direction or auspices of the board in implementing the policy plan adopted by the council pursuant to section 473.146. The plan must cover at least the five-year period commencing with the first calendar year beginning after the plan's approval, or a longer period prescribed by the council.~~

~~Except as otherwise provided in this section, the implementation plan must be prepared, submitted for review by the council, adopted, and implemented in the same manner, with the same requirements and restrictions, and to the same effect~~ as provided ~~for development programs~~ in section 473.161. The board shall prepare an implementation plan meeting the requirements of this section and submit the plan to the council by August 1, 1986, and thereafter ~~in even-numbered years~~ at a time prescribed by the council.

Sec. 38. Minnesota Statutes 1985 Supplement, section 473.38, subdivision 2, is amended to read:

Subd. 2. [FINANCIAL PLAN; COUNCIL APPROVAL.] Along with its annual budget, each *even-numbered* year the board shall prepare a financial plan for the succeeding three calendar years, in half-year segments. The financial plan must be consistent with the board's implementation plan and must contain the elements specified in section ~~473.377, subdivision 2, clauses (a), (e), (f), and (g)~~ *18, subdivision 3*. The financial plan ~~prepared in even-numbered years~~ must contain a proposed request for state financial assistance for the succeeding biennium. The board shall submit the financial plan to the council for review and approval or disapproval. The council may approve or disapprove in whole or in part. The council may disapprove only for inconsistency with the policy plan of the council.

Sec. 39. Minnesota Statutes 1985 Supplement, section 473.39, subdivision 1, is amended to read:

Subdivision 1. [GENERAL AUTHORITY.] The council, if requested by vote of at least two-thirds of all of the members of the transit board, may issue

general obligation bonds to provide funds to the board for expenditure to implement the board's approved ~~capital development program~~ *implementation plan* and for the refunding of outstanding bonds, certificates of indebtedness, and judgments. The council may not unreasonably withhold the issuance of obligations for ~~a capital development program~~ *an implementation plan* that has been approved by the council. The council may not issue obligations pursuant to this subdivision in excess of the amount specifically authorized by law. Except as otherwise provided in sections 473.371 to 473.449, the council shall provide for the issuance, sale, and security of the bonds in the manner provided in chapter 475, and has the same powers and duties as a municipality issuing bonds under that law, except that no election is required and the net debt limitations in chapter 475 do not apply to the bonds. The obligations are not a debt of the state or any municipality or political subdivision within the meaning of any debt limitation or requirement pertaining to those entities. Neither the state, nor any municipality or political subdivision except the council and board, nor any member or officer or employee of the board or council, is liable on the obligations. The obligations may be secured by taxes levied without limitation of rate or amount upon all taxable property in the transit taxing district and transit area as provided in section 473.446. The council shall certify to the transit board before October 1 of each year the amounts necessary to provide full and timely payment of the obligations. As part of its levy made under section 473.446, the board shall levy the amounts certified by the council and transfer the proceeds to the council for payment of the obligations. The taxes must be levied, certified, and collected in accordance with the terms and conditions of the indebtedness.

Sec. 40. Minnesota Statutes 1985 Supplement, section 473.39, subdivision 1a, is amended to read:

Subd. 1a. [AMOUNT; I-394 FACILITIES.] The council may issue certificates of indebtedness, bonds, or other obligations under this section in an amount not exceeding $8,500,000 for expenditure as prescribed in the ~~capital development program~~ *implementation plan* of the board ~~required by section 473.377, subdivision 2, clause (a)~~. Of this amount, no more than $1,500,000 may be spent for land acquisition and capital improvements for park and ride lots and transit transfer stations planned for the interstate highway described in section 161.123, clause (2), commonly known as I-394. These facilities may be constructed and maintained by the metropolitan transit commission. The board shall require, as a condition of financial assistance to the commission, that the commission make facilities it constructs, acquires, or improves for I-394 with funds provided under this provision available to all transit providers on a nondiscriminatory basis, as the board defines these terms.

Sec. 41. Minnesota Statutes 1984, section 473.409, is amended to read:

473.409 [AGREEMENTS WITH COMMISSION; ENCOURAGEMENT OF TRANSIT USE.]

A state department or agency, including the legislative branch, any local governmental unit, the metropolitan council, or other metropolitan ~~commission~~ *agency* may enter into an agreement with the transit commission and other operators for the purpose of encouraging the use of transit by its

employees residing in the metropolitan area. The agreement may provide for, among other things: (a) the advance purchase of tokens, tickets or other devices from the commission or other operator for use in lieu of fares on vehicles operated by the commission or other operator; and (b) special transit service for employees to and from their place of employment, at fares to be agreed upon by the contracting parties. The tokens, tickets, or other devices or services may be made available to employees at reduced rates. Any such agreement and arrangement by a state department or agency shall be submitted to the commissioner of administration for approval before execution. Any operating deficits or subsidy resulting from such agreements shall be assumed by the contracting department, agency, governmental unit, council, or other commission, unless otherwise provided in an agreement approved by the transit board.

Sec. 42. Minnesota Statutes 1984, section 473.516, subdivision 2, is amended to read:

Subd. 2. [GENERAL REQUIREMENTS.] With respect to its activities under this section, the commission shall be subject to and comply with the applicable provisions of this chapter. Property acquired by the commission under this section shall be subject to the provisions of section 473.545. Any site or facility owned or operated for or by the commission shall conform to the policy plan adopted by the council under section 473.149 and shall be authorized in accordance with the commission's ~~development program and capital budget~~ *implementation plan* approved by the council. The commission shall contract with private persons for the construction, maintenance, and operation of waste facilities, subject to the bidding requirements of section 473.523, where the facilities are adequate and available for use and competitive with other means of providing the same service.

Sec. 43. Minnesota Statutes 1984, section 473.523, subdivision 1, is amended to read:

Subdivision 1. No contract for any construction work, or for the purchase of materials, supplies, or equipment, costing more than ~~$5,000~~ *$15,000* shall be made by the commission without publishing once in a legal newspaper or trade paper published in a city of the first class not less than two weeks before the last day for submission of bids, notice that bids or proposals will be received. Such notice shall state the nature of the work or purchase and the terms and conditions upon which the contract is to be awarded, and a time and place where such bids will be received, opened, and read publicly. After such bids have been duly received, opened, read publicly, and recorded, the commission shall award such contract to the lowest responsible bidder or it may reject all bids and readvertise. Each contract shall be duly executed in writing and the party to whom the contract is awarded shall give sufficient bond or security to the board for the faithful performance of the contract as required by law. The commission shall have the right to set qualifications and specifications and to require bids to meet all such qualifications and specifications before being accepted. If the commission by an affirmative vote of two-thirds of its members declares that an emergency exists requiring the immediate purchase of materials or supplies at a cost in excess of ~~$5,000~~ *$15,000* or in making emergency repairs, it shall not be necessary to advertise for bids.

Sec. 44. Minnesota Statutes 1984, section 473.523, subdivision 2, is

amended to read:

Subd. 2. The administrator may, without prior approval of the commission and without advertising for bids, enter into any contract of the type referred to in subdivision 1 which is not in excess of ~~$5,000~~ *$15,000*.

Sec. 45. Minnesota Statutes 1984, section 473.535, is amended to read:

473.535 [~~WASTE CONTROL COMMISSION~~ *IMPLEMENTATION PLAN;* BUDGET.]

The waste control commission shall prepare, submit to the council and adopt *an implementation plan and* a budget at the time and in the manner provided in and otherwise comply with ~~section~~ *sections 473.161 and* 473.163.

Sec. 46. Minnesota Statutes 1984, section 473.553, subdivision 4, is amended to read:

Subd. 4. [QUALIFICATIONS.] Each member appointed prior to substantial completion of construction of a sports facility constructed pursuant to sections 473.551 to 473.595 shall be a resident of the precincts or area of the state for which he is appointed. A member appointed at any time shall not during his term of office hold the office of metropolitan council member or be a member of another metropolitan ~~commission~~ *agency that is subject to section 473.141* or hold any judicial office or office of state government. Each member shall qualify by taking and subscribing the oath of office prescribed by the Minnesota Constitution, Article V, Section 6. The oath, duly certified by the official administering it, shall be filed with the chairman of the metropolitan council.

Sec. 47. [473.636] [NEW MAJOR AIRPORT; AIRPORT DEVELOPMENT AREA.]

Subdivision 1. [METROPOLITAN COUNCIL; LAND USE CRITERIA AND GUIDELINES.] *Within 120 days after the selection by the metropolitan airports commission of a site in the metropolitan area for a new major airport to serve as a terminal for regular, scheduled air passenger service and the approval of the selection by the metropolitan council, the council shall adopt criteria and guidelines for the regulation of use and development of the airport development area, consisting of all or a portion of the property in the metropolitan area extending out three miles from the proposed boundaries of the site, or out five miles from the boundaries in any direction the council determines is necessary to protect natural resources of the metropolitan area. The criteria and guidelines must establish the boundaries of the airport development area and must include a statement of goals and policies to be accomplished by regulation of the use and development of property in the area. The criteria and guidelines may relate to all kinds of land use and development control measures, including zoning ordinances, building codes, subdivision regulations, and official maps. The criteria and guidelines must encourage controls for the use and development of property and the planning of public facilities to protect inhabitants of the airport development area from aircraft noise and to preserve natural underground water reservoirs and other natural resources of the metropolitan area. Those purposes are public purposes upon which land use and development control measures adopted by any government unit under law may be based.*

The criteria and guidelines must be a part of the metropolitan development guide when it is adopted, and the council shall mail a copy of the criteria and guidelines and any amendment to them to the governing body of each government unit having authority to adopt land use and development control measures applicable to the airport development area under sections 360.061 to 360.073, chapter 394, or chapter 462, or any other law; to the metropolitan airports commission; and to the state commissioner of transportation. The council may amend the criteria and guidelines from time to time, and shall reestablish the airport development area whenever the airport site boundaries are altered.

Subd. 2. [LOCAL ZONING AND LAND USE AND DEVELOPMENT CONTROLS.] *Upon the selection and approval of a site for a new major airport in the metropolitan area, all land within its airport development area not then zoned for other use is zoned for use exclusively for agricultural purposes, except that a prior nonconforming use established with reference to any lot or parcel of land may be continued and all land zoned by this subdivision for agricultural purposes may be rezoned by the appropriate government unit upon compliance with this subdivision. Thereafter the governing body of each government unit proposing to adopt or amend a land use and development control measure applicable to the airport development area shall submit it to the metropolitan council for review, and within 120 days after receipt of the council's criteria and guidelines shall make and submit to the council for review whatever changes in its existing land use and development control measures it deems necessary to make them consistent with the criteria and guidelines. The council or a committee designated by it shall hold a hearing on the control measures submitted by each government unit within 60 days after they are submitted, on written notice mailed to the governing body of the government unit not less than 15 days before the hearing. At the hearing the government unit must be allowed to present all data and information that support the control measures submitted to the council. The council shall approve each measure or amendment within 120 days after it is received, with whatever changes it deems necessary to make it consistent with the criteria and guidelines, and the government unit submitting it shall take all actions necessary to put it into effect within 60 days after it is approved. If the council amends its criteria and guidelines, it must follow the procedures in this subdivision to ensure that applicable land use and development control measures are consistent with the amendment.*

Subd. 3. [ENFORCEMENT OF LOCAL MEASURES.] *After the selection and approval of a site for a new major airport in the metropolitan area, no public or private use contrary to subdivision 2 or any land use and development control measure then in effect may be made of the property to which it applies within an airport development area, and no government unit may issue a permit for the use, construction, alteration, or planting of any property, building, structure, or tree not in accordance with its general provisions, except for minor footage variances, until the council has approved changes or variances in the control measure in accordance with subdivision 2. After the council has approved a land use and development control measure in accordance with subdivision 2, no public or private use contrary to its provisions may be made of the property to which it applies; and no government unit may issue a permit for the use, construction, alteration, or planting of any property, building, structure, or tree not in accordance with its general provisions; and no special use permit or variance may be granted that authorizes a use or development contrary to the council's criteria and guidelines.*

Subd. 4. [CONTROL MEASURE REVIEW BEFORE SITE SELECTION.] *After the metropolitan airports commission has called a hearing for the selection of a site for a new major airport in the metropolitan area under section 473.641, and until the commission has determined not to use the site described in the notice of hearing for a new major airport, the governing body of each government unit in the metropolitan area shall submit to the council for review and comment in accordance with section 473.175 any land use and development control measure, amendment, or variance applicable to or proposed for the site described in the notice of hearing or to any property within five miles of the site. During the period described in this subdivision, no government unit may construct a public building or facility on the proposed airport site or within five miles of it until it has submitted its plan for the building or facility to the metropolitan council for review and comment as provided in this subdivision.*

Sec. 48. [473.637] [AIRCRAFT NOISE ZONES.]

Within 120 days after the selection and approval of a site for a new major airport in the metropolitan area, the metropolitan council shall determine the probable levels of noise that will result in various parts of the metropolitan area from the operation of aircraft using the site, shall establish aircraft noise zones based on that determination and applicable to property affected by the noise, and shall establish acceptable levels of perceived noise decibels for each land use, using the composite noise rating method and tables or the noise exposure forecast method and tables. Each government unit having power to adopt land use and development control measures applicable to property included in any aircraft noise zone shall adopt or incorporate in existing land use and development control measures the applicable acceptable level of perceived noise decibels established by the council, and shall adopt whatever other control measures may be necessary to prevent the use, construction, or improvement of property and buildings subject to a level of perceived noise decibels in excess of the acceptable level established for that land use. The council shall mail a map showing the aircraft noise zones and a copy of the applicable acceptable levels of perceived noise decibels to the governing body of each government unit having authority to adopt land use and development control measures applicable to property in each aircraft noise zone, to the metropolitan airports commission, and to the state commissioner of transportation. The control measures adopted by a government unit to comply with this section must be submitted to and approved by the council and placed into effect by the government unit as provided in section 473.215, subdivision 2. The council may change the aircraft noise zones and the applicable acceptable levels of perceived noise decibels to conform with the actual levels of noise produced by aircraft using the airport site when it is in operation, and may require changes in control measures applicable to airport noise zones to conform with changes made by it. No property may be used, and no building or other structure may be constructed or improved, within any aircraft noise zone if persons using the property and buildings would be subjected to a level of perceived noise decibels in excess of the acceptable level established by the council for that land use.

Sec. 49. [473.638] [CONTROL MEASURE INVOLVING TAKING; CONDEMNATION BY METROPOLITAN AIRPORTS COMMISSION.]

Subdivision 1. [EMINENT DOMAIN.] *If either the provisions or the*

application of section 473.215, subdivision 2, or any land use and development control measure applicable to public or private property in an airport development area is determined by a court of competent jurisdiction to constitute a taking, the metropolitan airports commission in the exercise of its power to acquire lands for the airport has the power to acquire the property or any similar property, or an interest in it, to the extent needed for the application of the measure, by eminent domain exercised in accordance with chapter 117. The right of eminent domain must be exercised if the commission has or will have funds to pay the condemnation award and the council determines that it is necessary to protect the airport from encroachment or hazards, to protect residents in the area, to encourage the most appropriate use of property in the airport development area, or to protect and conserve the natural resources of the metropolitan area.

Subd. 2. [RETENTION OR SALE OF PROPERTY.] *The commission may retain any property now owned by it or acquired under subdivision 1 and use it for a lawful purpose, or it may provide for the sale or other disposition of the property in accordance with a redevelopment plan in the same manner and upon the same terms as the housing and redevelopment authority and governing body of a municipality under the provisions of section 462.525, all subject to the provisions of section 473.215, subdivision 2, or to existing land use and development control measures approved by the council.*

Subd. 3. [SHARING OF COSTS.] *The metropolitan airports commission and any other government unit in the metropolitan area may enter into an agreement under which the cost of acquiring a property and the proceeds from the sale or other disposition of it under subdivision 2 are to be shared by the commission and such government unit. The commission, the metropolitan council, or any government unit may also enter into any agreements with the United States or the state of Minnesota, or any agency or subdivision of either, and do all acts and things required by state or federal law or rules as a condition or consideration for the loan or grant of funds or property for the purpose of land acquisition or improvement under subdivisions 1 and 2.*

Sec. 50. [473.639] [RELATION TO AIRPORT HAZARD ZONING.]

Sections 473.215 and 473.216 and any criteria, guidelines, or land use and development control measure approved by the council under those sections in no way supersede or limit the powers conferred on a municipality to do airport hazard zoning, or the commissioner of transportation by sections 360.061 to 360.073. Any criteria, guidelines, or land use and development control measure approved by the council under section 473.215 or 473.216 must be consistent with any exercise of powers by the commissioner under sections 360.061 to 360.093.

Sec. 51. [473.64] [GOVERNMENT UNITS IN AIRPORT DEVELOPMENT AREA; TAX SHARING.]

The governing bodies of government units located wholly or partly in an airport development area shall jointly study and decide upon a plan for the sharing of property tax revenues derived from property located in an airport development area. If 80 percent of the government units having territory within the airport development area agree upon a plan, the plan is effective, and all government units shall enter into whatever agreements may be nec-

essary for this purpose. The plan, however, may not impair the existing contract obligations of any government unit. This section does not apply to the metropolitan airports commission or the council.

Sec. 52. Minnesota Statutes 1984, section 473.704, is amended by adding a subdivision to read:

Subd. 19. The commission, by December 15 of each even-numbered year, shall prepare and submit to the legislature a financial report that contains the information required by section 18, subdivision 3, in a format consistent with the consolidated financial report required by that subdivision.

Sec. 53. Minnesota Statutes 1984, section 473.711, is amended by adding a subdivision to read:

Subd. 4. [CERTIFICATES OF INDEBTEDNESS.] *The commission may issue certificates of indebtedness in anticipation of the collection and payment of a tax levied under this section in the same manner as a statutory city under section 412.261 and use their proceeds to accomplish its duties.*

Sec. 54. Minnesota Statutes 1984, section 473.811, subdivision 7, is amended to read:

Subd. 7. [JOINT ACTION.] Any local governmental unit or metropolitan ~~commission~~ *agency* may act together with any county, city, or town within or without the metropolitan area, or with the pollution control agency or the waste management board under the provisions of section 471.59 or any other appropriate law providing for joint or cooperative action between government units, to accomplish any purpose specified in sections 473.149, 473.151, and 473.801 to 473.823 and sections 473.827, 473.831, 473.833, 473.834, 116.05 and 115A.06.

Any agreement regarding data processing services relating to the generation, management, identification, labeling, classification, storage, collection, treatment, transportation, processing or disposal of waste and entered into pursuant to section 471.59, or other law authorizing joint or cooperative action may provide that any party to the agreement may agree to defend, indemnify and hold harmless any other party to the agreement providing the services, including its employees, officers or volunteers, against any judgments, expenses, reasonable attorney's fees and amounts paid in settlement actually and reasonably incurred in connection with any third party claim or demand arising out of an alleged act or omission by a party to the agreement, its employees, officers or volunteers occurring in connection with any exchange, retention, storage or processing of data, information or records required by the agreement. Any liability incurred by a party to an agreement under this subdivision shall be subject to the limitations set forth in section 3.736 or 466.04.

Sec. 55. Minnesota Statutes 1984, section 473.823, subdivision 3, is amended to read:

Subd. 3. [SOLID WASTE FACILITIES; REVIEW PROCEDURES.] The agency shall request applicants for solid waste facility permits to submit all information deemed relevant by the council to its review, including without limitation information relating to the geographic areas and population served, the need, the effect on existing facilities and services, the anticipated public

cost and benefit, the anticipated rates and charges, the manner of financing, the effect on metropolitan plans and development programs, the supply of waste, anticipated markets for any product, and alternative means of disposal or energy production. No permit may be issued for the operation of a solid waste facility in the metropolitan area which is not in accordance with the metropolitan council's solid waste policy plan. The metropolitan council shall determine whether a permit is in accordance with the policy plan. In making its determination, the council shall consider the area-wide need and benefit of the applicant facility and may consider, without limitation, the effect of the applicant facility on existing and planned solid waste facilities described in a waste control commission ~~development program~~ *implementation plan* or county report or master plan. If the council determines that a permit is in accordance with its policy plan, the council shall approve the permit. If the council determines that a permit is not in accordance with its policy plan, it shall disapprove the permit. The council's approval of permits may be subject to conditions necessary to satisfy criteria and standards in its policy plan, including conditions respecting the type, character, and quantities of waste to be processed at a solid waste facility used primarily for resource recovery and the geographic territory from which a resource recovery facility or transfer station serving such a facility may draw its waste. For the purpose of this review and approval by the council, the agency shall send a copy of each permit application and any supporting information furnished by the applicant to the metropolitan council within 15 days after receipt of the application and all other information requested from the applicant. Within 60 days after the application and supporting information are received by the council, unless a time extension is authorized by the agency, the council shall issue to the agency in writing its determination whether the permit is disapproved, approved, or approved with conditions. If the council does not issue its determination to the agency within the 60 day period, unless a time extension is authorized by the agency, the permit shall be deemed to be in accordance with the council's policy plan. No permit shall be issued in the metropolitan area for a solid waste facility used primarily for resource recovery or a transfer station serving such a facility, if the facility or station is owned or operated by a public agency or if the acquisition or betterment of the facility or station is secured by public funds or obligations issued by a public agency, unless the council finds and determines that adequate markets exist for the products recovered and that establishment of the facility is consistent with the criteria and standards in the metropolitan and county plans respecting the protection of existing resource recovery facilities and transfer stations serving such facilities.

Sec. 56. Minnesota Statutes 1984, section 473.852, subdivision 8, is amended to read:

Subd. 8. "Metropolitan system plans" means the airports ~~portion~~ *and transportation portions* of the metropolitan development guide, and the policy plans, ~~development programs~~ *implementation plans*, and capital budgets for metropolitan waste control, transportation, and regional recreation open space.

Sec. 57. [REPORT.]

The report required in 1986 by section 18, subdivision 3, of this act should be in the scope and detail that the council, in consultation with the advisory

committee, deems appropriate and practicable.

Sec. 58. [EXISTING PLANS.]

Existing plans and development programs of the council and affected agencies remain in effect until expressly superseded by plans adopted in accordance with this act.

Sec. 59. [REPEALER.]

Minnesota Statutes 1984, sections 473.01; 473.02; 473.03; 473.04; 473.05; 473.06; 473.07; 473.08; 473.09; 473.10; 473.11; 473.121, subdivisions 7 and 9; 473.128; 473.163, subdivisions 3 and 4; 473.193; 473.203; 473.215; 473.216; 473.217; 473.218; 473.219; 473.373, subdivision 3; 473.377, subdivisions 2 and 3; 473.38, subdivision 1; 473.502; 473.523, subdivision 3; and 473.802 are repealed.

Sec. 60. [APPLICATION.]

Sections 1 to 59 of this act apply in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington. Sections 13 to 17 of this act are effective for plans and plan amendments adopted after January 1, 1987, and do not apply to the amendments to the transportation policy plan and transit implementation plan required to be adopted in 1986 by Laws 1984, chapter 654, article 3, sections 108 and 118."

Delete the title and insert:

"A bill for an act relating to metropolitan government; defining metropolitan agency; providing for appointments, administration, reports, and duties of metropolitan agencies; recodifying certain provisions; amending Minnesota Statutes 1984, sections 473.121, subdivisions 6 and 11, and by adding a subdivision; 473.123, subdivisions 2a, 3, and 3a; 473.141, subdivisions 1, 2, 3, 4, and 4a; 473.146, subdivisions 1, 2, and 3; 473.149, subdivision 3; 473.161; 473.163, subdivisions 1 and 2; 473.171, subdivisions 1 and 2; 473.173, subdivisions 3 and 4; 473.194; 473.195, subdivision 4; 473.199; 473.201, subdivision 2; 473.245; 473.249, subdivision 1; 473.303, subdivisions 2, 4a, and 6; 473.373, subdivision 1; 473.377, subdivision 1; 473.409; 473.516, subdivision 2; 473.523, subdivisions 1 and 2; 473.535; 473.553, subdivision 4; 473.704, by adding a subdivision; 473.711, subdivision 4; 473.811, subdivision 7; 473.823, subdivision 3; 473.852, subdivision 8; Minnesota Statutes 1985 Supplement, sections 473.167, subdivision 3; 473.373, subdivision 4; 473.38, subdivision 2; and 473.39, subdivisions 1 and 1a; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1984, sections 473.01 to 473.11; 473.121, subdivisions 7 and 9; 473.128; 473.163, subdivisions 3 and 4; 473.193; 473.203; 473.215 to 473.219; 473.373, subdivision 3; 473.377, subdivisions 2 and 3; 473.38, subdivision 1; 473.502; 473.523, subdivision 3; and 473.802."

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

House Conferees: (Signed) Mary M. Forsythe, Brad G. Stanius, John D. Tomlinson

Senate Conferees: (Signed) A. W. "Bill" Diessner, Darril Wegscheid, Fritz Knaak

Mr. Diessner moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1860 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. 1860 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 13, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Knaak	Olson	Schmitz
Anderson	Diessner	Kroening	Peterson, C.C.	Sieloff
Belanger	Dieterich	Kronebusch	Peterson, D.C.	Solon
Benson	Frank	Langseth	Peterson, D.L.	Spear
Berg	Frederickson	Lantry	Peterson, R.W.	Storm
Bernhagen	Gustafson	Lessard	Petty	Stumpf
Bertram	Hughes	Luther	Purfeerst	Vega
Brataas	Johnson, D.E.	McQuaid	Ramstad	Wegscheid
Chmielewski	Johnson, D.J.	Mehrkens	Reichgott	Willet
Dahl	Jude	Moe, D.M.	Renneke	
Davis	Kamrath	Moe, R.D.	Samuelson	

Those who voted in the negative were:

Berglin	Freeman	Laidig	Pehler	Waldorf
Dicklich	Isackson	Merriam	Pogemiller	
Frederick	Knutson	Novak	Taylor	

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 2294, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2294 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 2294

A bill for an act relating to labor; independent school district No. 709, Duluth; removing certain educational assistants from civil service; amending Laws 1967, chapter 252, section 2, as amended.

March 15, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes

President of the Senate

We, the undersigned conferees for H.F. No. 2294, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 2294 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Laws 1967, chapter 252, section 2, as amended by Laws 1971, chapter 683, section 1, Laws 1983, chapter 161, section 1, Laws 1984, chapter 608, section 5, and Laws 1985, chapter 176, section 1, is amended to read:

Sec. 2. [INDEPENDENT SCHOOL DISTRICT NO. 709; EMPLOYEES; EXCEPTIONS.] The term "employees," as used in this act, shall not include members of the school board, superintendent of schools, assistant superintendents of schools, teachers, other employees of the school district whose positions require them to be certified pursuant to rules and regulations adopted by the state board of education, directors, administrative assistants, clerical or similar workers, food service workers, educational assistants *except for classification and reclassification of positions*, deputy clerk and purchasing agent, supervisors, advisors, coordinators, physicians, attorney, nurses, and temporary employees.

Sec. 2. [383C.392] [GRANTS FOR HOT LUNCHES IN CERTAIN RURAL SCHOOLS.]

Subdivision 1. [ST. LOUIS COUNTY GRANTS.] *In St. Louis county, the social services board shall award grants each year for St. Louis county school district No. 710 to carry on a nutrition program in the schools and to provide hot lunches for needy school children. The total amount of the grants shall be not more than $20,000. The county shall appropriate the amount needed each year from the general fund to the social services department.*

Subd. 2. [ADMINISTRATION.] *A committee of the chair of the county board, chair of the social services board, county health officer, and the superintendent of St. Louis county school district No. 710 shall award the grants. The committee shall establish the time and manner of grant applications and the criteria for awarding grants. The committee shall recommend to the social services board recipients for the grants and the recommended amount for each grant.*

Sec. 3. [REPEALER.]

Minnesota Statutes 1984, section 383C.391 is repealed.

Sec. 4. [EFFECTIVE DATE.]

Section 1 is effective upon compliance with Minnesota Statutes, section 645.021."

Delete the title and insert:

"A bill for an act relating to St. Louis county; education and labor; removing persons from civil service in independent school district No. 709, Duluth; providing for grants for hot lunches in rural schools; amending Laws 1967, chapter 252, section 2, as amended; proposing coding for new law in

Minnesota Statutes, chapter 383C; repealing Minnesota Statutes 1984, section 383C.391."

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

House Conferees: (Signed) Mike Jaros, Ben Boo, Wendell O. Erickson

Senate Conferees: (Signed) Sam G. Solon, Ronald R. Dicklich, Jim Gustafson

Mr. Solon moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2294 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. 2294 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 67 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Novak	Schmitz
Anderson	Dieterich	Kroening	Olson	Sieloff
Belanger	Frank	Kronebusch	Pehler	Solon
Benson	Frederick	Laidig	Peterson, C.C.	Spear
Berg	Frederickson	Langseth	Peterson, D.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Taylor
Bertram	Hughes	Luther	Petty	Vega
Brataas	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kamrath	Moe, R.D.	Renneke	
Dicklich	Knaak	Nelson	Samuelson	

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1875, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1875 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1875

A bill for an act relating to health; creating a public corporation to provide health care services, education, and research; providing for governance of

St. Paul Ramsey Medical Center and creation of a physicians and dentists subsidiary; proposing coding for new law as Minnesota Statutes, chapter 246A; repealing Minnesota Statutes 1984, section 383A.41, as amended.

March 17, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1875, report that we have agreed upon the items in dispute and recommend as follows:

That the House concur in the Senate amendment and that H.F. No. 1875 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [246A.01] [DEFINITIONS.]

Subdivision 1. [TERMS.] *For the purposes of sections 1 to 27, the terms defined in this section have the meanings given them unless the context clearly indicates otherwise.*

Subd. 2. [CORPORATION.] *"Corporation" means the public corporation created by section 2.*

Subd. 3. [HOSPITAL SUBSIDIARY CORPORATION.] *"Hospital subsidiary corporation" means the subsidiary corporation created pursuant to section 6, subdivisions 1, clause (9), and 3, and charged with the governance and operation of the St. Paul Ramsey Medical Center.*

Sec. 2. [246A.02] [CREATION OF CORPORATION.]

There is created a corporation which shall be public in nature. The corporation shall be known as _____. The purpose of the corporation is to engage in the provision and delivery of health care and related services, including education and research.

Sec. 3. [246A.03] [BOARD OF DIRECTORS.]

Subdivision 1. [GOVERNANCE.] *The corporation shall be governed by a board of directors consisting of 15 members. The initial members of the board shall be selected as specified in subdivision 2. The terms of office of members of the board shall be as provided in the corporation's bylaws. No term of office will exceed three years.*

Subd. 2. [SELECTION PANEL.] *The chairperson of the Ramsey county board of commissioners, the chairperson of the St. Paul Ramsey Medical Center commission, and the chairperson of Ramsey clinic associates shall each appoint three persons to a selection panel. The selection panel shall name the initial 15 members of the board of directors established in subdivision 1. When the initial members of the board of directors have taken office, the selection panel shall dissolve.*

Subd. 3. [NOMINATING COMMITTEE.] *Whenever a vacancy occurs on the board of directors of the corporation, whether through resignation, removal, expiration of a director's term of office, or otherwise, the board*

shall appoint a nominating committee composed of five members, at least one of whom shall be a member of the board of commissioners of Ramsey county. The nominating committee shall meet as soon as practicable for the purpose of nominating individuals to fill the vacancy. The nominating committee shall nominate two candidates in the event there is one vacancy on the board and 1-1/2 candidates for each vacancy should there be more than one vacancy to be filled. In the event an odd number of positions on the board is vacant, the nominating committee is authorized to propose the next highest whole number of candidates when applying the foregoing formula. The board shall elect individuals to fill any vacancy from those individuals nominated by the committee, but no director may vote if that director's position is to be filled by the election.

Subd. 4. [QUORUM.] *Unless otherwise specified in the bylaws, eight members of the board of directors constitutes a quorum for the transaction of business.*

Subd. 5. [BOARD MEETINGS.] *Except when the bylaws prescribe otherwise:*

(1) notice of every meeting shall be given;

(2) an act of the majority of the directors present at a meeting at which a quorum is present is the act of the board, except that a vote of a majority of the board shall be required to adopt the annual budget or to hire or discharge the chief executive officer;

(3)(a) A conference among directors, or among members of any committee designated by the board of directors, by any means of communication through which the participants may simultaneously hear each other during the conference, constitutes a meeting of the board, or the committee, if the same notice is given of the conference as would be required for a meeting, and if the number of person participating in the conference would be sufficient to constitute a quorum at the meeting. Participation in a meeting in this manner constitutes personal presence at the meeting. Except as authorized by section 16, subdivision 2, if a meeting is conducted pursuant to this clause, a location and means by which members of the public may listen to the meeting shall be provided, and where such a meeting includes visual media, means by which members of the public may observe the meeting shall be provided. Notice of the meeting shall be provided and it shall specify that location, as well as the electronic method to be used.

(b) A director may participate in a meeting of the board or any committee designated by the board not described in paragraph (a) by any means of communication through which the director, other persons so participating, and all persons physically present at the meeting may simultaneously hear each other during the meeting. Participation in a meeting in this manner constitutes personal presence at the meeting.

Sec. 4. [246A.04] [OFFICERS.]

Subdivision 1. [ELECTION, APPOINTMENT.] *(a) Unless the bylaws provide otherwise, the board of directors shall elect persons to exercise the functions of the offices of president, secretary, and treasurer and may elect or appoint any other officers and agents deemed to be necessary.*

(b) Unless the bylaws prescribe that only directors may be officers,

officers need not be directors.

(c) Any of the offices or functions of the offices may be held or exercised by the same person.

Subd. 2. [QUALIFICATIONS.] *The president, secretary, and treasurer shall be adult natural persons. The bylaws may prescribe special qualifications for these offices.*

Subd. 3. [REMOVAL.] *An officer may be removed, with or without cause, by the persons authorized to elect or appoint officers. The removal is without prejudice to the officer's contract rights.*

Subd. 4. [AUTHORITY, DUTIES.] *(a) Officers have the authority and duties in the management of the business of the corporation that the bylaws prescribe or, in the absence of the prescription, as the board of directors determines.*

(b) An officer shall discharge the duties in good faith and with the diligence and care which an ordinarily prudent person, in a like position and under similar circumstances, would exercise.

Sec. 5. [246A.05] [BYLAWS.]

Subdivision 1. [BOARD ADOPTS OR AMENDS.] *The board of directors may adopt or amend bylaws which may contain any provision for the purpose of administering and regulating the affairs of the corporation not inconsistent with law.*

Subd. 2. [PROCEDURE AND NOTICE.] *The procedure for amending the bylaws shall be specified in the bylaws. Notice of the meeting at which the amendment shall be considered and notice of the amendment shall be given as provided in the bylaws.*

Sec. 6. [246A.06] [CORPORATE POWERS.]

Subdivision 1. [AUTHORITY AND POWERS OF THE BOARD.] *The corporation, through its board of directors, shall have the authority and all necessary power to do the following:*

(1) prepare an annual budget governing the affairs of the corporation;

(2) hire and discharge a chief executive officer and assistants or other employees deemed necessary to carry out the corporation's affairs;

(3) establish personnel policies and a system of personnel management governing the employees of the corporation;

(4) acquire, encumber, hold, and convey through lease, purchase, gift, or otherwise any property, either real or personal;

(5) contract for the purchase of or furnishing of medical care and services, including the furnishing of medical care for the indigent;

(6) enter shared service and other cooperative ventures;

(7) join or sponsor membership in organizations intended to benefit the hospital or hospitals in general;

(8) enter partnerships;

(9) incorporate other corporations, both for profit and not for profit;

(10) have members of its governing authority or its officers or administrators serve as directors, officers, or employees of the ventures, associations, or corporations;

(11) own shares of stock in business corporations;

(12) offer, directly or indirectly, products and services of the hospital, organization, association, partnership, or corporation to the general public;

(13) sue and be sued;

(14) continue as a public corporation perpetually;

(15) enter into obligations or contracts and do any act incidental to the transaction of its business or expedient to its purposes, including purchasing insurance;

(16) acquire, hold, mortgage, pledge, or dispose of shares, bonds, securities, and other evidences of indebtedness of any domestic or foreign corporation, either profit or nonprofit and either public or private, and, if the owner thereof, to exercise all the rights, powers, and privileges of ownership, including the right to vote;

(17) conduct its affairs within and without this state;

(18) merge and consolidate with other corporations, domestic or foreign, organized for related purposes;

(19) make donations to other corporations, domestic or foreign, organized for related purposes;

(20) be a member of other corporations, whether domestic or foreign;

(21) obtain funds necessary for its operations by borrowing upon terms and conditions which the corporation finds to be in its best interests;

(22) accept from the United States, the state of Minnesota or its agencies or political subdivisions of government, and from private sources land, money, or other assistance;

(23) take any action relative to the delivery of health care services which could be taken by a nonprofit corporation under chapter 317, and shall, when so acting, have, in addition to any authority vested by law, the authority and legal capacity of a nonprofit corporation under chapter 317;

(24) pay a per diem and expenses to the members of the board of directors; and

(25) exercise any power conferred upon a private nonprofit corporation by chapter 317.

Subd. 2. [OTHER POWERS.] *The corporation shall have all the powers necessary and convenient for the operation, administration, management, and control of the corporation's affairs. The enumeration of specific powers in this chapter is not intended to restrict the power of the corporation to take any action which in the exercise of its discretion is necessary or convenient to further the purposes for which the corporation exists, and that is not otherwise prohibited by law, whether or not the power to take the action is necessarily implied from the powers expressly granted.*

Subd. 3. [SUBSIDIARY CORPORATIONS.] *Pursuant to the authority*

granted to the corporation in subdivision 1, clause (9), the corporation shall, at a minimum, create two subsidiary corporations. One subsidiary corporation shall be charged with the governance and operation of the St. Paul Ramsey Medical Center. The other subsidiary corporation shall be an association of physicians and dentists. Both subsidiaries shall be governed by boards of directors that are elected by the corporation's board of directors. The bylaws of both subsidiaries must be ratified by the corporation's board of directors prior to taking effect.

Subd. 4. [EXCEPTION TO OTHER LAW.] *Notwithstanding any law to the contrary, the hospital subsidiary corporation shall not be subject to the provisions of chapter 179A and sections 471.345 to 471.37. Notwithstanding any law to the contrary, any organization, association, partnership, or corporation created by, controlled by, or owned by the corporation shall not be subject to the provisions of chapters 13 and 179A, and sections 471.345 to 471.37 and 471.705.*

Sec. 7. [246A.07] [CORPORATE SEAL.]

The corporation shall not have a corporate seal.

Sec. 8. [246A.08] [ANNUAL MEETING.]

Each year the corporation shall hold a meeting which must be open to the public. At this meeting the board of directors and the chief executive officers of the corporation shall report on the affairs of the corporation and goals for the future.

Sec. 9. [246A.09] [ANNUAL AUDIT.]

Each year an audit must be conducted regarding the corporation's finances. The audit must be conducted by an independent accountant selected by the board of directors and be performed in accordance with generally accepted accounting practices and auditing standards. The audit report must be available for public inspection.

Sec. 10. [246A.10] [PUBLIC DEPOSITORY.]

The corporation shall have jurisdiction over its accounts and payrolls and shall establish and maintain a public depository. The depository must be subject to chapter 118, except that the corporation shall determine the appropriate security. The corporation shall establish and maintain all necessary accounts. The corporation may establish reserve accounts, depreciation accounts, and working capital funds in order to operate on an accrual basis.

Sec. 11. [246A.11] [TRANSFER OF ASSETS.]

Subdivision 1. [TRANSFER.] *Notwithstanding any other law to the contrary, Ramsey county and the city of St. Paul, or either of them, may lease any property, real or personal, acquired by either or both for the establishment, operation, or maintenance of St. Paul Ramsey Medical Center, created by section 383A.41, or that has been turned over to the center for its use; however, the lease must only be to the corporation or one of its subsidiaries.*

Subd. 2. [NO ADVERTISING OR BIDS.] *In the event Ramsey county and the city of St. Paul, or either of them, choose to exercise the authority*

granted in subdivision 1, they may do so without first advertising for bids and without receipt of any bids.

Subd. 3. [CORPORATE STATUS.] *The corporation shall be considered a "public corporation" for purposes of section 465.035.*

Subd. 4. [REQUIREMENTS OF TRANSFER.] *In the event Ramsey county and the city of St. Paul, or either of them, choose to exercise the authority granted in subdivision 1, the lease must also address the following:*

(1) continued primary use of the property for health and hospital services;

(2) indigent care; and

(3) consideration to be paid for the property.

Subd. 5. [PROPERTY TRANSFER TO CORPORATION.] *All property, both real and personal, that is held by the St. Paul Ramsey Medical Center commission on the effective date of sections 1 to 27 is transferred to the corporation.*

Sec. 12. [246A.12] [TRANSITIONAL PROVISIONS; STATUS OF PRESENT EMPLOYEES.]

Subdivision 1. [EMPLOYEE TRANSFER.] *All employees of the St. Paul Ramsey Medical Center commission, section 383A.41, shall be transferred to the hospital subsidiary corporation.*

Subd. 2. [CURRENT POSITIONS.] *Each person holding a position with the St. Paul Ramsey Medical Center commission who has acquired permanent tenure or who was serving a probationary period on the effective date of this section may retain employment, seniority, and accrued benefits, including participation in deferred compensation programs. These persons shall not be subject to the Ramsey county civil service personnel system law and the rules related to it.*

Subd. 3. [CHARITABLE HOSPITAL ACT.] *Employees of the hospital subsidiary corporation shall be subject to the charitable hospitals act, sections 179.35 to 179.39.*

Subd. 4. [BARGAINING UNITS.] *The hospital subsidiary corporation shall recognize existing bargaining units organized by employees of the St. Paul Ramsey Medical Center commission. The hospital subsidiary corporation shall recognize all current labor agreements and the terms of those agreements shall remain in force until the agreements expire by their terms.*

Subd. 5. [RETIREMENT EXCLUSION.] *Persons initially employed by the hospital subsidiary corporation following the effective date of this section shall be excluded from the definition of "public employee" pursuant to the public employees retirement act, chapter 353.*

Subd. 6. [RETIREMENT ELECTION.] *All employees presently members of the public employees retirement association transferred to the hospital subsidiary corporation pursuant to subdivision 2 shall continue to be included in the definition of "public employee" pursuant to the public employees retirement act, chapter 353. The transferred employees shall not have the election to terminate their participation in the public employees retirement association created pursuant to chapter 353 prior to June 30,*

1987.

Subd. 7. [POLITICAL SUBDIVISION.] *Solely for the purpose of establishing equitable compensation relationships, the hospital subsidiary corporation shall be considered a political subdivision pursuant to Laws 1984, chapter 651. Unless expressly provided otherwise in sections 1 through 29, this subdivision shall not be construed to mean that the hospital subsidiary corporation is a political subdivision for any other purpose.*

Sec. 13. [246A.13] [TRANSFER OF RIGHTS.]

Subdivision 1. [CORPORATION AS CONTINUATION OF COMMISSION.] *The hospital subsidiary corporation created by section 2 shall be considered a continuation of the Saint Paul Ramsey Medical Center commission and not the creation of a new authority. The subsidiary corporation succeeds to all rights and contractual obligations of the commission with the same force and effect as if those rights and obligations had been continued in the commission itself.*

Subd. 2. [PENDING MATTERS.] *The hospital subsidiary corporation may conduct and complete a legal action, administrative proceeding, or other matter commenced by the Saint Paul Ramsey Medical commission before the effective date of sections 1 to 27, and still pending on that date, in the same manner, under the same conditions, and with the same effect as though the action, proceeding, or other matter were conducted or completed by the commission.*

Subd. 3. [TRANSFER OF DOCUMENTS REQUIRED.] *The Saint Paul Ramsey Medical commission shall transfer and deliver to the hospital subsidiary corporation all contracts, books, bonds, plans, papers, records, and other property of every description within the jurisdiction or control of the commission.*

Subd. 4. [TRANSFER OF FUNDS.] *All unspent funds appropriated to the Saint Paul Ramsey Medical Center commission are transferred and appropriated to the hospital subsidiary corporation.*

Sec. 14. [246A.14] [LEGAL COUNSEL.]

The corporation and its subsidiaries may retain the Ramsey county attorney as its attorney and legal advisor. If legal services are provided by the Ramsey county attorney, the corporation and its subsidiaries shall reimburse Ramsey county for the services and the reimbursement is to be credited to the budget of the Ramsey county attorney.

Sec. 15. [246A.15] [BONDING AUTHORITY.]

Subdivision 1. [MUNICIPALITY.] *The corporation shall be considered a "municipality" pursuant to section 475.51, subdivision 2, for purposes of bond issuance and shall have all the authority conferred on municipalities by chapter 475 unless that authority is modified in this section.*

Subd. 2. [SALE OF BONDS.] *Notwithstanding any enumerated powers, the corporation may issue and sell revenue bonds or other revenue obligations to finance capital improvements or for the acquisition and betterment of additional facilities to be utilized for the delivery of health care and related research or for other proper corporate purposes. The revenue bonds or*

other revenue obligations must be payable solely from all or a portion of the revenues of the corporation.

Subd. 3. [SECURITY FOR BONDS.] *The bonds may be secured by a mortgage of the site and facilities, or any part of it. The bonds must be in an amount and shall mature as provided by resolution of the board of directors and may be issued in one or more series and shall bear a date or dates, bear interest at a rate or rates, be in a denomination or denominations, be in the form either coupon or registered, carry the conversion or registration privileges, have rank or priority, be executed in the manner, be payable in medium of payment at the place or places, and be subject to the terms of redemption with or without premium as the resolution may provide. The bonds may be sold at public or private sale at a price or prices determined by the resolution. Notwithstanding any law to the contrary, the bonds must be fully negotiable. The corporation may enter into the covenants the board by resolution shall deem necessary and proper to secure payment of the bonds. The revenue bonds must state on their face that they are not payable from nor may be a charge upon any funds other than the revenues and property pledged or mortgaged for their payment, nor shall the corporation be subject to any liability on them or have the power to obligate itself to pay or pay the revenue bonds from funds other than the revenues and property pledged and mortgaged. No holder or holders of the bonds shall ever have the right to compel any exercise of any taxing power of Ramsey county or any other public body to pay the principal of or interest on any of them, nor to enforce payment of them against any property of Ramsey county, the corporation, or any other public body other than that expressly pledged or mortgaged for their payment.*

Sec. 16. [246A.16] [OPEN MEETINGS.]

Subdivision 1. [CORPORATION AND HOSPITAL SUBSIDIARY SUBJECT TO OPEN MEETING LAW.] *The corporation and the hospital subsidiary corporation shall each be a "public body" for purposes of the Minnesota open meeting law, section 471.705.*

Subd. 2. [BOARD ACTION.] *Notwithstanding any law to the contrary, the corporation and the hospital subsidiary corporation may meet in closed session to discuss and take action on specific matters involving contracts or marketing activity in cases where the corporation or its subsidiaries are in competition with health care providers that offer similar goods or services, and where the disclosure of information pertaining to such matters would cause harm to the competitive position of the corporation or its subsidiaries.*

Subd. 3. [CLOSED MEETINGS; RECORDING.] *The board of directors may by a majority vote in a public meeting decide to hold a closed meeting pursuant to subdivision 2. The time of commencement and place of the closed meeting shall be announced at the public meeting. A written roll of members present at the closed meeting shall be made available to the public after the closed meeting. The proceedings of a closed meeting shall be tape recorded at the expense of the board of directors and shall be preserved by it for two years. The data on the tape are considered nonpublic data pursuant to Minnesota Statutes, section 13.02, subdivision 9.*

Sec. 17. [246A.17] [GOVERNMENT DATA PRACTICES ACT.]

Subdivision 1. [POLITICAL SUBDIVISION.] *The corporation and the*

hospital subsidiary corporation shall each be a "political subdivision" for purposes of the Minnesota government data practices act, chapter 13.

Subd. 2. [TRADE SECRET INFORMATION.] *Notwithstanding any law to the contrary, data concerning specific matters involving contracts or marketing activity in cases where the corporation or its subsidiaries are in competition with health care providers that offer similar goods or services are "trade secret information" for purposes of section 13.37, subdivision 2, to the extent disclosure of information pertaining to such matters would cause harm to the competitive position of the corporation or its subsidiaries.*

Sec. 18. [246A.18] [TORT LIABILITY.]

The corporation and the hospital subsidiary corporation shall each be a "municipality" for purposes of tort liability pursuant to chapter 466.

Sec. 19. [246A.19] [PURCHASING.]

Subdivision 1. [MUNICIPALITY STATUS.] *The corporation shall not be a "municipality" pursuant to section 471.345, subdivision 1, for the purposes of the uniform municipal contracting law, sections 471.345 to 471.37.*

Subd. 2. [SERVICE CONTRACTS.] *Notwithstanding any law to the contrary, the corporation may purchase directly or utilize the services of a nonprofit cooperative hospital service organization, the city of St. Paul, the state, the University of Minnesota, or any other political subdivision or agency of the state in the purchase of all goods, materials, and services that the corporation may require. These purchases must be made in compliance with laws of the state, except that purchase through a nonprofit cooperative hospital service organization is not subject to sections 471.345 to 471.37.*

Sec. 20. [246A.20] [PUBLIC EMPLOYMENT.]

Unless otherwise provided by sections 1 to 27, the employees of the corporation and its subsidiaries are not "public employees" and the corporation is not a "public employer" for purposes of the public employment labor relations act, chapter 179A and the public employees retirement act, chapter 353.

Sec. 21. [246A.21] [EMPLOYEE SALARY LIMITS AND COMPENSATION.]

Subdivision 1. [EMPLOYEE SALARIES.] *Notwithstanding section 43A.17, subdivision 9, or any other law to the contrary, the corporation and its subsidiaries have the discretion to set all employee salaries at levels which are considered appropriate by the respective boards of directors.*

Subd. 2. [EMPLOYEE COMPENSATION; CONSTRUCTION AND BUILDING TRADE.] *The total compensation package, including wage plus benefit rates, of all employees that are members of a construction or building trade for which there is a generally established and recognized scale of wages inside the county, shall be equal to the total compensation package of private sector construction trade employees within the county as established by collective bargaining agreements.*

Sec. 22. [246A.22] [WORKERS' COMPENSATION.]

Subdivision 1. [SELF-INSURANCE.] *The corporation and its subsid-*

iaries are permitted to self-insure their liability pursuant to section 176.181, subdivision 2.

Subd. 2. [BENEFITS.] *The appointing authority may provide for the payment of additional benefits to employees from their accumulated vacation, sick leave, or overtime credits if the employees of the corporation and any of its subsidiaries are entitled to the benefits of the workers' compensation law and have at the time of compensable injury accumulated credits under a vacation, sick leave, or overtime plan or system maintained by the corporation by which they are employed. The additional payments to an employee may not exceed the amount of the total sick leave, vacation, or overtime credits accumulated by the employee and shall not result in the payment of a total weekly rate of compensation that exceeds the weekly wage of the employee. The additional payments to any employee shall be charged against the sick leave, vacation, and overtime credits accumulated by the employee. Employees of the corporation and any of its subsidiaries entitled to the benefits of the workers' compensation law may receive additional benefits pursuant to a collective bargaining agreement or other plan, entered into or in effect on or after January 1, 1980, providing payments by or on behalf of the employer and these additional benefits may be unrelated to any accumulated sick leave, holiday, or overtime credits and need not be charged against any accumulation; provided that the additional payments must not result in the payment of a total weekly rate of compensation that exceeds the weekly wage of the employee. The corporation and its subsidiaries may adopt rules and regulations consistent with chapter 179 to carry out this section relating to payment of additional benefits to employees from accumulated sick leave, vacation, overtime credits, or other sources.*

Sec. 23. [246A.23] [DEFERRED COMPENSATION; INDIVIDUAL ANNUITY CONTRACTS.]

Subdivision 1. [DEFERRAL OF COMPENSATION.] *Notwithstanding any law to the contrary, at the request of an employee of the corporation or any of its subsidiaries, the appointing authority shall by payroll deduction defer the payment of part of the compensation of the employee, as provided in a written agreement between the employee and the appointing authority, in a manner that will qualify the deferred amount for benefits afforded under federal and state tax laws, regulations, and rulings.*

Subd. 2. [ANNUITY CONTRACT.] *At the request of an employee and as part of the employee's compensation arrangement, the corporation, or any of its subsidiaries may negotiate and purchase an individual annuity contract from a company licensed to do business in the state of Minnesota for an employee for retirement or other purposes and may make payroll allocations in accordance with the arrangement for the purpose of paying the entire premium due or to become due under the annuity contract. The allocation shall be made in a manner that will qualify the annuity premiums, or a portion of them, for the benefit afforded under section 403(b) of the Internal Revenue Code of 1954, or any equivalent provisions of subsequent federal income tax law. The employee is the owner of the contract and the employee's rights under the contract are nonforfeitable except for failure to pay premiums.*

Sec. 24. [246A.24] [TAX EXEMPT STATUS.]

The corporation is an organization exempt from taxation pursuant to chapter 290 and chapter 297A.

Sec. 25. [246A.25] [PREPAID HEALTH PLAN.]

The hospital subsidiary corporation is a county affiliated public teaching hospital for purposes of section 256D.03, subdivision 4.

Sec. 26. [246A.26] [LIMITATIONS UPON CORPORATE POWERS.]

Subdivision 1. [ATTEMPTS TO INFLUENCE LEGISLATION.] *The corporation shall not create propaganda or otherwise attempt to influence legislation to such an extent as would result in the loss of exemption under section 501(c)(3) of the Internal Revenue Code of 1954. The corporation shall not participate by the publication or distribution of statements or by any other means, in any political campaign on behalf of any candidate for public office.*

Subd. 2. [USE OF INCOME.] *No part of the assets or income of the corporation shall be used for objects or purposes which are not exclusively charitable, educational, or scientific under section 501(c)(3) of the Internal Revenue Code of 1954, and the laws of the state of Minnesota.*

Subd. 3. [COMPENSATION LIMITATIONS.] *No compensation or payment shall ever be made or paid to any officer, director, or trustee or the corporation except as reimbursement for actual expenditures made on behalf of the corporation and as reasonable compensation for services actually rendered. No part of the net earnings and assets of the corporation shall inure to the benefit of any private individual, nor shall any part of the income or assets of the corporation be distributed to or divided among any private individual as dividends or otherwise. The corporation shall not afford pecuniary gain, incidentally or otherwise, to its members except that the corporation may afford pecuniary gain to any member, as designated in the bylaws, that is a nonprofit corporation described in section 501(c)(3) of the Internal Revenue Code of 1954.*

Subd. 4. [TRANSFER UPON LIQUIDATION.] *In the event of the liquidation or dissolution of the corporation, the net assets of the corporation shall be distributed to an entity qualified for exemption under section 501(c)(3) of the Internal Revenue Code of 1954 or to any federal, state, or local governmental unit for use by it for public purposes.*

Sec. 27. [246A.27] [INDIGENT CARE.]

Subdivision 1. [SERVICES.] *The hospital subsidiary corporation shall provide hospital and medical services for the indigent of Ramsey county. The services shall be equivalent to those made available to nonindigent patients.*

Subd. 2. [FUNDS.] *Notwithstanding any law to the contrary, Ramsey county may provide funds for the purchase of medical care for the indigent of Ramsey county from a provider selected by the county with or without public bid.*

Sec. 28. Laws of 1982, chapter 523, article 25, section 1, is amended to read:

Section 1. [HOTEL AND MOTEL TAX.]

A tax, supplemental to the general sales tax imposed by Minnesota Stat-

utes, Chapter 297A, is imposed on transient lodging in the city of St. Paul at a rate equal to three percent of the consideration paid for lodging and related services by a hotel, rooming house, tourist court, motel or trailer camp or for the granting of any similar license to use real property. The tax does not apply to a rental or lease for 30 or more days continuously. This tax supersedes any similar tax imposed pursuant to city charter. The tax shall be collected by and its proceeds paid to the city. ~~At least 25~~ *Twenty-five* percent of the revenues generated by the tax shall be used for the payment of the bonds and any interest or premium on the bonds authorized by section 2. *Seventy-five percent of the revenues generated by the tax shall be deposited in the city's general fund.*

Sec. 29. Laws 1977, chapter 402, section 2, is amended to read:

Sec. 2. [LEXINGTON AVENUE SOUTH OF LARPENTEUR.]

The city of Saint Paul may ~~not~~ take or use existing park land for the redesign, reconstruction or widening of Lexington avenue south of Larpenteur avenue *only if the redesign, reconstruction or widening:*

(a) does not result in a traveled way on Lexington avenue between Horton avenue and Hoyt avenue greater than 32 feet, except for turning lanes, and

(b) is consistent with the Como Park master plan approved by the metropolitan council.

Sec. 30. [VARIANCE NOT REQUIRED.]

Notwithstanding any other provision of law, the section of Lexington avenue that is located within Como Park in the city of Saint Paul does not require a variance from municipal state-aid engineering standards in order to be redesigned, reconstructed, or widened, and is eligible for inclusion in the money needs of the city on the same basis as other municipal state-aid streets in the city.

Sec. 31. [AUTHORITY FOR TAXATION.]

Notwithstanding Minnesota Statutes, section 477A.016, or any other law, and supplemental to the tax imposed by Laws 1982, chapter 523, article 25, section 1, the city of St. Paul may impose, by ordinance, a tax, at a rate not greater than two percent, on the gross receipts from the furnishing for consideration of lodging at a hotel, rooming house, tourist court, motel, or resort, other than the renting or leasing of space for a continuous period of 30 days or more. The tax does not apply to the furnishing of lodging by a business having less than 50 lodging rooms. The tax shall be collected by and its proceeds paid to the city. Ninety-five percent of the revenues generated by this tax shall be used to fund a convention bureau to market and promote the city as a tourist or convention center.

Sec. 32. [REPEALER.]

Minnesota Statutes 1984, section 383A.41, as amended by Laws 1985, chapter 89, section 21, is repealed.

Sec. 33. [EFFECTIVE DATE.]

Sections 11, 12, 13, and 32 are effective when the initial board of directors take office according to section 3. Sections 1 to 10, and 14 to 27 are effective

the day after the Ramsey county board files a certificate of local approval in compliance with section 645.021, subdivision 3.

Sections 28, 29, and 30 are effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the St. Paul city council. Section 31 is effective the day after final enactment."

Delete the title and insert:

"A bill for an act relating to public and municipal corporations; creating a public corporation to provide health care services, education, and research; providing for governance of St. Paul Ramsey Medical Center and creation of a physicians and dentists subsidiary; providing for the imposition and use of certain taxes on lodging; providing for the redesign, reconstruction, and widening of Lexington avenue south of Larpenteur avenue; amending Laws 1977, chapter 402, section 2; Laws 1982, chapter 523, article 25, section 1; proposing coding for new law as Minnesota Statutes, chapter 246A; repealing Minnesota Statutes 1984, section 383A.41, as amended."

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

House Conferees: (Signed) Randy C. Kelly, Gerald Knickerbocker, Rich O'Connor

Senate Conferees: (Signed) Marilyn M. Lantry, Neil Dieterich, Ron Sieloff

Mrs. Lantry moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1875 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. 1875 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knutson	Nelson	Renneke
Anderson	Frank	Kroening	Novak	Samuelson
Belanger	Frederick	Kronebusch	Olson	Schmitz
Benson	Frederickson	Laidig	Pehler	Sieloff
Berg	Freeman	Langseth	Peterson, C.C.	Solon
Berglin	Gustafson	Lantry	Peterson, D.C.	Spear
Bernhagen	Hughes	Lessard	Peterson, D.L.	Storm
Bertram	Isackson	Luther	Peterson, R.W.	Stumpf
Brataas	Johnson, D.E.	McQuaid	Petty	Taylor
Dahl	Johnson, D.J.	Mehrkens	Pogemiller	Vega
Davis	Jude	Merriam	Purfeerst	Waldorf
DeCramer	Kamrath	Moe, D.M.	Ramstad	Wegscheid
Dicklich	Knaak	Moe, R.D.	Reichgott	Willet

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 229, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 229 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 229

A bill for an act relating to retirement; early retirement without reduction in annuities; amending Minnesota Statutes 1984, section 356.70, subdivision 1.

March 17, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 229, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 229, be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [62E.081] [HEALTH INSURANCE FOR RETIRED TEACHERS.]

Subdivision 1. [TEACHERS ELIGIBLE FOR HEALTH INSURANCE.] *A teacher who retired before May 1, 1974, from the basic plan of the Minneapolis teachers retirement fund association and who is not currently eligible for the health insurance benefits of the federal Medicare Program of the Social Security Act is entitled to have health insurance premiums paid and to receive the benefits of a number two qualified plan offered by the Minnesota comprehensive health association under sections 62E.01 to 62E.17. The premium payments must be made through contributions from employed teachers in special school district No. 1 and from special school district No. 1 in the manner described in subdivision 2. To qualify for a benefit under this subdivision a retiree shall permit the school district to verify with the Social Security Administration that the retiree does not qualify for Medicare. The permission must be granted on a form prescribed by the school district.*

Subd. 2. [DETERMINATION OF PREMIUM.] *Before June 30 of each year, the writing carrier for the Minnesota comprehensive health association under section 62E.13 shall notify the school district of the total premium payment for the following school year required for coverage of the eligible teachers enrolled under subdivision 1 in the comprehensive health insurance plan. The school district shall remit the required premium payment on a monthly basis thereafter to the writing carrier. The employer contribution to the required premium payment must be one-half of the total premium pay-*

ment and must be paid from the school district's general fund. The school district shall calculate the percentage of total annual payroll for teachers necessary to raise one-half of the total premium payment. The school district shall withhold the appropriate amount from each teacher's paychecks.

Sec. 2. Minnesota Statutes 1984, section 62E.14, subdivision 1, is amended to read:

Subdivision 1. [CERTIFICATE, CONTENTS.] The comprehensive health insurance plan shall be open for enrollment by eligible persons. An eligible person shall enroll by submission of a certificate of eligibility to the writing carrier. The certificate shall provide the following:

(a) Name, address, age, and length of time at residence of the applicant;

(b) Name, address, and age of spouse and children if any, if they are to be insured;

(c) Evidence of rejection, a requirement of restrictive riders, a rate up, or a pre-existing conditions limitation on a qualified plan, the effect of which is to substantially reduce coverage from that received by a person considered a standard risk, by at least one association members within six months of the date of the certificate, or other eligibility requirements adopted by rule by the commissioner which are not inconsistent with this chapter and which evidence that a person is unable to obtain coverage substantially similar to that which may be obtained by a person who is considered a standard risk; ~~and~~

(d) *Evidence that the applicant meets the eligibility requirements of section 1, subdivision 1, of this act; and*

(e) A designation of the coverage desired.

An eligible person may not purchase more than one policy from the state plan. Upon ceasing to be a resident of Minnesota a person is no longer eligible to purchase or renew coverage under the state plan.

Sec. 3. Minnesota Statutes 1985 Supplement, section 136C.50, subdivision 7, is amended to read:

Subd. 7. [STAFF.] The council may employ an executive director and other staff needed to carry out its duties. The executive director *shall serve in the unclassified service and* may be paid an allowance not to exceed $2,000 annually for miscellaneous expenses in connection with duties of the office. The council may contract with professional, technical, and clerical consultants and interns needed to carry out its functions.

Sec. 4. Minnesota Statutes 1984, section 352.12, subdivision 2, is amended to read:

Subd. 2. [SURVIVING SPOUSE BENEFIT.] If an employee or former employee who has attained the age of at least ~~55~~ *50* years and has credit for not less than ten years allowable service or who has credit for not less than 30 years of allowable service, regardless of age attained, dies before an annuity or disability benefit has become payable, notwithstanding any designation of beneficiary to the contrary, his or her surviving spouse may elect to receive, in lieu of the refund with interest provided in subdivision 1, an annuity equal to the joint and 100 percent survivor annuity which the employee could have qualified for had he or she terminated service on the date of death. *The sur-*

viving spouse may apply for the annuity at any time after the date on which the deceased employee would have attained the required age for retirement based on the employee's allowable service. The annuity shall be computed as provided in section 352.115, subdivisions 1, 2, and 3, and section 352.116, subdivisions 1 and 3. *Sections 352.22, subdivision 3, and 352.72, subdivision 2, apply to a deferred annuity payable under this subdivision.* The annuity shall cease with the last payment received by the surviving spouse in his or her lifetime. An amount equal to the excess, if any, of the accumulated contributions which were credited to the account of the deceased employee over and above the total of the benefits paid and payable to the surviving spouse shall be paid to the deceased employee's last designated beneficiary or, if none, to the surviving children of the deceased spouse in equal shares or, if none, to the surviving parents of the deceased spouse or, if none, to the representative of the estate of such deceased spouse. Any employee may request in writing that this subdivision not apply and that payment be made only to his designated beneficiary as otherwise provided by this chapter.

Sec. 5. Minnesota Statutes 1984, section 352D.01, is amended to read:

352D.01 [ESTABLISHMENT.]

There is hereby established within the Minnesota state retirement system a retirement program for certain ~~unclassified~~ *public* employees ~~in state service~~ to be known as the Minnesota unclassified employees retirement program, which shall be administered by the Minnesota state retirement system.

Sec. 6. Minnesota Statutes 1984, section 352D.015, subdivision 5, is amended to read:

Subd. 5. "Covered employment" means employment covered by ~~chapter 352, or~~ this chapter.

Sec. 7. Minnesota Statutes 1984, section 352D.02, as amended by Laws 1985, First Special Session chapter 10, section 88, is amended to read:

352D.02 [COVERAGE.]

Subdivision 1. [COVERAGE.] The following employees, if they are in the unclassified service of the state and are eligible for coverage under the ~~Minnesota~~ state *employees* retirement ~~system~~ *fund*, shall participate in the unclassified program unless an employee gives notice to the executive director of the state retirement system within one year following the commencement of employment in the unclassified service that the employee desires coverage under the regular employee plan. For the purposes of this chapter, an employee who does not file notice with the executive director shall be deemed to have exercised the option to participate in the unclassified plan.

(1) any employee in the office of the governor, lieutenant governor, secretary of state, state auditor, state treasurer, attorney general or the state board of investment,

(2) the head of any department, division, or agency created by statute in the unclassified service, an acting department head subsequently appointed to the position, or any employee enumerated in section 15A.081, subdivision 1 or 15A.083, subdivision 4,

(3) any permanent, full-time unclassified employee of the legislature or any commission or agency of the legislature or a temporary legislative employee having shares in the supplemental retirement fund as a result of former employment covered by this chapter, whether or not eligible for coverage under the Minnesota state retirement system,

(4) any person employed in a position established pursuant to section 43A.08, subdivision 1, clause (c), or subdivision 1a or in a position authorized under a statute creating or establishing a department or agency of the state, which is at the deputy or assistant head of department or agency or director level,

(5) the chair, chief administrator, and not to exceed nine positions at the division director or administrative deputy level of the metropolitan waste control commission as designated by the commission; the chair, executive director, and not to exceed three positions at the division director or assistant to the chair level of the regional transit board; a chief administrator who is an employee of the metropolitan transit commission; and the chair, executive director, and not to exceed nine positions at the division director or administrative deputy level of the metropolitan council as designated by the council; provided that upon initial designation of all positions provided for in this clause, no further designations or redesignations shall be made without approval of the board of directors of the Minnesota state retirement system,

(6) the executive director, associate executive director, and not to exceed nine positions of the higher education coordinating board in the unclassified service, as designated by the higher education coordinating board; provided that upon initial designation of all positions provided for in this clause, no further designations or redesignations shall be made without approval of the board of directors of the Minnesota state retirement system,

(7) the clerk of the appellate courts appointed pursuant to Article VI, Section 2, of the Constitution of the state of Minnesota,

(8) the chief executive officers of correctional facilities operated by the department of corrections and of hospitals and nursing homes operated by the department of human services,

(9) any employee whose principal employment is at the state ceremonial house,

(10) employees of the Minnesota educational computing corporation, and

(11) any employee of the world trade center board.

Subd. 1a. *The following employees if they are eligible for coverage under the state employees retirement fund, or the teachers retirement association, or would have been eligible for coverage under those funds but for this subdivision, shall participate in the plan, subject to the provisions of subdivision 5 and section 36, and have social security coverage under the agreement between the state and the secretary of health and human services: the chancellor, university presidents, and unclassified managerial employees in the state university system employed at the level of dean or higher.*

Subd. 1b. Any person who on the day before June 30, 1982 is a participant in the state unclassified employees retirement program, whose position is placed in the classified service pursuant to Laws 1982, Chapter 560, may

elect to maintain membership in the unclassified program as long as the person holds the position or a position in a higher class in the same agency. When an unclassified position which entitles a person to participate in the unclassified retirement program is placed in the classified service, the commissioner of employee relations shall send written notice to the incumbent of the position, and to the director of the Minnesota state retirement system. This notice shall state the incumbent's option under this subdivision. A person eligible to maintain membership in the unclassified plan shall notify the executive director of the state retirement system of the person's election to maintain membership in the unclassified plan within 60 days of the date on which the commissioner sends the notice stating that the position has been placed in the classified service. A person who does not file this notice shall be deemed to have waived the right to remain in the unclassified plan.

Subd. ~~1b~~ *1c*. An employee covered by the regular plan who is subsequently employed as a permanent, full-time unclassified employee of the legislature or any commission or agency of the legislature may elect to transfer accumulated employee and matching employer contributions, as provided in section 352D.03.

Subd. 2. A person becoming a participant in the unclassified program by virtue of employment in a position specified in subdivision 1, clause (2) and remaining in the unclassified service shall remain a participant in the program even though the position the person occupies is deleted from any of the sections referenced in subdivision 1, clause (2) by subsequent amendment, except that a person shall not be eligible to elect the unclassified program after separation from unclassified service if on the return of the person to service, that position is not specified in subdivision 1, clause (2). Any person employed in a position specified in subdivision 1 shall cease to participate in the unclassified program in the event his position is placed in the classified service.

Subd. 3. An election to not participate is irrevocable during any period of covered employment. An employee with employee shares to his credit in the unclassified program, after acquiring credit for ten years of allowable service but prior to termination of covered employment, may, notwithstanding other provisions of this subdivision, elect to terminate his participation in the unclassified plan and be covered by the regular plan by filing such election with the executive director. The executive director shall thereupon redeem the employee's total shares and shall credit to the employee's account in the regular plan the amount of contributions that would have been so credited had the employee been covered by the regular plan during his entire covered employment. The balance of moneys so redeemed and not credited to the employee's account shall be transferred to the state contribution reserve of the state employees retirement fund, except that the employee contribution paid to the unclassified plan in excess of that required by the general employee plan shall be refunded to the employee as provided in section 352.22.

Subd. 4. When any person elects participation in the unclassified program all contributions from the time first eligible to make such an election shall be covered by the program.

Subd. 5. An employee in a position with retirement coverage under the

basic program in the teachers retirement association is not entitled to participate in the plan unless the employee leaves the position and begins employment more than 30 days later in a position with retirement coverage under the plan.

Sec. 8. Minnesota Statutes 1984, section 352D.06, subdivision 1, is amended to read:

Subdivision 1. When a participant attains at least age 58, is retired from covered service, and applies for a retirement annuity, the cash value of his shares shall be transferred to the Minnesota post-retirement investment fund and used to provide an annuity for the retired employee based upon his age when the benefit begins to accrue according to the reserve basis used by the ~~regular~~ *state employees retirement* fund in determining pensions and reserves.

Sec. 9. Minnesota Statutes 1984, section 352D.065, subdivision 5, is amended to read:

Subd. 5. ~~An unclassified employee~~ *A participant* who returns to covered service after receiving benefits under this section shall not be required or allowed to repay such benefits.

Sec. 10. Minnesota Statutes 1984, section 352D.085, subdivision 1, is amended to read:

Subdivision 1. Service under the unclassified program for which the employee has employee shares to his credit, may be used for the limited purpose of qualifying for benefits under sections 352.115, 352.72, subdivision 1, ~~and~~ 352.113, *354.44, 354.45, 354.48, and 354.60*; provided such service may not be used to qualify for a disability benefit under section 352.113, *or 354.48* if a participant was under the unclassified program at the time of the disability, and provided further that the years of service and salary paid while ~~such~~ *the* participant was in the unclassified program shall not be used in determining the amount of benefits.

Sec. 11. Minnesota Statutes 1985 Supplement, section 353.01, subdivision 2a, is amended to read:

Subd. 2a. [INCLUDED EMPLOYEES.] The following persons are included in the meaning of "public employee":

(a) Elected or appointed officers and employees of elected officers.

(b) District court reporters.

(c) Officers and employees of the public employees retirement association.

(d) Employees of the League of Minnesota Cities.

(e) Officers and employees of public hospitals, owned or operated by or an integral part of, any governmental subdivision or governmental subdivisions.

(f) Employees of a school district who receive separate salaries for driving their own buses.

(g) Employees of the Association of Minnesota Counties.

(h) Employees of the Metropolitan Inter-County Association.

(i) Employees of the Minnesota Municipal Utilities Association.

(j) Employees of the metropolitan airports commission if employment initially commences on or after July 1, 1979.

(k) Employees of the Minneapolis employees retirement fund, if employment initially commences on or after July 1, 1979.

(l) Employees of the Range Association of Municipalities and Schools.

(m) Employees of the soil and water conservation districts.

(n) Employees of a county historical society *who are county employees*.

Sec. 12. Minnesota Statutes 1984, section 353.32, subdivision 1a, is amended to read:

Subd. 1a. [SURVIVING SPOUSE OPTIONAL ANNUITY.] If a member or former member who has attained the age of at least ~~55~~ *50* years and has credit for not less than ten years of allowable service, or who has credit for not less than 30 years of allowable service, regardless of age attained, dies before the annuity or disability benefit has become payable, notwithstanding any designation of beneficiary to the contrary, the surviving spouse may elect to receive, in lieu of a refund with interest provided in subdivision 1, or survivor benefits otherwise payable pursuant to section 353.31, an annuity equal to the 100 percent joint and survivor annuity which the member could have qualified for had the member terminated service on the date of death. *The surviving spouse may apply for the annuity at any time after the date on which the deceased employee would have attained the required age for retirement based on the employee's allowable service.* The annuity shall be computed as provided in sections 353.29, subdivisions 2 and 3; and 353.30, subdivisions 1, 1a, 1b and 1c. *Sections 353.34, subdivision 3, and 353.71, subdivision 2, apply to a deferred annuity payable under this subdivision.* No payment shall accrue beyond the end of the month in which entitlement to the annuity has terminated. An amount equal to the excess, if any, of the accumulated contributions which were credited to the account of the deceased employee over and above the total of the annuities paid and payable to the surviving spouse shall be paid to the deceased member's last designated beneficiary or, if none, to the legal representative of the estate of the deceased member. Any member may specify in writing that this subdivision shall not apply and that payment shall be made only to the designated beneficiary, as otherwise provided by this chapter.

Sec. 13. Minnesota Statutes 1985 Supplement, section 353.657, subdivision 2a, is amended to read:

Subd. 2a. If a member who has attained the age of at least ~~55~~ *50* years and has credit for not less than ten years allowable service dies before public service has terminated, or if an employee who has filed a valid application for an annuity or disability benefit prior to termination of public service dies before the annuity or benefit has become payable, notwithstanding any designation of beneficiary to the contrary, the surviving spouse may elect to receive, in lieu of a refund with interest provided in section 353.32, subdivision 1, or survivor benefits otherwise payable pursuant to subdivisions 1 and 2, an annuity equal to the 100 percent joint and survivor annuity which the member could have qualified for on the date of death, computed as provided

in sections 353.651, subdivisions 2 and 3, and 353.30, subdivision 3. *The surviving spouse may apply for the annuity at any time after the date on which the deceased employee would have attained the required age for retirement based on the employee's allowable service. Sections 353.34, subdivision 3, and 353.71, subdivision 2, apply to a deferred annuity payable under this subdivision.* No payment shall accrue beyond the end of the month in which entitlement to such annuity has terminated. An amount equal to the excess, if any, of the accumulated contributions which were credited to the account of the deceased employee over and above the total of the annuities paid and payable to the surviving spouse shall be paid to the deceased member's last designated beneficiary or, if none, to the legal representative of the estate of such deceased member. Any member may request in writing that this subdivision not apply and that payment be made only to the designated beneficiary, as otherwise provided by this chapter.

Sec. 14. Minnesota Statutes 1984, section 354.05, subdivision 2, is amended to read:

Subd. 2. [TEACHER.] "Teacher" includes any person who renders service as a teacher, supervisor, principal, superintendent, or librarian in the public schools of the state located outside of the corporate limits of the cities of the first class as those cities were so classified on January 1, 1979, or in the state universities, or in any charitable or state institution including penal and corrective institutions supported, in whole or in part, by public funds, or who is engaged in educational administration in connection with the state public school system, including the state university system and state community college system, but excluding the University of Minnesota, whether the position be a public office or an employment, not including members of any general governing or managing board or body connected with the systems, or the officers of common, independent, special, or associated school districts, or unorganized territory. The term shall also include an employee of the teachers retirement association unless the employee is covered by the Minnesota state retirement system by virtue of prior employment by the association, and any nurse, counselor, social worker, therapist or psychologist who renders service in the public schools as defined above or in state universities. The term shall also include any person who renders teaching service on a part time basis and who also renders other services for a school district. In such cases, the teachers retirement association shall have the authority to determine whether all or none of the combined employment shall be covered by the teachers retirement association. *The term does not include an employee described in section 352D.02, subdivision 1a, clause (1), who is hired after the effective date of this act.* The term does not mean any person who works for a school or institution as an independent contractor. The term shall not include any person employed in subsidized on-the-job training, work experience or public service employment as an enrollee under the federal comprehensive employment and training act from and after March 30, 1978, unless the person has as of the later of March 30, 1978 or the date of employment sufficient service credit in the retirement fund to meet the minimum vesting requirements for a deferred retirement annuity, or the employer agrees in writing on forms prescribed by the executive director to make the required employer contributions, including any employer additional contributions, on account of that person from revenue sources other than funds provided under the federal comprehensive training and employment act, or the person agrees in writing on forms prescribed by the executive director to make the required employer contribution in addition to the required employee contribution. The term shall not include any person hold-

ing a part time adult supplementary vocational-technical school license who renders part time teaching service in a vocational-technical school if (1) the service is incidental to the regular nonteaching occupation of the person; and (2) the applicable vocational-technical school stipulates annually in advance that the part time teaching service will not exceed 300 hours in a fiscal year; and (3) the part time teaching service actually does not exceed 300 hours in a fiscal year. The term also shall not include a person exempt from licensure pursuant to section 125.031 or any person who was excluded from membership prior to January 1, 1981 pursuant to Laws 1978, chapter 556, section 1 and Laws 1980, chapter 342, section 8, if the person annually certifies on a form prescribed by the executive director that the person has established and is contributing to an individual retirement account which is based on nonteaching employment.

Sec. 15. Minnesota Statutes 1984, section 354.05, subdivision 26, is amended to read:

Subd. 26. [POST RETIREMENT INVESTMENT FUND ANNUITY.] "Post retirement investment fund annuity" means the payments made by the fund to an annuitant after retirement in accordance with the provisions of section 354.63. It also means that the payments made by the fund shall never be an amount less than the amount originally determined on the date of retirement ~~or~~ *as adjusted* on *each succeeding* January 1, ~~1974 whichever is later but not including the adjustments provided~~ in section 11A.18.

Sec. 16. Minnesota Statutes 1984, section 354.44, subdivision 4, is amended to read:

Subd. 4. [TIME AND MANNER OF PAYMENTS.] A member may make application to the board for a retirement annuity any time after the member has satisfied the age and service requirements of this chapter for retirement except that no application for retirement may be made more than 60 days before termination of teaching service. The annuity payment shall begin to accrue after the termination of teaching service, or after the application for retirement has been filed with the board, whichever is later, as follows:

(a) on the sixteenth day of the month of termination or filing if the termination or filing occurs on or before the fifteenth day of the month or

(b) on the first day of the month following the month of termination or filing if the termination or filing occurs on or after the sixteenth day of the month ~~but in no event shall an annuity begin to accrue more than one month prior to the date of final salary receipt~~.

If an application for retirement is filed with the board during the 90-day period immediately following the termination of teaching service, the annuity may begin to accrue as if the application for retirement had been filed with the board on the date teaching service terminated. In no event may an annuity begin to accrue more than one month before the date of final salary receipt.

Sec. 17. Minnesota Statutes 1984, section 354.46, subdivision 2, is amended to read:

Subd. 2. [DEATH WHILE ELIGIBLE DESIGNATED BENEFICIARY

BENEFIT.] The surviving spouse of any member or former member who has attained the age of at least ~~55~~ *50* years and has credit for at least ten years of allowable service or who has credit for at least 30 years of allowable service irrespective of age shall be entitled to joint and survivor annuity coverage in the event of death of the member prior to retirement. If the surviving spouse does not elect to receive a surviving spouse benefit provided pursuant to subdivision 1, if applicable, or does not elect to receive a refund of accumulated member contributions provided pursuant to sections 354.47, subdivision 1, or 354.62, subdivision 5, clause (3), whichever is applicable, the surviving spouse shall be entitled to receive, upon written application on a form prescribed by the executive director, a benefit equal to the second portion of a 100 percent joint and survivor annuity as provided pursuant to section 354.45 and computed pursuant to section 354.44, subdivisions 2, 6 or 7, whichever is applicable. *The surviving spouse may apply for the annuity at any time after the date on which the deceased employee would have attained the required age for retirement based on the employee's allowable service. Sections 354.44, subdivisions 6 and 7, and 354.60 apply to a deferred annuity payable under this section.* If the member was a participant in the variable annuity division, the applicable portion of the benefit shall be computed pursuant to section 354.62, subdivision 5, clause (1). The benefit shall be payable for life.

Sec. 18. Minnesota Statutes 1985 Supplement, section 354.55, subdivision 11, is amended to read:

Subd. 11. Any person covered under section 354.44, subdivisions 6 and 7, who ceases to render teaching service may leave the person's accumulated deductions in the fund for the purpose of receiving a deferred annuity at retirement. Eligibility for an annuity under this subdivision shall be governed pursuant to section 354.44, subdivision 1, or 354.60.

The amount of the deferred retirement annuity shall be determined by section 354.44, subdivisions 6 and 7, and augmented as provided herein. The required reserves related to that portion of the annuity which had accrued at the time the member ceased to render teaching service shall be augmented by interest compounded annually from the first day of the month following the month during which the member ceased to render teaching service to the effective date of retirement. There shall be no augmentation if this period is less than three months or if this period commences prior to July 1, 1971. The rates of interest used for this purpose shall be five percent commencing July 1, 1971, until January 1, 1981, and three percent thereafter. If a person has more than one period of uninterrupted service, *a separate average salary determined under section 354.44, subdivision 6, must be used for each period and* the required reserves related to each period shall be augmented by interest pursuant to this subdivision. The sum of the augmented required reserves so determined shall be the basis for purchasing the deferred annuity. If a person does not render teaching service in any one or more consecutive fiscal years and then resumes teaching service, the formula percentages used from date of resumption will be those applicable to new members. The mortality table and interest assumption contained therein used to compute the annuity shall be determined by the law in effect at the time of the member's retirement. A period of uninterrupted service for the purposes of this subdivision shall mean a period of covered teaching service during which the

member has not been separated from active service for more than one fiscal year.

The provisions of this subdivision shall not apply to variable account accumulations as defined in section 354.05, subdivision 23.

In no case shall the annuity payable herein be less than the amount of annuity payable pursuant to section 354.44, subdivisions 6 and 7.

The requirements and provisions for retirement prior to age 65 contained in section 354.44, subdivision 6, clause (2) shall also apply to an employee fulfilling the requirements with a combination of service as provided in section 354.60.

The augmentation provided by this subdivision shall not apply to any period in which a person is on an approved leave of absence from an employer unit covered by the provisions of this chapter.

Sec. 19. Minnesota Statutes 1984, section 354A.35, subdivision 2, is amended to read:

Subd. 2. [DEATH WHILE ELIGIBLE TO RETIRE; SURVIVING SPOUSE OPTIONAL ANNUITY.] The surviving spouse of any coordinated member who has attained the age of at least ~~55~~ *50* years and has credit for at least ~~20~~ *ten* years of service or has credit for at least 30 years of service regardless of age shall be entitled to joint and survivor annuity coverage in the event of death of the member prior to retirement. *The surviving spouse may apply for the annuity at any time after the date on which the deceased employee would have attained the required age for retirement based on the employee's allowable service.* The member's surviving spouse shall be paid a joint and survivor annuity as provided in section 354A.32 and computed pursuant to section 354A.31. *Sections 354A.37, subdivision 2, and 354A.39 apply to a deferred annuity payable under this section.* The benefits shall be payable for life.

Sec. 20. Minnesota Statutes 1985 Supplement, section 356.215, subdivision 4d, is amended to read:

Subd. 4d. [INTEREST ASSUMPTIONS.] For funds governed by chapters 3A, 352, 352B, 352C, 353, 354 *(except the variable annuity fund, which is governed by section 354.62)*, and 490, a preretirement interest assumption of eight percent, a postretirement interest assumption of five percent, and an assumption that in each future year the salary on which a retirement or other benefit is based is 1.065 multiplied by the salary for the preceding year must be used. For funds governed by chapter 354A, preretirement and postretirement assumptions of eight percent and an assumption that in each future year the salary on which a retirement or other benefit is based is 1.065 multiplied by the salary for the preceding year, but the payment of postretirement adjustments to retirees shall be based on the methods specified in the bylaws of the fund as approved by the legislature. For all other funds, a preretirement interest assumption of five percent, a postretirement interest assumption of five percent, and an assumption that in each future year the salary on which a retirement or other benefit is based is 1.035 multiplied by the salary for the preceding year must be used.

Sec. 21. Minnesota Statutes 1985 Supplement, section 356.70, subdivi-

sion 1, is amended to read:

Subdivision 1. [COMBINED AGE AND SERVICE REQUIREMENT.] Any member of a retirement plan established pursuant to chapter 352, 353, 354, or 354A who *by January 1, 1987,* has attained the age of at least 55 years and whose attained age plus credited allowable service totals at least 85, is entitled, upon valid application and termination of service prior to ~~January~~ *July* 1, 1987, to the normal retirement annuity provided in these chapters without any reduction in annuity by reason of such early retirement.

Sec. 22. Laws 1985, First Special Session chapter 7, section 31, subdivision 2, is amended to read:

Subd. 2. [ELIGIBLE EMPLOYEES.] From the public employees retirement association, a member who is currently employed by independent school district No. 281, who was absent from employment due to illness between ~~April 22~~ *March 20,* 1981, and ~~September 1~~ *April 17,* 1981, *and between June 13, 1981, and October 23, 1981,* and who did not have the required deductions made from income received ~~between July 1, 1981, and September 1, 1981~~ *during those two periods of absence,* shall be entitled to pay the voluntary assessments.

Sec. 23. [BUHL POLICE SURVIVOR BENEFITS.]

Notwithstanding the limitations in Minnesota Statutes, section 423.58, or any other law, the bylaws of the Buhl police relief association may be amended to provide for the payment of a survivor benefit to the surviving spouse of a deceased member, or the surviving children equally if there is no surviving spouse, in an amount equal to 85 percent of the pension the deceased member was to receive on the date of his death. Benefits calculated in accordance with this section must continue until the surviving spouse remarries or until a dependent child reaches the age of 18 years or, if a full-time student, 22 years, and may be made retroactive to June 30, 1985.

Sec. 24. [EVELETH POLICE AND FIREFIGHTERS; BENEFIT INCREASE.]

Notwithstanding any general or special law to the contrary, in addition to other benefits payable, retirement benefits payable to retired police officers and firefighters and their surviving spouses by the Eveleth police and fire trust fund may be increased by $25 a month. Increases may be made retroactive to January 1, 1986.

Sec. 25. [ANDOVER FIREFIGHTERS BYLAW AMENDMENT.]

Notwithstanding any provision of Minnesota Statutes, sections 69.771 to 69.776 or chapter 424A, the Andover firefighters relief association may amend its bylaws to allow computation of service pensions utilizing a member's period of service as an active member of the municipal fire department during the period prior to incorporation of the relief association.

Sec. 26. [FALLS NURSING HOME EMPLOYEES.]

Subdivision 1. [REFUND OF CONTRIBUTIONS.] *A member of the public employees retirement association who was employed by the Falls nursing home on the date the nursing home was taken over by a private corporation or organization must be paid a refund of accumulated employee*

and employer contributions made by or on behalf of the employee to the association, plus interest at the rate of six percent a year. If an employee has previously received a refund of employee contributions, only the employer contributions plus the total interest must be refunded. No employer additional contributions may be refunded.

Subd. 2. [DEFERRED ANNUITY.] *If an employee described in subdivision 1 had at least five years of allowable service credit, the employee may elect to receive, in lieu of the refund, a deferred annuity under section 353.34, subdivision 3, notwithstanding the length of service requirements contained in that subdivision. An employee eligible for a deferred annuity who has previously received a refund of employee contributions may reinstate his or her eligibility for a deferred annuity by repaying the amount refunded, including any interest received, to the association.*

Subd. 3. [DEADLINE.] *Refunds must be paid or options exercised and repayments of refunds made before July 1, 1987.*

Sec. 27. [PURCHASE OF PRIOR SERVICE CREDIT BY CERTAIN EMPLOYEES.]

Notwithstanding the limitations in Minnesota Statutes, section 353.36, subdivision 2, or any other law, a person who was employed by the Becker county highway department from May, 1952, to June, 1954, and who does not have the required number of years of allowable service credit to qualify for early retirement under section 356.70, subdivision 1, solely because of prior public service for which salary deductions were not taken out for the association, and who otherwise meets the requirements of section 353.36, subdivision 2, may, by paying before December 31, 1986, an amount calculated in accordance with section 353.36, subdivision 2, purchase the period of prior public service necessary to bring the person's total allowable service to the minimum required for retirement under section 356.70, subdivision 1, although the person's public service did not terminate before July 1, 1982.

Sec. 28. [PURCHASE OF PRIOR SERVICE CREDIT.]

Notwithstanding any provision of law to the contrary, a person who was employed as a public health nurse by the suburban Hennepin county public health nursing service from June, 1957, to February, 1961, and who is currently employed by the city of Bloomington as a health administrator, may purchase prior service credit from the public employees retirement association for the period from June 10, 1957, to February 26, 1961.

Sec. 29. [PAYMENT.]

The provisions of Laws 1982, chapter 578, article II, section 2, govern the amount and manner of payment for the purchase of prior service credit. Payment may be made either by the city of Bloomington or by the person entitled to purchase prior service.

Sec. 30. [PAYMENT OF VOLUNTARY ASSESSMENTS.]

Subdivision 1. Notwithstanding Minnesota Statutes, section 353.01, subdivision 16, or any other law, the person described in subdivision 2 may pay the public employees retirement association voluntary assessments. The amount of the payment is governed by section 353.27, subdivision 2.

Subd. 2. A member of the public employees retirement association who is currently employed by the Hennepin county medical center who was absent from employment due to injury between December 3, 1982, and February 7, 1983, and who did not have the required deductions made from income received between December 3, 1982, and February 7, 1983, may pay the voluntary assessments.

Subd. 3. Payment of employee contributions must be made by the member, and the current employer of the person must pay the employer and additional employer contribution required by section 353.27, subdivisions 3 and 3a. All employee, employer, and employer additional contributions must include interest at the rate of six percent a year, compounded annually, from December 3, 1982. Payments must be completed by July 1, 1986.

Sec. 31. Minnesota Statutes 1984, section 352.91, is amended by adding a subdivision to read:

Subd. 3b. Covered correctional service also means service performed by certain state employees in positions usually covered by this section who were excluded by law from coverage between July 1973 and July 1980 if they were 45 years of age or over when hired, provided they are state employees on the effective date of this subdivision and provided they elect coverage. Eligible employees who elect coverage must file written notice of their election with the director prior to July 1, 1986.

Sec. 32. [CONTRIBUTIONS.]

State employees electing coverage under section 31 must pay employee contributions in an amount equal to the difference between employee contributions previously made and employee contributions under the correctional employee plan for the appropriate period of employment between July 1973 and July 1980. The employer of an employee electing coverage shall pay the difference in employer contributions. Employee and employer contributions paid pursuant to this section shall include interest at six percent per annum compounded annually. No service credit shall be awarded in the correctional plan until all contributions are paid.

Sec. 33. [REFUNDS FOR COUNTY HISTORICAL SOCIETY EMPLOYEES.]

Upon application prior to January 1, 1987, refunds of employee and equal employer contributions must be made to employees of a county historical society who are not county employees. Refunds must include interest at a rate of six percent a year compounded annually.

Sec. 34. [MANKATO POLICE PROBATIONARY PERIOD.]

Notwithstanding Minnesota Statutes, section 423.372 or any other law, a member of the Mankato police relief association who served a probationary period during which the member was not eligible for membership in the association, may elect to purchase service credit for the probationary period. A member electing to purchase service credit shall pay to the association an amount equal to the employee contribution which would have been required of a member during the probationary period plus interest thereon at a rate equal to the annual average rate of return on investments of the special fund of the association. An election to purchase service credit and all pay-

ments of contributions must be completed by December 31, 1987 or the date the member retires, if earlier.

Sec. 35. [FALLS NURSING HOME EMPLOYEES.]

Subdivision 1. [ELIGIBLE EMPLOYEES.] *Notwithstanding any other provision of law, a person who was employed by the Minneapolis public library in a temporary or part time position prior to July 1, 1979, and is currently a member of the public employees retirement association, may purchase prior service credit from the public employees retirement association for a period of service between 1972 and 1985 that has not been credited in the public employees retirement association. Purchase may be only for months actually employed.*

Subd. 2. [PAYMENT.] *The amount of payment will be the higher of the payment required by section 353.36, subdivision 2, or the payment required by Laws 1982, chapter 578, article II, section 2. Payments must be made prior to July 1, 1987.*

Sec. 36. [ELECTION OF COVERAGE; TRANSITION.]

A current employee or official enumerated in Minnesota Statutes, section 352D.02, subdivision 1a, as added by section 7, may elect prospective coverage in the unclassified plan. The employee may elect to transfer prior service credit to the plan under the provisions of section 352D.12.

The executive director of the state retirement system, or teachers retirement association, as appropriate, shall notify current employees or officials of the option within six months following the effective date of this act. An employee or official eligible to elect coverage by the plan shall notify the appropriate director within six months after the date of notice. An election to participate in the plan is irrevocable during any current or subsequent period of employment.

Sec. 37. [OPTION TO CHOOSE PLAN.]

Subdivision 1. Each legislative employee who while being employed by the legislature exercised an option to retain coverage in the state employees retirement fund has an option to choose future coverage in the unclassified plan and to transfer to the unclassified plan prior service credit accrued in the state employees retirement fund.

For an employee who elects to transfer service credit, the executive director of the fund shall transfer to the unclassified plan accumulated employee and equal employer contributions with interest at six percent a year compounded annually, based on fiscal year balances. The employee must complete the application for the transfer before July 1, 1987.

Subd. 2. The legislative body for which the employee is employed has the option to pay to the employee's account in the unclassified plan an amount equal to the difference between the employer contribution that would have been deposited in the employee's account had the employee been a member of the plan and the employer contribution that was contributed to the state employees retirement fund on behalf of the employee during the period the employee retained coverage in the state employees retirement fund. The legislative body must exercise its option before July 1, 1987.

Sec. 38. [INCREASE IN CERTAIN ANNUITIES.]

A former member of the public employees retirement association, the state patrol retirement fund, or the state retirement system who terminated employment before July 1, 1973, or the teachers retirement association who terminated employment before July 1, 1972, and was at least 55 years of age with at least ten years of service at the time of termination, and who deferred receipt of an annuity until after June 30, 1973, must be paid the annuity increase granted to pre-1973 retirees by Laws 1973, chapter 653, sections 32 and 34; chapter 728, section 25, subdivisions 13 and 14; chapter 753, sections 2 and 36; and chapter 755, section 5, commencing with the first annuity payment made after the effective date of this section. Retirement funds covered by this section shall transfer to the post retirement fund the required reserves necessary to support the increases granted by this section.

Sec. 39. [EFFECTIVE DATE.]

Sections 1 and 2 are effective upon approval by the governing board of Special School District No. 1. Section 23 is effective upon approval by the Buhl city council. Section 24 is effective upon approval by the Eveleth city council. Section 25 is effective upon approval by the Andover city council. Section 34 is effective upon approval by the Mankato city council. All local approvals must comply with Minnesota Statutes, section 645.021. Sections 3 to 22, 26 to 33, and 35 to 38 are effective the day following final enactment. Sections 4, 12, 13, 17, and 19 apply to members whose deaths occur after June 30, 1985."

Delete the title and insert:

"A bill for an act relating to retirement; public plans generally; extending the time for termination of service to qualify for early retirement without reduction of annuities; providing health insurance benefits for certain retired teachers; changing eligibility requirements for surviving spouse benefits; regulating coverage under the unclassified employees retirement program; amending Minnesota Statutes 1984, sections 62E.14, subdivision 1; 352.12, subdivision 2; 352.91, by adding a subdivision; 352D.01; 352D.015, subdivision 5; 352D.02; 352D.06, subdivision 1; 352D.065, subdivision 5; 352D.085, subdivision 1; 353.32, subdivision 1a; 354.05, subdivisions 2 and 26; 354.44, subdivision 4; 354.46, subdivision 2; and 354A.35, subdivision 2; Minnesota Statutes 1985 Supplement, sections 136C.50, subdivision 7; 353.01, subdivision 2a; 353.657, subdivision 2a; 354.55, subdivision 11; 356.215, subdivision 4d; and 356.70, subdivision 1; Laws 1985, First Special Session chapter 7, section 31, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 62E."

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

House Conferees: (Signed) Terry M. Dempsey, Steve A. Sviggum, Gil Gutknecht

Senate Conferees: (Signed) Donald M. Moe, Allan H. Spear, Earl W. Renneke

Mr. Moe, D.M. moved that the foregoing recommendations and Conference Committee Report on H.F. No. 229 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. 229 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knutson	Olson	Sieloff
Anderson	Dieterich	Kroening	Pehler	Solon
Belanger	Frank	Kronebusch	Peterson, C.C.	Spear
Benson	Frederick	Laidig	Peterson, D.C.	Storm
Berg	Frederickson	Lantry	Peterson, D.L.	Stumpf
Berglin	Freeman	Lessard	Peterson, R.W.	Taylor
Bernhagen	Gustafson	Luther	Petty	Vega
Bertram	Hughes	McQuaid	Pogemiller	Waldorf
Brataas	Isackson	Mehrkens	Purfeerst	Wegscheid
Chmielewski	Johnson, D.E.	Merriam	Ramstad	Willet
Dahl	Johnson, D.J.	Moe, D.M.	Reichgott	
Davis	Jude	Moe, R.D.	Renneke	
DeCramer	Kamrath	Nelson	Samuelson	
Dicklich	Knaak	Novak	Schmitz	

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1599, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1599 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1599

A bill for an act relating to state monuments; authorizing development of a plan for a memorial to Native Americans; amending Minnesota Statutes 1984, section 138.585, by adding a subdivision.

March 17, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1599, 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. 1599 be further amended as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1

MEDIATION

Section 1. Minnesota Statutes 1984, section 336.9-501, is amended to read:

336.9-501 [DEFAULT; PROCEDURE WHEN SECURITY AGREEMENT COVERS BOTH REAL AND PERSONAL PROPERTY.]

(1) When a debtor is in default under a security agreement, a secured party has the rights and remedies provided in this part and except as limited by subsection (3) those provided in the security agreement. He may reduce his claim to judgment, foreclose, or otherwise enforce the security interest by any available judicial procedure. If the collateral is documents the secured party may proceed either as to the documents or as to the goods covered thereby. A secured party in possession has the rights, remedies, and duties provided in section 336.9-207. The rights and remedies referred to in this subsection are cumulative.

(2) After default, the debtor has the rights and remedies provided in this part, those provided in the security agreement, and those provided in section 336.9-207.

(3) To the extent that they give rights to the debtor and impose duties on the secured party, the rules stated in the subsections referred to below may not be waived or varied except as provided with respect to compulsory disposition of collateral (subsection (3) of section 336.9-504 and section 336.9-505) and with respect to redemption of collateral (section 336.9-506) but the parties may by agreement determine the standards by which the fulfillment of these rights and duties is to be measured if such standards are not manifestly unreasonable:

(a) Subsection (2) of section 336.9-502 and subsection (2) of section 336.9-504 insofar as they require accounting for surplus proceeds of collateral;

(b) Subsection (3) of section 336.9-504 and subsection (1) of section 336.9-505 which deal with disposition of collateral;

(c) Subsection (2) of section 336.9-505 which deals with acceptance of collateral as discharge of obligation;

(d) Section 336.9-506 which deals with redemption of collateral; and

(e) Subsection (1) of section 336.9-507 which deals with the secured party's liability for failure to comply with this part.

(4) If the security agreement covers both real and personal property, the secured party may proceed under this part as to the personal property or he may proceed as to both the real and the personal property in accordance with his rights and remedies in respect of the real property in which case the provisions of this part do not apply.

(5) When a secured party has reduced his claim to judgment the lien of any levy which may be made upon his collateral by virtue of any execution based upon the judgment shall relate back to the date of the perfection of the security interest in such collateral. A judicial sale, pursuant to such execution, is

a foreclosure of the security interest by judicial procedure within the meaning of this section, and the secured party may purchase at the sale and thereafter hold the collateral free of any other requirements of this article.

(6) A person may not begin to enforce a security interest in collateral that is agricultural property subject to sections 5 to 17 that has secured a debt of more than $5,000 unless: a mediation notice under subsection (7) is served on the debtor and a copy filed with the director; and the debtor and creditor have completed mediation under sections 5 to 17.

(7) A mediation notice under subsection (6) must contain the following notice with the blanks properly filled in.

"TO: _____(Name of Debtor)_____

YOU HAVE DEFAULTED ON THE _____(Debt in Default)_____ SECURED BY AGRICULTURAL PROPERTY DESCRIBED AS _____(Reasonable Description of Agricultural Property Collateral)_____.

AS A SECURED PARTY, _____(Name of Secured Party)_____ INTENDS TO ENFORCE THE SECURITY AGREEMENT AGAINST THE AGRICULTURAL PROPERTY DESCRIBED ABOVE BY REPOSSESSING, FORECLOSING ON, OR OBTAINING A COURT JUDGMENT AGAINST THE PROPERTY.

YOU HAVE THE RIGHT TO HAVE THE DEBT REVIEWED FOR MEDIATION. IF YOU PARTICIPATE IN MEDIATION, THE DIRECTOR OF THE AGRICULTURAL EXTENSION SERVICE WILL PROVIDE A CREDIT ANALYST TO HELP YOU TO PREPARE FINANCIAL INFORMATION. MEDIATION WILL ATTEMPT TO ARRIVE AT AN AGREEMENT FOR HANDLING FUTURE FINANCIAL RELATIONS.

TO HAVE THE DEBT REVIEWED FOR MEDIATION YOU MUST FILE A MEDIATION REQUEST WITH THE DIRECTOR _____(Date of 14 Days after Service of the Mediation Notice)_____. THE MEDIATION REQUEST FORM IS AVAILABLE AT ANY COUNTY RECORDER'S OR COUNTY EXTENSION OFFICE.

FROM: _____(Name and Address of Secured Party)_____"

Sec. 2. [550.365] [MEDIATION NOTICE AND CONDITIONS FOR AGRICULTURAL PROPERTY.]

Subdivision 1. [REQUIREMENT.] *A person may not attach, execute on, levy on, or seize agricultural property subject to sections 5 to 17 that has secured a debt of more than $5,000 unless: (1) a mediation notice is served on the judgment debtor and a copy filed with the director; and (2) the debtor and creditor have completed mediation under sections 5 to 17.*

Subd. 2. [CONTENTS.] *A mediation notice must contain the following notice with the blanks properly filled in.*

"TO: _____(Name of Judgment Debtor)_____

A JUDGMENT WAS ORDERED AGAINST YOU BY _____(Name of Court)_____ ON _____(Date of Judgment).

AS A JUDGMENT CREDITOR, _____(Name of Judgment Credi-

tor)_____ INTENDS TO TAKE ACTION AGAINST THE AGRICULTURAL PROPERTY DESCRIBED AS _____(Description of Agricultural Property)_____ TO SATISFY THE JUDGMENT.

YOU HAVE THE RIGHT TO HAVE THE DEBT REVIEWED FOR MEDIATION. IF YOU PARTICIPATE IN MEDIATION, THE DIRECTOR OF THE AGRICULTURAL EXTENSION SERVICE WILL PROVIDE A CREDIT ANALYST TO HELP YOU PREPARE FINANCIAL INFORMATION. MEDIATION WILL ATTEMPT TO ARRIVE AT AN AGREEMENT FOR HANDLING FUTURE FINANCIAL RELATIONS.

TO HAVE THE DEBT REVIEWED FOR MEDIATION YOU MUST FILE A MEDIATION REQUEST WITH THE DIRECTOR _____(Date of 14 Days after Service of the Mediation Notice)_____. THE MEDIATION REQUEST FORM IS AVAILABLE AT ANY COUNTY RECORDER'S OR COUNTY EXTENSION OFFICE.

FROM: _____(Name and Address of Judgment Creditor)_____"

Sec. 3. [559.209] [MEDIATION NOTICE AND CONDITIONS FOR AGRICULTURAL PROPERTY.]

Subdivision 1. [REQUIREMENT.] *A person may not begin to terminate a contract for deed under section 559.21 to purchase agricultural property subject to sections 5 to 17 that secured a debt of more than $5,000 unless: (1) a mediation notice is served on the contract for deed purchaser and a copy filed with the director; and (2) the contract for deed vendor and purchaser have completed mediation under sections 5 to 17.*

Subd. 2. [CONTENTS.] *A mediation notice must contain the following notice with the blanks properly filled in.*

"TO: _____(Name of Contract for Deed Purchaser)_____

YOU HAVE DEFAULTED ON THE CONTRACT FOR DEED OF THE AGRICULTURAL PROPERTY DESCRIBED AS _____(Size and Reasonable Location of Property, Not Legal Description)_____.

AS THE CONTRACT FOR DEED VENDOR, _____(Contract for Deed Vendor)_____ INTENDS TO TERMINATE THE CONTRACT AND TAKE BACK THE PROPERTY.

YOU HAVE THE RIGHT TO HAVE THE CONTRACT FOR DEED DEBT REVIEWED FOR MEDIATION. IF YOU PARTICIPATE IN MEDIATION, THE DIRECTOR OF THE AGRICULTURAL EXTENSION SERVICE WILL PROVIDE A CREDIT ANALYST TO HELP YOU PREPARE FINANCIAL INFORMATION. MEDIATION WILL ATTEMPT TO ARRIVE AT AN AGREEMENT FOR HANDLING FUTURE FINANCIAL RELATIONS.

TO HAVE THE CONTRACT FOR DEED DEBT REVIEWED FOR MEDIATION YOU MUST FILE A MEDIATION REQUEST WITH THE DIRECTOR BY _____(Date of 14 Days after Service of the Mediation Notice)_____ THE MEDIATION REQUEST FORM IS AVAILABLE AT ANY COUNTY RECORDER'S OR COUNTY EXTENSION OFFICE.

FROM: _____ (Name and Address of Contract for Deed Vendor) _____"

Sec. 4. [581.015] [MEDIATION NOTICE AND CONDITIONS FOR AGRICULTURAL PROPERTY.]

Subdivision 1. [REQUIREMENT.] *A person may not begin a proceeding under this chapter to foreclose a mortgage on agricultural property subject to sections 5 to 17 that has a secured debt of more than $5,000 unless: (1) a mediation notice is served on the mortgagor and a copy is filed with the director; and (2) the mortgagor and mortgagee have completed mediation under sections 5 to 17.*

Subd. 2. [CONTENTS.] *A mediation notice must contain the following notice with the blanks properly filled in.*

"TO: _____(Name of Record Owner)_____

YOU HAVE DEFAULTED ON THE MORTGAGE OF THE AGRICULTURAL PROPERTY DESCRIBED AS _____(Size and Reasonable Location, Not Legal Description)_____.

AS HOLDER OF THE MORTGAGE, _____(Name of Holder of Mortgage)_____ INTENDS TO FORECLOSE ON THE PROPERTY DESCRIBED ABOVE.

YOU HAVE THE RIGHT TO HAVE THE MORTGAGE DEBT REVIEWED FOR MEDIATION. IF YOU PARTICIPATE IN MEDIATION, THE DIRECTOR OF THE AGRICULTURAL EXTENSION SERVICE WILL PROVIDE A CREDIT ANALYST TO HELP YOU PREPARE FINANCIAL INFORMATION. MEDIATION WILL ATTEMPT TO ARRIVE AT AN AGREEMENT FOR HANDLING FUTURE FINANCIAL RELATIONS.

TO HAVE THE MORTGAGE DEBT REVIEWED FOR MEDIATION YOU MUST FILE A MEDIATION REQUEST WITH THE DIRECTOR _____(Date of 14 Days after Service of the Mediation Notice)_____. THE MEDIATION REQUEST FORM IS AVAILABLE AT ANY COUNTY RECORDER'S OR COUNTY EXTENSION OFFICE.

FROM: _____(Name and Address of Holder of Mortgage)_____"

Sec. 5. [583.20] [CITATION.]

Sections 5 to 17 may be cited as the "farmer-lender mediation act."

Sec. 6. [583.21] [LEGISLATIVE FINDINGS.]

The legislature finds that the agricultural sector of the state's economy is under severe financial stress due to low farm commodity prices, continuing high interest rates, and reduced net farm income. The suffering agricultural economy adversely affects economic conditions for all other businesses in rural communities as well. Thousands of this state's farmers are unable to meet current payments of interest and principal payable on mortgages and other loan and land contracts and are threatened with the loss of their farmland, equipment, crops, and livestock through mortgage and lien foreclosures, cancellation of contracts for deed, and other collection actions. The agricultural economic emergency requires an orderly process with state assistance to adjust agricultural indebtedness to prevent civil unrest and to preserve the general welfare and fiscal integrity of the state.

Sec. 7. [583.22] [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] *The definitions in this section apply to sections 7 to 17.*

Subd. 2. [AGRICULTURAL PROPERTY.] *"Agricultural property" means real property that is principally used for farming as defined in section 500.24, subdivision 2, paragraph (a), and raising poultry, and personal property that is used as security to finance a farm operation or used as part of a farm operation including equipment, crops, livestock, and proceeds of the security. "Agricultural property" shall also include agriculturally related businesses as defined by the commission.*

Subd. 3. [COMMISSION.] *"Commission" means the commissioners of agriculture, finance, and commerce.*

Subd. 4. [CREDITOR.] *"Creditor" means the holder of a mortgage on agricultural property, a vendor of a contract for deed of agricultural property, a person with a lien or security interest in agricultural property, or a judgment creditor with a judgment against a debtor with agricultural property.*

Subd. 5. [DIRECTOR.] *"Director" means the director of the agricultural extension service or the director's designee.*

Subd. 6. [FILE.] *"File" means to deliver by the required date by certified mail or another method acknowledging receipt.*

Subd. 7. [MEDIATOR.] *"Mediator" means a farm mediator appointed by the director.*

Subd. 8. [SERVE.] *"Serve" means personal service as in a district court civil action.*

Sec. 8. [583.23] [FARM MEDIATION.]

Subdivision 1. [TRAINING.] *The director must provide training and support for mediators.*

Subd. 2. [APPOINTMENT.] *The director must provide mediators by contracting with qualified persons experienced in farm finance, agricultural law, and negotiation.*

Subd. 3. [ADMINISTRATION.] *The director may appoint a farm mediation administrator. The administrator and director shall provide training for farm mediators and credit analysts and coordinate community legal education programs for farmers.*

Sec. 9. [583.24] [APPLICABILITY.]

Subdivision 1. [CREDITORS.] *(a) The farmer-lender mediation act applies to creditors who are:*

(1) the United States or an agency of the United States;

(2) corporations, partnerships, and other business entities; and

(3) individuals.

(b) The farmer-lender mediation act does not apply to creditors of a debtor described under subdivision 2, paragraph (b).

Subd. 2. [DEBTORS.] *(a) Except as provided in paragraph (b) the*

farmer-lender mediation act applies to a debtor who is:

(1) a person operating a family farm as defined in section 500.24, subdivision 2;

(2) a family farm corporation as defined in section 500.24, subdivision 2;

(3) an authorized farm corporation as defined in section 500.24, subdivision 2; or

(4) an owner of an agriculturally related business.

(b) The farmer-lender mediation act does not apply to a debtor who owns and leases less than 60 acres with less than $20,000 in gross sales of agricultural products the preceding year, except for an owner of an agriculturally related business as defined by the director.

Sec. 10. [583.25] [VOLUNTARY MEDIATION PROCEEDINGS.]

A debtor that owns agricultural property or a creditor of the debtor may request mediation of the indebtedness by a farm mediator by applying to the director. The director shall make voluntary mediation application forms available at the county recorder's and county extension office in each county. The director must evaluate each request and may direct a mediator to meet with the debtor and creditor to assist in mediation.

Sec. 11. [583.26] [MANDATORY MEDIATION PROCEEDINGS.]

Subdivision 1. [MEDIATION NOTICE.] *A creditor desiring to start a proceeding to enforce a debt against agricultural property under chapter 580 or 581 or sections 336.9-501 to 336.9-508, to terminate a contract for deed to purchase agricultural property under section 559.21, or to garnish, levy on, execute on, seize, or attach agricultural property, must serve an applicable mediation notice under sections 1, 2, 3, and 4 on the debtor and the director. The creditor may not begin the proceeding until the creditor and debtor have completed mediation or as allowed under sections 5 to 17.*

Subd. 2. [MEDIATION REQUEST.] *(a) A debtor must file a mediation request form with the director by 14 days after receiving a mediation notice. The mediation request form must state all known creditors. The director shall make mediation request forms available in the county recorder's and county extension office of each county.*

(b) A debtor who fails to file a timely mediation request waives the right to mediation under the farmer-lender mediation act. The director shall notify a creditor stating that the creditor may proceed against the agricultural property because the debtor has failed to file a mediation request.

(c) If a debtor has not received a mediation notice and is subject to a proceeding of a creditor enforcing a debt against agricultural property under chapter 580 or 581 or sections 336.9-501 to 336.9-508, terminating a contract for deed to purchase agricultural property under section 559.21, or garnishing, levying on, executing on, seizing, or attaching agricultural property, the debtor may file a mediation request with the commission. The mediation request form must indicate that the debtor has not received a mediation notice.

Subd. 3. [CREDIT ANALYST AND FARM ADVOCATE.] *(a) After*

receiving a mediation notice, the director shall provide a credit analyst knowledgeable in agricultural and financial matters to meet with the debtor and assure that information relative to the finances of the debtor is prepared for the initial mediation meeting.

(b) After receiving the mediation notice, the director shall notify the debtor that a farm advocate may be available without charge to assist the debtor and the credit analyst.

Subd. 4. [INITIAL MEDIATION MEETING.] *(a) By ten days after receiving a mediation request, the director shall send: (1) a mediation meeting notice to the debtor; and (2) a mediation meeting notice and claim form to all known creditors of the debtor.*

(b) The mediation meeting notice must include a time and place for an initial mediation meeting between the debtor, all known creditors of the debtor, and a list of three mediators. An initial mediation meeting must be held within 20 days of the notice.

(c) Each creditor and the debtor may request the director to exclude one mediator from the list by sending the director a notice to such effect within 3 days after receiving the mediation meeting notice. In the event that requests from the creditors to remove mediators from the list would result in the exclusion of all of the remaining mediators the director shall appoint the mediator not excluded by the creditor owed the largest debt. In the event that a debtor and creditor request the same mediator, the director shall appoint that mediator.

Subd. 5. [EFFECT OF MEDIATION MEETING NOTICE.] *(a) Except as provided in paragraph (b), if a creditor receives a mediation meeting notice under subdivision 4 the creditor and the creditor's successors in interest may not continue proceedings to enforce a debt against agricultural property of the debtor under chapter 580 or 581 or sections 336.9-501 to 336.9-508, to terminate a contract for deed to purchase agricultural property under section 559.21, or to garnish, levy on, execute on, seize, or attach agricultural property. Time periods under and affecting those procedures stop running until (1) 90 days after the conclusion of mediation, or (2) a mediation agreement is reached.*

(b) If a creditor is an agency of the United States and receives a mediation meeting notice under subdivision 4, the creditor and the creditor's successors in interest may not continue proceedings to enforce a debt against agricultural property of the debtor under chapter 580 or 581 or sections 336.9-501 to 336.9-508, to terminate a contract for deed to purchase agricultural property under section 559.21, or to garnish, levy on, execute on, seize, or attach agricultural property. Time periods under and affecting those procedures stop running until (1) 180 days after the conclusion of mediation, or (2) a mediation agreement is reached.

Subd. 6. [DUTIES OF MEDIATOR.] *At the initial mediation meeting and subsequent meetings, the mediator shall:*

(1) listen to the debtor and the creditors desiring to be heard;

(2) attempt to mediate between the debtor and the creditors;

(3) advise the debtor and creditors of assistance programs available;

(4) attempt to arrive at an agreement to fairly adjust, refinance, or pay the debts; and

(5) advise, counsel, and assist the debtor and creditors in attempting to arrive at an agreement for the future conduct of financial relations among them.

Subd. 7. [MEDIATOR LIABILITY AND IMMUNITY.] *(a) A mediator is immune from civil liability for actions within the scope of the position as mediator. A mediator does not have a duty to advise a creditor or debtor about the law or to encourage or assist a debtor or creditor in reserving or establishing legal rights. This subdivision is an addition to and not a limitation of immunity otherwise accorded to a mediator under law.*

(b) A mediator cannot be examined about a communication or document, including worknotes, made or used in the course of or because of mediation under this section and section 12. This paragraph does not apply to the parties in the dispute in an application to a court by a party to have a mediated settlement agreement set aside or reformed. A communication or document otherwise not privileged does not become privileged because it is used in the cause of mediation. This paragraph is not intended to limit the privilege accorded to communication during mediation by the common law.

Subd. 8. [MEDIATION PERIOD.] *The mediator may call mediation meetings during the mediation period, which is up to 60 days after the initial mediation meeting.*

Subd. 9. [MEDIATION AGREEMENT.] *(a) If an agreement is reached among the debtor and creditors the mediator shall draft a written mediation agreement, have it signed by the creditors, and, if applicable, submit the agreement to the Minnesota rural finance administration for approval of debt restructuring.*

(b) The debtor and creditors who are parties to the approved mediation agreement and creditors who have filed claim forms and have not objected to the mediation agreement:

(1) are bound by the terms of the agreement;

(2) may enforce the mediation agreement as a legal contract; and

(3) may use the mediation agreement as a defense against an action contrary to the mediation agreement.

Sec. 12. [583.27] [GOOD FAITH REQUIRED; COURT SUPERVISED MEDIATION.]

Subdivision 1. [OBLIGATION OF GOOD FAITH.] *The parties must engage in mediation in good faith. Not participating in good faith includes: (1) a failure on a regular or continuing basis to attend and participate in mediation sessions without cause; (2) failure to provide full information regarding the financial obligations of the parties and other creditors; (3) failure of the creditor to designate a representative to participate in the mediation with adequate authority to fully settle, compromise, or otherwise mediate the matter; (4) lack of a written statement of debt restructuring alternatives and a statement of reasons why alternatives are unacceptable to one of the parties; (5) failure of the creditor to release to the debtor neces-*

sary living and farm operating expenses; or (6) other similar behavior which evidences lack of good faith by the party. A failure to agree to reduce, restructure, refinance, or forgive debt does not, in itself, evidence lack of good faith by the creditor.

Subd. 2. [LACK OF GOOD FAITH AFFIDAVIT; MEDIATOR'S RESPONSIBILITY.] *If the mediator determines that either party is not participating in good faith as defined in subdivision 1, the mediator shall file an affidavit indicating the reasons for the finding with the agricultural extension service and both parties.*

Subd. 3. [CREDITOR'S LACK OF GOOD FAITH; COURT SUPERVISED MEDIATION.] *If the mediator finds the creditor has not participated in mediation in good faith, the debtor may require court supervised mandatory mediation by filing the affidavit with the district court of the county where the property is located with a request for court supervision of mediation and filing a copy of the request with the creditor. Upon request the court shall require both parties to mediate under the supervision of the court in good faith for a period of not less than 60 days. All creditor remedies must be suspended during this period. The court may issue orders necessary to effect good faith mediation. Following the 60-day period, if the court finds the creditor has not participated in mediation in good faith, the court shall by order suspend the creditor's remedies for an additional period of 180 days. A creditor found by the mediator not to have participated in good faith shall pay attorneys' fees and costs of the debtor requesting court-supervision of mediation or additional suspension of creditor's remedies.*

Subd. 4. [DEBTOR LACK OF GOOD FAITH.] *A creditor may immediately proceed with creditor's remedies upon receipt of a mediator's affidavit of a debtor's lack of good faith notwithstanding any other requirements of sections 5 to 17.*

Sec. 13. [583.28] [CREDITOR NOT ATTENDING MEDIATION MEETING.]

Subdivision 1. [FILING AND EFFECT OF CLAIM FORM.] *A creditor that is notified of the initial mediation meeting is subject to and bound by a mediation agreement if the creditor does not attend mediation meetings unless the creditor files a claim form. In lieu of attending a mediation meeting, a creditor may file a notice of claim and proof of claim on a claim form with the mediator before the scheduled meeting. By filing a claim form the creditor agrees to be bound by a mediation agreement reached at the mediation meeting unless an objection is filed within the time specified. The mediator must notify the creditors who have filed claim forms of the terms of any agreement reached at the farm mediation board meeting.*

Subd. 2. [OBJECTIONS TO AGREEMENTS.] *A creditor who has filed a claim form may serve a written objection to the terms of the agreement on the mediator and the debtor by ten days after receiving notice of the agreement. If a creditor files an objection to the terms of an agreement, the mediator may meet again with debtors and creditors by ten days after receiving the objection to attempt to reach a new agreement. Notwithstanding the mediation period under section 11, subdivision 8, if an objection is filed, the mediator may call mediation meetings during the ten-day period following receipt of the objection.*

Sec. 14. [583.29] [PRIVATE DATA.]

All data regarding the finances of individual debtors and creditors created, collected, and maintained by the mediators or the debt restructuring commission are classified as private data on individuals under section 13.02, subdivision 12, or nonpublic data under section 13.02, subdivision 9.

Sec. 15. [583.30] [FORMS AND COMPENSATION.]

Subdivision 1. [COMPENSATION.] *The director shall set the compensation of mediators and credit analysts.*

Subd. 2. [FORMS.] *The director shall adopt voluntary mediation application, mediation request, and claim forms.*

Sec. 16. [583.31] [ENFORCEMENT.]

The mediation agreement must be enforced by the district court.

Sec. 17. [583.32] [INCONSISTENT LAWS.]

The farmer-lender mediation act has precedence over any inconsistent or conflicting laws and statutes including chapters 336, 580, and 581, and section 559.21.

Sec. 18. [REPEALER.]

Sections 1 to 17 and Minnesota Statutes, section 336.9-501, subsections (6) and (7), are repealed on July 1, 1988.

Sec. 19. [EFFECTIVE DATE.]

The article is effective the day following final enactment.

ARTICLE 2

REDEMPTION OF AGRICULTURAL HOMESTEADS

Section 1. [550.175] [EXECUTION ON REAL PROPERTY THAT INCLUDES HOMESTEAD.]

Subdivision 1. [NOTIFICATION OF HOMESTEAD DESIGNATION.] *If real property is to be sold on execution and the property contains a portion of the homestead of the debtor, the debtor must be notified by the executing creditor that the homestead may be sold and redeemed separately from the remaining property. The notice in subdivision 2 must be included in the notice of execution served on the debtor under section 550.19.*

Subd. 2. [HOMESTEAD DESIGNATION NOTICE.] *The following notice must be included in the execution notice of real property containing a homestead that is served on a debtor under section 550.19. The notice must be in 10 point capitalized letters.*

"PART OF THE PROPERTY TO BE SOLD CONTAINS YOUR HOUSE. YOU MAY DESIGNATE THE AREA OF A HOMESTEAD TO BE SOLD AND REDEEMED SEPARATELY.

YOU MAY DESIGNATE THE HOUSE YOU OCCUPY AND ANY AMOUNT OF THE PROPERTY AS A HOMESTEAD. THE DESIGNATED HOMESTEAD PROPERTY MUST CONFORM TO THE LOCAL ZONING ORDINANCES AND BE COMPACT SO THAT IT DOES NOT UNREA-

SONABLY REDUCE THE VALUE OF THE REMAINING PROPERTY.

YOU MUST PROVIDE THE CREDITOR CAUSING THIS PROPERTY TO BE SOLD, THE SHERIFF, AND THE COUNTY RECORDER WITH A COPY OF THE LEGAL DESCRIPTION OF THE HOMESTEAD YOU HAVE DESIGNATED BY TEN BUSINESS DAYS BEFORE THE DATE THE PROPERTY IS TO BE SOLD.''

Subd. 3. [DESIGNATION OF HOMESTEAD PROPERTY.] *The debtor must designate the legal description of the homestead property to be sold separately. The homestead property designated may include any amount of the property. The designation must conform to local zoning, include the dwelling occupied by the debtor, and be compact so that it does not unreasonably affect the value of the remaining property. The debtor must serve a copy of the designation on the executing creditor, the sheriff, and the county recorder by ten business days before the sale is scheduled.*

Subd. 4. [SALE OF PROPERTY.] *If the sheriff receives a homestead property designation under subdivision 3, the sheriff must offer and sell the designated homestead property, and the remaining property, separately.*

Subd. 5. [REDEMPTION.] *The debtor may redeem the designated homestead, the remaining property, or the entire property including the homestead. The period of redemption for the designated homestead or the remaining property is the same as the period of redemption for the entire property including the designated homestead.*

Sec. 2. [550.205] [REDEMPTION OF HOMESTEAD AFTER FORECLOSURE OR EXECUTION SALE.]

Subdivision 1. [APPLICABILITY.] *This section applies to mortgagors or debtors who have had real property used in agricultural production executed on or foreclosed and have not received notices under sections 1 and 3, and is effective until the redemption period ends.*

Subd. 2. [AGREEMENT.] *(a) A buyer that purchases real property used in agricultural production at a foreclosure or execution sale, and a party with the right to redeem, may agree to have the homestead redeemed separately. The written agreement must be recorded and include:*

(1) a legal description of the homestead; and

(2) the amount to be paid to redeem the homestead.

(b) The homestead must comply with local zoning requirements.

Subd. 3. [PETITION.] *(a) After a foreclosure or execution sale of real property used in agricultural production that contains a homestead, the party entitled to redeem the property may petition to have the homestead redeemed separately. The petition must be directed to the district court of the county where the foreclosure or execution sale was held and include:*

(1) a request that the homestead be appraised and redeemed separately;

(2) a description designating the dwelling occupied by the mortgagor, and up to 80 acres of the property that conforms to local zoning and is compact so that it does not unreasonably affect the value of the remaining property.

(b) The court shall appoint an appraiser to make the appraisal and have

the determination returned to the court within 30 days after the petition is filed.

Subd. 4. [DETERMINATION OF REDEMPTION COST.] *(a) The district court shall schedule and hold a hearing within 30 days after receiving the appraiser's determination. The court shall consider whether redeeming the homestead separately would unjustly affect the party who purchased the property at the foreclosure or execution sale. The court may equitably adjust the size of the homestead. If the petitioner is entitled to redeem the homestead separately, the court shall determine the cost of redeeming the designated homestead and the remaining property. The cost of redeeming the homestead must include:*

(1) the appraised value of the homestead;

(2) the interest attributable to the portion of the debt allocated to the homestead; and

(3) the reasonable appraisal, court, and survey costs.

(b) The order of the court must be made and filed within five days of the hearing.

Subd. 5. [REDEMPTION.] *The party entitled to redeem may redeem the designated homestead, the remaining property, or the entire property including the homestead. The period of redemption is the period for the entire property including the designated homestead.*

Sec. 3. [582.041] [FORECLOSURE OF MORTGAGE THAT INCLUDES HOMESTEAD.]

Subdivision 1. [NOTIFICATION OF HOMESTEAD DESIGNATION.] *If a mortgage on real property is foreclosed and the property contains a portion of the homestead of the mortgagor, the mortgagor must be notified by the foreclosing mortgagee that the homestead may be sold and redeemed separately from the remaining property. The notice in subdivision 2 must be included in the notice of foreclosure served on the mortgagor under section 580.04 or for a foreclosure by action under chapter 581, in the summons and complaint.*

Subd. 2. [HOMESTEAD DESIGNATION NOTICE.] *(a) The following notice must be included in the foreclosure notice of property containing a homestead that is served on the mortgagor under section 580.04. The notice must be in 10 point capitalized letters.*

"PART OF THE PROPERTY TO BE SOLD CONTAINS YOUR HOUSE. YOU MAY DESIGNATE THE AREA OF A HOMESTEAD TO BE SOLD AND REDEEMED SEPARATELY.

YOU MAY DESIGNATE THE HOUSE YOU OCCUPY AND ANY AMOUNT OF THE PROPERTY AS A HOMESTEAD. THE DESIGNATED HOMESTEAD PROPERTY MUST CONFORM TO THE LOCAL ZONING ORDINANCES AND BE COMPACT SO THAT IT DOES NOT UNREASONABLY REDUCE THE VALUE OF THE REMAINING PROPERTY.

YOU MUST PROVIDE THE PERSON FORECLOSING ON THE PROPERTY, THE SHERIFF, AND THE COUNTY RECORDER WITH A COPY OF THE LEGAL DESCRIPTION OF THE HOMESTEAD YOU HAVE DES-

IGNATED BY TEN BUSINESS DAYS BEFORE THE DATE THE PROPERTY IS TO BE SOLD."

(b) The following notice must be served with the summons and complaint in an action to foreclose a mortgage of property containing a homestead under chapter 581. The notice must be in 10 point capitalized letters.

"PART OF THE PROPERTY TO BE SOLD CONTAINS YOUR HOUSE. YOU MAY DESIGNATE THE AREA OF A HOMESTEAD TO BE SOLD AND REDEEMED SEPARATELY.

YOU MAY DESIGNATE THE HOUSE YOU OCCUPY AND UP TO 80 ACRES OF THE PROPERTY AS A HOMESTEAD. THE DESIGNATED HOMESTEAD PROPERTY MUST CONFORM TO THE LOCAL ZONING ORDINANCES AND BE COMPACT SO THAT IT DOES NOT UNREASONABLY REDUCE THE VALUE OF THE REMAINING PROPERTY.

YOU MUST PROVIDE THE COURT WITH A LEGAL DESCRIPTION OF THE HOMESTEAD YOU HAVE DESIGNATED."

Subd. 3. [DESIGNATION OF HOMESTEAD PROPERTY.] *The mortgagor must designate a legal description of the homestead property to be sold separately. The homestead property designated may include any amount of the property. The designation must conform to local zoning, include the dwelling occupied by the mortgagor, and be compact so that it does not unreasonably affect the value of the remaining property. The mortgagor must serve a copy of the designation on the foreclosing mortgagee, the sheriff, and the county recorder by ten business days before the sale is scheduled, or for a foreclosure by action under chapter 581, a copy of the designation must be provided to the court.*

Subd. 4. [SALE OF PROPERTY.] *If the sheriff receives a homestead property designation under subdivision 3, or is ordered by the court, the sheriff must offer and sell the designated homestead property, and the remaining property, separately.*

Subd. 5. [REDEMPTION.] *The mortgagor may redeem the designated homestead, the remaining property, or the entire property including the homestead. The period of redemption is the period for the entire property including the designated homestead.*

Sec. 4. [REPEALER.]

Minnesota Statutes 1984, section 582.04, is repealed. Section 2 is repealed effective August 30, 1987.

Sec. 5. [EFFECTIVE DATE.]

This article is effective the day after final enactment and applies to all foreclosures or executions on real property that have foreclosure notices or summons and complaint served on the mortgagor or execution notices served on the debtor on or after the effective date.

ARTICLE 3

FAMILY FARM LEGAL ASSISTANCE PROGRAM

Section 1. [480.250] [ADMINISTRATION OF FAMILY FARM LEGAL ASSISTANCE PROGRAM.]

Subdivision 1. [CONTRACT AND ADMINISTRATION.] *The supreme court shall contract with one or more established nonprofit corporations to provide a family farmer legal assistance program for financially distressed state farmers by 60 days after funding is available. The family farmer legal assistance must be directed at farm financial problems, including, but not limited to, bankruptcy, discharge of debt, general debtor-creditor relations, and tax considerations. The supreme court may delegate responsibility for administering funds under the contract to the advisory committee established under section 480.242, subdivision 1.*

Subd. 2. [LEGAL ASSISTANCE PROVIDER.] *The supreme court may contract only with a legal assistance provider that:*

(1) is established as a nonprofit corporation under chapter 317 and tax exempt under section 501(c)(3) of the Internal Revenue Code as amended through December 31, 1985;

(2) is organized principally to provide legal assistance;

(3) has a proven record of delivery of effective, high quality legal assistance;

(4) has experience and demonstrated expertise in addressing legal issues affecting financially distressed family farmers;

(5) can begin providing delivery of legal assistance to financially distressed farmers within 30 days after the contract is awarded; and

(6) can provide legal assistance to farmers throughout the state.

Subd. 3. [DISTRIBUTION OF FUNDS; LIMITATIONS.] *(a) None of the funds distributed to recipients selected in accordance with the provisions of this section may be used for activities promoting nonjudicial changes in the law. Actions precluded include:*

(1) appearance before legislative or administrative rulemaking bodies for the purpose of promoting changes in existing law, unless the appearance is requested by a member of that body; and

(2) preparation or assisting in the preparation of written statements promoting changes in existing law intended to be entered into the record of a legislative or rulemaking procedure.

(b) The preceding restrictions limit only those activities for which contract funding is received and in no way limit the activities of any attorney acting in a pro bono capacity.

Sec. 2. [480.252] [FAMILY FARM LEGAL ASSISTANCE PROGRAM.]

Subdivision 1. [REQUIREMENTS.] *The family farmer legal support program shall provide:*

(1) legal backup and research support to attorneys throughout the state who represent financially distressed farmers;

(2) direct legal advice and representation to eligible farmers in the most effective and efficient manner, giving special emphasis to enforcement of legal rights affecting large numbers of farmers;

(3) legal information to individual farmers;

(4) general farm related legal education and training to farmers, private attorneys, legal services staff, and the public;

(5) an incoming, statewide, toll free telephone line to provide the advice and referral requirements in this subdivision; and

(6) legal advice and representation to farmers and small business operators whose loans are currently held by the Federal Deposit Insurance Corporation.

Subd. 2. [PRIORITIES.] *In meeting the requirements of subdivision 1, recipients of funds under the family farm legal support program shall adhere to the following priorities:*

(1) provide legal services to eligible persons whose bank loans are held by the Federal Deposit Insurance Corporation;

(2) provide basic legal information relating to liquidation of farm property, farm credit, farm foreclosure, repossession of farm assets, restructuring of farm debt and other farm financial problems upon request by farmers, state and local officials, and state-supported farm management advisors;

(3) represent and provide advice to individual eligible farmers in pursuit of legal remedies relating to liquidation of farm property, farm credit, farm foreclosure, repossession of farm assets, restructuring of farm debt, and other farm financial problems; and

(4) provide legal backup and research support to private attorneys who are representing farmers in matters relating to liquidation of farm property, farm credit, farm foreclosure, repossession of farm assets, restructuring of farm debt, and other farm financial problems.

Subd. 3. [REPORT.] *The legal assistance provider shall submit a report to the supreme court each six months during the contract period demonstrating that the requirements in subdivision 1 have been met.*

Subd. 4. [TERMINATION.] *A contract under sections 1 to 4 may be terminated by the supreme court, or denied for renewal, upon reasonable written notice and good cause shown. A contract under sections 1 to 4 must be terminated if funds are used in a manner inconsistent with section 1.*

Sec. 3. [480.254] [LEGAL ASSISTANCE ELIGIBILITY.]

(a) A person is eligible for legal assistance under section 2 if the person:

(1) is a state resident;

(2) is or has been a farmer, or a family shareholder of a family farm corporation within the preceding 24 months;

(3) has a debt-to-asset ratio greater than 50 percent;

(4) has a reportable federal adjusted gross income of $15,000 or less in the previous tax year; and

(5) is financially unable to retain legal representation.

(b) Qualifying farmers and small business operators whose bank loans are held by the Federal Deposit Insurance Corporation are eligible for legal

assistance under section 2.

Sec. 4. [480.256] [ANNUAL REPORT.]

A legal assistance provider shall submit a report to the supreme court, the senate committee on agriculture and natural resources, and the agriculture committee of the house of representatives by January 15 after each year of funding. The report must describe the activities and expenses under the contract during the previous calendar year and a summary of additional legal representation needed by distressed family farmers.

Sec. 5. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 4

INTERSTATE COMPACT ON AGRICULTURAL GRAIN MARKETING

Section 1. [236A.01] [INTERSTATE COMPACT ON AGRICULTURAL GRAIN MARKETING.]

The state of Minnesota ratifies and approves the following compact:

Interstate Compact on Agricultural

Grain Marketing

Article I. - Purpose

It is the purpose of this compact to protect, preserve, and enhance:

(a) the economic and general welfare of citizens of the joining states engaged in the production and sale of agricultural grains;

(b) the economies and very existence of local communities in such states, the economies of which are dependent upon the production and sale of agricultural grains; and

(c) the continued production of agricultural grains in such states in quantities necessary to feed the increasing population of the United States and the world.

Article II. - Definitions

As used in this compact:

(a) "State" means any state of the United States in which agricultural grains are produced for the markets of the nation and world.

(b) "Agricultural grains" means wheat, durum, spelt, triticale, oats, rye, corn, barley, buckwheat, flaxseed, safflower, sunflower seed, soybeans, sorghum grains, peas, and beans.

Article III. - Commission

(a) Organization and Management

(1) There is hereby created an agency of the member states to be known as the Interstate Agricultural Grain Marketing Commission, hereinafter called the commission. The commission shall consist of three residents of each

member state who shall have an agricultural background and who shall be appointed as follows: (i) one member appointed by the governor, who shall serve at the pleasure of the governor; (ii) one senator appointed in the manner prescribed by the senate of such state, except that two senators may be appointed by the Governor of the State of Nebraska from the unicameral legislature of the state of Nebraska; and (iii) one member of the house of representatives appointed in the manner prescribed by the house of representatives of such state.

The member first appointed by the governor shall serve for a term of one year and the senator and representative first appointed shall each serve for a term of two years; thereafter all members appointed shall serve for two-year terms. The attorneys general of member states or assistants designated thereby shall be nonvoting members of the commission.

(2) Each member shall be entitled to one vote. A member must be present to vote and no voting by proxy shall be permitted. The commission shall not act unless a majority of the voting members are present, and no action shall be binding unless approved by a majority of the total number of voting members present.

(3) The commission shall be a body corporate of each member state and shall adopt an official seal to be used as it may provide.

(4) The commission shall hold an annual meeting and such other regular meetings as its bylaws may provide and such special meetings as its executive committee may determine. The commission bylaws shall specify the dates of the annual and any other regular meetings, and shall provide for the giving of notice of annual, regular, and special meetings. Notices of special meetings shall include the reasons therefor and an agenda of the items to be considered.

(5) The commission shall elect annually, from among its voting members, a chairperson, a vice-chairperson, and a treasurer. The commission shall appoint an executive director who shall serve at its pleasure, and shall fix the duties and compensation of such director. The executive director shall be secretary of the commission. The commission shall make provision for the bonding of such of its officers and employees as it may deem appropriate.

(6) Irrespective of the civil service, personnel, or other merit system laws of any member state, the executive director shall appoint or discharge such personnel as may be necessary for the performance of the functions of the commission and shall fix, with the approval of the commission, their duties and compensation. The commission bylaws shall provide for personnel policies and programs. The commission may establish and maintain, independently of or in conjunction with any one or more of the member states, a suitable retirement system for its full-time employees. Employees of the commission shall be eligible for social security coverage in respect of old age and survivors insurance provided that the commission takes such steps as may be necessary pursuant to federal law to participate in such program of insurance as a governmental agency or unit. The commission may establish and maintain or participate in such additional programs of employee benefits as may be appropriate. The commission may borrow, accept, or contract for the services of personnel from any state, the United States, or any other governmental entity.

(7) The commission may accept for any of its purposes and functions any and all donations and grants of money, equipment, supplies, materials, and services, conditional or otherwise, from any governmental entity, and may utilize and dispose of the same.

(8) The commission may establish one or more offices for the transacting of its business.

(9) The commission shall adopt bylaws for the conduct of its business. The commission shall publish its bylaws in convenient form, and shall file a copy of the bylaws and any amendments thereto with the appropriate agency or officer in each of the member states.

(10) The commission annually shall make to the governor and legislature of each member state a report covering its activities for the preceding year. Any donation or grant accepted by the commission or services borrowed shall be reported in the annual report of the commission, and shall include the nature, amount, and conditions, if any, of the donation, gift, grant, or services borrowed and the identity of the donor or lender. The commission may make additional reports as it may deem desirable.

(b) Committees

(1) The commission may establish such committees from its membership as its bylaws may provide for the carrying out of its functions.

Article IV. - Powers and Duties of Commission

(a) The commission shall conduct comprehensive and continuing studies and investigations of agricultural grain marketing practices, procedures, and controls and their relationship to and effect upon the citizens and economies of the member states.

(b) The commission shall make recommendations for the correction of weaknesses and solutions to problems in the present system of agricultural grain marketing or the development of alternatives thereto, including the development, drafting, and recommendation of proposed state or federal legislation.

(c) The commission is hereby authorized to do all things necessary and incidental to the administration of its functions under this compact.

Article V. - Finance

(a) The commission shall submit to the governor of each member state a budget of its estimated expenditures for such period as may be required by the laws of that state for presentation to the legislature thereof.

(b) The money necessary to finance the general operations of the commission not otherwise provided for in carrying forth its duties, responsibilities, and powers as stated herein shall be appropriated to the commission by the member states, when authorized by the respective legislatures. Appropriations by member states for the financing of the operations of the commission in the initial biennium of the compact shall be in the amount of $50,000 for each member state; thereafter the total amount of appropriations requested shall be apportioned among the member states in the manner determined by the commission. Failure of a member state to provide its share of financing shall be cause for the state to lose its membership in the compact.

(c) The commission shall not incur any obligations of any kind prior to the making of appropriations adequate to meet the same; nor shall the commission pledge the credit of any of the member states, except by and with the authority of the member state.

(d) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

(e) The accounts of the commission shall be open for inspection at any reasonable time.

Article VI. - Eligible Parties, Entry Into Force, Withdrawal and Termination

(a) Any agricultural grain marketing state may become a member of this compact.

(b) This compact shall become effective initially when enacted into law by any five states prior to July 1, 1988, and in additional states upon their enactment of the same into law.

(c) Any member state may withdraw from this compact by enacting a statute repealing the compact, but such withdrawal shall not become effective until one year after the enactment of such statute and the notification of the commission thereof by the governor of the withdrawing state. A withdrawing state shall be liable for any obligations which it incurred on account of its membership up to the effective date of withdrawal, and if the withdrawing state has specifically undertaken or committed itself to any performance of an obligation extending beyond the effective date of withdrawal, it shall remain liable to the extent of such obligation.

(d) This compact shall terminate one year after the notification of withdrawal by the governor of any member state which reduces the total membership in the compact to less than five states.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day after final enactment.

ARTICLE 5

ASSET EXEMPTION

Section 1. Minnesota Statutes 1985 Supplement, section 256.73, subdivision 2, is amended to read:

Subd. 2. [ALLOWANCE BARRED BY OWNERSHIP OF PROPERTY.] Ownership by an assistance unit of property as follows is a bar to any allowance under sections 256.72 to 256.87:

(1) The value of real property other than the homestead, which when combined with other assets exceeds the limits of paragraph (2), unless the assistance unit is making a good faith effort to sell the nonexcludable real property. The time period for disposal must not exceed nine months and the assistance unit shall execute an agreement to dispose of the property to repay

assistance received during the nine months up to the amount of the net sale proceeds. The payment must be made when the property is sold. If the property is not sold within the required time or the assistance unit becomes ineligible for any reason the entire amount received during the nine months is an overpayment and subject to recovery. For the purposes of this section "homestead" means the house owned and occupied by the child, relative or other member of the assistance unit as his dwelling place, together with the land upon which it is situated in an area no greater than two contiguous lots in a platted or laid out city or town or ~~80~~ *all* contiguous acres in rural areas; or

(2) Personal property of an equity value in excess of $1,000 for the entire assistance unit, exclusive of personal property used as the home, one motor vehicle of an equity value not exceeding $1,500, one burial plot for each member of the assistance unit, one prepaid burial contract with an equity value of no more than $1,000 for each member of the assistance unit, clothing and necessary household furniture and equipment and other basic maintenance items essential for daily living, in accordance with rules promulgated by and standards established by the commissioner of human services.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 6

MINNESOTA RURAL FINANCE ADMINISTRATION

Section 1. [41B.01] [CITATION; PURPOSE.]

Subdivision 1. [CITATION.] *This article shall be known as and may be cited as the "Minnesota rural finance administration act of 1986."*

Subd. 2. [PURPOSE.] *This article creates and establishes the Minnesota rural finance administration and establishes a program under which state bonds are authorized to be issued and proceeds of their sale are appropriated under the authority of article XI, section 5, clause (h) of the Minnesota Constitution, to develop the state's agricultural resources by extending credit on real estate security. The purpose of the program and of the bonds issued to finance or provide security for the program is to purchase participation interests in loans to be made available by agricultural lenders to farmers in order to restructure existing debt and to make available additional credit to farmers who own or purchase agricultural properties on terms and conditions not otherwise available from other credit sources. It is hereby found and declared that there presently exist in the state economic conditions which have severely adversely affected the economic viability of farms to the detriment of the rural economy and to the detriment of the economy of the state of Minnesota as a whole. It is further found and declared that as a result of public agricultural policies, agricultural market conditions, and other causes, the condition of the farm economy of the state of Minnesota is such as to jeopardize the continued existence and successful operation of farms in this state, necessitating the establishment of the program in this article to provide new sources of credit on favorable terms and conditions. It is further found and declared that providing credit for farmers on favorable terms and conditions will serve and promote the public welfare by assuring the viability of farm operations, by preventing erosion of the tax base in rural areas, by reducing foreclosures on farm property, and by enhancing the*

financial stability of farmers and of the businesses which depend on farmers as customers. It is further found and declared that in establishing a Minnesota rural finance administration and in authorizing the programs in this article, the legislature is acting in all respects for the benefit of the people of the state of Minnesota to serve the public purpose of improving and otherwise promoting their health, welfare, and prosperity and that the Minnesota rural finance administration, as created and established, is empowered to act on behalf of the people of the state of Minnesota in serving this public purpose for the benefit of the general public.

Sec. 2. [41B.02] [DEFINITIONS.]

Subdivision 1. [SCOPE.] *For the purposes of this article the terms defined in this section have the meanings given them.*

Subd. 2. [ADMINISTRATION.] *"Administration" means the Minnesota rural finance administration created in section 3.*

Subd. 3. [FARM.] *"Farm" means a family farm as defined in section 500.24, located in Minnesota.*

Subd. 4. [ELIGIBLE AGRICULTURAL LENDER; ELIGIBLE LENDER.] *"Eligible agricultural lender" or "eligible lender" means an entity of the kind described in section 5, subdivision 6, which enters into an agreement with the administration providing for the purchase by the administration of participation interests in eligible agricultural loans originated and serviced by the qualified agricultural lender.*

Subd. 5. [ELIGIBLE BORROWER.] *"Eligible borrower" means a borrower who meets the eligibility criteria in section 3.*

Subd. 6. [QUALIFIED AGRICULTURAL LOAN.] *"Qualified agricultural loan" means a loan to an eligible borrower made by an eligible agricultural lender which the administration purchases or in which the administration purchases a participation interest.*

Subd. 7. [BONDS.] *"Bonds" means bonds, notes, or other obligations issued by the administration. For the purposes of section 19, "bonds" also includes bonds or other obligations issued by the state.*

Subd. 8. [SECURITY ACCOUNT.] *"Security account" means the rural finance administration security account established in section 19, subdivision 5.*

Subd. 9. [PRIMARY PRINCIPAL.] *"Primary principal" means that portion of the principal outstanding on a loan covered by this article that is equal to the current market value of the property secured by the loan.*

Subd. 10. [SECONDARY PRINCIPAL.] *"Secondary principal" means that portion of the principal outstanding on a loan covered by this article that is in excess of the current market value of the property secured by the loan.*

Subd. 11. [BASIC INTEREST.] *"Basic interest" means that part of interest on primary principal that is payable annually.*

Subd. 12. [DEFERRED INTEREST.] *"Deferred interest" means that portion of the interest on primary principal and secondary principal the payment of which is deferred for the term of the loan. The deferred interest*

on primary principal may accrue at a different rate from the deferred interest on secondary principal as described in section 5.

Subd. 13. [CURRENT MARKET VALUE.] *"Current market value" means the value determined by an appraisal considering comparable sales in the area where the real estate is located and the reasonable productive value of the property based on past production history. The state and the eligible agricultural lender must mutually agree on the current market value.*

Subd. 14. [BORROWER.] *"Borrower" means the person or persons liable on a restructured note.*

Subd. 15. [ORIGINAL LOAN.] *"Original loan" means a loan prior to restructuring.*

Subd. 16. [RESTRUCTURED LOAN.] *"Restructured loan" means a loan after it is modified pursuant to section 5.*

Subd. 17. [MARKET RATE.] *"Market rate" means an interest rate based on a formula established in rule and certified each month by the commissioner of finance.*

Sec. 3. [41B.03] [BORROWER ELIGIBILITY CRITERIA.]

To be eligible for a program in this article:

(a) A borrower must be a resident of Minnesota or a domestic family farm corporation, as defined in section 500.24, subdivision 2.

(b) The borrower or one of the borrowers must be the principal operator of the farm.

(c) The borrower or one of the borrowers must have received at least 50 percent of his or her annual gross income from farming, and farming must be the principal occupation of the borrower.

(d) The borrower must have a debt to asset ratio equal to or greater than 50 percent. In determining this ratio, the assets must be determined by the current market value of the assets.

(e) The borrower's projected annual expenses, including operating expenses, family living, and interest expenses after the restructuring, must not exceed 95 percent of the borrower's projected annual income considering prior production history and projected prices for farm production.

(f) The borrower must be unable to meet projected annual expenses without restructuring the loan.

(g) The borrower must not previously have received restructuring assistance pursuant to this article.

Sec. 4. [41B.035] [RURAL FINANCE ADMINISTRATION.]

Subdivision 1. [ESTABLISHMENT.] *There is created a public body corporate and politic to be known as the "Minnesota rural finance administration," which shall perform the governmental functions and exercise the sovereign powers delegated to it in this article in furtherance of the public policies and purposes declared in section 1. The board of the administration consists of the commissioners of agriculture, commerce, and finance, the state auditor, and three public members appointed by the governor with the*

advice and consent of the senate. No public member may reside within the metropolitan area, as defined in section 473.02, subdivision 5. Each member shall hold office until a successor has been appointed and has qualified. A certificate of appointment or reappointment of any member is conclusive evidence of the proper appointment of the member.

Subd. 2. [TERMS; COMPENSATION; REMOVAL; VACANCIES.] *The membership terms, compensation, removal of members, and filling of vacancies for the public members of the administration are as provided in section 15.0575.*

Subd. 3. [CHAIRPERSON.] *The commissioner of finance is the chairperson of the board. The commissioner of agriculture is the vice-chairperson of the board.*

Subd. 4. [MANAGEMENT AND CONTROL.] *The management and control of the administration is vested solely in the board in accordance with this article.*

Subd. 5. [BOARD ACTIONS.] *The powers of the board are vested in the members in office from time to time. A majority of the members of the board, excluding vacancies, constitutes a quorum for the purpose of conducting its business and exercising its powers and for all other purposes. Action may be taken by the board upon a vote of a majority of a quorum present.*

Subd. 6. [ADMINISTRATIVE CONTROL.] *The administration is under the administrative control of the commissioner of finance.*

Subd. 7. [PERSONAL LIABILITY.] *The members and officers of the administration are not liable personally, either jointly or severally, for any debt or obligation created or incurred by the administration.*

Sec. 5. [LOAN RESTRUCTURING PROGRAM.]

Subdivision 1. [RESTRUCTURING AUTHORITY.] *The administration may enter into agreements or programs with eligible agricultural lenders for the restructuring of mortgage loans on real property located in Minnesota which is farmed by Minnesota residents, on such terms and conditions as the administration determines are not inconsistent with this article. This section governs the programs of the administration.*

Subd. 2. [IMPLEMENTATION OF PROGRAM.] *The administration may implement a program to restructure agricultural loans and to purchase loan participation interests in qualified restructuring loans made by eligible agricultural lenders to eligible borrowers. Each such purchase shall be made only upon determination by or on behalf of the administration that the loan is a qualified restructuring loan as provided in this section.*

Subd. 3. [CRITERIA.] *Loans must comply with the following criteria:*

(a) Each loan must be for the purpose of developing the state's agricultural resources and must be an extension of credit on real estate security. The loan may be secured by eligible security in addition to real estate. The security interests granted by the eligible borrower must be senior and prior to any other security interest in the pledged assets.

(b) No loan may be made to finance activities of the borrower which are not an agricultural use as defined in section 40A.02, subdivision 3.

(c) A participation interest in a restructuring loan may be purchased by the administration only if the eligible agricultural lender has determined and has certified to the administration that the borrower is an eligible borrower who has the reasonable ability to make timely payment of principal and interest on the loan when due over the term of the loan. The eligible agricultural lender shall further certify to the administration that the loan is a qualified agricultural loan.

Subd. 4. [PROGRAM AVAILABILITY.] *The administration shall exercise its best efforts to assure that credit made available through the loan restructuring program is made available throughout the agricultural areas of the state, and that the number or amount of loans are not unduly concentrated in any one area of the state.*

Subd. 5. [BENEFITS.] *The administration shall exercise its best efforts to assure that the program provides the maximum feasible benefits to as many eligible borrowers as is reasonably possible.*

Subd. 6. [TYPES OF LENDERS.] *Any bank, credit union, savings and loan association chartered by the state or federal government, unit of the farm credit system, the federal deposit insurance corporation, the federal savings and loan insurance corporation, and any insurance company, fund, or other financial institution doing business as an agricultural lender within the state is eligible for consideration as an eligible agricultural lender if the administration determines that the lender has sufficient personnel and other resources to efficiently and properly originate and service the qualified agricultural loans. Each such eligible agricultural lender shall enter into one or more agreements with the administration providing for the origination and servicing of qualified restructuring loans on the terms and conditions the administration determines to be appropriate.*

Subd. 7. [RESTRUCTURING PROCEDURE.] *The eligible agricultural lender or borrower shall propose restructuring a loan to the administration. Within 30 days of receiving adequate information concerning a proposal, the administration and the eligible lender shall notify the borrower of their determination of eligibility. An eligible agricultural lender shall then expeditiously conduct necessary appraisals and draft the loan restructuring agreement which must be consistent with this section and documents previously approved by the administration and eligible lenders. The loan restructuring agreement must be approved by the eligible lender, the administration, and the borrower.*

An eligible borrower may participate in the restructured loan or the homestead redemption loan, but not both loans.

Subd. 8. [STATE'S PARTICIPATION.] *With respect to loans that are eligible for restructuring under this article and upon acceptance by the administration, the administration shall enter into a participation agreement or other financial arrangement whereby it shall participate in a restructured loan to the extent of one quarter of the primary principal or $50,000, whichever is less, except that the administration may participate in restructured loans made for the redemption of homesteads to the extent of one-half of the primary principal or $25,000, whichever is less. The administration's portion of the loan must thereafter be protected by the first mortgage held by the eligible lender to the extent of its participation in the loan.*

Subd. 9. [RESTRUCTURED LOAN AGREEMENT.] *(a) All payments on the primary and secondary principal of the restructured loan, all payments of interest on the secondary principal, and an agreed portion of the interest payable to the eligible agricultural lender on the primary principal must be deferred to the end of the term of the loan.*

(b) A borrower may prepay the restructured loan, with all primary and secondary principal and interest and deferred interest at any time without prepayment penalty.

(c) Interest on secondary principal must accrue at a below market interest rate.

(d) At the conclusion of the term of the restructured loan, the borrower owes primary principal, secondary principal, and deferred interest on primary and secondary principal. However, part of this balloon payment may be forgiven following an appraisal by the lender and the administration to determine the current market value of the real estate subject to the mortgage. If the current market value of the land after appraisal is less than the amount of debt owed by the borrower to the lender and administration on this obligation, that portion of the obligation that exceeds the current market value of the real property must be forgiven by the lender and the administration in the following order:

(1) deferred interest on secondary principal;

(2) secondary principal;

(3) deferred interest on primary principal;

(4) primary principal as provided in an agreement between the administration and the lender; and

(5) accrued but not deferred interest on primary principal.

The debt forgiveness may be combined with a renegotiated loan on the unforgiven balance due if the borrower is able to establish that there are reasonable prospects of repayment on a debt equal to the current market value of real estate at then existing interest rates. If so, the loan must be reamortized on terms and conditions acceptable to the lender, the administration, and the farmer.

Subd. 10. [INTEREST RATE.] *The interest rate per annum on the portion of the restructuring loan represented by the participation interest purchased by the administration must be that rate of interest determined by the administration to be necessary to provide for the timely payment of principal and interest when due on bonds or other obligations issued by the administration, and to provide for the reasonable and necessary costs of issuing, carrying, administering, and securing the bonds or notes and to pay the costs incurred and to be incurred by the administration in the implementation of the program. The interest rate per annum borne by the primary principal portion of the restructuring loan retained by the eligible agricultural lender must be a rate of interest approved by the administration. The administration may specify the points, fees, and other charges which the eligible agricultural lender may charge to the eligible borrower.*

Subd. 11. [ADMINISTRATION.] *The eligible lender shall administer the*

loans and shall bear all costs of the loan administration. Ordinary costs of administration include appraisals, litigation, abstracts of title, and similar costs. The administration agrees to share in any other responsibilities common to a loan participation agreement.

Subd. 12. [ASSIGNABILITY.] *Loans restructured under this section may not be assigned to anyone other than a direct descendant of the original borrower and the assignee must intend to engage in the direct operation and management of the farm which is subject to the mortgage. If such an assignment is contemplated, the borrower must obtain prior written approval of the eligible lender and the administration and the assignee shall thereafter be subject to the same terms and conditions and events of default as the original borrower. If assigned to some other party, the eligible agricultural lender may exercise its foreclosure remedies as provided by its contracts and by law.*

Subd. 13. [DEFAULT.] *In addition to default caused by nonpayment of the basic interest on the primary principal, it is intended that the documents establishing the restructured loans will include the following conditions, which, if violated, constitute default.*

(a) The borrower must submit an annual operating budget to the eligible agricultural lender at a time specified by the lender.

(b) The borrower must submit quarterly, semiannual, and annual financial statements which must include balance sheets and income and expense records maintained pursuant to an acceptable farm record system as specified by the eligible agricultural lender.

(c) The borrower must comply with capital expenditure limitations imposed by the eligible agricultural lender.

(d) The borrower must obtain an annual commitment for an operating loan or assured sources of operating expenses sufficient to adequately operate the farm.

(e) The eligible agricultural lender may impose other reasonable requirements to reduce overall risk such as requiring purchase of crop insurance.

The lender may not waive any default specified in this subdivision without the consent of the administration.

Subd. 14. [GUARANTEED PAYMENT.] *The administration may enter into agreements with qualified agricultural lenders, insurance companies, or others insuring or guaranteeing to the state the payment of all or a portion of qualified agricultural loans.*

Subd. 15. [ADVANCE RESERVATIONS.] *The administration may enter into agreements with eligible agricultural lenders providing for advance reservations of purchases of participation interests in restructuring loans, if the agreements provide that the administration may only purchase participation interests in restructuring loans pursuant to normal procedure. The administration may provide in an agreement for special procedures or requirements designed to meet specific conditions or requirements.*

Subd. 16. [DATA PRIVACY.] *Financial information, including but not limited to credit reports, financial statements, and net worth calculations,*

received or prepared by the administration regarding any administration loan or grant and the name of each individual who is the recipient of a loan are private data on individuals, pursuant to section 13.02, subdivision 12.

Sec. 6. [41B.05] [GENERAL POWERS OF THE ADMINISTRATION.]

For the purpose of exercising the specific powers granted in section 5 and effectuating the other purposes of this article the administration has the general powers granted in this section.

(a) It may sue and be sued.

(b) It may have a seal and alter the seal.

(c) It may make, and from time to time, amend and repeal rules consistent with this article.

(d) It may acquire, hold, and dispose of personal property for its corporate purposes.

(e) It may enter into agreements, contracts, or other transactions with any federal or state agency, any person and any domestic or foreign partnership, corporation, association, or organization, including contracts or agreements for administration and implementation of all or part of this article.

(f) It may acquire real property, or an interest therein, in its own name, by purchase or foreclosure, where such acquisition is necessary or appropriate.

(g) It may provide general technical services related to rural finance.

(h) It may provide general consultative assistance services related to rural finance, and shall make available technical assistance to potential lenders and applicants to encourage applications for loans.

(i) It may promote research and development in matters related to rural finance.

(j) It may enter into agreements with lenders, borrowers, or the issuers of securities for the purpose of regulating the development and management of farms financed in whole or in part by the proceeds of qualified agricultural loans.

(k) It may enter into agreements with other appropriate federal, state, or local governmental units to foster rural finance. It may give advance reservations of loan financing as part of the agreements, with the understanding that the administration will only approve the loans pursuant to normal procedures, and may adopt special procedures designed to meet problems inherent in such programs.

(l) It may undertake and carry out studies and analyses of rural financing needs within the state and ways of meeting such needs including: data with respect to geographical distribution; farm size; the distribution of farm credit needs according to debt ratios and similar factors; the amount and quality of available financing and its distribution according to factors affecting rural financing needs and the meeting thereof; and may make the results of such studies and analyses available to the public and may engage in research and disseminate information on rural finance.

(m) It may survey and investigate the rural financing needs throughout the

state and make recommendations to the governor and the legislature as to legislation and other measures necessary or advisable to alleviate any existing shortage in the state.

(n) It may establish cooperative relationships with such county and multicounty authorities as may be established and may develop priorities for the utilization of administration resources and assistance within a region in cooperation with county and multicounty authorities.

(o) It may contract with, use, or employ any federal, state, regional, or local public or private agency or organization, legal counsel, financial advisors, investment bankers or others, upon terms it deems necessary or desirable, to assist in the exercise of any of the powers granted in this article and to carry out the objectives of this article and may pay for the services from administration funds.

(p) It may establish cooperative relationships with counties to develop priorities for the use of administration resources and assistance within counties and to consider county plans and programs in the process of setting the priorities.

Sec. 7. [41B.07] [RULES.]

The administration may adopt rules for the efficient administration of this article. The rules need not be adopted in compliance with chapter 14.

Sec. 8. [41B.08] [REVENUE BONDS; PURPOSES, TERMS, APPROVAL.]

Subdivision 1. [BONDS FOR PROGRAM.] *The administration from time to time may issue its negotiable bonds in a principal amount which, in the opinion of the administration, is necessary to provide sufficient funds for achieving its purposes including the making of qualified agricultural loans or the purchase of interests in those loans, the payment of interest on bonds of the administration, the establishment of reserves to secure the bonds, and the payment of all other expenditures of the administration incident to and necessary or convenient to carry out its corporate purposes and powers. Bonds of the administration may be issued as bonds or notes or in any other form authorized by law.*

Subd. 2. [REFUNDING OF BONDS.] *The administration from time to time may issue bonds for the purpose of refunding any bonds of the administration then outstanding, including the payment of any redemption premiums thereon and any interest accrued or to accrue to the redemption date next succeeding the date of delivery of those refunding bonds. The proceeds of any refunding bonds may, in the discretion of the administration, be applied to the purchase or payment at maturity of the bonds to be refunded, or to the redemption of such outstanding bonds on the redemption date next succeeding the date of delivery of such refunding bonds and may, pending such application, be placed in escrow to be applied to such purchase, retirement, or redemption. Any such escrowed proceeds, pending such use, may be invested and reinvested in obligations issued or guaranteed by the state or the United States or by any agency or instrumentality thereof, or in certificates of deposit or time deposits secured in a manner determined by the administration, maturing at a time or times appropriate to assure the prompt payment of the principal of and interest and redemption premiums, if any, on*

the bonds to be refunded. The income earned or realized on any such investment may also be applied to the payment of the bonds to be refunded. After the terms of the escrow have been fully satisfied, any balance of such proceeds and any investment income may be returned to the administration for use by it in any lawful manner. All refunding bonds issued under the provisions of this subdivision must be issued and secured in the manner provided by resolution of the administration.

Subd. 3. [KIND OF BONDS.] *All bonds issued under this section must be negotiable investment securities within the meaning and for all purposes of the uniform commercial code, subject only to any provisions of the bonds and notes for registration. All bonds so issued may be either general obligations of the administration, secured by its full faith and credit, and payable out of any money, assets, or revenues of the administration, subject to the provisions of resolutions or indentures pledging and appropriating particular money, assets, or revenues to particular bonds, or limited obligations of the administration not secured by its full faith and credit, and payable solely from specified sources or assets.*

Subd. 4. [REQUIRED RATING.] *No bonds may be issued unless a rating of "A" or better has been awarded to the bonds by a national bond rating agency.*

Sec. 9. [41B.09] [REVENUE BONDS; RESOLUTIONS AUTHORIZING, ADDITIONAL TERMS, SALE.]

The bonds of the administration must be authorized by a resolution or resolutions adopted by the administration, bear such date or dates, mature at such time or times, bear interest at such rate or rates, be in such denominations, be in such form, carry such registration privileges, be executed in such manner, be payable in lawful money of the United States, at such place or places within or without the state, and be subject to such terms of redemption or purchase prior to maturity as the resolutions or certificates may provide. If, for any reason, whether existing at the date of issue of any bonds or at the date of making or purchasing any loan or securities from the proceeds or after that date, the interest on any bonds is or becomes subject to federal income taxation, this shall not impair or affect the validity or the provisions made for the security of the bonds. The administration may make covenants and take or cause to be taken actions which are in its judgment necessary or desirable and possible to comply with conditions established by federal law or regulations for the exemption of interest on its obligations. The administration may refrain from compliance with those conditions if in its judgment this would serve the purposes and policies set forth in this article with respect to any particular issue of bonds, unless this would violate covenants made by the administration. The bonds of the administration may be sold at public or private sale at a price or prices determined by the administration. The underwriting discount, spread, or commission paid or allowed to the underwriters of the bonds, however, must be an amount not in excess of the amount determined by the administration to be reasonable in the light of the risk assumed and the expenses of issuance, if any, required to be paid by the underwriters.

Sec. 10. [41B.10] [REVENUE BONDS; OPTIONAL RESOLUTION AND CONTRACT PROVISIONS.]

Any resolution authorizing any bonds or any issue of bonds may contain provisions, which must be a part of the contract with the holders of the bonds, as to the matters referred to in this section.

(a) It may pledge or create a lien on all or any part of the money or property of the administration and any money held in trust or otherwise by others to secure the payment of the bonds or of any issue of bonds, subject to any agreements with bondholders which exist.

(b) It may provide for the custody, collection, securing, investment, and payment of any money of the administration.

(c) It may set aside reserves or sinking funds and provide for their regulation and disposition and may create other special funds into which any money of the administration may be deposited.

(d) It may limit the loans and securities to which the proceeds of sale of bonds may be applied and may pledge repayments thereon to secure the payment of the notes or bonds or of any issue of notes or bonds.

(e) It may limit the issuance of additional bonds, the terms upon which additional bonds may be issued and secured, and the refunding of outstanding or other bonds.

(f) It may prescribe the procedure, if any, by which the terms of any contract with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent to the amendment or abrogation, and the manner in which that consent may be given.

(g) It may vest in a trustee or trustees property, rights, powers, and duties in trust determined by the administration, which may include any or all of the rights, powers, and duties of the bondholders, or may limit the rights, powers, and duties of the trustee.

(h) It may define the acts or omissions to act which constitute a default in the obligations and duties of the administration and may provide for the rights and remedies of the holders of bonds in the event of a default, and provide any other matters of like or different character, consistent with the general laws of the state and other provisions of this article, which in any way affect the security or protection of the bonds and the rights of the bondholders.

Sec. 11. [41B.11] [PLEDGES.]

Any pledge made by the administration is valid and binding from the time the pledge is made. The money or property pledged and later received by the administration is immediately subject to the lien of the pledge without any physical delivery of the property or money or further act, and the lien of any pledge is valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the administration, whether or not those parties have notice of the lien or pledge. Neither the resolution nor any other instrument by which a pledge is created need be recorded.

Sec. 12. [41B.12] [REVENUE BONDS; NONLIABILITY OF INDIVIDUALS.]

Neither the members of the administration nor any person executing the bonds is liable personally on the bonds or subject to any personal liability or

accountability by reason of their issuance.

Sec. 13. [41B.13] [REVENUE BONDS; PURCHASE AND CANCELLATION BY ADMINISTRATION.]

The administration, subject to agreements with bondholders which may then exist, has power out of any funds available for the purpose to purchase bonds of the administration at a price not exceeding (a) if the bonds are then redeemable, the redemption price then applicable plus accrued interest to the next interest payment date thereon, or (b) if the bonds are not redeemable, the redemption price applicable on the first date after the purchase upon which the bonds become subject to redemption plus accrued interest to that date.

Sec. 14. [41B.14] [REVENUE BONDS; NONLIABILITY OF STATE.]

The state of Minnesota is not liable on bonds of the administration issued under section 8 and those bonds are not a debt of the state. The bonds must contain on their face a statement to that effect.

