

STATE OF MINNESOTA

Journal of the Senate

SEVENTY-NINTH LEGISLATURE

SEVENTY-FIFTH DAY

St. Paul, Minnesota, Thursday, February 8, 1996

The Senate met at 9:00 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. Paul Ofstedal.

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

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

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 House Files, herewith transmitted: H.F. Nos. 1889 and 2652.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 7, 1996

FIRST READING OF HOUSE BILLS

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

H.F. No. 1889: A bill for an act relating to state government; designating June 19 as Juneteenth in recognition of the abolition of slavery; proposing coding for new law in Minnesota Statutes, chapter 10.

Referred to the Committee on Governmental Operations and Veterans.

H.F. No. 2652: A bill for an act relating to local government; granting the city of Minneapolis authority to negotiate certain trade and craft contracts for stagehands; amending Laws 1988, chapter 471, section 1, subdivisions 1, as amended, and 2, as amended; and section 2, as amended.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2223.

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 2296: A bill for an act relating to state trails; establishing a new trail in Freeborn and Mower counties; amending Minnesota Statutes 1994, section 85.015, by adding a subdivision.

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

Page 1, line 8, delete "RENDEZVOUS" and insert "BLAZING STAR"

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

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 2384: A bill for an act relating to natural resources; modifying open burning restrictions; empowering the commissioner to declare an emergency; modifying provisions relating to timber sales; providing penalties; amending Minnesota Statutes 1994, sections 88.171, subdivisions 4 and 10; 90.041, by adding a subdivision; 90.101, subdivision 1; 90.121; and 90.191, subdivision 1; Minnesota Statutes 1995 Supplement, section 88.171, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 89.

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

Page 2, line 2, delete the new language and before "No" insert "(a)"

Page 2, lines 5 to 7, delete the new language and insert:

"(b) The commissioner may allow open burning of raw untreated wood if the commissioner determines that reuse, recycling, or land disposal is not a feasible or prudent alternative."

Page 2, delete section 4 and insert:

"Sec. 4. Minnesota Statutes 1994, section 90.031, subdivision 4, is amended to read:

Subd. 4. The executive council may formulate and establish, from time to time, rules it deems advisable for the transaction of timber business of the state, including approval of the sale of timber on any tract in a lot exceeding \$50,000 6,000 cords in volume when the sale is in the best interests of the state, and may abrogate, modify, or suspend rules at its pleasure."

Page 3, line 16, strike "\$15,000" and insert "3,000 CORDS"

Page 4, line 27, strike "\$15,000" and insert "3,000 cords"

Amend the title as follows:

Page 1, line 5, delete "providing penalties;"

Page 1, line 6, after the semicolon, insert "90.031, subdivision 4;"

Page 1, line 10, delete from "; proposing" through page 1, line 11, to "89"

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

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1464: A bill for an act relating to water; requiring the commissioner of natural resources to allow the water level of Lake Pulaski to be lowered.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1994, section 103G.405, is amended to read:

103G.405 [WATER LEVEL CONTROL FOR LANDLOCKED LAKES.]

(a) Except as provided in paragraph (c), the commissioner must issue a water level control permit to establish a control elevations elevation for a landlocked lakes up to three-foot lake below the ordinary high water level for the lake if:

(1) the commissioner finds that:

(i) the control is necessary to prevent flooding of homesteads adverse impacts to the lake or adjoining property;

(2) (ii) other reasonable or cost-effective alternatives are not available; and

(3) a change in the control elevation is prescribed in an approved stormwater plan under section 103B.235.

(iii) natural resource or hydrologic conditions exist in the watershed that would limit the potential for continuous discharge of excess waters from the lake; and

(2) the outlet and discharge of excess waters is addressed in an approved water management plan under chapter 103B or 103D.

(b) In addition to the requirements in section 103G.301, subdivision 6, if the proposed control elevation is more than 1-1/2 feet below the ordinary high water level, the permit applicant shall serve a copy of the application on each county and municipality within which any portion of the lake is located and the lake improvement district, if one exists.