Sec. 15. [41B.15] [STATE PLEDGE AGAINST IMPAIRMENT OF CONTRACTS.]

The state pledges and agrees with the holders of any bonds issued under section 8, that the state will not limit or alter the rights vested in the administration to fulfill the terms of any agreements made with the bondholders, or in any way impair the rights and remedies of the holders until the bonds, together with interest on them, with interest on any unpaid installments of interest, and all costs and expenses in connection with any action or proceeding by or on behalf of the bondholders, are fully met and discharged. The administration may include this pledge and agreement of the state in any agreement with the holders of bonds issued under section 8.

Sec. 16. [41B.16] [SECURITY ACCOUNT.]

Upon determining that a default may occur in the payment of principal or interest on any issue of bonds issued under section 8, or if any debt service reserve fund established in connection with those bonds is drawn upon because the revenues of the program are not then sufficient to make any payment of the principal or interest on them, the administration shall certify those facts to the commissioner of finance and shall request that the commissioner of finance transfer from the security account established under section 19, subdivision 5, to accounts or funds designated by the administration an amount required to cure the deficiency.

Sec. 17. [41B.17] [POWERS AND DUTIES OF TRUSTEE.]

Subdivision 1. [GENERAL.] *The trustee designated in any indenture or resolution securing an issue of bonds may, and upon written request of the holders of 25 percent in principal amount of the notes or bonds then outstanding shall, in the trustee's own name, subject to the provisions of the indenture or resolution:*

(1) enforce all rights of the bondholders, including the right to require the administration to collect fees, charges, interest, and payments on loans or interests therein held by the administration and eligible securities purchased by it adequate to carry out any agreement as to, or pledge of, those fees,

charges, and payments, and to require the administration to carry out any other agreements with the holders of the notes or bonds and to perform its duties under this article;

(2) bring suit upon the bonds;

(3) require the administration to account as if it were the trustee of any express trust for the holders of the bonds;

(4) enjoin any acts or things which may be unlawful or in violation of the rights of holders of the bonds; or

(5) declare all the bonds due and payable, and if all defaults are made good, then, with the consent of the holders of 25 percent of the principal amount of the bonds then outstanding, the trustee may annul the declaration and consequences.

Subd. 2. [ADDITIONAL POWERS.] *In addition to the powers in subdivision 1, the trustee has all of the powers necessary or appropriate for the exercise of any functions specifically set forth in this section or incident to the general representation of bondholders or noteholders in the enforcement and protection of their rights.*

Subd. 3. [VENUE; NOTICE.] *The venue of any action or proceedings brought by a trustee under this article, is in Ramsey county. Before declaring the principal of bonds due and payable, the trustee shall first give 30 days notice in writing to the governor, the administration, and the state treasurer.*

Sec. 18. [41B.18] [REVENUE BOND FUND; REPORTS.]

Subdivision 1. [AUTHORITY.] *The administration may create and establish a special fund or funds for the security of one or more or all series of its bonds, which funds are known as debt service reserve funds. The administration may pay into each debt service reserve fund:*

(1) any money appropriated by the state only for the purposes of that fund;

(2) any money transferred from the security fund for the purposes of that fund;

(3) any proceeds of sale of bonds to the extent provided in the resolution or indenture authorizing their issuance;

(4) any funds directed to be transferred by the administration to that debt service reserve fund; and

(5) any other money made available to the administration only for the purpose of that fund from any other source.

Subd. 2. [USE OF MONEY.] *The money held in or credited to each debt service reserve fund, except as provided in this section, must be used solely for the payment of the principal of bonds of the administration as the bonds mature, the purchase of the bonds, the payment of interest on the bonds, or the payment of any premium required when the bonds or notes are redeemed before maturity; provided, that money in a debt service reserve fund may not be withdrawn at any time in an amount which would reduce the amount of the fund to less than the amount which the administration determines to be reasonably necessary for the purposes of the fund, except for the purpose of paying principal or interest due on bonds secured by the fund, for the pay-*

ment of which other money of the administration is not available.

Subd. 3. [LIMITATION.] *If the administration creates a debt service reserve fund for the security of any series of bonds, it shall not issue any additional bonds which are similarly secured if the amount of any of the debt service reserve funds at the time of issuance does not equal or exceed the minimum amount, if any, required by the resolution creating that fund, unless the administration deposits in each fund at the time of issuance, from the proceeds of the bonds or otherwise, an amount which, together with the amount then in the fund, will not be less than the minimum amount required.*

Subd. 4. [EXCESS FUNDS.] *To the extent consistent with the resolutions and indentures securing outstanding bonds, the administration may, at the close of any fiscal year, transfer to any other fund or account from any debt service reserve fund, any excess in that fund over the amount deemed by the administration to be reasonably necessary for the purpose of the fund. Any excess must be transferred first to the security fund to the extent of any prior withdrawals from the security fund which have not previously been restored to the security fund.*

Subd. 5. [CONSTRUCTION.] *Nothing in this section may be construed to limit the right of the administration to create and establish by resolution or indenture other funds or security in addition to debt service reserve funds which are necessary or desirable in connection with any bonds or programs.*

Subd. 6. [REPORT.] *The administration shall submit a biennial report of its activities, projected activities, receipts, and expenditures for the next biennium, to the governor and the legislature on or before January 15 in each odd-numbered year. The report must include the distribution of money under each administration program by county. In addition, the report must include the cost to the administration of the issuance of its bonds for each issue in the biennium.*

Subd. 7. [AUDIT.] *The books and records of the administration are subject to audit by the legislative auditor in the manner prescribed for other state agencies. The administration may also employ and contract in its resolutions and indentures for the employment of public accountants for the audit of books and records pertaining to any fund.*

Sec. 19. [41B.19] [GENERAL OBLIGATION BONDS.]

Subdivision 1. [PROCEDURE.] *For the purpose of developing the state's agricultural resources by providing for the extension of credit on real estate security and to assure the timely payment of the principal of and interest on the bonds or other obligations issued by the rural finance administration, and upon request of the rural finance administration under section 8, the commissioner of finance may at the direction of the administration, issue general obligation bonds of the state in a principal amount not exceeding $50,000,000. The bonds must be secured as provided in the Minnesota Constitution, article XI, section 7, and, except as provided in this section, must be issued and secured as provided in Minnesota Statutes, section 16A.641. The proceeds of the bonds, except any premium and accrued interest, must be deposited in the security account established by this section and used solely for the purposes specified in this section. The premium and accrued interest, if any, must be deposited in the the rural renewal bond account in*

the state bond fund.

Subd. 2. [TERMS OF BONDS.] *Notwithstanding any provision of section 16A.641 to the contrary, the commissioner of finance may fix the terms of the bonds as provided in sections 475.54, subdivision 5a, and 475.56, paragraph (b), and may enter into, on behalf of the state all agreements deemed necessary for this purpose, including those authorized to be entered into by municipalities by that section. The proceeds of the general obligation bonds may be used to reimburse the commissioner of finance for the costs of issuance of the bonds and the costs of development of programs authorized in this article.*

Subd. 3. [SALE OF BONDS.] *If determined by the commissioner of finance to be necessary in order to reduce costs of issuance, to secure a favorable prevailing interest rate, or to receive the bond proceeds by a specified date, or if the terms of the bonds are fixed as provided in sections 475.54, subdivision 5a, and 475.56, paragraph (b), the bonds may be sold by negotiation and without solicitation of sealed bids.*

Subd. 4. [BOND FUND ACCOUNT.] *The commissioner of finance shall maintain in the state bond fund a separate bookkeeping account designated as the rural renewal bond account, to record receipts and disbursements of money transferred to the account to pay bonds issued under this section and to record income from the investment of the money in the account. The income must be credited to the account in each fiscal year in an amount equal to the approximate average return that year on all funds invested by the commissioner of finance, as determined by the commissioner of finance, times the average balance in the account that year.*

Subd. 5. [RURAL FINANCE ADMINISTRATION SECURITY ACCOUNT.] *The commissioner of finance shall maintain a separate state building fund account designated as the rural finance administration security account, into which must be deposited the proceeds of the rural renewal general obligation bonds issued as provided in this section. The commissioner of finance shall maintain a separate bookkeeping account to record receipts and disbursements of money transferred to or from the security account and to record income from the investment of money in the account. Upon the written request of the administration, the commissioner of finance shall transfer from the security account to an account or accounts the administration shall designate, a sum of money sufficient in amount, if available, when added to the balances then on hand in the designated accounts, to pay bonds issued by the administration under this article and the interest on them due and to become due on the next succeeding date for the payment of the principal of and interest on the bonds of the administration or to restore to any debt service reserve fund established in connection with the bonds any amount withdrawn from the debt service reserve account to pay the bonds. The commissioner of finance shall further transfer from the security account on or before the date on which any installment of the principal of and interest on bonds authorized by this section is due, a sum sufficient in amount, when added to the balance then on hand in the rural renewal bond account, to pay all bonds issued under this section and the interest on them due and to become due on the next succeeding date for payment of the bonds.*

Subd. 6. [INVESTMENT OF SECURITY ACCOUNT.] *Money from time*

to time on deposit in the security account must be invested by the state board of investment at the request of the administration in any investment authorized by this subdivision. Money on deposit in the security account may be invested in (1) certificates of deposit insured by the Federal Deposit Insurance Corporation or Federal Savings and Loan Insurance Corporation; (2) certificates of deposit issued by eligible agricultural lenders, whether or not fully insured or secured; (3) deposits secured by obligations of the United States or of the state of a market value equal at all times to the amount of the deposit and all banks and trust companies are authorized to give security for those deposits; (4) in qualified agricultural loans or in participation interests in qualified agricultural loans; or (5) qualified restructured loans. If and to the extent money has been transferred from the security account to provide for the timely payment of the principal of and interest on bonds issued by the administration, or to transfer money to a debt service reserve fund established in connection with the bonds, the administration shall transfer to the security account on or before December 1 of each succeeding year an amount equal to that previously transferred from the security account, provided that the administration's obligation to transfer money to the security account is limited to money then on hand in funds or accounts of the administration in excess of those appropriated to other purposes or required to provide for the payment of the principal of and interest on bonds issued by the administration and to pay the costs of issuing, carrying, administering, and securing the bonds of the administration and of administering and implementing the programs of the administration financed by the bonds.

Subd. 7. [TRANSFERS, APPROPRIATION.] *In addition to the money required to be transferred to the rural renewal bond account under subdivision 5, and in order to reduce the amount of taxes otherwise required by the Minnesota Constitution to be levied for the state bond fund, the commissioner of finance shall transfer from the general fund to the rural renewal bond account, on December 1 in each year, a sum of money sufficient in amount, when added to the balance then on hand in that account, to pay all bonds issued under this section and the interest on them due and to become due to and including July 1 in the second ensuing year. All money to be so credited and all income from its investment is annually appropriated for the payment of the bonds and interest on them, and shall be available in the rural renewal bond account before the levy of the tax in any year required by the Minnesota Constitution, article XI, section 7. The legislature may also appropriate to the rural renewal bond account any other money in the state treasury not otherwise appropriated, for the security of bonds issued under this section in the event that sufficient money is not available in the account from the appropriation in this section, before the levy of the tax in any year. The commissioner of finance shall make the appropriate entries in the accounts of the respective funds.*

Subd. 8. [CONSTITUTIONAL LEVY.] *On or before December 1 in each year the state auditor shall levy on all taxable property within the state whatever tax may be necessary to produce an amount sufficient, with all money then in the rural renewal bond account, to pay the entire amount of principal and interest due on or before July 1 in the second year thereafter on bonds issued under this section. This tax must be levied upon all real property used for a homestead, as well as other taxable property, notwithstanding section 273.13, subdivision 22. The tax must not be limited in rate or amount until all the bonds and interest on them are fully paid. The proceeds of this tax are appropriated and must be credited to the state bond fund, and the principal and interest on the bonds are payable from all the proceeds. As*

much of the proceeds as is necessary is appropriated for the payments. If at any time there is insufficient money from the proceeds of the taxes to pay the principal and interest when due on the bonds, the principal and interest must be paid out of the general fund in the state treasury, and the amount necessary for the payment is hereby appropriated.

Subd. 9. [COMPLIANCE WITH FEDERAL LAW.] *The commissioner of finance may covenant and agree with the holders of the bonds issued under this section that the state will comply, insofar as possible, with the provisions of the United States Internal Revenue Code now or hereafter enacted that are applicable to the bonds and that establish conditions under which the interest to be paid on the bonds will not be includable in gross income for federal tax purposes.*

Subd. 10. [TAXABILITY OF INTEREST.] *Interest on the bonds authorized by this section may be issued without regard to whether the interest to be paid on them is includable in gross income for federal tax purposes.*

Sec. 20. [41B.20] [EXEMPTION FROM TAXES.]

The property of the administration and its income and operation shall be exempt from all taxation by the state or any of its political subdivisions.

Sec. 21. [41B.21] [CERTAIN ACTIONS.]

Any action brought by any person with respect to the rights or powers of the administration or calling into question the validity or enforceability of bonds or obligations authorized by this article is a remedial case of which the supreme court has orginal jurisdiction pursuant to article VI, section 2 of the constitution. The action may be commenced solely by service upon the state auditor, the commissioner of agriculture, or the executive director of the administration and by filing of the summons and complaint with the supreme court. Upon filing of an answer to the complaint, the court shall order a hearing which must be held not later than 30 days from the date of filing of the answer. At the hearing, the court shall establish an expedited schedule for the action.

Sec. 22. [41B.22] [CONSTRUCTION.]

This article is necessary for the welfare of the state of Minnesota and its inhabitants; therefore, it shall be liberally construed to effect its purpose.

Sec. 23. [SEVERABILITY; ACTIONS.]

Each of the provisions of this article, and each application thereof to particular circumstances, is severable. If any provision or application is found to be unconstitutional and void, it is the intention that the remaining provisions and applications shall be valid and enforceable to the full extent possible under section 645.20. The supreme court shall have original jurisdiction, pursuant to article VI, section 2 of the constitution, in all cases seeking a remedy based upon an issue raised as to the validity of any such provision or application.

Sec. 24. [EFFECTIVE DATE.]

This article is effective the day after final enactment.

ARTICLE 7

PROTECTION OF CONSERVATION PRACTICES

Section 1. Minnesota Statutes 1985 Supplement, section 40.26, is amended to read:

40.26 [~~APPLICATION FOR~~ COST-SHARING FUNDS.]

Subdivision 1. [COST-SHARE REQUIRED.] ~~(a)~~ Except for a development activity, a land occupier may not be required to establish soil conservation practices unless state cost-sharing funds have been specifically approved for that land and have been made available to the land occupier under sections 40.23 and 40.242, equal to at least 75 percent of the cost of the permanent conservation practices on a voluntary basis; or a 50 percent cost share if an application for cost share is not made within 90 days after the board approves a mediated written agreement or within 90 days after the court orders implementation of a plan and time schedule prepared by the landowner or the court. For mediated settlements, a court order that implements the landowner's alternatives or the court's alternatives must state the time schedule for application for 50 percent cost share. If the court orders implementation of the district's plan and time schedule, a landowner is only eligible for 50 percent cost share.

Subd. 2. [REVIEW OF REQUIREMENTS.] ~~(b)~~ The state soil and water conservation board shall review these requirements at least once each year, and may authorize a district to provide a higher percentage of cost sharing than is required by this section. To aid in this determination, the state board may consider the location of the affected area in relation to the priority areas as established in the soil and water conservation district annual and long-range plans.

Subd. 3. [RECORDING.] *The permanent conservation practices must be recorded with the county recorder on the tracts where they occur if the cost-sharing funds are issued to the landowner.*

Sec. 2. Minnesota Statutes 1984, section 500.24, is amended by adding a subdivision to read:

Subd. 3a. [LEASE AGREEMENT; CONSERVATION PRACTICE PROTECTION CLAUSE.] *A corporation, other than a family farm corporation or an authorized farm corporation, when leasing farm land to a family farm unit, a family farm corporation, or an authorized farm corporation under provisions of section 500.24, subdivision 3, clause (i), must include within the lease agreement a provision prohibiting intentional damage or destruction to a conservation practice on the agricultural land.*

Sec. 3. Minnesota Statutes 1984, section 500.24, is amended by adding a subdivision to read:

Subd. 3b. [PROTECTION OF CONSERVATION PRACTICES.] *If a corporation, other than a family farm corporation or an authorized farm corporation, during the period of time it holds agricultural land under section 500.24, subdivision 3, clause (i), intentionally destroys a conservation practice as defined in section 40.19, subdivision 5, to which the state has made a financial contribution, the corporation must pay the commissioner of agriculture, for deposit in the general fund, an amount equal to the state's total contributions to that conservation practice plus interest from the time of investment in the conservation practice. Interest must be calculated at an annual percentage rate of 12 percent.*

Sec. 4. [EFFECTIVE DATE.]

This article is effective April 1, 1986.

ARTICLE 8

FAMILY FARM SECURITY INTEREST EXCLUSION

Section 1. [FAMILY FARM SECURITY INTEREST EXCLUSIONS.]

(a) The commissioner shall annually pay to qualified sellers of property, financed by a family farm security loan, an amount approximately equal to the additional state income tax paid as a result of the inclusion in gross income of the interest and payment adjustment earned on a seller-sponsored family farm security loan.

(b) The payment amount must be determined as follows:

(1) In order to qualify for a payment, the seller must apply to the commissioner. The application must include a copy of the seller's 1985 state income tax return and any other information that the commissioner requests to verify that the applicant is a qualified seller. The commissioner shall recompute the seller's total state income tax liability that would be due if the interest and payment adjustment amounts were not includable in gross income for state income tax purposes. The commissioner may require the seller to compute these amounts as part of the application. For calendar year 1986 the amount of the payment equals the reduction in state income tax liability that would occur if the interest and payment adjustment were not included in gross income for state tax purposes.

(2) For calendar years beginning with 1987, the additional payment amount must be determined as follows:

(i) The calendar year 1986 payment must be divided by the amount of interest and payment adjustment received during calendar year 1986.

(ii) The resulting quotient must be multiplied by the interest and payment adjustment received for the calendar year.

(iii) The product determined under clause (ii) is the payment for the calendar year.

(c) If for a tax year after 1986 the qualified seller's taxable income has changed substantially, the commissioner may provide by rule that upon reapplication a later tax year will be used to compute the quotient under clause (b)(2)(i).

(d) The commissioner may make the payments under this subdivision in the same manner provided for the payment adjustment under subdivision 2.

(e) For purposes of this subdivision, the following terms have the meanings given:

(1) "Gross income" means gross income as defined for purposes of chapter 290.

(2) "Qualified seller" means an individual who sold farm land under a seller-sponsored loan prior to July 1, 1985, and who is a resident of Minnesota during the calendar year and subject to the payment of Minnesota income taxes.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 9

VETERINARIAN LIEN

Section 1. Minnesota Statutes 1984, section 514.92, is amended to read:

514.92 [VETERINARIAN'S LIEN; ~~STATEMENT OF CLAIM; FORECLOSURE~~.]

Subdivision 1. [ATTACHMENT.] ~~Every duly~~ *A* licensed ~~and registered~~ veterinarian ~~shall have a lien for all~~ *who performs emergency* veterinary services ~~over~~ *that cost more than* $25 ~~rendered upon any animal or~~ *for* animals at the request of the owner or ~~lawful possessor of same, including but not limited to~~ *a person in possession of the animals has a lien on the animals for the value of the services. Veterinary services include emergency* surgical procedures, *administering* vaccines, antisera, ~~virus,~~ *and* antibiotics, ~~or~~ *and* other veterinary ~~treatment, from the date of filing the lien. Within 180 days from the day on which the treatment was completed, the claimant of the lien shall file in the appropriate filing office under the Uniform Commercial Code, Minnesota Statutes, section 336.9-401, a verified lien statement setting forth the kind and number of animals treated, the reasonable value for the treatment or services rendered, or the price contracted between the parties, the name of the person for whom the treatment was done, the reasonable identification of the animal or group of animals treated, dates when the treatment was commenced and was completed, the name of the owner, or reputed owner, of the animals, the name and address of the veterinarian claiming the lien. Within one year after the date the last service was rendered, but not thereafter, the lien claimant may foreclose his lien in the manner prescribed for security interests under article 9 of the Uniform Commercial Code~~ *medicines and treatments. Veterinary services also include services performed primarily to protect human health, prevent the spread of animal diseases, or to preserve the immediate health of an animal.*

Subd. 1a. [FILING AND PERFECTING LIEN.] *The veterinarian must file a lien statement in the appropriate filing office for a financing statement covering the animals to be filed under section 336.9-401 by 180 days after the veterinary services are performed. The lien is perfected by properly filing the lien statement.*

Subd. 2. [LIEN STATEMENT.] ~~Minnesota Statutes, Section 514.74 shall apply to all liens created under subdivision 1.~~ *(a) A lien statement must be verified and state:*

(1) the name of the owner, or reputed owner, of the animals;

(2) the name of the person for whom the veterinary services were performed;

(3) the kind, number, and reasonable identification of animals treated;

(4) the dates when the veterinary services were begun and finished;

(5) the fraction of veterinary services performed which were primarily for the purpose of protecting human health, preventing the spread of animal

diseases, or preserving the health of the animal or animals treated;

(6) the reasonable value of the veterinary services rendered, or the price contracted between the parties; and

(7) the name and address of the veterinarian claiming the lien.

(b) The provisions of section 514.74 relating to inaccuracies in lien statements apply to lien statements under this subdivision.

Subd. 3. [ENFORCEMENT OF LIEN.] *An action to enforce a perfected lien under this section must be started by one year after the date the last veterinary service was performed. A perfected lien may be enforced in the manner prescribed for security interests under section 336.9-501 to 336.9-508.*

Subd. 4. [PRIORITY OF LIEN.] *(a) A perfected veterinarian's lien under this section has priority over other liens and security interests on the same animals to the extent the veterinary services were performed primarily for the purpose of protecting human health, preventing the spread of animal diseases, or preserving the health of the animal or animals treated.*

(b) A veterinarian's lien has priority over a security interest perfected before the veterinarian's lien only if the security interest is perfected after the effective date of this article.

(c) The priority among veterinarian's liens filed under this section is according to the first lien filed.

Subd. 5. [TERMINATION.] *(a) A veterinarian's lien under this section terminates:*

(1) 180 days after the last veterinarian's services was performed if a proper lien statement is not filed; or

(2) one year after the lien is filed if an action to enforce the lien has not been started.

(b) A filing officer may remove and destroy terminated lien statements in the same manner as provided for a financing statement under section 336.9-410.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 10

NATIVE AMERICAN MEMORIAL

Section 1. [NATIVE AMERICAN MEMORIAL PLAN.]

The Minnesota historical society shall develop a plan for selecting a design for a capitol mall memorial to Native Americans. The selection may involve a design competition with a prize for the winning design. Funding may involve state funds or gifts from private or public sources.

Sec. 2. Minnesota Statutes 1984, section 138.585, is amended by adding a subdivision to read:

Subd. 31. Native American monument, in Ramsey county, to memorialize

Native Americans, located in a place of honor in the capitol complex in St. Paul.

ARTICLE 11

AGRICULTURAL DATA TASK FORCE

Section 1. [REACTIVATION OF THE AGRICULTURAL DATA TASK FORCE.]

The agricultural data collection task force created by Laws 1985, chapter 19, is reactivated.

Sec. 2. Laws 1985, chapter 19, section 2, subdivision 2, is amended to read:

Subd. 2. [DUTIES.] The duties of the data collection task force are to:

(1) ~~develop~~ ~~a~~ *continue the* uniform procedure for collecting data on the financial status of agriculture in Minnesota;

(2) ~~oversee the implementation of the farm crisis intervention act; and~~

~~(3)~~ report the results of the program to the legislature no later than December 31, ~~1985~~ *1986*.

Sec. 3. Laws 1985, chapter 19, section 2, is amended by adding a subdivision to read:

Subd. 3a. [INFORMATION HELD BY TASK FORCE "NOT PUBLIC DATA" UNTIL RELEASED.] *All information gathered by or for the task force or processed by staff and provided to the task force is "not public data" as defined in Minnesota Statutes, section 13.02, subdivision 8a, until it is released by a majority vote of the members of the task force.*

Sec. 4. Laws 1985, chapter 19, section 6, subdivision 6 is amended to read:

Subd. 6. [EXPIRATION.] The data collection task force ~~shall cease to exist within ten days of submitting its report~~ *expires January 15, 1987, or 15 days after reporting* to the legislature *whichever date comes later, but in no circumstance later than March 1, 1987.*

Sec. 5. [EFFECTIVE DATE.]

This act is effective the day following final enactment.

ARTICLE 12

CROP RIGHTS ON FORECLOSED LAND

Section 1. Minnesota Statutes 1984, section 542.06, is amended to read:

542.06 [REPLEVIN.]

Actions to recover the possession of personal property wrongfully taken shall be tried in the county in which the taking occurred~~,~~ or~~,~~ ~~at claimant's election, in the county in which he resides, in other cases~~ in the county in which the property is situated.

Sec. 2. [557.10] [OWNERSHIP OF CROPS.]

Planted and growing crops are personal property of the person or entity

that has the property right to plant the crops.

Sec. 3. [557.11] [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] *The definitions in this section apply to this section and section 4.*

Subd. 2. [PLANTING CROP OWNER.] *"Planting crop owner" means the person or entity that has a property right to plant crops, including a leasehold interest, the interest of a contract for deed vendee, and the redemption interest of a foreclosed mortgagor.*

Subd. 3. [CROP VALUE.] *"Crop value" means the value of the crop and crop inputs, including the real property fair market rental value, up to the time the planting crop owner's property right to harvest the crop is terminated.*

Sec. 4. [557.12] [HARVESTING CROPS AFTER TERMINATION OF PROPERTY INTERESTS.]

Subdivision 1. [TERMINATION OF PROPERTY INTEREST AFTER CROPS ARE PLANTED.] *If the planting crop owner's property right to harvest crops is involuntarily terminated before the crops are harvested, the person or entity with the property right to harvest the crops is liable to the planting crop owner for the crop value.*

Subd. 2. [PLANTING CROP OWNER'S LIEN.] *A planting crop owner has a lien for the crop value that attaches to the crop and crop products, and if the lien is not satisfied under subdivision 3, a planting crop owner has a lien for the crop value that attaches to the real property where the crop was planted.*

Subd. 3. [SATISFACTION OF CROP OWNER'S LIEN.] *(a) A person with the right to harvest a crop that is subject to a planting crop owner's lien may satisfy the lien by:*

(1) compensating the planting crop owner for the crop value; or

(2) allowing the planting crop owner to enter the property to grow and harvest the crops, and charging the planting crop owner the fair market rental value of the property where the crop was grown for the period when the planting crop owner's right to harvest the crops was terminated until the crops are harvested.

(b) If the person with the right to harvest the crop does not notify the planting crop owner within 30 days after termination of the planting crop owner's right to harvest the crops that the lien will be satisfied under paragraph (a), clause (2), the person with the right to harvest the crop must satisfy the lien under clause (1) unless otherwise agreed by the planting crop owner.

Subd. 4. [LIEN ON CROPS HARVESTED BY PLANTING CROP OWNER; PRIORITY.] *If the person with the right to harvest the crop satisfies the planting crop owner's lien by allowing the planting crop owner to harvest the crops, the person with the right to harvest the crops has a lien for the fair market rental value of the property where the crop was grown that attaches to the crops and crop products. The perfected lien has priority over all other liens and security interests in the crop and crop products.*

Subd. 5. [FILING AND ENFORCEMENT OF LIENS.] *(a) A planting crop owner's lien under subdivision 2 and a lien for the fair market rental value where the crop was grown under subdivision 4 are perfected against the crop and crop products by attaching and filing a financing statement covering the crop and crop products as provided under sections 336.9-401 to 336.9-410 by 90 days after the planting crop owner's right to harvest the crop is terminated. The financing statement must include a statement indicating whether it is a planting crop owner's lien or a lien for a crop harvested by a planting crop owner. A perfected lien may be enforced in the same manner as a security interest under sections 336.9-501 to 336.9-508.*

(b) A lien against the real property under subdivision 2 must be recorded and foreclosed in the same manner as a mechanics' lien under sections 514.08 to 514.15 as if the planting crop owner was a contractor. For purposes of this paragraph, the lien statement must be filed and served under section 514.08, subdivision 1, by 120 days after the crop was harvested, or if the crop was not harvested, by 12 months after the crop was planted.

Sec. 5. [REPEALER.]

Minnesota Statutes 1984, sections 561.11; 561.12; 561.13; 561.14; 561.15; and 561.16, are repealed.

Sec. 6. [EFFECTIVE DATE.]

This article is effective the day after final enactment.

ARTICLE 13

TRANSPORTATION

Section 1. Minnesota Statutes 1985 Supplement, section 168.013, subdivision 1e, is amended to read:

Subd. 1e. [TRUCKS; TRACTORS; COMBINATIONS; EXCEPTIONS.] On trucks and tractors except those in this chapter defined as farm trucks, on truck-tractor and semitrailer combinations except those defined as farm combinations, and on commercial zone vehicles, the tax based on total gross weight shall be graduated according to the Minnesota base rate schedule prescribed in this subdivision, but in no event less than $120.

Minnesota Base Rate Schedule

Scheduled taxes include five percent surtax provided for in subdivision 14

	TOTAL GROSS WEIGHT IN POUNDS	TAX
A	0 - 1,500	$ 15
B	1,501 - 3,000	20
C	3,001 - 4,500	25
D	4,501 - 6,000	35
E	6,001 - 9,000	45
F	9,001 - 12,000	70
G	12,001 - 15,000	105
H	15,001 - 18,000	145
I	18,001 - 21,000	190
J	21,001 - 26,000	270
K	26,001 - 33,000	360
L	33,001 - 39,000	475
M	39,001 - 45,000	595

N	45,001 - 51,000	715
O	51,001 - 57,000	865
P	57,001 - 63,000	1015
Q	63,001 - 69,000	1185
R	69,001 - 73,280	1325
S	73,281 - 78,000	~~1525~~ *1595*
T	78,001 - 81,000	~~1625~~ *1760*

For each vehicle with a gross weight in excess of 81,000 pounds an additional tax of $50 is imposed for each ton or fraction thereof in excess of 81,000 pounds, subject to subdivision 12.

Truck-tractors except those herein defined as farm and commercial zone vehicles shall be taxed in accord with the foregoing gross weight tax schedule on the basis of the combined gross weight of the truck-tractor and any semitrailer or semitrailers which the applicant proposes to combine with the truck-tractor.

Commercial zone trucks include only trucks, truck-tractors, and semitrailer combinations which are:

(1) used by an authorized local cartage carrier operating under a permit issued under section 221.296 and whose gross transportation revenue consists of at least 60 percent obtained solely from local cartage carriage, and are operated solely within an area composed of two contiguous cities of the first class and municipalities contiguous thereto as defined by section 221.011, subdivision 17; or,

(2) operated by an interstate carrier registered under section 221.60, or by an authorized local cartage carrier or other carrier receiving operating authority under chapter 221, and operated solely within a zone exempt from regulation by the interstate commerce commission pursuant to United States Code, title 49, section 10526(b).

The license plates issued for commercial zone vehicles shall be plainly marked. A person operating a commercial zone vehicle outside the zone or area in which its operation is authorized is guilty of a misdemeanor and, in addition to the penalty therefor, shall have the registration of the vehicle as a commercial zone vehicle revoked by the registrar and shall be required to reregister the vehicle at 100 percent of the full annual tax prescribed in the Minnesota base rate schedule, and no part of this tax shall be refunded during the balance of the registration year.

On commercial zone trucks the tax shall be based on the total gross weight of the vehicle and during the first eight years of vehicle life shall be 75 percent of the Minnesota base rate schedule. During the ninth and succeeding years of vehicle life the tax shall be 50 percent of the Minnesota base rate schedule, except as otherwise provided in this subdivision. On commercial zone trucks, during the ninth and succeeding years of vehicle life, the tax shall be 50 percent of the tax imposed in the Minnesota base rate schedule.

On trucks, truck-tractors and semitrailer combinations, except those defined as farm trucks and farm combinations, and except for those urban trucks and combinations and commercial zone vehicles specifically provided for in this subdivision, the tax for the first eight years of vehicle life shall be 100 percent of the tax imposed in the Minnesota base rate schedule, and during the ninth and succeeding years of vehicle life, the tax shall be 75 percent of the Minnesota base rate prescribed by this subdivision, except as otherwise provided in this subdivision.

On trucks, truck-tractors and semitrailer combinations, except those defined as farm trucks and farm combinations, and except for those commercial zone vehicles specifically provided for in this subdivision, during each of the first eight years of vehicle life the tax shall be 100 percent of the tax imposed in the Minnesota base rate schedule.

Sec. 2. Minnesota Statutes 1984, section 169.01, subdivision 7, is amended to read:

Subd. 7. [TRUCK-TRACTOR.] "Truck-tractor" means:

(a) a motor vehicle designed and used primarily for drawing other vehicles and not constructed to carry a load other than a part of the weight of the vehicle and load drawn; and

(b) a motor vehicle designed and used primarily for drawing other vehicles used exclusively for transporting motor vehicles *or boats* and capable of carrying motor vehicles *or boats* on its own structure.

Sec. 3. Minnesota Statutes 1984, section 169.80, subdivision 1, is amended to read:

Subdivision 1. [LIMITATIONS.] It is a misdemeanor for a person to drive or move, or for the owner to cause or knowingly permit to be driven or moved, on a highway a vehicle or vehicles of a size or weight exceeding the limitations stated in sections 169.80 to 169.88, or otherwise in violation of sections 169.80 to 169.88, and the maximum size and weight of vehicles as prescribed in sections 169.80 to 169.88 shall be lawful throughout this state, and local authorities shall have no power or authority to alter these limitations except as express authority may be granted in sections 169.80 to 169.88.

When all the axles of a vehicle or combination of vehicles are weighed separately the sum of the weights of the axles so weighed shall be evidence of the total gross weight of the vehicle or combination of vehicles so weighed.

When each of the axles of any group that contains two or more consecutive axles of a vehicle or combination of vehicles have been weighed separately the sum of the weights of the axles so weighed shall be evidence of the total gross weight on the group of axles so weighed.

When, in any group of three or more consecutive axles of a vehicle or combination of vehicles any axles have been weighed separately and two or more axles consecutive to each other in the group have been weighed together, the sum of the weights of the axles weighed separately and the axles weighed together shall be evidence of the total gross weight of the group of axles so weighed.

The provisions of sections 169.80 to 169.88 governing size, weight, and load shall not apply to fire apparatus, or to implements of husbandry temporarily moved upon a highway, or to loads of loose hay or corn stalks if transported by a horse-drawn vehicle or drawn by a farm tractor, or to a vehicle operated under the terms of a special permit issued as provided by law. For purposes of sections 169.80 to 169.88, a specialized vehicle resembling a low-slung two wheel trailer having a short bed or platform shall be deemed to be an implement of husbandry when the vehicle is used exclusively to transport implements of husbandry; and the term "temporarily moved upon a highway" shall mean a movement not to exceed 50 miles.

In addition to any other special permits authorized, an annual permit may be issued authorizing movements on interstate highways and movements exceeding 50 miles on non-interstate highways of oversize vehicles and loads when the vehicles or combination of vehicles are used exclusively to transport implements of husbandry. Annual permits are issued in accordance with the applicable provisions of section 169.86, except that the transporting vehicle or combination of vehicles may be moved at the discretion of the permittee without prior route approval from the permit issuing office of the department of transportation if:

(a) The overall width of the transporting vehicle, including load, does not exceed ~~12~~ *14* feet;

(b) The transporting vehicle otherwise complies with equipment requirements and length, height and weight limitations prescribed by this chapter;

(c) The movement is made after the hour of sunrise and not later than 30 minutes after sunset;

(d) The movement is not made when visibility is impaired by weather, fog or other conditions rendering persons and vehicles not clearly visible at a distance of 500 feet, or on Sundays after twelve o'clock noon, and holidays;

(e) The transporting vehicle shall display at the front and rear end of the load or vehicle a pair of flashing amber lights, as provided in section 169.59, subdivision 4, whenever the overall width of the vehicle exceeds ten feet, six inches; and

(f) The movement, if made on a trunk highway, is made on a trunk highway with a surfaced roadway width of not less than 24 feet.

The fee for an annual permit is $24.

Sec. 4. Minnesota Statutes 1984, section 169.81, subdivision 2, is amended to read:

Subd. 2. [LENGTH OF VEHICLES.] (a) No single unit motor vehicle, except truck cranes which may not exceed 45 feet, unladen or with load may exceed a length of 40 feet extreme overall dimensions inclusive of front and rear bumpers, except that the governing body of a city is authorized by permit to provide for the maximum length of a motor vehicle, or combination of motor vehicles, or the number of vehicles that may be fastened together, and which may be operated upon the streets or highways of a city; provided, that the permit may not prescribe a length less than that permitted by state law. A motor vehicle operated in compliance with the permit on the streets or highways of the city is not in violation of this chapter.

(b) No single semitrailer may have an overall length, exclusive of noncargo-carrying accessory equipment, including refrigeration units or air compressors, necessary for safe and efficient operation mounted or located on the end of the semitrailer adjacent to the truck or truck-tractor, in excess of 48 feet, except ~~as provided in paragraph (d)~~ *that a single semitrailer may have an overall length in excess of 48 feet if (1) the distance from the kingpin to the centerline of the rear axle group of the semitrailer does not exceed 41 feet, and (2) if the semitrailer is operated only in a combination of vehicles which does not exceed an overall length of 65 feet.* No single trailer may have an overall length inclusive of tow bar assembly and exclusive of rear protec-

tive bumpers which do not increase the overall length by more than six inches, in excess of 45 feet. For determining compliance with the provisions of this subdivision, the length of the semitrailer or trailer must be determined separately from the overall length of the combination of vehicles.

(c) No semitrailer or trailer used in a three-vehicle combination may have an overall length, exclusive of non-cargo-carrying accessory equipment, including refrigeration units or air compressors, necessary for safe and efficient operation mounted or located on the end of the semitrailer or trailer adjacent to the truck or truck-tractor, and further exclusive of the tow bar assembly, in excess of 28-1/2 feet. The commissioner may not grant a permit authorizing the movement, in a three-vehicle combination, of a semitrailer or trailer that exceeds 28-1/2 feet, except that the commissioner may renew a permit that was granted before April 16, 1984 for the movement of a semitrailer or trailer that exceeds the length limitation in this paragraph.

~~(d) The commissioner may issue an annual permit for a semitrailer in excess of 48 feet in length, if the distance from the kingpin to the centerline of the rear axle group of the semitrailer does not exceed 41 feet and if a combination of vehicles, which includes a semitrailer in excess of 48 feet for which a permit has been issued under this paragraph, does not exceed an overall length of 65 feet. The annual fee for a permit issued under this paragraph is $36.~~

Sec. 5. Minnesota Statutes 1984, section 169.81, subdivision 3, is amended to read:

Subd. 3. [LENGTH OF VEHICLE COMBINATIONS.] (a) Statewide, except as provided in paragraph (b), no combination of vehicles coupled together, including truck-tractor and semitrailer, may consist of more than two units and no combination of vehicles, unladen or with load, may exceed a total length of 65 feet. The length limitation does not apply to the transportation of telegraph poles, telephone poles, electric light and power poles, piling, or pole length pulpwood, and is subject to the following further exceptions: the length limitations do not apply to vehicles transporting pipe or other objects by a public utility when required for emergency or repair of public service facilities or when operated under special permits as provided in this subdivision, but with respect to night transportation, a vehicle and the load must be equipped with a sufficient number of clearance lamps and marker lamps on both sides and upon the extreme ends of a projecting load to clearly mark the dimensions of the load. Mount combinations may be drawn but the combinations may not exceed 65 feet in length. The limitation on the number of units does not apply to vehicles used for transporting milk from point of production to point of first processing, in which case no combination of vehicles coupled together unladen or with load, including truck-tractor and semitrailers, may consist of more than three units and no combination of those vehicles may exceed a total length of 65 feet. Notwithstanding other provisions of this section, and except as provided in paragraph (b), no combination of vehicles consisting of a truck-tractor and semitrailer designed and used exclusively for the transportation of motor vehicles *or boats* may exceed 65 feet in length. The load may extend a total of seven feet, but may not extend more than three feet beyond the front or four feet beyond the rear, and in no case may the overall length of the combination of vehicles, unladen or with load, exceed 65 feet. For the purpose of registration, trailers coupled

with a truck-tractor, semitrailer combination are semitrailers. The state as to state trunk highways, and a city or town as to roads or streets located within the city or town, may issue permits authorizing the transportation of combinations of vehicles exceeding the limitations in this subdivision over highways, roads, or streets within their boundaries. Combinations of vehicles authorized by this subdivision may be restricted as to the use of highways by the commissioner as to state trunk highways, and a road authority as to highways or streets subject to its jurisdiction. Nothing in this subdivision alters or changes the authority vested in local authorities under the provisions of section 169.04.

(b) The following combination of vehicles regularly engaged in the transportation of commodities may operate only on divided highways having four or more lanes of travel, and on other highways as may be designated by the commissioner of transportation subject to section 169.87, subdivision 1, and subject to the approval of the authority having jurisdiction over the highway, for the purpose of providing reasonable access between the divided highways of four or more lanes of travel and terminals, facilities for food, fuel, repair, and rest, and points of loading and unloading for household goods carriers, livestock carriers, or for the purpose of providing continuity of route:

(1) a truck-tractor and semitrailer exceeding 65 feet in length;

(2) a combination of vehicles with an overall length exceeding 55 feet and including a truck-tractor and semitrailer drawing one additional semitrailer which may be equipped with an auxiliary dolly;

(3) a combination of vehicles with an overall length exceeding 55 feet and including a truck-tractor and semitrailer drawing one full trailer; and

(4) a truck-tractor and semitrailer designed and used exclusively for the transportation of motor vehicles *or boats* and exceeding an overall length of 65 feet including the load *except as restricted by applicable federal law.*

Vehicles operated under the provisions of this section must conform to the standards for those vehicles prescribed by the United States Department of Transportation, Federal Highway Administration, Bureau of Motor Carrier Safety, as amended.

Sec. 6. Minnesota Statutes 1984, section 169.825, is amended by adding a subdivision to read:

Subd. 3a. [TANDEM.] *"Tandem axles" means two consecutive axles whose centers are spaced more than 40 inches and not more than 96 inches apart.*

Sec. 7. Minnesota Statutes 1984, section 169.825, subdivision 8, is amended to read:

Subd. 8. [PNEUMATIC-TIRED VEHICLES.] No vehicle or combination of vehicles equipped with pneumatic tires shall be operated upon the highways of this state:

(a) Where the gross weight on any wheel exceeds 9,000 pounds, except that on designated *local* routes *and state trunk highways* the gross weight on any single wheel shall not exceed 10,000 pounds;

(b) Where the gross weight on any single axle exceeds 18,000 pounds,

except that on designated *local* routes *and state trunk highways* the gross weight on any single axle shall not exceed 20,000 pounds;

(c) Where the maximum wheel load exceeds 600 pounds per inch of tire width or the manufacturer's recommended load, whichever is less;

(d) Where the gross weight on any axle of a tridem exceeds 15,000 pounds, except that for vehicles to which an additional axle has been added prior to June 1, 1981, the maximum gross weight on any axle of a tridem may be up to 16,000 pounds provided the gross weight of the tridem combination does not exceed 37,000 pounds where the first and third axles of the tridem are spaced seven feet apart; 38,500 pounds where the first and third axles of the tridem are spaced eight feet apart; and 39,900 pounds where the first and third axles of the tridem are spaced nine feet apart.

(e) Where the gross weight on any group of axles exceeds the weights permitted under this section with any or all of the interior axles disregarded and their gross weights subtracted from the gross weight of all axles of the group under consideration.

Sec. 8. Minnesota Statutes 1984, section 169.825, subdivision 10, is amended to read:

Subd. 10. [GROSS WEIGHT SCHEDULE.] (a) No vehicle or combination of vehicles equipped with pneumatic tires shall be operated upon the highways of this state where the total gross weight on any group of two or more consecutive axles of any vehicle or combination of vehicles exceeds that given in the following table for the distance between the centers of the first and last axles of any group of two or more consecutive axles under consideration; the distance between axles being measured longitudinally to the nearest even foot, and when the measurement is a fraction of exactly one-half foot the next largest whole number in feet shall be used, except that when the distance between axles is more than three feet four inches and less than three feet six inches the distance of four feet shall be used:

	Maximum gross weight in pounds on a group of		
	2	3	4
Distances in feet between centers of foremost and rearmost axles of a group	consecutive axles of a 2-axle vehicle or of any vehicle or combination of vehicles having a total of 2 or more axles	consecutive axles of a 3-axle vehicle or of any vehicle or combination of vehicles having a total of 3 or more axles	consecutive axles of a 4-axle vehicle or any combination of vehicles having a total of 4 or more axles
4	34,000		
5	34,000 ~~(35,000)~~		
6	34,000 ~~(36,000)~~		
7	34,000 ~~(37,000)~~	41,500	
8	34,000 ~~(38,000)~~	42,000	
9	35,000	43,000	

	(39,000)		
10	36,000	43,500	49,000
	(40,000)		
11	36,000	44,500	49,500
12		45,000	50,000
13		46,000	51,000
14		46,500	51,500
15		47,500	52,000
16		48,000	53,000
17		49,000	53,500
18		49,500	54,000
19		50,500	55,000
20		51,000	55,500
21		52,000	56,000
22		52,500	57,000
23		53,500	57,500
24		54,000	58,000
25		(55,000)	59,000
26		(55,500)	59,500
27		(56,500)	60,000
28		(57,000)	61,000
29		(58,000)	61,500
30		(58,500)	62,000
31		(59,500)	63,000
32		(60,000)	63,500
33			64,000
34			65,000
35			65,500
36			66,000
37			67,000
38			67,500
39			68,000
40			69,000
41			69,500
42			70,000
43			71,000
44			71,500
45			72,000
46			72,500
47			(73,500)
48			(74,000)
49			($4,500)
50			(75,500)
51			(76,000)

	Maximum gross weight in pounds on a group of		
	5	6	7
Distances in feet between centers of fore-most and rearmost axles of	consecutive axles of a 5-axle vehicle or any com-bination of vehicles having a total of 5 or more	consecutive axles of a combination of vehicles having a total of 6 or more axles	consecutive axles of a combination of vehicles having a total of 7 or more axles

a group	axles		
14	57,000		
15	57,500		
16	58,000		
17	59,000		
18	59,500		
19	60,000		
20	60,500	66,000	72,000
21	61,500	67,000	72,500
22	62,000	67,500	73,000
23	62,500	68,000	73,500
24	63,000	68,500	74,000
25	64,000	69,000	75,000
26	64,500	70,000	75,500
27	65,000	70,500	76,000
28	65,500	71,000	76,500
29	66,500	71,500	77,000
30	67,000	72,000	77,500
31	67,500	73,000	78,500
32	68,000	73,500	79,000
33	69,000	74,000	79,500
34	69,500	74,500	80,000
35	70,000	75,000	
36	70,500	76,000	
37	71,500	76,500	
38	72,000	77,000	
39	72,500	77,500	
40	73,000	78,000	
41	~~74,000~~ *(74,000)*	79,000	
42	~~74,500~~ *(74,500)*	79,500	
43	~~75,000~~ *(75,000)*	80,000	
44	~~75,500~~ *(75,500)*		
45	~~76,500~~ *(76,500)*		
46	~~77,000~~ *(77,000)*		
47	~~77,500~~ *(77,500)*		
48	~~78,000~~ *(78,000)*		
49	~~79,000~~ *(79,000)*		
50	~~79,500~~ *(79,500)*		
51	~~80,000~~ *(80,000)*		

The gross weights shown in parentheses in this clause are permitted only on *state trunk highways and* routes designated under section 169.832, subdivision 11.

(b) Notwithstanding any lesser weight in pounds shown in this table but subject to the restrictions on gross vehicle weights in clause (c), two consecutive sets of tandem axles may carry a gross load of 34,000 pounds each and a combined gross load of 68,000 pounds provided the overall distance between the first and last axles of the consecutive sets of tandem axles is 36 feet or more.

(c) Notwithstanding the provisions of section 169.85, the gross vehicle weight of all axles of a vehicle or combination of vehicles shall not exceed ~~the following~~:

(1) 80,000 pounds for *any vehicle or combination of vehicles on all state trunk highways as defined in section 160.02, subdivision 2, and for all* routes

designated under section 169.832, subdivision 11; and

(2) 73,280 pounds for any vehicle or combination of vehicles with five axles or less on all routes, *other than state trunk highways and routes that are* ~~not~~ designated under section 169.832, subdivision 11; and

(3) 80,000 pounds for any vehicle or combination of vehicles with six or more axles on all routes, *other than state trunk highways and routes that are* ~~not~~ designated under section 169.832, subdivision 11~~;~~.

(d) The maximum weights specified in this subdivision for five consecutive axles shall not apply to a combination of vehicles that includes a three axle semi-trailer first registered before August 1, 1981. All other weight limitations in this section are applicable~~;~~.

(e) The maximum weights specified in this subdivision for five consecutive axles shall not apply to a four axle ready mix concrete truck which was equipped with a fifth axle prior to June 1, 1981. The maximum gross weight on four or fewer consecutive axles of vehicles excepted by this clause shall not exceed any maximum weight specified for four or fewer consecutive axles in this subdivision.

Sec. 9. Minnesota Statutes 1984, section 169.825, subdivision 11, is amended to read:

Subd. 11. [GROSS WEIGHT SEASONAL INCREASES.] (a) The limitations provided in this section are increased:

(1) by ten percent from January 1 to March 7 each winter, statewide;

(2) by ten percent from December 1 through December 31 each winter in the zone bounded as follows: beginning at Pigeon River in the northeast corner of Minnesota; thence in a southwesterly direction along the north shore of Lake Superior along Trunk Highway No. 61 to the junction with Trunk Highway No. 210; thence westerly along Trunk Highway No. 210 to the junction with Trunk Highway No. 10; thence northwesterly along Trunk Highway No. 10 ~~to the junction with Trunk Highway No. 59; thence northerly along Trunk Highway No. 59 to the junction with Trunk Highway No. 2; thence westerly along Trunk Highway No. 2 to the junction with Trunk Highway No. 32; thence northerly along Trunk Highway No. 32 to the junction with Trunk Highway No. 11; thence northeast along Trunk Highway No. 11 to the east line of Range 43W~~ to the *Minnesota-North Dakota border; thence northerly along that border to the* Minnesota-Canadian Border; thence easterly along said Border to Lake Superior*; and*

(3) by ten percent from October 1 to November 30 each year for the movement of sugar beets and potatoes from the field of harvest to the point of the first unloading. The commissioner shall not issue permits under this clause if to do so will result in a loss of federal highway funding to the state.

(b) The duration of a ten percent increase in load limits is subject to limitation by order of the commissioner, subject to implementation of springtime load restrictions, or March 7.

(c) When the ten percent increase is in effect, a permit is required for a motor vehicle, trailer, or semitrailer combination that has a gross weight in excess of 80,000 pounds, an axle group weight in excess of that prescribed in subdivision 10, or a single axle weight in excess of 20,000 pounds and which travels on interstate routes.

(d) In cases where gross weights in an amount less than that set forth in this

section are fixed, limited, or restricted on a highway or bridge by or under another section of this chapter, the lesser gross weight as fixed, limited, or restricted may not be exceeded and must control instead of the gross weights set forth in this section.

(e) Notwithstanding any other provision of this subdivision, no vehicle may exceed a total gross vehicle weight of 80,000 pounds on routes which have not been designated by the commissioner under section 169.832, subdivision 11.

Sec. 10. Minnesota Statutes 1984, section 169.832, is amended by adding a subdivision to read:

Subd. 13. [RESTRICTIONS ON TRUNK HIGHWAYS.] *(a) For purposes of this section a "market artery" is a trunk highway or segment thereof that:*

(i) connects significant centers of population or commerce;

(ii) connects highways described in clause (i);

(iii) provides access to a transportation terminal; or

(iv) provides temporary emergency service to a particular shipping or receiving point on a market artery.

(b) The commissioner may impose seasonal load restrictions under section 169.87 on a market artery only after giving 30 days' notice to the chairs of the transportation and appropriations committees of the house of representatives, and the chairs of the transportation and finance committees of the senate. The commissioner shall provide with each notice a plan to improve the market artery within the next three years so that seasonal load restrictions will not be necessary on it.

(c) The commissioner shall adopt rules under chapter 14 defining "significant centers of population and commerce" and "temporary emergency service" for purposes of this section. In drafting the rules, the commissioner shall consult with major highway users, representatives of manufacturing, retail trade and agriculture, local government and regional development commissions. The commissioner shall consider the importance of manufacturing, retailing, agriculture and natural resources in promulgating the rule, and shall hold at least four public meetings in various parts of the state prior to preparing the final draft of the rule. Between the effective date of this section and the effective date of the rule, "significant centers of population and commerce" means all home rule charter or statutory cities that had total retail sales of at least $50,000,000 as reported in the 1982 census of retail trade of the United States department of commerce.

Sec. 11. Minnesota Statutes 1984, section 169.86, subdivision 2, is amended to read:

Subd. 2. [REQUIRED INFORMATION.] The application for ~~any such~~ *a* permit shall specifically describe *in writing* the vehicle or vehicles and loads to be moved and the particular highways ~~for which permit to so use is requested,~~ and ~~the~~ period of time for which ~~such~~ *a* permit is requested.

Sec. 12. Minnesota Statutes 1984, section 169.86, subdivision 5, is amended to read:

Subd. 5. [FEES.] The commissioner, with respect to highways under his jurisdiction, may charge a fee for each permit issued. All such fees for permits issued by the commissioner of transportation shall be deposited in the

state treasury and credited to the trunk highway fund. Except for those annual permits for which the permit fees are specified elsewhere in this chapter, the fees shall be:

(a) $15 for each single trip permit.

(b) $36 for each job permit. A job permit may be issued for like loads carried on a specific route for a period not to exceed two months. "Like loads" means loads of the same product, weight and dimension.

(c) $60 for an annual permit to be issued for a period not to exceed 12 consecutive months. Annual permits may be issued for:

(1) refuse compactor vehicles that carry a gross weight up to but not in excess of 22,000 pounds on a single rear axle and not in excess of 38,000 pounds on a tandem rear axle;

(2) motor vehicles used to alleviate a temporary crisis adversely affecting the safety or well-being of the public;

(3) motor vehicles which travel on interstate highways and carry loads authorized under subdivision 1a;

(4) motor vehicles operating with gross weights authorized under section 169.825, subdivision 11, paragraph (a), clause (3).

(d) $120 for an oversize annual permit to be issued for a period not to exceed 12 consecutive months. Annual permits may be issued for:

(1) truck cranes;

(2) construction equipment, machinery, and supplies;

(3) manufactured homes;

(4) farm equipment when the movement is not made according to the provisions of section 169.80, subdivision 1, paragraphs (a) to (f);

(5) double-deck buses;

(6) commercial boat hauling.

(e) for vehicles which have axle weights exceeding the weight limitations of section 169.825, an additional cost added to the fees listed above. The additional cost is equal to the product of the distance traveled times the sum of the overweight axle group cost factors shown in the following chart:

Overweight Axle Group Cost Factors

Weight (pounds) exceeding weight limitations on axles	Cost Per Mile For Each Group Of: Two consecutive axles spaced within 8 feet or less	Three consecutive axles spaced within 9 feet or less	Four consecutive axles spaced within 14 feet or less
0-2,000	.100	.040	.036
2,001-4,000	.124	.050	.044
4,001-6,000	.150	.062	.050
6,001-8,000	Not permitted	.078	.056
8,001-10,000	Not permitted	.094	.070
10,001-12,000	Not permitted	.116	.078
12,001-14,000	Not permitted	.140	.094
14,001-16,000	Not permitted	.168	.106
16,001-18,000	Not permitted	.200	.128

18,001-20,000	Not permitted	Not permitted	.140
20,001-22,000	Not permitted	Not permitted	.168

The amounts added are rounded to the nearest cent for each axle or axle group. The additional cost does not apply to paragraph (c), clauses (1) and (3).

(f) As an alternative to paragraph (e), an annual permit may be issued for overweight, or oversize and overweight, construction equipment, machinery, and supplies. The fees for the permit are as follows:

Gross Weight (pounds) of vehicle	Annual Permit Fee
90,000 or less	$200.00
90,001 - 100,000	$300.00
100,001 - 110,000	$400.00
110,001 - 120,000	$500.00
120,001 - 130,000	$600.00
130,001 - 140,000	$700.00
140,001 - 145,000	*$800.00*

If the gross weight of the vehicle is more than ~~140,000~~ *145,000* pounds the permit fee is determined under paragraph (e).

(g) for vehicles which exceed the width limitations set forth in section 169.80 by more than 72 inches, an additional cost equal to $120 added to the amount in paragraph (a) when the permit is issued while seasonal load restrictions pursuant to section 169.87 are in effect.

Sec. 13. Minnesota Statutes 1985 Supplement, section 169.862, is amended to read:

169.862 [PERMITS FOR WIDE LOADS OF BALED AGRICULTURAL PRODUCTS.]

The commissioner of transportation with respect to highways under the commissioner's jurisdiction, and local authorities with respect to highways under their jurisdiction, may issue an annual permit to enable a vehicle carrying round bales of ~~agricultural products~~ *hay, straw, or cornstalks*, with a total outside width of the vehicle or the load not exceeding 11-1/2 feet, to be operated on public streets and highways. Permits issued under this section are governed by the applicable provisions of section 169.86 except as otherwise provided herein and, in addition, carry the following restrictions:

(a) The vehicles may not be operated between sunset and sunrise, when visibility is impaired by weather, fog, or other conditions rendering persons and vehicles not clearly visible at a distance of 500 feet, or on Sunday from noon until sunset, or on the days the following holidays are observed: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.

(b) The vehicles may not be operated on interstate highways.

(c) The vehicles may not be operated on a trunk highway with a pavement less than 24 feet wide.

(d) A vehicle operated under the permit must be equipped with a retractable or removable mirror on the left side so located that it will reflect to the driver a clear view of the highway for a distance of at least 200 feet to the rear

of the vehicle.

(e) A vehicle operated under the permit must display red, orange, or yellow flags, 18 inches square, as markers at the front and rear and on both sides of the load. The load must be securely bound to the transporting vehicle.

(f) Farm vehicles not for hire carrying round baled hay less than 20 miles are exempt from the requirement to obtain a permit. All other requirements of this section apply to vehicles transporting round baled hay.

The fee for the permit is $24.

ARTICLE 14

RAILROAD PROPERTY FIRST REFUSAL

Section 1. [222.631] [DEFINITIONS.]

Subdivision 1. [TERMS.] *For purposes of sections 1 to 3, the following terms have the meanings given them.*

Subd. 2. [FAIR MARKET VALUE.] *"Fair market value" means the price negotiated between the parties under section 2, or the market value of the property minus the value of any leasehold improvements, as determined by independent appraisers.*

Subd. 3. [LEASEHOLDER.] *"Leaseholder" means a person who holds a lease, license, or permit with respect to property within a right-of-way, and who has erected eligible leasehold improvements on the property with a total fair market value of $7,500 or more.*

Subd. 4. [RAILROAD INTEREST.] *"Railroad interest" includes a railroad corporation, its trustee or successor in interest, a railroad corporation which is in proceedings for bankruptcy under federal law, and a nonrailroad holding corporation that owns a controlling interest in a railroad.*

Subd. 5. [RIGHT-OF-WAY.] *"Right-of-way" has the meaning given it in section 222.63, subdivision 1.*

Sec. 2. [222.632] [RIGHT OF FIRST REFUSAL.]

A railroad interest that is in bankruptcy proceedings may not sell or offer for sale an interest in real property that is within the right-of-way, and a railroad interest that is abandoning a railroad line may not sell or offer for sale an interest in real property within the right-of-way to be abandoned, unless it first extends a written offer to sell that interest at a fair market value price to each person who is a leaseholder with respect to the property. Leaseholders must respond to the offer within 60 days of receipt of the notice and the railroad interest must negotiate in good faith with an interested leaseholder for a period of 90 days following the leaseholder's response. After the 90-day negotiation period, either party may file a notice of dispute with the board under section 3. The property may not be sold to a party other than the leaseholder during the response and negotiation periods or while a dispute is pending before the board. This section does not apply to a sale of an entire operating railroad line by one operating railroad to another for the purpose of operating a railroad.

Sec. 3. [222.633] [TRANSPORTATION REGULATION BOARD TO RESOLVE DISPUTES.]

(a) A railroad interest or leaseholder may apply to the transportation regulation board to resolve a dispute concerning fair market value or other

terms arising from negotiations under section 2. The board must adopt guidelines without regard to chapter 14 to implement section 2 and this section. The guidelines must define the terms "leaseholders" and "railroad interest," establish a procedure to resolve disputes, and provide for the use of independent appraisers. Final rules must be adopted no later than 360 days from the effective date of this section.

(b) The board's decision is final for purposes of judicial review and may be reviewed in the district court for the jurisdiction where the property is located. The scope of judicial review is limited to a determination whether substantial evidence exists to support the board's decision.

Sec. 4. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 15

LANDLORD LIEN

Section 1. [514.960] [LANDLORD LIEN.]

Subdivision 1. [LIEN; ATTACHMENT.] *A person or entity that leases property for agricultural production has a lien for unpaid rent on the crops produced on the property in the crop year and on the crop products and their proceeds.*

Subd. 2. [PERFECTION.] *(a) To perfect a landlord lien, the lien must attach and the person or entity entitled to the lien must file a lien statement with the appropriate filing office under section 336.9-401 by 30 days after the crops become growing crops.*

(b) A landlord lien that is not perfected has the priority of an unperfected security interest under section 336.9-312.

Subd. 3. [DUTIES OF FILING OFFICER.] *The filing officer shall enter on the lien statement the time of day and date of filing. The filing officer shall file, amend, terminate, note the filing of a lien statement, and charge the fee for filing under this section in the manner provided by section 336.9-403 for a financing statement. A lien statement is void and may be removed from the filing system 18 months after the date of filing. The lien statement may be physically destroyed after 30 months from the date of filing.*

Subd. 4. [PRIORITY.] *A landlord lien has priority over all other liens or security interests in crops grown or produced on the property that was leased and the crop products and proceeds.*

Subd. 5. [ENFORCEMENT OF LIEN.] *The holder of a landlord lien may enforce the lien in the manner provided in sections 336.9-501 to 336.9-508, subject to section 550.17. For enforcement of the lien, the lienholder is the secured party and the person leasing the property is the debtor, and each has the respective rights and duties of a secured party and a debtor under sections 336.9-501 to 336.9-508. If a right or duty under sections 336.9-501 to 336.9-508 is contingent upon the existence of express language in a security agreement or may be waived by express language in a security agreement, the requisite language does not exist.*

Subd. 6. [ENFORCEMENT ACTIONS; LIEN EXTINGUISHED.] *An action to enforce a landlord lien may be brought in district court in a county where the property is located after the lien is perfected. A lien statement may be amended, except the amount demanded, by leave of the court in the furtherance of justice. A landlord lien is extinguished if an action to enforce the*

lien is not brought within 18 months after the date the lien statement is filed.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 16

160 ACRE HOMESTEAD DECLARATION

Section 1. Minnesota Statutes 1984, section 510.02, is amended to read:

510.02 [AREA, HOW LIMITED.]

The homestead may include any quantity of land not exceeding ~~80~~ *160* acres, and not included in the laid out or platted portion of any city. If it be within the laid out or platted portion of such place its area shall not exceed one-half of an acre.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 17

ALTERNATIVE DISPUTE RESOLUTION

Section 1. Minnesota Statutes 1984, section 480.24, is amended by adding a subdivision to read:

Subd. 5. [NONPROFIT REGIONAL ALTERNATIVE DISPUTE RESOLUTION CORPORATION.] *"Nonprofit regional alternative dispute resolution corporation" means a nonprofit corporation which trains and makes available to the public individuals who provide fact-finding, conciliation, mediation, or nonbinding or binding arbitration services.*

Sec. 2. Minnesota Statutes 1984, section 480.242, subdivision 2, is amended to read:

Subd. 2. [REVIEW OF APPLICATIONS; SELECTION OF RECIPIENTS.] At times and in accordance with any procedures as the supreme court adopts in the form of court rules, applications for the expenditure of funds collected pursuant to section 480.241 shall be accepted from qualified legal services programs or from local government agencies and nonprofit organizations seeking to establish qualified alternative dispute resolution programs. The applications shall be reviewed by the advisory committee, and the advisory committee, subject to review by the supreme court, shall distribute the funds received pursuant to section 480.241, subdivision 2 to qualified legal services programs or to qualified alternative dispute resolution programs submitting applications. Subject to the provisions of subdivision 4, the funds shall be distributed in accordance with the following formula:

(a) Eighty-five percent of the funds distributed shall be distributed to qualified legal services programs that have demonstrated an ability as of July 1, 1982, to provide legal services to persons unable to afford private counsel with funds provided by the federal Legal Services Corporation. The allocation of funds among the programs selected shall be based upon the number of persons with incomes below the poverty level established by the United States Census Bureau who reside in the geographical area served by each

program, as determined by the supreme court on the basis of the 1980 national census. All funds distributed pursuant to this clause shall be used for the provision of legal services in civil matters to eligible clients.

(b) Fifteen percent of the funds distributed may be distributed *(1)* to other qualified legal services programs for the provision of legal services in civil matters to eligible clients, including programs which organize members of the private bar to perform services and programs for qualified alternative dispute resolution, *or (2) to programs for training mediators operated by nonprofit alternative dispute resolution corporations. Grants may be made pursuant to this clause only until June 30, 1987.* If all the funds to be distributed pursuant to this clause cannot be distributed because of insufficient acceptable applications, the remaining funds shall be distributed pursuant to clause (a).

Sec. 3. Minnesota Statutes 1984, section 572.33, subdivision 1, is amended to read:

Subdivision 1. [SCOPE.] When used in ~~Laws 1984, chapter 646, sections 1 to 7~~ *sections 572.31 to 572.40 and section 6* the terms defined in this section have the meanings given them.

Sec. 4. Minnesota Statutes 1984, section 572.33, is amended by adding a subdivision to read:

Subd. 5. [NONPROFIT REGIONAL ALTERNATIVE DISPUTE RESOLUTION CORPORATION.] *"Nonprofit regional alternative dispute resolution corporation" has the meaning given in section 1.*

Sec. 5. Minnesota Statutes 1984, section 572.35, is amended to read:

572.35 [EFFECT OF MEDIATED SETTLEMENT AGREEMENT.]

Subdivision 1. [GENERAL.] The effect of a mediated settlement agreement shall be determined under principles of law applicable to contract. A mediated settlement agreement is not binding unless it contains a provision stating that it is binding and a provision stating substantially that the parties were advised in writing that (a) the mediator has no duty to protect their interests or provide them with information about their legal rights; (b) signing a mediated settlement agreement may adversely affect their legal rights; and (c) they should consult an attorney before signing a mediated settlement agreement if they are uncertain of their rights.

Subd. 2. [DEBTOR AND CREDITOR MEDIATION.] *In addition to the requirements of subdivision 1, a mediated settlement agreement between a debtor and creditor is not binding until 72 hours after it is signed by the debtor and creditor, during which time either party may withdraw consent to the binding character of the agreement.*

Sec. 6. [572.41] [DEBTOR AND CREDITOR MEDIATION.]

Subdivision 1. [GENERAL.] *The debtor and creditor in any transaction may request the other party to the transaction to enter mediation concerning possible adjustment, refinancing, or payment under this section and sections 572.31 to 572.40.*

Subd. 2. [MEDIATORS.] *An individual who meets the qualifications established under subdivision 5 and who is willing to mediate in matters*

involving debtors and creditors may register with a nonprofit regional alternative dispute resolution corporation or, in a county where one does not exist, with the court administrator. The court administrator shall develop a list of mediators available in the county. It is desirable but not necessary that mediators under this section have knowledge of debtor and creditor law and relevant areas of finance. A mediator must not mediate a matter involving a debtor or creditor with whom the mediator has or has had a credit relationship.

Subd. 3. [REQUEST FOR MEDIATOR.] *A debtor and creditor who agree to mediate may submit a written request for referral to a mediator to the court administrator in the county where either party resides or has a place of business. The court administrator shall assign a mediator from the list developed under subdivision 2. The court administrator may charge a fee for the referral not to exceed the conciliation court fee in that county.*

Subd. 4. [COMPENSATION.] *Prior to commencing mediation the debtor and creditor shall agree with each other and the mediator on the amount and allocation between them of any fee for the mediator's services.*

Subd. 5. [RULES.] *The state court administrator, in consultation with the bureau of mediation services, shall adopt rules to implement this section and may use portions of existing rules on certification of alternative dispute resolution programs that satisfy the purposes of this section. The rules must include qualifications of mediators under this section and grounds for challenging and removing mediators.*

Sec. 7. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 18

WILD RICE LAND

Section 1. Minnesota Statutes 1985 Supplement, section 92.50, subdivision 1, is amended to read:

Subdivision 1. [LEASE TERMS.] The commissioner of natural resources may lease, at public or private vendue and at the prices and under the terms and conditions he or she may prescribe, any state-owned lands under his or her jurisdiction and control for the purpose of taking and removing sand, gravel, clay, rock, marl, peat, and black dirt, for storing ore, waste materials from mines, or rock and tailings from ore milling plants, for roads or railroads, or for any other uses consistent with the interests of the state. Except as otherwise provided in this subdivision, the term of the lease may not exceed ten years. Leases of lands for storage sites for ore, waste materials from mines, or rock and tailings from ore milling plants, for the removal of peat, or for the use of peat lands for agricultural purposes may not exceed a term of 25 years. Leases for the removal of peat must be approved by the executive council.

All leases must be subject to sale and leasing of the land for mineral purposes and contain a provision for cancellation *for just cause* at any time by the commissioner upon ~~three~~ *six* months' written notice. A longer notice period, not exceeding three years, may be provided in leases for storing ore, waste materials from mines or rock or tailings from ore milling plants. The

commissioner may determine the terms and conditions, including the notice period, for cancellation of a lease for the removal of peat. Money received from leases under this section must be credited to the fund to which the land belongs.

Sec. 2. Minnesota Statutes 1985 Supplement, section 92.501, subdivision 1, is amended to read:

92.501 [LEASING OF PEAT LANDS FOR WILD RICE FARMING.]

Subdivision 1. [AUTHORITY TO LEASE.] The commissioner of natural resources *in consultation with the commissioner of agriculture* may, at a public or private lease sale and at the prices and under the terms and conditions the ~~commissioner~~ *commissioners* may prescribe, lease any state-owned lands under the commissioner's jurisdiction and control for the purpose of farming of wild rice. *Priority must be given to lands which are accessible and adjacent to existing wild rice production areas and requested for leasing by wild rice producers.* The term of a lease under this section ~~shall~~ *must* be offered for a minimum of 20 years but may be for a shorter period at the option of the lessee. *If a lease is issued prior to the adoption of the rules for the implementation of this section and for a period of less than 20 years, the lease must be converted to a minimum 20-year lease after the rules have been adopted, at the option of the lessee. Leases must be accepted or denied within 60 days of application. If a lease is denied, written notice must be given stating reasons for denial.* The lease rate ~~shall~~ *must* be adjusted every five years to reflect market values. The money received from the leases under this section ~~shall~~ *must* be credited to the account that receives the proceeds of a sale of the land.

Sec. 3. Minnesota Statutes 1985 Supplement, section 92.501, subdivision 2, is amended to read:

Subd. 2. [WILD RICE LAND DESIGNATION AND DEVELOPMENT.] The commissioner of natural resources *and the commissioner of agriculture* shall prepare a plan *that designates state land for wild rice production* including an inventory of the number of acres of land appropriate and suitable for wild rice development and leasing in each county. *Proposed mineral exploration does not exempt land from being designated for wild rice development.*

Sec. 4. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 19

DEFICIENCY JUDGMENTS

Section 1. [LEGISLATIVE FINDINGS.]

The legislature finds that there is a rural economic emergency resulting from the agricultural economic depression. Foreclosure sales and subsequent deficiency judgments are debilitating the people foreclosed and taking away their hope for readjustment after foreclosure, which is detrimental to the welfare of the state.

Sec. 2. [580.225] [SATISFACTION OF JUDGMENT.]

The amount received from foreclosure sale under this chapter is full satisfaction of the mortgage debt, except as provided in section 5.

Sec. 3. Minnesota Statutes 1984, section 580.23, subdivision 1, is amended to read:

580.23 [REDEMPTION BY MORTGAGOR.]

Subdivision 1. When lands have been sold in conformity with the preceding sections of this chapter the mortgagor, his personal representatives or assigns, within six months after such sale, except as otherwise provided in subdivision 2, may redeem such lands, as hereinafter provided, by paying the sum of money for which the same were sold, with interest from the time of sale at the rate provided to be paid on the mortgage debt and, if no rate be provided in the mortgage note, at the rate of six percent per annum, together with any further sums which may be payable pursuant to section 582.03. ~~Where the redemption period is as provided in this subdivision the mortgagee, or his successors, assigns, or personal representative, or any other purchaser so purchasing at the sheriff's sale shall by purchasing the property at the sheriff's sale thereby waive his right to a deficiency judgment against the mortgagor.~~

Sec. 4. Minnesota Statutes 1984, section 581.09, is amended to read:

581.09 [SATISFACTION OF JUDGMENT; ~~EXECUTION FOR DEFICIENCY~~.]

Upon confirmation of the report of sale, the clerk shall enter satisfaction of the judgment to the extent of the sum bid for the premises, less expenses and costs, ~~and for any balance of such judgment, execution may issue as in other cases; but no such execution shall issue on the judgment until after a sale of the mortgaged premises, and the application of the amount realized as aforesaid~~. *The amount entered is full satisfaction of the judgment unless a deficiency is allowed under section 5. If a deficiency judgment is allowed under section 5, the balance of the judgment remaining unpaid may be executed and satisfied in the same manner as a personal judgment against the mortgagor.*

Sec. 5. [582.30] [DEFICIENCY JUDGMENTS.]

Subdivision 1. [DEFICIENCY ALLOWED.] *(a) Except as provided in this section, a person holding a mortgage may obtain a deficiency judgment against the mortgagor if the amount a person holding a mortgage receives from a foreclosure sale is less than:*

(1) the amount remaining unpaid on the mortgage under chapter 580; or

(2) the amount of the judgment entered under chapter 581.

(b) Except as provided in subdivision 3, the judgment may not be for more than the difference between the amount received from the foreclosure sale less expenses and costs and:

(1) for a foreclosure by advertisement, the total amount that attaches to the sale proceeds under chapter 580; or

(2) for a foreclosure by action, the amount of the judgment entered under chapter 581.

Subd. 2. [GENERAL PROHIBITION FOR PROPERTY WITH A SIX-MONTH REDEMPTION PERIOD.] *A deficiency judgment is not allowed if*

a mortgage is foreclosed by advertisement under chapter 580, and has a redemption period of six months under section 580.23, subdivision 1.

Subd. 3. [MORTGAGE ON AGRICULTURAL PROPERTY ENTERED AFTER THE EFFECTIVE DATE OF THIS ARTICLE.] *(a) If a mortgage entered after the effective date of this article on property used in agricultural production is foreclosed and sold, a deficiency judgment may only be obtained by filing a separate action for a deficiency judgment within 90 days after the foreclosure sale. A court may allow a deficiency judgment only if it determines that the sale of the property was conducted in a commercially reasonable manner.*

(b) The amount of the deficiency judgment is limited to the difference of the fair market value of the property, and the amount remaining unpaid on the mortgage if the foreclosure is under chapter 580 or the amount of the judgment if the foreclosure is under chapter 581. A separate jury proceeding must be brought to determine the fair market value of the property. The property may not be presumed to be sold for its fair market value. A party adversely affected by a deficiency judgment may submit evidence relevant to establishing the fair market value of the property. Notice of the time and place where the fair market value of the property is to be determined must be given to all parties adversely affected by the judgment.

Subd. 4. [JUDGMENT ON MORTGAGE NOTE.] *A personal judgment may not be executed against a mortgagor liable on a mortgage note entered after the effective date of this article secured by real property used in agricultural production, unless the fair market value of the property is determined by a jury in a separate proceeding as provided in subdivision 3, paragraph (b). The personal judgment on the mortgage note may not be for more than the difference of the amount due on the note and the fair market value of the property.*

Subd. 5. [MORTGAGE ON AGRICULTURAL PROPERTY ENTERED ON OR BEFORE THE EFFECTIVE DATE OF THIS ARTICLE.] *(a) If a mortgage entered on or before the effective date of this article on property used in agricultural production is foreclosed and sold, a deficiency judgment may only be obtained by filing a separate action for a deficiency judgment within 90 days after the foreclosure sale. A court may allow a deficiency judgment only if it determines that the sale of the property was conducted in a commercially reasonable manner.*

(b) The amount of the deficiency judgment is limited to the difference of the fair market value of the property, and the amount remaining unpaid on the mortgage if the foreclosure is under chapter 580 or the amount of the judgment if the foreclosure is under chapter 581. A separate jury proceeding must be brought to determine the fair market value of the property. The property may not be presumed to be sold for its fair market value. A party adversely affected by a deficiency judgment may submit evidence relevant to establishing the fair market value of the property. Notice of the time and place where the fair market value of the property is to be determined must be given to all parties adversely affected by the judgment.

Subd. 6. [JUDGMENT ON MORTGAGE NOTE.] *A personal judgment may not be executed against a mortgagor liable on a mortgage note entered on or before the effective date of this article secured by real property used in*

agricultural production, unless the fair market value of the property is determined by a jury in a separate proceeding as provided in subdivision 5, paragraph (b). The personal judgment on the mortgage note may not be for more than the difference of the amount due on the note and the fair market value of the property.

Subd. 7. [STATUTE OF LIMITATIONS ON EXECUTING JUDGMENT.] *A deficiency judgment or personal judgment obtained to enforce a mortgage debt on property used in agricultural production may be enforced by execution, but the judgment may not be executed after three years from the date judgment was entered.*

Subd. 8. [POSTPONEMENT ON EXECUTING JUDGMENTS ON OR BEFORE THE EFFECTIVE DATE OF THIS ARTICLE.] *For a mortgage on property used in agricultural production entered on or before the effective date of this article, a deficiency judgment or personal judgment to enforce the mortgage debt may not be executed on real or personal property used for agricultural production until one year after the effective date of this article.*

Subd. 9. [ATTACHMENT OF JUDGMENT AFTER JUDGMENT IS ENTERED.] *A deficiency judgment or personal judgment obtained to enforce a mortgage debt on property used in agricultural production does not attach to real or personal property that is acquired by the mortgagor or debtor after the judgment is entered.*

Sec. 6. [582.31] [ONE ACTION ALLOWED TO ENFORCE AGRICULTURAL MORTGAGE.]

(a) For a mortgage on property used in agricultural production entered into on or before the effective date of this article, the mortgagee may only proceed to:

(1) obtain a personal judgment for the debt owed on the note secured by the mortgage and execute on the judgment; or

(2) foreclose the mortgage and obtain a deficiency judgment, if allowed.

(b) An action under paragraph (a), either clause (1) or (2), bars an action under the other clause.

Sec. 7. [EFFECTIVE DATE.]

This article is effective the day after final enactment.

ARTICLE 20

RIGHT OF FIRST REFUSAL

Section 1. Minnesota Statutes 1984, section 500.24, is amended by adding a subdivision to read:

Subd. 6. [DISPOSAL OF LAND.] *A state or federal agency or a corporation, other than a family farm corporation or an authorized farm corporation, when leasing or selling farm land or a farm homestead, must offer or make a good faith effort to offer land for sale or lease to the immediately preceding former owner at a price no higher than the highest price offered by a third party that is acceptable to the seller or lessor. An offer delivered by certified mail to the former owner's last known address is a good faith offer. This subdivision does not apply to a sale or lease that occurs after the seller*

or lessor has held the property for five years.

The former owner must exercise the right to lease farm land within 30 days after receiving an offer to lease under this subdivision. The former owner must exercise the right to buy farm land within 90 days after receiving an offer to buy under this subdivision.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 21

INVOLUNTARY FARM TRANSFER INCOME EXCLUSION

Section 1. Minnesota Statutes 1985 Supplement, section 290.01, subdivision 20b, is amended to read:

Subd. 20b. [MODIFICATIONS REDUCING FEDERAL ADJUSTED GROSS INCOME.] There shall be subtracted from federal adjusted gross income:

(1) interest income on obligations of any authority, commission or instrumentality of the United States to the extent includible in gross income for federal income tax purposes but exempt from state income tax under the laws of the United States;

(2) the portion of any gain, from the sale or other disposition of property having a higher adjusted basis for Minnesota income tax purposes than for federal income tax purposes, that does not exceed such difference in basis; but if such gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to 40 per centum of the portion of the gain;

(3) losses, not otherwise reducing federal adjusted gross income assignable to Minnesota, arising from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks or out of state loss carryforwards resulting from the losses, and including any farm loss carryforwards or carrybacks;

(4) if included in federal adjusted gross income, the amount of any overpayment of income tax to Minnesota, or any other state, for any previous taxable year, whether the amount is received as a refund or credited to another taxable year's income tax liability;

(5) the amount of any distribution from a qualified pension or profit-sharing plan included in federal adjusted gross income in the year of receipt to the extent of any contribution not previously allowed as a deduction by reason of a change in federal law which was not adopted by Minnesota law for a taxable year beginning in 1974 or later;

(6) pension income as provided by section 290.08, subdivision 26;

(7) the first $3,000 of compensation for personal services in the armed forces of the United States or the United Nations, and the next $2,000 of compensation for personal services in the armed forces of the United States or the United Nations wholly performed outside the state of Minnesota. This modification does not apply to compensation defined in clause (6);

(8) unemployment compensation to the extent includible in gross income for federal income tax purposes under section 85 of the Internal Revenue Code of 1954;

(9) for an estate or trust, the amount of any income or gain which is not assignable to Minnesota under the provisions of section 290.17;

(10)(a) income from the business of mining as defined in section 290.05, subdivision 1, clause (a) which is not subject to the Minnesota income tax; (b) to the extent included in computing federal adjusted gross income, expenses and other items allocable to the business of mining or producing iron ore, the mining or production of which is subject to the occupation tax imposed by section 298.01, subdivision 1, shall be allowed as a subtraction to the extent that the expenses or other items are included in computing the modifications provided in section 290.01, subdivision 20a, clause (7) or paragraph (a) of this clause and to the extent that the expenses or other items are not deductible, capitalizable, retainable in basis, or taken into account by allowance or otherwise in computing the occupation tax. Occupation taxes imposed under chapter 298, royalty taxes imposed under chapter 299, and depletion expenses may not be subtracted under this paragraph;

(11) to the extent included in federal adjusted gross income, distributions from a qualified governmental pension plan which represent a return of designated employee contributions to the plan and which contributions were included in gross income pursuant to Minnesota Statutes 1984, section 290.01, subdivision 20a, clause (18). The provisions of this clause shall apply before the provisions of clause (6) apply and an amount subtracted under this clause may not be subtracted under clause (6); and

(12) to the extent included in federal adjusted gross income, distributions from an individual retirement account which represent a return of contributions if the contributions were included in gross income pursuant to Minnesota Statutes 1984, section 290.01, subdivision 20a, clause (17). The distribution shall be allocated first to return of contributions included in gross income until the amount of the contributions has been exhausted;

(13) to the extent included in federal adjusted gross income, income related to disposition of property used in a family farm business as provided by section 290.08, subdivision 27.

Sec. 2. Minnesota Statutes 1984, section 290.08, is amended by adding a subdivision to read:

Subd. 27. [FARM PROPERTY DISPOSITION INCOME.] *For a person, a family farm corporation, or an authorized farm corporation, gross income does not include any gain realized upon termination of a contract for deed, foreclosure of a mortgage, or deed in lieu of foreclosure if a foreclosure proceeding has been initiated or threatened in writing on real or personal property used in a farm business that was owned and operated by the taxpayer as the taxpayer's principal business. For the purposes of this subdivision, real property includes any dwellings located on the property. This modification does not apply to any net cash proceeds distributed to the taxpayer after discharge of the debt. For purposes of this subdivision "family farm corporation" and "authorized farm corporation" are as defined in section 500.24, subdivision 2, except that the term "farming" as used in*

those definitions includes the production of livestock, dairy animals or dairy products, poultry or poultry products, fur-bearing animals, horticultural and nursery stock that is covered by sections 18.44 to 18.61, fruit, vegetables, forage, grain, and bees and apiary products.

Sec. 3. Minnesota Statutes 1985 Supplement, section 290.091, subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] For purposes of the tax imposed by this section, the following terms have the meanings given:

(a) "Alternative minimum taxable income" means the sum of the following for the taxable year:

(1) the taxpayer's federal adjusted gross income as defined in the Internal Revenue Code;

(2) the taxpayer's federal tax preference items; less the sum of

(i) interest income as defined in section 290.01, subdivision 20b, clause (1); and

(ii) the amount of interest paid or accrued within the taxable year on indebtedness to the extent that the amount does not exceed qualified net investment income, as defined in section 55(e)(5) of the Internal Revenue Code. Interest does not include amounts deducted in computing federal adjusted gross income or amounts that are not allowable under section 55(e)(8) of the Internal Revenue Code*; and*

(iii) to the extent included in the taxpayer's federal adjusted gross income, gain excluded from gross income under section 290.01, subdivision 20b, clause (13).

In the case of an estate or trust, adjusted gross income must be modified as provided in section 55(e)(6)(B) of the Internal Revenue Code.

(b) "Federal tax preference items" means items as defined in sections 57, 58, and 443(d) of the Internal Revenue Code, modified as follows:

(1) The capital gain preference item shall be reduced

(i) where the gain would be modified because some or all of the assets have a higher basis for Minnesota purposes than for federal purposes*; and*

(ii) to the extent it includes gain excluded from gross income under section 290.01, subdivision 20b, clause (13).

(2) In the case of a nonresident individual, or an estate or trust, with a net operating loss that is a larger amount for Minnesota than for federal, the capital gain preference item shall be reduced to the extent it was reduced in the allowance of the net operating loss.

(3) Federal preference items from the business of mining or producing iron ore and other ores which are subject to the occupation tax and exempt from taxation under section 290.05, subdivision 1, shall not be a preference item for Minnesota.

(4) Other federal preference items to the extent not allowed in the computation of Minnesota gross income, as determined by the commissioner, are not preference items for Minnesota.

(c) "Internal Revenue Code" means the Internal Revenue Code of 1954, as amended through December 31, 1984.

(d) "Regular tax" means the tax that would be imposed under this chapter (without regard to this section), reduced by the sum of the nonrefundable credits allowed under this chapter.

Sec. 4. Minnesota Statutes 1985 Supplement, section 290.491, is amended to read:

290.491 [TAX ON GAIN; DISCHARGE IN BANKRUPTCY.]

(a) Any tax due under this chapter on a gain realized on a forced sale pursuant to foreclosure of a mortgage or other security interest in agricultural production property, other real property, or equipment, used in a farm business that was owned and operated by the taxpayer shall be a dischargeable debt in a bankruptcy proceeding under United States Code, title 11, section 727.

~~A gain~~ *(b) Income* realized on a sale *or exchange* of agricultural production property, other real property, or equipment, used in a farm business that was owned and operated by the taxpayer shall be exempt from taxation under this chapter, if the taxpayer was insolvent at the time of the sale and the proceeds of the sale were used solely to discharge indebtedness secured by a mortgage, lien or other security interest on the property sold. For purposes of this section, "insolvent" means insolvent as defined in section 108(d)(3) of the Internal Revenue Code of 1954, as amended through December 31, 1984. *This paragraph applies only to the extent that the gain is includable in federal adjusted gross income or in the computation of the alternative minimum taxable income under section 290.091 for purposes of the alternative minimum tax. The amount of the exemption is limited to the excess of the taxpayer's (1) liabilities over (2) the total assets and any exclusion claimed under section 108 of the Internal Revenue Code of 1954, as amended through December 31, 1985, determined immediately before application of this paragraph.*

(c) For purposes of this section, any tax due under this chapter specifically includes, but is not limited to, tax imposed under sections 290.02 and 290.03 on income derived from a sale or exchange, whether constituting gain, discharge of indebtedness or recapture of depreciation deductions, or the alternative minimum tax imposed under section 290.091.

Sec. 5. [AMENDED RETURNS.]

Subdivision 1. [SPECIAL RULES.] *An amended return filed on the basis of this article for a taxable year beginning after December 31, 1982, and before January 1, 1985, shall be filed no later than June 30, 1987. Such a return may include a reduction in gross income to effect subtraction of any amount added to gross income for that year pursuant to Minnesota Statutes 1984, section 290.01, subdivision 20a, clause (3), if the increase in the federal tax liability was a result of recapture of the investment tax credit attributable to disposition of property described in section 2. Any reduction in income arising from a farm pursuant to this article shall not be considered in the computation of the farm loss modification under Minnesota Statutes 1984, section 290.09, subdivision 29, in an amended return. On an amended return for a taxable year beginning after December 31, 1982, and before*

January 1, 1985, the minimum tax imposed under Minnesota Statutes 1984, section 290.091, shall be computed by subtracting from federal preference items the amount of any gain excluded from gross income under section 290.01, subdivision 20b, clause (13), that was included in the taxpayer's federal preference items in that taxable year.

Subd. 2. [PAYMENT OF REFUNDS.] *The commissioner of revenue shall pay refunds to claimants who file amended returns based on this article notwithstanding expiration of the period of limitations in Minnesota Statutes, section 290.50, or any other law. No interest will be paid on refunds paid on claims filed for periods for which the statute of limitations had expired.*

Sec. 6. [EFFECTIVE DATE.]

Sections 1, 2, and 4 are effective for taxable years beginning after December 31, 1982. Section 3 is effective for taxable years beginning after December 31, 1984.

ARTICLE 22

FARM ADVOCATE ETHICAL GUIDELINES

Section 1. [17.039] [ETHICAL GUIDELINES FOR FARM ADVOCATES.]

The commissioner of agriculture shall establish not later than August 1, 1986, ethical guidelines for farm advocates who perform the duties of an advocate. The ethical guidelines must be part of the contract with each advocate.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 23

FARM LOAN INTEREST BUY-DOWN

Section 1. [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] *The definitions in this section apply to sections 1 to 9.*

Subd. 2. [APPROVED ADULT FARM MANAGEMENT PROGRAM.] *"Approved adult farm management program" means a farm management training program designed for persons currently engaged in farming that has been approved by the commissioner under section 4, subdivision 4.*

Subd. 3. [COMMISSIONER.] *"Commissioner" means the commissioner of commerce.*

Subd. 4. [COMMISSIONER'S INTEREST INDEX.] *"Commissioner's interest index" means an interest rate that is three percent above the current lending rate of the Federal Interest Credit Bank to production credit associations as certified each month by the commissioner.*

Subd. 5. [ELIGIBLE BORROWER.] *"Eligible borrower" means a farmer who applies to a lender for a farm operating loan between the dates January 1, 1986, and December 30, 1986, and who meets all qualifications established in section 2 and any further qualifications that may be estab-*

lished in the program guidelines adopted by the commissioner under section 4, subdivision 1.

Subd. 6. [FARM OPERATING LOAN.] *"Farm operating loan" means an original, extended, or renegotiated loan or line of credit obtained by a farmer from a lender for the purpose of financing the operations of a farm. A farm operating loan includes an open line of credit even though the maximum principal amount of the line of credit may not be drawn at any one time. A farm operating loan eligible for interest rate buy-down must have a maturity date of June 30, 1987, or earlier.*

Subd. 7. [FARMER.] *"Farmer" means a state resident or a domestic family farm corporation as defined in section 500.24, subdivision 2, operating a farm within the state.*

Subd. 8. [INTEREST RATE BUY-DOWN; BUY-DOWN.] *"Interest rate buy-down" or "buy-down" means a reduction in the effective interest rate on a farm operating loan made pursuant to sections 1 to 9 to an eligible borrower due to partial payment of interest costs by the commissioner and partial payment of interest costs by the participating lender.*

Subd. 9. [LENDER.] *"Lender" means a bank, a credit union, or a savings and loan association chartered by the state or federal government, a unit of the farm credit system, the federal deposit insurance corporation, and other financial institutions that the commissioner deems appropriate.*

Subd. 10. [PARTICIPATING LENDER.] *"Participating lender" means a lender who has been granted participating lender status by the commissioner.*

Sec. 2. [FARMER ELIGIBILITY.]

Subdivision 1. [DEBT-TO-ASSET RATIO.] *Only a farmer with a debt-to-asset ratio exceeding 50 percent at the time of application for a farm operating loan is an eligible borrower for purposes of interest rate buy-down. The debt-to-asset ratio of a farmer must be determined by the lender. A debt-to-asset ratio determined by a lender is deemed to be reasonable and accurate without further audit or substantiation.*

Subd. 2. [ASSESSMENT OF CONTINUED VIABILITY.] *Only a farmer determined by the lender to have a reasonable opportunity for long-term financial viability in the farmer's current farm operation is an eligible borrower. A determination of financial viability by a lender is deemed to be reasonable and accurate without further audit or substantiation.*

Subd. 3. [ENROLLMENT IN ADULT FARM MANAGEMENT PROGRAM.] *To be an eligible borrower, a farmer must agree to enroll in an approved adult farm management program offered not more than 50 miles from the farmer's residence if enrollment is a condition of receiving a farm operating loan from a participating lender.*

Sec. 3. [LENDER ELIGIBILITY.]

Subdivision 1. [ELIGIBLE PARTICIPATING LENDER STATUS.] *A lender who meets all requirements established by the commissioner must be certified as a participating lender.*

Subd. 2. [PARTIAL PAYMENT FOR ADULT FARM MANAGEMENT

TRAINING.] *A participating lender must agree to pay one-half of the enrollment and tuition costs of an approved adult farm management program for an eligible borrower approved by the commissioner for interest rate buy-down. A participating lender is not required to assist with enrollment or tuition costs for a period longer than the term of the farm operating loan, and a lender is not required to assist with the enrollment and tuition costs for more than one individual for each farm operating loan.*

Sec. 4. [RESPONSIBILITIES OF THE COMMISSIONER.]

Subdivision 1. [ADOPTION OF PROGRAM GUIDELINES.] *Within 30 days after the effective date of sections 1 to 9, the commissioner shall adopt and make available to any interested party guidelines for the interest rate buy-down program established in sections 1 to 9. To the maximum extent practicable, the commissioner shall adopt guidelines that coordinate the state program with any federal farm financial relief program and make benefits of the state interest rate buy-down program additive to the federal program. The commissioner may adopt program guidelines without regard to chapter 14.*

Subd. 2. [PREPARATION AND DISTRIBUTION OF LENDER PARTICIPATION FORMS.] *The commissioner shall prepare and distribute to all lenders in the state forms and instructions for the program.*

Subd. 3. [PREPARATION AND DISTRIBUTION OF LOAN APPLICATION FORMS.] *The commissioner shall prepare and distribute to all participating lenders forms and instructions to be used in applying for state interest rate buy-down payments.*

Subd. 4. [APPROVAL OF ADULT FARM MANAGEMENT PROGRAMS.] *The commissioner, in consultation with the commissioner of agriculture, shall prepare and distribute to all participating lenders a list of adult farm management training programs approved for eligible borrowers.*

Subd. 5. [REVIEW OF APPLICATIONS FOR BUY-DOWN PAYMENT.] *The commissioner must review within five working days of submission by a participating lender a properly completed application for interest rate buy-down payments on a farm operating loan made to a farmer. If a qualified lender does not receive written notice that the commissioner has denied interest rate buy-down payments within seven working days, the farmer is an eligible borrower and interest rate buy-down payments on the farm operating loan are approved by the commissioner.*

Subd. 6. [BUY-DOWN PAYMENTS TO PARTICIPATING LENDERS.] *The commissioner shall make interest rate buy-down payments to participating lenders as provided in this subdivision. An amount equal to half of the expected interest rate buy-down amount may be paid to the participating lender 30 days after the loan is reviewed by the commissioner. If the participating lender elects to receive the first half payment at a date later than 30 days after the loan is reviewed by the commissioner, the commissioner shall make the payment on the date requested. The balance of the interest rate buy-down payment must be paid to the participating lender not more than 30 days after the request for final payment is received.*

Sec. 5. [FARMER APPLICATION FOR INTEREST RATE BUY-DOWN.]

A participating lender must receive and evaluate loan applications from any farmer who has transacted farm-related borrowing with the lender within the prior three years or from a farmer who has not previously established farm-related borrowing or whose previous lender is no longer in the business of making farm-related loans. The participating lender may use criteria beyond those in section 2 in determining whether to make a farm operating loan to a farmer.

Sec. 6. [APPLICATION BY PARTICIPATING LENDERS.]

In order to receive interest rate buy-down payments from the state, a participating lender must submit to the commissioner a properly completed application form for each farm operating loan eligible for interest rate buy-down payments.

Sec. 7. [MAXIMUM INTEREST RATE.]

To qualify for interest rate buy-down payments, a participating lender must offer to make a farm operating loan to an eligible borrower at a rate of interest equivalent to that offered to other farmers having similar security and financial status but in no case may the interest rate exceed the current commissioner's interest index. The commissioner may use appropriate means to verify that the operating loan interest rate available to an eligible borrower is substantially the same as that available to other borrowers.

Sec. 8. [STATE CONTRIBUTION TO INTEREST BUY-DOWN.]

As provided in section 4, subdivision 6, the commissioner shall pay to a participating lender for the first $100,000 of a farm operating loan made to an eligible borrower an amount equivalent to 37.5 percent of the contract interest to be paid during the term of the farm operating loan.

Sec. 9. [LENDER CONTRIBUTION TO INTEREST BUY-DOWN.]

A participating lender must provide a reduction in interest rate for the first $100,000 of a farm operating loan made to an eligible borrower in an amount equivalent to 12.5 percent of the contract interest rate to be paid during the term of the farm operating loan.

Sec. 10. [EXISTING RESTRUCTURING PROGRAM; DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] *The definitions in this section apply to sections 10 to 12.*

Subd. 2. [CLASSIFIED FARM LOAN.] *"Classified farm loan" means a farm loan that the lender determines to have a substantial risk of nonpayment, so that the lender is likely to sustain some loss if the borrower's paying capacity, net worth, or collateral is not improved. The loan need not already have been classified by a bank examiner.*

Subd. 3. [COMMISSIONER.] *"Commissioner" means the commissioner of commerce.*

Subd. 4. [COMMISSIONER'S INTEREST INDEX.] *"Commissioner's interest index" means an interest rate that is 2.3 percent above the current lending rates of the federal intermediate credit bank to production credit associations as certified each month by the commissioner.*

Subd. 5. [FARMER.] *"Farmer" means a state resident individual, or a*

domestic family farm corporation defined in Minnesota Statutes, section 500.24, engaged in the business of farming property in this state.

Subd. 6. [FARMERS HOME ADMINISTRATION.] *"Farmers home administration" means the farmers home administration of the United States Department of Agriculture.*

Subd. 7. [FARM LOAN.] *"Farm loan" means a loan for operating expenses or the purchase of property for a farm business.*

Subd. 8. [LENDER.] *"Lender" means a bank, savings and loan association, or credit union chartered by the state or federal government, a farm credit system lender, and the Federal Deposit Insurance Corporation.*

Sec. 11. [QUALIFICATION OF LENDERS.]

(a) To qualify for an interest payment under sections 10 to 12, a lender must first sign an agreement with the commissioner to follow the guidelines.

(b) A lender may not foreclose on a farm loan of a farmer who has had a loan application submitted to the farmers home administration under section 12 until (1) the lender certifies to the commissioner that the farmer's loans have been submitted to the farmers home administration for debt restructuring and that the loan debt restructuring has been approved or denied, or (2) 90 days have expired, whichever is earlier.

(c) The commissioner may not make an interest payment to a lender for a loan under sections 10 to 12, if the lender has foreclosed the loan.

Sec. 12. [INTEREST PAYMENT PROGRAM ON EXISTING FARM LOANS.]

Subdivision 1. [COMMISSIONER PAYS INTEREST.] *The commissioner shall pay the interest attributable to the first 60 days of a 120-day period, on the first $25,000 of operating farm loans and the first $25,000 of ownership farm loans of each borrower submitted by a lender that signs an agreement under section 11 to the farmers home administration for loan guarantees and debt restructuring.*

Subd. 2. [INTEREST.] *The interest to be paid is the amount that becomes attributable to the first 60-day period after the lender signs the agreement with the commissioner under section 11. The amount to be paid is determined by the loan agreement between the lender and the borrower.*

Subd. 3. [CLASSIFIED FARM LOAN REVIEW.] *During the first 60 days of the 120-day period after the agreement with the commissioner in section 11 is signed, the lender must review all classified farm loans and determine which farm loans the lender will submit to the farmers home administration for loan guarantees and debt restructuring.*

Subd. 4. [LENDER-BORROWER AGREEMENT.] *For each farm loan that the lender submits to the farmers home administration for loan guarantees and debt restructuring, the lender and the borrower of the farm loan must sign an agreement. The agreement must:*

(1) state that the lender has agreed with the commissioner not to foreclose on farm loans submitted, as specified in section 11;

(2) state that the commissioner will pay the interest attributable to the

eligible portion of the farm loan submitted to the farmers home administration for the first 60 days of the 120-day period if the lender qualifies for state interest payment;

(3) state that the borrower is not liable for interest paid by the commissioner;

(4) provide that if the lender qualifies for state interest payments, the lender will assume responsibility for the interest attributable to the eligible portion of the farm loan submitted and the borrower is not liable for the interest except as provided in clause (5); and

(5) provide that if the borrower agrees to have the farm loan submitted and the farmers home administration guarantees the loan, the lender may add the interest attributable to the second 60 days of the period to the principal of the borrower's farm loan.

Subd. 5. [PAYMENT APPLICATION.] *The lender must apply to the commissioner for the 60-day state interest payment on a farm loan that is submitted to the farmers home administration. The lender must give the commissioner evidence of the farm loan submitted to the farmers home administration guaranteed loan program and application for the farmers home administration approved lenders program. A lender that complies with this section is qualified to receive payment from the commissioner.*

Sec. 13. [ELIGIBLE FARM OPERATING LOANS.]

Notwithstanding Laws 1985, chapter 4, as amended by Laws 1985, chapter 114, a farm operating loan due and payable by April 1, 1986, and is otherwise eligible for the state interest payment and the commissioner of commerce shall make the payment if the loan was submitted by December 31, 1985.

Sec. 14. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 24

TANK SAFETY

Section 1. Minnesota Statutes 1985 Supplement, section 221.033, subdivision 3, is amended to read:

Subd. 3. [VARIANCE, RULES.] The commissioner shall adopt rules which provide a procedure for granting a variance from those regulations adopted under subdivision 1 which prescribe specifications for tank motor vehicles used to transport gasoline. The variance may be granted only ~~to persons who transport gasoline in~~ *for* tank motor vehicles with a capacity of 3,000 gallons or less which *are used to transport gasoline and* were *designed and* manufactured between 1950 and 1975 ~~according to American society of mechanical engineers specifications in effect at the time of manufacture~~ *to transport petroleum products*. The commissioner shall prescribe alternative requirements to assure the safety of the tank motor vehicles operated under the variance, and shall register each tank motor vehicle operated under the variance.

ARTICLE 25

PRIORITY LIEN STUDY

Section 1. [PROPERTY LIEN STUDY.]

The chairs of the house agriculture committee and the senate agriculture and natural resources committee shall each appoint eight members to a joint interim legislative committee to study priority liens on agricultural products and the impact of restricting short sales of raw agricultural products. At least three members from each political party must be represented by each house. The joint committee shall submit a written report to the legislature by December 15, 1986.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day after final enactment.

ARTICLE 26

SOIL AND WATER PURIFICATION TEST

Section 1. [116.54] [INJECTION OF CERTAIN MATERIALS.]

Subdivision 1. [POLLUTION CONTROL AGENCY TO AUTHORIZE, MONITOR.] *The pollution control agency shall authorize and may monitor not less than one or more than five projects to test the controlled injection of oxygen-bearing materials and appropriate microbiological systems into sites of water or soil contamination. An applicant for authority to conduct one of the tests shall describe to the agency plans for the test injection project including at least the following:*

(1) the quantity and type of chemicals and microbes to be used in the injection project;

(2) the frequency and planned duration of the injections;

(3) test monitoring and evaluation equipment that will be maintained at the site; and

(4) procedures for recording, analyzing, and maintaining information on the injection project.

The applicant shall make available to the agency all significant test results from the injection project. Trade secret information, as defined in section 13.37, made available by an applicant is classified as nonpublic data, pursuant to section 13.02, subdivision 9, or private data on individuals, pursuant to section 13.02, subdivision 12.

Sec. 2. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 27

DITCH CONSERVATION

Section 1. Minnesota Statutes 1985 Supplement, section 160.232, is amended to read:

160.232 [MOWING DITCHES OUTSIDE CITIES.]

Road authorities may not mow *or till* the right-of-way of a highway located outside of a home rule charter or statutory city except as allowed in this section and section 160.23.

(a) On any highway, the first eight feet away from the road surface, or shoulder if one exists, may be mowed at any time.

(b) An entire right-of-way may be mowed after July 31. From August 31 to the following July 31, the entire right-of-way may only be mowed if necessary for safety reasons, and may not be mowed to a height of less than 12 inches.

(c) A right-of-way may be mowed as necessary to maintain sight distance for safety and may be mowed at other times under rules of the commissioner, or by resolution of a local road authority.

(d) A right-of-way may be mowed, burned, or tilled to prepare the right-of-way for the establishment of permanent vegetative cover or for prairie vegetation management.

Sec. 2. Minnesota Statutes 1984, section 160.27, subdivision 5, is amended to read:

Subd. 5. [MISDEMEANORS.] Except for the actions of the road authorities, their agents, employees, contractors, and utilities in carrying out their duties imposed by law or contract, and except as herein provided, it shall be unlawful to:

(1) Obstruct any highway or deposit snow or ice thereon;

(2) Plow or perform any other detrimental operation within the road right of way except in the preparation of the land for planting ~~a perennial hay crop, and the harvesting of said crop~~ *permanent vegetative cover*;

(3) Erect a fence on the right of way of a trunk highway, county state-aid highway, county highway or town road, except to erect a lane fence to the ends of a livestock pass;

(4) Dig any holes in any highway; except to locate markers placed to identify sectional corner positions and private boundary corners.

(5) Remove any earth, gravel or rock from any highway;

(6) Obstruct any ditch draining any highway or drain any noisome materials into any ditch;

(7) Place or maintain any building or structure within the limits of any highway;

(8) Place or maintain any advertisement within the limits of any highway;

(9) Paint, print, place, or affix any advertisement or any object within the limits of any highway;

(10) Deface, mar, damage, or tamper with any structure, work, material, equipment, tools, signs, markers, signals, paving, guardrails, drains, or any other highway appurtenance on or along any highway;

(11) Remove, injure, displace, or destroy right of way markers, or reference or witness monuments, or markers placed to preserve section or quarter section corners;

(12) Improperly place or fail to place warning signs and detour signs as provided by law;

(13) Drive over, through, or around any barricade, fence, or obstruction erected for the purpose of preventing traffic from passing over a portion of a highway closed to public travel or to remove, deface, or damage any such barricade, fence, or obstruction.

Violations hereof shall be prosecuted by the county attorney of the county where the violations occur. Any person convicted of such violations shall be guilty of a misdemeanor.

Sec. 3. [REPORT.]

Subdivision 1. [INVESTIGATION.] *The state soil and water conservation board shall determine the length and area of drainage ditches that are required to be planted with permanent grass under section 106A.021 and prior law, and the enforcement actions taken by the commissioner of natural resources or enforcement personnel to maintain the grass strips.*

Subd. 2. [COOPERATION.] *The commissioner of transportation, county highway engineers, the road authorities, drainage authorities, and county auditors shall cooperate with the state soil and water conservation board in conducting the investigations.*

Subd. 3. [REPORT TO LEGISLATURE.] *The state soil and water conservation board shall prepare a report on the information collected under subdivision 1 and submit it to the legislature by January 15, 1987.*

Sec. 4. [EFFECTIVE DATE.]

This article is effective the day after final enactment.

ARTICLE 28

AGRICULTURAL LAND PRESERVATION

Section 1. [40A.151] [MINNESOTA CONSERVATION FUND.]

Subdivision 1. [ESTABLISHMENT.] *The Minnesota conservation fund is established as an account in the state treasury. Money from counties under section 2 must be deposited in the state treasury and credited to the Minnesota conservation fund account.*

Subd. 2. [USE OF FUND.] *Money in the fund is annually appropriated to the commissioner of revenue to reimburse taxing jurisdictions as provided in section 3 and section 473H.10.*

Sec. 2. [40A.152] [COUNTY CONSERVATION FEE; ACCOUNT.]

Subdivision 1. [FEE.] *A county that has allowed exclusive agricultural zones to be created under chapter 40A, that has designated lands eligible for agricultural preserves under section 473H.04, or that has elected to become an agricultural land preservation pilot county, shall impose an additional fee of $3 per transaction on the recording or registration of a mortgage subject to the tax under section 287.05 and an additional $3 on the recording or registration of a deed subject to the tax under section 287.21. One-half of the fee must be deposited in a special conservation account to be created in the county general revenue fund and one-half must be transferred to the commissioner of revenue for deposit in the state treasury and credited to the Minnesota conservation fund.*

Subd. 2. [USE OF ACCOUNT.] *Money from the county conservation*

account must be spent by the county to reimburse the county and taxing jurisdictions within the county for revenue lost under the conservation tax credit under section 3 or the valuation of agricultural preserves under section 473H.10. Money remaining in the account after those payments may be spent for the following purposes:

(1) agricultural land preservation and conservation planning and implementation of official controls under this chapter or chapter 473H;

(2) soil conservation activities and enforcement of soil loss ordinances;

(3) incentives for landowners who create exclusive agricultural use zones;

(4) payments to municipalities within the county for the purposes of clauses (1) to (3).

Subd. 3. [TRANSFER TO STATE FUND.] *Money in the county conservation account that is not encumbered by the county within one year of deposit in the account must be transferred to the commissioner of revenue for deposit in the Minnesota conservation fund.*

Sec. 3. [273.119] [CONSERVATION TAX CREDIT.]

Subdivision 1. [ELIGIBILITY; AMOUNT OF CREDIT.] *Land located in an exclusive agricultural use zone created under chapter 40A is eligible for a property tax credit of $1.50 per acre. To qualify for the tax credit in any year the owner shall file with the assessor by June 30 of that year a record of the restrictive covenant received by the owner under section 40A.10, subdivision 3. An owner who has given notice of termination of the exclusive agricultural use zone under section 40A.11, subdivision 2, is not eligible for the credit. The assessor shall indicate the amount of the property tax reduction on the property tax statement of each taxpayer receiving a credit under this section. The credit paid pursuant to this section shall be deducted from the tax due on the property before computation of the homestead credit paid pursuant to section 273.13 and the state agricultural credit paid pursuant to section 124.2137.*

Subd. 2. [REIMBURSEMENT FOR LOST REVENUE.] *The county may transfer money from the county conservation account created in section 2 to the county revenue fund to reimburse the fund for the cost of the property tax credit. The county auditor shall certify to the commissioner of revenue on or before June 1 of each year the amount of tax lost to the county from the property tax credit under subdivision 1 and the extent that the tax lost exceeds funds available in the county conservation account. On or before July 15 of each year, the commissioner shall reimburse the county from the Minnesota conservation fund under section 1 for the taxes lost in excess of the county account.*

Sec. 4. Minnesota Statutes 1985 Supplement, section 473H.10, subdivision 3, is amended to read:

Subd. 3. [COMPUTATION OF TAX; STATE REIMBURSEMENT.] (a) After the assessor has determined the market value of all land valued according to subdivision 2, he shall compute the assessed value of those properties by applying the appropriate classification percentages. When the county auditor computes the rate of tax pursuant to section 275.08, he shall include the assessed value of land as provided in this clause.

(b) The county auditor shall compute the tax on lands valued according to subdivision 2 and nonresidential buildings by multiplying the assessed value times the total rate of tax for all purposes as provided in clause (a).

(c) The county auditor shall then compute the maximum ad valorem property tax on lands valued according to subdivision 2 and nonresidential buildings by multiplying the assessed value times 105 percent of the previous year's statewide average mill rate levied on property located within townships for all purposes.

(d) The tax due and payable by the owner of preserve land valued according to subdivision 2 and nonresidential buildings will be the amount determined in clause (b) or (c), whichever is less. If the gross tax in clause (c) is less than the gross tax in clause (b), the state shall reimburse the taxing jurisdictions for the amount of difference. Residential buildings shall continue to be valued and classified according to the provisions of sections 273.11 and 273.13, as they would be in the absence of this section, and the tax on those buildings shall not be subject to the limitation contained in this clause.

The county may transfer money from the county conservation account created in section 2 to the county revenue fund to reimburse the fund for the tax lost as a result of this subdivision or to pay taxing jurisdictions within the county for the tax lost. The county auditor shall certify to the commissioner of revenue on or before June 1 the total amount of tax lost to the *county and* taxing jurisdictions located within his county as a result of this subdivision *and the extent that the tax lost exceeds funds available in the county conservation account.* Payments shall be made by the state as provided in section 273.13, subdivision 15a to each of the affected taxing jurisdictions *if the county conservation account is insufficient to make the reimbursement.* There is annually appropriated from the ~~general fund in the state treasury~~ *Minnesota conservation fund under section 1* to the commissioner of revenue an amount sufficient to make the reimbursement provided in this subdivision.

Sec. 5. [EFFECTIVE DATE.]

Section 3 is effective for taxes levied in 1987 and payable in 1988 and after. Section 4 is effective June 1, 1987.

ARTICLE 29

APPROPRIATION

Section 1. [APPROPRIATIONS.]

Subdivision 1. [LEGAL ASSISTANCE PROGRAM.] *$650,000 is appropriated from the general fund to the supreme court for the purposes of article 3, for the biennium ending June 30, 1987.*

Subd. 2. [MEDIATION.] *$360,000 is appropriated from the general fund to the University of Minnesota agricultural extension service for purposes of article 1 for the biennium ending June 30, 1987.*

Subd. 3. [INTEREST RATE BUY-DOWN.] *$5,000,000 is appropriated from the general fund to the commissioner of commerce for purposes of article 23 and $75,000 of it may be spent for administrative expenses related to article 23 for the biennium ending June 30, 1987.*

Subd. 4. [FAMILY FARM ADVOCATE PROGRAM.] *$300,000 is appropriated from the general fund to the commissioner of agriculture for the farm advocates program, for the biennium ending June 30, 1987.*

Subd. 5. [DATA COLLECTION TASK FORCE.] *$10,500 is appropriated from the general fund to the legislative advisory commission to fund the activities of the agricultural data collection task force pursuant to article 11.*

Subd. 6. [FAMILY FARM SECURITY ACT ADDITIONAL INTEREST PAYMENTS.] *$740,000 is appropriated to the commissioner of agriculture from the general fund for the biennium ending June 30, 1987 in order to make the payments required by article 8.*

Subd. 7. [AVTI AND UNIVERSITY OF MINNESOTA TECHNICAL COLLEGES TUITION SUPPLEMENT.] *$1,350,000 is appropriated from the general fund to the state board of vocational technical education, for the biennium ending June 30, 1987, for the following services in proportions deemed necessary by the board to the agricultural vocational technical institutes and the University of Minnesota two-year technical colleges for:*

(1) reduced tuition costs for existing farm business management and small business management programs; and

(2) additional farm business management programs and workshops.

Subd. 8. [AGRICULTURAL EXTENSION SERVICE PROJECTS.] *$1,250,000 is appropriated from the general fund to the board of regents of the University of Minnesota, to be available until June 30, 1987, for the following agricultural extension service projects: voluntary mediation training, project support program, farm financial management program, family financial and stress management education, community economy development education, information exchange for sustainable farming methods including methods that decrease per unit cost of production and increase net income, and forest product marketing.*

Subd. 9. [MINNESOTA RURAL FINANCE ADMINISTRATION.] *$4,802,000 is appropriated to the commissioner of finance from the general fund for purposes of article 6. Of this amount, $4,564,000 is exclusively for debt service of bonds issued under article 6, and $238,000 is for administrative costs. The complement of the department is increased by 5.0 positions. If the program is found to be unconstitutional, the balance of this appropriation shall be transferred to the interest buy-down program in article 23.*

Subd. 10. ["FINPAC."] *$72,500 is appropriated from the general fund to the commissioner of finance to be available for grants to the Farmers Home Administration to continue the administration's FINPAC capability on the University of Minnesota's mainframe computer and to upgrade the administration's "FINPAC" farm financial analysis software for micro computers as needed to establish compatibility with "FINPAC" analyses prepared by county extension agents or adult farm management instructors. This appropriation is for the biennium ending June 30, 1987.*

Subd. 11. [AGRICULTURAL EXPERIMENT STATION RESEARCH PROJECTS.] *$250,000 is appropriated from the general fund to the board of*

regents of the University of Minnesota for agricultural experiment station research projects relating to water quality problems associated with the application of chemical inputs in production agriculture, for the biennium ending June 30, 1987.

Subd. 12. [AGRICULTURAL EXTENSION SERVICE RETRENCHMENT.] *$115,000 is appropriated from the general fund to the board of regents of the University of Minnesota for the Minnesota extension service to offset scheduled reduction of county extension agents. It is requested that consideration be made for those counties with the greatest need for mediation services. This appropriation is for the biennium ending June 30, 1987.*

Subd. 13. [SWEET SORGHUM RESEARCH.] *$60,000 is appropriated to the state board of vocational technical education for continuation of a demonstration project at the Mankato vocational technical institute involving butanol and ethanol production from sweet sorghum, for the biennium ending June 30, 1987.*

Subd. 14. [WILD RICE RESEARCH.] *$40,000 is appropriated from the general fund to the University of Minnesota agricultural experimental stations for wild rice research to be available until June 30, 1987, as follows:*

(a) for elimination of volunteer seeds	*$10,000*
(b) to develop plants resistant to leaf diseases	*10,000*
(c) to develop higher yielding wild rice	*10,000*
(d) acquisition and preparation of a peat research site	5,000
(e) approving herbicides and pesticides that will not affect food value of rice	*5,000*

Subd. 15. [FARM LAND CAPITAL GAIN EXCLUSION.] *$1,000,000 is appropriated from the general fund to the commissioner of revenue to make the payments required in article 21, to be available for the biennium ending June 30, 1987.*"

Delete the title and insert:

"A bill for an act relating to agriculture; establishing the rural finance administration; authorizing the sale of state bonds; ratifying and approving an interstate compact on agricultural grain marketing; authorizing development of a plan for a memorial to Native Americans; establishing a mediation procedure; re-enacting an interest buydown program; authorizing certain deficiency judgments; prescribing a procedure to determine the amount of certain agricultural deficiency judgments; providing for farm advocate guidelines; reactivating the data collection task force; authorizing additional interest payments to certain family farm security program sellers; increasing the allowable width of certain trucks; authorizing trucks hauling sugar beets or potatoes to be overweight during certain periods; declaring crop ownership; prescribing a procedure for planting crop owners to recover crop value; providing for a lien; prescribing satisfaction and enforcement of liens; modifying venue to recover possession of personal property; allowing designation, sale

and redemption of an agricultural homestead that is executed on and sold as part of other property; allowing designation, sale, and redemption of a homestead foreclosed on or part of other property; establishing filing requirements, enforcement, and priority of veterinarian's liens; declaring state policy relating to wild rice; increasing the homestead exemption to 160 acres; exempting agricultural property for certain purposes; providing certain rights of first refusal; establishing a legal services support program; protecting certain conservation practices; changing the agricultural land preservation pilot program; protecting certain rights-of-way from erosion; changing certain variances requiring a study; authorizing certain soil and water purification tests; appropriating money and authorizing issuance of bonds; excluding certain capital gains; amending Minnesota Statutes 1984, sections 138.585, by adding a subdivision; 160.27, subdivision 5; 169.01, subdivision 7; 169.80, subdivision 1; 169.81, subdivisions 2 and 3; 169.825, subdivisions 8, 10, 11, and by adding a subdivision; 169.832, by adding a subdivision; 169.86, subdivisions 2 and 5; 290.08, by adding a subdivision; 336.9-501; 480.24, by adding a subdivision; 480.242, subdivision 2; 500.24, by adding subdivisions; 510.02; 514.92; 542.06; 572.33, subdivision 1, and by adding a subdivision; 572.35; 580.23, subdivision 1; 581.09; Minnesota Statutes 1985 Supplement, sections 40.26; 92.50, subdivision 1; 92.501, subdivisions 1 and 2; 160.232; 168.013, subdivision 1e; 169.862; 221.033, subdivision 3; 256.73, subdivision 2; 290.01, subdivision 20b; 290.091, subdivision 2; 290.491; 473H.10, subdivision 3; Laws 1985, chapter 19, section 2, subdivision 2, and by adding a subdivision, and section 6, subdivision 6; proposing coding for new law in Minnesota Statutes, chapters 17; 40A; 116; 222; 273; 480; 514; 550; 557; 559; 572; 580; 581; 582; and 583; proposing coding for new law as Minnesota Statutes, chapters 41B; and 236A; repealing Minnesota Statutes 1984, sections 561.11; 561.12; 561.13; 561.14; 561.15; 561.16; and 582.04."

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

House Conferees: (Signed) K.J. McDonald, Dennis C. Frederickson, Jim Boerboom, Merlyn O. Valan, Jerry Schoenfeld

Senate Conferees: (Signed) Charles R. Davis, Charles A. Berg, LeRoy A. Stumpf, Gary M. DeCramer, Keith Langseth

Mr. Stumpf moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1599 be now adopted, and that the bill be repassed as amended by the Conference Committee.

CALL OF THE SENATE

Mr. Stumpf imposed a call of the Senate for the balance of the proceedings on H.F. No. 1599. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the motion of Mr. Stumpf. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 1599 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 64 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Moe, R.D.	Reichgott
Anderson	Diessner	Knaak	Nelson	Renneke
Belanger	Dieterich	Kroening	Novak	Samuelson
Benson	Frank	Kronebusch	Olson	Schmitz
Berg	Frederick	Laidig	Pehler	Sieloff
Berglin	Frederickson	Langseth	Peterson, C.C.	Spear
Bernhagen	Freeman	Lantry	Peterson, D.C.	Storm
Bertram	Gustafson	Lessard	Peterson, D.L.	Stumpf
Brataas	Hughes	Luther	Peterson, R.W.	Taylor
Chmielewski	Isackson	McQuaid	Petty	Vega
Dahl	Johnson, D.E.	Mehrkens	Pogemiller	Wegscheid
Davis	Johnson, D.J.	Merriam	Purfeerst	Willet
DeCramer	Jude	Moe, D.M.	Ramstad	

Messrs. Knutson and Waldorf voted in the negative.

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

MOTIONS AND RESOLUTIONS

Mr. Pogemiller moved that the name of Mr. Ramstad be added as a co-author to S.F. No. 1868. The motion prevailed.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 2014, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2014 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 2014

A bill for an act relating to elections; making changes in registration, caucuses, ballots, affidavits of candidacy and withdrawal, nominations, election certificates, and election judge qualifications; amending Minnesota Statutes 1984, sections 201.018, subdivision 2; 201.12, subdivision 2; 201.15, subdivision 1; 202A.11, subdivision 2; 202A.16, subdivision 1; 204B.03; 204B.06, subdivision 1; 204B.07, subdivision 4; 204B.09, subdivision 1; 204B.10, by adding a subdivision; 204B.12, subdivision 3; 204B.35, subdivision 2; 204C.40, subdivision 1; 204D.11, subdivisions 3, 5, and 6; 206.71, by adding a subdivision; and 208.03.

March 14, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 2014, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 2014 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [10A.241] [TRANSFER OF DEBTS.]

Notwithstanding any provisions of this chapter to the contrary except as provided in this section, a candidate may terminate the candidate's principal campaign committee for one state office by transferring any debts of that committee to the candidate's principal campaign committee for another state office, provided that any outstanding unpaid bills or loans from the committee being terminated are assumed and continuously reported by the committee to which the transfer is being made until paid or forgiven. A loan that is forgiven is covered by section 10A.20 and, for purposes of section 10A.32, is a contribution to the principal campaign committee from which the debt was transferred under this section.

Sec. 2. Minnesota Statutes 1984, section 201.018, subdivision 2, is amended to read:

Subd. 2. [~~COUNTY WITH PERMANENT SYSTEM~~ *REGISTRATION REQUIRED.*] An eligible voter ~~who maintains residence in a county with a permanent voter registration system~~ must register in a manner specified by section 201.054, in order to vote in any primary, special primary, general, or special election held in the county. An eligible voter who maintains residence in a school district which uses the county voter registration system as authorized by section 201.095, must register in a manner specified by section 201.054, in order to vote in any school election held in that district.

Sec. 3. Minnesota Statutes 1984, section 201.12, subdivision 2, is amended to read:

Subd. 2. [CHALLENGES.] Upon return of the notice by the postal service, the county auditor or his staff shall personally ascertain the name and address of that individual. If the individual is no longer at the address recorded in the original registration file, the county auditor shall affix the word "challenged" to the duplicate registration card. Any individual challenged in accordance with this subdivision shall comply with the provisions of section 204C.12, before being allowed to vote. *If a second notice mailed at least 60 days after the return of the first notice is also returned by the postal service, the county auditor may remove the original and duplicate cards from the registration file.*

Sec. 4. Minnesota Statutes 1984, section 201.15, subdivision 1, is amended to read:

Subdivision 1. [GUARDIANSHIPS, INCOMPETENTS AND PSYCHOPATHS.] The probate judge in each county shall report monthly to the

county auditor the name and address of each individual 18 years of age or over, who maintains residence in that county and who, during the month preceding the date of the report:

(a) was placed under a guardianship of the person;

(b) adjudged legally incompetent by reason of mental illness, mental deficiency, or inebriation; or

(c) was adjudged a psychopathic personality.

The judge shall also report the same information for each individual transferred to the jurisdiction of the court who meets a condition specified in clause (a), (b) or (c). Upon receipt of the report, the county auditor shall determine whether any individual named in the report is registered to vote. The county auditor shall attach a notice to the original and duplicate registration cards of any individual named in the report informing the election judges that the individual is not eligible to reregister or vote. The notice shall contain the reason for ineligibility, the date of the determination, and the dated signature of the county auditor. *The cards may be retained in the registration file for the entire period of the voter's ineligibility and need not be purged in accordance with section 201.171.*

Sec. 5. Minnesota Statutes 1984, section 202A.11, subdivision 2, is amended to read:

Subd. 2. [RIGHT TO USE.] A major political party which has adopted a party name is entitled to the exclusive use of that name for the designation of its candidates on all ballots, and no candidate of any other ~~major~~ political party is entitled to have printed on a ballot as a party designation any part of that name.

Sec. 6. Minnesota Statutes 1984, section 202A.16, subdivision 1, is amended to read:

Subdivision 1. Only those individuals who are or will be eligible to vote ~~in the precinct~~ at the time of the next state general election, may vote or be elected a delegate or officer at the precinct caucus. *An eligible voter may vote or be elected a delegate or officer only in the precinct where the voter resides at the time of the caucus.*

Sec. 7. Minnesota Statutes 1984, section 204B.03, is amended to read:

204B.03 [MANNER OF NOMINATION.]

Candidates of a major political party for ~~a~~ *any* partisan office *except presidential elector* and all candidates for nonpartisan office shall apply for a place on the primary ballot by filing an affidavit of candidacy as provided in section 204B.06, and except as otherwise provided in section 204D.07, subdivision 3, shall be nominated by primary. Candidates for any partisan office who do not seek the nomination of a major political party shall be nominated by nominating petition as provided in sections 204B.07 and 204B.08, and, *except for presidential elector candidates,* shall file an affidavit of candidacy as provided in section 204B.06.

Sec. 8. Minnesota Statutes 1984, section 204B.06, subdivision 1, is amended to read:

Subdivision 1. [FORM OF AFFIDAVIT.] An affidavit of candidacy shall

state the name of the office sought and shall state that the candidate:

(a) Is an eligible voter;

(b) Has no other affidavit on file as a candidate for any ~~other~~ office at the same primary or next ensuing general election; and

(c) Is, or will be on assuming the office, 21 years of age or more, and will have maintained residence in the district from which he seeks election for 30 days before the general election.

An affidavit of candidacy must include a statement that the candidate's name as written on the affidavit for ballot designation is the candidate's true name or the name by which the candidate is commonly and generally known in the community.

An affidavit of candidacy for partisan office shall also state the name of the candidate's political party or political principle, stated in three words or less.

Sec. 9. Minnesota Statutes 1984, section 204B.07, subdivision 1, is amended to read:

Subdivision 1. [FORM OF PETITION.] A nominating petition may consist of one or more separate pages each of which shall state:

(a) The office sought;

(b) The candidate's name and residence address, including street and number if any; and

(c) The candidate's political party or political principle expressed in not more than three words. No candidate who files for a partisan office by nominating petition shall use the term "nonpartisan" as a statement of his political principle or the name of his political party. *No part of the name of a major political party may be used to designate the political party or principle of a candidate who files for a partisan office by nominating petition, except that the word "independent" may be used to designate the party or principle.* A candidate who files by nominating petition to fill a vacancy in nomination for a nonpartisan office pursuant to section 204B.13, shall not state any political principle or the name of any political party on the petition.

Sec. 10. Minnesota Statutes 1984, section 204B.07, subdivision 4, is amended to read:

Subd. 4. [OATH AND ADDRESS OF SIGNER.] Following the information required by subdivisions 1 and 2 and before the space for signing, each separate page that is part of the petition shall include an oath in the following form:

"I solemnly swear (or affirm) that I know the contents and purpose of this petition, that I do not intend to vote at the primary election for the office for which this nominating petition is made, and that I signed this petition of my own free will."

Notarization or certification of the signatures on a nominating petition is not required. ~~After the name of each signer shall be written~~ *Immediately after the signature, the signer shall write on the petition* the signer's residence address including street and number, if any, and mailing address if different from residence address.

Sec. 11. Minnesota Statutes 1984, section 204B.09, subdivision 1, is amended to read:

Subdivision 1. [CANDIDATES IN STATE AND COUNTY GENERAL ELECTIONS.] Except as otherwise provided by this subdivision, affidavits of candidacy and nominating petitions for county, state and federal offices filled at the state general election shall be filed not more than 70 days nor less than 56 days before the state primary. Candidates for presidential electors may file ~~affidavits and~~ petitions on or before the state primary day. Nominating petitions to fill vacancies in nominations shall be filed as provided in section 204B.13. No affidavit or petition shall be accepted later than 5:00 p.m. on the last day for filing. Affidavits and petitions for offices to be voted on in only one county shall be filed with the county auditor of that county. Affidavits and petitions for offices to be voted on in more than one county shall be filed with the secretary of state.

Sec. 12. Minnesota Statutes 1984, section 204B.10, is amended by adding a subdivision to read:

Subd. 5. [IMPROPER NAME.] *If the filing officer determines that use on the ballot of the candidate's name as written on the affidavit of candidacy would violate section 204B.35, subdivision 2, the filing officer shall immediately notify the candidate and shall certify for the ballot the candidate's true name instead of the name as written on the affidavit.*

Sec. 13. Minnesota Statutes 1984, section 204B.12, subdivision 3, is amended to read:

Subd. 3. [TIME FOR FILING.] An affidavit of withdrawal filed pursuant to subdivision 1 ~~or 2~~ shall not be accepted later than 5:00 p.m. on the last day for withdrawal.

Sec. 14. Minnesota Statutes 1984, section 204B.35, subdivision 2, is amended to read:

Subd. 2. [MANNER OF PREPARATION.] Ballots shall be prepared in a manner that enables the voters to understand which questions are to be voted upon and the identity and number of candidates to be voted for in each office and to designate their choices easily and accurately. The name of a candidate shall not appear on a ballot in any way that gives the candidate an advantage over his opponent, *including words descriptive of the candidate's occupation, qualifications, principles, or opinions,* except as otherwise provided by law.

Sec. 15. Minnesota Statutes 1984, section 204C.40, subdivision 1, is amended to read:

Subdivision 1. [PREPARATION; METHOD OF DELIVERY.] The county auditor shall prepare an election certificate for every candidate declared elected by the county canvassing board, and the secretary of state shall prepare a certificate for every candidate declared elected by the state canvassing board. Except as otherwise provided in this section, the secretary of state or county auditor, as appropriate, shall deliver an election certificate on demand to the elected candidate. *In an election for United States representative in congress the filing officer shall deliver the original election certificate to the chief clerk of the United States house of representatives. In an*

election for United States senator, the governor shall prepare an original certificate of election, countersigned by the secretary of state, and deliver it to the secretary of the United States senate. In an election for state representative or state senator, the ~~county auditor or secretary of state~~ *filing officer* shall deliver the original election certificate to the chief clerk of the house or the secretary of the senate. The chief clerk of the house or the secretary of the senate shall give a copy of the certificate to the representative-elect or senator-elect. Upon taking the oath of office, the representative or senator shall receive the original certificate of election. If a recount is undertaken by a canvassing board pursuant to section 204C.35, no certificate of election shall be prepared or delivered until after the recount is completed. In case of a contest, the court may invalidate and revoke the certificate as provided in chapter 209.

Sec. 16. Minnesota Statutes 1984, section 204D.11, subdivision 3, is amended to read:

Subd. 3. [CANARY BALLOT; ~~GRAY BALLOT~~.] All questions and the names of all candidates for offices to be voted on at the state general election which are not placed on the white ballot shall be placed on a single ballot printed on canary paper which shall be known as the "canary ballot". The canary ballot shall be prepared by the county auditor.

~~When the length of the canary ballot would exceed 30 inches, all of the municipal judicial offices that are to be placed on the canary ballot may be placed instead on a single separate ballot printed on gray paper. Separate ballot boxes must be provided for these gray ballots.~~

Sec. 17. Minnesota Statutes 1984, section 204D.11, subdivision 5, is amended to read:

Subd. 5. [BALLOT HEADINGS.] The white, pink and special federal white ballot shall be headed with the words "State General Election Ballot." The canary ballot shall be headed with the words "County and Judicial ~~District~~ Nonpartisan General Election Ballot." ~~When the canary ballot is divided into two separate ballots as provided in subdivision 3, the ballot printed on canary paper must be headed "County Nonpartisan General Election Ballot" and the ballot printed on gray paper must be headed "Judicial Municipal Nonpartisan General Election Ballot."~~

Sec. 18. Minnesota Statutes 1984, section 204D.11, subdivision 6, is amended to read:

Subd. 6. [GRAY BALLOT.] ~~All soil and water conservation district supervisor offices that are to be placed on the canary ballot under the provisions of section 40.05 may be placed instead on a single separate ballot printed on gray paper.~~ *When the canary ballot would be longer than 30 inches, the following offices that should be placed on the canary ballot may be placed instead on a separate gray ballot:*

(a) all soil and water conservation district supervisor offices; or

(b) all soil and water conservation district supervisor and all county or municipal judicial offices; or

(c) all soil and water conservation district supervisor, all county or municipal judicial offices, and all district judicial offices.

The gray ballot must be headed with the words: "District Nonpartisan General Election Ballot." Separate ballot boxes must be provided for these gray ballots. ~~So far as is practicable, gray ballots must be distributed to voters, handled, counted, and canvassed in the manner provided by law for precincts using only paper ballots. The canvass of the gray paper ballots must not delay the canvass of votes recorded on the voting machines. A separate summary statement may be provided for reporting of the canvass of the gray paper ballots. The returns from the voting machines may be filed as provided in section 206.21 before the canvass of the gray paper ballots is completed. Additional or replacement election judges may be appointed to count the gray paper ballots. Soil and water district supervisor offices may be placed on the same separate gray paper ballot used for any other offices which are placed on a separate gray paper ballot under the provisions of state law.~~

Sec. 19. Minnesota Statutes 1984, section 206.71, is amended by adding a subdivision to read:

Subd. 4. [INADEQUATE SPACE ON MACHINE.] *When the number of offices and questions to be voted on exceeds the maximum number that can be included on the lever voting machines in use in any precinct, a separate gray paper ballot shall be prepared as provided in section 204D.11, subdivision 6. Separate ballot boxes must be provided for these gray ballots. So far as is practicable, gray ballots must be distributed to voters, handled, counted, and canvassed in the manner provided by law for precincts using only paper ballots. The canvass of the gray paper ballots must not delay the canvass of votes recorded on the voting machines. A separate summary statement may be provided for reporting of the canvass of the gray paper ballots. The returns from the voting machines may be filed as provided in section 206.75, subdivision 2, before the canvass of the gray paper ballots is completed. Additional or replacement election judges may be appointed to count the gray paper ballots.*

Sec. 20. Minnesota Statutes 1984, section 208.03, is amended to read:

208.03 [NOMINATION OF PRESIDENTIAL ELECTORS.]

Presidential electors for the ~~several~~ major political parties of this state shall be nominated by delegate conventions called and held under the supervision of the respective state central committees of the parties of this state. ~~The names of the persons nominated as presidential electors shall be certified to the secretary of state by the chairperson of the convention for the office of presidential elector~~ On or before primary election day *the chairperson of the major political party shall certify to the secretary of state the names of the persons nominated as presidential electors and the names of the party candidates for president and vice president.*

Sec. 21. Laws 1980, chapter 362, section 8, subdivision 1, is amended to read:

Sec. 8. [CAMPAIGN REPORTS.]

Subdivision 1. [COMMITTEES REQUIRED TO REPORT; DEADLINES.] The treasurer of any political committee, political fund or principal campaign committee required to register pursuant to section 6 shall also file campaign reports with the filing officer. *In each year in which the name of the candidate is on the ballot, the report of the principal campaign committee*

shall be filed ten days before a regular primary and a regular election. Political committees and political funds other than principal campaign committees shall file campaign reports ~~shall be filed~~ ten days before ~~any~~ *a* regular primary or regular election. The treasurer of a principal campaign committee shall file additional reports ten days before a special primary or other special election and 30 days after a special election. The reports shall cover the period from the last day of the previous reporting period to seven days before the filing date. An additional campaign report shall be filed by all treasurers on January 31 of each year covering the period from the last day of the previous reporting period to December 31 of the preceding calendar year.

Sec. 22. [EFFECTIVE DATE.]

This act is effective the day after final enactment."

Delete the title and insert:

"A bill for an act relating to elections; providing for transfer of certain compaign debts; making changes in registration, caucuses, ballots, affidavits of candidacy and withdrawal, nominations, and election certificates; changing certain reporting requirements; amending Minnesota Statutes 1984, sections 201.018, subdivision 2; 201.12, subdivision 2; 201.15, subdivision 1; 202A.11, subdivision 2; 202A.16, subdivision 1; 204B.03; 204B.06, subdivision 1; 204B.07, subdivisions 1 and 4; 204B.09, subdivision 1; 204B.10, by adding a subdivision; 204B.12, subdivision 3; 204B.35, subdivision 2; 204C.40, subdivision 1; 204D.11, subdivisions 3, 5, and 6; 206.71, by adding a subdivision; and 208.03; Laws 1980, chapter 362, section 8, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 10A."

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

House Conferees: (Signed) Gordon Backlund, Tom Osthoff, Craig H. Shaver

Senate Conferees: (Signed) Jerome M. Hughes, Dean E. Johnson, Donna C. Peterson

Mr. Hughes moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2014 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. 2014 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Novak	Schmitz
Anderson	Diessner	Knaak	Olson	Sieloff
Belanger	Dieterich	Knutson	Pehler	Spear
Benson	Frank	Kroening	Peterson, C.C.	Storm
Berg	Frederick	Kronebusch	Peterson, D.C.	Stumpf
Berglin	Frederickson	Laidig	Peterson, D.L.	Taylor
Bernhagen	Freeman	Langseth	Petty	Vega
Bertram	Gustafson	Lantry	Pogemiller	Waldorf
Brataas	Hughes	Lessard	Purfeerst	Wegscheid
Chmielewski	Isackson	McQuaid	Ramstad	Willet
Dahl	Johnson, D.E.	Mehrkens	Reichgott	
Davis	Johnson, D.J.	Merriam	Renneke	
DeCramer	Jude	Nelson	Samuelson	

So the bill, as amended by the Conference Committee, 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. 1912: A bill for an act relating to intoxicating liquor; authorizing various municipalities to issue on-sale licenses; amending Laws 1973, chapter 663, section 1, as amended by Laws 1974, chapter 335, section 1; repealing Laws 1978, chapter 677.

Senate File No. 1912 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

CONCURRENCE AND REPASSAGE

Mr. Knaak moved that the Senate concur in the amendments by the House to S.F. No. 1912 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1912 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Novak	Schmitz
Anderson	Diessner	Knutson	Olson	Sieloff
Belanger	Dieterich	Kroening	Pehler	Spear
Benson	Frank	Kronebusch	Peterson, C.C.	Storm
Berg	Frederick	Laidig	Peterson, D.C.	Stumpf
Berglin	Frederickson	Langseth	Peterson, D.L.	Taylor
Bernhagen	Freeman	Lantry	Petty	Vega
Bertram	Gustafson	Lessard	Pogemiller	Waldorf
Brataas	Hughes	McQuaid	Purfeerst	Wegscheid
Chmielewski	Isackson	Mehrkens	Ramstad	Willet
Dahl	Johnson, D.E.	Merriam	Reichgott	
Davis	Jude	Moe, R.D.	Renneke	
DeCramer	Kamrath	Nelson	Samuelson	

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 654, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 654 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 654

A bill for an act relating to crimes; establishing mandatory minimum terms of imprisonment for the crimes of residential burglary, burglary of an occupied dwelling, aggravated robbery of a pharmacy, and selling cocaine, heroin, and hallucinogens; amending Minnesota Statutes 1984, sections 152.15, by adding subdivisions; 609.245; and 609.582, by adding subdivisions.

March 15, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 654, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 654 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 152.15, subdivision 1, is amended to read:

Subdivision 1. Any person who violates section 152.09, subdivision 1, clause (1) with respect to:

(1) Seven or more grams or ten or more dosage units, when the substance is not sold by weight, of any controlled substance classified in schedule I or II which is a narcotic drug, or of phencyclidine or any hallucinogen listed in section 152.02, subdivision 2, clause (3), or Minnesota Rules, part 6800.4210, item C, except marijuana or tetrahydrocannabinols, is guilty of a crime and upon conviction may be imprisoned for not more than 20 years or fined not more than $60,000, or both for a first violation, and for a second or subsequent violation, upon conviction, shall be imprisoned for not less than two years nor more than 30 years or fined not more than $100,000, or both;

~~(1)~~ ~~A~~ *(2) Any other amount of any* controlled substance classified in Schedule I or II which is a narcotic drug, is guilty of a crime and upon

conviction may be imprisoned for not more than 15 years or fined not more than $40,000, or both for a first violation, and for a second or subsequent violation, upon conviction, shall be imprisoned for not less than one year nor more than 30 years or fined not more than $50,000, or both;

~~(2)~~ *(3)* Any other controlled substance classified in Schedule I, II, or III, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than $30,000, or both for a first violation, and for a second or subsequent violation, upon conviction, shall be imprisoned for not less than one year nor more than ten years or fined not more than $45,000, or both;

~~(3)~~ *(4)* A substance classified in Schedule IV, is guilty of a crime and upon conviction may be imprisoned for not more than three years, fined not more than $20,000, or both for a first violation, and for a second or subsequent violation, upon conviction, shall be imprisoned for not less than six months nor more than six years or fined not more than $35,000, or both;

~~(4)~~ *(5)* A substance classified in Schedule V, is guilty of a crime and upon conviction may be imprisoned for not more than one year, fined not more than $3,000, or both;

~~(5)~~ *(6)* The distribution of a small amount of marijuana for no remuneration, shall be treated as provided in subdivision 2, clause (5).

Sec. 2. Minnesota Statutes 1984, section 152.15, subdivision 4, is amended to read:

Subd. 4. Any person 18 years of age or over who violates section 152.09, subdivision 1, clause (1), by distributing a controlled substance listed in Schedules I or II which is a narcotic drug to a person under 18 years of age who is at least three years his junior is punishable by the fine authorized by section 152.15, subdivision 1, ~~clause~~ *clauses* (1) *or (2)*, by a term of imprisonment of up to twice that authorized by section 152.15, subdivision 1, ~~clause~~ *clauses* (1) *or (2)*, or by both. Any person 18 years of age or over who violates section 152.09, subdivision 1, by distributing any other controlled substance listed in Schedules I, II, III, IV, and V, except marijuana, to a person under 18 years of age who is at least three years his junior is punishable by the fine authorized by section 152.15, subdivision 1, clauses ~~(2),~~ (3), ~~or~~ (4), *or (5)*, by a term of imprisonment up to twice that authorized by section 152.15, subdivision 1, clauses ~~(2),~~ (3), ~~or~~ (4), *or (5)*, or both.

Sec. 3. Minnesota Statutes 1984, section 152.15, subdivision 5, is amended to read:

Subd. 5. Any person convicted of a second or subsequent offense under ~~Laws 1971, Chapter 937~~ *this chapter*, except as provided in subdivision 1, clauses (1), (2), (3), *(4)*, and ~~(5)~~ *(6)* may be imprisoned for a term up to twice the term otherwise authorized, fined an amount up to twice that otherwise authorized, or both.

Sec. 4. [297D.01] [DEFINITIONS.]

Subdivision 1. "Marijuana" means any marijuana, whether real or counterfeit, as defined in section 152.01, subdivision 9, that is held, possessed, transported, transferred, sold, or offered to be sold in violation of Minnesota laws.

Subd. 2. "Controlled substance" means any drug or substance, whether real or counterfeit, as defined in section 152.01, subdivision 4, that is held, possessed, transported, transferred, sold, or offered to be sold in violation of Minnesota laws. "Controlled substance" does not include marijuana.

Subd. 3. "Dealer" means a person who in violation of Minnesota law manufactures, produces, ships, transports, or imports into Minnesota or in any manner acquires or possesses more than 42-1/2 grams of marijuana, or seven or more grams of any controlled substance, or ten or more dosage units of any controlled substance which is not sold by weight.

Subd. 4. "Commissioner" means the commissioner of revenue.

Sec. 5. [297D.02] [ADMINISTRATION.]

The commissioner of revenue shall administer this chapter. Payments required by this chapter must be made to the commissioner on the form provided by the commissioner. The commissioner shall collect all taxes under this chapter.

Sec. 6. [297D.03] [RULES.]

The commissioner may adopt rules necessary to enforce this chapter. The commissioner shall adopt a uniform system of providing, affixing, and displaying official stamps, official labels, or other official indicia for marijuana and controlled substances on which a tax is imposed.

Sec. 7. [297D.04] [TAX PAYMENT REQUIRED FOR POSSESSION.]

No dealer may possess any marijuana or controlled substance upon which a tax is imposed by section 11 unless the tax has been paid on the marijuana or other controlled substance as evidenced by a stamp or other official indicia.

Sec. 8. [297D.05] [NO IMMUNITY.]

Nothing in this chapter may in any manner provide immunity for a dealer from criminal prosecution pursuant to Minnesota law.

Sec. 9. [297D.06] [PHARMACEUTICALS.]

Nothing in this chapter requires persons registered under chapter 151 or otherwise lawfully in possession of marijuana or a controlled substance to pay the tax required under this chapter.

Sec. 10. [297D.07] [MEASUREMENT.]

For the purpose of calculating the tax under section 11, an ounce of marijuana or other controlled substance is measured by the weight of the substance in the dealer's possession.

Sec. 11. [297D.08] [TAX RATE.]

A tax is imposed on marijuana and controlled substances as defined in section 4 at the following rates:

(1) on each gram of marijuana, or each portion of a gram, $3.50; and

(2) on each gram of controlled substance, or portion of a gram, $200; or

(3) on each 50 dosage units of a controlled substance that is not sold by

weight, or portion thereof, $2,000.

Sec. 12. [297D.09] [FAILURE TO FILE, FILING FALSE OR FRAUDULENT RETURN; INTENT TO EVADE TAX; CRIMINAL PROVISIONS.]

Subdivision 1. [PENALTIES.] *Any dealer violating this chapter is subject to a penalty of 100 percent of the tax in addition to the tax imposed by section 11. In addition to the tax penalty imposed, a dealer distributing or possessing marijuana or controlled substances without affixing the appropriate stamps, labels, or other indicia is guilty of a crime and, upon conviction, may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than $10,000, or both.*

Subd. 2. [STATUTE OF LIMITATIONS.] *Notwithstanding section 628.26, or any other provision of the criminal laws of this state, an indictment may be found and filed upon any criminal offense specified in this section, in the proper court within six years after the commission of this offense.*

Sec. 13. [297D.10] [STAMP PRICE.]

Official stamps, labels, or other indicia to be affixed to all marijuana or controlled substances shall be purchased from the department. The purchaser shall pay 100 percent of face value for each stamp, label, or other indicia at the time of the purchase. The department shall make the stamps, labels, or other indicia in denominations in multiples of ten dollars.

Sec. 14. [297D.11] [PAYMENT DUE.]

Subdivision 1. [STAMPS AFFIXED.] *When a dealer purchases, acquires, transports, or imports into this state marijuana or controlled substances on which a tax is imposed by section 11, and if the indicia evidencing the payment of the tax have not already been affixed, the dealer shall have them permanently affixed on the marijuana or controlled substance immediately after receiving the substance. Each stamp or other official indicia may be used only once.*

Subd. 2. [PAYABLE ON POSSESSION.] *Taxes imposed upon marijuana or controlled substances by this chapter are due and payable immediately upon acquisition or possession in this state by a dealer.*

Sec. 15. [297D.12] [ALL ASSESSMENTS ARE JEOPARDY.]

Subdivision 1. [ASSESSMENT PROCEDURE.] *An assessment for a dealer not possessing stamps or other official indicia showing that the tax has been paid shall be considered a jeopardy assessment or collection, as provided in section 270.70. The commissioner shall assess a tax based on personal knowledge or information available to the commissioner; mail the taxpayer at the taxpayer's last known address or serve in person, a written notice of the amount of tax; demand its immediate payment; and, if payment is not immediately made, collect the tax by any method prescribed in chapter 270, except that the commissioner need not await the expiration of the times specified in chapter 270. Section 270.70, subdivision 4, paragraph (a), does not apply to this chapter.*

Subd. 2. [INJUNCTION PROHIBITED.] *No person may bring suit to enjoin the assessment or collection of any taxes, interest, or penalties*

imposed by this chapter.

Subd. 3. [STANDARD OF PROOF.] *The tax and penalties assessed by the commissioner are presumed to be valid and correctly determined and assessed. The burden is upon the taxpayer to show their incorrectness or invalidity. Any statement filed by the commissioner with the court administrator, or any other certificate by the commissioner of the amount of tax and penalties determined or assessed is admissible in evidence and is prima facie evidence of the facts it contains.*

Sec. 16. [297D.13] [CONFIDENTIAL NATURE OF INFORMATION.]

Neither the commissioner nor a public employee may reveal facts contained in a report or return required by this chapter, nor can any information contained in such a report or return be used against the dealer in any criminal proceeding, unless independently obtained, except in connection with a proceeding involving taxes due under this chapter from the taxpayer making the return.

Sec. 17. [297D.14] [INVESTIGATORY POWERS.]

For the purpose of determining the correctness of any return, determining the amount of tax that should have been paid, determining whether or not the dealer should have made a return or paid taxes, or collecting any taxes under this chapter, the commissioner may examine, or cause to be examined, any books, papers, records, or memoranda, that may be relevant to making such determinations, whether the books, papers, records, or memoranda, are the property of or in the possession of the dealer or another person. The commissioner may require the attendance of any person having knowledge or information that may be relevant, compel the production of books, papers, records, or memoranda by persons required to attend, take testimony on matters material to the determination, and administer oaths or affirmations. Upon demand of the commissioner or any examiner or investigator, the court administrator of any court shall issue a subpoena for the attendance of a witness or the production of books, papers, records, and memoranda. The commissioner may also issue subpoenas. Disobedience of subpoenas issued under this chapter is punishable by the district court of the district in which the subpoena is issued, or, if the subpoena is issued by the commissioner, by the district court of the district in which the party served with the subpoena is located, in the same manner as contempt of district court.

Sec. 18. Minnesota Statutes 1984, section 609.50, is amended to read:

609.50 [OBSTRUCTING LEGAL PROCESS OR ARREST.]

Whoever intentionally obstructs, hinders or prevents the lawful execution of any legal process, civil or criminal, or apprehension of another on a charge or conviction of a criminal offense or interferes with a peace officer while the officer is engaged in the performance of his official duties, *or by force or threat of force endeavors to obstruct any employee of the department of revenue while the employee is lawfully engaged in the performance of official duties for the purpose of deterring or interfering with the performance of those duties,* may be sentenced as follows:

(1) If the act was accompanied by force or violence or the threat thereof, to

imprisonment for not more than one year or to payment of a fine of not more than $3,000, or both; or

(2) In other cases to imprisonment for not more than 90 days or to payment of a fine of not more than $700, or both.

Sec. 19. Minnesota Statutes 1984, section 609.582, is amended by adding a subdivision to read:

Subd. 1a. [MANDATORY MINIMUM SENTENCE FOR BURGLARY OF OCCUPIED DWELLING.] *A person convicted of committing burglary of an occupied dwelling, as defined in subdivision 1, clause (a), must be committed to the commissioner of corrections or county workhouse for a mandatory minimum term of imprisonment of not less than six months.*

Sec. 20. Minnesota Statutes 1984, section 609.583, is amended to read:

609.583 [SENTENCING; FIRST BURGLARY OF A DWELLING.]

Except as provided in section 609.582, subdivision 1a, in determining an appropriate disposition for a first offense of burglary of a dwelling, the court shall presume that a stay of execution with a 90-day period of incarceration as a condition of probation shall be imposed unless the defendant's criminal history score determined according to the sentencing guidelines indicates a presumptive executed sentence, in which case the presumptive executed sentence shall be imposed unless the court departs from the sentencing guidelines pursuant to section 244.10. A stay of imposition of sentence may be granted only if accompanied by a statement on the record of the reasons for it. The presumptive period of incarceration may be waived in whole or in part by the court if the defendant provides restitution or performs community work service.

Sec. 21. [EFFECTIVE DATE.]

Sections 1 to 3 and 18 to 20 are effective August 1, 1986, and apply to crimes committed on or after that date. Sections 4 to 17 are effective August 1, 1986."

Delete the title and insert:

"A bill for an act relating to crime; establishing terms of imprisonment for the crime of selling larger quantities of schedule II narcotics and hallucinogens; imposing a tax on marijuana and controlled substances; providing for the crime of using force or threats against revenue department employees; establishing a minimum jail term for burglary of a dwelling; amending Minnesota Statutes 1984, sections 152.15, subdivisions 1, 4, and 5; 609.50; 609.582, by adding a subdivision; and 609.583; proposing coding for new law as Minnesota Statutes, chapter 297D."

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

House Conferees: (Signed) Marcus M. Marsh, Kathleen A. Blatz, Randy C. Kelly

Senate Conferees: (Signed) Tad Jude, Allan H. Spear, Gene Merriam

Mr. Jude moved that the foregoing recommendations and Conference Committee Report on H.F. No. 654 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. 654 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Novak	Sieloff
Anderson	Diessner	Knutson	Olson	Spear
Belanger	Dieterich	Kroening	Pehler	Storm
Benson	Frank	Kronebusch	Peterson, C.C.	Stumpf
Berg	Frederick	Laidig	Peterson, D.C.	Taylor
Berglin	Frederickson	Langseth	Peterson, D.L.	Vega
Bernhagen	Freeman	Lantry	Petty	Waldorf
Bertram	Gustafson	Lessard	Pogemiller	Wegscheid
Brataas	Hughes	McQuaid	Purfeerst	Willet
Chmielewski	Isackson	Mehrkens	Ramstad	
Dahl	Johnson, D.E.	Merriam	Reichgott	
Davis	Jude	Moe, R.D.	Samuelson	
DeCramer	Kamrath	Nelson	Schmitz	

So the bill, as amended by the Conference Committee, 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. 1974: A bill for an act relating to courts; providing for the standard of care of trustees; authorizing certain investments of trust property; providing for powers of trustees; providing for the exclusion of the homestead from the augmented estate; providing for the inclusion of certain items in the augmented estate; amending Minnesota Statutes 1984, sections 501.125, subdivision 1, and by adding a subdivision; and 501.66, subdivision 28, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 501.125, subdivision 6; 524.2-109; 524.2-202; 524.2-205; and 525.145.

Senate File No. 1974 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1986

Mr. Merriam moved that S.F. No. 1974 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

CONFIRMATION

Mr. Lessard moved that the report from the Committee on Veterans and

General Legislation, reported March 12, 1986, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Lessard moved that the foregoing report be now adopted. The motion prevailed.

Mr. Lessard moved that in accordance with the report from the Committee on Veterans and General Legislation, reported March 12, 1986, the Senate, having given its advice, do now consent to and confirm the appointments of:

BOARD OF THE ARTS

Dee Knaak, 4243 Oakmede Ln., White Bear Lake, Ramsey County, effective January 6, 1986, for a term expiring the first Monday in January, 1990.

Carol Ann MacKay, 5925 Christmas Lake Rd., Excelsior, Hennepin County, effective August 6, 1985, for a term expiring the first Monday in January, 1987.

Allegra W. Parker, 785 N. Ferndale Rd., Wayzata, Hennepin County, effective January 6, 1986, for a term expiring the first Monday in January, 1990.

The motion prevailed. So the appointments were confirmed.

Mr. Benson moved that the name of Ms. Berglin be added as a co-author to S.F. No. 2147. The motion prevailed.

MEMBERS EXCUSED

Mr. Solon was excused from the Session of today at 3:45 p.m. Mr. Luther was excused from the Session of today at 5:15 p.m. Mr. Peterson, R.W. was excused from the Session of today at 5:20 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 10:00 a.m., Friday, March 21, 1986. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

NINETY-FIRST DAY

St. Paul, Minnesota, Friday, March 21, 1986

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

CALL OF THE SENATE

Mr. Dicklich 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. Arnold H. Heumann.

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

Adkins	Dieterich	Kroening	Pehler	Sieloff
Anderson	Frank	Kronebusch	Peterson, C.C.	Solon
Belanger	Frederick	Laidig	Peterson, D.C.	Spear
Benson	Frederickson	Langseth	Peterson, D.L.	Storm
Berg	Freeman	Lantry	Peterson, R.W.	Stumpf
Berglin	Hughes	Luther	Petty	Taylor
Bernhagen	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, R.D.	Reichgott	
DeCramer	Kamrath	Nelson	Renneke	
Dicklich	Knaak	Novak	Samuelson	
Diessner	Knutson	Olson	Schmitz	

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 that the House has adopted the recommendation and report of the Conference Committee on House File No. 1930, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1930 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1930

A bill for an act relating to public safety; barring traffic citation quotas;

proposing coding for new law in Minnesota Statutes, chapter 299D.

March 17, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1930, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 1930 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [84.0285] [GAME AND FISH CITATION QUOTAS PROHIBITED.]

The commissioner of natural resources, or the director of the division of enforcement and field service, shall not order, mandate, require, or suggest to a conservation officer that the conservation officer issue a certain number of game and fish law violations on a daily, weekly, monthly, quarterly, or yearly quota basis.

Sec. 2. [299D.08] [TRAFFIC CITATION QUOTAS PROHIBITED.]

The state patrol shall not order, mandate, require, or suggest to a patrol trooper that the patrol trooper issue a certain number of traffic citations on a daily, weekly, monthly, quarterly, or yearly quota basis."

Delete the title and insert:

"A bill for an act relating to law enforcement; barring traffic citation quotas; barring game and fish citation quotas; proposing coding for new law in Minnesota Statutes, chapters 84 and 299D."

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

House Conferees: (Signed) Douglas W. Carlson, Bob Neuenschwander, Virgil J. Johnson

Senate Conferees: (Signed) Glen Taylor, Joe Bertram, Sr., Roger D. Moe

Mr. Taylor moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1930 be now adopted, and that the bill be repassed as amended by the Conference Committee.

Mr. Dahl moved that the recommendations and Conference Committee Report on H.F. No. 1930 be rejected and that the bill be re-referred to the Conference Committee as formerly constituted for further consideration:

The question was taken on the adoption of the motion of Mr. Dahl.

The roll was called, and there were yeas 17 and nays 44, as follows:

Those who voted in the affirmative were:

Dahl	Dieterich	Lantry	Peterson, D.C.	Waldorf
Davis	Frank	Luther	Peterson, R.W.	
DeCramer	Freeman	Merriam	Pogemiller	
Diessner	Kroening	Novak	Spear	

Those who voted in the negative were:

Adkins	Frederick	Knutson	Pehler	Schmitz
Anderson	Frederickson	Kronebusch	Peterson, C.C.	Sieloff
Belanger	Hughes	Laidig	Peterson, D.L.	Solon
Benson	Isackson	Langseth	Petty	Storm
Berg	Johnson, D.E.	McQuaid	Purfeerst	Stumpf
Berglin	Johnson, D.J.	Mehrkens	Ramstad	Taylor
Bernhagen	Jude	Moe, R.D.	Reichgott	Wegscheid
Chmielewski	Kamrath	Nelson	Renneke	Willet
Dicklich	Knaak	Olson	Samuelson	

The motion did not prevail.

The question recurred on the motion of Mr. Taylor. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 1930 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 8, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knutson	Novak	Samuelson
Anderson	Frederick	Kroening	Olson	Schmitz
Belanger	Frederickson	Kronebusch	Pehler	Sieloff
Benson	Freeman	Laidig	Peterson, C.C.	Solon
Berg	Hughes	Langseth	Peterson, D.C.	Storm
Berglin	Isackson	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Johnson, D.E.	Luther	Petty	Taylor
Chmielewski	Johnson, D.J.	McQuaid	Purfeerst	Wegscheid
Davis	Jude	Mehrkens	Ramstad	Willet
Dicklich	Kamrath	Moe, R.D.	Reichgott	
Diessner	Knaak	Nelson	Renneke	

Those who voted in the negative were:

Dahl	Dieterich	Peterson, R.W.	Spear	Waldorf
DeCramer	Merriam	Pogemiller		

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1744, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1744 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1744

A bill for an act relating to education; making changes to the definition of a

school; providing for the admission into evidence of certain attendance records; establishing a task force to make recommendations about compulsory attendance laws; amending Minnesota Statutes 1984, section 120.10, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 634.

March 17, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1744, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 1744 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 120.10, subdivision 2, is amended to read:

Subd. 2. [SCHOOL.] A school, to satisfy the requirements of compulsory attendance, must be one: (1) in which all the common branches are taught in the English language, from textbooks written in the English language, and ~~taught by teachers whose qualifications are essentially equivalent to the minimum standards for public school teachers of the same grades or subjects and~~ (2) which is in session each school year for at least 175 days or their equivalent~~; provided that~~. In a program of instruction for children of limited English proficiency, instruction and textbooks may be in the primary language of the children of limited English proficiency enrolled therein. Any other language may be taught as provided in section 126.07. As used in this subdivision, the terms "children of limited English proficiency" and "primary language" shall have the meanings ascribed to them in section 126.262.

Sec. 2. Minnesota Statutes 1984, section 120.10, is amended by adding a subdivision to read:

Subd. 2a. [REPORTS ABOUT INSTRUCTION IN A HOME.] *If a parent of a child required to attend school, according to subdivision 1, is providing for instruction of the child primarily in a home, the parent shall report by October 1 each year the name, address, and age of the child to the superintendent of the district in which the child resides. The parent shall not be required to report other information to the superintendent.*

Sec. 3. Minnesota Statutes 1984, section 120.10, is amended by adding a subdivision to read:

Subd. 2b. [PROTECTION FOR INSTRUCTION IN A HOME.] *A parent of a child required to attend school, according to subdivision 1, may provide for instruction of the child in a home if the instruction meets the requirements of subdivision 2. Civil or criminal proceedings shall not be commenced under sections 120.10, 120.12, 127.20, chapter 260, or similar law against a parent complying with this subdivision as a result of providing for instruction in a home.*

Sec. 4. [COMPULSORY SCHOOL ATTENDANCE TASK FORCE.]

By June 1, 1986, the commissioner of education shall appoint a task force of 12 members to make recommendations about compulsory attendance laws. At least one member shall be from each congressional district. The task force shall be composed of the following: a parent of a private school pupil, a parent of a public school pupil, a home educator, a representative of private sectarian schools, a representative of private nonsectarian schools, a public school teacher, a public school administrator, a representative of a private school accrediting association, a representative of the home educators association, a representative of the state board of education, a representative of the board of teaching, and the commissioner of education. Members of the task force shall receive expenses according to Minnesota Statutes, section 15.059, subdivision 6.

The task force shall study and make recommendations about various issues related to the compulsory attendance law. Some of the issues to be considered are: standards for pupil performance, including satisfactory performance on standardized achievement tests; to the extent available, data about pupil achievement in various types of schools; alternative ways to comply with the definition of a school; accreditation; correspondence programs; association with a church or religious organization; supervision by teachers; teacher qualifications in various types of schools, including licensure and ways to determine teacher effectiveness; reporting requirements; methods of enforcement; and penalties for noncompliance.

The department of education shall provide staff assistance to the task force.

The state board of education may review and comment upon the recommendations of the task force.

The task force shall present the recommendations and any comments to the education committees of the legislature by February 1, 1987.

Sec. 5. [REPEALER.]

Sections 2, 3, and 4 are repealed June 30, 1988.

Sec. 6. [EFFECTIVE DATE.]

Sections 1, 3, and 4 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to education; making technical changes to the definition of a school; providing for limited reporting by a parent providing instruction in a home; prohibiting certain proceedings against a parent providing instruction in a home; establishing a task force to make recommendations about compulsory attendance laws; amending Minnesota Statutes 1984, section 120.10, subdivision 2, and by adding subdivisions."

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

House Conferees: (Signed) Allen J. Quist, Ralph R. Kiffmeyer, Wendell O. Erickson

Senate Conferees: (Signed) James C. Pehler, Randolph W. Peterson

Mr. Pehler moved that the foregoing recommendations and Conference

Committee Report on H.F. No. 1744 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. 1744 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kroening	Pehler	Sieloff
Anderson	Frank	Kronebusch	Peterson, C.C.	Solon
Belanger	Frederick	Laidig	Peterson, D.C.	Spear
Benson	Frederickson	Langseth	Peterson, D.L.	Storm
Berg	Freeman	Lantry	Peterson, R.W.	Stumpf
Berglin	Hughes	Luther	Petty	Taylor
Bernhagen	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, R.D.	Reichgott	
DeCramer	Kamrath	Nelson	Renneke	
Dicklich	Knaak	Novak	Samuelson	
Diessner	Knutson	Olson	Schmitz	

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1886, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1886 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1986

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1886

A bill for an act relating to local government; changing the notice requirements for special assessments; amending Minnesota Statutes 1984, section 429.061, subdivision 2; Minnesota Statutes 1985 Supplement, section 429.061, subdivision 1.

March 17, 1986

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1886, report that we have

agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 1886 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 144.214, subdivision 1, is amended to read:

Subdivision 1. [DISTRICTS.] Each county of the state, *and* the city of St. Paul, ~~and the city of Minneapolis,~~ shall constitute the ~~89~~ *88* registration districts of the state. The local registrar in each county shall be the clerk of district court in that county. The local registrar in any city which maintains local registration of vital statistics shall be the health officer. In addition, the state registrar may establish registration districts on United States government reservations, and may appoint a local registrar for each registration district so established.

Sec. 2. [CITY EMPLOYEES; TRANSFER.]

If section 1 is adopted by the city and county, Hennepin county may employ city personnel who had duties under Minnesota Statutes, section 144.214. The former city employees shall as far as possible retain the benefits, salaries, and rights of their city employment but shall otherwise be subject to Hennepin county personnel rules.

Sec. 3. Minnesota Statutes 1985 Supplement, section 271.01, subdivision 5, is amended to read:

Subd. 5. [JURISDICTION.] The tax court shall have statewide jurisdiction. Except for an appeal to the supreme court or any other appeal allowed under this subdivision, the tax court shall be the sole, exclusive, and final authority for the hearing and determination of all questions of law and fact arising under the tax laws of the state, as defined in this subdivision, in those cases that have been appealed to the tax court and in any case that has been transferred by the district court to the tax court. The tax court shall have no jurisdiction in any case that does not arise under the tax laws of the state or in any criminal case or in any case determining or granting title to real property or in any case that is under the jurisdiction of the probate court. The small claims division of the tax court shall have no jurisdiction in any case dealing with property valuation or assessment for property tax purposes until the taxpayer has appealed the valuation or assessment to the town or city board of equalization and to the county board of equalization, except for those taxpayers whose original assessments are determined by the commissioner of revenue. ~~A property owner, other than a public utility, mining company, or railroad company for which the original assessments are determined by the commissioner of revenue, may not appear before the tax court unless a timely appearance in person, by counsel, or by written communication has been made before the county board of equalization as provided in section 274.13, to appeal the assessment of the property, or that he can establish that he did not receive notice of his market value at least ten days before the county board of review meeting. Notwithstanding the provisions of this section, if the market value of the property is increased or if the classification of the property is changed after the notice has been sent to the property owner, the property owner may appear before the tax court without an appearance in~~

~~person or written communication to the county board of equalization.~~ The tax court shall have no jurisdiction in any case involving an order of the state board of equalization unless a taxpayer contests the valuation of his property. Only the taxes, aids and related matters contained in chapters 60A, 69, 124, 270, 272, 273, 274, 275, 276, 277, 278, 279, 285, 287, 288, 290, 290A, 291, 292, 293, 294, 295, 296, 297, 297A, 297B, 298, 299, 299F, 340, 473, 473F, and 477A shall be considered tax laws of this state subject to the jurisdiction of the tax court. This subdivision shall not be construed to prevent an appeal, as provided by law, to an administrative agency, board of equalization, or to the commissioner of revenue. Wherever used in chapter 271, the term commissioner shall mean the commissioner of revenue, unless otherwise specified.

Sec. 4. Minnesota Statutes 1985 Supplement, section 278.01, subdivision 1, is amended to read:

Subdivision 1. [DETERMINATION OF VALIDITY.] Any person having any estate, right, title, or interest in or lien upon any parcel of land, who claims that such property has been partially, unfairly, or unequally assessed in comparison with other property in the city or county, or that the parcel has been assessed at a valuation greater than its real or actual value, or that the tax levied against the same is illegal, in whole or in part, or has been paid, or that the property is exempt from the tax so levied, may have the validity of his claim, defense, or objection determined by the district court of the county in which the tax is levied or by the tax court by serving two copies of a petition for such determination upon the county auditor and one copy each on the county treasurer and the county attorney and filing the same, with proof of service, in the office of the clerk of the district court before the 16th day of May of the year in which the tax becomes payable. ~~A property owner, other than a public utility, mining company, or the railroad company for which the original assessments are determined by the commissioner of revenue, may not appear before the district court or tax court unless a timely appearance in person, by counsel, or by written communication has been made before the county board of equalization as provided in section 274.13, to appeal the assessment of the property, or that he can establish that he did not receive notice of his market value at least ten days before the county board of review meeting. Notwithstanding the provisions of this section, if the market value of the property is increased or if the classification of the property is changed after the notice has been sent to the property owner, the property owner may appear before the district court or tax court without an appearance in person or written communication to the county board of equalization.~~ The county auditor shall immediately forward one copy of the petition to the appropriate governmental authority in a home rule charter or statutory city or town in which the property is located if that city or town employs its own certified assessor. A copy of the petition shall also be sent to the school board of the school district in which the property is located. A petition for determination under this section may be transferred by the district court to the tax court. An appeal may also be taken to the tax court under chapter 271 at any time following receipt of the valuation notice required by section 273.121 but prior to May 16 of the year in which the taxes are payable.

Sec. 5. Minnesota Statutes 1984, section 278.05, subdivision 1, is amended to read:

278.05 [TRIAL OF ISSUES.]

Subdivision 1. The petition, without any answer, return, or other pleading thereto, shall be tried at the next term of court. The *tax court or district* court shall without delay summarily hear and determine the claims, objections or defenses made by the petition and shall direct judgment ~~accordingly~~ *to sustain, reduce or increase the amount of taxes due*, and the trial shall disregard technicalities and matters of form not affecting the merits.

Sec. 6. Minnesota Statutes 1984, section 278.05, subdivision 4, is amended to read:

Subd. 4. [SALES RATIO STUDIES AS EVIDENCE.] The sales ratio studies published by the department of revenue, or any part of the studies, or any copy of the studies or records accumulated to prepare the studies which is prepared by the commissioner of revenue for the equalization aid review committee for use in determining school aids shall be admissible in evidence as a public record without the laying of a foundation if the sales prices used in the study are adjusted for the terms of the sale to reflect market value and are adjusted to reflect the difference in the date of sale compared to the assessment date. Additional evidence relevant to the sales ratio study is also admissible. No sales ratio study received into evidence shall be conclusive or binding on the court and evidence of its reliability or unreliability may be introduced by any party including, but not limited to, evidence of inadequate adjustment of sale prices for terms of financing, inadequate adjustment of sales prices to reflect the difference in the date of sale compared to the assessment date, and inadequate sample size.

No reduction in value on the grounds of discrimination shall be granted on the basis of a sales ratio study published by the department of revenue unless

(a) the sales prices are adjusted for the terms of the sale to reflect market value,

(b) the sales prices are adjusted to reflect the difference in the date of sale compared to the assessment date, *and*

(c) there is an adequate sample size~~, and~~

~~(d) the median ratio of the class of property of the subject property in the same county, city, or town of the subject property is lower than the assessment ratio of the subject property by at least ten percent.~~

~~If the above criteria are met and a reduction in value on the grounds of discrimination is granted based upon the sales ratio study, the reduction shall reflect only the difference between the assessment/sales ratio of the subject property and 110 percent of the median ratio of the class of property of the subject property~~.

Sec. 7. Minnesota Statutes 1984, section 278.07, is amended to read:

278.07 [JUDGMENT; AMOUNT; COSTS.]

Judgment shall be for the amount of the taxes for the year as the court shall determine the same, less the amount paid thereon, if any. If the tax is sustained in the full amount levied *or increased*, costs and disbursements ~~shall~~ *may, in the discretion of the court,* be taxed and allowed as in delinquent tax proceedings and shall be included in the judgment. If the tax so determined

shall be less than the amount thereof as levied, the court may, in its discretion, award disbursements to the petitioner, which shall be taxed and allowed and be deducted from the amount of the taxes as determined. If there be no judgment for taxes, a judgment may be entered determining the right of the parties and for the costs and disbursements as taxed and allowed.

Sec. 8. Minnesota Statutes 1984, section 278.08, subdivision 1, is amended to read:

Subdivision 1. [TAXES DUE.] Whether or not the tax is sustained in full as levied *or increased* and section 278.03 notwithstanding, the judgment shall include any interest which has accrued on the taxes for failure to pay the taxes or any part of the taxes as provided in sections 279.01 and 279.03. If the tax is reduced, no penalty shall be included in the judgment because of the failure to pay the reduced tax prior to entry of judgment. After the judgment is entered, it shall be subject to interest and penalty at the rates provided in chapter 279 for delinquent payment of property taxes.

Sec. 9. Minnesota Statutes 1985, section 325E.025, subdivision 2, is amended to read:

Subd. 2. [PAYMENT RESPONSIBILITY FOR UTILITY SERVICE.] A utility shall not: (1) recover or attempt to recover payment *for a tenant's outstanding bill or charge* from a landlord, property owner or manager, or manufactured home park owner, as defined in section 327C.01, or manufactured home dealer, as defined in section 327B.01, who has not contracted for the service; (2) condition service on payment of an outstanding bill or other charge for utility service due upon the outstanding account of a previous customer or customers when all of the previous customers have vacated the property; or (3) place a lien on the landlord's or owner's property for a tenant's outstanding bill or charge whether created by local ordinance or otherwise. A utility may recover or attempt to recover payment *for a tenant's outstanding bill or charge* from a property owner where the manager, acting as the owner's agent, contracted for the utility service.

Sec. 10. Minnesota Statutes 1985 Supplement, section 429.061, subdivision 1, is amended to read:

Subdivision 1. [CALCULATION, NOTICE.] At any time after the expense incurred or to be incurred in making an improvement shall be calculated under the direction of the council, the council shall determine by resolution the amount of the total expense the municipality will pay, other than the amount, if any, which it will pay as a property owner, and the amount to be assessed. If a county proposes to assess within the boundaries of a city for a county state-aid highway or county highway, the resolution must include the portion of the cost proposed to be assessed within the city. The county shall forward the resolution to the city and it may not proceed with the assessment procedure under this section for property within the city unless the city council adopts a resolution approving the assessment. Thereupon the clerk, with the assistance of the engineer or other qualified person selected by the council, shall calculate the proper amount to be specially assessed for the improvement against every assessable lot, piece or parcel of land, without regard to cash valuation, in accordance with the provisions of section 429.051. The proposed assessment roll shall be filed with the clerk and be open to public inspection. The clerk shall thereupon, under the coun-

cil's direction, publish notice that the council will meet to consider the proposed assessment. Such notice shall be published in the newspaper at least once and shall be mailed to the owner of each parcel described in the assessment roll. For the purpose of giving mailed notice under this subdivision, owners shall be those shown to be such on the records of the county auditor or, in any county where tax statements are mailed by the county treasurer, on the records of the county treasurer; but other appropriate records may be used for this purpose. Such publication and mailing shall be no less than two weeks prior to such meeting of the council. Except as to the owners of tax exempt property or property taxes on a gross earnings basis, every property owner whose name does not appear on the records of the county auditor or the county treasurer shall be deemed to have waived such mailed notice unless he has requested in writing that the county auditor or county treasurer, as the case may be, include his name on the records for such purpose. Such notice shall state the date, time, and place of such meeting, the general nature of the improvement, the area proposed to be assessed~~, the amount to be specially assessed against that particular lot, piece, or parcel of land~~, *the total amount of the proposed assessment*, that the proposed assessment roll is on the file with the clerk, and that written or oral objections thereto by any property owner will be considered. *The notice must also state that* no appeal may be taken as to the amount of any assessment adopted pursuant to subdivision 2, unless a written objection signed by the affected property owner is filed with the municipal clerk prior to the assessment hearing or presented to the presiding officer at the hearing. The notice shall also state that an owner may appeal an assessment to district court pursuant to section 429.081 by serving notice of the appeal upon the mayor or clerk of the municipality within 30 days after the adoption of the assessment and filing such notice with the district court within ten days after service upon the mayor or clerk. The notice shall also inform property owners of the provisions of sections 435.193 to 435.195 and the existence of any deferment procedure established pursuant thereto in the municipality. *In addition, the notice mailed to the owner must include the following information:*

(1) the amount to be specially assessed against that particular lot, piece, or parcel of land;

(2) the right of the property owner to prepay the entire assessment and the person to whom prepayment must be made;

(3) whether partial prepayment of the assessment has been authorized by ordinance;

(4) the time within which prepayment may be made without the assessment of interest; and

(5) the rate of interest to be accrued if the assessment is not prepaid within the required time period.

Sec. 11. Minnesota Statutes 1984, section 429.061, subdivision 2, is amended to read:

Subd. 2. [ADOPTION; INTEREST.] At such meeting or at any adjournment thereof the council shall hear and pass upon all objections to the proposed assessment, whether presented orally or in writing. The council may amend the proposed assessment as to any parcel and by resolution adopt the

same as the special assessment against the lands named in the assessment roll. Notice of any adjournment of the hearing shall be adequate if the minutes of the meeting so adjourned show the time and place when and where the hearing is to be continued.

The council may consider any objection to the amount of a proposed assessment as to a specific parcel of land at an adjourned hearing upon further notice to the affected property owner as it deems advisable. At the adjourned hearing the council or a committee of it may hear further written or oral testimony on behalf of the objecting property owner and may consider further written or oral testimony from appropriate city officials and other witnesses as to the amount of the assessment. The council or committee shall prepare a record of the proceedings at the adjourned hearing and written findings as to the amount of the assessment. The amount of the assessment as finally determined by the council shall become a part of the adopted assessment roll. *No appeal may be taken as to the amount of any assessment adopted under this section unless written objection signed by the affected property owner is filed with the municipal clerk prior to the assessment hearing or presented to the presiding officer at the hearing.* All objections to the assessments not received at the assessment hearing in the manner prescribed by this ~~section~~ *subdivision* are waived, unless the failure to object at the assessment hearing is due to a reasonable cause.

If the adopted assessment differs from the proposed assessment as to any particular lot, piece, or parcel of land, the clerk must mail to the owner a notice stating the amount of the adopted assessment. Owners must also be notified by mail of any changes adopted by the council in interest rates or prepayment requirements from those contained in the notice of the proposed assessment.

The assessment, with accruing interest, shall be a lien upon all private and public property included therein, from the date of the resolution adopting the assessment, concurrent with general taxes; but the lien shall not be enforceable against public property as long as it is publicly owned, and during such period the assessment shall be recoverable from the owner of such property only in the manner and to the extent provided in section 435.19. Except as provided below, all assessments shall be payable in equal annual installments extending over such period, not exceeding 30 years, as the resolution determines, payable on the first Monday in January in each year, but the number of installments need not be uniform for all assessments included in a single assessment roll if a uniform criterion for determining the number of installments is provided by the resolution. The first installment of each assessment shall be included in the first tax rolls completed after its adoption and shall be payable in the same year as the taxes contained therein; except that the payment of the first installment of any assessment levied upon unimproved property may be deferred until a designated future year, or until the platting of the property or the construction of improvements thereon, upon such terms and conditions and based upon such standards and criteria as may be provided by resolution of the council. If special assessments against the property have been deferred pursuant to this subdivision, the governmental unit shall file with the county recorder in the county in which the property is located a certificate containing the legal description of the affected property and of the amount deferred. In any event, every assessment

the payment of which is so deferred, when it becomes payable, shall be divided into a number of installments such that the last installment thereof will be payable not more than 30 years after the levy of the assessment. All assessments shall bear interest at such rate as the resolution determines, not exceeding eight percent per annum, except that the rate may in any event equal the average annual interest rate on bonds issued to finance the improvement for which the assessments are levied. To the first installment of each assessment shall be added interest on the entire assessment from a date specified in the resolution levying the assessment, not earlier than the date of the resolution, until December 31 of the year in which the first installment is payable, and to each subsequent installment shall be added interest for one year on all unpaid installments; or alternatively, any assessment may be made payable in equal annual installments including principal and interest, each in the amount annually required to pay the principal over such period with interest at such rate as the resolution determines, not exceeding the maximum period and rate specified above. In the latter event no prepayment shall be accepted under subdivision 3 without payment of all installments due to and including December 31 of the year of prepayment, together with the original principal amount reduced only by the amounts of principal included in such installments, computed on an annual amortization basis. When payment of an assessment is deferred, as authorized in this subdivision, interest thereon for the period of deferment may be made payable annually at the same times as the principal installments of the assessment would have been payable if not deferred; or interest for this period may be added to the principal amount of the assessment when it becomes payable; or, if so provided in the resolution levying the assessment, interest thereon to December 31 of the year before the first installment is payable may be forgiven.

Sec. 12. Minnesota Statutes 1985 Supplement, section 475.66, subdivision 1, is amended to read:

Subdivision 1. All debt service funds shall be deposited and secured as provided in chapter 118, except for amounts invested as authorized in this section, and may be deposited in interest bearing accounts, and such deposits may be evidenced by certificates of deposit with fixed maturities. Sufficient cash for payment of principal, interest, and redemption premiums when due with respect to the obligations for which any debt service fund is created shall be provided by crediting to the fund the collections of tax, special assessment, or other revenues appropriated for that purpose, and depositing all such receipts in a depository bank or banks duly qualified according to law or investing and reinvesting such receipts in securities authorized in this section. Time deposits shall be withdrawable and certificates of deposit and investments shall mature and shall bear interest payable at times and in amounts which, in the judgment of the governing body or its treasurer or other officer or committee to which it has delegated investment decisions, will provide cash at the times and in the amounts required for the purposes of the debt service fund, provided however, that the governing body may authorize the purchase of longer term investments subject to an agreement to repurchase such investments at times and prices sufficient to yield the amounts estimated to be so required. Repurchase agreements may be entered into with

(1) a bank qualified as depository of money held in the debt service fund;

~~or with~~;

(2) any national or state bank in the United States which is a member of the federal reserve system and whose combined capital and surplus equals or exceeds $10,000,000~~; or~~;

(3) a primary reporting dealer in United States government securities to the federal reserve bank of New York; *or*

(4) a securities broker-dealer having its principal executive office in Minnesota, licensed pursuant to chapter 80A, or an affiliate of it, regulated by the Securities and Exchange Commission and maintaining a combined capital and surplus of $40,000,000 or more, exclusive of subordinated debt.

Sec. 13. Minnesota Statutes 1984, section 475.66, subdivision 2, is amended to read:

Subd. 2. Investments may be held in safekeeping with

(1) any federal reserve bank~~;~~;

(2) any bank authorized under the laws of the United States or any state to exercise corporate trust powers, including but not limited to the bank from which the investment is purchased~~; or~~;

(3) a *primary* reporting dealer *in United States government securities* to the federal reserve bank of New York~~;~~; *or*

(4) a securities broker-dealer described in subdivision 1;

provided that the municipality's ownership of all securities in which the fund is invested is evidenced by written acknowledgments identifying the securities by the names of the issuers, maturity dates, interest rates, and serial numbers or other distinguishing marks.

Sec. 14. Minnesota Statutes 1985 Supplement, section 475.76, subdivision 1, is amended to read:

Subdivision 1. A reverse repurchase agreement may be entered into by a municipality, subject to the provisions of this section, only with

(1) a bank qualified as depository of funds of the municipality~~; or with~~;

(2) any national or state bank in the United States which is a member of the Federal Reserve System and whose combined capital and surplus equals or exceeds $10,000,000~~; or with~~;

(3) a primary reporting dealer in United States government securities to the federal reserve bank of New York; *or*

(4) a securities broker-dealer described in section 475.66, subdivision 1.

Sec. 15. Laws 1969, chapter 937, section 1, subdivision 1, as amended by Laws 1973, chapter 132, section 1, Laws 1974, chapter 105, section 1, Laws 1978, chapter 652, section 1, Laws 1980, chapter 448, section 1, and Laws 1982, chapter 491, section 1, is amended to read:

Section 1. [MINNEAPOLIS, CITY OF; PERSONNEL.]

Subdivision 1. Notwithstanding any provisions of the Minneapolis city charter, veterans preference act, or civil service rule, law, or regulation to

the contrary, the positions referred to in subdivisions 2 to ~~17~~ *18* of this section shall be in the unclassified service of the city of Minneapolis, and any person presently holding or who shall hereafter be appointed to any of such positions shall serve at the pleasure of the appointing authority indicated in the respective subdivision. Except as herein otherwise provided such persons shall be eligible for the same employee benefits as persons in the classified service. Any incumbent of a position referred to in subdivisions 9 to 16 ~~and~~, subdivision 17, clause (b), *and subdivision 18* shall be appointed to the position on the effective date of the subdivisions, and shall have the right to return to his permanent civil service classification pursuant to Laws 1969, Chapter 937, Section 2, except that an incumbent holding a position under subdivision 14 shall not be terminated by the appointing authority for 270 days following the effective date of subdivision 14. For 270 days after the first 270 days the appointing authority under subdivision 14 shall not terminate an incumbent without a vote of approval by a majority of the city council.

Sec. 16. Laws 1969, chapter 937, section 1, subdivision 9, as added by Laws 1982, chapter 491, section 2, and amended by Laws 1983, chapter 220, section 1, is amended to read:

Subd. 9. The city coordinator of the city of Minneapolis may appoint a person to the following positions to perform the duties and services he may direct:

(a) Purchasing agent;

(b) Management information services director;

~~(c) Director of labor relations;~~

~~(d) Director of affirmative action;~~

~~(e)~~ *(c)* Manager of auditorium;

~~(f)~~ *(d)* Director of federal programs;

~~(g)~~ *(e)* Legislative liaison;

~~(h)~~ *(f)* Director of energy programs;

~~(i)~~ *(g)* Manager of licenses and consumer services;

~~(j)~~ *(h)* Manager, finance - city council;

~~(k)~~ *(i)* Officer, cable communications.

Sec. 17. Laws 1969, chapter 937, section 1, is amended by adding a subdivision to read:

Subd. 9a. The city council shall by ordinance indicate the manner in which the following positions are appointed:

(a) Director of federal employment and training;

(b) Director of inspections;

(c) Director of women/minorities business enterprise;

(d) Government relations representative;

(e) Risk manager;

(f) Deputy finance officer;

(g) Assistant budget director;

(h) Assistant manager of auditorium;

(i) Manager of sales and marketing at auditorium;

(j) Director of community crime prevention;

(k) Deputy purchasing director;

(l) Urban corps. coordinator;

(m) Assistant director of licenses;

(n) Manager of employee benefits;

(o) Director of Public Information;

(p) Internal auditor;

(q) Director of labor relations;

(r) Director of affirmative action.

The appointing authority shall not terminate an incumbent holding a position listed under clause (b) for 270 days following the effective date of this act, except for misfeasance or malfeasance in office. For 270 days after the first 270 days, the appointing authority shall not terminate an incumbent holding a position listed under this subdivision, except for misfeasance or malfeasance in office, without vote of approval of a majority of the council.

Sec. 18. Laws 1969, chapter 937, section 1, subdivision 11, as added by Laws 1982, chapter 491, section 2, is amended to read:

Subd. 11. The city clerk of the city of Minneapolis may appoint*:*

(1) an assistant city clerk to perform the duties and services he may direct*; and*

(2) the director of elections.

Sec. 19. Laws 1969, chapter 937, section 1, subdivision 15, as added by Laws 1982, chapter 491, section 2, is amended to read:

Subd. 15. The health commissioner of the city of Minneapolis may appoint*:*

(1) seven bureau directors*;*

(2) health physicians; and

(3) the assistant director of dentistry

to perform the duties and services he may direct.

Sec. 20. Laws 1969, chapter 937, section 1, is amended by adding a subdivision to read:

Subd. 18. The director of civil rights may appoint the manager of civil rights to perform the duties and services the director may direct.

Sec. 21. [EFFECTIVE DATES.]

Subdivision 1. Sections 1 and 2 are effective the day after the governing bodies of the city of Minneapolis and Hennepin county comply with Minne-

sota Statutes, section 645.021, subdivision 3.

Subd. 2. Sections 3 to 8 are effective for assessments in 1986 and thereafter.

Subd. 3. Section 9 is effective retroactive to August 1, 1985.

Subd. 4. Sections 10 and 11 are effective for assessments prepared after the date of final enactment of this act.

Subd. 5. Sections 15 to 20 are effective the day after the governing body of the city of Minneapolis complies with Minnesota Statutes, section 645.021, subdivision 3."

Delete the title and insert:

"A bill for an act relating to public administration; providing for administration of Hennepin county and Minneapolis public offices; regulating certain property tax appeals; changing notice requirements for special assessments; regulating public funds deposits; amending Minnesota Statutes 1984, sections 144.214, subdivision 1; 278.05, subdivisions 1 and 4; 278.07; 278.08, subdivision 1; 325E.025, subdivision 2; 429.061, subdivision 2; and 475.66, subdivision 2; Minnesota Statutes 1985 Supplement, sections 271.01, subdivision 5; 278.01, subdivision 1; 429.061, subdivision 1; 475.66, subdivision 1; and 475.76, subdivision 1; and Laws 1969, chapter 937, section 1, subdivisions 1, as amended, 9, as amended, 11 and 15, and by adding subdivisions."

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

House Conferees: (Signed) Don J. Valento, Gordon O. Voss, Brad G. Stanius

Senate Conferees: (Signed) Tad Jude, Robert J. Schmitz, Phyllis W. McQuaid

Mr. Jude moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1886 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. 1886 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Nelson	Renneke
Anderson	Dieterich	Knutson	Novak	Samuelson
Belanger	Frank	Kroening	Olson	Schmitz
Benson	Frederick	Kronebusch	Pehler	Sieloff
Berg	Frederickson	Laidig	Peterson, D.C.	Solon
Berglin	Freeman	Langseth	Peterson, D.L.	Spear
Bernhagen	Hughes	Lantry	Peterson, R.W.	Storm
Chmielewski	Isackson	Luther	Petty	Stumpf
Dahl	Johnson, D.E.	McQuaid	Pogemiller	Taylor
Davis	Johnson, D.J.	Mehrkens	Purfeerst	Waldorf
DeCramer	Jude	Merriam	Ramstad	Wegscheid
Dicklich	Kamrath	Moe, R.D.	Reichgott	Willet

So the bill, as amended by the Conference Committee, was repassed and

its title was agreed to.

MOTIONS AND RESOLUTIONS

Mr. Davis moved that H.F. No. 1677 be taken from the table. The motion prevailed.

H.F. No. 1677: A bill for an act relating to libraries; changing the way the department of education provides certain information and other services; allowing mayors to appoint nonresidents to city library board under certain circumstances; updating maintenance of effort exceptions; requiring the commissioner of education to cooperatively develop a plan for automation of state agency libraries; amending Minnesota Statutes 1984, sections 121.496; 134.09, subdivision 1; 134.31, subdivisions 2 and 3; and 134.34, subdivision 5.

SUSPENSION OF RULES

Mr. Davis moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 1677 and that the rules of the Senate be so far suspended as to give H.F. No. 1677 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 1677 was read the second time.

H.F. No. 1677 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	Dieterich	Knutson	Novak	Renneke
Belanger	Frank	Kroening	Olson	Samuelson
Benson	Frederick	Kronebusch	Pehler	Schmitz
Berg	Frederickson	Laidig	Peterson, C.C.	Sieloff
Berglin	Freeman	Langseth	Peterson, D.C.	Solon
Bernhagen	Hughes	Lantry	Peterson, D.L.	Spear
Chmielewski	Isackson	Luther	Peterson, R.W.	Storm
Dahl	Johnson, D.E.	McQuaid	Petty	Stumpf
Davis	Johnson, D.J.	Mehrkens	Pogemiller	Taylor
DeCramer	Jude	Merriam	Purfeerst	Waldorf
Dicklich	Kamrath	Moe, R.D.	Ramstad	Wegscheid
Diessner	Knaak	Nelson	Reichgott	Willet

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Petty moved that S.F. No. 2102 be taken from the table. The motion prevailed.

S.F. No. 2102: A bill for an act relating to marriage dissolution and legal separation; requiring appointment of guardians ad litem in certain child custody proceedings; amending Minnesota Statutes 1984, section 518.165.

CONCURRENCE AND REPASSAGE

Mr. Petty moved that the Senate concur in the amendments by the House to

S.F. No. 2102 and that the bill be placed on its repassage as amended.

CALL OF THE SENATE

Mr. Petty imposed a call of the Senate for the balance of the proceedings on S.F. No. 2102. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the motion of Mr. Petty to concur.

The roll was called, and there were yeas 38 and nays 23, as follows:

Those who voted in the affirmative were:

Berglin	Freeman	Langseth	Pehler	Ramstad
Bernhagen	Hughes	Lantry	Peterson, C.C.	Samuelson
Dahl	Johnson, D.E.	Mehrkens	Peterson, D.C.	Schmitz
Davis	Johnson, D.J.	Merriam	Peterson, D.L.	Solon
DeCramer	Knaak	Moe, R.D.	Peterson, R.W.	Spear
Dicklich	Knutson	Nelson	Petty	Wegscheid
Frank	Kronebusch	Novak	Pogemiller	
Frederickson	Laidig	Olson	Purfeerst	

Those who voted in the negative were:

Adkins	Chmielewski	Jude	Reichgott	Taylor
Anderson	Diessner	Kamrath	Renneke	Waldorf
Belanger	Dieterich	Kroening	Sieloff	Willet
Benson	Frederick	Luther	Storm	
Berg	Isackson	McQuaid	Stumpf	

The motion prevailed.

S.F. No. 2102 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 48 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Frank	Langseth	Pehler	Samuelson
Belanger	Frederickson	Lantry	Peterson, C.C.	Schmitz
Benson	Freeman	Luther	Peterson, D.C.	Solon
Berg	Hughes	McQuaid	Peterson, D.L.	Spear
Berglin	Johnson, D.E.	Mehrkens	Peterson, R.W.	Storm
Bernhagen	Johnson, D.J.	Merriam	Petty	Taylor
Dahl	Knaak	Moe, R.D.	Pogemiller	Wegscheid
Davis	Knutson	Nelson	Purfeerst	Willet
DeCramer	Kronebusch	Novak	Ramstad	
Dicklich	Laidig	Olson	Reichgott	

Those who voted in the negative were:

Adkins	Dieterich	Jude	Renneke	Waldorf
Chmielewski	Frederick	Kamrath	Sieloff	
Diessner	Isackson	Kroening	Stumpf	

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

CONFIRMATION

Mr. Chmielewski moved that the report from the Committee on Employ-

ment, reported February 20, 1986, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Chmielewski moved that the foregoing report be now adopted. The motion prevailed.

Mr. Chmielewski moved that in accordance with the report from the Committee on Employment, reported February 20, 1986, the Senate, having given its advice, do now consent to and confirm the appointment of:

FULL PRODUCTIVITY AND OPPORTUNITY COORDINATOR

Kathryn R. Roberts, 2312 Indian Rd. W., Minnetonka, Hennepin County, effective August 1, 1985, for a term expiring the first Monday in January, 1987.

The motion prevailed. So the appointment was confirmed.

Mr. Chmielewski moved that the balance of the report be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Dieterich moved that the name of Mr. Diessner be added as a co-author to S.F. No. 2026. The motion prevailed.

Mr. Ramstad introduced—

Senate Resolution No. 135: A Senate resolution congratulating the wrestling team from Wayzata High School for an outstanding season.

Referred to the Committee on Rules and Administration.

Mr. Johnson, D.E. introduced—

Senate Resolution No. 136: A Senate resolution commending Lester E. Johnson for 29 years of effective service to the people of Minnesota.

Referred to the Committee on Rules and Administration.

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.

Mr. Moe, R.D. introduced—

Senate Resolution No. 132: A Senate resolution relating to conduct of Senate business during the interim between Sessions.

BE IT RESOLVED, by the Senate:

The powers, duties, and procedures set forth in this resolution apply during the interim between the adjournment sine die of the 74th Legislature, 1986 Session, and the convening of the 75th Legislature, 1987 Session.

The Committee on Rules and Administration may, from time to time,

assign to the various committees and subcommittees of the Senate, in the interim, matters brought to its attention by any member of the Senate for study and investigation. The standing committees and subcommittees may study and investigate all subjects that come within their usual jurisdiction, as provided by Minnesota Statutes, Section 3.921. A committee shall carry on its work by subcommittee or by committee action as the committee from time to time determines. Any study undertaken by any of the standing committees, or any subcommittee thereof, shall be coordinated to the greatest extent possible with other standing committees or subcommittees of the Senate and House of Representatives, and may, if the committee or subcommittee so determines, be carried on jointly with another committee or subcommittee of the Senate or House of Representatives.

The Subcommittee on Committees of the Committee on Rules and Administration shall appoint persons as necessary to fill any vacancies that may occur in committees, commissions, and other bodies whose members are to be appointed by the Senate authorized by rule, statute, resolution, or otherwise. The Subcommittee on Committees may appoint members of the Senate to assist in the work of any committee.

The Committee on Rules and Administration shall establish positions, set compensation and benefits, appoint employees, and authorize expense reimbursement as it deems proper to carry out the work of the Senate.

The Committee on Rules and Administration may authorize members of the Senate and personnel employed by the Senate to travel and to attend courses of instruction or conferences for the purpose of improving and making more efficient Senate operation and may reimburse these persons for the costs thereof out of monies appropriated to the Senate for the standing committees.

All members of activated standing committees or subcommittees of the Senate, and staff, shall be reimbursed for all expenses actually and necessarily incurred in the performance of their duties during the interim in the manner provided by law. Payment shall be made by the Secretary of the Senate out of monies appropriated to the Senate for the standing committees. The Committee on Rules and Administration shall determine the amount and manner of reimbursement for living and other expenses of each member of the Senate incurred in the performance of his duties when the Legislature is not in regular session

The Secretary of the Senate shall continue to perform his duties during the interim. During the interim, but not including time which may be spent in any special session, the Secretary of the Senate shall be paid for services rendered the Senate at the rate established for that position for the 1986 regular session, unless otherwise directed by the Committee on Rules and Administration, plus travel and subsistence expense incurred incidental to his Senate duties, including salary and travel expense incurred in attending meetings of the American Society of Legislative Clerks and Secretaries and the National Conference of State Legislatures.

Should a vacancy occur in the position of Secretary of the Senate, by resignation or other causes, the Committee on Rules and Administration shall appoint an acting Secretary of the Senate who shall serve in such capacity during the remainder of the interim under the provisions herein

specified.

The Secretary of the Senate is authorized to employ after the close of the session, the employees necessary to finish the business of the Senate at the salaries paid under the rules of the Senate for the 1986 regular session. He is authorized to employ the necessary employees to prepare for the 1987 session at the salaries in effect at that time.

The Secretary of the Senate shall classify as "permanent" for purposes of Minnesota Statutes, Sections 3.095 and 43A.24, those Senate employees heretofore or hereafter certified as "permanent" by the Committee on Rules and Administration.

The Secretary of the Senate, as authorized and directed by the Committee on Rules and Administration, shall furnish each member of the Senate with postage and supplies, and may reimburse each member for long distance telephone calls and answering services upon proper verfication of the expenses incurred, and for other expenses authorized from time to time by the Committee on Rules and Administration.

The Secretary of the Senate shall correct and approve the Journal of the Senate for those days that have not been corrected and approved by the Senate, and shall correct printing errors found in the Journal of the Senate for the 74th Legislature. He may include in the Senate Journal proceedings of the last day, appointments by the Subcommittee on Committees to interim commissions created by legislative action, permanent commissions or committees established by statute, standing committees, official communications and other matters of record received on or after adjournment sine die.

The Secretary of the Senate may pay election and litigation costs as authorized by the Committee on Rules and Administration.

The Secretary of the Senate, with the approval of the Committee on Rules and Administration, shall secure bids and enter into contracts for the printing of the daily Senate journals, bills, general orders, special orders, calendars, resolutions, printing and binding of the permanent Senate Journal, shall secure bids and enter into contracts for remodeling, improvement and furnishing of Senate office space, conference rooms and the Senate Chamber and shall purchase all supplies, equipment and other goods and services necessary to carry out the work of the Senate. Any contracts in excess of $5,000 shall be signed by the Chairman of the Committee on Rules and Administration and another member designated by the Committee on Rules and Administration.

The Secretary of the Senate shall draw warrants from the legislative expense fund in payment of the accounts herein referred to.

All Senate records, including committee books, are subject to the direction of the Committee on Rules and Administration.

The Senate Chamber, retiring room, committee rooms, all conference rooms, storage rooms, Secretary of the Senate's office, Rules and Administration office, and any and all other space assigned to the Senate shall be reserved for use by the Senate and its standing committees only and shall not be released or used for any other purpose except upon authorization of the Secretary of the Senate with the approval of the Committee on Rules and

Administration, or the Chairman thereof.

The custodian of the Capitol shall continue to provide parking space through the Secretary of the Senate for members and staff of the Minnesota State Senate on Aurora Avenue and other areas as may be required during the interim. The Secretary of the Senate may deduct from the check of any legislator or legislative employee a sum adequate to cover the exercise of the parking privilege herein defined in conformity with the practice of the department of Administration.

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 45 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Johnson, D.J.	Merriam	Ramstad
Anderson	Diessner	Jude	Moe, R.D.	Schmitz
Belanger	Frank	Knaak	Nelson	Sieloff
Berg	Frederick	Knutson	Novak	Spear
Berglin	Frederickson	Kroening	Pehler	Storm
Bernhagen	Freeman	Kronebusch	Peterson, C.C.	Taylor
Chmielewski	Hughes	Laidig	Peterson, R.W.	Waldorf
Dahl	Isackson	Lantry	Petty	Wegscheid
DeCramer	Johnson, D.E.	Luther	Pogemiller	Willet

The motion prevailed. So the resolution was adopted.

Messrs. Moe, R.D. and Taylor introduced—

Senate Resolution No. 131:

Memorial Prayer for Deceased Senators

In Memory of:
The Honorable John Engebretson
The Honorable Richard Ferrario
The Honorable Walter J. Franz
The Honorable Eugene P. Knudsen
The Honorable Clarence C. Mitchell
The Honorable Leo D. Mosier
The Honorable Joseph Simonson
The Honorable Eugene F. Welter
The Honorable Leslie E. Westin
The Honorable Donald O. Wright
The Honorable Thomas D. Vukelich

The poet has told us that "We live in deeds, not years; in thoughts, not breaths. He most lives who thinks most — feels the noblest — acts the best." It is the deeds and thoughts and noble acts of our former colleagues in the august body which we memorialize today. By this heritage which they have bequeathed to us, their spirits continually reach backward to challenge, to enlighten and encourage us who remain to exercise the work of government.

It was their lot, as it is ours, to propose and to legislate for the common good of the people of this great state. In that endeavor they strove to represent fairly the rights of the people and to see that what was guaranteed to the people by the statutes of a representative government would be safeguarded and exercised in their interest.

That challenge often calls for an uncommon dedication from the one in public office because the demands upon his or her time, resources, and talents are significant.

The Senators here today take courage and inspiration from those noble servants of another time who saw it better to serve than to be served, and to work honestly and diligently for the common good. We acknowledge and thank them for their service.

Grant to them, O Lord, the sleep of the just to all those who have been associated with us in the bonds of this fraternity; that we together with them may be found worthy to be partakers together of your heavenly kingdom.

Feed them in a green pasture, by the waters of comfort in the paradise of joy.

Mr. Moe, R.D. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Spear moved that House Concurrent Resolution No. 15 be taken from the table. The motion prevailed.

House Concurrent Resolution No. 15: A House concurrent resolution establishing days of remembrance of the victims of the Holocaust.

WHEREAS, from 1933 to 1945, 6,000,000 Jews were murdered in the Nazi Holocaust as part of a systematic program of genocide, and millions of other people perished as victims of Nazism;

WHEREAS, the people of the State of Minnesota should always remember the atrocities committed by the Nazis so that such horrors never be repeated;

WHEREAS, the people of the State of Minnesota should continually rededicate themselves to the principle of equal justice for all people;

WHEREAS, the people of the State of Minnesota should remain eternally vigilant against all tyranny, and recognize that bigotry provides a breeding ground for tyranny to flourish;

WHEREAS, May 6 has been designated pursuant to an Act of Congress and internationally as a Day of Remembrance of Victims of the Nazi Holocaust known as Yom Hoshoah; and

WHEREAS, it is appropriate for the people of the State of Minnesota to join in the international commemoration; NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the State of Minnesota, the Senate concurring therein that, in memory of the victims of the Holocaust, and in the hope that we will strive always to overcome prejudice and inhumanity through education, vigilance, and resistance, the week of May 6 through May 11, 1986, is hereby designated as the Days of Remembrance of the Victims of the Holocaust.

Mr. Spear moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 16: A House concurrent resolution relating to the delivery of bills to the governor after final adjournment.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 15, 1986

House Concurrent Resolution No. 16: A House concurrent resolution relating to the delivery of bills to the governor after final adjournment.

WHEREAS, the Minnesota Constitution, Article IV, Section 23, authorizes the presentation to the Governor of bills that passed in the last three days of the session after sine die adjournment; NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the State of Minnesota, the Senate concurring, that upon adjournment sine die of the 74th regular session of the Legislature, bills shall be presented to the Governor as follows:

(a) The Speaker of the House of Representatives, the Chief Clerk of the House of Representatives, the President of the Senate, and the Secretary of the Senate shall certify and sign each bill in the same manner and upon the same certification as each bill is signed for presentation to the Governor prior to adjournment sine die, and each of those officers shall continue in his designated capacity during the three days following the date of final adjournment.

(b) The Chief Clerk of the House of Representatives and the Secretary of the Senate, in accordance with the rules of the respective bodies and under the supervision and direction of the standing Committee on Rules and Legislative Administration and the standing Committee on Rules and Administration, shall carefully enroll each bill and present them to the Governor in the same manner as each bill is enrolled and presented to the Governor prior to the adjournment of the Legislature sine die.

(c) The Revisor of Statutes shall continue to assist in all of the functions relating to enrollment of bills of the House of Representatives and of the Senate under the supervision of the Chief Clerk of the House of Representatives and the Secretary of the Senate in the same manner that his assistance was rendered prior to the adjournment of the Legislature sine die.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives is directed to deliver copies of this resolution to the Governor and the Secretary of State.

Mr. Moe, R.D. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Luther introduced—

Senate Resolution No. 137: A Senate resolution relating to the business and adjournment of the 1986 regular session.

BE IT RESOLVED by the Senate of the State of Minnesota:

WHEREAS, when Senate Concurrent Resolution No. 17, relating to session deadlines, was adopted, the Senate and House of Representatives intended, but did not prescribe, that March 17, 1986, would be the date of adjournment sine die; and

WHEREAS, since 1974, each regular session has not adjourned sine die on the date intended when the deadlines for the session were adopted, but has continued for a few additional days in order to finish the work of the session in an orderly and deliberate manner; and

WHEREAS, the Senate continued in session beyond March 17, 1986, in order to finish the work of the 1986 regular session in an orderly and deliberate manner; and

WHEREAS, the Minnesota Constitution, article IV, section 12, provides that "Neither house during a session of the legislature shall adjourn for more than three days (Sundays excepted) nor to any other place than that in which the two houses shall be assembled without the consent of the other house"; and

WHEREAS, the Senate did not consent to the adjournment of the House of Representatives for more than three days on March 17, 1986; and

WHEREAS, the House of Representatives adjourned sine die on March 17, 1986; and

WHEREAS, the adjournment sine die of the House of Representatives on March 17, 1986, was contrary to the Constitution; and

WHEREAS, the necessary work of the 1986 regular session to balance the budget has not been completed; and

WHEREAS, the Senate protests the adjournment of the House of Representatives that has prevented the legislature from completing its work and balancing the state budget; and

WHEREAS, in the interest of ensuring in the future the cooperation and mutual consultation necessary in a bicameral legislature, the Senate reserves the right to test through legal action the constitutionality of the House of Representatives adjournment on March 17, 1986; and

WHEREAS, in the face of the refusal by the House of Representatives to reconvene and finish the work of the 1986 regular session and in the interest of saving taxpayers the expense of continued meetings of the Senate until this matter can be resolved; NOW THEREFORE,

BE IT RESOLVED by the Senate of the State of Minnesota, that the Senate do now adjourn sine die, subject to any court determination on the constitutionality of the adjournment by the House of Representatives.

Mr. Sieloff moved to amend Senate Resolution No. 137 as follows:

Page 2, line 24, delete ", subject to any court"

Page 2, delete lines 25 and 26 and insert a period

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 21 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Kronebusch	Peterson, D.L.	Taylor
Belanger	Isackson	Laidig	Ramstad	
Benson	Johnson, D.E.	McQuaid	Renneke	
Bernhagen	Knaak	Mehrkens	Sieloff	
Frederick	Knutson	Olson	Storm	

Those who voted in the negative were:

Adkins	Diessner	Lantry	Peterson, C.C.	Samuelson
Berg	Frank	Luther	Peterson, D.C.	Schmitz
Berglin	Freeman	Merriam	Peterson, R.W.	Spear
Chmielewski	Hughes	Moe, R.D.	Petty	Stumpf
Dahl	Johnson, D.J.	Nelson	Pogemiller	Waldorf
DeCramer	Jude	Novak	Purfeerst	Willet
Dicklich	Kroening	Pehler	Reichgott	

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

Mr. Luther moved to amend Senate Resolution No. 137 as follows:

Page 2, after line 26, insert:

"BE IT FURTHER RESOLVED, that the Secretary of the Senate send copies of this resolution to the Chief Clerk of the House of Representatives and to the Governor of the State of Minnesota."

The motion prevailed. So the amendment was adopted.

Mr. Laidig moved to amend Senate Resolution No. 137 as follows:

Page 2, lines 6 and 7, delete "contrary to the Constitution" and insert "untimely"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 21 and nays 36, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Kronebusch	Peterson, D.L.	Taylor
Belanger	Isackson	Laidig	Ramstad	
Benson	Johnson, D.E.	McQuaid	Renneke	
Bernhagen	Knaak	Mehrkens	Sieloff	
Frederick	Knutson	Olson	Storm	

Those who voted in the negative were:

Adkins	Frank	Merriam	Petty	Stumpf
Berg	Freeman	Moe, R.D.	Pogemiller	Waldorf
Berglin	Hughes	Nelson	Purfeerst	Wegscheid
Chmielewski	Johnson, D.J.	Novak	Reichgott	Willet
Dahl	Jude	Pehler	Samuelson	
DeCramer	Kroening	Peterson, C.C.	Schmitz	
Dicklich	Lantry	Peterson, D.C.	Solon	
Diessner	Luther	Peterson, R.W.	Spear	

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

The question was taken on the adoption of the resolution, as amended.

The roll was called, and there were yeas 36 and nays 20, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Merriam	Petty	Stumpf
Berg	Freeman	Moe, R.D.	Pogemiller	Waldorf
Berglin	Hughes	Nelson	Purfeerst	Wegscheid
Chmielewski	Johnson, D.J.	Novak	Reichgott	Willet
Dahl	Jude	Pehler	Samuelson	
DeCramer	Kroening	Peterson, C.C.	Schmitz	
Dicklich	Lantry	Peterson, D.C.	Solon	
Diessner	Luther	Peterson, R.W.	Spear	

Those who voted in the negative were:

Anderson	Frederick	Knaak	Mehrkens	Renneke
Belanger	Frederickson	Kronebusch	Olson	Sieloff
Benson	Isackson	Laidig	Peterson, D.L.	Storm
Bernhagen	Johnson, D.E.	McQuaid	Ramstad	Taylor

The motion prevailed. So the resolution, as amended, was adopted.

MEMBERS EXCUSED

Messrs. Bertram; Gustafson; Lessard; Moe, D.M.; Vega and Mrs. Brataas were excused from the Session of today. Mr. Davis was excused from the Session of today at 12:00 noon.

ADJOURNMENT

The President declared the Senate adjourned sine die, pursuant to Senate Resolution No. 137.

Patrick E. Flahaven, Secretary of the Senate

COMMUNICATIONS RECEIVED SUBSEQUENT TO ADJOURNMENT

EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 17, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 5, 1742, 1794, 1797, 1919, 2018 and 2069.

Sincerely,
Rudy Perpich, Governor

March 17, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1986 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1986	Date Filed 1986
	1727	318	March 14	March 14
	2265	319	March 14	March 14
496		320	March 14	March 14
1349		321	March 14	March 14
1597		322	March 14	March 14
1851		323	March 14	March 14
2069		324	March 17	March 17
2018		325	March 17	March 17
1919		326	March 17	March 17
1797		327	March 17	March 17
1794		328	March 17	March 17
1742		329	March 17	March 17
5		330	March 17	March 17
	2317	331	March 17	March 17

Sincerely,
Joan Anderson Growe
Secretary of State

March 19, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1939, 1886, 1319, 2035, 1701, 2094, 2079, 1441, 1515, 1580, 1619, 1642, 1680, 1703, 1823, 1848, 1914, 1966, 2135 and 2245.

Sincerely,

Rudy Perpich, Governor

March 19, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1986 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1986	Date Filed 1986
1319		332	March 19	March 19
1701		333	March 19	March 19
1886		334	March 19	March 19
1939		335	March 19	March 19
2035		336	March 19	March 19
2079		337	March 19	March 19
2094		338	March 19	March 19
	671	339	March 19	March 19
	1800	340	March 19	March 19
	1807	341	March 19	March 19
	1821	342	March 19	March 19
	1897	343	March 19	March 19
	1980	344	March 19	March 19
	2111	345	March 19	March 19
	2143	346	March 19	March 19
	2236	347	March 19	March 19
	2418	348	March 19	March 19
	651	349	March 19	March 19
	1664	350	March 19	March 19
	1730	351	March 19	March 19
	1773	352	March 19	March 19
	1806	353	March 19	March 19
	1838	354	March 19	March 19
	1871	355	March 19	March 19
	1926	356	March 19	March 19
	1940	357	March 19	March 19
	1984	358	March 19	March 19
	2035	359	March 19	March 19
	2068	360	March 19	March 19
	2017	361	March 19	March 19
	2023	362	March 19	March 19
	2185	363	March 19	March 19

	2195	364	March 19	March 19
	2216	365	March 19	March 19
	2344	366	March 19	March 19
	2351	367	March 19	March 19
	2464	368	March 19	March 19
1441		369	March 19	March 19
1515		370	March 19	March 19
1580		371	March 19	March 19
1619		372	March 19	March 19
1642		373	March 19	March 19
1680		374	March 19	March 19
1703		375	March 19	March 19
1823		376	March 19	March 19
1848		377	March 19	March 19
1914		378	March 19	March 19
1966		379	March 19	March 19
2135		380	March 19	March 19
2245		381	March 19	March 19

Sincerely,
Joan Anderson Growe
Secretary of State

March 20, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1526 and 1975.

Sincerely,
Rudy Perpich, Governor

March 20, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1986 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1986	Date Filed 1986
1975		382	March 20	March 20
	628	383	March 20	March 20
	2427	384	March 20	March 20
	839	385	March 20	March 20
1526		386	March 20	March 20

Sincerely,
Joan Anderson Growe
Secretary of State

March 21, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 912, 1581, 1782 and 1671.

Sincerely,
Rudy Perpich, Governor

March 21, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1986 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1986	Date Filed 1986
	1185	387	March 21	March 21
	1844	388	March 21	March 21
	1911	389	March 21	March 21
	2100	390	March 21	March 21
	2123	391	March 21	March 21
	2329	392	March 21	March 21
	2394	393	March 21	March 21
912		394	March 21	March 21
1581		395	March 21	March 21
1671		396	March 21	March 21
1782		397	March 21	March 21

Sincerely,
Joan Anderson Growe
Secretary of State

March 22, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Senator Hughes:

I am returning without my signature Senate File 2114, a bill relating to unemployment compensation. This is an unfair and unbalanced bill which will impose hardship on those Minnesotans who can least afford it.

Although the inclusion of permanent, part-time employees in the unemployment compensation system is an improvement, the benefit cuts mandated by this bill hurt those who work only part of a year. Yet, for many of our citizens, their choice is to work part of the year or not at all. Our weather patterns, federal policies and international trade factors work together to create only seasonal work opportunities in important Minnesota industries

such as mining, forest products, agriprocessing and construction.

I strongly believe that there should be reform in our unemployment compensation system. That is why I created a special independent commission to provide a balanced view on this issue. We need to eliminate the debt that is burdensome to our employers, but we must do so in a way that shares the burden. That is what our commission recommended.

Unfortunately, the commission's balanced recommendations were rejected by those who preferred a political solution rather than a responsible solution.

Reform of our system is needed, and it is desired by our businesses and our workers. The solution before me, however, does not meet the crucial test of balance and fairness. Therefore, I am vetoing the bill and returning it to you.

Sincerely,
Rudy Perpich, Governor

March 24, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 31, 125, 1193, 1721, 1725, 1730, 1732, 1745, 1793, 1839, 1869, 1880, 1940, 1950, 1965, 1980, 2067, 2090, 2101, 2116, 2127, 2147, 2171, 2179 and 2280.

Sincerely
Rudy Perpich, Governor

March 25, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 164, 1014, 1065, 1641, 1850, 1910, 1912, 1930, 1949, 2078, 2087 and 2161.

Sincerely,
Rudy Perpich, Governor

March 25, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1986 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1986	Date Filed 1986

	1599	398	March 21	March 21
1793		399	March 24	March 24
1725		400	March 24	March 24
31		401	March 24	March 24
125		402	March 24	March 24
1193		403	March 24	March 24
1721		404	March 24	March 24
1730		405	March 24	March 24
1732		406	March 24	March 24
1745		407	March 24	March 24
1839		408	March 24	March 24
1869		409	March 24	March 24
1880		410	March 24	March 24
1940		411	March 24	March 24
1950		412	March 24	March 24
1965		413	March 24	March 24
1980		414	March 24	March 24
2067		415	March 24	March 24
2090		416	March 24	March 24
2101		417	March 24	March 24
2116		418	March 24	March 24
2127		419	March 24	March 24
2147		420	March 24	March 24
2171		421	March 24	March 24
2179		422	March 24	March 24
	450	423	March 24	March 24
	1793	424	March 24	March 24
	1968	425	March 24	March 24
	1970	426	March 24	March 24
	2051	427	March 24	March 24
	2081	428	March 24	March 24
	2138	429	March 24	March 24
	2256	430	March 24	March 24
	2263	431	March 24	March 24
	2466	432	March 24	March 24
	2405	433	March 24	March 24
164		434	March 25	March 25
1014		435	March 25	March 25
1850		436	March 25	March 25
1912		437	March 25	March 25
1930		438	March 25	March 25
1949		439	March 25	March 25
2087		440	March 25	March 25
2280		441	March 24	March 25
	1772	442	March 25	March 25
	1782	443	March 25	March 25
	1824	444	March 25	March 25
	1835	445	March 25	March 25
	1863	446	March 25	March 25
	1919	447	March 25	March 25
	2012	448	March 25	March 25
	2169	449	March 25	March 25
	2170	450	March 25	March 25
	2210	451	March 25	March 25
	1971	Res. No. 7	March 24	March 24

Sincerely,
Joan Anderson Growe
Secretary of State

March 26, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1986 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1986	Date Filed 1986
1065		452	March 25	March 25
1641		453	March 25	March 25
1910		454	March 25	March 25
2078		455	March 25	March 25
2161		456	March 25	March 25
	2407	457	March 25	March 25
	229	458	March 25	March 25
	418	459	March 25	March 25
	1860	460	March 25	March 25
	1873	461	March 25	March 25
	1875	462	March 25	March 25
	1958	463	March 25	March 25
	2044	464	March 25	March 25
	2287	465	March 25	March 25
	2294	466	March 25	March 25
	2331	467	March 25	March 25
	2364	468	March 25	March 25

Sincerely,
Joan Anderson Growe
Secretary of State

April 1, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 2102.

Sincerely,
Rudy Perpich, Governor

April 1, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1986 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1986	Date Filed 1986
2102		469	April 1	April 1
	654	470	April 1	April 1
	1677	471	April 1	April 1
	1744	472	April 1	April 1
	1886	473	April 1	April 1
	1930	474	April 1	April 1
	2014	475	April 1	April 1

Sincerely,
Joan Anderson Growe
Secretary of State

June 12, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

Pursuant to the provisions of Minnesota Statutes 15A.082, I have made the following appointments:

Compensation Council - Messrs. Luther and Spear

Sincerely,
Roger D. Moe,
Majority Leader

June 11, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

Pursuant to the provisions of Minnesota Statutes 15A.082, I have made the following appointment:

Compensation Council - Mr. Dean E. Johnson

Sincerely,
Glen Taylor,
Minority Leader

June 12, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

On June 9, 1986, the Subcommittee on Committees met and by appropriate action made the following appointments:

Pursuant to Laws 1986

Chapter 423: Advisory Council on Child Abuse Prevention - Messrs.

Hughes and Johnson, D.E.

Chapter 398, Article 11: Agricultural Data Collection Task Force - Messrs. Davis and Isackson

Sincerely,
Roger D. Moe,
Majority Leader

July 23, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

Pursuant to the provisions of Minnesota Statutes 116L.03, I have made the following reappointments to the Minnesota Job Skills Partnership:

Mses. Peterson and Reichgott

Sincerely,
Roger D. Moe
Majority Leader

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SENATE
BILLS

INDEX

BILLS OF THE SENATE

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1	proposing an amendment to the Minnesota Constitution, article XIII, section 5; permitting the legislature to authorize the state to operate a lottery.	23	4381	23 35 120 611 4266 4381a 4636a	4640				
2	relating to motor vehicles; taxation; accelerating distribution of motor vehicle excise tax by six months; amending Minnesota Statutes 1984, section 297B.09, subdivision 2.	23		35 43 1057					
3	relating to taxation; sales and use; exempting farm machinery and replacement parts; amending Minnesota Statutes 1984, sections 297A.01, subdivision 15; 297A.02, subdivision 2; 297A.14; and 297A.25, subdivision 1.	23		35					
4	relating to taxation; income; conforming to federal treatment of contributions to individual retirement plans and certain other pension plans; amending Minnesota Statutes 1984, section 290.01, subdivisions 20a and 20b.	23		35					
5	relating to liquor; increasing the age for licensing, consumption, furnishing, purchasing, or possessing liquor or entering a licensed establishment; requiring information on alcohol and driving; providing that 25 percent of drivers license reinstatement fee is credited to the alcohol impaired driver education account; providing that records of liquor-related convictions of 18, 19, and 20-year-olds are confidential; providing that local governments may not presume intent to consume liquor; providing that persons under 21 may enter liquor establishments for certain purposes; prohibiting certain on-campus events sponsored by manufacturers, wholesalers, and retailers of alcoholic beverages; providing that persons born on or before September 1, 1967, are treated as 21-year-olds for purposes of the liquor laws; appropriating money; amending Minnesota Statutes 1984, sections 171.06, subdivision 3; and 171.13, by adding a subdivision; and Minnesota Statutes 1985 Supplement, sections 171.29, subdivision 2; 340A.301, subdivision 2; 340A.402; 340A.503; and 340A.507, by adding a subdivision.	24	1917	43 234a 561a 1874 1904a 2477	2477 3248 5428	2704 2749 2798 3243* 3668 4105 4268 5423* 6105	2703 3668 5587	6105	330
6	relating to environmental health; clarifying conditions of proof in certain civil actions; amending Minnesota Statutes 1984, sections 115B.06, subdivision 2; and 115B.07.	24							

a Indicates Amendment

( ) Indicates House File Substitution
*Denotes Conference Committee Report

BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
7	relating to local government; prohibiting cities and counties from establishing residency requirements as a condition of employment except under certain special circumstances; amending Minnesota Statutes 1984, section 415.16.	24		43 120					
8	relating to elections; changing the number of legislative districts; amending Minnesota Statutes 1984, section 2.031, subdivision 1.	24		35					
9	relating to the organization and operation of state government; appropriating money to the office of administrative hearings for the purpose of increasing the approved complement.	24							
10	relating to state departments and agencies; requiring the department of human services to hire a consultant to review data collection practices; appropriating money.	24		701					
11	relating to insurance; health maintenance organizations; prohibiting certain exclusive agreements with providers; amending Minnesota Statutes 1984, section 62D.10, by adding a subdivision.	24							
12	relating to human services; employing a biostatistician; appropriating money; amending Minnesota Statutes 1984, section 256.01, subdivision 2.	25							
13	relating to medical assistance; requiring the department of human services to report medical assistance payments; proposing coding for new law in Minnesota Statutes, chapter 256B.	25							
14	relating to highway traffic regulations; providing for mandatory fines not less than the average court costs for prosecution of persons convicted of driving under the influence of alcohol; amending Minnesota Statutes 1984, section 169.121, by adding a subdivision.	25		35					
15	relating to highway traffic regulations; requiring mandatory jail sentences and other dispositional alternatives for persons convicted of driving while under the influence of alcohol or a controlled substance or driving after suspension, revocation, or cancellation; requiring mandatory license revocation penalties for persons convicted of driving while under the influence of alcohol or a controlled substance or driving after suspension, revocation or cancellation; amending Minnesota Statutes 1984, sections 169.121, subdivision 4, and by adding a subdivision; 169.129; and 171.24.	25		35 120					

a Indicates Amendment

( ) Indicates House File Substitution
*Denotes Conference Committee Report

BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
16	relating to health; requiring an environmental education and information program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.	25		419					
17	relating to health; requiring chemical dependency treatment facilities to report data; requiring the department of health to report data to the legislature; proposing coding for new law in Minnesota Statutes, chapter 254A.	25							
18	relating to crimes; creating and defining the guilty and insane plea; abolishing the insanity defense; providing procedures governing the use of the guilty and insane plea; providing for examination of persons pleading guilty and insane; providing sentencing and treatment for persons found guilty and insane; authorizing the supreme court to promulgate or amend rules consistent with law; amending Minnesota Statutes 1984, sections 253B.02, subdivision 4; 253B.07, subdivisions 1, 2, 3, and 7; 253B.08, subdivision 7; 253B.12, subdivision 4; 253B.18, subdivisions 1 and 4b; 253B.21, subdivision 5; and 480.059, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 611; repealing Minnesota Statutes 1984, sections 253B.02, subdivisions 4a and 20; 253B.07, subdivision 2a; 611.025; and 611.026.	26							
19	relating to traffic regulations; regulating traffic at unmarked T-intersections; amending Minnesota Statutes 1984, section 169.20, subdivision 1.	26	325	296a 529	583 3338	3338 3505	3338	3504	249
20	relating to financial institutions; credit unions; authorizing the board of directors to establish certain interest rates; amending Minnesota Statutes 1984, section 52.14, subdivision 2.	26							
21	relating to education; authorizing programs to check pupils' vision and hearing; authorizing state aid; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 123.	26		325					
22	relating to economic security; authorizing the commissioner of economic security to establish employment pilot programs for handicapped individuals; proposing coding for new law in Minnesota Statutes, chapter 268.	26							
23	relating to school districts; allowing them to form and spend money on one nonprofit corporation; requiring reports to the commissioner, and by the commissioner, to the legislature; amending Minnesota Statutes 1984, section 123.35, by adding a subdivision.	26							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
24	relating to economic development; limiting the school year to the period between Labor Day and Memorial Day; amending Minnesota Statutes 1984, section 126.12.	27							
25	relating to elections; changing the date of the state primary; amending Minnesota Statutes 1984, sections 204B.21, subdivision 1; 204B.27, subdivision 2; 204B.33; and 204D.03, subdivision 1.	27							
26	relating to health; requiring the publication of an informational pamphlet; amending Minnesota Statutes 1984, section 144.051, by adding a subdivision.	27							
27	relating to intoxicating liquor; prohibiting discrimination in sales; amending Minnesota Statutes 1984, sections 340.114, subdivision 1.	27							
28	proposing an amendment to the Minnesota Constitution, article XIII, section 5; authorizing lotteries and the sale of lottery tickets under certain circumstances; providing for the expenditures of the net revenues for certain environmental purposes; proposing coding for new law in Minnesota Statutes, chapter 116D.	27		27 120					
29	relating to alcoholic beverages; increasing the age for licensing, sale, purchase, consumption, possession, and furnishing of alcoholic beverages; amending Minnesota Statutes 1984, sections 340.02, subdivision 8; 340.035, subdivision 1; 340.119, subdivision 2; 340.13, subdivision 12; 340.14, subdivision 1a; 340.403, subdivision 3; 340.73, subdivision 1; 340.731; 340.732; 340.79; and 340.80.	27		106					
30	relating to unemployment compensation; requiring a benefit and wage study.	28		35					
31	relating to motorboat safety; strengthening prohibitions and penalties regarding operation of motorboat while under the influence of alcohol or a controlled substance; providing a penalty; amending Minnesota Statutes 1984, sections 361.02, subdivision 9; and 361.12; proposing coding for new law in Minnesota Statutes, chapter 361.	28	877	264 847a 1314a 1315 1424 2562a	2568 5639	5290 5335 5375 5447 5634* 6110	5290 5657	6109	401
32	relating to highway traffic regulations; authorizing counties, cities, towns, and the state to establish roadblock programs designed to apprehend persons driving while under the influence of alcohol or a controlled substance; providing that fines collected from convictions obtained under the road-	28		43					

(Continued next page)

a Indicates Amendment

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
32	— Continued block program will be used to fund the programs; appropriating money; amending Minnesota Statutes 1984, sections 299D.03, subdivision 5; 487.33, subdivision 5; 488A.03, subdivision 6; and 488A.20, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 169.								
33	relating to crimes; providing for penalties upon conviction of certain hit and run violations; enhancing penalties upon conviction of certain hit and run violations; amending Minnesota Statutes 1984, section 169.09, subdivision 14.	28	460	35 449a	528	2963 3007 3033 3510	2963		
34	relating to health; establishing in the department of health a program of financial aid and counseling assistance for certain pregnant women; allowing the recovery of assistance paid under some circumstances; prohibiting performance of an elective termination of a pregnancy in the absence of a certificate verifying that notice of the financial aid and counseling program was given to the woman before her pregnancy termination; appropriating money; amending Minnesota Statutes 1984, section 144.343, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 144 and 145.	28		156					
35	relating to crimes; requiring health professionals to report suspicious wounds to law enforcement authorities; amending Minnesota Statutes 1984, sections 626.52; and 626.55.	29	460	373 449a 2082	2083 3284	3069 3070 3115 3283* 3507	3069 3334	3507	288
36	relating to crimes; barring perpetrators of crimes from bringing civil actions to recover for injuries suffered during the course of criminal conduct; proposing coding for new law in Minnesota Statutes, chapter 611A.	29		35					
37	relating to municipal industrial development; defining a type of industrial development project; amending Minnesota Statutes 1984, section 474.02, subdivision 1c.	29							
38	relating to taxation; increasing the cigarette tax and providing for the use of the proceeds; appropriating money; amending Minnesota Statutes 1984, sections 297.02, subdivision 1; 297.13, subdivision 1; 297.22, subdivision 1; 297.26; 473F.02, subdivision 17; proposing coding for new law in Minnesota Statutes, chapter 297.	29							
39	relating to health; requiring an infant mortality study by the commissioner of health; appropriating money.	29		35					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
40	relating to transportation; traffic regulations; defining 'passenger vehicle'; requiring use of seat belts by passenger vehicle drivers and passengers; amending Minnesota Statutes 1984, section 169.01, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 169.	29	460	455a 587	704 3904	3767 3904 4003	3767	4002	310
41	relating to unemployment compensation; regulating benefits and contribution rates; amending Minnesota Statutes 1984, sections 268.04, subdivisions 24, 29, and 30, and by adding a subdivision; 268.06, 3a, 8, and 24; 268.07, subdivisions 2 and 2a; 268.071, subdivision 1; 268.08, subdivision 1, and by adding a subdivision; 268.09, by adding a subdivision; 268.10, subdivisions 1 and 2; and 268.15, subdivision 3.	30	1874	35 1833a 1875 1917 (H847)					
42	relating to taxation; sales; including replacement parts in the definition of farm machinery; amending Minnesota Statutes 1984, section 297A.01, subdivision 15.	30	325	35 156 295a 325 396	420	485 546 548 3510	484		
43	relating to transportation; removing the 24-foot restriction on county state-aid money needs; changing the definition of urban and rural counties; providing for apportionments in calendar years 1986 and 1987; establishing conflict of interest requirements for court-appointed commissioners in condemnation; providing for relocation and disposal of historically significant buildings or structures; denying certain contracts to persons convicted of contract crimes; modifying penalties for certain seasonal weight violations; providing for priority list of market artery highways which need upgrading; permitting certain wide loads; establishing good faith exception to excessive gross weight penalties for shippers; providing certain exemptions from weight record requirements; establishing gross vehicle weight limits for courier service vehicles; providing that hours of service rules do not apply to farm vehicles; exempting certain farm vehicles from the vehicle identification rule; exempting certain persons from certain hazardous material rules and allowing variances; providing for rescission of canceled permits if a carrier has insurance coverage; excluding modular home movers from regulation as building movers; creating a new state-surveying coordinate system; providing for a special permit to test certain three-vehicle combinations until July 31, 1986; allowing and prescribing certain parking facilities for interstate highway I-394; removing and modifying certain restrictions on the expenditure (Continued next page)	30	373	120 359a 529	583 3484	2869 3035 3116 3446* 3473 3484 3508	2869 3489	3508	299

a Indicates Amendment

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*Denotes Conference Committee Report

BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
43	— Continued of proceeds from state transportation bonds; directing the commissioner of transportation to issue a special permit for a certain combination of vehicles; requiring joint legislative study; prescribing a fee; prescribing a penalty; amending Minnesota Statutes 1984, sections 117.075; 161.20, subdivision 2; 162.07, subdivisions 2, 3, and 4; 168.013, subdivisions 1e and 3; 169.833; 169.862; 169.871, by adding a subdivision; 169.872, subdivision 1; 174A.06; 221.011, subdivisions 13 and 25; 221.025; 221.031, subdivisions 2 and 6; 221.033; 221.131, by adding a subdivision; 221.161, subdivision 1; 221.185, subdivision 4, and by adding a subdivision; 221.231; 221.291, subdivision 1; 221.65; 221.67; 221.68; 221.81, subdivision 1; 505.18; 505.19; 505.20; 505.22; 505.23; 505.24; Laws 1979, chapter 280, section 2, as amended; proposing coding for new law in Minnesota Statutes, chapters 161, 162, 221, and 505; repealing Minnesota Statutes 1984, sections 221.296, subdivision 2; 221.61; 221.62; 221.63; 221.64; and 221.66.								
44	relating to corrections; requiring the commissioner of corrections to limit the offering of printing services of Lino Lakes to governmental and nonprofit organizations; amending Minnesota Statutes 1984, section 241.27, by adding a subdivision.	30							
45	relating to drainage; recodifying the drainage law; amending Minnesot Statutes 1984, sections 40.072, subdivisions 3, 4, 5, 6, and 9; 40.073; 88.43, subdivision 2; 97.484; 97.50, subdivision 1; 105.42, subdivision 1; 105.471; 105.74; 105.81; 111.09, subdivision 2; 111.11; 111.13; 111.30; 111.31; 111.36; 111.78; 112.431, subdivision 2; 113.48, subdivision 1; 112.50; 112.501, subdivision 1; 112.541; 112.59; 112.60, subdivisions 1, 2, and 3; 112.64, subdivisions 2 and 3; 112.65, subdivision 1; 161.28, subdivision 1; 163.17; 357.021; subdivision 2; 375.471; 471.345, subdivision 3; 473.877, subdivision 1; and 473.878, subdivision 4; proposing coding for new law as Minnesota Statutes, chapter 106A; repealing Minnesota Statutes 1984, chapter 106 and section 109.38.	30	980	460 922a 2736a	2738	3501	3009	3500	172
46	relating to commerce; changing a cross reference relating to undistributed property after dissolution of a cooperative; amending Minnesota Statutes 1984, section 308.14, subdivision 3b.	30	137	133a 156a	156	2153	1704	2060	46

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*Denotes Conference Committee Report

BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
47	relating to animals; increasing penalties for certain cruel acts against animals; clarifying what acts constitute torture; amending Minnesota Statutes 1984, section 343.21, subdivision 1 and 9, and by adding a subdivision.	30	235	232a 338a 395	375				
48	relating to general assistance; requiring local agencies to establish mandatory work relief programs; proposing coding for new law in Minnesota Statutes, chapter 256D.	31		92					
49	relating to liquor; authorizing the town of Finlayson to issue one off-sale liquor license.	31							
50	relating to the Moose Lake-Windemere sewer district; appropriating money for certain costs.	31		499					
51	relating to health; requiring licensure of home care agencies; providing a home care bill of rights; providing a complaint procedure for home care clients; appropriating money; amending Minnesota Statutes 1984, sections 144.335, subdivision 1; 144.699, subdivision 2; 144A.51, subdivision 6, and by adding a subdivision; 144A.52, subdivision 3; 144A.53, subdivisions 1, 2, 3, and 4; 144A.54, subdivision 1; 256B.04, by adding a subdivision; and 364.09; Minnesota Statutes 1985 Supplement, section 626.557, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 144A.	31	3998	410a 3934a 4459a	4460				
52	relating to recreational vehicles; exempting recreational vehicles licensed for highway use from registration with the department of natural resources; amending Minnesota Statutes 1984, section 84.922, subdivision 8.	31	285	281	337				
53	relating to agriculture; prohibiting mortgage foreclosure sales, repossession, and foreclosure sales and foreclosure of agricultural personal property, and contract for termination for 90 days; providing for an application to the court to allow foreclosure sales; providing for the parties to compromise; repealing the act after 90 days; proposing coding for new law as Minnesota Statutes, chapter 17C.	31		36					
54	relating to agriculture; providing a mechanism to aid restructuring of existing farm loans; providing for payment of interest on loans to farmers; appropriating money.	32	54	36 42a 53a 54 68	74 353	280 286 346 347* 388	280 388	388	4
55	relating to local government; clarifying the authority of counties to employ accountants; amending Minnesota Statutes 1984, section 6.55.	32							

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*Denotes Conference Committee Report

BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
56	relating to finance; adopting federal taxable income for income tax purposes; simplifying income tax law; increasing the budget reserve account; amending Minnesota Statutes 1984, sections 10A.31, subdivisions 1 and 3; 13.04, subdivision 2; 16A.15, subdivision 6; 41.55; 117.55; 270.68, subdivision 4; 290.01, subdivisions 19, 20, 20a, 20b, and 20d; 290.032, subdivision 2; 290.05, subdivision 3; 290.06, subdivisions 2c, 2d, and 3f; 290.068, subdivisions 1, 3, and 4; 290.069, subdivisions 4b, 5, 6, and 7; 290.08, subdivision 1; 290.09, subdivisions 1 and 7; 290.091; 290.095, subdivisions 7, 9, and 11; 290.10; 290.12, subdivisions 1 and 2; 290.14; 290.16, subdivision 1a; 290.23, subdivisions 3 and 5; 290.311, subdivision 1; 290.37, subdivisions 1 and 3; 290.38; 290.41, subdivision 2; 290.46; 290.49, subdivision 10; 290.50, subdivisions 5 and 6; 290.92, subdivisions 2a, 5, 18, 19, and 21; 290.93, subdivision 10; 290.9726, subdivision 1; 290.974; 290A.03, subdivision 3; repealing Minnesota Statutes 1984, sections 10A.32, subdivision 3b; 41.58, subdivision 3; 41.59, subdivisions 2 and 3; 62E.03, subdivision 2; 290.01, subdivisions 20c, 20f, and 26; 290.012; 290.06, subdivisions 2f, 3d, 3e, 3g, 11, 14, 16, 17, 18, and 19; 290.067; 290.069, subdivisions 4 and 4a; 290.077, subdivision 4; 290.08, subdivisions 23, 24, and 26; 290.088; 290.089; 290.09, subdivision 29; 290.101; 290.17, subdivision 1a; 290.18, subdivisions 2 and 4; 290.39, subdivisions 1a and 2; 290.41, subdivision 5; 290.9726, subdivisions 5 and 6; and Laws 1982, chapter 523, article 7, section 3.	36							
57	relating to school districts; changing the qualifying percentage of agricultural valuation for minimum aid from 60 to 55; amending Minnesota Statutes 1984, section 124A.02, subdivision 12.	36							
58	relating to agriculture; deducting interest income from the gross income of state and national banks for certain loans to beginning farmers; providing income tax incentives to landowners who sell or lease agricultural land to eligible beginning farmers; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20a and 20b; 290.361, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 290.	36							
59	relating to agriculture; providing income tax incentives to landowners who sell or lease agricultural land to eligible beginning farmers; amending	37							

(Continued next page)

a Indicates Amendment

( ) Indicates House File Substitution
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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
59	— Continued Minnesota Statutes 1984, sections 290.01, subdivisions 20a and 20b; proposing coding for new law in Minnesota Statutes, chapter 290.								
60	relating to game and fish; including instruction on archery equipment in the firearm safety course; requiring certain persons to complete firearm safety instruction to receive hunting licenses; requiring certain persons to present a firearm safety certificate before an archery license to take big game is issued; amending Minnesota Statutes 1984, sections 97.81, subdivisions 1 and 2; 97.83, subdivisions 2 and 3, and by adding subdivisions; and 98.45, subdivision 1.	37	1423	1319a 3509					
61	relating to liens; establishing the priority of possessory liens on personal property; amending Minnesota Statutes 1984, section 514.18, subdivision 1.	37							
62	relating to public welfare; providing for state payment of the entire nonfederal share of the cost of certain assistance programs for members of the White Earth Indian Reservation; amending Minnesota Statutes 1984, section 256.965.	37		569					
63	relating to the city of Fergus Falls located in Otter Tail county and the city of Detroit Lakes located in Becker county; granting the cities the powers of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority; permitting the cities to choose the name of the port authority; requiring local approval.	37	395	226 230a 284 390a 705	812	3501	3009	3500	173
64	relating to local government; establishing a procedure to consolidate the cities of International Falls and South International Falls; authorizing a special mill levy in the event of consolidation.	37		356 358a 578 (H1)					
65	relating to the town of Moorhead; allowing the town certain powers.	37		(H58)					
66	relating to retirement; providing permanent increases in monthly annuities or benefits payable to pre-1973 public employee retirees, disabilitants, and surviving spouses; appropriating funds; proposing coding for new law in Minnesota Statutes, chapter 356.	38		43 107					
67	relating to communications; providing for membership on the telecommunications council; amending Minnesota Statutes 1984, section 16C.01, subdivision 2.	38							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
68	relating to health; concerning licensing; authorizing the cities of Duluth and Hermantown and the county of Carlton to make the determination of need for basic life support transportation service.	38		78					
69	relating to transportation; redesignating portion of trunk highway; amending Minnesota Statutes 1984, section 161.14, subdivision 6.	38	137	132a 157	169				
70	relating to real property; local and metropolitan government; transportation; providing for acquisition and relocation assistance in cases of hardship to owners of homestead property located in a proposed state highway right-of-way; amending Minnesota Statutes 1984, section 473.167, subdivision 3, and by adding a subdivision.	38	701	44 391a 623 1305	1426 1705	1705 2153	1705	2060	47
71	relating to commerce; providing for payment to a farm implement retailer by the manufacturer, wholesaler, or distributor who repurchases inventory; requiring the payment of interest on overdue accounts; amending Minnesota Statutes 1984, section 325E.06, subdivision 1.	38	373	369 396	421	3500	2869	3498	155
72	relating to liquor; allowing an exemption from requirement for use of Minnesota grown grapes by farm wineries;amending Minnesota Statutes 1984, section 340.435, by adding a subdivision.	39	285	226 231a 284 396 459 (H34)					
73	relating to education; changing the basic maintenance mill rate to 20 mills; amending Minnesota Statutes 1984, section 124A.02, subdivision 7.	39							
74	relating to taxation: income; abolishing the farm loss modifications; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20a, 20b, and 20f; 290.05, subdivision 3; 290.09, subdivisions 1 and 7; 290.091; 290.095, subdivisions 7 and 11; 290A.03, subdivision 3; repealing Minnesota Statutes 1984, section 290.09, subdivision 29.	39		79 164					
75	resolution memorializing Congress to call a constitutional convention to propose an amendment to the United States Constitution to require a balanced federal budget.	39		39 120					
76	relating to the city of New Ulm; authorizing payment of health insurance costs for certain retired police officers.	39		(H10)					
77	relating to real property; extending the provisions authorizing courts to approve postponements of mortgage foreclosure and contract for deed ter-	39	701	616a 813a	888				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
77	Continued minations and making them permanent law in certain cases; abolishing certain exclusionary provisions; clarifying certain provisions; declaring a public economic emergency to exist; prohibiting mortgage foreclosure and foreclosure sales for one year; prohibiting repossession, foreclosure, and foreclosure sales of agricultural personal property for one year; providing for an application to the court to allow repossession, foreclosure, and foreclosure sale; prohibiting actions for deficiency judgments; providing for the parties to compromise; and repealing the act after one year; amending Minnesota Statutes 1984, sections 47.20, subdivision 15; 559.21, subdivision 6; 580.031; 583.02; 583.03; 583.04; 583.05; 583.07; and 583.10; repealing Laws 1983, chapter 215, section 16, as amended.								
78	relating to unemployment compensation; eliminating a state advisory council; repealing Minnesota Statutes 1984, section 268.12, subdivision 6.	40							
79	relating to elections; permitting employers to deduct pay from employees who take time off from work to vote; amending Minnesota Statutes 1984, section 204C.04.	40							
80	relating to the legislature; reducing its size; amending Minnesota Statutes 1984, sections 2.021 and 2.031, subdivision 1.	40		54 78					
81	relating to Washington county; providing that condominium floor plans must be signed by county auditor to ensure no delinquent taxes are due and by the county treasurer to ensure that current taxes have been paid.	40							
82	relating to real property; requiring that condominium floor plans be approved by county surveyor before recording; amending Minnesota Statutes 1984, section 389.09.	40	373	359a 1305a	1426	3500	3009	3498	156
83	relating to taxation; providing an exemption from sales tax for the gross receipts from sales of tangible personal property, admission charges, and sales of food, meals, or drinks at certain events sponsored by certain nonprofit organizations; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	40	1476	44 1475 1945	1945				
84	relating to elections; regulating lobbyist and candidate activities and contributions; proposing coding for new law in Minnesota Statutes, chapter 10A.	40		44					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
85	relating to agriculture; declaring a public economic emergency to exist; prohibiting mortgage foreclosure and foreclosure sales for one year; prohibiting repossession, foreclosure, and foreclosure sales of agricultural personal property for one year; providing for an application to the court to allow repossession, foreclosure, and foreclosure sale; prohibiting actions for deficiency judgments; providing for the parties to compromise; and repealing the act after one year.	41	185	153a 182a 211a	236				
86	relating to agriculture; changing requirements for certain adulterated milk or cream; providing a penalty; amending Minnesota Statutes 1984, section 32.21.	45	980	919a 2007	2007	2868	2418	2771	93
87	relating to agriculture; removing the limitation on certain fees for state livestock weighing services; providing state-paid insurance benefits for certain retired employees; amending Minnesota Statutes 1984, section 17A.11.	45	980	970a 2147	2147 3333	3333 3504	3333	3503	241
88	relating to agriculture; establishing dedicated accounts for commercial fertilizer inspection fees and commercial feed inspection fees; appropriating money; amending Minnesota Statutes 1984, sections 17.717, by adding a subdivision; and 25.39, subdivision 4; repealing Minnesota Statutes 1984, section 17.717, subdivision 6.	45		107 281a					
89	resolution memorializing the President and Congress of the United States to adopt legislation requiring that all milk sold in the United States contain a higher minimum level of nonfat milk solids.	45	325	294a 529	581				
90	resolution memorializing the governments of the United States and the Socialist Republic of Vietnam to take all possible actions to determine the fate of persons missing in action in Southeast Asia; joining with the families of those who are missing in the hope that their long wait will soon be over.	46	79	54 78a 79 79	79	249	91	248	Res1
91	relating to state government; ratifying certain salaries approved by the legislative commission on employee relations.	46		998					
92	relating to public safety; providing for use of a portion of the proceeds of the tobacco tax; appropriating money; amending Minnesota Statutes 1984, section 297.13, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 297.	46							
93	relating to veterans; authorizing certain American Legion officers and employees to elect state employee	46	137	132a 165 419 1517 (H112)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
93	— Continued benefit coverage at their own expense; amending Minnesota Statutes 1984, section 43A.27, subdivision 2.								
94	relating to state government; providing for the status of seasonal employees of the department of revenue; amending Minnesota Statutes 1984, sections 43A.08, subdivision 1; 43A.15, by adding a subdivision; and 352.01, subdivision 2B.	46		1594a					
95	relating to game and fish; allowing senior citizens to take small game and deer without licenses; amending Minnesota Statutes 1984, section 98.47, subdivision 1.	46							
96	relating to health; establishing a system for the provision of health care services for unemployed workers; proposing coding for new law as Minnesota Statutes, chapter 621.	46		78					
97	relating to human services; expanding the definition of mentally retarded person; requiring the commissioner of human services to include autistic children and adults in programs; amending Minnesota Statutes 1984, section 252A.02, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 252A.	47							
98	relating to Independent School District Number 14, Fridley; allowing it to deposit certain excess proceeds from the sale of a building into the general fund.	47							
99	relating to Hennepin county; providing for the appointment of the park reserve district board; amending Laws 1979, chapter 288, section 2, subdivision 1; repealing Laws 1979, chapter 288, section 2, subdivisions 2, 3, and 4; and section 3.	47	1301	557 566a 806 1109a 2142					
100	relating to taxation; income; adopting federal changes relating to interest on mortgage subsidy bonds; amending Minnesota Statutes 1984, section 290.01, subdivision 20.	47	92	92a 121a	140	278	249	277	2
101	relating to agriculture; changing certain soil and water conservation priorities; amending Minnesota Statutes 1984, section 40.036, subdivisions 1 and 3; repealing Minnesota Statutes 1984, sections 40.036, subdivisions 4, 5, and 6; and 40.038, subdivision 1.	47	460	185 395 444a 1023 (H94)					
102	relating to natural resources; terms of payment in county timber sales; amending Minnesota Statutes 1984, section 282.04, subdivision 1.	47	156	148a 237	266	607	405	607	9

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
103	relating to taxation; sales and use; exempting certain sales by nonprofit organizations; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	48							
104	relating to taxation; sales and use; exempting farm machinery; amending Minnesota Statutes 1984, sections 297A.01, subdivision 15; 297A.02, subdivision 2; 297A.14; and 297A.25, subdivision 1.	48							
105	relating to taxation; income; abolishing the farm loss modifications; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20a, 20b, and 20f; 290.05, subdivision 3; 290.09, subdivisions 1 and 7; 290.091; 290.095, subdivisions 7 and 11; 290A.03, subdivision 3; repealing Minnesota Statutes 1984, section 290.09, subdivision 29.	48		48 120 153					
106	relating to the town of Tofte; authorizing the establishment of a detached banking facility.	48	235	55 229 269	337	607	438	607	7
107	relating to taxation; authorizing imposition of sales tax on lodging in towns and unorganized territories; amending Minnesota Statutes 1984, section 477A.018.	48	1982	1976a 3509					
108	relating to obscenity; prohibiting loaning or selling to minors, videocassettes and videodiscs of motion picture films which are harmful to minors; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 617.	48							
109	relating to taxation; including replacement parts in the definition of "farm machinery" for sales tax purposes; amending Minnesota Statutes 1984, section 297A.01, subdivision 15.	48							
110	relating to game and fish; allowing one deer to be taken by each method of hunting in any year; amending Minnesota Statutes 1984, section 100.272.	49							
111	relating to taxation; sales; including replacement parts in the definition of farm machinery; amending Minnesota Statutes 1984, section 297A.01, subdivision 15.	49							
112	relating to education; allowing financial aid after the time normally required to complete a bachelor's degree; amending Minnesota Statutes 1984, section 136A.121, subdivision 10.	49		395					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings		Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
113	relating to elections; authorizing certain municipalities to fix a later time for voting to begin; amending Minnesota Statutes 1984, section 204C.05, subdivision 1.	49		460						
114	relating to taxation; income; conforming to federal treatment of contributions to individual retirement plans and certain other pension plans; amending Minnesota Statutes 1984, section 290.01, subdivisions 20a and 20b.	49		55						
115	relating to motor vehicles; providing for free license plates for former prisoners of war; amending Minnesota Statutes 1984, section 168.125.	49	1093	1080a	1941	1941				
116	relating to labor; creating an employees social responsibility act; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 181.	49	1982	139 264 1964a	156 439a 3348					
117	relating to education; prohibiting a school district from commencing the school year prior to Labor Day; amending Minnesota Statutes 1984, section 126.12.	50	325	120 552 (H151)	296a					
118	relating to public employee labor relations; regulating public employee mediation; regulating mediation and strikes concerning teachers; providing for arbitration awards in principal and assistant principal disputes; providing penalties; amending Minnesota Statutes 1984, sections 179A.04, subdivision 3; 179A.05, subdivision 4; 179A.14, subdivision 1; 179A.15; 179A.16, subdivision 7; 179A.17, subdivision 1; 179A.18, subdivisions 2 and 3.	50	285	282a	464a	527 2734	906 1539 1704 2729* 3500	905 2798	3498	157
119	relating to state government; creating the Council on Asian-Pacific Minnesotans; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 3.	50	2545	55 2544a	486a 3509					
120	relating to civil actions; repealing statutes authorizing and regulating dram shop actions; amending Minnesota Statutes 1984, sections 340.11, subdivision 21; 471.981, subdivision 1; and repealing Minnesota Statutes 1984, sections 340.95; 340.951; and 466.15.	50		55 185.	92					
121	relating to taxation; providing a property tax credit for agricultural property; reducing the assessment ratio on commercial-industrial property; exempting sales of repair and replacement parts for farm machinery and liquidation sales of farm machinery from sales tax; amending Minnesota Statutes 1984, sections 273.13, subdivi-	50		50 152a	120					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
121	— Continued sion 9; and 297A.25, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 273.								
122	relating to retirement; public employees retirement association; setting the salary range of the executive director; changing the membership of the board; providing qualifications for the executive director; requiring advice and consent of the senate for appointment of the executive director; defining the duties of the board; ending the terms of current board members; defining the duties of the executive director; amending Minnesota Statutes 1984, sections 15A.081, subdivision 1; 43A.04, subdivision 1; 43A.10, subdivision 6; and 353.03, subdivisions 1, 1a, 2, 3, 3a, and 5.	51	51	51 51a 55a	58	225 269 278 878* 888 1457	225 1103	1317	11
123	relating to initiative; proposing an amendment to the Minnesota Constitution, article VII by adding a section; authorizing initiative on laws; providing a statute implementing the amendment; providing for the manner of petitioning and voting on initiative measures; providing for disclosure of campaign costs on ballot issues; providing that expenditures to promote or defeat a measure may not be taken as a deduction or credit against income taxes; providing for judicial review; providing penalties; amending Minnesota Statutes 1984, sections 10A.01, subdivision 15; 10A.20, by adding a subdivision; 204B.32; 204C.19, subdivision 2; 204C.33, subdivisions 1 and 3; 204D.11, by adding a subdivision; 204D.15; 204D.16; 290.09, subdivision 2; 290.21, subdivision 3; 645.02; proposing coding for new law in Minnesota Statutes, chapter 3B.	59		78 419					
124	proposing an amendment to the Minnesota Constitution, adding a section to article VIII; providing for the recall of elected officials.	59							
125	relating to labor; changing the definition of plumber's apprentice for the purpose of employment licensing; requiring the registration of plumber's apprentices; amending Minnesota Statutes 1984, section 326.01, subdivision 9; proposing coding for new law in Minnesota Statutes, chapter 326.	59	185	181a 269	336 5291	5290 6110	5290	6109	402
126	relating to education; requiring postsecondary governing boards to develop procedures to facilitate the transfer of credit between institutions; proposing coding for new law in Minnesota Statutes, chapters 135A and 136.	59	701	107 611a 1305	1433				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
127	relating to game and fish; authorizing big game licenses for nonresident students at resident fees; amending Minnesota Statutes 1984, section 98.45, subdivision 7.	60	460	459a 1305	1428				
128	relating to health; changing eligibility requirements for catastrophic health expense protection; including insurance premiums; appropriating money; amending Minnesota Statutes 1984, sections 62E.52, subdivisions 2 and 3; 62E.53, subdivisions 1 and 2; and 62E.531, subdivision 2.	60							
129	relating to public utilities; requiring single zone for telephone service in metropolitan area; proposing coding for new law in Minnesota Statutes, chapter 237.	60		78					
130	relating to taxation; sales; exempting sales of child restraint systems; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	60							
131	relating to commerce; modifying the finance charge on certain open end credit sales; amending Minnesota Statutes 1984, section 334.16, subdivision 1.	60	579	563a 805 (H183)					
132	relating to transportation; motor vehicles; exempting certain farm vehicles from the vehicle identification rule; amending Minnesota Statutes 1984, sections 221.025; and 221.031, subdivision 6.	60		78					
133	relating to retirement; increasing survivor benefits payable by the Thief River Falls police relief association; amending Laws 1981, chapter 68, section 42, subdivision 1.	61		78 (H86)					
134	resolution memorializing the President and the Congress of the United States to repeal the Federal Reserve Act.	61		1108 1122 1454					
135	relating to taxation; income; conforming to federal treatment of contributions to individual retirement plans and certain other pension plans; amending Minnesota Statutes 1984, section 290.01, subdivisions 20a and 20b.	61							
136	relating to outdoor recreation; repealing licensing requirements for cross country skiers; repealing Minnesota Statutes 1984, sections 85.40; 85.41; 85.42; 85.43; 85.44; 85.45; and Laws 1983, chapter 325, section 8.	61		78 419					
137	relating to waters and watercraft safety; requiring liability insurance on watercraft in the state; amending Minnesota Statutes 1984, section 361.03, by adding subdivisions.	61	806	500a 801a 2735					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
138	relating to unemployment compensation; benefit requalification after voluntary quit or discharge for misconduct; amending Minnesota Statutes 1984, section 268.09, subdivision 1.	61							
139	relating to elections; providing for the preparation and availability of correct precinct lists; amending Minnesota Statutes 1984, section 201.091, subdivision 2.	61	460	457a 1386 (H91)					
140	relating to taxation; sales and use; extending the definition of capital equipment to include replacement equipment; providing for reduced rates and exemption for sales of capital equipment; amending Minnesota Statutes 1984, sections 297A.01, subdivision 16; 297A.02, subdivision 2; 297A.14; proposing coding for new law in Minnesota Statutes, chapter 297A.	62		92					
141	relating to taxation; allowing an income tax credit for pollution control feedlot equipment purchased during tax years 1983 and 1984.	62							
142	relating to unemployment compensation; changing the requirements for quarterly reporting of wages; amending Minnesota Statutes 1984, section 268.12, subdivision 8; repealing Minnesota Statutes 1984, section 268.121.	62							
143	relating to real property; changing effective dates for provisions relating to validation of foreclosure sales; amending Minnesota Statutes 1984, section 582.27.	62	460	450a	528 2099	2099 2868	2099	2771	94
144	relating to financial institutions; providing for deposits by minors and deposits in multi-party accounts; regulating multi-party accounts; amending Minnesota Statutes 1984, sections 48.30; 52.13; 528.02, subdivisions 3, 6, 8, and 11; 528.04; 528.05; 528.06; 528.07; 528.08; 528.09; 528.10; 528.11; 528.13; and 528.15; proposing coding for new law in Minnesota Statutes, chapters 48, 51A, and 52; repealing Minnesota Statutes 1984, sections 51A.26; 51A.28; 528.02, subdivision 15; and 528.12.	62		(H140)					
145	relating to education; authorizing Independent School District No. 79 to transfer money from the bus purchase account to the capital expenditure fund.	62							
146	relating to mental health services; authorizing interstate contracts for mental health services; proposing coding for new law in Minnesota Statutes, chapter 245.	63	460	453a 1021 (H186)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
147	relating to human services; authorizing a state hospital to enter into shared service agreements with for profit organizations; amending Minnesota Statutes 1984, section 246.57, subdivision 3.	63	395	391a	422	3502	3112	3501	213
148	relating to trusts; eliminating the requirement of qualifying trustees in certain cases; amending Minnesota Statutes 1984, section 524.3-913.	63	137	132a 269 305 (H68)					
149	relating to taxation; income; conforming to federal treatment of contributions to individual retirement plans and certain other pension plans; amending Minnesota Statutes 1984, section 290.01, subdivisions 20a and 20b.	63							
150	relating to taxation; income; making the pollution control and feedlot pollution control credits effective for 1983 and 1984 tax years; amending Laws 1984, chapter 644, section 85.	63							
151	relating to natural resources; prohibiting the spearing of northern pike in the state; amending Minnesota Statutes 1984, section 101.41, subdivision 4, and by adding a subdivision.	63		2545					
152	relating to insurance; accident and health; providing for the extraterritorial application of mandated maternity benefits for unmarried women; amending Minnesota Statutes 1984, section 62A.041.	64	373	168 369 1305	1426				
153	relating to claims against the state; providing for payment of a claim for workers' compensation and attorney fees; appropriating money.	64							
154	relating to taxation; property; providing state paid refunds for homestead agricultural property.	64							
155	relating to claims; providing reimbursement of certain unemployment benefits paid by the city of Wayzata.	64							
156	relating to taxation; abolishing the tax on charitable gambling; amending Minnesota Statutes 1984, sections 349.12, subdivision 13; 349.151, subdivision 4; and 349.212, subdivision 2; repealing Minnesota Statutes 1984, section 349.212, subdivisions 1 and 3.	64							
157	relating to liquor; authorizing farm winery licensees to sell cheese and cheese spreads; amending Minnesota Statutes 1984, section 340.435, subdivision 3.	64		(H97)					
158	relating to taxation; sales and use; exempting admissions to school events; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	64							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
159	relating to taxation; motor vehicle excise; exempting sales of certain cars; amending Minnesota Statutes 1984, section 297B.03.	64		(H130)					
160	relating to retirement; inclusion of librarians in the correctional officer's retirement plan; amending Minnesota Statutes 1984, section 352.91, subdivision 2.	65							
161	relating to education; removing revenue equity aid subtraction; repealing Minnesota Statutes 1984, section 124A.037.	75							
162	relating to elections; changing the hours for voting in certain elections in towns; amending Minnesota Statutes 1984, section 204C.05, subdivision 1.	75							
163	relating to taxation; exempting residential use of electricity from the sales tax; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	75							
164	relating to claims against the state; providing for payment of various claims; ratifying labor agreements between the state of Minnesota and certain employee organizations; appropriating money.	75	5186	5170a 5315	5315 5832	5832 6110	5832	6109	434
165	relating to claims against the state; providing for payment of various claims; appropriating money.	75		(H1458)					
166	relating to taxation; sales; exempting retail sales of electricity from the sales tax; imposing an excise tax on sales and use of kilowatt hours of electricity; amending Minnesota Statutes 1984, sections 297A.25, subdivision 1; 297A.35, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 297A.	76							
167	resolution memorializing the Congress of the United States relating to amending the United States Constitution to require a balanced federal budget; applying to Congress to call a constitutional convention.	76		76 78 120					
168	relating to education; establishing criteria for a post-secondary student to be considered independent of parental support; clarifying the intent of scholarships and grants-in-aid; amending Minnesota Statutes 1984, sections 136A.101, by adding a subdivision; 136A.121, subdivisions 4 and 5; and Laws 1983, chapter 258, section 41.	76		79 912a					
169	relating to taxation; income; exempting the raising of horses from the farm loss modification; amending Minnesota Statutes 1984, section 290.09, subdivision 29.	76		79					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
170	relating to weights and measures; specifying the contents of a cord of freshly cut rough green aspen; amending Minnesota Statutes 1984, section 239.33.	80	285	281 394 (H155)					
171	relating to education; authorizing the establishment of education districts; requiring the appointment of an advisory council; requiring state board approval of agreements of education districts; authorizing aid; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.	80							
172	relating to education; providing for aids for education and for libraries, tax levies and the distribution of tax revenues; granting certain powers and duties to school boards, school districts, state board of education, board of teaching, and higher education coordinating board; modifying certain aspects of foundation aid; providing for payment of certain obligations to employees by school districts; establishing the Minnesota school of the arts and resource center; providing for certain programs relating to teachers and pupils; amending Minnesota Statutes 1984, sections 120.03, subdivision 1, and by adding a subdivision; 120.06, subdivision 1; 120.10, subdivision 1; 120.11; 120.15; 120.17, subdivisions 1, 2, 3, 3a, and by adding subdivisions; 121.151; 121.608; 121.609; 121.612, subdivision 3, and by adding a subdivision; 121.88; 121.882; 121.904, subdivisions 4a, 4c, and by adding subdivisions; 121.912, subdivision 1; 121.931, subdivision 7; 121.936, subdivisions 1 and 2; 122.531, subdivisions 5 and 6; 122.86, subdivision 1; 123.36, subdivision 1; 123.39, by adding subdivisions; 123.702, subdivision 1; 123.705, subdivision 1; 123.742, subdivisions 1, 3, 5, and by adding subdivisions; 123.7431; 124.09; 124.14, by adding a subdivision; 124.17, subdivision 1; 124.175; 124.19, subdivisions 1 and 5; 124.195, subdivisions 7, 8, 9, 10, and 11; 124.223; 124.225, subdivisions 1, 3, 4b, 7a, 7b, 8a, 8b, and 10; 124.245; 124.246, subdivision 2; 124.247, subdivision 3; 124.26; 124.271, subdivision 2b, and by adding a subdivision; 124.2711; 124.32, subdivisions 1b, 1d, 2, 5, 7, 10, and by adding a subdivision; 124.573, subdivisions 2 and 3a; 124.574, subdivision 2b; 124.76, subdivision 2; 124A.02, subdivisions 7, 8, and 9; 124A.03, subdivision 4, and by adding a subdivision; 124A.033, subdivisions 2, 3, and 5; 124A.06, subdivision 1, and by adding subdivisions; 124A.10, subdivision 1, and by (Continued next page)	80	2050	1171a 1623a 2036a 2399a 2548 2549 (H88)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
172	— Continued adding a subdivision; 124A.12, subdivision 1; 124A.14, subdivisions 1, 3, and 4, and by adding subdivisions; 124A.16; 125.03, by adding a subdivision; 125.05, subdivision 1, and by adding a subdivision; 125.12, by adding a subdivision; 125.182, subdivision 1; 125.185, subdivision 4; 125.60, subdivision 3; 129B.04, by adding a subdivision; 129B.17; 129B.20; 129B.21; 129B.34, subdivisions 2 and 3; 129B.35; 129B.36, subdivisions 1, 4, and 5; 129B.37, subdivision 1; 129B.38; 129B.39; 129B.40; 134.35; 134.351, subdivision 1; 136D.27; 136D.74, subdivision 2; 136D.87; 275.125, subdivisions 5b, 5c, 5d, 8, 8b, 11a, 11b, and by adding subdivisions; 298.28, subdivision 1; 354.092; 354.094, subdivision 1; 354.43, subdivision 3; 354.53, subdivision 1; 354.66, subdivisions 3 and 4; 354A.094, subdivision 2; 354A.12, subdivision 2; 355.208; 355.209; 355.287; 355.288; 355.46, subdivision 3; amending Laws 1973, chapter 683, section 26, as amended; Laws 1973, chapter 683, section 26, subdivision 17, as amended; Laws 1983, chapter 314, article 8, section 11; Laws 1984, chapter 463, article 9, section 9; proposing coding for new law in Minnesota Statutes, chapters 120; 121; 124; 126; 129B; and 134; repealing Minnesota Statutes 1984, sections 120.03, subdivisions 2, 3, and 4; 120.68; 121.11, subdivision 7a; 121.601; 122.531, subdivision 3a; 122.89; 123.705, subdivision 2; 123.742, subdivision 2; 123.80, subdivisions 2 and 3; 124.225, subdivisions 4a, 8c, 8d, 8e, 8f, 8g, and 8h; 124.245, subdivisions 1 and 4; 124.247, subdivision 6; 124.271, subdivisions 2, 2a, and 2c; 124.272; 124.32, subdivision 9a; 124A.02, subdivisions 4a, 17, and 18; 124A.03, subdivision 5; 125.05, subdivision 5; 126.60, subdivision 4; 126.64, subdivision 1; 129B.03; 129B.10; 129B.18; 129B.19; 129B.33, subdivisions 2, 3, 4, and 6; 129B.34; 129B.36, subdivisions 2 and 3; 275.125, subdivisions 8a and 11c; 354.43, subdivisions 4 and 5; 354.66, subdivision 4a; 354A.12, subdivision 3; 355.46, subdivisions 1, 2, and 5; and 355.47.									
173	relating to taxation; sales and use; eliminating accelerated payment of liability; amending Minnesota Statutes 1984, section 297A.27, subdivision 1; repealing Minnesota Statutes 1984, section 297A.275.	80		107 (H65)					
174	relating to agriculture; providing for agricultural limited partnerships of limited duration; preserving their eli- (Continued next page)	80							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
174	— Continued gibility for classification as homesteads; providing for nonrecognition of gain from the discharge of farm indebtedness in certain instances; abolishing farm loss modifications; amending Minnesota Statutes 1984, sections 273.13, subdivision 6a; 290.01, subdivisions 20a, 20b, and 20f; 290.05, subdivision 3; 290.09, subdivisions 1 and 7; 290.091; 290.095, subdivisions 7 and 11; 290.16, by adding a subdivision; 290A.03, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 322; repealing Minnesota Statutes 1984, section 290.09, subdivision 29.								
175	relating to common carriers; applying implied consent law to certain employees on trains and boats; providing for unscheduled drug and alcohol screening of employees of common carriers; amending Minnesota Statutes 1984, section 219.566; proposing coding for new law in Minnesota Statutes, chapter 219.	80							
176	relating to transportation; requiring intoxication testing of certain employees on trains involved in fatal accidents; amending Minnesota Statutes 1984, section 219.566.	81							
177	relating to crime; allowing the admission of certain out-of-court statements of mentally impaired persons; defining "mentally impaired"; amending Minnesota Statutes 1984, sections 260.156; 595.02, subdivision 3;609.341, subdivisions 6 and 11; 609.342; 609.343; 609.344; and 609.345.	81	235	226a 269a	336	1704	1488	1543	24
178	relating to game and fish; prohibiting the taking of northern pike or pickerel by spearing; amending Minnesota Statutes 1984, sections 97.48, subdivision 1; 98.46, subdivision 5; and 101.41, subdivision 4.	81							
179	relating to taxation; decreasing the assessment ratio applied to commercial and industrial property; amending Minnesota Statutes 1984, section 273.13, subdivision 9.	81							
180	relating to taxation; income; conforming to federal treatment of contributions to individual retirement plans and certain other pension plans; amending Minnesota Statutes 1984, section 290.01, subdivisions 20a and 20b.	81							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings		Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
181	relating to unemployment compensation; providing for nonreimbursement of benefits paid in certain instances; amending Minnesota Statutes 1984, section 268.10, subdivision 2.	81								
182	relating to the legislature; reducing the number of members of the senate and house of representatives; amending Minnesota Statutes 1984, sections 2.021; and 2.031, subdivision 1; and repealing Minnesota Statutes 1984, section 2.031, subdivision 2.	81								
183	relating to local government; limiting zoning powers concerning certain amateur radio antennas; proposing coding for new law in Minnesota Statutes, chapters 394 and 462.	82								
184	relating to energy; requiring legislative approval for construction of a nuclear fission electrical generating plant in Minnesota; amending Minnesota Statutes 1984, section 216B.243, by adding a subdivision.	82		82	120					
185	relating to taxation; removing the additional sales tax from liquor; repealing Minnesota Statutes 1984, section 297A.02, subdivision 3.	82		92						
186	relating to administrative rules; requiring the director of the pollution control agency to give notice of application for a water pollution discharge permit; amending Minnesota Statutes 1984, section 115.03, by adding a subdivision.	82	806	788a	1314	1443				
187	relating to workers' compensation; eliminating certain medical fee review; repealing Minnesota Statutes 1984, section 176.136.	82								
188	relating to workers' compensation; changing the amount of certain benefits; amending Minnesota Statutes 1984, section 176.101, subdivision 3b.	82	1093	1052a	2547					
189	relating to education; discontinuing the revenue equity aid and levy formula; amending Minnesota Statutes 1984, sections 124.2138, subdivision 2; 124A.03, subdivision 3; 124A.037; and 275.125, subdivision 5b; repealing Minnesota Statutes 1984, sections 124.2138, subdivision 2; and 124A.037.	83								
190	relating to elections; providing for a presidential primary election; regulating the selection of convention delegates; providing major political party registration for voting the presidential primary ballot; changing the primary date and certain related dates; providing the manner of changing major political party preference for the presi-	83								

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
190 — Continued	dential primary; specifying application information for absentee ballot requests; providing certain procedures for verifying right to vote, marking ballots, and reconciliation of the number of ballots cast; requiring certain information on certain election reports; providing for the preparation of a presidential primary ballot for each major political party; providing certain requirements for municipalities using voting machines or electronic voting systems for a presidential primary; amending Minnesota Statutes 1984, sections 201.071, subdivision 1, and by adding a subdivision; 201.091, subdivision 1; 203B.06, subdivisions 1, 3, and 4; 203B.12, by adding a subdivision; 203B.17, subdivision 2; 203B.24, by adding a subdivision; 204B.09, subdivision 1; 204B.21, subdivision 1; 204B.33; 204C.10, subdivision 1; 204C.13, subdivisions 1 and 3; 204C.18, subdivision 1; 204C.20, by adding a subdivision; 204C.24, subdivision 1; 204C.26, subdivision 3; 204C.32, subdivision 1; 204D.03, subdivision 1, and by adding a subdivision; 204D.05, subdivision 3, and by adding a subdivision; 204D.06; 204D.08, by adding a subdivision; 204D.09; 204D.10, by adding a subdivision; 206.82, subdivision 2; and 208.03; proposing coding for new law in Minnesota Statutes, chapter 204D.								
191	relating to regulated industries; authorizing certain organizations to conduct lawful gambling; authorizing local units of government to regulate this activity; amending Minnesota Statutes 1984, sections 340.14, subdivision 2; 349.13; 349.14; 349.31, subdivision 1; 609.75, subdivision 3; and 609.761; proposing coding for new law in Minnesota Statutes, chapter 349; repealing Minnesota Statutes 1984, sections 349.11; 349.12, subdivisions 13, 14, 15, 16, and 17; and 349.151 to 349.22.	83							
192	relating to education; prohibiting school districts from beginning the school year before Labor Day; amending Minnesota Statutes 1984, section 126.12.	83							
193	relating to commerce; providing for the repeal of statutory law regulating entertainment agencies; repealing Minnesota Statutes 1984, sections 184A.01 to 184A.20.	84	876 4635	842 2546 4626					
194	relating to taxation; increasing the amount statutory cities and towns may levy for a public cemetery; amending Minnesota Statutes 1984, section 471.24.	84	701	453 623 867 (H158)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
195	relating to state government; eliminating certain investigative and intervention powers of the director of the department of public service; repealing Minnesota Statutes 1984, section 216A.07, subdivisions 3 and 4.	84							
196	relating to children and families; requiring the county attorney to prosecute failure to report child abuse or neglect; clarifying factors to consider in awarding maintenance in marriage dissolution actions; providing for the reporting of child abuse or neglect; defining certain terms; clarifying immunity from liability for reporting child abuse or neglect; providing for concise summaries of disposition of reports; clarifying requirements following reports of child abuse or neglect; making technical changes; prescribing penalties; amending Minnesota Statutes 1984, sections 388.051, subdivision 2; 518.552; 518.64, subdivision 2; 609.379; and 626.556, subdivisions 1, 2, 3, 4, 4a, 5, 6, 9, 10, 11, and by adding a subdivision.	84	137	107 127a 185 186a	211 3283	2872 3032 3035 3116 3272* 3506	2872 3334	3506	266
197	relating to taxation; income; allowing individuals who do not itemize deductions a deduction for charitable contributions; amending Minnesota Statutes 1984, section 290.089, subdivision 1, and by adding a subdivision.	84							
198	relating to real property; eliminating the necessity of a court order before requiring registered land surveys; authorizing the use of registered land surveys for multilevel tracts; amending the provisions relating to corporate resolutions of dissolution and to instruments executed by owners whose fee title is held in trust; amending the requirements for joint tenancy clearances; amending Minnesota Statutes 1984, sections 508.47, subdivisions 2 and 4; 508.61, subdivision 3; 508.62; 508.71, subdivision 5; 508A.47, subdivisions 2 and 4; 508A.61, subdivision 3; 508A.62; and 508A.71, subdivision 5.	84	460	450	527	1457	905	1317	16
199	relating to taxation; providing for refunds of certain gasoline taxes paid by resorts; appropriating money; amending Minnesota Statutes 1984, section 296.421, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 296.	85							
200	relating to the attorney general; providing for rural representation duties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 8.	85							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
201	relating to judges; providing for the manner of filling vacancies in the office of judge; proposing coding for new law in Minnesota Statutes, chapter 480B.	85							
202	relating to agriculture; changing requirements for a soil conservation tillage program; appropriating money; amending Minnesota Statutes 1984, section 40.075; repealing Laws 1982, chapter 512, section 18.	85		186 395 443a 460					
203	relating to Independent School District Number 108 (Norwood-Young America); authorizing a permanent fund transfer.	85							
204	relating to retirement; expanding the availability of certain appropriations for actuarial services.	85		(H98)					
205	relating to taxation; income; conforming to federal treatment of contributions to individual retirement plans and certain other pension plans; amending Minnesota Statutes 1984, section 290.01, subdivisions 20a and 20b.	85		107					
206	relating to public safety; subjecting rules relating to drunk driving to certain provisions of the administrative procedure act; repealing rules; amending Minnesota Statutes 1984, sections 14.02, subdivision 4; and 169.128.	86							
207	relating to crimes; defining sports bookmaking; amending Minnesota Statutes 1984, sections 299C.065, subdivision 1; and 609.75, subdivision 7.	86	168	166 237	267	3499	2869	3498	126
208	relating to elections; allowing certain municipalities to set shorter voting hours; amending Minnesota Statutes 1984, section 204C.05, subdivision 1.	86							
209	relating to liquor; authorizing St. Louis county to issue one off-sale liquor license.	86							
210	relating to insurance; workers' compensation; requiring notice of premium increases to insureds; proposing coding for new law in Minnesota Statutes, chapter 79.	86							
211	relating to the city of Detroit Lakes; permitting the establishment of a port authority.	86							
212	relating to taxation; changing the funding for enterprise zones; amending Minnesota Statutes 1984, section 273.1314, subdivision 8.	86							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
213	relating to libraries; permitting Arrowhead Library System cities to reduce their budgets for public library service; amending Minnesota Statutes 1984, section 134.34, by adding a subdivision.	87		120					
214	relating to unemployment compensation; eliminating the waiting week; amending Minnesota Statutes 1984, section 268.08, subdivision 1.	87							
215	relating to human services; establishing a children's trust fund for the prevention of child abuse and neglect; establishing an income tax checkoff to provide money for the fund; proposing coding for new law in Minnesota Statutes, chapters 256 and 290.	87							
216	relating to taxation; sales and use; exempting farm machinery and replacement parts; amending Minnesota Statutes 1984, sections 297A.01, subdivision 15; 297A.02, subdivision 2; 297A.14; and 297A.25, subdivision 1.	87							
217	relating to state government; regulating application deadlines for certain state jobs; proposing coding for new law in Minnesota Statutes, chapter 43A.	87							
218	relating to agriculture; exempting interest earned on agricultural debt restructuring loans from income taxation; providing requirements for eligible borrowers; providing requirements for agricultural debt restructuring loans; giving the commissioner of revenue authority to make rules; amending Minnesota Statutes 1984, section 290.361, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 41B and 290.	87							
219	relating to transportation; restricting mowing of highway rights-of-way outside of cities; amending Minnesota Statutes 1984, section 160.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 160.	88	579	107 207a 208 558a 1305	1430	3499	2962	3209	127
220	relating to the employment and economic development act (MEED III); giving priority to persons eligible for aid to families with dependent children and certain farm households; limiting eligible applicants in certain service delivery areas; increasing authorized expenditures; increasing job placements in permanent private jobs; providing for temporary nonprofit jobs; providing incentives; appropriating money; amending Minnesota Statutes 1984, sections 268.671; 268.672, subdivisions 2 and (Continued next page)	88		88 120 420					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
220 — Continued	11; 268.673, subdivisions 1 and 2; 268.674, subdivision 1; 268.675, subdivision 1; 268.676, subdivisions 1 and 2; 268.677; 268.678, subdivision 2; 268.679, subdivision 1; 268.68; 268.681, subdivisions 3 and 4; 268.83; and 268.685; repealing Minnesota Statutes 1984, section 268.686; Laws 1983, chapter 312, article 7, section 16; and Laws 1984, chapter 654, article 5, section 50.								
221	relating to agriculture; providing for the prevention of economic waste in the marketing of certain agricultural crops produced in Minnesota by establishing minimum prices; providing for supply management and orderly marketing, administration, and enforcement; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 17.	88	701	373 633a 1308a	1477				
222	relating to agriculture; providing a property tax credit for landowners that lease agricultural land to beginning farmers; excluding a portion of the capital gains from an exercise of an option to purchase agricultural land by a beginning farmer; establishing a county lease committee to approve leases to beginning farmers; exempting interest on agricultural loans made to beginning farmers; appropriating money; amending Minnesota Statutes 1984, sections 290.01, subdivision 20b; 290.361, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 273, 290, and 395.	88		92 107 1736a (H587)					
223	relating to agriculture; establishing a legal assistance program; providing requirements for persons receiving legal assistance; providing contracting authority to fund the legal assistance program; providing requirements for the program contractor; requiring reports on the legal assistance program; appropriating money.	92	120	119a 171a	176				
224	relating to Independent School District Number 202, Dodge Center; permitting a permanent fund transfer; requiring local approval.	93							
225	relating to taxation; requiring payment of property tax refunds to personal representatives of deceased claimants; amending Minnesota Statutes 1984, section 290A.18.	93							
226	relating to human services; raising the limits on payments to vendors under the medical assistance and general assistance medical care programs; amending Minnesota Statutes 1984, section 256.967.	93		264 772a 807					

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
227	relating to taxation; sales and use; eliminating accelerated payment of liability; amending Minnesota Statutes 1984, section 297A.27, subdivision 1; repealing Minnesota Statutes 1984, section 297A.275.	93		107					
228	relating to game and fish; exempting hunters on licensed private shooting preserves in the northern portion of the state from the requirement of a pheasant stamp; amending Minnesota Statutes 1984, section 97.4843, subdivision 2.	93	285	283a 529	582	3500	3009	3498	158
229	relating to financial institutions; credit unions; specifying certain powers; amending Minnesota Statutes 1984, section 52.04, subdivision 1; repealing Minnesota Statutes 1984, section 52.04, subdivision 2.	93	806	800a 1022 (H216)					
230	relating to commerce; authorizing industrial loan and thrifts to sell certain evidences of indebtedness; establishing different certificate of authorization requirements for corporations that will and will not sell or issue thrift certificates; modifying certain application and examination duties of the department of commerce; providing simplified requirements for the issuance of more than one certificate of authorization to the same corporation; clarifying the right of industrial loan and thrifts to collect certain additional loan charges; exempting certain mortgage purchasers and assignees from licensing as regulated lenders; prohibiting industrial loan and thrifts from using the words "savings and loan" in their corporate names; authorizing regulated lenders to make loans up to ten percent of capital; modifying the licensing provisions governing regulated lenders; providing for changes in business locations of regulated lenders; increasing the minimum default charge that may be charged; providing for the determination of interest; authorizing certain additional loan charges; and providing alternative loan disclosure requirements; providing that certain violations do not impair obligations of a contract; providing penalties; providing for certain dollar adjustments; amending Minnesota Statutes 1984, sections 48.151; 53.03, subdivisions 1, 2, 2a, 3a, 5, 7, 8, and by adding a subdivision; 53.04, subdivision 3a; 53.05; 56.01; 56.04; 56.07; 56.12; 56.125, subdivision 4; 56.131, subdivisions 1 and 4; 56.19, subdivision 4, and by adding a subdivision; and 550.37, subdivision 4a; repealing Minnesota Statutes 1984, section 53.03, subdivision 4.	94	373	369a 529	584 3169 3426	3012 3167 3204 3233 3313 3409*	3011		

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
231	relating to elections; changing certain procedures and deadlines related to absentee ballots; changing the municipal election filing deadline; amending Minnesota Statutes 1984, sections 203B.17, subdivision 2; 203B.21, subdivision 3; 204B.35, subdivision 4; and 205.13, subdivision 1.	94	524	494a 1019 (H759)					
232	relating to the department of education; making its rule hearings informal; requiring them to be run by the commissioner of education; amending Minnesota Statutes 1984, section 14.14, by adding a subdivision.	94							
233	relating to the collection and dissemination of data; classifying names of finalists for position of president of the University of Minnesota as private data; amending Minnesota Statutes 1984, section 13.43, by adding a subdivision.	94	168	167a 463					
234	relating to education; pupil transportation; authorizing Independent School District No. 1, Aitkin, to transfer moneys appropriated for bus purchases to the unappropriated fund balance account of the transportation fund; providing for local approval.	94							
235	relating to higher education; creating a student advisory council to the higher education coordinating board;requiring, as nearly as possible, one-sixth of the terms of voting members of the higher education coordinating board to expire each year; amending Minnesota Statutes 1984, section 136A.02, subdivisions 1 and 1a, and by adding a subdivision.	95	579	557a 804 (H204)					
236	relating to agriculture; finding conditions exist that have caused a loss of agricultural credit; declaring an agricultural economic emergency exists; providing warrants for seed, fertilizer, herbicides, and fuel; guaranteeing warrants; amending Minnesota Statutes 1984, sections 395.14; 395.15; 395.16; 395.17; 395.18; 395.19; 395.20; 395.21; 395.22; 395.23; and 395.24; proposing coding for new law in Minnesota Statutes, chapter 395.	95	1424	1354a 3509					
237	relating to taxation; income; providing for exclusions from gross income for deposits in or interest earned on certain accounts used to provide agricultural loans; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20a and 20b; and 290.08, by adding subdivisions.	95							
238	relating to energy; repealing the prohibition on installation of decorative residential gas lamps; repealing Minnesota Statutes 1984, section 116J.19, subdivisions 5 and 6.	95		139					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
239	relating to horse racing; providing for racing days at county fairs in St. Louis county.	95	524	373 495a 1021 (H227)					
240	relating to education; increasing the weighting of kindergarten pupil units for those attending full day programs; amending Minnesota Statutes 1984, section 124.17, subdivision 1.	95		107 120					
241	relating to motor vehicles; exempting purchase or use of a motor vehicle manufactured prior to 1936 from the motor vehicle excise tax; amending Minnesota Statutes 1984, section 297B.03.	96							
242	relating to liquor; providing that an individual may not purchase, possess, or consume or be given or sold various alcoholic beverages until the age of 21; providing penalties; amending Minnesota Statutes 1984, sections 340.02, subdivision 8; 340.035, subdivision 1; 340.119, subdivision 2; 340.13, subdivision 12; 340.14, subdivision 1a; 340.403, subdivision 3; 340.73, subdivision 1; 340.731; 340.732; 340.79; and 340.80.	96							
243	relating to health; providing for physical therapy evaluation and referral; prohibiting certain practices by physical therapists; amending Minnesota Statutes 1984, sections 148.65, subdivision 1; 148.75; and 148.76.	96	806	735a 2118a	2119	3502	3072	3501	182
244	relating to the city of Savage; authorizing the establishment of detached banking facilities.	96	235	229a 269	375				
245	relating to judges; providing for the manner of filling vacancies in the office of judge; proposing coding for new law in Minnesota Statutes, chapter 480B.	96	373	120 357a 517 (H67)					
246	relating to state government; creating a legislative commission on state and local government units.	96		107					
247	relating to veterans; establishing a memorial to veterans of certain wars in the Court of Honor on the Capitol grounds.	97	552	120 226 232a 285 550	585	1520	1102	1519	17
248	relating to taxation; creating a commission to study the concept of a single business tax or value added tax; appropriating money.	97							
249	relating to motor vehicles; denying license plates or registration tabs to moving traffic violators under outstanding warrants; amending Minnesota Statutes 1984, section 168.17.	97		107					

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
250	relating to drivers licenses; prohibiting driver's license renewal for traffic violators with outstanding fines; amending Minnesota Statutes 1984, section 171.16, subdivision 3.	97		107					
251	relating to nursing homes; establishing an educational program for resident and family advisory councils; authorizing a surcharge on license fees; requiring evaluation and a report to the legislature by the Minnesota board on aging; appropriating money; amending Minnesota Statutes 1984, sections 256B.421, subdivision 8; and 256B.431, subdivision 2b; proposing coding for new law in Minnesota Statutes, chapter 144A.	97	1917	407a 1899a 2124	2124 3235	3023 3035 3117 3234* 3506	3023 3336	3506	267
252	relating to corporations; providing for the shareholder vote required to amend articles of incorporation in certain cases; amending Minnesota Statutes 1984, section 302A.135, subdivision 4.	97	137	107 132 139 237	266	556	405	555	5
253	relating to health care; creating a health data commission; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 145.	97		419					
254	relating to occupations and professions; requiring the board of medical examiners to set up a fund to investigate complaints; providing procedures; appropriating money; amending Minnesota Statutes 1984, section 147.073, by adding a subdivision.	97							
255	resolution memorializing Congress to balance the federal budget.	109		120 186					
256	relating to retirement; changing the method for computing benefits for members of the Buhl police relief association; amending Laws 1984, chapter 574, section 18.	109		140					
257	relating to natural resources; exempting forestry development projects from certain bonding requirements; requiring a bid deposit for contracts for forestry development projects; amending Minnesota Statutes 1984, section 574.26; proposing coding for new law in Minnesota Statutes, chapter 574.	110							
258	relating to taxation; sales tax; limiting the exemption for advertising materials subsequently shipped out of Minnesota and providing for adjustment of the rate of tax imposed on sales of advertising materials under certain circumstances; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	110							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
259	relating to agriculture; changing requirements for a soil conservation tillage program; appropriating money; amending Minnesota Statutes 1984, section 40.075.	110		140					
260	proposing an amendment to the Minnesota Constitution, adding a section to article VIII; providing for the recall of elected officials.	110		186					
261	relating to liquor; allowing certain licensees to keep dice on licensed premises for lawful purposes; making various changes of a nonsubstantive nature; amending Minnesota Statutes 1984, section 340.14, subdivision 2.	110							
262	relating to education; creating the initiatives for excellence grant program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.	110							
263	relating to agriculture; providing a mechanism to aid restructuring of existing farm loans; providing for payment of interest on loans to farmers; appropriating money.	111	156	133a 148a 170	171				
264	relating to public welfare; authorizing the establishment of employment demonstration projects for recipients of public assistance; granting rulemaking authority; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256.	111		420					
265	relating to taxation; sales and use; reducing the general rate to five percent; amending Minnesota Statutes 1984, sections 297A.02, subdivision 1; 297A.03, subdivision 2; 297A.14; 297B.02; and 297B.08.	111							
266	relating to taxation; motor vehicles; accelerating distribution of motor vehicle excise tax proceeds; amending Minnesota Statutes 1984, section 297B.09, subdivision 2.	111							
267	relating to retirement; authorizing benefit increases for retired Eveleth police officers, firefighters, and surviving spouses.	111		(H234)					
268	relating to Independent School District No. 742, St. Cloud; authorizing AVTI construction projects subject to certain conditions.	111	2865	120 186 2862 3509					
269	relating to transportation; prohibiting certain types of barricades, fences, or obstructions across highways and roads; imposing a penalty; amending Minnesota Statutes 1984, section 160.27, subdivision 5.	111	876	838a 3509					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
270	relating to public utilities; requiring certain utility pole guy lines to be marked with reflector tape; proposing coding for new law in Minnesota Statutes, chapter 237.	112							
271	relating to the regulation of securities; modifying fees payable on certain security registrations; amending Minnesota Statutes 1984, section 80A.28, subdivisions 1 and 3.	112		621					
272	relating to business regulation; requiring the commissioner of agriculture to find that reasonable economic necessity exists for the licensure and construction of new dairy processing plants; amending Minnesota Statutes 1984, section 28A.07; proposing coding for new law in Minnesota Statutes, chapter 474.	112		168 374					
273	relating to taxation; income; providing a credit for home care of the elderly; amending Minnesota Statutes 1984, section 290.06, by adding a subdivision.	112							
274	relating to civil commitment; requiring a hearing for the continued commitment of mentally retarded persons; amending Minnesota Statutes 1984, section 253B.13, subdivision 2.	112	1424	1352a 1933	1933	3503	3313	3503	231
275	relating to the University of Minnesota; conditioning appropriations for the Duluth campus on its administration reporting directly to the Board of Regents or on the Board of Regents' appointment of chief executive officers for the Twin Cities campus and each coordinate campus; proposing coding for new law in Minnesota Statutes, chapter 137.	112							
276	relating to notaries; providing procedures for various notarial acts; enacting the uniform law on notarial acts; amending Minnesota Statutes 1984, section 358.15; proposing coding for new law in Minnesota Statutes, chapter 358; repealing Minnesota Statutes 1984, sections 358.32 to 358.40.	113	264	250a 338a	376 3212	3165 3211 3506	3165	3506	268
277	relating to metropolitan government; providing for various standards and procedures of metropolitan commissions; requiring reports and plans; regulating duties of the regional transit board; providing for the audit of certain metropolitan commissions; amending Minnesota Statutes 1984, sections 473.129, by adding a subdivision; 473.141, subdivision 13, and by adding a subdivision; 473.163, by adding a subdivision; 473.245; 473.373, subdivision 7; 473.375, subdivisions 1, 16, and by adding a subdivision; 473.38, subdivision 1; and 473.435, subdivision 2.	113		236 755a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
278	relating to health; clarifying issues relating to patient access to medical records; amending Minnesota Statutes 1984, section 144.335, subdivision 2.	113							
279	relating to natural resources; eliminating the mandatory shooting by conservation officers of dogs pursuing deer; restricting the shooting by others; increasing the penalty for owners of dogs that kill deer; amending Minnesota Statutes 1984, sections 100.29, subdivision 19; and 347.01.	113	208	207a 237	267 3267	3267 3506	3266	3506	269
280	relating to taxation; reducing the corporate income tax rate; eliminating the arithmetic average from the allocation formula; amending Minnesota Statutes 1984, sections 290.06, subdivision 1; and 290.19, subdivision 1.	113							
281	relating to criminal justice; permitting certain individuals to make claims against the state; clarifying the procedure for making certain claims against the state; providing limitations on the payment of claims; placing restrictions on places where work in restitution or community service may be performed; amending Minnesota Statutes 1984, sections 3.739, subdivisions 1, 2, and 2a; and 609.135, subdivision 1.	114	701	612a 1305	1433 3267	3267 3504	3267	3503	242
282	relating to local government; removing the restriction on the number of mills certain towns may levy to provide fire protection for special fire protection districts; amending Minnesota Statutes 1984, section 368.85, subdivision 6.	114	806	500 768 1022 (H315)					
283	relating to liquor; authorizing municipalities to permit holders of both on-sale wine and nonintoxicating malt liquor licenses to sell intoxicating malt liquors; amending Minnesota Statutes 1984, section340.11, subdivision 20; repealing Laws 1979, chapter 200.	114	1301	1119a 2545					
284	relating to state lands; authorizing the sale of certain surplus state land in Dakota county to the city of Hastings.	114	552	232a 551 1022 (H230)					
285	relating to farm loans; eliminating the limitation on the gross receipts of farms eligible for economic development loans; amending Minnesota Statutes 1984, section 116M.03, subdivision 4.	114	806	114 285 460 788a 1305	1443				
286	relating to appropriations; reducing the amount of fees chargeable by the pollution control agency for solid waste and hazardous waste pollution control; amending Laws 1983, chapter 301, section 25.	114		226a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
287	relating to the city of Hibbing; fixing the terms of mayor and city council members; providing that the annual audit of the public utilities commission may be made by a certified public accountant; amending Laws 1949, chapter 422, section 3, subdivision 11.	114	419	418a 462a	462 906	906 1520	906	1519	18
288	relating to retirement; authorizing purchase of allowable service credit by certain members of the teachers retirement fund for prior service as nonpublic school teachers; proposing coding for new law in Minnesota Statutes 1984, chapter 354.	115							
289	relating to unemployment compensation; providing for the disqualification of benefits under certain circumstances; amending Minnesota Statutes 1984, section 268.09, subdivision 3.	115							
290	relating to human services; increasing the personal needs allowance for medical assistance recipients; amending Minnesota Statutes 1984, section 256B.35, subdivision 1.	115		120 252					
291	relating to probate; adopting provisions of the uniform probate code and clarifying laws relating to intestate succession, spouse's elective share, and omitted spouses and children; amending Minnesota Statutes 1984, sections 257.34, subdivision 1; 525.13; and 525.145; proposing coding for new law in Minnesota Statutes, chapter 524; repealing Minnesota Statutes 1984, sections 525.16; 525.17; 525.171; 525.172; 525.173; 525.20; 525.201; 525.202; 525.212 to 525.216.	115	235	227a 269	336				
292	relating to taxation; providing a credit against the income tax for contributions to candidates for local elective office; amending Minnesota Statutes 1984, section 290.06, subdivision 11.	115		457a					
293	relating to unemployment compensation; requiring community service as a condition to receiving benefits; amending Minnesota Statutes 1984, section 268.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268.	115							
294	relating to taxation; providing an income tax credit for home care of the elderly; amending Minnesota Statutes 1984, section 290.06, by adding a subdivision.	116		120					
295	relating to counties; authorizing a special levy for county agricultural society and park and recreation purposes for Hubbard county; authorizing a special levy for support of the Clearwater county hospital; authorizing a special (Continued next page)	116	877	853a 1305 1425 1481a 1509 1537a 1683 1696a 2561a	2562 3243	3006 3007 3033 3237* 3507	3005 3335	3507	289

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
295	— Continued levy for tourism and agriculture promotion in Cass county; requiring a reverse referendum under certain circumstances; increasing the amount of loans available to certain counties for design and construction costs of district heating and qualified energy improvements; allowing municipalities to accelerate repayment of principal of energy loans; authorizing county regulation of pawnbrokers, secondhand, and junk dealers; designating Hubbard county as a fiscal agent; exempting certain aggregate material in Stearns county from the aggregate tax; amending Minnesota Statutes 1984, section 116J.36, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 471.								
296	relating to insurance; homeowners; prohibiting household or family exclusions; amending Minnesota Statutes 1984, section 65A.29, by adding a subdivision.	116							
297	relating to retirement; guaranteeing public employees retirement benefits; proposing coding for new law in Minnesota Statutes, chapter 356.	116							
298	relating to taxation; motor vehicle excise; exempting certain sales of motor vehicles; redefining "purchase price"; amending Minnesota Statutes 1984, sections 297B.01, subdivision 8; and 297B.03.	116							
299	relating to education; prohibiting school until school board-teacher negotiations are completed; amending Minnesota Statutes 1984, section 126.12.	116							
300	relating to the environment; removing statutory provisions for joint and several liability and causation for personal injury; changing the date when liability applies; removing additional defense for abnormally dangerous activity; stating effect of removing certain provisions; amending Minnesota Statutes 1984, sections 115B.05, subdivision 1; and 115B.06, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 115B; repealing Minnesota Statutes 1984, sections 115B.06, subdivision 2; and 115B.07.	116		182 (H268)					
301	relating to civil actions; limiting damages recoverable in dram shop actions; amending Minnesota Statutes 1984, section 340.95.	117							
302	relating to commerce; providing for deposits of public funds in thrift institutions; amending Minnesota Statutes 1984, section 118.005.	121	806	800a 1314	1445				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
303	relating to the city of Minneapolis; permitting the establishment of special service districts in the city and providing taxing and other authority.	121	876	624a 842a 3018 (H384)					
304	relating to transportation; motor carriers; providing for annual increases in gross weight tax rates; establishing a gross vehicle weight limitation for state trunk highways; revising the gross weight seasonal zone; providing for ten percent overweight allowance for movement of potatoes and sugar beets; allowing wide loads of baled agricultural products to travel certain roads at certain times by annual permit;removing a requirement that wide loads be marked by flashing amber lights; requiring a district priority list; providing that a county may challenge a seasonal weight restriction imposed by the commissioner; appropriating money; amending Minnesota Statutes 1984, sections 168.013, subdivision 1e; 169.81, subdivision 2; 169.825, subdivisions 8, 10, and 11, and by adding a subdivision; 169.833; 169.86, subdivisions 1a, 2, 5, and by adding a subdivision; 169.862; and 169.87, subdivision 1, and by adding a subdivision.	122	2606	140 183a 2596a 3003a	3005				
305	relating to human services; extending the community work experience program; amending Minnesota Statutes 1984, section 256.737.	122		420					
306	relating to game and fish; setting a limit on walleyes taken from Lake of the Woods and Rainy Lake; amending Minnesota Statutes 1984, section 101.41, by adding a subdivision.	122		419					
307	relating to elections; requiring that a candidate for school district office be eligible to hold office; amending Minnesota Statutes 1984, section 123.32, subdivision 4.	122	460	457a 803 (H157)					
308	relating to St. Louis county; authorizing a private sale of certain tax-forfeited land.	122		(H231)					
309	relating to state government; providing for chiropractic positions in state government civil service; providing for the provision of chiropractic services; proposing coding for new law in Minnesota Statutes, chapters 43A and 148.	122							
310	relating to taxation; motor fuels; expanding definition of qualified service station for purposes of the excise tax on gasoline; amending Minnesota Statutes 1984, section 296.02, subdivision 1.	122							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
311	relating to health; authorizing an additional rural doctor for the Springfield service area.	123		252					
312	relating to retirement; early retirement without reduction in annuities; amending Minnesota Statutes 1984, section 356.70, subdivision 1.	123		4381 (H229)					
313	relating to taxation; providing for the computation of interest on tax overpayments; amending Minnesota Statutes 1984, sections 270A.07, subdivision 5; 271.12; 290.50, subdivision 1; 290.92, subdivisions 11 and 13; 290.93, subdivision 9; 290.936; 290A.07, subdivisions 2a and 3; 291.18; 294.09, subdivision 1; 297A.35, subdivision 1; 298.09, subdivision 4; and 299.05; proposing coding for new law in Minnesota Statutes, chapter 270.	123							
314	relating to insurance; no-fault automobile; providing mandatory underinsured motorist coverage; clarifying legislative intent concerning stacking of insurance policies; coordinating the priority of applicability of security for the payment of certain benefits; establishing tort threshold limitations on uninsured and underinsured motorist coverages; modifying the limitation of damages for noneconomic detriment; amending Minnesota Statutes 1984, sections 65B.43, by adding subdivisions; 65B.47, by adding a subdivision; 65B.49, subdivision 4, and by adding a subdivision; and 65B.51, subdivision 3.	123		140 235 (H345)					
315	relating to occupational safety and health; regulating the use of video display terminals; amending Minnesota Statutes 1984, sections 182.651, by adding subdivisions; 182.653, by adding subdivisions; and 182.655, by adding a subdivision.	123							
316	relating to the environment; prohibiting the sale of beverages in certain plastic containers; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 116F.	124							
317	relating to local government; providing conditions for the adoption or amendment of comprehensive municipal plans; amending Minnesota Statutes 1984, section 462.355, subdivision 3.	124							
318	relating to courts; practice and procedure in dram shop actions; amending Minnesota Statutes 1984, sections 340.95 and 340.951.	124		140 435 (H255)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
319	relating to the state board of investment; clarifying powers and duties; amending Minnesota Statutes 1984, sections 11A.14, subdivision 5; 11A.17, subdivision 13; and 11A.24, subdivisions 2, 3, and 4.	124	264	156 250a 464a	526	3502	3112	3501	224
320	proposing an amendment to the Minnesota Constitution, article IV, section 2; providing for a senate of 33 members and a house of representatives of 66 members.	124		140					
321	relating to retirement; making various changes in laws governing public retirement funds; amending Minnesota Statutes 1984, sections 3.85, subdivisions 11 and 12; 353.656, subdivision 1; 353.657, subdivision 2a; 354.44, subdivision 6; 354A.35, subdivision 1; 356.20, subdivision 4; 356.215, subdivision 4; 356.216; and 356.70.	124		(H440)					
322	relating to taxation; providing for timely payment of certain income tax withholding and sales and use taxes; amending Minnesota Statutes 1984, sections 290.92, subdivision 6; 297A.26, subdivision 1; and 297A.27, subdivision 1; repealing Minnesota Statutes 1984, section 297A.26, subdivision 3.	124		140					
323	relating to taxation; sales and use; eliminating accelerated payment of liability; amending Minnesota Statutes 1984, section 297A.27, subdivision 1; repealing Minnesota Statutes 1984, section 297A.275.	125		140					
324	relating to the legislature; redefining "legislative day" as any calendar day except Sunday; amending Minnesota Statutes 1984, section 3.012.	125		235					
325	relating to education; changing the basic maintenance mill rate to 20 mills; amending Minnesota Statutes 1984, section 124A.02, subdivision 7.	125							
326	resolution memorializing Congress to call a constitutional convention to propose an amendment to the United States Constitution to require a balanced federal budget.	125							
327	relating to watercraft; requiring titling for certain watercraft; regulating perfection of security interests in watercraft; amending Minnesota Statutes 1984, section 336.9-302; proposing coding for new law as Minnesota Statutes, chapter 361A.	125		325 419 460 1412a					
328	relating to charitable gambling; changing the effective date for licensing by the charitable gambling control board; authorizing emergency licensing ordinances by local units of government; (Continued next page)	125	168	167a 209a	210 279	279 388	278	388	3

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
328	— Continued amending Minnesota Statutes 1984, section 349.212, subdivisions 1 and 3; and Laws 1984, chapter 502, article 12, section 26.								
329	relating to the legislature; reducing its size; amending Minnesota Statutes 1984, sections 2.021 and 2.031, subdivision 1.	126							
330	relating to public safety; permitting churches to display christmas trees with decorative lights; amending Minnesota Statutes 1984, section 299F.011, by adding a subdivision.	126	460	140 454a 1305	1427				
331	relating to health; permitting the county coroner to remove the pituitary gland from a body under certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 390.	126	264	252a 338	377 2973	907 1518 1543 2972* 3502	907 3015	3501	183
332	relating to human services; requiring contribution by the parent of a child for full assistance expenditures; amending Minnesota Statutes 1984, section 256.87, subdivision 1.	126		252 (H1018)					
333	relating to the town of Cannon Falls; authorizing the establishment of a detached banking facility.	126	235	229 338	375	607	438	607	8
334	relating to insurance; dramshop liability; authorizing annual aggregate policy limits; amending Minnesota Statutes 1984, section 340.11, subdivision 21.	126		140 (H265)					
335	relating to animals; changing certain duties and powers of the board of animal health; amending Minnesota Statutes 1984, sections 35.03; 35.05; and 35.069.	141	1301	1094 1112a 1922	1922	3208	2154	2772	100
336	relating to taxation; estate; reducing the tax to the amount of the federal credit for state death taxes; amending Minnesota Statutes 1984, sections 290.01, subdivision 20e; 291.005, subdivision 1; 291.03, subdivision 1; 291.075; 291.09, subdivisions 1a, 2a, 3a, and 5; 291.11, subdivision 1; 291.15, subdivision 3; 291.215, subdivision 1; and 524.3-1202; repealing Minnesota Statutes 1984, sections 55.10, subdivision 2; 270.75, subdivision 7; 291.015; 291.03, subdivisions 3, 4, 5, 6, and 7; 291.05; 291.051; 291.06; 291.065; 291.07; 291.08; 291.111; 291.131, subdivision 5; 291.132; 291.20; 291.29, subdivision 5; and 385.36.	141							
337	relating to human services; providing for voluntary decertification of beds in intermediate care facilities for the mentally retarded under the medical (Continued next page)	141		733a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
337	— Continued assistance programs; creating a limited exception to rate limits; amending Minnesota Statutes 1984, section 256B.501, by adding a subdivision.								
338	relating to agriculture; appropriating money for the agricultural extension service of the University of Minnesota.	141							
339	relating to human services; establishing a program in the department of economic security to distribute grants to centers that provide independent living services; appropriating money; amending Minnesota Statutes 1984, section 129A.01; proposing coding for new law in Minnesota Statutes, chapter 129A.	142	2723	186 1089a 2709a 2979	2979				
340	relating to taxation; income; reducing rates for individuals, estates, and trusts; amending Minnesota Statutes 1984, section 290.06, subdivision 2c.	142							
341	relating to occupations and professions; concerning the practice of veterinary medicine; allowing foreign veterinary graduates to be admitted to practice under certain conditions; amending Minnesota Statutes 1984, sections 156.001; 156.02, subdivision 1; 156.081, subdivision 2; and 156.12, subdivision 2; repealing Minnesota Statutes 1984, section 156.09.	142		(H533)					
342	relating to occupations and professions; requiring that plumbing inspectors hold a license as master or journeyman plumbers or be a state certified plumbing inspector; establishing a certification procedure; amending Minnesota Statutes 1984, section 326.37.	142	185	181 705a	810				
343	relating to game and fish; prohibiting harassment of hunters and anglers; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 97.	142		574a					
344	relating to local government; authorizing certain political subdivisions to enter into certain joint insurance agreements.	142	460	451a 551 1424 (H267)					
345	proposing an amendment to the Minnesota Constitution, article XIII, section 5; allowing the legislature to authorize lotteries operated by the state with net revenues dedicated to enhancement of natural resources and lotteries operated by nonprofit organizations for charitable purposes.	143							
346	relating to economic development; providing limits on state and other public costs for the development of convention facilities.	143							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
347	relating to courts; providing for the election of judges appointed to office and judges who have previously been elected to full terms of office; amending Minnesota Statutes 1984, sections 204B.06, subdivision 6, and by adding a subdivision; 204B.34, subdivision 3; 204B.36, subdivisions 4 and 5; 204C.40, by adding a subdivision; and 204D.08, subdivision 6.	143							
348	relating to animals; providing for a rabies control program; imposing criminal liability on persons who cause the death or substantial bodily harm of another by permitting certain animals to be unconfined or improperly confined; providing for the killing of dangerous animals; imposing penalties; amending Minnesota Statutes 1984, section 609.205; proposing coding for new law in Minnesota Statutes, chapters 346 and 609.	143	1533	156 168 1524a 1982 2065 2877 (H264)					
349	relating to eminent domain; mandating disclosure of certain relationships; providing means for objecting to commissioners; requiring commissioners to take an oath; amending Minnesota Statutes 1984, section 117.075.	143							
350	relating to retirement; changing the method for computing benefits for members of the Buhl police relief association; amending Laws 1984, chapter 574, section 18.	143		(H360)					
351	relating to public safety; permitting the use of hand-held candles in religious and civil ceremonies with the approval of the local fire chief; amending Minnesota Statutes 1984, section 299F.011, by adding a subdivision.	143	325	297a 1305					
352	relating to taxation; providing for an annual compressed natural gas user permit; establishing compressed natural gas user permit fees in lieu of gas taxes; requiring a report to the legislature; providing a penalty; amending Minnesota Statutes 1984, sections 296.01, by adding a subdivision; 296.02, subdivision 1a; and 296.025, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapter 296.	144	2096	144 285 442a 1545 1593a 2084 2513	2513	3499	2962	3209	128
353	relating to intoxicating liquor; hours for Sunday sale; amending Minnesota Statutes 1984, section 340.14, subdivision 5.	144		(H308)					
354	relating to agriculture; establishing an emergency farm operating loans program; providing penalties; appropriating money; amending Minnesota Statutes 1984, section 16A.15. (Continued next page)	144							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
354	— Continued subdivision 6; and proposing coding for new law in Minnesota Statutes, chapter 116M.								
355	relating to Beltrami county; providing for disposition of the proceeds from the sale or rental of tax-forfeited lands or from the sale of their products; increasing the amount that may be spent for promotion of tourist, agricultural, and industrial developments; amending Laws 1967, chapter 558, section 1, subdivision 5, as amended.	144		(H362)					
356	relating to education; providing for a program to educate farmers in certain methods relating to alcohol fuel; appropriating money.	144		586a 631 912					
357	relating to Pine county; permitting the county to participate separately in the community health services system.	144		1108 1113 1453 1545 1678a 3510					
358	relating to public finance; providing for allocation of 1984 state private activity bond issuance authority; proposing coding for new law in Minnesota Statutes, chapter 474.	145	235	186 229a 235 236 (H336)					
359	relating to intoxicating liquor; increasing the maximum license fee for off-sale intoxicating liquor licenses; amending Minnesota Statutes 1984, section 340.11, subdivision 14.	145	524	495a 1308a	1429				
360	relating to the city of Roseville; increasing the total number of on-sale liquor licenses.	145	524	496 804 (H320)					
361	relating to natural resources; authorizing the commissioner of natural resources to lease peat lands for wild rice farming; proposing coding for new law in Minnesota Statutes, chapter 92.	145	1424	186 1353a 1477 3509					
362	relating to elections; delaying the applicability of certain handicapped accessibility provisions to towns; changing voting hours in towns; amending Minnesota Statutes 1984, sections 204B.16, by adding a subdivision; 204C.04; and 204C.05, subdivision 1.	145		(H381)					
363	relating to state government; proposing an amendment to the Minnesota Constitution, article IV, section 23; article V, sections 1, 3, and 4; article VII, section 8; article VIII, section 2; article XI, sections 6, 7, 8, and 10; and article XIII, section 11; combining the offices of state treasurer, state auditor, and secretary of state into the office of state comptroller; providing that the first comptroller would be elected in 1990; transferring the powers, responsibilities, and duties of (Continued next page)	145	2096	168 688a 1001a 2085 2649	2649	5291	5291		

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
363	— Continued the state auditor, the secretary of state, and the state treasurer to the state comptroller.								
364	relating to health; expanding the purposes of health care review organizations; providing an exception to liability; amending Minnesota Statutes 1984, sections 145.61, subdivision 5; and 145.63.	145	806	728a 1883	1883 3021	2965 3021 3502	2965	3501	184
365	relating to elections; qualifying certain persons to be election judges; amending Minnesota Statutes 1984, section 204B.19, subdivision 2.	146	460	457 1386 (H379)					
366	relating to marriage; adopting the uniform marital property act; providing conforming amendments to existing state law; amending Minnesota Statutes 1984, sections 181.58; 197.49; 507.02; 507.03; 518.54, subdivision 5; 518.58; 518.64; 519.11, subdivisions 1 and 7; 525.15; 525.16; 525.214; and 525.215; proposing coding for new law as Minnesota Statutes, chapter 519A; repealing Minnesota Statutes 1984, sections 519.02; 519.03; 519.04; 519.05; and 519.06.	157							
367	relating to commerce; prohibiting the sale of certain gold coins; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 325F.	157							
368	proposing an amendment to the Minnesota Constitution, article I, adding a section to provide that the right to possess and use arms shall not be abridged.	158		5603 (H397)					
369	relating to agriculture; clarifying the food handling license requirements applicable to itinerant and mobile food services; amending Minnesota Statutes 1984, section 28A.065.	158		580					
370	relating to taxation; income; allowing a final deduction in 1985 for certain taxes paid in 1981 or 1982 tax year; amending Minnesota Statutes 1984, section 290.18, subdivision 2.	158							
371	relating to taxation; income; providing an itemized deduction for post-secondary education tuition; amending Minnesota Statutes 1984, section 290.089, subdivision 2.	158							
372	relating to taxation; estate; reducing the tax to the amount of the federal credit for state death taxes; amending Minnesota Statutes 1984, sections 291.005, subdivision 1; 291.03, subdivision 1; 291.075; 291.09, subdivision 1a; 291.09, subdivision 3a; 291.132, subdivision 2; and 291.215, subdivision 1; repealing Minnesota Statutes 1984, sections 291.015; 291.03, sub-	158							

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BILLS OF THE SENATE — Continued

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
372	— Continued divisions 3, 4, 5, 6, and 7; 291.05; 291.051; 291.06; 291.065; 291.07; 291.08; 291.09, subdivision 5; and 291.111.								
373	relating to frauds; fixing conditions for the legal determination of fraud in property transfers; enacting the uniform fraudulent transfer act; proposing coding for new law in Minnesota Statutes, chapter 513; repealing Minnesota Statutes 1984, sections 513.20; 513.21; 513.22; 513.23; 513.24; 513.25; 513.26; 513.27; 513.28; 513.29; 513.30; 513.31; and 513.32.	158		(H1035)					
374	relating to property transfers; regulating transfers to persons under a certain age; enacting the uniform transfers to minors act; proposing coding for new law in Minnesota Statutes, chapter 527; repealing Minnesota Statutes 1984, sections 527.01 to 527.11.	158	235	233a 891a	1030	3502	3112	3501	221
375	relating to insurance; authorizing domestic companies to purchase or sell certain futures contracts; amending Minnesota Statutes 1984, section 61A.28, subdivision 2.	159	235	229	268	3499	3009	3498	147
376	relating to education; establishing a task force on student evaluation; appropriating money.	159							
377	relating to education; requiring exchange or compensation to the permanent school fund for land in state parks and waysides; requiring an inventory of other permanent school fund lands; stating the goal of the permanent school fund; proposing coding for new law in Minnesota Statutes, chapters 92 and 120.	159	1029	446a 996a 1913 (H399)					
378	relating to counties; allowing counties to dispose of interests in land without reserving mineral rights under certain circumstances; amending Minnesota Statutes 1984, section 373.01, subdivision 1.	159		1683 (H521)					
379	relating to nonprofit corporations; requiring the articles of incorporation to contain a mailing address; amending Minnesota Statutes 1984, sections 317.02, by adding a subdivision; 317.08, subdivision 2; and 317.19, subdivision 2.	159	235	234 338	396	2153	1704	2060	48
380	relating to education; increasing aid for gifted and talented students; appropriating money; amending Minnesota Statutes 1984, section 124.247, subdivision 3.	159							
381	relating to health; specifying nursing home correction order or noncompliance violations and penalties; amending Minnesota Statutes 1984, sections 144A.01, subdivision 7, and	160	701	629a 1305	1436				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
381	— Continued by adding a subdivision; 144A.04, subdivisions 4 and 6; 144A.08, subdivision 3; 144A.10, subdivision 4, and by adding subdivisions; and 144A.11, subdivisions 2 and 3a.								
382	relating to administrative procedures; providing for additional review of emergency administrative rules; amending Minnesota Statutes 1984, sections 14.33; and 14.34; proposing coding for new law in Minnesota Statutes, chapter 14.	160		373					
383	relating to taxation; providing for timely payment of sales and use taxes; amending Minnesota Statutes 1984, sections 297A.26, subdivision 1; and 297A.27, subdivision 1; repealing Minnesota Statutes 1984, section 297A.26, subdivision 3.	160							
384	relating to state lands; conveying lands to the federal government for Voyageurs National Park; appropriating money; amending Minnesota Statutes 1984, section 84B.03, subdivision 4.	160	806	294 769a 1314	1477				
385	relating to occupations and professions; providing advertising restrictions for plumbers; proposing coding for new law in Minnesota Statutes, chapter 326.	160		(H385)					
386	relating to taxation; income; reducing the maximum corporate rate; amending Minnesota Statutes 1984, section 290.06, subdivision 1.	160							
387	relating to alcoholic beverages; defining low alcohol malt liquor and authorizing its sale by on-sale liquor licenses; amending Minnesota Statutes 1984, sections 340.07, by adding a subdivision; and 340.11, subdivision 5.	160							
388	relating to courts; providing that Ramsey municipal court judges shall set salaries of conciliation court referees in Ramsey county; amending Minnesota Statutes 1984, section 488A.30, subdivision 1.	161		(H461)					
389	relating to retirement; Stevens county memorial hospital employees refunds or deferred annuities.	161							
390	relating to marriage dissolution and child custody; requiring family courts to forward findings of parental child abuse to the county attorney; proposing coding for new law in Minnesota Statutes, chapter 518.	161							
391	relating to causes of action; allowing an award of damages for mental anguish in actions for death by wrongful act; amending Minnesota Statutes 1984, section 573.02, subdivision 1.	161	1424	168 1365a 2121a	2122	2417			

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
392	relating to retirement; authorizing state aid for the University of Minnesota police department; amending Minnesota Statutes 1984, section 69.011, subdivision 1.	161							
393	relating to commerce; modifying certain motor vehicle sale and distribution regulations; amending Minnesota Statutes 1984, sections 80E.03, subdivision 11; 80E.04, subdivision 4; 80E.06, subdivision 1; 80E.10, subdivision 5; 80E.12; and 80E.14, subdivision 1.	161		(H241)					
394	relating to commerce; requiring manufacturers to make certain new motor vehicle warranty disclosures directly to consumers; amending Minnesota Statutes 1984, section 325F.665, subdivision 3.	161		(H242)					
395	relating to natural resources; establishing an aspen recycling program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 88.	162		406a					
396	relating to taxation; income; repealing the suspension of inflation adjustments; repealing Minnesota Statutes 1984, section 290.06, subdivision 2f.	162							
397	relating to property taxation; discontinuing the revenue equity aid and levy formula; changing the basic maintenance mill rate to 20 mills; amending Minnesota Statutes 1984, sections 124.2138, subdivision 2; 124A.02, subdivision 7; 124A.03, subdivision 3; 124A.037; and 275.125, subdivision 5b; repealing Minnesota Statutes 1984, sections 124.2138, subdivision 2; and 124A.037.	162							
398	relating to taxation; sales and use; motor vehicle excise; reducing the general rate to five percent; amending Minnesota Statutes 1984, sections 297A.02, subdivision 1; 297A.03, subdivision 2; and 297A.14.	162							
399	relating to taxation; property; increasing the market value of commercial and industrial property assessed at 28 percent; amending Minnesota Statutes 1984, section 273.13, subdivision 9.	162		395					
400	relating to Independent School District No. 508, St. Peter; authorizing a fund transfer.	162							
401	relating to creditor's remedies; providing for an increase in the amount of farm machines and implements exemption; clarifying the garnishment limitation for the sale of farm products; extending the effective period of a garnishee summons; modifying and extending remedies for persons defaulting on homesteads; making (Continued next page)	163	1093	1039a 2484a	2487 3446	3166 3205 3216 3426* 3509	3165 3490	3508	306

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
401	— Continued technical changes related to persons buying farm products; requiring certain time limits and descriptions for crop financing statements; amending Minnesota Statutes 1984, sections 47.20, subdivision 15; 223A.01; 336.9-307, as amended; 336.9-402; 336.9-403; 550.37, subdivisions 5, 7, 13, 14, and 24; 559.21, subdivision 6; 565.25, subdivision 2; 571.41, subdivisions 6 and 7; 571.42; 571.495, subdivision 3; 571.55, subdivision 1; 580.031; 583.02; 583.03, subdivi on 2; 583.04; and Laws 1983, chapter 215, section 16, as amended.								
402	relating to state departments and agencies; abolishing the Minnesota telecommunications council; repealing Minnesota Statutes 1984, section 16C.01.	163							
403	relating to alcoholic beverages; increasing the age for licensing, sale, consumption, possession, and furnishing; amending Minnesota Statutes 1984, sections 340.02, subdivision 8; 340.035, subdivision 1; 340.119, subdivision 2; 340.13, subdivision 12; 340.14, subdivision 1a; 340.403, subdivision 3; 340.73, subdivision 1; 340.731; 340.732; 340.79; and 340.80.	163							
404	relating to waters; limiting appeals from determinations that certain waters are public waters; amending Minnesota Statutes 1984, section 105.391, subdivision 1.	163							
405	relating to post-secondary education; reducing the tuition component required to pay in part for instruction costs; amending Minnesota Statutes 1984, section 135A.03, subdivision 1.	163							
406	relating to motor vehicles; defining terms; regulating van-type motor homes; amending Minnesota Statutes 1984, sections 168.011, subdivision 25, and by adding subdivisions; and 168.27, subdivisions 2 and 10.	163	579	559a 1020 (H256)					
407	relating to retirement; state employees; extending coverage to state employees on leave of absence with an exclusive bargaining agent; amending Minnesota Statutes 1984, section 352.029.	164		(H1009)					
408	relating to retirement; providing post retirement annuity or benefit increases for certain retired or disabled public employees.	164		168 235					
409	relating to metropolitan government; prohibiting certain persons from receiving remuneration from certain suppliers; amending Minnesota Statutes 1984, section 473.141, subdivision 9.	164							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
410	relating to retirement; requiring certain payments by the metropolitan airports commission to the Minneapolis employees retirement fund; amending Minnesota Statutes 1984, section 422A.101, subdivision 3, and by adding a subdivision.	164							
411	relating to governmental operations; prohibiting the state and metropolitan agencies from engaging a lobbyist; imposing penalties; proposing coding for new law in Minnesota Statutes, chapter 10A.	164	806	208 798a 3509					
412	relating to housing; raising the limit on the total amount of Minnesota housing finance agency bonds and notes outstanding; amending Minnesota Statutes 1984, section 462A.22, subdivision 1.	164	195	167 168 186 195 208	208	556	548	556	6
413	relating to charitable gambling; exempting certain organizations who conduct bingo from licensing; amending Minnesota Statutes 1984, section 349.214, by adding a subdivision.	177							
414	relating to crimes; defining "dangerous weapon" to include flammable liquids; amending Minnesota Statutes 1984, section 609.02, subdivision 6.	177		186 (H274)					
415	relating to human services; clarifying the services available to autistic persons; revising the language of certain statutes; amending Minnesota Statutes 1984, sections 245.072; 245.70, subdivision 1; 245.825, subdivision 1; 252.21; 252.22; 252.23; 252.24, subdivisions 1 and 4; 252.25; 252.27, subdivisions 1 and 4; 252.275, subdivisions 1 and 7; 252.28, subdivisions 1, 2, and 4; 252.291, subdivision 3; 252.30; 252.31; 252.32; 256B.02, subdivision 8; 256B.092, subdivisions 1, 4, and 5; 256B.501, subdivision 1; and 256E.03, subdivision 2.	177		208					
416	relating to water; requiring that the legislative advisory commission be consulted about certain plans and permits to divert water; amending Minnesota Statutes 1984, section 105.405, subdivision 2.	177							
417	relating to human services; establishing an aid to families with dependent children grant diversion demonstration project; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256D.	177							
418	relating to public finance; prohibiting issuance of bonds for certain projects; modifying provisions that allocate industrial revenue bond authority; clarifying the duties of the department of energy and economic development; (Continued next page)	177	2065	373 1389a 2061a 3509					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
418	— Continued appropriating money; amending Minnesota Statutes 1984, sections 116J.58, subdivision 4; 116M.07, subdivision 1, and by adding subdivisions; 116M.08, subdivision 4; 474.16, subdivisions 1, 4, and 5, and by adding subdivisions; 474.17, subdivisions 1, 2, 3, 4, and by adding a subdivision; 474.18, subdivisions 1, 2, 3, and 4, and by adding a subdivision; 474.19, subdivisions 1, 2, 3, 4, 5, 6, and 7, and by adding subdivisions; 474.20, subdivisions 1 and 2; 474.22; 474.23; and 474.25; proposing coding for new law in Minnesota Statutes, chapter 458; repealing Laws 1984, chapter 582, section 23.								
419	relating to state departments and agencies; providing for quorum and voting on telecommunications council; amending Minnesota Statutes 1984, section 16C.01, by adding a subdivision.	178		186					
420	relating to taxation; extending class 3 property to certain property owned by certain fraternal beneficiary societies or associations for community service; amending Minnesota Statutes 1984, section 273.13, subdivision 4.	178		1424					
421	relating to transportation; railroads; requiring occupied caboose car on certain trains; requiring caboose car to be equipped with shortwave radio; imposing a penalty; amending Minnesota Statutes 1984, section 219.56; proposing coding for new law in Minnesota Statutes, chapter 219.	178	3745	186 3733a 4465a	4465				
422	relating to corrections; removing certain information from the certified record for commitment of persons convicted of a felony or gross misdemeanor; amending Minnesota Statutes 1984, section 243.49.	178		(H335)					
423	relating to state government; regulating mandates to local units of government; amending Minnesota Statutes 1984, section 14.131; proposing coding for new law as Minnesota Statutes, chapter 3.	178		552 860a (H490)					
424	relating to peace officers; requiring a person seeking appointment as a part-time peace officer to provide the board of peace officer standards and training with proof that he or she has complied with appointment requirements; amending Minnesota Statutes 1984, section 626.8463.	178	373	356a 552 (H329)					
425	relating to state government; requiring the governor to establish the Minnesota department of jobs and training to administer all programs for current or (Continued next page)	179		179 186 285 420					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
425	— Continued potential labor force participants; establishing an advisory task force; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 4.								
426	relating to children; allowing name changes for minor children; amending Minnesota Statutes 1984, section 259.11.	179							
427	relating to education; providing that the compulsory attendance law applies to a child below the age of seven who is enrolled in grades kindergarten or above; amending Minnesota Statutes 1984, section 120.10, by adding a subdivision.	179							
428	relating to the higher education coordinating board; extending the regular scholarship and grant program to certain part-time students; amending Minnesota Statutes 1984, sections 136A.101, subdivision 7; 136A.121, subdivisions 1 and 2; repealing Minnesota Statutes 1984, section 136A.132.	179							
429	relating to industrial development bonds; requiring the refund of application deposit to the city of Fergus Falls; appropriating money for the refund.	195	1917	499a 1898a 2645	2645				
430	relating to industrial development bonds; requiring the refund of certain 1984 application deposits; appropriating money for these refunds.	195	806	499a 768a 809					
431	relating to health; authorizing the commissioner of commerce to adopt rules related to financial affairs of health maintenance organizations; requiring certificates of authority to be jointly issued by the commissioners of health and insurance; providing for joint supervision of health maintenance organizations; amending Minnesota Statutes 1984, sections 62D.03, as amended; 62D.04; 62D.05, by adding a subdivision; 62D.08; 62D.14; 62D.15, subdivision 1, and by adding a subdivision; 62D.16; 62D.17; 62D.20; and 62D.21.	195							
432	relating to public safety; requiring the commissioner of public safety to administer an automated fingerprint identification network system; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 299C.	195		208 357a 550a					
433	relating to crimes; permitting crime victims suffering certain types of property damage to file claims for reparations; amending Minnesota Statutes 1984, sections 611A.52; 611A.53, subdivision 2; 611A.54; and 611A.60.	196		1135					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
434	relating to the city of West Saint Paul; changing the municipal election day and extending the terms of certain elected officials.	196	877	857 1017 (H422)					
435	relating to statutes; providing free distribution of Minnesota Statutes to library of largest municipality of each county; amending Minnesota Statutes 1984, section 3C.12, subdivision 2.	196	419	418 579 (H509)					
436	relating to taxation; property, changing property tax payments, settlement, and distribution dates; amending Minnesota Statutes 1984, sections 276.09; 276.10; 278.01, subdivisions 1 and 2; 278.03; 278.05, subdivision 5; 279.01, subdivision 1; and 473F.08, subdivision 7a.	196							
437	relating to insurance; providing for the regulation of fraternal benefit societies; amending Minnesota Statutes 1984, section 61B.02, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 64B; repealing Minnesota Statutes 1984, sections 64A.01 to 64A.48.	196	524	496a 1308a	1429	2153	1704	2060	49
438	relating to local government; clarifying the correction of inequitable compensation relationships; amending Minnesota Statutes 1984, section 471.992; proposing coding for new law in Minnesota Statutes, chapter 471; repealing Minnesota Statutes 1984, section 471.9965.	196	1683	524 580 725 766a 974 1591a 1916 (H418)					
439	relating to taxation; adopting federal taxable income for individual income tax purposes; reducing the tax rate; amending Minnesota Statutes 1984, sections 41.55; 290.01, subdivisions 19, 20, 20a, 20b, and 20d; 290.012, subdivision 2; 290.06, subdivisions 2c, 2d, 3f, and 11; 290.068, subdivisions 1, 3; and 4; 290.069, subdivisions 4b, 5, 6, and 7; 290.08, subdivision 1; 290.09, subdivisions 1; 2, and 29; 290.091; 290.095, subdivisions 7, 9, and 11; 290.10; 290.101, subdivision 1; 290.12, subdivisions 1 and 2; 290.14; 290.16, subdivision 1a; 290.23, subdivisions 3 and 5; 290.311, subdivision 1; 290.37, subdivisions 1 and 3; 290.38; 290.39, subdivisions 1a and 2; 290.46; 290.49, subdivision 10; 290.92, subdivisions 2a, 5, and 21; 290.93, subdivision 10; 290.9726, subdivision 1; 290.974; and 290A.03, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 1984, sections 41.58, subdivision 3; 41.59, subdivisions 2 and 3; 290.01, subdivisions 20c, 20f, and 26; 290.06, subdivisions 3e, 14, 16, 17, 18, and 19; 290.069, subdivisions 4 and 4a; 290.077, subdivision 4; 290.08, subdi-	197							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
439	— Continued visions 23 and 24; 290.088; 290.089; 290.17, subdivision 1a; 290.18, subdivision 2; 290.41, subdivision 5; and 290.9726, subdivision 5.								
440	resolution memorializing Congress of ratification of a proposed amendment to the Constitution of the United States to provide for a delay in an increase in compensation to members of Congress until an intervening election of representatives has occurred.	197							
441	relating to the national guard; changing minimum pay for certain enlisted persons; amending Minnesota Statutes 1984, section 192.51, subdivision 2.	197	806	208 296 768 1305	1441				
442	relating to public safety; providing for use of a portion of the proceeds of the tobacco tax for training of firefighters; appropriating money; amending Minnesota Statutes 1984, section 297.13, subdivision 1.	197							
443	relating to courts; eliminating restrictions on the chief judge's ability to make assignments to juvenile court in Hennepin and Ramsey counties; amending Minnesota Statutes 1984, section 260.019, subdivision 3.	198		(H83)					
444	relating to recovery of possession of personal property; authorizing the court to allow the respondent to retain or regain possession without posting a bond; authorizing the court to stay an action to recover possession for up to six months; amending Minnesota Statutes 1984, section 565.25, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 565.	198	1029	993a 2050					
445	relating to local and state government; requiring prompt payment of local government bills; amending Minnesota Statutes 1984, section 16A.124, subdivisions 1, 5, and 8, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 471.	198	1424	1396a 1873 (H191)					
446	relating to human services; requiring nursing home medical assistance reimbursement rules to be effective by a certain time period.	198							
447	relating to education; changing the instructional effectiveness plan and training to the educational effectiveness plan and training; providing for research and development; appropriating money; amending Minnesota Statutes 1984, sections 121.608 and 121.609.	198							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
448	relating to crimes; providing penalty for assault of firefighters or emergency medical services personnel; amending Minnesota Statutes 1984, section 609.2231.	198	460	450a 1306a	1427 2966	2966 3502	2966	3500	185
449	relating to government data practices; providing that a complaint or charge against an employee that does not result in disciplinary action is private data; amending Minnesota Statutes 1984, section 13.43, subdivision 2.	199							
450	relating to taxation; providing for collection of outstate liabilities; changing certain time limitations; changing tax lien provisions; changing entry for confessions of judgment; amending Minnesota Statutes 1984, sections 270.063; 270.66, subdivision 1; 270.68, subdivisions 1 and 4; 270.69, subdivisions 1, 2, 3, and 4; 270.70, subdivisions 1 and 13; 290.49, subdivision 7; 290.92, subdivisions 6 and 23; 296.15, subdivision 6; 297A.34, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 270; repealing Minnesota Statutes 1984, section 270.69, subdivision 5.	199	264	253a 338	377 2154	2154 3208	2154	2772	101
451	relating to utilities; prescribing membership on the public utilities commission; amending Minnesota Statutes 1984, section 216A.03, subdivision 1.	199		(H185)					
452	relating to alcoholic beverages; requiring local approval of farm winery licenses in certain instances; amending Minnesota Statutes 1984, section 340.435, subdivision 2.	199	1093	1038 1932					
453	relating to natural resources; reducing fees for camping spaces within a state park and state park motor vehicle permits for physically handicapped persons; amending Minnesota Statutes 1984, section 85.05.	199	1301	1114a 1930a	1931				
454	relating to education; allowing eligibility for state scholarships or grants when students are enrolled at least half time in certain programs; providing for part-time student grants for certain students; modifying the years of eligibility for scholarships and grants; amending Minnesota Statutes 1984, sections 136A.09; 136A.095; 136A.101; 136A.121, subdivisions 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, and 16; 136A.132, subdivisions 3, 4, 5, and 6; and 136A.162; repealing Minnesota Statutes 1984, section 136A.121, subdivisions 8 and 14.	199		552 744a					
455	relating to uniform acts; enacting the Uniform Conservation Easement Act; proposing coding for new law as Minnesota Statutes, chapter 84C.	200	235	234 338	376	3503	3112	3503	232