(c) The commissioner may not issue a permit to establish a control elevation more than 1-1/2 feet below the ordinary high water level of a lake if a county, municipality, watershed district, or lake improvement district required to be served under paragraph (b) or section 103G.301, subdivision 6, files a written objection to the issuance of the permit with the commissioner within 30 days after receiving a copy of the application."

Delete the title and insert:

"A bill for an act relating to water; modifying provisions relating to certain water level control permits; amending Minnesota Statutes 1994, section 103G.405."

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

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

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

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

Delete everything after the enacting clause and insert:

"Section 1. [SALE OF TAX-FORFEITED LAND; SHERBURNE COUNTY.]

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Sherburne county may sell the tax-forfeited land bordering public water that is described in paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282, subject to any additional conditions or limitations provided in this section.

(b) The conveyance shall be in a form approved by the attorney general.

(c) The lands that may be conveyed are located in Sherburne county described as follows:

(1) That part of government Lot 5 described as follows: North 200 feet of the South 300 feet of that part of said Government Lot 5 that lies between the Township Road running in a Northerly and Southerly direction across said Government Lot 5 and the brook running across said Lot 5 in Section 30, Township 35, Range 26, Baldwin Township, to be subject to reversion to the state if the purchaser of the land who is an adjacent landowner, or any successor to the original purchaser, subsequently sells the land separately and apart from the adjacent land.

(2) That part of the East Half of the Northeast Quarter of Section 24, Township 35, Range 27, described as follows: Beginning at a point on the East Line of said Northeast Quarter 894 feet South of the Northeast Corner of said Northeast Quarter; thence in a Southwesterly direction to a point on the West Line of said East Half of Northeast Quarter a distance of 756 feet North of the Southwest corner of said East Half of Northeast Quarter; thence South along said West Line a distance of 756 feet to the Southwest corner thereof; thence East along said South Line of said East Half of Northeast Quarter to the Southeast Corner of said East Half of Northeast Quarter; thence North along said East Line to the point of beginning, excepting therefrom the following described tract: Beginning at the Southeast corner of said East Half of Northeast Quarter; thence North along the East Line of said East Half of Northeast Quarter a distance of 650 feet; thence West parallel with the South Line thereof a distance of 580 feet; thence South parallel with the East Line of Northeast Quarter a distance of 650 feet to the South Line thereof; thence East along said South Line a distance of 580 feet to the point of beginning. This parcel is to be subject to reversion to the state if any of the following events occur:

(i) permanent buildings are built on the land; or

(ii) fill is placed on the land.

(3) That part of Government Lot 3, Section 3, Township 34, Range 29, lying North of the Elk River, Clear Lake Township, to be subject to reversion to the state if any of the following events occur:

(i) permanent buildings are built on the land; or

(ii) fill is placed on the land.

(4) Lot 25, Block 1, Ann Lake Beach in Section 15, Township 34, Range 29, Orrock Township, to be subject to reversion to the state if the purchaser of the land who is an adjacent landowner, or any successor to the original purchaser, subsequently sells the land separately and apart from the adjacent land.

(5) The East Half of the Southeast Quarter of Section 3, Township 35 North, Range 29 West in Palmer Township.

(6) Outlot A, Second Fremont Lake Shores, Section 9, Township 34, Range 26, City of Zimmerman, to be subject to reversion to the state if any of the following events occur:

(i) fill is placed on the land; or

(ii) the purchaser of the land who is an adjacent landowner, or any successor to the original purchaser, subsequently sells the land separately and apart from the adjacent land.

(d) The county has determined that the county's land management interests would best be served if these lands were returned to private ownership.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

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

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was referred

S.F. No. 1766: A bill for an act relating to retirement; permissible annuity contract investments for funds of employees of the state university or community college boards; amending Minnesota Statutes 1994, section 356.24, subdivision 1.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1995 Supplement, section 356.24, subdivision 1, is amended to read:

Subdivision 1. [RESTRICTION; EXCEPTIONS.] (a) It is unlawful for a school district or other governmental subdivision or state agency to levy taxes for, or contribute public funds to a supplemental pension or deferred compensation plan that is established, maintained, and operated in addition to a primary pension program for the benefit of the governmental subdivision employees other than:

(1) to a supplemental pension plan that was established, maintained, and operated before May 6, 1971;

(2) to a plan that provides solely for group health, hospital, disability, or death benefits;

(3) to the individual retirement account plan established by chapter 354B;

(4) to a plan that provides solely for severance pay under section 465.72 to a retiring or terminating employee;

(5) for employees other than personnel employed by the state university board or the community college board and covered by the board of trustees of the Minnesota state colleges and universities supplemental retirement plan under chapter 354C, if provided for in a personnel policy of the public employer or in the collective bargaining agreement between the public employer and the exclusive representative of public employees in an appropriate unit, in an amount matching employee contributions on a dollar for dollar basis, but not to exceed an employer contribution of \$2,000 a year per employee;

(i) to the state of Minnesota deferred compensation plan under section 352.96; or

(ii) in payment of the applicable portion of the premium on a tax-sheltered annuity contract qualified under section 403(b) or on an annuity contract issued in connection with a plan qualified under section 457 of the Internal Revenue Code, if purchased from a qualified insurance company, and if the employing unit has complied with any applicable pension plan provisions of the Internal Revenue Code with respect to the tax-sheltered annuity program during the preceding calendar year; or

(6) for personnel employed by the state university board or the community college board and not covered by clause (5), to the supplemental retirement plan under chapter 354C, if provided for in a personnel policy or in the collective bargaining agreement of the public employer with the

exclusive representative of the covered employees in an appropriate unit, in an amount matching employee contributions on a dollar for dollar basis, but not to exceed an employer contribution of \$2,000 a year for each employee.

(b) A qualified insurance company is a company that:

(1) meets the definition in section 60A.02, subdivision 4;

(2) is licensed to engage in life insurance or annuity business in the state;

(3) is determined by the commissioner of commerce to have a rating within the top two rating categories by a recognized national rating agency or organization that regularly rates insurance companies; and

(4) is determined by the state board of investment to be among the ten applicant insurance companies with competitive options and investment returns on annuity products. The state board of investment determination must be made on or before January 1, 1993, and must be reviewed periodically. The state board of investment may retain actuarial services to assist it in this determination and in its periodic review. The state board of investment may annually establish a budget for its costs in any determination and periodic review processes. The state board of investment may charge a proportional share of all costs related to the periodic review to those companies currently under contract and may charge a proportional share of all costs related to soliciting and evaluating bids in a determination process to each company selected by the state board of investment. All contracts must be approved before execution by the state board of investment. The state board of investment shall establish policies and procedures under section 11A.04, clause (2), to carry out this paragraph.

(c) A personnel policy for unrepresented employees or a collective bargaining agreement may establish limits on the number of vendors under paragraph (b), clause (5), that it will utilize and conditions under which the vendors may contact employees both during working hours and after working hours."

Delete the title and insert:

"A bill for an act relating to retirement; permissible annuity contract investments for funds of employees of the state university or community college boards; amending Minnesota Statutes 1995 Supplement, section 356.24, subdivision 1."

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

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was referred

S.F. No. 2422: A bill for an act relating to state government; appropriating money for the government information access council, changing its name, and requiring report to the legislature; amending Laws 1995, chapter 254, article 1, section 11, subdivision 6.

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

Page 1, line 11, strike "1,903,000" and insert "2,003,000"

Page 2, delete line 5

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Marty from the Committee on Ethics and Campaign Reform, to which was referred

S.F. No. 2527: A bill for an act relating to elections; exempting campaign material related to ballot questions and certain other campaign materials from disclaimer requirements; amending Minnesota Statutes 1994, section 211B.04.

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

Page 1, line 22, reinstate the stricken language

Page 2, lines 3, 5, 6, and 7, reinstate the stricken language

Page 2, lines 8 and 9, delete the new language

Amend the title as follows:

Page 1, line 2, delete from "campaign" through page 1, line 3, to "other" and insert "certain"

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

Mr. Marty from the Committee on Ethics and Campaign Reform, to which was referred

S.F. No. 2720: A bill for an act relating to elections; permitting simultaneous candidacy for nomination by major and minor parties with their consent under certain conditions; amending Minnesota Statutes 1994, sections 200.02, subdivision 7, and by adding a subdivision; 204B.04, subdivision 2, and by adding a subdivision; 204D.10, subdivision 2; 204D.12; and 204D.13, by adding a subdivision; Minnesota Statutes 1995 Supplement, section 204B.06, subdivision 1.