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
456	relating to insurance; automobile; requiring coverage for certain accident investigation charges; proposing coding for new law in Minnesota Statutes, chapter 65B.	200							
457	relating to taxation; income; allowing spouses to apportion the federal tax deduction as they elect; amending Minnesota Statutes 1984, section 290.18, subdivision 2.	200							
458	relating to taxation; exempting business equipment, including farm machinery, from the sales tax; amending Minnesota Statutes 1984, sections 297A.01, subdivision 15 and by adding a subdivision; 297A.14; 297A.25, subdivision 1; repealing Minnesota Statutes 1984, sections 297A.01, subdivisions 16 and 17; 297A.02, subdivision 2; and 297A.15, subdivision 5.	200							
459	relating to probate; adopting provisions of the uniform probate code and clarifying laws relating to intestate succession, spouse's elective share, and omitted spouses and children; clarifying provisions relating to the award of costs in guardianship and conservatorship proceedings; providing for the payment of reasonable fees and expenses for certain guardians and conservators; amending Minnesota Statutes 1984, sections 257.34, subdivision 1; 525.13; 525.145; and 525.703; proposing coding for new law in Minnesota Statutes, chapter 524; repealing Minnesota Statutes 1984, sections 525.16; 525.17; 525.171; 525.172; 525.173; 525.20; 525.201; 525.202; 525.212 to 525.216.	200	1509	1503a 1948a 2050	1957 3237	2160 2415 2496 3235* 3505	2159 3337	3504	250
460	relating to taxation; income; modifying the minimum tax; amending Minnesota Statutes 1984, section 290.091.	200							
461	relating to agriculture; making certain changes in the family farm security program; providing for loan restructuring; extending the time for sale of defaulted property; allowing purchase of certain loans; extending the time to subtract certain loan interest from gross income; amending Minnesota Statutes 1984, sections 41.56, subdivisions 3, 4, and 4a; 41.57, subdivisions 2 and 3; 41.58, by adding a subdivision; 41.59, subdivision 1; 41.61, subdivision 1; and 290.01, subdivision 20b.	201		420 732a (H35)					
462	relating to taxation; providing state paid credits for homestead agricultural property.	201							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
463	relating to state departments and agencies; clarifying the duties of the state demographer; adding to the nongeneral fund staff complement of the land management information center; amending Minnesota Statutes 1984, sections 275.14; 368.01, subdivision 1a; and 368.015.	201		(H468)					
464	relating to taxation; clarifying the sales tax permit verification requirement; amending Minnesota Statutes 1984, section 297A.041.	201							
465	relating to education; agricultural extension service; adding a small business component; appropriating money.	201							
466	relating to education; requiring preservation of student records by private proprietary vocational schools; requiring a study of private proprietary schools; creating a task force; clarifying and simplifying language; making technical changes; appropriating money; amending Minnesota Statutes 1984, sections 141.23; 141.25, subdivisions 9, 10, and by adding a subdivision; 141.26, subdivision 2; 141.28, subdivision 4; and 141.32.	201		725a					
467	relating to government operations; allowing municipalities to contract to buy sheltered workshop products without getting competitive bids; amending Minnesota Statutes 1984, section 471.345, by adding a subdivision.	202	1029 4085	999a 2546 4025a 5288					
468	relating to education; requiring an educational cooperative service unit to conduct a meeting annually to discuss issues of mutual concern and to facilitate coordination and cooperation; amending Minnesota Statutes 1984, section 123.58, by adding a subdivision.	202	701	610 1305	1432				
469	relating to the city of Ely; authorizing the city to operate a casino gaming facility regulated by the charitable gambling control board; authorizing the city to issue additional on-sale intoxicating liquor licenses.	202		563a					
470	relating to arrest; providing for the extradition and rendition of accused persons, escapees, and other persons subject to orders in criminal proceedings; enacting the uniform extradition and rendition act; amending Minnesota Statutes 1984, sections 480.059, subdivision 7; 611.14; and 629.404, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 629A; repealing Minnesota Statutes 1984, sections 629.01 to 629.29.	202							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
471	relating to the city of Lismore; authorizing it to issue bonds for municipal facilities.	202	701	451 623 867 (H485)					
472	relating to taxation; modifying certain procedures relating to taxpayer appeals; requiring apportionment of levies in specific situations; clarifying the calculation of property tax credits; clarifying the tax treatment of certain pipelines; modifying provisions relating to the payment of property taxes; providing for the recording of state deeds; modifying the deed stamp tax procedure; clarifying the computation of gross earnings tax for taconite railroads; clarifying labor credit provisions; modifying the taconite production tax distribution; reducing occupation and royalty tax rates for certain ore; clarifying process of taconite aid guarantee phase out; requiring payment of current taxes before conveyance of registered land; allowing for memorializing of state deeds on certificates of title; clarifying cancellation of contract for deed provisions; clarifying the tax exempt status of certain property used in connection with a public airport; amending Minnesota Statutes 1984, sections 270.076, subdivision 2; 270.11, subdivision 7; 270.12, subdivision 3; 272.02, subdivision 1; 273.123, subdivision 5; 273.13, subdivision 4; 273.138, subdivision 5; 273.19, subdivision 1; 273.33, subdivisions 1 and 2; 279.01, subdivision 1; 282.01, subdivision 6; 282.014; 282.301; 282.33, subdivision 1; 282.36; 287.25; 294.22; 298.01, subdivision 1; 298.02, subdivision 1; 298.225; 298.28, subdivision 1; 299.01, subdivision 1; 299.012, subdivision 1; 473H.10, subdivision 3; 508.47, subdivision 4; 508.71, subdivision 4; 559.21, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 273; repealing Minnesota Statutes 1984, sections 298.01, subdivision 2; 299.01, subdivision 2; and 477A.04.	202	264	254a 706a	810 3394	1489 1983 2073 3315 3373* 3508	1488 3491	3508	300
473	relating to the department of education; authorizing it to make shared service agreements with other public agencies; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 121.	203							
474	relating to labor and employment; establishing a youth conservation corps to promote employment of youths and young adults; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 84C.	203		203 208 285 520a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
475	relating to probate; enacting the succession without administration provisions of the uniform probate code; proposing coding for new law in Minnesota Statutes, chapter 524.	203							
476	relating to education; requiring examinations for certain people applying for teaching licenses; appropriating money; amending Minnesota Statutes 1984, sections 125.03, by adding a subdivision; 125.05, subdivision 1; 125.182, subdivision 1; and 125.185, subdivision 4.	203							
477	relating to education; authorizing school districts to hire nonlicensed community experts on a limited basis; establishing a business incentive matching fund program; requiring the Minnesota academic excellence foundation to examine ways to encourage employee involvement in education; appropriating money; amending Minnesota Statutes 1984, section 121.612, subdivision 3, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 121.	204							
478	relating to education; establishing courseware integration centers; providing grants for centers for the 1986-1987 school year; providing grants to encourage using technology in school district management; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 129B.	204							
479	relating to education; providing pupils with an alternative attendance option if the resident school district does not meet certain minimum curriculum requirements; amending Minnesota Statutes 1984, section 120.0751, by adding a subdivision.	204							
480	relating to education; establishing a task force to study and make recommendations about educational options for pupils in 11th and 12th grades; appropriating money.	204							
481	relating to education; enabling the state board of education to authorize school boards to permanently transfer money from one fund to another when unforeseeable events occur within a district; requiring review and recommendations by the advisory council on uniform financial accounting and reporting standards; amending Minnesota Statutes 1984, section 121.912, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 121.	204							
482	relating to education; increasing state aid for school district programs for gifted and talented students; appro-	205							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
482	— Continued priating money; amending Minnesota Statutes 1984, section 124.247, subdivision 3; repealing Minnesota Statutes 1984, section 124.247, subdivision 6.								
483	relating to education; approving a capital loan; directing the commissioner to issue bonds to make the loan to independent school district No. 690, Warroad.	205	325	295a 529a	582	1457	905	1317	15
484	relating to human services; expanding preadmission screening to all applicants seeking admission to nursing homes or boarding care homes; adding a criterion for payment of alternative care grants; appropriating money; amending Minnesota Statutes 1984, section 256B.091, subdivisions 1, 2, 4, 5, and 8.	215							
485	relating to commerce; franchises; providing for the assignment, transfer, or sale of a franchise under certain circumstances; providing certain equitable relief; amending Minnesota Statutes 1984, section 80C.14, subdivision 2.	215	325	294 1305a	1425				
486	relating to elections; permitting certain reports to be made by certified mail; amending Minnesota Statutes 1984, section 10A.20, subdivision 5.	215	460	457 1019 (H415)					
487	relating to taxation; removing the additional sales tax from liquor; repealing Minnesota Statutes 1984, section 297A.02, subdivision 3.	215		235					
488	relating to marriage; adopting the uniform marital property act; providing conforming amendments to existing state law; amending Minnesota Statutes 1984, sections 181.58; 197.49; 507.02; 507.03; 518.54, subdivision 5; 518.58; 518.64; 519.11, subdivisions 1 and 7; 525.15; 525.16; 525.214; and 525.215; proposing coding for new law as Minnesota Statutes, chapter 519A; repealing Minnesota Statutes 1984, sections 519.02; 519.03; 519.04; 519.05; and 519.06.	215							
489	relating to retirement; public employees generally; revising the state unclassified employees retirement program; amending Minnesota Statutes 1984, sections 352D.01; 352D.015, subdivisions 2, 4, and 5; 352D.02, subdivisions 1, 2, 3, and 4, and by adding a subdivision; 352D.05, subdivision 4; 352D.06, subdivision 1; 352D.065, subdivision 5; 352D.085.	216							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
489	— Continued subdivision 1; 352D.09, subdivisions 1, 5, and 7; 352D.11, subdivisions 1 and 4; and 353.01, subdivision 2a; and repealing section 352D.02, subdivision 1a.								
490	relating to commerce; making permanent the time price differential rate on certain motor vehicles; providing a time price differential rate for certain classes of manufactured homes; amending Minnesota Statutes 1984, section 168.72, subdivisions 1 and 4; repealing Minnesota Statutes 1984, section 168.72, subdivision 2.	216	524	493a 867 (H273)					
491	relating to unemployment compensation; providing an exception for contributions and coverage for self-employed business owners; proposing coding for new law in Minnesota Statutes, chapter 268.	216		235					
492	relating to veterans; requiring the commissioner of veterans affairs to provide certain grave markers; appropriating money; amending Minnesota Statutes 1984, section 197.23.	216	2545	551 2544a 2746	2746				
493	relating to petroleum products; setting standards for heating fuel, diesel fuel, and kerosene; providing testing authority for the weights and measures division of the department of public service; amending Minnesota Statutes 1984, sections 296.01, subdivision 4, and by adding subdivisions; and 296.05, subdivisions 2 and 4; repealing Minnesota Statutes 1984, section 296.05, subdivision 3a.	216		(H730)					
494	relating to health; regulating community health services; permitting Pine county to participate separately in the community health services system; amending Minnesota Statutes 1984, sections 145.912, subdivision 15; 145.917, subdivisions 2 and 3; 145.921; and 145.922; repealing Minnesota Statutes 1984, section 145.912, subdivisions 16, 17, and 18, 1984, section 145.912, subdivisions 16, 17, and 18.	247	2865	1528 2862a 3348 3348 (H658)					
495	relating to the military; providing for the appointment of an additional assistant adjutant general for the army national guard; amending Minnesota Statutes 1984, section 190.08, subdivision 1.	217	460	455a 805 (H316)					
496	relating to state departments and agencies; requiring the commissioner of administration to make surplus documents available to libraries; proposing coding for new law in Minnesota Statutes, chapter 16B.	217	4085	4025a	4384	6105	4836	5813	320

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
497	relating to taxation; property tax refund; clarifying the term "property taxes payable"; amending Minnesota Statutes 1984, section 290A.03, subdivision 13.	217							
498	relating to education; defining substantial parental involvement in early childhood family education programs; including expectant parents in the program; deleting "and" from the name of the program; amending Minnesota Statutes 1984, section 121.882, subdivisions 1, 2, 3, 7, 8, and by adding a subdivision.	217							
499	relating to charitable gambling; exempting certain organizations that conduct raffles from regulation by the charitable gambling control board; amending Minnesota Statutes 1984, section 349.214, subdivision 2.	217							
500	relating to crimes; authorizing parents of children in day care facilities to be informed of abuse reports under the reporting of maltreatment of minors act; amending Minnesota Statutes 1984, section 626.556, subdivision 10.	218		(H213)					
501	relating to crimes; providing that persons guilty of failing to comply with fire security measures are guilty of obstructing legal process; redefining arson in the third degree and negligent fires; prescribing penalties; amending Minnesota Statutes 1984, sections 299F.08, by adding a subdivision; 609.563; and 609.576; proposing coding for new law in Minnesota Statutes, chapter 609.	218		(H374)					
502	relating to appropriations; appropriating money for walleyed pike fingerling production and related educational documentation.	218		730a					
503	relating to housing; regulating powers of the Minnesota housing finance agency; defining eligible mortgagor; defining federal housing assistance supplements to include certain federal credits and exemptions; providing for a repayment schedule for rehabilitation loans; providing for accessibility loans; authorizing housing programs for the elderly; allowing housing finance agency to issue limited obligation bonds; increasing bonding authority; amending Minnesota Statutes 1984, sections 462A.03, subdivisions 13 and 14; 462A.05, subdivisions 11, 12, 14a, 15a, 23, and by adding subdivisions; 462A.07, subdivisions 14 and 15; 462A.08, subdivision 3; 462A.20, subdivision 3; 462A.21, subdivision 6, and by adding a subdivision; 462A.22, subdivision 1; and 462C.09, by adding a subdivision.	218		841a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
504	relating to post-secondary education; reducing the tuition component required to pay in part for instruction costs; amending Minnesota Statutes 1984, section 135A.03, subdivision 1.	218		235					
505	relating to local government; providing conditions for the adoption or amendment of comprehensive municipal plans; amending Minnesota Statutes 1984, section 462.355, subdivision 2 and 3.	218	460	235 451a 806 (H247)					
506	relating to natural resources; phasing in certain lease rate for state-owned lands.	219	1029	994a 1029 1931					
507	relating to game and fish; authorizing the use of artificial lights in protecting livestock from predators; amending Minnesota Statutes 1984, sections 100.27, subdivision 7; and 100.29, subdivision 9a.	219							
508	relating to health; exempting freestanding outpatient surgical centers from health care cost information requirements; amending Minnesota Statutes 1984, sections 144.698; 144.699, subdivisions 1 and 2; 144.701, subdivisions 1, 2, and 3; 144.702, subdivisions 1, 2, and 3; and 144.703, subdivision 1; repealing Minnesota Statutes 1984, section 144.696, subdivision 4.	219							
509	relating to education; ensuring minimum amounts of financial support to the regional public library system; requiring county board of commissioners to appoint at least one representative to the regional public library system board; proposing coding for new law in Minnesota Statutes, chapter 134.	219		235					
510	relating to retirement; making various changes regarding actuarial services in laws governing various public pension funds; amending Minnesota Statutes 1984, sections 3A.11, subdivision 1; 11A.18, subdivision 11; 352.116, subdivision 3; 352.119, subdivision 2; 352B.02, subdivision 1; 352B.08, subdivision 2; 353.271, subdivision 1; 353.271, subdivision 2; 353.29, subdivision 6; 353.30, subdivision 3; 354.07, subdivision 1; 354.35; 354.45, subdivision 1; 354.63, subdivision 2; 354A.32; 354A.33; 422A.04, subdivision 3; 422A.06, subdivision 5; 422A.101, subdivision 3; 422A.15, subdivision 2; 422A.17; 422A.23, subdivision 6; 490.124, subdivision 11; proposing coding for new law in Minnesota Statutes, chapter 356; Chapter 3A; 11A; 352; 352B; 353; 354; 354A; 422A; 490;	219							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
511	relating to public improvements; authorizing the issuance of state bonds for improvements at the Minnesota agricultural interpretive center; appropriating money.	220		789					
512	relating to agriculture; appropriating funds for the Minnesota Agricultural Interpretive Center.	220		788a					
513	relating to human services; transferring the child care sliding fee program to the department of economic security; expanding the child care sliding fee program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256; and repealing Minnesota Statutes 1984, sections 245.84, subdivision 2; and 245.87.	220		420					
514	relating to taxation; property; providing that the basic maintenance levy not be applied against agricultural property for taxes payable in 1985; appropriating money.	220							
515	relating to retirement; teachers retirement association; changing the effective date of retirement for a certain annuitant; transferring reserves to the postretirement investment fund.	220							
516	relating to veterans; creating a veterans advisory task force; proposing coding for new law in Minnesota Statutes, chapter 198.	220							
517	relating to unemployment compensation; regulating benefit eligibility for certain employees of institutions of higher education; amending Minnesota Statutes 1984, section 268.08, subdivision 6.	220							
518	relating to education; authorizing the establishment of joint vocational technical districts; providing for a governing board; authorizing post-secondary and adult vocational programs, secondary educational programs, and secondary services; providing for separate bargaining units and certain other labor issues; transferring all school district real and personal property to the joint district; authorizing the joint district to levy for certain purposes; providing for state funding of construction; providing for bonded indebtedness, fund transfers, and debt service; amending Minnesota Statutes 1984, sections 136C.02, subdivisions 6 and 8, and by adding a subdivision; 136C.41, by adding a subdivision; 136C.44; and 275.125, subdivisions 1 and 14a; proposing coding for new law as Minnesota Statutes, chapter 136E.	221	806	297a 390a 549a 789a 1020 (H470)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
519	relating to insurance; authorizing the use of funding agreements; prescribing powers of the commissioner; proposing coding for new law in Minnesota Statutes, chapter 61A.	221	701	620a 1307a 1507 (H517)					
520	relating to state government; abolishing the manufacturing growth council; repealing Laws 1984, chapter 654, article 2, section 151.	221							
521	relating to corrections; authorizing the commissioner of corrections to prescribe the conditions under which persons on work release may retain and expend their earnings; providing for inmate contribution to funds for programs to aid victims of crime; clarifying the provisions relating to the use of force by correctional officers in preventing escape; providing preference to county employees displaced when counties change over and request probation services for county courts from the state; removing obsolete language; amending Minnesota Statutes 1984, sections 241.26, subdivisions 1 and 5; 243.23, subdivision 3; 243.52; 260.311, subdivisions 1 and 5; 401.01, subdivision 1; 401.02, subdivisions 1 and 4; and 401.11.	221	806	769a 1305	1442	3502	3072	3501	220
522	relating to economic development; creating the Northeastern Minnesota employment and training program; granting certain powers and duties to the commissioners of economic security and human services; providing for the use of public funds in certain public and private jobs and training programs in the counties of St. Louis, Lake, Cook, and Itasca; requiring coordination with other state agencies and reports to the governor and legislature; appropriating money.	221		221 285 420					
523	relating to hazardous substances; providing an appropriation to the state university board for the purpose of creating a hazardous materials incident response training center at St. Cloud state university.	222		235 334					
524	relating to health; exempting certain drivers of basic life support transportation vehicles from certain requirements; amending Minnesota Statutes 1984, section 144.804, subdivision 1.	237							
525	relating to insurance; no-fault auto; providing uninsured and underinsured motorist coverages; defining terms; amending Minnesota Statutes 1984, sections 65B.43, by adding subdivisions; and 65B.49, subdivision 4.	237		264					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
526	relating to soil and water conservation; changing powers and duties of the state board; amending Minnesota Statutes 1984, section 40.03, subdivision 4.	238		(H565)					
527	relating to arrest; providing indemnification for off-duty peace officers who make arrests outside their jurisdiction; specifying the circumstances under which peace officers, constables, and part-time peace officers may make on- or off-duty arrests outside their jurisdictions; amending Minnesota Statutes 1984, sections 3.736, subdivision 1, and by adding a subdivision; 629.34, subdivision 1; and 629.40.	238	460	264 447a 804 (H266)					
528	relating to metropolitan government; transportation; providing for regional transit board to regulate operation of taxicabs within metropolitan area; proposing coding for new law in Minnesota Statutes, chapter 473.	238		238 285					
529	relating to health; concerning health-related licensing boards; changing the composition of the board of medical examiners and the method of appointing board members; authorizing the release of certain information by the board of medical examiners; requiring the board of medical examiners to adopt rules and publish disciplinary actions; establishing special requirements for cases before the boards of psychology and medical examiners that involve sexual exploitation of clients; establishing special requirements for health-related licensing boards; amending Minnesota Statutes 1984, sections 147.01, subdivisions 1, 2, and 4; 147.02, by adding subdivisions; 147.025; 148.951; 214.07, subdivision 1; and 214.10, by adding a subdivision.	238							
530	relating to corrections; allowing chiropractors to practice in institutions under the control of the commissioner of corrections; amending Minnesota Statutes 1984, section 241.021, subdivision 4.	238							
531	relating to taxation; extending the 3cc classification to homesteads of recipients of private disability pensions; amending Minnesota Statutes 1984, section 273.13, subdivision 7.	239							
532	relating to human services; setting eligibility criteria for community social services; requiring information from users to be included in the process of planning county social services; prescribing duties of the commissioner of human services; amending Minnesota Statutes 1984, sections 256E.03, subdivision 2; 256E.05, subdivision 3; and 256E.09, subdivisions 2 and 3.	239							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
533	relating to post-secondary education; allowing financial aid for four years, not just the first four years, of undergraduate education; amending Minnesota Statutes 1984, section 136A.121, subdivision 10.	239							
534	relating to agriculture; appropriating money for additional apiary inspection staff and staff support.	239		1470a					
535	relating to occupations and professions; providing a contingency fee recovery scale for attorneys; proposing coding for new law in Minnesota Statutes, chapter 481.	239							
536	relating to Hennepin county; setting the form in which county board members' salaries must be stated; amending Laws 1982, chapter 577, section 14.	239	1093	1043 1914 (H507)					
537	resolution memorializing the President and Congress of the United States to take prompt action to enact an interstate cost estimate bill.	240							
538	relating to corrections; appropriating money for the west central regional juvenile center.	240							
539	relating to agriculture; creating a dedicated account for statistical services in the state treasury; clarifying membership requirements for the soil and water conservation board; appropriating money; amending Minnesota Statutes 1984, section 40.03, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 17.	240		786a					
540	relating to agriculture; eliminating license requirement for fur farmers; establishing a registration system; providing definitions; defining agricultural products and pursuits related to fur farming; proposing coding for new law in Minnesota Statutes, chapter 17; repealing Minnesota Statutes 1984, section 17.35.	240	524	325 524a 971 (H604)					
541	relating to metropolitan government; providing conditions for the disposal of certain sports facilities property; requiring the metropolitan mosquito control district to establish a research program to evaluate the effects of its control program on other fauna; amending Minnesota Statutes 1984, sections 473.556, subdivision 6; and 473.704, by adding a subdivision.	240	1476	1472a 1915 (H558)					
542	relating to local improvements; clarifying procedures for publication of public notices; clarifying fees for publication; providing for advertisement for bids in certain publications; amending Minnesota Statutes 1984, (Continued next page)	240	579	566	704 2965	2965 3501	2965	3500	174

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
542	— Continued sections 331A.02, subdivision 1; 331A.06, subdivision 2; and 429.041, subdivision 1.								
543	relating to health; requiring a study of the feasibility of home equity conversion to finance long-term health care and long-term health care insurance; appropriating money.	241		570a					
544	relating to municipalities; requiring review by the commissioners of human services and health; health care facility projects involving the issuance of revenue bonds; amending Minnesota Statutes 1984, section 474.01, subdivisions 7a, and 9.	241							
545	relating to human services; requiring a study and report on public guardianship.	241		454a 754					
546	relating to agriculture; appropriating money for the state board of vocational technical education and the agricultural extension service of the University of Minnesota.	241	353	264 304a 353a 396	421 1103	1103 1520	1102	1519	19
547	relating to motor vehicles; exempting from certain franchising requirements those dealers who remodel or convert motor vehicles for medical purposes; prohibiting issuance of a motor vehicle dealer license to a person convicted of certain crimes; authorizing immediate revocation or suspension of motor vehicle dealer licenses upon conviction; removing an exception allowing a motor vehicle dealer to register a vehicle without a certificate of title; amending Minnesota Statutes 1984, sections 168.27, subdivisions 2, 11, 12, and 24; and 168A.02, subdivision 2.	241	579	558a 2143a	2144	3502	3112	3501	186
548	relating to human services; conforming liquid asset limits in the Minnesota supplemental aid program for persons eligible by reason of old age or disability to the limits prescribed by the federal supplemental security income program; amending Minnesota Statutes 1984, section 256D.37, subdivision 2.	241							
549	relating to education; requiring the commissioner to have conferences on peer tutoring programs in the schools; appropriating money.	241							
550	relating to crimes; defining the crime of owning or operating a disorderly house; requiring a mandatory fine for a person owning or operating a disorderly house; amending Minnesota Statutes 1984, section 609.33.	242		(H78)					

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
551	relating to the legislature; prohibiting the payment of honorariums to legislators during the legislative session; amending Minnesota Statutes 1984, section 3.099.	242							
552	relating to Itasca county; changing the permissible expenditure on tourist, agricultural, and industrial promotion; changing allocation of proceeds for tax-forfeited land; amending Laws 1965, chapter 326, section 1, subdivisions 1, 4, 5, as amended, and 7.	242	579	571a 971 (H537)					
553	relating to the city of Eden Prairie; authorizing one annual one-day liquor license.	242		(H428)					
554	relating to education; providing for full implementation of tier revenue by the 1986-1987 school year; amending Minnesota Statutes 1984, section 124A.16, subdivisions 2 and 4; repealing Minnesota Statutes 1984, section 124A.16.	242							
555	relating to health; providing for the distribution of maternal and child health block grant funds; appropriating money; amending Minnesota Statutes 1984, sections 145.882; 145.883, subdivision 8; 145.884, subdivision 1; 145.885; and 145.886; repealing Minnesota Statutes 1984, section 145.884, subdivision 2.	242		487a					
556	relating to agriculture; increasing the number of deputy commissioners of agriculture; establishing a trade office; appropriating money; amending Minnesota Statutes 1984, section 17.01; proposing coding for new law in Minnesota Statutes, chapters 13 and 17.	243		264 572a					
557	relating to insurance; removing the limits on credits offered on workers' compensation insurance premiums; amending Minnesota Statutes 1984, section 79.55, by adding a subdivision.	243	806	767 1305	1440	3502	3072	3501	219
558	relating to state and local government; providing procedures for the conduct of meetings by public bodies; amending Minnesota Statutes 1984, sections 62E.10, subdivision 4; 116C.60; 129.121, subdivision 5; 144.413, subdivision 3; 144.581, subdivision 4; and 400.04, subdivision 3; proposing coding for new law as Minnesota Statutes, chapter 471A; repealing Minnesota Statutes 1984, section 471.705.	243							
559	relating to taxation; exempting residential use of electricity from the sales tax; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	243		265					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
560	relating to civil actions; authorizing aggregation of the fault of multiple defendants in comparative fault actions; limiting the application of joint and several liability in certain cases; amending Minnesota Statutes 1984, sections 604.01, subdivision 1; and 604.02, subdivisions 1 and 3.	243	1301	1135a 3509					
561	relating to vocational technical education; allowing certain budget and allocation procedures to be set by state board policy; correcting and eliminating definitions; changing a fund for the deposit of parking fees; amending Minnesota Statutes 1984, sections 136C.04, subdivision 15; 136C.08, subdivision 2; 136C.26, subdivisions 4 and 5; 136C.28, subdivision 2; 136C.33, subdivision 1; and 136C.34; proposing coding for new law in Minnesota Statutes, chapter 136C; repealing Minnesota Statutes 1984, sections 136C.26, subdivisions 2 and 8; 136C.28, subdivisions 3, 4, 5, 6, and 7; and 136C.33, subdivisions 3 and 4; 136C.37; and 136C.38.	243		564a					
562	relating to vocational education; discontinuing program elimination standards based on placement ratios and class size; repealing Minnesota Statutes 1984, section 136C.27, subdivision 1.	244							
563	relating to education; requiring the state board of vocational technical education to adopt policies about minimum class size and placement ratios; exempting certain monetary distributions from certain contract procedures; validating certain adopted emergency rules; amending Minnesota Statutes 1984, sections 123.33, subdivision 14; 125.031; 136C.04, subdivisions 9 and 12; 136C.042, subdivision 1; 136C.26, subdivision 1; 136C.28, subdivision 1; and 136C.31; repealing Minnesota Statutes 1984, sections 125.055 and 136C.27, subdivision 1.	244	701	524 613a 1305	1434 2727	2727 3209	2727	3209	122
564	relating to vocational education; changing certain licensure requirements; amending Minnesota Statutes 1984, sections 125.031, and 125.055.	244							
565	relating to animals; prohibiting the use of a decompression chamber to destroy an animal; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 343.	244	1093	265 1081 2740	2740	3506	3369	3506	270
566	relating to civil procedure; providing for the treatment of certain foreign judgments; enacting the Uniform Foreign Country Money-Judgments Recognition Act; proposing coding for new law in Minnesota Statutes, chapter 548.	244	701	611a 1305	1433	3502	3112	3501	218

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
567	relating to real property; changing notice period required for cancellation of contract for deed; designating vendor's attorney as an agent; eliminating the mortgage registration tax on contracts for deed; extending the provisions authorizing courts to approve postponements of mortgage foreclosure and contract for deed terminations and making them permanent law in certain cases; abolishing certain exclusionary provisions; clarifying certain provisions; amending Minnesota Statutes 1984, sections 47.20, subdivision 15;559.21, subdivisions 3, 4, and 6, and by adding subdivisions; 580.031; 583.02; 583.03; 583.04; 583.05; 583.07; and 583.10; repealing Minnesota Statutes 1984, sections 287.02; and 559.21, subdivisions 1, 1a, and 2; and Laws 1983, chapter 215, section 16, as amended.	244	1424	1361a 2569a	2575	3326 3340 3491 3510	3326		
568	relating to education; directing the commissioner of education to form an advisory committee on nonpublic schools; amending Minnesota Statutes 1984, section 123.935, by adding a subdivision.	244	460	447a 1305	1426				
569	relating to natural resources; granting conservation officers the authority of peace officers under certain circumstances; specifying areas of jurisdiction; amending Minnesota Statutes 1984, sections 84.028, subdivision 3; and 97.50, subdivision 1, and by adding a subdivision.	245	806	265 460 518a 753 1314	1439				
570	relating to taxation; income providing a credit for volunteer services; amending Minnesota Statutes 1984, section 290.06, by adding a subdivision.	245							
571	relating to environment; creating a hazardous substance injury compensation fund; establishing a board to administer compensation; limiting compensable losses; prescribing claims procedures; allowing partial subrogation rights; providing for partial recoupment of expenditures from hazardous waste generators; removing statutory provision for causation for personal injury; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 115B; repealing Minnesota Statutes 1984, section 115B.07.	245		245 265 285 673a 798a (H876)					
572	relating to hazardous waste; establishing a hazardous waste compensation fund for the payment of certain claims for personal injuries caused by hazardous waste; providing for administration of the fund and for payment of claims; providing for payment of medical expenses from other sources; providing a penalty; appropriating money; (Continued next page)	245		245 265 285					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
572	— Continued amending Minnesota Statutes 1984, sections 62E.52, subdivision 2; 62E.53, subdivision 2; 115B.02, subdivision 7, and by adding subdivisions; 115B.19; 115B.20, subdivisions 1, 4, and 6; Laws 1983, chapter 121, section 32, subdivisions 1, 3, 4, and 5; proposing coding for new law in Minnesota Statutes, chapter 115B.								
573	relating to education; extending the instructional effectiveness models to all districts; appropriating money; amending Minnesota Statutes 1984, section 121.609, by adding a subdivision.	270							
574	relating to state government; making the budget reserve account a segregated fund; retaining investment earnings in the account; allowing the commissioner of finance to borrow from the account; appropriating money; amending Minnesota Statutes 1984, section 16A.15, subdivision 6.	270							
575	resolution memorializing the United States Congress to propose an amendment to the United States Constitution to protect human life.	270							
576	relating to state departments and agencies; regulating initial fees and fee adjustments for agency services; amending Minnesota Statutes 1984, sections 16A.128 and 16A.1281.	270		1590a					
577	relating to education; exempting certain school district tax and aid anticipation certificates from public sale requirements; amending Minnesota Statutes 1984, section 124.76, subdivision 2.	270							
578	relating to motor vehicles; taxation; defining terms; reclassifying pickup trucks used in the business of farming for tax purposes; amending Minnesota Statutes 1984, sections 168.011, subdivisions 7 and 17; and 168.013, subdivision 1a.	270							
579	relating to liquor; authorizing issuance of off-sale wine licenses to food stores; regulating sales; prohibiting the same person from being licensed as both liquor wholesaler and retailer; amending Minnesota Statutes 1984, sections 340.07, subdivision 13, and by adding a subdivision; 340.11, subdivisions 13 and 14; 340.13, by adding a subdivision; and 340.14, subdivisions 1 and 3.	271							
580	relating to the city of Lakeville; appropriating money to return a forfeiture.	271	1917	500 1898a 2057	2057				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
581	relating to commerce; authorizing certain investments in obligations of or guaranteed by the United States and certain other authorized securities; amending Minnesota Statutes 1984, sections 48.61, by adding a subdivision; 475.66, subdivision 3; 501.125, by adding a subdivision; and 501.66, subdivision 6.	271	579	271 306 567a 1307a 1880a	1881	3502	3072	3501	187
582	relating to education; establishing a health awareness program in public elementary and secondary schools; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.	271							
583	relating to crimes; making certain trespasses and assaults a gross misdemeanor; providing for the admissibility of certain evidence in domestic abuse prosecutions; amending Minnesota Statutes 1984, sections 609.224 and 609.605; proposing coding for new law in Minnesota Statutes, chapter 634.	271	1029	992a 2473	2473 2870	2870 3500	2870	3498	159
584	relating to commerce; granting motor fuel retailers the option to purchase from wholesalers other than the refiner; proposing coding for new law in Minnesota Statutes, chapter 80C.	272	1093	1049a 2547					
585	relating to education; authorizing the payment of referendum levy equalization aid to school districts; amending Minnesota Statutes 1984, section 124A.01; proposing coding for new law in Minnesota Statutes, chapter 124A.	272							
586	relating to liquor; allowing certain liquor establishments outside the metropolitan area to be open during certain hours on Sunday; amending Minnesota Statutes 1984, section 340.14, subdivision 5.	272							
587	relating to the organization and operation of state government; removing the Minnesota municipal board's contested case procedures exemption; amending Minnesota Statutes 1984, section 14.03, subdivision 2.	272							
588	relating to the University of Minnesota; appropriating money for road improvements in the city of Falcon Heights.	272	2545	272 306 2544a 2804	2804				
589	relating to health; restricting the use of lead in pipes, solders, and flux; requiring schools to flush certain pipes; amending Minnesota Statutes 1984, section 123.36, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 326.	272	524	285 486a 972 1875 (H535)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
590	relating to health; authorizing the legislative commission on long-term health care to study cost containment strategies; amending Minnesota Statutes 1984, section 256B.504, subdivision 1.	273							
591	relating to attachments; providing procedures for the prejudgment seizure of property; amending Minnesota Statutes 1984, sections 570.01; 570.02; 570.08; 570.11; 570.12; and 570.14; repealing Minnesota Statutes 1984, sections 570.013; 570.03; 570.04; 570.05; 570.06; 570.07; 570.09; 570.093; 570.10; and 570.13; proposing coding for new law in Minnesota Statutes, chapter 570.	273	1917	1897a 2048 (H449)					
592	relating to mental health; revising the language of statutes concerning persons with mental illness and mental retardation and revising the language of statutes concerning state treatment facilities; amending Minnesota Statutes 1984, sections 147.021, subdivision 1; 243.55, subdivision 3; 245.072; 245.52; 245.70, subdivision 1; 245.71; 245.821, subdivision 1; 245.825, subdivision 1; 246.01; 246.013; 246.014; 246.13; 246.23; 246.234; 246.41; 246.50; 246.51; 246.511; 246.52; 246.53; 246.54; 246.55; 246.56; 246.57; 252.025; 252.05; 252.06; 252.07; 252.09; 252.10; 252.21; 252.22; 252.23; 252.24; 252.25; 252.27; 252.275; 252.28; 252.291; 252.30; 252.31; 252.32; 253.015; 253.10; 253.19; 253.20; 253.21; 253.25; 253.26; 256.01, subdivisions 2 and 5; 256.91; 256.93, subdivision 1; 256B.02, subdivisions 2 and 8, and by adding a subdivision; 256B.092; 256B.36; 256B.501; 256E.03, subdivision 2; 256E.06, subdivision 2a; 260.092; 260.36; 284.05; 299F.77; 447.42; 447.45; 501.27; and 517.03; proposing coding for new law in Minnesota Statutes, chapter 252.	273		285 (H621)					
593	relating to local government; permitting the establishment of special service districts in the city of New Ulm; providing taxing and other financial authority for New Ulm.	273	2461	855a 2458a 2473 (H592)					
594	relating to courts; providing that the office of clerk of district court is elective; amending Minnesota Statutes 1984, section 485.01.	273							
595	relating to human services; requiring a six-month residency in Minnesota for general assistance; proposing coding for new law in Minnesota Statutes, chapter 256D.	273		374					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
596	relating to unemployment compensation; regulating benefit eligibility related to receipt of severance pay; amending Minnesota Statutes 1984, section 268.08, subdivision 3.	274		580					
597	relating to the city of North Mankato; permitting the establishment of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority.	274	701	453 623 1305	1435	3502	3072	3501	188
598	relating to commerce; requiring the repair, refund, or replacement of new motor vehicles used for agricultural purposes; amending Minnesota Statutes 1984, section 325F.665, subdivisions 1, 3, and 4.	274	1301	682a 1120a 1424 2546					
599	relating to hazardous waste; establishing a hazardous substance compensation trust account; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 115B.	274		285					
600	relating to human services; establishing a family subsidy program for families with children with developmental disabilities; amending Minnesota Statutes 1984, section 252.32; repealing Minnesota Statutes 1984, section 252.27, subdivision 4.	274		492a					
601	relating to state departments and agencies; transferring authority for administration of the rural rehabilitation corporation trust liquidation act from the state executive council to the commissioner of energy and economic development; creating a governor's rural development council; proposing coding for new law in Minnesota Statutes, chapter 116J; repealing Minnesota Statutes 1984, section 9.36.	274		685a (H648)					
602	relating to education; extending the use of summer educational improvement revenue allowance to the entire year; appropriating money; amending Minnesota Statutes 1984, section 124A.033, by adding a subdivision.	275							
603	relating to public safety; regulating transportation of firearms and bows; amending Minnesota Statutes 1984, section 100.29, subdivision 5.	275							
604	relating to taxation; allowing deferred payments of first half property taxes and special assessments on agricultural homesteads in 1985; providing for loans of state funds to taxing districts; appropriating money.	275	395	373 393a 422	462 463	463			
605	relating to Independent School District No. 208, Evansville; authorizing a permanent fund transfer.	275							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
606	relating to education; requiring school districts to provide special instruction and services for handicapped children under the age of four and their families; requiring certain agencies and political subdivisions to maintain certain services and funding levels for young handicapped children and their families until agreements are reached; appropriating money; amending Minnesota Statutes 1984, sections 120.03; 120.17, subdivisions 1, 2, 3, 3a, and by adding subdivisions; 124.17, subdivision 1; 124.223; and 124.32, by adding a subdivision.	275							
607	relating to financial institutions; authorizing interstate acquisition and formation of banks between this state and certain states on a reciprocal basis; proposing coding for new law in Minnesota Statutes, chapter 48.	275	1874	275 306 1788a 1982 3326 4106 4128 (H671)					
608	relating to taxation; sales and use; exempting sales of United States and Minnesota flags; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	286							
609	relating to human rights; prohibiting the waiver of legal rights or remedies in certain human rights cases;establishing standards for waiver rescission; amending Minnesota Statutes 1984, section 363.031.	286	877	846a 1310a	1447 2964	2964 3501	2964	3500	175
610	relating to animals; establishing a rabies control program; proposing coding for new law in Minnesota Statutes, chapter 346.	286							
611	relating to dissemination of data; prohibiting public access to data identifying certain youthful victims of criminal sexual behavior; amending Minnesota Statutes 1984, section 609.3471.	286		374 (H657)					
612	relating to human services; providing for reimbursement of chiropractic services for people receiving general assistance medical care; clarifying the meaning of medically certified for purposes of a work exemption under general assistance; amending Minnesota Statutes 1984, sections 256D.03, subdivision 4; and 256D.111, subdivision 2.	286		1126a					
613	relating to crimes; clarifying the elements of the crime of assault in the second degree; amending Minnesota Statutes 1984, section 609.222.	287		(H511)					
614	relating to natural resources; authorizing the commissioner to enter into agreements with other states for forest fire prevention and suppression purposes; proposing coding for new law in Minnesota Statutes, chapter 88.	287	1476	325 1470a 2048 (H882)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
615	relating to Lake of the Woods county; authorizing the issuance of bonds for the construction of jetties and related public improvements; and authorizing the levy of special assessments.	287	1683	840 1587 1994	1994	3166 3205 3216 3510	3166		
616	relating to the city of Warroad; permitting the establishment of a port authority.	287	1683	840 1632 1997	1997	3502	3072	3501	189
617	relating to solid waste; repealing the exemption for certain solid waste disposal facilities from the certificate of need requirements; repealing Laws 1984, chapter 644, section 83.	287		326 (H401)					
618	relating to taxation; increasing the income tax itemized deduction for use of an automobile for volunteer services; amending Minnesota Statutes 1984, section 290.089, subdivision 2.	287							
619	relating to taxation; sales and use; exempting sales of materials used to modify motor vehicles for private use by handicapped persons; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	288							
620	relating to regional development commissions; establishing procedures for counties and municipalities to withdraw or join; amending Minnesota Statutes 1984, section 462.387, by adding a subdivision.	288							
621	relating to education; requiring one-third of the interest on the budget reserve to be used to reduce the property tax shift imposed on school districts; amending Minnesota Statutes 1984, sections 16A.15, subdivision 6; and 121.904, by adding a subdivision.	288							
622	relating to traffic regulations; providing for book racks and "MN" designation on school buses; allowing certain vans to operate as type III school buses until September 1, 1985; amending Minnesota Statutes 1984, section 169.44, by adding subdivisions.	288	460	443a 1483a 2049 (H633)					
623	relating to marriage dissolution; clarifying factors to consider in awarding maintenance; amending Minnesota Statutes 1984, sections 518.552; and 518.64, subdivision 2.	288	701	633a 1305	1437	2872 3032 3035 3117 3510	2872		
624	relating to human rights; adding the Roy Wilkins memorial to the list of state monuments; establishing a memorial to Roy Wilkins for placement in the Capitol complex; providing for a competition to select a designer; appropriating money; amending Minnesota Statutes 1984, section 138.585, by adding a subdivision.	288		326 965					

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
625	relating to energy; delaying the effective date of energy efficiency ratings for certain devices sold in Minnesota; amending Minnesota Statutes 1984, section 116J.19, subdivision 13.	288	806	754	889	2153	1704	2060	50
626	relating to human services; establishing a demonstration project for state-operated, community-based services for mentally retarded persons; creating a limited exception to the moratorium on new intermediate care facilities for the mentally retarded; requiring the commissioner of human services to establish rules concerning staff ratios; setting priorities for services under federal waivers; expanding the responsibility of the legislative commission on long-term health care; amending Minnesota Statutes 1984, sections 252.291, subdivisions 2 and 3; 256B.092, subdivision 5; Laws 1983, chapter 199, section 17, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 252.	289							
627	relating to natural resources; grants and loans for certain dam reconstruction, repair, and removal projects; appropriating money; amending Laws 1979, chapter 300, section 4, subdivisions 2, as amended, 3 and 4; and Laws 1981, chapter 361, section 3, subdivision 3.	289	1917	807 845a 1900a 3019 (H694)					
628	relating to retirement; public employees retirement association; earnings limits for membership; amending Minnesota Statutes 1984, section 353.01, subdivision 2b.	289							
629	relating to the supreme court; removing the sunset provision for the surcharge on filing fees in civil actions to fund legal services; repealing Laws 1982, chapter 489, section 11.	289		395					
630	relating to education; increasing the cost differential tier allowance formula figure; amending Minnesota Statutes 1984, section 124A.06, subdivision 1.	289							
631	relating to hazardous substances; requiring hazardous substance notification report forms to be filed with a fire department by every employer; providing for duties of fire departments and duties of the commissioner of public safety; providing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 299F.	289	5186	493a 5180a					
632	relating to courts; providing that 90 percent of the surcharges on civil filings should be transmitted to the supreme court and ten percent transmitted to the county where the sur- (Continued next page)	290							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
632	— Continued charge was collected; repealing the sunset provision of the law providing for surcharges on civil filings; amending Minnesota Statutes 1984, section 480.241, subdivision 2; repealing Laws 1982, chapter 489, section 11.								
633	relating to agriculture; establishing a commission to collect the data necessary to design a financially sound, statewide farm program; appropriating money.	290		701					
634	relating to local government; providing for transfer of certain federal payments in lieu of taxes from the county to the city or town; proposing coding for new law in Minnesota Statutes, chapter 471.	340	1093	1043 3509					
635	relating to advertising devices; allowing "star city" signs on interstate highways; amending Minnesota Statutes 1984, sections 173.02, subdivisions 2 and 6; and 173.13, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 173.	340	806	730a	889 1457	1457 1704	1457	1543	25
636	relating to education; stating certain requirements for teacher preparation programs; proposing coding for new law in Minnesota Statutes, chapter 135A.	340							
637	relating to county humane societies; allowing for an increase in the appropriation a county may make for a county humane society in any year; amending Minnesota Statutes 1984, section 343.11.	340		(H656)					
638	relating to charitable gambling; changing the date for licensing by the charitable gambling control board; providing a certain exemption for organizations conducting raffles; amending Minnesota Statutes 1984, section 349.214, subdivision 2; amending Laws 1984, chapter 502, article 12, section 26.	340							
639	relating to local government; providing for the conduct of the business of towns; providing for certain town debt; authorizing certain towns to provide certain services; revising various other town laws; amending Minnesota Statutes 1984, sections 160.17, subdivision 1; 160.25, subdivision 3; 163.11, subdivision 5a, and by adding a subdivision; 164.06; 365.10; 365.37; 365.44; 366.095; 367.03, subdivision 2; 367.10; 367.23; 444.075; and 471.56, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 379; repealing Minnesota Statutes 1984, section 375.18, subdivisions 4, 5, and 6.	340	1683	1051a 1633a 2065 (H889)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
640	relating to taxation; abolishing the gross earnings tax on telephone companies; providing for property taxation of real property of telephone companies; amending Minnesota Statutes 1984, sections 272.02, subdivision 1; 272.03, subdivision 1; 295.365; 295.366, subdivision 1; repealing Minnesota Statutes 1984, sections 295.01, subdivision 10; 295.34; and 295.36.	341							
641	relating to taxation; changing the date by which the second installment of property taxes on agricultural property must be paid; amending Minnesota Statutes 1984, sections 276.09; 276.10; and 278.03; Minnesota Statutes 1985 Supplement, sections 278.05, subdivision 5; and 279.01, subdivision 1.	341	3648	3593a 3648 3747 3903	3907				
642	relating to counties; authorizing reimbursement to county commissioners and county officers for certain expenses; renaming the county executive secretary; fixing expenditure authority for certain county activities; removing provisions for county purchasing agents, demonstration and experiment farms, and seed and feed loans; revising the language of the text of chapters concerning county powers and county boards; amending Minnesota Statutes 1984, sections 375.055, by adding a subdivision; 375.48, subdivisions 1 and 2; 375.49, subdivisions 1 and 2; 375.50; 375A.07, subdivision 1; chapters 370; 371; 372; 374; 376; 377; 392; and 395; proposing new law coded in Minnesota Statutes, chapter 382; repealing Minnesota Statutes 1984, sections 374.05; 377.02; 377.04; 392.01; 392.02; 392.03; 395.01; 395.02; 395.03; 395.14; 395.15; 395.16; 395.17; 395.18; 395.19; 395.20; 395.21; 395.22; 395.23; and 395.24.	341		(H516)					
643	relating to fish and game; changing designation of muskellunge lakes; providing for certain restrictions on designated muskellunge lakes; providing a penalty for a person that illegally takes or possesses a muskellunge; amending Minnesota Statutes 1984, sections 97.55, by adding a subdivision; and 101.475, subdivision 1; repealing Minnesota Statutes 1984, section 101.475, subdivision 2.	341	701	624a 877 1424 2117a	2118 2120	2120a 3502	3112	3501	190
644	relating to courts; providing for the recovery of costs, disbursements, and attorney fees from the state when a statute is declared unconstitutional; proposing coding for new law in Minnesota Statutes, chapter 549.	342							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
645	relating to state government; proposing an amendment to the Minnesota Constitution, article IV, section 23; article V, sections 1, 3, and 4; article VII, section 8; article VIII, section 2; article XI, sections 6, 7, 8, and 10; and article XIII, section 11; combining the offices of state treasurer, state auditor, and secretary of state into the office of state comptroller.	342		980					
646	relating to transportation; defining "trees" and "hedges" for purposes of removal from highway right-of-way; amending Minnesota Statutes 1984, section 160.22, by adding a subdivision.	342	876	525 839a 1017 (H327).					
647	relating to education; Minnesota Educational Computing Corporation; removing some limits on its powers; providing for compliance with certain bidding laws for management computing services; limiting the salary of the chief officer; amending Minnesota Statutes 1984, sections 119.04, subdivision 2; 119.05, subdivision 2; and 119.07.	342	806	446a 798a 1310a	1444 3254	3011 3035 3117 3253* 3505	3011 3336	3505	257
648	relating to state government; requiring the adoption of rules governing the 700 hours program; requiring the preparation of agency affirmative action plans; providing for incentives; appropriating money; amending Minnesota Statutes 1984, sections 43A.04, subdivision 3; 43A.10, subdivision 8; and 43A.19, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 43A; repealing Minnesota Statutes 1984, section 43A.19, subdivision 2.	342		550a 552					
649	relating to unemployment compensation; regulating employer contribution rates; amending Minnesota Statutes 1984, sections 268.04, subdivision 25; and 268.06, subdivisions 2, 6, and 8; repealing Minnesota Statutes 1984, section 268.06, subdivision 24.	342							
650	relating to crimes; increasing the penalty for an offense committed against a transit provider or operator when violence or a threat of violence is not involved; amending Minnesota Statutes 1984, section 609.855, subdivision 4.	343	806	374 759a 2004	2004 3272	3073 3105 3217 3271* 3506	3073 3337	3506	271
651	relating to education; removing the metering of state aid payments to school districts; amending Minnesota Statutes 1984, section 273.1392; repealing Minnesota Statutes 1984, section 124.195.	343							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
652	relating to marriage dissolution; allowing grandparent visitation of children of a divorced parent; amending Minnesota Statutes 1984, section 518.175, by adding a subdivision.	343							
653	relating to education; extending interdistrict cooperation aid to noninstructional costs and power equalizing the levy for interdistrict cooperation; amending Minnesota Statutes 1984, sections 124.272, subdivision 3; and 275.125, subdivision 8a.	343							
654	relating to agriculture; allowing persons to buy farm products from persons engaged in farming free of a security interest; allowing a person who sells goods for another including a commission merchant to take the goods free of a security interest; amending Minnesota Statutes 1984, section 336.9-307.	343							
655	relating to counties; permitting the consolidation of the offices of county auditor and county treasurer under certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 382.	343							
656	relating to crimes; providing for peace officer training of persons who are employed by the commissioner of natural resources and who possess peace officer authority for the purpose of enforcing game and fish laws; providing for the financing of such training through surcharges on penalties imposed for violations of certain laws; amending Minnesota Statutes 1984, section 609.101.	343		374 395 729a					
657	relating to motor vehicles; providing defense to charge of operating motor vehicle without valid registration; amending Minnesota Statutes 1984, sections 168.09, by adding a subdivision; and 168.11, by adding a subdivision.	344	876	461 838a 1023 (H454)					
658	relating to wild animals; altering certain provisions regarding taking and possession, and penalties related thereto; amending Minnesota Statutes 1984, sections 97.55, subdivision 16; 98.46, subdivision 5; 98.52, by adding a subdivision; and 100.273, subdivisions 6 and 9; repealing Minnesota Statutes 1984, section 97.55, subdivision 4.	344	980	921a 2011 2052a	2053 3074	3074 3502	3074	3501	217
659	relating to education; allowing the department of education to purchase printing services from school printing programs without inviting bids; amending Minnesota Statutes 1984, section 16B.08, subdivision 7.	344							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings		Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
660	relating to education; establishing a science and technology resource center; appropriating money for the technological-economic development initiative at Southwest State University to establish a program dealing with food production, food processing, and food distribution; proposing coding for new law in Minnesota Statutes, chapter 136.	344		743a						
661	relating to commerce; regulating membership camping; prescribing the powers and duties of the commissioner; proposing coding for new law as Minnesota Statutes, chapter 82A.	344	1683	1557a	1960	1960	3499	2962	3209	129
662	relating to local government; making municipal real property sales subject to the uniform municipal contracting law; amending Minnesota Statutes 1984, section 471.345, subdivision 2.	345								
663	relating to crimes; establishing mandatory minimum terms of imprisonment for the crimes of residential burglary, burglary of an occupied dwelling, and selling cocaine, heroin, and hallucinogens; amending Minnesota Statutes 1984, sections 152.15, by adding subdivisions; and 609.582, by adding subdivisions.	345		4382 (H654)						
664	relating to natural resources; revising the boundaries of certain state forests; creating a new state forest; amending Minnesota Statutes 1984, section 89.021, subdivisions 18, 28, 33, and by adding a subdivision.	345	980	970	1890	1890	3502	3072	3501	191
665	relating to taxation; updating income tax provisions to changes in the Internal Revenue Code; providing an income tax exemption for certain payments to members of the state highway patrol; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20, as amended, 20a, 20b, and 21; 290.032, subdivision 1; 290.06, subdivision 14; 290.067, subdivision 1; 290.068, subdivisions 2, 4, and 5; 290.07, subdivisions 5 and 7; 290.071, subdivision 5; 290.079, subdivision 1; 290.08, subdivision 26; 290.089, subdivision 7; 290.09, subdivisions 7 and 19; 290.091; 290.10; 290.13, subdivision 1; 290.131, subdivision 1; 290.132, subdivision 1; 290.133, subdivision 1; 290.135, subdivision 1; 290.136, subdivision 1; 290.14; 290.16, subdivisions 3, 7, 9, 13, 15, 16, and by adding a subdivision; 290.17, subdivision 2; 290.21, subdivision 4; 290.23, subdivision 5; 290.26, subdivision 2; 290.31, subdivisions 2, 4, and 5; 290.37, subdivision 1; 290.39, subdivision 2; 290.41, subdivision 1, and by adding a subdivision; 290.53, subdivision 9; 290.65, (Continued next page)	345	701	621a (H538)	803					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
665 – Continued	subdivision 16; 290.93, subdivisions 1, 3, 5, 6, 7, and 10; and 290A.03, subdivision 3; repealing Laws 1984, chapter 502, article 2, section 4.								
666	relating to education; providing for the access to excellence program including access to: schools and programs beyond district boundaries, local program and staff development aid, learner outcomes and testing, model programs and schools, and management assistance to local districts; appropriating money; amending Minnesota Statutes 1984, sections 121.608; 121.609, subdivisions 2, 3, and 4; 123.3513; 123.39, by adding a subdivision; 123.74; 123.741, subdivisions 1, 3, 6, and by adding subdivisions; 123.742, subdivision 1, and by adding a subdivision; 124.195, subdivision 9; 124A.036, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 120, 121, and 124; repealing Minnesota Statutes 1984, section 123.741, subdivisions 2, 4, 5, and 7.	345		374					
667	relating to courts; providing for the appointment of a chief judge and assistant chief judge for each judicial district; clarifying the administrative authority of the chief judge; amending Minnesota Statutes 1984, section 484.69, subdivisions 1 and 3.	346							
668	relating to taxation; property; eliminating the required county board approval prior to confession of judgment for delinquent taxes; amending Minnesota Statutes 1984, section 279.37, subdivision 3.	378							
669	relating to human services; providing for a larger state share of general assistance costs; amending Minnesota Statutes 1984, section 256D.03, subdivision 2.	378							
670	relating to St. Louis county; fixing the maximum amount of the county emergency fund; amending Minnesota Statutes 1984, section 383C.016.	378	1301	1112 1507 (H649)					
671	relating to education; increasing the compensation for election judges in school district consolidation elections; amending Minnesota Statutes 1984, section 122.23, subdivision 12.	378							
672	relating to taxation; property; allowing taxes on commercial-industrial property to be composed to confession of judgment and paid in ten annual installments; amending Minnesota Statutes 1984, section 279.37, subdivision 1.	378							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
673	relating to elections; making changes in registration, caucuses, ballots, affidavits of candidacy and withdrawal, nominations, election certificates, and election judge qualifications; amending Minnesota Statutes 1984, sections 201.018, subdivision 2; 201.095; 201.12, subdivision 2; 201.15, subdivision 1; 202A.16, subdivision 1; 204B.03; 204B.06, subdivision 1; 204B.07, subdivision 4; 204B.09, subdivision 1; 204B.10, by adding a subdivision; 204B.12, subdivision 3; 204B.35, subdivision 2; 204C.40, subdivision 1; 204D.11, subdivisions 3, 5, and 6; 206.71, by adding a subdivision; and 208.03; repealing Minnesota Statutes 1984, sections 204B.19, subdivision 3; and 201.061, subdivision 2.	379	460	458a 972 (H850)					
674	relating to veterans; permitting the commissioner of veterans affairs to charge a fee for serving as guardian for certain veterans; amending Minnesota Statutes 1984, section 196.051, by adding a subdivision.	379							
675	relating to highways; allowing road authorities to designate minimum-maintenance roads; exempting road authorities from liability for damages arising from travel on minimum-maintenance roads; amending Minnesota Statutes 1984, sections 160.02, subdivision 7; and 169.06, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 160.	379	579	575a 1305	1432	3502	3112	3501	215
676	relating to local government; authorizing the conduct of town business and elections outside the town; renewal of certain town off-sale liquor licenses; exempting town boards from liability arising from use of certain roads; authorizing the town board of Cannon Falls and the county boards of Pine and Kanabec counties to issue one off-sale liquor license each; permitting the establishment of special service districts in the city of Mora; amending Minnesota Statutes 1984, sections 204B.16, subdivision 1; and 365.51; proposing coding for new law in Minnesota Statutes, chapter 164.	380	579	567a 1314	1431 3480	2871 2901 2997 3473* 3509	2870 3489	3508	307
677	relating to human services; allowing the commissioner of human services to lease Oak Terrace Nursing Home for certain purposes; amending Minnesota Statutes 1984, section 251.011, subdivision 4.	380	4381	4379a					
678	relating to horseracing; authorizing the commission to adopt certain medication rules; amending Minnesota Statutes 1984, section 240.24.	380	701	625a 1516 (H755)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
679	relating to natural resources; providing for annual timber harvest public informational meetings; amending Minnesota Statutes 1984, section 90.041, subdivision 4.	380	877	859a	1031	1704	1457	1543	26
680	relating to human services; eliminating the presumption of eligibility from the general assistance program; amending Minnesota Statutes 1984, section 256D.07.	380		395					
681	relating to retirement; extending the deadline for applications for unreduced annuities by certain teachers; amending Minnesota Statutes 1984, section 356.70, subdivision 1.	380							
682	relating to human services; eliminating exclusions to licensing of child care programs; establishing qualifications for licensers; amending Minnesota Statutes 1984, sections 245.791; and 245.804, subdivision 1.	380	806	754a 1314a	1439				
683	relating to human services; allowing additional income disregard for certain general assistance recipients; amending Minnesota Statutes 1984, section 256D.06, by adding a subdivision.	381							
684	relating to health; requiring insurance coverage for special dietary treatment for phenylketonuria; providing a testing program; allowing a deduction for the costs of the special dietary treatment; amending Minnesota Statutes 1984, sections 62E.06, subdivision 1; and 290.089, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 62A and 144.	381	1917	1044a 1899a 2550					
685	relating to game and fish; dedicating a portion of sales tax receipts to the game and fish fund; amending Minnesota Statutes 1984, section 97.49, by adding a subdivision.	381		995a					
686	relating to insurance; requiring insurance on home service contracts; regulating sales; requiring disclosures; proposing coding for new law in Minnesota Statutes, chapter 60A.	381							
687	relating to state government; requiring the commissioner of administration to develop a plan for a suggestion system to include citizens from outside state government.	381							
688	relating to alcoholic beverages; prohibiting practices by licensees which may tend to increase consumption of alcoholic beverages; amending Minnesota Statutes 1984, section 340.14, by adding a subdivision.	381							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
689	relating to Ramsey county; providing for the creation, organization, powers, and duties of a personnel system; providing penalties; amending Minnesota Statutes 1984, sections 383.405; and 383A.41, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 383A; repealing Minnesota Statutes 1984, sections 383A.28; 383A.29; 383A.30; and 383A.31.	382	1093	1042a 1508 (H907)					
690	relating to courts; abolishing the county and probate court; transferring the jurisdiction, cases, records, and employees of that court to the district court; merging the municipal and conciliation courts with the district court in the second and fourth judicial districts; transferring the jurisdiction, cases, records, and employees of those courts to the district court; providing that municipal, probate and county judges learned in the law are district judges; providing that the county court judge not learned in the law is an associate judge; limiting the creation of additional referee, law clerk, courtroom bailiff, and courtroom deputy clerk positions; requiring each judicial district to prepare a reorganization plan; amending Minnesota Statutes 1984, sections 2.722, subdivision 1; 484.01; 484.545, subdivision 1; 484.69, subdivision 1; and 484.70, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 484, 487, and 488A; repealing Minnesota Statutes 1984, section 487.191.	382							
691	relating to human services; providing for participation by Indian tribes in the placement of their children; proposing coding for new law in Minnesota Statutes, chapter 257.	382	1029	569a 986a 2460 (H782)					
692	relating to veterans; clarifying certain veteran benefit definitions to include veterans who have served in the Grenada campaign or with the peacekeeping forces in the Lebanon campaign; amending Minnesota Statutes 1984, sections 136C.13, subdivision 3; 198.01; and 462A.05, subdivision 19.	382		395 840a					
693	relating to crimes; providing for forfeitures of communications devices and proceeds derived from commission of designated offenses; regulating the use, possession and sale of electronic incapacitation devices; imposing penalties; amending Minnesota Statutes 1984, sections 152.19, subdivision 5; 609.531; and 624.731.	383	701	631a 1305	1437 2728 2800 2800 3500		2728	3498	160
694	relating to state government; proposing an amendment to the Minnesota Constitution, article IV, section 23; article V, sections 1, 3, and 4; article	383		419					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
694	— Continued VII, section 8; article VIII, section 2; article XI, sections 6, 7, 8, and 10; and article XIII, section 11; combining the offices of state treasurer, state auditor, and secretary of state into the office of state comptroller.								
695	relating to courts; providing that venue for hearings for certain pregnant women shall be the county in which the woman resides; amending Minnesota Statutes 1984, section 144.343, by adding a subdivision.	383							
696	relating to taxation; motor vehicle excise; exempting transfers by a business to an owner in certain cases; amending Minnesota Statutes 1984, section 297B.03.	383							
697	relating to taxation; income; changing certain filing and payment dates for corporate estimated tax declarations; amending Minnesota Statutes 1984, section 290.932, subdivision 1; and 290.933, subdivision 1.	383		(H756)					
698	relating to intoxicating liquor; authorizing the city of North Mankato to issue one short-term, on-sale liquor license.	383		(H698)					
699	relating to fish and game; establishing lifetime licenses to take big game, small game, and fish; providing restrictions for the licenses; providing for payment of lifetime licenses by installments; allowing credit for a previously purchased lifetime license when purchasing another; dedicating license fee receipts and restricting expenditure of investment income; establishing license fees; amending Minnesota Statutes 1984, section 98.46, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 98.	383							
700	relating to health; encouraging philanthropic support of nonprofit hospitals and nursing homes; providing that funds derived from specified types of gifts or grants shall not be deducted from the operating costs of a nursing home; proposing coding for new law in Minnesota Statutes 1984, chapter 144.	384		420					
701	creating an advisory council to study the possibility of the creation of a unicameral legislature in Minnesota.	384		395					
702	relating to education; establishing comprehensive learning programs; providing for the award of grants; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 129B.	384							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
703	relating to human services; appropriating money for services to persons who are both deaf and blind.	384		420 727					
704	relating to education; requiring school districts to assess pupils in core curricular areas; requiring the state board to adopt measurable learning expectations for districts to use at their option; requiring a state curriculum advisory committee; requiring an annual curriculum report by the state board; appropriating money; amending Minnesota Statutes 1984, section 123.742, subdivisions 1, 3, and 5, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 126; repealing Minnesota Statutes 1984, section 123.742, subdivision 2.	384							
705	relating to financial institutions; authorizing interstate acquisition and formation of banks between this state and certain states on a reciprocal basis; proposing coding for new law in Minnesota Statutes, chapter 48.	385							
706	relating to education; changing the basic maintenance mill rate to 16 mills; amending Minnesota Statutes 1984, section 124A.02, subdivision 7.	385							
707	relating to retirement; public plans generally; providing health insurance benefits for certain retired teachers; changing eligibility requirements for surviving spouse benefits; regulating coverage under the unclassified employees retirement program; amending Minnesota Statutes 1984, sections 62E.14, subdivision 1; 352.12, subdivision 2; 352D.01; 352D.015, subdivision 5; 352D.02, as amended; 352D.06, subdivision 1; 352D.065, subdivision 5; 352D.085, subdivision 1; 353.32, subdivision 1a; 354.05, subdivisions 2 and 26; 354.44, subdivision 4; 354.46, subdivision 2; and 354A.35, subdivision 2; Minnesota Statutes 1985 Supplement, sections 136C.50, subdivision 7; 353.657, subdivision 2a; 354.55, subdivision 11; and 356.215, subdivision 4d; proposing coding for new law in Minnesota Statutes, chapter 62E.	385	4978	4970a 5341a	5347	5589 5596 5616	5588		
708	relating to the legislature; providing for expanded authority of the legislative coordinating commission; establishing the position of director of protocol services;amending Minnesota Statutes 1984, sections 3.095; 3.29, subdivision 7; 3.30, subdivision 2; 3.3025, subdivision 2; 3.303, by adding a subdivision; 3.304, subdivision 2a; 3.305; 3.351, subdivision 5; 3.85, subdivision 5; 3.855, by adding a subdivision; 3.865, subdivision 7; 3.9222, subdivision 6; 3.97, subdivi- (Continued next page)	385	2636	1128a 2634a 2975a	2978				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings		Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
708 — Continued	sion 5; 3C.02, subdivision 5; 3C.10, subdivision 3; 14.39; 16B.58, subdivision 6; 43A.18, subdivision 6; 86.08, subdivision 1; 115A.14, subdivision 2; and 161.1419, subdivision 4; Laws 1983, chapter 199, section 17, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 1.									
709	relating to courts; raising the jurisdictional limit on claims heard in conciliation court; amending Minnesota Statutes 1984, sections 487.30, subdivision 1; 488A.12, subdivision 3; 488A.14, subdivision 6; 488A.29, subdivision 3; and 488A.31, subdivision 6.	385	701	631	1305	1437	3499	2962	3498	149
710	relating to courts; permitting retired tax court judges and district court judges to serve on the tax court; amending Minnesota Statutes 1984, section 271.01, by adding a subdivision.	385	1424	1333a	3509					
711	relating to utilities; energy; providing that costs of certain investments and expenses for refuse-derived fuel facilities not be considered for rate-making purposes; amending Minnesota Statutes 1984, section 216B.16, subdivision 6.	386		386 580	579					
712	relating to utilities; requiring utilities to file annual conservation plans; amending Minnesota Statutes 1984, section 216B.16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 216B.	386								
713	relating to boxing; prohibiting boxing; providing a penalty; amending Minnesota Statutes 1984, section 214.01, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 341; repealing Minnesota Statutes 1984, sections 341.01 to 341.15.	397								
714	relating to health; health maintenance organizations; requiring disclosure of certain exclusions and limitations on coverage; amending Minnesota Statutes 1984, sections 62D.05, subdivision 2; 62D.07, subdivision 3; and 62D.12, subdivision 1.	397								
715	relating to state government; providing incentive bonuses for certain state employees; appropriating money.	397								
716	relating to education; appropriating money for the southwest Minnesota telecommunications project operated by ten public school districts.	397								
717	relating to natural resources; changing date to sell walleye quota to the state; requiring the state to make payment	397								

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
717	— Continued within 60 days after notification; amending Minnesota Statutes 1984, section 102.26, subdivision 3d.								
718	relating to health; changing eligibility requirements for catastrophic health expense protection; including insurance premiums; appropriating money; amending Minnesota Statutes 1984, sections 62E.52, subdivisions 2 and 3; 62E.53, subdivisions 1 and 2; and 62E.531, subdivision 2.	397							
719	relating to wild animals; authorizing the commissioner of natural resources to permit, on an experimental basis, the taking of two deer by one hunter, under conditions and restrictions prescribed by order; requiring the removal of elk from the state; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 97.	397	2723	1468a 2709a 2978	2978 3402	3258 3271 3314 3402* 3506	3257 3490	3506	272
720	relating to retirement; special retirement coverage for certain military affairs department personnel.	398							
721	relating to the city of Plymouth; permitting the establishment of a port authority; amending Laws 1984, chapter 397, section 1.	398	1683	754 1634 2000	2000	3502	3072	3501	192
722	relating to motor vehicles; exempting agricultural carriers from vehicle identification requirements; amending Minnesota Statutes 1984, section 221.031, subdivision 6.	398							
723	relating to game and fish; providing for conservation of marginal agricultural lands; enhancement of fish and wildlife; requiring planning and implementation of wildlife management; changing the funding source for certain county payments; increasing the penalty for buying and selling fish and game; appropriating money; amending Minnesota Statutes 1984, section 97.49, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 40, 84, and 97.	398	2723	1708a 2708a 3397 4777 3396 (H628)					
724	relating to commitment; establishing a procedure for the involuntary, outpatient commitment of certain mentally ill persons; providing for the diversion of persons from inpatient to outpatient commitment; amending Minnesota Statutes 1984, sections 253B.02, by adding a subdivision; 253B.07, subdivision 1; 253B.09, subdivision 1, and by adding a subdivision; 253B.12, subdivisions 1 and 2, and by adding a subdivision; 253B.17, subdivisions 1 and 5; 253B.18, subdivisions 3, 4, 5, and 15; 253B.19, subdivisions 3, 4, and 5; and 253B.20, subdivisions 2, 3, (Continued next page)	398							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
724	— Continued 6, and 7; proposing coding for new law as Minnesota Statutes, chapter 253C.								
725	relating to taxation; exempting from income taxation certain income used to purchase long-term care insurance; amending Minnesota Statutes 1984, sections 290.01, subdivision 20b; and 290.08, subdivision 26.	398							
726	relating to recreational vehicles; requiring registration of snowmobiles; exemption; abolishing special registration requirements for collector's snowmobiles; amending Minnesota Statutes 1984, section 84.82, subdivision 6, and by adding a subdivision; repealing Minnesota Statutes 1984, section 84.82, subdivision 9.	399	1029	995a 1067 (H928)					
727	relating to the registration of snowmobiles; correcting an erroneous repealer; amending Minnesota Statutes 1984, section 84.82, by adding a subdivision; repealing Minnesota Statutes 1984, section 84.82, subdivision 9.	399		(H928)					
728	resolution memorializing the 100th anniversary of the birth of Harry S Truman, the 33rd President of the United States.	399	460	455 1306a	1428				
729	relating to corporations; regulating corporate take-overs; providing a hearing; removing statutory regulation of control share acquisitions; amending Minnesota Statutes 1984, section 80B.03, subdivision 5; repealing Minnesota Statutes 1984, sections 302A.011, subdivisions 37, 38, and 39, 302A.449, subdivision 7; and 302A.671.	399		435					
730	relating to transportation; establishing conflict of interest requirements for court-appointed commissioners in condemnation; providing for relocation and disposal of historically significant buildings or structures; denying certain contracts to persons convicted of contract crimes; creating new state-surveying coordinate system; amending Minnesota Statutes 1984, sections 117.075; 161.20, subdivision 2; 505.18; 505.19; 505.20; 505.22; 505.23; and 505.24; proposing coding for new law in Minnesota Statutes, chapters 161 and 505.	399	579	552 577a 3509					
731	relating to courts; correcting references to the number of district court judges in law; providing for additional district court judgeships in the tenth judicial district; appropriating money; amending Minnesota Statutes 1984, section 2.722, subdivision 1.	400		1499a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
732	relating to taxation; income; providing for additional withholding exemptions in certain instances; amending Minnesota Statutes 1984, section 290.92, subdivisions 5 and 5a.	400							
733	relating to Hubbard county; authorizing county appropriations to the county agricultural society and an annual levy for that purpose; requiring a reverse referendum under certain circumstances.	400							
734	relating to labor; providing for binding arbitration under certain circumstances between exclusive representatives of teachers and school districts; changing the requirements for when teachers may legally strike; amending Minnesota Statutes 1984, sections 179A.15; 179A.16, subdivision 1; 179A.17, subdivision 1; 179A.18, subdivisions 2, 3, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 179A.	400							
735	relating to the organization and operation of state government; requiring occupational examining and licensing boards to adopt procedural rules; amending Minnesota Statutes 1984, sections 125.185, subdivision 4; 144A.24; 147.01, subdivision 3; 148.03; 148.191, subdivision 2; 148.53; 148.90, subdivision 2; 150A.04, subdivision 5; 151.06, subdivision 1; 153.02; 154.24; 156.01, subdivision 3; 270.47; 326.06; 326.18; 326.241, by adding a subdivision; 326.33, subdivision 2; 341.01; 386.63, subdivision 3; and 626.843, subdivision 1.	400							
736	relating to human rights; prohibiting unfair discriminatory practices on the basis of affectional or sexual orientation; amending Minnesota Statutes 1984, sections 363.01, subdivision 24, and by adding a subdivision; 363.02, subdivisions 1 and 2; 363.03, subdivisions 1, 2, 3, 4, 5, 7, and 8; 363.05, subdivision 1; 363.11; 363.115; and 363.12, subdivision 1.	400							
737	relating to human services; requiring standardized procedures for medical assistance rates for mental health and chemical dependency services; amending Minnesota Statutes 1984, section 256B.04, by adding a subdivision.	401							
738	relating to education; requiring the higher education coordinating board to send information relating to post-secondary education to all eighth graders; (Continued next page)	401							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
738	— Continued appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136A.								
739	relating to human services; allowing a greater amount of income be disregarded for general assistance recipients and placed in trust until discharge; amending Minnesota Statutes 1984, section 256D.06, by adding a subdivision.	401							
740	relating to insurance; modifying certain continuing education requirements; amending Minnesota Statutes 1984, section 60A.1701, subdivisions 7 and 8.	401							
741	relating to the environment; repealing the metropolitan solid waste landfill fee; repealing county, city, and town landfill fee authority; appropriating money; amending Minnesota Statutes 1984, sections 473.844, subdivision 1; 473.845, subdivision 1; repealing Minnesota Statutes 1984, sections 115A.919; 115A.921; and 473.843.	401							
742	relating to agriculture; authorizing conservation reserve contracts covering marginal agricultural land; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 40.	401		1901a					
743	relating to corporations; allowing nonprofit corporations to establish, maintain, and operate common trust funds; proposing coding for new law in Minnesota Statutes, chapter 317.	402	1029	1004a 1889	1889	3508	3313	3508	303
744	relating to Special School District No. 1 of the city of Minneapolis; increasing the size of the board of education to nine members; providing for six members to be elected by districts; amending Laws 1959, chapter 462, section 3, subdivisions 1 and 3, as amended and renumbered.	402							
745	relating to criminal sentences; authorizing a stay of execution of a portion of a criminal sentence; amending Minnesota Statutes 1984, section 609.135, subdivision 1.	402							
746	relating to crimes; specifying the effect of and the procedure for issuing an order of restitution; amending Minnesota Statutes 1984, section 611A.04, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 611A.	402	1029	991a 1387 (H645)					
747	relating to school districts; providing for self-insured, statewide fringe benefit coverages for employees; proposing coding for new law in Minnesota Statutes, chapter 121.	402							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
748	relating to education; establishing an excellence in teaching and curriculum program; authorizing aid to develop plans for excellence in teaching and curriculum; providing for aid and levy for excellence in teaching and curriculum with a portion for certain teacher contracts; eliminating summer educational improvement revenue; appropriating money; amending Minnesota Statutes 1984, sections 124.195, subdivision 9; 124A.03, subdivision 4; 124A.033, subdivisions 2, 3, and 5; and 275.125, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 124 and 126; repealing Minnesota Statutes 1984, sections 121.601; 124.246, subdivisions 2 and 3; 124.247, subdivision 6; 124A.03, subdivision 5; 129B.33; 129B.34; and 129B.36.	402							
749	relating to taxation; providing a probationary period for county assessors; amending Minnesota Statutes 1984, section 273.061, subdivision 2.	403	1476	1474a 2547					
750	relating to veterans; authorizing the American Veterans to use space in the veterans service building; amending Minnesota Statutes 1984, section 197.58.	403	876	839a 1314	1446				
751	relating to taxation; providing for economic opportunity and arts enterprise zones; depositing revenue from the mortgage registration and deed taxes with the county and reducing certain welfare aids to the counties by the amount of revenue deposited; providing for local collection of taconite production taxes; changing property tax refund benefit schedules; changing maximum local government aid to cities and towns; amending Minnesota Statutes 1984, sections 273.1312, subdivision 4; 273.1313, subdivision 2; 273.1314, subdivisions 2, 4, 5, 7, 8, and by adding subdivisions; 273.136, subdivisions 1, 2, and 4; 287.05, subdivision 1; 287.08; 287.09; 287.12; 287.21, subdivision 2, and by adding a subdivision; 287.23; 287.25; 287.28; 287.29, subdivision 1; 287.33; 287.35; 290A.03, subdivisions 3, 7, and 8; 290A.04, subdivisions 1, 2, and 3; 290A.06; 290A.19; 298.225; 298.24, subdivision 4; 298.27; 298.28, subdivisions 1 and 2; 298.282, subdivisions 1, 4, and 5; and 477A.011, subdivision 10; repealing Minnesota Statutes 1984, sections 273.136, subdivision 3; 287.27; 287.29; 287.32; and 290A.04, subdivisions 2a and 2b.	403							
752	relating to state government; restructuring the capitol area architectural and planning board; creating the position of state capitol architect; requir-	403		1126a					

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BILLS OF THE SENATE — Continued

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
752	— Continued ing the designation of employees of the department of administration as preservation architect and capitol building supervisor; creating the state capitol user committee; creating an art works jury within the Minnesota state historical society; appropriating money; amending Minnesota Statutes 1984, sections 15.50, subdivisions 1 and 2, and by adding subdivisions; 16B.24, subdivision 1; 16B.31, subdivision 4; 16B.32; and 138.68; proposing coding for new law in Minnesota Statutes, chapter 138; repealing Minnesota Statutes 1984, section 15.50, subdivision 2a.								
753	relating to the juvenile court; revising and recodifying current laws governing the apprehension, detention, adjudication, and disposition of minors who commit unlawful acts or who are in need of protection or services; providing additional due process protections for minors and other parties who are subject to juvenile court jurisdiction placing limitations on voluntary out-of-home placements of minors; providing for foster care review; establishing a procedure for court review of inpatient admissions and commitments of minors to mental health and chemical dependency programs; imposing penalties; amending Minnesota Statutes 1984, sections 242.19, subdivision 2; 257.071; 259.23, subdivision 1; 260.022, subdivision 4; 260.024, subdivision 2; 260.094; 260.101; 260.103, subdivision 1; 260.121; 260.125, subdivision 2; 260.131; 260.132; 260.133; 260.135; 260.141, subdivision 1; 260.145; 260.151, subdivision 1; 260.155; 260.156; 260.161; 260.211; 260.221; 260.231, subdivision 3; 260.235; 260.251, subdivision 1a; 260.255, subdivision 2; 260.311, subdivision 5; 260.315; 260.35; 260.36; 484.70, subdivision 1; 484.73, subdivision 2; and 524.5-505; proposing coding for new law as Minnesota Statutes, chapters 260A and 260B; repealing Minnesota Statutes 1984, sections 260.011; 260.015; 260.024, subdivision 1; 260.031; 260.111; 260.115; 260.151, subdivision 2; 260.165 to 260.195; 260.261; 260.281; 260.291; and 260.301.	404							
754	relating to education; requiring school districts to provide special instruction and services for handicapped children under the age of four and their families; requiring certain agencies and political subdivisions to maintain certain services and funding levels for young handicapped children and their families until agreements are reached; (Continued next page)	423							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
754	— Continued appropriating money; amending Minnesota Statutes 1984, sections 120.03; 120.17, subdivisions 1, 2, 3, 3a, and by adding subdivisions; 124.17, subdivision 1; 124.223; and 124.32, by adding a subdivision.								
755	relating to education; requiring school districts to provide special instruction and services for handicapped children under the age of four and their families; requiring certain agencies and political subdivisions to maintain certain services and funding levels for young handicapped children and their families until agreements are reached; appropriating money; amending Minnesota Statutes 1984, sections 120.03; 120.17, subdivisions 1, 2, 3, 3a, and by adding subdivisions; 124.17, subdivision 1; 124.223; and 124.32, by adding a subdivision.	423							
756	relating to financial institutions; authorizing the department of administration to provide for the use of certain motor vehicles by the department of commerce; providing for the classification and disclosure of records; modifying the definition of financial institutions to include branches and detached facilities; providing for insurance of certain accounts; clarifying the limited partnership exemption from the usury defense; regulating the closing of financial institutions; providing for the deposit of securities in lieu of bonds; simplifying the recording requirements of credit union certificates or bylaw amendments; providing for certain industrial loan and thrift loan disclosures; providing for the liquidation of safe deposit companies; eliminating a certain motor vehicle finance company assessment; modifying the licensing requirements of regulated lenders; regulating changes of business locations of regulated lenders; providing for the recovery of examination and investigation costs from motor vehicle sales finance companies; increasing the time price differentials on motor vehicle sales; regulating payments in advance on retail installment contracts; and providing for the notice and publication of, and hearings on, bank applications; providing fees; providing for the relocation of failing financial institutions; exempting certain motor vehicles from installment sales provisions; amending Minnesota Statutes 1984, sections 16B.54, subdivision 2; 46.041, subdivision 1; 46.042; 46.07, subdivision 2, and by adding a subdivision; 46.131, subdivision 2; 47.015, subdivision 1; 47.0151, subdivision 3; 47.0152; 48.13; 49.05, by adding subdivisions; (Continued next page)	423	1301	1165a 2546					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
756 — Continued	52.02, subdivision 3; 52.24, subdivisions 1 and 2; 53.04, by adding a subdivision; 53.10; 55.095; 56.04; 56.07; 168.66, subdivisions 5 and 9; 168.705; 168.71; 168.72, subdivision 1; 168.73; 168.74; and 334.021; proposing coding for new law in Minnesota Statutes, chapter 47; repealing Minnesota Statutes 1984, sections 47.20, subdivisions 11 and 12; 48.19; 48.57; and 48.58.								
757	relating to motor vehicles; prescribing confidential status of and information in motor vehicle accident reports; amending Minnesota Statutes 1984, sections 169.09, subdivisions 11 and 13; and 171.12, subdivision 2.	424		424 579					
758	relating to liquor; including wine in the prohibition on discrimination in sales; amending Minnesota Statutes 1984, section 340.114, subdivision 4.	424		460					
759	relating to education; providing levy authority for intermediate school districts for energy retrofit and asbestos removal or encapsulation purposes; amending Minnesota Statutes 1984, sections 136D.27; 136D.74, subdivision 2; and 136D.87.	424							
760	relating to independent school district No. 706; authorizing the issuance of general obligation bonds to finance the acquisition and betterment of school buildings and facilities and the levy of ad valorem taxes therefor; authorizing the transfer of certain taconite taxes to the district for payment of debt service on the bonds; appropriating money.	424							
761	relating to drivers' licenses; requiring certain notice on uniform traffic ticket; providing penalty for failure to respond to summons and complaint on uniform traffic ticket; prohibiting issuance of warrants for failure to pay fines for parking violations; establishing system for collecting unpaid fines; allocating driver's license reinstatement fees; amending Minnesota Statutes 1984, sections 169.99, by adding a subdivision; 171.16, subdivision 3, and by adding subdivisions; 171.20, subdivision 1; and 171.29; proposing coding for new law in Minnesota Statutes, chapter 169.	424	806	751a 1310a 1439 1689	1689				
762	relating to public records; providing for fees of the county recorder and secretary of state; amending Minnesota Statutes 1984, sections 268.161, subdivision 1; 270.69, by adding a subdivision; 272.483; 336.9-407; 357.18, subdivision 1; 386.77; 505.08, (Continued next page)	425	3000	1054a 3000 3077 (H646)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
762	— Continued subdivision 2; 508.47, subdivision 4; 508.82; 508A.11; 508A.47, subdivision 4; and 508A.82.								
763	relating to real property; modifying procedures for mortgage foreclosure by action; eliminating deficiency judgments following mortgagee's purchase of property at sheriff's sale; amending Minnesota Statutes 1984, sections 581.09; and 581.10.	425							
764	relating to courts; providing for interest rates on arbitration awards; amending Minnesota Statutes 1984, section 549.09, by adding a subdivision.	425							
765	relating to agriculture; providing famine relief for African people; appropriating money.	425							
766	relating to retirement; authorizing municipalities to establish and finance defined contribution plans for municipal ambulance and rescue volunteers; amending Minnesota Statutes 1984, sections 356.24; and 356.25; proposing coding for new law in Minnesota Statutes, chapter 424A.	425		(H607)					
767	relating to local government; allowing for an increase in the appropriation a county may make for a county humane society in any year; authorizing the county board of Otter Tail county to adopt an ordinance for the control of dogs and cats; amending Minnesota Statutes 1984, section 343.11.	425	1093	1042a	1303				
768	relating to non-intoxicating malt liquor; permitting holders of on-sale and off-sale intoxicating liquor licenses to sell non-intoxicating malt liquor without further license; amending Minnesota Statutes 1984, section 340.02, subdivisions 2 and 3.	425		(H603)					
769	relating to occupations and professions; requiring registration of interior designers; amending Minnesota Statutes 1984, section 326.02, subdivision 1, and by adding a subdivision; 326.03, by adding a subdivision; 326.04; 326.05; 326.06; 326.07; 326.08, subdivision 2; 326.09; 326.10, subdivisions 1, 2, 2a, and by adding a subdivision; 326.11, subdivision 1; 326.12; 326.13; and 326.14.	426	806	751a 2546					
770	relating to courts; authorizing conciliation courts to hear civil disputes involving up to $5,000; amending Minnesota Statutes 1984, sections 487.30, subdivision 1; 488A.12, sub-	426		460					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
770	— Continued division 3; 488A.14, subdivision 6; 488A.29, subdivision 3; and 488A.31, subdivision 6.								
771	relating to education; providing for employment rights in certain school district supervisory and administrative positions; amending Minnesota Statutes 1984, section 125.12, subdivision 2.	426							
772	relating to education; establishing the foundation aid formula allowance for 1986-1987; amending Minnesota Statutes 1984, section 124A.02, subdivision 9.	426							
773	relating to taxation; motor vehicles; accelerating distribution of motor vehicle excise tax proceeds; amending Minnesota Statutes 1984, section 297B.09, subdivision 2.	426							
774	relating to drivers licenses; requiring that drivers license of person be revoked who flees in motor vehicle from peace officer; amending Minnesota Statutes 1984, section 171.17.	426	1029	1005 2550					
775	relating to game and fish; use of crossbows to take deer; amending Minnesota Statutes 1984, section 98.48, subdivision 16.	427		461					
776	relating to public health; providing grants to abate combined sewer overflow; increasing the state share of independent grants to municipalities facing financial hardship; requiring action to determine and decrease the health risks attributable to exposure to or absorption of lead; establishing programs to promote nonsmoking; requiring a biennial report on health care markets; providing for membership on a mandated benefits commission; authorizing statewide mosquito research; providing for the distribution of maternal and child health block grants; prohibiting the sale of candy cigarettes; increasing the taxes on cigarettes and on tobacco products; repealing authority to permit free distribution of cigarettes without affixing tax stamps; creating a Minnesota resources fund and a public health fund; protecting motor vehicle pollution control systems and restricted gasoline fill pipes; appropriating money; amending Minnesota Statutes 1984, sections 116.16, subdivision 2; 116.18, subdivisions 1, 2a, and 3a; 144.70; 145.882; 145.883, subdivision 8, and by adding a subdivision; 145.884, subdivision 1; 145.885; 145.886; 297.02, subdivision 1; 297.03, subdivision 5; 297.13, subdivision 1; 297.22, subdivision 1; (Continued next page)	427	2636	569 800 1980a 2611a 3509 (H810)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
776	— Continued 297.32, subdivisions 1 and 2, and by adding a subdivision; 297.35, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 116; 124; 144; 145; and 325E; repealing Minnesota Statutes 1984, sections 62D.25; 62D.26; 62D.28; 62D.29; 62E.17; 116.18, subdivision 2; 145.884, subdivision 2; and 297.03, subdivision 10; and Minnesota Rules 1983, parts 4685.3500 to 4685.5600.								
777	relating to taxation; eliminating the excise tax rates for farm wineries; reducing the excise tax credit for certain malt beverages and extending the credit to beverages produced outside Minnesota; amending Minnesota Statutes 1984, sections 340.435, subdivisions 1 and 5; 340.47, subdivision 2; repealing Minnesota Statutes 1984, sections 340.436; and 340.47, subdivision 2a.	427	806	768 1018 (H738)					
778	relating to adoption; providing that the signature of a co-petitioner constitutes consent; amending Minnesota Statutes 1984, section 259.24, by adding a subdivision.	427	806	758a 2546					
779	relating to economic development; providing for the election of certain community development corporation directors; amending Minnesota Statutes 1984, section 116M.04, subdivision 6.	427		(H580)					
780	relating to motor vehicles; requiring motor vehicle lessors to provide information to department of public safety when lease periods are greater than two months; amending Minnesota Statutes 1984, section 168.27, subdivision 4.	427							
781	relating to juvenile court; clarifying the authority to release juvenile court records; amending Minnesota Statutes 1984, section 260.161, subdivision 2.	428	1301	1134 1942	1942	3500	2962	3498	161
782	relating to the environment; providing for the statewide open burning of leaves in the spring and fall as governed by local ordinances; amending Minnesota Statutes 1984, section 116.082.	428							
783	relating to natural resources; authorizing additions to and deletions from certain state parks; amending Laws 1980, chapter 489, section 1, subdivision 4, and by adding a subdivision.	428	877	858a 1311a	1447 2100	2100 2727	2099	2610	81
784	relating to health; providing for the approval of swing beds; amending Minnesota Statutes 1984, section 144.50, subdivision 3, and by adding a subdivision; 144.56, subdivision 1; (Continued next page)	428							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
784	— Continued 144A.01, subdivision 5, and by adding a subdivision; 144A.071, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 144A.								
785	relating to obscenity; prohibiting obscene live performances; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 617.	428							
786	relating to agriculture; appropriating money for testing of pseudorabies infected swine herds.	428		461 1111a					
787	relating to state lands; directing conveyance of an easement over certain state lands to the city of Duluth.	428		(H852)					
788	relating to workers' compensation; regulating the membership of the board of directors of the workers' compensation reinsurance association; transferring certain powers of the department of commerce to the department of labor and industry; amending Minnesota Statutes 1984, section 79.37.	429		546 1037 1092a 1454 (H781)					
789	relating to human services; recovering the federal share of overpayments from medical vendors participating in medical assistance; proposing coding for new law in Minnesota Statutes, chapter 256.	429							
790	relating to taxation; simplifying the property classification system; amending Minnesota Statutes 1984, sections 124.2137, subdivision 1; 272.02, subdivision 1, and by adding a subdivision; 272.115, subdivision 4; 273.1104, subdivision 1; 273.115, subdivisions 3 and 7; 273.116, subdivisions 3 and 7; 273.118; 273.121; 273.123, subdivisions 1 and 4; 273.13, by adding subdivisions; 273.1311; 273.1313, subdivisions 1, 2, and 4; 273.1314, subdivision 6; 273.133, subdivisions 1 and 3; 273.135, subdivisions 1, 2, and 5; 273.1391, subdivisions 1, 2, and 4; 273.1392; 273.15; 273.38; 273.42, subdivision 2; 274.19, by adding a subdivision; 276.04; 279.01, subdivision 1; 290A.03, subdivisions 6, 13, and 14; 290A.04, subdivisions 2, 2a, and 2b; proposing coding for new law in Minnesota Statutes, chapter 273; repealing Minnesota Statutes 1984, sections 273.11, subdivision 8; 273.1105; 273.112, subdivision 9; 273.13, subdivisions 2, 2a, 3, 4, 5a, 6, 6a, 7, 7a, 7b, 7c, 7d, 8a, 9, 10, 11, 12, 14a, 15a, 16, 17, 17a, 17b, 17c, 17d, 19, 20, and 21; 273.1313, subdivision 3; and 273.1315.	429							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
791	relating to wild animals; altering provisions relating to taking and possession of certain animals; amending Minnesota Statutes 1984, sections 98.48, subdivision 5; 100.27, subdivisions 1, 3, and 4; and 100.29, subdivisions 15 and 25.	429	1509	1502a 2050 (H937)					
792	relating to public safety; appropriating money to purchase mobile communications equipment for state patrol.	429		1513a (H827)					
793	relating to nursing homes; extending the nursing home bed moratorium; amending Minnesota Statutes 1984, section 144A.071, subdivisions 1, 2, and 3.	430							
794	relating to obscenity; prohibiting distribution of sexual devices; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 617.	430							
795	relating to state lands; authorizing conveyance by commissioner of transportation of certain state lands for historical preservation purposes.	430	877	858a 1914 (H1113)					
796	relating to retirement; authorizing an amendment to the articles of incorporation of the Duluth teachers retirement fund association.	430		(H1242)					
797	relating to human services; extending the nursing home moratorium to licensed beds; amending Minnesota Statutes 1984, section 144A.071, subdivisions 2, 3, and 5.	430							
798	relating to labor; independent school district No. 709; removing educational assistants from civil service; amending Laws 1967, chapter 252, section 2, as amended.	430	579	461 566 1305	1431	3501	3009	3500	176
799	relating to recreation; establishing study of need for motor sports facility; appropriating money.	430		525 1477					
800	relating to consumer protection; providing certain disclosures to parties to real estate transactions; prohibiting certain deceptive advertising practices; amending Minnesota Statutes 1984, sections 82.19, by adding a subdivision; 325F.68, by adding a subdivision; and 325F.69, by adding a subdivision.	431	1533	580 1529a 2081a	2082 2970	2965 2970 3499	2964	3498	148
801	relating to crimes; allowing the revenue department to have access to certain information; authorizing the com-	431	1683	753a 1581a 1960					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
801	— Continued missioner of revenue to request the attorney general or a prosecuting authority of a county to assist in criminal tax investigations; conforming preparer penalty with federal law; amending Minnesota Statutes 1984, sections 290.53, subdivision 11; 290.92, subdivision 15; and 297A.39, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 270.								
802	relating to crimes; clarifying elements of the crime of depriving another of custodial or parental rights; amending Minnesota Statutes 1984, section 609.26, subdivisions 1 and 2.	431	806	752a 1389 (H245)					
803	relating to crimes; prescribing the powers of the governor and the commissioner of corrections with respect to extradition under treaty; amending Minnesota Statutes 1984, section 243.515.	431	701	613a 1388 (H831)					
804	relating to state government; providing for a warranty for certain small business preferences and set-asides; amending Minnesota Statutes 1984, section 16B.19, by adding a subdivision.	431		461					
805	relating to human services; regulating long-term sheltered workshop; changing the effective date for long-term sheltered workshop evaluation criteria rules; amending Minnesota Statutes 1984, sections 129A.07, subdivision 1; and 129A.08, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 129A.	431	579	565a 1306a	1430				
806	relating to the environment; providing for the regulation of underground storage tanks; proposing coding for new law in Minnesota Statutes, chapter 116.	431	1874	461 1744a 2490a	2490				
807	relating to alcoholic beverages; repealing mandatory liquor liability insurance; restoring the authority of municipalities to require liquor liability insurance; amending Minnesota Statutes 1984, section 340.12; repealing Minnesota Statutes 1984, sections 340.11, subdivisions 21 and 23; and 340.353, subdivision 8.	432		432 579					
808	relating to state departments and agencies; transferring authority to make certain appointments to various commissioners; reducing size of alcohol and drug abuse advisory council; abolishing the cable communications board and the telecommunications council; transferring the duties of the (Continued next page)	432		852a (H786)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
808	— Continued public employment relations board to the bureau of mediation services; amending Minnesota Statutes 1984, sections 1.22; 4.31, subdivision 5; 14.02, subdivision 4; 16B.20, subdivision 2; 16B.33, subdivision 2; 35.02, subdivision 1; 40.03, subdivision 1; 84B.11, subdivision 1; 115.74, subdivision 1; 115A.22, subdivisions 3 and 4; 116C.41, subdivision 2; 116J.404; 116L.03; 121.82, subdivision 1; 121.83; 125.183, subdivision 1; 129B.01, subdivision 1; 144A.19, subdivision 1; 147.01, subdivisions 1 and 2; 148.03; 148.181; 148.52; 148.90, subdivision 2; 150A.02, subdivision 1; 151.03; 153.02; 154.22; 156.01, subdivisions 1 and 2; 161.1419, subdivision 2; 250.05, subdivision 2; 254A.04; 270.41; 326.04; 326.17; 326.241, subdivision 1; 343.01, subdivision 3; 386.63, subdivision 1; 611.215, subdivision 1; and 626.841; amending Laws 1984, chapter 654, article 2, section 151, subdivision 2; repealing Minnesota Statutes 1984, sections 3.29, subdivisions 1 to 9 and 11; 16C.01; and 179A.05, subdivisions 1, 2, and 3.								
809	relating to natural resources; establishing a board of regents for the department of natural resources; amending Minnesota Statutes 1984, section 84.01, subdivision 2.	432							
810	relating to crimes; prohibiting escape from custody by certain mental patients; amending Minnesota Statutes 1984, section 609.485, subdivisions 2 and 4.	432		461 (H839)					
811	relating to marriage dissolution; eliminating the statistical report form requirement; repealing Minnesota Statutes 1984, section 518.147.	433							
812	relating to marriage dissolution; clarifying the application of the child support guidelines; amending Minnesota Statutes 1984, sections 518.17, subdivision 5; and 518.551, subdivision 5.	433							
813	relating to health; authorizing statewide mosquito research; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.	433		492a					
814	relating to education; establishing the state council on vocational technical education; proposing coding for new law in Minnesota Statutes, chapter 136C.	433	806	610a 799 1929a	1930 2963	2963 3500	2963	3498	162
815	relating to health; restricting the use of lead in pipes and solders; proposing coding for new law in Minnesota Statutes, chapter 326.	433							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
816	relating to alcoholic beverages; allowing certain extensions of credit; amending Minnesota Statutes 1984, sections 340.031, subdivision 2; and 340.405.	433		(H602)					
817	relating to utilities; excepting certain public utility pipelines from county and environmental quality board regulation; authorizing settlement in cases of proposed general rate increases by public utilities upon review and approval by public utilities commission; authorizing department of public service to consolidate prehearing discovery activities of attorney general regarding utility rate changes; eliminating depreciation as factor in commission determination of fair rate of return for utility; allowing certain advertising expense of utility to be considered for rate purposes; providing new standard for intervention cost reimbursement in rate proceedings; increasing cost limitation for utility to acquire use of additional operating unit before commission authorization is required; amending Minnesota Statutes 1984, sections 116I.01, subdivision 3; 216B.16, subdivisions 1a, 2, 6, 8, and 10; and 216B.50, subdivision 1.	433		4800 (H539)					
818	relating to employment and economic opportunity; providing for the streamlining and coordination of job, economic development, and income-maintenance programs; setting as dual goals the lowering of unemployment rates and welfare caseloads; creating the councils for the hearing impaired and for the blind; abolishing the department of economic security; creating a new department of employment and training; transferring responsibilities of the department of economic security to the department of employment and training and the department of human services; transferring certain employment and training functions of the department of human sevices and the department of administration to the department of employment and training; providing for biennial statewide plans for employment and training and apprenticeships; providing for coordination of state and federal jobs programs; establishing community investment programs; granting rulemaking authority; changing formulas for paying local agencies for general assistance grants to recipients subject to work requirements; removing a sunset provision from the Minnesota emergency employment development act; amending Minnesota Statutes 1984, sections 15A.081, subdivision 1; 86.33, by adding subdivisions; 116J.035, by adding a subdivision; 116L.03, subdi- (Continued next page)	434	1917	501a 524 692a 1067a 1905a 2073a	2078	3017 3035 3118 3510	3016		

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
818	— Continued vision 7; 116L.04, by adding a subdivision; 129A.02, subdivision 2; 136.63, by adding a subdivision; 136C.06; 178.03, by adding a subdivision; 245.87; 248.07; 248.08; 256.736; 256.737; 256C.24; 256C.25; 256C.26; 256D.02, subdivision 13; 256D.03, subdivision 2; 256D.09, subdivision 3, and by adding a subdivision; 256D.111, subdivision 2; 268.04, by adding subdivisions; 268.08, by adding a subdivision; 268.31; 268.32; 268.33; 268.34; 268.36; 268.672, subdivision 6; 268.676, subdivision 1; and 268.686; proposing coding for new law in Minnesota Statutes, chapters 256C and 268; proposing coding for new law as Minnesota Statutes, chapters 267 and 268A; repealing Minnesota Statutes 1984, sections 129A.02, subdivision 4; 245.84, subdivision 2; 256.736, subdivisions 1 and 2; 256D.02, subdivision 8a; 256D.111, subdivision 1a; 256D.112; 268.011; 268.012; 268.013; 268.12, subdivisions 1 and 1a; 268.683, subdivision 2; 268.684; 268.80; and 268.81.								
819	relating to state government; creating the office of full productivity, the full productivity council, and the coordinator of full productivity; setting out the duties and powers of the coordinator of full productivity; setting out the duties of the full productivity council; requiring the cooperation of other state agencies, counties, and local governments; appropriating money; amending Minnesota Statutes 1984, sections 268.08, subdivision 1, and by adding a subdivision; 268.672, subdivision 2; 268.686; and 268.84; proposing coding for new law as Minnesota Statutes, chapter 267.	434							
820	relating to education; establishing a Minnesota school for the arts and resource center; establishing aid for arts education programs in school districts; providing for the comprehensive arts planning program; appropriating money; amending Minnesota Statutes 1984, sections 129B.17; 129B.20; and 129B.21; proposing coding for new law in Minnesota Statutes, chapters 124 and 129B; repealing Minnesota Statutes 1984, sections 129B.18 and 129B.19.	435		461					
821	relating to unclaimed property; extending coverage to corporate stock and other ownership interests; amending Minnesota Statutes 1984, sections 345.35; 345.43; and 345.47.	435	980	958a 2743a	2743	3502	3112	3501	222

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
822	relating to taxation; changing certain income tax provisions relating to corporations; amending Minnesota Statutes 1984, sections 290.05, subdivision 1; 290.391; and 290.42.	435	701	622a 1517 (H779)					
823	relating to unemployment compensation; creating a training and jobs program; amending Minnesota Statutes 1984, section 268.08, by adding a subdivision.	435	524	461 494 2547					
824	relating to libraries; altering regional library basic system support; appropriating money; amending Minnesota Statutes 1984, section 134.35.	464							
825	relating to the city of Crystal; regulating the holding of public offices by council members; providing for the adoption of emergency ordinances.	465	1476	1471a 1997	1997	3502	3072	3501	193
826	relating to crime victims; requiring that crime victims be notified of certain court dates and other information; requiring that the needs of victims and witnesses be considered when criminal cases are scheduled; amending Minnesota Statutes 1984, sections 609.115, subdivision 1c; and 611A.03; proposing coding for new law in Minnesota Statutes, chapter 611A.	465	1029	992a 3509					
827	relating to marriage dissolution; requiring child support or maintenance obligors to file address or residence changes; amending Minnesota Statutes 1984, section 518.55, by adding a subdivision.	465	806	759a 1305	1440				
828	relating to taxation; providing for the computation of interest on tax overpayments; amending Minnesota Statutes 1984, sections 270A.07, subdivision 5; 271.12; 290.50, subdivision 1; 290.92, subdivisions 11 and 13; 290.93, subdivision 9; 290.936; 290A.07, subdivisions 2a and 3; 291.18; 294.09, subdivision 1; 297A.35, subdivision 1; 298.09, subdivision 4; and 299.05; proposing coding for new law in Minnesota Statutes, chapter 270.	465							
829	relating to taxation; providing for timely payment of certain income tax withholding and sales and use taxes; amending Minnesota Statutes 1984, sections 290.92, subdivision 6; 297A.26, subdivision 1; and 297A.27, subdivision 1; repealing Minnesota Statutes 1984, section 297A.26, subdivision 3.	465							
830	relating to courts; eliminating certain mileage expenses that court reporters may claim for reimbursement; eliminating the requirement that a court	465	1029	990a 2745	2745				

(Continued next page)

a Indicates Amendment

( ) Indicates House File Substitution
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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
830	— Continued reporter reside in the district in which he or she is appointed; amending Minnesota Statutes 1984, section 486.05, subdivision 1.								
831	relating to commerce; prohibiting video games of chance; amending Minnesota Statutes 1984, sections 349.30, subdivision 2; and 609.75, subdivision 4; repealing Minnesota Statutes 1984, sections 349.50 to 349.60.	466							
832	relating to the University of Minnesota; changing restrictions on the permanent university fund so that the fund can be used to help endow professorial chairs; appropriating money; amending Minnesota Statutes 1984, section 137.022.	466	2115	524 580 610a 2112a 2646	2646				
833	relating to transportation; specifying the method of payment for landscape contractors providing goods or services to the department of transportation; amending Minnesota Statutes 1984, section 161.32, by adding a subdivision.	466	806	730 1915 (H863)					
834	relating to taxation; property; changing the assessment ratios for commercial and industrial property; amending Minnesota Statutes 1984, section 273.13, subdivision 9.	466		524					
835	relating to crimes; requiring courts to furnish information relating to prior convictions without charge in gross misdemeanor prosecutions of the driving while under the influence of alcohol law; amending Minnesota Statutes 1984, section 169.121, subdivision 3.	466	1029	1003a 2547					
836	relating to commerce; requiring the payment of interest on downpayments for the purchase of goods or services; prescribing penalties; providing remedies; proposing coding for new law in Minnesota Statutes, chapter 325G.	466							
837	relating to public safety; traffic regulations; requiring commercial buses to have driver seat belt; proposing coding for new law in Minnesota Statutes, chapter 169.	467							
838	relating to occupations and professions; regulating electricians; amending Minnesota Statutes 1984, sections 326.01, subdivisions 2, 5, 6b, and by adding a subdivision; 326.242, subdivisions 1, 2, 3, 6, and 9;326.243; 326.244, subdivisions 1, 2, and 5; and 326.246.	467		(H825)					
839	relating to retirement; permitting the payment of certain omitted salary deductions.	467							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
840	relating to education; establishing a demonstration voucher program for pupils; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 129B.	467		1029					
841	relating to insurance; requiring the return of unearned premiums upon the death of the insured; amending Minnesota Statutes 1984, section 72A.20, by adding a subdivision.	467							
842	relating to elections in the city of Minneapolis; changing the time of election of certain board members; extending certain terms; amending Laws 1959, chapter 462, section 3, subdivision 1, as amended and renumbered.	467							
843	relating to utilities; defining independent telephone company; amending Minnesota Statutes 1984, section 237.01, subdivision 3.	467	877	843a 1018 (H894)					
844	relating to education; requiring a school district to disclose effects of not taking certain courses; proposing coding for new law in Minnesota Statutes, chapter 126.	468		524					
845	relating to retirement; volunteer firefighters serving new fire district; service credit; amending Minnesota Statutes 1984, section 424A.02, by adding a subdivision.	468		(H930)					
846	relating to fish and game; providing a gross misdemeanor penalty for persons who knowingly disregard certain trespass laws; revoking hunting privileges for two years for a person convicted of trespass; reducing the interval between signs that prohibit trespass in certain areas; amending Minnesota Statutes 1984, section 100.273, subdivisions 6 and 9.	468	1301	1165 2546					
847	relating to crimes; allowing the testimony of the complaining victim of child abuse to be taken by closed-circuit television;proposing coding for new law in Minnesota Statutes, chapter 631.	468	1423	525 1330a 2749					
848	relating to highway traffic regulations; providing that use of a drug in conjunction with alcohol or a controlled substance is not a defense to a charge of violating the law prohibiting driving while under the influence of alcohol or a controlled substance; amending Minnesota Statutes 1984, section 169.121, by adding a subdivision.	468		525					
849	relating to taxation; increasing the permissible levy for mosquito abatement; amending Minnesota Statutes 1984, section 18.111, subdivision 1.	468							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
850	relating to vocational rehabilitation; providing for hi-tech capitalization and technical assistance grants to improve sheltered worker wages, productivity, and transferable skills; appropriating money; amending Minnesota Statutes 1984, section 129A.08, by adding a subdivision.	469		525 1052					
851	relating to health; authorizing an autopsy for a suspected case of Alzheimer's disease; providing for research on the brains of Alzheimer's victims; appropriating money; amending Minnesota Statutes 1984, section 390.11, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 145.	469		525 553					
852	relating to no-fault automobile insurance; clarifying legislative intent concerning stacking of insurance policies; coordinating the priority of applicability of security for payment of certain benefits; increasing residual liability benefits; increasing certain uninsured benefits; establishing tort threshold limitations on uninsured motorist coverage; amending Minnesota Statutes 1984, sections 65B.47, by adding subdivisions; and 65B.49, subdivisions 3 and 4.	469		553					
853	relating to transportation; highways; regulating use of highway right of way; imposing a penalty; amending Minnesota Statutes 1984, section 160.27, subdivision 5.	469	876	838a 2547					
854	relating to taxation; imposing an additional tax on certain interest earned on state or municipal obligations; providing an income tax credit for certain interest paid on those obligations; amending Minnesota Statutes 1984, section 290.06, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 290.	469	806	767a 3021 (H856)					
855	relating to utilities; providing that gas and electric utilities may not seek compensation from landlords for delinquent bills incurred through a service agreement solely with the tenant; proposing coding for new law in Minnesota Statutes, chapter 216B.	469		(H143)					
856	relating to taxation; sales and use; exempting certain equipment used to allow handicapped persons access to motor vehicles; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	470							
857	relating to statutes; providing that selected statutes shall be subject to judicial modification in limited circumstances; proposing coding for new law in Minnesota Statutes, chapter 645.	470	1424 3692	1342a 3509 3668a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
858	relating to school districts; authorizing a capital expenditure levy for surplus school buildings used for community purposes; amending Minnesota Statutes 1984, section 275.125, by adding a subdivision.	470							
859	relating to financial institutions; regulating certain acquisitions by bank holding companies; defining terms; prescribing limitations; proposing coding for new law in Minnesota Statutes, chapter 47.	470							
860	relating to insurance; providing for a state liquor liability insurance fund; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 340A.	470							
861	relating to retirement; providing for an increased redemption benefit option for participants in the Hennepin county supplemental retirement program; allowing withdrawal from the program; amending Laws 1969, chapter 950, sections 1, subdivision 1, as amended; and 4, as amended; and Laws 1983, chapter 100, section 1.	470		(H729)					
862	relating to courts; providing that clerks of district court shall be known as court administrators; eliminating certain mileage expenses that court reporters may claim for reimbursement; eliminating the requirement that court reporters reside in the district of their appointment; providing conciliation court with jurisdiction to determine actions brought by educational institutions to recover student loans; amending Minnesota Statutes 1984, sections 485.01; 486.05, subdivision 1; 487.30, by adding a subdivision; 488A.12, subdivision 3; and 488A.29, subdivision 3.	471	1509	1500a 2129	2129 3253	2900 2901 2997 3006 3032 3251* 3506	2899 3335	3506	273
863	relating to commerce; modifying the definition of credit card to include other types of instruments; prescribing criminal penalties for financial transaction card fraud; amending Minnesota Statutes 1984, sections 325G.02, subdivisions 2 and 4; 325G.03; 325G.04; 325G.041; 325G.05; 609.52, subdivisions 1 and 2; and 609.625, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 609.	471	1424	580 877 1049 1339a 1992a	1993 3256	3076 3104 3105 3217 3255* 3504	3075 3335	3503	243
864	relating to the legislature; providing for a statement of economic impact for bills and rules; amending Laws 1984, chapter 640, section 7; proposing coding for new law in Minnesota Statutes, chapter 3.	471		525					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
865	relating to human services; establishing a grant program for community services for the elderly; changing the method of determining and paying the state share of medical assistance payments for nursing home care; establishing uniform grant standards for supplemental aid; changing eligibility criteria for supplemental aid; designating the county agency as the lead agency for services to the elderly; requiring a study of rates paid to negotiated rate facilities; creating the Minnesota supplemental aid act; appropriating money; amending Minnesota Statutes 1984, sections 256B.19, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 256B, 256D, and 393; repealing Minnesota Statutes 1984, sections 256D.36; 256D.37; 256D.38; 256D.39; 256D.41; 256D.42; and 256D.43.	471		634a 866					
866	relating to solid waste and sewage sludge management; restricting land disposal of solid waste in the metropolitan area; providing for the financing of resource recovery facilities in the metropolitan area by local governments and the metropolitan council; imposing restrictions on publicly funded resource recovery facilities; changing provisions relating to designation plans, local disposal fees, metropolitan sludge and sludge ash facilities, and metropolitan county plans and ordinances; defining terms; allocating and appropriating money from the metropolitan landfill contingency action and abatement funds; amending Minnesota Statutes 1984, sections 115A.03, subdivision 27, and by adding subdivisions; 115A.15, subdivision 2; 115A.54, subdivision 2; 115A.81; 115A.84, subdivisions 3 and 4; 115A.86, subdivision 1; 115A.919; 116.07, subdivision 4h; 400.04, subdivision 1; 473.149, by adding a subdivision; 473.153, subdivisions 1, 2, 5, 6b, and 7; 473.801, subdivision 1; 473.803, subdivisions 1b and 3;473.811, subdivisions 5, 5a, and by adding a subdivision; 473.823, subdivision 6; 473.831; 473.840, subdivision 2; 473.842, by adding subdivisions; 473.844, subdivisions 2 and 5; and Laws 1984, chapter 644, section 81, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapters 115A and 473; repealing Minnesota Statutes 1984, section 473.843, subdivision 7.	471	2723	626a 2707a 2772a 2894a	2899 3263	3263 3506	3262	3506	274
867	relating to the city of South Saint Paul; authorizing the city to permit certain nonprofit organizations to conduct blackjack.	472							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
868	relating to local government; setting authority to regulate firearms and related matters; amending Minnesota Statutes 1984, sections 624.7132, subdivision 16; and 624.717; proposing coding for new law in Minnesota Statutes, chapter 471; repealing Minnesota Statutes 1984, section 624.718.	472		472 579 703 1095 1472 1683 (H576)					
869	relating to town powers; creating joint planning districts in unincorporated areas; providing for joint planning boards in unincorporated areas; providing for annexation of certain unincorporated property into a municipality; amending Minnesota Statutes 1984, sections 272.67, subdivision 8; 368.01, subdivisions 1, 1a, 31, and by adding a subdivision; 414.02, subdivision 2; 414.031, subdivisions 1, 4, and 5; 414.0325, subdivision 1; 414.033, subdivision 2; 462.352, by adding a subdivision; and 462.3585; repealing Minnesota Statutes 1984, section 368.015.	472							
870	relating to crimes; regulating the possession and use of handguns; specifying property rights of certain persons in handguns; prohibiting possession of firearms by certain felons; abolishing transferee permits; providing for licenses to purchase handguns; prohibiting transfer of handguns to unknown persons; requiring licenses to carry handguns; limiting legislation in subordinate jurisdictions; providing for disposition of stolen and confiscated firearms and edged weapons; prohibiting discrimination in the issuance of licenses to purchase a handgun or licenses to carry a handgun or weapon; excepting certain persons from the purview of the law prohibiting possession of short-barreled shotguns and machine guns; requiring the department of public safety to design application forms and licenses; prohibiting altering licenses to purchase handguns or to carry handguns; recognizing use of licenses to carry handguns issued by other jurisdictions; prescribing penalties; amending Minnesota Statutes 1984, sections 609.66; 609.67, subdivisions 4 and 5; 624.712; 624.713; 624.7131; 624.714; 624.715; 624.717; and 629.361; proposing coding for new law in Minnesota Statutes, chapter 624; repealing Minnesota Statutes 1984, sections 624.7132; 624.716; and 624.718.	472							
871	relating to health; authorizing the commissioner of health to inspect certain business premises; providing for disclosure of hazardous substances information in certain cases; proposing coding for new law in Minnesota Statutes, chapter 145.	473	3998	770a 3932a 4863a	4863				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
872	relating to education; appropriating money for the agricultural extension service and to the state board of vocational technical education for certain agricultural projects.	473							
873	relating to natural resources; providing for exemption of certain peat mining operations from the requirement for mining permits; amending Minnesota Statutes 1984, section 93.461.	473	1424	1351a 1932					
874	relating to education; mandating a maximum class size of 25 in kindergarten through grade three; directing the revisor to change a rule; proposing coding for new law in Minnesota Statutes, chapter 120.	473		525					
875	relating to outdoor recreation; disposition of cross county ski license fees; amending Minnesota Statutes 1984, sections 85.41, subdivision 2; and 85.43.	473							
876	relating to the Minnesota historical society; appropriating money for the institute for invention and innovation.	473		1029 1122					
877	relating to human services; allowing the county boards to serve as the community mental health center boards; amending Minnesota Statutes 1984, section 245.66.	474		(H701)					
878	relating to the legislature; reducing its size; amending Minnesota Statutes 1984, sections 2.021 and 2.031, subdivision 1.	474							
879	relating to economic development; adding definitions to the Minnesota energy and economic development authority law; clarifying purposes of the economic development fund; adding development power and authority; restricting the duties of the energy and economic development authority and enlarging the duties of the commissioner of energy and economic development; extending the life of the Minnesota manufacturing growth council; amending Minnesota Statutes 1984, sections 116J.58, subdivision 1; 116M.03, subdivisions 10, 11, 13, and by adding subdivisions; 116M.04, subdivision 1; 116M.06, subdivisions 2, 4, and 11; 116M.07, subdivisions 1, 2, 11, 12, and by adding subdivisions; 116M.08, subdivisions 11, 13, 16, 19, 20, and by adding subdivisions; 474.01, subdivisions 6, 7b, 8, and 11; and Laws 1984, chapter 654, article 2, section 151, subdivision 5.	474	1932	1545 1546a 1932 2144a 2558a	2561				
880	resolution memorializing the United States Department of Energy of Minnesota's opposition to the siting of a (Continued next page)	474	980	922 1888	1888				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
880	— Continued high-level radioactive waste disposal site in Minnesota pursuant to the Nuclear Waste Policy Act of 1982.								
881	relating to health; providing for the approval of hospital swing beds; authorizing the granting of license conditions; providing penalties; amending Minnesota Statutes 1984, sections 144.50, subdivision 2; 144A.01, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 144.	474							
882	relating to commerce; clarifying submission of applications for directors and officers liability insurance; providing for the withdrawal of certain registration statements; broadening the securities transaction exemptions for isolated sales and limited offerings; simplifying an exemption from franchise registration; providing for disclosure of representation by real estate brokers and salespersons; expanding those officers who may verify corporate broker licenses; altering reexamination requirements for brokers and salespersons who fail to renew their licenses; altering the unclaimed property reporting deadline for life insurance companies; raising the aggregation amount for holders reporting unclaimed property; specifying dates for notifying and advertising owners of abandoned property; and providing for the notification of all lienholders by a unit owners association in an assessment lien foreclosure; amending Minnesota Statutes 1984, sections 60A.08, by adding a subdivision; 80A.10, by adding a subdivision; 80A.13, subdivision 1; 80A.15, subdivision 2; 80C.03; 82.19, subdivision 3, and by adding a subdivision; 82.20, subdivision 4; 82.21, subdivision 1; 82.22, subdivision 10; 82.24, subdivision 4; 345.41; 345.42, subdivisions 1 and 3; and 515A.3-115; proposing coding for new law in Minnesota Statutes, chapter 82.	475	701	619a 1305	1434 3256	3112 3256 3505	3112	3504	251
883	relating to education; providing for a study of the gifted and talented education program; establishing an advisory council; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.	475							
884	relating to taxation; gasoline tax; reducing the excise tax on unleaded gasoline and raising the excise tax on leaded gasoline; amending Minnesota Statutes 1984, sections 296.01, by adding subdivisions; 296.02, subdivisions 1b, 6, 7, and 8; 296.025, subdivisions 1, 2, and 6; 296.12, subdivision 9; and 296.14, subdivision 1.	475		525					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
885	relating to occupations and professions; providing for licensing of alarm and communication contractors and installers by the board of electricity; amending Minnesota Statutes 1984, sections 326.01, by adding subdivisions; 326.241; 326.242, subdivisions 7 and 8, and by adding subdivisions; 326.243; 326.244, subdivisions 4 and 5; and 326.246.	475	1301	1123 3509					
886	relating to transportation; directing the commissioner of transportation to arrange for studies of highway jurisdiction and to submit a state jurisdiction plan; appropriating money.	476		1057					
887	relating to the environment; providing for determination of environmental impairment; amending Minnesota Statutes 1984, section 117.085.	476	1029	987a 2147a	2148				
888	relating to charitable gambling; exempting certain organizations from regulation by the charitable gambling control board; exempting certain organizations who conduct bingo and raffles from the sales tax; clarifying what expenses may be deducted from gross receipts; permitting the board to impose civil penalties; requiring organizations to pay an investigation fee; changing reporting requirements; providing for a tax amnesty for organizations who have conducted lawful gambling; amending Minnesota Statutes 1984, sections 297A.25, by adding a subdivision; 349.12, subdivision 13; 349.151, subdivision 4; 349.16, by adding a subdivision; 349.161, subdivision 1; 349.19, subdivision 5; 349.212, subdivision 2; 349.214, subdivision 2, and by adding a subdivision; and 609.75, subdivision 3.	476		761a 807					
889	relating to local government aid; modifying the distribution formula for cities; amending Minnesota Statutes 1984, sections 473.844, subdivision 5; 477A.011, subdivision 3, and by adding subdivisions; 477A.013, subdivision 2, and by adding a subdivision; repealing Minnesota Statutes 1984, sections 477A.011, subdivisions 3a, 4, 5, 6, 7, 7a, and 10; 477A.013, subdivision 3; and 477A.0131.	476		476 579 877					
890	relating to local government; establishing a grant program for the planning and provision of joint municipal services by local governmental units; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 471.	476		1043a					
891	relating to education; private business, trade, and correspondence schools; authorizing certain fees; limiting cer-	476							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
891	— Continued tain charges; correcting a citation; amending Minnesota Statutes 1984, sections 141.25, subdivisions 8, 10, and by adding a subdivision; 141.26, subdivisions 2 and 5; and 141.271, subdivisions 4 and 5.								
892	relating to post-secondary education; changing student financial assistance; amending Minnesota Statutes 1984, sections 136A.09; 136A.095; 136A.101; 136A.121; 136A.132, subdivisions 3, 5, and 6; and 136A.162; proposing coding for new law in Minnesota Statutes, chapter 136A; repealing Minnesota Statutes 1984, section 136A.121, subdivisions 8 and 14.	477							
893	relating to local government; changing the administration and disbursement of certain property tax credits; modifying the process for determining mill rates; changing the levies authorized for certain taxing districts; changing the method for payment of local government aids and certain school aids; amending Minnesota Statutes 1984, sections 121.904, by adding a subdivision; 124.155, subdivision 1; 124.2131, subdivision 1; 124A.02, subdivisions 6 and 8; 124A.03, subdivision 2; 273.13, subdivisions 6 and 7; 273.138, subdivision 5; 275.14; 276.04; 290A.03, subdivisions 13 and 14; 290A.04, subdivisions 2, 2a, and 2b; 477A.011, subdivision 10; 477A.012; and 477A.015; proposing coding for new law in Minnesota Statutes, chapters 124 and 275; repealing Minnesota Statutes 1984, sections 124.2131, subdivisions 2, 3, and 4; 124.2137; 124A.02, subdivisions 5, 11, 12, and 13; 124A.03, subdivisions 1, 3, and 6; 124A.035, subdivision 1; 124A.037; 273.13, subdivision 15a; 273.115; 273.116; 273.138, subdivisions 3 and 6; 273.1391; 273.1392; 275.11; 275.15; 275.16; 275.50, 275.51; 275.54; 275.55; 275.56; 275.561; and 275.58.	477							
894	relating to state government; requiring selected state agencies to undergo a periodic zero-based budget review; creating a legislative committee to select an independent evaluator; proposing coding for new law in Minnesota Statutes, chapter 16A.	477							
895	relating to courts; providing for additional county court judgeships in the first judicial district; appropriating money; amending Minnesota Statutes 1984, section 487.01, subdivision 5.	477		1499a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
896	relating to energy; providing for the method of calculating the payback of certain energy conservation investments; amending Minnesota Statutes 1984, section 116J.37, subdivision 1.	477	1683	1592a	1918				
897	relating to taxation; modifying homestead property tax assessment ratios; amending Minnesota Statutes 1984, section 273.13, subdivisions 6 and 7.	478							
898	relating to taxation; modifying the homestead credit computation; amending Minnesota Statutes 1984, se tion 273.13, subdivisions 6, 7, and 14a.	478							
899	relating to crimes; providing that a person convicted of criminal sexual conduct who has a familial relationship to the complainant may receive a stay of imposition or execution of sentence in certain circumstances; requiring the sentencing guidelines commission to develop departure criteria in criminal sexual conduct cases involving familial relationships; providing penalties; repealing the crimes on intrafamilial sexual abuse; amending Minnesota Statutes 1984, sections 609.341, by adding a subdivision; 609.342; 609.343; 609.344; and 609.345; proposing coding for new law in Minnesota Statutes, chapter 244; repealing Minnesota Statutes 1984, sections 609.364 to 609.3644.	478							
900	relating to taxation: limiting the property tax on homesteads; providing for state reimbursement to local governments for revenue lost due to the limitation; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 273.	478							
901	relating to human services; increasing incentives for enforcing and collecting child support; requiring child support or maintenance obligors to file address or residence changes; amending Minnesota Statutes 1984, sections 256.74, subdivisions 1 and 5; 256.87, subdivisions 1a and 3; 257.58, subdivision 1; 518.55, by adding a subdivision; 518.551, subdivision 7; 518.611, subdivisions 2, 3, 4, and 6, and by adding a subdivision; 518.645; 543.20; repealing Minnesota Statutes 1984, section 257.62, subdivision 4.	478	1301	569a 1140a 1923a	1924	3499	2869	3209	131
902	relating to education; consolidating the regulation of private post-secondary schools under the higher education coordinating board; amending Minnesota Statutes 1984, sections 136A.61; 136A.62, subdivision 3; 136A.64, by adding a subdivision; and 136A.66; proposing coding for new law in Minnesota Statutes, chapter 136A; repealing Minnesota Statutes 1984, sections

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
902	— Continued 136A.653, subdivision 1; 141.21; 141.22; 141.23; 141.25; 141.26; 141.271; 141.28; 141.29; 141.30; 141.31; 141.32; 141.35; and 141.36.								
903	relating to human services; creating a procedure for reconsideration of a resident's case mix classification; establishing approval procedures and requirements for hospital swing beds; restricting licensure of new nursing home beds; expanding the preadmission screening program; revising statutes relating to nursing home reimbursement; requiring nursing homes participating in the medical assistance program to be medicare certified; creating an appeal process for nursing home appraisals; authorizing the legislative commission on long-term health care to study cost containment strategies and collect data; requiring recovery of the federal share of medical assistance overpayments; authorizing bingo in nursing homes and senior citizen housing projects; requiring review by the commissioners of human services and health of proposals for revenue bond financing of health facility projects; requiring a study of the feasibility of home equity conversion to finance long-term health care; appropriating money; amending Minnesota Statutes 1984, sections 144.50, subdivision 2; 144A.01, subdivision 5; 144A.071, subdivisions 1, 2, and 3; 256B.02, subdivision 8; 256B.091, subdivisions 1, 2, 4, 5, and 8; 256B.421, subdivision 1; 256B.431, subdivisions 2b, 3, and 4, and by adding a subdivision; 256B.50; 256B.504, subdivision 1; 349.214, by adding a subdivision; and 474.01, subdivisions 7a and 9; proposing coding for new law in Minnesota Statutes, chapter 144.	479	2959	654a 2920a 3023a 3028	3029	3555	3555		
904	relating to local government; granting the cities of Red Wing and Hastings the authority to establish a port authority; authorizing each port authority to exercise the power of a municipal housing and redevelopment authority; authorizing the cities to impose restrictions and limitations upon the powers and procedures of the port authority; permitting each city to choose the name of the port authority; providing for removal of port authority commissioners; requiring local approval.	479	1683	756a 1633 1998a	1999	3501	3009	3500	177
905	relating to insurance; authorizing the receiver of an insolvent insurer to accelerate the distribution of available assets in payment of claims against the insurer; establishing priority of certain claims; amending Minnesota Statutes (Continued next page)	479	2545	855a 2520a 2969 (H857)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
905	— Continued 1984, sections 60B.44, subdivisions 1 and 4; 60B.46, by adding subdivisions; and 60C.05, subdivision 1.								
906	relating to consumer protection; requiring motor vehicle manufacturers to supply a temporary replacement vehicle or to reimburse vehicle owners for rental car expenses under certain circumstances; providing an expedited civil remedy; amending Minnesota Statutes 1984, section 325F.665, subdivisions 2, 5, and 6.	479							
907	relating to insurance; accident and health; prohibiting discrimination between mental health service providers; amending Minnesota Statutes 1984, section 62A.15, subdivisions 1, 4, and by adding a subdivision.	479							
908	relating to human services; revising procedures and requirements under the aid to families with dependent children, medical assistance, and general assistance programs; appropriating money; amending Minnesota Statutes 1984, sections 245.791; 245.804, subdivision 1; 256.12, subdivision 20; 256.73, subdivisions 2, 3a, and 6; 256.736, subdivisions 3 and 4; 256.74, subdivisions 1, 1a, and 2; 256.76, subdivision 1; 256.78; 256.79; 256.871, subdivision 3; 256.99; 256B.02, subdivisions 2 and 3; 256B.06, subdivision 1; 256B.07; 256B.17, subdivision 6; 256D.01, subdivision 1a; 256D.03, subdivision 4; and 256D.06, by adding a subdivision.	480	2959	773a 2903a 3027	3027				
909	relating to education; establishing aid and levy for programs for handicapped adults under community education; appropriating money; amending Minnesota Statutes 1984, sections 121.88; 124.195, subdivision 9; 124.271, by adding a subdivision; and 275.125, subdivision 8; repealing Minnesota Statutes 1984, section 129B.03.	480							
910	relating to flood plain management; establishing a state flood hazard mitigation program to mitigate the damaging effects of floods on public and private properties; authorizing grants-in-aid to local government units for flood damage mitigation; appropriating money; amending Minnesota Statutes 1984, section 104.02; proposing coding for new law in Minnesota Statutes, chapter 104.	480		1977a					
911	relating to human services; increasing the medical assistance income limits for certain pregnant women and families with children; appropriating money; amending Minnesota Statutes 1984, section 256B.06, subdivision 1.	480							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
912	relating to human services; providing regional treatment center revolving fund for chemical dependency; creating a consolidated fund for payment of chemical dependency treatment; appropriating money to counties for treatment; providing for client eligibility, vendor eligibility, and state collections; providing for American Indian special funding; removing chemical dependency treatment from medical assistance, general assistance medical care, and general assistance funding; amending Minnesota Statutes 1984, sections 246.04; 246.18; 246.50, by adding a subdivision; 246.51, subdivision 1; 256B.70; and 256E.08, subdivision 7; amending Minnesota Statutes 1985 Supplement, sections 246.23; 246.54; 256B.02, subdivision 8; and 256D.03, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 246; and proposing coding for new law as Minnesota Statutes, chapter 254B.	480	4599	580 701 725 773a 877 973 4105 4483a 5188a	5190	6108	5598	6108	394
913	relating to human services; adoption; regulating adoptions by relatives; providing for procedural changes; amending Minnesota Statutes 1984, sections 259.21, by adding a subdivision; and 259.23, subdivisions 1 and 2; 259.27, subdivision 1; repealing Minnesota Statutes 1984, section 259.27, subdivision 2.	481		(H674)					
914	relating to human services; restricting and subsequently abolishing the state share of Title IV-E foster care maintenance payments; repealing transfer of funds; restricting and subsequently abolishing the dependent or neglected state ward appropriation; creating permanency planning grants to counties; amending Minnesota Statutes 1984, sections 256.82, subdivision 2; and 260.38; proposing coding for new law as Minnesota Statutes, chapter 256F; repealing Minnesota Statutes 1984, section 259.405.	481		1047a (H765)					
915	relating to economic development and job training; creating the office of economic adjustment; providing for the duties of the office in the assistance of economic adjustment and economic conversion; creating a task force to assist the office of economic adjustment; requiring the reporting of certain economic information; providing a penalty; appropriating money; amending Minnesota Statutes 1984, section 116J.01, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 116J.	481		481 579					
916	relating to human services; authorizing the commissioner to establish a state advisory planning council; (Continued next page)	481	806	616 799 1314a	1445 3264	3264 3505	3264	3504	252

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
916	— Continued. requiring counties to contract with nonprofit organizations; changing set aside project amounts; revising procedures and requirements under the aid to families with dependent children, medical assistance, and general assistance programs; appropriating money; amending Minnesota Statutes 1984, sections 245.70, subdivision 1; 245.71; 245.711, subdivision 2; 245.713, subdivision 2; 256.12, subdivision 20; 256.73, subdivisions 2, 3a, and 6; 256.736, subdivisions 3 a 14; 256.74, subdivisions 1, 1a, and 2; 256.76, subdivision 1; 256.78; 256.79; 256.871, subdivision 3; 256.99; 256B.02, subdivisions 2 and 3; 256B.06, subdivision 1; 256B.07; 256B.17, subdivision 6; 256D.01, subdivision 1a; and 256D.06, by adding a subdivision.								
917	relating to children and families; requiring the sentencing guidelines commission to develop mitigating departure criteria for certain crimes; providing judicial procedures to protect the welfare of alleged child abuse victims; requiring notice that appropriate social services will be provided during the period of a temporary order; requiring juvenile and criminal courts to give docket priority to child abuse cases; providing for the examination of child witnesses; clarifying the admissibility of certain out-of-court statements; providing certain protections for parents in juvenile court proceedings; clarifying the scope and effect of juvenile court orders; merging the crimes of "intrafamilial sexual abuse" and "criminal sexual conduct"; eliminating certain notice requirements as applied to a minor under 10; authorizing the presence of parents at trials involving criminal sexual conduct or criminal sexual abuse when the prosecuting witness is a minor; establishing a task force on child sexual abuse; amending Minnesota Statutes 1984, sections 260.011, subdivision 2; 260.133, subdivision 2; 260.135, subdivision 1; 260.155, by adding a subdivision; 260.156; 260.172, by adding a subdivision; 260.191, by adding subdivisions; 260.301; 609.341; 609.342; 609.343; 609.344; 609.345; 626.556, subdivision 11; and 630.36; repealing Minnesota Statutes 1984, sections 609.364 to 609.3644; 609.342, subdivision 3; 609.343, subdivision 3; 609.344, subdivision 3; and 609.345, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 244 and 631.	482		1005a (H848)					

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
918	relating to transportation; requiring approval of commissioner of administration to grant right-of-way over state-owned land to railroad company; amending Minnesota Statutes 1984, section 222.025, subdivision 1.	482	1029	998 3082					
919	relating to commerce; providing for registration of crop and livestock buyers and wholesale produce dealers in licensing application; establishing a registration system for buyers of farm products; describing when farm products are purchased subject to a security interest; requiring financing statements covering crops to designate crop years; providing that secured parties are not liable to debtors for giving notice of liens; providing that buyers shall limit use of lien notices received from secured parties; providing that buyers shall issue joint payments to debtors and secured parties under certain circumstances; appropriating money; amending Minnesota Statutes 1984, sections 17A.04, subdivisions 2, 5, and by adding a subdivision; 27.03; 223.17, by adding a subdivision; 336.9-307; 336.9-402; 336.9-403; 386.42; proposing coding for new law as Minnesota Statutes, chapter 223A; repealing Minnesota Statutes 1984, section 386.43.	482	1424	525 807 868a 1334 2054a	2057 3115	3115 3503	3114	3503	233
920	relating to cities of Circle Pines and Lino Lakes; permitting cities to determine the size of Circle Pines utilities commission.	482	877	843a 1386 (H1197)					
921	relating to consumer protection; regulating prepayments of certain funeral and burial goods and services; amending Minnesota Statutes 1984, section 149.11.	529	1093	1040a 1988	1988	2868	2418	2771	95
922	relating to crimes; repealing the requirement that the department of public safety must keep a record of all first convictions for the crime of possessing a small amount of marijuana; amending Minnesota Statutes 1984, section 152.15, subdivision 2.	530	806	753 1932					
923	relating to controlled substances; prescribing "small amount" of marijuana; clarifying certain Schedule II controlled substances; prescribing amount of marijuana for possession in a motor vehicle; amending Minnesota Statutes 1984, sections 152.01, subdivision 16; 152.02, subdivision 3; and 152.15, subdivision 2.	530	806	764a	890				
924	relating to cities of the first class; authorizing the cities to regulate taxicabs.	530							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
925	relating to economic development; granting certain powers to municipalities; amending Minnesota Statutes 1984, sections 16B.61, subdivision 3; 273.73, subdivisions 9, 12, and by adding a subdivision; 273.74, subdivision 3; 273.75, subdivision 1, and by adding a subdivision; 273.76, subdivision 1; 458.16, by adding a subdivision; 462.352, subdivisions 5, 7, 9, 10, 15, and by adding a subdivision; 462.357, subdivision 1; 462.358, subdivision 2a; 472.08, subdivision 1; 472A.03; 474.02, by adding a subdivision; Laws 1980, chapter 595, section 3, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 465; and proposing coding for new law as Minnesota Statutes, chapter 472B.	530	1093 1982	1050a 1094 1974a 2637 2647	2647 3010	3010 3502	3010	3501	194
926	relating to environment; amending the authority of the metropolitan waste control commission with regard to the siting and operation of sewage sludge disposal facilities; amending Minnesota Statutes 1984, section 473.153, subdivisions 1, 2, and 7.	530		1967a 3510					
927	relating to watercraft; exempting certain boats from watercraft licensing requirements; amending Minnesota Statutes 1984, section 361.03, subdivision 12.	530	1533	1526 1958	1958				
928	relating to occupations and professions; providing for licensure of persons engaged in the sale of hearing instruments; requiring the commissioner of health to reconsider the application of speech language pathologists and audiologists for credentialing; providing a penalty; proposing coding for new law as Minnesota Statutes, chapter 153A.	530	2545	807 1108 1147a 1455 1545 1679a 2423 2540a 2803a	2803 3482	3481 3507	3481	3507	290
929	relating to human services; authorizing the state planning agency to establish a program to help disabled individuals acquire needed technological devices; appropriating money; amending Minnesota Statutes 1984, section 116K.04, by adding a subdivision.	531							
930	relating to public safety; motor vehicles; clarifying penalties for failure to provide security for basic reparation benefits; defining terms; requiring certification procedure to obtain tax-exempt passenger vehicle license plates for unmarked vehicle of law enforcement agency; reducing 2,000-pound weight limitation to three-fourths ton for motor vehicles in certain situations; exempting certain returned motor vehicle registration documents from filing fee; regulating format of certain license plates; (Continued next page)	531	806	731a 1305	1438 3269	3269 3507	3269	3507	291

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
930	— Continued increasing weight of vehicles which may be operated with class "C" driver's license; prescribing filing period for clerk of district court to forward drivers license applications and fees to department of public safety; requiring revocation of driver's license upon conviction of crime of fleeing from peace officer; expanding definition of misdemeanor for purpose of driver's license revocation; authorizing prima facie evidentiary status for certified department driver records; authorizing commissioner of public safety to promulgate school bus driver qualification rules; authorizing access to certain private vehicle tax information under certain conditions; prescribing fees; providing for a traffic accident reconstruction system; appropriating money; amending Minnesota Statutes 1984, sections 65B.67, subdivision 4; 168.011, subdivisions 4, 28, and 29; 168.012, subdivision 1, and by adding subdivisions; 168.013, subdivisions 1c, 1e, 1g, and 16; 168.021, subdivision 1; 168.09, by adding a subdivision; 168.27, subdivision 11; 168.29; 168.31, subdivision 4; 168.33, subdivision 7; 169.79; 171.02, subdivision 2; 171.06, subdivision 4; 171.17; 171.20, by adding a subdivision; 171.21; 171.321, subdivision 2; 297B.12; and Laws 1982, chapter 639, section 10; repealing Minnesota Statutes 1984, sections 168.013, subdivision 1i; and 168.105, subdivision 4.								
931	relating to human services; authorizing a court to order release of certain confidential information; amending Minnesota Statutes 1984, section 254A.09.	531	1424	1332a 2547					
932	relating to state government; including sheltered workshops and work activity programs in the definition of socially and economically disadvantaged persons for purposes of small business procurement set-asides; amending Minnesota Statutes 1984, sections 16B.19, subdivision 9; and 645.445.	532		553					
933	relating to employment; providing for a study relating to employment of developmentally disabled persons; appropriating money.	532		702					
934	relating to elections; authorizing absentee voting by electronic voting system; amending Minnesota Statutes 1984, section 203B.08, subdivision 1a.	532	877	857 3509					
935	relating to the department of economic security; funding specific services for sheltered workshop and work activity programs; appropriating money.	532		842					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
936	relating to taxation; reducing sales and use tax rate applied to use of coin-operated amusement devices; amending Minnesota Statutes 1984, sections 297A.02, by adding a subdivision; and 297A.14.	532		807 877					
937	relating to education; requiring adoption of standards to measure the mastery of basic skills by pupils; proposing coding for new law in Minnesota Statutes, chapter 121.	532							
938	relating to energy; increasing the amount of the loans for design and construction costs of district heating and qualified energy improvements available to certain counties; amending Minnesota Statutes 1984, section 116J.36, subdivision 6.	532	1093	1092 1931					
939	proposing an amendment to the Minnesota Constitution, providing for a unicameral legislature, changing article IV, sections 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 23, 24, 25, and 26; article VIII, section 1; article IX, sections 1 and 2; and article XI, section 5; providing by statute for a unicameral legislature to consist of 135 members; amending Minnesota Statutes 1984, sections 2.021; and 2.031, subdivision 1.	533							
940	relating to labor; regulating the tip credit for minimum wage purposes; amending Minnesota Statutes 1984, sections 177.24, subdivision 2; 177.28, subdivision 4; repealing Minnesota Statutes 1984, section 177.295.	533							
941	relating to peace officers; eligibility for benefits of certain firefighters killed in the line of duty; amending Minnesota Statutes 1984, sections 352E.01, subdivision 2; and 352E.04.	533		(H960)					
942	relating to human services; establishing a children's trust fund for the prevention of child abuse and neglect; establishing an income tax checkoff to provide money for the fund; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 257 and 290.	533		1091a (H450)					
943	relating to education; requiring collection and publication of data about students and graduates of teacher education programs; establishing a task force on teacher education programs; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136A.	533		913a					
944	relating to education; authorizing the sale of computers and related products by the state university board, state board for community colleges; and (Continued next page)	533	980	702 959a 2007	2008				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
944.— Continued	state board of vocational technical education; requiring contracts with private vendors for service, maintenance, and support; amending Minnesota Statutes 1984, sections 136.24; and 136C.04, by adding a subdivision; proposing coding for new law in Minnesota Statutes 1984, chapter 136.								
945	relating to education; allowing all post-secondary boards and the higher education coordinating board to establish salaries for the chancellors, state director, and executive director; allowing exemption from chapter 43A for management compensation plans and other executive salaries; amending Minnesota Statutes 1984, section 135A.07, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 135A; repealing Minnesota Statutes 1984, section 135A.07, subdivision 2.	534		725 801a 973					
946	relating to education; authorizing post-secondary boards to award scholarships based on academic achievement; providing conciliation court with jurisdiction to determine actions brought by educational institutions to recover student loans; authorizing state universities to adopt and enforce parking rules on their property; permitting payroll deductions for employees of state universities and the state university board for an eligible nonprofit university foundation; amending Minnesota Statutes 1984, sections 487.30, by adding a subdivision; 488A.12, subdivision 3; and 488A.29, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 135A and 136.	534	2115	960a 2113a 2399 2423 (H968)					
947	relating to motor vehicles; providing that certain license plates be issued every six years; amending Minnesota Statutes 1984, section 168.12, subdivisions 1 and 5.	534		1513					
948	relating to the environment; managing solid waste and sewage sludge; extending and making changes in the state program for providing capital assistance to local governments for processing facilities; authorizing bonds; appropriating bond funds; restricting land disposal of solid waste in the metropolitan area; providing for the financing of resource recovery facilities in the metropolitan area by counties and the metropolitan council; changing provisions relating to designation plans, local disposal fees, metropolitan sludge and sludge ash facilities, and metropolitan county ordinances; granting and clarifying the powers which may be exercised by a (Continued next page)	534		2023a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
948	— Continued county located outside the metropolitan area if it enters into an agreement with a metropolitan county for solid waste or resource recovery purposes; appropriating money; amending Minnesota Statutes 1984, sections 115A.03, subdivision 27, and by adding subdivisions; 115A.49; 115A.52; 115A.54, by adding a subdivision; 115A.59; 115A.84, subdivisions 3 and 4; 115A.919; 400.04, subdivision 1; 473.153, subdivisions 5 and 6b; 473.801, subdivision 1; 473.811, subdivisions 5 and 5a; 473.823, subdivision 6; 473.831; 473.840, subdivision 2; 473.842, by adding subdivisions; 473.843, subdivision 7; and 473.844, subdivisions 2 and 5; Laws 1984, chapter 644, section 81, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 115A and 473.								
949	relating to state government; transportation; reorganizing certain motor carrier regulation and enforcement responsibilities in state agencies.	534		702					
950	relating to local government; providing funds for the preparation of a handbook of town laws and a local government handbook on agricultural land preservation and conservation; appropriating money.	535		1044a					
951	relating to retirement; Virginia police; definition of prevailing pay; retirement and survivor benefit supplements; amending Laws 1982, chapter 574, sections 3, subdivision 9; and 5.	535		(H1019)					
952	relating to occupations and professions; providing for licensing of alarm and communication contractors and installers by the board of electricity; amending Minnesota Statutes 1984, sections 326.01, by adding subdivisions; 326.241; 326.242, subdivisions 7 and 8, and by adding subdivisions; 326.243; 326.244, subdivisions 4 and 5; and 326.246.	535	1029	997a 2096 2131a	2136	2872 2901 3012 3510	2871		
953	relating to economic security; providing funding for the displaced homemaker program; amending Minnesota Statutes 1984, section 517.08, subdivisions 1b and 1c.	535		702 727a					
954	relating to veterans; reestablishing the board of governors of the Big Island Veterans Camp; providing for its appointment and duties; transferring certain state land to the board; providing for the possible disposition of the land by the board; proposing coding for new law in Minnesota Statutes, chapter 197; repealing Minnesota Statutes 1984, sections 197.13; 197.15; 197.16; 197.17; 197.18; and 197.19.	535	1093	1080a 1934a	1936 2871	2871 3499	2871	3498	152

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
955	relating to state purchasing; establishing a certification process for set-aside programming in the department of human rights; establishing a small business procurement advisory council; appropriating money; providing penalties; amending Minnesota Statutes 1984, sections 16B.19, subdivision 6, and by adding a subdivision; 16B.22; 137.31, subdivision 3; 161.321, subdivisions 3 and 6; 473.129, subdivision 3 and by adding a subdivision; 473.406, subdivision 6; 473.523, by adding a subdivision; and 473.652, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 363; repealing Minnesota Statutes 1984, sections 16B.20 and 16B.21.	535		702					
956	relating to education; authorizing a one-time excess capital levy for independent school district No. 533, Dover-Eyota.	536							
957	relating to education; establishing a program to require school districts to provide milk to all elementary and secondary pupils in public and nonpublic schools; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.	536		702					
958	relating to consumer protection; requiring certain disclosures in sales of used motor vehicles; regulating new and used motor vehicle licenses; providing certain standards in applications for certificates of title; amending Minnesota Statutes 1984, section 168.27, subdivisions 1 and 8; Minnesota Statutes 1985 Supplement, sections 168.27, subdivisions 10 and 24; 325E.0951, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 168; and 168A.	536	4381	4345a					
959	proposing an amendment to the Minnesota Constitution, article 1, by adding a section; providing for equality of rights under the law for men and women.	536							
960	relating to watercraft; requiring a specified clearance distance for persons being towed; amending Minnesota Statutes 1984, section 361.09, by adding a subdivision.	536							
961	relating to taxation; income; providing an exclusion for military pension payments; amending Minnesota Statutes 1984, sections 290.01, subdivision 20b; and 290.08, subdivision 26.	536							
962	relating to energy; extending certain residential energy credits; providing an energy investment tax credit for (Continued next page)	536		1401a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
962	— Continued businesses; authorizing rules; amending Minnesota Statutes 1984, section 290.06, subdivision 14, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 116J.								
963	relating to the city of New York Mills; authorizing the city of New York Mills to open New York Mills hospital as an intermediate care facility.	537							
964	relating to human services; establishing and empowering a board for the blind; transferring certain powers and duties of the commissioner of human services to the board; appropriating money; amending Minnesota Statutes 1984, section 160.28, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 248; repealing Minnesota Statutes 1984, sections 248.07; and 248.08.	537							
965	relating to taxation; property taxation; modifying the method of determining certain adjusted assessed value; modifying the method of determining agricultural market value for property tax purposes; amending Minnesota Statutes 1984, sections 124.2131, subdivision 1; and 273.11, subdivision 1, and by adding a subdivision.	537							
966	relating to health; requiring a study and a report on the needs of persons with brain impairments.	537	2115	702 1047 2113a 2507	2507	3502	3072	3501	226
967	relating to retirement; resumption of service by retired teachers; amending Minnesota Statutes 1984, section 354.44, subdivision 5.	537							
968	relating to the town of Santiago; authorizing the establishment of a detached banking facility.	537		(H851)					
969	relating to retirement; St. Louis Park firefighters service, disability, and survivor benefits; amending Laws 1969, chapter 576, sections 3, subdivision 1; and 4, subdivision 1.	538		(H855)					
970	relating to state government; requiring state agencies to calculate interest due on late payments of bills; amending Minnesota Statutes 1984, section 16A.124, subdivision 5.	538							
971	relating to education; authorizing a permanent fund transfer by independent school district No. 477, Princeton.	538							
972	resolution memorializing the United States Congress to again propose an amendment to the United States Constitution providing for equal rights for women.	538							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
973	relating to taxation; property; providing an exemption for certain housing facilities for the elderly; amending Minnesota Statutes 1984, section 272.02, subdivision 1.	538							
974	relating to health; requiring the department of health to regulate persons who treat victims of child abuse; proposing coding for new law in Minnesota Statutes, chapter 144.	538		702					
975	relating to children; requiring those who treat child abuse to register with the department of health; requiring persons who treat victims of child abuse to maintain malpractice insurance; providing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.	538		702 1125a					
976	relating to communications; abolishing rights of access by cable communications companies; repealing Minnesota Statutes 1984, sections 238.22 to 238.35.	539							
977	relating to elections; changing certain filing provisions; providing for training of election judges and election officials; requiring publication of certain election guides; excepting certain election judges from receiving compensation; changing certain canvassing procedures; providing for certain recounts; defining terms; changing certain deadlines; changing certain procedures relating to voting machines; appropriating money; amending Minnesota Statutes 1984, sections 204B.09, subdivision 1; 204B.25, subdivision 1; 204B.27, subdivision 5, and by adding a subdivision; 204B.31; 204C.32, subdivision 1; 204C.33, subdivision 1; 204C.35, by adding a subdivision; 206.56, by adding a subdivision; 206.58, subdivision 2 and by adding a subdivision; 206.82, by adding a subdivision; 206.83; and 206.84, subdivision 3.	539	2723	553 857a 2706 2974a	2975				
978	relating to insurance; accident and health; requiring an assessment of the social and financial impacts of legislative proposals that would mandate certain coverages; requiring reports to the appropriate standing committees of the legislature; proposing coding for new law in Minnesota Statutes, chapter 62A.	539		553					
979	relating to dispute resolution; establishing guidelines for community dispute resolution programs; proposing coding for new law in Minnesota Statutes, chapter 494; repealing Minnesota Statutes 1984, sections 494.01, subdivision 3; 494.02; and 494.03.	539	1424	1335a 2067	2067				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
980	relating to independent school district No. 233, Preston-Fountain; authorizing a permanent fund transfer.	539							
981	relating to consumer protection; requiring certain information relating to loan and residential real estate closing costs to be provided to buyers; governing the application of hazard insurance proceeds to a mortgage loan; establishing rates for title and mortgage insurance; proposing coding for new law in Minnesota Statutes, chapters 68A, 70A, and 325G.	540	980 4381	956a 2735 4341					
982	relating to agriculture; appropriating money for livestock scale maintenance inspections and enforcement of Minnesota Statutes, chapter 17A.	540							
983	relating to human services; allowing the commissioner of human services to participate in a pilot health care program for the uninsured poor; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256.	540		786					
984	relating to human services; changing eligibility standards under certain conditions and for certain programs for recipients of general assistance who share a residence with a responsible relative; amending Minnesota Statutes 1984, section 256D.01, subdivision 1a.	540							
985	relating to administrative procedure; clarifying provisions relating to emergency rules; defining order and rule; limiting certain agency actions; requiring an order to be rendered in accordance with the contested case procedures of the administrative procedure act; amending Minnesota Statutes 1984, sections 14.02, by adding a subdivision; 14.29, subdivisions 1 and 2; and 14.57; Minnesota Statutes 1985 Supplement, section 14.02, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 14.	540	4085	702 3999 4026a 4458a	4459	5655 5680 5702	5655		
986	relating to workers' compensation; excluding certain injuries from coverage; providing the conditions for organization of certain insurance associations; providing for the workers' compensation benefits; transferring certain duties from the department of commerce to the department of labor and industry; providing for miscellaneous changes; amending Minnesota Statutes 1984, sections 66A.08, subdivision 4; 79.37; 176.021, by adding subdivisions; 176.101, subdivisions 3e, 3i, and 3t; 176.102, subdivisions 3 and 8; 176.103, subdivision 3; 176.136, by adding a subdivision; 176.138; 176.191, subdivisions 3 and (Continued next page)	540	877	580 859a 1937a	1941 2875	2874 3503	2874		234

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
986	— Continued 5; 176.511, subdivisions 1 and 2; 176.66, subdivision 10; and 352E.03; proposing coding for new law in Minnesota Statutes, chapter 176; repealing Minnesota Statutes 1984, sections 176.081, subdivision 4; and 176.134.								
987	relating to elections; providing for town mail elections; proposing coding for new law in Minnesota Statutes, chapter 204B.	541	877	856a 2892					
988	relating to independent school district No. 347, Willmar; authorizing AVTI construction projects subject to certain conditions.	541	2865	2862 3509					
989	relating to health; fixing liability of counties for the cost of care provided in a state hospital for mentally ill patients; amending Minnesota Statutes 1984, section 246.54.	541		728					
990	relating to human services; establishing prepaid health plans; extending hospital rate limitations; adding items and services under medical assistance program competitive bidding provisions; authorizing the commissioner to select vendors for general assistance medical care; reducing ratable reductions in general assistance medical care; authorizing competitive bidding of certain general assistance medical care services; appropriating money; amending Minnesota Statutes 1984, sections 256.045, subdivisions 2 and 3; 256.969, subdivisions 1, 2, and by adding a subdivision; 256B.02, by adding a subdivision; 256B.04, subdivision 14; 256B.19, subdivision 1; 256D.03, subdivisions 4 and 6; and 256D.04; proposing coding for new law in Minnesota Statutes, chapter 256B; repealing Minnesota Statutes 1984, section 256.966, subdivision 2.	541							
991	relating to civil actions; providing for calculation of the damage award in personal injury actions; proposing coding for new law in Minnesota Statutes, chapter 604.	541							
992	relating to taxation; property; exempting certain real property owned by certain fraternal organizations; amending Minnesota Statutes 1984, section 272.02, subdivision 1.	541							
993	relating to water; providing for comprehensive local water management; authorizing counties to develop and implement county water and related land resources plans; authorizing the water resources board to make comprehensive water planning grants to counties; providing additional authorities to counties; providing additional (Continued next page)	542	3000	553 1376a 2063a 3000a 3078 (H961)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
993	— Continued duties of the water resources board; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 110B.								
994	relating to education; authorizing the transfer of certain state land unneeded for community college purposes to certain cities to be used for student housing; authorizing the sale of certain community college land in Worthington; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136.	542	806	553 799a 1884a	1885	2868	2154	2771	96
995	relating to education; establishing a scholarship program for certain secondary pupils to attend summer academic programs sponsored by certain post-secondary institutions; providing for certain duties for the state board of education and the higher education coordinating board; establishing an advisory council; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 126.	542							
996	relating to local government; permitting the establishment of commercial service districts; providing taxing and other financial authority; proposing coding for new law as Minnesota Statutes, chapter 429A.	542		1876					
997	relating to health; requiring a biennial report concerning health care markets; appropriating money; amending Minnesota Statutes 1984, sections 144.70; and 144.703, subdivision 1; repealing Minnesota Statutes 1984, sections 62D.25; 62D.26; 62D.28; 62D.29; and 62E.17.	542		1045a					
998	relating to environment; requiring government action to determine and decrease the health risks attributable to exposure to or absorption of lead; providing for duties of the pollution control agency and the commissioner of health; providing a penalty; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 116; 144; and 325E.	543		587 771a 986 1024a 1093					
999	relating to improvement of the Duluth zoo; appropriating funds from the general fund for its improvement.	543		958					
1000	relating to education; establishing the mission of the state university system; requiring each state university to have its own mission statement; proposing coding for new law in Minnesota Statutes, chapter 136.	543	980	913a 2735					
1001	relating to gambling; allowing casino nights under certain circumstances; amending Minnesota Statutes 1984, (Continued next page)	543		553					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1001	— Continued sections 349.31, by adding a subdivision; and 609.761; proposing coding for new law in Minnesota Statutes, chapter 349.								
1002	relating to the Minnesota historical society; requiring it to develop instructional materials on Minnesota history; providing for a study of the tourist potential of the Fond du Lac region; appropriating money.	543	3053	964a 3037a 3167 (H1243)					
1003	relating to crimes; providing that a psychotherapist who engages in sexual contact or penetration with a patient under certain circumstances is guilty of criminal sexual conduct; limiting admissibility of a patient's personal or medical history; amending Minnesota Statutes 1984, sections 609.341, by adding subdivisions; 609.344; 609.345; and 609.347, by adding a subdivision.	543	1424	553 702 1337a 3020 (H1227)					
1004	relating to occupations and professions; requiring the commissioner of corrections to establish a program to prevent sexual exploitation by psychotherapists; extending the sexual exploitation task force; establishing a legislative study commission on the regulation of psychotherapists; appropriating money; amending Minnesota Statutes 1984, section 241.021, by adding a subdivision; and Laws 1984, chapter 631, section 1, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 241.	543	2723	553 702 852 2721a 3019 (H1070)					
1005	relating to mental health; prohibiting sexual exploitation of psychotherapy patients; establishing requirements for occupations, professions, agencies, and facilities that provide psychotherapy; amending Minnesota Statutes 1984, sections 144.56, by adding a subdivision; and 241.021, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 214 and 245; repealing Minnesota Statutes 1984, sections 147.025 and 148.951.	544		553 702					
1006	relating to mental health; establishing a commission to study the need for regulation of psychotherapists; appropriating money.	544		553 1088a 1094					
1007	relating to insurance; health and accident; requiring coverage for scalp hair prostheses in certain circumstances; amending Minnesota Statutes 1984, section 62E.06, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 62A.	544	980	959 2546					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1008	relating to human rights; providing for the confidentiality of the investigatory data of the department of human rights; providing for the legal effect of a subpoena issued by the commissioner of human rights; amending Minnesota Statutes 1984, sections 363.01, by adding subdivisions; 363.05, subdivision 2; and 363.06, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 363.	544	1424	1332a 3509					
1009	relating to water pollution control; establishing a state financial assistance program for the abatement of combined sewer overflow; reauthorizing the state independent grants program; appropriating money; amending Minnesota Statutes 1984, sections 116.16, subdivisions 1, 2, and 5; 116.18, subdivisions 1, 3, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 116; repealing Minnesota Statutes 1984, section 116.18, subdivision 2.	544		580 807 1298a					
1010	relating to Cass county; providing authority for tourism and agriculture promotion; permitting a property tax levy.	545							
1011	relating to education; permitting payroll deductions in the state university system for a certain nonprofit university foundation; proposing coding for new law in Minnesota Statutes, chapter 136.	545		(H968)					
1012	relating to agriculture; providing for the establishment of a program of partial guaranties for loans made to restructure existing family farm debt; appropriating money and authorizing state bonds; proposing coding for new law in Minnesota Statutes, chapter 41A.	545		807 877					
1013	relating to collection and dissemination of data; classifying government data as confidential, private, nonpublic, protected nonpublic, and public; clarifying issues relating to classifications of data, access to data, and classifications of inactive investigative data; refining provisions of the data practices act; amending Minnesota Statutes 1984, sections 13.03, subdivision 3, and by adding a subdivision; 13.08, by adding a subdivision; 13.09; 13.32, subdivision 1; 13.37, subdivision 2; 13.39, by adding a subdivision; 13.43, subdivision 4; 13.46, subdivisions 1, 2, 3, 7, and 10; 13.65, subdivision 1; 13.71; 13.72, by adding subdivisions; 13.82, by adding subdivisions; 13.84, subdivisions 1 and 6; 144.335, subdivision 2, (Continued next page)	545	1424	1416a 2969 (H1589)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1013	— Continued 245.783, by adding a subdivision; and 626.556, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 13 and 144; repealing Minnesota Statutes 1984, sections 13.73 and 13.81.								
1014	relating to crimes; providing for prosecution by city attorneys of certain misdemeanors; defining escape from a juvenile correctional facility as a delinquent act; reinstating the sheriff's contingent fund for drug and alcohol-violation investigation; permitting six-member juries in gross misdemeanor cases; permitting the imposition of fines and minimum probation periods on persons placed on probation; expanding the crime of theft to cover diversions of corporate property and unlawful distributions; amending Minnesota Statutes 1984, sections 160.27, subdivision 5; 260.015, subdivision 5; 260.125, subdivision 3; 593.01, subdivision 2; 609.13, subdivision 1; 609.135, subdivisions 2 and 4; and 611.033; and Minnesota Statutes 1985 Supplement, sections 609.135, subdivision 1; and 609.52, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 387 and 611A.	545	1424	1340a 2804a 3063a	3067 5701	5701 6110	5701	6109	435
1015	relating to education; authorizing independent school district No. 465, Litchfield, to make a special levy for two years for certain special assessments.	546							
1016	relating to education; modifying the definitions of teachers and of supervisory and support personnel for the purpose of licensure; modifying the kinds of personnel licensed by the board of teaching and the state board of education; increasing the size of the board of teaching; adding two vocational teachers to the board of teaching; requiring the board of teaching to consider vocational education teacher licensure requirements adopted by the state board of vocational technical education; requiring that rules adopted by the board of teaching do not affect the validity of licenses of certain vocational personnel or the rights and privileges of the holders; amending Minnesota Statutes 1984, sections 125.03, subdivisions 1 and 4; 125.05, subdivisions 1 and 2; 125.08; 125.183, subdivisions 1 and 3; 125.185, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 125.	587							
1017	relating to education; prohibiting use of professional strikebreakers during a teacher strike; establishing certain actions by a school board as unfair (Continued next page)	588		702					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1017	— Continued labor practices; amending Minnesota Statutes 1984, sections 179A.03, by adding a subdivision; and 179A.13, subdivision 2.								
1018	relating to taxation; adopting federal taxable income for individual income tax purposes; reducing the tax rate; amending Minnesota Statutes 1984, sections 41.55; 290.01, subdivisions 19, 20, 20a, 20b, and 20d; 290.012, subdivision 2; 290.06, subdivisions 2c, 2d, 3f, and 11; 290.068, subdivisions 1, 3, and 4; 290.069, subdivisions 4b, 5, 6, and 7; 290.08, subdivision 1; 290.09, subdivisions 1, 2, and 29; 290.091; 290.095, subdivisions 7, 9, and 11; 290.10; 290.101, subdivision 1; 290.12, subdivisions 1 and 2; 290.14; 290.16, subdivision 1a; 290.23, subdivisions 3 and 5; 290.311, subdivision 1; 290.37, subdivisions 1 and 3; 290.38; 290.39, subdivisions 1a and 2; 290.46; 290.49, subdivision 10; 290.92, subdivisions 2a, 5, and 21; 290.93, subdivision 10; 290.9726, subdivision 1; 290.974; and 290A.03, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 1984, sections 41.58, subdivision 3; 41.59, subdivisions 2 and 3; 290.01, subdivisions 20c, 20f, and 26; 290.06, subdivisions 3e, 14, 16, 17, 18, and 19; 290.069, subdivisions 4 and 4a; 290.077, subdivision 4; 290.08, subdivisions 23 and 24; 290.088; 290.089; 290.17, subdivision 1a; 290.18, subdivision 2; 290.41, subdivision 5; and 290.9726, subdivision 5.	588							
1019	relating to public employment; providing that criminal offenders applying for public employment in the fire services must be fingerprinted; amending Minnesota Statutes 1984, section 364.09.	588		(H1064)					
1020	relating to education; creating a legislative commission to study the Minnesota schools for the deaf and blind.	589							
1021	relating to the competency of witnesses; redefining the marital privilege; amending Minnesota Statutes 1984, section 595.02, subdivision 1.	589							
1022	relating to agriculture; authorizing a label for Minnesota raised pork; providing a penalty; amending Minnesota Statutes 1984, section 31.632.	589		702					
1023	relating to advertising devices; providing for specific service signs relating to ski areas to be displayed along highways; amending Minnesota Statutes 1984, sections 160.292, subdivisions 2, 10, and by adding a subdivision; (Continued next page)	589		702					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1023	— Continued 160.293, subdivisions 1 and 3; 173.02, subdivision 6; 173.08, subdivision 1; 173.081; and 173.13, subdivision 4.								
1024	resolution memorializing the President and Secretary of Agriculture of the United States to require the government of Canada to comply with the fair trade regulations on hogs, or impose quotas and strict tariffs on Canadian hog imports.	589	1093	702 1082a 1387 (H1093)					
1025	relating to human services; establishing demonstration projects for services to the mentally ill and chemically dependent; appropriating money.	589		772a					
1026	relating to crimes; clarifying mandatory testing of a driver suspected of driving under the influence of alcohol; amending Minnesota Statutes 1984, section 169.123, subdivision 2.	589	1029	1016a 2545					
1027	relating to crimes; providing for the application of certain traffic regulations; eliminating redundant and surplus language; amending Minnesota Statutes 1984, sections 169.02, subdivision 1; 169.121, subdivision 1; 169.123, subdivision 2; and 169.129; repealing Minnesota Statutes 1984, section 169.13, subdivision 3.	590	1029	1002a 2545					
1028	relating to human services; clarifying eligibility for aid for unborn children and prenatal care payments; amending Minnesota Statutes 1984, section 256.73, subdivision 5.	590	1093	1081a 1384 (H985)					
1029	relating to drivers licenses; providing for access to drivers license photographic negatives; amending Minnesota Statutes 1984, section 171.07, subdivision 1a.	590	876	837a 1885a	1888				
1030	relating to taxation; providing an income tax credit for gifts to certain post-secondary educational institutions in Minnesota; amending Minnesota Statutes 1984, sections 290.06, by adding a subdivision; and 290.089, subdivision 2.	590							
1031	relating to game and fish; providing a split season opener for the walleyed pike season; amending Minnesota Statutes 1984, section 98.48, subdivision 23.	590		877					
1032	relating to agriculture; clarifying provisions relating to state agricultural land preservation and conservation; providing for benefits and restrictions on the use of land in exclusive agricultural use zones;creating a Minnesota conservation fund; authorizing a county conservation fee; providing for a tax credit; conforming soil loss limit (Continued next page)	590		1156a 2161a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1032	— Continued standards; appropriating money; amending Minnesota Statutes 1984, sections 40A.01, subdivision 1; 40A.02, subdivisions 3, 11, and 15; 40A.03, subdivision 2; 40A.04; 40A.05, subdivisions 1 and 2; 40A.06; 40A.07, subdivision 2; 40A.13, subdivision 1; and 473H.10, subdivision 3; repealing Minnesota Statutes 1984, sections 40.19, subdivisions 3, 4, 10, 12, 14, and 15; and 40A.13, subdivisions 2, 3, 4, and 5; proposing coding for new law in Minnesota Statutes, chapters 40A and 273.								
1033	relating to agriculture; providing that local governments may enter agreements; providing for soil conservation; imposing a penalty; amending Minnesota Statutes 1984, sections 40.19, subdivisions 1, 2, 5, 6, 7, 8, 9, 11, 13, and by adding subdivisions; 40.20; 40.21; 40.22, subdivisions 1 and 2; 40.23; 40.25; 40.26; 40.28; proposing coding for new law in Minnesota Statutes, chapter 40; repealing Minnesota Statutes 1984, section 40.19, subdivisions 3, 4, 10, 12, 14, and 15.	591	1424	702 1343a 3078 (H957)					
1034	relating to education; authorizing the collection and setoff of debts to the University of Minnesota; proposing coding for new law in Minnesota Statutes, chapter 137.	591							
1035	relating to the legislature; establishing a commission to review metropolitan government; proposing coding for new law in Minnesota Statutes, chapter 3.	591		877					
1036	relating to domestic abuse; providing for service by publication under certain circumstances under the Domestic Abuse Act; clarifying relief and providing for additional relief; amending Minnesota Statutes 1984, section 518B.01, subdivisions 4, 5, 6, and 7.	591	1423	1301 1331a 2735	2735 3013	3013 3502	3013	3501	195
1037	relating to crimes; requiring notice of dishonor for issuing a worthless check to cite laws creating civil and criminal liability; amending Minnesota Statutes 1984, sections 332.50, subdivisions 2 and 3; and 609.535, subdivision 3.	591	1509	1502a 1509 1916 (H368)					
1038	relating to the financing of state government; authorizing the issuance of bonds by independent school district No. 701; allowing a credit against certain taxes paid by taconite producers; amending Minnesota Statutes 1984, section 298.24, subdivision 3.	591							
1039	relating to unemployment insurance; increasing the time and earnings needed to requalify for benefits after disqualification for voluntary quit, misconduct, or failure to apply for or (Continued next page)	591							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1039	— Continued accept suitable work; amending Minnesota Statutes 1984, section 268.09, subdivisions 1 and 2.								
1040	relating to taxation; exempting petroleum products used in certain improvements to agricultural land for purposes of the sales tax; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	592							
1041	relating to education; establishing a limitation on the value of farm land for awarding scholarships and grants; requiring the higher education coordinating board to conduct a study of the methodology used to determine need for financial aid.	592	2115	915a 2112a 2637					
1042	relating to education; authorizing a second chance educational program for certain children and pupils; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 126.	592							
1043	relating to cooperative associations; providing for the election of the board of directors of certain associations; proposing coding for new law in Minnesota Statutes, chapter 308.	592	1029	1004a 2545					
1044	relating to the operation of state government; creating an office of protocol services; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 15.	592							
1045	relating to commerce; providing for the determination of certain usurious contracts; proposing coding for new law in Minnesota Statutes, chapter 334.	592	1093	1041a 1479a	1479 3268	3268 3504	3268	3503	244
1046	relating to retirement; public employees retirement association; permitting certain former municipal court judges to receive a deferred early retirement annuity notwithstanding the law in effect on the date of their termination of public service; amending Minnesota Statutes 1984, section 353.34, by adding a subdivision.	593		(H1095)*					
1047	relating to health; changing eligibility requirements for catastrophic health expense protection; including insurance premiums; appropriating money; amending Minnesota Statutes 1984, sections 62E.52, subdivisions 2 and 3; 62E.53, subdivisions 1 and 2; and 62E.531, subdivision 2.	593		1123a					
1048	relating to human services; authorizing an optional county work program for general assistance recipients; proposing coding for new law in Minnesota Statutes, chapter 256D.	593							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1049	relating to human services; refining the vulnerable adults reporting act; clarifying definitions; requiring reporting of financial exploitation; providing for local welfare agency actions to protect vulnerable adults; amending Minnesota Statutes 1984, section 626.557, subdivisions 2, 3a, 5, 9, and 10, and by adding a subdivision.	593	1301	1136a 2478a	2480	3499	2962	3498	150
1050	relating to health; providing that the county coroner may conduct certain autopsies under certain circumstances; amending Minnesota Statutes 1984, section 390.11, by adding a subdivision.	593	1301	1125 2546					
1051	relating to auto insurance; increasing the maximum benefit for funeral expenses; amending Minnesota Statutes 1984, section 65B.44, subdivision 4.	593	1301	1123 2545					
1052	relating to water pollution; establishing a program of reimbursement to municipalities that provide or contract for waste water treatment meeting state and federal water quality standards; proposing coding for new law in Minnesota Statutes, chapter 116.	594							
1053	relating to Hubbard county; authorizing county appropriations to the county agricultural society and an annual levy for that purpose; requiring a reverse referendum under certain circumstances.	594		807					
1054	relating to human services; authorizing the department to enter into shared service agreements; amending Minnesota Statutes 1984, section 246.57, subdivisions 1 and 2; repealing Minnesota Statutes 1984, section 246.57, subdivision 3.	594							
1055	relating to nursing homes; requiring the installation of automatic sprinkler system; providing for depreciation and interest expense; authorizing loans; allocating bond funds; amending Minnesota Statutes 1984, sections 144A.08, by adding a subdivision; 256B.431, subdivision 3; and 462A.05, by adding a subdivision.	594							
1056	relating to taxation; income; providing time limits for certification for purposes of the small business investment credits; amending Minnesota Statutes 1984, section 290.069, subdivision 1.	594							
1057	resolution memorializing the governments of the United States and Sweden that the State of Minnesota adopts the County of Kronoberg as a sister state.	594	1455	732 1453 1915 (H886)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1058	relating to wild animals; directing removal and confinement of an elk herd in northwestern Minnesota.	594		702					
1059	relating to civil procedure; repealing the dram shop act; repealing Minnesota Statutes 1984, sections 340.95; and 340.951.	595		807					
1060	relating to counties; permitting the use of a broker to sell county property under certain conditions; amending Minnesota Statutes 1984, section 373.01.	595		(H446)					
1061	relating to taxation; property; clarifying the definition of real property; amending Minnesota Statutes 1984, section 272.03, subdivision 1.	595	1683	807 1586a 2066 2137a	2137				
1062	relating to state lands; authorizing conveyance of certain state trail lands no longer needed for trails; repealing a prior land conveyance; amending Laws 1981, chapter 190, section 3; repealing Laws 1984, chapter 502, article 13, section 15.	595	1301	1164a 1507 (H1235)					
1063	relating to state government; regulating the career executive service; specifying executive branch conflicts of interest; providing for review of state trooper arbitration awards; regulating approved complements; regulating liquidation of vacation leave; amending Minnesota Statutes 1984, sections 16A.123, subdivision 3; 16B.65, subdivision 3; 43A.17, subdivision 8; 43A.21, subdivision 5; 43A.38, subdivision 5; 62D.22, subdivision 7; and 299D.03, subdivision 11.	595		(H513)					
1064	relating to local government; authorizing the city of Carlton to issue general obligation bonds to finance the acquisition and betterment of a new fire hall; permitting participation by other local government units; providing for the debt limit of the city of McGregor; requiring land within the Fond du Lac Indian reservation to be offered for sale to the Fond du Lac band; amending Minnesota Statutes 1984, section 282.01, by adding a subdivision.	595	1982	1153a 1301 1972a 2546					
1065	relating to transportation; regulating recreational vehicles; regulating all-terrain vehicles; regulating routes to the trunk highway system; prescribing fees; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 84.92; 84.922, subdivisions 1, 3, 5, 6, 7, 8, and by adding subdivisions; 84.925; 84.927; 84.928; 85.018; 100.273, subdivision 9; 161.117; 168.012, subdivision 3a; 169.045; 169.825, subdivision 8; and (Continued next page)	595	3000 3998	2015 2015a 2084 2999a 3509 3542 3933a 5298a 5305a 5349a	5351 5814	5814 6111	5814	6109	452