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

Page 2, line 2, delete "party is" and insert "minor political party should become"

Page 4, delete section 6

Page 5, after line 16, insert:

"Sec. 8. [REPEALER.]

Minnesota Statutes 1994, section 204D.10, subdivision 2, is repealed."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "204D.10, subdivision"

Page 1, line 8, delete "2;"

Page 1, line 10, after "1" insert "; repealing Minnesota Statutes 1994, section 204D.10, subdivision 2"

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. 2239 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.

2239

1843

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. 2355 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.
2355	1964				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2355 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2355 and insert the language after the enacting clause of S.F. No. 1964, the first engrossment; further, delete the title of H.F. No. 2355 and insert the title of S.F. No. 1964, the first engrossment.

And when so amended H.F. No. 2355 will be identical to S.F. No. 1964, and further recommends that H.F. No. 2355 be given its second reading and substituted for S.F. No. 1964, 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. 2625 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.
2625	2214				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2625 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2625 and insert the language after the enacting clause of S.F. No. 2214, the first engrossment; further, delete the title of H.F. No. 2625 and insert the title of S.F. No. 2214, the first engrossment.

And when so amended H.F. No. 2625 will be identical to S.F. No. 2214, and further recommends that H.F. No. 2625 be given its second reading and substituted for S.F. No. 2214, 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. Nos. 2296, 2384, 1464, 1587, 1766, 2527 and 2720 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 2239, 2355 and 2625 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Kramer moved that the name of Mr. Marty be added as a co-author to S.F. No. 1788. The motion prevailed.

Mr. Chmielewski moved that the name of Ms. Johnson, J.B. be added as a co-author to S.F. No. 1963. The motion prevailed.

Ms. Hanson moved that her name be stricken as a co-author to S.F. No. 2086. The motion prevailed.

Ms. Flynn moved that the name of Ms. Krentz be added as a co-author to S.F. No. 2668. The motion prevailed.

Mr. Stevens moved that his name be stricken as a co-author to S.F. No. 2675. The motion prevailed.

Mr. Kroening moved that the name of Ms. Berglin be added as a co-author to S.F. No. 2741. The motion prevailed.

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

CALENDAR

H.F. No. 2079: A bill for an act relating to the city of New Market; permitting the city to incur debt not subject to the general debt limit.

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 2, as follows:

Those who voted in the affirmative were:

Beckman	Frederickson	Larson	Oliver	Runbeck
Berg	Hanson	Lesewski	Olson	Sams
Berglin	Johnson, J.B.	Lessard	Ourada	Scheevel
Betzold	Johnston	Limmer	Pappas	Spear
Chandler	Kelly	Marty	Pariseau	Stevens
Cohen	Kleis	Metzen	Piper	Stumpf
Day	Kramer	Moe, R.D.	Pogemiller	Vickerman
Dille	Krentz	Morse	Price	Wiener
Finn	Kroening	Neuville	Ranum	
Flynn	Langseth	Novak	Robertson	

Messrs. Merriam and Murphy voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2308: A bill for an act relating to state government; providing a condition on participation in the state employee combined charitable campaign; amending Minnesota Statutes 1994, section 309.501, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 53 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 1919: A bill for an act relating to reemployment insurance; making technical and administrative changes; amending Minnesota Statutes 1994, sections 268.0122, by adding a subdivision; 268.04, subdivisions 2, 4, and by adding a subdivision; 268.06, subdivisions 5 and 24; 268.07; 268.072, subdivisions 2, 3, and 5; 268.073, subdivisions 3, 4, and 7; 268.074, subdivision 4; 268.08, as amended; 268.09, subdivision 2; 268.16, subdivision 4; 268.164, subdivisions 1 and 2; and 268.23; Minnesota Statutes 1995 Supplement, sections 268.041; 268.06, subdivision 20; 268.09, subdivision 1; 268.105, by adding a subdivision; 268.161, subdivision 9; and 268.18, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1994, sections 268.04, subdivisions 18 and 24; 268.10, subdivision 1; and 268.231; Minnesota Statutes 1995 Supplement, section 268.10, subdivision 2; Laws 1994, chapter 503, section 5.