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1065	— Continued 296.16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 84.								
1066	relating to solid waste; prohibiting the operation, construction, and expansion of a waste facility in the city of Ramsey; providing for local approval.	596							
1067	relating to commerce; requiring certain agreements to extend credit to be in writing; proposing coding for new law in Minnesota Statutes, chapter 513.	596	1093	1049a 2476	2476	3504	3369	3503	245
1068	relating to agriculture; regulating milk handling equipment installers; requiring a license; setting a fee; appropriating money; amending Minnesota Statutes 1984, section 32.394, by adding a subdivision.	596							
1069	relating to environment; prohibiting the burial of hazardous wastes in a manner that may contaminate potable water; amending Minnesota Statutes 1984, sections 115A.075; and 115A.20.	596		702					
1070	relating to environment; providing for state grants for the construction of collector sewers in totally unsewered cities; amending Minnesota Statutes 1984, section 116.16, subdivision 2.	596	1917	702 1477 1912a 3509					
1071	relating to corporations; providing for access by shareholders to certain corporate records; protecting the privacy of individuals; amending Minnesota Statutes 1984, sections 302A.011, by adding a subdivision; and 302A.461, subdivisions 4 and 5, and by adding a subdivision.	596	1533	1520a 1947	1947	2869	2154	2771	97
1072	relating to education; allowing school districts to place handicapped pupils under certain circumstances; amending Minnesota Statutes 1984, section 120.17, by adding a subdivision.	597							
1073	relating to taxation; providing for installment payments of deferred special assessments plus interest upon sale of green acres property; amending Minnesota Statutes 1984, section 273.111, subdivision 11.	597	876	842a 1305	1446				
1074	relating to taxation; reducing individual income taxes; amending Minnesota Statutes 1984, section 290.06, subdivision 2c.	597							
1075	relating to local government; permitting land transfer between Ramsey county and town of White Bear.	597	1301	1146a 1509 (H1226)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1076	relating to game and fish; rescinding authority to purchase the walleye quotas of Lake of the Woods and Rainy Lake commercial fishermen; amending Minnesota Statutes 1984, section 97.86, subdivision 1; repealing Minnesota Statutes 1984, section 102.26, subdivisions 3a, 3b, 3c, and 3d.	597		877					
1077	relating to courts; providing for reimbursement of residents required to testify in another state in criminal cases; amending Minnesota Statutes 1984, section 634.06.	597	1509	1504a 1946	1946	3499	2962	3498	151
1078	relating to Winona county; authorizing the sale of certain property.	597		(H1152)					
1079	relating to intoxicating liquor; authorizing the town of Cannon Falls to issue an off-sale license.	598							
1080	relating to animals; prohibiting transfer of certain animals for use in research; regulating dealers in certain animals; amending Minnesota Statutes 1984, section 35.71.	598	2636	807 1545 1617a 2084 2420a 2636 3509 3692					
1081	relating to education; appropriating money for a grant to the Arlington/Gaylord/Gibbon/Winthrop cable communications commission.	598							
1082	relating to insurance; accident and health; requiring coverage for home health care and care in skilled or intermediate care facilities; regulating long-term nursing care policies; amending Minnesota Statutes 1984, section 62A.31; proposing coding for new law in Minnesota Statutes, chapter 62A.	598							
1083	relating to collection and dissemination of data; classifying mental health data; providing that an agency of the welfare system may not require release of mental health data as a condition for receiving services; amending Minnesota Statutes 1984, section 13.46, subdivisions 1, 2, 7, and 10.	598							
1084	relating to motor vehicles; expanding definition of "motorized bicycle" to include motor scooters; amending Minnesota Statutes 1984, sections 168.011, subdivision 27; 169.01, subdivision 4a; and 171.01, subdivision 20.	598							
1085	relating to human services; changing and making permanent the grant program for chronically mentally ill persons; amending Minnesota Statutes 1984, section 256E.12.	598		728					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1086	relating to local government; providing for the arbitration of water price disputes between the city of St. Paul and the cities of Maplewood and Mendota Heights.	599	1301	1113 2892					
1087	relating to drainage; authorizing the construction of roads rather than bridges or culverts in certain instances; amending Minnesota Statutes 1984, section 106.471, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 106.	599	1683	1634a 2002	2002	3208	2418	2772	102
1088	relating to the revenue recapture act; including the University of Minnesota in the definition of claimant agency; amending Minnesota Statutes 1984, sections 270A.02; and 270A.03, subdivision 2.	599	806	703 768 1305	1441	3503	3313	3503	235
1089	relating to human services; raising the standards of assistance for families in the general assistance program; limiting monthly payments for facilities with negotiated rates; granting rulemaking authority; appropriating money; amending Minnesota Statutes 1984, section 256D.01, subdivisions 1a and 1b.	599							
1090	relating to education; providing for decline pupil units in certain school districts; appropriating money; amending Minnesota Statutes 1984, sections 124.17, by adding a subdivision; 124A.02, subdivision 6, and by adding a subdivision; and 124A.03, subdivision 3.	599							
1091	relating to natural resources; providing for performance bonds or equivalent security for forestry development projects; amending Minnesota Statutes 1984, section 574.26; proposing coding for new law in Minnesota Statutes, chapter 574.	599	1423	1321a 2546					
1092	relating to human services; establishing a new administration system for certain programs; providing for distribution of system costs; establishing a county services revolving account; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256.	600		725 728 973					
1093	relating to environment; creating the governor's nuclear waste council; providing for the inspection of shipping and designation of transportation routes; providing coordination with the federal government's nuclear waste site planning; providing for emergency preparedness to nuclear incidents; requiring legislative approval for construction of a nuclear fission electrical generating plant in Minnesota; appropriating money; amending Minnesota	600		703 868a 1108 1130a 1453					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1093	— Continued Statutes 1984, sections 116C.71, by adding a subdivision; 116C.72; 116C.731, subdivisions 3 and 4, and by adding subdivisions; and 216B.243, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 116C.								
1094	relating to human services; revising methods for determining state payments to counties for administrative costs of public assistance programs; revising the community social services act; requiring the commissioner to develop standards; establishing minimum funding levels; requiring a study; amending Minnesota Statutes 1984, sections 256D.22; 256E.05, subdivision 3; 256E.06, subdivisions 2, 2a, 5, 6, and by adding subdivisions; 256E.08, subdivision 1; and 256E.09, subdivisions 1, 2, and 3; repealing Minnesota Statutes 1984, section 256E.06, subdivision 7.	600	2865	737a 2863a (H1258)					
1095	relating to public employees; regulating teacher labor relations; prohibiting the hiring of certain substitute teachers; providing for special state aid reduction in teacher strikes; regulating the school year; amending Minnesota Statutes 1984, sections 179A.13, by adding a subdivision; 179A.14, subdivision 1, and by adding a subdivision; 179A.15; 179A.18, subdivisions 2, 3, and by adding a subdivision; and 179A.20, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 179A.	600							
1096	relating to the city of Hermantown; permitting the city to fix the size of its public utilities commission.	600	1093	1038 1295 (H953)					
1097	relating to parks, open space and recreation; authorizing the issuance of state bonds and expenditure of the proceeds to acquire and better regional recreational open space lands by the metropolitan council and metropolitan area local governmental units; authorizing expenditures for acquisition and betterment of state parks, recreation areas, trails, forests, fishing management lands, wildlife management areas, scientific and natural areas, wild, scenic, and recreational rivers, canoe and boating routes, and public water access; appropriating money.	600		922a 980					
1098	relating to ethics in government; enlarging the definition of lobbyist; amending Minnesota Statutes 1984, section 10A.01, subdivisions 11 and 18.	601		703					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1099	resolution memorializing the President and Congress of the United States to award posthumous Medals of Freedom to Andrew Goodman, Michael Schwerner, and James Chaney.	601	1029	1005 1890	1890				
1100	relating to commerce; regulating transient merchants; amending Minnesota Statutes 1984, sections 329.099; 329.14; and 329.15.	601		(H530)					
1101	relating to local government; permitting the municipal board to require meetings to discuss disputed issues; amending Minnesota Statutes 1984, section 414.01, by adding a subdivision.	601	1093	703 1038 1295 (H1065)					
1102	relating to local government; regulating certain municipal dissolutions and annexations; amending Minnesota Statutes 1984, sections 412.091; 414.033, by adding subdivisions; and 414.061, by adding a subdivision.	601	1093	703 1038 1385 (H991)					
1103	relating to intoxicating liquor; permitting counties to issue off-sale licenses and combination licenses in towns; amending Minnesota Statutes 1984, section 340.11, subdivision 10a; repealing Minnesota Statutes 1984, section 340.11, subdivision 10b.	601	1301	1110a 2648a 2738a 3020 (H1233)	2738	2810			
1104	relating to taxation; making administrative and technical changes to income tax and property tax refund provisions; amending Minnesota Statutes 1984, sections 60A.13, subdivision 1a; 80A.09, subdivision 1; 136D.28, subdivision 4; 136D.741, subdivision 7; 136D.89, subdivision 4; 270.67, by adding a subdivision; 270.75, subdivision 4; 290.06, subdivision 3d; 290.069, subdivision 5; 290.08, subdivision 8; 290.09, subdivision 4; 290.095, subdivision 10; 290.101, subdivision 1; 290.172; 290.18, subdivision 2; 290.42; 290.50, subdivision 2; 290.523, subdivision 2; 290.92, subdivisions 5a, 6, 19, and 28; 290.97; 290.9726, subdivision 2; 290A.03, subdivisions 3 and 11; 290A.11, subdivision 2, and by adding a subdivision; 290A.19; repealing Laws 1983, chapters 213, section 2; and 247, section 122; and Laws 1984, chapter 514, article 2, section 13.	602	1683	1631a 2424 (H1045)					
1105	relating to taxation; sales and use; exempting new farm machinery; amending Minnesota Statutes 1984, sections 297A.02, subdivision 2; 297A.14; and 297A.25, subdivision 1.	602							
1106	relating to the legislature; reducing its size; amending Minnesota Statutes 1984, sections 2.021 and 2.031, subdivision 1.	602							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1107	relating to taxation; sales and use; exempting capital equipment and special tooling; amending Minnesota Statutes 1984, sections 297A.02, subdivision 2; 297A.14; and 297A.25, subdivision 1; repealing Minnesota Statutes 1984, section 297A.15, subdivision 5.	602							
1108	relating to game and fish; affording protection to the coyote; authorizing a season thereon; amending Minnesota Statutes 1984, sections 100.26, subdivision 1; and 100.27, subdivisions 3 and 7.	602							
1109	relating to labor; providing a credit for tipped employees with respect to minimum wages; amending Minnesota Statutes 1984, sections 177.24, subdivision 2; and 177.28, subdivision 4; repealing Minnesota Statutes 1984, section 177.295.	602							
1110	relating to agriculture; restricting ownership of farm land by financial institutions; requiring lenders and farmers to review financial status before foreclosure; providing for discharge in bankruptcy of income tax on certain gain; amending Minnesota Statutes 1984, sections 500.24, subdivisions 2, 3, and 5; 580.02; proposing coding for new law in Minnesota Statutes, chapters 47, 290, 581, and 582.	603	1982	807 1460a 1976a 3509					
1111	relating to metropolitan government; providing an independent review board to consider certain disputed matters; proposing coding for new law in Minnesota Statutes, chapter 473.	603							
1112	relating to mental health; extending the demonstration project for treatment of compulsive gamblers; appropriating money; amending Laws 1984, chapter 616, section 1.	603							
1113	relating to insurance; requiring provision of certain information by insurers; regulating certain provisions of surplus lines insurance; regulating the conditions of certain insurance policies; providing for the organization of certain insurance-related associations;prohibiting certain practices; amending Minnesota Statutes 1984, sections 60A.02, subdivision 7; 60A.10; 60A.131, subdivision 1; 60A.17, subdivision 1a; 60A.1701, subdivisions 5 and 10; 60A.197; 60C.08, subdivision 1; 61B.05, subdivision 1; 62A.146; 62A.17, subdivision 6; 62B.05; 62D.19; 62E.10, subdivision 2; 62E.12; 62E.16; 65B.03; 65B.43, by adding a subdivision; 65B.48, subdivision 3a; 65B.63, subdivision 1; 67A.25, subdivision 1; 72A.20, by adding a subdivision; (Continued next page)	603	1301	1295a 2550					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1113	— Continued 79.252, subdivision 4; and 79.62; repealing Minnesota Statutes 1984, sections 60A.15, subdivision 14; and 62A.025.								
1114	relating to economic development; creating a comprehensive economic development strategy commission to review state economic development efforts, to develop a strategy for state investment in economic development, and to report to the governor and the legislature; appropriating money.	603		750a 807 999a					
1115	relating to human services; changing provisions of the aid to families with dependent children program; redefining human services assistance terms; clarifying assistance provisions; excluding certain property and income for assistance purposes; establishing a procedure for collection of overpayments; excluding certain women from work registration; changing medical assistance length of eligibility; allowing a $50 disregard for child support; clarifies assistance application and issuance procedures; clarifying the county of responsibility; amending Minnesota Statutes 1984, sections 256.12, subdivision 20; 256.73, subdivisions 2, 3a, and 6; 256.736, subdivisions 3 and 4; 256.74, subdivisions 1, 1a, and 2; 256.76, subdivision 1; 256.78; 256.79; and 256.871, subdivision 3.	604							
1116	relating to human services; clarifying the subsidy program requirements for families with mentally retarded children; authorizing the commissioner to adopt rules to govern the program; amending Minnesota Statutes 1984, sections 252.291, subdivisions 2 and 3; 252.32; 256B.092, subdivisions 3, 7, and by adding a subdivision; and 256B.501, subdivision 8; repealing Minnesota Statutes 1984, section 252.27, subdivision 4.	604		1087a					
1117	resolution memorializing the President and Congress of the United States to amend the Social Security Act to reverse overly-restrictive administrative interpretation of that act.	604	806	786 1314	1442				
1118	relating to agriculture; requiring lender's response for an agricultural production input lien be sent to borrowers; providing filing procedure; authorizing rules; amending Minnesota Statutes 1984, sections 514.952, subdivisions 2, 3, 4, and 5; 514.954, subdivision 1; 514.956, subdivision 3, and by adding a subdivision.	604	1424	807 1027a 1333a 2739	2739	3504	3369	3503	246

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1119	relating to local government; increasing the amount that a county board may credit to the sheriff's contingency fund; amending Minnesota Statutes 1984, section 387.212.	707	1093	1051a 1892	1892	2727	2098	2610	82
1120	relating to human services; changing nursing home prohibited practices for participation in medical assistance; amending Minnesota Statutes 1984, section 256B.48, subdivision 1.	707							
1121	relating to veterans; making certain veterans eligible for the state civil service veterans preference; repealing Minnesota Statutes 1984, section 43A.11, subdivision 2.	707		1037 1081 1454					
1122	relating to liquor; recodifying statutory provisions relating to intoxicating liquor and nonintoxicating malt liquor; amending Minnesota Statutes 1984, sections 260.015, subdivision 22; 299A.02; 473F.02, subdivision 17; and 624.701; proposing coding for new law in Minnesota Statutes, chapter 171; proposing coding for new law as Minnesota Statutes, chapters 297C and 340A; repealing Minnesota Statutes 1984, sections 340.001 to 340.988.	707		(H1145)					
1123	relating to public utilities; deregulating providers of coin telephone service; imposing a penalty; amending Minnesota Statutes 1984, section 237.01, subdivision 2, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 237.	708		(H1025)					
1124	relating to retirement; Minneapolis teachers maximum service credit accrual; amendment of articles.	708							
1125	relating to victims of crime; establishing a crime victim ombudsman; providing the ombudsman with authority to investigate complaints with regard to treatment of victims; proposing coding for new law in Minnesota Statutes, chapter 611A.	708	2865	1000a 2861a 3509					
1126	relating to crimes; changing reparations provisions for crime victims; amending Minnesota Statutes 1984, sections 611A.53, subdivision 2; and 611A.54	708	1301	1136a 3021 (H1231)					
1127	relating to children; expanding the definition of a medically neglected child; providing for intervention by commissioner of human services after a report of medical neglect; requiring the local agency to report and initiate proceedings in cases of medical neglect; amending Minnesota Statutes 1984, sections 260.015, subdivision 10; 626.556, subdivisions 2 and 10, and by adding a subdivision.	708	2752	1029 1318 1329a 1476 1533 2750a 3102a (H1175)	3104				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1128	relating to the legislature; reducing the number of members of the senate and house of representatives; amending Minnesota Statutes 1984, sections 2.021; and 2.031, subdivision 1; and repealing Minnesota Statutes 1984, section 2.031, subdivision 2.	708							
1129	relating to occupations and professions; providing licensing requirements for closing agents; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 82.	709							
1130	relating to occupations and professions; changing the composition of the board of medical examiners and the method of appointing board members; authorizing the release of certain information by the board of medical examiners; requiring the board of medical examiners to adopt a written statement describing its procedures, and publish disciplinary actions; revising the standards for licensing and disciplining physicians; establishing reporting requirements for health professionals and granting immunity to those complying with reporting requirements; establishing special requirements for health-related licensing boards; recodifying certain provisions in Minnesota Statutes, chapter 147; amending Minnesota Statutes 1984, sections 147.01, subdivisions 1, 2, and 4; 147.02, subdivision 1, and by adding subdivisions; 147.021; 147.03; 147.073; 147.074; 147.09; 147.10; 155A.08, subdivision 2; 176.011, subdivision 9; 214.07, subdivision 1; and 214.10, subdivision 1, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 147; repealing Minnesota Statutes 1984, sections 147.02, subdivision 2; 147.06; 147.07; 147.072; 147.101; 147.11; 147.12; 147.13; 147.16; 147.17; 147.18; 147.19; 147.20; and 147.23.	709	2723	861a 2710a 2994a	2995 3266	3266 3504	3265	3503	247
1131	relating to the city of South St. Paul; providing for the financing of certain public improvements.	709	1982	1972a 2122	2122	3499	3009	3498	146
1132	relating to elections; requiring school district elections to comply with the Minnesota election laws; amending Minnesota Statutes 1984, sections 123.11; and 123.32, subdivision 1; repealing Minnesota Statutes 1984, sections 123.32, subdivisions 2, 3, 4, 5, 6, 8, 8a, 24, and 25; and 200.015.	709							
1133	relating to health; establishing a procedure for declaration by competent adults that life-prolonging procedures may be withheld or withdrawn; providing a form; providing for revocation; establishing procedures in	709							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1133	— Continued absence of a living will; providing for immunity from liability; providing for penalties; specifying effect on insurance and during pregnancy; preserving existing consensual medical treatment rights; proposing coding for new law in Minnesota Statutes, chapter 145.								
1134	relating to taxation; increasing the maximum dependent care credit for certain recipients; amending Minnesota Statutes 1984, section 290.067, subdivisions 1 and 2.	710							
1135	relating to retirement; defining and providing for the payment of disability benefits to members of the teachers retirement association for occupational disability; amending Minnesota Statutes 1984, sections 354.05, by adding a subdivision; and 354.48, subdivisions 1, 2, 3, 4, 6, 7, and 10.	710							
1136	relating to retirement; teachers variable annuity fund transfers and repayments; amending Minnesota Statutes 1984, section 354.146, subdivision 1, and by adding subdivisions.	710							
1137	relating to retirement; state employees retirement system; reversing the workers' compensation offset; allowable service computation for leaves of absence; deferred annuities; disability benefits; amending Minnesota Statutes 1984, sections 176.021, subdivision 7; 352.01, subdivision 11; 352.22, subdivision 3; and 352B.10; repealing Minnesota Statutes 1984, section 352.113, subdivision 5.	710		710 806					
1138	relating to the borough of Belle Plaine; permitting Belle Plaine to use the term "borough" for all purposes; amending Minnesota Statutes 1984, sections 410.015; and 413.02, subdivision 5, and by adding a subdivision.	710	1093	1043 1385 (H1032)					
1139	relating to corrections; providing for costs of transporting convicted persons and children adjudicated delinquent to correctional facilities; amending Minnesota Statutes 1984, section 243.17, subdivision 1.	710							
1140	relating to agriculture; requiring swine herd identification for disease control and meat inspection;proposing coding for new law in Minnesota Statutes, chapter 17A.	711	1093	1082a 1941a	1942 3482	3482 3505	3482	3505	258
1141	relating to Ramsey county; exempting county highways from seasonal load restrictions unless posted by the county authority; proposing coding for new law in Minnesota Statutes, chapter 383A.	711	1029	1016 1385 (H796)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1142	relating to banking; providing assistance to customers of failed banks; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 57.	711							
1143	relating to motor vehicles; abolishing certain fees related to special license plates issued to former prisoners of war; amending Minnesota Statutes 1984, section 168.125, subdivision 1.	711							
1144	resolution memorializing Carthage and Rome to congratulate them on signing a peace treaty to end the Punic Wars.	711							
1145	relating to elections; clarifying the term "corporation" as it relates to campaign contributions; amending Minnesota Statutes 1984, section 210A.34, by adding a subdivision.	711	1301	1109 1477 1932					
1146	relating to education; establishing a demonstration site program for mastery learning through individualized learning plans; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 129B.	711							
1147	relating to Ramsey county; placing the position of law clerk investigator in the unclassified service; amending Minnesota Statutes 1984, section 383A.29, subdivision 6.	712		(H823)					
1148	relating to commerce; defining "trade secret"; amending Minnesota Statutes 1984, section 325C.01, subdivision 5.	712	1093	1049 1942	1942	3502	3072	3501	196
1149	relating to retirement; Duluth police relief association; consolidation into the public employees police and fire fund; terminating the Duluth police relief association; transferring of assets and records; repealing Laws 1949, chapter 153; Laws 1953, chapter 91; Laws 1955, chapter 187; Laws 1959, chapter 191; Laws 1975, chapter 408; Laws 1976, chapter 99; and Laws 1980, chapter 600, section 11.	712							
1150	relating to health; stating legislative intent for abortion services; proposing coding for new law in Minnesota Statutes, chapter 145.	712		712 806 (H771)					
1151	relating to elections; adopting the court-ordered congressional redistricting plan, but changing Ottawa township in LeSueur county from the second to the first congressional district; repealing Minnesota Statutes 1984, sections 2.741 to 2.811.	712	1301 4429	1109a 2546 4396a 5396	5396				
1152	relating to local government; authorizing the creation of a youth coordinating board in the city of Minneapolis.	712	1301	1113 1517 (H1198)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1153	relating to malt beverages; defining terms requiring registration numbers and records; providing a penalty; proposing coding for new law in Minnesota Statutes, chapter 340.	713							
1154	relating to crimes; repealing law regulating carrying and transferring of pistols; repealing law prohibiting sale of Saturday Night Special Pistols; amending Minnesota Statutes 1984, sections 624.715; and 624.717; repealing Minnesota Statutes 1984, sections 624.7131; 624.7132; 624.714; 624.716; and 624.718.	713							
1155	relating to driver's licenses; allowing same time for expiration of driver's license for spouse of active duty member of armed forces; amending Minnesota Statutes 1984, section 171.27.	713		(H835)					
1156	relating to natural resources; establishing a youth conservation corps to promote employment of youths and young adults; providing for agricultural research grants; establishing a legal assistance program for financially distressed farmers; redefining hazardous waste; increasing the tax on cigarettes; providing for an alcohol fuel pilot project; providing for a feasibility study for a region 7E historical center; appropriating money for various natural resource-related projects, a youth conservation corps, lime sludge removal, the Moose Lake and Windemere area sanitary sewer district, and the agricultural land preservation program; amending Minnesota Statutes 1984, sections 86.03; 86.07, subdivision 1, and by adding a subdivision; 86.11, by adding a subdivision; 116.06, subdivision 13; 297.02, subdivision 1; and 297.22, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 84C.	713		1059a					
1157	relating to corrections; updating the recordkeeping systems of jails and lockups; amending Minnesota Statutes 1984, sections 641.05; and 642.07.	713		(H1193)					
1158	relating to psychotherapists; providing a cause of action for wrongful sexual contact; requiring insurance coverage; requiring reporting of sexual abuse by psychotherapists; imposing a penalty; amending Minnesota Statutes 1984, section 549.20, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 626; proposing coding for new law as Minnesota Statutes, chapter 148A.	713							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1159	relating to corporations; regulating corporate take-overs and control share acquisitions; defining terms; prescribing penalties; amending Minnesota Statutes 1984, sections 80B.01, subdivisions 6, 8, and 9; 80B.03, subdivisions 1, 2, 4a, 5, and 6; 80B.05; 80B.06, subdivision 7; 80B.07, subdivision 3; 80B.10, subdivisions 1, 4, and by adding a subdivision; 302A.011, subdivisions 37, 39, and by adding a subdivision; 302A.449, subdivision 7; and 302A.671; repealing Minnesota Statutes 1984, section 80B.06, subdivisions 3, 4, and 6.	714	1874	714 806 1476a 1745a 2575a	2579 3484	3075 3233 3314 3483*	3075		
1160	relating to human services; establishing procedures for the involuntary administration of antipsychotic medication; amending Minnesota Statutes 1984, sections 253B.02, by adding subdivisions; and 253B.03, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 253B.	714							
1161	relating to taxation; providing that property of the metropolitan sports facilities commission that is leased to tenants retains its tax-exempt status; amending Minnesota Statutes 1984, section 473.556, subdivision 4.	714	1476	1473a 3509					
1162	relating to game and fish; authorizing the commissioner of natural resources to permit, on an experimental basis, the taking of two deer by one hunter, under conditions and restrictions prescribed by order; proposing coding for new law in Minnesota Statutes, chapter 98.	714		807					
1163	relating to utilities; exempting small, qualifying energy facilities from the certificate of need process; amending Minnesota Statutes 1984, section 216B.243, subdivision 8.	714		(H1037)					
1164	relating to education; extending a deadline for compliance with certain UFARS standards; amending Minnesota Statutes 1984, section 121.908, subdivision 6.	715							
1165	relating to regional development commissions; providing for dissolution of a commission upon petition by cities, counties, and towns; amending Minnesota Statutes 1984, section 462.398, subdivisions 1 and 2.	715	1301	1152a 2547					
1166	relating to education; aids to school districts; requiring that AFDC pupil units be computed each year based upon the annual count of pupils whose families receive aid to families with dependent children; amending Minnesota Statutes 1984, sections 124.17, by adding a subdivision; and 124A.02, subdivision 16.	715							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1167	relating to the city of New Brighton; providing an exception from the New Brighton police civil service system for the chief and deputy chief of police.	715	1301	1113 1508 (H1199)					
1168	relating to game and fish; authorizing elderly hunters to take deer of either sex; amending Minnesota Statutes 1984, section 98.47, by adding a subdivision.	715							
1169	relating to metropolitan government; metropolitan transit; establishing requirements relating to membership on the regional transit board; funding the local transit subsidy program; providing for the distribution of local transit assistance funds in the metropolitan area by the regional transit board; limiting the use of transit assistance funds; extending unclassified coverage to certain employees; giving the transit board condemnation authority; making various changes in contract transit programs; authorizing issuance of bonds by the board; giving the board authority over regular route fares; regulating management contracts; prohibiting certain persons from receiving remuneration from certain suppliers; providing for various standards and procedures of metropolitan commissions; requiring reports and plans; regulating duties of the regional transit board; providing for the audit of certain metropolitan commissions; appropriating money; amending Minnesota Statutes 1984, sections 15.0591, subdivision 2; 15A.081, subdivision 1, and by adding a subdivision; 174.32, subdivisions 1, 2, and 3; 473.129, by adding a subdivision; 473.141, subdivisions 9 and 13, and by adding a subdivision; 473.163, by adding a subdivision; 473.245; 473.373, subdivisions 2, 4, and 7; 473.375, subdivisions 1 and 16, and by adding a subdivision; 473.38, subdivision 1; 473.375, subdivision 4; 473.384, subdivision 6; 473.386, subdivision 2; 473.39, by adding a subdivision; 473.405, subdivision 12; 473.435, subdivision 2; and 473.446, subdivisions 1, 1a, 2a, and 3; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1984, section 473.446, subdivision 6.	715		877 974a 1366a 1424 1628a					
1170	relating to state government; establishing a management analysis division revolving fund; amending Minnesota Statutes 1984, sections 16B.36, subdivision 1; and 16B.48, subdivision 2.	716		999					
1171	relating to state lands; conveying land to Olmsted county.	716	1093	1083a 2642a	2642 3009	3009 3502	3009	3501	225

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1172	relating to taxation; property; exempting certain leased lakeshore property; amending Minnesota Statutes 1984, section 272.02, subdivision 1.	716							
1173	relating to outdoor recreation; renaming a state trail; amending Minnesota Statutes 1984, section 85.015, subdivision 10.	716	1424	1354 3509					
1174	relating to retirement; state employees retirement system; contributions; benefit formula; early retirement reduction; surviving spouse benefit; amending Minnesota Statutes 1984, sections 352.04, subdivisions 2 and 3; 352.115, subdivision 3; 352.116, subdivision 1; and 352.12, subdivision 2.	716							
1175	relating to natural resources; providing for payment of attorney fees for proceedings involving the determination of public waters and wetlands; appropriating money.	716		1375a					
1176	relating to children; requiring a new job classification in child protection; requiring continuing education; providing for a joint training program; requiring a report to the legislature; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 626.	717	2723	1527a 2710a 2775a	2776 3251	3006 3007 3034 3249* 3506	3006 3336	3506	275
1177	relating to wild animals; increasing certain game, fish, and related license and other fees; amending Minnesota Statutes 1984, sections 97.4841, subdivision 3; 97.4842, subdivision 2; 98.46, subdivisions 2, 14, and 15; 98.47, subdivision 1; and 100.271, subdivision 2.	717		1318a					
1178	relating to utilities; providing that owners of electric power lines are strictly liable for damages resulting from contact with lines; requiring owners to trim vegetation around lines; providing that failure to trim vegetation is a nuisance; proposing coding for new law in Minnesota Statutes, chapter 561.	717							
1179	relating to the legislature; providing a method for the permanent preservation and use of legislative minutes, tape recordings, bills, and engrossments; amending Minnesota Statutes 1984, section 138.17, subdivisions 1 and 7; proposing coding for new law in Minnesota Statutes, chapters 3 and 138.	717							
1180	relating to real property; changing the manner of serving notice to register title to real estate; amending Minnesota Statutes 1984, sections 508.16, subdivision 1; 508.29; 508.39; and 508A.39.	717							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1181	relating to public safety; utilities; providing for funding of 911 emergency telephone service; appropriating money.	717		1037a					
1182	relating to taxation, sales and use; providing for collection of tax on property purchased for resale by nonprofit organizations; proposing coding for new law in Minnesota Statutes, chapter 297A.	718							
1183	relating to intoxicating liquor; providing for issuance of licenses within Indian country; allowing the sales between collectors of discontinued brands of beer in cans; requiring the licensing of liquor brokers; changing the effective dates for licensing by the charitable gambling board; authorizing the issuance of on-sale licenses in certain theaters in Minneapolis; amending Minnesota Statutes 1984, section 340.11, subdivision 15, and by adding a subdivision; Laws 1984, chapter 502, article 12, section 26, as amended; and Laws 1985, chapter 3, section 4; proposing coding for new law in Minnesota Statutes, chapter 340.	718	877	843a 1310a	1447 3409	3014 3034 3119 3405* 3509	3014 3490	3508	308
1184	relating to education; providing for a research and development student learning program and a teacher education program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 125.	718							
1185	relating to veterans; providing space in the veterans service building for certain veterans organizations; amending Minnesota Statutes 1984, section 197.58.	718	876	839a 1388 (H982)					
1186	relating to state government; providing for fees for cooperative purchasing and transfer of state surplus property; amending Minnesota Statutes 1984, sections 16B.09, by adding a subdivision; and 16B.29.	718		998					
1187	relating to local government; regulating municipal employee residency requirements; exempting certain firefighters; amending Minnesota Statutes 1984, section 415.16, by adding a subdivision.	718	1301	1147a 2483a	2483	3502	3072	3501	197
1188	relating to agriculture; restricting limited partnership ownership of agricultural land; amending Minnesota Statutes 1984, section 500.24.	718							
1189	relating to local government; fixing conditions of certain energy improvement loans; amending Minnesota Statutes 1984, section 471.65.	719	1301	888 1152 2546					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1190	relating to housing; providing for local and regional review and comment on housing programs; extending interest reduction program; ratifying the Minneapolis/St. Paul housing finance board established under a joint powers agreement; clarifying tax status of public housing property managed by a housing redevelopment authority or public housing agency; amending Minnesota Statutes 1984, sections 462C.02, by adding subdivisions; 462C.03, subdivision 1, and by adding a subdivision; 462C.04, subdivision 2; 462C.09, subdivisions 2a and 3, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 272 and 462C; repealing Minnesota Statutes 1984, sections 462.445, subdivision 13; and 462C.09, subdivision 2.	719	1683	1403a 1477 1623a 2006a	2007				
1191	relating to human rights; eliminating court examination of evidence when there is a failure to comply with an order; amending Minnesota Statutes 1984, section 363.091.	719	1423	1331a 3509					
1192	relating to education; changing the name of and provisions about the Minnesota school for the deaf and the Minnesota braille and sight saving school; authorizing participation in certain state programs; requiring development of a two-year plan; declassifying professional supervisory staff; amending Minnesota Statutes 1984, sections 128A.01; 128A.02; 128A.03; and 128A.05.	719	1424	965a 1424 2546					
1193	relating to taxation; aggregate removal production; eliminating time requirement for notifying operator of unpaid tax; imposing a penalty; amending Minnesota Statutes 1984, section 298.75, subdivisions 4 and 6.	719	876	842a 1920a	1920	6110	5915	6109	403
1194	relating to education; permitting arrangements between certain districts and post-secondary institutions for the exchange of pupils and between districts for the exchange of teachers in certain cases; amending Minnesota Statutes 1984, section 123.3513.	719							
1195	relating to the Minnesota convention center; authorizing the issuance of bonds and appropriating money for it; continuing the Minnesota convention facility commission and prescribing its responsibilities; proposing coding for new law in Minnesota Statutes, chapter 473.	720							
1196	relating to child care; establishing child care resource and referral programs; amending Minnesota Statutes 1984, sections 245.83, by adding a	720	4085	807 4018a 4874	4874				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1196	— Continued subdivision; and 245.84, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268.								
1197	relating to agriculture; creating an exception to the corporate farming law; amending Minnesota Statutes 1984, section 500.24, subdivision 3.	720	1301	1113 1914 (H1570)					
1198	relating to the environment; providing a PCB amnesty program; prohibiting installation of PCB products in public buildings; requiring PCB products to be removed from public buildings according to a schedule; providing for notification of fire departments of PCB products;providing for burning of PCB oil; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 116.36, subdivision 1, and by adding subdivisions; and 116.37, subdivisions 1, 2, 3, 4, 5, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 116.	720		1506a					
1199	relating to agriculture; clarifying the meaning of lender in the Minnesota emergency farm operating loans act; amending Laws 1985, chapter 4, section 3, subdivision 8.	720	806	801 891 1018 (H1216)					
1200	relating to economic development; creating an enterprise zone to be designated by the city of Cottage Grove.	720		1121a					
1201	relating to agriculture; prohibiting leases of agricultural production land for fixed amounts; proposing coding for new law in Minnesota Statutes, chapter 500.	721							
1202	relating to environment; requiring the commissioner of health to monitor the quality of water in private water wells in the metropolitan area; amending Minnesota Statutes 1984, section 473.845, subdivision 2.	817	1917	1913a	2067	3502	3112	3501	198
1203	relating to state departments and agencies; requiring agencies to provide services and materials in languages other than English; proposing coding for new law as Minnesota Statutes, chapter 15B.	817	1423	1325a 1926a	1927				
1204	relating to motor vehicles; establishing special license plates for personal vehicles of members of the reserves of the United States armed forces in Minnesota; amending Minnesota Statutes 1984, section 168.12, by adding a subdivision.	817							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1205	relating to natural resources; allowing compensation for damage of crops by elk; appropriating money; amending Minnesota Statutes 1984, section 3.737.	818		1357a					
1206	relating to local government; permitting land transfers between Ramsey county and the town of White Bear.	818		(H1226)					
1207	Relating to drainage; clarifying the meaning of "repair" of drainage systems; amending Minnesota Statutes 1984, section 106.471, subdivision 1.	818							
1208	relating to the city of Gaylord; authorizing the issuance of general obligation bonds to finance the acquisition and betterment of municipal buildings.	818	1683	1146 1586a 1994a	1994	3208	2418	2772	103
1209	relating to education; excluding assets from parental contributions for some state scholarship and grant applicants; requiring a study; requiring notification of financial aid changes; appropriating money.	818							
1210	relating to corrections; appropriating money for the community corrections act.	818							
1211	relating to utilities; prescribing fees and assessments relating to certificate of need process; exempting small telephone companies and public utilities from certain assessments by the public utilities commission and department of public service; amending Minnesota Statutes 1984, sections 216B.62, subdivisions 2, 3, 6, and by adding a subdivision; 237.295, subdivision 2; repealing Minnesota Statutes 1984, section 216B.243, subdivision 6.	818		4351					
1212	relating to energy; prohibiting public utilities from recovering revenues lost under large volume natural gas contracts from certain ratepayers; amending Minnesota Statutes 1984, section 216B.16, by adding a subdivision.	819							
1213	relating to education; appropriating money for a grant to the Mid State Educational Cooperative.	819							
1214	relating to negligence; clarifying immunity from liability for volunteer firefighters who render assistance at scenes of emergency; amending Minnesota Statutes 1984, section 604.05, subdivision 2.	819	1533	1523a 1957	1957	3208	2154	2772	104
1215	relating to local government; permitting insurance and indemnification of certain municipal electric power personnel; correcting a statutory cross	819		(H1254)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1215	— Continued reference; amending Minnesota Statutes 1984, section 453.55, subdivision 11.								
1216	relating to human services; establishing requirements for notices to municipalities concerning the establishment of programs for disabled and dependent persons; amending Minnesota Statutes 1984, section 245.821, subdivision 1.	819							
1217	relating to education; permitting independent school district No. 566, Askov, to make certain fund transfers.	819							
1218	relating to labor; providing for fair labor standard practice; providing penalties; amending Minnesota Statutes 1984, sections 177.23, subdivisions 4 and 7; 177.24, subdivisions 3, 4, and 5; 177.27; 177.28, subdivision 4; 177.32, subdivision 1; 181.79, subdivision 1; 181A.04, subdivision 3; and 181A.12, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 181.	820	1533	1520a 2461 (H1280)					
1219	relating to natural resources; making groundwater protection a watershed district purpose; establishing a procedure for increasing the number of watershed district managers; defining certain proceedings as contested cases; providing a procedure for noncontroversial proceedings; providing for appeals; permitting certain insurance; amending Minnesota Statutes 1984, sections 112.36, subdivision 2; 112.37, subdivision 1a; 112.401; 471.98, subdivision 2; and 473.882, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 112; repealing Minnesota Statutes 1984, section 112.37, subdivision 6.	820	2050	1029 2033a 2590	2590 3113	3113 3503	3113	3503	236
1220	relating to the city of Wadena; permitting the establishment of a port authority.	820	1683	1146 1632 1997	1997	3502	3072	3501	199
1221	relating to Hennepin county; providing for the operation of the Hennepin county park reserve district; regulating its tax levies; amending Laws 1967, chapter 721, section 2, as amended.	820							
1222	appropriating funds for the Chatfield Brass Band Music Lending Library.	820							
1223	relating to probate; allowing a minor to be a donor for purposes of the Uniform Anatomical Gift Act; amending Minnesota Statutes 1984, sections 525.922, subdivision 1; and 525.924, by adding a subdivision.	820	1533	1523a 2049 2050 (H683)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1224	relating to elections; clarifying the provision of time off to vote; amending Minnesota Statutes 1984, section 204C.04.	821	1301	1109 3104					
1225	relating to agriculture; exempting manufactured home parks and recreational camping areas from food handling licenses; regulating organic foods; amending Minnesota Statutes 1984, section 28A.15, subdivision 5;proposing coding for new law in Minnesota Statutes, chapter 31.	821	1874	877 1715a 2749a	2749 3114	3114 3503	3114	3503	237
1226	relating to education; requiring school boards to grant contracts to licensed personnel who are employed by the board for a position requiring licensure and who are in the teacher bargaining unit; provides for providing negotiated contractual rights and continuing contract status; amending Minnesota Statutes 1984, section 123.35, by adding a subdivision.	821							
1227	relating to taxation; property; providing for 3b classification in certain cases; amending Minnesota Statutes 1984, section 273.13, by adding a subdivision.	821							
1228	relating to gifts to minors; permitting securities to be registered in the name of a broker or financial institution; amending Minnesota Statutes 1984, sections 527.02, subdivision 1; and 527.04, subdivision 7.	821		(H1117)					
1229	relating to environment; providing for regulation of hazardous waste storage facilities; prohibiting the acquisition of certain lands by eminent domain; authorizing the metropolitan council to abrogate the development moratorium on sites and buffer areas for waste facilities; amending Minnesota Statutes 1984, sections 115A.03, subdivision 1; 115A.06, subdivisions 4 and 5a; 115A.075; 115A.08, subdivisions 4, 5, 5b, and 6; 115A.11, subdivisions 1a, 1b, and 3; 115A.12, subdivision 1; 115A.158, subdivision 1; 115A.159; 115A.162; 115A.17; 115A.18; 115A.19; 115A.20; 115A.201; 115A.21, subdivisons 1 and 2; 115A.22, subdivisions 1 and 5; 115A.24, subdivisions 1, 3, and 4; 115A.241; 115A.26; 115A.27, subdivision 2; 115A.28, subdivision 1; 115A.291; 115A.301, subdivisions 1, 2, 3, 5, and 7; 115A.36; 473.516, subdivision 1; 473.153, subdivision 3; 473.806, subdivision 1; 473.811, subdivisions 1 and 5b; proposing coding for new law in Minnesota Statutes, chapter 115A; repealing Minnesota Statutes 1984, section 473.833, subdivision 5.	821							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1230	relating to education; authorizing forgiveness of certain portions of student loans for teachers of secondary mathematics and science in certain rural school districts; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136A.	822							
1231	resolution memorializing the President and Congress of the United States to take immediate steps to reduce acid deposition.	822	1423	1029 1322 1481	1534	2153	1704	2060	Res2
1232	relating to natural resources; permitting three-wheel off-road vehicles to use state snowmobile trails and the back slope and bottom of highway ditches; amending Minnesota Statutes 1984, sections 84.928; and 85.015, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 85.	822							
1233	relating to state government; concerning the state procurement of goods and services from small businesses; removing geographical distribution requirements and preference program limitations; including sheltered workshops in definition of socially or economically disadvantaged persons; amending Minnesota Statutes 1984, sections 16B.19, subdivisions 5, 6, 9, and by adding a subdivision; 16B.21, subdivision 1; 16B.22; and 645.445, subdivision 5.	822	1423	1327a 2424 (H1109)					
1234	relating to liquor; permitting the city of St. Paul to issue temporary on-sale wine licenses to nonprofit charitable, religious, or veterans organizations; providing for the applicability of mandatory liability insurance; amending Minnesota Statutes 1984, section 340.11, subdivision 21.	822	1301	1118 2003a	2003 3012	3012 3502	3012	3501	200
1235	relating to taxation; property; increasing state school agricultural credits; amending Minnesota Statutes 1984, section 124.2137, subdivision 1.	823		1030					
1236	relating to the state transportation system; authorizing the issuance and sale of state transportation bonds; authorizing the expenditure of the proceeds for bridge and related purposes; appropriating money; amending Laws 1979, chapter 280, sections 1 and 2, as amended.	823		1512					
1237	relating to local government; providing for exceptions to contracting conflict of interest rules for local officials; amending Minnesota Statutes 1984, section 471.88, subdivisions 5 and 8.	823							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1238	relating to intoxicating liquor; authorizing beer wholesalers to provide certain equipment to retailers; authorizing the issuance of temporary on-sale intoxicating liquor licenses; amending Minnesota Statutes 1984, sections 340.031, subdivision 2; 340.11, by adding a subdivision; and 340.405.	823	1533	1531a 1959	1959 3105	3077 3105 3502	3076	3501	201
1239	relating to health; allowing a county health officer to transport tuberculosis suspects; amending Minnesota Statutes 1984, section 144.422, subdivisions 2 and 6.	823							
1240	relating to taxation; sales and use; exempting certain outstate mailings; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	823							
1241	relating to local government aid; modifying the distribution formula for cities; amending Minnesota Statutes 1984, sections 477A.011, subdivisions 3, 10, and by adding subdivisions; 477A.013; and 477A.03, by adding a subdivision; repealing Minnesota Statutes 1984, sections 477A.011, subdivisions 4 and 5; and 477A.0131.	824		877					
1242	relating to municipalities; excluding programs licensed by the department of corrections from the residential programs that are considered a permitted single family residential use of property for purposes of zoning; amending Minnesota Statutes 1984, sections 245.812, subdivision 3; and 462.357, subdivision 7.	824		1108 1146 1452					
1243	relating to education; reducing the mill rate for basic computation of capital expenditure aid; allowing aid to be reduced proportionately if a district levies less than the maximum permitted; appropriating money; amending Minnesota Statutes 1984, sections 121.151; 124.245; and 275.125, subdivision 11a; repealing Minnesota Statutes 1984, section 124.245, subdivision 1, as amended.	824							
1244	relating to the city of Burnsville; increasing the total number of on-sale liquor licenses.	824	1301	1114a 1923	1923 3022	3022 3502	3022	3501	202
1245	relating to governmental operations; regulating the salaries of legislators, judges, and constitutional officers; eliminating the compensation council; repealing Minnesota Statutes 1984, section 15A.082.	824							
1246	relating to economic security; clarifying the community action program financial assistance requirements; (Continued next page)	824	2723	2719a 3167 (H828)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1246 — Continued	amending Minnesota Statutes 1984, sections 268.52, subdivisions 1 and 2; and 268.53, subdivision 2.								
1247	relating to local government aid; restoring aid to towns; amending Minnesota Statutes 1984, section 477A.013, subdivision 1.	825		877					
1248	relating to health; limiting liability of a professional standards review organization for failure to provide medical care or treatment; amending Minnesota Statutes 1984, section 145.63.	825							
1249	relating to horse racing; making certain technical and clarifying amendments; providing for certain name changes; modifying certain license revocation and suspension procedures; modifying the amounts deducted by the licensee for purses; appropriating money; amending Minnesota Statutes 1984, sections 240.01, subdivision 10; 240.02, subdivision 5; 240.03; 240.04; 240.05, subdivision 2; 240.06, subdivision 2; 240.08, subdivisions 1 and 5; 240.09, subdivisions 2, 3, and 6; 240.13, subdivisions 5 and 6; 240.14, subdivision 1; 240.15, subdivisions 5 and 6; 240.16, subdivisions 1 and 6; 240.18; 240.22; 240.24; 240.25, subdivisions 1 and 4; 240.29; 541.20; and 541.21; repealing Minnesota Statutes 1984, section 624.02.	825	1683	1618a 1995	1996 3340	2967 3211 3234 3313 3339* 3502	2966 3481	3501	212
1250	relating to occupations and professions; altering certain class B master electrician licensing requirements; amending Minnesota Statutes 1984, sections 326.01, subdivision 6; and 326.242, subdivision 1.	825							
1251	relating to St. Louis county; providing a retirement contribution exemption for emergency jobs program employees; amending Laws 1984, chapter 501, section 1.	825		1302 1477 (H1319)					
1252	relating to public safety; authorizing commissioner to prescribe fees and prescribing fees; providing for statutory inclusion of state patrol lieutenants; providing that commissioner control video game of chance license fees; abolishing fire code regulations relating to theaters, halls, and dry cleaning and dyeing establishments; amending Minnesota Statutes 1984, sections 299A.01, subdivision 6; 299C.37, subdivision 3; 299D.03, subdivision 2; 299F.19, subdivision 1; and 349.52, subdivisions 2 and 3; repealing Minnesota Statutes 1984, sections 299H.211 to 299H.28; 299I.01 to 299I.08; 299I.10; and 299I.20 to 299I.24.	825		825 973 (H1250)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1253	relating to human services; excluding certain day care services from licensure; amending Minnesota Statutes 1984, section 245.791.	826							
1254	relating to occupational safety and health; prescribing duties of employers and of employees; providing for standards; providing for the use of investigative information; providing for enforcement mechanisms; amending Minnesota Statutes 1984, sections 182.651, subdivision 14; 182.653, subdivisions 4a, 4b, 4c, 4e, and 4f; 182.654, subdivision 11; 182.655, subdivisions 10 and 10a; 182.659, by adding a subdivision; 182.661, subdivision 1, and by adding a subdivision; 182.668, subdivision 1; and 182.669, subdivision 1.	826	1093	1053a 1937a	1937	3499	2869	3209	130
1255	relating to human services; requiring notice to the designated agency in certain proceedings pertaining to persons committed as mentally ill and dangerous; authorizing the commissioner to transfer persons committed as mentally ill and dangerous between regional centers under certain circumstances; amending Minnesota Statutes 1984, sections 253B.14; 253B.18, subdivisions 4b, 5, and 6; and 253B.23, subdivision 7.	826		877 (H702)					
1256	relating to public safety; establishing a study of elevator safety inspections; requiring a report to the legislature; appropriating money.	826		1053a					
1257	relating to natural resources; maintaining the purity of state waters by restricting the location of hazardous waste disposal sites; amending Minnesota Statutes 1984, sections 115A.03, subdivision 13; 115A.075; 115A.18; 115A.20; and 115A.291.	826							
1258	relating to natural resources; providing grants to counties to aid in timber development; amending Minnesota Statutes 1984, section 282.38, subdivision 1, and by adding subdivisions; repealing Minnesota Statutes 1984, section 282.38, subdivision 3.	827		1621a					
1259	relating to peace officers; regulating hours worked by part-time peace officers; amending Minnesota Statutes 1984, section 179A.03, subdivision 14.	827							
1260	relating to the environment; appropriating money to the commissioner of natural resources for payment to Lake county for improvements to the environmental learning center at Isabella, Minnesota.	827							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1261	relating to the environment; directing the state planning director to encourage recycling; amending Minnesota Statutes 1984, section 116K.04, subdivision 1.	827	1423	1322a 1932					
1262	relating to health; prohibiting misrepresentation of certain third-party payments and billing practices; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 146.	827	1093	1050 2547					
1263	relating to retirement; providing for the return to work of a police officer, firefighter and the provision of service credit for certain periods of disability; amending Minnesota Statutes 1984, section 423A.15.	827		(H1347)					
1264	relating to retirement; providing for the offset of disability pension payments with workers' compensation payments; allowing the offset to occur for salary levels where a person could have been promoted; amending Minnesota Statutes 1984, section 423A.14, subdivision 1.	827							
1265	relating to retirement; granting the authority to firefighter relief associations in cities of the first class to elect retired members to the associations' board of directors; amending Minnesota Statutes 1984, section 69.26.	828		(H1336)					
1266	relating to state lands; providing for the sale of certain tax-forfeited land in Chisago county.	828		(H1150)					
1267	relating to taxation; altering the distribution of unrefunded tax paid on gasoline for motor boat purposes; increasing the amount of unrefunded tax paid on gasoline used for motor boat purposes; amending Minnesota Statutes 1984, section 296.421, subdivision 4, and by adding a subdivision.	828							
1268	relating to transportation; defining "trees" for purposes of removal from highway right of way; amending Minnesota Statutes 1984, section 160.22, by adding a subdivision.	828		(H327)					
1269	relating to intoxicating liquor; allowing Shingobee township to issue and renew certain off-sale licenses.	828							
1270	relating to energy; energy assistance; requiring certain reports to the legislative commission on energy; providing that eligibility standards for energy assistance and weatherization shall be the same; amending Minnesota Statutes 1984, section 268.37, subdivisions 3 and 5; proposing coding for new law in Minnesota Statutes, chapter 268.	828	1424	1400a 2546					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1271	relating to children; requiring an interagency program to deal with the multifaceted problems of children in need; authorizing pilot programs in ten communities; appropriating money.	829							
1272	relating to partition fences; changing certain responsibilities and procedures; amending Minnesota Statutes 1984, sections 344.02; 344.03, subdivision 1; and 344.19; proposing coding for new law in Minnesota Statutes, chapter 344.	829	1533	1529a 2550					
1273	relating to jails; prohibiting the detainment of minors in jails located within the seven county metropolitan area; proposing coding for new law in Minnesota Statutes, chapter 260.	829							
1274	relating to crimes; prohibiting withholding rented prerecorded videotapes; prescribing penalties; amending Minnesota Statutes 1984, section 609.52, subdivision 2.	829							
1275	relating to the development of timber resources on tax-forfeited lands; transferring certain powers and duties of the commissioner of iron range resources and rehabilitation to the commissioner of natural resources; amending Minnesota Statutes 1984, section 282.38, subdivision 1.	829		(H1300)					
1276	relating to human services; requiring licensure of facilities for children and handicapped persons in need of treatment; providing for licensure of certain facilities by the department of human services; allowing licensing of day care units for five or more nonresidents; amending Minnesota Statutes 1984, sections 245.782, subdivision 2; and 245.791; proposing coding for new law in Minnesota Statutes, chapter 245.	829	1093	1081a 2749					
1277	relating to courts; summary execution of judgment debts; providing for computation of interest on judgments; requiring financial institutions to notify the sheriff when an exemption is claimed under certain circumstances; amending Minnesota Statutes 1984, sections 549.09, subdivision 1; and 550.041, subdivision 3.	830	1424	1351a 1932					
1278	relating to financial institutions; providing for the extension of certain loan assumptions; amending Minnesota Statutes 1984, section 47.20, by adding a subdivision.	830	1301	1122 1924	1924	3502	3072	3501	203
1279	relating to housing; providing for a product standard for formaldehyde in building materials used in the construction of housing units; amending Minnesota Statutes 1984, sections (Continued next page)	830	980	916a 2139a See Also S.F. #HS	2139 3073	3073 3502	3073	3501	216

a Indicates Amendment

( ) Indicates House File Substitution
*Denotes Conference Committee Report

BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1279	— Continued 144.495; and 325F.18, subdivisions 1, 1a, and 4; proposing coding for new law in Minnesota Statutes, chapter 325F; repealing Minnesota Statutes 1984, section 325F.18, subdivision 5.								
1280	relating to taxation; providing an income tax credit for contributions to a public radio or television station; amending Minnesota Statutes 1984, sections 290.06, by adding a subdivision; and 290.089, subdivision 2.	830							
1281	relating to taxation; changing the procedure for the calculation of the rate on gasoline and special fuel taxes; amending Minnesota Statutes 1984, sections 296.02, subdivision 1b, and by adding a subdivision; and 296.025, subdivision 1.	830							
1282	relating to consumer protection; requiring certain sellers to disclose their business telephone numbers to buyers; proposing coding for new law in Minnesota Statutes, chapter 325G.	830							
1283	relating to agriculture; providing a property tax credit for landowners that lease agricultural land to beginning farmers; excluding a portion of the capital gains from an exercise of an option to purchase agricultural land by a beginning farmer; establishing a county lease committee to approve leases to beginning farmers; exempting interest on agricultural loans made to beginning farmers; appropriating money; amending Minnesota Statutes 1984, sections 290.01, subdivision 20b; 290.361, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 273, 290, and 395.	831							
1284	relating to transportation; motor carriers; providing for annual increases in gross weight tax rates; establishing a gross vehicle weight limitation for state trunk highways; revising the gross weight seasonal zone; providing for ten percent overweight allowance for movement of potatoes and sugar beets; authorizing the commissioner of transportation to issue special permit for three-vehicle combination exceeding length and weight restrictions under certain conditions; allowing wide loads of baled agricultural products to travel certain roads at certain times by annual permit; removing a requirement that wide loads be marked by flashing amber lights; requiring a district priority list; providing that a county may challenge a seasonal weight restriction imposed by the commissioner; appropriating money; amending Minnesota Statutes 1984, sections 168.013, subdivision 1e; (Continued next page)	831	3053	1058a 3038a 3509					

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*Denotes Conference Committee Report

BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1284	— Continued 169.81, subdivision 2; 169.825, subdivisions 8, 10, and 11, and by adding a subdivision; 169.833; 169.86, subdivisions 1a, 2, 5, and by adding subdivisions; 169.862; and 169.87, subdivision 1, and by adding a subdivision.								
1285	relating to natural resources; making groundwater protection a watershed district purpose; establishing a procedure for increasing the number of watershed district managers; defining certain chapter 112 proceedings as contested cases; providing a procedure for noncontroversial chapter 112 proceedings; allowing demands for contested case hearings in chapter 112 proceedings; amending Minnesota Statutes 1984, sections 112.36, subdivision 2; 112.37, subdivision 1a; and 112.401; proposing coding for new law in Minnesota Statutes, chapter 112; repealing Minnesota Statutes 1984, section 112.37, subdivision 6.	831		1029					
1286	relating to agriculture; providing for allocation of agricultural research money to the legislative commission on Minnesota resources; increasing the membership of the legislative commission on Minnesota resources; establishing an agriculture subcommittee of the legislative commission on Minnesota resources; appropriating money; amending Minnesota Statutes 1984, sections 86.03; 86.07, subdivision 1, and by adding a subdivision; 86.11, by adding a subdivision.	831		1030					
1287	relating to motor vehicles; expanding definition of "motorized bicycle" to include motor scooters; amending Minnesota Statutes 1984, sections 168.011, subdivision 27; 169.01, subdivision 4a; and 171.01, subdivision 20.	831							
1288	relating to agricultural resource loan guaranty program; modifying the terms of the state's guaranty; permitting purchases of private guarantees; repealing the authority to issue state general obligation bonds; authorizing the issuance of revenue bonds; restricting the use of tax increments; appropriating money; amending Minnesota Statutes 1984, sections 41A.01; 41A.02, subdivisions 5, 7, 8, and by adding a subdivision; 41A.03, subdivisions 1, 3, and by adding a subdivision; 41A.04, subdivisions 1 and 3; 41A.05, subdivisions 1, 2, 3, and by adding a subdivision; and 41A.06, subdivisions 1 and 5; proposing coding for new law in Minnesota Statutes, chapter 41A; repealing Laws 1984, chapter 502, article 10, section 12.	832		1399a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1289	relating to cities; providing for public notice and competitive bidding for real estate sales; proposing coding for new law in Minnesota Statutes, chapter 471.	832							
1290	relating to education; changing the cost differential tier to include a parity factor; amending Minnesota Statutes 1984, section 124A.06, subdivision 1, and by adding subdivisions; repealing Minnesota Statutes 1984, section 124A.06, subdivisions 2 and 3a.	832		5899					
1291	relating to the town of Harmony; allocating money from state transfer funds to replace bridge.	832	1301	1153a 1990	1990	3208	2418	2772	105
1292	relating to the city of Edina; providing that survivors' benefits of firemen's service association be paid as provided by general law; repealing Laws 1965, chapter 592, section 4, as amended.	832		(H1273)					
1293	relating to retirement; providing lump sum payments to certain retired or disabled public employees; appropriating money.	832							
1294	relating to unemployment compensation; altering the public policy statement; changing the taxable wage base; defining credit week; providing for employer charging; increasing the eligibility requirement; eliminating certain tax rate limitations; changing the weekly benefit amount; capping the maximum weekly benefit; providing for the duration of benefits; increasing the duration of benefits for claimants in counties with high unemployment; providing for seasonal employees; making the waiting week nonreimbursable; amending the benefit offset for severance pay; increasing the period of time and earnings necessary for requalification after disqualification; changing the definition of suitable work; transferring duties to the office of administrative hearings; amending Minnesota Statutes 1984, sections 14.03, subdivision 2; 14.51; 268.03; 268.04, subdivisions 25 and 29; 268.06, subdivisions 5, 8, 18, 19, and 20; 268.07, subdivisions 2 and 2a; 268.08, subdivisions 1 and 3; 268.09, subdivisions 1 and 2; 268.10, subdivisions 2, 3, 4, 5, 6, and 9; 268.12, subdivisions 8, 9, 10, and 13; and 268.18, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 268.	833		1094 (H847)					
1295	relating to energy utility service; assuring reasonable energy costs for residents of manufactured home parks; amending Minnesota Statutes 1984, sections 216B.15; 216B.57; 216B.62, by adding a subdivision; 216B.64; and 327C.04, by adding subdivisions.	833							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1296	relating to retirement; disability benefits for newly hired Faribault firefighters; amending Laws 1947, chapter 43, by adding a section.	833							
1297	relating to health; authorizing the commissioner of health to inspect certain business premises; classifying investigation information; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 145.	833							
1298	relating to natural resources; altering certain revenue and fee provisions for state parks, recreation areas, and waysides; amending Minnesota Statutes 1984, sections 85.05, subdivisions 1 and 2; and 85.22, subdivision 2a.	833		1155a					
1299	relating to public lands; authorizing Olmsted county to acquire a road easement in certain state land.	834							
1300	relating to taxation; imposing a penalty for substantially understating tax liability; setting a fee for certifications of debts; repealing the permit for transportation of petroleum products; amending Minnesota Statutes 1984, sections 270A.07, subdivision 1; 290.50, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 270; repealing Minnesota Statutes 1984, section 296.10.	891	1476	1473a 3509					
1301	relating to workers' compensation; repealing the state workers' compensation insurance fund; repealing Minnesota Statutes 1984, chapter 176A.	891							
1302	relating to transportation; defining city for purposes of including town with population of 5,000 or more in municipal state-aid street system; amending Minnesota Statutes 1984, section 160.02, by adding a subdivision.	891							
1303	relating to local government aids; cities of the first class; amending Minnesota Statutes 1984, section 477A.013, subdivision 2.	891							
1304	relating to taxation; exempting certain property from the property tax and certain transactions from the sales and use taxes; amending Minnesota Statutes 1984, sections 272.02, subdivision 1; and 297A.25, subdivision 1.	891							
1305	relating to local government; authorizing county employees to make certain contracts; amending Minnesota Statutes 1984, section 382.18.	892							
1306	relating to human services; adjusting eligibility requirements for the child day care sliding fee program; permitting county boards to set limits on the	892							

(Continued next page)

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1306 — Continued	day care rates that will be subsidized; amending Minnesota Statutes 1984, section 245.84.								
1307	relating to cemeteries; providing for the maintenance of certain cemeteries containing the remains of pioneers and Minnesotans who died through the year 1875; amending Minnesota Statutes 1984, section 306.243, subdivision 1.	892	1301	1030 1152	1449				
1308	relating to Olmsted county; providing for sales, leases, and conveyances; providing certain exceptions to public bidding requirements.	892	1683	1146a 1586a 1993a	1993	3208	2418	2869	115
1309	relating to taxation; property; changing the requirements for local option to reduce property taxes on damaged homestead property; amending Minnesota Statutes 1984, section 273.123, subdivision 7.	892							
1310	relating to judges; providing for the election of incumbent judges by submitting to the voters whether they should succeed themselves; amending Minnesota Statutes 1984, sections 204B.06, subdivision 6, and by adding a subdivision; 204B.34, subdivision 3; 204B.36, subdivisions 4 and 5; 204D.08, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 204C.	892							
1311	relating to commerce; removing certain limitations on the scope of the statutory prohibition on certain deficiency judgments; amending Minnesota Statutes 1984, section 325G.21, subdivision 2; and 325G.22, subdivision 1.	893							
1312	relating to education; authorizing independent school district No. 458, Truman, to make a permanent fund transfer.	893							
1313	relating to taxes; exempting sales of electricity used to make ski snow from the sales tax; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	893							
1314	relating to public improvements; providing for loans for firefighting facilities; providing for a state bond issue; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 16B.	893		3713					
1315	relating to game and fish; discharge of firearms and access to agricultural lands; amending Minnesota Statutes 1984, section 100.273, subdivisions 5 and 7.	893							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1316	relating to natural resources; designating the eastern timber wolf as the official state mammal; proposing coding for new law in Minnesota Statutes, chapter 1.	893							
1317	relating to taxation; establishing a legislative commission to study the distribution of property taxes on land values and improvement values; providing for a report by the department of revenue.	893							
1318	relating to health; authorizing the committees on health and human services to develop a policy and action plan concerning state hospitals.	894							
1319	relating to motor vehicles; removing liability of motor vehicle lessors for unpaid citations for traffic violations committed by operators of leased or rented motor vehicles; proposing coding for new law in Minnesota Statutes, chapter 168.	894	3648	3572 3596a 3747a	3908	6106	5290	6106	332
1320	relating to health; establishing a system of regional poison information centers; providing for less frequent program reporting; rescinding permission for poison control centers to contract with centers in other states; amending Minnesota Statutes 1984, section 145.93, subdivisions 1, 3, 4, and 6; repealing Minnesota Statutes 1984, section 145.93, subdivision 5.	894	1093	1086a	1304	3502	3112	3501	223
1321	relating to licensed occupations; requiring a certified signature on final documents prepared by certain licensed professionals; amending Minnesota Statutes 1984, section 326.12, subdivision 3.	894		(H1236)					
1322	relating to economic development; creating a council on biotechnology; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116J.	894		1325a					
1323	relating to education; clarifying the term "Minnesota resident" for purposes of financial aid; amending Minnesota Statutes 1984, sections 136A.101, by adding a subdivision; 136A.15, subdivision 7; and 136A.233, subdivision 2.	894							
1324	relating to economic security; defining temporary housing; deleting a sunset provision; requiring certain followup information on persons assisted; appropriating money; amending Minnesota Statutes 1984, section 268.38, subdivisions 1, 2, 6, 7, and 8.	895		1401a					
1325	relating to elections; making certain changes in the ethics in government act; changing the time when certain campaign bills must be rendered; (Continued next page)	895	1301	1109 3509					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1325 — Continued	amending Minnesota Statutes 1984, sections 10A.02, subdivision 11, and by adding a subdivision; 10A.04, subdivision 4a; 10A.18; 10A.20, subdivisions 3, 5, and 12; 10A.24; 10A.27, subdivision 1; and 210A.24; proposing coding for new law in Minnesota Statutes, chapter 10A; repealing Minnesota Statutes 1984, sections 10A.02, subdivision 11a; and 10A.25, subdivision 7.								
1326	relating to animals; changing certain requirements; changing the size of the Minnesota humane society; changing the application of certain animal laws; transferring the responsibility for administration and enforcement of certain animal laws; amending Minnesota Statutes 1984, sections 343.01, subdivision 3; 343.21, subdivision 6; 343.33; 346.36, subdivision 1; 346.39, subdivision 6; 347.09; 347.31, subdivision 2; 347.32; 347.33; 347.34; 347.35; 347.37; 347.38; and 347.39.	895							
1327	relating to education; changing provisions relating to second tier levy fund balances; amending Minnesota Statutes 1984, section 124A.08, subdivision 5.	895							
1328	relating to education; authorizing an income-contingent loan repayment program for medical, dental, pharmacy and veterinary students; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136A.	895		1030					
1329	relating to taxation; clarifying definitions for sales and use tax; clarifying exemptions; providing an exemption for certain mailing materials used for advertising purposes; imposing civil and criminal penalties for underreporting or failing to report motor vehicle excise tax; repealing certain refund procedures; amending Minnesota Statutes 1984, sections 297A.01, subdivision 11; 297A.041; 297A.25, subdivision 1; 297B.10; and 297B.11; repealing Minnesota Statutes 1984, section 297A.35, subdivision 3.	896	1683	1585a 1959	1959	2727	2154	2610	83
1330	resolution memorializing the President, Congress, and Secretary of Labor of the United States in support of increased funding for training grants for displaced workers and summer youth employment.	896	1093	1030 1052 1931					
1331	relating to human services; providing for the funding of a demonstration project for certain combined senior citizen and child care facilities; appropriating money.	896							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1332	relating to motor vehicles; requiring record keeping and reporting by vehicle parts dealers and vehicle scrap processors; providing a penalty; proposing coding for new law in Minnesota Statutes, chapter 325E.	896							
1333	relating to commerce; regulating vehicle towers; providing penalties; amending Minnesota Statutes 1984, section 465.75, subdivisions 1, 2, and by adding subdivisions.	896							
1334	relating to utilities; regulating certain intrastate gas pipelines; amending Minnesota Statutes 1984, section 216B.02, subdivision 4.	896	1301	1118a	1448				
1335	relating to historical interpretive centers; conforming certain laws to a name change; amending Minnesota Statutes 1984, section 138.93, subdivision 3.	896							
1336	relating to retirement; Moorhead police and firefighters relief associations; consolidation into the public employees police and fire fund; terminating the special fund of the Moorhead firefighters relief association; transferring of assets and records; repealing Laws 1945, chapter 277; Laws 1951, chapter 499; Laws 1955, chapter 75; Laws 1965, chapter 190; Laws 1967, chapter 775; Laws 1969, chapter 138; Laws 1975, chapter 120; Laws 1978, chapter 563, section 8; Laws 1979, chapter 216, sections 27 to 43; Laws 1980, chapter 600, section 16; Laws 1981, chapter 224, section 236; and Laws 1982, chapter 578, article 3, section 18.	897		(H1369)					
1337	relating to human services; establishing the position of coordinator for state outreach efforts concerning the federal food stamp program and other emergency food assistance; providing for a food stamp information hotline; providing for an advisory task force on outreach; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256.	897							
1338	relating to the operation of state government; changing certain procedures and deadlines relating to insurance; amending Minnesota Statutes 1984, sections 60A.15, subdivisions 1, 1c, 2, 2a, and by adding a subdivision; 69.021, subdivision 3a; 69.051, subdivisions 1, 3, and 4; 69.77, subdivision 1; 69.771, subdivision 3.	897							
1339	relating to natural resources; appropriating money to relocate agricultural dikes along the Red River; amending Laws 1981, chapter 361, section 3, subdivision 3.	897							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1340	relating to drivers licenses; increasing fee for restoration of certain revoked licenses; dedicating revenue to programs for prevention of alcohol-impaired driving and for education on avoidable health hazards; appropriating money; amending Minnesota Statutes 1984, section 171.29, subdivision 2.	897							
1341	relating to the state treasurer; transferring most of the duties of the state treasurer to the commissioner of finance and other state officials; transferring personnel positions from the office of state treasurer to the department of finance; abolishing the state treasurer's revolving fund for cashing checks; amending Minnesota Statutes 1984, sections 6.60; 7.06; 7.09, subdivisions 1, 3, and 4; 7.10; 7.12, subdivision 1; 7.19; 7.193, subdivisions 1 and 2; 7.20; 9.031, subdivisions 1, 2, 3, 6, 7, 8, 10, and 12; 10.24; 10.25; 10.26; 10.27; 10A.31, subdivisions 6, 7, 8, 9, and 10; 10A.32, subdivisions 2 and 3; 11A.04; 11A.07, subdivision 4; 11A.10, subdivisions 1 and 4; 11A.15, subdivision 3; 11A.20, subdivision 1; 12.24, subdivision 2; 15.16, subdivision 3; 15.73, subdivision 3; 15A.081, subdivision 6; 16A.055, subdivision 1; 16A.125, subdivisions 5 and 6; 16A.127, subdivision 7; 16A.13, subdivisions 1 and 2a; 16A.131, subdivision 1; 16A.27, subdivision 1; 16A.275; 16A.40; 16A.42, subdivision 2; 16A.45, subdivisions 1 and 2; 16A.47; 16A.58; 16A.672, subdivisions 1, 2, and 3; 16B.05, subdivision 2; 18.434, subdivision 2; 31.15; 32.394, subdivision 8; 32A.05, subdivision 4; 32A.09, subdivision 6; 35.08; 35.09, subdivision 3; 42.06, subdivision 4; 42.09, subdivision 3; 43A.08, subdivisions 1 and 1a; 43A.37, subdivision 1; 46.041, subdivision 1; 47.54, subdivision 1; 48.67; 49.24, subdivisions 7, 13, and 16; 51A.51, subdivisions 1, 2, 3, 3a, and 5; 52.06, subdivision 1; 52.20, subdivision 5; 53.03, subdivisions 1 and 6; 56.02; 60A.15, subdivision 8; 60A.17, subdivisions 1a, 7a, and 13; 60A.199, subdivision 2; 60B.47, subdivisions 1 and 2; 69.54; 69.55; 69.56; 72B.04, subdivision 10; 79.34, subdivision 1; 82.34, subdivisions 1 and 5; 84.153, subdivision 5; 84.415, subdivision 5; 84A.04; 84A.11; 84A.23; 84A.33; 84A.40; 84A.52; 88.063, subdivision 3; 89.036; 89.43; 90.173; 92.06, subdivision 4; 92.21, subdivision 1; 92.23; 92.24; 93.08, subdivision 2; 93.17; 93.19, subdivisions 1 and 2; 93.20, subdivisions 7, 9, 19, and 31; 93.22; 93.283, subdivisions 5 and 6; 94.346, subdivision 2; 94.53; 97.49, subdivision 1; 97.85, subdivi- (Continued next page)	898		1424					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1341 — Continued	sion 1; 98.50, subdivision 10; 115.77, subdivision 2; 115A.54, subdivision 3; 115A.57, subdivision 1; 115A.58, subdivisions 2 and 4; 116.16, subdivisions 4 and 8; 116.17, subdivisions 2 and 4; 116J.64, subdivisions 6, 7, and 10; 117.135, subdivision 2; 121.28; 124.12, subdivision 2; 124.42, subdivision 3; 124.43, subdivision 5; 124.46, subdivision 2; 124.62, subdivision 3; 124A.031, subdivision 2; 125.08; 128A.07; 136.40, subdivision 3; 136C.211; 136C.212; 136C.223; 136C.41, subdivision 5; 136C.42, subdivision 3; 136C.43, subdivisions 2, 4, and 5; 141.25, subdivision 5; 141.26, subdivision 3; 144.09; 144.10; 145.125, subdivision 2; 156.02, subdivision 2; 156.072, subdivision 2; 156A.07, subdivision 2; 161.04, subdivision 2; 161.05; 161.06, subdivision 1; 161.07; 161.36, subdivision 5; 161.41, subdivision 3; 162.16; 163.051, subdivision 2; 167.50, subdivision 2; 167.51, subdivision 2; 168.33, subdivision 2; 168.67; 168C.11, subdivision 1; 174.50, subdivision 3; 174.51, subdivisions 2, 4, and 5; 176.129, subdivisions 1, 7, and 8; 176.134, subdivision 1; 176.181, subdivisions 2 and 5; 176.421, subdivision 4; 176.581, subdivision 2; 176.591, subdivisions 2 and 3; 176.602; 177.27, subdivision 5; 186.04; 190.11; 193.23, subdivision 1; 204B.11, subdivision 1; 214.06, subdivision 1; 214.13, subdivision 1; 222.025; 223.175, subdivision 4; 237.11; 240.10; 240.15, subdivision 6; 240.22; 241.08, subdivision 1; 241.09, subdivision 1; 241.10; 241.13, subdivision 1; 241.27, subdivision 4; 243.48, subdivision 1; 246.15, subdivision 1; 246.16; 246.18; 246.21; 246.41, subdivision 2; 246.51, subdivision 1; 248.07, subdivision 12; 256.01, subdivision 11; 256.89; 256.90; 256.92; 256B.041, subdivision 5; 256B.20; 260.311, subdivisions 4 and 6; 268.05, subdivisions 2 and 3; 268.15, subdivision 3; 270.45; 271.12; 272.68, subdivision 1; 273.02, subdivision 6; 276.11; 280.29; 282.19; 282.226; 282.33, subdivision 1; 282.36; 284.28, subdivisions 8 and 9; 287.11; 287.25; 291.32, subdivision 1; 293.06; 293.08; 293.09; 293.11; 296.06, subdivision 2; 296.421, subdivision 3; 298.39; 298.396; 298.64; 299.08; 299D.03, subdivision 5; 299F.17, subdivision 1; 299F.22; 299F.60, subdivision 4; 300.19; 300.49, subdivision 1; 302A.771; 303.07, subdivision 1; 303.16, subdivision 2; 303.19, subdivision 2; 303.25, subdivision 3; 308.84; 308.905; 325A.06, subdivision 3; 332.15, subdivision 4; 340.11, subdi- (Continued next page)								

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1341	— Continued vision 21; 340.461, subdivision 2; 340.62; 340.63, subdivision 2; 341.10; 345.515; 349.212, subdivision 2; 349.52, subdivisions 2 and 3; 351.11; 352.01, subdivision 3; 352.04, subdivision 4; 352.05; 352B.01, subdivision 4; 352B.02, subdivision 1; 352B.03, subdivision 2; 353.05; 353.27, subdivision 4; 354.06, subdivision 3; 354.07, subdivision 4; 354.52, subdivisions 4 and 5; 355.04, subdivision 5; 357.021, subdivision 2a; 360.017, subdivision 2; 360.305, subdivisions 1, 2, and 5; 361.03, subdivision 5; 361.27, subdivision 2; 385.05, 385.20; 424.165, subdivisions 1 and 2; 458A.03, subdivision 3; 462A.17, subdivision 3; 462A.18, subdivisions 1 and 2; 473.606, subdivision 1; 475A.04; subdivisions 1, 2, and 4; 475A.06, subdivisions 2, 4, and 5; 481.01; 490.102, subdivision 6; 490.123, subdivision 2; 508.75; 508.77; 508.82; 508A.22, subdivision 3; 508A.77; 508A.82; 517.08, subdivision 1c; 525.161; 525.841; 574.261; 609.101, 626.85, subdivisions 2 and 3; and 626.861, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapter 7; repealing Minnesota Statutes 1984, sections 7.01; 7.013; 7.02; 7.03; 7.04; 7.05; 7.13; 7.14; 7.15; 7.16; 7.17; 7.18; 10.18; 10.19; 10.20; 10.21; 10.22; 10.23; 16A.42, subdivision 3; 46.15, 48.87; 69.031, subdivision 2; 124.471; 349.212, subdivision 3; 360.301; 360.302; 360.304; 360.306; 360.388; and 360.389.								
1342	relating to local government; extending deadlines for reporting on and complying with laws requiring equitable compensation relationships; amending Minnesota Statutes 1984, sections 471.992; 471.996; 471.997; 471.9975; 471.998, subdivision 1; and 471.999.	899		1302					
1343	resolution memorializing the President and Congress of the United States to enact a program of national health insurance.	899							
1344	relating to cable communication; transferring the responsibilities of the cable communications board to the commissioner of administration; allowing municipalities to choose not to be subject to regulation by the commissioner; amending Minnesota Statutes 1984, sections 238.02, subdivision 4; 238.05; 238.06; 238.08, subdivisions 2 and 3; 238.09; 238.11, subdivision 1; 238.13; 238.14; 238.15; 238.16, subdivision 1; 238.17, subdivisions 1, 5, 6, and 8; repealing Minnesota Statutes 1984, sections 238.04; and 238.17, subdivision 7.	899		1024a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1345	relating to taxation; property; providing for homestead classification in certain cases for agricultural land occupied by persons holding a remainder interest in the property; amending Minnesota Statutes 1984, section 273.13, subdivision 6.	900							
1346	relating to the Minnesota historical society; authorizing local heritage preservation commissions; amending Minnesota Statutes 1984, section 471.193.	900		(H951)					
1347	relating to natural resources; authorizing the commissioner of natural resources to sell certain lands in Koochiching county.	900	1301	1164a 1925	1925	3501	3009	3500	178
1348	relating to transportation; railroads; prescribing fees for commencement of various proceedings before the transportation regulation board; proposing coding for new law in Minnesota Statutes, chapter 219.	900		1513					
1349	relating to insurance; providing that insurers or health maintenance organizations must not require a public employer to contribute toward the payment of insurance premiums or charges for insurance for retired officers or employees; amending Minnesota Statutes 1984, section 471.61, subdivision 2a.	900	3572	3556a 3650a	3694	6105	4891	5813	321
1350	relating to taxation; modifying the procedure used by the state board of equalization for determining property values for taxes payable in 1986.	900	1476	1475 3509					
1351	relating to the environment; decreasing local government charges for infiltrated water in a combined metropolitan storm and sewage disposal system; amending Minnesota Statutes 1984, section 473.517, subdivision 2.	901		901 973					
1352	relating to water pollution control; establishing a state financial assistance program for the abatement of combined sewer overflow; appropriating money; amending Minnesota Statutes 1984, sections 116.16, subdivisions 2 and 5; 116.18, subdivision 3a, and by adding a subdivision.	901		980					
1353	relating to natural resources; authorizing the commissioner of natural resources to sell certain lands in St. Louis county.	901	1301	1165 1302 1926	1926	3501	3009	3500	179
1354	relating to elections; limiting the number of registration applicants for whom a person may vouch; amending Minnesota Statutes 1984, section 201.061, subdivision 3.	901		(H634)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1355	relating to economic development; providing a state advocacy function for small business license applicants; amending Minnesota Statutes 1984, section 116J.76.	901		1121a					
1356	relating to statutes; conforming various laws to judicial decisions of unconstitutionality and suggestions for clarity; amending Minnesota Statutes 1984, sections 3.736, subdivision 3; 65B.44, subdivision 6; 181.13; 429.061, subdivision 1; and 631.09.	901	1424	1334a 1932	1932	3555	3555		
1357	relating to contempt of court; providing penalties for failure to file a complete income tax return pursuant to court order; proposing coding for new law in Minnesota Statutes, chapter 588.	902	1423	1331a 1931	1931 3076	3076 3503	3076	3503	238
1358	relating to local government; providing for the maintenance of town cartways; amending Minnesota Statutes 1984, section 164.08, by adding a subdivision.	902	1301	1155a 1992a	1992	3500	3009	3498	163
1359	relating to the economic crisis in northeastern Minnesota; creating the Northeastern Minnesota Energy and Economic Development Authority to promote economic development in northeastern Minnesota and to provide incentives for industrial and manufacturing enterprises to locate in northeastern Minnesota; providing for a board of directors and an advisory council; establishing a northeastern Minnesota economic recovery fund; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116M.	902		1322a					
1360	relating to economic development; providing for the establishment of a national class state convention center in the city of Duluth; authorizing the issuance of bonds and appropriating money.	902		980 1119a					
1361	relating to the establishment of a convention center in the city of Duluth; appropriating money.	902		980					
1362	relating to statutes; revising the text of certain laws to remove redundant and obsolete language, to simplify grammar and syntax, and to improve the style of language without causing changes in the meaning of the laws affected; expanding the mandatory free distribution of Minnesota Rules; amending Minnesota Statutes 1984, section 14.47, subdivision 8; chapters 35; 37; 92; 219; 315; 344; 390; 458; 589; 629; and 631; Laws 1959, chapter 699, section 4; Laws 1961, chapter 545, section 1; Laws 1963, chapters 254, section 1; and 827, section 1; (Continued next page)	902	1917	1895a 2140a	2141	3505	3369	3505	265

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1362	— Continued Laws 1965, chapter 344, as amended; Laws 1967, chapter 541, section 1, as amended; Laws 1971, extra session, chapter 35, sections 7, 8, and 9; Laws 1974, chapter 218; Laws 1975, chapter 326, section 1; Laws 1976, chapter 234, section 3, as amended; Laws 1979, chapters 269, section 1; and 303, article 10, section 16; Laws 1980, chapter 453, section 1; and chapter 595, section 5; Laws 1982, chapter 523, article 24, section 2; Laws 1983, chapters 110, sections 1 and 2; and 257, section 1; Laws 1984, chapters 397, section 1; 498, section 1; and 548, section 9; repealing Minnesota Statutes 1984, sections 458.13; 458.16, subdivision 3; 458.192, subdivision 3a; 458.41; 458.50; 458.51; 458.52; 458.54; 458.55; 458.56; 458.57; 458.58; and 458.60.								
1363	relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and superseded provisions; reenacting certain laws; providing instructions to the revisor; amending Minnesota Statutes 1984, sections 3C.12, subdivision 2; 8.31, subdivision 2; 13.37, subdivision 2; 14.47, subdivision 8; 16A.065; 16A.133, subdivision 1; 16B.64, subdivision 2; 21.92; 35.09, subdivision 1; 42.09, subdivision 9; 46.046, subdivision 1; 47.101, subdivisions 2 and 3; 47.29, subdivision 1; 47.30, subdivisions 2 and 3; 47.51; 48.89, subdivision 1; 60A.03, subdivision 2; 62D.04, subdivision 1; 62D.041, subdivision 5; 62D.09; 62H.06; 83.23, subdivision 3; 106.631, subdivisions 2 and 4; 116J.58, subdivision 4; 122.531, subdivisions 3a and 5; 124A.03, subdivision 3; 204B.14, subdivision 5; 214.13, subdivision 4; 240.16, subdivision 6; 256B.431, subdivision 4; 257.67, subdivision 3; 260.121, subdivision 3; 268.04, subdivision 32; 268.08, subdivision 1; 268.675, subdivision 1; 270.84, subdivision 1; 290.531; 290A.111, subdivision 2; 296.18, subdivision 1; 297A.391; 307.06; 309.502; 349.51, subdivision 5; 352.01, subdivision 2A; 360.531, subdivision 7; 363.071, subdivision 1; 388.051, subdivision 2; 422A.101, subdivision 2; 453.55, subdivision 11; 473.384, subdivision 6; 473.446, subdivision 1; 474.17, subdivision 3; 474.19, subdivisions 3 and 7; 519.01; 525.619; 571.41, subdivision 5b; amending Laws 1984, chapter 463, article 7, section 53, subdivision 2; reenacting Minnesota Statutes 1984, sections 10A.31, subdivision 5; 62D.03, subdivision 4; repealing Min- (Continued next page)	903	1917	1897 2141	2141	3504	3369	3503	248

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1363 — Continued	nesota Statutes 1984, sections 124A.035, subdivision 6; 177.295; 204B.19, subdivision 3; repealing Laws 1977, chapter 434, sections 4 and 5; chapter 386, section 1; Laws 1978, chapter 772, section 8; Laws 1980, chapter 522, section 4; Laws 1983, chapter 222, section 14; chapter 247, sections 122, 176, and 217; chapter 253, section 19; chapter 299, section 20; chapter 301, section 220; chapter 314, article 11, section 19; chapter 359, section 149; Laws 1984, chapter 464, section 12, clause (g), and the second paragraph after clause (g); chapter 468, section 1; chapter 471, sections 14, 15, and 16; chapter 514, article 2, section 13; chapter 541, section 1; chapter 543, section 8; chapter 618, section 59; that part of Laws 1984, chapter 629, section 2, that amends section 375.193; Laws 1984, chapter 638, section 3; chapter 654, article 2, section 118.								
1364	relating to human services; providing for a volunteer respite care demonstration project; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256.	904		1094					
1365	relating to charitable gambling; exempting certain organizations from regulation by the charitable gambling control board; exempting certain organizations who conduct bingo and raffles from the sales tax; clarifying what expenses may be deducted from gross receipts; permitting the board to impose civil penalties; requiring organizations to pay an investigation fee; changing reporting requirements; providing for a tax amnesty for organizations who have conducted lawful gambling; amending Minnesota Statutes 1984, sections 297A.25, by adding a subdivision; 349.12, subdivision 13; 349.151, subdivision 4; 349.16, by adding a subdivision; 349.161, subdivision 1; 349.19, subdivision 5; 349.212, subdivision 2; 349.214, subdivision 2, and by adding a subdivision; and 609.75, subdivision 3.	904		1114a					
1366	relating to corporations; providing an alternative corporate governing statute for certain publicly held corporations; imposing a franchise tax; amending Minnesota Statutes 1984, sections 53.01; 168.33, subdivision 2; 316.24; and 508.16, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 302B.	904		1334a					
1367	relating to metropolitan government; requiring the metropolitan mosquito control district to establish a research	981		1030					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1367	— Continued program to evaluate the effects of its control program on other fauna; amending Minnesota Statutes 1984, section 473.704, by adding a subdivision.								
1368	relating to taxation; property; exempting certain property used to store aircraft; amending Minnesota Statutes 1984, section 272.02, subdivision 1.	981							
1369	relating to retirement; authorizing transfer of certain coordinated plan service credit of a public employees retirement association member to the basic plan.	981							
1370	relating to retirement; authorizing retired St. Paul health bureau employees to rescind previously elected options and elect coverage under the public employees retirement association.	981		(H611)					
1371	relating to courts; providing for transcript fees in the second judicial district; amending Minnesota Statutes 1984, section 486.06; proposing coding for new law in Minnesota Statutes, chapter 486.	981	1533	1523 1681 (H1382)					
1372	relating to real property; providing for federal public land survey monument records; amending Minnesota Statutes 1984, section 381.12, by adding a subdivision.	982							
1373	relating to retirement; teachers; participation in variable annuity division; amending Minnesota Statutes 1984, section 354.62, subdivision 2; repealing Minnesota Statutes 1984, section 354.621.	982		(H1404)					
1374	relating to state parks; establishing lease rate for a certain part of Fort Snelling state park.	982	1509	1501a 1943	1944	3500	3009	3498	164
1375	relating to tax-forfeited land; requiring land within the Fond du Lac Indian reservation to be offered for sale to the Fond du Lac band; amending Minnesota Statutes 1984, section 282.01, by adding a subdivision.	982	1424	1374a 2547					
1376	relating to education; authorizing the conveyance of certain lands from the state to independent school district No. 270; providing for the release of certain conditions and reservations contained in prior deeds.	982							
1377	relating to taxation; exempting electricity sold for residential use from the sales tax; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	982							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1378	relating to taxation; providing for the computation of interest on tax overpayments; amending Minnesota Statutes 1984, sections 270A.07, subdivision 5; 271.12; 290.50, subdivision 1; 290.92, subdivisions 11 and 13; 290.93, subdivision 9; 290.936; 290A.07, subdivisions 2a and 3; 291.18; 294.09, subdivision 1; 297A.35, subdivision 1; 298.09, subdivision 4; and 299.05; proposing coding for new law in Minnesota Statutes, chapter 270.	983							
1379	relating to transportation; county state-aid highway fund; repealing the 24-foot restriction in the calculation of money needs; changing the definitions of urban and rural counties; providing for apportionments in calendar years 1986 and 1987; amending Minnesota Statutes 1984, section 162.07, subdivisions 2, 3, and 4; proposing coding for new law in Minnesota Statutes, chapter 162.	983							
1380	relating to game and fish; changing the opening date for the angling season; amending Minnesota Statutes 1984, section 101.41, subdivision 2.	983							
1381	relating to retirement; highway patrol formula; amending Minnesota Statutes 1984, section 352B.08, subdivision 2.	983							
1382	relating to retirement; authorizing reimbursement of retired members of the state patrol retirement fund for the cost of medicare supplemental insurance; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 352B.	983							
1383	relating to natural resources; requiring the state to acquire public access to a lake.	983							
1384	relating to health; limiting recovery on medical malpractice claims; creating a patient's compensation fund; creating a residual malpractice insurance authority; establishing medical review panels; proposing coding for new law as Minnesota Statutes, chapter 147A.	983							
1385	relating to energy; providing for the terms of payment for district heating and qualified energy improvement loans; amending Minnesota Statutes 1984, section 116J.36, subdivision 6.	984							
1386	relating to game and fish; imposing a natural resources surcharge upon fines for game and fish violations; allocating the proceeds; amending Minnesota Statutes 1984, sections 97.49, by adding subdivisions; and 97.81, subdivision 1.	984							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1387	relating to automobile insurance; requiring revocation of motor vehicle registration for failure to maintain insurance; requiring drivers to carry proof of insurance; amending Minnesota Statutes 1984, section 65B.67, subdivisions 3 and 4a; proposing coding for new law in Minnesota Statutes, chapter 65B.	984	4429	1030 4252a 4402a					
1388	relating to courts; clarifying the jurisdiction of the court of appeals to issue writs; amending Minnesota Statutes 1984, section 480A.06, subdivision 3.	984	1424	1335a 1933	1933	3500	3009	3498	165
1389	relating to human services; requiring the state to pay interest on late payments to counties for certain human services programs; amending Minnesota Statutes 1984, section 256.01, by adding a subdivision.	984							
1390	relating to occupations and professions; barbers; providing for compensation of board members for the performance of their examination duties; amending Minnesota Statutes 1984, section 154.22.	984							
1391	relating to veterans; appropriating money for use by the Military Order of the Purple Heart in assisting veterans to make claims against the United States government.	984							
1392	relating to economic development; creating a state grant program for area labor-management committees; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 179.	985		1358a					
1393	relating to independent school district No. 273, Edina, and independent school district No. 274, Hopkins, both in Hennepin county; providing for the transfer of territory from independent school district No. 274 to independent school district No. 273.	985							
1394	relating to the legislature; establishing a legislative public affairs broadcasting network; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 3.	985							
1395	relating to health; authorizing inclusion of physical fitness therapies in grant programs for the mentally ill; providing for study of the administration of mental health services; requiring a report to the legislature; amending Minnesota Statutes 1984, sections 245.73, by adding a subdivision; and 256E.12, subdivision 1.	985	4978	4909a 5015 (H651)					
1396	relating to natural resources and agriculture; allowing compensation to owners of crops damaged by wild ani-	1031							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1396	— Continued mals; amending Minnesota Statutes 1984, section 3.737, by adding subdivisions.								
1397	relating to the city of Duluth; authorizing the issuance of bonds to purchase capital equipment.	1031							
1398	relating to deposit and investment of public funds; modifying the collateral requirements for public deposits; amending Minnesota Statutes 1984, sections 118.005, subdivision 1; 118.01; 475.66, subdivisions 1 and 3; and 475.76, subdivision 1.	1031	1683	1477 1637a 2000a	2000 3081	2419 2461 2494 2517 3080* 3503	2419 3209	3503	239
1399	relating to taxation; modifying the procedure used by the state board of equalization for determining property values for taxes payable in 1986.	1031							
1400	relating to taxation; establishing an income tax checkoff for the purpose of providing funds for organ transplants; proposing coding for new law in Minnesota Statutes, chapter 290.	1032							
1401	relating to creditors' remedies; exempting individual retirement accounts and similar plans from attachment, garnishment, or sale on final process; amending Minnesota Statutes 1984, section 550.37, by adding a subdivision.	1032		1094					
1402	relating to liquor; authorizing the city of Sebeka to issue a temporary on-sale license.	1032							
1403	relating to taxation; exempting certain nonprofit nursing homes from taxation; amending Minnesota Statutes 1984, section 272.02, subdivision 1.	1032		4319a					
1404	relating to local government; expanding the authority of counties to make electronic funds transfers; providing for transfer of certain federal payments in lieu of taxes from a county to a city or town; amending Minnesota Statutes 1984, section 385.07; and proposing coding for new law in Minnesota Statutes, chapters 385 and 471.	1032	1301	1145 1989a	1990 3015	3015 3502	3014	3501	204
1405	relating to state lands; authorizing the sale of certain state lands in Lake of the Woods county.	1032							
1406	relating to taxation; property; extending the assessment years for which reimbursement may be made to taxing districts for certain refunds or abatements made to railroads; allowing a levy in 1986 for certain abatements or refunds made to railroads; clarifying terms; appropriating money; amending Laws 1984, chapter 502, article 9, section 5.	1032							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1407	relating to transportation; authorizing construction of parking facilities for I-394; providing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 161.	1033							
1408	relating to natural resources; providing emergency assistance for loggers of state timber who are in serious distress due to permanent closure of certain timber processing plants; specifying powers and duties of the commissioner of natural resources; appropriating money.	1033		1357a					
1409	relating to game and fish; requiring expenditure data in syllabi accompanying game and fish licenses or stamps; amending Minnesota Statutes 1984, section 97.53, subdivision 1.	1033							
1410	relating to taxation; property; changing the assessment ratio for certain utility property; amending Minnesota Statutes 1984, sections 273.13, subdivision 4; and 273.40	1033							
1411	relating to the city of Bemidji; permitting the city to contribute to a community seed capital fund.	1033	1301	1154a 1991	1991 2051	2012 2050a 3208	2418	2772	106
1412	relating to mines and minerals; prescribing fencing of unused mine pits and shafts; providing exceptions to tort liability in regard to certain water access sites related to mining areas; providing for a study and report; providing penalties; amending Minnesota Statutes 1984, sections 3.736, subdivision 3; 180.03, subdivisions 2, 3, and 4; 180.10; and 466.03, by adding a subdivision.	1033		(H1374)					
1413	relating to human services; creating an economic opportunity commission; proposing coding for new law in Minnesota Statutes, chapter 268.	1034							
1414	relating to the city of Plymouth; authorizing the reassessment of special assessments against certain lands in the city.	1034	1982	1966 2775	2775	3501	3009	3500	180
1415	relating to game and fish; requiring a single annual licensing procedure with stamps; amending Minnesota Statutes 1984, sections 98.49; and 98.50, subdivision 5.	1034							
1416	relating to retirement; membership of county historical society employees in the public employees retirement association; amending Minnesota Statutes 1984, section 353.01, subdivision 2a.	1034							
1417	relating to the city of St. Paul; applying portions of the state ethical practices law to candidates in the city elections.	1034							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1418	relating to taxation; sales and use; reducing the general rate to five percent; amending Minnesota Statutes 1984, sections 297A.02, subdivision 1; 297A.03, subdivision 2; 297A.14; 297B.02; and 297B.08.	1034							
1419	relating to education; appropriating money to plan a residential school of science and mathematics in Duluth.	1034							
1420	relating to retirement; making permanent the rule of 85; amending Minnesota Statutes 1984, section 356.70, subdivision 1.	1034							
1421	relating to taxation; sales tax; exempting candy; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.	1035							
1422	relating to utilities; establishing a study of the effects of deregulation of certain gas and electric utility functions; appropriating money.	1035							
1423	relating to taxation; providing for the allocation among governmental units of increases in the assessed valuation of commercial-industrial property within the taconite tax relief area; providing a formula for the distribution of additional revenues to municipalities within the taconite tax relief area; proposing coding for new law as Minnesota Statutes, chapter 276A.	1035	2399	2162a 3509					
1424	relating to a Minnesota convention center and related facilities; authorizing the metropolitan council and the city of Minneapolis to appropriate and borrow money and levy taxes for this purpose; renaming the metropolitan sports facility commission the Minnesota sports and convention facilities commission; authorizing the commission to acquire, own, lease, control, operate, and maintain a convention center and related facilities in the city of Minneapolis and to expend certain money for such purposes; authorizing the commission to exercise eminent domain; authorizing the city of Minneapolis and the metropolitan council to issue bonds to finance the acquisition and betterment of the convention center and related facilities or to refund outstanding bonds issued to finance certain sports facilities; establishing a convention construction board to design, construct, improve, and equip the convention center; authorizing the transfer of certain city property and employees to the commission; authorizing the city to expend and pledge certain funds, including taxes and tax increments, for commission purposes, debt service, and other purposes; authorizing the city and the (Continued next page)	1035	2959	1108 1120a 1452 2526a 2943a 3509					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1424	— Continued metropolitan council to contract with the commission and to exercise powers of the commission and perform other acts; authorizing the city to levy and collect certain taxes; authorizing the council to levy taxes on real property; authorizing the council to modify covenants concerning certain prior bonds; providing a property tax exemption for the facility; appropriating money; amending Minnesota Statutes 1984, section 473.553, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 473.								
1425	relating to levy limits; providing a levy base adjustment for loss of revenue sharing funds; amending Minnesota Statutes 1984, section 275.51, subdivision 3h.	1095							
1426	relating to natural resources; designating the white-tailed deer as the official state mammal; proposing coding for new law in Minnesota Statutes, chapter 1.	1095							
1427	relating to taxation; income; exempting capital gains from farm foreclosure sales; amending Minnesota Statutes 1984, section 290.01, subdivision 20b.	1095							
1428	relating to the city of Thomson; providing a one-time levy limit increase.	1096							
1429	relating to state government; providing for indemnification of judges and employees of the legislative and judicial branches from tort, civil, or equitable claims; preserving immunities; amending Minnesota Statutes 1984, sections 3.732, subdivision 1; and 3.736, subdivisions 1 and 9.	1096	1533	1523 2590	2590	3500	2962	3498	166
1430	relating to retirement; providing for payment of an amount equal to the costs of Medicare Plan B supplemental medical coverage for retirees of the Minnesota state retirement system; appropriating money.	1096							
1431	resolution memorializing the negotiators for the United States at the Geneva arms talks to demand Soviet action to stop anti-Jewish discrimination and to allow Jews to emigrate.	1096	2096	2085 2513	2513				
1432	relating to public nuisances; defining a nuisance; providing for the enjoinment of nuisances; prohibiting the keeping of disorderly houses; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapters 609 and 617; repealing Minnesota Statutes 1984, sections 609.33; 617.33; 617.34; 617.35; 617.36; 617.37; 617.38; 617.39; 617.40; and 617.41.	1096							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1433	relating to cable communications; facilitating the activation of the metropolitan area interconnected regional cable channel; appropriating money; amending Minnesota Statutes 1984, sections 238.05, subdivision 2; 473.129, subdivision 6; proposing coding for new law as Minnesota Statutes, chapter 238A.	1096							
1434	relating to real estate; providing for service in forcible entry and unlawful detainer actions; amending Minnesota Statutes 1984, section 566.06.	1096	1917	1896a 2772	2772	3502	3072	3501	214
1435	resolution memorializing the President and Congress of the United States and the Secretary of Transportation of the need for continued funding of Amtrak.	1097							
1436	relating to liquor; requiring persons selling and serving intoxicating liquor to attend a training course established by the commissioner of public safety; providing a penalty; proposing coding for new law in Minnesota Statutes, chapter 340.	1097							
1437	relating to independent school district No. 709; requiring the establishment of a police skills course at the Duluth area vocational technical institute; requiring local approval.	1097							
1438	relating to the city of Duluth; modifying lien rights in connection with the collection of installment payments on municipal home energy loans; amending Laws 1981, chapter 223, section 4, subdivisions 2 and 3.	1097							
1439	relating to government operations; mandating a full-time auditor to be assigned by the legislative auditor to the iron range resources and rehabilitation board; amending Minnesota Statutes 1984, section 298.22, by adding a subdivision.	1097							
1440	relating to transportation; municipal state-aid streets; allowing cities with a population decrease to continue to receive municipal state-aid for streets; amending Minnesota Statutes 1984, section 162.09, subdivision 4.	1097							
1441	relating to human services; providing for computer services to comply with long-term sheltered employment program evaluation criteria and for training and employment of persons with disabilities; amending Minnesota Statutes 1984, section 129A.08, by adding a subdivision.	1098	3903	3784a 4467a	4467	6107	5453	6106	369
1442	resolution memorializing the President and Congress of the United States to take immediate steps to reduce acid deposition.	1098		1302					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1443	relating to missing children; authorizing the development of voluntary fingerprinting programs in schools; requiring schools to develop policies on notifying parents whose children are absent from school; requiring that certain documents be provided to schools when new students enroll; requiring the commissioner of public safety to distribute information bulletins on missing children; amending Minnesota Statutes 1984, section 299C.53, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 123.	1098		1302 1424					
1444	relating to labor and employment; establishing a youth conservation corps to promote employment of youths and young adults; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 84C.	1098							
1445	relating to taxation; providing for state reimbursement of local taxing districts for property tax refunds paid to railroads; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 278.	1098							
1446	relating to intoxicating liquor; requiring the licensing of industry representatives; proposing coding for new law in Minnesota Statutes, chapter 340.	1098							
1447	relating to the city of Breckenridge; permitting the establishment of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority.	1098	1683	1153a 1633 1999	1999	3502	3072	3501	205
1448	relating to animals; prohibiting keeping of certain wild, exotic, or vicious animals; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 346.	1311							
1449	relating to teachers; early retirement incentive program; changing the deadline for applying for retirement under the state-reimbursed incentive grant program; extending the state-reimbursed program; appropriating money; amending Minnesota Statutes 1984, section 125.611, subdivisions 3, 5, and 13.	1311		1424					
1450	relating to natural resources; altering certain provisions regarding water permit fees; providing a penalty for water permit violations; amending Minnesota Statutes 1984, section 105.44, subdivision 10; proposing coding for new law in Minnesota Statutes, chapter 105.	1311	1982	1966a 3079 (H1256)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1451	relating to education; providing incentive aid for school consolidation; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.	1311							
1452	relating to crimes; requiring confinement of certain convicted defendants pending imposition of sentence; proposing coding for new law in Minnesota Statutes, chapter 629.	1312		(H766)					
1453	relating to taxation; income; changing the pension exclusion; amending Minnesota Statutes 1984, sections 290.01, subdivision 20b; and 290.08, subdivision 26.	1312							
1454	relating to soil and water conservation; appropriating money for floodplain management.	1312		1509					
1455	relating to the city of Little Falls; extending the duration of the tax exemption for certain property held by the municipality.	1312	2545	2521a 3032					
1456	relating to taxation; income; exempting capital gains from certain forced sales of farms; amending Minnesota Statutes 1984, section 290.01, subdivision 20b.	1312							
1457	relating to education; modifying the definitions of teachers and of supervisory and support personnel for the purpose of licensure; modifying the kinds of personnel licensed by the board of teaching and the state board of education; changing the membership of the board of teaching; amending Minnesota Statutes 1984, sections 125.03, subdivisions 1 and 4; 125.05, subdivisions 1 and 2; 125.08; and 125.183, subdivision 3.	1312							
1458	relating to traffic regulations; removing certain restrictions on special permits to move manufactured homes; amending Minnesota Statutes 1984, section 169.86, subdivision 1.	1312	1982	1966 2490	2491	3499	2962	3209	132
1459	relating to local government aid; modifying the distribution formula for cities; amending Minnesota Statutes 1984, sections 477A.011, subdivision 3, and by adding subdivisions; and 477A.013; repealing Minnesota Statutes 1984, sections 477A.011, subdivision 10; and 477A.0131.	1313							
1460	relating to taxation; exempting certain shelterbelts from taxation; providing for replacement of lost revenue; appropriating money; amending Minnesota Statutes 1984, section 272.02, subdivision 1, and by adding a subdivision.	1313							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1461	relating to game and fish; authorizing resident licenses for trainees at Camp Ripley during open seasons; amending Minnesota Statutes 1984, section 98.47, subdivision 3.	1313		(H18)					
1462	relating to taxation; providing for payment of reduced assessment credit to the city of Zumbrota.	1449							
1463	relating to taxation; property; changing the administration and disbursement of certain property tax credits; modifying the process for determining mill rates; changing property classes and classification ratios; changing computation of property tax refunds; appropriating money; amending Minnesota Statutes 1984, sections 47.58, subdivisions 2 and 3; 124.2138, subdivision 2; 272.115, subdivision 4; 273.13, subdivisions 2, 4, 5a, 6, 6a, 7, 7b, 7c, 7d, 8a, 9, 15a, 16, 19, and 21; 273.135, subdivisions 1 and 2; 273.1392; 273.42, subdivision 2; 274.19, subdivision 6; 276.04; 290A.03, subdivisions 13 and 14; 290A.04, subdivisions 2 and 3; 290A.09; 375.192, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 275; repealing Minnesota Statutes 1984, sections 124.2137; 273.115; 273.116; 273.13, subdivisions 14a, 17, 17b, 17c, 17d, and 20; 273.1311; 273.1315; 273.135, subdivision 5; 273.1391; 290A.03, subdivisions 9 and 10; and 290A.04, subdivisions 2a, 2b, 2e, 2f, and 2g.	1449							
1464	relating to health; providing a statewide emergency medical services fund; requiring certain distribution of the fund; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.	1450							
1465	relating to education; adjusting the determination of tuition; amending Minnesota Statutes 1984, section 135A.03, subdivision 1.	1450							
1466	relating to education; reducing the applicant's contribution toward the cost of attendance in determining state scholarships and grants; amending Minnesota Statutes 1984, section 136A.121, subdivisions 4 and 5.	1450							
1467	relating to education; reducing the tuition component required to pay in part for instructional costs; requiring the higher education coordinating board to arrange for a tuition study; amending Minnesota Statutes 1984, section 135A.03, subdivision 1.	1450							
1468	relating to vocational technical education; requiring the state board to establish a two-year pilot program at a (Continued next page)	1450							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1468	—Continued vocational technical institute for vocational generalist; appropriating money; amending Minnesota Statutes 1984, section 136C.04, by adding a subdivision.								
1469	relating to utilities; establishing a study of the effects of deregulation of certain gas and electric utility functions; appropriating money.	1451		1477					
1470	resolution memorializing the President and Congress of the United States to include the provision of dental care, hearing aids, and eye glasses under Medicare.	1451							
1471	relating to transportation; appropriating money for support of AMTRAK.	1451							
1472	relating to appropriations; appropriating money for construction of a dam on Nett Lake in St. Louis county.	1451							
1473	relating to transportation; advertising devices; authorizing advertising on certain telephone booths; amending Minnesota Statutes 1984, section 160.27, subdivision 3.	1451	4599	4480a 4796 (H1185)					
1474	relating to retirement; public employees police and fire fund; retirement with 30 years of service; actuarial reduction; amending Minnesota Statutes 1984, section 353.651, by adding a subdivision.	1451							
1475	relating to corrections; providing funding for the commissioner of corrections to develop a pilot counseling program for Native American inmates of state correctional facilities; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 241.	1451							
1476	relating to taxation; exempting capital gains from income taxation; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20a and 20b; 290.16, subdivision 4; and 290A.03, subdivision 3; repealing Minnesota Statutes 1984, section 41.59, subdivisions 2 and 3.	1452							
1477	relating to crimes; regulating the use, possession and sale of electronic incapacitation devices; imposing penalties; amending Minnesota Statutes 1984, section 624.731.	1452		1545 1587a 3510					
1478	relating to the University of Minnesota; providing for the purchase of land for the north central experiment station; appropriating money.	1484							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1479	relating to taxation; property; providing for assessment of homesteads of certain persons age 60 and older; amending Minnesota Statutes 1984, section 273.11, subdivision 1, and by adding a subdivision.	1485		1509					
1480	relating to waters; prohibiting certain ice blocks upon the surface of frozen waters; amending Minnesota Statutes 1984, section 101.42, by adding a subdivision. Ch 101	1485							
1481	relating to libraries; requiring the legislative reference library to process materials for executive departmental libraries; appropriating money; amending Minnesota Statutes 1984, section 3.302, by adding a subdivision.	1485							
1482	relating to taxation; sales tax; providing for elimination of double taxation in sale and leaseback transactions; appropriating money; amending Minnesota Statutes 1984, sections 297A.01, subdivision 4; and 297A.15, by adding a subdivision.	1485		(H1596)					
1483	relating to taxation; income; allowing certain corporations to file a consolidated return; amending Minnesota Statutes 1984, section 290.34, by adding a subdivision.	1485							
1484	relating to education; establishing a scholarship for excellence program; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 136A and 290.	1485		1875					
1485	relating to the city of South St. Paul; authorizing the expenditure of certain tax increments to pay costs of a combined storm-sanitary sewer separation project.	1485	1982	1973a 2123	2123	3499	3009	3209	133
1486	relating to agriculture; creating the Minnesota agriculture finance agency and Minnesota agriculture loan fund; prescribing penalties; authorizing the issuance of state bonds; appropriating money; amending Minnesota Statutes 1984, section 290.01, subdivision 20b; proposing coding for new law as Minnesota Statutes, chapter 17C.	1486							
1487	relating to the city of Duluth; authorizing the collection of unpaid charges for water, gas, sewer, and garbage services and building demolition costs by assessment against the properties served or benefited.	1486							
1488	relating to housing and redevelopment authorities; extending the authority to provide interest reduction programs through 1987; amending Minnesota Statutes 1984, section 462.445, subdivision 13.	1486							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1489	relating to state employees; extending insurance benefits to certain state employees selecting early retirement; amending Minnesota Statutes 1984, section 43A.24, subdivision 2.	1486							
1490	relating to traffic regulations; peace officers; authorizing peace officers to inspect for regulated tires; amending Minnesota Statutes 1984, section 169.725.	1486							
1491	relating to insurance; accident and health; providing coverage for ambulatory mental health services provided by a licensed psychologist; amending Minnesota Statutes 1984, section 62A.152, subdivision 2.	1486							
1492	relating to occupations and professions; regulating the licensing of salons for estheticians; amending Minnesota Statutes 1984, section 155A.08, subdivision 2.	1509							
1493	relating to taxation; sales and use; permitting a deduction for the costs of collection and remittance; amending Minnesota Statutes 1984, section 297A.26, by adding a subdivision.	1510							
1494	relating to taxation; income; allowing a credit for electric heat storage furnaces; extending the residential energy credit; amending Minnesota Statutes 1984, section 290.06, subdivision 14.	1510							
1495	relating to local government; directing the reimbursement of Pope county for the expenses of law enforcement and damages to public property connected with certain public demonstrations; appropriating money.	1518							
1496	relating to education; establishing the governor's high school scholar program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136A.	1518							
1497	relating to taxation; property; providing that the basic maintenance levy not be applied against certain seasonal recreational property; providing a state reimbursement to school districts; appropriating money; amending Minnesota Statutes 1984, section 124A.03, by adding a subdivision.	1518							
1498	relating to judgments; clarifying the procedure and cost for filing foreign judgments; clarifying the procedure to be used in securing a judgment and execution; amending Minnesota Statutes 1984, sections 548.27; 548.30; 549.09; and 550.04.	1518							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1499	relating to Goodhue county; permitting the county to levy a tax for the county historical society; imposing a reverse referendum requirement.	1540	1982	1973a 2146	2146	3501	3009	3500	181
1500	relating to taxation; property; changing computation of homestead credit for nonagricultural homesteads; amending Minnesota Statutes 1984, section 273.13, subdivisions 7 and 14a.	1540							
1501	relating to taxation; property; providing for assessment of certain agricultural land at its agricultural value; amending Minnesota Statutes 1984, section 273.111, by adding a subdivision.	1540							
1502	relating to taxation; property, changing property tax payments, settlement, and distribution dates; amending Minnesota Statutes 1984, sections 276.09; 276.10; 278.01, subdivisions 1 and 2; 278.03; 278.05, subdivision 5; 279.01, subdivision 1; and 473F.08, subdivision 7a.	1541							
1503	relating to insurance; life; providing for the payment of a fee to the commissioner for valuing policies; amending Minnesota Statutes 1984, section 60A.14, subdivision 1.	1702							
1504	relating to education; establishing a pilot all-day kindergarten program in independent school district No. 280, Richfield; appropriating money.	1893							
1505	resolution memorializing the President and Congress of the United States to set up a joint congressional commission to draft a law preventing states from selectively granting benefits to businesses moving into the state that are not offered to businesses already in the state.	1893							
1506	authorizing the city of Waseca to establish and provide taxes and service charges for a special service district; authorizing the city of Albert Lea to establish a port authority; authorizing the city of Austin to establish a port authority.	1893	2461	2459a 2644	2644	3502	3072	3501	206
1507	resolution memorializing the President and Congress of the United States to eliminate the adverse effect on agriculture of the cargo preference law.	2012							
1508	relating to education; declaring the mission of public elementary and secondary education in Minnesota; proposing coding for new law in Minnesota Statutes, chapter 120.	2012		(H282)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1509	relating to health; creating a public corporation to provide health care services and research; providing that subsidiaries govern St. Paul Ramsey Medical Center and a physicians and dentists association; proposing coding for new law in Minnesota Statutes, chapter 246A; repealing Minnesota Statutes 1984, section 383A.41.	2013		3650					
1510	relating to economic development; creating a special enterprise zone for a large manufacturing facility; providing for the taxation of the facility; authorizing the issuance of bonds; providing assistance to locate a large manufacturing facility in the state; appropriating money; amending Minnesota Statutes 1984, sections 273.1312, subdivisions 3 and 4; and 273.1314, subdivisions 3, 4, 6, 7, 8, 9, and by adding a subdivision.	2013	2752	2148a 2752a 3509 (H1645)					
1511	relating to employment; regulating entertainment agencies; providing a penalty; amending Minnesota Statutes 1984, sections 184A.01; 184A.03; 184A.04; 184A.05; 184A.06; 184A.10; 184A.12; 184A.13; 184A.14; 184A.15; 184A.16; 184A.18; 184A.19; and 184A.20; proposing coding for new law in Minnesota Statutes, chapter 184A.	2059							
1512	relating to public finance; imposing financial reporting and accounting requirements; allowing municipalities to issue bonds for pension liabilities; allowing municipalities to issue bonds on various conditions; limiting use of tax increments in interest reduction programs; removing limitation on duration of interest reduction programs; modifying limitations for Duluth home energy improvement loans; amending Minnesota Statutes 1984, sections 273.74, subdivision 2, and by adding a subdivision; 273.75, subdivision 4; 475.52, subdivision 6; 475.54, by adding a subdivision;475.56; 475.58, subdivision 1; 475.60, subdivision 2; and 475.67, subdivision 8, and by adding a subdivision; and Laws 1981, chapter 223, section 4, subdivisions 2 and 3; repealing Minnesota Statutes 1984, section 462.445, subdivision 13.	2097	2545	2521a 3060a	3062				
1513	relating to local government; permitting the establishment of special service districts in the cities of Sartell, Sauk Rapids, St. Cloud, Isle, Mora, Becker, and Waite Park; providing taxing and other financial authority for the cities.	2097	2461	2457a 3062	3062				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1514	relating to taxation; increasing the maximum dependent care credit and extending eligibility; amending Minnesota Statutes 1984, section 290.067, subdivisions 1 and 2.	2149							
1515	relating to Ramsey county; authorizing the issuance of bonds for the construction of library buildings and an annual levy for debt retirement; providing for an appointed county abstract clerk; proposing coding for new law in Minnesota Statutes, chapter 383A; repealing Minnesota Statutes 1984, section 383A.38.	2149	5015	4635 4776a 4994 5313	5313	6107	5587	6106	370
1516	relating to Ramsey county; authorizing the issuance of county bonds for capital improvement projects; proposing coding for new law in Minnesota Statutes, chapter 383A.	2149							
1517	relating to real property; providing a restriction on the duration of conditions affecting certain real property; amending Minnesota Statutes 1984, section 500.20, by adding a subdivision.	2149	4978	4967a 5013 (H1635)					
1518	relating to taxation; limiting payment of sales tax on transactions involving horses; amending Minnesota Statutes 1984, section 297A.01, subdivision 3.	2416		2425					
1519	relating to taxation; limiting tax on certain sales of horses; amending Minnesota Statutes 1984, section 297A.01, subdivision 3.	2416		2425 (H1623)					
1520	relating to retirement; Rochester police relief association; permitting the transfer of service credit into the public employees police and fire fund; transferring records and assets.	2416							
1521	relating to natural resources; providing for peatland protection by designating scientific and natural areas, and creating and designating peatland scientific protection areas, and peatland watershed protection areas; providing for acquisition of certain peatlands from the United States Department of Interior; proposing coding for new law in Minnesota Statutes, chapter 84.	2416							
1522	relating to taxation; income; excluding small foreign sales corporations from the combined report; amending Minnesota Statutes 1984, section 290.34, subdivision 2.	2417							
1523	relating to the organization and operation of state government; appropriating money for education and related purposes to the department of education, higher education coordinating board, state board of vocational technical education, state board for com-	2453	2461	2462a	2463	2498 2647 2704 3510	2498		

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1523	— Continued munity colleges, state university board, board of regents of the University of Minnesota, the Mayo medical foundation, and the College of Saint Thomas, with certain conditions; providing for state board of education membership and staff assistance, a different source for an annual appropriation, student financial aid, course equivalency, common numbering, general education requirements, fees and licenses, vocational programs and budgets, vocational board policymaking, and emergency rulemaking; amending Minnesota Statutes 1984, sections 121.02, subdivision 1; 123.743; 125.08; 136A.09; 136A.095; 136A.101; 136A.121, subdivisions 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 16, and by adding a subdivision; 136A.132, subdivisions 3, 4, 5, and 6; 136A.162; 136C.04, subdivision 15; 136C.08, subdivision 2; 136C.13, subdivision 3, and by adding a subdivision; 136C.26, subdivisions 4 and 5; 136C.28, subdivision 2; 136C.33, subdivision 1; 136C.34; 136C.36; 141.25, subdivision 8; and 141.26, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 124; 135A; and 136; repealing Minnesota Statutes 1984, sections 136A.121, subdivisions 8 and 14; 136C.26, subdivisions 2 and 8; 136C.28, subdivisions 3, 4, 5, 6, and 7; 136C.33, subdivisions 3 and 4; 136C.37; and 136C.38.								
1524	relating to the organization and operation of state government; appropriating money for the department of transportation and for other agencies with certain conditions; fixing and limiting fees; amending Minnesota Statutes 1984, sections 12.14; 15.0591, subdivision 2; 17.717, subdivision 6; 25.39, subdivision 4; 40.03, subdivision 1; 46.041, subdivision 1; 46.131, subdivision 10; 47.54, subdivision 1; 51A.51, subdivisions 1, 2, 3, 3a, and 5; 52.06, subdivision 1; 53.03, subdivisions 1 and 6; 56.02; 60A.02, subdivision 7; 60A.03, subdivisions 5 and 6; 60A.10; 60A.131, subdivision 1; 60A.14, subdivision 1; 60A.17, subdivision 1a; 60A.1701, subdivisions 5 and 10; 60A.197; 60A.23, subdivision 7; 60C.08, subdivision 1; 61B.05, subdivision 1; 62A.146; 62A.17, subdivision 6; 62B.05; 62D.19; 62E.10, subdivision 2; 62E.12; 62E.16; 65B.03; 65B.43, by adding a subdivision; 65B.44, subdivision 4; 65B.48, subdivision 3a; 65B.63, subdivision 1; 67A.25, subdivision 1; 72A.20, by adding a subdivision; 79.251, subdivision 1; 79.252, subdivision 4; 79.62; (Continued next page)	2453	2461	2467a 2545 (H1639)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1524	— Continued 138.94; 168.67; 174.32, subdivisions 1, 2, 3, and by adding a subdivision; 214.06, subdivision 1; 216B.243, subdivision 6; 216B.62, subdivisions 2 and 3; 237.295, subdivisions 1 and 2; 239.10; 240.16, subdivision 5; 240.24; 296.13; 326.241, subdivision 3; 326.244, subdivision 2; 326.334, subdivision 7; 340.024; 340.60, subdivision 1; 340.62; 349.52, subdivisions 2 and 3; 360.018, subdivision 6; 360.024; 473.373, subdivisions 4 and 6; 473.375, subdivision 4; 473.384, subdivision 6; 473.386, subdivision 2; 473.39, by adding a subdivision; 473.404, subdivision 7; 473.405, subdivision 12; 473.408, by adding a subdivision; 473.446, subdivision 1, 1a, 2a, and 3; 626.861, subdivision 3; 626.88, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 17, 45, 61A, and 340; repealing Minnesota Statutes 1984, sections 19.64, subdivision 5; 42.06, subdivision 4; 60A.15, subdivision 14; 62A.025; 340.113, subdivision 4; 340.493, subdivision 4; 473.373, subdivision 7; and 473.446, subdivision 6.								
1525	relating to the organization and operation of state government; authorizing cost containment programs in medical assistance and general assistance medical care programs; establishing a permanency planning program for children at risk of out-of-home placement; appropriating money for human services, corrections, health, and other purposes with certain conditions; amending Minnesota Statutes 1984, sections 62D.12, by adding a subdivision; 62E.06, subdivision 1; 129A.03; 214.06, subdivision 1; 241.01, subdivision 7; 241.71; 252.025, subdivision 1; 254.05; 256.045, subdivision 3, and by adding a subdivision; 256.737; 256.82, subdivision 2; 256.87, subdivision 1; 256.969, subdivisions 1, 2, and by adding a subdivision; 256B.02, by adding a subdivision; 256B.04, subdivision 14; 256B.062; 256B.19, subdivision 1; 256B.48, by adding a subdivision; 256B.69, subdivision 4; 256D.01, subdivisions 1a and 1b; 256D.03, subdivisions 4 and 6; 256D.37, subdivisions 1 and 2; 256E.08, subdivision 1; 260.311, subdivision 5; 260.38; 268.38, subdivisions 2, 10, and 11; 268.685; 290.089, subdivision 2; 363.03, by adding a subdivision; 390.11, by adding a subdivision; 393.07, subdivision 2; 401.01, subdivision 1; 401.13; 517.08, subdivisions 1b and 1c; 611A.22; and 611A.34, subdivision 1; Laws 1984, chapter 616, section 1; proposing coding for new law in Minnesota Statutes, chapters 62A; 144; 256; and 256B; (Continued next page)	2454	2461	2464	2466	2596 2606 2705 3510	2596		

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1525 — Continued	proposing coding for new law as Minnesota Statutes, chapter 256F; repealing Minnesota Statutes 1984, sections 256.045, subdivision 2; 256.966, subdivision 2; 256.967; 259.405; and 268.686.								
1526	relating to natural resources; recodifying laws governing wild animals in general, the taking and possession of game and fish, and the management of natural resources; barring game and fish citation quotas; providing penalties; amending Minnesota Statutes 1984, sections 9.071; 14.02, subdivision 4; 14.38, subdivision 6; 18.021, subdivision 3; 84.0274, subdivision 6; 84.88, subdivision 2; 84.89; 84A.02; 85.018, subdivision 8; 86A.06; 105.391, subdivisions 3 and 12; 105.417, subdivision 4; 111.81, subdivision 1; 343.21, subdivision 8; 343.30; 352B.01, subdivision 2; 361.25; 383C.13; 477A.12; 477A.13; Minnesota Statutes 1985 Supplement, section 105.74; proposing coding for new law in Minnesota Statutes, chapters 84; 97A; 97B; 97C; 609; and 624; repealing Minnesota Statutes 1984, and 1985 Supplement, chapters 97, 98, 99, 100, 101, and 102.	2494	3903	3798a 4448a	4448 5592	5592 6107	5592	6107	386
1527	resolution memorializing the governments of the United States and Canada to take prompt action to ensure that all travel on water routes between the United States and Canada by motorized watercraft be allowed.	2494		2494 2634					
1528	relating to human services; establishing a program of equestrian activities for disabled persons; appropriating money.	2495							
1529	relating to contracts; providing for payments from contractors to subcontractors; amending Minnesota Statutes 1984, sections 337.01, subdivision 1; 337.03; 337.04; 337.05, subdivision 1; and 337.06; proposing coding for new law in Minnesota Statutes, chapter 337.	2723							
1530	relating to the organization and operation of state government; appropriating money for the general legislative, judicial, and administrative expenses of state government with certain conditions; providing for the transfer of certain money in the state treasury; authorizing land acquisition; fixing and limiting fees; creating, modifying, transferring, and abolishing agencies and functions; amending Minnesota Statutes 1984, sections 2.722, subdivision 1, and by adding a subdivision; 3.099, subdivision 1; 3.303, by adding a subdivision; 3.351, subdivision 3; (Continued next page)	2723	2729	2753 2796 (H1641)					

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1530 — Continued	3.736, subdivision 3; 3C.12, subdivision 7; 10A.32, subdivision 3; 11A.07, by adding a subdivision; 11A.20, subdivision 1; 14.07, subdivisions 1 and 2; 14.08; 14.26; 14.32; 14.40; 14.47, subdivision 8; 14.48; 14.51; 14.55; 15A.081, subdivisions 1 and 7; 15A.082, subdivisions 2 and 3; 16A.055, subdivision 1; 16A.123, subdivision 3; 16A.127, subdivisions 1, 3, 5, and by adding a subdivision; 16A.128; 16A.1281; 16A.15, subdivision 1; 16A.275; 16A.40; 16A.42, subdivision 2; 16A.45, subdivision 2; 16A.47; 16A.58; 16A.641, subdivision 10, and by adding a subdivision; 16A.672, subdivisions 1, 2, and 3; 16B.09, by adding a subdivision; 16B.21, subdivision 1; 16B.22; 16B.24, subdivision 5; 16B.29; 16B.36, subdivision 1; 16B.42, subdivision 4; 16B.48, subdivision 2; 16B.54, subdivision 2, 16B.70; 40A.01, subdivision 1; 40A.02, subdivisions 3, 11, and 15; 40A.03, subdivision 2; 40A.04; 40A.05, subdivisions 1 and 2; 40A.06; 40A.07, subdivision 2; 40A.13, subdivision 1; 41A.01; 41A.02, subdivisions 5, 7, 8, 11, and by adding subdivisions; 41A.03, subdivisions 1, 3, and by adding a subdivision; 41A.04, subdivisions 1, 3, and 4; 41A.05, subdivisions 1, 2, 3, and by adding subdivisions; 41A.06, subdivisions 1 and 5; 43A.04, subdivision 3; 43A.08, subdivision 1; 43A.10, subdivision 8; 43A.15, by adding a subdivision; 43A.19, subdivision 1; 43A.30, subdivision 4, and by adding a subdivision; 46.07, subdivision 2, and by adding a subdivision; 47.015, subdivision 1; 47.0151, subdivision 3; 47.0152; 48.13; 49.05, by adding subdivisions; 52.02, subdivision 3; 52.24, subdivisions 1 and 2; 53.04, by adding a subdivision; 53.10; 55.095; 69.031, subdivision 1; 84.86, subdivision 1; 85.05; 85.22, subdivision 2a; 85.43, 85A.02, by adding a subdivision; 85A.03, subdivisions 4 and 5; 85A.04, subdivision 1; 86.33; 105.44, subdivision 10; 115A.904; 115A.908, subdivision 2; 115A.914, subdivision 1; 116.07, subdivision 4d; 116.12, subdivision 1; 116C.69, subdivision 3; 116C.71, by adding a subdivision; 116J.035, by adding a subdivision; 116J.36, subdivision 6; 116J.76; 116L.03, subdivision 7; 116L.04, by adding a subdivision; 116M.03, subdivision 17; 116M.04, subdivisions 8a and 9; 116M.05, subdivision 8; 116M.06, subdivisions 2 and 5; 116M.07, subdivisions 2, 4, 8, 9, 11, and 13; 116M.08, subdivisions 11, 12, 14, and 15; 116M.10, subdivision 8; 116M.11; 116M.12, subdivisions 3 (Continued next page)									

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1530 — Continued	and 4; 129A.02, subdivision 2; 136.63, by adding a subdivision; 136C.06; 176.102, subdivision 6, and by adding a subdivision; 176.103, subdivision 2; 176.241, subdivisions 3a and 3b; 176.271, subdivision 1; 176.275; 176.305, subdivision 1; 176.321, subdivision 1; 176.421, subdivisions 4 and 5; 176.442; 178.03, by adding a subdivision; 180.03, subdivisions 2, 3, and 4; 180.10; 183.545, by adding a subdivision; 196.051, by adding a subdivision; 204D.11, subdivision 1; 214.06, subdivision 1; 238.02, subdivision 4; 238.05; 238.06; 238.08; subdivisions 2 and 3; 238.09; 238.11, subdivision 1; 238.12, subdivision 3; 238.13; 238.14; 238.15; 238.16, subdivision 1; 238.17, subdivisions 1, 5, 6, and 8; 245.87; 248.07; 248.08; 248.085, by adding a subdivision; 256.736; 256.737; 256C.24; 256C.25, subdivision 1; 256C.26; 256D.02, subdivision 13; 256D.03, subdivision 2; 256D.09, subdivision 3, and by adding a subdivision; 256D.111, subdivision 2; 268.05, subdivision 2; 268.31; 268.32; 268.33; 268.34; 268.36; 268.672, subdivision 6; 268.676, subdivision 1; 268.686; 270.75, by adding a subdivision; 270A.07, subdivision 1; 290.50, subdivision 6; 296.421, subdivision 4, and by adding a subdivision; 297.13, subdivision 1; 298.2211, by adding a subdivision; 326.52; 331A.02, subdivision 1; 334.021; 336.9-302; 352.01, subdivision 2B; 353.34, by adding a subdivision; 361.03, subdivision 5; 361.27; 363.01, subdivision 24, and by adding subdivisions; 363.05, subdivision 2; 363.06, subdivision 8; 363.061, by adding a subdivision; 363.071, subdivision 2; 363.091; 363.116; 400.04, subdivision 1; 403.11, subdivision 1; 462A.03, subdivisions 13 and 14; 462A.05, subdivisions 11, 12, 14a, 15a, 23, and by adding subdivisions; 462A.07, subdivisions 14 and 15; 462A.08, subdivision 3; 462A.20, subdivision 3; 462A.21, subdivision 6, and by adding a subdivision; 462A.22, subdivision 1; 462C.09, by adding a subdivision; 471.65; 472.03, subdivision 9; 472.11, subdivisions 3 and 9; 472.125; 472.13; 473.153, subdivision 2; 473.606, subdivision 1; 473H.10, subdivision 3; 477A.014, by adding a subdivision; 487.01, subdivision 5; and 611.216, subdivision 1, and by adding a subdivision; Laws 1984, chapter 644, section 81, subdivision 2; Laws 1985, chapter 4, section 6, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 3; 3C; 5; 16A; 40A; 41A; 43A; 47; 68A; 70A; 84; 85; 88; 97; 104; 105; 116C; 116J; (Continued next page)								

a Indicates Amendment

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1530	— Continued 116M; 139; 175; 179; 198; 256C; 268; 270; 273; 325G; 363; 465; 466; 473; and 480; proposing coding for new law as Minnesota Statutes, chapters 267 and 361A; repealing Minnesota Statutes 1984, sections 7.01; 7.013; 7.02; 7.03; 7.04; 7.05; 7.13; 7.14; 7.15; 7.16; 7.17; 7.18; 10.18; 10.19; 10.20; 10.21; 10.22; 10.23; 16A.42, subdivision 3; 16C.01; 40.19, subdivisions 3, 4, 10, 12, 14, and 15; 40A.13, subdivisions 2, 3, 4, and 5; 43A.19, subdivision 2; 46.15; 47.20, subdivisions 11 and 12; 48.19; 48.57; 48.58; 48.87; 69.031, subdivision 2; 84.088; 85A.04, subdivision 3; 124.471; 129A.02, subdivision 4; 245.84, subdivision 2; 256.736, subdivisions 1 and 2; 256D.02, subdivision 8a; 256D.111, subdivision 1a; 256D.112; 268.011; 268.012; 268.013; 268.12, subdivisions 1 and 1a; 268.683, subdivision 2; 268.684; 268.80; 268.81; 268.82; 268.83; 296.10; 349.212, subdivision 3, as amended; 360.301; 360.302; 360.304; 360.306; 360.388; and 360.389; Laws 1982, chapter 489, section 11; and Laws 1984, chapter 502, article 10, section 12, and article 13, section 15.								
1531	relating to agriculture; ratifying the Interstate Compact on Agricultural Grain Marketing; proposing coding for new law as Minnesota Statutes, chapter 236A.	2748	3648	3599a 3647 3648	3908				
1532	relating to transportation; transit; providing for performance audits for transit operators receiving financial assistance; amending Minnesota Statutes 1984, section 473.375, subdivision 15.	2748							
1533	resolution memorializing the Congress of the United States to take broad-based action to resolve the American agricultural crisis.	2748		2748 3793					
1534	relating to human services; requiring the commissioner to develop a process for quality of care evaluation of facilities for adult mentally ill persons; requiring a report; amending Minnesota Statutes 1984, section 245.783.	2865							
1535	relating to consumer protection; providing alternative security requirements for health and social referral clubs; amending Minnesota Statutes 1984, section 325G.27, subdivision 2.	2865							
1536	relating to public development debt; providing reporting of data; disclosure of financial, personal, and criminal information of developers of certain types of public financing; amending Minnesota Statutes 1984, sections 474.01, subdivisions 2, 6, 7a, 7b, 8, and 11; 474.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 474.	2959							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1537	relating to environment; requiring the issuance of transportation certificates prior to the shipment of high level radioactive waste; providing for the administration of a certification and inspection program; providing for the designation of transportation routes; amending Minnesota Statutes 1984, section 116C.731.	2959							
1538	relating to agriculture; establishing agricultural credit cooperatives; providing for supervisory board and a loan committee; requiring the commissioner of commerce to supervise agricultural credit cooperatives; requiring insurance to cover money deposited; restricting use of state and county deposits; exempting interest paid on deposits from the gross income of the depositor for tax purposes; authorizing only financial distress loans and farm operating loans to be made to farmers; requiring that state and county deposits only be used to make financial distress loans; providing loan requirements, application procedures, and loan management requirements; prohibiting deficiency judgments; providing a priority lien for operating loans used to raise crops and livestock; providing penalties for false information and fraud; authorizing the agricultural credit cooperatives to borrow money with certain restrictions; requiring a reserve fund for losses and liquidity; providing for voluntary dissolution; authorizing the commissioner of commerce to suspend operation under certain conditions; providing for appointment of a receiver under certain conditions; proposing coding for new law in Minnesota Statutes, chapter 395; repealing Minnesota Statutes 1984, sections 395.14; 395.15; 395.16; 395.17; 395.18; 395.19; 395.20; 395.21; 395.22; 395.23; and 395.24.	2959							
1539	relating to commerce; establishing a computerized county filing system; assessing a surcharge on certain documents filed; amending Minnesota Statutes 1984, sections 336.9-403; 336.9-404; 336.9-405; 336.9-406; and 336.9-407; proposing coding for new law in Minnesota Statutes, chapter 5.	2960		3573					
1540	relating to education; changing the way the department of education provides certain information and other services; appropriating money; amending Minnesota Statutes 1984, sections 123.742, subdivision 7, and by adding subdivisions; and 134.31, subdivisions 2 and 3.	2960		(H1677)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1541	relating to elections; authorizing additional means of proving residence for purpose of election day registration; amending Minnesota Statutes 1984, section 201.061, subdivision 3.	2960							
1542	relating to labor; prohibiting the charging of a fee in connection with a job application; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 181.	2960							
1543	relating to capital improvements; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; reducing and canceling certain appropriations; authorizing issuance of state bonds; appropriating money; amending Minnesota Statutes 1984, sections 15.50, subdivision 2; 115A.03, subdivision 27, and by adding subdivisions; 115A.49; 115A.52; 115A.54, by adding a subdivision; and 400.04, subdivision 1; and Laws 1979, chapter 280, section 2, as amended.	2960	2969	3030 3060					
1544	relating to utilities; establishing a limit for rate of return; amending Minnesota Statutes 1984, section 216B.16, by adding a subdivision.	3001							
1545	relating to corporations; authorizing and regulating employee cooperative corporations; proposing coding for new law as Minnesota Statutes, chapter 302B.	3001							
1546	relating to transportation; railroads; providing that railroads must first offer property within right-of-way to leaseholders before selling it; proposing coding for new law in Minnesota Statutes, chapter 222.	3001	3745	3648 3734a 4432	4432				
1547	relating to local government; regulating contracts for the purchase of fuel by a municipality required for generation of municipal power; amending Minnesota Statutes 1984, section 471.345, by adding a subdivision.	3001	3648	3590a 3994 (H1664)					
1548	relating to the city of Becker; authorizing a development fund; authorizing the creation of a board or agency to administer it.	3001		3931a					
1549	relating to natural resources; providing for an administrative process for the designation of peatland scientific and natural areas; establishing powers and duties of the commissioner of natural resources; requiring local participation in the designation process; proposing coding for new law in Minnesota Statutes, chapter 84.	3001							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1550	relating to education; restricting the Minnesota state high school league's regulation of athletics to interscholastic athletics; amending Minnesota Statutes 1984, section 129.121, subdivision 1.	3053		3903					
1551	relating to tax-forfeited lands; providing for sale of certain improved lots; amending Minnesota Statutes 1984, section 282.01, by adding a subdivision.	3053		3070					
1552	relating to taxation; income; changing computation of corporate net operating losses and carryovers; amending Minnesota Statutes 1984, section 290.095, subdivision 3.	3053							
1553	relating to horse racing; imposing a tax for the funding of social services programs; amending Minnesota Statutes 1984, section 240.15, subdivisions 1 and 6.	3107							
1554	relating to children; establishing a presumption in favor of joint legal and physical custody when both parents agree; establishing a preference for joint custody when one parent requests it; establishing a preference for awarding sole custody to the parent more likely to allow the child frequent and continuing contact with the noncustodial parent; requiring courts to make specific findings and rulings in apportioning custody; providing for modification of custody orders; mandating that access to health and school records be available to parents regardless of custody arrangements; amending Minnesota Statutes 1984, section 518.17, subdivision 2.	3107							
1555	relating to human services; requiring county boards to provide services to mentally ill persons; specifying duties of the commissioner; authorizing rulemaking; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 253C.	3107							
1556	relating to animals; authorizing a statewide program of spaying and neutering dogs and cats; creating a spaying and neutering fund; imposing a surcharge on certain pet food sold in Minnesota; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 343.	3107							
1557	relating to child abuse; authorizing the commissioner of human services to order the suspension of facility employees accused of child abuse, pending investigation or prosecution; amending Minnesota Statutes 1984, section 626.556, subdivision 10b.	3107		3542					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1558	relating to natural resources; creating water and soil resources board; transferring responsibilities; prescribing penalties; amending Minnesota Statutes 1984, sections 378.01; 378.02; 378.03; 378.04; 378.05; 378.06; 378.08; 378.09; 378.20; 378.21; 378.22; 378.31; 378.32; 378.33; 378.34; 378.35; 378.41; 378.42; 378.43; 378.45; 378.46; 378.47; 378.51; 378.52; 378.53; 378.54; 378.55; 378.56; and 378.57; proposing coding for new law as Minnesota Statutes, chapter 103; repealing Minnesota Statutes 1984, sections 40.01; 40.02; 40.03; 40.035; 40.036; 40.038; 40.04; 40.05; 40.06; 40.07; 40.071; 40.072; 40.073; 40.075; 40.12; 40.13; 40.14; 40.15; 40.19; 40.20; 40.21; 40.22; 40.23; 40.24; 40.25; 40.26; 40.27; 40.28; 104.01; 104.02; 104.03; 104.04; 104.05; 104.06; 104.07; 104.08; 104.25; 104.31; 104.32; 104.33; 104.34; 104.35; 104.36; 104.37; 104.38; 104.39; 104.40; 104.42; 104.43; 104.44; 104.45; 104.46; 104.47; 104.48; 104.49; 104.50; 105.37; 105.38; 105.39; 105.391; 105.392; 105.40; 105.403; 105.405; 105.41; 105.415; 105.416; 105.417; 105.418; 105.42; 105.43; 105.44; 105.45; 105.46; 105.461; 105.462; 105.463; 105.471; 105.475; 105.48; 105.482; 105.484; 105.485; 105.49; 105.50; 105.51; 105.52; 105.521; 105.53; 105.535; 105.541; 105.55; 105.63; 105.64; 105.71; 105.72; 105.73; 105.74; 105.75; 105.751; 105.76; 105.77; 105.78; 105.79; 105.81; 110.13; 110.14; 110.15; 110.16; 110.17; 110.18; 110.31; 110.32; 110.33; 110.34; 110.35; 110.36; 110.37; 110.38; 110.39; 110.40; 110.46; 110.47; 110.48; 110.49; 110.50; 110.51; 110.52; 110.53; 111.65; 111.66; 111.67; 111.68; 111.69; 111.70; 111.71; 111.72; 111.73; 111.74; 111.75; 111.76; 111.77; 111.78; 111.79; 111.80; 111.81; 111.82; 114.12; 114.13; 114B.01; 114B.02; 114B.03; 114B.031; 114B.04; 114B.05; 114B.06; 114B.07; 116C.40; and 116C.41.	3107								
1559	relating to agriculture; providing security interests in goods that become part of crops and livestock; establishing priority of interests and liens in agricultural collateral; amending Minnesota Statutes 1984, sections 336.9-312; and 514.952, subdivision 6; Minnesota Statutes 1985 Supplement, section 514.952, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 514; repealing Minnesota Statutes 1985 Supplement, section 514.952, subdivision 5.	3108	4635	3995a 4626a					

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1560	relating to metropolitan government; permitting the issuance of bonds to make certain improvements to sports facilities; amending Minnesota Statutes 1984, section 473.581, subdivisions 1 and 2, and by adding a subdivision.	3108							
1561	relating to traffic regulations; authorizing commissioner of transportation to issue special permit for three-vehicle combination exceeding length and weight restrictions to travel on certain interstate highways; prescribing fees; amending Minnesota Statutes 1984, sections 169.81, subdivision 2; and 169.86, subdivision 5, and by adding a subdivision.	3108							
1562	relating to licenses; requiring operators of campgrounds and manufactured home parks to procure a license; amending Minnesota Statutes 1984, section 157.03.	3170	3572	3557a 3648 3650 3743 (H1699)					
1563	relating to insurance; accident and health; preserving insurability after waiving group health insurance coverage; proposing coding for new law in Minnesota Statutes, chapter 62A.	3170							
1564	relating to local government; regulating the payment of severance pay by governmental subdivisions; amending Minnesota Statutes 1984, section 465.72.	3307							
1565	relating to probate; enacting statutory will provisions that a testator may adopt by reference; enacting the uniform statutory will act; proposing coding for new law as Minnesota Statutes, chapter 525A.	3307							
1566	relating to housing; economic development; authorizing the Minnesota housing finance agency to assist persons over 55 in purchasing homes in the city of Ely; amending Minnesota Statutes 1984, section 462A.05, by adding a subdivision.	3307							
1567	relating to financial institutions; permitting additional detached facilities; amending Minnesota Statutes 1984, sections 47.52; and 49.34, subdivision 2.	3307							
1568	relating to insurance; providing for the establishment of an environment impairment liability assigned risk plan; proposing coding for new law in Minnesota Statutes, chapter 115B.	3514		3542					
1569	relating to taxation; changing the effective date of the repeal of the residential energy credit; amending Laws 1985, first special session chapter 14, article 1, section 61.	3514		3542					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1570	relating to commerce; real estate brokers and salespersons; continuing education exemption for certain persons; amending Minnesota Statutes 1984, section 82.22, subdivision 13.	3514							
1571	relating to criminal procedure; requiring a person who has been arrested to be brought before a judge without unnecessary delay and in any event no later than 48 hours after arrest; proposing coding for new law in Minnesota Statutes, chapter 629.	3514							
1572	relating to workers' compensation; providing for expedited hearings; amending Minnesota Statutes 1984, sections 176.271, subdivision 2; 176.275; 176.291; 176.301, subdivision 1; 176.305; 176.306, by adding a subdivision; 176.312; 176.341; and 176.371.	3515							
1573	relating to liquor; increasing the age for licensing, consumption, furnishing, purchasing, or possessing liquor or entering a licensed establishment; requiring information on alcohol and driving; prohibiting certain promotional activities; providing increased penalties for underage offenders; amending Minnesota Statutes 1984, sections 171.06, subdivision 3; and 171.13, by adding a subdivision; and Minnesota Statutes 1985 Supplement, sections 340A.301, subdivision 2; 340A.402; 340A.503; 340A.507, by adding a subdivision; and 340A.702.	3515		3542					
1574	relating to counties; making optional a county building commission law; amending Minnesota Statutes 1984, section 394.01.	3515	3648	3590	3694	4836	4003	4835	312
1575	relating to local improvements; permitting counties to make certain improvements anywhere within their territory; amending Minnesota Statutes 1984, section 429.011, subdivision 5; Minnesota Statutes 1985 Supplement, section 429.061, subdivision 1.	3515	3648	3591a 3910a	3910	4836	4268	4836	315
1576	relating to taxation; exempting interest earned on certain loans secured under the family farm security program from the income tax; amending Minnesota Statutes 1984, section 41.58, by adding a subdivision.	3515		3542 3572					
1577	relating to workers' compensation; providing duties for the medical services review board and the office of administrative hearings; providing a method for calculating premiums; adjusting economic recovery compensation; providing for occupational disease findings; increasing impairment compensation; appropriating money; (Continued next page)	3515							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1577	— Continued amending Minnesota Statutes 1984, sections 79.211, by adding subdivisions; 176.101, subdivisions 3b and 3q; 176.645, subdivision 1; Minnesota Statutes 1985 Supplement, sections 176.101, subdivision 3i; 176.103, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 176.								
1578	relating to agriculture; moving Wadena county from area one to area four for purposes of potato industry promotion; amending Minnesota Statutes 1984, section 17.54, subdivision 9.	3516	4085	4007 4354 (H1727)					
1579	relating to human services; extending the deadline for permanent rules for nursing home reimbursement under the medical assistance program; amending Minnesota Statutes 1984, sections 144.072, subdivision 2; and 256B.431, subdivision 6.	3516	3648	3572 3592a 3994 (H1794)					
1580	relating to human services; requiring adoption of the 1985 life safety code standards for intermediate care facilities for persons with mental retardation.	3516	3745	3732a 4860	4860 5358	5358 6107	5358	6106	371
1581	relating to human services; setting forth legislative direction for child care services; excluding certain programs from licensing requirements; authorizing a study; ensuring safe, affordable, quality child care; directing the commissioner of human services to provide information to providers and consumers of day care; suspending administrative authority until further consideration by the legislature; indemnifying counties; amending Minnesota Statutes 1984, sections 245.791; 466.01, by adding subdivisions; 466.03, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 245 and 466.	3516	3903	3542 3572 3769a 3903 4461a 4868a	4868 5591	5591 6108	5591	6108	395
1582	relating to game and fish; prohibiting issuance of moose licenses to previously licensed applicants; amending Minnesota Statutes 1984, section 100.271, subdivision 3a.	3516		3542 3999					
1583	relating to workers' compensation; providing an exclusion of coverage in certain instances; amending Minnesota Statutes 1984, section 176.041, subdivision 1.	3516							
1584	relating to taxation; providing that nonresident athletes and entertainers are exempt from the income tax; imposing an alternative tax on their income; amending Minnesota Statutes 1984, section 290.92, subdivision 4a; (Continued next page)	3517	5186	5175a 5392a	5395				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1584	— Continued and Minnesota Statutes 1985 Supplement, section 290.17, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 290.								
1585	relating to state lands; consideration for conveyance of a certain tract of department of natural resources land to the city of Melrose; amending Laws 1984, chapter 599, section 7.	3517							
1586	relating to taxation; permitting school districts to levy property taxes to compensate for certain aid reductions; authorizing borrowing prior to receipt of proceeds of the levy.	3517							
1587	relating to public indebtedness; permitting home rule charter and statutory cities and towns to incur debt for warning systems; amending Minnesota Statutes 1984, section 475.52, subdivision 1; and Minnesota Statutes 1985 Supplement, section 366.095.	3517	3648	3590 3747a	3907	4836	4268	4836	314
1588	relating to metropolitan government; permitting the metropolitan mosquito control commission to issue certificates of indebtedness; amending Minnesota Statutes 1984, section 473.711, by adding a subdivision.	3517	3648	3590 4127 (H1860)					
1589	relating to education; expanding the definition of eligible institution in the post-secondary enrollment options act; amending Minnesota Statutes 1985 Supplement, section 123.3514, subdivision 3.	3517							
1590	relating to agriculture; prohibiting deficiency judgments against property used in agricultural production; amending Minnesota Statutes 1984, sections 580.23, subdivision 1; and 581.09; proposing coding for new law in Minnesota Statutes, chapters 580 and 582.	3517	3903	3542 3670a 3774a					
1591	relating to crimes; making it a felony to cause the death of or injury to an unborn child; expanding the crime of criminal vehicle operation; imposing penalties; amending Minnesota Statutes 1984, sections 609.035; and 609.21, by adding subdivisions; proposing coding for new law in Minnesota Statutes 1984, chapter 609.	3518	3648	3542 3572 3624a 3748a 5456					
1592	relating to crimes; prohibiting the solicitation of children to engage in sexual conduct; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 609.	3518	3692	3542 3669a 4798 (H1835)					
1593	relating to insurance; requiring certain annual reports of property and casualty insurers; prohibiting certain tying arrangements; providing for remitting (Continued next page)	3518	4776	3649 4030a 4680a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1593	— Continued of certain premiums; providing deposit requirements for domestic companies; extending coverage under the insurance guaranty association act; extending certain filing, approval, and disapproval dates; creating a joint underwriting association; requiring participation by insurers; broadening fair plan coverage; regulating fraternal benefit societies; regulating rates, forms and cancellations; regulating medical malpractice insurance to health care providers who are unable to obtain the coverage in the voluntary market; regulating malpractice actions against health care providers; providing certification of expert review and the waiver of privilege by health care providers; requiring disclosure of experts; revising the statute of limitations for minors; regulating claims for punitive damages; changing the collateral source rule; providing for discount of future damages; amending Minnesota Statutes 1984, sections 60A.06, by adding a subdivision; 60A.13, by adding a subdivision; 60A.25; 60C.09, subdivision 1; 62A.02, subdivisions 2 and 3; 62A.17, subdivision 2; 62B.07, subdivisions 2 and 3; 62C.14, subdivision 10; 62E.14, subdivision 3; 62F.01; 62F.02, subdivision 1; 62F.03, subdivision 2; 62F.04, by adding a subdivision; 62F.06, subdivision 1; 62F.09; 62G.16, subdivision 9; 65A.32; 65A.33; 65A.34, subdivision 1; 65A.35, subdivisions 1 and 2; 65A.37; 65B.47, subdivision 1; 70A.04, subdivision 2; 70A.06, subdivisions 1 and 2; 70A.08, by adding a subdivision; 70A.10; 70A.11; 72A.13, subdivision 1; 72A.20, by adding subdivisions; 245.814; 466.01, subdivision 1; 466.03, subdivision 4, and by adding subdivisions; 466.05; 466.07, by adding a subdivision; 471.982, subdivision 3; 541.15; 549.09, subdivision 1; 549.21; 595.02, by adding a subdivision; 604.02, subdivision 1, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 3.736, subdivision 3; 60A.10, subdivision 1; and 64B.03; proposing coding for new law in Minnesota Statutes, chapters 16B; 145; 548; 549; and 604; proposing coding for new law as Minnesota Statutes, chapter 621; repealing Minnesota Statutes 1984, section 70A.06, subdivision 4.								
1594	relating to agriculture; delaying deficiency judgments for two years on real and personal agricultural production property secured prior to January 1, 1986; prohibiting deficiency judgments against real and personal agricultural production property secured after January 1, 1986; amending Min- (Continued next page)	3518		3542					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1594	— Continued nesota Statutes 1984, sections 336.9-502; 580.23, subdivision 1; and 581.09; proposing coding for new law in Minnesota Statutes, chapters 580 and 582.								
1595	relating to agriculture; providing a milk marketing and price stabilization plan; declaring state policy relating to milk; creating a milk stabilization board, authorizing the board to prescribe milk stabilization plans and maximum and minimum prices for marketing milk; requiring licenses for persons involved in milk marketing; prescribing milk marketing violations; authorizing enforcement of disruptive trade practices; authorizing entry, inspection, and investigation of milk marketing practices; requiring records and reports; providing remedies and penalties for milk marketing violations; authorizing local advisory boards; authorizing assessments on milk processors; authorizing a referendum on continuance of stabilized prices; proposing coding for new law as Minnesota Statutes, chapter 32C; repealing Minnesota Statutes 1984, chapter 32A.	3519	4429	3626a 3649 4415a 4987	4987				
1596	relating to crime; defining the justifiable use of force by certain crime victims; expanding the rights of crime victims to be notified of and involved in criminal proceedings; protecting victims and witnesses from employer retaliation; expanding victim's rights to restitution; amending Minnesota Statutes 1984, sections 609.065; 609.10; 609.115, subdivisions 1 and 1c; 609.125; 609.135, subdivision 6; 611A.01; 611A.03; 611A.06; 611A.68, subdivisions 2 and 5; Minnesota Statutes 1985 Supplement, section 609.135, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 611A; repealing Minnesota Statutes 1984, section 611A.04, subdivisions 1 and 2; and Minnesota Statutes 1985 Supplement, sections 611A.04, subdivision 3; and 611A.045.	3519		3572					
1597	relating to agriculture; removing the liability of persons who buy farm products; repealing the notification and registration system for security interests in farm products; amending Minnesota Statutes 1985 Supplement, sections 17A.04, subdivisions 2 and 5; and 336.9-307; repealing Minnesota Statutes 1985 Supplement, sections 17A.04, subdivision 1a; 27.03, subdivision 2; 223.17, subdivision 1a; 223A.01; and 386.42.	3519	3713	3542 3571a 3712 3747	3909 4662	4662 6105	4662	5813	322

a Indicates Amendment

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1598	relating to agriculture; making legislative findings; defining terms; dedicating revenue attributable to short sales of agricultural commodities; authorizing rules; increasing federal adjusted gross income related to short sales of agricultural commodities; imposing a sales tax on the short sale of an agricultural commodity contract; providing commodity transaction violations and providing exemptions; defining terms; prohibiting certain commodity trading activities; prohibiting fraudulent conduct; prescribing liability of principals; authorizing investigations, subpoenas, and enforcement actions; prescribing remedies and criminal penalties; authorizing cooperation with other agencies; authorizing rules; prescribing a procedure for orders and judicial review of orders; requiring licenses for persons dealing in commodities; prescribing license fees; authorizing examinations; requiring an annual report; prescribing postlicensing requirements; authorizing inspections; prescribing conditions to suspend or revoke a license; prohibiting enforcement of short sales of agricultural commodities; amending Minnesota Statutes 1984, section 297A.01, subdivisions 3 and 4; Minnesota Statutes 1985 Supplement, sections 290.01, subdivision 20a; and 297A.25, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 338.	3519		3572 3649					
1599	relating to lakes; providing for the establishment of lake improvement districts; amending Minnesota Statutes 1984, sections 378.41; 378.42; 378.43; 378.44; 378.46; 378.47; 378.51; 378.52; 378.54; 378.55; 378.56; 378.57; and 459.20; proposing coding for new law in Minnesota Statutes, chapter 378; repealing Minnesota Statutes 1984, sections 378.41, subdivision 3; 378.45; 378.51, subdivision 3; and 378.53.	3520	5094	5071a 5249 (H1782)					
1600	relating to courts; reducing the statutory time of residency required for a change of name; altering the responsibility for the procedure to be followed when filing a change of name with the county recorder; eliminating the limits on the amount of bond to be posted by the clerk of court; prohibiting employees of the clerk's office from practicing law in the court in which they are employed; amending Minnesota Statutes 1984, sections 259.10; and 259.11; and Minnesota Statutes 1985 Supplement, section 485.01.	3520	3692	3668	3746 4269	4269 5453	4269	5378	317

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1601	relating to insurance; providing for the establishment of an environment impairment liability assigned risk plan; proposing coding for new law in Minnesota Statutes, chapter 115B.	3520		3573					
1602	relating to commerce; eliminating the registration system for buyers of farm products; reinstating prior law; requiring the secretary of state to develop a plan for a statewide filing and notification system; amending Minnesota Statutes 1985 Supplement, sections 17A.04, subdivisions 2 and 5; 27.03; 336.9-307; 386.42; proposing coding for new law in Minnesota Statutes, chapter 386; repealing Minnesota Statutes 1985 Supplement, sections 17A.04, subdivision 1a; 223.17, subdivision 1a; and 223A.01.	3520							
1603	relating to commerce; eliminating the registration system for buyers of farm products; reinstating prior law; limiting actions on security interests or liens on farm products in certain circumstances; establishing criminal penalties; amending Minnesota Statutes 1984, section 541.05, subdivision 1; Minnesota Statutes 1985 Supplement, sections 17A.04, subdivisions 2 and 5; 27.03; 336.9-307; 386.42; proposing coding for new law in Minnesota Statutes, chapters 386; 541; and 609; repealing Minnesota Statutes 1985 Supplement, sections 17A.04, subdivision 1a; 223.17, subdivision 1a; and 223A.01.	3521							
1604	relating to agriculture; declaring crop ownership; prescribing a procedure for planting crop owners to recover crop values; providing liens on crops and property; prescribing satisfaction and enforcement of liens; proposing coding for new law in Minnesota Statutes, chapter 557; repealing Minnesota Statutes 1984, sections 561.11; 561.12; 561.13; 561.14; 561.15; and 561.16.	3521	3903	3573 3597a 3776 5413	5413				
1605	relating to children; providing for grandparents' support of children of their minor dependent children; providing a penalty; amending Minnesota Statutes 1984, sections 256B.14; 256D.15; 609.375; and Minnesota Statutes 1985 Supplement, section 256.87, subdivisions 1, 1a, and 3; proposing coding for new law in Minnesota Statutes, chapter 257.	3521							
1606	relating to drivers' licenses; permitting limited license for homemaker; amending Minnesota Statutes 1984, section 171.30, subdivision 1.	3521							
1607	relating to taxation; rescinding the repeal of the income tax exclusion for interest earned on certain family farm (Continued next page)	3521		3542					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1607	— Continued security loans; amending Minnesota Statutes 1985 Supplement, sections 41.55; 290.01, subdivisions 20a and 20b; and Laws 1985, first special session chapter 14, article 1, section 59.								
1608	relating to education; allowing transportation aid for certain secondary pupils attending a remote district school for academic reasons; amending Minnesota Statutes 1985 Supplement, section 124.223.	3521		(H1749)					
1609	relating to taxation; income; allowing a feedlot pollution control equipment credit for tax year 1983; amending Laws 1984, chapter 644, section 85.	3522							
1610	relating to agriculture; clarifying definitions; reducing the period that corporations and pension or investment funds may own agricultural land; restricting use of agricultural land after acquisition by enforcement of lien or security interest; authorizing the commissioner of agriculture to adopt rules; requiring registration of corporate agricultural landowners; prescribing penalties; requiring corporate agricultural land to be owned in compliance with soil and conservation laws; providing for enforcement of penalties; amending Minnesota Statutes 1984, section 500.24, subdivisions 2, 4, and 5, and by adding subdivisions; Minnesota Statutes 1985 Supplement, section 500.24, subdivision 3, as amended.	3522	4776	4691a 5390					
1611	relating to agriculture; requiring lender reviews with agricultural borrowers; restricting collateral taken for agricultural production property financing to the property being financed; prohibiting after acquired property clauses from attaching to agricultural production property; prohibiting deficiency judgments on real and personal agricultural production property; requiring a payment default before agricultural production property is foreclosed; requiring lenders to conduct borrower reviews before foreclosure of real or personal agricultural property; amending Minnesota Statutes 1984, sections 336.9-203; 336.9-204; 336.9-504; 580.02; 580.23, subdivision 1; 581.09; proposing coding for new law in Minnesota Statutes, chapters 47, 580, 581, and 582.	3522							
1612	relating to insurance; changing certain incorporation requirements for domestic insurance corporations; redefining cost for purpose of insurance company bidding for government contracts; classifying certain data collected by the commissioner of commerce as (Continued next page)	3522	3572	3557a 3649 3747a	3906 4390	4390 4836	4389	4836	313

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1612	— Continued nonpublic data; changing certain investment requirements for life insurance companies; authorizing joint underwriting association issuance of insurance to hospitals and nursing homes; providing liability insurance for foster parents; regulating fraternal benefit societies; allowing the Minnesota automobile insurance plan to write liability insurance on school buses up to $1,000,000; redefining cost for purpose of insurance company bidding for government contracts; amending Minnesota Statutes 1984, sections 60A.07, subdivision 1; 61A.282, subdivision 1; 65B.06, subdivision 3; 62F.06, subdivision 1; 62F.09; 245.814; and 471.616, subdivision 1; Minnesota Statutes 1985 Supplement, sections 13.71, by adding a subdivision; 64B.01; and 64B.03; proposing coding for new law in Minnesota Statutes, chapter 62F.								
1613	relating to agriculture; establishing filing requirements, enforcement, and priority of veterinarian's lien; amending Minnesota Statutes 1984, section 514.92.	3522	3998	3733a 3950a 4467	4467				
1614	relating to agriculture; requiring data collection and reports on the state's farmers' financial condition and farm ownership; requiring a report to the legislature; proposing coding for new law in Minnesota Statutes, chapter 17.	3523	3903	3777a					
1615	relating to government operations; requiring policy on location of state buildings and facilities; requiring a study and report regarding the location and benefits of state jobs; proposing coding for new law in Minnesota Statutes, chapter 116K.	3523							
1616	relating to agriculture; increasing the amount of an agricultural or business loan subject to usury limits; modifying exemptions; requiring notices; providing remedies for failing to notify; exempting family farm corporations from usurious defense prohibitions; extending program to provide a mechanism to aid restructuring of existing farm loans and to provide for partial payment of interest on loans to farmers; amending Minnesota Statutes 1984, sections 48.195; 334.01, subdivision 2; and 334.011; Minnesota Statutes 1985 Supplement, sections 53.04, subdivision 3a; 56.131, subdivision 1; 334.021; Laws 1985, chapter 4, sections 2; 6, subdivisions 2, 3, and 4, as amended; 8; 10; and 11.	3523		3603a 3983a					
1617	relating to conservation; requiring county soil loss ordinances to be adopted; requiring approval of soil	3523	3903	3649 3781a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1617	— Continued loss ordinances by the commissioner of agriculture; prohibiting removal of conservation practices implemented with cost-sharing funds; authorizing remedies and penalties for removing certain conservation practices; making certain conservation practices easements on the land; prohibiting burning or tilling road right-of-ways unless vegetative cover is being established; requiring a report on road right-of-way mowing and grass strip maintenance on drainage ditches; amending Minnesota Statutes 1985 Supplement, sections 40.20; 40.21, subdivision 1; 40.26; 40.28; and 160.232; proposing coding for new law in Minnesota Statutes, chapter 40; repealing Minnesota Statutes 1984, section 40.27.								
1618	relating to taxation; individual income; eliminating the age restrictions on the pension income exclusion; modifying the income offset; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.	3524							
1619	relating to civil and criminal actions; providing a cause of action for sexual exploitation; providing new procedures for enforcing restitution orders; amending Minnesota Statutes 1984, section 609.135, by adding a subdivision; proposing coding for new law as Minnesota Statutes, chapter 148A.	3524	3998	3542 3927a 4873a	4874 5456	5429 5456 6107	5429	6106	372
1620	relating to transportation; authorizing transportation to nonpublic schools outside school district boundary within certain limits; amending Minnesota Statutes 1984, section 123.78, subdivision 4a.	3524		3573					
1621	relating to public indebtedness; permitting the investment of debt service funds in face amount certificates; amending Minnesota Statutes 1984,sections 69.77, subdivision 2; and 136.31, subdivision 5.	3524	5417	4837 4849a 5015 5417 5530a	5533				
1622	relating to taxation; changing the property tax payment, settlement, and distribution dates; amending Minnesota Statutes 1984, sections 276.09; 276.10; 278.03; 473F.08, subdivision 7a; Minnesota Statutes 1985 Supplement, sections 278.01, subdivisions 1 and 2; 278.05, subdivision 5; and 279.01, subdivision 1.	3524		3649					
1623	relating to education; excluding certain income or gain from consideration for determining post-secondary education financial assistance; proposing coding for new law in Minnesota Statutes, chapter 136A.	3524							

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*Denotes Conference Committee Report

BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1624	relating to taxation; changing the payment, settlement, and distribution dates for the second property tax installment; amending Minnesota Statutes 1984, sections 276.09; 276.10; 278.03; 473F.08, subdivision 7a; Minnesota Statutes 1985 Supplement, sections 278.05, subdivision 5; and 279.01, subdivision 1.	3525							
1625	relating to certain taxation; income; continuing the subtraction for interest on certain seller-sponsored family farm security loans; amending Minnesota Statutes 1985 Supplement, section 290.01, subdivision 20b.	3525							
1626	relating to agriculture; authorizing conservation reserve contracts covering marginal agricultural land; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 40.	3525							
1627	relating to education; providing a supplemental guarantee of foundation and tier revenue for qualifying school districts; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124A.	3525							
1628	relating to transportation; motor carriers; establishing gross vehicle weight limitation for state trunk highways; authorizing commissioner of transportation to adopt rules for issuing permits for overweight vehicles to move on state trunk highways and designated highways; limiting seasonal weight restrictions to two months on highways under the commissioner's jurisdiction; authorizing issuance of trunk highway bonds; appropriating money; amending Minnesota Statutes 1984, sections 169.825, subdivisions 8, 10, and 11; 169.86, subdivision 1a, and by adding a subdivision; and 169.87, subdivision 1.	3525							
1629	relating to agriculture; extending the Minnesota emergency farm operating loans act; amending Laws 1985, chapter 4, sections 2, 6, as amended, 8, 10, and 11.	3526							
1630	relating to taxation; income; excluding income or gains recognized on the sale of agricultural property or discharge of farm indebtedness in certain circumstances; memorializing Congress and the President to enact such an exclusion for federal income tax purposes; amending Minnesota Statutes 1984, section 290.08, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 290.01, subdivision 20b, and 290.091, subdivision 2.	3526							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1631	relating to utilities; restricting the use and connection of automatic dialing-announcing devices to telephone lines; proposing coding for new law in Minnesota Statutes, chapter 237.	3526	3745	3573 3737a					
1632	relating to education; requiring a chemical abuse and prevention course before graduation; amending Minnesota Statutes 1984, section 126.031, by adding a subdivision.	3526		3713					
1633	relating to taxation; income; repealing the suspension of inflation adjustments; repealing Minnesota Statutes 1985 Supplement, section 290.06, subdivision 2f.	3526		3542					
1634	relating to taxation; providing for elimination of double sales taxation in sale and leaseback transactions; appropriating money; amending Minnesota Statutes 1984, sections 297A.01, subdivision 4; and 297A.15, by adding a subdivision.	3526							
1635	relating to agriculture; establishing a legal assistance program for family farmers; prescribing eligibility requirements for persons to receive legal assistance; providing requirements for the legal assistance provider; requiring reports; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 480.	3526							
1636	relating to agriculture; providing for mediation before debt collection practices are initiated against agricultural property; establishing a farm mediation commission and prescribing powers and duties; establishing farm mediation boards; prescribing mediation notices and certain conditions before debt collection is started; providing for voluntary mediation; prescribing procedures for mandatory mediation; authorizing postponement orders and requiring farm financial plans under certain conditions; classifying certain data; authorizing closed meetings; authorizing rules; providing for appeals; appropriating money; amending Minnesota Statutes 1984, section 336.9-501; proposing coding for new law in Minnesota Statutes, chapters 550; 559; 581; and 583.	3527	3692	3542 3558a 3624a 3672a 3693 3713 3714a	3720				
1637	proposing an amendment to the Minnesota Constitution, article IV, sections 2 and 4; providing for a senate of 36 members elected for staggered six-year terms and a house of representatives of 108 members elected for staggered four-year terms.	3527							
1638	relating to retirement; employees of the Falls nursing home who are members of the public employees retirement association.	3527							

a Indicates Amendment

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1639	relating to commerce; removing the residency and incorporation requirements for licensed distributors and operators of video games of chance; amending Minnesota Statutes 1984, section 349.51, subdivision 2.	3527	3745	3737					
1640	relating to local government; permitting an agreement to finance library construction in McGregor.	3527							
1641	relating to motor vehicles; establishing a system of registration of fleet vehicles; appropriating money; amending Minnesota Statutes 1984, section 168.011, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 168.	3528	3998	3947a 4433a	4433 5705	5705 6111	5705	6109	453
1642	relating to commerce; regulating electricians; amending Minnesota Statutes 1984, sections 326.01, by adding a subdivision; 326.245; 326.248; Minnesota Statutes 1985 Supplement, sections 326.01, subdivision 5; 326.242, subdivisions 1, 2, 6, and 12; 326.2421, subdivision 3; 326.244, subdivisions 2 and 5; and 326.246.	3528	3999	3989a 4465	4465	6107	5453	6106	373
1643	relating to property taxes; permitting Aitkin county to levy a tax for development purposes; permitting the city of Breezy Point to increase its levy; providing for reverse referendum; amending Laws 1984, chapter 502, article 13, section 10, subdivision 1.	3528	3998	3739 3952a 4470	4470				
1644	relating to state government; collection and processing of certain permit fees; transferring appropriations; amending Minnesota Statutes 1985 Supplement, sections 16A.128; and 116.07, subdivision 4d; and Laws 1985, first special session chapter 13, sections 26, subdivisions 1 and 2; and 28, subdivisions 1 and 6.	3528							
1645	relating to crime; using force or threat of force against revenue department employees; amending Minnesota Statutes 1984, section 609.50.	3528	3692	3669a 3692 3750a	3909				
1646	relating to the juvenile court; revising and recodifying current laws governing the apprehension, detention, adjudication, and disposition of minors who commit unlawful acts or who are in need of protection or services; providing additional due process protections for minors and other parties who are subject to juvenile court jurisdiction; placing limitations on voluntary out-of-home placements of minors; providing for substitute care review; establishing a procedure for the review of residential admissions of minors to chemical dependency and mental illness treatment programs; requiring court review in certain (Continued next page)	3528		4113 4154a					

a Indicates Amendment

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*Denotes Conference Committee Report

BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1646 — Continued	cases; establishing criteria for the assessment and treatment of minors; requiring licensing of treatment programs; establishing minor patients' rights; creating a state office of youth advocate and county youth advocates; imposing penalties; amending Minnesota Statutes 1984, sections 242.19, subdivision 2; 253B.04; 257.071; 259.23, subdivision 1; 260.022, subdivision 4; 260.024, subdivision 2; 260.031, subdivision 1; 260.094; 260.101; 260.103, subdivision 1; 260.121, subdivisions 1 and 2; 260.131; 260.132; 260.133, subdivision 1; 260.135, subdivisions 2 and 3; 260.141, subdivision 1; 260.145; 260.151, subdivision 1; 260.155, subdivisions 1, 3, 4, 5, and 8; 260.161, by adding a subdivision; 260.211; 260.221; 260.231, subdivision 3; 260.235; 260.251, subdivisions 1a and 4; 260.255; 260.315; 260.35; 484.70, subdivision 1; 484.73, subdivision 2; and 524.5-505; and Minnesota Statutes 1985 Supplement, sections 260.121, subdivision 3; 260.133, subdivision 2; 260.135, subdivision 1; 260.155, subdivision 4a; 260.156; 260.161, subdivision 2; and 260.36; proposing coding for new law as Minnesota Statutes, chapters 260A and 260B; repealing Minnesota Statutes 1984, sections 260.011, subdivision 1; 260.015, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 23, 24, and 25; 260.024, subdivision 1; 260.111; 260.115; 260.135, subdivision 5; 260.151, subdivision 2; 260.155, subdivisions 2 and 7; 260.165; 260.171, subdivisions 1, 2, 3, 5, 5a, and 6; 260.172, subdivisions 1, 2, and 3; 260.173; 260.181; 260.185; 260.191, subdivisions 1a, 1b, 1c, 2, 3, and 4; 260.192; 260.193; 260.194; 260.195; 260.261; 260.281; 260.291; and 260.301; Minnesota Statutes 1985 Supplement, sections 260.111, subdivision 2; 260.015, subdivisions 10 and 22; 260.171, subdivision 4; 260.172, subdivisions 2a, 2b, and 4; and 260.191, subdivisions 1, 1d, and 2a.								
1647	relating to taxation; income; repealing the suspension of inflation adjustments; repealing Minnesota Statutes 1985 Supplement, section 290.06, subdivision 2f.	3529							
1648	relating to firearms; permitting certain licensed dealers and manufacturers to own or possess machine guns and short-barreled shotguns for certain purposes; amending Minnesota Statutes 1984, section 609.67, subdivisions 3 and 4.	3529	4978	4966a 5387	5387	5707 5913	5707		

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1649	relating to charitable gambling; exempting certain organizations from regulation and tax; amending Minnesota Statutes 1984, sections 297A.25, by adding a subdivision; and 349.214, subdivision 2.	3529		3542					
1650	relating to commerce; providing that residents of continuing care facilities have veto power over expenditures for attorney's fees; amending Minnesota Statutes 1984, section 80D.20, by adding a subdivision.	3530							
1651	relating to environment; requiring at least four members of the pollution control agency board to be persons knowledgeable in agriculture; amending Minnesota Statutes 1984, section 116.02, subdivision 1.	3530							
1652	relating to unemployment compensation; altering the public policy statement; changing the taxable wage base; defining credit week; providing for employer charging; increasing the eligibility requirement; eliminating certain tax rate limitations; changing the weekly benefit amount; capping the maximum weekly benefit; providing for the duration of benefits; increasing the duration of benefits for claimants in counties with high unemployment; providing for seasonal employees; making the waiting week nonreimbursable; amending the benefit offset for severance pay; increasing the period of time and earnings necessary for requalification after disqualification; changing the definition of suitable work; transferring duties to the office of administrative hearings; amending Minnesota Statutes 1984, sections 14.03, subdivision 2; 268.03; 268.04, subdivisions 25 and 29; 268.06, subdivisions 5, 8, 18, 19, and 20; 268.07, subdivisions 2 and 2a; 268.08, subdivision 3; 268.09, subdivisions 1 and 2; 268.10, subdivisions 2, 3, 4, 5, 6, and 9; 268.12, subdivisions 8, 9, 10, and 13; and 268.18, subdivisions 1 and 2; Minnesota Statutes 1985 Supplement, sections 14.51; and 268.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268.	3530		3649					
1653	relating to civil commitment; defining "mentally ill person"; and "the least restrictive alternative principle"; providing that mentally ill persons can be committed only to regional centers or hospitals that are appropriately accredited; amending Minnesota Statutes 1984, sections 253B.02, subdivision 13, and by adding subdivisions; and 253B.09, subdivision 1.	3530							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1654	relating to human services; providing for a change in medical assistance and general assistance medical care reimbursements for treatment of mental illness; providing for a utilization review system of inpatient mental health care; amending Minnesota Statutes 1985 Supplement, section 256.969, subdivision 2.	3530		3745a					
1655	relating to taxation; individual income; eliminating the age restrictions on the pension income exclusion; modifying the income offset; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.	3531							
1656	relating to human services; exempting certain rural providers of day care from the human services department day care rules; amending Minnesota Statutes 1984, section 245.792.	3531		3692					
1657	relating to human services; allowing counties to adopt family day care and group family day care regulations; proposing coding for new law in Minnesota Statutes, chapter 245.	3531		3649 3692					
1658	relating to human services; providing for a limit in the increase of negotiated rates of certain facilities receiving reimbursement through general assistance funds; amending Minnesota Statutes 1985 Supplement, section 256D.37, subdivision 1.	3531							
1659	relating to game and fish; authorizing stocking of fish in certain streams where public access is granted; amending Minnesota Statutes 1984, section 97.485; and S.F. No. 1526, if enacted.	3531	3998	3573 3931a 5380 (H1793)					
1660	relating to real property; allowing designation, sale, and redemption of a homestead that is executed on and sold as part of other property; allowing designation, sale, and redemption of a homestead foreclosed on or part of other property; proposing coding for new law in Minnesota Statutes, chapters 550 and 582; repealing Minnesota Statutes 1984, section 582.04.	3531	3903	3709a 3783a 5409a	5410				
1661	relating to taxation; income; clarifying the alternative minimum tax treatment of gain realized on certain sales of agricultural production property; amending Minnesota Statutes 1985 Supplement, sections 290.091, subdivision 2; and 290.491.	3532							
1662	relating to taxation; rescinding the repeal of the income tax exclusion for interest earned on certain family farm security loans; exempting certain shelterbelts from taxation and replacing revenue lost due to the exemption; (Continued next page)	3532		3649					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1662	— Continued delaying payment date for second half property taxes on agricultural property; exempting gain realized on an involuntary discharge of indebtedness relating to property used in a family farm; appropriating money; amending Minnesota Statutes 1984, sections 272.02, by adding a subdivision; 276.09; 276.10; 278.03; and 290.16, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 41.55; 272.02, subdivision 1; 278.05, subdivision 5; 279.01, subdivision 1; 290.01, subdivisions 20a and 20b; 290.091, subdivision 2; 290.491; and Laws 1985, first special session chapter 14, article 1, section 59.								
1663	relating to insurance; accident and health; providing group coverage for ambulatory mental health services; amending Minnesota Statutes 1984, section 62A.152.	3532							
1664	relating to airports; requiring the metropolitan airports commission to implement noise reduction strategies and report to the legislature; amending Minnesota Statutes 1984, section 473.612; proposing coding for new law in Minnesota Statutes, chapter 473.	3532		3946a					
1665	relating to public safety; requiring smoke detectors in two-family dwellings; amending Minnesota Statutes 1984, section 299F.362, subdivision 1.	3532	3713	3649 3707a 3925					
1666	relating to public safety; requiring fire alarm systems or smoke detectors in hallways of apartment houses, lodging houses, and hotels; amending Minnesota Statutes 1984, section 299F.362, subdivisions 1 and 4.	3532	3903	3573 3649 3780a					
1667	relating to charitable gambling; authorizing organizations to conduct one event each year at which lawful gambling is conducted without complying with certain regulations; amending Minnesota Statutes 1984, section 349.214, by adding a subdivision.	3533		3649					
1668	relating to taxation; increasing the maximum income tax credit for political contributions; amending Minnesota Statutes 1984, section 10A.32, subdivision 3b; Minnesota Statutes 1985 Supplement, section 290.06, subdivision 11.	3533							
1669	relating to the city of St. Louis Park; granting the city the powers of a port authority; permitting the city to choose the name of the port authority.	3533							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1670	relating to commerce; providing medical malpractice insurance to health care providers who are unable to obtain the coverage in the voluntary market; regulating malpractice actions against health care providers; providing certification of expert review and the waiver of privilege by health care providers; requiring disclosure of experts; revising the statute of limitations for minors; removing punitive damages; limiting noneconomic losses; changing the collateral source rule; and providing periodic payments of damages exceeding a threshold limitation; amending Minnesota Statutes 1984, sections 62F.04, subdivision 1, and by adding a subdivision; 62F.06, subdivision 1; 541.15; 549.09, subdivision 1; 549.20, subdivision 1, and by adding a subdivision; and 595.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 145.	3533		3573 3924 (H1764)					
1671	relating to the city of Minneapolis; authorizing the city to construct and own certain facilities; authorizing the city to levy and collect certain taxes; authorizing the city to issue bonds and expend certain funds including taxes to finance the acquisition and betterment of a convention center and related facilities.	3533	4381	3707a 4338a 4882a 5204a	5205 5593	5593 6108	5593	6108	396
1672	relating to agriculture; providing for voluntary and mandatory mediation; authorizing postponement of certain creditor remedies; prescribing conditions for restructuring farm debt; clarifying usury rates for certain agricultural and business loans; extending interest buydown program; authorizing the sale of state bonds; establishing a legal assistance program for farmers; ratifying interstate compact on agricultural grain marketing; providing for continued financing and incentives for agricultural land preservation; prescribing soil and water conservation practices and ordinances; requiring reports; establishing priorities of liens and security interests in farm products; establishing a farm landlord's lien; authorizing certain deficiency judgments and prescribing a procedure to determine the amount of certain agricultural deficiency judgments; establishing a milk marketing and price stabilization program; enforcing unfair dairy trade practices; prescribing conditions to recover crops or the value of crops after an involuntary transfer of property; requiring the collection and reporting of farm financial and ownership data; authorizing facilitation of contracts for premium agricultural commodities; allowing designation of a homestead to be sold under (Continued next page)	3534	4776	3649 3670a 3670 3793 4004a 4705a 4822 4833 (H1599)					

a Indicates Amendment

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1672	— Continued execution or foreclosure separately from remaining property; authorizing trucks hauling sugar beets or potatoes to be overweight during certain periods; amending land ownership requirements for aid to families with dependent children; appropriating money; amending Minnesota Statutes 1984, sections 48.195; 160.27, subdivision 5; 169.81, subdivision 2; 169.825, subdivision 11; 169.86, subdivision 5; 334.01, subdivision 2; 334.011; 336.9-312; 336.9-501; 514.952, subdivision 6; 580.09; 580.23, subdivision 1; Minnesota Statutes 1985 Supplement, sections 17A.04, subdivision 2; 40.20; 40.21, subdivision 1; 40.26; 40.28; 53.04, subdivision 3a; 56.131, subdivision 1; 160.232; 256.73, subdivision 2; 334.021; 473H.10, subdivision 3; 514.952, subdivision 4; and Laws 1985, chapter 4, sections 2; 6, subdivisions 2, as amended, 3, as amended, 4, as amended; 8; 10; and 11; proposing coding for new law in Minnesota Statutes, chapters 17, 40, 40A, 236A, 273, 480, 514, 550, 557, 559, 580, 581, 582, and 583; proposing coding for new law as Minnesota Statutes, chapter 32C; repealing Minnesota Statutes 1984, sections 40.27; 561.11; 561.12; 561.13; 561.14; 561.15; 561.16; 582.04; and chapter 32A; and Minnesota Statutes 1985 Supplement, sections 17A.04, subdivision 1a; 27.03, subdivision 2; 223.17, subdivision 1a; 223A.01; 386.42; and 514.952, subdivision 5.								
1673	proposing an amendment to the Minnesota Constitution, changing article IV, sections 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 23, 24, 25, and 26; article V, sections 3 and 5; article VIII, section 1; article IX, sections 1 and 2; and article XI, section 5; providing for a unicameral legislature of 101 to 135 members.	3534		3649					
1674	relating to taxation; income; repealing the suspension of inflation adjustments; repealing Minnesota Statutes 1985 Supplement, section 290.06, subdivision 2f.	3534		(H1725)					
1675	relating to human services; authorizing earned income savings accounts for general assistance recipients in residential chemical dependency treatment programs; amending Minnesota Statutes 1985 Supplement, section 256D.06, subdivision 1b.	3534		3738					
1676	relating to taxation; extending the pension exclusion to recipients of federal law enforcement officers' pensions (Continued next page)	3534							

a Indicates Amendment

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1676	— Continued under age 65; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.								
1677	relating to courts; repealing the law that requires the supreme court to determine whether vacant judicial offices are necessary; repealing Minnesota Statutes 1985 Supplement, section 2.722.	3534		(H1797)					
1678	relating to retirement; directing payment of survivor benefits to the surviving spouse of a certain deceased member of the state retirement system; appropriating money.	3535							
1679	relating to crimes; creating certain crimes against a fetus; prohibiting acts which cause the death of or injury to a fetus; imposing penalties; amending Minnesota Statutes 1984, sections 609.035 and 609.18; proposing coding for new law in Minnesota Statutes, chapter 609.	3535							
1680	relating to Anoka county; providing that Anoka county park ordinances supersede local ordinances; designating Anoka county as an operating agency in the administration and expenditure of an appropriation for the Mississippi Regional Park.	3535	3903	3785 4458	4458 5292	5292 6107	5291	6106	374
1681	relating to crimes; making it a felony to cause the death of or injure an unborn child; prescribing penalties; amending Minnesota Statutes 1984, section 609.035; proposing coding for new law in Minnesota Statutes, chapter 609.	3535		(H1844)					
1682	relating to real property; requiring condominium plats after July 31, 1986; requiring certification by a registered land surveyor only, that condominium plat accurately depicts certain required information in 515A.2-110; amending Minnesota Statutes 1984, sections 515A.1-102; 515A.1-103; 515A.2-105; 515A.2-110; 515A.2-114; 515A.2-115; 515A.2-116; 515A.4-102; 515A.4-107; 515A.4-116; and 515A.4-117; and Minnesota Statutes 1985 Supplement, sections 389.09; 508.82; and 508A.82.	3535	3998	3969 4797 (H1821)					
1683	relating to the University of Minnesota; appropriating money for agricultural extension service and experiment station projects.	3535		3649 4260					
1684	resolution memorializing the Congress of the United States to adopt Senate Joint Resolution 159 that designates the rose as the national floral emblem.	3536							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1685	relating to child support; providing for court-annexed alternative dispute resolution mechanisms; providing for custody and support of children; modifying provisions relating to joint custody, child support, and visitation; amending Minnesota Statutes 1984, sections 484.73; 518.17, subdivisions 3 and 5; 518.175, subdivision 4; 518.551, subdivision 5; 518.57; and 518.611, by adding a subdivision; and Minnesota Statutes 1985 Supplement, section 518.64, subdivision 2.	3536		3990a 3999					
1686	relating to charitable gambling; changing the reporting requirements for organizations; requiring distributors to collect certain taxes; amending Minnesota Statutes 1984, sections 349.19, subdivisions 1 and 5; and 349.212, subdivision 2; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1.	3536							
1687	relating to civil actions; providing a sliding fee scale for contingent legal fees; abolishing the collateral source rule; requiring judgments to be paid in periodic installments rather than a lump sum upon request of either party; abolishing punitive damages in civil actions; placing a monetary maximum on the amount recoverable as intangible damages; abolishing the principle of joint and several liability in tort actions; amending Minnesota Statutes 1984, sections 549.09, subdivision 1; 549.20, subdivision 1; 604.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 481, 548, and 549; repealing Minnesota Statutes 1984, sections 549.20, subdivisions 2 and 3; and 604.02, subdivisions 2 and 3.	3536							
1688	relating to state government; rejecting legislative salary increases; amending Laws 1985, first special session chapter 13, section 52, subdivision 2.	3536							
1689	relating to education; revising and increasing capital expenditure aid and levy; modifying community education formula and levy; establishing the foundation formula allowance and basic maintenance levy; establishing revenue equity; eliminating mastery learning programs and appropriations; appropriating money for the special education deficiency; making technical and clarifying changes; amending Minnesota Statutes 1984, sections 123.71, subdivision 1; 124.32, subdivision 1c; 124A.02, subdivision 15; Minnesota Statutes 1985 Supplement, sections 124.17, subdivision 1a; 124.195, subdivision 11; 124.2162, subdivision 2; 124.2163, subdivision 2; 124.225, subdivision 10; 124.245. (Continued next page)	3536		3649 4064a (H1766)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1689	— Continued subdivisions 1 and 3; 124.271, subdivision 2b; 124A.01; 124A.02, subdivision 9; 124A.03, subdivisions 1a and 3; 129B.38, subdivision 1; 275.125, subdivisions 8, 11a, 11c, and by adding a subdivision; 298.28, subdivision 1; 354.43, subdivision 3; 354A.12, subdivision 2; 355.208; 355.287; 355.46, subdivision 3; Laws 1985 First Special Session chapter 12, article 3, section 28, subdivision 9; chapter 12, article 8, section 62, subdivisions 9, 12, and 13; proposing coding for new law in Minnesota Statutes, chapter 124A; repealing Minnesota Statutes 1984, section 275.125, subdivision 16; Minnesota Statutes 1985 Supplement, sections 124.245, subdivisions 2 and 5; 124A.20; 129B.38; 129B.61; 129B.62; 129B.63; 129B.64; 129B.65; 129B.66; and 275.125, subdivision 11b.								
1690	relating to traffic regulations; authorizing municipalities to permit handicapped persons to operate three-wheel off-road vehicles on city streets and roads under certain conditions; amending Minnesota Statutes 1984, section 169.045.	3537	3998	3948a 5295 (H1803)					
1691	relating to taxation; income; eliminating the age restrictions on the pension income exclusion; modifying the income offset; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.	3537							
1692	relating to taxation; updating income tax and property tax refund provisions to the Internal Revenue Code; making technical corrections and administrative changes to income tax and property tax refund laws; amending Minnesota Statutes 1984, sections 290.067, subdivision 2; 290.281, subdivision 5; 290.34, subdivision 2; 290.36; 290.50, subdivision 3; 290.56, subdivision 3; and 290A.03, subdivision 8; Minnesota Statutes 1985 Supplement, sections 270.77; 290.01, subdivision 20; 290.06, subdivision 3g; 290.068, subdivision 3; 290.079, subdivision 1; 290.089, subdivision 3; 290.09, subdivision 7; 290.091, subdivision 2; 290.095, subdivisions 9 and 11; 290.10; 290.12, subdivision 2; 290.13, subdivision 1; 290.132, subdivision 1; 290.14; 290.16, subdivisions 7 and 15; 290.21, subdivisions 4 and 8; 290.41, subdivision 1; 290.92, subdivision 2a; 290.93, subdivision 10; and 290A.03, subdivision 3; repealing Minnesota Statutes 1984, sections 290.06, subdivision 15; 290.39, subdivision 1a; and 290A.04, subdivision 2f; and Laws 1985, First Special Session chapter 14, article 21, sections 16 and 17.	3537	3648	3599a 3748a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1693	relating to taxation; authorizing the commissioner of revenue to make payments of police and fire aids directly to qualified recipients; clarifying the business license clearance requirements and removing the sunset; changing the dates for payments of property tax credits to the counties; clarifying the use of mortgage registration and deed tax receipts; clarifying the power of the counties to print deed tax stamps; and authorizing the commissioner of public safety to enter into reciprocal fuel tax compacts; removing time restrictions on imposition of a special levy in Clearwater county; making technical changes; amending Minnesota Statutes 1984, sections 69.021, subdivisions 4, 5, 7, and 9; 69.031, subdivision 3; 270.72, subdivisions 1, 2, and 3; 273.1391, subdivision 3; 275.125, subdivision 9; 296.16, subdivision 1; 296.17, subdivision 6, and by adding a subdivision; and 298.24, subdivision 1; and Minnesota Statutes 1985 Supplement, sections 69.031, subdivision 1; 116C.63, subdivision 4; 124.2131, subdivision 3; 273.13, subdivision 26; 273.136; 273.42, subdivision 2; 274.19, subdivisions 1 and 8; 279.01, subdivision 1; 279.06; 287.12; 287.29, subdivision 1; 290A.03, subdivisions 6 and 13; and 298.28, subdivision 1; and Laws 1985, chapter 289, section 5, subdivision 2, and section 7; and First Special Session chapter 14, article 11, section 13; repealing Minnesota Statutes 1984, sections 69.031, subdivision 4; and 270.72, subdivision 5.	3537	3648	3607a					
1694	relating to the arts; changing the membership requirements for the board of the arts; changing the qualifications for certain grants; amending Minnesota Statutes 1984, sections 139.08, subdivision 1; and 139.10, by adding subdivisions.	3538							
1695	relating to taxation; motor vehicle excise; changing the definition of purchase price for purposes of a transfer by gift; amending Minnesota Statutes 1984, section 297B.01, subdivision 8.	3538							
1696	relating to education; revising the definition of school; prohibiting rulemaking; amending Minnesota Statutes 1985 Supplement, section 120.10.	3538		(H1744)					
1697	relating to education; providing equity revenue to raise foundation and tier revenue in all school districts to state average; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124A.	3538							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1698	relating to education; allowing school boards to join any association of school districts; amending Minnesota Statutes 1984, section 123.33, subdivision 10; repealing Minnesota Statutes 1985 Supplement, section 123.33, subdivision 14.	3538	4085	3573 4028a 4980	4980				
1699	relating to education; requiring the department of education to make certain recalculations involving independent school district No. 545, Henning.	3538							
1700	relating to independent school district No. 97, Moose Lake; authorizing an excess capital outlay levy for two years.	3539							
1701	relating to town powers; authorizing the establishment of a perpetual care program for certain cemeteries; amending Minnesota Statutes 1985 Supplement, section 365.10.	3539	4381	4285a 4979a	4979	6106	5358	6106	333
1702	relating to local government; granting the city of Brainerd the authority to establish a port authority; authorizing the port authority to exercise the power of a municipal housing and redevelopment authority; authorizing the city to impose restrictions and limitations upon the powers and procedures of the port authority; permitting the city to choose the name of the port authority; providing for removal of port authority commissioners; requiring local approval.	3539	4858	4005a 4851 5304	5304				
1703	relating to commerce; regulating those who package soft drinks and other nonalcoholic beverages; increasing certain vending machine inspection fees; clarifying authority to inspect vending machines; clarifying rulemaking authority of commissioner of agriculture; amending Minnesota Statutes 1984, sections 28A.05; 28A.09, subdivision 1; 34.03; and 34.09; repealing Minnesota Statutes 1984, section 34.05.	3539	5094	3650 3983 5082a 5389a	5389	6107	5587	6106	375
1704	relating to Hennepin county; authorizing Minneapolis and Hennepin county to merge their registration districts; authorizing Hennepin county housing and redevelopment authority; amending Minnesota Statutes 1984, section 144.214, subdivision 1.	3539	3713	3707 4860a	4861				
1705	relating to consumer protection; regulating the labeling, advertising, and distribution of smokeless tobacco products; proposing coding for new law in Minnesota Statutes, chapter 325F.	3539		(H1773)					
1706	relating to health; providing for creation of a durable power of attorney for health care; imposing penalties; proposing coding for new law as Minnesota Statutes, chapter 523A.	3539	4635	4627a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1707	relating to health; providing for an annual resource directory on services to individuals with brain impairment; reconvening the task force on needs for persons with brain impairment; requiring the commissioner of health to monitor and establish standards for organ transplant procedures under the medical assistance program; amending Minnesota Statutes 1984, sections 256B.04, by adding a subdivision; 256E.03, by adding a subdivision; 256E.09, subdivision 3; Minnesota Statutes 1985 Supplement, section 256.01, subdivision 2.	3540	4085	3745 4017a 4862a	4862				
1708	relating to criminal procedure; prohibiting plea agreements when the crime charged is arson; proposing coding for new law in Minnesota Statutes, chapter 609.	3540							
1709	relating to retirement; granting an annuity increase to a certain annuitant of the public employees retirement association.	3540							
1710	relating to health; creating a public corporation to provide health care services, education, and research; providing for governance of St. Paul Ramsey Medical Center and creation of a physicians and dentists subsidiary; proposing coding for new law as Minnesota Statutes, chapter 246A; repealing Minnesota Statutes 1984, section 383A.41, as amended.	3540	3999	3976a 5297 (H1875)					
1711	relating to animals; prohibiting theft of dogs or cats for research purposes; regulating dog and cat dealers; prescribing a penalty; amending Minnesota Statutes 1984, sections 347.31; 347.32; 347.33; 347.34; 347.35; 347.37; 347.38; 347.39; and 347.40; proposing coding for new law in Minnesota Statutes, chapter 346.	3540	4635	3972a 4627a 5200	5204				
1712	relating to education; requiring licensed school nurses; regulating the administration of medication by school personnel; amending Minnesota Statutes 1984, section 123.35, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 126.	3541							
1713	relating to agriculture; authorizing conservation reserve contracts covering marginal agricultural land; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 40.	3541							
1714	relating to trusts; providing for the standard of care of trustees; authorizing certain investments of trust property; providing for powers of trustees; amending Minnesota Statutes 1984, (Continued next page)	3541	3998	3934a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1714	— Continued sections 501.125, subdivision 1, and by adding a subdivision; and 501.66, subdivision 28, and by adding a subdivision; Minnesota Statutes 1985 Supplement, section 501.125, subdivision 6.								
1715	relating to education; appropriating money to the department of education for a grant to the YMCA youth-in-government program.	3541							
1716	resolution memorializing the governments of the United States and the Socialist Republic of Vietnam to take all possible actions to determine the fate of persons missing in action in Southeast Asia; joining with the families of those who are missing in the hope that their long wait will soon be over.	3541		3573 3625 (H1826)					
1717	relating to controlled substances; establishing a multiple prescription system for monitoring controlled substances; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 152.09, subdivision 2, and by adding a subdivision; 152.11, subdivision 1; and 152.15, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 152.	3541		3573 3745 3977a 4107					
1718	relating to credit unions; permitting credit unions to offer self-directed individual retirement accounts; amending Minnesota Statutes 1985 Supplement, section 52.04, subdivision 1.	3573		3692 (H1806)					
1719	relating to public utilities; changing the qualifications for public utilities commissioners; changing the powers and responsibilities of the chair of the commission; requiring commissioners to file certain financial information before taking office; prohibiting commissioners from engaging in certain activity after leaving the commission; amending Minnesota Statutes 1984, sections 216A.03, subdivision 1; 216A.035; and 216A.04; proposing coding for new law in Minnesota Statutes, chapter 216A.	3573							
1720	relating to health; establishing a multiple prescription system for monitoring controlled drugs; appropriating money; amending Minnesota Statutes 1984, section 152.11, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 152.	3574							
1721	relating to human services; providing for health and dental coverage as child support; regulating withholding for purposes of child support; amending	3574	4381	3786a 4290a 5018a	5022 5659	5659 6110	5659	6109	404

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a Indicates Amendment

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1721	— Continued Minnesota Statutes 1984, sections 145.892, subdivision 2; 145.894; 245.83, by adding a subdivision; 245.84, subdivision 1; 256.975, by adding a subdivision; 393.07, subdivision 10, and by adding a subdivision; 518C.02, subdivision 3; Minnesota Statutes 1985 Supplement, sections 518.611, subdivisions 4, 6, and by adding a subdivision; 518.645; proposing coding for new law in Minnesota Statutes, chapters 124, 144, 245, 268, and 518; repealing Minnesota Statutes 1984, section 518.551, subdivision 8.								
1722	relating to taxation; gasoline; clarifying the transactions for which a distributor credit or rebate is allowed, amending Minnesota Statutes 1984, sections 296.14, subdivision 2; and 296.18, subdivision 3a.	3574							
1723	relating to retirement; Buhl police relief association; permitting the association to amend its bylaws to provide for the payment of benefits to the survivors of deceased members.	3574							
1724	relating to retirement; public employees retirement association; expanding conditions under which members of the association may purchase prior service credit; amending Minnesota Statutes 1984, section 353.36, subdivision 2.	3574							
1725	relating to public administration; authorizing home rule charter or statutory cities to establish economic development districts; granting powers to cities and authorities, amending Minnesota Statutes 1984, sections 116D.04, subdivision 1a; 117.521, subdivision 3; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2 and 8; 273.86, subdivision 1; 355.11, subdivision 5; 462C.02, subdivisions 6 and 9; 471.88, subdivisions 1, 9, and 11; 474.02, subdivision 3; and 474.16, subdivision 2; Minnesota Statutes 1985 Supplement, section 273.75, subdivision 4; 353.01, subdivision 2a; 395.08; 462C.12, subdivision 2; and 472B.04; proposing coding for new law in Minnesota Statutes, chapter 458; and proposing coding for new law as Minnesota Statutes, chapter 458C.	3574	4858	4356a 4851 5198	5198 5809	5417 5432 5588 5786* 6110	5417 5914	6109	400
1726	relating to traffic regulations; requiring motor vehicle operators to use child passenger restraint system when transporting child under age of four; assessing court costs to violator under certain conditions; imposing penalty; amending Minnesota Statutes 1984, section 169.685, subdivision 5.	3575							

a Indicates Amendment

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*Denotes Conference Committee Report

BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1727	relating to insurance; requiring certain annual reports of property and casualty insurers; prohibiting certain tying arrangements; providing for remitting of certain premiums; providing deposit requirements for domestic companies; extending coverage under the insurance guaranty association act; extending certain filing, approval, and disapproval dates; creating a joint underwriting association; requiring participation by insurers; broadening fair plan coverage; regulating fraternal benefit societies; regulating rates, forms and cancellations; regulating medical malpractice insurance to health care providers who are unable to obtain the coverage in the voluntary market; regulating malpractice actions against health care providers; providing certification of expert review and the waiver of privilege by health care providers; requiring disclosure of experts; revising the statute of limitations for minors; regulating claims for punitive damages; changing the collateral source rule; providing for discount of future damages; amending Minnesota Statutes 1984, sections 60A.06, by adding a subdivision; 60A.13, by adding a subdivision; 60A.25; 60C.09, subdivision 1; 62A.02, subdivisions 2 and 3; 62A.17, subdivision 2; 62B.07, subdivisions 2 and 3; 62C.14, subdivision 10; 62E.14, subdivision 3; 62F.01; 62F.02, subdivision 1; 62F.03, subdivision 2; 62F.04, by adding a subdivision; 62F.06, subdivision 1; 62F.09; 62G.16, subdivision 9; 65A.32; 65A.33; 65A.34, subdivision 1; 65A.35, subdivisions 1 and 2; 65A.37; 65B.47, subdivision 1; 70A.04, subdivision 2; 70A.06, subdivisions 1 and 2; 70A.08, by adding a subdivision; 70A.10; 70A.11; 72A.13, subdivision 1; 72A.20, by adding subdivisions; 245.814; 466.01, subdivision 1; 466.03, subdivision 4, and by adding subdivisions; 466.05; 466.07, by adding a subdivision; 471.982, subdivision 3; 541.15; 549.09, subdivision 1; 549.21; 595.02, by adding a subdivision; 604.02, subdivision 1, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 3.736, subdivision 3; 60A.10, subdivision 1; and 64B.03; proposing coding for new law in Minnesota Statutes, chapters 16B; 145; 548; 549; and 604; proposing coding for new law as Minnesota Statutes, chapter 621; repealing Minnesota Statutes 1984, section 70A.06, subdivision 4.	3575	4978	3785 4926a 5013 (H1950)					
1728	relating to education; establishing a statewide system of area vocational technical institutes by July 1, 1989; requiring the state board of vocational technical education to develop an	3575							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1728	— Continued implementation plan; requiring advisory committees, state payment of debt service, transfer of property, and employment continuation; amending Minnesota Statutes 1984, sections 136.04, by adding a subdivision; 136C.27, by adding a subdivision; 136C.41, by adding a subdivision; repealing Minnesota Statutes 1984, section 136C.05; Minnesota Statutes 1985 Supplement, sections 136C.02, subdivision 9; 136C.60 to 136C.69.								
1729	relating to horse racing; providing for racing days at county fairs; amending Minnesota Statutes 1985 Supplement, section 240.14, subdivision 3.	3575		3649					
1730	relating to theft; modifying circumstances justifying detention of suspects in business establishments; modifying immunity from liability for detention; amending Minnesota Statutes 1985 Supplement, section 629.366, subdivisions 1 and 3.	3575	4255	4115a 4875	4875	6110	5657	6109	405
1731	relating to Anoka county; directing the department of energy and economic development to refund a bond deposit; appropriating money.	3576		3649 3785					
1732	relating to marriage dissolution; providing a presumption for joint legal custody; providing for custody mediation; regulating support determinations; amending Minnesota Statutes 1984, sections 518.17, subdivision 2, and by adding a subdivision; 518.175, by adding a subdivision; 518.551, subdivision 5; 518.57; 518.611, by adding a subdivision; Minnesota Statutes 1985 Supplement, section 518.64, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 518; repealing Minnesota Statutes 1984, section 518.17, subdivisions 4 and 5.	3576	5297	3692 3984a 4784 4790a 5050 5294a 5435a	5446 5618	5618 6110	5617	6109	406
1733	relating to agriculture; clarifying the exceptions to prohibition against manufacture of food from adulterated milk or cream; amending Minnesota Statutes 1985 Supplement, section 32.21, subdivision 2.	3576	4085	4007a 4468	4468				
1734	resolution relating to education; memorializing the President and Congress of the United States to take action to officially commend those who have assisted the educational process of this country by operating the country's school buses.	3576	5094	4029 5083 5386	5386				
1735	relating to probate; providing for an increased sum payable to a surviving spouse by affidavit; allowing nursing home care costs to be a claim of the same class as medical and hospital (Continued next page)	3576	3998	3934a 4863a	4864				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1735	— Continued expenses, increasing the value of a probate estate allowed for purposes of collection by affidavit; amending Minnesota Statutes 1984, sections 181.58; 524.3-805; and 524.3-1201.								
1736	relating to water; appropriating money to the commissioner of natural resources for dam reconstruction in Winona county.	3576							
1737	relating to libraries; prohibiting regional library basic system support grants under certain conditions; amending Minnesota Statutes 1984, section 134.35.	3577							
1738	relating to certain taxation; income; continuing the subtraction for interest on certain seller-sponsored family farm security loans; amending Minnesota Statutes 1985 Supplement, section 290.01, subdivision 20b.	3577							
1739	relating to education; requiring the formation of intermediate districts statewide; proposing coding for new law in Minnesota Statutes, chapter 136D.	3577							
1740	relating to metropolitan government; authorizing the metropolitan council to make loans to local units of government to acquire homestead property damaged because of its proximity to a trunk highway right-of-way or project; amending Minnesota Statutes 1985 Supplement, section 473.167.	3577							
1741	relating to education; independent school district No. 832, Mahtomedi; authorizing a one-time extra capital levy subject to a reverse referendum.	3577							
1742	relating to military affairs; authorizing the department of military affairs to purchase certain insurance; amending Minnesota Statutes 1984, section 15.38, by adding a subdivision.	3577	3903	3784 4469	4469	6105	4891	6105	329
1743	relating to motor vehicles; providing for special license plates for emergency services volunteers; amending Minnesota Statutes 1984, section 168.12, by adding a subdivision.	3577							
1744	relating to motor vehicles; providing for special license plates for Vietnam era veterans, national guard members, and former prisoners of war; amending Minnesota Statutes 1984, section 168.12, subdivision 2c; repealing Minnesota Statutes 1984, section 168.125, subdivision 1.	3578	5186	3708 3932 4284 5178a 5386	5386				
1745	relating to state lands; authorizing sale of Pearl Lake lakeshore parcel in Stearns county.	3578	4599	4500a 5314	5314	6110	5657	6109	407

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1746	relating to veterans; requiring the commissioner of veterans affairs to provide certain grave markers; appropriating money; amending Minnesota Statutes 1984, section 197.23.	3578		3649 3692					
1747	relating to taxation; rescinding the repeal of the income tax exclusion for interest earned on certain family farm security loans; amending Minnesota Statutes 1985 Supplement, sections 41.55; 290.01, subdivisions 20a and 20b; and Laws 1985, first special session chapter 14, article 1, section 29.	3578							
1748	proposing an amendment to the Minnesota Constitution, article XIII, section 5; permitting the legislature to authorize state lotteries.	3578							
1749	relating to agriculture; establishing an agricultural linked deposit program; imposing a penalty.	3578		4671a					
1750	relating to education; authorizing school districts to form education districts; providing for additional aid and levy for education districts; authorizing intermediate districts to use levies for education district purposes; authorizing grants to exemplary education districts; appropriating money; amending Minnesota Statutes 1984, sections 124.272, subdivisions 1, 2, 4, and by adding a subdivision; 136D.27; 136D.74, subdivision 2; 136D.87; Minnesota Statutes 1985 Supplement, sections 124.272, subdivision 3; and 275.125, subdivision 8a; proposing coding for new law in Minnesota Statutes, chapter 123.	3578							
1751	relating to crime; correcting certain erroneous, omitted and obsolete references in and to the criminal sexual conduct statutes; clarifying requirements in investigation of child abuse; amending Minnesota Statutes 1984, sections 253B.02, subdivision 4a; 260.015, subdivision 24; 494.03; 518B.01, subdivision 2; 609.11, subdivision 9; 609.341, subdivision 3; 609.347, subdivision 3; 609.348; 609.349; 609.35; 611A.03, subdivision 3; and 628.26; and Minnesota Statutes 1985 Supplement, sections 609.341, subdivision 11; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivisions 2 and 3; 609.3471; 609.531, subdivision 1; 626.556, subdivisions 2 and 10b; and 631.045.	3579	3903	3775a 4428 (H1730)					
1752	relating to statutes; adopting as amended a gender neutral revision of Minnesota Statutes; providing for no substantive change; granting certain editorial authority to the revisor of statutes; amending Minnesota Statutes 1984, section 3C.10, subdivision 1.	3579	3998	3649 3951a 4126 (H1824)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1753	relating to the family; reducing the statutory time of residency required for a change of name; amending Minnesota Statutes 1984, section 259.10.	3579	3903	3745 3775a 4989					
1754	relating to education; requiring a plan to develop upper division programs at the Arrowhead Community College.	3579		4352a					
1755	relating to human rights; classifying human rights mediation data; eliminating court examination of evidence when there is failure to comply with an order of the department of human rights; providing for indemnification of local human rights commissions; authorizing municipalities to procure insurance against liability of members of a local commission; amending Minnesota Statutes 1984, sections 363.01, by adding subdivisions; 363.091; 363.14, subdivision 1; Minnesota Statutes 1985 Supplement, sections 363.01, subdivisions 35 and 36; and 363.061, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 363.	3579	4255	3650 4118a 5187					
1756	relating to education; changing the duties of the interagency early learning committee; amending Minnesota Statutes 1985 Supplement, section 120.17, subdivision 12.	3580							
1757	relating to veterans; providing for special motor vehicle license plates for former prisoners of war without payment of an additional fee; amending Minnesota Statutes 1984, section 168.125.	3580		3709a					
1758	relating to taxation; delaying the repeal of the residential energy credit; amending Laws 1985, First Special Session chapter 14, article 1, sections 59 and 61.	3580		3650					
1759	relating to data privacy; providing for the classification of data in certain adoption reports; amending Minnesota Statutes 1984, section 259.27, by adding a subdivision.	3580							
1760	relating to local government; providing for the coordination of various development authorities in the city of Moorhead and Clay county.	3580	3745	3739a 4428 (H1807)					
1761	relating to taxation; delaying the effective date of the repeal of the residential energy credit; amending Laws 1985, first special session chapter 14, article 1, section 61.	3580		3650					
1762	relating to lotteries; proposing an amendment to the Minnesota Constitution to repeal the prohibition against lotteries and the sale of lottery tickets; establishing a state lottery agency and	3580		3650					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1762	— Continued a state lottery board; authorizing a state lottery and providing for its operation and administration; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 10A.01, subdivision 18; 290.09, by adding a subdivision; and 609.761; Minnesota Statutes 1985 Supplement, section 15A.081, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 349A.								
1763	relating to crimes; prohibiting financial institutions from "laundering" money derived from manufacture or sale of controlled substances; imposing penalties; proposing coding for new law in Minnesota Statutes, chapter 609.	3581							
1764	relating to state government; repealing legislative and certain executive branch salary increases; amending Laws 1985, first special session chapter 13, section 52, subdivision 2.	3581		3903					
1765	relating to the city of Red Wing; directing the department of energy and economic development to refund a certain bond deposit; appropriating money.	3581		3786					
1766	relating to education; independent school district No. 544, Fergus Falls; authorizing a fund transfer.	3581							
1767	relating to local government; authorizing the counties of Becker, Grant, Hubbard, Otter Tail, Stevens, Todd, Traverse, Wadena, and Wilkin to enter into contracts and agreements for solid waste management.	3581	4255	4121a 4799 (H1800)					
1768	relating to utilities; prohibiting utilities from conducting energy-related activities in competition with business except in circumstances that will ensure fair competition; authorizing and directing the public utilities commission to adopt rules; imposing penalties; proposing coding for new law as Minnesota Statutes, chapter 216C.	3581							
1769	relating to natural resources; requiring the commissioner of natural resources to accept rental payments for certain agricultural land until March 1 of each year; requiring the commissioner to make certain interest payments; amending Minnesota Statutes 1984, section 89.17; Minnesota Statutes 1985 Supplement, section 92.50.	3581		3713					
1770	relating to crimes; providing for the right to counsel in juvenile proceedings in certain instances; clarifying the crime of failing to file a tax return; creating a presumption that property	3582	5186	5166a 5373 (H1863)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1770	— Continued acquired during the course of certain crimes are "proceeds" of the crime for purposes of forfeiture law; repealing the crime of criminal syndicalism; amending Minnesota Statutes 1984, sections 260.155, by adding subdivisions; 260.251, subdivision 4; and Minnesota Statutes 1985 Supplement, sections 290.92, subdivision 15; and 609.531, subdivision 2; repealing Minnesota Statutes 1984, sections 260.155, subdivision 2; and 609.405.								
1771	relating to education; expanding the types of institutions eligible for the post-secondary enrollment options act; requiring school districts to provide information and counseling services; requiring pupils to provide notice of intention to enroll; prohibiting pupils from enrolling in post-secondary courses if the same or similar courses are offered in the pupil's school; requiring designation of courses for secondary or post-secondary credit; limiting state tuition reimbursement to courses taken for secondary credit; clarifying availability of financial aid for courses taken for post-secondary credit; establishing a task force to study certain issues; amending Minnesota Statutes 1985 Supplement, section 123.3514, subdivisions 2, 3, 4, 5, and 6, and by adding subdivisions.	3582	4085	4021a 4107 4449a 5296 (H1919)					
1772	relating to education; vocational; establishing area vocational technical districts; providing for the appointment of area boards and directors; transferring personnel and property to area districts; specifying powers and duties of area boards; amending Minnesota Statutes 1984, sections 136C.02, by adding subdivisions; 136C.04, subdivisions 5, 13, 14, and by adding a subdivision; 136C.041; 136C.07, subdivisions 5 and 6; 136C.075; 136C.08, subdivisions 1 and 3; 136C.15; 136C.221; 136C.223; 136C.29, subdivisions 2 and 3; 136C.35; 136C.41, by adding a subdivision; and 136C.42, subdivisions 3 and 4; amending Minnesota Statutes 1985 Supplement, sections 15.0597, subdivision 1; 136C.04, subdivision 12; 136C.07, subdivision 5a; 136C.08, subdivision 2; 136C.26, subdivision 5; 136C.28, subdivision 1; 136C.29, subdivision 5; 136C.31, subdivision 1; 136C.36; 136C.44; and 275.125, subdivision 14a; proposing coding for new law in Minnesota Statutes, chapter 136C; repealing Minnesota Statutes 1984, sections 136C.05; 136C.07, subdivisions 1, 2, 3, and 4; 136C.26, subdivision 3; and 136C.27, subdivision 2; and repealing Minnesota Statutes 1985 Supplement, sec-	3582							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1772	— Continued tions 136C.02, subdivisions 6, 8, and 9; 136C.41, subdivision 1a; 136C.60; 136C.61; 136C.62; 136C.63; 136C.64; 136C.65; 136C.66; 136C.67; 136C.68; and 136C.69.								
1773	relating to taxation; sales and use; exempting certain sales of capital equipment; exempting certain sales of safety equipment; exempting certain sales of pollution control equipment; amending Minnesota Statutes 1984, section 297A.01, subdivision 16; Minnesota Statutes 1985 Supplement, sections 297A.02, subdivision 2; 297A.14; 297A.15, subdivision 5; 297A.25, subdivision 1; 297A.257, subdivision 2; repealing Minnesota Statutes 1985 Supplement, section 297A.257, subdivisions 1 and 3.	3582		3650					
1774	relating to state departments and agencies; providing for inspections of certain facilities and imposition of fines; amending Minnesota Statutes 1984, sections 144.55, subdivision 4; and 245.805.	3583	4381	4320a 4983	4983				
1775	relating to the office of ombudsman; expanding the authority of the ombudsman for the department of corrections to include the department of human services; amending Minnesota Statutes 1984, sections 241.41; 241.42, subdivision 2; and 241.44.	3583		3650					
1776	relating to education; providing for payment of fees for pupils taking advanced placement program examinations; requiring public post-secondary institutions to award post-secondary credit for acceptable scores on advanced placement examinations; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 123 and 135A.	3583							
1777	relating to employment; requiring employers to grant unpaid leaves of absence to certain parents; proposing coding for new law in Minnesota Statutes, chapter 181.	3583		4107					
1778	relating to unemployment compensation; providing for an exception to coverage for individuals providing certain day care services; amending Minnesota Statutes 1984, section 268.04, subdivision 12.	3583		3693					
1779	relating to transportation; public transit; increasing the training requirement for drivers in the special transportation service program; requiring that special transportation service drivers hold a class A or B driver's license; amending Minnesota Statutes 1984, section 174.30, subdivision 2, and by adding a subdivision.	3583							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1780	relating to local government; authorizing local units of government to reimburse homeowners' associations for the cost of maintaining certain roadways; proposing coding for new law in Minnesota Statutes, chapter 471.	3584	3998	3930					
1781	relating to the state agricultural society; prohibiting certain contract provisions; amending Minnesota Statutes 1985 Supplement, section 37.17, subdivision 1.	3584		3713					
1782	relating to insurance; accident and health; regulating long-term care policies; requiring coverage for home health care and care in skilled or intermediate nursing facilities; amending Minnesota Statutes 1984, sections 62A.041; 62A.31, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 62A.	3584	4255	3788a 4114a 5197a	5197 5589	5589 6108	5589	6108	397
1783	relating to insurance; health and accident; excluding certain nursing home policies from regulation as a form of medicare supplement insurance; amending Minnesota Statutes 1984, section 62A.31, subdivision 1.	3584							
1784	relating to taxation; individual income; eliminating the age restrictions on the pension income exclusion; modifying the income offset; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.	3584		3650					
1785	relating to retirement; authorizing benefit increases for retired Eveleth police officers, firefighters, and surviving spouses.	3584							
1786	relating to school districts; changing the qualifying percentage of agricultural valuation for minimum aid from 60 to 50; amending Minnesota Statutes 1985 Supplement, section 124A.02, subdivision 12.	3585							
1787	relating to taxation; reducing the taconite railroad gross earnings tax rate; reducing occupation and royalty tax rates; providing for the deduction of taconite production taxes; amending Minnesota Statutes 1985 Supplement, sections 294.22; 298.01, subdivision 1; 298.03; and 299.01, subdivision 1.	3585							
1788	relating to vocational education; providing for cooperation among AVTIs; proposing coding for new law in Minnesota Statutes, chapter 136C.	3585		3650					
1789	relating to municipal civil service systems; personnel boards; permitting city councils to set the compensation of board members and secretaries; providing that certain positions in the	3585	3745	3741a 4865	4865				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1789	— Continued city of Minneapolis be appointed in the unclassified service; amending Minnesota Statutes 1984, section 44.04, subdivision 4; and Laws 1969, chapter 937, section 1, subdivisions 1, as amended, 9, as amended, 11 and 15, and by adding subdivisions.								
1790	relating to economic development; rural development; providing for time of lease payments for lease of department of natural resources lands; establishing a mineral resources program; establishing a community development division in the department of energy and economic development; establishing the greater Minnesota corporation; establishing the rural development revolving fund program; establishing the state supplemental education grant program; adding criteria for allocation of private activity bonds and available issuance authority; appropriating money; amending Minnesota Statutes 1984, sections 89.17; 116J.61; 116J.873, subdivision 1; 462.384, subdivision 7; and 474.19, subdivision 4; Minnesota Statutes 1985 Supplement, sections 92.50; 116M.06, subdivision 3; and 474.19, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 84, 116J, 116L, and 136A; proposing coding for new law as Minnesota Statutes, chapter 116N; repealing Minnesota Statutes 1985 Supplement, sections 116.18, subdivision 3a; 116J.951; 116J.955; and 116J.961, subdivisions 7, 8, 9, and 10.	3585	4255	3673a 3739a 3794a 4025a 4147a 4433a	4447				
1791	relating to agriculture; establishing a family farm advocate program; providing for "buy-down" of interest rates on certain farm loans; re-allocating certain wage subsidy money; providing for mediation of certain agricultural loan disputes; changing certain income and property tax provisions; appropriating money; amending Minnesota Statutes 1984, sections 41.57, by adding a subdivision; 279.01, as amended; 290.08, by adding a subdivision; 290.09, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 268.6751, subdivision 1; 268.676, subdivision 1; 290.01, subdivisions 20a and 20b; 290.491; proposing coding for new law in Minnesota Statutes, chapter 17.	3651							
1792	relating to agriculture; state agricultural society; removing the time and geographical restrictions on the society's ability to impose certain restrictions on performers at the state fairgrounds; amending Minnesota Statutes 1985 Supplement, section 37.17, subdivision 1.	3651	3903	3693 3745 3779 3903 4468a (H2100)	4469				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1793	relating to public administration; authorizing home rule charter or statutory cities to establish economic development districts; granting powers to cities and authorities; permitting Aitkin county to levy a tax for development purposes; permitting the city of Breezy Point to increase its levy; providing for certain tax refunds in Aitkin county; permitting the establishment and providing for the powers and duties of economic development authorities; permitting an agreement to finance library construction in the city of McGregor; permitting a land exchange; permitting the establishment of special service districts in the cities of Cambridge and Lindstrom; amending Minnesota Statutes 1984, sections 116D.04, subdivision 1a; 117.521, subdivision 3; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2 and 8; 273.86, subdivision 1; 355.11, subdivision 5; 375.09; 375.18, subdivision 7; 375A.11, subdivision 3; 375A.12, subdivisions 3 and 4; 383C.17; 462C.02, subdivisions 6 and 9; 465.72;471.88, subdivisions 1, 9, and 11; 474.02, subdivision 3; and 474.16, subdivision 2; Minnesota Statutes 1985 Supplement, sections 273.75, subdivision 4; 353.01, subdivision 2a; 386.77; 395.08; 462C.12, subdivision 2; and 472B.04; proposing coding for new law in Minnesota Statutes, chapters 375 and 458; and proposing coding for new law as Minnesota Statutes, chapter 458C; repealing Minnesota Statutes 1984, sections 394.01; 394.02; 394.03; 394.04; and 394.05.	3651	3998	3738a 3952a 4470	4470 5811	5068 5288 5430 5724* 5811 6110	5068 5913	6109	399
1794	relating to Washington county; permitting the negotiated sale of certain property; repealing a provision relating to county interests in certain hospital property; repealing Laws 1959, chapter 14, section 1, subdivision 5.	3651	3998	3976a	4383	6105	4891	6105	328
1795	relating to education; placing the state council on vocational education director in the unclassified service; amending Minnesota Statutes 1985 Supplement, section 136C.50, subdivision 7.	3651		(H1928)					
1796	relating to state investments; establishing various accounts within the supplemental investment fund; providing for the administration of the accounts and for the investment and valuation of shares within each account; amending Minnesota Statutes 1984, sections 11A.17, subdivisions 1, 4, 9, and by adding a subdivision; 69.77, subdivision 2; 69.775; 352.96, subdivision 4; 352D.04, subdivision 1; Minnesota Statutes 1985 Supplement, section 11A.17, subdivision 13; and Laws 1969, chapter 950, section 3, as amended.	3651	4429	4411a 4796 (H1926)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1797	relating to public administration; providing for various town powers; permitting certain sales of public property; providing conditions for contractor's bonds; amending Minnesota Statutes 1984, sections 366.01, subdivision 1; 367.31, subdivision 4; and 471.64, subdivision 1; and Minnesota Statutes 1985 Supplement, sections 365.10; and 574.26.	3652	4255	4120a 4466	4466	6105	4891	6105	327
1798	relating to education; making technical changes to the definition of a school; suspending reporting by a parent providing instruction in the home; establishing a task force to make recommendations about compulsory attendance laws; amending Minnesota Statutes 1984, section 120.10, subdivision 2, and by adding a subdivision.	3652	4635	4604a 5011 (H1744)					
1799	relating to the city of Minneapolis; permitting the city to establish a consolidated city personnel system.	3652							
1800	relating to education; making certain changes in the post-secondary enrollment options act; requiring certification that pupils are academically prepared for enrollment; providing limitations on granting credit for certain courses; authorizing secondary schools to grant transferable post-secondary credits; authorizing tuition reimbursement for courses taken for secondary credit only; authorizing certain charges for courses taken for post-secondary credit; limiting school district liability for student participation in this program; establishing an aid for test fees; appropriating money; amending Minnesota Statutes 1985 Supplement, section 123.3514, subdivisions 4, 5, 6, 7, 8, and by adding subdivisions.	3652							
1801	relating to criminal procedure; providing for in camera hearings on certain evidentiary issues in criminal sexual conduct cases; amending Minnesota Statutes 1984, section 609.347, subdivision 4.	3652	3998	3933 4865	4865				
1802	relating to appropriations; allowing appropriation to department of public safety for fingerprint identification network to be available for second year of biennium; amending Laws 1985, first special session chapter 13, section 53.	3653							
1803	relating to insurance; providing flexibility in the amount of coverage for structures other than the dwelling under a homeowner's policy; proposing coding for new law in Minnesota Statutes, chapter 65A.	3653							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1804	relating to taxation; individual income; eliminating the age restrictions on the pension income exclusion; modifying the income offset; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.	3653		3693					
1805	relating to housing; extending until 1993 the interest reduction program; amending Minnesota Statutes 1985 Supplement, section 462.445, subdivision 13.	3653		3736a					
1806	relating to commerce; motor fuel franchises; extending the temporary prohibition on certain building alterations that eliminate service bays; amending Laws 1984, chapter 444, section 4.	3653		(H1897)					
1807	relating to education; authorizing revenue for certain full-day kindergarten programs; requiring program approval by the commissioner of education; amending Minnesota Statutes 1985 Supplement, section 124.17, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 120.	3653							
1808	relating to labor; regulating grants to area labor-management committees; amending Minnesota Statutes 1985 Supplement, sections 179.81, subdivision 2, and by adding a subdivision; 179.84; and 179.85.	3654	4255	4115 4866	4866				
1809	relating to driver licensing; defining bus; amending Minnesota Statutes 1984, section 171.01, subdivision 19.	3654							
1810	relating to human services; providing for conditions requiring monthly reporting by recipients of aid to families with dependent children; amending Minnesota Statutes 1985 Supplement, section 256.73, subdivision 6.	3654	4085	4021a 4463	4463				
1811	relating to taxation; eliminating requirement that assessments be paid before conveyances or plats are recorded; amending Minnesota Statutes 1984, section 272.12.	3654							
1812	relating to health; authorizing use of swing beds by patients transferred from hospitals located outside of the patient's community; amending Minnesota Statutes 1985 Supplement, section 144.562, subdivision 3.	3654							
1813	relating to crimes; requiring health professionals to report certain burn injuries; amending Minnesota Statutes 1984, section 626.53; and Minnesota Statutes 1985 Supplement, section 626.52, by adding a subdivision.	3654							
1814	relating to health and human services; establishing a task force on long-term care planning; requiring the commis-	3654	5186	4008a 5174a 5310a	5312				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1814	— Continued sioner of health to monitor transitional care; authorizing use of swing beds by patients transferred from hospitals located outside of the patient's community; modifying the preadmission screening program; changing financial statement certification requirements for nursing homes that are phasing out of the medical assistance program; establishing requirements for medical assistance rate appeals procedures for intermediate care facilities; requiring a study of geographic groupings of nursing homes; amending Minnesota Statutes 1984, section 251.011, subdivision 4; and Minnesota Statutes 1985 Supplement, sections 144.562, subdivision 3; 144.563; 256B.091, subdivisions 2, 4, 5, and 8; 256.48, subdivision 1b; and 256B.501, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 144 and 144A.								
1815	relating to securities; enacting the Uniform Securities Act of 1985; providing for the general regulation of the securities business; providing penalties; amending Minnesota Statutes 1984, sections 144A.01, subdivision 4; 302A.011, subdivision 26; 308.06, subdivision 3; Minnesota Statutes 1985 Supplement, section 60A.03, subdivision 2; repealing Minnesota Statutes 1984, chapter 80A, as amended; proposing coding for new law in Minnesota Statutes, chapter 80.	3655							
1816	relating to civil actions; setting conditions of local government and state liability in certain actions; providing exclusions from liability; setting procedural and regulatory requirements; limiting indemnification; defining other conditions of liability; amending Minnesota Statutes 1984, sections 466.01, subdivision 1; 466.03, subdivision 4, and by adding subdivisions; 466.05; 466.07, by adding a subdivision; and 471.982, subdivision 3; amending Minnesota Statutes 1985 Supplement, section 3.736, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 466.	3655							
1817	relating to insurance; authorizing the commissioner to adopt an assigned risk plan for licensed day care providers; regulating the creation and operation of the plan; providing for state indemnification of foster parents; amending Minnesota Statutes 1984, sections 70A.09; and 245.814.	3655		3693 3988a					
1818	relating to public safety; barring traffic citation quotas; proposing coding for new law in Minnesota Statutes, chapter 299D.	3655	3903	3779a 4128 (H1930)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1819	relating to liquor; prohibiting joint purchases by retailers; removing limitations on volume discounts by wholesalers, and suggested retail prices; authorizing combination purchases; amending Minnesota Statutes 1985 Supplement, section 340A.312, subdivision 1; repealing Minnesota Statutes 1985 Supplement, sections 340A.312, subdivision 2, and 340A.314.	3655		3745					
1820	relating to the attorney general; authorizing an increase in the number of assistant attorneys general; amending Minnesota Statutes 1984, section 8.02.	3656		3713 (H1966)					
1821	relating to environment; transferring certain duties of the pollution control agency under the waste management act to the waste management board; amending Minnesota Statutes 1984, sections 115A.42; 115A.44; 115A.45; 115A.46, subdivision 1; 115A.51; 115A.53; and 115A.917; Minnesota Statutes 1985 Supplement, sections 115A.49 and 115A.52.	3656							
1822	relating to human services; creating a grant program of caregiver support services; appropriating money.	3656							
1823	relating to financial institutions; providing for open end loan account arrangements; modifying permissible finance charges and annual charges; eliminating alternative credit card plan requirements; amending Minnesota Statutes 1984, section 48.185, subdivisions 1, 3, and 4; repealing Minnesota Statutes 1984, section 48.185, subdivision 4a.	3656	4255	4113a 4455	4455	6107	5429	6106	376
1824	relating to independent school district No. 820, Sebeka; allowing a fund transfer.	3656							
1825	relating to taxation; authorizing the commissioner of revenue to pay the cost of collection agencies; changing the payment of fees for recording certain liens; removing the homestead exemption from liens; authorizing the renewal of liens; limiting the enforcement of liens on homesteads; changing the interest rate paid on refunds; increasing penalties for failure to file income tax returns; requiring tax clearance certificates prior to issuing or renewing business or professional licenses and removing the sunset; providing for the furnishing of certain information to the supreme court or certain professional bodies; requiring social security numbers on homestead applications; providing penalties; providing a sales tax on intoxicating liquor at the wholesale level; appropriating money; amending Minnesota (Continued next page)	3656							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1825 — Continued	Statutes 1984, sections 60.17, by adding a subdivision; 82.27, by adding a subdivision; 148.10, by adding a subdivision; 150A.08, by adding a subdivision; 270.69, by adding a subdivision; 270.72, subdivisions 1, 2, and 3; 290.53, subdivision 2; 290.61; 297A.01, subdivision 9; 297A.02, by adding a subdivision; 297A.03, subdivision 2; 297A.04; 297A.08; 297A.18; 297A.27, subdivision 1; 297A.275; 297A.28; 297A.43; and 326.20, by adding a subdivision; amending Minnesota Statutes 1985 Supplement, sections 147.021, by adding a subdivision; 270.063; 270.69, subdivisions 2, 3, and 4; 270.76; and 273.124, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 297A; repealing Minnesota Statutes 1984, sections 270.72, subdivision 5; and 297A.02, subdivision 3.								
1826	relating to drivers' licenses; providing for motorized bicycle instruction permits; setting a fee; amending Minnesota Statutes 1984, sections 171.02, subdivision 3; and 171.05, by adding a subdivision.	3657							
1827	relating to traffic regulations; requiring damage vehicle release sticker on motor vehicle damaged in accident; amending Minnesota Statutes 1984, section 169.09, subdivisions 9, 12, and by adding a subdivision.	3657							
1828	relating to real property; expanding class of persons who may receive duplicate certificate of title to registered land at direction of examiner of titles; providing that size of registered land drawings conform to uniform size for other plats; amending Minnesota Statutes 1984, section 508.44, subdivision 2; and Minnesota Statutes 1985 Supplement, section 508.47, subdivision 4.	3657							
1829	resolution memorializing the President and Congress of the United States to enact the Mississippi River National Heritage Corridor Act of 1986.	3658	4085	4007 4260 5619 (H1971)					
1830	relating to retirement; early retirement; extending the time for retirement under the Rule of 85; amending Minnesota Statutes 1985 Supplement, section 356.70, subdivision 1.	3658		3693					
1831	relating to insurance; accident and health; extending group benefits for ambulatory mental health services to cover services of licensed psychologists; amending Minnesota Statutes 1985 Supplement, section 62A.152, subdivision 2.	3658							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1832	relating to natural resources; allocating a portion of cross country license fees issued by political subdivisions to be used for maintenance of cross country ski trails; amending Minnesota Statutes 1984, section 85.41, subdivision 5.	3658	5094	4777 5070a 5198	5198				
1833	relating to insurance; providing flexibility in the amount of coverages other than for the dwelling under a homeowner's policy; proposing coding for new law in Minnesota Statutes, chapter 65A.	3658	4381	4340a 5596					
1834	relating to agriculture; defining "milk," "skim milk," and "lowfat milk"; amending Minnesota Statutes 1984, section 32.391, subdivision 1.	3658	5094	5083a 5249 (H1838)					
1835	relating to education; requiring a pupil to opt and pay for post-secondary credit; allowing financial aid to the pupil; amending Minnesota Statutes 1985 Supplement, section 123.3514, subdivisions 4, 6, and by adding a subdivision.	3658		3713					
1836	relating to political subdivisions; stating tort liability for certain property and services; amending Minnesota Statutes 1984, section 466.03, by adding a subdivision.	3658							
1837	relating to public safety; barring traffic citation quotas; proposing coding for new law in Minnesota Statutes, chapter 299D.	3659							
1838	relating to elections; making changes in registration, caucuses, ballots, affidavits of candidacy and withdrawal, nominations, election certificates, and election judge qualifications; amending Minnesota Statutes 1984, sections 201.018, subdivision 2; 201.095; 201.12, subdivision 2; 201.15, subdivision 1; 202A.11, subdivision 2; 202A.16, subdivision 1; 204B.03; 204B.06, subdivision 1; 204B.07, subdivision 4; 204B.09, subdivision 1; 204B.10, by adding a subdivision; 204B.12, subdivision 3; 204B.35, subdivision 2; 204C.40, subdivision 1; 204D.11, subdivisions 3, 5, and 6; 206.71, by adding a subdivision; and 208.03	3659	3745	3737a 4428 (H2014)					
1839	relating to elections; recodifying and clarifying the laws on election contests; amending Minnesota Statutes 1984, sections 209.01; 209.02; 209.03; 209.05; 209.06; 209.07; 209.09; 209.10; and 209.12; proposing coding for new law in Minnesota Statutes, chapter 209; repealing Minnesota Statutes 1984, sections 209.02, subdivisions 2, 3, 4, 4a, 5, 6, 7, and 8; 209.04; and 209.11.	3659	4429	4396 4984	4984	6110	5657	6109	408

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1840	relating to elections; requiring fair campaign practices; imposing penalties; amending Minnesota Statutes 1984, sections 123.015; 200.015; 201.275; 204C.04; proposing coding for new law as Minnesota Statutes, chapters 211A and 211B; repealing Minnesota Statutes 1984, sections 210A.01 to 210A.44.	3659							
1841	relating to compacts; authorizing Minnesota to join driver license compact; allowing exchange of driver license information with other states; promoting consolidated, complete driver record; proposing coding for new law in Minnesota Statutes, chapter 171.	3659	3903	3778a					
1842	relating to public safety; motor vehicles; requiring revocation of motor vehicle registration for failure to maintain insurance; requiring drivers to maintain proof of insurance; eliminating redundant and surplus language; correcting inconsistent provisions in statutes; requiring certain information on petition for judicial review of license revocation determination; changing fee for motorized bicycle permit renewal for persons 18 years of age; permitting donor designation on minor donor's driver's license or identification card; abolishing automatic reinstatement of revoked or suspended driving privilege of nonresident in certain circumstances; extending effective period for provisional drivers' licenses by one year; tax exempt vehicle fees; motor coaches operated by school districts; evidence of insurance coverage; three-wheel off-road vehicles; amending Minnesota Statutes 1984, sections 65B.67, subdivisions 3 and 4a; 168.28, 169.123, subdivision 5c; 169.44, by adding a subdivision; 171.02, subdivision 3; and 171.07, subdivision 5; and Minnesota Statutes 1985 Supplement, sections 168.011, subdivision 4; 168.012, subdivision 1c; 168.013, subdivisions 1c and 1e; 171.27; and 221.033, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 65B; repealing Minnesota Statutes 1984, section 171.15, subdivision 2.	3660	3903	3777a 3903 5211a 5214a	5216				
1843	relating to public safety; barring traffic citation quotas; proposing coding for new law in Minnesota Statutes, chapter 299D.	3660							
1844	relating to human services; requiring chemical dependency facilities to report data; proposing coding for new law in Minnesota Statutes, chapter 254A.	3660							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1845	relating to health; requiring the commissioner of health to monitor and evaluate mental health programs; proposing coding for new law in Minnesota Statutes, chapter 144.	3660							
1846	relating to health; requiring the commissioner of health to develop a system of monitoring the costs and outcomes of organ transplant procedures; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.	3660							
1847	relating to public finance; providing a method for determining compliance with proposed federal tax law relating to state and local government obligations; providing for additional enterprise zone credits and expansion of an enterprise zone; authorizing certain capital notes; extending the interest reduction program; providing certain powers to county housing and redevelopment authorities and joint powers agreements; providing for certain housing-related investments; amending Minnesota Statutes 1984, sections 273.1314, by adding a subdivision; 412.301, 462A.03, subdivision 13; 462C.02, subdivision 6; 462C.06; 471.59, subdivision 11; 474.01, subdivisions 6 and 7b; 475.55, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 273.1314, subdivision 16a; 462.445, subdivision 13; 475.56; proposing coding for new law as Minnesota Statutes, chapter 474A; repealing Minnesota Statutes 1984, sections 462C.09, subdivision 4; 474.16, subdivisions 1, 2, and 5; 474.21; and 474.25; Minnesota Statutes 1985 Supplement, sections 462C.09, subdivisions 1, 2a, 3, 5, and 6; 474.16, subdivisions 3, and 6 to 15; 474.17; 474.19; 474.20; 474.23; and 474.26.	3661	5286	4357a 5251a 5352a 5404 5455 (H2287)					
1848	relating to costs and attorney fees; providing for recovery of costs and attorney fees by prevailing parties in civil actions and contested case proceedings involving the state; amending Minnesota Statutes 1984, section 14.62, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 3.	3661	4381	4280a 4456a	4456 5068	5068 6107	5068	6106	377
1849	relating to appropriations; designating Anoka county as an operating agency in the administration and expenditure of an appropriation for the Mississippi Regional Park.	3661	3903	3785 5190	5190				
1850	relating to state government; expanding when fiscal notes must be prepared; regulating fees for state agency services; providing conditions for certain hydropower developments; (Continued next page)	3661	4381	4273a 4466	4466 5661	5661 6110	5661	6109	436

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1850	— Continued amending Minnesota Statutes 1984, section 105.482, subdivisions 8 and 9; and Minnesota Statutes 1985 Supplement, section 3.981, subdivision 2; 16A.128; and 16A.1281.								
1851	relating to state government; changing certain procedures related to the state archaeologist and archaeologic sites; amending Minnesota Statutes 1984, sections 138.35, subdivision 1; and 138.40, subdivision 3.	3661	3903	3779a 4432	4432	6105	4836	5813	323
1852	relating to cemeteries; changing procedures for dealing with certain burial sites; increasing a penalty; amending Minnesota Statutes 1984, section 307.08.	3661	4429	3949a 4410 4873	4873				
1853	relating to state government; authorizing the Indian affairs council to enter contracts and to accept grants and gifts; amending Minnesota Statutes 1984, section 3.922, subdivision 5.	3661	3998	3949a 4127 (H1980)					
1854	relating to commerce; regulating securities; regulating the assignment of certain real property loans and the administration of certain escrow accounts; providing certain exemptions; regulating real estate brokers and salespersons; modifying re-examination requirements; providing trust account requirements for licensees acting as principals; granting certain enforcement powers to the commissioner;providing certain remedies; requiring storage of abstracts of title within Minnesota; amending Minnesota Statutes 1984, sections 47.20, subdivision 9; 80A.14, subdivision 18; 80A.15, subdivision 1; 82.17, subdivision 4; 82.22, subdivisions 3, 6, and 13; 82.24, subdivision 2; 82.26; 82.27, subdivision 1; 82.33, subdivision 2; 386.375; and Minnesota Statutes 1985 Supplement, sections 80A.13, subdivision 1; and 80A.15, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 47.	3662	4858	4777 4853a 5014 (H1984)					
1855	relating to taxation; exempting from income taxation federal employees' retirement benefits paid to persons under age 65; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.	3662		4979					
1856	relating to education; making modifications in the post-secondary enrollment options act; amending Minnesota Statutes 1985 Supplement, section 123.3514, subdivisions 2, 4, and 5, and by adding subdivisions.	3662							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1857	relating to courts; increasing fees to be collected; clarifying existing fee statutes; amending Minnesota Statutes 1984, section 176.451, subdivision 3; 487.31, subdivisions 1 and 4; 487.33; 514.70; 525.031; and 525.033; Minnesota Statutes 1985 Supplement, section 357.021, subdivision 2.	3662		(H1772)					
1858	relating to elections; regulating lobbyist contributions;providing a penalty; requiring reporting of contributions by members of a political fund; changing the disclosure requirements of contributors; amending Minnesota Statutes 1984, section 10A.15, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 10A.	3662	4429	3713 4397a 5690a	5697				
1859	relating to liquor; regulating the extension of credit to retail licensees; proposing coding for new law in Minnesota Statutes, chapter 340A.	3662							
1860	relating to Stearns county; authorizing the Stearns county board to designate the county auditor as the local registrar of the county.	3663	4255	4119a 4797 5286 (H1940)					
1861	relating to education; appropriating money to the department of education for grants to the Little Crow Regional Tele-Network.	3663		4482					
1862	relating to crimes; opening juvenile court hearings to the public in certain circumstances; making certain videotaped statements admissible in proceedings involving physical or sexual abuse against a child; amending Minnesota Statutes 1984, sections 260.155, subdivision 1; and 595.02, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 260.156; and 595.02, subdivision 3.	3663	4978	3745 4965a 5015 (H2017)					
1863	relating to housing; authorizing the Minnesota housing finance agency to make grants for the provision of housing for very low income persons; appropriating money; amending Minnesota Statutes 1984, sections 462A.05, by adding a subdivision; and 462A.21, by adding a subdivision.	3663		3735a					
1864	relating to education; requiring special instruction and services for handicapped children from birth to age three; requiring district plans to include special instruction and services for children under age five; amending Minnesota Statutes 1984, section 120.17, by adding a subdivision; Minnesota Statutes 1985 Supplement, section 120.17, subdivisions 1, 3, 3a, and 13.	3663		3693 3713					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1865	relating to the financing of government in this state; abolishing certain levy limits; changing the schedule for certain payments to school districts; changing computation of school agricultural and homestead property tax credits and capping the appropriation for reimbursements; prescribing requirements for certain sales ratio studies; changing eligibility for agricultural land tax deferment; abolishing supplementary homestead property tax relief; changing definition of agricultural land for property tax purposes; extending the due date for the second installment of agricultural property taxes; reducing homestead credit reimbursements for 1986; changing the property tax refund payment schedules; changing the filing date for property tax refund claims; setting local government aids for 1987 and changing the payment dates; limiting the appropriation for local government aid for 1986; authorizing counties to impose mortgage registry and deed taxes; authorizing counties to impose service fees; changing the maximum balance in budget reserve account; providing for the deposit of certain motor vehicle excise tax proceeds in the general fund; transfering funds from the highway user tax distribution fund and the transit assistance fund to the general fund; transfering funds from the northeast Minnesota economic protection trust fund to the general fund; abolishing the suspension of income tax indexing; abolishing the tax reduction for agricultural alcohol gasoline; providing for the allocation of additional receipts; appropriating money; amending Minnesota Statutes 1984, sections 38.27, subdivision 3; 115.34, subdivision 1; 124.195, subdivision 3; 129A.06, subdivision 2; 164.041; 270.12, subdivision 2; 273.111, subdivision 3; 273.123, subdivision 7; 275.125, subdivision 10; 287.05, by adding a subdivision; 287.21, by adding a subdivision; 290A.04, by adding a subdivision; 297B.09, subdivision 2; 298.282, subdivisions 2 and 3; 298.39; 298.396; 360.037, subdivision 2; 375.167, subdivision 1; 383C.55; 423.376, subdivision 3; 444.075, subdivision 4; 447.34, subdivision 1; 447.35; 465.73; 471.1921; 471.74, subdivision 2; 473.882, subdivision 3; and 477A.015; and Minnesota Statutes 1985 Supplement, sections 16A.15, subdivision 6; 273.124, subdivision 11; 273.13, subdivisions 15a, 22, and 23; 273.1392; 273.1393; 275.14; 279.01; 287.12; 287.29, subdivision 1; 290A.03, subdivision 13; 290A.04, subdivision 2; 290A.06; 298.28, subdivision 1; 298.293; 475.754; (Continued next page)	3663								

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1865	— Continued 477A.011, subdivision 12; 477A.012; and 477A.013; proposing new law coded in Minnesota Statutes, chapters 124, 275, and 375; repealing Minnesota Statutes 1984, sections 124.2137; 273.1391; 275.11; 275.15; 275.16; 275.50; 275.51; 275.54; 275.55; 275.56; 275.561; 275.58; 290A.04, subdivisions 2e and 2f; 383C.552; 414.01, subdivision 15; 473.87, subdivision 1; and Minnesota Statutes 1985 Supplement, sections 16A.154; 290.06, subdivision 2f; 296.01, subdivision 24; and 296.02, subdivisions 7 and 8.								
1866	relating to economic development; authorizing the energy and economic development authority to make grants for the creation of seed capital funds; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116M.	3664		4401a					
1867	relating to public safety; drivers' licenses; providing conditions for requiring physician reports for driver's license applicants who are subject to periods of unconsciousness; proposing coding for new law in Minnesota Statutes, chapter 171.	3664							
1868	relating to human services; streamlining food and nutrition programs in the state; promotion of full participation in food assistance programs; establishing a coordinated nutrition data system; requiring the full expenditure of federal funds by agencies administering the special supplemental food program for women, infants, and children; requiring food stamps to be provided within 24 hours to persons eligible for expedited issuance; requiring the board on aging to pursue reimbursement of costs of home-delivered meals for the elderly; establishing a pilot school breakfast program; amending Minnesota Statutes 1984, sections 145.892, subdivision 2; 145.894; 256.975, by adding a subdivision; and 393.07, subdivision 10, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 124; 144; and 245	3665	5094	4012a 5082a 5325 6060	5325				
1869	relating to utilities; changing qualifications for members of the public utilities commission; requiring the governor to appoint the chair of the commission; requiring commissioners to file certain information before taking office; prohibiting commissioners and certain employees of the department of public service from engaging in certain activities prior to and after leaving the commission or the department; requiring the commission to (Continued next page)	3665	4381	3713 3903 3970a 4272a 4983a 5213a 5217a	5217 5767	5590 5596 5599 5761* 6110	5590 5914	6109	409

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1869	— Continued adopt rules relating to ex parte communications and a code of conduct; authorizing stipulated settlements in certain cases; prescribing penalties; amending Minnesota Statutes 1984, sections 216A.03, subdivisions 1 and 3; 216A.035; 216B.16, subdivisions 1a and 2; and 237.075, subdivisions 1a and 2; proposing coding for new law in Minnesota Statutes, chapter 216A.								
1870	relating to education; establishing aid and levy for adult literacy programs; amending Minnesota Statutes 1984, section 275.125, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 124.	3665							
1871	relating to health; requiring the licensing and certification of contractors and individuals involved in the application or removal of asbestos from certain buildings; authorizing the commissioner of health to adopt rules, issue licenses, certificates, and orders; providing penalties; amending Minnesota Statutes 1984, section 176.155, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 144.	3695		3743a					
1872	relating to game and fish; deer licenses and seasons for certain landowners; amending Minnesota Statutes 1984, section 98.47, by adding a subdivision.	3695							
1873	relating to the University of Minnesota; appropriating money for agricultural extension service and experiment station projects.	3695		3695 3793 4289a					
1874	relating to independent school district No. 820, Sebeka; allowing a fund transfer and a waiver of debt service limits.	3695							
1875	relating to the University of Minnesota; appropriating money for agricultural extension service and experiment station projects.	3695		3695 3793					
1876	relating to education; permitting pupils of nonpublic schools to use the postsecondary enrollment options act; appropriating money; amending Minnesota Statutes 1985 Supplement, section 123.3514.	3695							
1877	relating to Indian land claims; establishing a commission to investigate and resolve land claim disputes on state-held land located within the White Earth Indian Reservation.	3696							
1878	relating to human services; authorizing modification and recomputation of hospital rate categories; affecting eligibility for medical assistance and (Continued next page)	3696		4341a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1878	— Continued general medical assistance care; augmenting the state's power to recover payments from third parties; establishing an allocation formula and requirements for work readiness payments to counties; providing for coordination of HMO benefits with medical assistance; removing special cost limits for nursing homes; abolishing the requirement of a separate application for general assistance medical care; amending Minnesota Statutes 1984, sections 256B.042, subdivisions 2 and 3, and by adding subdivisions; 256B.15; 256B.17, subdivision 4, and by adding a subdivision; 256B.37; 256B.431, by adding a subdivision; and 256D.03, subdivision 3; and Minnesota Statutes 1985 Supplement, sections 256.969, subdivision 2; 256B.06, subdivision 1; and 256D.051, subdivision 6, and by adding a subdivision; repealing Minnesota Statutes 1985 Supplement, section 256D.051, subdivision 12.								
1879	relating to alcoholic beverages; permitting certain transactions by brewers and wholesalers; authorizing cities to issue temporary off-sale licenses for the sale of vintage wine at auctions; amending Minnesota Statutes, 1985 Supplement, sections 340A.308; and 340A.405, by adding a subdivision.	3696	4381	4351a 4876a	4877				
1880	relating to veterans; establishing a veterans' cemetery; proposing coding for new law in Minnesota Statutes, chapter 197.	3696	4085	4024 4107 4456	4456	6110	5657	6109	410
1881	relating to state government; establishing an oil furnace audit program; amending Minnesota Statutes 1984, section 268.37, by adding a subdivision; Laws 1985, First Special Session chapter 9, article 1, section 3, subdivision 5.	3696							
1882	relating to motor vehicles; providing for special license plates for members of the veterans of foreign wars; amending Minnesota Statutes 1984, section 168.12, by adding a subdivision.	3696							
1883	relating to the city of St. Paul; permitting the establishment of special service districts in the city and providing taxing and other authority.	3696		3930a (H2051)					
1884	relating to housing; requiring notification of the use of rodenticides; amending Minnesota Statutes 1984, section 504.22.	3697	4255	4123a 4878a	4880				
1885	relating to credit unions; permitting certain groups to join existing credit unions; amending Minnesota Statutes 1984, section 52.05.	3697							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1886	relating to the city of Moorhead; authorizing the establishment of a detached banking facility in the city of Moorhead by a state bank located within 30 miles of the city of Moorhead.	3697	4381	4341a	4801	6106	5290	6106	334
1887	relating to energy; changing the administration of the state energy code from the commissioner of energy and economic development to the commissioner of administration; amending certain provisions of the state energy code; amending Minnesota Statutes 1984, sections 16B.64, subdivision 4; and 116J.19, subdivision 8.	3697		(H1892)					
1888	relating to investments; specifying standards for state investments in venture capital firms; amending Minnesota Statutes 1984, section 11A.24, subdivision 6.	3697							
1889	relating to appropriations; changing the recipient of a grant for development of an invention support system; amending Laws 1985, first special session chapter 13, section 28, subdivision 7.	3697		4113					
1890	relating to education; providing for high school graduation while attending post-secondary institutions; enabling post-secondary institutions to deny admission to secondary pupils; amending Minnesota Statutes 1985 Supplement, section 123.3514, by adding subdivisions.	3697							
1891	relating to human rights; enabling the University of Minnesota to provide services and benefits to organizations with membership practices that are exempt from certain federal law; amending Minnesota Statutes 1984, section 363.02, subdivision 3.	3698							
1892	relating to game and fish; affording protection to crows and authorizing a season on crows and mourning doves; amending Minnesota Statutes 1984, sections 100.26, subdivision 2; and 100.27, subdivision 6, and by adding a subdivision.	3698	5095	4979 5086a 5619	5619	5620			
1893	proposing an amendment to the Minnesota Constitution, changing article IV, sections 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 23, 24, 25, and 26; article V, sections 3 and 5; article VIII, section 1; article IX, sections 1 and 2; and article XI, section 5; providing for a unicameral legislature; providing by law for a membership of 135 members; amending Minnesota Statutes 1984, sections 2.021; and 2.031, subdivision 1.	3698		3746					

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1894	relating to transportation; permitting commissioner of transportation to exchange transportation facilities under conditions of clear public benefit; amending Minnesota Statutes 1985 Supplement, section 161.20, subdivision 2.	3698		4030					
1895	relating to natural resources; defining terms; maintaining the purity of state waters by restricting the location of hazardous waste disposal sites; amending Minnesota Statutes 1984, sections 115A.03, subdivisions 9 and 13; 115A.075; 115A.18; 115A.20; and 115A.291.	3698							
1896	relating to administrative procedure; defining order; limiting certain agency actions; requiring an order to be rendered in accordance with the contested case procedures of the administrative procedure act; providing penalties; amending Minnesota Statutes 1984, sections 14.02, by adding a subdivision; 14.57; and 609.43; proposing coding for new law in Minnesota Statutes, chapter 14.	3698							
1897	relating to courts; allowing a person 20 days to remove a cause from conciliation court; allowing service by mail when a cause is removed to county court; amending Minnesota Statutes 1984, section 487.30, by adding a subdivision.	3699	4085	4005 4981	4981				
1898	relating to mediation; providing for mediation between debtors and creditors; authorizing mediator training grants to nonprofit regional alternative dispute resolution centers; amending Minnesota Statutes 1984, sections 480.24, by adding a subdivision; and 480.242, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 572.	3699		(H1969)					
1899	relating to education; requiring secondary and post-secondary information and pupil notification of attending a post-secondary institution; requiring courses for secondary or post-secondary credit; limiting participation at a post-secondary institution; authorizing payment for post-secondary summer sessions; establishing a task force on post-secondary enrollment options; amending Minnesota Statutes 1984, sections 123.741, subdivision 1; Minnesota Statutes 1985 Supplement, sections 123.3514, subdivision 5, and by adding subdivisions; 123.741, subdivision 6; and 123.742, subdivision 1a.	3699							
1900	relating to education; providing for state advances to school districts with extraordinary tax delinquency, requiring a reduction in education aids for	3699							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1900 — Continued	repayment of state advances; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.								
1901	relating to labor; providing for meet and confer rights in public sector employment; amending Minnesota Statutes 1984, sections 179A.07, subdivision 4; and 179A.08, subdivision 2.	3699							
1902	relating to taxation; income; changing the deduction for corporate contributions to foundations; amending Minnesota Statutes 1984, sections 237.075, subdivision 8; and 290.21, subdivision 3.	3700							
1903	relating to workers' compensation; regulating the obligations and administration of the special compensation fund; restricting liability for out-of-state injuries; regulating the payment and right to benefits; compensation court of appeals; regulating attorneys' fees; relating to jurisdiction of issues of medical causation; providing for the administration of claims; providing penalties; amending Minnesota Statutes 1984, sections 79.251, subdivision 3; 79.58, by adding a subdivision; 79.60, subdivision 1; 79.61, subdivision 1; 176.041, subdivisions 1, 2, and 3, and by adding a subdivision; 176.081, subdivisions 1 and 7; 176.101, subdivision 3f; 176.103, subdivision 2; 176.104, subdivision 1; 176.105, subdivision 4; 176.111, subdivisions 6, 12, 15, and 20; 176.129, subdivision 8; 176.131, subdivisions 1a and 3; 176.135, subdivisions 1 and 1a; 176.179; 176.181, subdivision 2; 176.225, subdivision 1; 176.231, subdivisions 1 and 10; 176.242, subdivision 2; 176.243, subdivision 3; 176.271, subdivision 2; 176.275; 176.291; 176.301, subdivision 1; 176.305; 176.306, by adding a subdivision; 176.312; 176.341; 176.361, subdivisions 1 and 2; 176.371; 176.421, subdivision 6; 176.461; 176.521, subdivision 3; 176.603; 176.611, subdivision 2; 176.83, subdivision 2; Minnesota Statutes 1985 Supplement, sections 176.101, subdivision 3e; 176.103, subdivision 3; and 176.138; proposing coding for new law in Minnesota Statutes, chapters 79 and 176; repealing Minnesota Statutes 1984, sections 176.265; 176.431; 176.441; and 176.611, subdivisions 3 and 4.	3700	4381	4321a 5664 5668 (H1873)					
1904	relating to commerce; prohibiting surcharges on credit card sales; prescribing a penalty; proposing coding for new law in Minnesota Statutes, chapter 325G.	3700	4429	4400a					

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1905	relating to insurance; prohibiting discrimination in auto insurance based upon marital dissolution; amending Minnesota Statutes 1984, section 65B.13; and proposing coding for new law in Minnesota Statutes, chapter 65B.	3700	4599	4477a 4635 5597					
1906	relating to insurance; requiring adjustment of deductibles during the initial period of health insurance coverage; proposing coding for new law in Minnesota Statutes, chapter 62A.	3700							
1907	relating to human services; establishing principles for serving persons with mental retardation and related conditions; providing for comprehensive review of regulations and state and county relations; governing reimbursement to intermediate care facilities for persons with mental retardation and related conditions; providing for alternative correction plans for state hospitals; changing the funding formula for semi-independent living services; providing for an exception to the moratorium on construction of intermediate care facilities for persons with mental retardation and related conditions; appropriating money; amending Minnesota Statutes 1984, sections 252.025, by adding a subdivision; 252.275, subdivision 4; and 299F.011, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 252.291, subdivision 2; and 256B.092, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 252; repealing Minnesota Statutes 1985 Supplement, section 256B.501, subdivision 3.	3701							
1908	relating to taxation; property; expanding the special homestead classification for certain disabled persons; amending Minnesota Statutes 1985 Supplement, section 273.13, subdivision 22.	3701							
1909	relating to education; clarifying that private proprietary schools may provide certain placement information; modifying the expiration time for solicitor's permits; amending Minnesota Statutes 1984, section 141.26, subdivision 1; Minnesota Statutes 1985 Supplement, section 141.25, subdivision 10.	3701	3745	3740a 4872	4872				
1910	relating to transportation; providing for the licensing, taxation, ownership, and operation of motor vehicles; providing for the standards and construction of certain highways and payment of street and highway expenses; providing definitions; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections	3701	3998	3949	4382 5784	5590 5596 5617 5767* 6111	5590 5914	6109	454

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1910	— Continued 65B.67, subdivisions 3 and 4a; 162.06, subdivision 5; 162.14, subdivision 2; 168.27, subdivisions 1 and 22; 168.28; 169.07; 169.44, by adding a subdivision; 169.99, by adding a subdivision; 171.02, subdivision 3; 171.05, by adding a subdivision; 171.07, subdivision 5; 171.12, by adding a subdivision; and 173.08, subdivision 1; Minnesota Statutes 1985 Supplement, sections 168.011, subdivision 4; 168.012, subdivision 1c; 168.013, subdivisions 1c and 1e; 168.27, subdivision 24; 171.27; and 221.033, subdivision 3; Laws 1974, chapter 151, section 3; Laws 1977, chapter 402, section 2; Laws 1985, chapter 299, section 40; Laws 1985, First Special Session chapter 15, section 9, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 65B; 160; 161; and 163; repealing Minnesota Statutes 1984, section 171.15, subdivision 2.								
1911	relating to retirement; establishing a uniform defined contribution public employee retirement plan; proposing coding for new law as Minnesota Statutes, chapter 356A.	3701		3904					
1912	relating to intoxicating liquor; authorizing various municipalities to issue on-sale licenses; amending Laws 1973, chapter 663, section 1, as amended by Laws 1974, chapter 335, section 1; repealing Laws 1978, chapter 677.	3702	4381	4350 5064a 5156a	5169 6068	6068 6110	6068	6109	437
1913	relating to metropolitan government; defining metropolitan agency; providing for appointments, administration, reports, and duties of metropolitan agencies; recodifying certain provisions; amending Minnesota Statutes 1984, sections 473.121, subdivisions 6 and 11, and by adding a subdivision; 473.123, subdivisions 2a, 3, and 3a; 473.141, subdivisions 1, 2, 3, and 4a; 473.146, subdivisions 1, 2, and 3; 473.149, subdivision 3; 473.161; 473.163, subdivisions 1 and 2; 473.171, subdivisions 1 and 2; 473.173, subdivisions 3 and 4; 473.194; 473.195, subdivision 4; 473.199; 473.201, subdivision 2; 473.245; 473.249, subdivision 1; 473.303, subdivisions 2, 4a, and 6; 473.373, subdivision 1; 473.377, subdivision 1; 473.409; 473.516, subdivision 2; 473.523, subdivisions 1 and 2; 473.535; 473.553, subdivision 4; 473.811, subdivision 7; 473.823, subdivision 3; 473.852, subdivision 8; Minnesota Statutes 1985 Supplement, sections 473.167, subdivision 3; 473.373, subdivision 4; 473.38, subdivision 2; and 473.39, subdivisions 1 (Continued next page)	3702	4635 5422	3954a 4605a 4833 5358 5371a 5420 5640 5649 (H1991)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1913	— Continued and 1a; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1984, sections 473.01 to 473.11; 473.121, subdivisions 7 and 9; 473.128; 473.163, subdivisions 3 and 4; 473.193; 473.203; 473.215 to 473.219; 473.373, subdivision 3; 473.377, subdivisions 2 and 3; 473.38, subdivision 1; 473.502; 473.523, subdivision 3; and 473.802.								
1914	relating to crimes; providing that violations involving theft of services may be aggregated for purposes of criminal prosecution; amending Minnesota Statutes 1984, section 609.52, subdivision 3.	3702	4255	4116	4384	6107	5429	6106	378
1915	relating to retirement; authorizing inclusion of certain state employees in the correctional officers plan and the purchase of prior service credit; amending Minnesota Statutes 1984, section 352.91, by adding a subdivision.	3702		(H2218)					
1916	relating to state government; ratifying certain labor agreements and compensation and salary plans; granting authority to the legislative commission on employee relations.	3702		3954a (H2166)					
1917	relating to taxation; providing for certain exemptions from charitable gambling licensure and taxation; amending Minnesota Statutes 1984, section 349.214, subdivision 2, and by adding a subdivision.	3702							
1918	relating to retirement; application of the rule of 85 to teachers; amending Minnesota Statutes 1985 Supplement, section 356.70, subdivision 1.	3703							
1919	relating to mental health; extending the patients' bill of rights to cover people receiving out-patient mental health treatment and minors receiving residential chemical dependency or mental health treatment; defining a minimum grievance procedure for health care facilities; including in the patients' bill of rights the right of access to protection and advocacy services; requiring the reporting of certain information by residential treatment programs for mentally ill, chemically dependent, and emotionally disturbed minors; amending Minnesota Statutes 1984, section 144.651, subdivisions 2, 4, 20, and by adding subdivisions; proposing coding for new law as Minnesota Statutes, chapter 253C.	3703	3745	3738a 4464a 5374	4464 5016	4892 5016 6105	4891	6105	326

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1920	relating to retirement; membership of firefighters employed by the department of military affairs in the public employees police and fire fund; amending Minnesota Statutes 1984, section 353.64, by adding a subdivision.	3703							
1921	relating to taxation; delaying payment of second installment of property taxes on agricultural property; delaying payment of first installment of property taxes on agricultural homestead property for 1986 only; appropriating money; amending Minnesota Statutes 1984, sections 276.09; 276.10; 278.03; Minnesota Statutes 1985 Supplement, sections 278.05, subdivision 5; and 279.01, subdivision 1.	3703							
1922	relating to the city of Litchfield; permitting certain investments of municipal power agency funds.	3703	4255	4120a 4634 (H2068)					
1923	relating to crimes; repealing the crime of criminal syndicalism; repealing Minnesota Statutes 1984, section 609.405.	3703	4085	4005					
1924	relating to health; promoting the development of comprehensive school-based clinics; proposing coding for new law in Minnesota Statutes, chapter 145.	3704	4255	4124a 4454					
1925	relating to wild animals; authorizing the captive propagation and sale of raptors; amending Minnesota Statutes 1984, section 97.48, by adding a subdivision; and S.F. No. 1526, article 1, section 53, if enacted.	3721	4776	3746 4107 4679a 4857 (H2170)					
1926	relating to health insurance; providing health insurance for certain retired teachers; amending Minnesota Statutes 1984, section 62E.14, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 62E.	3721							
1927	relating to the city of Hopkins; granting the city the powers of a port authority; permitting the city to choose the name of the port authority.	3721							
1928	relating to the city of Brooklyn Park; permitting the city to establish a port authority commission.	3721	4978	4006a 4898a 5206	5206				
1929	relating to education; reimbursing school districts for aid lost under the post-secondary enrollment options act; appropriating money; amending Minnesota Statutes 1985 Supplement, section 123.3514, by adding a subdivision.	3721		3904					
1930	relating to real estate; providing for cancellation of real estate contract depending upon when contract was (Continued next page)	3721	4085	4059a 5337a	5338	6110	5915	6109	438

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1930 — Continued	executed; providing for determination of purchase price; appropriating money; amending Minnesota Statutes 1984, section 559.21, by adding subdivisions; and Minnesota Statutes 1985 Supplement, section 559.21, subdivisions 2a, 3, 4, and 6.								
1931	relating to human services; regulating work activities of handicapped persons in state facilities; amending Minnesota Statutes 1985 Supplement, section 246.56, subdivision 2.	3721	4085	4021 5200	5200				
1932	resolution memorializing the President and Congress of the United States to adopt legislation preventing state and local governments from providing corporate welfare.	3722		3746 4402					
1933	relating to retirement; regulating workers' compensation offsets to public employee retirement association benefits; amending Minnesota Statutes 1984, sections 353.29, subdivision 2; 353.33, subdivision 5; 353.651, subdivision 2; 353.656, subdivision 2; Minnesota Statutes 1985 Supplement, section 176.021, subdivision 7.	3722							
1934	relating to marriage dissolution; providing that a surviving spouse benefit may be awarded to certain former spouses; amending Minnesota Statutes 1984, sections 69.62; 352.15, subdivision 1; 352B.071; 353.15; 354.10; 354A.11; 422A.24; 423.39; 423.61; 423.813; 423A.16; 424.27; and Minnesota Statutes 1985 Supplement, section 424A.02, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 518.	3722	4085	4060a 4381 5187					
1935	relating to state lands; prescribing appraisal for conveyance of surplus state land in Dakota county to city of Hastings; amending Laws 1985, chapter 61, section 1.	3722	4381	4288a 4635 (H1970)					
1936	relating to commerce; providing immunity to municipalities for certain claims; regulating certain self-insurance pools; abolishing the collateral source rule; requiring judgments to be paid in periodic installments rather than a lump sum upon request of either party; abolishing punitive damages in civil actions; placing a monetary maximum on the amount recoverable as intangible damages; eliminating joint liability in tort; amending Minnesota Statutes 1984, sections 466.01, subdivision 1; 466.03, subdivisions 4 and 6b, and by adding subdivisions; 471.982, subdivision 3; 549.09, subdivision 1; 549.20, subdivision 1; and 604.02, subdivision 1; proposing coding for new law in Minnesota Statutes. (Continued next page)	3722		3722 3793 4251 (H1776)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1936 — Continued	chapters 466, 481, 548, and 549; repealing Minnesota Statutes 1984, section 549.20, subdivisions 2 and 3.								
1937	relating to insurance; accident and health; authorizing participation by pharmacists in nonprofit health service plans and health maintenance contracts; amending Minnesota Statutes 1984, sections 62C.03, by adding a subdivision; and 62D.12, by adding a subdivision.	3723							
1938	relating to charitable gambling; imposing restrictions on expenditure of profits; allowing licensed organizations to conduct gambling, including casino games, without a license under certain circumstances; providing for exemptions from criminal laws for gambling authorized under the charitable gambling law; amending Minnesota Statutes 1984, sections 349.12, subdivision 2; 349.15, by adding a subdivision; 349.214, by adding subdivisions; 349.31, subdivision 1; and 609.761.	3723							
1939	relating to judgments; clarifying the general judgment lien law; amending Minnesota Statutes 1984, section 548.09, subdivision 1.	3723	3903	3776	4383	6106	5358	6106	335
1940	relating to local government; prescribing the powers of community action agencies; regulating payment of severance pay; amending Minnesota Statutes 1984, sections 268.53, subdivisions 1 and 5; and 465.72.	3723	4381	4284a 4866a	4867 5663	5663 6110	5662	6109	411
1941	relating to veterans affairs; providing for use of departmental resources by certain organizations; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 196.	3723		4024a					
1942	relating to guardianships and conservatorships; establishing a standard for best interests of the ward or conservatee; requiring findings regarding best interests; amending Minnesota Statutes 1984, sections 525.539, by adding a subdivision; 525.544; 525.551, subdivision 5; and 525.61.	3723	4085	4061a 4878	4878				
1943	relating to education; providing options for swimming classes in junior high schools; proposing coding for new law in Minnesota Statutes, chapter 126.	3724							
1944	relating to insurance; no-fault auto; removing mandatory uninsured and underinsured motorist coverages; clarifying the law regarding these coverages; amending Minnesota Statutes 1985 Supplement, section 65B.49,	3724							

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1944 — Continued	subdivision 3a; repealing Laws 1985, First Special Session chapter 13, section 191.								
1945	relating to health; providing that mosquito research and management activities are not ecologically disruptive; amending Minnesota Statutes 1985 Supplement, section 144.95, subdivisions 1, 2, 3, 7, 9, and 10.	3724	4978	3746 4895 5199	5199				
1946	relating to courts; altering the responsibility for establishing the salary of the state court administrator and district court administrator; amending Minnesota Statutes 1984, sections 15A.083, subdivision 4; repealing Minnesota Statutes 1984, section 484.68, subdivision 6.	3724	4085	3746 4063a 4796 (H2044)					
1947	relating to game and fish; reimbursing nongame wildlife account for elk removal costs; appropriating money.	3724		3746 3904					
1948	relating to natural resources; authorizing watershed management organizations to establish taxing districts within minor watershed units of watersheds; amending Minnesota Statutes 1984, sections 473.882, subdivision 3; 473.883, subdivisions 2, 3, 6, and 7; Minnesota Statutes 1985 Supplement, section 473.882, subdivision 1.	3724	4858	4122a 4851 5010 (H1911)					
1949	relating to natural resources; requiring public access restrictions to be the same as lake use restrictions; amending Minnesota Statutes 1984, sections 378.32, subdivisions 2, 6, and 7; and 459.20; proposing coding for new law in Minnesota Statutes, chapter 378.	3725	4255	4122a 4462a	4463 5810	5659 5680 5702 5810* 6110	5658 5914	6109	439
1950	relating to taxation; limiting application of the open space property tax law to facilities that do not discriminate on the basis of sex; amending Minnesota Statutes 1984, section 273.112, subdivisions 3, 4, 6, and by adding a subdivision.	3725	3998	3746 3933a 4457	4457 5633	5231 5288 5430 5631* 5657 6110	5231	6109	412
1951	relating to natural resources; extending provisions relating to loggers permits; amending Laws 1985, First Special Session chapter 13, section 219, subdivisions 2 and 5.	3725		(H2139)					
1952	relating to environment; prohibiting certain disposal of hazardous waste; providing for the selection of locations for and developers of hazardous waste stabilization and containment facilities; authorizing the city of Babbitt to exercise certain powers for solid waste management purposes; authorizing St. Louis county to enter into joint powers agreements with the city of Babbitt; amending Minnesota Stat-	3725	5374	4700a 4777 5358a 5465 5473 (H1968)					

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1952	— Continued utes 1984, sections 115.01, by adding subdivisions; 115A.03, subdivision 1, and by adding subdivisions; 115A.05, subdivision 2, and by adding a subdivision; 115A.06, by adding a subdivision; 115A.13; 115A.14, subdivision 6; 400.11; Minnesota Statutes 1985 Supplement, sections 116.07, subdivision 4h; 275.50, subdivision 5; 477A.012; proposing coding for new law in Minnesota Statutes, chapters 115, 115A, 116C and 400; repealing Minnesota Statutes 1984, sections 115A.17; and 400.10; Minnesota Statutes 1985 Supplement, section 473.811, subdivision 11.								
1953	relating to crime victims; providing protections and rights to victims of crime; making changes to the crime victims reparations act; amending Minnesota Statutes 1984, sections 611A.53, subdivision 1, and by adding a subdivision; 611A.57, by adding a subdivision; 611A.61; Minnesota Statutes 1985 Supplement, sections 609.101; 611A.52; 611A.53, subdivision 2; 611A.54; and 611A.56, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 611A.	3725	4858	4846a 5296 (H1958)					
1954	relating to human services; creating a single, unitary process for the determination of residence and financial responsibility for all human service programs; amending Minnesota Statutes 1984, section 253B.23, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 256G; repealing Minnesota Statutes 1984, sections 252A.20, subdivisions 2 and 3; 253B.20, subdivision 4; 256.045, subdivision 10; 256.263, subdivision 2; 256.73, subdivision 4; 256.76, subdivision 2; 256B.02, subdivision 1; 256D.18; 256E.08, subdivision 7; 259.40, subdivision 5; 260.251, subdivision 3; and 261.23; Minnesota Statutes 1985 Supplement, sections 246.50, subdivision 7; 246.54; 246.55; 256.79; and 256B.02, subdivisions 2 and 3.	3726							
1955	relating to local government; changing the notice requirements for proposed special assessments; amending Minnesota Statutes 1984, section 429.061, subdivision 2; Minnesota Statutes 1985 Supplement, section 429.061, subdivision 1.	3726	4381	4355 4501 (H1886)					
1956	relating to the city of Plymouth; authorizing establishment of a capital improvement reserve fund.	3726	5374	4355 5369a 5387	5387				
1957	relating to liens; labor and material; providing for the inclusion of visible improvement; amending Minnesota Statutes 1984, section 514.05.	3726		3746					

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1958	relating to taxation; corporate income; providing quick refunds of overpayments of estimated tax; amending Minnesota Statutes 1985 Supplement, section 290.936; proposing coding for new law in Minnesota Statutes, chapter 290.	3726							
1959	relating to the family farm security program; authorizing the issuance of general obligation bonds to finance certain payments to be made by the state on family farm loan guarantees; appropriating money; amending Minnesota Statutes 1984, sections 41.51; and 41.56, subdivision 4b; Minnesota Statutes 1985 Supplement, section 41.61; and proposing coding for new law in Minnesota Statutes, chapter 41.	3727	5094	4082 5081a					
1960	relating to occupations and professions; limiting the civil liability of practitioners for the violent acts of patients; proposing coding for new law in Minnesota Statutes, chapter 148.	3727	4800	4784a 5303					
1961	relating to the collection and dissemination of data; classifying data; proposing classifications of data as private, nonpublic, and protected nonpublic; clarifying issues relating to the administration of data; expanding the powers of the attorney general to obtain certain information and to investigate and prosecute fraud of the medical assistance program; providing for the purchase of liability insurance by municipalities; amending Minnesota Statutes 1984, sections 8.31, subdivision 1; 13.38, by adding a subdivision; 13.41, subdivision 4; 13.46, by adding a subdivision; 169.09, subdivision 13; 241.42, by adding subdivisions; 256B.064, subdivision 1a; 256B.12; 256B.27, subdivisions 3, 4, and 5; 256B.30; 259.27, by adding a subdivision; 363.01, by adding subdivisions; 363.091; and 363.14, subdivision 1; Minnesota Statutes 1985 Supplement, sections 13.03, subdivision 3; 13.04, subdivision 2; 13.39, subdivision 3; 13.46, subdivisions 2 and 7; 13.76; 13.82, subdivision 5; 144.335, subdivision 2; 214.10, subdivision 8; 363.01, subdivisions 35 and 36; and 363.061, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 241 and 363; repealing Minnesota Statutes 1985 Supplement, section 13.89.	3727	4381	4273a 5054a	5063				
1962	relating to taxation; property; changing the payment date for taxes on certain manufactured homes; amending Minnesota Statutes 1984, section 274.19, subdivision 5; Minnesota Statutes 1985 Supplement, section 274.19, subdivisions 3 and 4.	3727	3998	3933 4881	4881				

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1963	relating to metropolitan government; changing the treatment of current value credits and modifying the cost allocation system of the metropolitan waste control commission; providing for a reserve fund for the commission; authorizing appointment of advisory committees by the commission; authorizing an implementation period for transition to a new cost allocation system; amending Minnesota Statutes 1984, sections 473.511, subdivision 4; and 473.517, subdivisions 1, 2, 3, and 9; repealing Minnesota Statutes 1984, section 473.517, subdivisions 4, 5, and 7.	3727	3998	3746 3930 4881a 4985	4985				
1964	relating to health; establishing a statewide cancer surveillance system; providing for rule authority to administer the system and collect and distribute data; appropriating money; amending Minnesota Statutes 1984, sections 144.68, and 144.69; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 1984, sections 144.66 and 144.67.	3728		3746 4909a					
1965	relating to human services; revising the community social services act; clarifying allocation of funds; expanding responsibilities of county boards; requiring the county boards to publish biennial plans relating to community social services; amending Minnesota Statutes 1984, sections 256E.05, subdivision 3; 256E.06, subdivision 2; 256E.09, subdivision 1; and Minnesota Statutes 1985 Supplement, section 256E.08, subdivision 1.	3728	4255	4123 4457	4457 5706	5706 6110	5706 6110	6109	413
1966	relating to the city of St. Cloud; authorizing the city to impose certain taxes to construct, operate, and promote a convention center facility.	3728	4978	4356a 4898a 5304	5304	6107	5429	6106	379
1967	relating to agriculture; state land lease provisions; wild rice production on state land; amending Minnesota Statutes 1985 Supplement, sections 92.50, subdivision 1; and 92.501, subdivisions 1 and 2.	3728	5094	4429 5085a (H2080)					
1968	relating to the city of Bloomington; authorizing the city to impose certain taxes; permitting the city to establish a special taxing district; authorizing the port authority of the city to pledge certain tax revenues to pay certain bonds and permitting it to develop leased land; authorizing development in accordance with the Generic EIS and Generic Indirect Source Permit.	3728	5374	4083a 5360a 5455 (H2123)					
1969	relating to human services; directing the commissioner of human services to create a mental health service system; setting forth requirements for a	3729	3903	3769a 4795 (H2081)					

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1969 — Continued	mental health service system; amending Minnesota Statutes 1984, section 245.69, by adding a subdivision.								
1970	relating to education; requiring special education for children and their families from birth through age two; establishing centers for learning opportunities; establishing education districts with additional interdistrict cooperation revenue; establishing aid and levy for adult literacy programs; establishing aid and levy for summer educational improvement programs; requiring post-secondary policies for advanced placement programs; allowing additional uses for intermediate school district levies; establishing certain exceptions for school district employees for severance pay; authorizing certain bonds and tax levies for certain school districts; amending Minnesota Statutes 1984, sections 120.05, subdivision 6; 120.17, by adding a subdivision; 121.496; 121.612, subdivision 5, and by adding subdivisions; 122.535, subdivision 2; 123.39, subdivision 4; 123.741, subdivision 1; 124.272, subdivisions 1, 2, and 4, and by adding a subdivision; 124A.03, subdivision 2, and by adding a subdivision; 124A.033, by adding subdivisions; 134.31, subdivisions 2 and 3; 136D.27; 136D.74, subdivision 2; 136D.87; 275.125, by adding a subdivision; 298.24, subdivision 3; and 465.72; Minnesota Statutes 1985 Supplement, sections 120.17, subdivisions 1, 3, 3a, 12, and 13; 121.882, subdivision 2; 123.741, subdivision 6; 123.742, subdivision 1a; 124.272, subdivision 3; 124A.033, subdivision 2; and 275.125, subdivision 8a; Laws 1985, First Special Session chapter 12, article 8, sections 62, subdivision 3; and 63, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 121; 123; 124; 125; and 135A.	3729	4381	4291a 5012 (H2324)					
1971	relating to crimes; limiting when felony charges brought for depriving another of custodial or parental rights may be dismissed; amending Minnesota Statutes 1984, section 609.26, subdivision 5.	3729		(H1978)					
1972	relating to real property; requiring that property taxes be paid before condominium plans may be recorded; amending Minnesota Statutes 1984, section 272.12.	3751							
1973	relating to human services; clarifying certain eligibility requirements for general assistance; reducing the period of assistance; altering disqualification and notification procedures; providing	3751							

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1973	— Continued for a period of ineligibility following suspension; amending Minnesota Statutes 1985 Supplement, sections 256D.05, subdivision 1; 256D.051, subdivision 5; 256D.101, subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1985 Supplement, section 256D.101, subdivision 2.								
1974	relating to courts; providing for the standard of care of trustees; authorizing certain investments of trust property; providing for powers of trustees; providing for the exclusion of the homestead from the augmented estate; providing for the inclusion of certain items in the augmented estate; amending Minnesota Statutes 1984, sections 501.125, subdivision 1, and by adding a subdivision; and 501.66, subdivision 28, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 501.125, subdivision 6; 524.2-109; 524.2-202; 524.2-205; and 525.145.	3751	4381	4276a 4884	4888	6075	6075		
1975	relating to venue of actions; modifying venue in actions to recover possession of personal property; amending Minnesota Statutes 1984, section 542.06.	3751	4255	4116 5029	5029	6107	5429	6107	382
1976	relating to post-secondary education; requiring the higher education coordinating board to study financial aid counseling needs in post-secondary institutions.	3751							
1977	relating to occupations and professions; barbers; providing for compensation of board members for the performance of their examination duties; amending Minnesota Statutes 1984, section 154.22.	3751		4113					
1978	relating to environment; providing terms and conditions for the administration of wastewater treatment plant construction grants and loans; amending Minnesota Statutes 1984, sections 115.07, subdivision 1; 115A.14, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 115 and 116.	3752	5286	4852a 5244a (H1894)					
1979	relating to agriculture; requiring certain corporate owners of agricultural land to pay the state for damage to certain conservation improvements; requiring valuation of certain agricultural land held by corporations at more than the market value; amending Minnesota Statutes 1984, sections 273.11, subdivision 1; and 500.24, by adding subdivisions.	3752		3904 (H2141)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1980	relating to human services; providing for exhaustion of benefits from other programs before payment of adoption subsidies; establishing a family subsidy program for families with children with developmental disabilities; amending Minnesota Statutes 1984, section 259.40, subdivisions 1 and 2; Minnesota Statutes 1985 Supplement, section 252.32; proposing coding for new law in Minnesota Statutes, chapter 259; repealing Minnesota Statutes 1985 Supplement, section 252.27, subdivision 4.	3752	4381	4283a 4982	4982 5708	5708 6110	5708	6109	414
1981	relating to health; changing eligibility requirements for catastrophic health expense protection; including insurance premiums; appropriating money; amending Minnesota Statutes 1984, sections 62E.52, subdivisions 2 and 3; 62E.53, subdivisions 1 and 2; and 62E.531, subdivision 2.	3752		3904					
1982	relating to juvenile court; defining escape from a state juvenile correctional facility as a delinquent act; providing that committing a felony as part of, or subsequent to, escape from a juvenile correctional facility is a prima facie case for reference for adult prosecution; providing penalties; amending Minnesota Statutes 1984, sections 260.015, subdivision 5; 260.125, subdivision 3; and 260.185, subdivision 1.	3752							
1983	relating to utilities; abolishing electric service extension exemption for certain utility customers; amending Minnesota Statutes 1984, sections 216B.40; and 216B.43; repealing Minnesota Statutes 1984, section 216B.42, subdivision 1.	3752							
1984	relating to local government; permitting counties to establish public works reserve funds; amending Minnesota Statutes 1984, section 471.57.	3753		4355					
1985	relating to the city of Minneapolis; changing the time of election of certain board members; extending certain terms.	3753	4429	4398a 5295 (H2405)					
1986	relating to taxation; reducing the taconite railroad gross earnings tax rate; reducing occupation and royalty tax rates; providing for the deduction of taconite production taxes and transportation costs; amending Minnesota Statutes 1985 Supplement, sections 294.22; 298.01, subdivision 1; 298.03; and 299.01, subdivision 1.	3753							
1987	relating to metropolitan government; providing for the appointment of a senior citizen to the regional transit (Continued next page)	3753		3904					

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1987	— Continued board; amending Minnesota Statutes 1985 Supplement, section 473.373, subdivision 4.								
1988	relating to transportation; providing for reimbursement to towns for costs of reconstructing and maintaining town roads used as a major access to public outdoor recreational area under the jurisdiction of a county or the state; amending Minnesota Statutes 1984, sections 162.08, subdivision 1; 162.081, subdivision 4; and 164.55, by adding a subdivision.	3753							
1989	relating to utilities; permitting certain energy cost adjustments; amending Minnesota Statutes 1984, section 216B.16, subdivision 7.	3753		(H2143)					
1990	relating to traffic regulations; requiring increased insurance coverage upon conviction of certain alcohol- and drug-related crimes; authorizing the commissioner to cancel certain reinstated licenses if insurance is not maintained; amending Minnesota Statutes 1984, section 169.121, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 171.	3754	5015	4154a 4403 4992 5390					
1991	relating to traffic regulations; requiring school zone speed limits to be in effect at all times; amending Minnesota Statutes 1984, section 169.14, subdivision 5a.	3754							
1992	relating to veterans; clarifying certain terms; providing for payment of compensation to certain patients and residents of state institutions; amending Minnesota Statutes 1984, section 246.151; and Minnesota Statutes 1985 Supplement, section 136C.13, subdivision 4.	3754		(H1871)					
1993	relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and superseded provisions; providing instructions to the revisor; amending Minnesota Statutes 1984, sections 8.32, subdivision 2; 10A.01, subdivision 11; 10A.04, subdivision 4a; 16A.631; 47.58, subdivision 5; 62D.22, subdivision 8; 116J.70, subdivision 2a; 116M.08, subdivision 17; 121.15, subdivision 2; 124.155, subdivision 1; 124A.02, subdivision 14; 136D.74, subdivision 2; 144.224; 176A.01, subdivision 1; 179A.10, subdivision 3; 253B.02, subdivision 4a; 260.015, subdivision 24; 260.245; 327C.07, subdivision 3a; 349.214, subdivision 2; 383A.23, subdivision 5; 385.24; 403.12, subdivision 1; (Continued next page)	3754	4978	4966a 5206	5206	5656 5680 5703	5656		

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1993 — Continued									
	414.061, subdivisions 4 and 4a; 462A.21, subdivision 8a; 494.03; 518B.01, subdivision 2; 571.495, subdivision 2; 590.01, subdivision 1; 609.346, subdivision 3; 609.347, subdivision 3; 609.348; 609.35; 611A.03, subdivision 3; 628.26; Minnesota Statutes 1985 Supplement, sections 47.20, subdivision 6c; 64B.05, subdivision 1; 64B.37, subdivision 2; 69.011, subdivision 1; 97.50, subdivision 1; 116M.03, subdivision 28; 124.32, subdivision 1d; 145.917, subdivision 4; 147.01, subdivision 4; 147.073, subdivision 1; 168.27, subdivision 11; 248.07, subdivision 7; 256B.091, subdivision 4; 256D.37, subdivision 1; 256F.05, subdivision 4; 256F.06, subdivision 1; 273.124, subdivision 5; 297C.03, subdivision 1; 298.02, subdivision 1; 340A.702; 356.216; 358.44; 414.061, subdivision 5; 458.16, subdivision 6; 473.831, subdivision 1; 527.41; 527.42; 527.43; 528.15; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivision 2; 609.3471; 626.556, subdivision 2; 631.045; proposing coding for new law in Minnesota Statutes, chapter 206; repealing Minnesota Statutes 1984, section 35.067; 383A.23, subdivisions 2, 3, and 4; 403.12, subdivisions 2 and 3; Laws 1984, chapter 560, section 24; Laws 1985, chapters 248, sections 28 and 29; 252, section 24; Laws 1985, First Special Session, chapters 9, article 2, section 89; 14, article 3, section 13; 14, article 4, sections 37 and 91.								
1994	relating to the city of Medina; authorizing a payment by the city for utility construction.	3755	4381	4355 4797 (H2111)					
1995	relating to unemployment compensation; requiring employees to notify an employer of change of address; regulating right to benefits; amending Minnesota Statutes 1984, section 268.09, subdivision 1; Minnesota Statutes 1985 Supplement, section 268.08, subdivision 1.	3755							
1996	relating to local government; authorizing home rule charter or statutory cities to establish economic development districts, granting powers to cities and authorities; amending Minnesota Statutes 1984, sections 116D.04, subdivision 1a; 117.521, subdivision 3; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2 and 8; 273.86, subdivision 1; 355.11, subdivision 5; 462C.02, subdivisions 6 and 9; 465.74, subdivision 7; 471.88, subdivisions 1, 9, and 11; 474.02, subdivision 3; and 474.16, subdivision 2; Minnesota Statutes 1985 Supplement, (Continued next page)	3755		4006a (H1990)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
1996 — Continued	sections 273.75, subdivision 4; 353.01, subdivision 2a; 462C.12, subdivision 2; and 472B.04; proposing coding for new law as Minnesota Statutes, chapter 458C.								
1997	relating to unemployment compensation; changing the time requirement for employers to respond to claims; amending Minnesota Statutes 1984, section 268.10, subdivision 1.	3755							
1998	relating to the city of McIntosh; authorizing the city to issue bonds in excess of its net debt limitations.	3755	4858	4355 4850a 5294 (H2195)					
1999	relating to courts; providing for court-annexed alternative dispute resolution mechanisms; providing for custody and support of children; modifying provisions relating to joint custody, child support, and visitation; amending Minnesota Statutes 1984, sections 484.73; 518.17, subdivision 3; 518.175, subdivision 4, and by adding subdivisions; 518.551, subdivision 5; 518.57; and 518.611, by adding a subdivision.	3756							
2000	relating to education; establishing a task force to study the feasibility of a community college on the Fond du Lac reservation; appropriating money.	3756							
2001	relating to retirement; authorizing certain prior service and military service purchases.	3756							
2002	relating to independent school district No. 318, Grand Rapids; authorizing the transfer of certain taconite taxes to the district for payment of a portion of debt service on general obligation bonds of the district issued to finance acquisition and betterment of school buildings and facilities; appropriating money.	3756							
2003	relating to alcoholic beverages; authorizing issuance of on-sale and bottle club licenses for watercraft by the Lake Minnetonka conservation district.	3756							
2004	relating to education; establishing a task force to enhance and assess quality in post-secondary education; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136A.	3756							
2005	relating to commerce; prohibiting video games of chance; amending Minnesota Statutes 1984, sections 349.30, subdivision 2; and 609.75, subdivision 4; repealing Minnesota Statutes 1984, sections 349.50; 349.51, subdivisions 1, 2, 3, and 4; (Continued next page)	3757							

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2005 — Continued	349.52 to 349.60; and Minnesota Statutes 1985 Supplement, section 349.51, subdivision 5.								
2006	relating to intoxicating liquor; authorizing the city of Rochester to issue an on-sale license to a concessionaire at the Mayo civic auditorium.	3757	4381	4351 4501 (H1850)					
2007	relating to crimes; increasing penalties for soliciting or inducing an individual under the age of 13 to practice prostitution; imposing criminal liability on persons who receive profit from prostitution if they have reason to believe it was derived from prostitution; imposing criminal penalties on persons who allow juvenile prostitutes to reside in their dwelling; amending Minnesota Statutes 1984, sections 609.322; 609.323; and 609.324, by adding a subdivision.	3757		(H2012)					
2008	relating to agriculture; delaying certain mortgage and loan payments; providing for payment of interest by the state; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 17.	3757							
2009	relating to education; requiring the higher education representative on the board of teaching to be a teaching faculty member; allowing a counselor to serve on the board of teaching; amending Minnesota Statutes 1984, section 125.183, subdivision 3.	3757							
2010	relating to education; permitting research sites on exemplary learning; permitting suspension of certain mandates; proposing coding for new law in Minnesota Statutes, chapter 121.	3757	4085	4029a 5464	5464				
2011	relating to industrial development bonds; requiring the refund of application deposits to the city of Hastings.	3758		4286					
2012	relating to the family; requiring a parent to provide health and dental insurance as support for a minor child; amending Minnesota Statutes 1984, section 518C.02, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 518; repealing Minnesota Statutes 1984, section 518.551, subdivision 8.	3758							
2013	relating to traffic regulations; modifying restrictions on loading of vehicles driven on highways; amending Minnesota Statutes 1984, section 169.81, subdivision 5.	3758							
2014	relating to game and fish; designation and use of waterfowl feeding or resting areas; amending Minnesota Statutes 1984, section 99.26, subdivision 5; and article 1, section 18, subdivision 2 of S.F. No. 1526, if enacted.	3758	4978	3904 4896a 5315	5315				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2015	relating to natural resources; establishing a wild rice management account; disposition of wild rice license fees; amending Minnesota Statutes 1984, section 97.49, by adding a subdivision; and by adding a subdivision to article 4, section 9, of S.F. No. 1526, if enacted.	3758	5286	4897a 5236 5286 5604 (H2138)					
2016	relating to commerce; revising the Uniform Trade Secret Act; clarifying remedies; amending Minnesota Statutes 1984, sections 325C.02; 325C.03; and 325C.07.	3758	4085	4058a 4871	4871				
2017	relating to environment; providing for rewards for information leading to arrest and conviction of hazardous waste violations; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 115.	3758	4255	3904 4117a					
2018	relating to historical sites; renaming a state historic site and establishing new boundaries; amending Minnesota Statutes 1984, section 138.58, subdivision 34.	3759	4255	4125 4455	4455	6105	4891	6105	325
2019	relating to discrimination; modifying credit discrimination; amending Minnesota Statutes 1984, section 363.03, subdivision 8.	3759	4255	4107 4126a					
2020	relating to taxation; real property; prescribing requirements of the sales ratio study used by the state board of equalization; amending Minnesota Statutes 1984, section 270.12, subdivision 2.	3759		4382					
2021	relating to education; adding a nonvoting member to the higher education coordinating board to represent postsecondary faculty; creating a faculty advisory council to advise the higher education coordinating board; amending Minnesota Statutes 1984, section 136A.02, by adding a subdivision; amending Minnesota Statutes 1985 Supplement, section 136A.02, subdivision 1.	3759							
2022	relating to unemployment compensation; regulating suitable work for certain temporary employees; amending Minnesota Statutes 1984, section 268.09, subdivision 2.	3759							
2023	relating to state lands; providing for a procedure to sell state leased lands; providing for maximum lease rates; amending Minnesota Statutes 1985 Supplement, section 92.46, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 92.	3759	4381	4253a 4352a 5380 (H2169)					
2024	relating to taxation; gasoline; exempting certain alcohol mixtures; amending Minnesota Statutes 1984, section 296.03.	3760							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2025	relating to taxation; exempting certain gain realized on sale of agricultural land from income taxation; amending Minnesota Statutes 1984, section 290.16, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 290.01, subdivision 20b; 290.091, subdivision 2.	3760							
2026	relating to gambling; prohibiting certain betting practices relating to horse racing; exempting certain organizations from regulation by the charitable gambling control board; exempting certain organizations who conduct bingo and raffles from the sales tax; clarifying what expenses may be deducted from gross receipts; permitting the board to impose civil penalties; requiring organizations to pay an investigation fee; requiring licenses for certain manufacturers; regulating use of profits; changing reporting requirements; changing requirements for licensed distributors; providing for a tax amnesty for organizations who have conducted lawful gambling; requiring persons appointed to the charitable gambling control board to be confirmed by the senate; amending Minnesota Statutes 1984, sections 240.25, subdivision 2; 240.26, subdivisions 1 and 2; 297A.25, by adding a subdivision; 349.12, subdivisions 13 and 17, and by adding a subdivision; 349.15; 349.151, subdivisions 2 and 4; 349.16, subdivision 3, and by adding a subdivision; 349.161, subdivision 1, and by adding a subdivision; 349.162; 349.17, by adding a subdivision; 349.18, subdivision 2; 349.212, subdivision 2; 349.213; 349.214, subdivision 2; and 609.75, subdivision 3; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349.	3760	5286	4148a 5282a 5379 6096 (H2331)					
2027	relating to commerce; reducing license fees for distributors and operators; eliminating the bond requirement for distributors of video games of chance; amending Minnesota Statutes 1984, sections 349.51, subdivision 3; and 349.52, subdivision 1; repealing Minnesota Statutes 1984, section 349.51, subdivision 4.	3760							
2028	relating to taxation; income; expanding eligibility for the technology transfer credit; amending Minnesota Statutes 1985 Supplement, section 290.069, subdivisions 2 and 2a.	3760							
2029	relating to the state high school league; providing standards for student participation in nonscholastic activities; providing administrative appeals from various decisions; amending (Continued next page)	3760	4858	3904 4837a 5191a (H2010)	5192				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2029	— Continued Minnesota Statutes 1984, section 129.121, subdivision 1, and by adding subdivisions.								
2030	relating to insurance; no-fault auto; authorizing reimbursement for nutritional supplements; amending Minnesota Statutes 1984, section 65B.44, subdivision 2.	3761							
2031	relating to civil actions; providing the manner of claiming punitive damages; proposing coding for new law in Minnesota Statutes, chapter 549.	3761							
2032	relating to elections; changing certain procedures in absentee voting; increasing minimum number of election judges in certain precincts; changing certain official ballots for judicial candidates; requiring vendor bonds for certain voting systems; requiring public notice and demonstration for new voting equipment; authorizing standard ballot format; limiting number of ballots at single counting centers; amending Minnesota Statutes 1984, sections 203B.08, subdivisions 1a and 3a; 204B.22, by adding a subdivision; 204B.36, subdivision 4; 204D.14, subdivision 2; 206.56, by adding a subdivision; 206.57, by adding a subdivision; 206.58, subdivision 1; 206.82, by adding a subdivision; 206.84, subdivision 3; and 206.85, subdivision 2.	3761	4429	4396 5009 (H2023)					
2033	relating to economic development; defining the duties and terms of office of the members of the world trade center board; classifying data held by the board; amending Minnesota Statutes 1984, sections 44A.01, subdivision 1; 44A.02; proposing coding for new law in Minnesota Statutes, chapter 44A.	3761	4085	4062a (H2009)					
2034	relating to agriculture; reactivating the agricultural data collection task force; declaring certain data of the task force to be "not public data"; appropriating money; amending Laws 1985, chapter 19, section 2, subdivisions 2 and 6, and by adding a subdivision.	3761							
2035	relating to motor vehicles; designating category of collector military vehicle for registration purposes; exempting certain collector military vehicles and trailers from requirement to display license plates under certain conditions; amending Minnesota Statutes 1984, sections 168.012, subdivision 1; 168.10, subdivisions 1, 1c, 1f, and by adding a subdivision; and 169.73, subdivision 1.	3762	4381	4286a 4381 4599	4800 5231	5231 6106	5231	6106	336

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2036	relating to economic development; establishing a mineral resources program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 84.	3762		3904					
2037	relating to water; prohibiting the commissioner of natural resources from issuing or approving certain permits or plans for diversion of water from certain water basins before consultation with state and Canadian officials; amending Minnesota Statutes 1984, sections 105.37, by adding a subdivision; 105.405, subdivision 2, and by adding subdivisions; and 105.44, subdivision 4.	3762		3904					
2038	relating to human services; requiring certain recipients of general assistance to cooperate with the work readiness program and attend adult literacy training; amending Minnesota Statutes 1985 Supplement, section 256D.05, subdivision 1.	3762		4378a					
2039	relating to the attorney general; expanding the powers of the attorney general to obtain certain information and to investigate and prosecute for fraud of the medical assistance program; amending Minnesota Statutes 1984, sections 8.31, subdivision 1; 256B.064, subdivision 1a; 256B.12; 256B.27, subdivisions 3, 4, and 5; and 256B.30; Minnesota Statutes 1985 Supplement, section 214.10, subdivision 8.	3762	4255	4107 4116a 4261 4464	4464				
2040	relating to taxation; providing for reduction of the original assessed value of a tax increment financing district in the city of Litchfield.	3762	4978	4120 4899a 5456 (H2210)					
2041	relating to courts; abolishing the county and probate court; transferring the jurisdiction, cases, records, and employees of that court to the district court; merging the municipal and conciliation courts with the district court in the second and fourth judicial districts; transferring the jurisdiction, cases, records, and employees of those courts to the district court; providing that municipal, probate, and county judges learned in the law are district judges; providing that the county court judge not learned in the law is an associate judge; limiting the creation of additional referee, law clerk, courtroom bailiff, and courtroom deputy clerk positions; requiring each judicial district to prepare a reorganization plan; providing for the manner of filling judicial vacancies; amending Minnesota Statutes 1984, sections 484.01; 484.545, subdivision 1; 484.69, subdivision 1; and 484.70, subdivision 1; Minnesota Statutes (Continued next page)	3763	5094	4784 4785a 5083					

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2041	— Continued 1985 Supplement, section 2.722, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 484, 487, and 488A; proposing coding for new law as Minnesota Statutes, chapter 480B; repealing Minnesota Statutes 1984, section 487.191.								
2042	relating to workers' compensation; making the three-day waiting period nonreimbursable; eliminating supplemental benefits for new claims; amending Minnesota Statutes 1984, sections 176.121; and 176.132, subdivision 1.	3910							
2043	relating to employment; requiring training of employees who may be exposed to infectious agents; amending Minnesota Statutes 1985 Supplement, section 182.653, subdivision 4f.	3911							
2044	relating to port authorities; prohibiting the use of state money or credit to pay or guarantee the debt of a port authority or its debtor; proposing coding for new law in Minnesota Statutes, chapter 458.	3911		4471a					
2045	relating to insurance; establishing mandatory assigned risk plans for foster and group homes, developmental achievement centers, and day care providers; providing liability insurance coverage for foster parents; amending Minnesota Statutes 1984, sections 70A.09; and 245.814.	3911		4107					
2046	relating to human services; providing that developmental achievement centers must be nonprofit corporations; amending Minnesota Statutes 1985 Supplement, section 252.23.	3911							
2047	relating to human services; removing the limitation on negotiated rate payments for adult foster care arrangements; amending Minnesota Statutes 1985 Supplement, sections 256D.01, subdivision 1b; and 256D.37, subdivision 1.	3911							
2048	relating to taxation; sales and use; exempting materials consumed in certain manufacturing construction in distressed counties; amending Minnesota Statutes 1985 Supplement, sections 297A.15, subdivision 5; and 297A.257, by adding a subdivision.	3911		(H2154)					
2049	relating to horse racing; modifying certain set-asides for purses; modifying certain tax provisions; amending Minnesota Statutes 1984, section 240.15, subdivisions 1 and 2; Minnesota Statutes 1985 Supplement, section 240.13, subdivision 5.	3912		4673a					

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2050	relating to natural resources; creating the state board of water and soil resources and providing for its administration and powers and duties; abolishing the state soil and water conservation board and the water resources board; amending the duties of the environmental quality board; amending Minnesota Statutes 1984, sections 40.01, subdivision 4; 40.035, subdivision 2; 105.73; 112.35, subdivision 4; 116C.03, subdivision 2; 473.876, by adding a subdivision; 473.877, subdivision 2; 473.8771, subdivisions 1 and 2; and 473.878, subdivisions 7 and 8; Minnesota Statutes 1985 Supplement, sections 40.03, subdivision 4; and 110B.02, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 110B; repealing Minnesota Statutes 1984, sections 40.03, subdivisions 1a, 2, and 3; 105.71; 116C.40, subdivision 3; Minnesota Statutes 1985 Supplement, sections 40.03, subdivision 1; and 116C.41, subdivision 2.	3912								
2051	relating to highways; providing for transfers of ownership of certain highways between the commissioner of transportation and Hennepin county; adding new routes to the trunk highway system in substitution of existing routes; deleting routes from the trunk highway system; authorizing the commissioner of transportation to add certain routes to the trunk highway system; amending Minnesota Statutes 1984, section 161.117.	3912		4477a						
2052	relating to the city of Grand Rapids; permitting the creation of the Central School commission.	3912	4381	4106 4350 5009 (H2236)						
2053	relating to human services; authorizing county boards to set salaries and fringe benefits for its employees; amending Minnesota Statutes 1984, section 256.012.	3912								
2054	relating to taxation; sales; clarifying the application of the exemption for certain fundraising activities to certain school organizations; defining registered combined charitable organization; amending Minnesota Statutes 1985 Supplement, section 297A.256.	3913	5186	5177a 5316a	5316					
2055	relating to retirement; Andover firefighters relief association; authority to amend bylaws.	3913								
2056	relating to courts; regulating the jurisdiction of conciliation courts in worthless check cases; amending Minnesota Statutes 1984, section 487.30, subdivision 4; Minnesota Statutes 1985 Supplement, sections 488A.12, subdivision 3; and 488A.29, subdivision 3.	3913								

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2057	relating to public indebtedness; providing for the power of municipalities to enter into repurchase and reverse repurchase agreements with qualified dealers; providing for the safekeeping of investments by qualified dealers; amending Minnesota Statutes 1984, section 475.66, subdivision 2; and Minnesota Statutes 1985 Supplement, sections 475.66, subdivision 1; and 475.76, subdivision 1.	3913	4429	4393 4979	4979				
2058	relating to retirement; state employees surviving spouse benefits; amending Minnesota Statutes 1984, section 352.12, subdivision 2.	3913							
2059	relating to solid waste; prohibiting the pollution control agency from issuing solid waste processing permits to certain facilities; amending Minnesota Statutes 1984, section 116.07, by adding a subdivision.	3913		(H1947)					
2060	relating to game and fish; establishing a special elk season; prescribing application for licenses, and application and license fees; providing for the removal and relocation of live elk; appropriating money to reimburse nongame wildlife fund for elk removal and relocation; dedicating license and application fees for elk depredation; amending Minnesota Statutes 1985 Supplement, section 98.46, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 100; repealing Laws 1985, chapter 272, section 2.	3913	5286	4894a 5243a 5433a	5434				
2061	relating to education; restoring former provisions on the appointment of the commissioner; amending Minnesota Statutes 1984, section 121.16, subdivision 1.	3914		4107					
2062	relating to occupations and professions; modifying the membership of the board of architecture, engineering, land surveying, and landscape architecture; amending Minnesota Statutes 1984, section 326.04.	3914	4255	4114a	4384				
2063	relating to transportation; legislature; creating a legislative commission on transportation; establishing duties; proposing coding for new law in Minnesota Statutes, chapter 174.	3914							
2064	relating to agriculture; establishing a windbreak management program; exempting certain windbreaks from property taxes; providing a state-paid windbreak credit; appropriating money; amending Minnesota Statutes 1985 Supplement, section 272.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 40 and 273.	3914		4895a					

a Indicates Amendment

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*Denotes Conference Committee Report

BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2065	relating to highway traffic regulations; clarifying the evidentiary use of partial alcohol concentration breath tests; amending Minnesota Statutes 1984, section 169.121, subdivision 2.	3914		(H2230)					
2066	relating to the city of Redwood Falls; authorizing the city to exercise development and redevelopment powers.	3914		4479a					
2067	relating to local government; permitting the establishment of special service districts in the city of Mendota Heights; providing taxing and other financial authority for the city.	3915	5286	4784 5236 5387	5387	6110	5657	6109	415
2068	relating to education; establishing a loan program for teachers making a commitment to a career teaching program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136A.	3915							
2069	relating to elections; providing for postponement of precinct caucuses in case of inclement weather; amending Minnesota Statutes 1984, section 202A.14, subdivision 1.	3915	4429	4399a 4985	4985	6105	5358	6105	324
2070	relating to insurance; life; providing a limitation on investments of insurance companies; amending Minnesota Statutes 1984, section 61A.28, subdivision 12.	3915							
2071	relating to credit unions; creating a credit union board to supervise and regulate credit unions; amending Minnesota Statutes 1984, sections 46.01, subdivision 1; 46.04, subdivision 1; 46.05; 46.09, subdivisions 1 and 2; 46.131, subdivisions 2 and 8; 46.23, subdivision 4; 52.01; 52.03, subdivision 3; 52.06, subdivisions 1 and 2; 52.061; 52.062, subdivisions 1, 2, and 3; 52.063; 52.064, subdivisions 1 and 2; 52.08; 52.09, subdivision 2; 52.141; 52.15, subdivision 2; 52.165, subdivision 2; 52.17, subdivisions 1 and 2; 52.20, subdivisions 1, 2, 4, 5, and 6; 52.201; 52.203; and 52.21; Minnesota Statutes 1985 Supplement, sections 46.07, subdivision 2; 52.02, subdivision 3; 52.04, subdivision 1; and 52.24, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 52.	3915							
2072	relating to unemployment compensation; altering the public policy statement; changing the taxable wage base; defining credit week; providing for employer charging; increasing the eligibility requirement; eliminating certain tax rate limitations; changing the weekly benefit amount; setting the maximum weekly benefit; providing for the duration of benefits; increasing the duration of benefits for claimants (Continued next page)	3915							

a Indicates Amendment

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2072	— Continued in counties with high unemployment; providing for seasonal employees; making the waiting week nonreimbursable; amending the benefit offset for severance pay; increasing the period of time and earnings necessary for requalification after disqualification; changing the definition of suitable work; transferring duties to the office of administrative hearings; amending Minnesota Statutes 1984, sections 14.03, subdivision 2; 14.53; 43A.18, subdivision 4; 179A.10, subdivision 1; 268.03; 268.04, subdivisions 25 and 29; 268.06, subdivisions 5, 8, 18, 19, and 20; 268.07, subdivisions 2 and 2a; 268.08, subdivision 3; 268.09, subdivisions 1 and 2; 268.10, subdivisions 2, 3, 4, 5, 6, and 9; 268.12, subdivisions 8, 9, 10, and 13; and 268.18, subdivisions 1 and 2; Minnesota Statutes 1985 Supplement, sections 14.48; 14.51; 268.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1984, section 268.04, subdivision 30.								
2073	relating to financial institutions; removing loans made by the energy and economic development authority from a bank's lending limitations; amending Minnesota Statutes 1984, section 48.24, subdivision 5.	3916							
2074	relating to government operations; establishing a certification process for set-aside programming in the department of administration; providing penalties; amending Minnesota Statutes 1984, sections 16B.19, subdivisions 2, 5, and 6; 16B.21, subdivision 1; 16B.22; 137.31, subdivision 3; 161.321, subdivisions 3 and 6; 473.129, subdivision 3, and by adding a subdivision; 473.406, subdivision 6; 473.523, by adding a subdivision; and 473.652, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 16B.	3916		4107					
2075	relating to commerce; authorizing payment of a certain nominal referral fee by timeshare developers; amending Minnesota Statutes 1985 Supplement, section 82.19, subdivision 3.	3916	4429	4402a					
2076	relating to health; establishing a catastrophic health expense protection program for children; appropriating money; amending Minnesota Statutes 1984, section 62E.04, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 62E; repealing Minnesota Statutes 1984, sections 62E.51 to 62E.55.	3916		4107					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2077	relating to the Duluth zoo; appropriating money for its costs.	3917							
2078	relating to insurance; providing for government immunity, requiring certain annual reports of property and casualty insurers; prohibiting certain tying arrangements; providing for remitting of certain premiums; providing deposit requirements for domestic companies; extending certain filing, approval, and disapproval dates; creating a joint underwriting association; requiring participation by insurers; broadening fair plan coverage; regulating rates, forms and cancellations; regulating medical malpractice insurance to health care providers who are unable to obtain the coverage in the voluntary market; regulating malpractice actions against health care providers; providing certification of expert review and the waiver of privilege by health care providers; requiring disclosure of experts; revising the statute of limitations for medical malpractice claims by minors; regulating claims for punitive damages; changing the collateral source rule; providing for discount of future damages; regulating civil actions; limiting intangible loss; amending Minnesota Statutes 1984, sections 60A.06, by adding a subdivision; 60A.13, by adding a subdivision; 60A.25; 62A.02, subdivisions 2 and 3; 62B.07, subdivisions 2 and 3; 62C.14, subdivision 10; 62E.14, by adding a subdivision; 62F.01; 62F.02, subdivision 1; 62F.03, subdivision 2; 62F.04, by adding a subdivision; 62G.16, subdivision 9; 65A.32; 65A.33; 65A.34, subdivision 1; 65A.35, subdivisions 1 and 2; 65A.37; 65B.13; 65B.47, subdivision 1; 70A.04, subdivision 2; 70A.06, subdivisions 1 and 2; 70A.08, by adding a subdivision; 70A.10; 70A.11; 72A.13, subdivision 1; 245.814; 398A.04, subdivision 6; 465.72; 466.01, subdivision 1; 466.03, subdivision 4, and by adding subdivisions; 466.05; 466.07, by adding a subdivision; 471.982, subdivision 3; 541.051; 541.15; 549.09, subdivision 1; 549.21; 595.02, by adding a subdivision; 604.02, subdivision 1, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 3.736, subdivisions 1 and 3; 60A.10, subdivision 1; and 62B.05; proposing coding for new law in Minnesota Statutes, chapters 16B; 60A; 65B; 145; 317; 466; 541; 548; 549; and 604; proposing coding for new law as Minnesota Statutes, chapter 621; repealing Minnesota Statutes 1984, section 70A.06, subdivision 4.	3917	4429	4401a 5214	5214 5816	5815 6111	5815	6109	455

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2079	relating to human services; creating a service for the blind and visually handicapped in the department of jobs and training; providing for appeals; providing a penalty; amending Minnesota Statutes 1985 Supplement, sections 13.46, subdivision 2; 248.07, subdivisions 1, 2, 3, 4, 5, 7, 12, 14, 14a, and 15; proposing coding for new law in Minnesota Statutes, chapters 13 and 248; repealing Minnesota Statutes 1985 Supplement, section 248.08.	3917	4381	4377a 4980	4980	6106	5358	6106	337
2080	relating to liquor; increasing the penalty for liquor law violations by underage persons; amending Minnesota Statutes 1985 Supplement, section 340A.702.	3917							
2081	relating to partnerships; revising the Uniform Limited Partnership Act; stating duties and powers of limited partners and partnerships; amending Minnesota Statutes 1984, sections 322A.01; 322A.02; 322A.05; 322A.11; 322A.12; 322A.14; 322A.15; 322A.18; 322A.24; 322A.26; 322A.27; 322A.31; 322A.32; 322A.39; 322A.40; 322A.41; 322A.45; 322A.47; 322A.49; 322A.52; 322A.58; 322A.63; 322A.65; and 322A.70.	3917	5015	4994a 5186 (H2256)					
2082	relating to human services; excluding certain programs from licensing requirements; amending Minnesota Statutes 1984, section 245.791.	3917	4381	4377a 4864	4864				
2083	relating to taxation; individual income; eliminating the age restrictions on the pension income exclusion; modifying the income offset; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.	3918		3999					
2084	relating to labor; requiring political subdivisions to hire labor negotiators under the municipal contracting law; requiring negotiators' fees to be reported; amending Minnesota Statutes 1985 Supplement, section 179A.05, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 471.	3918							
2085	relating to juvenile justice; providing for membership terms, removal, and filling of vacancies on the juvenile justice advisory committee; amending Minnesota Statutes 1984, section 116J.404.	3918	4429	4412 4799 (H2265)					
2086	relating to tax-forfeited lands; providing a conveyance of tax-forfeited land in St. Louis county.	3918	4381	4321a 4869	4869				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2087	relating to county courts; specifying the prosecuting attorney for certain offenses; amending Minnesota Statutes 1984, section 487.25, subdivision 10.	3918	4255	4116a 4982	4982	6110	5657	6109	440
2088	relating to small businesses; imposing a moratorium on the operation of the small business set-aside and preference programs; establishing a training program for owners and operators of small businesses; appropriating money; amending Minnesota Statutes 1984, section 116J.68, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 16B.	3918							
2089	relating to gasoline; changing the definition of agricultural alcohol gasoline; changing the identification marking on gasoline-alcohol blends; amending Minnesota Statutes 1985 Supplement, sections 296.01, subdivision 24; and 296.22, subdivision 13.	3919		(H1882)					
2090	relating to counties; clarifying county commissioner conflict of interest provisions; authorizing counties to develop and market computer software products; providing a method for consolidation of the offices of county auditor and county treasurer; changing certain referendum provisions for adoption of optional forms of county government; exempting other departments or agencies of the same county from having to be billed by county recorder for certain recording transactions; amending Minnesota Statutes 1984, sections 375.09; 375.18, subdivision 7; 375A.11, subdivision 3; 375A.12, subdivisions 3 and 4; and 383C.17; Minnesota Statutes 1985 Supplement, section 386.77; proposing coding for new law in Minnesota Statutes, chapter 375; repealing Minnesota Statutes 1984, sections 394.01 to 394.05.	3919	4255	4121a 4859a	4859	6110	5657	6109	416
2091	relating to agriculture; providing for the issuance of bonds or other obligations by the commissioner of finance and the loan of proceeds to counties for loans to farmers to repay or refinance existing indebtedness; authorizing the levy and collection of taxes for the repayment of loans by counties; permitting the acquisition of conservation easements in agricultural property; proposing coding for new law in Minnesota Statutes, chapter 41A.	3919		4474a					
2092	relating to independent school district No. 709; providing for severance pay for employees.	3919		(H2295)					

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2093	relating to municipal finance; increasing the maximum interest rate payable on municipal obligations that are subject to federal income taxation; exempting the obligations from the requirements of public sale; amending Minnesota Statutes 1984, section 475.55, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 475.56; and 475.60, subdivision 2.	3919							
2094	relating to nonprofit corporations; providing for succession of fiduciary capacity in mergers and consolidations; clarifying authority for separate entities to hold church employee benefit plans; amending Minnesota Statutes 1984, sections 317.38; and 317.66, subdivision 1, and by adding a subdivision.	3919	4255	4117a 4871	4871	6106	5358	6106	338
2095	relating to crimes; authorizing imposition of the death penalty for murder in certain circumstances; providing a statutory framework, including procedures and criteria, consistent with due process for determining when the imposition of the death penalty is appropriate; providing for election of the mode of execution by the person under sentence of death; providing an administrative framework for implementing the death penalty; appropriating money; amending Minnesota Statutes 1984, sections 243.05, subdivision 1; 609.10; 609.12, subdivision 1; 609.185; 609.19; and 609.195; Minnesota Statutes 1985 Supplement, section 609.135, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 609A.	3920							
2096	relating to state waters; providing for unrestricted use of authorized boat slips by marinas on the lower St Croix river.	3920							
2097	relating to the Minnesota historical society; defining and establishing control over 1905 Capitol furnishings; amending Minnesota Statutes 1984, sections 138.67, by adding a subdivision; and 138.68.	3920	4381	4107 4350 4429					
2098	relating to public safety; providing for the mandatory surrender of registration plates and certificates on motor vehicles operated by repeat DWI offenders; clarifying the evidentiary use of partial alcohol concentration breath tests; imposing mandatory minimum penalties on habitual DWI offenders; provided for proof of increased insurance coverage before reinstatement of driver's license following its revocation due to DWI conviction; expanding the crime of driving a motor vehicle while under the influ-	3920	5015	3999 4107 4599 4998a 5323a	5325				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2098	— Continued ence of alcohol or certain substances; amending Minnesota Statutes 1984, sections 168.041; 169.121, subdivisions 2 and 6, and by adding subdivisions; 169.123, subdivisions 2a, 3, 4, and 6; and 361.12, subdivision 1; Minnesota Statutes 1985 Supplement, sections 169.121, subdivision 1; and 169.123, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 171.								
2099	relating to taxation; gasoline; abolishing the credit for agricultural alcohol gasoline; repealing Minnesota Statutes 1985 Supplement, sections 296.01, subdivision 24; and 296.022, subdivisions 7 and 8.	3921		4261 4482					
2100	relating to intoxicating liquor; removing the limit on the number of seasonal on-sale licenses which may be issued by St. Louis county; amending Laws 1973, chapter 663, section 1, as amended.	3921	4381	4351 5187					
2101	relating to state lands; authorizing an exchange of certain state lands with the city of Thomson in Carlton county and sale of certain state land in Lake of the Woods county.	3921	5095	3999 5086a 5317	5317	6110	5657	6109	417
2102	relating to marriage dissolution and legal separation; requiring appointment of guardians ad litem in certain child custody proceedings; amending Minnesota Statutes 1984, section 518.165; and Minnesota Statutes 1985 Supplement, section 626.556, subdivision 2.	3921	4381	4290a 5316a	5317 6095	5593 5602 5899 6094 6112	5593	6111	469
2103	relating to corporations; regulating derivative suits; authorizing board-appointed and court-appointed committees; regulating dissolution; amending Minnesota Statutes 1984, sections 302A.243; and 302A.751, by adding a subdivision.	3921							
2104	relating to natural resources; providing eligibility requirements for waterbank agreements; providing requirements for the director of the division of waters; requiring the director to maintain current wetland values; amending drainage law definitions; prescribing payment of attorney fees on certain drainage issues appealed by the commissioner; prescribing general provisions for petitions; amending petition requirements; allowing drainage proceedings to be delayed; prescribing conditions for assessments against property within a municipality; prescribing extent of benefits and damages; requiring a benefits and damages statement and a property owners' report; providing drainage liens to be (Continued next page).	3921	4776	4693a 5331a					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2104 — Continued	recorded against tracts of property; changing rates of interest to be paid during drainage proceedings; amending definition of repair; authorizing conditions for repair if design elevation is different than original construction elevation; providing easement for drainage authority to inspect drainage system; requiring permanent grass strips; apportioning repair costs; renumbering sections; amending Minnesota Statutes 1984, sections 105.392; and 105.40; Minnesota Statutes 1985 Supplement, sections 40.072, subdivisions 3 and 6; 106A.005, subdivisions 2, 3, 4, 9, 10, 11, 12, 13, 14, and 19, and by adding subdivisions; 106A.011, subdivisions 3 and 4; 106A.015; 106A.031; 106A.051; 106A.055; 106A.081, subdivisions 2 and 3; 106A.091, subdivisions 2 and 4; 106A.095, subdivisions 1, 3, and 4; 106A.101, subdivisions 2 and 4; 106A.215, subdivisions 4 and 5; 106A.221; 106A.225; 106A.231; 106A.235, subdivisions 1 and 2; 106A.241, subdivisions 1, 2, and 5; 106A.245; 106A.251; 106A.261, subdivisions 1, 3, 4, 5, 6, and 7; 106A.265, subdivision 1; 106A.271, subdivision 1; 106A.275; 106A.281; 106A.285, subdivisions 2, 4, 5, 6, 9, and 10; 106A.295; 106A.301; 106A.305, subdivision 1; 106A.311; 106A.315, subdivisions 1, 2, 5, and 6, and by adding a subdivision; 106A.321, subdivision 1, and by adding a subdivision; 106A.325, subdivisions 2 and 3; 106A.335, subdivisions 1 and 3; 106A.341; 106A.345; 106A.351; 106A.401, subdivisions 2 and 6; 106A.405; 106A.411, subdivisions 3 and 4; 106A.501, subdivisions 4, 6, and 7; 106A.505, subdivisions 1, 2, 3, 7, and 8; 106A.511, subdivisions 1, 2, 3, and 5; 106A.515; 106A.525, subdivisions 2, 3, and 4; 106A.541; 106A.555, subdivision 2; 106A.601; 106A.605; 106A.611, subdivisions 2, 3, 6, and 7; 106A.615, subdivisions 4 and 7; 106A.635, subdivisions 1 and 10; 106A.645, subdivision 7; 106A.651, subdivision 1; 106A.655, subdivision 1; 106A.701, subdivision 1; 106A.705, subdivision 1; 106A.715, subdivision 6; 106A.731, subdivision 1; 106A.741, subdivision 5; 106A.811, subdivisions 2, 4, and 5; 112.431, subdivision 2; 112.48, subdivision 1; 112.59; 112.60; and 112.65, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 106A; repealing Minnesota Statutes 1984, sections 111.01; 111.02; 111.03; 111.04; 111.05; 111.06; 111.07; 111.08; 111.10; 111.12; 111.14; 111.15; 111.16; 111.17; 111.18; 111.19; 111.20; (Continued next page)								

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2104	— Continued 111.21; 111.22; 111.23; 111.24; 111.25; 111.26; 111.27; 111.28; 111.29; 111.32; 111.33; 111.34; 111.35; 111.37; 111.38; 111.39; 111.40; 111.41; 111.42; 111.421; Minnesota Statutes 1985 Supplement, sections 106A.005, subdivision 25; 106A.201; 106A.205; 106A.211; 111.09; 111.11; 111.13; 111.30; 111.31; and 111.36.								
2105	relating to local government; permitting the establishment of special service districts in the cities of Cambridge and Lindstrom; providing taxing and other powers to the cities of Cambridge and Lindstrom.	3922	5015	4472a 4994 5197	5197				
2106	relating to human rights; defining marital status discrimination to include actions against an individual because of the spouse's political status; amending Minnesota Statutes 1984, section 363.01, by adding a subdivision.	3922							
2107	relating to energy; providing renewable residential energy grants; appropriating money.	3923							
2108	relating to crimes; making it a felony to cause the death of or injure an unborn child; prescribing penalties; amending Minnesota Statutes 1984, section 609.035; proposing coding for new law in Minnesota Statutes, chapter 609.	3923							
2109	relating to criminal procedure; providing for joinder of trials when two or more defendants are charged with criminal sexual conduct; proposing coding for new law in Minnesota Statutes, chapter 609.	3923							
2110	relating to food; clarifying the food handling license requirements applicable to mobile and itinerant food services; amending Minnesota Statutes 1984, sections 28A.065; 28A.09, subdivision 1; 145.031, subdivision 1; and 145.55, subdivision 1.	3923							
2111	relating to labor; creating the labor interpretative center; establishing an advisory council governing policies and program purposes.	3923	4381	4284a 4880	4881				
2112	relating to retirement; police and firefighters' relief associations; standardizing auditing requirements; clarifying various duties and responsibilities in the management of local associations; auditing, financial reporting, and state aid for the Winona police relief association; amending Minnesota Statutes 1984, sections 3.85, subdivision 6; 6.72, subdivision 2; (Continued next page)	3923	4429	4412a 4798 (H2035)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2112	— Continued 69.011, subdivision 2; 69.021, subdivisions 4 and 7; 69.051; 69.77; 69.773, subdivision 2; 69.775; 69.80; and 424A.001, subdivision 4, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 69.011, subdivision 1; 69.031, subdivision 1; and 356.216; proposing coding for new law in Minnesota Statutes, chapters 6 and 423A.								
2113	relating to agriculture; establishing a program of state-guaranteed real estate and operating loans for certain beginning and reentering farmers; authorizing issuance of bonds; proposing coding for new law as Minnesota Statutes, chapter 41B.	3924							
2114	relating to employment; regulating the administration of the unemployment compensation law; providing for the amount of benefits; regulating benefit eligibility; providing for employer contributions; transferring certain hearing functions and personnel to the office of administrative hearings; amending Minnesota Statutes 1984, sections 14.03, subdivision 2; 14.53; 16A.671, subdivision 1; 43A.18, subdivision 4; 179A.10, subdivision 1; 268.03; 268.04, subdivisions 24, 25, 29, and 30, and by adding a subdivision; 268.06, subdivisions 5, 8, 18, 19, and 20; 268.07, subdivisions 2 and 2a; 268.071, subdivision 1; 268.08, subdivision 3; 268.09, subdivisions 1 and 2, and by adding a subdivision; 268.10, subdivisions 1, 2, 3, 4, 5, 6, and 9; 268.12, subdivisions 8, 9, 10, and 13; and 268.18, subdivisions 1 and 2; Minnesota Statutes 1985 Supplement, sections 14.48; 14.51; and 268.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268.	3924	5051	4261 5051 5095a 5899	5155		5915	Veto 6108	
2115	relating to state real estate; permitting the sale of the old Shakopee correctional facility to the local government units.	3924		4379a (H2351)					
2116	relating to elections; providing for removal of certain elected county officials; proposing coding for new law in Minnesota Statutes, chapter 351; repealing Minnesota Statutes 1984, sections 351.03; 351.04; 351.08 to 351.11.	3924	4429	4400a 5414a	5417	6110	5657	6109	418
2117	relating to taxes; permitting variable taxation within cities based on variations in services; proposing coding for new law in Minnesota Statutes, chapter 272.	3924		4106 4635					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2118	relating to property; requiring service of notice of foreclosure sale upon the mortgagor; amending Minnesota Statutes 1984, section 580.03.	4085							
2119	relating to capital improvements; removing conditions for the construction of certain highway rest areas; amending Laws 1985, First Special Session chapter 15, section 9, subdivision 5.	4085							
2120	relating to financial institutions; extending the EFT law to terminals located on the premises of a financial institution; amending Minnesota Statutes 1984, section 47.61, subdivision 3.	4086							
2121	relating to metropolitan government; providing for the composition of the metropolitan airports commission; amending Minnesota Statutes 1984, section 473.604; and Minnesota Statutes 1985 Supplement, section 473.605, subdivision 2.	4086							
2122	relating to corporations; regulating control share acquisitions; providing for solicitations of proxies and meetings of shareholders; amending Minnesota Statutes 1984, section 302A.751; Minnesota Statutes 1985 Supplement, sections 302A.449, subdivision 7; and 302A.671, subdivision 3.	4086	5015	5006a 5248 (H2263)					
2123	relating to education; requiring the state department of education to maintain a health education specialist; proposing coding for new law in Minnesota Statutes, chapter 126.	4086							
2124	relating to courts; providing for termination of the public defender system in a judicial district; requiring provision of counsel; proposing coding for new law in Minnesota Statutes, chapter 611.	4086							
2125	relating to administrative procedures; providing regulatory oversight; defining a rule; creating a legislative regulatory oversight commission; amending Minnesota Statutes 1984, section 14.39; Minnesota Statutes 1985 Supplement, sections 14.02, subdivision 4; 14.40; proposing coding for new law in Minnesota Statutes, chapter 14.	4086		(H2267)					
2126	relating to public employment labor relations; defining public employer, public employee, and charitable hospital; regulating the right to organize; defining appropriate units; restricting arbitration decisions to final offers; regulating the right to strike; amending Minnesota Statutes 1984, sections 179A.03, subdivisions 14, 15, and by (Continued next page)	4087							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2126	— Continued adding a subdivision; 179A.06, subdivision 2; 179A.09, subdivision 1; 179A.18, subdivision 1; 179A.20, subdivision 4; Minnesota Statutes 1985 Supplement, sections 179A.16, subdivision 7, and 179A.18, subdivision 3; repealing Minnesota Statutes 1984, sections 179.35; 179.36; 179.37; 179.38; and 179.39.								
2127	relating to the city of Cologne; exempting certain general obligation bonds and tax levies from debt and levy limitations.	4087	5015	4392 4994 5390	5390	6110	5657	6109	419
2128	relating to insurance; health and accident; requiring health maintenance organizations to provide chiropractic care equivalent to that provided by health insurance; amending Minnesota Statutes 1984, sections 62A.15; and 62D.02, subdivision 7.	4087		4381					
2129	relating to the city of St. Paul; permitting the imposition of an additional tax on transient lodging; providing for the redesign, reconstruction and widening of Lexington avenue south of Larpenteur avenue; amending Laws 1977, chapter 402, section 2.	4087	4978	4964a 5351 5388a	5389				
2130	relating to labor; independent school district No. 709, Duluth; removing certain educational assistants from civil service; amending Laws 1967, chapter 252, section 2, as amended.	4087	4381	4321 4634 (H2294)					
2131	relating to the pollution control agency; allowing the termination of the metropolitan sludge ash siting process.	4087							
2132	relating to energy; clarifying the authority of a municipality to enforce certain energy efficiency standards; amending Minnesota Statutes 1984, section 116J.27, subdivisions 4 and 4a.	4087	4429	4392					
2133	relating to courts; altering the procedure for providing notice in certain family court proceedings; amending Minnesota Statutes 1984, sections 518.177; 518.55, subdivision 2; 518.641, subdivision 2; and Minnesota Statutes 1985 Supplement, sections 518.611, subdivision 2; and 518.645.	4088							
2134	relating to intoxicating liquor; allowing municipalities to issue wine licenses to clubs; amending Minnesota Statutes 1985 Supplement, section 340A.404, subdivision 5.	4088		4261					
2135	relating to liability; limiting the civil liability of practitioners for the violent acts of patients; providing immunity from liability for disclosure; amending (Continued next page)	4088	4429	4410a 5301a	5303	6107	5587	6106	380