Ms. Runbeck moved that S.F. No. 1919, No. 3 on the Calendar, be stricken and placed at the top of General Orders. The motion prevailed.

CONSENT CALENDAR

S.F. No. 2012: A bill for an act relating to highways; designating a portion of marked trunk highway No. 22 as Victory Drive; designating a portion of marked trunk highway No. 15 as Veterans Memorial Highway; providing for reimbursement of costs; amending Minnesota Statutes 1994, section 161.14, by adding subdivisions.

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 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Merriam and Oliver voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 1793: A bill for an act relating to motor vehicles; allowing display of single original plate from 1911, 1944, 1945, or 1946; amending Minnesota Statutes 1994, section 168.10, subdivision 1g.

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:

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

So the bill passed and its title was agreed to.

S.F. No. 1798: A bill for an act relating to statutes; limiting the scope of an instruction to the revisor; amending Laws 1995, chapter 189, section 8.

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:

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

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Moe, R.D. moved that the rules of the Senate be so far suspended as to waive the lie-over requirement on S.F. No. 2019. The motion prevailed.

S.F. No. 2019: A bill for an act relating to education; clarifying approved costs for a magnet school facility; amending Minnesota Statutes 1994, section 124C.498, subdivision 3; Minnesota Statutes 1995 Supplement, section 124C.498, 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 53 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berglin	Cohen	Finn	Hanson
Beckman	Betzold	Day	Flynn	Johnson, J.B.
Berg	Chandler	Dille	Frederickson	Johnston

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

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

GENERAL ORDERS

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

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

H.F. No. 2150, which the committee recommends to pass.

S.F. No. 1872, which the committee recommends to pass with the following amendment offered by Ms. Berglin:

Page 2, line 6, after the period, insert "Chief law enforcement officers shall provide this training to each member of the department."

The motion prevailed. So the amendment was adopted.

S.F. No. 1879, which the committee recommends to pass with the following amendment offered by Ms. Robertson:

Page 1, line 24, delete "January" and insert "December"

Page 1, line 25, delete "1997" and insert "1996"

Page 2, line 4, delete "January 15, 1997" and insert "December 15, 1996"

The motion prevailed. So the amendment was adopted.

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

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 Reports of Committees and Second Reading of Senate Bills. 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. Kelly from the Committee on Judiciary, to which was referred

S.F. No. 2514: A bill for an act relating to civil commitment; clarifying the financial responsibility for hearings on the use of neuroleptic medications; amending Minnesota Statutes 1994, section 256G.08, subdivision 1.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

Mr. Kelly from the Committee on Judiciary, to which was re-referred

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

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

Mr. Vickerman from the Committee on Metropolitan and Local Government, to which was referred

S.F. No. 2255: A bill for an act relating to cities; providing for certain vacancies in the elected offices of mayor or council member in statutory cities; amending Minnesota Statutes 1994, section 412.02, subdivision 2a, and by adding a subdivision.

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

Page 2, delete lines 2 to 21 and insert:

"Subd. 2b. A vacancy in the office of mayor or council member occurs when the officeholder is unable to serve in the office or attend council meetings for not less than 90 days because of illness or prolonged absence from the city or council district, as appropriate. If a vacancy occurs under this subdivision, the council may, after it has by resolution declared the vacancy to exist, fill the vacancy at any regular or special meeting for the remainder of the unexpired term, or until such ill or absent member is again able to resume duties and attend council meetings, whichever date is earliest. When the ill or absent person is again able to resume duties and attend council meetings, the council may by resolution so determine and declare the person to be again the officeholder and the replacement appointed by the council to be no longer the officeholder."

And when so amended the bill do pass and be re-referred to the Committee on Ethics and Campaign Reform. Amendments adopted. Report adopted.