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2135	— Continued Minnesota Statutes 1985 Supplement, section 626.556, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 148.								
2136	relating to human services; providing for charges against persons wrongfully obtaining public assistance or food stamps; suspending a rule of criminal procedure under certain circumstances; providing penalties; amending Minnesota Statutes 1984, sections 256.98 and 393.07, subdivision 10.	4088		4261					
2137	relating to state government; providing for the purchase, use, administration, or disposal of certain fees, services, and property within the jurisdiction of the commissioner of administration; amending Minnesota Statutes 1984, sections 16B.07, subdivisions 3 and 4; 16B.08, subdivision 4; 16B.09, subdivision 1; and Minnesota Statutes 1985 Supplement, sections 16B.29; 16B.42, subdivision 4; and 16B.48, subdivision 2.	4088	4635	4624a 5012 (H2185)					
2138	relating to local government; permitting the establishment of special service districts in the city of Mankato; providing taxing and other financial authority.	4088							
2139	relating to small businesses; expanding limitations on eligibility for the set-aside and preference programs for small businesses owned and operated by socially or economically disadvantaged persons; defining "bona fide permanent place of business"; expanding the definition of a "socially or economically disadvantaged person"; imposing new conditions for participation in the set-aside and preference programs for small businesses owned and operated by socially or economically disadvantaged persons; amending Minnesota Statutes 1984, section 116J.68, subdivision 2; and Minnesota Statutes 1985 Supplement, sections 16B.19, subdivisions 5 and 6; 16B.22, subdivision 1; and 645.445, subdivision 5.	4089							
2140	relating to the legislature; expanding when fiscal notes must be prepared on statutes, executive orders, or rules; requiring fiscal notes for new or increased fees; amending Minnesota Statutes 1985 Supplement, section 3.981, subdivision 2.	4089							
2141	relating to energy; clarifying the method by which schedules for the repayment of district heating loans are established; amending Minnesota Statutes 1985 Supplement, section 116J.36, subdivision 6.	4089							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2142	relating to transportation; providing an alternative procedure to record town roads; proposing coding for new law in Minnesota Statutes, chapter 164.	4089							
2143	relating to transportation; clarifying procedures in certain contested matters brought before the transportation regulation board; amending Minnesota Statutes 1984, sections 174A.02, subdivision 4; and 216A.05, subdivision 5.	4089		(H2365)					
2144	relating to transportation; railroads; clarifying procedures in certain contested matters brought before the transportation regulation board; permitting the transportation regulation board to grant clearance variances without evidentiary hearings in certain cases; permitting transportation regulation board to approve certain rate changes and applications for track abandonment or discontinuance of service in certain cases without a public hearing; providing a maximum fine for motor carrier violations involving transportation of hazardous materials; amending Minnesota Statutes 1984, sections 174A.02, subdivision 4; 216A.05, subdivision 5; 221.041, subdivision 1; 221.291, subdivision 3; Minnesota Statutes 1985 Supplement, sections 219.47, subdivision 1; 219.741; and 219.85.	4089	4599	4480a 4800 (H2364)					
2145	relating to education; requiring instruction in stewardship of land and water resources in all schools; authorizing aid for education in stewardship of land and water resources; requiring the commissioner of education to perform certain duties; requiring the board of teaching to amend rules relating to teacher preparation institutions and entrance licenses; proposing coding for new law in Minnesota Statutes, chapters 124 and 126.	4090							
2146	relating to transportation; railroads; permitting the transportation regulation board to grant clearance variances without evidentiary hearings in certain cases; amending Minnesota Statutes 1985 Supplement, section 219.47, subdivision 1.	4090		(H2370)					
2147	relating to health and human services; requiring the commissioner of health to monitor transitional care; authorizing use of swing beds by patients transferred from hospitals; requiring transportation services involving the use of a stretcher to meet life support transportation licensing standards; changing the computation of inpatient hospital rates; modifying the preadmission screening program; changing financial statement certification (Continued next page)	4090	4381	4377a 5334 6076	5334 5660	5660 6110	5660	6109	420

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2147	— Continued requirements for nursing homes that are phasing out of the medical assistance program; providing for refunds of excess charges; establishing requirements for medical assistance rate appeals procedures for intermediate care facilities; requiring a study of geographic groupings of nursing homes; establishing a task force on long-term care health planning; requiring a refund for private pay residents; amending Minnesota Statutes 1984, sections 144.801, subdivision 4; 174.29, subdivision 1; and 251.011, subdivision 4; and Minnesota Statutes 1985 Supplement, sections 144.562, subdivision 3; 256.969, subdivision 2; 256B.091, subdivisions 2, 4, 5, and 8; 256B.48 subdivision 1b and by adding a subdivision; and 256B.501, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 144.								
2148	relating to human services; clarifying members of screening team for intermediate care facilities; amending Minnesota Statutes 1985 Supplement, section 256B.092, subdivision 7.	4090							
2149	relating to consumer protection; requiring certain disclosures in sales of used motor vehicles; regulating new and used motor vehicle licenses; amending Minnesota Statutes 1984, section 168.27, subdivisions 1 and 8; Minnesota Statutes 1985 Supplement, sections 168.27, subdivisions 10 and 24; 325E.0951, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 168.	4090							
2150	relating to Dakota county; authorizing the issuance of bonds for the construction of library buildings and an annual levy for debt retirement.	4091		4392 (H2329)					
2151	relating to occupations and professions; providing for the regulation of the practice of chiropractic; providing grounds for license revocation; prescribing penalties; appropriating money; amending Minnesota Statutes 1984, sections 148.06, subdivision 1; 148.07, subdivision 2; 148.08, subdivision 3; 148.10; and 319A.02, subdivision 2; 326.03, subdivision 2; 326.06; proposing coding for new law in Minnesota Statutes, chapter 148; repealing Minnesota Statutes 1984, section 148.101.	4091	5286	4599 4900a 5244a 5620a	5621				
2152	relating to taxation; income; providing for additional withholding exemptions in certain instances; imposing a penalty; amending Minnesota Statutes 1984, section 290.92, subdivision 5; Minnesota Statutes 1985 Supplement, section 290.92, subdivisions 5a and 15.	4091							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2153	relating to agricultural finance; renaming the agricultural resource loan guaranty board; authorizing the board to participate in loans; amending Minnesota Statutes 1984, section 41A.02, subdivisions 3 and 6; Minnesota Statutes 1985 Supplement, sections 41A.01; 41A.02, subdivision 11; and 41A.05, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 41A; repealing Minnesota Statutes 1984, section 41A.06, subdivision 2.	4091	5094	5070a 5392	5392				
2154	relating to retirement; Winona police relief association audit, reports, financing.	4091							
2155	relating to human services; establishing administrative and computer systems for human services programs; strengthening the commissioner's power to determine and recover overpayments; creating incentives for county recovery of overpayments; disallowing increases due to related-party transactions; clarifying payment methods for ancillary services; exempting certain nursing homes from financial statement audits; establishing requirements for property transfers under the general assistance program; requiring a report; appropriating money; amending Minnesota Statutes 1984, sections 256.98; 256B.02, subdivision 7; 256B.064, subdivisions 1a and 1c; 256B.27, subdivisions 3, 4, and by adding a subdivision; 256B.433; 256B.48, subdivision 1; 256D.05, by adding a subdivision; and 256D.14; Minnesota Statutes 1985 Supplement, sections 256B.0641; and 256B.48, subdivision 1b; proposing coding for new law in Minnesota Statutes, chapters 256 and 256B.	4091		4403a					
2156	relating to local government; exempting other departments or agencies of the same county from having to be billed by county recorder for certain recording transactions; amending Minnesota Statutes 1985 Supplement, section 386.77.	4092							
2157	relating to taxation; authorizing the expansion of a certain enterprise zone; providing for the local contribution for that zone; amending Minnesota Statutes 1985 Supplement, section 273.1314, subdivisions 6 and 16a.	4092							
2158	relating to health; removing a restriction on use of hospital swing beds; amending Minnesota Statutes 1985 Supplement, section 144.562, subdivision 3.	4092							

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2159	relating to the environment; disapproving a nuclear waste repository in Minnesota; approval of new nuclear power plants; requiring nuclear power plants to be decommissioned by December 31, 1990; proposing coding for new law in Minnesota Statutes, chapter 116C.	4092	4599	4473a 4870	4870				
2160	relating to unclaimed property; requiring that the sum payable on an abandoned warrant issued by a county be deposited in the issuing county's general fund; amending Minnesota Statutes 1984, section 345.48, subdivision 1.	4092	4599	4471a 4888	4888				
2161	relating to employment; providing training opportunities for technically qualified individuals who may be exposed to hazardous substances, harmful physical agents, or infectious agents; amending Minnesota Statutes 1985 Supplement, section 182.653, subdivisions 4b, 4c, and 4f; proposing coding for new law in Minnesota Statutes, chapter 145.	4093	4381	4379 4870	4870 5662	5662 6111	5661	6109	456
2162	relating to transportation; providing for the terms of regional railroad authority commissioners; amending Minnesota Statutes 1984, section 398A.03, subdivision 5.	4093							
2163	relating to St. Louis county; making certain offices appointive; allowing the county board to assign certain offices to the unclassified service; amending Minnesota Statutes 1984, sections 375A.06, subdivision 5; 383C.035 and 383C.136.	4093	4429	4394a 4858 (H2344)					
2164	relating to education; establishing exemplary centers for learning opportunities; requiring the state board of education to select exemplary programs; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 125.	4093		4107					
2165	relating to state government; clarifying the definition of "rule" in the administrative procedure act; assigning additional duties to the legislative commission to review administrative rules; amending Minnesota Statutes 1985 Supplement, sections 14.02, subdivision 4; and 14.40.	4093							
2166	relating to local government units; authorizing the privatization of facilities for the treatment of wastewater and the furnishing of potable water; amending Minnesota Statutes 1984, section 474.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 297A; proposing coding for new law as Minnesota Statutes, chapter 471A.	4093		4261 4839a (H1869)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2167	relating to charitable gambling; regulating bingo; authorizing the charitable gambling control board to establish an additional class of license; regulating lawful gambling on leased premises; amending Minnesota Statutes 1984, sections 349.16, subdivision 3; 349.162, by adding a subdivision; 349.17, by adding a subdivision; and 349.18, subdivision 2.	4094		4107					
2168	relating to charitable gambling; modifying the definition of "profit"; regulating the use of profits; amending Minnesota Statutes 1984, sections 349.12, subdivision 13; and 349.15.	4094		4107					
2169	relating to charitable gambling; authorizing the charitable gambling control board to grant permits of exemption; amending Minnesota Statutes 1984, section 349.214, by adding a subdivision.	4094		4107					
2170	Relating to charitable gambling; requiring the licensing of manufacturers of registered gambling equipment; requiring disclosure of the identities of employers of licensed distributors; amending Minnesota Statutes 1984, section 349.161, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 349.	4094							
2171	relating to health; providing exemptions for certain air ambulance services; allowing first responders to drive life support transportation service vehicles under certain conditions; amending Minnesota Statutes 1984, sections 144.802, subdivision 5, and by adding a subdivision; and 144.804, subdivision 3, and by adding a subdivision.	4094	4381	4376a 5309a	5391	6110	5657	6109	421
2172	relating to retirement; expanding the membership of the Minnesota state retirement system unclassified program; amending Minnesota Statutes 1984, sections 352D.01; 352D.015; 352D.02, as amended; 352D.05, subdivision 4; 352D.06, subdivision 1; 352D.065, subdivision 5; 352D.085, subdivision 1; 352D.09, subdivisions 1 and 7; 352D.11, subdivisions 1 and 4; 354.05, subdivision 2; Minnesota Statutes 1985 Supplement, section 353.01, subdivision 2a.	4094							
2173	relating to state lands; authorizing exchange of state property with Minnesota transportation museum property.	4095	4599	4500a 4599 4857 (H2427)					
2174	relating to human services; exempting certain nursing homes from financial statement audits; amending Minnesota Statutes 1985 Supplement, section 256B.48, subdivision 1b.	4095							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2175	relating to health; authorizing the commissioner of commerce to adopt rules related to financial affairs of health maintenance organizations; requiring certificates of authority to be issued by the commissioner of commerce; providing for supervision of health maintenance organizations; amending Minnesota Statutes 1984, sections 62D.03; 62D.04; 62D.041, by adding a subdivision; 62D.05, by adding a subdivision; 62D.08; 62D.12, subdivision 9; 62D.14; 62D.15, subdivision 1; 62D.16; 62D.17; 62D.20; and 62D.21; repealing Minnesota Statutes 1984, section 62D.041, subdivisions 6, 7, and 8; and Minnesota Statutes 1985 Supplement, section 62D.041, subdivision 5.	4095							
2176	relating to utilities; defining terms; establishing a code of conduct for members of the public utilities commission; prohibiting public utilities commissioner from being employed by public utilities for two years before and two years following service as commissioner; transferring the rulemaking authority of the public utilities commission to the director of the department of public service; transferring certain other administrative and investigatory responsibilities of the commission to the department of public service; amending Minnesota Statutes 1984, sections 216A.02, by adding subdivisions; 216A.035; 216A.05; 216A.07, subdivision 1; 216A.095; 216B.02, by adding a subdivision; 216B.05; 216B.08; 216B.09; 216B.10; 216B.12, subdivision 1; 216B.13, subdivision 1; 216B.14; 216B.16, subdivisions 1 and 3; 216B.164, subdivisions 4, 6, 7, and 9; 216B.17, subdivisions 1 and 2; 216B.18; 216B.21, subdivisions 1 and 2; 216B.24, subdivisions 1 and 2; 216B.241, subdivision 2; 216B.242; 216B.243, subdivision 1; 216B.25; 216B.30; 216B.48, subdivision 6; 237.075, subdivision 3; 237.081, subdivisions 1, 1a, and 2; 237.10; 237.16, subdivision 3; and 237.28; Minnesota Statutes 1985 Supplement, section 216B.243, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 216A.	4095							
2177	relating to retirement; authorizing the purchase of prior service credit for a certain city health administrator.	4096							
2178	relating to environment; prohibiting certain disposal of hazardous waste; regulating release of radionuclides into groundwater; prohibiting locating a hazardous waste facility in a place that can reasonably be expected to cause pollution of potable waters; (Continued next page)	4096	4776	4676a 4777 5015 5030a 5063a	5064				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2178	— Continued amending Minnesota Statutes 1984, section 115.01, by adding subdivisions; 115A.25, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 115; and 116C.								
2179	relating to commerce; consumer protection; requiring the repair, refund, or replacement of new motor vehicles and new farm tractors under certain circumstances; prescribing certain settlement procedures; amending Minnesota Statutes 1984, section 325F.665, as amended; proposing coding for new law in Minnesota Statutes, chapter 325F.	4096	4429	4405a 5225 5529a	5529	6110	5657	6109	422
2180	relating to metropolitan government; establishing the metropolitan taxicab commission; empowering it to set taxicab rates and to license taxicabs and taxicab drivers; amending Minnesota Statutes 1984, sections 368.01, subdivision 12; and 412.221, subdivision 20; proposing coding for new law in Minnesota Statutes, chapter 473.	4096							
2181	relating to traffic regulations; increasing area of state in which weight limitations on highways may be seasonally increased; providing that weight limitations are increased seasonally for transporting sugar beets and potatoes under certain conditions; increasing weight limitations under which special permits may be issued; imposing fees; amending Minnesota Statutes 1984, sections 169.825, subdivision 11; and 169.86, subdivision 5.	4096							
2182	relating to crimes; making it a felony to cause the death of or injure an unborn child; prescribing penalties; amending Minnesota Statutes 1984, section 609.035; proposing coding for new law in Minnesota Statutes, chapter 609.	4096							
2183	relating to commerce; exempting certain dredge material from requirements for state permits; proposing coding for new law in Minnesota Statutes, chapter 105.	4097							
2184	relating to corporations; providing for the resignation of registered agents of foreign corporations; amending Minnesota Statutes 1984, section 303.10, by adding a subdivision.	4097		(H2317)					
2185	relating to the state board of investment; prohibiting investment decisions made for noneconomic reasons; amending Minnesota Statutes 1984, section 11A.04.	4097							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2186	relating to the environment; amending Minnesota Statutes 1985 Supplement, section 116.48, subdivision 4.	4097	4858	4851a	5017				
2187	relating to environment; abolishing the waste management board and transferring certain board functions to the pollution control agency effective June 30, 1986; amending Minnesota Statutes 1984, sections 115A.13; and 115A.81, by adding a subdivision.	4097		4097					
2188	relating to taxation; income; eliminating the age restrictions on the pension income exclusion; modifying the income offset; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.	4097							
2189	relating to transportation; providing for use of county state-aid highway funds on highways providing access to outdoor recreation areas; providing that motor vehicles do not exceed length restrictions, whether unladen or with load; defining tandem axles; providing for weight restrictions on highways including market arteries; increasing tax on gasoline and special fuel; reducing complement of department of transportation; creating legislative transportation commission; appropriating money; amending Minnesota Statutes 1984, sections 162.06, subdivision 5; 169.81, subdivision 2; 169.825, subdivisions 8, 10, and by adding a subdivision; 169.832, subdivision 11, and by adding a subdivision; and 296.02, subdivision 1b.	4098							
2190	relating to marriage; setting out the requirements and effect of premarital agreements; enacting the Uniform Premarital Agreement Act; amending Minnesota Statutes 1985 Supplement, section 524.2-204; proposing coding for new law in Minnesota Statutes, chapter 519; repealing Minnesota Statutes 1984, section 519.11.	4098							
2191	relating to utilities; authorizing stipulated settlements in certain cases; amending Minnesota Statutes 1984, sections 216B.16, subdivisions 1a and 2; and 237.075, subdivisions 1a and 2.	4098							
2192	relating to the pollution control agency; removing authority to impose certain fees; changing certain appropriations; amending Minnesota Statutes 1985 Supplement, section 116.07, subdivision 4d; and Laws 1985 First Special Session chapter 13, section 26, subdivisions 2 and 3.	4098							
2193	relating to drivers' licenses; providing for side-profile photograph on driver's license or identification card of person	4098							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2193	— Continued under the age of 19; amending Minnesota Statutes 1984, section 171.07, subdivisions 1 and 3.								
2194	relating to public safety; regulating transportation of firearms and bows; amending Minnesota Statutes 1984, section 100.29, subdivision 5.	4098		(H2130)					
2195	relating to housing; landlord and tenant; requiring heating standards; requiring notice by landlords before entering leased premises; amending Minnesota Statutes 1984, section 504.18, subdivisions 1 and 6; proposing coding for new law in Minnesota Statutes, chapter 504.	4099							
2196	relating to establishing a new qualification for designation as a redevelopment district for tax increment financing purposes; amending Minnesota Statutes 1984, section 273.73, subdivision 10.	4099	5015	4261 4992a 5199	5199				
2197	relating to utilities; prohibiting public utility commissioners from accepting gifts; amending Minnesota Statutes 1984, section 216A.035.	4099							
2198	relating to civil actions; providing for changes in certain time periods relating to the commencement of civil actions; amending Minnesota Statutes 1984, section 541.07.	4099							
2199	relating to metropolitan waste control; appropriating money to reimburse Farmington for excess charges.	4099		4393					
2200	relating to intoxicating liquor; authorizing Pope County to issue one seasonal on-sale license.	4099							
2201	relating to wildlife; providing for a wildlife damage abatement and claims program.	4099							
2202	relating to intoxicating liquor; requiring municipal on-sale liquor stores to give equal sales emphasis to nonalcoholic beverages; proposing coding for new law in Minnesota Statutes, chapter 340A.	4100							
2203	relating to local improvements; providing for the rate of interest on special assessments; amending Minnesota Statutes 1984, section 429.061, subdivision 2.	4100	4429	4393					
2204	relating to independent school district No. 750, Cold Spring; authorizing the district to make an equal levy for debt service over the next five years.	4100	4381	4354a 4872	4872				

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2205	relating to Washington county; permitting the county to finance water systems on behalf of cities and towns in the county by the issuance of county general obligation bonds.	4100	5015	4393a 4994 5248 (H2418)					
2206	relating to taxation; authorizing certain refunds of sales tax paid on agricultural electricity; amending Minnesota Statutes 1984, section 297A.35, by adding a subdivision.	4100	4978	4964a 5192	5192				
2207	relating to economic development; permitting certain loan repayments received by municipalities to be used for economic development purposes and authorizing the issuance of revenue bonds payable from loan repayments; proposing coding for new law as Minnesota Statutes, chapter 116N.	4100							
2208	relating to retirement; authorizing the purchase of allowable service credit by a certain member of the public employees retirement association.	4100		(H2198)					
2209	relating to Olmsted county; increasing the amount the county board may appropriate annually for use as a contingent fund; amending Laws 1965, chapter 433, section 1, as amended.	4101	4429	4393 4797 (H2187)					
2210	relating to insurance; joint self-insurance employee health plans; providing an exemption from regulation; amending Minnesota Statutes 1984, section 62H.08.	4101							
2211	relating to taxation; providing for reduction in the rate of excise tax on gasoline sold for marine use at qualified service stations; amending Minnesota Statutes 1984, section 296.02, subdivision 6.	4101		4101					
2212	relating to transportation; bonding; reallocating proceeds of bridge bonds to counties and cities; appropriating money; amending Laws 1979, chapter 280, section 2, as amended.	4101							
2213	relating to taxation; reducing the tax credit for agricultural alcohol gasoline; providing for payments to producers of agricultural alcohol; appropriating money; amending Minnesota Statutes 1985 Supplement, section 296.02, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 41A.	4101		4381					
2214	relating to taxation; requiring the board of equalization to use involuntary sales in the sales ratio study under certain conditions; requiring certificates of value to be recorded by 90 days after a sale; amending Minnesota Statutes 1984, sections 270.12, subdivision 2; and 272.115, subdivision 1.	4101							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2215	relating to game and fish; dedicating revenues from the fishing license surcharge, small game surcharge, migratory waterfowl stamp, pheasant stamp, and trout and salmon stamp; requiring preparation and presentation of work plans before fishing license surcharge appropriation is spent; amending Minnesota Statutes 1984, sections 97.4841, subdivision 4; 97.4842, subdivision 3; 97.4843, subdivision 4; 97.49, subdivision 1; and 97.86, and S.F. No. 1526, article 1, sections 10, subdivision 1; 12, subdivision 3; and 14, subdivisions 2, 3, and 4, if enacted.	4102		4665a 4777					
2216	relating to metropolitan government; providing for the treatment of watershed costs in certain local government units; amending Minnesota Statutes 1985 Supplement, section 473.882, subdivision 1.	4102							
2217	relating to natural resources; authorizing additions to and deletions from certain state parks and recreation areas; amending Laws 1984, chapter 599, section 3.	4102	5286	4267 5233a 5373 (H2466)					
2218	relating to utilities; providing that installation and maintenance of electric transmission lines that comply with code are not activities subjecting utility to strict liability; amending Minnesota Statutes 1985 Supplement, section 326.243.	4102							
2219	relating to the town of Louisville; permitting the town to impose a fee for certain landfill deposits.	4102							
2220	relating to public utilities; defining a telephone company to exclude a radio common carrier; amending Minnesota Statutes 1985 Supplement, section 295.01, subdivision 10.	4102							
2221	relating to public works; providing a replacement for an appropriation to the city of Cloquet for the construction of a public water facility.	4102							
2222	relating to education; vocational; specifying use of appropriation for firefighter training programs in AVTI's; amending Laws 1985, First Special Session chapter 11, section 4, subdivision 3.	4103	5015	4992 5314	5314				
2223	relating to the city of Bowlus; permitting the city to exceed its debt limit for a firehall.	4103		4473a (H2464)					
2224	relating to taxation; tax-forfeited lands; requiring payment for a certain tract in Morrison county by the state of Minnesota.	4103							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2225	relating to public contracts; regulating the use of subcontractors by a prime contractor; providing a penalty; proposing coding for new law in Minnesota Statutes, chapter 15.	4103							
2226	relating to natural resources; enacting a reorganization of the department of natural resources and requiring the commissioner of natural resources to implement the same by December 31, 1986; amending Minnesota Statutes 1984, sections 84.01, subdivision 3; 84.028, subdivision 3; 84.082; 84.086; 97.41, subdivision 2; 105.40, subdivisions 1 and 2; repealing Minnesota Statutes 1984, sections 84.081; 84.083; and 89.014.	4103							
2227	relating to taxes; exempting from gasoline excise tax propane fuel for vehicles operating under permit; amending Minnesota Statutes 1985 Supplement, sections 296.01, subdivision 25; 296.02, subdivision 1a; 296.025, subdivision 1a; 296.026; and 296.028.	4103	4978	4898a					
2228	relating to commerce; regulating licensing of installers of certain low-voltage electrical systems; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 326.	4104							
2229	relating to retirement; certain public retirement systems; setting age 62 as the normal retirement age; changing eligibility requirements for a surviving spouse benefit; providing for actuarial reduction of benefits for early retirement in certain public retirement systems; extending the time for termination of service for retirement under the rule of 85; amending Minnesota Statutes 1984, sections 352.01, subdivision 19; 352.113, subdivisions 1, 3, 4, 10, and 12; 352.115, subdivision 2; 352.116, subdivisions 1 and 2; 352.12, subdivision 2; 352.72, subdivision 5; 352.91, subdivision 3; 352.93, subdivision 3; 352.95, subdivision 5; 353.29, subdivision 1; 353.30, subdivision 1; 353.32, subdivision 1a; 353.33, subdivisions 1, 3, and 11; 353.71, subdivision 5; 353.75; 354.44, subdivisions 1 and 1a; 354.46, subdivisions 1 and 2; 354.48, subdivision 10; 354.49, subdivision 3; 354A.31, subdivisions 5 and 6; 354A.35, subdivision 2; 354A.36, subdivisions 3 and 10; 354A.37, subdivision 4; 356.32, subdivision 1; and 356.325; amending Minnesota Statutes 1985 Supplement, sections 352.01, subdivision 2B; 353.657, subdivision 2a; 354.44, subdivision 6; 354.48, subdivision 3; 354.55, subdivision 11; and 356.70, subdivision 1; repealing Minnesota Statutes 1984, section 353.30, subdivisions 1a, 1b, and 1c.	4104							

a Indicates Amendment

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2230	relating to health; requiring licensure to practice naturopathy; providing for conditions of licensure; qualifications and exemptions; establishing a state board of naturopathic examiners; providing for discipline and penalties; proposing coding for new law in Minnesota Statutes, chapter 148.	4104							
2231	relating to employment; regulating systems of sharing or pooling gratuities; defining service charges; amending Minnesota Statutes 1984, section 177.23, subdivision 9; Minnesota Statutes 1985 Supplement, section 177.24, subdivision 3.	4104		5233 5242a 5421 (H2089)					
2232	relating to human services; requiring federal mental health block grants to be used for qualified community mental health centers; amending Minnesota Statutes 1984, section 245.712, subdivision 1.	4104							
2233	relating to education; adding post-secondary vocational technical education representation on the ESV computer and UFARS advisory councils; amending Minnesota Statutes 1984, sections 121.901, subdivision 1; and 121.934, subdivisions 1 and 2.	4255	4776	4680 4858 4981	4981				
2234	relating to utilities; increasing salary and duties of chair of public utilities commission; prohibiting certain activities by utilities and public utility commissioners; directing commission to adopt rules of conduct; allowing rate increase settlements without a contested case hearing under certain circumstances; authorizing commission to assign mandatory filing dates for rate increases; allowing commission to suspend rate schedules for 12 or 14 months; imposing a penalty; amending Minnesota Statutes 1984, sections 216A.03, subdivisions 3, 3a, and by adding subdivisions; 216B.16, subdivisions 1a, 2, and by adding a subdivision; and 237.075, subdivisions 1a, 2, and by adding a subdivision.	4255							
2235	relating to veterans; requiring the MIA-POW flag to be flown on the capitol.	4255	4978	4964a 5011 (H2394)					
2236	relating to game and fish; legislative oversight over federal fund receipts and expenditures.	4256							
2237	relating to economic development; creating the district 56 development association and providing for the powers and administration of the association; proposing coding for new law as Minnesota Statutes, chapter 116N.	4256							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2238	relating to Hennepin county; creating a county housing and redevelopment authority; applying the provisions of the municipal housing and redevelopment act to Hennepin county; providing for local approval of projects.	4256	4429 4858	4411 4454 4851					
2239	relating to charitable gambling; exempting certain organizations from regulation and tax; amending Minnesota Statutes 1984, sections 297A.25, by adding a subdivision; and 349.214, subdivision 2.	4256							
2240	relating to crimes; providing a penalty for assaulting correctional officers; amending Minnesota Statutes 1985 Supplement, section 609.2231, subdivision 1.	4256		4858					
2241	relating to commerce; requiring gasoline service stations to provide certain goods and services; proposing coding for new law in Minnesota Statutes, chapter 325E	4256							
2242	relating to education; prohibiting the state board from authorizing a school board to transfer money from the debt redemption fund, except as provided in Minnesota Statutes, section 475.61, subdivision 4; amending Minnesota Statutes 1985 Supplement, section 121.9121, by adding a subdivision.	4256		(H2324)					
2243	relating to public safety; restricting local requirements for stairways to be enclosed in certain buildings; requiring local governing bodies to consider certain facts before enacting ordinances affecting housing; defining the term "stories"; amending Minnesota Statutes 1984, section 299F.011, subdivision 4, and by adding subdivisions; 504.18, subdivisions 1 and 6; and Minnesota Statutes 1985 Supplement, section 16B.61, subdivision 3.	4257	4381	4380a 5187a	5188				
2244	relating to environment; creating the waste management agency; transferring the duties of the waste management board and certain duties of the pollution control agency to the waste management agency; amending Minnesota Statutes 1984, sections 115A.03, by adding subdivisions; 115A.42; 115A.44; 115A.45; 115A.46, subdivision 1; 115A.51; 115A.53; 115A.917; amending Minnesota Statutes 1985 Supplement, sections 115A.49 and 115A.52; proposing coding for new law in Minnesota Statutes, chapter 115A; repealing Minnesota Statutes 1984, sections 115A.03, subdivision 3; 115A.04; 115A.05; 115A.13; 115A.14, subdivision 6; 115A.201; 115A.22, subdivision 4; and 115A.34.	4257							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2245	relating to elections; providing for the use of certain optical scan electronic voting systems; proposing coding for new law in Minnesota Statutes, chapter 206.	4257	4858	4853a 5207	5207	6107	5598	6106	381
2246	relating to energy; providing for compensation by utilities of solid waste resource recovery facilities in metropolitan counties for electricity generated; setting term; amending Minnesota Statutes 1984, section 216B.164, subdivision 4.	4257		4392 4411a 4699 5233 5245a					
2247	relating to environment; prohibiting the storage of hazardous waste at the University of Minnesota's Rosemount research center; proposing coding for new law in Minnesota Statutes, chapter 116.	4257							
2248	relating to commerce; prohibiting the use of electronically prerecorded messages in telephone solicitations; proposing coding for new law in Minnesota Statutes, chapter 325G.	4258		4381					
2249	relating to unemployment compensation; regulating benefits and contribution rates; appropriating money; amending Minnesota Statutes 1984, sections 268.04, subdivisions 2, 4, 24, 25, and by adding subdivisions; 268.06, subdivisions 2, 3a, 8, and by adding a subdivision; 268.07, subdivisions 2, 2a, and 3; 268.071, subdivision 1; 268.09, subdivisions 1 and 2; 268.10, subdivisions 1 and 2; 268.12, subdivision 8; 268.121; 268.16, subdivision 2, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 268.0111, by adding a subdivision; 268.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1984, section 268.04, subdivisions 8, 29, and 30.	4258	4776	4258 4381 4699 4699					
2250	relating to utilities; providing for access by disabled persons to telephone service; amending Minnesota Statutes 1984, section 237.01, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 237.	4258		4381					
2251	relating to public assistance; requiring the provision of general assistance medical assistance to certain persons in hospitals; amending Minnesota Statutes 1985 Supplement, section 256D.03, subdivision 4.	4258							
2252	relating to land surveying; providing for the surveying of lands by a county board; providing for the establishment of an office of county surveyor or the assignment of its duties; providing a penalty; amending Minnesota Statutes (Continued next page)	4258	4858	4850a 5014 (H2216)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2252	—Continued 1984, sections 381.01; 381.2; 381.03; 381.04; 381.05; 381.06; 381.07; 381.08; 381.09; 381.10; 381.12; 381.13; 389.011; 389.02; 389.03; 389.04; 389.08; Minnesota Statutes 1985 Supplement, section 389.09, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 381; repealing Minnesota Statutes 1984, section 389.06.								
2253	relating to solid waste disposal; providing assistance to Winona county; appropriating money.	4259							
2254	relating to economic development; establishing a state lottery; creating a state lottery board; prescribing its powers and duties; providing for the disposition of revenues from the state lottery; creating certain funds in the state treasury; appropriating money; providing penalties; proposing an amendment to the Minnesota Constitution; repealing article XIII, section 5 which prohibits lotteries; amending Minnesota Statutes 1984, sections 290.61; 290.92, by adding a subdivision; 297A.43; Minnesota Statutes 1985 Supplement, section 290.17, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 349A.	4259							
2255	relating to the city of Cloquet; permitting the establishment of a port authority; authorizing the port authority to exercise the powers of a municipal housing and redevelopment authority.	4259	5286	4267 4472a 5236 5385	5385				
2256	relating to the city of Minneapolis; authorizing forgiveness of certain property taxes.	4259	5186	5169a					
2257	relating to the Minnesota zoological garden; authorizing a lease and management contract; abolishing the state zoological board; amending Minnesota Statutes 1984, sections 43A.27, by adding a subdivision; 179A.03, subdivision 15; 466.01, subdivision 1; Minnesota Statutes 1985 Supplement, sections 43A.27, subdivision 2; 352.01, subdivision 2A; proposing coding for new law in Minnesota Statutes, chapter 85A; repealing Minnesota Statutes 1984, section 85A.01, subdivisions 3 and 4; Minnesota Statutes 1985 Supplement, sections 85A.01, subdivisions 1 and 2; 85A.02, subdivision 5a; and 85A.04, subdivision 1.	4259	4429	4412a 4429					
2258	relating to retirement; authorizing amendments to the articles of the Minneapolis teachers retirement fund association to authorize postretirement adjustments based on earnings of the (Continued next page)								

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2258	—Continued fund and calculated on the basis of years of retirement and years of service.								
2259	relating to state lands; authorizing conveyance of certain state easement.	4260		(H2453)					
2260	relating to solid waste disposal; deferring the application of certain Minnesota pollution control agency rules for certain counties until September 1, 1988.	4260							
2261	relating to taxes; exempting certain real property from taxation; amending Minnesota Statutes 1985 Supplement, section 272.02, subdivision 1.	4260							
2262	relating to Winona county; permitting the county to convey certain real estate to a county agricultural society.	4260	4429	4392 5303	5303				
2263	relating to state government; modifying requirements of the set-aside program; amending Minnesota Statutes 1985 Supplement, section 16B.19, subdivision 6.	4260							
2264	relating to retirement; public employees retirement association; permitting the purchase of prior service credits by certain employees; amending Minnesota Statutes 1984, section 353.36, subdivision 2b, and by adding a subdivision.	4266							
2265	relating to occupations and professions; architects, engineers, land surveyors, and landscape architects; making certain technical changes related to certain licensing exceptions; amending Minnesota Statutes 1984, sections 326.03, subdivision 2; and 326.06.	4385		(H2001)					
2266	relating to public employment labor relations; regulating fair share fees; regulating arbitration; defining employer and employee; amending Minnesota Statutes 1984, sections 179A.03, subdivisions 14, 15, and by adding a subdivision; 179A.05, subdivision 6; 179A.07, subdivision 2; 179A.13, by adding a subdivision; 179A.16, subdivisions 4 and 8; and 179A.21, subdivision 2.	4385		(H2428)					
2267	relating to retirement; making public employees retirement association membership optional for employees of county historical societies; amending Minnesota Statutes 1985 Supplement, section 353.01, subdivision 2a.	4385		(H2348)					
2268	relating to state monuments; authorizing development of a plan for a memorial to Native Americans; (Continued next page)	4386		5018 (H1599)					

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2268	— Continued amending Minnesota Statutes 1984, section 138.585, by adding a subdivision.								
2269	relating to human services; providing for outpatient commitment; defining "incapacitated person" to include one who needs mental health services; providing for guardianship and conservatorship to alleviate mental illness; amending Minnesota Statutes 1984, sections 253B.02, subdivision 15, and by adding subdivisions; 253B.07, subdivision 2; 253B.09, subdivisions 1, 2, and 5, and by adding a subdivision; 253B.10, subdivision 1; 253B.12, subdivisions 2 and 5; 253B.14; 525.54, subdivision 2; 525.551, subdivision 5; and 525.56, subdivision 3.	4386							
2270	relating to crime victims; authorizing the payment of certain reparations to victims of the crime of tampering with a witness; amending Minnesota Statutes 1985 Supplement, section 611A.52.	4386							
2271	relating to state lands; directing transfer of the Croft Mine Park, and all artifacts, machinery, and other personal property used in its operation, to any one or a combination of the city of Ironton, the city of Crosby, and the Croft historical park board.	4386	4858	4852a 5010 (H2407)					
2272	relating to traffic regulations; extending the prohibition against wearing headphones while operating a motor vehicle to include bicycles; amending Minnesota Statutes 1984, section 169.471, subdivision 2.	4386							
2273	relating to state parks; requiring a permit for the use of metal detectors in state parks and other public areas; providing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 85.	4386							
2274	relating to homesteads; increasing rural homestead exemption to 160 acres; amending Minnesota Statutes 1984, section 510.02.	4387							
2275	relating to corrections; authorizing the commissioner of corrections to contract for an inmate visitation program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 243.	4387							
2276	relating to insurance; requiring notification to the issuing insurer when replacing a life insurance policy; amending Minnesota Statutes 1984, section 72A.20, by adding a subdivision.	4387							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2277	relating to crimes; requiring mandatory minimum sentences when a firearm or dangerous weapon is used during the commission of certain controlled substance crimes; amending Minnesota Statutes 1984, section 609.11, subdivision 9.	4387		4429					
2278	relating to retirement; Minnesota state retirement system; changing the formulas for determining average salary and retirement annuity; amending Minnesota Statutes 1984, section 352.115, subdivisions 2 and 3.	4387							
2279	relating to nonprofit corporations; adoption services corporations; providing that pledges to make contributions shall be voidable at the option of the person making the pledge; amending Minnesota Statutes 1984, section 317.65, subdivision 7.	4387	4858	4848a	5205				
2280	relating to taxation; exempting certain construction materials from the sales tax; imposing levy limits on certain towns and cities; altering provisions governing distribution of certain taconite tax proceeds; reducing the taconite railroad gross earnings tax rate; providing for the deduction of taconite production taxes and transportation costs; providing for a loan guarantee; appropriating money; amending Minnesota Statutes 1984, sections 275.125, subdivision 9; 275.50, subdivision 2; 275.51, subdivisions 3f and 3i; 294.23; 298.225, by adding a subdivision; 298.24, subdivision 1; and 298.282, subdivision 2; Minnesota Statutes 1985 Supplement, sections 294.22; 297A.15, subdivision 5; 297A.257, by adding a subdivision; 298.03; 298.225, subdivision 1; and 298.28, subdivision 1.	4387	5186	5176a 5321a	5322 5724	5430 5432 5450 5588 5709* 6110	5429 5913	6109	441
2281	relating to game and fish; establishing a program to compensate landowners and lessees for damages done by wild animals; appropriating money.	4388							
2282	relating to crimes; making it a felony to disseminate or possess photographic representations of sexual conduct involving minors; amending Minnesota Statutes 1984, section 617.247, subdivisions 3 and 4.	4430		4777					
2283	relating to courts; authorizing a majority of the judges of a judicial district to abolish the public defender system; amending Minnesota Statutes 1984, section 611.26, subdivision 1.	4430							
2284	relating to environment; providing for the adoption of a sewage treatment system construction code; requiring certification of sewage system contractors and inspectors in certain coun-	4430							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2284	— Continued ties; providing for the administration of certification laws by the pollution control agency; authorizing adoption of rules; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 116.								
2285	relating to transportation; municipal state-aid streets; authorizing cities to use municipal state-aid funds to purchase emergency traffic light systems; amending Minnesota Statutes 1984, section 162.14, subdivision 2.	4431							
2286	relating to public safety; expanding the crime of driving a motor vehicle while under the influence of alcohol or a controlled substance; amending Minnesota Statutes 1984, sections 169.121, subdivisions 2 and 6; 169.123, subdivisions 2a, 3, 4, and 6; and 361.12, subdivision 1; and Minnesota Statutes 1985 Supplement, sections 169.121, subdivision 1; and 169.123, subdivision 2.	4431							
2287	relating to game and fish; establishing a program to compensate landowners and lessees for damages done by wild animals; appropriating money.	4431							
2288	relating to adoption; requiring counseling prior to the adoption of foreign born children; making foreign born children eligible for subsidized adoption payments; amending Minnesota Statutes 1984, section 259.40, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 259.	4431							
2289	relating to education; requiring the state board of education to study its school desegregation rules and recommend changes.	4431							
2290	relating to state departments and agencies; creating a commission for the quincentennial of the Hispanic presence in the western hemisphere.	4431							
2291	relating to transportation; prohibiting railroad company from holding employee liable for negligence resulting in damage to company property during the course of employment; proposing coding for new law in Minnesota Statutes, chapter 219.	4432							
2292	relating to the city of Saint Paul; providing for the redesign, reconstruction and widening of Lexington avenue south of Larpenteur avenue; amending Laws 1977, chapter 402, section 2.	4432							
2293	relating to unemployment compensation; regulating benefits and contribution rates; appropriating money; amending Minnesota Statutes 1984,	4777							

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BILLS OF THE SENATE — Continued

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2293	— Continued sections 268.04, subdivisions 2, 4, 24, 25, and by adding subdivisions; 268.06, subdivisions 2, 3a, 8, and by adding a subdivision; 268.07, subdivisions 2, 2a, and 3; 268.071, subdivision 1; 268.09, subdivisions 1 and 2; 268.10, subdivisions 1 and 2; 268.12, subdivision 8; 268.121; 268.16, subdivision 2, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 268.0111, by adding a subdivision; 268.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1984, section 268.04, subdivisions 8, 29, and 30.								
2294	relating to horse racing; prohibiting certain betting practices; prescribing penalties; amending Minnesota Statutes 1984, sections 240.25, subdivision 2; and 240.26, subdivisions 1 and 2.	4778							
2295	relating to game and fish; authorizing certain disabled federal employees to fish without licenses; amending Minnesota Statutes 1984, section 98.47, subdivision 17.	4778							
2296	relating to property taxes; changing the method of valuing certain residential real estate; amending Minnesota Statutes 1984, section 273.11, subdivisions 1 and 9, and by adding a subdivision.	4778							
2297	relating to water; establishing a deadline for the formation of certain watershed management organizations; amending Minnesota Statutes 1984, section 473.878, by adding a subdivision.	4778							
2298	relating to the statute of limitations; providing a limitation on actions against land surveyors; proposing coding for new law in Minnesota Statutes, chapter 541.	4778							
2299	relating to human services; providing for an increase in medical assistance reimbursement for services at developmental achievement centers; amending Minnesota Statutes 1985 Supplement, section 256B.501, subdivision 5.	4778							
2300	relating to human services; eliminating supportive living residences as residential care facilities for persons with mental illness; providing for the establishment of a third level of care for persons with mental illness; directing the commissioner of human services to review and alter rules relating to residential care facilities for persons with mental illness; amending	4778							

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2300	— Continued Minnesota Statutes 1984, sections 245.782, subdivisions 2 and 6; 245.802, by adding a subdivision; repealing Minnesota Statutes 1984, section 245.802, subdivision 1a.								
2301	relating to taxation; property; allowing certain property owners to appeal assessments directly to the tax or district court; authorizing the courts to increase taxes; sales ratio studies as evidence; amending Minnesota Statutes 1984, sections 278.05, subdivisions 1 and 4; 278.07; and 278.08, subdivision 1; Minnesota Statutes 1985 Supplement, sections 271.01, subdivision 5; and 278.01, subdivision 1.	4779	5374	5367a					
2302	relating to taxation; requiring withholding from payments to out-of-state contractors; proposing coding for new law in Minnesota Statutes, chapter 270.	4779							
2303	relating to the environment; disapproving a nuclear waste repository in Minnesota; proposing coding for new law in Minnesota Statutes, chapter 116C.	4779							
2304	relating to taxation; providing for the taxation of lawful gambling; making unlicensed wholesaling of gambling equipment a felony; exempting certain lawful gambling from licensing and taxation; providing a penalty; amending Minnesota Statutes 1984, sections 349.12, by adding a subdivision; 349.212, by adding a subdivision; 349.214, subdivision 2, and by adding a subdivision; 349.22; 349.31, subdivision 1; and 609.761; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349.	4779		(H2331)					
2305	relating to the financing of government in this state; reducing appropriations for the biennium ending June 30, 1987, with certain conditions; imposing various cost-saving measures; creating, modifying, transferring, and abolishing agencies and functions; providing for the transfer of money in the state treasury; establishing and increasing fees; appropriating money with certain conditions; amending Minnesota Statutes 1984, sections 15.06, subdivision 1; 15.38, subdivision 3; 16A.01, subdivision 2; 16A.641, by adding subdivisions; 16A.72; 16B.07, subdivisions 3 and 4; 16B.08, subdivision 4; 16B.09, subdivision 1; 43A.08, subdivision 1a; 43A.17, subdivision 9; 89.17; 116C.03, subdivisions 2, 4, and 5; (Continued next page)	4779	4800	4802 4821 (H2009)					

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BILLS OF THE SENATE—Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2305	Continued 116J.61; 116J.873, subdivision 1; 116K.03, subdivision 2; 116K.04; 124.71, subdivision 2; 136.14; 136C.35; 144.335, subdivision 1; 144.699, subdivision 2; 144A.51, subdivision 6, and by adding a subdivision; 144A.52, subdivision 3; 144A.53, subdivisions 1, 2, 3, and 4; 144A.54, subdivision 1; 145.915, by adding a subdivision; 162.06, subdivision 1; 162.12, subdivision 1; 176.183, subdivisions 1, 1a, and 2; 176.603; 176.611, subdivision 2; 179A.03, subdivisions 14, 15, and by adding a subdivision; 179A.05, subdivision 6; 179A.13, by adding a subdivision; 179A.16, subdivisions 4 and 8; 179A.21, subdivision 2; 183.375; 183.42; 183.44; 183.45; 183.466; 183.501; 183.505; 183.52; 183.54; 183.57; 183.59; 197.481, by adding subdivisions; 256.045, subdivision 3, and by adding a subdivision; 256.871, subdivision 2; 256.969, by adding a)ubdivision; 256B.02,, subdivision 7, and by adding a subdivision; 256B.04, by adding a subdivision; 256B.05, subdivision 1; 256B.064, subdivisions 1a and 1c; 256B.27, subdivisions 3 and 4, and by adding a subdivision; 256B.37; 256B.431, subdivision 1, and by adding a subdivision; 256B.433; 256B.48, subdivision 1; 256B.69, subdivision 4; 256D.43; 271.01, by adding a subdivision; 297B.09, subdivision 2; 298.22, subdivision 3; 326.47, subdivisions 1 and 6; 343.29, subdivision 1; 357.08; 363.071, subdivision 2; 364.09; 401.14, subdivision 3; 462.384, subdivision 7; 518C.02, subdivision 3; and 525.56, subdivision 3; Minnesota Statutes 1985 Supplement, sections 3C.12, subdivisions 2 and 7; 15A.081, subdivisions 1 and 8; 92.50; 116.18, subdivision 3a; 116M.06, subdivision 3; 136A.02, subdivision 7; 136C.07, subdivision 5a; 168.012, subdivision 1; 168.12, subdivisions 1 and 5; 179A.04, subdivision 3; 256.01, subdivision 2; 256.871, subdivision 4; 256.969, subdivision 2; 256B.06, subdivision 1; 256B.0641; 256B.091, subdivision 4; 256B.501, by adding a subdivision; 256D.05, subdivision 1; 256D.051, subdivisions 1, 6, and by adding a subdivision; 256D.37, subdivision 1; 270A.07, subdivision 1; 325E.0951, by adding a subdivision; 474.19, subdivisions 3 and 4; 609.101; and 626.557, subdivision 2; Laws 1985, First Special Session chapters 9, article 2, section 105; 12, article 6, section 28, subdivision 20; 13, section 45; and section 219, subdivisions 2 and 5; proposing coding for new law in Minnesota Statutes, chapters 16A; 16B; 84; 116J; 116L; 135A; 136A; (Continued next page)								

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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2305	— Continued 144A; 145; 179A; 197; 256; 256B; 271; 336; and 518; proposing coding for new law as Minnesota Statutes, chapter 116N; repealing Minnesota Statutes 1984, sections 116K.01; 116K.02; 116K.03, subdivision 3; 176.265; 176.611, subdivisions 3 and 4; 343.01, as amended; 343.06; 343.08; 518.551, subdivision 8; Minnesota Statutes 1985 Supplement, sections 116J.951; 116J.955; 116J.961, subdivisions 7, 8, 9, and 10; and 473.351, subdivision 5.								
2306	relating to natural resources; authorizing spending for acquiring and bettering public land and buildings for a fish hatchery; authorizing issuance of state bonds; appropriating money.	5051							
2307	relating to taxation; property; extending the property eligible for agricultural homestead treatment in certain cases; amending Minnesota Statutes 1985 Supplement, section 273.124, subdivision 8.	5051							
2308	relating to the Minnesota high school league; requiring due process on certain conference matters; establishing certain requirements for expulsion from a conference; amending Minnesota Statutes 1984, section 129.121, subdivision 1.	5052							
2309	resolution memorializing the President and Congress of the United States to investigate and take action to effect changes in the wheat grading and marketing process.	5052							
2310	relating to taxation; property; modifying the metropolitan revenue distribution system; phasing out certain exemptions; providing a variable contribution percentage; equalizing commercial-industrial assessed valuations; changing certain definitions; eliminating the administrative auditor's functions; amending Minnesota Statutes 1984, sections 473F.01; 473F.02, subdivision 12; 473F.06; 473F.07; 473F.08, subdivisions 2, 5, 6, 7a, and by adding a subdivision; 473F.09; 473F.13; Minnesota Statutes 1985 Supplement, section 473F.02, subdivision 3; repealing Minnesota Statutes 1984, sections 473F.02, subdivisions 6, 9, 11, 16, 18, 19, and 20; 473F.03; and 473F.12; and Minnesota Statutes 1985 Supplement, section 473F.02, subdivision 17.	5052							
2311	relating to local government aids; modifying the distribution formula for cities; amending Minnesota Statutes 1984, section 477A.011, by adding subdivisions; Minnesota Statutes 1985 (Continued next page)	5052							

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S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2311	— Continued Supplement, sections 477A.011, subdivision 10; and 477A.013, subdivisions 2 and 3; repealing Minnesota Statutes 1985 Supplement, section 477A.011, subdivision 14.								
2312	relating to taxation; property; providing for delayed assessment of valuation increases due to the rehabilitation of buildings; proposing coding for new law in Minnesota Statutes, chapter 273.	5052							
2313	relating to agriculture; raising certain exemptions, including the homestead exemption and the exemptions on implements used in farming operations; amending Minnesota Statutes 1984, sections 510.02; and 550.37, subdivision 10; Minnesota Statutes 1985 Supplement, section 550.37, subdivisions 5 and 7.	5287							
2314	relating to taxation; sales; clarifying the definition of farm machinery; amending Minnesota Statutes 1985 Supplement, section 297A.01, subdivision 15.	5336							
2315	relating to fishing licenses; prescribing a fee for a 14-day angling license; amending Minnesota Statutes 1985 Supplement, section 98.46, subdivision 14; S. F. No. 1526, 1986 Regular Session, article 1, section 68, subdivision 7, if enacted.	5336							
2316	relating to taxation; income; providing a personal credit for mentally retarded persons; amending Minnesota Statutes 1985 Supplement, section 290.06, subdivision 3f.	5336							
2317	relating to agriculture; requiring an appropriate committee of the legislature to conduct a study of the necessity for a central filing system for agricultural credit instruments.	5336							
2318	relating to health; requiring licensure to practice massage; establishing a board of examiners in massage; providing for exemptions, conditions, and qualifications of licensure; proposing coding for new law in Minnesota Statutes, chapter 148.	5375							
2319	relating to taxation; altering the income tax exclusion for pension income; amending Minnesota Statutes 1985 Supplement, section 290.08, subdivision 26.	5422							
2320	relating to human services; establishing a board of social work examiners; licensing and regulating social workers; providing penalties; appropriating money; amending Minnesota	5422							

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a Indicates Amendment

( ) Indicates House File Substitution
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BILLS OF THE SENATE — Continued.

S.F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2320	— Continued Statutes 1984, sections 214.01, subdivision 2; and 595.02, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 148A.								
2321	relating to education; naming state scholarships the Christa McAuliffe Minnesota State Scholarships; amending Minnesota Statutes 1985 Supplement, section 136A.09.	5422							
2322	relating to education; providing that the basic costs of education will be paid by the state; providing for expansion of the sales tax base and adjustment of its rate to provide funding for this aid.	5596							

a Indicates Amendment

( ) Indicates House File Substitution
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HOUSE
BILLS

Senate Record of House Bills

1985-86 SESSION

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10	relating to the city of New Ulm; authorizing payment of health insurance costs for certain retired police officers.	1103	1104					
18	relating to game and fish; authorizing resident fishing license for military persons training at Camp Ripley; amending Minnesota Statutes 1984, section 98.47, by adding a subdivision.	1104	1107	1683	1636a 2701	2701	3500	154
34	relating to liquor; allowing an exemption from requirement for use of Minnesota grown grapes by farm wineries; amending Minnesota Statutes 1984, section 340.435, by adding a subdivision.	405	406	460	459a	525	1457	12
35	relating to agriculture; making certain changes in the family farm security program; amending Minnesota Statutes 1984, sections 41.56, subdivisions 3, 4, and 4a; 41.57, subdivisions 2 and 3; 41.59, subdivision 1; and 41.61, subdivision 1; 223A.01; 336.9-307; proposing coding for new law in Minnesota Statutes, chapter 92.	607	608	1982	1968a 2740a 3221a	3227	3506	276
58	relating to the town of Moorhead; allowing the town certain powers.	907	910	1683 2461	1634a 1701 2458a 2744	2744 3132	2999 3007 3131* 3502	207
65	relating to taxation; sales and use; eliminating accelerated payment of liability; amending Minnesota Statutes 1984, section 297A.27, subdivision 1; repealing Minnesota Statutes 1984, section 297A.275.	907	911					
67	relating to judges; providing for the manner of filling vacancies in the office of judge; proposing coding for new law in Minnesota Statutes, chapter 480B.	438	438	524	517a 2058a 3082a 3084	3084		
68	relating to trusts; eliminating the requirement of qualifying trustees in certain cases; amending Minnesota Statutes 1984, section 524.3-913.	281	281	325	305a	374	607	10
78	relating to crimes; defining the crime of owning or operating a disorderly house; requiring a mandatory fine for a person owning or operating a disorderly house; amending Minnesota Statutes 1984, section 609.33.	485	485	1533	1522a 2053	2053 3327	2497 2569 3326* 3506	277

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H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
83	relating to courts; authorizing the chief judge in Hennepin and Ramsey counties to extend the principal assignment of certain juvenile court judges.	148	148	1917	1896a 2801a	2802 3261	2997 3035 3259* 3506	278
85	relating to the town of Santiago; authorizing the establishment of a detached banking facility.	389	389	1424	1365	1481	1704	27
86	relating to retirement; increasing survivor benefits payable by the Thief River Falls police relief association; amending Laws 1981, chapter 68, section 42, subdivision 1.	1103	1104					
88	relating to education; providing for aids to education, aids to libraries, state payments for teacher retirement contributions, and the distribution of tax revenues; granting certain powers and duties to school boards, school districts, the state board of education, the board of teaching, and the higher education coordinating board; modifying certain components of foundation aid; modifying the basic maintenance mill rate; modifying computation of pupil units; repealing revenue equity; modifying the computation of summer program aid, transportation aid, special education aid, secondary vocational aid, and other aids; establishing an aid and levy formula for excellence in teaching and curriculum; providing for a temporary definition of school bus; providing for measurement of pupil progress; establishing mastery learning pilot projects; requiring state board of teaching to field test plans for assessment of new teachers; appropriating money; amending Minnesota Statutes 1984, sections 120.06, subdivision 1; 120.10, subdivision 1; 120.11; 120.15; 120.17, subdivision 3, and by adding a subdivision; 121.88; 121.882, subdivision 2, and by adding a subdivision; 121.904, subdivisions 4a and 4c; 121.912, subdivision 1; 122.86, subdivision 1; 123.33, by adding a subdivision; 123.36, subdivision 1; 123.58, by adding a subdivision; 123.705, subdivision 1; 123.742, subdivision 7, and by adding subdivisions; 123.7431, subdivision 1; 124.09; 124.14, subdivision 4; 124.17, by adding subdivisions; 124.19, subdivision 1; 124.195, subdivision 9; 124.2138, subdivision 2; 124.223; 124.225, subdivisions 1, 3, 4b, 7a, 7b, 8a, 8b, and 10; 124.246, subdivision 2; 124.247, subdivision 3; 124.26, subdivisions 1 and 6; 124.271, subdivision 2b, and by adding a subdivision; 124.2711, subdivision 1; 124.272, subdivision 3; 124.273, subdivision 1b; 124.32, subdivisions 1b, 1d, 2, 5, and 10; 124.48, by adding a subdivision; 124.573, subdivision 2; 124.574, subdivision 2b; 124.646, subdivision (Continued next page)	2518	2518	2548	2519 2547 2548a	2549	2593 2607	

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88	— Continued 1; 124A.02, subdivisions 6, 7, 8, 9, 16, and by adding a subdivision; 124A.03, subdivisions 3, 4, and by adding a subdivision; 124A.033, subdivisions 2 and 3, and by adding a subdivision; 124A.037; 124A.06, subdivisions 1 and 3a; 124A.08, subdivisions 3a and 5; 124A.10, subdivision 3a; 124A.12, subdivision 3a; 124A.14, subdivision 5a; 124A.16, subdivisions 2 and 4; 125.05, subdivisions 1 and 5; 125.12, by adding a subdivision; 125.17, by adding a subdivision; 125.185, subdivision 4; 125.60, subdivisions 3 and 7; 126.64, subdivision 2; 129B.17; 129B.20; 129B.21; 129B.35; 129B.36; 129B.38, subdivision 1; 129B.39; 129B.40; 134.31, subdivisions 2 and 3; 134.35; 134.351, subdivision 1; 136D.27; 136D.74, subdivision 2; 136D.87; 275.125, subdivisions 5b, 5d, 8, 8a, and 8b, and by adding subdivisions; 290.06, by adding a subdivision; 298.28, subdivision 1; 354.06, subdivision 1; 354.43, subdivision 3; 354A.12, subdivision 2; 355.208; 355.209; 355.287; 355.288; 355.46, subdivision 3; and Laws 1973, chapter 683, section 26, subdivision 17, as amended; Laws 1984, chapter 463, article 9, section 9; proposing coding for new law in Minnesota Statutes, chapters 121; 123; 124; 124A; 126; 129B; 134; and 136A; repealing Minnesota Statutes 1984, sections 120.17, subdivision 1a; 120.172, subdivision 3; 122.84; 122.85; 122.89; 123.3511; 123.3512; 123.3513; 124.201, subdivisions 3, 4, and 5; 124.2138, subdivision 2; 124.225, subdivisions 4a, 8c, 8d, 8e, 8f, 8g, and 8h; 124.247, subdivision 6; 124.271, subdivisions 2 and 2a; 124.273, subdivisions 2b and 5; 124.32, subdivision 9a; 124A.03, subdivision 5; 124A.035, subdivision 6; 124A.037; 125.611, subdivisions 3, 4, 5, 6, and 7; 126.64, subdivision 1; 129B.03; 129B.33; 129B.34; 275.125, subdivision 2j; 354.43, subdivisions 1, 4, and 5; 354A.12, subdivision 3; 355.46, subdivisions 1, 2, and 5; and 355.47.								
91	relating to elections; providing for the preparation and availability of correct precinct lists; amending Minnesota Statutes 1984, section 201.091, subdivision 2.	1103	1104	1424	1386 1700	1700	2153	31
94	relating to agriculture; changing certain soil and water conservation priorities; amending Minnesota Statutes 1984, sections 40.036, subdivisions 1 and 3; repealing Minnesota Statutes 1984, sections 40.036, subdivisions 4, 5, and 6; and 40.038, subdivision 1.	907	907	1029	1023a 1692	1692	2609	59

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97	relating to watercraft; requiring motorboat operator's license; amending Minnesota Statutes 1984, sections 361.041, subdivision 2; and 361.055; proposing coding for new law in Minnesota Statutes, chapter 361.	405	406	1533	1530 2745	2745	3499	134
98	relating to retirement; expanding the availability of certain appropriations for actuarial services; authorizing amendments for the Duluth, Minneapolis, and St. Paul teachers retirement fund associations; approving the rescission of exemption from modification of pension coverage for Faribault firefighters and police relief associations; providing lump sum payments to certain retired or disabled public employees; appropriating money; amending Laws 1979, chapter 109, section 1, as amended.	249	249	2723	1745a 2715a 2776a 2811a	2813	3505	259
112	relating to veterans; authorizing certain American Legion officers and employees to elect state employee benefit coverage at their own expense; amending Minnesota Statutes 1984, section 43A.27, subdivision 2.	723	723	1476	1471	1535	2153	32
130	relating to taxation; motor vehicle excise; exempting sales of certain cars; imposing a fee in lieu of the tax; amending Minnesota Statutes 1984, sections 115A.908, by adding a subdivision; and 297B.03.	2998	2998					
140	relating to financial institutions; providing for deposits by minors and deposits in multi-party accounts; regulating multi-party accounts; providing for deposits of public funds in thrift institutions; amending Minnesota Statutes 1984, sections 48.30; 51A.28; 52.13; 118.005; 528.02, subdivisions 3, 6, 8, and 11; 528.04; 528.05; 528.06; 528.07; 528.08; 528.09; 528.10; 528.11; 528.13; and 528.15; proposing coding for new law in Minnesota Statutes, chapters 48, 51A, and 52; repealing Minnesota Statutes 1984, sections 51A.26; 528.02, subdivision 15; and 528.12.	389	389	1509	1504a 3328a	3330	3507	292
143	relating to utilities; providing that gas and electric utilities may not seek compensation from landlords for delinquent bills incurred through a service agreement solely with the tenant; proposing coding for new law in Minnesota Statutes, chapter 325E.	907	908	1683	1620a 2638a	2638	3499	135
151	relating to education; prohibiting a school district from commencing the school year prior to Labor Day; amending Minnesota Statutes 1984, section 126.12.	485	485	552	551a 1536a 1691	1691	2153	51

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H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
155	relating to weights and measures; specifying the contents of a cord of freshly cut rough green aspen; amending Minnesota Statutes 1984, section 239.33.	355	356	395	394 464a	526	3505	260
157	relating to elections; requiring that a candidate for school district office be eligible to hold office; amending Minnesota Statutes 1984, section 123.32, subdivision 4.	607	609	806	803 1700	1700	2153	33
158	relating to taxation; increasing the amount statutory cities and towns may levy for a public cemetery; amending Minnesota Statutes 1984, section 471.24.	723	723	877	867 1882	1882	2153	52
163	resolution memorializing the President and Congress to design the 1985 farm bill to preserve the family farm system.	1489	1490					
183	relating to commerce; modifying the finance charge on certain open end credit sales; providing for notice of increased interest rates; amending Minnesota Statutes 1984, section 334.16, subdivision 1.	607	609	806	805a 1877a	1880	2473	57
185	relating to utilities; prescribing membership on the public utilities commission; amending Minnesota Statutes 1984, section 216A.03, subdivision 1.	723	724					
186	relating to mental health services; authorizing interstate contracts for mental health services; proposing coding for new law in Minnesota Statutes, chapter 245.	907	908	1029	1021a 1696	1696 3332	2101 2415 3330 3331* 3505	253
191	relating to local and state government; requiring prompt payment of local government bills; amending Minnesota Statutes 1984, section 16A.124, subdivisions 1, 5, and 8, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 471.	1543	1544	1874	1873a 2505a	2506 2512	2511a 3499	136
204	relating to higher education; creating a student advisory council to the higher education coordinating board; requiring, as nearly as possible, one-sixth of the terms of voting members of the higher education coordinating board to expire each year; amending Minnesota Statutes 1984, section 136A.02, subdivisions 1 and 1a, and by adding a subdivision.	607	608	806	803a 1927	1927	2609	60
213	relating to the maltreatment of minors or vulnerable adults in certain licensed facilities; providing for notification of parents or guardians after reports of alleged abuse; clarifying certain provisions; amending Minnesota Statutes 1984, sections 626.556, subdivisions 10b, 11, and by adding a subdivision; and 626.557, subdivision 12, and by adding a subdivision.	389	389	1683	1612a 2650a	2650 3321	3015 3034 3315* 3507	293

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H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
216	relating to financial institutions; credit unions: specifying certain powers; authorizing the establishment of detached banking facilities in the city of Savage; amending Minnesota Statutes 1984, section 52.04, subdivision 1; repealing Minnesota Statutes 1984, section 52.04, subdivision 2.	907	907	1029	1022a 2513a	2514	3499	221
221	relating to highways; designating the George Mann Memorial Highway; amending Minnesota Statutes 1984, section 161.14, by adding a subdivision.	548	549	1517	1512	1689	2153	35
227	relating to horse racing; providing for racing days at county fairs; amending Minnesota Statutes 1984, section 240.14, subdivision 3.	907	909	1029	1020a 2480	2480 2971	2517 2569 2971* 3502	208
229	relating to retirement; early retirement without reduction in annuities; amending Minnesota Statutes 1984, section 356.70, subdivision 1.	2876	2876	4978	4967a 5347a	5349 5976	5703 5708 5961* 6111	458
230	relating to state lands; authorizing the sale of certain surplus state land in Dakota county to the city of Hastings.	907	910	1029	1022a 1877	1877	2609	61
231	relating to St. Louis county; authorizing a private sale of certain tax-forfeited land.	389	389	1683	1636a 2508a	2510	3499	138
234	relating to retirement; authorizing benefit increases for retired Eveleth police officers, firefighters, and surviving spouses.	1103	1104					
241	relating to commerce; modifying certain motor vehicle sale and distribution regulations; amending Minnesota Statutes 1984, sections 80E.04, subdivision 4; 80E.06, subdivision 1; 80E.10, subdivision 5; 80E.12; and 80E.14, subdivision 1; repealing Minnesota Statutes 1984, section 80E.03, subdivision 11.	389	389	419	419 1691	1691	2153	34
242	relating to commerce; requiring manufacturers to make certain new motor vehicle warranty disclosures directly to consumers; requiring a study of protection for purchasers of agricultural vehicles; amending Minnesota Statutes 1984, section 325F.665, subdivision 3.	607	608	1424	1365 2581a	2584 3369	2706 2749 3368* 3507	284
245	relating to crimes; clarifying elements of the crime of depriving another of custodial or parental rights; amending Minnesota Statutes 1984, section 609.26, subdivisions 1 and 2.	1103	1104	1424	1389a 2003a	2004 3120	2155 2415 3119* 3503	227
247	relating to local government; providing conditions for the adoption or amendment of comprehensive municipal plans; providing for resolution of conflicts between a zoning ordinance and the comprehensive municipal	607	608	806	805a 1694a	1695	2609	62

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H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
247	— Continued plan; amending Minnesota Statutes 1984, sections 462.355, subdivisions 2 and 3; 462.357, subdivision 2; and 473.858, subdivision 1.							
255	relating to courts; practice and procedure in dram shop actions; amending Minnesota Statutes 1984, sections 340.95 and 340.951.	1489	1489					
256	relating to motor vehicles; defining terms; regulating van-type motor homes; amending Minnesota Statutes 1984, sections 168.011, subdivision 25, and by adding subdivisions; and 168.27, subdivisions 2 and 10.	907	909	1029	1020a 1928a	1928	2609	63
264	relating to animals; providing for a rabies control program;imposing criminal liability on persons who cause the death or substantial bodily harm of another by permitting certain animals to be unconfined or improperly confined; providing for the killing of dangerous animals; imposing penalties; amending Minnesota Statutes 1984, section 609.205; proposing coding for new law in Minnesota Statutes, chapters 346 and 609.	2014	2014	2065	2065a 3002a	3003 3372	3036 3070 3369* 3507	294
265	relating to commerce; providing for uninsured and underinsured motorist coverage; authorizing annual aggregate policy limits for dram shop insurance; providing for practices and procedures relating to dram shop actions; modifying provisions relating to the assigned risk plan; amending Minnesota Statutes 1984, sections 65B.43, by adding subdivisions; 65B.49, subdivision 4, and by adding a subdivision; 340.11, subdivisions 21 and 23, and by adding a subdivision; 340.12; 340.135; 340.95; and 340.951.	225	226	1683	1405a 1548a 2883a 3070 3227a	3233	3509	309
266	relating to arrest; providing indemnification for off-duty peace officers who make arrests outside their jurisdiction; specifying the circumstances under which peace officers, constables, and part-time peace officers may make on- or off-duty arrests outside their jurisdictions; amending Minnesota Statutes 1984, sections 3.736, subdivision 1, and by adding a subdivision; 97.50, subdivision 1; 629.34, subdivision 1; and 629.40.	607	608	806	804a 1692a	1693	2727	84
267	relating to local government; authorizing certain political subdivisions to enter into certain joint insurance agreements.	485	485	552	551a 1693	1693	2727	85
268	relating to the environment; removing statutory provisions for joint and several liability and causation for personal injury; changing the date when liability applies; removing additional	485	485	1982	1964a 3090a	3101	3210 3233	

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H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
268	— Continued defense for abnormally dangerous activity; stating effect of removing certain provisions; amending Minnesota Statutes 1984, sections 115B.05, subdivision 1; 115B.06, subdivision 1; and 115B.09; proposing coding for new law in Minnesota Statutes, chapter 115B; repealing Minnesota Statutes 1984, sections 115B.06, subdivision 2; and 115B.07.							
273	relating to commerce; making permanent the time price differential rate on certain motor vehicles; amending Minnesota Statutes 1984, section 168.72, subdivisions 1 and 4; repealing Minnesota Statutes 1984, section 168.72, subdivision 2.	723	724	877	867a 2138a	2138	3208	107
274	relating to crimes; defining "dangerous weapon" to include flammable liquids; amending Minnesota Statutes 1984, section 609.02, subdivision 6.	723	724	1509	1500a 2002	2002 2880	2155 2415 2879 2880* 3501	167
282	relating to education; declaring the purpose of public education in Minnesota; changing the name of and provisions about the Minnesota school for the deaf and the Minnesota braille and sight saving school; requiring annual development of two-year plans for the academies; allowing for certain positions at the academies to be in the unclassified service; amending Minnesota Statutes 1984, sections 128A.01; 128A.02; 128A.03; and 128A.05; proposing coding for new law in Minnesota Statutes, chapter 120.	485	485	1874	1749a 2649	2649 3125	2900 2901 3120* 3504	240
308	relating to intoxicating liquor; hours for Sunday sale; amending Minnesota Statutes 1984, section 340.14, subdivision 5.	723	724	1533	1530 2744	2744	3499	139
315	relating to local government; removing the restriction on the number of mills certain towns may levy to provide fire protection for special fire protection districts; authorizing the city of Carlton to issue general obligation bonds to finance the acquisition and betterment of a new fire hall and permitting participation by other local government units; granting the city of Roseville and the city of White Bear Lake located in Ramsey county the powers of a port authority; permitting the establishment of special service districts in the cities of Sartell, Sauk Rapids, St. Cloud, Isle, Mora, Becker, and Waite Park; amending Minnesota Statutes 1984, sections 161.14, subdivision 6; and 368.85, subdivision 6.	907	912	1029	1021a 2005	2005 3347	2156 2415 3341* 3508	301
316	relating to the military; providing for the appointment of an additional assistant adjutant general for the army	607	608	806	805 1698	1698	2153	36

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H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
316 — Continued	national guard; amending Minnesota Statutes 1984, section 190.08, subdivision 1.							
320	relating to the city of Roseville; increasing the total number of on-sale liquor licenses.	607	608	806	804 1876	1876	2153	37
327	relating to transportation; defining "trees" and "hedges" for purposes of removal from highway right of way; amending Minnesota Statutes 1984, section 160.22, by adding a subdivision.	907	911	1029	1017	1302	1520	20
329	relating to peace officers; requiring a person seeking appointment as a part-time peace officer to provide the board of peace officer standards and training with proof that he or she has complied with appointment requirements; amending Minnesota Statutes 1984, section 626.8463.	485	485	552	552 705	811	1457	13
335	relating to corrections; removing certain information from the certified record for commitment of persons convicted of a felony or gross misdemeanor; amending Minnesota Statutes 1984, section 243.49.	548	549	1509	1500	1535	2153	38
336	relating to public finance; providing for allocation of 1984 state private activity bond issuance authority; proposing coding for new law in Minnesota Statutes, chapter 474.	225	226	236	226 235	236	278	1
345	relating to insurance; no-fault automobile; providing mandatory underinsured motorist coverage; clarifying legislative intent concerning stacking of insurance policies; coordinating the priority of applicability of security for the payment of certain benefits; removing bonding requirements for self-insuring political subdivisions; providing for mandatory arbitration of certain insurance claims; amending Minnesota Statutes 1984, sections 65B.43, by adding subdivisions; 65B.44, subdivisions 1 and 3; 65B.47, by adding a subdivision; 65B.48, subdivision 3a; 65B.49, subdivisions 3, 4, and by adding a subdivision; and 65B.525, subdivision 1.	835	837	2096	1545 1545a 2084 2591a	2593 2640	2639a 3501	168
360	relating to retirement; changing the method for computing benefits for members of the Buhl police relief association; amending Laws 1984, chapter 574, section 18.	1103	1104					
362	relating to Beltrami county; providing for disposition of the proceeds from the sale or rental of tax-forfeited lands or from the sale of their products; increasing the amount that may be spent for promotion of tourist, agricul-	438	438	1424	1365 2080a	2080	2869	98

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H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
362	— Continued tural, and industrial developments; amending Laws 1967, chapter 558, section 1, subdivisions 1 and 5, as amended.							
368	relating to crimes; requiring notice of dishonor for issuing a worthless check to cite laws creating civil and criminal liability; amending Minnesota Statutes 1984, sections 332.50, subdivisions 2 and 3; and 609.535, subdivision 3.	1706	1707	1917	1916a 2645a	2645	3499	140
374	relating to crimes; providing that persons guilty of failing to comply with fire security measures are guilty of obstructing legal process; redefining arson in the second and third degrees and negligent fires; prescribing penalties; amending Minnesota Statutes 1984, sections 299F.08, by adding a subdivision; 609.562; 609.563; and 609.576; proposing coding for new law in Minnesota Statutes, chapter 609.	723	724	1509	1503a 2512	2512	3499	141
379	relating to elections; qualifying certain persons to be election judges; amending Minnesota Statutes 1984, section 204B.19, subdivision 2.	1103	1105	1424	1386 1699	1699	2153	39
381	relating to elections; changing voting hours in towns; amending Minnesota Statutes 1984, sections 204C.04; and 204C.05, subdivision 1.	907	911					
384	relating to the city of Minneapolis; permitting the establishment of special service districts in the city and providing taxing and other authority.	2967	2968	3021	3018a 3308a	3309	3508	302
385	relating to occupations and professions; providing advertising restrictions for plumbers; proposing coding for new law in Minnesota Statutes; chapter 326.	723	724	1533	1529 2647	2647	3499	142
397	proposing an amendment to the Minnesota Constitution, article I, adding a section to provide that the right to keep and bear arms shall not be abridged; appropriating money.	4988	4988	5432	4988 5381 5431a 5605	5615 5761	5760	
399	relating to education; requiring exchange of permanent school fund land in state parks and waysides; requiring an inventory of other permanent school fund lands; stating the goal of the permanent school fund; proposing coding for new law in Minnesota Statutes, chapters 92 and 120.	1705	1706	1917	1913a 1988a	1989	3208	116
401	relating to solid waste; repealing the exemption for certain solid waste disposal facilities from the certificate of need requirements; repealing Laws 1984, chapter 644, section 83.	1489	1489					

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
415	relating to elections; permitting certain reports to be made by certified mail; amending Minnesota Statutes 1984, section 10A.20, subdivision 5.	907	911	1029	1019 1699	1699	2153	40
418	relating to local government; clarifying the correction of inequitable compensation relationships; amending Minnesota Statutes 1984, section 471.992; proposing coding for new law in Minnesota Statutes, chapter 471; repealing Minnesota Statutes 1984, section 471.9965.	1705	1706	1917	1916a 2643a	2644 5601	2798 2866 5292 5375 5587 5600* 6111	459
422	relating to the city of West Saint Paul; changing the municipal election day and extending the terms of certain elected officials.	907	907	1029	1017	1448	1704	28
428	relating to the city of Eden Prairie; authorizing one annual one-day liquor license.	485	486	1533	1531 2054	2054	2727	86
440	relating to retirement; making various changes in laws governing public retirement funds; amending Minnesota Statutes 1984, sections 3.85, subdivisions 11 and 12; 353.657, subdivision 2a; 354.44, subdivision 6; 354A.35, subdivision 1; 356.20, subdivision 4; 356.215, subdivision 4; 356.216; and 356.70.	907	911	1874	1769a 2813a 3087a	3089	3258 3271	
446	relating to real estate; providing conditions for certain transportation department land sales; providing conditions for certain county land sales; amending Minnesota Statutes 1984, sections 161.23, subdivision 2, and by adding subdivisions; and 373.01, subdivision 1.	907	909	1476	1473a 2002	2002	3208	108
449	relating to attachments; providing procedures for the prejudgment seizure of property; amending Minnesota Statutes 1984, sections 570.01; 570.02; 570.08; 570.11; 570.12; and 570.14; repealing Minnesota Statutes 1984, sections 570.013; 570.03; 570.04; 570.05; 570.06; 570.07; 570.09; 570.093; 570.10; and 570.13; proposing coding for new law in Minnesota Statutes, chapter 570.	1706	1707	2050	2048a 2646a	2646	3499	153
450	relating to children; establishing a state children's trust fund for the prevention of child abuse and neglect; establishing an advisory council to assist the commissioner of public safety in administering the fund; creating a surcharge on certified copies of birth certificates to fund the trust fund; appropriating money; amending Minnesota Statutes 1984, section 144.226, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 116K.	1706	1707	5422	1876 5233 5236a 5421 5524a	5525	6110	423

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
454	relating to motor vehicles; providing defense to charge of operating motor vehicle without valid registration; amending Minnesota Statutes 1984, sections 168.09, by adding a subdivision; and 168.11, by adding a subdivision.	907	911	1029	1023a 1934	1934	2609	64
461	relating to courts; providing that Ramsey municipal court judges shall set salaries of conciliation court referees in Ramsey county; amending Minnesota Statutes 1984, section 488A.30, subdivision 1.	835	836	1509	1503a	1536	2153	41
468	relating to state departments and agencies; clarifying the duties of the state demographer; amending Minnesota Statutes 1984, sections 275.14; 368.01, subdivision 1a; and 368.015.	607	608	1517	1513 2008	2008	2609	65
470	relating to education; authorizing the establishment of joint vocational technical districts; providing for a governing board; authorizing post-secondary and adult vocational programs, secondary educational programs, and secondary services; providing for separate bargaining units and certain other labor issues; transferring all school district real and personal property to the joint district; authorizing the joint district to levy for certain purposes; providing for state funding of construction; providing for bonded indebtedness, fund transfers, and debt service; amending Minnesota Statutes 1984, sections 136C.02, subdivisions 6 and 8, and by adding a subdivision; 136C.41, by adding a subdivision; 136C.44; and 275.125, subdivisions 1 and 14a; proposing coding for new law as Minnesota Statutes, chapter 136E.	907	909	1029	1020a 1314a	1444	1542	23
485	relating to the city of Lismore; authorizing it to issue bonds for municipal facilities.	723	723	877	867 1882	1882	2153	42
490	relating to state government; requiring preparation of fiscal notes for mandates to local units of government; amending Minnesota Statutes 1984, sections 3.98, subdivision 1; and 14.131; proposing coding for new law in Minnesota Statutes, chapter 3 and 14.	3068	3068					
507	relating to Hennepin county; setting the form in which county board members' salaries must be stated; amending Laws 1982, chapter 577, section 14.	1706	1707	1917	1914 1989	1989	2609	66
509	relating to statutes; providing free distribution of Minnesota Statutes to library of largest municipality of each county; amending Minnesota Statutes 1984, section 3C.12, subdivision 2.	548	549	579	579 705	812	1457	14

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE—Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
511	relating to crimes; clarifying the elements of the crime of assault in the second degree; amending Minnesota Statutes 1984, section 609.222.	485	486	1509	1502	1535	2153	53
513	relating to state government; regulating the career executive service; specifying executive branch conflicts of interest; providing for review of state trooper arbitration awards; regulating approved complements; regulating liquidation of vacation leave; amending Minnesota Statutes 1984, sections 15.62, subdivision 2; 16A.123, subdivision 3; 16B.65, subdivision 3; 43A.17, subdivision 8; 43A.21, subdivision 5; 43A.38, subdivision 5; 62D.22, subdivision 7; and 299D.03, subdivision 11.	607	608	1517	1514a 2980a	2989	3036 3069	
516	relating to counties; authorizing reimbursement to county commissioners and county officers for certain expenses; renaming the county executive secretary; fixing expenditure authority for certain county activities; removing provisions for county purchasing agents and demonstration and experiment farms; revising the language of the text of chapters concerning county powers and county boards; amending Minnesota Statutes 1984, sections 375.055, by adding a subdivision; 375.48, subdivisions 1 and 2; 375.49, subdivisions 1 and 2; 375.50; 375A.07, subdivision 1; 475.52, subdivision 3; chapters 370; 371; 372; 374; 376; 377; 392; and 395; proposing new law coded in Minnesota Statutes, chapter 382; repealing Minnesota Statutes 1984, sections 374.05; 377.02; 377.04; 392.01; 392.02; 392.03; 395.01; 395.02; and 395.03.	438	438	1424	1375 2068a 2078	2079	3208	109
517	relating to insurance; authorizing the use of funding agreements; prescribing powers of the commissioner; proposing coding for new law in Minnesota Statutes, chapter 61A.	1458	1458	1509	1507	1533	2153	43
521	relating to Winona county; authorizing the conveyance of certain erroneously acquired highway right of way.	723	723	1683	1635a 2747	2747	3499	143
530	relating to commerce; regulating transient merchants; amending Minnesota Statutes 1984, sections 329.14; and 329.15.	607	609					
533	relating to occupations and professions; concerning the practice of veterinary medicine; allowing foreign veterinary graduates to be admitted to practice under certain conditions; amending Minnesota Statutes 1984, sections 156.001; 156.02, subdivision 1; 156.081, subdivision 2; and 156.12, subdivision 2; repealing Minnesota Statutes 1984, section 156.09.	835	836	2723	1717a 2716a 2995a	2996	3503	228

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
535	relating to health; restricting the use of lead in pipes, solders, and flux; requiring schools to flush certain pipes; amending Minnesota Statutes 1984, section 123.36, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 326.	835	836	980	971a 1701	1701 3290	2100 2415 3289* 3506	279
537	relating to local government; changing the permissible expenditures on tourist, agricultural, and industrial promotion for Itasca county and Koochiching county; changing apportionment of certain proceeds from forfeited land sales in Itasca county and Koochiching county; amending Laws 1965, chapter 326, section 1, subdivisions 1, 4, 5, as amended, and 7; and Laws 1967, chapter 170, section 1, subdivisions 1, 5, and 7.	835	836	980	971a 2146a	2146	2727	87
538	relating to taxation; updating income tax provisions to changes in the Internal Revenue Code; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20, as amended, 20a, 20b, and 21; 290.032, subdivision 1; 290.06, subdivision 14; 290.067, subdivision 1; 290.068, subdivisions 2, 4, and 5; 290.07, subdivisions 5 and 7; 290.071, subdivision 5; 290.079, subdivision 1; 290.08, subdivision 26; 290.089, subdivision 7; 290.09, subdivisions 7 and 19; 290.091; 290.10; 290.13, subdivision 1; 290.131, subdivision 1; 290.132, subdivision 1; 290.133, subdivision 1; 290.135, subdivision 1; 290.136, subdivision 1; 290.14; 290.16, subdivisions 3, 7, 9, 13, 15, 16, and by adding a subdivision; 290.17, subdivision 2; 290.21, subdivision 4; 290.23, subdivision 5; 290.26, subdivision 2; 290.31, subdivisions 2, 4, and 5; 290.37, subdivision 1; 290.39, subdivision 2; 290.41, subdivision 1, and by adding a subdivision; 290.53, subdivision 9; 290.65, subdivision 16; 290.93, subdivisions 1, 3, 5, 6, 7, and 10; and 290A.03, subdivision 3; repealing Laws 1984, chapter 502, article 2, section 4.	607	609	806	803a 2115a 2642	2643		
539	relating to utilities; excepting certain public utility pipelines from county and environmental quality board regulation; making changes in future public utilities commission membership; authorizing settlement in cases of proposed general rate increases by public utilities upon review and approval by public utilities commission; authorizing department of public service to consolidate prehearing discovery activities of attorney general regarding utility rate changes; eliminating depreciation as factor in commission determination of fair rate of return for utility; allowing certain advertising (Continued next page)	907	909					

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
539	— Continued expense of utility to be considered for rate purposes; abolishing intervention cost reimbursement in rate proceedings; increasing cost limitation for utility to acquire use of additional operating unit before commission authorization is required; amending Minnesota Statutes 1984, sections 116I.01, subdivision 3; 216A.03, subdivision 1; 216B.16, subdivisions 1a, 2, 6, and 8; and 216B.50, subdivision 1; repealing Minnesota Statutes 1984, section 216B.16, subdivision 10; and 237.075, subdivision 10.							
558	relating to metropolitan government; permitting the city of Bloomington and the transportation department to contract for a highway improvement; providing conditions for the disposal of certain sports facilities property; requiring the metropolitan mosquito control district to establish a research program to evaluate the effects of its control program on other fauna; amending Minnesota Statutes 1984, sections 473.556, subdivision 6; and 473.704, by adding a subdivision.	1706	1707	1917	1915a 2550a 2701a	2703 3288	2872 2901 3285* 3507	295
565	relating to soil and water conservation; changing powers and duties of the state board; amending Minnesota Statutes 1984, section 40.03, subdivision 4.	835	836	1509	1501a 1943	1943	2609	67
576	relating to local government; setting authority to regulate firearms and related matters; amending Minnesota Statutes 1984, sections 624.7132, subdivision 16; and 624.717; proposing coding for new law in Minnesota Statutes, chapter 471; repealing Minnesota Statutes 1984, section 624.718.	1543	1544	2636	1544 2399 2456 2456a 2636 2892a	2894	3499	144
580	relating to economic development; providing for the election of certain community development corporation directors; amending Minnesota Statutes 1984, section 116M.04, subdivision 6.	1489	1490	1683	1546 2010	2010	2609	68
585	relating to local government; providing for exceptions to conflict of interest rules; regulating local officials; amending Minnesota Statutes 1984, section 471.88, subdivisions 5 and 8.	835	837	1476	1472 3509			
587	relating to agriculture; providing income tax incentives to landowners who sell or lease agricultural land to beginning farmers; appropriating money; amending Minnesota Statutes 1984, section 290.01, subdivisions 20a and 20b; Laws 1985, chapter 4, section 10; proposing coding for new law in Minnesota Statutes, chapter 290.	3210	3211					

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
592	relating to local government; permitting the establishment of special service districts in the city of New Ulm; providing taxing and other financial authority for New Ulm.	2419	2419	2473	2454 2473a 2810	2810	3502	209
602	relating to alcoholic beverages; allowing certain extensions of credit; amending Minnesota Statutes 1984, sections 340.031, subdivision 2; and 340.405.	607	609	1533	1531 2009	2009	2727	88
603	relating to non-intoxicating malt liquor; permitting holders of on-sale and off-sale intoxicating liquor licenses to sell non-intoxicating malt liquor without further license; defining low alcohol malt liquor and prescribing labeling; amending Minnesota Statutes 1984, sections 340.02, subdivisions 2 and 3; and 340.07, by adding a subdivision.	607	609	1533	1532a 2484	2484	3208	117
604	relating to agriculture; eliminating license requirement for fur farmers; establishing a registration system; providing definitions; defining agricultural products and pursuits related to fur farming; proposing coding for new law in Minnesota Statutes, chapter 17; repealing Minnesota Statutes 1984, section 17.35.	835	836	980	971 1877	1877	2153	44
607	relating to retirement; authorizing municipalities to establish and finance defined contribution plans for municipal ambulance and rescue volunteers; amending Minnesota Statutes 1984, sections 356.24; and 356.25; proposing coding for new law as Minnesota Statutes, chapter 424B.	2876	2876					
611	relating to retirement; refunding excess employee contributions to retired St. Paul health bureau employees.	1103	1105					
621	relating to mental health; revising the language of statutes concerning persons with mental illness and mental retardation and revising the language of statutes concerning state treatment facilities; amending Minnesota Statutes 1984, sections 147.021, subdivision 1; 243.55, subdivision 3; 245.072; 245.52; 245.821, subdivision 1; 245.825, subdivision 1; 246.01; 246.013; 246.014; 246.13; 246.23; 246.234; 246.41; 246.50; 246.511; 246.52; 246.53; 246.54; 246.55; 246.56; 252.025; 252.05; 252.06; 252.07; 252.09; 252.10; 252.21; 252.22; 252.23; 252.24; 252.25; 252.27; 252.275, subdivisions 1 and 7; 252.28; 252.291; 252.30; 252.31; 252.32; 253.015; 253.10; 253.19; 253.20; 253.21; 253.25; 253.26; 256.01, subdivisions 2 and 5; 256.91; 256.93, subdivision 1; 256B.02, sub-	723	724	1093	1046	1304	1520	21

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
621	— Continued divisions 2 and 8, and by adding a subdivision; 256B.092; 256B.36; 256B.501; 256E.03, subdivision 2; 256E.06, subdivision 2a; 260.092; 260.36; 284.05; 299F.77; 447.42; 447.45; 501.27; and 517.03; proposing coding for new law in Minnesota Statutes, chapter 252.							
628	relating to natural resources; providing for conservation easements on marginal agricultural lands; improving fish and wildlife habitat; requiring planning for wildlife resources and habitat management; creating a private match program; changing the funding source for certain county payments; creating new accounts in the state treasury; authorizing the sale of state bonds; appropriating money; amending Minnesota Statutes 1984, sections 97.49, subdivision 3; 290.431; Minnesota Statutes 1985 Supplement, section 88.80; proposing coding for new law in Minnesota Statutes, chapters 40 and 84.	3337	3338	3396	3338 3396 3396a	3397 5586	3767 4105 5575* 6107	383
633	relating to traffic regulations; providing for a temporary definition of school bus; providing for book racks and "MN" designation on school buses; amending Minnesota Statutes 1984, section 169.44, by adding subdivisions.	1963	1963	2050	2048a 2746a	2747 3262	2873 2901 3261* 3506	280
634	relating to elections; limiting the number of registration applicants for whom a person may vouch; amending Minnesota Statutes 1984, section 201.061, subdivision 3.	2014	2015					
645	relating to crimes; specifying the effect of and the procedure for issuing an order of restitution; amending Minnesota Statutes 1984, section 611A.04, subdivision 3; proposing coding for new law in chapter 611A.	1104	1107	1424	1387a 1889	1889	3208	110
646	relating to public records; providing for fees of the county recorder and secretary of state; changing grounds for appeal from resolution of county board setting salaries or budgets for certain county officials; amending Minnesota Statutes 1984, sections 268.161, subdivision 1; 270.69, by adding a subdivision; 272.483; 336.9-407; 357.18, subdivision 1; 384.151, subdivision 7; 385.373, subdivision 7; 386.015, subdivision 7; 386.77; 387.20, subdivision 7; 388.18, subdivision 6; 485.018, subdivision 7; 505.08, subdivision 2; 508.47, subdivision 4; 508.82; 508A.11; 508A.47, subdivision 4; and 508A.82.	3068	3068	3079	3077a 3309a	3309	3506	281

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
648	relating to state departments and agencies; transferring authority for administration of the rural rehabilitation corporation trust liquidation act from the state executive council to the commissioner of energy and economic development; creating a governor's rural development council; proposing coding for new law in Minnesota Statutes, chapter 116J; repealing Minnesota Statutes 1984, section 9.36.	907	910	1917	1514a 1898 3082	3082	3505	254
649	relating to St. Louis county; fixing the maximum amount of the county emergency fund; amending Minnesota Statutes 1984, section 383C.016.	1458	1458	1509	1507 2507	2507	3208	118
651	relating to health; authorizing inclusion of physical fitness therapies in grant programs for the mentally ill; providing for study of the administration of mental health services; requiring a report to the legislature; amending Minnesota Statutes 1984, sections 245.73, by adding a subdivision; and 256E.12, subdivision 1.	4892	4893	5015	5014a 5322a	5323	6106	349
654	relating to crime; establishing terms of imprisonment for the crime of selling larger quantities of schedule II narcotics and hallucinogens; imposing a tax on marijuana and controlled substances; providing for the crime of using force or threats against revenue department employees; establishing a minimum jail term for burglary of a dwelling; amending Minnesota Statutes 1984, sections 152.15, subdivisions 1, 4, and 5; 609.50; 609.582, by adding a subdivision; and 609.583; proposing coding for new law as Minnesota Statutes, chapter 297D.	1543	1544	5286	4388 4910a 5235 5397a	5403 6075	5448 5596 6069* 6112	470
656	relating to local government; allowing for an increase in the appropriation a county may make for a county humane society in any year; authorizing the Otter Tail county board to adopt an ordinance for the control of dogs and cats; amending Minnesota Statutes 1984, section 343.11.	723	725	1683	1618	1918	2609	69
657	relating to dissemination of data; prohibiting public access to data identifying certain youthful victims of criminal sexual behavior; amending Minnesota Statutes 1984, section 609.3471.	548	549	1509	1502a 2071	2071	3208	119
658	relating to health; regulating community health services; amending Minnesota Statutes 1984, sections 145.912, subdivision 15; 145.917, subdivisions 2, 3, and 4; 145.921; and 145.922; repealing Minnesota Statutes 1984, section 145.912, subdivisions 16, 17, and 18.	3258	3258	3348	3258 3348 3348a	3348		

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE—Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
671	relating to financial institutions; authorizing interstate acquisition and formation of banks between this state and certain states on a reciprocal basis; amending Minnesota Statutes 1984, sections 46.044; and 48.512; proposing coding for new law in Minnesota Statutes, chapters 48 and 51A.	3927	3927	4255	3927 4106 4128a 4640a	4647 4986	4821 4986a 6106	339
674	relating to human services; adoption; regulating adoptions by relatives; providing for procedural changes; amending Minnesota Statutes 1984, sections 259.21, by adding a subdivision; and 259.23, subdivisions 1 and 2; 259.27, subdivision 1; repealing Minnesota Statutes 1984, section 259.27, subdivision 2.	835	836	1533	1524a 2053	2053	2497 2569	
683	relating to probate; allowing a minor to be a donor for purposes of the Uniform Anatomical Gift Act; amending Minnesota Statutes 1984, sections 525.922, subdivision 1; and 525.924, by adding a subdivision.	1963	1963	2050	2049a 2080	2081	3209	123
694	relating to natural resources; grants and loans for certain dam reconstruction and repair projects; amending Laws 1979, chapter 300, section 4, subdivisions 2, as amended, 3, and 4.	2967	2967	3021	3018a 3029a 3053a	3059		
698	relating to intoxicating liquor; authorizing the city of North Mankato to issue one short-term, on-sale liquor license.	907	908	1533	1532 2010	2010	2609	70
701	relating to human services; allowing the county boards to serve as the community mental health center boards; amending Minnesota Statutes 1984, section 245.66.	835	836	2959	1637a 2902a 3509			
702	relating to human services; requiring notice to the designated agency in certain proceedings pertaining to persons committed as mentally ill and dangerous; authorizing the commissioner to transfer persons committed as mentally ill and dangerous between regional centers under certain circumstances; amending Minnesota Statutes 1984, sections 253B.14; 253B.18, subdivisions 4b, 5, and 6; and 253B.23, subdivision 7.	907	908	2865	1789a 2828a 2989a	2994	3218 3234	
729	relating to retirement; public plans generally; amending Minnesota Statutes 1984, sections 69.011, subdivision 1; 69.26; 353.01, subdivision 2a; 353.34, by adding a subdivision; 423A.02; 423A.15; 424A.02, subdivisions 6 and 9, and by adding a subdivision; and Laws 1965, chapter 592. (Continued next page)	1103	1105	1874	1755a 2640a	2641 3367	2873 2901 3349a 3505	261

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
729	— Continued section 4, as amended; Laws 1969, chapters 576, sections 3, subdivision 1; and 4, subdivision 1; 950, sections 1, subdivision 1, as amended; and 4, as amended; Laws 1981, chapter 68, section 42, subdivision 1; Laws 1982, chapter 574, sections 3, subdivision 9; and 5; Laws 1983, chapter 100, section 1; and Laws 1984, chapters 564, section 48; and 574, section 18; proposing coding for new law in Minnesota Statutes, chapter 423A; repealing Laws 1945, chapter 277; Laws 1951, chapter 499; Laws 1955, chapter 75; Laws 1965, chapter 190; Laws 1967, chapter 775; Laws 1969, chapter 138; Laws 1975, chapter 120; Laws 1978, chapter 563, section 8; Laws 1979, chapter 216, sections 27 to 43; Laws 1980, chapter 600, section 16; Laws 1981, chapter 224, section 236; and Laws 1982, chapter 578, article 3, section 18.							
730	relating to petroleum products; setting standards for heating fuel, diesel fuel, and kerosene; providing testing authority for the weights and measures division of the department of public service; amending Minnesota Statutes 1984, sections 296.01, subdivision 4, and by adding subdivisions; and 296.05, subdivisions 2 and 4; repealing Minnesota Statutes 1984, section 296.05, subdivision 3a.	907	910	1683	1592 2138	2138	2609	71
738	relating to taxation; eliminating the excise tax rates for farm wineries; reducing the excise tax credit for certain malt beverages and extending the credit to beverages produced outside Minnesota; amending Minnesota Statutes 1984, sections 340.435, subdivisions 1 and 5; 340.47, subdivision 2; repealing Minnesota Statutes 1984, sections 340.436; and 340.47, subdivision 2a.	907	908	1029	1018 3104			
755	relating to horseracing; authorizing the legislative auditor to perform certain audits; authorizing the commission to adopt certain medication rules; authorizing the attorney general to prosecute certain felonies; amending Minnesota Statutes 1984, sections 240.02, by adding a subdivision; 240.24; and 240.26, by adding a subdivision.	1489	1489	1517	1516a 2506a 2510a	2511 2581	2580a 3502	211
756	relating to taxation; simplifying Minnesota income tax law by increasing conformity to federal income tax law; changing income tax rates, rate brackets, credits, and deductions; providing for computation of interest on overpayments; providing for timely payment of certain taxes; changing the estate tax; changing corporate income tax provisions; rescheduling payments (Continued next page)	2101	2102	2399	2163a 2425a	2452	2492 2494	

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
756 — Continued	and reducing the budget reserve; reducing sales tax rates and providing sales tax exemptions; authorizing lodging taxes for towns; reducing the basic maintenance mill rate; changing the computation of or eliminating certain property tax credits; changing property tax exemptions, classes, and classification ratios; changing the taxation of telephone companies; providing for studies; imposing duties on the commissioner of revenue and commissioner of natural resources; providing for increase in the levy limit base; changing property tax provisions relating to collection of property tax, confessions of judgment, and sale of tax forfeit lands; changing property tax refund benefit schedules, eligible claimants, and definition of property taxes payable; changing local government aids; appropriating money; amending Minnesota Statutes 1984, sections 10A.31, subdivisions 1 and 3; 13.04, subdivision 2; 16A.15, subdivision 6; 41.55; 60A.15, subdivision 12; 60A.199, subdivision 8; 92.46, subdivision 1; 117.55; 124.2137, subdivision 1; 124A.02, subdivision 7; 270A.07, subdivision 5; 271.12; 272.02, subdivision 1; 272.03, subdivision 1; 273.111, subdivision 11; 273.115, subdivisions 2 and 3; 273.116, subdivisions 2 and 3; 273.13, subdivisions 4, 5a, 6, 6a, 7, 7b, 7c, 7d, 8a, 9, 14a, 16, 17, 17b, 17c, 17d, 19, 20, and 21; 273.133, by adding a subdivision; 273.135, subdivisions 1, 2, and 5; 273.1391, subdivisions 1, 2, and 4; 273.1392; 273.40; 273.42, subdivision 2; 275.50, by adding a subdivision; 275.51, subdivision 3h; 277.03; 277.10; 279.37, subdivisions 1, 3, 4, 8, and by adding a subdivision; 281.23, subdivision 1; 281.29; 282.01, subdivision 7a; 282.021; 282.261, by adding a subdivision; 290.01, subdivisions 20, 20a, 20b, 20d, and 20e; 290.032, subdivision 2; 290.05, subdivision 3; 290.06, subdivisions 2c, 2d, 3f, 3g, 11, and by adding a subdivision; 290.067, subdivision 1; 290.069, subdivision 4; 290.07, subdivision 1; 290.08, subdivision 26, and by adding a subdivision; 290.089, subdivision 2; 290.09, subdivisions 1 and 7; 290.091; 290.095, subdivisions 3, 7, 9, and 11; 290.10; 290.12, subdivision 2; 290.14; 290.17, subdivision 2; 290.175; 290.18, subdivision 2; 290.21, subdivisions 3 and 4; 290.34, subdivision 1, and by adding a subdivision; 290.37, subdivision 1; 290.38; 290.39, subdivision 1a; 290.41, subdivision 2; 290.50, subdivisions 1, 5, and 6; 290.92, subdivisions 2a, 6, 11, 13, and 19; 290.93, subdivision 9; 290.932, subdivision 1; 290.933, sub- (Continued next page)								

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
756	— Continued division 1; 290.936; 290A.03, subdivisions 3 and 13; 290A.04, subdivisions 1, 2, 3, and by adding a subdivision; 290A.06; 290A.07, subdivisions 2a and 3; 290A.10; 290A.19; 291.005, subdivision 1; 291.03, subdivision 1; 291.075; 291.09, subdivisions 1a, 2a, and 3a; 291.11, subdivision 1; 291.15, subdivisions 1 and 3; 291.18; 291.215, subdivision 1; 291.32; 294.09, subdivision 1; 295.34, subsivision 1; 297A.01, subdivisions 15 and 16; 297A.02, subdivisions 1, 2, and 3; 297A.03, subdivision 2; 297A.14; 297A.25, subdivision 1; 297A.26, subdivision 1, and by adding a subdivision; 297A.27, subdivision 1; 297A.35, subdivision 1; 298.09, subdivision 4; 298.40, by adding a subdivision; 299.05; 299F.26, subdivision 1; 473.556, subdivision 4; 477A.011, subdivision 3, and by adding subdivisions; 477A.013; 477A.018; 524.3-1202; amending Laws 1984, chapter 644, section 85; proposing coding for new law in Minnesota Statutes, chapters 16A; 124A; 270; 290; and 297A; repealing Minnesota Statutes 1984, sections 41.58, subdivision 3; 41.59, subdivisions 2 and 3; 55.10, subdivision 2; 62E.03, subdivision 2; 270.75, subdivision 7; 273.115, subdivisions 1, 5, 6, and 7; 273.116, subdivisions 1, 5, 6, and 7; 273.1311; 273.1315; 290.01, subdivisions 20c and 26; 290.012; 290.06, subdivisions 2f, 3d, 3e, 14, 15, 16, 17, 18, and 19; 290.067, subdivisions 2 and 4; 290.068, subdivision 6; 290.077, subdivision 4; 290.08, subdivisions 23 and 24; 290.089, subdivisions 1, 3, 4, 5, and 6; 290.09, subdivision 29; 290.101; 290.18, subdivision 4; 290.21, subdivision 8; 290.34, subdivision 2; 290.39, subdivision 2; 290.41, subdivision 5; 290A.04, subdivisions 2a and 2b; 291.015; 291.03, subdivisions 3, 4, 5, 6, and 7; 291.05; 291.051; 291.06; 291.065; 291.07; 291.08; 291.09, subdivision 5; 291.111; 291.131, subdivisions 5 and 6; 291.132; 291.15, subdivision 2; 291.18; 291.20; 291.29, subdivision 5; 295.34, subdivision 2; 297A.15, subdivision 5; 297A.26, subdivision 3; 297A.275; 385.36; 477A.011, subdivision 10; and 477A.0131; repealing Laws 1982, chapter 523, article 7, section 3.								
759	relating to elections; changing certain procedures and deadlines related to absentee ballots; changing the municipal election filing deadline; amending Minnesota Statutes 1984, sections	907	911	1029	1019a 1919a	1919	2609	72

(Continued next page)

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
759	— Continued 203B.17, subdivision 2; 203B.21, subdivision 3; 204B.35, subdivision 4; and 205.13, subdivision 1.							
765	relating to human services; restricting and subsequently abolishing the state share of Title IV-E foster care maintenance payments; repealing transfer of funds; restricting and subsequently abolishing the dependent or neglected state ward appropriation; creating permanency planning grants to counties; amending Minnesota Statutes 1984, sections 256.82, subdivision 2; and 260.38; proposing coding for new law as Minnesota Statutes, chapter 256F; repealing Minnesota Statutes 1984, section 259.405.	3210	3211					
766	relating to crimes; creating a presumption in favor of the confinement of certain convicted defendants pending imposition of sentence; proposing coding for new law in Minnesota Statutes, chapter 629.	1543	1544					
771	relating to health; stating legislative intent for abortion services; proposing coding for new law in Minnesota Statutes, chapter 145.	907	912		1484a 1540			
779	relating to taxation; changing certain income tax provisions relating to corporations; amending Minnesota Statutes 1984, sections 290.05, subdivision 1; 290.391; and 290.42.	1489	1490	1517	1517a 1983 2979	2979	3503	229
781	relating to workers' compensation; regulating the membership of the board of directors of the workers' compensation reinsurance association; amending Minnesota Statutes 1984, section 79.37.	2160	2160					
782	relating to human services; providing for participation by Indian tribes in the placement of their children; proposing coding for new law in Minnesota Statutes, chapter 257.	2419	2419	2461	2460a 2478a	2478	3208	111
786	relating to state departments and agencies; transferring authority to make certain appointments to various commissioners; reducing size of alcohol and drug abuse advisory council; abolishing the cable communications board and transferring certain functions to the commissioner of commerce; abolishing the telecommunications council; amending Minnesota Statutes 1984, sections 4.31, subdivision 5; 14.02, subdivision 4; 15.0591, subdivision 2; 16B.20, subdivision 2; 16B.33, subdivision 2; 115.74, subdivision 1; 116C.41, subdivision 2; 121.83; 161.1419, subdivision 2; (Continued next page)	907	908	1683	1597a 2126a	2129 3404	2415 2494 3133 3134* 3403 3507	285

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
786	— Continued 238.01; 238.02, subdivision 14, and by adding subdivisions; 238.03; 238.08, subdivisions 2, 3, and 4; 238.11, subdivision 2; 238.15; 238.16, subdivision 2; 238.17, subdivisions 1 and 5; 238.22, by adding subdivisions; 238.24, subdivision 10; 250.05; 254A.04; 270.41; 343.01, subdivision 3; 473.129, subdivision 6; and 611.215, subdivision 1; amending Laws 1984, chapter 654, article 2, section 151, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 238; repealing Minnesota Statutes 1984, sections 3.29, subdivisions 1 to 11; 16C.01; 238.02, subdivision 4; 238.04 to 238.06; 238.09; 238.10; 238.11, subdivision 1; 238.12, subdivision 3; 238.13; 238.14; 238.16, subdivision 1; and 238.17, subdivisions 6, 7, and 8.							
796	relating to Ramsey county; exempting county highways from seasonal load restrictions unless posted by the county authority; proposing coding for new law in Minnesota Statutes, chapter 383A.	1103	1105	1424	1385	1478	1704	29
810	relating to health; requiring the commissioner of health to develop programs for the promotion of nonsmoking; providing for tax increase on cigarettes; raising the cigarette tax; appropriating money; imposing penalties; prohibiting the use of tobacco products on school premises by minors; amending Minnesota Statutes 1984, sections 297.02, by adding a subdivision; 297.03, subdivisions 6 and 10; 297.13, subdivision 1; 297.22, subdivision 1; 297.32, subdivisions 1, 2, and by adding subdivisions; 297.35, subdivision 1; and 325D.41; proposing coding for new law in Minnesota Statutes, chapters 124, 127, 144, and 145.	3555	3556	4255	4128a 4261	4265		
823	relating to Ramsey county; placing the position of law clerk investigator and law clerks in the unclassified service; amending Minnesota Statutes 1984, section 383A.29, subdivision 6.	1705	1706					
825	relating to occupations and professions; regulating electricians; amending Minnesota Statutes 1984, sections 326.01, subdivisions 2, 5, 6b, and by adding a subdivision; 326.242, subdivisions 1, 2, 3, 6, and 9;326.243; 326.244, subdivisions 1, 2, and 5, and 326.246.	1103	1105	1424	1365 1934	1934	2609	73
827	relating to public safety; appropriating money to purchase mobile communications equipment for state patrol	2998	2998					

a Indicates Amendment

[3]Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
828	relating to economic security; clarifying the community action program financial assistance requirements; amending Minnesota Statutes 1984, sections 268.52, subdivisions 1 and 2; and 268.53, subdivision 2.	3106	3106	3167	3167a 3212	3212	3506	282
831	relating to crimes; prescribing the powers of the governor and the commissioner of corrections with respect to extradition under treaty; amending Minnesota Statutes 1984, section 243.515.	1104	1107	1424	1388a 1881	1881	2609	74
835	relating to driver's licenses; allowing same time for expiration of driver's license for spouse of active duty member of armed forces; amending Minnesota Statutes 1984, section 171.27.	1104	1107	1509	1505a 2130a	2130	3499	145
839	relating to crimes; prohibiting escape from custody by certain mental patients; amending Minnesota Statutes 1984, section 609.485, subdivisions 2, 4, and by adding a subdivision.	1543	1544	4858	4848a 5318a	5318	6107	385
847	relating to unemployment compensation; altering the public policy statement; changing the taxable wage base; defining credit week; providing for employer charging; increasing the eligibility requirement; eliminating certain tax rate limitations; changing the weekly benefit amount; capping the maximum weekly benefit; providing for the duration of benefits; increasing the duration of benefits for claimants in counties with high unemployment; providing for seasonal employees; making the waiting week nonreimbursable; amending the benefit offset for severance pay; increasing the period of time and earnings necessary for requalification after disqualification; changing the definition of suitable work; transferring duties to the office of administrative hearings; amending Minnesota Statutes 1984, sections 14.03, subdivision 2; 14.51; 14.53; 43A.18, subdivision 4; 179A.10, subdivision 1; 268.03; 268.04, subdivisions 25 and 29; 268.06, subdivisions 5, 8, 18, 19, and 20; 268.07, subdivisions 2 and 2a; 268.08, subdivisions 1 and 3; 268.09, subdivisions 1 and 2; 268.10, subdivisions 2, 3, 4, 5, 6, and 9; 268.12, subdivisions 8, 9, 10, and 13; and 268.18, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1984, section 268.04, subdivision 30.	1543	1544	1917	1917a 2651	2700	2900 2901	
848	relating to children and families; providing judicial procedures to protect the welfare of alleged child abuse victims and their families; requiring juve-	1103	1105	2096	2085a 2504a 2637a	2637 3306	2705 2749 3291* 3507	286

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a Indicates Amendment *Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
848	— Continued nile and criminal courts to give docket priority to child abuse cases; providing for the examination of child witnesses; clarifying the admissibility of certain out-of-court statements; merging the crimes of "intrafamilial sexual abuse" and "criminal sexual conduct" and limiting the discretion of courts to stay sentences of familial sexual abuse defendants; requiring recordkeeping and tape recording guidelines with respect to interviews with child abuse victims; eliminating certain notice requirements; amending Minnesota Statutes 1984, sections 260.011, subdivision 2; 260.133, subdivision 2; 260.135, subdivision 1; 260.155, by adding a subdivision; 260.156; 260.171, subdivision 4; 260.172, subdivision 4, and by adding subdivisions; 260.191, subdivision 1, and by adding subdivisions; 595.02, subdivision 3; 609.341, by adding a subdivision; 609.342; 609.343; 609.344; 609.345; 626.556, subdivision 11, and by adding a subdivision; and 630.36; proposing coding for new law in Minnesota Statutes, chapters 626 and 631; repealing Minnesota Statutes 1984, sections 609.364 to 609.3644.								
850	relating to elections; making changes in registration, caucuses, ballots, affidavits of candidacy and withdrawal, nominations, election certificates, and election judge qualifications; amending Minnesota Statutes 1984, sections 201.018, subdivision 2; 201.095; 201.12, subdivision 2; 201.15, subdivision 1; 202A.11, subdivision 2; 202A.16, subdivision 1; 204B.03; 204B.06, subdivision 1; 204B.07, subdivision 4; 204B.09, subdivision 1; 204B.10, by adding a subdivision; 204B.12, subdivision 3; 204B.35, subdivision 2; 204C.40, subdivision 1; 204D.11, subdivisions 3, 5, and 6; 206.71, by adding a subdivision; and 208.03; repealing Minnesota Statutes 1984, section 204B.19, subdivision 3.	835	837	980	972a 2889a	2892	3037 3105	
852	relating to state lands; directing conveyance of an easement over certain state lands to the city of Duluth.	1104	1107	1917	1912	2066	2609	75
855	relating to retirement; police and salaried firefighters relief associations; permitting retirees on the board of trustees; St. Louis Park firefighters service, disability, and survivor benefits; amending Laws 1969, chapter 576, sections 3, subdivision 1; and 4, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 423A.	1104	1107					

a Indicates Amendment *Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
856	relating to taxation; imposing an additional tax on certain interest earned on state or municipal obligations; providing an income tax credit for certain interest paid on those obligations; amending Minnesota Statutes 1984, section 290.06, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 290.	2998	2998	3021	3020a 3176a	3204	3218 3234	
857	relating to insurance; authorizing the receiver of an insolvent insurer to accelerate the distribution of available assets in payment of claims against the insurer; establishing priority of certain claims; amending Minnesota Statutes 1984, sections 60B.44, subdivision 1; 60B.46, by adding subdivisions; and 60C.05, subdivision 1.	2876	2877	2969	2968a 3083a	3083	3505	255
863	relating to transportation; specifying the method of payment for landscape contractors providing goods or services to the department of transportation; amending Minnesota Statutes 1984, section 161.32, by adding a subdivision.	1705	1706	1917	1915 1987	1987	2609	76
876	relating to hazardous waste; establishing a hazardous substance compensation trust account; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 115B.	1104	1107	2115	1490a 2103a 2411a 2502 2584a	2589		
882	relating to natural resources; authorizing the commissioner to enter into agreements with other states for forest fire prevention and suppression purposes; amending Minnesota Statutes 1984, section 574.26; proposing coding for new law in Minnesota Statutes, chapters 88 and 574.	1963	1963	2050	2048 2069a	2071 2072	2072a 3208	112
886	resolution memorializing the governments of the United States and Sweden that the State of Minnesota adopts the County of Kronoberg as a sister state.	1705	1706	1917	1915 1921	1921	2153	Res3
889	relating to local government; providing for the conduct of the business of towns; providing for certain town debt; authorizing certain towns to provide certain services; revising various other town laws; allowing certain municipalities to set shorter voting hours; amending Minnesota Statutes 1984, sections 160.17, subdivision 1; 160.25, subdivision 3; 163.11, subdivision 5a, and by adding a subdivision; 164.06; 204C.05, subdivision 1; 365.10; 365.37; 365.44; 366.095; 367.03, subdivision 2; 367.10; 367.23; 444.075; and 471.56, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 379; repealing Minnesota Statutes 1984, section 375.18, subdivisions 4, 5, and 6.	2014	2015	2065	2065a 2123 2125a 2474a	2476 2882	2517 2569 2881* 3501	169

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
894	relating to utilities; defining independent telephone company; amending Minnesota Statutes 1984, section 237.01, subdivision 3.	907	910	1029	1018	1303	1520	22
907	relating to Ramsey county; providing for the creation, organization, powers, and duties of a personnel system; providing penalties; amending Minnesota Statutes 1984, sections 383.405; and 383A.41, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 383A; repealing Minnesota Statutes 1984, sections 383A.28; 383A.29; 383A.30; and 383A.31.	1458	1459	1509	1508 1945a	1945	2727	89
928	relating to recreational vehicles; requiring registration of snowmobiles; exemption; abolishing special registration requirements for collector's snowmobiles; amending Minnesota Statutes 1984, section 84.82, subdivision 6, and by adding a subdivision; repealing Minnesota Statutes 1984, section 84.82, subdivision 9.	907	910	1093	1067a	1303	2153	54
930	relating to retirement; volunteer firefighters serving new fire district; service credit; amending Minnesota Statutes 1984, section 424A.02, by adding a subdivision.	1103	1105					
937	relating to wild animals; altering provisions relating to taking and possession of certain animals; amending Minnesota Statutes 1984, sections 98.48, subdivision 5; 100.27, subdivisions 1, 3, and 4; and 100.29, subdivisions 15 and 25.	1963	1963	2050	2049a 2743a	2744	3501	170
951	relating to the Minnesota historical society; authorizing local heritage preservation commissions; amending Minnesota Statutes 1984, section 471.193.	907	910	1509	1505 1947	1947	2609	77
953	relating to the city of Hermantown; permitting the city to fix the size of its public utilities commission.	907	910	1301	1030 1295 1891	1891	2153	55
957	relating to agriculture; providing that local governments may enter agreements; providing for soil and water conservation; imposing a penalty; amending Minnesota Statutes 1984, sections 40.19, subdivisions 1, 2, 5, 6, 7, 8, 9, 11, 13, and by adding subdivisions; 40.20; 40.21; 40.22, subdivisions 1 and 2; 40.23; 40.25; 40.26; 40.28; Laws 1979, chapter 315, sections 1; and 2, as amended; proposing coding for new law in Minnesota Statutes, chapter 40; repealing Minnesota Statutes 1984, sections 40.19, subdivisions 3, 4, 10, 12, 14, and 15; and 40.24.	3068	3068	3079	3078a 3171a 3173	3175	3505	256

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
960	relating to peace officers; eligibility for benefits of certain firefighters killed in the line of duty; amending Minnesota Statutes 1984, sections 352E.01, subdivision 2; and 352E.04.	1103	1106					
961	relating to water; providing for comprehensive local water management; authorizing counties to develop and implement county water and related land resources plans; providing additional authorities to counties; providing additional duties of the water resources board; proposing coding for new law as Minnesota Statutes, chapter 110B.	3068	3068	3079	3078a 3309a	3311	3401 3401	
968	relating to education; permitting payroll deductions in the state university system for a certain nonprofit university foundation; proposing coding for new law in Minnesota Statutes, chapter 136.	1104	1107	2424	2399 2423a 2888	2888	3033 3069 3307	
982	relating to veterans; providing space in the veterans service building for certain veterans organizations; amending Minnesota Statutes 1984, section 197.58.	1103	1106	1424	1388a 1888	1888	2609	78
985	relating to human services; clarifying eligibility for aid for unborn children and prenatal care payments; amending Minnesota Statutes 1984, section 256.73, subdivision 5.	1104	1107	1424	1384a	1480	2153	45
991	relating to local government; regulating certain municipal dissolutions and annexations; amending Minnesota Statutes 1984, sections 412.091; 414.033, by adding subdivisions; and 414.061, by adding a subdivision.	1103	1104	1424	1385	1478	1704	30
1009	relating to retirement; state employees; extending coverage to state employees on leave of absence with an exclusive bargaining agent; amending Minnesota Statutes 1984, section 352.029.	1458	1459					
1018	relating to human services; requiring contribution by the parent of a child for full assistance expenditures; amending Minnesota Statutes 1984, section 256.87, subdivision 1.	3106	3106					
1019	relating to retirement; Virginia police; definition of prevailing pay; retirement and survivor benefit supplements; amending Laws 1982, chapter 574, sections 3, subdivision 9; and 5.	1103	1106					
1025	relating to public utilities; deregulating providers of coin telephone service; imposing a penalty; amending Minnesota Statutes 1984, section 237.01, subdivision 2, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 237.	1104	1107	3745	3736			

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1032	relating to the borough of Belle Plaine; permitting Belle Plaine to use the term "borough" for all purposes; amending Minnesota Statutes 1984, sections 410.015; and 413.02, subdivision 5, and by adding a subdivision.	1103	1106	1424	1385 1480a	1480 3133	3016 3034 3132*	Veto
1035	relating to frauds; fixing conditions for the legal determination of fraud in property transfers; enacting the uniform fraudulent transfer act; proposing coding for new law in Minnesota Statutes, chapter 513; repealing Minnesota Statutes 1984, sections 513.20; 513.21; 513.22; 513.23; 513.24; 513.25; 513.26; 513.27; 513.28; 513.29; 513.30; 513.31; and 513.32.	3731	3731	3999	3950a 5530a 5621a	5630	5705 5708	
1037	relating to utilities; exempting small, qualifying energy facilities from the certificate of need process; amending Minnesota Statutes 1984, section 216B.243, subdivision 8.	907	911	1683	1621 2487a	2489 3289	2518 2569 3288* 3508	304
1045	relating to taxation; making administrative and technical changes to income tax and property tax refund provisions; amending Minnesota Statutes 1984, sections 60A.13, subdivision 1a; 80A.09, subdivision 1; 136D.28, subdivision 4; 136D.741, subdivision 7; 136D.89, subdivision 4; 270.67, by adding a subdivision; 270.75, subdivision 4; 290.06, subdivision 3d; 290.069, subdivision 5; 290.08, subdivision 8; 290.09, subdivision 4; 290.095, subdivision 10; 290.101, subdivision 1; 290.172; 290.18, subdivision 2; 290.42; 290.50, subdivision 2; 290.523, subdivision 2; 290.92, subdivisions 5a, 6, 19, and 28; 290.97; 290.9726, subdivision 2; 290A.03, subdivisions 3 and 11; 290A.11, subdivision 2, and by adding a subdivision; 290A.19; repealing Laws 1983, chapters 213, section 2; and 247, section 122; and Laws 1984, chapter 514, article 2, section 13.	2160	2160	2424	2424a 2887a	2888	3502	210
1064	relating to public employment; providing that applicants for public employment in the fire services must be fingerprinted; amending Minnesota Statutes 1984, section 364.09.	3068	3069					
1065	relating to local government; permitting the municipal board to require meetings to discuss disputed issues; amending Minnesota Statutes 1984, section 414.01, by adding a subdivision.	907	912	1301	1030 1295 1891	1891	2609	79
1070	relating to occupations and professions; requiring the commissioner of corrections to establish a program to prevent sexual exploitation by psychotherapists; extending the sexual exploitation task force; establishing a legislative study commission on the (Continued next page)	2967	2967	3021	3019a 3213	3213 3488	3311 3340 3485* 3505	262

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE.	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
*1070	— Continued regulation of psychotherapists; appropriating money; amending Minnesota Statutes 1984, section 241.021, by adding a subdivision; and Laws 1984, chapter 631, section 1, subdivisions 1 and 4; proposing coding for new law in Minnesota Statutes, chapter 241.							
1093	resolution memorializing the President and Secretary of Agriculture of the United States to require the government of Canada to comply with the fair trade regulations on hogs, or impose quotas and strict tariffs on Canadian hog imports.	1104	1108	1424	1387a 1892	1892	2727	Res 4
1095	relating to retirement; public employees retirement association; permitting certain former municipal court judges to receive a deferred early retirement annuity notwithstanding the law in effect on the date of their termination of public service; amending Minnesota Statutes 1984, section 353.34, by adding a subdivision.	1103	1106					
1109	relating to state government; concerning the state procurement of goods and services from small businesses; modifying geographical distribution requirements and preference program limitations; providing for a warranty for certain purchases; amending Minnesota Statutes 1984, sections 16B.06, by adding a subdivision; 16B.19, subdivisions 5, 6, 9, and by adding a subdivision; 16B.21, subdivision 1; 16B.22; and 645.445, subdivision 5.	2160	2160	2424	2424a 2480a 2501a	2502 3130	2610 2647 3126* 3507	296
1113	relating to state lands; authorizing conveyance by commissioner of transportation of certain state lands for historical preservation purposes.	1706	1706	1917	1913a 2005	2005	3208	120
1117	relating to gifts to minors; permitting securities to be registered in the name of a broker or financial institution; amending Minnesota Statutes 1984, sections 527.02, subdivision 1; and 527.04, subdivision 7.	1104	1108					
1145	relating to liquor; recodifying statutory provisions relating to intoxicating liquor and nonintoxicating malt liquor; amending Minnesota Statutes 1984, sections 260.015, subdivision 22; 299A.02; 473F.02, subdivision 17; and 624.701; proposing coding for new law in Minnesota Statutes, chapter 171; proposing coding for new law as Minnesota Statutes, chapters 297C and 340A; repealing Minnesota Statutes 1984, sections 340.001 to 340.988.	1103	1106	1533	1531a 3084a	3086	3508	305

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1150	relating to state lands; providing for the sale of certain tax-forfeited land in Chisago county.	1104	1108	1982	1966a 2145	2145	3208	121
1152	relating to Winona county; authorizing the sale of certain property.	1103	1106	1476	1471a 2001	2001	3209	124
1175	relating to children; expanding the definition of a medically neglected child; requiring the local agency to report and initiate proceedings in cases of medical neglect; amending Minnesota Statutes 1984, sections 260.015, subdivision 10; 626.556, subdivisions 2, 10, and by adding a subdivision.	3337	3338	3405	3338 3404	3405	3506	283
1185	relating to transportation; advertising devices; authorizing advertising on certain telephone booths; amending Minnesota Statutes 1984, section 160.27, subdivision 3.	3768	3768	4800	4636 4796 5218a	5218	6108	387
1193	relating to corrections; requiring the commissioner of corrections to develop a policy to provide counseling services to American Indian inmates; updating the recordkeeping systems of jails and lockups; amending Minnesota Statutes 1984, sections 641.05; and 642.07; proposing coding for new law in Minnesota Statutes, chapter 241.	1104	1108	1533	1526a 2009a	2009	3208	113
1197	relating to cities of Circle Pines and Lino Lakes; permitting cities to determine the size of Circle Pines utilities commission.	1104	1108	1424	1386a 1921	1921	2727	90
1198	relating to local government; authorizing the creation of a youth coordinating board in the city of Minneapolis.	1489	1490	1517	1517 1922	1922	2727	91
1199	relating to the city of New Brighton; providing an exception from the New Brighton police civil service system for the chief and deputy chief of police.	1458	1459	1509	1508 1920	1920	2869	99
1216	relating to agriculture; clarifying the meaning of lender in the Minnesota emergency farm operating loans act; changing certain eligibility criteria; providing for earlier payments; amending Laws 1985, chapter 4, sections 3, subdivision 8; and 6.	907	912	1029	1018a	1094 2159	1962 2012 2073 2157* 3208	114
1226	relating to local government; permitting land transfer between Ramsey county and the town of White Bear.	1458	1459	1509	1508a 2001	2001	2727	92
1227	relating to crimes; providing that a psychotherapist who engages in sexual contact or penetration with a patient under certain circumstances is guilty (Continued next page)	2967	2968	3021	3019a 3214a	3215 3496	3312 3340 3496* 3507	297

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1227	— Continued of criminal sexual conduct; limiting admissibility of a patient's personal or medical history; amending Minnesota Statutes 1984, sections 609.341, by adding subdivisions; 609.344; 609.345; and 609.347, by adding a subdivision.							
1231	relating to crimes; transferring administration of crime victim crisis centers and the crime victims reparations board to the office of attorney general; changing a definition; establishing a crime victim and witness advisory council and a crime victim ombudsman; providing the council with extensive duties to assist victims and witnesses; providing the ombudsman with authority to investigate complaints with regard to treatment of victims; amending Minnesota Statutes 1984, sections 611A.41, subdivision 2; 611A.44; 611A.52; 611A.53, subdivision 2; 611A.54; 611A.55, subdivisions 1 and 2; and 611A.56, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 611A; repealing Minnesota Statutes 1984, section 611A.42.	2998	2998	3021	3021a 3323a	3325		
1233	relating to intoxicating liquor; permitting counties and certain towns to issue off-sale licenses and combination licenses in towns; amending Minnesota Statutes 1984, section 340.11, subdivisions 10a and 10b.	2967	2968	3021	3020a 3219a	3220	3505	263
1235	relating to state lands; authorizing conveyance of certain state trail lands no longer needed for trails; repealing a prior land conveyance; amending Laws 1981, chapter 190, section 3; repealing Laws 1984, chapter 502, article 13, section 15.	1458	1459	1509	1507a 1925	1925 2879	2156 2415 2877 2878* 3501	171
1236	relating to licensed occupations; requiring a certified signature on final documents prepared by certain licensed professionals; amending Minnesota Statutes 1984, section 326.12, subdivision 3.	1458	1459	1683	1592 3509			
1242	relating to retirement; authorizing an amendment to the articles of incorporation of the Duluth teachers retirement fund association.	1104	1106					
1243	relating to the Minnesota historical society; requiring it to develop instructional materials on Minnesota history and government; proposing coding for new law in Minnesota Statutes, chapter 126.	3106	3106	3167	3167a 3509			
1250	relating to public safety; authorizing commissioner to prescribe fees and prescribing fees; providing for statutory inclusion of state patrol lieuten-	3017	3017					

(Continued next page)

a Indicates Amendment

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1250 — Continued	ants; providing that commissioner control video game of chance license fees; abolishing fire code regulations relating to theaters, halls, and dry cleaning and dyeing establishments; amending Minnesota Statutes 1984, sections 299A.01, subdivision 6; 299D.03, subdivision 2; 299F.19, subdivision 1; and 349.52, subdivisions 2 and 3; repealing Minnesota Statutes 1984, sections 299H.211 to 299H.28; 299I.01 to 299I.08; 299I.10; and 299I.20 to 299I.24.							
1254	relating to local government; permitting insurance and indemnification of certain municipal electric power personnel; correcting a statutory cross reference; amending Minnesota Statutes 1984, section 453.55, subdivision 11.	1104	1108	1683	1621	1919	2153	56
1256	relating to natural resources; altering certain provisions regarding water permit and annual water appropriation processing fees; amending Minnesota Statutes 1984, sections 104.03, by adding a subdivision; 105.41, subdivision 5; and 105.44, subdivision 10.	3068	3068	3079	3078a 3322a	3322	3505	264
1258	relating to human services; revising methods for determining state payments to counties for administrative costs of public assistance programs; revising the community social services act; requiring the commissioner to develop standards; establishing minimum funding levels; requiring a study; authorizing certain persons to provide foster or family care services; amending Minnesota Statutes 1984, sections 256D.22; 256E.05, subdivision 3; 256E.06, subdivisions 2, 2a, 3, 5, 6, and by adding subdivisions; 256E.08, subdivision 1; 256E.09, subdivisions 1, 2, and 3; and 382.18; repealing Minnesota Statutes 1984, section 256E.06, subdivision 7.	3258	3259					
1273	relating to the city of Edina; providing that survivors' benefits of firemen's service association be paid as provided by general law; repealing Laws 1965, chapter 592, section 4, as amended.	1458	1459					
1280	relating to labor; providing for fair labor standard practice; providing penalties; amending Minnesota Statutes 1984, sections 177.23, subdivisions 4 and 7; 177.24, subdivisions 3, 4, and 5; 177.27; 177.28, subdivision 4; 177.32, subdivision 1; 181.79, subdivision 1; 181A.04, subdivision 3; and 181A.12, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 181; repealing Minnesota Statutes 1984, chapter 184A.	2419	2419	2461	2461a 3509			

a Indicates Amendment *Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1300	relating to the development of timber resources on tax-forfeited lands; transferring certain powers and duties of the commissioner of iron range resources and rehabilitation to the commissioner of natural resources; amending Minnesota Statutes 1984, section 282.38, subdivision 1.	3258	3259					
1319	relating to St. Louis county; providing a retirement contribution exemption for emergency jobs program employees; amending Laws 1984, chapter 501, section 1.	1104	1108					
1336	relating to retirement; granting the authority to firefighter relief associations in cities of the first class to elect retired members to the associations' board of directors; amending Minnesota Statutes 1984, section 69.26.	1458	1458					
1337	relating to retirement; providing for the return to work of a police officer, firefighter and the provision of service credit for certain periods of disability; amending Minnesota Statutes 1984, section 423A.15.	1458	1458					
1369	relating to retirement; Moorhead police and firefighters relief associations; clarifying receipt of amortization state aid; consolidation into the public employees police and fire fund; terminating the special fund of the Moorhead firefighters relief association; transferring of assets and records; amending Minnesota Statutes 1984, section 423A.02; repealing Laws 1945, chapter 277; Laws 1951, chapter 499; Laws 1955, chapter 75; Laws 1965, chapter 190; Laws 1967, chapter 775; Laws 1969, chapter 138; Laws 1975, chapter 120; Laws 1978, chapter 563, section 8; Laws 1979, chapter 216, sections 27 to 43; Laws 1980, chapter 600, section 16; Laws 1981, chapter 224, section 236; and Laws 1982, chapter 578, article 3, section 18.	2876	2876					
1374	relating to mines and minerals; prescribing fencing of unused mine pits and shafts; providing exceptions to tort liability in regard to certain water access sites related to mining areas; providing for a study and report; providing penalties; amending Minnesota Statutes 1984, sections 3.736, subdivision 3; 180.03, subdivisions 2, 3, and 4; 180.10; and 466.03, by adding a subdivision.	1706	1707					
1382	relating to courts; providing for transcript fees; amending Minnesota Statutes 1984, section 486.06.	1489	1490	1683	1680a 1958	1958 2580	2101 2123 2494 2569 2579* 3209	125

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1388	resolution memorializing the President, Congress, and the Secretary of Agriculture to require certain minimum levels of solids-not-fat in fluid milk marketed for direct human consumption.	1489	1490	1917	1912	2051	3208	Res 5
1404	relating to retirement; teachers; participation in variable annuity division; amending Minnesota Statutes 1984, section 354.62, subdivision 2; repealing Minnesota Statutes 1984, section 354.621.	1458	1458					
1458	relating to claims against the state; providing for payment of various claims; appropriating money.	2610	2610	2959	2902a 3175a	3175	3507	287
1552	relating to taxation; depositing revenue from the mortgage registration and deed taxes with the county and reducing certain welfare aids to the counties by the amount of revenue deposited; providing for local collection of taconite production taxes; amending Minnesota Statutes 1984, sections 273.136, subdivisions 1, 2, and 4; 287.05, subdivision 1; 287.08; 287.09; 287.12; 287.21, subdivision 2; 287.23; 287.25; 287.28; 287.29, subdivision 1; 287.33; 287.35; 298.225; 298.24, subdivision 4; 298.27; 298.28, subdivisions 1 and 2; and 298.282, subdivisions 1, 4, and 5; repealing Minnesota Statutes 1984, sections 273.136, subdivision 3; 287.27; 287.29, subdivision 3; and 287.32.	2967	2967					
1570	relating to agriculture; creating an exception to the corporate farming law; amending Minnesota Statutes 1984, section 500.24, subdivision 3.	1705	1706	1917	1914 1991	1991	2609	80
1589	relating to collection and dissemination of data; classifying government data as confidential, private, nonpublic, protected nonpublic, and public; clarifying issues relating to classifications of data, access to data, the effect of death of individuals on classifications, and classifications of inactive investigative data; refining provisions of the data practices act; authorizing a court to order the release of certain information; amending Minnesota Statutes 1984, sections 13.03, subdivision 3, and by adding subdivisions; 13.08, subdivision 1, and by adding a subdivision; 13.09; 13.32, subdivision 1, and by adding a subdivision; 13.39, by adding a subdivision; 13.43, subdivision 4; 13.46, subdivisions 1, 2, 3, 7, and 10; 13.65, subdivision 1; 13.71; 13.72, by adding subdivisions; 13.82, subdivisions 1 and 5, and by adding subdivisions; 13.83, by adding a subdivision; 13.84, subdivisions 1 and 6; (Continued next page)	2876	2876	2969	2969a 3308a	3308	3507	298

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1589	— Continued 144.335, subdivision 2; and 254A.09; repealing Minnesota Statutes 1984, sections 13.73 and 13.81; proposing coding for new law in Minnesota Statutes, chapters 13, 144 and 254A							
1596	relating to taxation; sales tax; providing for elimination of double taxation in sale and leaseback transactions; appropriating money; amending Minnesota Statutes 1984, sections 297A.01, subdivision 4; and 297A.15, by adding a subdivision.	2728	2729					
1599	relating to agriculture; establishing the rural finance administration; authorizing the sale of state bonds; ratifying and approving an interstate compact on agricultural grain marketing; authorizing development of a plan for a memorial to Native Americans; establishing a mediation procedure; re-enacting an interest buydown program; authorizing certain deficiency judgments; prescribing a procedure to determine the amount of certain agricultural deficiency judgments; providing for farm advocate guidelines; reactivating the data collection task force; authorizing additional interest payments to certain family farm security program sellers; increasing the allowable width of certain trucks; authorizing trucks hauling sugar beets or potatoes to be overweight during certain periods; declaring crop ownership; prescribing a procedure for planting crop owners to recover crop value; providing for a lien; prescribing satisfaction and enforcement of liens; modifying venue to recover possession of personal property; allowing designation, sale and redemption of an agricultural homestead that is executed on and sold as part of other property; allowing designation, sale, and redemption of a homestead foreclosed on or part of other property; establishing filing requirements, enforcement, and priority of veterinarian's liens; declaring state policy relating to wild rice; increasing the homestead exemption to 160 acres; exempting agricultural property for certain purposes; providing certain rights of first refusal; establishing a legal services support program; protecting certain conservation practices; changing the agricultural land preservation pilot program; protecting certain rights-of-way from erosion; changing certain variances requiring a study; authorizing certain soil and water purification tests; appropriating money and authorizing issuance of bonds; excluding certain capital gains; amending Minnesota Statutes 1984, sections 138.585, by adding a subdivision; (Continued next page)	4602	4602	4822	4602 4821 4822a	4832 6059	4889 4890 5977* 6110	398

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1599	— Continued 160.27, subdivision 5; 169.01, subdivision 7; 169.80, subdivision 1; 169.81, subdivisions 2 and 3; 169.825, subdivisions 8, 10, 11, and by adding a subdivision; 169.832, by adding a subdivision; 169.86, subdivisions 2 and 5; 290.08, by adding a subdivision; 336.9-501; 480.24, by adding a subdivision; 480.242, subdivision 2; 500.24, by adding subdivisions; 510.02; 514.92; 542.06; 572.33, subdivision 1, and by adding a subdivision; 572.35; 580.23, subdivision 1; 581.09; Minnesota Statutes 1985 Supplement, sections 40.26; 92.50, subdivision 1; 92.501, subdivisions 1 and 2; 160.232; 168.013, subdivision 1e; 169.862; 221.033, subdivision 3; 256.73, subdivision 2; 290.01, subdivision 20b; 290.091, subdivision 2; 290.491; 473H.10, subdivision 3; Laws 1985, chapter 19, section 2, subdivision 2, and by adding a subdivision, and section 6, subdivision 6; proposing coding for new law in Minnesota Statutes, chapters 17; 40A; 116; 222; 273; 480; 514; 550; 557; 559; 572; 580; 581; 582; and 583; proposing coding for new law as Minnesota Statutes, chapters 41B; and 236A; repealing Minnesota Statutes 1984, sections 561.11; 561.12; 561.13; 561.14; 561.15; 561.16; and 582.04.							
1623	relating to taxation; limiting tax on certain sales of horses; amending Minnesota Statutes 1984, section 297A.01, subdivision 3.	2728	2729					
1627	relating to taxation; property; clarifying the process for appealing certain assessments to the tax or district court; delaying the effective date of the requirement of appearances before county board of equalization for tax appeals; amending Minnesota Statutes 1984, sections 271.01, subdivision 5; and 278.01, subdivision 1; Laws 1984, chapter 502, article 11, section 6.	2728	2729					
1635	relating to real property; providing a restriction on the duration of conditions affecting certain real property; providing an exemption for the city of North Oaks; amending Minnesota Statutes 1984, section 500.20, by adding a subdivision.	4663	4663	5015	5013a			
1639	relating to state government; appropriating money to the department of transportation and other agencies with certain conditions; modifying agencies and responsibilities; providing for regulation of certain activities and practices; prescribing funds, accounts, bonding, and fees; amending Minnesota Statutes 1984, sections 15.0591, (Continued next page)	2498	2499	2545	2545a 2549	2549	2595 2606	

a Indicates Amendment

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1639	— Continued subdivision 2; 17.101, subdivision 2; 17.717, by adding a subdivision; 17A.10, subdivision 2; 17A.11; 25.39, subdivision 4; 138.94; 168.12, subdivisions 1 and 5; 174.32, subdivisions 1, 2, 3, and by adding a subdivision; 299A.01, subdivision 6; 340.14, subdivision 2; 349.12, subdivisions 11, 13, and by adding subdivisions; 349.14; 349.151; 349.16; 349.161; 349.162; 349.17; 349.18, subdivisions 1 and 2; 349.19, subdivisions 5, 6, and by adding a subdivision; 349.20; 349.21; 349.211, subdivisions 3 and 4; 349.213, subdivision 1; 349.214, subdivisions 1 and 2; 349.22, subdivision 2; 349.31, subdivision 1; 352D.02, subdivision 1; 360.024; 473.373, subdivision 4; 473.375, subdivision 4, and by adding a subdivision; 473.38, subdivision 2; 473.384, subdivision 6; 473.386, subdivision 2; 473.388; 473.39; 473.404, subdivision 7; 473.405, subdivision 12; 473.408, subdivision 4, and by adding a subdivision; 473.435, subdivision 2; 473.446, subdivisions 1, 1a, 2a, and 3; 609.75, subdivision 3; 609.761; proposing coding for new law in Minnesota Statutes, chapters 219; and 473; proposing coding for new law as Minnesota Statutes, chapter 297C; repealing Minnesota Statutes 1984, sections 17.717, subdivision 6; 349.19, subdivision 4; 349.212; 349.213, subdivision 2; 473.373, subdivisions 2 and 7; 473.384, subdivision 7; 473.408, subdivisions 3, 3A, 3B, and 5; 473.436; 473.438; and 473.446, subdivision 6.								
1641	relating to the organization and operation of state government; appropriating money for the general legislative, judicial, and administrative expenses of state government with certain conditions; providing for the transfer of certain money in the state treasury; authorizing land acquisition; fixing and limiting fees; creating, modifying, transferring, and abolishing agencies and functions; amending Minnesota Statutes 1984, sections 2.722, subdivision 1; 3.21; 3.85, subdivision 11; 3.9223, subdivision 1; 11A.07, by adding a subdivision; 11A.20, subdivision 1; 13.68, subdivision 1; 15.50, subdivision 3; 16A.055, subdivision 1; 16A.275; 16A.40; 16A.42, subdivision 2; 16A.45, subdivision 2; 16A.47; 16A.58; 16A.672, subdivisions 1, 2, and 3; 16B.09, by adding a subdivision; 16B.29; 43A.07, subdivision 2; 84B.03, subdivision 4; 85.05, subdivisions 1 and 2; 85.22, subdivision 2a; 85A.01, subdivisions 1 and 2; 85A.02, subdivisions 3, 4, 5, 7, 12, (Continued next page)	2498	2499	2753	2752 2753a 2777a	2795	2799 2866	

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings		Third Reading	Subsequent Proceedings	Chapter
1641	— Continued 16, and by adding subdivisions; 85A.04, subdivision 3; 86.72; 86.75; 97.4841, subdivision 3; 97.4842, subdivision 2; 97.50, subdivision 1; 98.45, by adding a subdivision; 98.46, subdivisions 2, 14, and by adding a subdivision; 98.47, subdivision 1; 100.271, subdivision 2; 115.03, by adding a subdivision; 115A.05, subdivision 1; 115A.908, subdivisions 2 and 3; 116J.76; 116M.03, by adding a subdivision; 179A.03, subdivision 17; 179A.04, subdivision 3; 179A.13; 179A.16; 179A.21; 179A.25; 192.51, subdivision 2; 196.051, by adding a subdivision; 268.05, subdivision 2; 268.07, subdivision 2a; 268.38, subdivisions 1, 2, 6, 7, and 8; 270A.07, subdivision 1; 290.50, subdivision 6; 296.421, subdivision 4, and by adding a subdivision; 297.13, subdivision 1; 361.03, subdivision 5; 361.27; 462C.05, subdivision 2, and by adding a subdivision; 462C.07, subdivision 1, and by adding a subdivision; 473.606, subdivision 1; 487.01, subdivision 5; 609.101; proposing coding for new law in Minnesota Statutes, chapters 3; 5; 85A; 97; 116; 139; and 270; proposing coding for new law as Minnesota Statutes, chapter 116N; repealing Minnesota Statutes 1984, sections 7.01; 7.013; 7.02; 7.03; 7.04; 7.05; 7.13; 7.14; 7.15; 7.16; 7.17; 7.18; 10.18; 10.19; 10.20; 10.21; 10.22; 10.23; 16A.42, subdivision 3; 46.15; 48.87; 69.031, subdivision 2; 85A.01, subdivision 1a; 85A.03; 85A.04, subdivision 1; 115A.05, subdivision 3; 115A.201, subdivision 2; 115A.22, subdivision 4; 116M.06, subdivision 5; 116M.07, subdivision 3; 124.471; 179A.03, subdivision 3; 179A.05; 296.10; 349.212, subdivision 3, as amended; 360.301; 360.302; 360.304; 360.306; 360.388; 360.389; 403.01, subdivision 1; and Laws 1982, chapter 489, section 11.									
1645	relating to economic development; creating a special enterprise zone for a large manufacturing facility; providing for the taxation of the facility; authorizing the issuance of bonds; providing assistance to locate a large manufacturing facility in the state; appropriating money; amending Minnesota Statutes 1984, sections 273.1312, subdivisions 3 and 4; and 273.1314, subdivisions 3, 4, 6, 7, 8, 9, and by adding a subdivision.	3492	3492	3492	3492	3492	3495	3503	230

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1664	relating to local government; regulating contracts for the purchase of fuel by a municipality required for generation of municipal power; allowing municipalities to contract to buy sheltered workshop products without getting competitive bids; amending Minnesota Statutes 1984, section 471.345, by adding subdivisions.	3768	3768	3999	3994a 5208a	5208	6106	350
1677	relating to libraries; changing the way the department of education provides certain information and other services; allowing mayors to appoint nonresidents to city library board under certain circumstances; updating maintenance of effort exceptions; requiring the commissioner of education to cooperatively develop a plan for automation of state agency libraries; amending Minnesota Statutes 1984, sections 121.496; 134.09, subdivision 1; 134.31, subdivisions 2 and 3; and 134.34, subdivision 5.	5069	5069	6094	5069 6094	6094	6112	471
1699	relating to licenses; requiring operators of campgrounds and manufactured home parks to procure a license; amending Minnesota Statutes 1984, section 157.03.	3706	3706	3745	3743	3906	4003	311
1725	relating to taxation; income; repealing the suspension of inflation adjustments; repealing Minnesota Statutes 1985 Supplement, section 290.06, subdivision 2f.	3731	3731					
1727	relating to agriculture; moving Wadena county from area one to area four for purposes of potato industry promotion; amending Minnesota Statutes 1984, section 17.54, subdivision 9.	4109	4110	4381	4354	4429	6105	318
1730	relating to crime; correcting certain erroneous, omitted and obsolete references in and to the criminal sexual conduct statutes; clarifying requirements in investigation of child abuse; amending Minnesota Statutes 1984, sections 253B.02, subdivision 4a; 260.015, subdivision 24; 494.03; 518B.01, subdivision 2; 609.11, subdivision 9; 609.341, subdivision 3; 609.347, subdivision 3; 609.348; 609.349; 609.35; 611A.03, subdivision 3; and 628.26; and Minnesota Statutes 1985 Supplement, sections 609.341, subdivision 11; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivisions 2 and 3; 609.3471; 609.531, subdivision 1; 626.556, subdivisions 2 and 10b; and 631.045.	4270	4270	4429	4427a 5224	5224	6106	351
1744	relating to education; making technical changes to the definition of a school; providing for limited reporting by a parent providing instruction in a (Continued next page)	4988	4989	5015	5011a 5473a	5512 6082	5616 6079* 5649 6112	472

a Indicates Amendment

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1744 — Continued	home; prohibiting certain proceedings against a parent providing instruction in a home; establishing a task force to make recommendations about compulsory attendance laws; amending Minnesota Statutes 1984, section 120.10, subdivision 2, and by adding subdivisions.							
1749	relating to education; allowing independent school district No. 281, Robbinsdale, to make a levy for transportation of certain pupils.	4782	4783					
1764	relating to commerce; regulating medical malpractice insurance to health care providers who are unable to obtain the coverage in the voluntary market; regulating malpractice actions against health care providers; providing certification of expert review and the waiver of privilege by health care providers; requiring disclosure of experts; revising the statute of limitations for minors; changing the pleading of punitive damages; changing the collateral source rule; and providing periodic payments of damages exceeding a threshold limitation; requiring certain supplemental reports; amending Minnesota Statutes 1984, sections 60A.13, by adding a subdivision; 62F.04, by adding a subdivision; 62F.06, subdivision 1; 541.15; 549.09, subdivision 1; 549.20, subdivision 1, and by adding a subdivision; and 595.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 145.	4390	4391					
1766	relating to government in this state; providing for its financing, structure, and components; making and reducing appropriations for the general legislative, judicial, and administrative expenses of state government with certain conditions; providing for the transfer of certain money in the state treasury; providing for contingency expenditures; creating, modifying, transferring, and abolishing agencies, boards, and functions; adjusting complements; creating certain funds and changing others; providing for farm relief; making cash flow changes and budget adjustments; setting and adjusting certain aid and mill rate amounts; providing for community emergency response hazardous substance protection; clarifying the income tax exclusion of income on the sale of certain agricultural property; repealing the suspension of inflation adjustments; proposing tax compliance measures; providing a sales tax on intoxicating liquor at the wholesale level; providing a property tax refund for certain commercial industrial property taxes (Continued next page)	4109	4110					

a Indicates Amendment

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1766 — Continued	for 1987 only; providing for the deposit of certain motor vehicle excise tax proceeds in the general fund; transferring funds from the highway user tax distribution fund and the transit assistance fund to the general fund; setting local government aids for 1987; changing certain reimbursement payment dates; prescribing sales ratio study requirements; extending the property tax payment date by 30 days in the case of certain agricultural property; changing property tax distribution and settlement; changing the special homestead classification for certain disabled persons; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 15.01; 15.057; 16A.72; 16B.20, subdivision 1; 16B.50; 17.717, subdivision 6; 25.39, subdivision 4; 41.57, by adding a subdivision; 46.041, subdivision 1; 46.131, subdivision 10; 47.54, subdivision 1; 51A.51, subdivisions 1, 2, 3, 3a, and 5; 52.06, subdivision 1; 53.03, subdivision 6; 56.02; 60A.03, subdivision 6; 60A.14, subdivision 1; 60A.17, by adding a subdivision; 60A.23, subdivision 7; 62E.52, subdivisions 2 and 3; 62E.53, subdivisions 1 and 2; 62E.531, subdivision 2; 79.251, subdivision 1; 82.22, subdivision 3; 82.27, by adding a subdivision; 84.01, subdivision 3; 84.028, subdivision 3; 84.082; 84.086; 84.54; 85.016; 97.41, subdivision 2; 104.35, subdivisions 2 and 3; 105.40, subdivisions 1 and 2; 112.35, by adding a subdivision; 115A.15, subdivision 5; 115A.912, subdivision 2, and by adding a subdivision; 115B.20, subdivisions 5 and 6; 116.07, by adding a subdivision; 116C.24, subdivision 2a; 116C.25; 116J.01, subdivision 3; 116J.16, subdivisions 1, 2, 4, 5, 6, 7, and 8; 116J.29; 116J.36, subdivision 10; 116J.37, subdivision 6; 116J.401; 116J.402; 116J.403; 116J.404; 116J.405; 116J.406, subdivisions 2, 3, 4, and 5; 116J.58, subdivisions 2 and 3; 116J.60; 116J.63; 116J.66; 116J.68, subdivision 2; 116J.74, subdivision 5; 116J.80, subdivision 6; 116J.873, subdivision 4; 116M.03, subdivision 2, and by adding a subdivision; 116M.05, subdivision 1; 116M.06, subdivisions 4, 7, 8, and 10; 116M.07, subdivision 12; 116M.08, subdivisions 2, 3, 4, 5, 6, 7, 8, 9, 10, 17, 19, 20, and 21; 116M.12, subdivision 6; 121.495; 121.901, subdivision 2; 121.934, subdivision 1; 124.195, subdivision 5; 124.32, subdivision 1c; 124A.02, subdivision 15; 129B.02, as amended; 129B.04, subdivisions 1a and 2; 129B.041, subdivisions 1 and 4; 129B.05, subdivision 2; 129B.43; (Continued next page)								

a Indicates Amendment

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1766 — Continued	136.14; 136C.07, by adding a subdivision; 136C.13, by adding a subdivision; 136C.35; 138.65; 144.68; 144.69; 148.10, by adding a subdivision; 150A.08, by adding a subdivision; 160.265, subdivision 1; 161.1419, subdivision 8; 168.67; 169.871, subdivision 5; 176.183, subdivisions 1 and 1a; 176.603; 176.611, subdivision 2; 197.23, subdivision 2; 197.481, by adding subdivisions; 216B.243, subdivision 6; 216B.62, subdivisions 2 and 3; 237.295, subdivisions 1 and 2; 237.30; 239.10; 256.98; 256B.042, subdivisions 2 and 3, and by adding subdivisions; 256B.37, by adding a subdivision; 256D.05, by adding a subdivision; 270.067, subdivision 5; 270.12, subdivision 2; 270.69, by adding a subdivision; 270.72, subdivisions 1, 2, and 3; 271.01, subdivision 1, and by adding a subdivision; 273.1312, subdivision 1; 273.1314, subdivisions 1 and 16; 273.74, subdivision 5; 276.09; 276.10; 276.11; 278.03; 279.01, as amended; 290.069, subdivision 1; 290.53, subdivision 2; 290.61; 296.13; 297A.01, subdivision 9; 297A.02, by adding a subdivision; 297A.03, subdivision 2; 297A.04; 297A.08; 297A.18; 297A.27, subdivision 1; 297A.275; 297A.28; 297A.43; 297B.09, subdivision 2; 299D.03, subdivision 5; 301A.07, subdivision 1; 325F.19, subdivision 3; 325F.24, subdivision 3; 326.20, by adding a subdivision; 326.334, subdivision 7; 349.52, subdivisions 2 and 3; 362A.06; 364.09; 462.384, subdivision 7; 462A.03, subdivision 10; 462A.04, subdivisions 1 and 4; 462A.05, subdivisions 15B, 21, and 23; 465.74, subdivisions 1, 4, and 6; 471.992; 471.996; 471.997; 471.9975; 473.448; 477A.015; 480.242, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 15A.081, subdivision 8; 40A.03, subdivision 2; 53.03, subdivision 1; 60A.17, subdivision 1a; 92.35; 92.36; 110B.02, by adding a subdivision; 110B.08, subdivision 5; 110B.10, subdivision 1; 116J.58, subdivision 4; 116J.951, subdivision 2; 116J.961, subdivisions 1 and 8; 116M.03, subdivision 17; 116M.04, subdivision 8a; 116M.06, subdivision 2; 116M.07, subdivisions 7a, 7b, and 7c; 116M.08, subdivisions 1, 14, and 15; 116M.11; 116M.12, subdivisions 3 and 4; 124.225, subdivision 7b; 124.245, subdivision 1; 124A.02, subdivision 9; 124A.03, subdivision 1a; 129C.10, subdivision 5; 136C.06; 144.8093, by adding a subdivision; 147.021, by adding a subdivision; 173.085, subdivision 1; 214.06, subdivision 1; 256.01, subdivisions 2 and 4; (Continued next page)								

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1766 — Continued	256.74, subdivision 1; 256B.06, subdivision 1; 256B.07; 256B.48, subdivision 6; 256C.26; 256D.03, subdivision 4; 256D.05, subdivision 1; 256D.051, subdivisions 4, 5, 6, and by adding a subdivision; 256D.101, subdivisions 1, 2, and by adding a subdivision; 256D.37, subdivision 1; 268.0122, subdivisions 2, 3, and by adding a subdivision; 268.36; 268.673, subdivision 5; 268.6751, subdivisions 1 and 2; 268.871, subdivision 1; 270.063, 270.69, subdivisions 2, 3, and 4; 270.76; 270A.07, subdivision 1; 273.124, by adding a subdivision; 273.13, subdivisions 15a and 22; 273.1314, subdivision 9; 273.74, subdivision 2; 278.05, subdivision 5; 290.491; 297A.257, subdivisions 1 and 3; 298.28, subdivision 1; 326.241, subdivision 3; 326.244, subdivision 2; 340A.904, subdivision 2; 477A.011, subdivisions 10 and 12; 477A.012; 477A.013; Laws 1979, chapter 280, section 2, as amended; Laws 1985, chapter 19, section 2, subdivisions 1, 2, and by adding a subdivision; section 6, subdivision 6; First Special Session chapter 9, article 1, section 2, subdivision 5; First Special Session chapter 10, sections 1; 4, subdivisions 1, 9, 10, and 11; 5, subdivisions 1, 2, and 6; 7; 8; 9; 10, subdivision 1; and 125; First Special Session chapter 11, section 4, subdivision 3; First Special Session chapter 12, article 1, section 36, subdivision 3; article 2, section 15, subdivision 2; article 3, section 28, subdivision 10; article 4, section 11, subdivision 6; article 5, section 8; article 5, section 10, subdivisions 2 and 4; article 6, section 28, subdivisions 11, 17, and 20; article 8, section 62, subdivisions 2, 3, 4, 6, 8, 9, 13, 14, 15, and 17; article 8, section 63, subdivisions 2 and 3; article 8, section 64, subdivision 2; article 9, section 3, subdivisions 2 and 3; First Special Session chapter 15, section 23, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 16A; 17; 45; 84; 115A; 116J; 116K; 129B; 135A; 144; 216A; 256; 276; 297A; 299F; 340A; 462; and 480; repealing Minnesota Statutes 1984, sections 3.351, subdivisions 1, 2, 4, and 5; 3.865; 16B.21, subdivision 2; 17.101, subdivision 2; 17.104; 17.105; 19.64, subdivision 5; 41A.02, subdivisions 1, 2, 3, 4, 6, 9, 10, 12, 13, 14, and 15; 41A.03, subdivisions 2 and 4; 41A.04, subdivision 2; 41A.05, subdivision 4; 41A.06, subdivisions 2, 3, and 4; 41A.07; 42.06, subdivision 4; 84.081; 84.083; 86A.09, subdivisions 1, 2, 3, and 4; 86A.10; 89.014, subdivision 2; 105.40, subdivision 7; 105.71; 105.72; 105.73; 105.75; (Continued next page)								

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1766 — Continued	105.751; 105.76; 105.77; 105.78; 105.79; 112.35, subdivision 4; 115A.07, subdivision 1; 115A.08, subdivisions 1, 2, and 3; 115A.162; 115A.90, subdivision 4; 116J.01, subdivisions 1 and 2, 116J.03; 116J.035, as amended: 116J.04; 116J.05; 116J.06, subdivisions 4, 5, 6, 7, 8, 10, 11, 12, and 13; 116J.07; 116J.08; 116J.09; 116J.10; 116J.11; 116J.12; 116J.13; 116J.14; 116J.15; 116J.17; 116J.18; 116J.19, subdivisions 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, and 14; 116J.20; 116J.21; 116J.22; 116J.23;116J.24; 116J.26; 116J.261; 116J.262; 116J.27; 116J.30, subdivision 5; 116J.31; 116J.315; 116J.32; 116J.33; 116J.34; 116J.35; 116J.36, subdivisions 1, 2, 3, 3a, 3b, 3c, 4, 4a, 5, 7, 8, 8a, 9, and 11; 116J.37, subdivisions 2, 3, 4, 5, and 7; 116J.373; 116J.38; 116J.381; 116J.58, subdivision 1; 116J.59; 116J.61; 116J.873, subdivisions 1, 2, and 3; 116L.01; 116L.02; 116L.03, as amended; 116L.04, as amended; 116L.05; 116M.01; 116M.02; 116M.03, subdivisions 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 22, 23, 24, 25, and 26; 116M.04, subdivisions 1, 1a, 2, 3, 4, 5, 7, 8, 10, and 11; 116M.05, subdivisions 1, 2, 3, 4, 5, 6, and 7; 116M.06, subdivisions 1, 6, 11, 12, and 13; 116M.07, subdivisions 1, 3, 5, 6, 7, and 10; 116M.08, subdivisions 13, 16, and 18; 116M.09; 116M.10, as amended; 116M.12, subdivisions 1, 2, and 5; 116M.13, subdivisions 1, 2, and 3; 129B.01; 129B.05; 136.063; 144.66; 144.67; 144A.071, subdivision 5; 161.1419, as amended; 174.03, subdivision 7; 176.611, subdivisions 3 and 4; 177.41; 177.42; 177.43; 177.44; 216B.165, subdivision 2; 270.067, subdivisions 1, 2, 3, and 4; 270.72, subdivision 5; 297A.02, subdivision 3; 301A.01, subdivision 1; 402.045; 402.062, subdivision 1; 402.095; 451.09, subdivision 2; 462.375; 462.421, subdivision 21; 462.445, subdivision 8; 462.595; 462A.072; 472.01; 472.02; 472.03, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, and 13; 472.04; 472.05; 472.06; 472.07; 472.08, subdivision 2; 472.09; 472.10; 472.11, subdivisions 1, 2, 4, 5, 6, 7, and 8; 472.12; Minnesota Statutes 1985 Supplement, sections 3.303, subdivision 5; 3.351, subdivision 3; 3.875; 13.76; 41A.01; 41A.02, subdivisions 5, 7, 7a, 8, and 11; 41A.03, subdivisions 1, 3, and 5; 41A.04, subdivisions 1, 3, and 4; 41A.05, subdivisions 1, 2, 3, and 5; 41A.06, subdivisions 1 and 5; 41A.08; 86.33, subdivisions 2 and 3; 105.74; 110B.02, subdivision 2; 116J.035, subdivision 3; 116J.19, subdivision (Continued next page)								

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1766	— Continued 13; 116J.36, subdivision 6; 116J.37, subdivision 1; 116J.94; 116M.03, subdivision 27; 116M.04, subdivisions 6 and 9; 116M.05, subdivision 8; 116M.06, subdivisions 3 and 5; 116M.07, subdivisions 2, 4, 8, 9, 11, and 13; 116M.08, subdivisions 11 and 12; 116M.105; 136.63, subdivision 1b; 178.03, subdivision 5; 267.01; 267.02; 267.03; 267.04; 267.05; 267.06; 268.0111, subdivision 3; 268.66, subdivision 2; 268.89, subdivision 2; 290.06, subdivision 2f; 472.03, subdivision 9; 472.08, subdivision 1; 472.11, subdivisions 3 and 9; 472.125; 472.13; 472.14; 472.15; 472.16; 474.17, subdivision 3; Laws 1984, chapter 654, article 2, section 146.								
1767	relating to taxation; imposing a tax on marijuana and controlled substances; imposing penalties; proposing coding for new law as Minnesota Statutes, chapter 297D.	5069	5069					
1772	relating to courts; increasing fees to be collected; clarifying existing fee statutes; increasing the penalty assessment imposed on persons convicted of crimes; clarifying the purposes for which it may be used; providing for the standard of care of trustees, authorizing certain investments of trust property; providing for powers of trustees; amending Minnesota Statutes 1984, sections 176.451, subdivision 3; 487.31, subdivisions 1 and 4; 487.33, subdivisions 1 and 2; 501.125, subdivision 1, and by adding a subdivision; 501.66, subdivision 28, and by adding a subdivision; 514.70; 525.031; and 525.033; Minnesota Statutes 1985 Supplement, sections 357.021, subdivision 2; 501.125, subdivision 6; and 609.101.	4003	4004	5015	4995a 5413	5413	6110	442
1773	relating to consumer protection; regulating the distribution of tobacco products, providing remedies; clarifying a definition; amending Minnesota Statutes 1984, section 609.685, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 325F.	3706	3706	4978	4899a 5413	5413	6106	352
1776	relating to commerce; providing immunity to the state and municipalities for certain claims; regulating certain self-insurance pools; modifying the limitation on actions for damages based on services of construction to improve real property; abolishing the collateral source rule; requiring judgments to be paid in periodic installments rather than a lump sum upon request of either party; limiting contingent attorney's fees; abolishing punitive damages in civil actions; limiting nonconomic loss; and eliminating (Continued next page)	4390	4391		5053			

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1776 — Continued	joint liability in tort; providing for reimbursement for certain costs in civil actions; amending Minnesota Statutes 1984, sections 466.01, subdivision 1; 466.03, subdivisions 4 and 6b, and by adding subdivisions; 471.982, subdivision 3; 541.051; 549.09, subdivision 1; 549.20, subdivision 1; 549.21; and 604.02, subdivision 1; Minnesota Statutes 1985 Supplement, section 3.736, subdivisions 1 and 3; repealing Minnesota Statutes 1984, section 549.20, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapters 466, 541, 548, and 549.							
1782	relating to natural resources; enacting the lake improvement district act; providing for the creation, powers, and termination of lake improvement districts; amending Minnesota Statutes 1984, sections 378.41; 378.42; 378.43; 378.44; 378.46; 378.47; 378.51; 378.2; 378.54 378.55; 378.56; 378.57; and 459.20; proposing coding for new law in Minnesota Statutes, chapter 378.	4782	4783	5286	5249a 5327a	5328 5826	5418 5433 5816* 6110	443
1793	relating to natural resources; authorizing stocking of fish in certain streams where public access is granted; regulating certain repairs to drainage systems in Anoka county; amending Minnesota Statutes 1984, section 97.485; and S.F. No. 1526, if enacted.	5293	5293	5381	5380a 5520a	5520	6110	424
1794	relating to human services; extending the deadline for permanent rules for nursing home reimbursement under the medical assistance program; amending Minnesota Statutes 1984, sections 144.072, subdivision 2; and 256B.431, subdivision 6.	3767	3768	3999	3994	4105	4836	316
1797	relating to courts; amending the law that requires the supreme court to determine whether vacant judicial offices are necessary; providing for termination of certain public defender systems; amending Minnesota Statutes 1985 Supplement, section 2.722, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 611.	4988	4989					
1800	relating to local government; authorizing the counties of Becker, Grant, Hubbard, Otter Tail, Stevens, Todd, Traverse, Wadena, and Wilkin to enter into contracts and agreements for solid waste management.	4663	4665	4800	4799a 4869	4869	6106	340
1803	relating to traffic regulations; authorizing municipalities to permit handicapped persons to operate four-wheel all-terrain vehicles on city streets and (Continued next page)	5232	5232	5297	5295a 5390			