Ms. Berglin from the Committee on Health Care, to which was referred

S.F. No. 2307: A bill for an act relating to human services; establishing an advisory council on services to persons with mental retardation and related developmental disabilities; providing principles for new purchasing and delivery models; establishing an advisory committee on direct care staff; requiring maintenance of current policies; proposing coding for new law in Minnesota Statutes, chapter 252.

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

Delete everything after the enacting clause and insert:

"Section 1. [252.53] [GENERAL PRINCIPLES.]

In developing and implementing new purchasing and service delivery models for Minnesotans with mental retardation and related developmental disabilities, the commissioner and any advisory bodies established by the commissioner shall evaluate existing and alternative models according to the extent that they conform to the following principles: maximum informed consumer control of

purchasing decisions, the utilization of outcome-based data, regulatory reform, and competition based on quality and cost.

Sec. 2. [252.54] [ADVISORY COUNCIL ON SERVICES TO PERSONS WITH MENTAL RETARDATION AND RELATED DEVELOPMENTAL DISABILITIES.]

Subdivision 1. [ESTABLISHMENT.] The commissioner of human services shall, by June 1, 1996, convene an advisory council representative of key stakeholders in services to Minnesotans with mental retardation and related developmental disabilities. The advisory council shall, by January 15, 1997, present a report to the commissioner and the chairs of the appropriate standing committees of the legislature containing recommendations for the purchasing and delivery of services to Minnesotans with mental retardation and related developmental disabilities. These recommendations must conform to the principles established in section 252.53.

Subd. 2. [REQUIREMENTS FOR REPORT.] The advisory council's report shall develop purchasing and service delivery models that are driven by consumer control and based on outcomes and cost effectiveness.

Subd. 3. [MEMBERSHIP.] The advisory council shall consist of the following 21 members:

- (1) two members appointed by the Minnesota association for retarded citizens;
- (2) one member appointed by the Disability Law Center;
- (3) two residential providers appointed by the association of residential resources in Minnesota;
- (4) one day training and habilitation provider appointed by the Minnesota developmental achievement center association;
- (5) one day training and habilitation provider appointed by the Minnesota habilitation coalition;
- (6) one family member of a Minnesotan with mental retardation or related developmental disabilities appointed by the commissioner;
- (7) one self-advocate appointed by advocating change together;
- (8) two members appointed by the association of Minnesota counties;
- (9) two department of human services staff specializing in developmental disabilities appointed by the commissioner;
- (10) one specialist in mental retardation and related developmental disabilities appointed by the Minnesota school superintendents association;
- (11) two members appointed by the American federation of state, county, and municipal employees who provide services for persons with developmental disabilities;
- (12) one member appointed by the center of community living and institute on community integration;
- (13) one direct services employee employed by private facilities providing services to Minnesotans with mental retardation and related developmental disabilities appointed by the commissioner;
- (14) one member appointed by the united steelworkers of America district council who provides services for persons with developmental disabilities;
- (15) the ombudsman for mental health and mental retardation, or the ombudsman's designee;
and
- (16) one member appointed by care providers of Minnesota.

Subd. 4. [GOVERNANCE.] The chair of the advisory council shall be a member of the council elected by the members. The council expires June 30, 1997."

Amend the title as follows:

Page 1, delete lines 6 and 7

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations and Veterans. Amendments adopted. Report adopted.

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was referred

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

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was referred

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

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was referred

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

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

Mr. Kelly from the Committee on Judiciary, to which was re-referred

S.F. No. 2124: A bill for an act relating to human services; providing for a pilot project to coordinate community violence prevention programs for African American children; appropriating money.

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

Page 2, delete lines 29 to 35 and insert:

"(g) The council on Black Minnesotans shall designate individuals who are authorized and appropriately trained to provide counseling services under the program. A person designated by the council who receives information in the course of providing counseling services under this section may not, without the consent of the person who provided the information, be required to disclose information acquired in the counseling process in any civil or criminal action or proceeding in court or before any person who has authority to receive evidence. This paragraph does not exempt a person from any reporting requirements under Minnesota Statutes, sections 626.556 and 626.5571. Government data on individuals that is maintained under the program are private data on individuals as defined in Minnesota Statutes, section 13.02, subdivision 5, but may

be shared among institutions participating in the program for purposes of providing services under the program."