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1803	— Continued roads under certain conditions; amending Minnesota Statutes 1984, section 169.045.							
1806	relating to financial institutions; permitting state banks and credit unions to offer self-directed individual retirement accounts; removing loans made by the energy and economic development authority from a bank's lending limitations; amending Minnesota Statutes 1984, sections 48.15, by adding a subdivision; 48.24, subdivision 5; and Minnesota Statutes 1985 Supplement, section 52.04, subdivision 1.	3731	3731	3999	3983a 5221a	5222	6106	353
1807	relating to local government; providing for the coordination of various development authorities in the city of Moorhead and Clay county; providing an exception from the Moorhead police civil service system for the chief and deputy chief of police.	4270	4271	4429	4428 4875a	4875	6106	341
1815	relating to taxation; real property; prescribing requirements of the sales ratio study used by the state board of equalization; amending Minnesota Statutes 1984, section 270.12, subdivision 2.	3768	3768	4599	4501a 4647a	4661	4890 4890	
1816	resolution memorializing Congress to amend the 1985 federal farm bill.	3556	3556					
1821	relating to real property; requiring condominium plats after July 31, 1986; requiring certification by a registered land surveyor only, that condominium plat accurately depicts certain required information in 515A.2-110; amending Minnesota Statutes 1984, sections 515A.1-102; 515A.1-103; 515A.2-105; 515A.2-110; 515A.2-114; 515A.2-115; 515A.2-116; 515A.4-102; 515A.4-107; 515A.4-116; and 515A.4-117; and Minnesota Statutes 1985 Supplement, sections 389.09; 508.82; and 508A.82.	4602	4602	4800	4797 5223	5223	6106	342
1824	relating to statutes; adopting as amended a gender neutral revision of Minnesota Statutes; providing for no substantive change; granting certain editorial authority to the revisor of statutes; amending Minnesota Statutes 1984, sections 3C.10, subdivision 1; and 645.44, by adding a subdivision.	4003	4004	4255	4126a 5224	5224 5898	5419 5433 5897* 6110	444
1826	resolution memorializing the governments of the United States and the Socialist Republic of Vietnam to take all possible actions to determine the fate of persons missing in action in Southeast Asia; joining with the families of those who are missing in the hope that their long wait will soon be over.	3731	3731	3903	3793 3905	3905	4003	Res 6

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1835	relating to crimes; prohibiting the solicitation of children to engage in sexual conduct; clarifying certain language relating to deprivation of parental rights; requiring certain notifications; imposing a penalty; amending Minnesota Statutes 1984, sections 609.26, subdivision 5; and 611A.06; Minnesota Statutes 1985 Supplement, section 609.26, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 609.	4663	4663	4800	4798a 5652a	5654	6110	445
1838	relating to agriculture; defining "milk," "skim milk," and "lowfat milk"; amending Minnesota Statutes 1984, section 32.391, subdivision 1.	5069	5069	5286	5249a 5396	5396	6106	354
1844	relating to crimes; creating certain crimes against an unborn child; prohibiting acts which cause the death of or injury to an unborn child; imposing penalties; amending Minnesota Statutes 1984, sections 609.035; 609.18; and 609.21, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 609.	3768	3768	4000	3768 3999 4000 5435	5435	6108	388
1847	relating to unemployment compensation; altering the public policy statement; changing the taxable wage base; defining credit week; providing for employer charging; increasing the eligibility requirement; eliminating certain tax rate limitations; changing the weekly benefit amount; capping the maximum weekly benefit; providing for the duration of benefits; increasing the duration of benefits for claimants in counties with high unemployment; providing for seasonal employees; making the waiting week nonreimbursable; amending the benefit offset for severance pay; increasing the period of time and earnings necessary for requalification after disqualification; changing the definition of suitable work; transferring duties to the office of administrative hearings; amending Minnesota Statutes 1984, sections 14.03, subdivision 2; 14.51; 268.03; 268.04, subdivisions 25 and 29; 268.06, subdivisions 5, 8, 18, 19, and 20; 268.07, subdivisions 2 and 2a; 268.08, subdivisions 1 and 3; 268.09, subdivisions 1 and 2; 268.10, subdivisions 2, 3, 4, 5, 6, and 9; 268.12, subdivisions 8, 9, 10, and 13; and 268.18, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 268.	3731	3732	5385	3732 5384 5535a	5574		
1850	relating to intoxicating liquor; authorizing the city of Rochester to issue an on-sale license to a concessionaire at the Mayo civic center.	4270	4270	4599	4501a 5700			

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1860	relating to metropolitan government; defining metropolitan agency; providing for appointments, administration, reports, and duties of metropolitan agencies; recodifying certain provisions; amending Minnesota Statutes 1984, sections 473.121, subdivisions 6 and 11, and by adding a subdivision; 473.23, subdivisions 2a, 3, and 3a; 473.141, subdivisions 1, 2, 3, 4, and 4a; 473.146, subdivisions 1, 2, and 3; 473.149, subdivision 3; 473.161; 473.163, subdivisions 1 and 2; 473.171, subdivisions 1 and 2; 473.173, subdivisions 3 and 4; 473.194; 473.195, subdivision 4; 473.199; 473.201, subdivision 2; 473.245; 473.249, subdivision 1; 473.303, subdivisions 2, 4a, and 6; 473.373, subdivision 1; 473.377, subdivision 1; 473.409; 473.516, subdivision 2; 473.523, subdivisions 1 and 2; 473.535; 473.553, subdivision 4; 473.704, by adding a subdivision; 473.711, subdivision 4; 473.811, subdivision 7; 473.823, subdivision 3; 473.852, subdivision 8; Minnesota Statutes 1985 Supplement, sections 473.167, subdivision 3; 473.373, subdivision 4; 473.38, subdivision 2; and 473.39, subdivisions 1 and 1a; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1984, sections 473.01 to 473.11; 473.121, subdivisions 7 and 9; 473.128; 473.163, subdivisions 3 and 4; 473.193; 473.203; 473.215 to 473.219; 473.373, subdivision 3; 473.377, subdivisions 2 and 3; 473.38, subdivision 1; 473.502; 473.523, subdivision 3; and 473.802.	4003	4003	4255	4127 5208a	5209 5945	5418 5433 5915* 6111	460
1863	relating to crimes; providing for the waiver of the right to counsel in juvenile proceedings; clarifying the crime of failing to file a tax return; creating a presumption that property acquired during the course of certain crimes are "proceeds" of the crime for purposes of forfeiture law; amending Minnesota Statutes 1984, section 260.155, subdivision 8, and by adding a subdivision; and Minnesota Statutes 1985 Supplement, sections 290.92, subdivision 15; and 609.531, subdivision 2.	5165	5165	5374	5373a 5680a	5690 5831	5785 5785 5827* 6110	446
1869	relating to local government units; authorizing the privatization of facilities for the treatment of wastewater and the furnishing of potable water; amending Minnesota Statutes 1984, section 474.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 297A; proposing coding for new law as Minnesota Statutes, chapter 471A.	4663	4665					

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1871	relating to veterans; providing for payment of compensation to certain patients and residents of state institutions; amending Minnesota Statutes 1984, section 246.151.	3731	3732	4085	4024 5223a	5224	6106	355
1873	relating to workers' compensation; regulating the obligations and administration of the special compensation fund; restricting liability for out-of-state injuries; regulating the payment and right to benefits; compensation court of appeals; regulating attorneys' fees; relating to jurisdiction of issues of medical causation; providing for the administration of claims; providing penalties; amending Minnesota Statutes 1984, sections 176.012; 176.041, subdivisions 1, 2, 3, and by adding a subdivision; 176.081, subdivision 1; 176.101, subdivision 3f; 176.103, subdivision 2; 176.104, subdivision 1; 176.105, subdivision 4; 176.111, subdivisions 6, 12, 15, and 20; 176.129, subdivision 8; 176.131, subdivisions 1a and 3; 176.135, subdivisions 1 and 1a; 176.179; 176.225, subdivision 1; 176.231, subdivisions 1 and 10; 176.242, subdivision 2; 176.243, subdivision 3; 176.361, subdivisions 1 and 2; 176.421, subdivision 6; 176.521, subdivision 3; 176.603; 176.611, subdivision 2; 176.83, subdivision 2; Minnesota Statutes 1985 Supplement, sections 176.101, subdivision 3e; and 176.138; proposing coding for new law in Minnesota Statutes, chapters 79 and 176; repealing Minnesota Statutes 1984, sections 176.265; 176.431; 176.441; and 176.611, subdivisions 3 and 4.	5453	5454	5664	5454 5663 5664a	5667	6111	461
1875	relating to public and municipal corporations; creating a public corporation to provide health care services, education, and research; providing for governance of St. Paul Ramsey Medical Center and creation of a physicians and dentists subsidiary; providing for the imposition and use of certain taxes on lodging; providing for the redesign, reconstruction, and widening of Lexington avenue south of Larpenteur avenue; amending Laws 1977, chapter 402, section 2; Laws 1982, chapter 523, article 25, section 1; proposing coding for new law as Minnesota Statutes, chapter 246A; repealing Minnesota Statutes 1984, section 383A.41, as amended.	5165	5166	5297	5297a 5412a	5412 5960	5449 5596 5947* 6111	462
1882	relating to gasoline; changing the definition of agricultural alcohol gasoline; changing the identification marking on gasoline-alcohol blends; amending Minnesota Statutes 1985 Supplement, sections 296.01, subdivision 24; and 296.22, subdivision 13.	3767	3768		4894a			

a Indicates Amendment *Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1886	relating to public administration; providing for administration of Hennepin county and Minneapolis public offices; regulating certain property tax appeals; changing notice requirements for special assessments; regulating public funds deposits; amending Minnesota Statutes 1984, sections 144.214, subdivision 1; 278.05, subdivisions 1 and 4; 278.07; 278.08, subdivision 1; 325E.025, subdivision 2; 429.061, subdivision 2; and 475.66, subdivision 2; Minnesota Statutes 1985 Supplement, sections 271.01, subdivision 5; 278.01, subdivision 1; 429.061, subdivision 1; 475.66, subdivision 1; and 475.76, subdivision 1; and Laws 1969, chapter 937, section 1, subdivisions 1, as amended, 9, as amended, 11 and 15, and by adding subdivisions.	4270	4271	4599	4501a 5210	5210 6093	5600 5649 6082* 6112	473
1892	relating to energy; changing the administration of the state energy code from the commissioner of energy and economic development to the commissioner of administration; amending certain provisions of the state energy code; amending Minnesota Statutes 1984, sections 16B.64, subdivision 4; and 116J.19, subdivision 8.	4892	4892					
1894	relating to environment; providing terms and conditions for the administration of wastewater treatment plant construction grants and loans; requiring a hazardous waste permit; amending Minnesota Statutes 1984, sections 115.07, subdivision 1; 115A.14, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 115 and 116.	5899	5900		5900			
1897	relating to commerce; motor fuel franchises; extending the temporary prohibition on certain building alterations that eliminate service bays; amending Laws 1984, chapter 444, section 4.	3731	3732	4635	4626 5319	5319	6106	343
1911	relating to natural resources; authorizing watershed management organizations to establish taxing districts within minor watershed units of watersheds; amending Minnesota Statutes 1984, sections 473.878, by adding a subdivision; 473.882, subdivision 3; and 473.883, subdivisions 2, 3, 6, and 7; Minnesota Statutes 1985 Supplement, section 473.882, subdivision 1.	4988	4989	5015	5010a 5328a	5331	6108	389
1919	relating to education; imposing a limit on participation; eliminating state tuition reimbursement for courses taken for post-secondary credit; making other modifications to the post-secondary enrollment options act; requiring the University of Minnesota, state university board, and state board (Continued next page)	5232	5232	5297	5296a 5312a	5313 5838	5419 5433 5832* 6110	447

a Indicates Amendment

*Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1919	— Continued for community colleges to develop policies for awarding post-secondary credit for advanced placement programs; amending Minnesota Statutes 1985 Supplement, section 123.3514, subdivisions 3, 4, 5, 6, 8, 10, and by adding subdivisions; Laws 1985, First Special Session chapter 12, article 5, section 7; proposing coding for new law in Minnesota Statutes, chapter 135A.							
1926	relating to state investments; establishing various accounts within the supplemental investment fund; providing for the administration of the accounts and for the investment and valuation of shares within each account; amending Minnesota Statutes 1984, sections 11A.17, subdivisions 1, 4, 9, and by adding a subdivision; 69.77, subdivision 2; 69.775; 352.96, subdivision 4; 352D.04, subdivision 1; Minnesota Statutes 1985 Supplement, section 11A.17, subdivision 13; and Laws 1969, chapter 950, section 3, as amended.	4270	4271	4800	4796 5339	5339	6106	356
1928	relating to education; placing the state council on vocational education director in the unclassified service; amending Minnesota Statutes 1985 Supplement, section 136C.50, subdivision 7.	4270	4271					
1930	relating to public safety; barring traffic citation quotas; proposing coding for new law in Minnesota Statutes, chapter 299D.	4003	4003	4255	4127a 5462a	5463 6079	5594 5649 6077* 6112	474
1940	relating to Stearns county; authorizing the Stearns county board to designate the county auditor as the local registrar of the county.	4663	4663	4800	4797 5209a	5210	6106	357
1947	relating to solid waste; prohibiting the pollution control agency from issuing solid waste processing permits to certain facilities; amending Minnesota Statutes 1984, section 116.07, by adding a subdivision.	5069	5069					
1950	relating to local government; providing immunity to municipalities for certain claims that occur as a result of the use of parks and recreation areas; amending Minnesota Statutes 1984, section 466.03, by adding a subdivision.	4892	4893	5015	5012a 5030a 5155 5157a	5162	5286 5288	
1958	relating to crimes; regulating entry to burial sites; providing protections and rights to victims of crime; making changes to the crime victims reparations act; providing for the treatment of certain witnesses; amending Minnesota Statutes 1984, sections 307.08; 609.135, by adding a subdivision; 609.26, subdivision 5; 611A.04, sub- (Continued next page)	5165	5165	5297	5296a 5668a 5677a	5680	6111	463

a Indicates Amendment

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BILLS OF THE HOUSE—Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1958	— Continued division 2; 611A.06; 611A.53, subdivision 1, and by adding a subdivision; 611A.57, by adding a subdivision; 611A.61; Minnesota Statutes 1985 Supplement, sections 609.101; 609.26, subdivision 1; 611A.52; 611A.53, subdivision 2; 611A.54; and 611A.56, subdivision 1; 611A.71, subdivision 2; 631.046; proposing coding for new law in Minnesota Statutes, chapter 611A.							1958
1966	relating to the attorney general; authorizing an increase in the number of assistant attorneys general; amending Minnesota Statutes 1984, section 8.02.	4602	4602					
1968	relating to environment; prohibiting certain disposal of hazardous waste; providing for the selection of locations for and developers of hazardous waste stabilization and containment facilities; authorizing establishment of county solid waste management service areas; providing for financing of certain improvements;authorizing the city of Babbitt to exercise certain powers for solid waste management purposes; authorizing St. Louis county to enter into joint powers agreements with the city of Babbitt; amending Minnesota Statutes 1984, sections 115.01, by adding subdivisions; 115A.03, subdivision 1, and by adding subdivisions; 115A.05, subdivision 2; 115A.06, by adding a subdivision; 115A.13; 115A.14, subdivision 6; 115A.15, subdivision 6; 400.08; 400.11; 473.153, subdivision 3, and by adding a subdivision; 473.516, by adding a subdivision; 473.806, subdivision 2; 473.811, subdivision 2, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 116.07, subdivision 4h; 275.50, subdivision 5; 473.153, subdivisions 1, 5, and 6b; and 477A.012; proposing coding for new law in Minnesota Statutes, chapters 115, 115A, 116C and 400; repealing Minnesota Statutes 1984, sections 115A.17; 400.05; and 400.10; Minnesota Statutes 1985 Supplement, section 473.811, subdivision 11.	5453	5453	5464	5454 5464 5465a	5473	6110	425
1969	relating to mediation; providing for mediation between debtors and creditors; authorizing mediator training grants to nonprofit regional alternative dispute resolution centers; amending Minnesota Statutes 1984, sections 480.24, by adding a subdivision; and 480.242, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 572.	4270	4270					

a Indicates Amendment *Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1970	relating to state lands; prescribing appraisal for conveyance of surplus state land in Dakota county to city of Hastings; amending Laws 1985, chapter 61, section 1.	4390	4391	4635	4635a 5533	5533	6110	426
1971	resolution memorializing the President and Congress of the United States to enact the Mississippi River National Heritage Corridor Act of 1986.	5595	5595	5619	5595 5618	5619	6110	Res 7
1978	relating to crimes; limiting when felony charges brought for depriving another of custodial or parental rights may be dismissed; amending Minnesota Statutes 1984, section 609.26, subdivision 5; and Minnesota Statutes 1985 Supplement, section 609.26, subdivision 1.	4602	4603	5095	5087a			
1980	relating to state government; authorizing the Indian affairs council to enter contracts and to accept grants and gifts; amending Minnesota Statutes 1984, section 3.922, subdivision 5.	4003	4004	4255	4127 5225	5225	6106	344
1984	relating to commerce; regulating securities; regulating the assignment of certain real property loans and the administration of certain escrow accounts; providing certain exemptions; regulating real estate brokers and salespersons; modifying re-examination requirements; providing trust account requirements for licensees acting as principals; granting certain enforcement powers to the commissioner; providing certain remedies; requiring storage of abstracts of title within Minnesota; amending Minnesota Statutes 1984, sections 47.20, subdivision 9; 80A.14, subdivision 18; 80A.15, subdivision 1; 82.17, subdivision 4; 82.22, subdivisions 3, 6, and 13; 82.24, subdivision 2; 82.26; 82.27, subdivision 1; 82.33, subdivision 2; 386.375; and Minnesota Statutes 1985 Supplement, sections 80A.13, subdivision 1; 80A.15, subdivision 2; and 82.19, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 47.	4602	4603	5015	5014a 5408a	5409	6106	358
1990	relating to local government; authorizing home rule charter or statutory cities to establish economic development districts; granting powers to cities and authorities; amending Minnesota Statutes 1984, sections 116D.04, subdivision 1a; 117.521, subdivision 3; 272.01, subdivision 2; 273.72; 273.73, subdivisions 2 and 8; 273.86, subdivision 1; 355.11, subdivision 5; 462C.02, subdivisions 6 and 9; 471.88, subdivisions 1, 9, and 11; 474.02, subdivision 3; and 474.16, subdivision 2; Minnesota Statutes 1985 Supplement, sections 273.75, subdivision 4; 353.01, subdivision 2a; (Continued next page)	5165	5165					

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
1990 — Continued	395.08; 462C.12, subdivision 2; and 472B.04; proposing coding for new law in Minnesota Statutes, chapter 458; and proposing coding for new law as Minnesota Statutes, chapter 458C.							
1991	relating to metropolitan government; providing for appointments, administration, reports, and duties of metropolitan agencies; amending Minnesota Statutes 1984, sections 473.121, subdivision 6, and by adding subdivisions; 473.123, subdivisions 2a, 3, and 3a; 473.141, subdivisions 2, 3, and 4a; 473.146, subdivisions 1, 2, and 3; 473.161; 473.163, subdivisions 1 and 2; and 473.303, subdivisions 2 and 4a; Minnesota Statutes 1985 Supplement, section 473.38, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1984, sections 473.121, subdivision 7; 473.163, subdivisions 3 and 4; 473.373, subdivision 3; 473.377; and 473.38, subdivision 1.	4270	4271	5640	5599 5639 5640a	5648	5704 5811	
2001	relating to occupations and professions; architects, engineers, land surveyors, and landscape architects; making certain technical changes related to certain licensing exceptions; amending Minnesota Statutes 1984, sections 326.03, subdivision 2; and 326.06.	4602	4602					
2009	relating to economic development; defining the duties and terms of office of the members of the world trade center board; classifying data held by the board; amending Minnesota Statutes 1984, sections 44A.01, subdivision 1; 44A.02; 44A.07, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 44A.	4663	4663	4802	4663 4801 4802a	4820	4889 4890	
2010	relating to the state high school league; providing for the appointment of certain board members; providing penalties for recruiting students; providing for student athletics and activity eligibility after certain transfers; providing standards for student participation in nonscholastic activities; providing administrative appeals from various decisions; amending Minnesota Statutes 1984, section 129.121, subdivision 1, and by adding subdivisions.	5232	5233	5297	5233 5297 5521a	5524	5658 5680	
2012	relating to crimes; imposing a duty on the juvenile court to insure family reunification; increasing penalties for soliciting or inducing an individual under the age of 13 to practice prostitution; imposing criminal liability on persons who receive profit from prostitution if they have reason to know it	4663	4663	5286	5245a 5649a	5651	5655 6110	448

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
2012 — Continued	was derived from prostitution; imposing criminal penalties on persons who allow juvenile prostitutes to reside in their dwelling; providing for a penalty assessment; authorizing counties to develop a program of intervention services for juvenile prostitutes; amending Minnesota Statutes 1984, sections 609.322; 609.323; 609.324, subdivision 1, and by adding a subdivision; and 626.558, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 260 and 609.							
2014	relating to elections; providing for transfer of certain campaign debts; making changes in registration, caucuses, ballots, affidavits of candidacy and withdrawal, nominations, and election certificates; changing certain reporting requirements; amending Minnesota Statutes 1984, sections 201.018, subdivision 2; 201.12, subdivision 2; 201.15, subdivision 1; 202A.11, subdivision 2; 202A.16, subdivision 1; 204B.03; 204B.06, subdivision 1; 204B.07, subdivisions 1 and 4; 204B.09, subdivision 1; 204B.10, by adding a subdivision; 204B.12, subdivision 3; 204B.35, subdivision 2; 204C.40, subdivision 1; 204D.11, subdivisions 3, 5, and 6; 206.71, by adding a subdivision; and 208.03; Laws 1980, chapter 362, section 8, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 10A.	4270	4271	4429	4428a 5219a	5221 6067	5420 5433 6060* 6112	475
2017	relating to crimes; opening juvenile court hearings to the public in certain circumstances; making certain videotaped statements admissible in proceedings involving physical or sexual abuse against a child; amending Minnesota Statutes 1984, sections 260.155, subdivision 1; and 595.02, by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 260.156; and 595.02, subdivision 3.	4782	4783	5015	5015a 5422	5422	6106	361
2023	relating to elections; changing certain procedures in absentee voting; increasing minimum number of election judges in certain precincts; changing certain official ballots for judicial candidates; requiring vendor bonds for certain voting systems; requiring public notice and demonstration for new voting equipment; authorizing standard ballot format; limiting number of ballots at single counting centers; amending Minnesota Statutes 1984, sections 203B.08, subdivisions 1a and 3a; 204B.22, by adding a subdivision; 204B.36, subdivision 4; 204D.14, subdivision 2; 206.56, by adding a subdivision; 206.57, by adding a sub- (Continued next page)	4892	4892	5015	5009 5528	5528	6106	362

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
2023	— Continued division; 206.58, subdivision 1; 206.82, by adding a subdivision; 206.84, subdivision 3; and 206.85, subdivision 2.							
2035	relating to retirement; police and firefighters' relief associations; standardizing auditing requirements; clarifying various duties and responsibilities in the management of local associations; auditing, financial reporting, and state aid for the Winona police relief association; amending Minnesota Statutes 1984, sections 3.85, subdivision 6; 6.72, subdivision 2; 69.011, subdivision 2; 69.021, subdivisions 4 and 7; 69.051; 69.77; 69.773, subdivision 2; 69.775; 69.80; and 424A.001, subdivision 4, and by adding a subdivision; Minnesota Statutes 1985 Supplement, sections 69.011, subdivision 1; 69.031, subdivision 1; 356.216; and 423A.02, subdivision 1; Laws 1984, chapter 564, section 48; proposing coding for new law in Minnesota Statutes, chapters 6 and 423A.	4663	4664	4800	4798a 5339a	5341	6106	359
2044	relating to compensation of certain public employees; altering the responsibility for establishing the salary of the state court administrator and district court administrator; authorizing the board of medical examiners to set the salary of its executive secretary within certain limits; amending Minnesota Statutes 1984, sections 15A.083, subdivision 4; and 214.04, subdivision 3; repealing Minnesota Statutes 1984, section 484.68, subdivision 6.	4602	4604	4800	4795a 5526a	5527	6111	464
2051	relating to the city of St. Paul; permitting the establishment of special service districts in the city and providing taxing and other authority.	4663	4665	5374	5362a 5411a	5411	6110	427
2068	relating to the city of Litchfield; permitting certain investments of municipal power agency funds.	4390	4391	4635	4634a 5321	5321	6106	360
2080	relating to agriculture; declaring state policy relating to paddy-grown rice; amending Minnesota Statutes 1985 Supplement, sections 92.50, subdivision 1; 92.501, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 30.	5165	5166		5599			
2081	relating to human services; directing the commissioner of human services to create a mental health service system; setting forth requirements for a mental health service system; amending Minnesota Statutes 1984, section 245.69, by adding a subdivision.	4602	4604	4800	4795a 5222	5222	6110	428

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
2089	relating to employment; regulating systems of sharing or pooling gratuities; defining service charges; amending Minnesota Statutes 1984, section 177.23, subdivision 9; Minnesota Statutes 1985 Supplement, section 177.24, subdivision 3.	5069	5070					
2100	relating to agriculture; state agricultural society; removing the time and geographical restrictions on the society's ability to impose certain restrictions on performers at the state fairgrounds; amending Minnesota Statutes 1985 Supplement, sections 37.17, subdivision 1; and 177.23, subdivision 7.	4782	4783	5053	4783 5052 5405a	5407	6108	390
2111	relating to the city of Medina; authorizing a payment by the city for utility construction.	4663	4664	4800	4797 5217	5217	6106	345
2123	relating to the city of Bloomington; authorizing the city to impose certain taxes; increasing the distribution levy from the metropolitan revenue distribution for the city for a specific time period; permitting the city to establish a special taxing district; authorizing the port authority of the city to pledge certain tax revenues to pay certain bonds and permitting it to develop leased land; authorizing development in accordance with the Generic EIS and Generic Indirect Source Permit; amending Minnesota Statutes 1984, section 473F.08, by adding a subdivision.	5430	5431	5456	5455a 5516a	5519	6108	391
2130	relating to public safety; regulating transportation of firearms and bows; amending Minnesota Statutes 1984, section 100.29, subdivision 5.	5165	5165					
2138	relating to natural resources; disposition of wild rice license fees; extends the effective date of Laws 1984, chapter 539; amending Minnesota Statutes 1984, section 97.49, by adding a subdivision.	5599	5599	5604	5599 5604	5604	6110	429
2139	relating to natural resources; extending provisions relating to loggers permits; amending Laws 1985, First Special Session chapter 13, section 219, subdivisions 2 and 5.	4602	4603					
2141	relating to agriculture; requiring certain corporate owners of agricultural land to reimburse the state for damage to conservation practices; requiring certain lease terms; requiring the sale or lease of certain farm land to certain persons; amending Minnesota Statutes 1984, section 500.24, by adding subdivisions.	4782	4784					

a Indicates Amendment *Denotes Conference Committee Report

BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
2143	relating to utilities; permitting certain energy cost adjustments; amending Minnesota Statutes 1984, section 216B.16, subdivision 7.	4390	4391	4777	4699 5334	5334	6106	346
2154	relating to taxation; sales and use; exempting materials consumed in certain manufacturing construction in distressed counties; amending Minnesota Statutes 1985 Supplement, sections 297A.15, subdivision 5; and 297A.257, by adding a subdivision.	5450	5450		5450			
2166	relating to state government; ratifying certain labor agreements and compensation and salary plans; granting authority to the legislative commission on employee relations.	5069	5070		5070			
2169	relating to public lands; providing for maximum lease rates; providing for an endowment fund and the disposition of proceeds of the land acquisition account; permitting Winona county to convey certain real estate to a county agricultural society; amending Minnesota Statutes 1985 Supplement, section 92.46, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 92.	5293	5293	5381	5380a 5404a	5405 5677	5449 5596 5672 5673* 6110	449
2170	relating to wild animals; authorizing the captive propagation and sale of raptors; amending Minnesota Statutes 1984, section 97.48, by adding a subdivision; and S.F. No. 1526, article 1, section 53, if enacted.	4602	4603	4858	4857a 5528	5528	6110	450
2185	relating to state government; providing for the purchase, use, administration, or disposal of certain fees, services, and property within the jurisdiction of the commissioner of administration; amending Minnesota Statutes 1984, sections 16B.07, subdivisions 3 and 4; 16B.08, subdivision 4; 16B.09, subdivision 1; and Minnesota Statutes 1985 Supplement, sections 16B.29; 16B.42, subdivision 4; and 16B.48, subdivision 2.	4988	4988	5015	5011a 5333a	5334	6106	363
2187	relating to Olmsted county; increasing the amount the county board may appropriate annually for use as a contingent fund; amending Laws 1965, chapter 433, section 1, as amended.	4663	4664	4800	4797 5700			
2195	relating to the city of McIntosh; authorizing the city to issue bonds in excess of its net debt limitations.	5165	5166	5297	5294 5395	5395	6107	364
2198	relating to retirement; authorizing the purchase of allowable service credit by a certain member of the public employees retirement association.	4892	4893					

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
2210	relating to public disasters; providing for certain unemployment compensation liability; providing for certain valuation in the city of Litchfield; amending Minnesota Statutes 1984, section 268.06, subdivision 5.	5450	5450	5456	5456a 5698a	5700	6110	451
2216	relating to land surveying; providing for the surveying of lands by a county board; providing for the establishment of an office of county surveyor or the assignment of its duties; increasing the amount the Olmsted county board may appropriate annually for use as a contingent fund; providing a penalty; amending Minnesota Statutes 1984, sections 381.01; 381.02; 381.03; 381.04; 381.05; 381.06; 381.07; 381.08; 381.09; 381.10; 381.12; 381.13; 389.011; 389.02; 389.03; 389.04; 389.08; Minnesota Statutes 1985 Supplement, section 389.09, subdivision 1; Laws 1965, chapter 433, section 1, as amended; proposing coding for new law in Minnesota Statutes, chapter 381; repealing Minnesota Statutes 1984, section 389.06.	4782	4784	5015	5013a 5326a	5327	6107	365
2218	relating to retirement; authorizing inclusion of certain state employees in the correctional officers plan and the purchase of prior service credit; amending Minnesota Statutes 1984, section 352.91, by adding a subdivision.	4602	4603					
2230	relating to highway traffic regulations; clarifying the evidentiary use of partial alcohol concentration breath tests; amending Minnesota Statutes 1984, section 169.121, subdivision 2.	4109	4110					
2236	relating to the city of Grand Rapids; permitting the creation of the Central School commission.	4892	4892	5015	5009 5314	5314	6106	347
2256	relating to partnerships; revising the Uniform Limited Partnership Act; stating duties and powers of limited partners and partnerships; amending Minnesota Statutes 1984, sections 322A.01; 322A.02; 322A.05; 322A.11; 322A.12; 322A.14; 322A.15; 322A.18; 322A.24; 322A.26; 322A.27; 322A.31; 322A.32; 322A.39; 322A.40; 322A.41; 322A.45; 322A.47; 322A.49; 322A.52; 322A.58; 322A.63; 322A.65; and 322A.70.	5069	5069	5186	5186a 5391	5391	6110	430
2263	relating to corporations; regulating control share acquisitions; providing for solicitations of proxies and meetings of shareholders; amending Minnesota Statutes 1984, section 302A.751; Minnesota Statutes 1985 Supplement, sections 302A.449, sub-	4663	4664	5286	5248a 5604a	5605	6110	431

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a Indicates Amendment

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
2263	— Continued division 7; and 302A.671, subdivision 3; and Laws 1985, First Special Session chapter 5, section 21.							
2265	relating to juvenile justice; providing for membership terms, removal, and filling of vacancies on the juvenile justice advisory committee; amending Minnesota Statutes 1984, section 116J.404.	4663	4664	4800	4799a 4858a	4858	6105	319
2267	relating to administrative procedures; providing increased legislative oversight of administrative rulemaking; defining a rule; providing for exceptions to the rulemaking provisions of the administrative procedure act; amending Minnesota Statutes 1984, section 14.39; Minnesota Statutes 1985 Supplement, sections 14.02, subdivision 4; 14.40; proposing coding for new law in Minnesota Statutes, chapter 14.	4833	4833					
2287	relating to local government financing; allocating issuance authority for obligations subject to a federal volume limitation act; authorizing issuance of bonds; giving local governments certain powers; prescribing pollution control agency procedures; providing for wastewater treatment control; amending Minnesota Statutes 1984, sections 115.07, subdivision 1; 115A.14, subdivision 4; 124.214, by adding a subdivision; 273.1314, by adding a subdivision; 273.73, subdivision 10; 273.75, subdivision 2; 273.77; 298.2211, subdivision 1; 412.301; 429.091, subdivision 8; 430.12; 459.35; 462.556; 462A.03, subdivision 13; 462C.02, subdivision 6; 462C.06; 462C.07, subdivision 1; 471.59, subdivision 11; 472.09, subdivision 8; 474.01, subdivisions 6 and 7b; 474.02, by adding a subdivision; 475.55, subdivision 1, and by adding a subdivision; 475.77; Minnesota Statutes 1985 Supplement, sections 273.1314, subdivision 16a; 273.75, subdivision 4; 458.1941; 462.445, subdivision 13; 475.56; 475.60, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 115, 116, 297A, 340A, and 475; proposing coding for new law as Minnesota Statutes, chapters 471A, 474A; repealing Minnesota Statutes 1984, sections 462C.09, subdivision 4; 474.16, subdivisions 1, 2, and 5; 474.21; 474.25; Minnesota Statutes 1985 Supplement, sections 116J.58, subdivision 4; 462C.09, subdivisions 1, 2a, 3, 5, and 6; 474.16, subdivisions 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15; 474.17; 474.19; 474.20; 474.23; and 474.26.	5378	5378	5456	5379 5451 5455a 5512a	5515 5896	5594 5649 5839* 6111	465

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
2294	relating to St. Louis county; education and labor; removing persons from civil service in independent school district No. 709, Duluth; providing for grants for hot lunches in rural schools; amending Laws 1967, chapter 252, section 2, as amended; proposing coding for new law in Minnesota Statutes, chapter 383C; repealing Minnesota Statutes 1984, section 383C.391.	4390	4391	4635	4634 4801 5318a	5319 5947	5447 5450 5945* 6111	466
2295	relating to independent school district No. 709; providing for severance pay for employees.	4782	4783					
2317	relating to corporations; providing for the resignation of registered agents of foreign corporations; amending Minnesota Statutes 1984, section 303.10, by adding a subdivision.	4390	4391	4858	4848	5017	6105	331
2324	relating to education; prohibiting the state board from authorizing a school board to transfer money from the debt redemption fund except under conditions; allowing modifications in the levy for debt service for independent district No. 750; amending Minnesota Statutes 1984, section 475.61, subdivision 4; Minnesota Statutes 1985 Supplement, section 121.9121, by adding a subdivision.	4988	4988	5015	5012a 5193a	5196		
2329	relating to Dakota county; authorizing the issuance of bonds for the construction of library buildings and an annual levy for debt retirement.	4663	4665	5015	4994 5534	5534	6108	392
2331	relating to gambling; prohibiting certain betting practices relating to horse racing; requiring persons appointed to the charitable gambling control board to be confirmed by the senate; permitting the board to impose civil penalties; permitting local investigation fees; creating a new class of license for raffles; changing requirements for distributors; requiring the registration of manufacturers; providing for collection of certain taxes by distributors; changing reporting and recordkeeping requirements for organizations; providing for maximum prizes for pull-tabs; requiring towns to be notified; exempting certain organizations from regulation and taxation; amending Minnesota Statutes 1984, sections 240.25, subdivision 2; 240.26, subdivisions 1 and 2; 349.12, subdivisions 13 and 17, and by adding a subdivision; 349.15; 349.151, subdivisions 2 and 4; 349.16, subdivision 3, and by adding a subdivision; 349.161, subdivision 1, and by adding a subdivision; 349.162; 349.17, by adding a subdivision; 349.18, subdivision 2; 349.19, subdivisions 5 and 6; 349.211, by adding a subdivision; 349.212; 349.213; 349.214, subdivision 2, and (Continued next page)	5293	5293	5381	5379a 5381a	5384 5911	5448 5451 5900* 6111	467

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
2331	— Continued by adding a subdivision; 349.31, subdivision 1; 609.75, subdivision 3; and 609.761; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349.							
2344	relating to St. Louis county; making certain offices appointive; allowing the county board to assign certain offices to the unclassified service; amending Minnesota Statutes 1984, sections 375A.06, subdivision 5; 383C.035 and 383C.136.	4782	4783	4858	4847a 5320a	5320	6107	366
2348	relating to retirement; making public employees retirement association membership optional for employees of county historical societies; amending Minnesota Statutes 1984, section 353.01, subdivision 2b; Minnesota Statutes 1985 Supplement, section 353.01, subdivision 2a.	4602	4603					
2351	relating to state real estate; permitting the sale of the old Shakopee correctional facility to the local government units.	4833	4833	5095	5081a 5297	5297	6107	367
2364	relating to transportation; railroads; clarifying procedures in certain contested matters brought before the transportation regulation board; permitting the transportation regulation board to grant clearance variances without evidentiary hearings in certain cases; permitting transportation regulation board to approve certain rate changes and applications for track abandonment or discontinuance of service in certain cases without a public hearing; providing a maximum fine for motor carrier violations involving transportation of hazardous materials; amending Minnesota Statutes 1984, sections 174A.02, subdivision 4; 216A.05, subdivision 5; 221.041, subdivision 1; 221.291, subdivision 3; Minnesota Statutes 1985 Supplement, sections 219.47, subdivision 1; 219.741; and 219.85.	4663	4665	4800	4800a 5534	5534	6111	468
2365	relating to transportation; clarifying procedures in certain contested matters brought before the transportation regulation board; amending Minnesota Statutes 1984, sections 174A.02, subdivision 4; and 216A.05, subdivision 5.	4782	4783					
2370	relating to transportation; railroads; permitting the transportation regulation board to grant clearance variances without evidentiary hearings in certain cases; amending Minnesota Statutes 1985 Supplement, section 219.47, subdivision 1.	4782	4783		4783			

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BILLS OF THE HOUSE — Continued.

H.F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Chapter
2394	relating to veterans; requiring the POW-MIA flag to be flown on the capitol; providing for use of department of veterans affairs resources by certain organizations; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 196.	4988	4989	5015	5010a 5336a	5337	6108	393
2405	relating to the city of Minneapolis; changing the time of election of certain board members; extending certain terms.	5165	5166	5297	5295a 5459a	5459	6110	433
2407	relating to state lands; directing transfer of the Croft Mine Park, and all artifacts, machinery, and other personal property used in its operation, to any one or a combination of the city of Ironton, the city of Crosby, and the Croft historical park board.	4892	4893	5015	5010a 5512	5512	6111	457
2418	relating to Washington county; permitting the county to finance water systems on behalf of cities and towns in the county by the issuance of county general obligation bonds.	4892	4892	5286	5248 5333	5333	6106	348
2427	relating to state lands; authorizing exchange of state property with Minnesota transportation museum property.	4833	4833	4858	4857 5407	5407	6107	384
2428	relating to public employment labor relations; regulating fair share fees; regulating arbitration; defining employer and employee; amending Minnesota Statutes 1984, sections 179A.03, subdivisions 14, 15, and by adding a subdivision; 179A.05, subdivision 6; 179A.07, subdivision 2; 179A.13, by adding a subdivision; 179A.16, subdivisions 4 and 8; and 179A.21, subdivision 2; Minnesota Statutes 1985 Supplement, section 179A.04, subdivision 3.	4892	4893					
2453	relating to state lands; authorizing conveyance of certain state easement.	4663	4664					
2464	relating to the city of Bowlus; permitting the city to exceed its debt limit for a firehall.	4892	4892	5286	5236 5396	5396	6107	368
2466	relating to natural resources; authorizing additions to and deletions from certain state parks and recreation areas; providing for the maintenance of roads; providing access to Forestville state park; amending Laws 1984, chapter 599, section 3	4836	4837	5374	5373a 5459a	5461	6110	432

a Indicates Amendment *Denotes Conference Committee Report

COMPANION BILLS

SENATE RECORD
OF COMPANION BILLS

SENATE RECORD OF COMPANION BILLS AS INTRODUCED
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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
1	142	59	4	117	151
2	115	60		118	207
3		61		119	90
4	137	62	460	120	734
5	100	63	71	121	519
6		64	1	122	110
7		65	58	123	113
8		66	704	124	124
9		67	84	125	324
10		68		126	54
11	294	69	973	127	
12		70	145	128	118
13		71	43	129	162
14		72	34	130	129
15		73	49	131	183
16		74	12	132	38
17	1476	75	72	133	86
18		76	10	134	276
19	1180	77	120	135	50
20		78		136	
21	1276	79	549	137	1444
22		80		138	147
23	819	81	286	139	91
24		82	285	140	128
25	20	83	173	141	107
26		84	325	142	224
27	659	85	577	143	141
28		86	135	144	140
29	106	87	208	145	178
30		88	134	146	186
31	456	89		147	347
32		90	89	148	68
33	690	91	333	149	7
34		92		150	340
35	1029	93	112	151	
36	1255	94		152	218
37		95	23	153	132
38		96	101	154	103
39		97	75	155	431
40	119	98	74	156	11
41	*	99	1428	157	97
42	48	100	2	158	108
43	47	101	94	159	130
44	497	102	300	160	70
45	442	103	257	161	211
46	532	104	8	162	40
47	21	105	475	163	127
48		106	117	164	1459
49		107	121	165	1458
50	974	108		166	
51	370	109	2091	167	
52	22	110	44	168	249
53		111	93	169	39
54	32	112	46	170	155
55		113	45	171	
56	166	114	77	172	88
57		115	5	173	65
58	369	116	56	174	228

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S.F. Number	H.F. Number
175	
176	
177	219
178	
179	
180	109
181	430
182	169
183	419
184	181
185	2090
186	972
187	
188	
189	13
190	202
191	104
192	175
193	2371
194	158
195	
196	275
197	246
198	125
199	136
200	
201	220
202	
203	180
204	98
205	165
206	1114
207	448
208	66
209	193
210	200
211	508
212	478
213	189
214	205
215	510
216	61
217	214
218	
219	409
220	159
221	396
222	587
223	
224	187
225	271
226	196
227	164
228	174
229	216
230	344
231	733*
232	
233	225
234	182
235	204
236	1401
237	209
238	149
239	227
240	79
241	154
242	146
243	346
244	297
245	67
246	
247	177
248	
249	712
250	531
251	679
252	210
253	
254	
255	184
256	233
257	635
258	
259	238
260	
261	
262	
263	
264	217
265	240
266	232
267	234
268	298
269	447
270	480
271	235
272	52
273	55
274	934
275	
276	1443
277	272
278	1353
279	366
280	
281	514
282	315
283	1448
284	230
285	251
286	
287	270
288	392
289	393
290	375
291	661
292	339
293	
294	309
295	757
296	963
297	150
298	253
299	
300	268
301	
302	364
303	384
304	630
305	126
306	472
307	157
308	231
309	1111
310	179
311	252
312	229
313	296
314	345
315	670
316	
317	547
318	255
319	817
320	172
321	440
322	
323	
324	3
325	62
326	9
327	1014
328	404
329	1696
330	1105
331	277
332	1018
333	307
334	265
335	708
336	830
337	
338	
339	455
340	139
341	533
342	361
343	1183
344	267
345	289
346	314
347	1217
348	264

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S.F. Number	H.F. Number
349	496
350	360
351	417
352	323
353	308
354	293
355	362
356	1333
357	
358	336
359	319
360	320
361	515
362	381
363	424
364	818
365	379
366	
367	491
368	397
369	
370	167
371	
372	
373	1035
374	737
375	498
376	411
377	399
378	521
379	311
380	283
381	655
382	420
383	321
384	506
385	385
386	826
387	
388	461
389	421
390	334
391	568
392	237
393	241
394	242
395	483
396	248
397	206
398	341
399	763
400	441
401	1097
402	
403	102
404	269
405	350
406	256
407	1009
408	414
409	383
410	250
411	503
412	438
413	408
414	274
415	348
416	
417	410
418	495
419	791
420	732
421	789
422	335
423	490
424	329
425	465
426	188
427	711
428	358
429	523
430	524
431	1135
432	236
433	301
434	422
435	509
436	176
437	552
438	418
439	522
440	437
441	317
442	
443	83
444	
445	191
446	
447	436
448	820
449	1328
450	
451	185
452	824
453	682
454	378
455	452
456	
457	148
458	96
459	1023
460	542
461	35
462	199
463	468
464	
465	
466	
467	833
468	525
469	471
470	644
471	485
472	556
473	353
474	980
475	2226
476	845
477	
478	489
479	
480	553
481	445
482	278
483	263
484	
485	1046
486	415
487	735
488	391
489	740
490	273
491	
492	599
493	730
494	658
495	316
496	720
497	518
498	
499	668
500	213
501	374
502	488
503	499
504	357
505	247
506	425
507	
508	377
509	
510	434
511	453
512	337
513	1290
514	787
515	583
516	
517	463
518	470
519	517
520	
521	484
522	501

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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
523	625	581	605	639	889
524		582	566	640	647
525	837	583	800	641	2222
526	565	584	888	642	516
527	266	585	212	643	413
528		586		644	1214
529		587		645	614
530	1422	588	557	646	*
531	1508	589	535	647	619
532		590		648	675
533	356	591	449	649	
534	572	592	621	650	788
535		593	592	651	703
536	507	594		652	1087
537	527	595	474	653	
538		596	457	654	608
539	687	597	693	655	520
540	604	598	1293	656	872
541	558	599	156	657	454
542	689	600	582	658	623
543		601	648	659	432
544		602	775	660	642
545	546	603	536	661	947
546	373	604		662	
547	593	605	310	663	654
548	540	606	574	664	998
549	697	607	671	665	538
550	78	608		666	813
551	482	609	543	667	699
552	537	610	575	668	616
553	428	611	657	669	620
554	722	612	890	670	649
555	609	613	511	671	617
556	719	614	882	672	660
557	545	615	584	673	850
558	529	616	594	674	
559	299	617	401	675	723
560	984	618	548	676	677
561	792	619	600	677	
562	477	620		678	755
563	476	621		679	881
564		622	633	680	776
565	834	623	643	681	
566	891	624	672	682	1207
567	601	625		683	721
568	322	626	681	684	1447
569	1139	627	694	685	1156
570	595	628	761	686	958
571	876	629	570	687	
572	639	630		688	
573		631	1546	689	907
574	416	632		690	706
575	123	633	581	691	782
576	376	634	610	692	1516
577		635	586	693	636
578	597	636		694	578
579	606	637	656	695	330
580		638	400	696	

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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
697	756	755	914	813	840
698	698	756	873	814	897
699	1671	757	794	815	
700		758	717	816	602
701	615	759	481	817	539
702		760	758	818	913
703	1349	761	994	819	
704	700	762	646	820	1043
705	778	763	989	821	883
706		764	405	822	779
707	1007	765	879	823	1277
708		766	607	824	832
709	1075	767		825	997
710	870	768	603	826	893
711		769	1120	827	559
712		770		828	261
713	198	771	1012	829	262
714	1002	772	664	830	1610
715	389	773	748	831	802
716	676	774	1110	832	359
717		775	752	833	863
718	305	776	810	834	95
719	940	777	738	835	1195
720	731	778	753	836	874
721	743	779	580	837	
722	41	780	844	838	825
723	628	781	806	839	841
724		782	899	840	444
725	1598	783	967	841	685
726	728*	784		842	901
727	928	785	804	843	894
728		786	962	844	892
729	1305	787	852	845	930
730	1155	788	781	846	
731	739	789	1041	847	466
732	746	790	923	848	312
733	807	791	937	849	
734		792	827	850	1036
735		793	908	851	790
736	1446	794	805	852	161
737		795	1113	853	
738	878	796	1242	854	856
739	598	797		855	143
740	613	798	918	856	1042
741		799	773	857	394
742	427	800	988	858	92
743	695	801	1115	859	
744	528	802	245	860	1044
745	638	803	831	861	729
746	645	804	1379	862	1178
747	631	805		863	1076
748	875	806	1053	864	1462
749	954	807	821	865	768
750		808	786	866	939
751	920	809	692	867	932
752	1555	810	839	868	576
753	774	811	561	869	1047
754	915	812	467	870	945

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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
871	1144	929	1219	987	
872	946	930	1128	988	1004
873	931	931	1472	989	770
874		932	1169	990	965
875	929	933	640	991	1031
876	976	934	815	992	541
877	701	935	986	993	961
878	867	936	1157	994	1011
879	1080	937	809	995	822
880	1017	938	1013	996	975
881	924	939		997	1134
882	842	940	284	998	971
883	869	941	960	999	1008
884	226	942	450	1000	993
885	1268	943	858	1001	898
886	1052	944	1338	1002	1243
887	860	945	1271	1003	1227
888	641	946	*	1004	1070
889	1054	947	917	1005	1206
890	1187	948	956	1006	1302
891		949	624	1007	144
892	1313	950	895	1008	1164
893		951	1019	1009	849
894	259	952	1151	1010	1188
895	900	953	1366	1011	968
896	921	954	1033	1012	
897	935	955	868	1013	1589
898	936	956	1022	1014	851
899		957	814	1015	1102
900	933	958	2038	1016	
901	912	959		1017	1483
902	992	960		1018	1159
903	769	961	1456	1019	1064
904	942	962	1234	1020	1051
905	857	963	560	1021	938
906	838	964	884	1022	1066
907		965	843	1023	983
908	911	966	1541	1024	1093
909	1160	967	736	1025	1420
910	853	968	85	1026	1297
911		969	855	1027	1365
912	943	970	192	1028	985
913	674	971	977	1029	1191
914	765	972	215	1030	1133
915	591	973	747	1031	1415
916	910	974	1148	1032	1426
917	*	975	1149	1033	957
918		976		1034	1073
919	990	977	1584	1035	571
920	1197	978	1108	1036	1205
921	1106	979	1112	1037	368
922		980	861	1038	1363
923	1278	981	1272	1039	433
924	760	982		1040	969
925	922	983	1049	1041	652
926	1318	984	1085	1042	1153
927	927	985	1101	1043	952
928	1048	986	1130	1044	1063

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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
1045	1225	1103	1233	1161	1173
1046	1095	1104	1045	1162	
1047	925	1105	398	1163	1037
1048		1106	902	1164	1006
1049	1437	1107	152	1165	955
1050	1162	1108		1166	926
1051	1177	1109	371	1167	1199
1052	1005	1110		1168	114
1053		1111	686	1169	1189
1054	1418	1112	1212	1170	
1055		1113	1028	1171	1253
1056	338	1114	1549	1172	1241
1057	886	1115	1594	1173	979
1058	964	1116		1174	1103
1059	877	1117	1601	1175	1506
1060	446	1118	1317	1176	1107
1061	854	1119	1316	1177	1340
1062	1235	1120	1292	1178	
1063	513	1121	1121	1179	
1064	1141	1122	1145	1180	563
1065	1015	1123	1025	1181	
1066	903	1124	1165	1182	458
1067	1409	1125	1131	1183	1343
1068	239	1126	1231	1184	1192
1069	996	1127	1175	1185	982
1070	725	1128	1132	1186	1501
1071	1161	1129		1187	1282
1072	1137	1130	1436	1188	1491
1073	1119	1131	380	1189	526
1074	906	1132	1140	1190	1548
1075	*	1133	1301	1191	1168
1076	1154	1134	1176	1192	1204
1077	1001	1135	1518	1193	1091
1078	1152	1136	1520	1194	
1079	1104	1137	784	1195	1245
1080	1016	1138	1032	1196	1068
1081	909	1139		1197	1570
1082	1291	1140	1513	1198	1287
1083		1141	796	1199	1216
1084	1118	1142	754	1200	1213
1085	1196	1143	1416	1201	
1086	1123	1144	407	1202	718
1087	1170	1145	1228	1203	492
1088	1057	1146	1030	1204	
1089	1592	1147	823	1205	
1090	905	1148	1421	1206	1226
1091	1560	1149	1364	1207	
1092	1604	1150	771	1208	1308
1093	1056	1151	1247	1209	999
1094	1258	1152	1198	1210	1304
1095	1181	1153	629	1211	
1096	1122*	1154	1251	1212	
1097	1147	1155	835	1213	764
1098	1201	1156	1058	1214	959
1099	1088	1157	1193	1215	1254
1100	530	1158		1216	1342
1101	1065	1159	916	1217	
1102	991	1160		1218	1280

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S.F. Number	H.F. Number
1219	1279
1220	1309
1221	1288
1222	1244
1223	683
1224	1473
1225	1086
1226	1486
1227	816
1228	1117
1229	1138
1230	1412
1231	1263
1232	1312
1233	1109
1234	1171
1235	1284
1236	1311
1237	
1238	785
1239	1194
1240	1027
1241	1567
1242	1332
1243	
1244	1307
1245	
1246	828
1247	1322
1248	1314
1249	1281
1250	1259
1251	1319
1252	1250
1253	1203
1254	1262
1255	702
1256	1587
1257	1003
1258	1210
1259	887
1260	1430
1261	1315
1262	1257
1263	1337
1264	1335
1265	1336
1266	1150
1267	
1268	327
1269	1324
1270	1351
1271	1540
1272	618
1273	
1274	372
1275	1300
1276	1591
1277	
1278	1558
1279	1360
1280	1334
1281	1303
1282	
1283	1232
1284	1083
1285	
1286	
1287	1294
1288	1402
1289	363
1290	1358
1291	1417
1292	1273
1293	
1294	847
1295	1357
1296	1077
1297	1295
1298	1321
1299	1396
1300	
1301	904
1302	1329
1303	1252
1304	1021
1305	691
1306	696
1307	1572
1308	1266
1309	
1310	1347
1311	
1312	1142
1313	1533
1314	1166
1315	260
1316	
1317	388
1318	1385
1319	1454
1320	1331
1321	1236
1322	1274
1323	1406
1324	1391
1325	1568
1326	1362
1327	1469
1328	
1329	1000
1330	1550
1331	1356
1332	
1333	
1334	1408
1335	1367
1336	1369
1337	1327
1338	
1339	1384
1340	589
1341	1632
1342	812
1343	1397
1344	
1345	1381
1346	951
1347	1498
1348	1389
1349	1330
1350	1377
1351	1535
1352	
1353	1497
1354	634
1355	1392
1356	1431
1357	1405
1358	1435
1359	1427
1360	1492
1361	1543
1362	1370
1363	1371
1364	1320
1365	1055
1366	
1367	1289
1368	
1369	745
1370	611
1371	1382
1372	1264
1373	1404
1374	1248
1375	1441
1376	1400
1377	1500
1378	304
1379	1260
1380	
1381	1452
1382	1453
1383	
1384	
1385	1467
1386	1532
1387	
1388	1578
1389	
1390	1470
1391	1211
1392	1499

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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
1393	1439	1451	1504	1509	1629
1394		1452	766	1510	1645
1395	651	1453	1526	1511	1484
1396	1487	1454	1583	1512	1116
1397	1512	1455	1522	1513	1637
1398	1375	1456	1531	1514	
1399	1380	1457	1376	1515	1611
1400	1479	1458	1457	1516	1605
1401		1459	1481	1517	1635
1402	1432	1460	829	1518	1624
1403	1502	1461	18	1519	1623
1404	1460	1462	1561	1520	
1405	1345	1463	1577	1521	1069
1406	1509	1464	1545	1522	1588
1407		1465	564	1523	*
1408	1530	1466	667	1524	*
1409	1494	1467	666	1525	*
1410	1190	1468	1475	1526	1652
1411	1503	1469	1565	1527	1657
1412	1374	1470	1954	1528	1651
1413	1270	1471	1519	1529	1662
1414	1490	1472	1579	1530	*
1415		1473	1185	1531	2164
1416	1536	1474	1040	1532	
1417	880	1475	1355	1533	1642
1418	1485	1476		1534	1661
1419	1563	1477	1525	1535	1666
1420		1478	1551	1536	1670
1421	709	1479	1617	1537	1672
1422	1434	1480	1471	1538	
1423	1507	1481	1697	1539	1974
1424		1482	1596	1540	1677
1425	1514	1483		1541	1678
1426	1528	1484	1581	1542	1654
1427	1395	1485	970	1543	
1428		1486	1261	1544	
1429	1359	1487	1562	1545	1674
1430		1488	1571	1546	2002
1431	1493	1489	1449	1547	1664
1432	1179	1490	1098	1548	2191
1433	1534	1491	1564	1549	1681
1434	1129	1492	1146	1550	
1435	1413	1493	1574	1551	1692
1436		1494	1573	1552	1686
1437		1495	1603	1553	1679
1438	1580	1496		1554	1283
1439	1510	1497	1606	1555	1398
1440	1474	1498	650	1556	1394
1441	2072	1499	1607	1557	1429
1442		1500		1558	
1443	1354	1501		1559	2208
1444		1502		1560	1687
1445	1529	1503	1630	1561	1684
1446		1504	1618	1562	1699
1447	1468	1505	1622	1563	1688
1448	1378	1506	1633	1564	
1449	1515	1507	1613	1565	2227
1450	1256	1508	282	1566	

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S.F. Number	H.F. Number
1567	2378
1568	
1569	1711
1570	
1571	
1572	
1573	1745
1574	1819
1575	1820
1576	1754
1577	
1578	1727
1579	1794
1580	1774
1581	1765
1582	2314
1583	
1584	
1585	1705
1586	
1587	1853
1588	1860
1589	1733
1590	2223
1591	1840
1592	1835
1593	1752
1594	1823
1595	1719
1596	
1597	1842
1598	2303
1599	1782
1600	1757
1601	
1602	
1603	
1604	1796
1605	1726
1606	
1607	
1608	1749
1609	1721
1610	
1611	
1612	1900
1613	1846
1614	2458
1615	2142
1616	2457
1617	2456
1618	
1619	1851
1620	1939
1621	1751
1622	1753
1623	
1624	
1625	
1626	
1627	
1628	
1629	
1630	
1631	2300
1632	
1633	
1634	
1635	
1636	1808
1637	426
1638	1885
1639	2163
1640	1771
1641	1746
1642	2233
1643	1798
1644	1792
1645	1739
1646	1893
1647	1716
1648	1732
1649	
1650	
1651	2319
1652	
1653	
1654	1880
1655	1758
1656	1868
1657	1867
1658	1791
1659	1793
1660	1781
1661	1768
1662	2455
1663	1859
1664	1804
1665	1778
1666	1777
1667	1704
1668	1927
1669	1756
1670	1764
1671	1755
1672	1837*
1673	
1674	1725
1675	1784
1676	1832
1677	1797
1678	2313
1679	1763
1680	1785
1681	1844
1682	1821
1683	1779
1684	
1685	2149
1686	2277
1687	2273
1688	1718
1689	1766
1690	1803
1691	1813
1692	1827
1693	1877
1694	1858
1695	
1696	1744
1697	1760
1698	2101
1699	1857
1700	1833
1701	1801
1702	
1703	1852
1704	1896
1705	1773
1706	2519
1707	1908
1708	
1709	1862
1710	1875
1711	1834
1712	1399
1713	
1714	1822
1715	
1716	1826
1717	
1718	1806
1719	
1720	
1721	2391
1722	1983
1723	1890
1724	1906
1725	1931
1726	1967
1727	1950
1728	
1729	
1730	2050
1731	1895
1732	948
1733	1883
1734	1762
1735	2046
1736	1817
1737	1802
1738	1714
1739	
1740	1723

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S.F. Number	H.F. Number
1741	1787
1742	
1743	1825
1744	1891
1745	2200
1746	2159
1747	1884
1748	
1749	
1750	2192
1751	1730
1752	1824
1753	1729
1754	1889
1755	
1756	
1757	1870
1758	
1759	1960
1760	1807
1761	1861
1762	1843
1763	
1764	1769
1765	1810
1766	1799
1767	1800
1768	1909
1769	2057
1770	1863
1771	1919
1772	2049
1773	1786
1774	2311
1775	2259
1776	
1777	1620
1778	1743
1779	1942
1780	1903
1781	1881
1782	1953
1783	1943
1784	
1785	1917
1786	1929
1787	
1788	1973
1789	1944
1790	2095
1791	1775
1792	2100
1793	2105
1794	2202
1795	1928
1796	1926
1797	1912
1798	2282*
1799	1876
1800	1959
1801	1865
1802	1913
1803	1478
1804	2092
1805	
1806	1897
1807	2018
1808	2005
1809	2235
1810	2489
1811	
1812	2276
1813	2162
1814	1932
1815	
1816	2247
1817	1713
1818	1930
1819	1982
1820	1966
1821	2326
1822	1812
1823	1956
1824	1904
1825	2128
1826	1887
1827	1888
1828	1898
1829	1971
1830	2436
1831	2070
1832	2073
1833	1935
1834	1838
1835	
1836	2261
1837	2147
1838	2014
1839	2075
1840	2568
1841	2475
1842	2476
1843	2113
1844	
1845	
1846	2042
1847	2287
1848	1962
1849	1920
1850	1979
1851	2168
1852	1914
1853	1980
1854	1984
1855	2150
1856	1818
1857	1772
1858	
1859	1981
1860	1940
1861	2003
1862	2017
1863	
1864	2320
1865	
1866	
1867	2384
1868	2093
1869	2221
1870	2153
1871	
1872	1770
1873	1941
1874	2061
1875	2335
1876	1925
1877	2179
1878	2508
1879	2397
1880	2030
1881	2495
1882	
1883	2051
1884	2000
1885	2043
1886	2032
1887	1892
1888	
1889	2440
1890	
1891	
1892	2021
1893	1998
1894	
1895	1694
1896	2285
1897	1949
1898	1969
1899	2152
1900	2024
1901	
1902	1955
1903	1873
1904	
1905	1933
1906	1934
1907	2052
1908	2022
1909	2193
1910	
1911	51
1912	2229
1913	1991
1914	2250

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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
1915	2218	1973		2031	1849
1916	2166	1974	2181	2032	2023
1917	2254	1975	2497	2033	2009
1918	2041	1976	2076	2034	2122
1919	2082	1977	2470	2035	2393
1920	2036	1978	1894	2036	2327
1921	2127	1979	2141	2037	2316
1922	2068	1980	2490	2038	2186
1923	2151	1981	2120	2039	
1924	2112	1982	2366	2040	2210
1925	2170	1983	1923	2041	
1926	2135	1984	2336	2042	1977
1927	2069	1985	2405	2043	2184
1928	2085	1986	2140	2044	2309
1929	2228	1987	2132	2045	
1930	2078	1988	2171	2046	
1931	2487	1989	2143	2047	2108
1932	2435	1990	2136	2048	2154
1933	2067	1991	2116	2049	2257
1934	2007	1992	1871	2050	2173
1935	1970	1993	1841	2051	2062
1936	1776	1994	2111	2052	2236
1937	2410	1995	2240	2053	2214
1938	1845	1996	1990	2054	2206
1939	2079	1997	2245	2055	2373
1940	2071	1998	2195	2056	2118
1941	1946	1999		2057	2385
1942	2178	2000	2194	2058	2322
1943	2063	2001	2087	2059	1947
1944	2088	2002	2144	2060	2281
1945	1918	2003	2252	2061	2274
1946	2044	2004	2306	2062	2262
1947	2107	2005		2063	
1948	1911	2006	1850	2064	2209
1949	2146	2007	2012	2065	2230
1950	2077	2008	1720	2066	2278
1951	2139	2009	2361	2067	2131
1952	1968	2010	2157	2068	
1953	1958	2011	2161	2069	2064
1954		2012		2070	2244
1955	1886	2013	2205	2071	2155
1956	2334	2014	2137	2072	
1957	2286	2015	2138	2073	2266
1958	1836	2016	2275	2074	1267
1959	2190	2017	2160	2075	2494
1960	2084	2018	2165	2076	1976
1961	1996	2019	2299	2077	2377
1962	2033	2020	1815	2078	2268
1963	2015	2021	2167	2079	2134
1964	2016	2022	2241	2080	
1965	1951	2023	2169	2081	2256
1966	2126	2024	2148	2082	2182
1967	2080	2025		2083	2055
1968	2123	2026	2097*	2084	2237
1969	2081	2027		2085	2265
1970	*	2028	2279	2086	2264
1971	1978	2029	2010	2087	2239
1972	2175	2030		2088	2304

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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
2089	1882	2147	2297	2205	2418
2090	2292	2148	2109	2206	2424
2091	2372	2149		2207	
2092	2295	2150	2329	2208	2198
2093		2151	2358	2209	2187
2094	2388	2152	2330	2210	2503
2095	2215	2153	2356	2211	2498
2096	2310	2154	2341	2212	2376
2097	2284	2155		2213	2459
2098	2339	2156	2065	2214	2437
2099		2157	2399	2215	2447
2100	2293	2158	2400	2216	
2101	2315	2159	2346	2217	2466
2102	2243	2160	2406	2218	
2103	2445	2161	2338	2219	
2104	2357	2162	2343	2220	
2105	2188	2163	2344	2221	2408
2106	2176	2164	2514	2222	1952
2107	1874	2165	1915	2223	2464
2108	2019	2166	1869	2224	2401
2109	2441	2167		2225	
2110	2086	2168		2226	2124
2111	2183	2169		2227	2509
2112	2035	2170		2228	2347
2113	2460	2171	2350	2229	
2114	2037	2172		2230	2461
2115	2351	2173	2427	2231	2089
2116	2422	2174	2493	2232	2505
2117	2413	2175	1879	2233	2106
2118	1735	2176		2234	2272
2119	2260	2177	2383	2235	2394
2120	1789	2178	2398	2236	2395
2121	1963	2179	2411	2237	2443
2122	*	2180		2238	2442
2123	2302	2181	2374	2239	
2124	2291	2182	2258	2240	2451
2125	2267	2183	1901	2241	1676
2126	2213	2184	2317	2242	2324
2127	2328	2185	2020	2243	2469
2128	2340	2186	2337	2244	2353
2129	2248	2187	2040	2245	2423
2130	2294	2188		2246	2529
2131	2296	2189	2333	2247	2389
2132	2253	2190	1957	2248	2511
2133	1814	2191		2249	2496
2134	2220	2192	2387	2250	1631
2135	2392	2193	2402	2251	2431
2136	2242	2194	2130	2252	2216
2137	2185	2195	2403	2253	2454
2138	2363	2196	2396	2254	2434
2139	2352	2197	2417	2255	2444
2140	1839	2198	2390	2256	
2141	2362	2199	2420	2257	2484
2142	2438	2200	2416	2258	
2143	2365	2201	2379	2259	2453
2144	2364	2202	2207	2260	2433
2145	2485	2203		2261	2491
2146	2370	2204	2412	2262	2492

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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
2263	2048	2283		2303	2527
2264	2483	2284	2409	2304	2331
2265	2001	2285	2446	2305	*
2266	2428	2286		2306	2532
2267	2348	2287	2501	2307	
2268	1599	2288	2517	2308	2523
2269	2481	2289	2515	2309	2510
2270	2482	2290	2516	2310	2536
2271	2407	2291	2500	2311	2556
2272	2156	2292	2452	2312	2549
2273	2499	2293	2512	2313	
2274	2502	2294	1910	2314	2564
2275	2486	2295		2315	2566
2276	1916	2296		2316	2569
2277	2174	2297	2545	2317	2567
2278		2298	2115	2318	2581
2279	2177	2299		2319	
2280	2520	2300	2312	2320	2578
2281	2342	2301	2094	2321	2572
2282		2302	2528	2322	

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H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number
1	64	59		117	106
2	100	60		118	128
3	324	61	216	119	40
4	59	62	325	120	77
5	115	63		121	107
6		64		122	
7	149	65	173	123	575
8	104	66	208	124	124
9	326	67	245	125	198
10	76	68	148	126	305
11	156	69		127	163
12	74	70	160	128	140
13	189	71	63	129	130
14		72	75	130	159
15		73		131	
16		74	98	132	153
17		75	97	133	
18	1461	76		134	88
19		77	114	135	86
20	25	78	550	136	199
21	47	79	240	137	4
22	52	80		138	
23	95	81		139	340
24		82		140	144
25		83	443	141	143
26		84	67	142	1
27		85	968	143	855
28		86	133	144	1007
29		87		145	70
30		88	172	146	242
31		89	90	147	138
32	54	90	119	148	457
33		91	139	149	238
34	72	92	858	150	297
35	461	93	111	151	117
36		94	101	152	1107
37		95	834	153	
38	132	96	458	154	241
39	169	97	157	155	170
40	162	98	204	156	599
41	722	99		157	307
42		100	5	158	194
43	71	101	96	159	220
44	110	102	403	160	
45	113	103	154	161	852
46	112	104	191	162	129
47	43	105		163	
48	42	106	29	164	227
49	73	107	141	165	205
50	135	108	158	166	56
51	1911	109	180	167	370
52	272	110	122	168	
53		111		169	182
54	126	112	93	170	
55	273	113	123	171	
56	116	114	1168	172	320
57		115	2	173	83
58	65	116		174	228

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H.F. Number	S.F. Number
175	192
176	436
177	247
178	145
179	310
180	203
181	184
182	234
183	131
184	255
185	451
186	146
187	224
188	426
189	213
190	
191	445
192	970
193	209
194	
195	
196	226
197	
198	713
199	462
200	210
201	
202	190
203	
204	235
205	214
206	397
207	118
208	87
209	237
210	252
211	161
212	585
213	500
214	217
215	972
216	229
217	264
218	152
219	177
220	201
221	
222	
223	
224	142
225	233
226	884
227	239
228	174
229	312
230	284
231	308
232	
233	256
234	267
235	271
236	432
237	392
238	259
239	1068
240	265
241	393
242	394
243	
244	
245	802
246	197
247	505
248	396
249	168
250	410
251	285
252	311
253	298
254	
255	318
256	406
257	103
258	
259	894
260	1315
261	828
262	829
263	483
264	348
265	334
266	527
267	344
268	300
269	404
270	287
271	225
272	277
273	490
274	414
275	196
276	134
277	331
278	482
279	
280	
281	
282	1508
283	380
284	940
285	82
286	81
287	
288	
289	345
290	
291	
292	
293	354
294	11
295	
296	313
297	244
298	268
299	559
300	102
301	433
302	
303	
304	1378
305	718
306	
307	333
308	353
309	294
310	605
311	379
312	848
313	
314	346
315	282
316	495
317	441
318	
319	359
320	360
321	383
322	568
323	352
324	125
325	84
326	
327	1268*
328	
329	424
330	695
331	
332	
333	91
334	390
335	422
336	358
337	512
338	1056
339	292
340	150
341	398
342	
343	
344	230
345	314
346	243
347	147
348	415

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H.F. Number	S.F. Number
349	
350	405
351	
352	
353	473
354	
355	
356	533
357	504
358	428
359	832
360	350
361	342
362	355
363	1289
364	302
365	
366	279
367	
368	1037
369	58
370	51
371	1109
372	1274
373	546
374	501
375	290
376	576
377	508
378	454
379	365
380	1131
381	362
382	
383	409
384	303
385	385
386	
387	
388	1317
389	715
390	
391	488
392	288
393	289
394	857
395	
396	221
397	368
398	1105
399	377
400	638
401	617
402	
403	
404	328
405	764
406	
407	1144
408	413
409	219
410	417
411	376
412	
413	643
414	408
415	486
416	574
417	351
418	438
419	183
420	382
421	389
422	434
423	
424	363
425	506
426	1637
427	742
428	553
429	
430	181
431	155
432	659
433	1039
434	510
435	
436	447
437	440
438	412
439	
440	321
441	400
442	45
443	
444	840
445	481
446	1060
447	269
448	207
449	591
450	942
451	
452	455
453	511
454	657
455	339
456	31
457	596
458	1182
459	
460	62
461	388
462	
463	517
464	
465	425
466	847
467	812
468	463
469	
470	518
471	469
472	306
473	
474	595
475	105
476	563
477	562
478	212
479	
480	270
481	759
482	551
483	395
484	521
485	471
486	
487	
488	502
489	478
490	423
491	367
492	1203
493	
494	
495	418
496	349
497	44
498	375
499	503
500	
501	522
502	
503	411
504	
505	
506	384
507	536
508	211
509	435
510	215
511	613
512	
513	1063
514	281
515	361
516	642
517	519
518	497
519	121
520	655
521	378
522	439

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H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number
523	429	581	633	639	572
524	430	582	600	640	933
525	468	583	515	641	888
526	1189	584	615	642	660
527	537	585		643	623
528	744	586	635	644	470
529	558	587	222	645	746
530	1100	588		646	762
531	250	589	1340	647	640
532	46	590		648	601
533	341	591	915	649	670
534		592	593	650	1498
535	589	593	547	651	1395
536	603	594	616	652	1041
537	552	595	570	653	
538	665	596		654	663
539	817	597	578	655	381
540	548	598	739	656	637
541	992	599	492	657	611
542	460	600	619	658	494
543	609	601	567	659	27
544		602	816	660	672
545	557	603	768	661	291
546	545	604	540	662	
547	317	605	581	663	
548	618	606	579	664	772
549	79	607	766	665	
550		608	654	666	1467
551		609	555	667	1466
552	437	610	634	668	499
553	480	611	1370	669	
554		612		670	315
555		613	740	671	607
556	472	614	645	672	624
557	588	615	701	673	
558	541	616	668	674	913
559	827	617	671	675	648
560	963	618	1272	676	716
561	811	619	647	677	676
562		620	669	678	
563	1180	621	592	679	251
564	1465	622		680	
565	526	623	658	681	626
566	582	624	949	682	453
567		625	523	683	1223
568	391	626		684	
569		627		685	841
570	629	628	723	686	1111
571	1035	629	1153	687	539
572	534	630	304	688	
573		631	747	689	542
574	606	632		690	33
575	610	633	622	691	1305
576	868	634	1354	692	809
577	85	635	257	693	597
578	694	636	693	694	627
579		637		695	743
580	779	368	745	696	1306

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H.F. Number	S.F. Number
697	549
698	698
699	667
700	704
701	877
702	1255
703	651
704	66
705	
706	690
707	
708	335
709	1421
710	
711	427
712	249
713	
714	
715	
716	
717	758
718	1202
719	556
720	496
721	683
722	554
723	675
724	
725	1070
726	
727	
728	726
729	861
730	493
731	720
732	420
733	231
734	120
735	487
736	967
737	374
738	777
739	731
740	489
741	
742	
743	721
744	
745	1369
746	732
747	973
748	773
749	
750	
751	
752	775
753	778
754	1142
755	678
756	697
757	295
758	760
759	*
760	924
761	628
762	
763	399
764	1213
765	914
766	1452
767	
768	865
769	903
770	989
771	1150
772	
773	799
774	753
775	602
776	680
777	
778	705
779	822
780	
781	788
782	691
783	
784	1137
785	1238
786	808
787	514
788	650
789	421
790	851
791	419
792	561
793	
794	757
795	
796	1141
797	
798	
799	
800	583
801	
802	831
803	
804	785
805	794
806	781
807	733
808	
809	937
810	776
811	
812	1342
813	666
814	957
815	934
816	1227
817	319
818	364
819	23
820	448
821	807
822	995
823	1147
824	452
825	838
826	386
827	792
828	1246
829	1460
830	336
831	803
832	824
833	467
834	565
835	1155
836	
837	525
838	906
839	810
840	813
841	839
842	882
843	965
844	780
845	476
846	
847	1294*
848	*
849	1009
850	673
851	1014
852	787
853	910
854	1061
855	969
856	854
857	905
858	943
859	
860	887
861	980
862	
863	833
864	
865	
866	
867	878
868	955
869	883
870	710

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H.F. Number	S.F. Number
871	
872	656
873	756
874	836
875	748
876	571
877	1059
878	738
879	765
880	1417
881	679
882	614
883	821
884	964
885	
886	1057
887	1259
888	584
889	639
890	612
891	566
892	844
893	826
894	843
895	950
896	
897	814
898	1001
899	782
900	895
901	842
902	1106
903	1066
904	1301
905	1090
906	1074
907	689
908	793
909	1081
910	916
911	908
912	901
913	818
914	755
915	754
916	1159
917	947
918	798
919	
920	751
921	896
922	925
923	790
924	881
925	1047
926	1166
927	927
928	727*
929	875
930	845
931	873
932	867
933	900
934	274
935	897
936	898
937	791
938	1021
939	866
940	719
941	
942	904
943	912
944	
945	870
946	872
947	661
948	1732
949	
950	
951	1346
952	1043
953	*
954	749
955	1165
956	948
957	1033
958	686
959	1214
960	941
961	993
962	786
963	296
964	1058
965	990
966	
967	783
968	1011*
969	1040
970	1485
971	998
972	186
973	69
974	50
975	996
976	876
977	971
978	
979	1173
980	474
981	
982	1185
983	1023
984	560
985	1028
986	935
987	
988	800
989	763
990	919
991	1102
992	902
993	1000
994	761
995	
996	1069
997	825
998	664
999	1209
1000	1329
1001	1077
1002	714
1003	1257
1004	988
1005	1052
1006	1164
1007	707
1008	999
1009	407
1010	
1011	994
1012	771
1013	938
1014	327
1015	1065
1016	1080
1017	880
1018	332
1019	951
1020	
1021	1304
1022	956
1023	459
1024	
1025	1123
1026	
1027	1240
1028	1113
1029	35
1030	1146
1031	991
1032	1138
1033	954
1034	
1035	373
1036	850
1037	1163
1038	
1039	
1040	1474
1041	789
1042	856
1043	820
1044	860

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H.F. Number	S.F. Number
1045	1104
1046	485
1047	869
1048	928
1049	983
1050	
1051	1020
1052	886
1053	806
1054	889
1055	1365
1056	1093
1057	1088
1058	1156
1059	
1060	
1061	
1062	
1063	1044
1064	1019
1065	1101
1066	1022
1067	
1068	1196
1069	1521
1070	1004
1071	
1072	
1073	1034
1074	
1075	709
1076	863
1077	1296
1078	
1079	
1080	879
1081	
1082	
1083	1284
1084	
1085	984
1086	1225
1087	652
1088	1099
1089	
1090	
1091	1193
1092	
1093	1024
1094	
1095	1046
1096	
1097	401
1098	1490
1099	
1100	
1101	985
1102	1015
1103	1174
1104	1079
1105	330
1106	921
1107	1176
1108	978
1109	1233
1110	774
1111	309
1112	979
1113	795
1114	206
1115	801
1116	1512
1117	1228
1118	1084
1119	1073
1120	769
1121	1121
1122	1096
1123	1086
1124	
1125	
1126	
1127	
1128	930
1129	1434
1130	986
1131	1125
1132	1128
1133	1030
1134	997
1135	431
1136	
1137	1072
1138	1229
1139	569
1140	1132
1141	1064
1142	1312
1143	
1144	871
1145	1122
1146	1492
1147	1097
1148	974
1149	975
1150	1266
1151	952
1152	1078
1153	1042
1154	1076
1155	730
1156	685
1157	936
1158	
1159	1018
1160	909
1161	1071
1162	1050
1163	
1164	1008
1165	1124
1166	1314
1167	
1168	1191
1169	932
1170	1087
1171	1234
1172	
1173	1161
1174	
1175	1127
1176	1134
1177	1051
1178	862
1179	1432
1180	19
1181	1095
1182	
1183	343
1184	
1185	1473
1186	
1187	890
1188	1010
1189	1169
1190	1410
1191	1029
1192	1184
1193	1157
1194	1239
1195	835
1196	1085
1197	920
1198	1152
1199	1167
1200	
1201	1098
1202	
1203	1253
1204	1192
1205	1036
1206	1005
1207	682
1208	
1209	
1210	1258
1211	1391
1212	1112
1213	1200
1214	644
1215	
1216	1199
1217	347
1218	

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H.F. Number	S.F. Number
1219	929
1220	
1221	
1222	
1223	
1224	
1225	1045
1226	1206*
1227	1003
1228	1145
1229	
1230	
1231	1126
1232	1283
1233	1103
1234	962
1235	1062
1236	1321
1237	
1238	
1239	
1240	
1241	1172
1242	796
1243	1002
1244	1222
1245	1195
1246	
1247	1151
1248	1374
1249	
1250	1252
1251	1154
1252	1303
1253	1171
1254	1215
1255	36
1256	1450
1257	1262
1258	1094
1259	1250
1260	1379
1261	1486
1262	1254
1263	1231
1264	1372
1265	
1266	1308
1267	2074
1268	885
1269	
1270	1413
1271	945
1272	981
1273	1292
1274	1322
1275	
1276	21
1277	823
1278	923
1279	1219
1280	1218
1281	1249
1282	1187
1283	1554
1284	1235
1285	
1286	
1287	1198
1288	1221
1289	1367
1290	513
1291	1082
1292	1120
1293	598
1294	1287
1295	1297
1296	
1297	1026
1298	
1299	
1300	1275
1301	1133
1302	1006
1303	1281
1304	1210
1305	729
1306	
1307	1244
1308	1208
1309	1220
1310	
1311	1236
1312	1232
1313	892
1314	1248
1315	1261
1316	1119
1317	1118
1318	926
1319	1251
1320	1364
1321	1298
1322	1247
1323	
1324	1269
1325	
1326	
1327	1337
1328	449
1329	1302
1330	1349
1331	1320
1332	1242
1333	356
1334	1280
1335	1264
1336	1265
1337	1263
1338	944
1339	
1340	1177
1341	
1342	1216
1343	1183
1344	
1345	1405
1346	
1347	1310
1348	
1349	703
1350	
1351	1270
1352	
1353	278
1354	1443
1355	1475
1356	1331
1357	1295
1358	1290
1359	1429
1360	1279
1361	
1362	1326
1363	1038
1364	1149
1365	1027
1366	953
1367	1335
1368	
1369	1336
1370	1362
1371	1363
1372	
1373	
1374	1412
1375	1398
1376	1457
1377	1350
1378	1448
1379	804
1380	1399
1381	1345
1382	1371
1383	
1384	1339
1385	1318
1386	
1387	
1388	
1389	1348
1390	
1391	1324
1392	1355

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H.F. Number	S.F. Number
1393	
1394	1556
1395	1427
1396	1299
1397	1343
1398	1555
1399	1712
1400	1376
1401	236
1402	1288
1403	
1404	1373
1405	1357
1406	1323
1407	
1408	1334
1409	1067
1410	
1411	
1412	1230
1413	1435
1414	
1415	1031
1416	1143
1417	1291
1418	1054
1419	
1420	1025
1421	1148
1422	530
1423	
1424	
1425	
1426	1032
1427	1359
1428	99
1429	1557
1430	1260
1431	1356
1432	1402
1433	
1434	1422
1435	1358
1436	1130
1437	1049
1438	
1439	1393
1440	
1441	1375
1442	
1443	276
1444	137
1445	
1446	736
1447	684
1448	283
1449	1489
1450	
1451	
1452	1381
1453	1382
1454	1319
1455	
1456	961
1457	1458
1458	165
1459	164
1460	1404
1461	
1462	864
1463	
1464	
1465	
1466	
1467	1385
1468	1447
1469	1327
1470	1390
1471	1480
1472	931
1473	1224
1474	1440
1475	1468
1476	17
1477	
1478	1803
1479	1400
1480	
1481	1459
1482	
1483	1017
1484	1511
1485	1418
1486	1226
1487	1396
1488	
1489	
1490	1414
1491	1188
1492	1360
1493	1431
1494	1409
1495	
1496	
1497	1353
1498	1347
1499	1392
1500	1377
1501	1186
1502	1403
1503	1411
1504	1451
1505	
1506	1175
1507	1423
1508	531
1509	1406
1510	1439
1511	
1512	1397
1513	1140
1514	1425
1515	1449
1516	692
1517	
1518	1135
1519	1471
1520	1136
1521	
1522	1455
1523	
1524	
1525	1477
1526	1453
1527	
1528	1426
1529	1445
1530	1408
1531	1456
1532	1386
1533	1313
1534	1433
1535	1351
1536	1416
1537	
1538	
1539	
1540	1271
1541	966
1542	
1543	1361
1544	
1545	1464
1546	631
1547	
1548	1190
1549	1114
1550	1330
1551	1478
1552	
1553	
1554	
1555	752
1556	
1557	
1558	1278
1559	
1560	1091
1561	1462
1562	1487
1563	1419
1564	1491
1565	1469
1566	

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H.F. Number	S.F. Number
1567	1241
1568	1325
1569	
1570	1197
1571	1488
1572	1307
1573	1494
1574	1493
1575	
1576	
1577	1463
1578	1388
1579	1472
1580	1438
1581	1484
1582	
1583	1454
1584	977
1585	
1586	
1587	1256
1588	1522
1589	1013
1590	
1591	1276
1592	1089
1593	
1594	1115
1595	
1596	1482
1597	
1598	725
1599	2268*
1600	
1601	1117
1602	
1603	1495
1604	1092
1605	1516
1606	1497
1607	1499
1608	
1609	
1610	830
1611	1515
1612	
1613	1507
1614	
1615	
1616	
1617	1479
1618	1504
1619	
1620	1777
1621	
1622	1505
1623	1519
1624	1518
1625	
1626	
1627	
1628	
1629	1509
1630	1503
1631	2250
1632	1341
1633	1506
1634	
1635	1517
1636	
1637	1513
1638	*
1639	*
1640	*
1641	*
1642	1533
1643	
1644	
1645	1510
1646	
1647	
1648	
1649	
1650	
1651	1528
1652	1526
1653	
1654	1542
1655	
1656	
1657	1527
1658	
1659	
1660	
1661	1534
1662	1529
1663	
1664	1547
1665	
1666	1535
1667	
1668	
1669	
1670	1536
1671	699
1672	1537
1673	
1674	1545
1675	
1676	2241
1677	1540
1678	1541
1679	1553
1680	
1681	1549
1682	
1683	
1684	1561
1685	
1686	1552
1687	1560
1688	1563
1689	
1690	
1691	
1692	1551
1693	
1694	1895
1695	
1696	329
1697	1481
1698	
1699	1562
1700	
1701	
1702	
1703	
1704	1667
1705	1585
1706	
1707	
1708	
1709	
1710	
1711	1569
1712	
1713	1817
1714	1738
1715	
1716	1647
1717	
1718	1688
1719	1595
1720	2008
1721	1609
1722	
1723	1740
1724	
1725	1674
1726	1605
1727	1578
1728	
1729	1753
1730	1751
1731	
1732	1648
1733	1589
1734	
1735	2118
1736	
1737	
1738	
1739	1645
1740	

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H.F. Number	S.F. Number
1741	
1742	
1743	1778
1744	1696*
1745	1573
1746	1641
1747	
1748	
1749	1608
1750	
1751	1621
1752	1593
1753	1622
1754	1576
1755	1671
1756	1669
1757	1600
1758	1655
1759	
1760	1697
1761	
1762	1734
1763	1679
1764	1670
1765	1581
1766	1689
1767	
1768	1661
1769	1764
1770	1872
1771	1640
1772	1857
1773	1705
1774	1580
1775	1791
1776	1936
1777	1666
1778	1665
1779	1683
1780	
1781	1660
1782	1599
1783	
1784	1675
1785	1680
1786	1773
1787	1741
1788	
1789	2120
1790	
1791	1658
1792	1644
1793	1659
1794	1579
1795	
1796	1604
1797	1677
1798	1643
1799	1766
1800	1767
1801	1701
1802	1737
1803	1690
1804	1664
1805	
1806	1718
1807	1760
1808	1636
1809	
1810	1765
1811	
1812	1822
1813	1691
1814	2133
1815	2020
1816	
1817	1736
1818	1856
1819	1574
1820	1575
1821	1682
1822	1714
1823	1594
1824	1752
1825	1743
1826	1716
1827	1692
1828	
1829	
1830	
1831	
1832	1676
1833	1700
1834	1711
1835	1592
1836	1958
1837	1672
1838	1834
1839	2140
1840	1591
1841	1993
1842	1597
1843	1762
1844	1681
1845	1938
1846	1613
1847	
1848	
1849	2031
1850	2006
1851	1619
1852	1703
1853	1587
1854	
1855	
1856	
1857	1699
1858	1694
1859	1663
1860	1588
1861	1761
1862	1709
1863	1770
1864	
1865	1801
1866	
1867	1657
1868	1656
1869	2166
1870	1757
1871	1992
1872	
1873	1903
1874	2107
1875	1710
1876	1799
1877	1693
1878	
1879	2175
1880	1654
1881	1781
1882	2089
1883	1733
1884	1747
1885	1638
1886	1955
1887	1826
1888	1827
1889	1754
1890	1723
1891	1744
1892	1887
1893	1646
1894	1978
1895	1731
1896	1704
1897	1806
1898	1828
1899	
1900	1612
1901	2183
1902	
1903	1780
1904	1824
1905	
1906	1724
1907	
1908	1707
1909	1768
1910	2294
1911	1948
1912	1797
1913	1802
1914	1852

*See Supplemental List

SENATE RECORD OF COMPANION BILLS AS INTRODUCED
(HOUSE FILES NUMERICALLY)

H.F. Number	S.F. Number
1915	2165
1916	2276
1917	1785
1918	1945
1919	1771
1920	1849
1921	
1922	
1923	1983
1924	
1925	1876
1926	1796
1927	1668
1928	1795
1929	1786
1930	1818
1931	1725
1932	1814
1933	1905
1934	1906
1935	1833
1936	
1937	
1938	
1939	1620
1940	1860
1941	1873
1942	1779
1943	1783
1944	1789
1945	
1946	1941
1947	2059
1948	
1949	1897
1950	1727
1951	1965
1952	2222
1953	1782
1954	1470
1955	1902
1956	1823
1957	2190
1958	1953
1959	1800
1960	1759
1961	
1962	1848
1963	2121
1964	
1965	
1966	1820
1967	1726
1968	1952
1969	1898
1970	1935
1971	1829
1972	
1973	1788
1974	1539
1975	
1976	2076
1977	2042
1978	1971
1979	1850
1980	1853
1981	1859
1982	1819
1983	1722
1984	1854
1985	
1986	
1987	
1988	
1989	
1990	1996
1991	1913
1992	
1993	
1994	
1995	
1996	1961
1997	
1998	1893
1999	
2000	1884
2001	2265
2002	1546
2003	1861
2004	
2005	1808
2006	
2007	1934
2008	
2009	2033*
2010	2029
2011	
2012	2007
2013	
2014	1838
2015	1963
2016	1964
2017	1862
2018	1807
2019	2108
2020	2185
2021	1892
2022	1908
2023	2032
2024	1900
2025	
2026	
2027	
2028	
2029	
2030	1880
2031	
2032	1886
2033	1962
2034	
2035	2112
2036	1920
2037	2114
2038	958
2039	
2040	2187
2041	1918
2042	1846
2043	1885
2044	1946
2045	
2046	1735
2047	
2048	2263
2049	1772
2050	1730
2051	1883
2052	1907
2053	
2054	
2055	2083
2056	
2057	1769
2058	
2059	
2060	
2061	1874
2062	2051
2063	1943
2064	2069
2065	2156
2066	
2067	1933
2068	1922
2069	1927
2070	1831
2071	1940
2072	1441
2073	1832
2074	
2075	1839
2076	1976
2077	1950
2078	1930
2079	1939
2080	1967
2081	1969
2082	1919
2083	
2084	1960
2085	1928
2086	2110
2087	2001
2088	1944

*See Supplemental List

SENATE RECORD OF COMPANION BILLS AS INTRODUCED
(HOUSE FILES NUMERICALLY)

H.F. Number	S.F. Number
2089	2231
2090	185
2091	109
2092	1804
2093	1868
2094	2301
2095	1790
2096	
2097	2026
2098	
2099	
2100	1792
2101	1698
2102	
2103	
2104	
2105	1793
2106	2233
2107	1947
2108	2047
2109	2148
2110	
2111	1994
2112	1924
2113	1843
2114	
2115	2298
2116	1991
2117	
2118	2056
2119	
2120	1981
2121	
2122	2034
2123	1968
2124	2226
2125	
2126	1966
2127	1921
2128	1825
2129	
2130	2194
2131	2067
2132	1987
2133	
2134	2079
2135	1926
2136	1990
2137	2014
2138	2015
2139	1951
2140	1986
2141	1979
2142	1615
2143	1989
2144	2002
2145	
2146	1949
2147	1837
2148	2024
2149	1685
2150	1855
2151	1923
2152	1899
2153	1870
2154	2048
2155	2071
2156	2272
2157	2010
2158	
2159	1746
2160	2017
2161	2011
2162	1813
2163	1639
2164	1531
2165	2018
2166	1916
2167	2021
2168	1851
2169	2023
2170	1925
2171	1988
2172	
2173	2050
2174	2277
2175	1972
2176	2106
2177	2279
2178	1942
2179	1877
2180	
2181	1974
2182	2082
2183	2111
2184	2043
2185	2137
2186	2038
2187	2209
2188	2105
2189	
2190	1959
2191	1548
2192	1750
2193	1909
2194	2000
2195	1998
2196	
2197	
2198	2208
2199	
2200	1745
2201	
2202	1794
2203	
2204	
2205	2013
2206	2054
2207	2202
2208	1559
2209	2064
2210	2040
2211	
2212	
2213	2126
2214	2053
2215	2095
2216	2252
2217	
2218	1915
2219	
2220	2134
2221	1869
2222	641
2223	1590
2224	
2225	
2226	475
2227	1565
2228	1929
2229	1912
2230	2065
2231	
2232	
2233	1642
2234	
2235	1809
2236	2052
2237	2084
2238	
2239	2087
2240	1995
2241	2022
2242	2136
2243	2102
2244	2070
2245	1997
2246	
2247	1816
2248	2129
2249	
2250	1914
2251	
2252	2003
2253	2132
2254	1917
2255	
2256	2081
2257	2049
2258	2182
2259	1775
2260	2119
2261	1836
2262	2062

*See Supplemental List

SENATE RECORD OF COMPANION BILLS AS INTRODUCED
(HOUSE FILES NUMERICALLY)

H.F. Number	S.F. Number
2263	*
2264	2086
2265	2085
2266	2073
2267	2125
2268	2078
2269	
2270	
2271	
2272	2234
2273	1687
2274	2061
2275	2016
2276	1812
2277	1686
2278	2066
2279	2028
2280	
2281	2060
2282	1798
2283	
2284	2097
2285	1896
2286	1957
2287	1847
2288	
2289	
2290	
2291	2124
2292	2090
2293	2100
2294	2130
2295	2092
2296	2131
2297	2147
2298	
2299	2019
2300	1631
2301	
2302	2123
2303	1598
2304	2088
2305	
2306	2004
2307	
2308	
2309	2044
2310	2096
2311	1774
2312	2300
2313	1678
2314	1582
2315	2101
2316	2037
2317	2184
2318	
2319	1651
2320	1864
2321	
2322	2058
2323	
2324	2242*
2325	
2326	1821
2327	2036
2328	2127
2329	2150
2330	2152
2331	2304*
2332	
2333	2189
2334	1956
2335	1875
2336	1984
2337	2186
2338	2161
2339	2098
2340	2128
2341	2154
2342	2281
2343	2162
2344	2163
2345	
2346	2159
2347	2228
2348	2267
2349	
2350	2171
2351	2115
2352	2139
2353	2244
2354	
2355	
2356	2153
2357	2104
2358	2151
2359	
2360	
2361	2009
2362	2141
2363	2138
2364	2144
2365	2143
2366	1982
2367	
2368	
2369	
2370	2146
2371	193
2372	2091
2373	2055
2374	2181
2375	
2376	2212
2377	2077
2378	1567
2379	2201
2380	
2381	
2382	
2383	2177
2384	1867
2385	2057
2386	
2387	2192
2388	2094
2389	2247
2390	2198
2391	1721
2392	2135
2393	2035
2394	2235
2395	2236
2396	2196
2397	1879
2398	2178
2399	2157
2400	2158
2401	2224
2402	2193
2403	2195
2404	
2405	1985
2406	2160
2407	2271
2408	2221
2409	2284
2410	1937
2411	2179
2412	2204
2413	2117
2414	
2415	
2416	2200
2417	2197
2418	2205
2419	
2420	2199
2421	
2422	2116
2423	2245
2424	2206
2425	
2426	
2427	2173
2428	2266
2429	
2430	
2431	2251
2432	
2433	2260
2434	2254
2435	1932
2436	1830

*See Supplemental List

SENATE RECORD OF COMPANION BILLS AS INTRODUCED
(HOUSE FILES NUMERICALLY)

H.F. Number	S.F. Number
2437	2214
2438	2142
2439	
2440	1889
2441	2109
2442	2238
2443	2237
2444	2255
2445	2103
2446	2285
2447	2215
2448	
2449	
2450	
2451	2240
2452	2292
2453	2259
2454	2253
2455	1662
2456	1617
2457	1616
2458	1614
2459	2213
2460	2113
2461	2230
2462	
2463	
2464	2223
2465	
2466	2217
2467	
2468	
2469	2243
2470	1977
2471	
2472	
2473	
2474	
2475	1841
2476	1842
2477	
2478	
2479	
2480	
2481	2269
2482	2270
2483	2264
2484	2257
2485	2145
2486	2275
2487	12931
2488	
2489	1810
2490	1980
2491	2261
2492	2262
2493	2174
2494	2075
2495	41881
2496	2249
2497	1975
2498	2211
2499	2273
2500	2291
2501	2287
2502	2274
2503	2210
2504	
2505	2232
2506	
2507	
2508	1878
2509	2227
2510	2309
2511	2248
2512	2293
2513	
2514	2164
2515	2289
2516	2290
2517	2288
2518	
2519	1706
2520	2280
2521	
2522	
2523	2308
2524	
2525	
2526	
2527	2303
2528	2302
2529	2246
2530	
2531	
2532	2306
2533	
2534	
2535	
2536	2310
2537	
2538	
2539	
2540	
2541	
2542	
2543	
2544	
2545	2297
2546	
2547	
2548	
2549	2312
2550	
2551	
2552	
2553	
2554	
2555	
2556	2311
2557	
2558	
2559	
2560	
2561	
2562	
2563	
2564	2314
2565	
2566	2315
2567	2317
2568	1840
2569	2316
2570	
2571	
2572	2321
2573	
2574	
2575	
2576	
2577	
2578	2320
2579	
2580	
2581	2318

*See Supplemental List

SUPPLEMENTAL LIST

SENATE RECORD OF NON-REVISOR COMPANION BILLS

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S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number
41	847	1075	1226	1672	1599
231	759	1096	953	1798	1744
646	327	1523	1638	1970	2324
726	928	1524	1639	2026	2331
917	848	1525	1640	2122	2263
946	968	1530	1641	2305	2009

SENATE RECORD OF NON-REVISOR COMPANION BILLS

(HOUSE FILES NUMERICALLY)

H.F. Number	S.F. Number	H.F. Number	S.F. Number	H.F. Number	S.F. Number
327	646	968	946	1641	1530
759	231	1226	1075	1744	1798
847	41	1599	1672	2009	2305
848	917	1638	1523	2263	2122
928	726	1639	1524	2324	1970
953	1096	1640	1525	2331	2026

CHAPTER NUMBERS

SENATE RECORD
OF CHAPTER NUMBERS

CHAPTER AND RESOLUTION LIST 1985-1986

Chapter Number	File Number	Chapter Number	File Number
1	HF 336	59	HF 94
2	SF 100	60	HF 204
3	SF 328	61	HF 230
4	SF 54	62	HF 247
5	SF 252	63	HF 256
6	SF 412	64	HF 454
7	SF 106	65	HF 468
8	SF 333	66	HF 507
9	SF 102	67	HF 565
10	HF 68	68	HF 580
11	SF 122	69	HF 656
12	HF 34	70	HF 698
13	HF 329	71	HF 730
14	HF 509	72	HF 759
15	SF 483	73	HF 825
16	SF 198	74	HF 831
17	SF 247	75	HF 852
18	SF 287	76	HF 863
19	SF 546	77	HF 951
20	HF 327	78	HF 982
21	HF 621	79	HF 1065
22	HF 894	80	HF 1570
23	HF 470	81	SF 783
24	SF 177	82	SF 1119
25	SF 635	83	SF 1329
26	SF 679	84	HF 266
27	HF 85	85	HF 267
28	HF 422	86	HF 428
29	HF 796	87	HF 537
30	HF 991	88	HF 602
31	HF 91	89	HF 907
32	HF 112	90	HF 1197
33	HF 157	91	HF 1198
34	HF 241	92	HF 1226
35	HF 221	93	SF 86
36	HF 316	94	SF 143
37	HF 320	95	SF 921
38	HF 335	96	SF 994
39	HF 379	97	SF 1071
40	HF 415	98	HF 362
41	HF 461	99	HF 1199
42	HF 485	100	SF 335
43	HF 517	101	SF 450
44	HF 604	102	SF 1087
45	HF 985	103	SF 1208
46	SF 46	104	SF 1214
47	SF 70	105	SF 1291
48	SF 379	106	SF 1411
49	SF 437	107	HF 273
50	SF 625	108	HF 446
51	HF 151	109	HF 516
52	HF 158	110	HF 645
53	HF 511	111	HF 782
54	HF 928	112	HF 882
55	HF 953	113	HF 1193
56	HF 1254	114	HF 1216
57	HF 183	115	SF 1308
58	HF 1	116	HF 399

CHAPTER AND RESOLUTION LIST 1985-1986

Chapter Number	File Number
117	HF 603
118	HF 649
119	HF 657
120	HF 1113
121	HF 1150
122	SF 563
123	HF 683
124	HF 1152
125	HF 1382
126	SF 207
127	SF 219
128	SF 352
129	SF 661
130	SF 1254
131	SF 901
132	SF 1458
133	SF 1485
134	HF 97
135	HF 143
136	HF 191
137	HF 216
138	HF 231
139	HF 308
140	HF 368
141	HF 374
142	HF 385
143	HF 521
144	HF 576
145	HF 835
146	SF 1131
147	SF 375
148	SF 800
149	SF 709
150	SF 1049
151	SF 1077
152	SF 954
153	HF 449
154	HF 18
155	SF 71
156	SF 82
157	SF 118
158	SF 228
159	SF 583
160	SF 693
161	SF 781
162	SF 814
163	SF 1358
164	SF 1374
165	SF 1388
166	SF 1429
167	HF 274
168	HF 345
169	HF 889
170	HF 937
171	HF 1235
172	SF 45
173	SF 63
174	SF 542
175	SF 609
176	SF 798
177	SF 904
178	SF 1347
179	SF 1353
180	SF 1414
181	SF 1499
182	SF 243
183	SF 331
184	SF 364
185	SF 448
186	SF 547
187	SF 581
188	SF 597
189	SF 616
190	SF 643
191	SF 664
192	SF 721
193	SF 825
194	SF 925
195	SF 1036
196	SF 1148
197	SF 1187
198	SF 1202
199	SF 1220
200	SF 1234
201	SF 1238
202	SF 1244
203	SF 1278
204	SF 1404
205	SF 1447
206	SF 1506
207	HF 58
208	HF 227
209	HF 592
210	HF 1045
211	HF 755
212	SF 1249
213	SF 147
214	SF 1434
215	SF 675
216	SF 1279
217	SF 658
218	SF 566
219	SF 557
220	SF 521
221	SF 374
222	SF 821
223	SF 1320
224	SF 319
225	SF 1171
226	SF 966
227	HF 245
228	HF 533
229	HF 779
230	HF 1645
231	SF 274
232	SF 455

CHAPTER AND RESOLUTION LIST 1985-1986

Chapter Number	File Number
233	SF 919
234	SF 986
235	SF 1088
236	SF 1219
237	SF 1225
238	SF 1357
239	SF 1398
240	HF 282
241	SF 87
242	SF 281
243	SF 863
244	SF 1045
245	SF 1067
246	SF 1118
247	SF 1130
248	SF 1363
249	SF 19
250	SF 459
251	SF 882
252	SF 916
253	HF 186
254	HF 648
255	HF 857
256	HF 957
257	SF 647
258	SF 1140
259	HF 98
260	HF 155
261	HF 729
262	HF 1070
263	HF 1233
264	HF 1256
265	SF 1362
266	SF 196
267	SF 251
268	SF 276
269	SF 279
270	SF 565
271	SF 650
272	SF 719
273	SF 862
274	SF 866
275	SF 1176
276	HF 35
277	HF 78
278	HF 83
279	HF 535
280	HF 633
281	HF 646
282	HF 828
283	HF 1175
284	HF 242
285	HF 786
286	HF 848
287	HF 1458
288	SF 35
289	SF 295
290	SF 928
291	SF 930
292	HF 140
293	HF 213
294	HF 264
295	HF 558
296	HF 1109
297	HF 1227
298	HF 1589
299	SF 43
300	SF 472
301	HF 315
302	HF 384
303	SF 743
304	HF 1037
305	HF 1145
306	SF 401
307	SF 676
308	SF 1183
309	HF 265
310	SF 40
311	HF 1699
312	SF 1574
313	SF 1612
314	SF 1587
315	SF 1575
316	HF 1794
317	SF 1600
318	HF 1727
319	HF 2265
320	SF 496
321	SF 1349
322	SF 1597
323	SF 1851
324	SF 2069
325	SF 2018
326	SF 1919
327	SF 1797
328	SF 1794
329	SF 1742
330	SF 5
331	HF 2317
332	SF 1319
333	SF 1701
334	SF 1886
335	SF 1939
336	SF 2035
337	SF 2079
338	SF 2094
339	HF 671
340	HF 1800
341	HF 1807
342	HF 1821
343	HF 1897
344	HF 1980
345	HF 2111
346	HF 2143
347	HF 2236
348	HF 2418

CHAPTER AND RESOLUTION LIST 1985-1986

Chapter Number	File Number
349	HF 651
350	HF 1664
351	HF 1730
352	HF 1773
353	HF 1806
354	HF 1838
355	HF 1871
356	HF 1926
357	HF 1940
358	HF 1984
359	HF 2035
360	HF 2068
361	HF 2017
362	HF 2023
363	HF 2185
364	HF 2195
365	HF 2216
366	HF 2344
367	HF 2351
368	HF 2464
369	SF 1441
370	SF 1515
371	SF 1580
372	SF 1619
373	SF 1642
374	SF 1680
375	SF 1703
376	SF 1823
377	SF 1848
378	SF 1914
379	SF 1966
380	SF 2135
381	SF 2245
382	SF 1975
383	HF 628
384	HF 2427
385	HF 839
386	SF 1526
387	HF 1185
388	HF 1844
389	HF 1911
390	HF 2100
391	HF 2123
392	HF 2329
393	HF 2394
394	SF 912
395	SF 1581
396	SF 1671
397	SF 1782
398	HF 1599
399	SF 1793
400	SF 1725
401	SF 31
402	SF 125
403	SF 1193
404	SF 1721
405	SF 1730
406	SF 1732
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Allinder, Patricia	105	1533	1688
Altman, Leslie Miller	3588	5380	5458
Amundson, John	3589	4977	5028
Anderson, Catherine L.	3548	4705	5028
Anderson, Mark	102		
Anderson, Mary Elizabeth	106	1682	5022
Applebaum, Hy	101	1982	5024
Auth, Thomas	3927	4978	5028
Baker, Laura J.	3549		
Bakken, Bruce	4002		
Banal, Henry L.	91	419	462
Baudler, Carol Lee	248	802	1687
Baumann, Bruce	1512	1682	3395
Berg, Mary E.	548	1874	5023
Biornstad, Biorn	138	138, (285), 518	1684
Blomberg, Carol A.	248	1873	5023
Bosrock, Ronald M.	138	138, (285), 518	1684
Brand, Martha C.	90	264	334
Bredeson, Thomas R.	99		
Buchwald, Caryl Edward	139	264	334
Chapman, Barbara	3705	4501	5027
Chelseth, Archie D.	723	1532	1688
Clemence, Roger D.	100		
Cohen, Lawrence D.	3766	5250	5458
Collier, James B.	3552	4977	5029
Cook, Leon F.	104, 106	1682	5022
Coss, Lawrence M.	3548	4705	5028
Cunningham, Arthur L.	4891		
Dahlvang, George	1512	1682	3396
DeVries, Dirk	106	1682	5022
Domino, Russell W.	3589	5374	5457
Eckstein, A. J.	3553	4355	5028
Eken, Willis R.	138	138, (285), 518	1684
Ekman, Duane R.	4002	5374	5457
Ericson, Ruth I.	3549	5373	5457
Firling, Martha R.	138	138, (285), 518	1684
Fletcher, Judith	1511	1682	3396
Foley, Daniel D., M.D.	3552	5373	5457
Foster, Thomas A.	138	138, (285), 518	1684
Gardebring, Sandra S.	223	1682	3395
Gislason, Daren	548	1874	5023
Hacking, James M.	3554	3712	5026
Hauser, Mary M.	106	1682	5022
Herring, Earl	104	1873	5023
Hintzman, Mona J.	723, 3552	1532, 4977	1688, 5028
Hodgson, Corrin John	3550	5250	5458
Hoese, James	3766	4978	5029
Huisinga, Theodore G.	3553	5374	5457
Hurley, Sharon	89	419	462
Hurr, JoEllen	1512	1682	3396
Iossi, Franklin W.	105	1873	5024
Jarvinen, Kathryn	103, 292	1874	5023
Jelatis, Demetrius G.	100	1681	3373
Johnson, Erling O., Dr.	3766	4978	5029
Johnson, Eunice	1102	1874	5024
Johnson, Linda Collins	103	168	268

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Name	Received	Other	Confirmed
Johnson, Marjorie	1102	1874	5024
Johnson, Maureen A.	723	1532	1688
Kalitowski, Thomas J.	90	235	266
Kawamura, Lani	3551	3712	5026
Kiedrowski, Peter J.	3549	3712	5025
Kimberly, Susan E.	1511	1682	3396
King, Janna	104	460	1685
Klein, George Frederick, Jr.	100		
Knaak, Dee	3589	5250	6076
Knowlton, Douglas D.	3730	4977	5029
Kummer, Carol	1512	1682	3396
Kyle, Toyse A.	105	1873	5024
Langmo, Keith H.	3589	5374	5457
Laufenburger, Roger	437	3903, 4354	5027
Lee, Miriam	606	1982	5024
Lindquist, Thomas R.	1102	1874	5024
Lund, Ernest	91	972	1686
Lund, James B.	224	1533	1688
Mackay, Carol Ann	3926	5250	6076
McCarron, Paul	1512	1682	3396
McGowan, Martin J.	103	517	1689
Mahon, Mark	1512	1682	3396
Martin, Mary	106	1682	5022
Mattei, Pierre	3589	4977	5029
Meintsma, Peter E.	137	1681	3395
Mergens, Richard A.	3551	5250	5458
Merrick, Janna Roderick	101	1982	5024
Miller, Bernard Alvin	3553	4977	5029
Miller, David R.	3588	5250	5458
Munyon, Sherry Roed	548	1874	5023
Nadasdy, Leonard J.	181	1681	3395
Nagel, John D.	1101		
Nardone, James	181	1681	3395
Nolan, Richard M.	138	138, (285), 518	1684
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Nunn, Josephine	106	1682	5023
O'Connor, John	3731	4977	5029
O'Keefe, Robert J.	104	460	1685
Olson, Alan	105	1533	1688
Parker, Allegra W.	2868, 3589	5250	6076
Pegues, Elizabeth A.	3552	4977	5029
Perovich, Elliott	118, 3587	1017	1687
Petrafeso, Pete R.	138	138, (285), 518	1684
Plotnicky, Ruth K.	1703, 3766	5250	5458
Poehler, Muriel W.	3548	4705	5028
Preston, Jane	105	1533	1688
Pries, Constance N.	3765	5250	5459
Rieppel, Marlin A.	90	518	1683
Rietow, Dottie	102, 106	1682	5023
Rinke, Orrin V.	723	1532	1688
Roberts, Kathryn R.	3550	3794	6096
Robinson, Bunny (Isabelle)	181	1681	3395
Robinson, Mary A.	291	579	1686
Rummel, Moira Boyne	548	1874	5023
Salazar, Raul O.	101	1982	5024
Samargia, Joseph R.	3550	3793	

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Name	Received	Other	Confirmed
Sampson, Ellen G.	106	517	1689
Sawyer, Rebecca L.	105	1873	5023
Schumacher, James J.	100	1982	5025
Searle, Rodney N.	224	1533	1688
Shimon, Karen	3588	5380	5458
Sitz, Erika	148	517	1683
Stanton, Russel P.	224	1533	1688
Starns, Byron E.	3551	5250	5459
Stein, Donald E.	102	1682	5023
Stepan, Jean	138	1916	5026
Stern, Irving M.	138	138, (285), 518	1684
Stoppel, Gerald C.	100		
Swenson, Carl A.	3553	4977	5028
Swenson, Lloyd	103	1873	5024
Templin, Julia E.	4602	4978	5029
Thatcher, Paul Rexford	138	138, (285), 518	1685
Triplett, Tom	3551	4063	5026
Trumble, Eugene F.	139	460	1685
Van Dyck, Shirley	102	1681	3373
Walker, Bill	248	867	1686
Walker, William	3550	5373	5457
Wallace, Douglas	1102	1874	5024
Wedel, J. Mark	139	1681	3373
Whiteman, Richard F.	101		
Wiger, Charles	106	1682	5023
Worthington, Robert A.	100	1681	3373

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JOURNAL

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STATE OF MINNESOTA

SEVENTY-FOURTH LEGISLATURE

SPECIAL SESSION

1986

STATE OF MINNESOTA

Journal of the Senate

SEVENTY-FOURTH LEGISLATURE

SPECIAL SESSION

FIRST DAY

St. Paul, Minnesota, Wednesday, April 2, 1986

The Senate met at 12:00 noon and was called to order by the President.

Prayer was offered by the Chaplain, Rev. James Shea.

The Secretary called the roll by legislative districts in numerical order as follows:

First District	LeRoy A. Stumpf
Second District	Roger D. Moe
Third District	Bob Lessard
Fourth District	Gerald L. Willet
Fifth District	Ronald R. Dicklich
Sixth District	Douglas J. Johnson
Seventh District	Sam G. Solon
Eighth District	Jim Gustafson
Ninth District	Keith Langseth
Tenth District	Collin C. Peterson
Eleventh District	Charles A. Berg
Twelfth District	Don Anderson
Thirteenth District	Don Samuelson
Fourteenth District	Florian Chmielewski
Fifteenth District	Dean E. Johnson
Sixteenth District	Joe Bertram
Seventeenth District	James C. Pehler
Eighteenth District	Charles R. Davis
Nineteenth District	Randolph W. Peterson
Twentieth District	Randy P. Kamrath
Twenty-first District	John Bernhagen
Twenty-second District	Betty A. Adkins
Twenty-third District	Dennis Frederickson
Twenty-fourth District	Glen Taylor
Twenty-fifth District	Clarence M. Purfeerst
Twenty-sixth District	Lyle G. Mehrkens
Twenty-seventh District	Gary M. DeCramer
Twenty-eighth District	Doran L. Isackson
Twenty-ninth District	Darrel L. Peterson
Thirtieth District	Mel Frederick
Thirty-first District	Tom A. Nelson
Thirty-second District	Duane D. Benson
Thirty-third District	Nancy Brataas
Thirty-fourth District	Patricia Louise Kronebusch

Thirty-fifth District ..... Earl W. Renneke
Thirty-sixth District ..... Robert J. Schmitz
Thirty-seventh District ..... Darril Wegscheid
Thirty-eighth District ..... Howard A. Knutson
Thirty-ninth District ..... Conrad M. Vega
Fortieth District ..... Michael O. Freeman
Forty-first District ..... William V. Belanger, Jr.
Forty-second District ..... Donald A. Storm
Forty-third District ..... Gen Olson
Forty-fourth District ..... Phyllis W. McQuaid
Forty-fifth District ..... Jim Ramstad
Forty-sixth District ..... Ember D. Reichgott
Forty-seventh District ..... William P. Luther
Forty-eighth District ..... Tad Jude
Forty-ninth District ..... Gene Merriam
Fiftieth District ..... Gregory L. Dahl
Fifty-first District ..... Don Frank
Fifty-second District ..... Steven G. Novak
Fifty-third District ..... Fritz Knaak
Fifty-fourth District ..... Jerome M. Hughes
Fifty-fifth District ..... Gary W. Laidig
Fifty-sixth District ..... A. W. "Bill" Diessner
Fifty-seventh District ..... Carl W. Kroening
Fifty-eighth District ..... Lawrence J. Pogemiller
Fifty-ninth District ..... Allan H. Spear
Sixtieth District ..... Linda Berglin
Sixty-first District ..... Donna C. Peterson
Sixty-second District ..... Eric D. Petty
Sixty-third District ..... Neil Dieterich
Sixty-fourth District ..... Ron Sieloff
Sixty-fifth District ..... Donald M. Moe
Sixty-sixth District ..... Gene Waldorf
Sixty-seventh District ..... Marilyn M. Lantry

The President declared a quorum present.

MEMBERS EXCUSED

Mr. Spear was excused from the Session of today from 12:00 noon to 2:30 p.m. Mr. Waldorf was excused from the Session of today at 6:10 p.m. Mr. Knutson was excused from the Session of today at 6:45 p.m. Mr. Novak was excused from the Session of today at 7:45 p.m.

STATE OF MINNESOTA

PROCLAMATION

WHEREAS: The Minnesota Legislature adjourned without completing action on certain bills relating to budget, revenues, farm security loan guarantees and other matters affecting the health, safety and welfare of Minnesota citizens; and

WHEREAS: The people of Minnesota are best served by an orderly conclusion of legislative business, with a limited agenda and prior agreement on laws to be enacted; and

WHEREAS: Article IV, Section 12 of the Constitution of the State of Minnesota provides that a Special Session of the Legislature may be called on extraordinary occasions; and

WHEREAS: Elected leaders of the Legislature have agreed on an agenda and procedures to complete a Special Session in the shortest time possible;

NOW, THEREFORE, I, Rudy Perpich, Governor of the State of Minnesota, do hereby summon you, members of the Legislature, to convene in Special Session on Wednesday, April 2, 1986, at twelve o'clock noon on that day, in the Capitol in Saint Paul, Minnesota.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol this first day of April in the year of Our Lord one thousand nine hundred and eighty-six, and of the State the one hundred twenty-seventh.

Rudy Perpich,
Governor

Joan Anderson Growe,
Secretary of State

MOTIONS AND RESOLUTIONS

Mr. Moe, R.D. introduced—

Senate Resolution No. 1: A Senate resolution relating to notifying the House of Representatives and the Governor that the Senate is organized.

BE IT RESOLVED, by the Senate of the State of Minnesota:

The Secretary of the Senate shall notify the House of Representatives and the Governor that the Senate is now duly organized under the Minnesota Constitution and Minnesota Statutes.

Mr. Moe, R.D. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Moe, R.D. introduced—

Senate Resolution No. 2: A Senate resolution relating to organization and operation of the Senate during the Special Session.

BE IT RESOLVED, by the Senate of the State of Minnesota:

The Senate is organized under Minnesota Statutes, sections 3.073 and 3.103.

The Rules of the Senate for the 74th Legislature are the Rules for the Special Session, except that Rules 33, 40, and 57 are not operative other than as provided in this resolution.

The Committee on Rules and Administration is established in the same manner and with the same powers as in the 74th Legislature.

With respect to Rule 31, Reconsideration, a notice of intention to move for reconsideration is not in order, but a motion to reconsider may be made, and when made has priority over other business except a motion to adjourn.

Mr. Moe, R.D. moved the adoption of the foregoing resolution.

The question was taken on the adoption of the resolution.

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

Those who voted in the affirmative were:

Adkins	Frederick	Kronebusch	Olson	Schmitz
Anderson	Frederickson	Laidig	Pehler	Sieloff
Belanger	Freeman	Langseth	Peterson,C.C.	Solon
Berg	Gustafson	Lantry	Peterson,D.C.	Storm
Berglin	Hughes	Lessard	Peterson,D.L.	Stumpf
Bernhagen	Isackson	Luther	Peterson,R.W.	Taylor
Bertram	Johnson, D.E.	McQuaid	Petty	Vega
Chmielewski	Johnson, D.J.	Mehrkens	Pogemiller	Waldorf
Dahl	Jude	Merriam	Purfeerst	Wegscheid
DeCramer	Kamrath	Moe, D. M.	Ramstad	Willet
Diessner	Knaak	Moe, R. D.	Reichgott	
Dieterich	Knutson	Nelson	Renneke	
Frank	Kroening	Novak	Samuelson	

The motion prevailed. So the resolution was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

Messrs. Frederickson and Renneke introduced—

Senate Resolution No. 3: A Senate resolution congratulating the Giants girls basketball team from Le Sueur High School for winning the 1986 Class A Girls State High School Basketball Consolation Championship.

Referred to the Committee on Rules and Administration.

Messrs. Frederickson and Renneke introduced—

Senate Resolution No. 4: A Senate resolution congratulating the Giants boys basketball team from Le Sueur High School for winning the 1986 Class A Boys State High School Basketball Championship.

Referred to the Committee on Rules and Administration.

Mr. Frederickson introduced—

Senate Resolution No. 5: A Senate resolution congratulating the Tigers boys basketball team from Springfield High School for winning fourth place in the 1986 Class A Boys State High School Basketball Championship.

Referred to the Committee on Rules and Administration.

Mr. Ramstad introduced—

Senate Resolution No. 6: A Senate resolution congratulating the Trojans boys basketball team from Wayzata High School for winning the 1986 Lake North Conference Championship.

Referred to the Committee on Rules and Administration.

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate proceed to the Order of Business of Introduction and First Reading of Senate Bills. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bill was read the first time.

Mr. Jude introduced—

S.F. No. 1: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and superseded provisions; providing instructions to the revisor; correcting various legislative enactments; providing for the exclusion of the homestead from the augmented estate; providing for the inclusion of certain insurance and other items in the augmented estate; establishing a standard for best interests of wards or conservatees; requiring findings regarding best interests; amending Minnesota Statutes 1984, sections 8.32, subdivision 2; 10A.01, subdivision 11; 10A.04, subdivision 4a; 16A.631; 46.044, as amended; 47.58, subdivision 5; 62D.22, subdivision 8; 116J.70, subdivision 2a; 116M.08, subdivision 17; 121.15, subdivision 2; 124A.02, subdivision 14; 136D.74, subdivision 2; 144.224; 169.045, subdivision 7, as amended; 176A.01, subdivision 1; 179A.10, subdivision 3; 253B.02, subdivision 4a; 260.015, subdivision 24; 260.245; 275.125, subdivision 9, as amended; 298.22, subdivision 3; 327C.07, subdivision 3a; 349.15, as amended; 349.212, subdivisions 2 and 4, as amended; 349.214, subdivision 2; 383A.23, subdivision 5; 385.24; 403.12, subdivision 1; 414.061, subdivisions 4 and 4a; 424A.001, subdivision 7, as added; 462A.21, subdivision 8a; 471.992, as amended; 487.191; 494.03; 518B.01, subdivision 2; 525.539, by adding a subdivision; 525.544; 525.551, subdivision 5; 525.61; 571.495, subdivision 2; 590.01, subdivision 1; 609.346, subdivision 3; 609.347, subdivision 3; 609.348; 609.35; 611A.03, subdivision 3; 628.26; Minnesota Statutes 1985 Supplement, sections 47.20, subdivision 6c; 64B.05, subdivision 1; 64B.37, subdivision 2; 69.011, subdivision 1; 97.50, subdivision 1; 116M.03, subdivision 28; 124.32, subdivision 1d; 145.917, subdivision 4; 147.01, subdivision 4; 147.073, subdivision 1; 168.013, subdivision 1e, as amended; 168.27, subdivision 11; 248.07, subdivision 7; 256B.091, subdivision 4; 256D.37, subdivision 1; 256F.05, subdivision 4; 256F.06, subdivision 1; 273.124, subdivision 5; 297C.03, subdivision 1; 298.02, subdivision 1; 298.225, subdivision 1, as amended; 298.28, subdivision 1, as amended; 340A.404, subdivision 5; 340A.409, subdivision 1; 340A.410, by adding a subdivision; 340A.412, subdivisions 1 and 9; 340A.415; 340A.702; 340A.802, subdivision 1; 349.212, subdivision 1, as amended; 356.216; 358.44; 414.061, subdivision 5; 458.16, subdivision 6; 473.831, subdivision 1; 524.2-109; 524.2-202; 524.2-205; 525.145; 527.41; 527.42; 527.43; 528.15; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivision 2; 609.3471; 626.556, subdivision 2; 631.045; 1986 Regular Session H.F. No. 1886, section 21; Laws 1986, chapters 339, sections 6, subdivision 1; 8; 15, subdivision 1; 16; and 17; 358, section 12; 359, section 27; 365, section 22; 372, section 1, subdivision 1; 383, section 17, subdivision 5; 391, section 7; 394, section 10, subdivision 6; 398, article 1, section 11, subdivision 5; article 2, section 3, subdivision 2; article 6, section 2, subdivision 2; article 29, section 1, subdivision 27; 416, section 4; 417, section 1; 441, section 15; 455, section 21, subdivision 1; 456, section 1, subdivision 2; 460, sections 7, subdivisions 1 and 2; 48; 49; 50; and 59; 465, article 1, sections 11; 20, subdivision 9; article 2, section 25; 467,

section 24, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 206 and 340A; repealing Minnesota Statutes 1984, section 35.067; 383A.23, subdivisions 2, 3, and 4; 403.12, subdivisions 2 and 3; repealing Laws 1984, chapter 560, section 24; Laws 1985, chapters 248, sections 28 and 29; 252, section 24; Laws 1985, First Special Session chapters 9, article 2, section 89; 14, article 3, section 13; 14, article 4, sections 37 and 91; Laws 1986, chapter 399, article 2.

SUSPENSION OF RULES

Mr. Jude moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to S.F. No. 1 and that the rules of the Senate be so far suspended as to give S.F. No. 1 its second and third reading and place it on its final passage. The motion prevailed.

S.F. No. 1 was read the second time.

Mr. Jude moved to amend S.F. No. 1 as follows:

Page 106, after line 13, insert:

"ARTICLE 4

Section 1. Minnesota Statutes 1985 Supplement, section 16B.61, subdivision 3, is amended to read:

Subd. 3. [SPECIAL REQUIREMENTS.] (a) [SPACE FOR COMMUTER VANS.] The code must require that any parking ramp or other parking facility constructed in accordance with the code include an appropriate number of spaces suitable for the parking of motor vehicles having a capacity of seven to 16 persons and which are principally used to provide prearranged commuter transportation of employees to or from their place of employment or to or from a transit stop authorized by a local transit authority.

(b) [SMOKE DETECTION DEVICES.] The code must require that all dwellings, lodging houses, apartment houses, and hotels as defined in section 299F.362 comply with the provisions of section 299F.362.

(c) [DOORS IN NURSING HOMES AND HOSPITALS.] The state building code may not require that each door entering a sleeping or patient's room from a corridor in a nursing home or hospital with an approved complete standard automatic fire extinguishing system be constructed or maintained as self-closing or automatically closing.

(d) A licensed day care center serving fewer than 30 preschool age persons and which is located in a below ground space in a church building is exempt from the state building code requirement for a ground level exit when the center has more than two stairways to the ground level and its exit.

(e) [MINED UNDERGROUND SPACE.] Nothing in the state building codes shall prevent cities from adopting regulations governing the excavation, construction, reconstruction, alteration and repair of mined underground space pursuant to sections 472B.03 to 472B.07, or of associated facilities in the space once the space has been created, provided the intent of the building code to establish reasonable safeguards for health, safety, welfare, comfort, and security is maintained.

(f) No provision of the code or any appendix chapter of the code may require stairways of existing multiple dwelling buildings of two stories or less to be enclosed.

Sec. 2. Minnesota Statutes 1984, section 299F.011, is amended by adding a subdivision to read:

Subd. 4c. The uniform fire code shall not require stairways of existing multiple dwelling buildings of two stories or less to be enclosed. For the purposes of this subdivision the term "stories" has the meaning given it in the state building code.

Sec. 3. Minnesota Statutes 1984, section 44A.01, subdivision 1, is amended to read:

Subdivision 1. [MEMBERSHIP.] (a) A world trade center board is created to facilitate and support Minnesota world trade center programs and services and promote the growth of international trade in Minnesota. The world trade center board consists of nine voting members and four legislators serving as nonvoting members. Three members are representatives of the membership of the Minnesota world trade center, one member is a representative of the international business community, and one member is a representative of the agricultural community.

(b) The initial voting members are appointed by the governor with the advice and consent of the senate ~~for a term expiring~~. *The terms of five of the initial voting members shall expire* the first Monday in January 1987. *The terms of the remaining four initial voting members shall expire the first Monday in January 1989.* A vacancy is filled in the same manner as the appointment.

(c) Legislator members are two members of the senate appointed under the rules of the senate and two members of the house of representatives appointed by the speaker. Except for the initial members, who are to be appointed following enactment, they are appointed at the beginning of each regular session of the legislature for two-year terms. A legislator who remains a member of the body from which he was appointed may serve until a successor is appointed and qualifies. A vacancy in a legislator member's term is filled for the unexpired portion of the term in the same manner as the original appointment.

Sec. 4. Minnesota Statutes 1984, section 44A.02, is amended to read:

44A.02 [~~EXECUTIVE DIRECTOR~~ *PRESIDENT.*]

Subdivision 1. [SELECTION.] The ~~executive director~~ *president* of the world trade center board is selected by a majority of the board and serves at the pleasure of the board. The ~~executive director~~ *president* must be familiar with the international business community, and have demonstrated proficiency in communication skills, administration and management~~, and public and private joint ventures~~. The salary of the ~~executive director~~ *president* is set by the board within the limit set by sections 15A.081, subdivision 1, and 43A.17.

Subd. 2. [DUTIES.] The ~~executive director~~ *president* is the chief administrative officer of the board and is responsible for performing the executive duties of the board. The ~~executive director~~ *president* is not a member of the

board.

Subd. 3. [EMPLOYEES.] The ~~executive director~~ *president* may appoint unclassified employees in accordance with chapter 43A and prescribe their duties. The ~~executive director~~ *president* may delegate to a subordinate the exercise of specified statutory powers or duties as the ~~executive director~~ *president* deems advisable, subject to the control of the ~~executive director~~ *president*.

Sec. 5. [44A.031] [PROMOTIONAL EXPENSES.]

The world trade center board may expend money in the world trade center fund, and any other money appropriated by the legislature, for the purpose of promotion of world trade in Minnesota. Promotional expenses include, but are not limited to, expenses for the food, lodging and travel of consultants and speakers hired by the board, and publications and other forms of advertising. Promotional expenditures may be made in the same manner as expenditures made by private persons, firms, corporations, or associations for similar purposes, and are not subject to regulation by the commissioner of employee relations.

Sec. 6. Minnesota Statutes 1984, section 44A.07, subdivision 1, is amended to read:

Subdivision 1. [SERVICES.] The world trade center board may:

(1) define, formulate, administer, and deliver programs and services through the world trade center;

(2) provide and contract for services and programs through the world trade center, including: a library and research service providing information on world trade; a trade lead service, providing and authenticating information about international trade opportunities; a club for world trade center club members; telecommunications services; translation and interpretation services; temporary secretarial and other business services; language instruction; educational conferences and seminars; and other programs and services that serve the purposes of the world trade center, in the determination of the board;

(3) establish and charge fees for services and programs provided without regard to chapter 14 *and section 16A.128*;

(4) establish membership requirements for Minnesota world trade center operations without regard to chapter 14;

(5) establish satellite operations of the Minnesota world trade center;

(6) maintain active membership in the world trade center association;

(7) create an international communication network to coordinate international trade information and activities;

(8) compile international trade information from, among other places, the United States Department of Commerce and private sources, and provide marketing information to business persons;

(9) assist public and private universities or colleges to develop undergraduate or graduate level education programs to train persons regarding export trading; and

(10) coordinate the international trading activities of state and local agencies and organizations.

Sec. 7. [44A.08] [SERVICE INFORMATION; CLASSIFICATION OF DATA.]

Subdivision 1. [SERVICE INFORMATION.] *Information, including data bases, purchased by the board or developed by the board for sale pursuant to section 44A.07, is not subject to chapter 13.*

Subd. 2. [CLASSIFICATION OF DATA.] *For purposes of this subdivision, "business transaction" means a transaction between parties other than the board. The following data received or developed by the board is private with respect to data on individuals and nonpublic with respect to data not on individuals:*

(1) Data relating to the financial condition of individuals or businesses receiving or performing services by or on behalf of the board.

(2) At the request of either party to the transaction data on business transactions.

(3) At the request of the person or business seeking the information, the identities of persons or businesses requesting business or trade information from the board, and the nature of the trade information.

Sec. 8. Minnesota Statutes 1984, section 169.44, is amended by adding a subdivision to read:

Subd. 1c. [OPTIONAL SYSTEM.] *In addition to equipment required under subdivision 1a and notwithstanding the provisions of sections 169.64, a school bus may be equipped with a driver-activated student control warning system which includes a high-intensity red flashing signal, an audible warning signal and a green all-clear signal, and may activate such a system whenever the use of the stop signal arm and flashing red signals is required under subdivision 2.*

Sec. 9. [138.97] [LABOR INTERPRETATIVE CENTER.]

Subdivision 1. [PUBLIC POLICY.] *The legislature declares that it is an important purpose and function of state government to preserve and interpret the story of the worker and their institutions in Minnesota and enrich the people's knowledge of the many contributions of the labor movement and how the history of working people in Minnesota has shaped the state's history.*

Subd. 2. [ESTABLISHMENT.] *There is established a labor interpretative center as a part of the Minnesota historical society's state history center within the state capitol complex as defined in Minnesota Statutes, section 15.50, subdivision 2.*

Subd. 3. [GOVERNANCE.] *The center shall be developed during its planning phase under the guidance of a labor interpretative task force whose chair is appointed by the governor. The chair shall select the members of the task force. The task force shall complete its work within 18 months of the effective date of this section. The task force shall dissolve after the 18 months or when its work is completed, whichever is sooner. An advisory council shall be appointed by the director of the Minnesota historical society after*

the dissolution of the task force to assist the director with the operation of the center.

Subd. 4. [ADMINISTRATION.] *The center shall be administered by an administrator appointed by the director of the Minnesota historical society. The administrator will be chosen solely on the basis of training, experience, and proven competence in the field of American labor history.*

Subd. 5. [PROGRAM.] *The program of the labor interpretative center may be carried out by exhibit, audio-visual programs, research, publication, and public programs, or other activities as recommended by the advisory council.*

Subd. 6. [OPERATION.] *The operation of the center shall be consistent with statutes and policies governing the Minnesota historical society.*

Subd. 7. [FUNDING.] *The cost for capital improvements for the labor interpretative center are not part of the total cost of the state history center for the purpose of the cost limitation specified in Laws 1985, first special session chapter 15, section 11.*

Sec. 10. [EFFECTIVE DATE.]

Sections 1 and 2 are effective the day following final enactment."

Amend the title as follows:

Page 1, line 12, after the semicolon, insert "exempting stairways in certain buildings from certain provisions of the uniform fire code; defining the duties and terms of office of the members of the world trade center board; classifying data held by the board; permitting the equipping of school buses with driver-activated student control warning system; creating the labor interpretative center; establishing an advisory council governing policies and program purposes;"

Page 1, line 14, after the second semicolon, insert "44A.01, subdivision 1; 44A.02; 44A.07, subdivision 1;"

Page 1, line 18, after the second semicolon, insert "169.44, by adding a subdivision;"

Page 1, line 22, after the first semicolon, insert "299F.011, by adding a subdivision;"

Page 1, line 33, after "sections" insert "16B.61, subdivision 3;"

Page 2, line 24, after "chapters" insert "44A, 138,"

The motion prevailed. So the amendment was adopted.

Mr. Jude then moved to amend S.F. No. 1 as follows:

Page 106, after line 13, insert:

"ARTICLE 4

Section 1. [CLOQUET WATER SUPPLY; APPROPRIATION.]

Notwithstanding any other law to the contrary, $200,000 of the appropriation made available by Laws 1982, Third Special Session chapter 1, article 2, section 2, subdivision 4, clause (d), for the construction or alteration of the Cloquet water supply is available to June 30, 1988."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Jude then moved to amend S.F. No. 1 as follows:

Page 106, after line 13, insert:

"ARTICLE 4

Section 1. [APPROPRIATION.]

The appropriation in Laws 1985, First Special Session chapter 10, section 4, subdivision 10, to the crime victims reparations board, is available in either year of the biennium."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Jude then moved to amend S.F. No. 1 as follows:

Page 106, after line 13, insert:

"ARTICLE 4

Section 1. Minnesota Statutes 1984, section 16A.72, is amended to read:

16A.72 [INCOME CREDITED TO GENERAL FUND; EXCEPTIONS.]

All income, including fees or receipts of any nature, shall be credited to the general fund, except:

(1) federal aid;

(2) contributions, or reimbursements received for any account of any division or department for which an appropriation is made by law;

(3) income to the University of Minnesota;

(4) income to revolving funds now established in institutions under the control of the commissioners of corrections or human services;

(5) *investment earnings resulting from the master lease program, except that the amount credited to another fund or account may not exceed the amount of the additional expense incurred by that fund or account through participation in the master lease program;*

(6) receipts from the operation of patients' and inmates' stores and vending machines, which shall be deposited in the social welfare fund in each institution for the benefit of the patients and inmates;

~~(6)~~ *(7)* money received in payment for services of inmate labor employed in the industries carried on in the state correctional facilities which receipts shall be credited to the current expense fund of those facilities;

~~(7)~~ *(8)* as provided in sections 16B.57 and 85.22; or

~~(8)~~ *(9)* as otherwise provided by law."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Jude then moved to amend S.F. No. 1 as follows:

Pages 9 and 10, delete section 12 of Article 1

Page 34, delete section 47 of Article 1

Renumber the sections in sequence

Correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Jude then moved to amend S.F. No. 1 as follows:

Page 94, after line 29, insert:

"Sec. 51. [CORRECTION.] Subdivision 1. Minnesota Statutes 1985 Supplement, section 256.969, subdivision 2, as amended by Laws 1986, chapter 420, section 6, is amended to read:

Subd. 2. [RATES FOR INPATIENT HOSPITALS.] Rates paid to inpatient hospitals shall be based on a rate per admission until the commissioner can begin to reimburse hospitals for services under the medical assistance and general assistance medical care programs based upon a diagnostic classification system appropriate to the service populations. On July 1, 1984, the commissioner shall begin to utilize to the extent possible existing classification systems, including medicare. The commissioner may incorporate the grouping of hospitals with similar characteristics for uniform rates upon the development and implementation of the diagnostic classification system. Prior to implementation of the diagnostic classification system, the commissioner shall report the proposed grouping of hospitals to the senate health and human services committee and the house health and welfare committee. Effective August 1, 1985, the computation of the base year cost per admission and the computation of the relative values of the diagnostic categories must include identified outlier cases and their weighted costs up to the point that they become outlier cases, but must exclude costs and days beyond that point. Claims paid for care provided on or after August 1, 1985, ~~may~~ *shall* be adjusted to reflect a recomputation of rates. The commissioner ~~shall~~ *may* reconstitute the diagnostic categories to reflect actual hospital practices, the specific character of specialty hospitals, or to reduce variances within the diagnostic categories after notice in the state register and a 30 day comment period. After May 1, 1986, acute care hospital billings under the medical assistance and general assistance medical care programs must not be submitted until the recipient is discharged. However, the commissioner shall establish monthly interim payments with inpatient hospitals that have individual patient lengths of stay in excess of 30 days regardless of diagnosis-related group. For purposes of establishing interim rates, the commissioner is exempt from the requirements of chapter 14. Medical assistance and general assistance medical care reimbursement for treatment of mental illness shall be reimbursed based upon diagnosis classifications. The commissioner may selectively contract with hospitals for services within the diagnostic classifications relating to mental illness and chemical dependency under competitive bidding when reasonable geographic access by recipients can be assured. No physician shall be denied the privilege of treating a recipient required to utilize a hospital under contract with the commissioner, as long as the physician meets credentialing standards of the individual hospital.

Subd. 2. [EFFECTIVE DATE.] *Subdivision 1 is effective the day following final enactment.*"

Amend the title as follows:

Page 1, line 40, after the first semicolon, insert "256.969, as amended;"

The motion prevailed. So the amendment was adopted.

CALL OF THE SENATE

Mr. Frederick imposed a call of the Senate for the balance of the proceedings on S.F. No. 1. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Frederick moved to amend S.F. No. 1 as follows:

Page 54, after line 30, insert:

"Sec. 87. [PROPOSED AMENDMENT.]

The following amendment to the Minnesota Constitution is proposed to the people. If the amendment is adopted, article I will be amended by adding a section reading as follows:

Sec. 18. The right to keep and bear arms shall not be abridged.

Sec. 88. [SUBMISSION TO VOTERS.]

The proposed amendment shall be submitted to the people at the 1986 general election. The question submitted shall be:

"Shall the Minnesota Constitution be amended by adding a provision that the right to keep and bear arms shall not be abridged?

Yes _____

No _____"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Luther questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Mr. Frederick appealed the ruling of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

Mr. Moe, R.D. moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 35 and nays 26, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kroening	Novak	Reichgott
Berglin	Dieterich	Lantry	Pehler	Samuelson
Chmielewski	Frank	Lessard	Peterson, C.C.	Stumpf
Dahl	Freeman	Luther	Peterson, D.C.	Vega
Davis	Hughes	Merriam	Petty	Waldorf
DeCramer	Johnson, D.J.	Moe, D.M.	Pogemiller	Wegscheid
Dicklich	Jude	Moe, R.D.	Purfeerst	Willet

Those who voted in the negative were:

Anderson	Frederick	Knaak	Olson	Storm
Belanger	Frederickson	Knutson	Peterson, D.L.	Taylor
Benson	Gustafson	Kronebusch	Peterson, R.W.	
Bernhagen	Isackson	Laidig	Ramstad	
Bertram	Johnson, D.E.	McQuaid	Renneke	
Brataas	Kamrath	Mehrkens	Sieloff	

The decision of the President was sustained.

Mr. Jude moved to amend S.F. No. 1 as follows:

Page 94, after line 8, insert:

"Sec. 50. Laws 1986, chapter 359, section 19, is amended to read:

Sec. 19. Minnesota Statutes 1984, section 424A.001, is amended by adding a subdivision to read:

Subd. 7. [FIDUCIARY RESPONSIBILITY.] In the discharge of their respective duties, the officers and trustees shall be held to the standard of care enumerated in section 11A.09.

Each member of the board is a fiduciary. No fiduciary of a relief association shall cause a relief association to engage in a transaction if the fiduciary knows or should know that a transaction constitutes one of the following direct or indirect transactions:

(1) sale or exchange or leasing of any real property between the relief association and a board member;

(2) lending of money or other extension of credit between the relief association and a ~~board~~ member *of the board or the relief association*;

(3) furnishing of goods, services, or facilities between the relief association and a board member ~~or member of the relief association~~; or

(4) transfer to a board member, or use by or for the benefit of a board member, of any assets of the relief association. Transfer of assets does not mean the payment of relief association benefits or administrative expenses permitted by law."

Renumber the sections in sequence

Correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

RECONSIDERATION

Having voted on the prevailing side, Mr. Jude moved that the vote whereby the seventh Jude amendment to S.F. No. 1 was adopted on April 2, 1986, be now reconsidered. The motion prevailed. So the vote was reconsidered.

Mr. Jude withdrew the amendment.

Mr. Frederick moved to amend S.F. No. 1 as follows:

Page 106, after line 13, insert:

"Sec. 10. [REPEALER.]

Subdivision 1. Laws 1986, chapter 452, section 20, is repealed.

Subd. 2. Subdivision 1 is effective the day following final enactment."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 1 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Moe, R.D.	Reichgott
Anderson	Diessner	Knaak	Nelson	Renneke
Belanger	Dieterich	Knutson	Novak	Samuelson
Benson	Frank	Kroening	Olson	Schmitz
Berg	Frederick	Kronebusch	Pehler	Sieloff
Berglin	Frederickson	Laidig	Peterson, C.C.	Solon
Bernhagen	Freeman	Langseth	Peterson, D.C.	Storm
Bertram	Gustafson	Lantry	Peterson, D.L.	Stumpf
Brataas	Hughes	Lessard	Peterson, R.W.	Taylor
Chmielewski	Isackson	Luther	Petty	Vega
Dahl	Johnson, D.E.	McQuaid	Pogemiller	Waldorf
Davis	Johnson, D.J.	Mehrkens	Purfeerst	Wegscheid
DeCramer	Jude	Merriam	Ramstad	Willet

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

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to inform the Senate that the House of Representatives of the State of Minnesota is now duly organized for the 1986 Special Session pursuant to law.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 2, 1986

MOTIONS AND RESOLUTIONS - CONTINUED

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.

CALL OF THE SENATE

Mr. Dicklich imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate revert to the Orders of Business of Messages from the House and First Reading of House Bills. The motion prevailed.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 1.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 2, 1986

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 1: A bill for an act relating to government in this state; updating the income tax law to conform with federal tax law changes; making administrative and technical changes in the income tax law; providing for direct payments of fire and police state aids; requiring a one-year sales ratio study; changing dates for payments of certain state aids; delaying date for payment of second half taxes on agricultural property; authorizing reciprocal agreements with other states regarding interstate vehicles; requiring a report on the sales ratio study; eliminating a durational restriction on a special levy in Clearwater county; providing for delay of certain aid payments and altering computations; adjusting the computation and payment of local government aids; expanding tax clearance authority; expanding tax collection authority of the department of revenue; authorizing the department to file tax liens against homestead property; increasing the rate of interest to be paid on tax refunds; changing times for payment of certain taxes on liquor, cigarettes, tobacco products, and insurance premiums; imposing certain requirements on liquor wholesalers; altering enterprise zone provisions; providing for certain examinations; delaying transfer of motor vehicle excise taxes; reinstating the bottle tax; reducing the ethanol credit and providing payments to ethanol producers; adjusting income and asset criteria for recipients of medical assistance; repealing the provision for suspension of income tax indexing; making technical changes in property tax and other miscellaneous tax laws; transferring certain positions within the department of natural resources; establishing priorities for expenditure of additional revenues; reducing certain appropriations for education with certain conditions; adjusting complements; setting the foundation formula allowance and the amount to be raised by the basic maintenance mill rate; altering certain education aid and levy formulas and requirements; authorizing levies in certain school districts; making changes in certain pension, retirement, and social security provisions; limiting eligibility for school bus driver endorsements; providing for insurance coverage, expense allowances, board duties, office location, class days, building construction, approval on certain capital improvements involving certain post-secondary education systems; providing for community emergency response hazardous substance protection; transferring cer-

tain funds between agencies; requiring certain studies and reports; imposing penalties; appropriating money; amending Minnesota Statutes 1984, sections 15.38, subdivision 3; 60A.15, subdivision 2; 60A.17, by adding a subdivision; 69.021, subdivisions 4, 5, 7, and 9; 69.031, subdivision 3; 69.54; 82.22, subdivision 3; 82.27, by adding a subdivision; 121.901, subdivision 2; 123.71, subdivision 1; 124.195, subdivisions 3, 5, and by adding a subdivision; 124.32, subdivision 1c; 124.573, subdivision 3; 124.71, subdivision 2; 136.14; 148.10, by adding a subdivision; 150A.08, by adding a subdivision; 162.06, subdivision 1; 162.12, subdivision 1; 270.12, subdivision 2; 270.69, by adding a subdivision; 270.72, subdivisions 1, 2, and 3; 270A.03, subdivision 5; 273.072, subdivision 1; 273.1391, subdivision 3; 275.125, subdivision 9, and by adding a subdivision; 276.09; 276.10; 276.11; 278.03; 279.01, as amended; 290.067, subdivision 2; 290.281, subdivision 5; 290.34, subdivision 2; 290.36; 290.50, subdivision 3; 290.53, subdivision 2; 290.56, subdivision 3; 290.61; 290A.03, subdivision 8; 296.16, subdivision 1; 296.17, subdivision 6, and by adding a subdivision; 297.07, subdivisions 1 and 4; 297.23, subdivision 1; 297.35, subdivisions 5 and 8; 297A.27, by adding a subdivision; 297A.43; 297B.09, subdivision 2; 298.24, subdivision 1; 299F.21; 326.20, by adding a subdivision; 364.09; and 477A.015; Minnesota Statutes 1985 Supplement, sections 15A.081, subdivision 8; 16A.15, subdivisions 1 and 6; 16A.1541; 60A.17, subdivision 1a; 69.031, subdivision 1; 116C.63, subdivision 4; 121.904, subdivision 4c; 124.155, subdivision 2; 124.17, subdivision 1a; 124.195, subdivision 11; 124.2131, subdivision 3; 124.2161, subdivision 6; 124.2162, subdivision 2; 124.2163, subdivision 2; 124.225, subdivisions 7b and 10; 124.245, subdivisions 1 and 3; 124.271, subdivision 2b; 124.573, subdivision 2; 124A.02, subdivisions 9 and 15; 124A.03, subdivision 1a; 129B.38, subdivision 1; 136C.07, subdivision 5a; 136C.35; 147.021, by adding a subdivision; 256B.06, subdivision 1; 270.063; 270.69, subdivisions 2, 3, and 4; 270.76; 270.77; 273.11, subdivision 8; 273.124, subdivisions 6, 8, 9, 10, 11, and by adding a subdivision; 273.13, subdivisions 15a, 26, 28, and 30; 273.1314, subdivisions 6 and 16a, as amended; 273.136; 273.42, subdivision 2; 274.19, subdivisions 1 and 8; 275.125, subdivisions 8, 11a, and 11c; 278.05, subdivision 5; 279.06; 287.12; 287.29, subdivision 1; 290.01, subdivision 20; 290.06, subdivision 3g; 290.068, subdivision 3; 290.079, subdivision 1; 290.089, subdivision 3; 290.09, subdivision 7; 290.091, subdivision 2; 290.095, subdivisions 9 and 11; 290.10; 290.12, subdivision 2; 290.13, subdivision 1; 290.132, subdivision 1; 290.14; 290.16, subdivisions 7 and 15; 290.17, subdivision 2; 290.21, subdivisions 4 and 8; 290.41, subdivision 1; 290.92, subdivision 2a; 290.93, subdivision 10; 290A.03, subdivisions 3, 6, and 13; 296.02, subdivision 7; 296.22, subdivision 13; 297.35, subdivision 1; 297C.02, by adding a subdivision; 297C.03, subdivision 1; 297C.04; 297C.05, subdivision 2; 298.28, subdivision 1; 354.43, subdivision 3; 354A.12, subdivision 2; 355.208; 355.287; 355.46, subdivision 3; 477A.011, subdivisions 10 and 14; 477A.012; 477A.013; and 609.101; Laws 1985, chapter 289, section 5, subdivision 2; and section 7; Laws 1985, First Special Session chapter 12, article 1, section 36, subdivision 3; article 2, section 15, subdivision 2; article 3, section 28, subdivisions 9 and 10; article 4, section 11, subdivision 6; article 5, section 10, subdivisions 2 and 4; article 6, section 28, subdivisions 11, 16, 17, and 20, article 8, section 60, subdivisions 1 and 4; section 62, subdivisions 2, 3, 4, 6, 8, 9, 12, 13, 14, 15, and 17; section 63, subdivisions 2 and 3; section 64, subdivision 2; article 9, section 3, subdivisions 2 and 3; article 11, section 21, subdivision 3; chapter 14, article 11, section 13; proposing coding for new law in Minnesota Statutes, chapters 41A; 135A; 256; 270; 276; 297A; and 299F; 458; repealing

Minnesota Statutes 1984, sections 69.031, subdivision 4; 121.495; 124A.031, subdivision 2; 136.063; 270.72, subdivision 5; 275.125, subdivision 16; 290.06, subdivision 15; 290.39, subdivision 1a; and 290A.04, subdivision 2f; Minnesota Statutes 1985 Supplement, sections 16A.154; 124.245, subdivisions 2 and 5; 129B.38; 275.125, subdivision 11b; and 290.06, subdivision 2f; Laws 1985, First Special Session chapter 14, article 21, sections 16 and 17.

SUSPENSION OF RULES

Mr. Johnson, D.J. moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 1 and that the rules of the Senate be so far suspended as to give H.F. No. 1 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 1 was read the second time.

H.F. No. 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Kroening	Olson	Sieloff
Anderson	Frank	Kronebusch	Pehler	Solon
Belanger	Frederick	Laidig	Peterson, C.C.	Spear
Benson	Frederickson	Langseth	Peterson, D.C.	Storm
Berg	Freeman	Lantry	Peterson, D.L.	Stumpf
Berglin	Gustafson	Lessard	Peterson, R.W.	Taylor
Bernhagen	Hughes	Luther	Petty	Vega
Bertram	Isackson	McQuaid	Pogemiller	Waldorf
Brataas	Johnson, D.E.	Mehrkens	Purfeerst	Wegscheid
Chmielewski	Johnson, D.J.	Merriam	Ramstad	Willet
Dahl	Jude	Moe, D.M.	Reichgott	
Davis	Kamrath	Moe, R.D.	Renneke	
DeCramer	Knaak	Nelson	Samuelson	
Dicklich	Knutson	Novak	Schmitz	

So the bill passed and its title was agreed to.

RECESS

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

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

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.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate revert to the Orders of Business of Messages From the House and First Reading of House Bills. The motion prevailed.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 2.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 2, 1986

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 2: A bill for an act relating to the family farm security program; authorizing the issuance of general obligation bonds to finance certain payments to be made by the state on family farm loan guarantees; providing an additional payment to certain sellers; appropriating money; amending Minnesota Statutes 1984, sections 41.51; 41.56, subdivision 4b; and 41.57, by adding a subdivision; Minnesota Statutes 1985 Supplement, section 41.61; and proposing coding for new law in Minnesota Statutes, chapter 41.

SUSPENSION OF RULES

Mr. Merriam moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 2 and that the rules of the Senate be so far suspended as to give H.F. No. 2 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 2 was read the second time.

CALL OF THE SENATE

Mr. Berg imposed a call of the Senate for the balance of the proceedings on H.F. No. 2. The Sergeant at Arms was instructed to bring in the absent members.

H.F. No. 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 56 and nays 6, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kroening	Pehler	Sieloff
Anderson	Diessner	Kronebusch	Peterson, C.C.	Spear
Benson	Frank	Laidig	Peterson, D.C.	Storm
Berg	Frederick	Langseth	Peterson, D.L.	Stumpf
Berglin	Frederickson	Lantry	Peterson, R.W.	Taylor
Bernhagen	Freeman	Lessard	Petty	Vega
Bertram	Hughes	Luther	Pogemiller	Wegscheid
Brataas	Isackson	Mehrkens	Purfeerst	Willet
Chmielewski	Johnson, D.E.	Merriam	Reichgott	
Dahl	Johnson, D.J.	Moe, D.M.	Renneke	
Davis	Jude	Moe, R.D.	Samuelson	
DeCramer	Kamrath	Nelson	Schmitz	

Those who voted in the negative were:

Belanger	Knaak	McQuaid	Olson	Ramstad
Gustafson				

So the bill passed and its title was agreed to.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 1.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 2, 1986

Mr. President:

I have the honor to inform the Senate that the House of Representatives of the State of Minnesota is about to adjourn the 1986 Special Session sine die.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 2, 1986

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. introduced—

Senate Resolution No.7: A Senate resolution relating to adjournment of the Special Session.

BE IT RESOLVED, by the Senate of the State of Minnesota:

The Secretary of the Senate shall notify the Governor and the House of Representatives that the Senate is about to adjourn the Special Session sine die.

The Secretary of the Senate may correct and approve the Journal of the Senate for the Special Session.

Mr. Moe, R.D. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn sine die. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

COMMUNICATIONS RECEIVED SUBSEQUENT TO ADJOURNMENT

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 9, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1986 Special Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Special Session Laws Chapter No.	Date Approved 1986	Date Filed 1986
	1	1	April 9	April 9

Sincerely,
Joan Anderson Growe
Secretary of State

April 11, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 1.

Sincerely,
Rudy Perpich, Governor

April 11, 1986

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1986 Special Session of the State Legislature have been received from the Office of the Governor and are deposited in the office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Special Session Laws Chapter No.	Date Approved 1986	Date Filed 1986
	2	2	April 11	April 11
1		3	April 11	April 11

Sincerely,
Joan Anderson Growe
Secretary of State

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SPECIAL SESSION 1986

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BILLS OF THE SENATE

SPECIAL SESSION 1986

S. F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Special Session, 1986 Laws, Chapter
1	relating to Minnesota Statutes: correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and superseded provisions; providing instructions to the revisor; correcting various legislative enactments; providing for the exclusion of the homestead from the augmented estate; providing for the inclusion of certain insurance and other items in the augmented estate; establishing a standard for best interests of wards or conservatees; requiring findings regarding best interests; exempting stairways in certain buildings from certain provisions of the uniform fire code; defining the duties and terms of office of the members of the world trade center board; classifying data held by the board; permitting the equipping of school buses with driver-activated student control warning system; creating the labor interpretative center; establishing an advisory council governing policies and program purposes; specifying the crediting of certain investment earnings; clarifying certain appropriations; amending Minnesota Statutes 1984, sections 8.32, subdivision 2; 10A.01, subdivision 11; 10A.04, subdivision 4a; 16A.631; 16A.72; 44A.01, subdivision 1; 44A.02; 44A.07, subdivision 1; 46.044, as amended; 47.58, subdivision 5; 62D.22, subdivision 8; 116J.70, subdivision 2a; 116M.08, subdivision 17; 121.15, subdivision 2; 124A.02, subdivision 14; 136D.74, subdivision 2; 144.224; 169.44, by adding a subdivision; 169.045, subdivision 7, as amended; 176A.01, subdivision 1; 179A.10, subdivision 3; 253B.02, subdivision 4a; 260.015, subdivision 24; 260.245; 275.125, subdivision 9, as amended; 298.22, subdivision 3; 299F.011, by adding a subdivision; 327C.07, subdivision 3a; 349.15, as amended; 349.212, subdivision 4, as amended; 383A.23, subdivision 5; 385.24; 403.12, subdivision 1; 414.061, subdivisions 4 and 4a; 424A.001, subdivision 7, as added; 462A.21, subdivision 8a; 471.992, as amended; 487.191; 494.03; 518B.01, subdivision 2; 525.539, by adding a subdivision; 525.544; 525.551, subdivision 5; 525.61; 571.495, subdivision 2; 590.01, subdivision 1; 609.346, subdivision 3; 609.347, subdivision 3; 609.348; 609.35; 611A.03, subdivision 3; 628.26; Minnesota Statutes 1985 Supplement, sections 16B.61, subdivision 3; 47.20, subdivision 6c; 64B.05, subdivision 1; 64B.37, subdivision 2; 69.011, subdivision 1; 116M.03, subdivision 28; 124.32, (Continued next page)	5	6	6, 6a	15	21	20	21	3

a Indicates Amendment

BILLS OF THE SENATE — Continued.

S. F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Special Session, 1986 Laws, Chapter
1 — Continued	subdivision 1d; 145.917, subdivision 4; 147.01, subdivision 4; 147.073, subdivision 1; 168.013, subdivision 1e, as amended; 168.27, subdivision 11; 248.07, subdivision 7; 256.969, subdivision 2, as amended; 256B.091, subdivision 4; 256D.37, subdivision 1; 256F.05, subdivision 4; 256F.06, subdivision 1; 273.124, subdivision 5; 297C.03, subdivision 1; 298.02, subdivision 1; 298.225, subdivision 1, as amended; 298.28, subdivision 1, as amended; 340A.404, subdivision 5; 340A.409, subdivision 1; 340A.410, by adding a subdivision; 340A.412, subdivisions 1 and 9; 340A.415; 340A.702; 340A.802, subdivision 1; 349.212, subdivision 1, as amended; 356.216; 358.44; 414.061, subdivision 5; 458.16, subdivision 6; 473.831, subdivision 1; 524.2-109; 524.2-202; 524.2-205; 525.145; 527.41; 527.42; 527.43; 528.15; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivision 2; 609.3471; 626.556, subdivision 2; 631.045; 1986 Regular Session H.F. No. 1886, section 21; Laws 1986, chapters 339, sections 6, subdivision 1; 8; 15, subdivision 1; 16; and 17; 358, section 12; 359, section 27; 365, section 22; 372, section 1, subdivision 1; 383, section 17, subdivision 5; 391, section 7; 398, article 1, section 11, subdivision 5; article 2, section 3, subdivision 2; article 6, section 2, subdivision 2; article 29, section 1, subdivision 7; 416, section 4; 417, section 1; 441, section 15; 455, section 21, subdivision 1; 456, section 1, subdivision 2; 460, sections 7, subdivisions 1 and 2; 48; 49; 50; and 59; 465, article 1, sections 11; 20, subdivision 9; article 2, section 25; 467, section 24, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 44A, 138, 206 and 340A; repealing Minnesota Statutes 1984, section 35.067; 383A.23, subdivisions 2, 3, and 4; 403.12, subdivisions 2 and 3; repealing Laws 1984, chapter 560, section 24; Laws 1985, chapters 248, sections 28 and 29; 252, section 24; Laws 1985, First Special Session chapters 9, article 2, section 89; 14, article 3, section 13; 14, article 4, sections 37 and 91; Laws 1986, chapters 399, article 2; and 452, section 20.								

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SENATE RECORD OF HOUSE BILLS

SPECIAL SESSION 1986

H. F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Special Session, 1986 Laws, Chapter
1	relating to government in this state; updating the income tax law to conform with federal tax law changes; making administrative and technical changes in the income tax law; providing for direct payments of fire and police state aids; requiring a one-year sales ratio study; changing dates for payments of certain state aids; delaying date for payment of second half taxes on agricultural property; authorizing reciprocal agreements with other states regarding interstate vehicles; requiring a report on the sales ratio study; eliminating a durational restriction on a special levy in Clearwater county; providing for delay of certain aid payments and altering computations; adjusting the computation and payment of local government aids; expanding tax clearance authority; expanding tax collection authority of the department of revenue; authorizing the department to file tax liens against homestead property; increasing the rate of interest to be paid on tax refunds; changing times for payment of certain taxes on liquor, cigarettes, tobacco products, and insurance premiums; imposing certain requirements on liquor wholesalers; altering enterprise zone provisions; providing for certain examinations; delaying transfer of motor vehicle excise taxes; reinstating the bottle tax; reducing the ethanol credit and providing payments to ethanol producers; adjusting income and asset criteria for recipients of medical assistance; repealing the provision for suspension of income tax indexing; making technical changes in property tax and other miscellaneous tax laws; transferring certain positions within the department of natural resources; establishing priorities for expenditure of additional revenues; reducing certain appropriations for education with certain conditions; adjusting complements; setting the foundation formula allowance and the amount to be raised by the basic maintenance mill rate; altering certain education aid and levy formulas and requirements; authorizing levies in certain school districts; making changes in certain pension, retirement, and social security provisions; limiting eligibility for school bus driver endorsements; providing for insurance coverage, expense allowances, board duties, office location, class days, building construction, approval on certain capital improvements involving certain post-secondary education systems; providing for community emergency response hazardous substance protection; transfer- (Continued next page)	16	16	18	18	18	21	1

BILLS OF THE HOUSE — Continued.

H. F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Special Session, 1986 Laws, Chapter
1	— Continued ring certain funds between agencies; requiring certain studies and reports; imposing penalties; appropriating money; amending Minnesota Statutes 1984, sections 15.38, subdivision 3; 60A.15, subdivision 2; 60A.17, by adding a subdivision; 69.021, subdivisions 4, 5, 7, and 9; 69.031, subdivision 3; 69.54; 82.22, subdivision 3; 82.27, by adding a subdivision; 121.901, subdivision 2; 123.71, subdivision 1; 124.195, subdivisions 3, 5, and by adding a subdivision; 124.32, subdivision 1c; 124.573, subdivision 3; 124.71, subdivision 2; 136.14; 148.10, by adding a subdivision; 150A.08, by adding a subdivision; 162.06, subdivision 1; 162.12, subdivision 1; 270.12, subdivision 2; 270.69, by adding a subdivision; 270.72, subdivisions 1, 2, and 3; 270A.03, subdivision 5; 273.072, subdivision 1; 273.1391, subdivision 3; 275.125, subdivision 9, and by adding a subdivision; 276.09; 276.10; 276.11; 278.03; 279.01, as amended; 290.067, subdivision 2; 290.281, subdivision 5; 290.34, subdivision 2; 290.36; 290.50, subdivision 3; 290.53, subdivision 2; 290.56, subdivision 3; 290.61; 290A.03, subdivision 8; 296.16, subdivision 1; 296.17, subdivision 6, and by adding a subdivision; 297.07, subdivisions 1 and 4; 297.23, subdivision 1; 297.35, subdivisions 5 and 8; 297A.27, by adding a subdivision; 297A.43; 297B.09, subdivision 2; 298.24, subdivision 1; 299F.21; 326.20, by adding a subdivision; 364.09; and 477A.015; Minnesota Statutes 1985 Supplement, sections 15A.081, subdivision 8; 16A.15, subdivisions 1 and 6; 16A.1541; 60A.17, subdivision 1a; 69.031, subdivision 1; 116C.63, subdivision 4; 121.904, subdivision 4c; 124.155, subdivision 2; 124.17, subdivision 1a; 124.195, subdivision 11; 124.2131, subdivision 3; 124.2161, subdivision 6; 124.2162, subdivision 2; 124.2163, subdivision 2; 124.225, subdivisions 7b and 10; 124.245, subdivisions 1 and 3; 124.271, subdivision 2b; 124.573, subdivision 2; 124A.02, subdivisions 9 and 15; 124A.03, subdivision 1a; 129B.38, subdivision 1; 136C.07, subdivision 5a; 136C.35; 147.021, by adding a subdivision; 256B.06, subdivision 1; 270.063; 270.69, subdivisions 2, 3, and 4; 270.76; 270.77; 273.11, subdivision 8; 273.124, subdivisions 6, 8, 9, 10, 11, and by adding a subdivision; 273.13, subdivisions 15a, 26, 28, and 30; 273.1314, subdivisions 6 and 16a, as amended; 273.136; 273.42, subdivision 2; 274.19, subdi- (Continued next page)							

BILLS OF THE HOUSE — Continued.

H. F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Special Session, 1986 Laws, Chapter
1	— Continued visions 1 and 8; 275.125, subdivisions 8, 11a, and 11c; 278.05, subdivision 5; 279.06; 287.12; 287.29, subdivision 1; 290.01, subdivision 20; 290.06, subdivision 3g; 290.068, subdivision 3; 290.079, subdivision 1; 290.089, subdivision 3; 290.09, subdivision 7; 290.091, subdivision 2; 290.095, subdivisions 9 and 11; 290.10; 290.12, subdivision 2; 290.13, subdivision 1; 290.132, subdivision 1; 290.14; 290.16, subdivisions 7 and 15; 290.17, subdivision 2; 290.21, subdivisions 4 and 8; 290.41, subdivision 1; 290.92, subdivision 2a; 290.93, subdivision 10; 290A.03, subdivisions 3, 6, and 13; 296.02, subdivision 7; 296.22, subdivision 13; 297.35, subdivision 1; 297C.02, by adding a subdivision; 297C.03, subdivision 1; 297C.04; 297C.05, subdivision 2; 298.28, subdivision 1; 354.43, subdivision 3; 354A.12, subdivision 2; 355.208; 355.287; 355.46, subdivision 3; 477A.011, subdivisions 10 and 14; 477A.012; 477A.013; and 609.101; Laws 1985, chapter 289, section 5, subdivision 2; and section 7; Laws 1985, First Special Session chapter 12, article 1, section 36, subdivision 3; article 2, section 15, subdivision 2; article 3, section 28, subdivisions 9 and 10; article 4, section 11, subdivision 6; article 5, section 10, subdivisions 2 and 4; article 6, section 28, subdivisions 11, 16, 17, and 20; article 8, section 60, subdivisions 1 and 4; section 62, subdivisions 2, 3, 4, 6, 8, 9, 12, 13, 14, 15, and 17; section 63, subdivisions 2 and 3; section 64, subdivision 2; article 9, section 3, subdivisions 2 and 3; article 11, section 21, subdivision 3; chapter 14, article 11, section 13; proposing coding for new law in Minnesota Statutes, chapters 41A; 135A; 256; 270; 276; 297A; and 299F; 458; repealing Minnesota Statutes 1984, sections 69.031, subdivision 4; 121.495; 124A.031, subdivision 2; 136.063; 270.72, subdivision 5; 275.125, subdivision 16; 290.06, subdivision 15; 290.39, subdivision 1a; and 290A.04, subdivision 2f; Minnesota Statutes 1985 Supplement, sections 16A.154; 124.245, subdivisions 2 and 5; 129B.38; 275.125, subdivision 11b; and 290.06, subdivision 2f; Laws 1985, First Special Session chapter 14, article 21, sections 16 and 17.								
2	relating to agriculture; authorizing the issuance of general obligation bonds to finance certain payments to be made by the state on family farm loan guarantees; providing an additional pay-	19	19	19	19	19	21	2

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BILLS OF THE HOUSE — Continued.

H. F. No.	TITLE	Received from House	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Special Session, 1986 Laws, Chapter
2 — Continued	ment to certain sellers; adjusting certain provisions of the 1986 farm bill relating to mediation, farm business management training, disposal of farm land by corporations and agencies, deficiencies, and interest; appropriating money; amending Minnesota Statutes 1984, sections 41.51; 41.56, subdivision 4b; and 41.57, by adding a subdivision; Minnesota Statutes 1985 Supplement, section 41.61; Laws 1986, chapter 398, article 1, sections 7, subdivisions 2, 8, and by adding subdivisions; 9, subdivision 2, and by adding a subdivision; 11, subdivision 2; 12; 13; 14; article 8, section 1; article 19, section 5, subdivision 1; article 20, section 1; article 23, section 1, subdivision 4; and article 29, section 1, subdivision 7; and proposing coding for new law in Minnesota Statutes, chapters 41 and 583; repealing Laws 1986, chapter 398, article 1, section 7, subdivision 3; article 8; and article 29, section 1, subdivision 6.							

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