And when so amended the bill do pass and be re-referred to the Committee on Crime Prevention. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 2694: A bill for an act relating to agriculture; appropriating money for alfalfa research and development.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Environment and Natural Resources. Report adopted.

Mr. Moe, R.D. from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 2623: A bill for an act relating to agriculture; providing continuing support for turf grass research and development in northern Minnesota; appropriating money.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Environment and Natural Resources. Report adopted.

Mr. Moe, R.D. from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 2586: A bill for an act relating to agriculture; appropriating money for a grant to a joint powers board for beaver damage control.

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

Page 1, line 7, delete "\$150,000" and insert "\$75,000"

Page 1, line 9, after "Beltrami," insert "Clay,"

Page 1, line 13, delete "\$80,000" and insert "\$75,000"

And when so amended the bill do pass and be re-referred to the Committee on Environment and Natural Resources. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 1271: A bill for an act relating to agriculture; changing the definition of "eligible person" for purposes of agricultural chemical response; amending Minnesota Statutes 1994, section 18E.02, subdivision 5.

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

Page 2, after line 9, insert:

"Sec. 2. [21.901] [BRAND NAME REGISTRATION.]

The owner or originator of a variety of nonhybrid seed that is to be sold in Minnesota must annually register the variety with the commissioner if the variety is to be sold only under a brand name. The registration must include the brand name and the variety of seed. The brand name for a blend or mixture does not need to be registered.

The fee is \$15 for each variety registered for sale by brand name.

Sec. 3. [EFFECTIVE DATE.]

Section 2 is effective the day following final enactment."

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "requiring brand name registration of certain nonhybrid seeds;"

Page 1, line 5, before the period, insert "; proposing coding for new law in Minnesota Statutes, chapter 21"

And when so amended the bill do pass and be re-referred to the Committee on Environment and Natural Resources. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 2696: A bill for an act relating to wildlife; providing for compensation to crop owners suffering agricultural crop damage; appropriating money; amending Minnesota Statutes 1994, sections 3.7371, subdivisions 1, 2, 5, and by adding subdivisions; and 97A.475, subdivision 4, and by adding a subdivision; Minnesota Statutes 1995 Supplement, section 3.7371, subdivision 3.

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

Page 1, line 19, after "deer" insert "or Canada geese"

Page 1, line 26, after "deer" insert "or Canada geese"

Page 2, line 11, after "deer" insert "or Canada geese"

Page 2, line 23, delete "or deer" and insert ", deer, or Canada geese"

Page 3, line 6, after "deer" insert "or Canada geese"

Page 3, delete section 7

Page 3, line 18, delete "8" and insert "7"

Amend the title as follows:

Page 1, line 5, delete "sections" and insert "section"

Page 1, line 6, delete "and 97A.475, subdivision 4"

And when so amended the bill do pass and be re-referred to the Committee on Environment and Natural Resources. Amendments adopted. Report adopted.

Ms. Flynn from the Committee on Transportation and Public Transit, to which was referred

S.F. No. 2104: A bill for an act relating to transportation; delaying requirement for lead-free markings for road pavement; amending Minnesota Statutes 1994, section 115A.9651, subdivision 1.

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

Page 1, line 22, before "use" insert "distribution for sale or"

And when so amended the bill do pass and be re-referred to the Committee on Environment and Natural Resources. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 2675: A bill for an act relating to agriculture; establishing the Minnesota dairy producers board; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 17.

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

Page 1, line 23, delete "11" and insert "17"

Page 1, line 24, delete "Eight" and insert "Thirteen"

Page 1, line 25, after "district" insert "plus one each from the five Minnesota counties representing the greatest milk production in the preceding year" and delete "three" and insert "four"

Page 2, line 3, delete "has" and delete "management" and insert "manages" and delete "operational involvement with" and insert "operates"

Page 2, line 4, delete the first "family" and after "farm" insert "owned by the person"

Page 2, line 12, after "by" insert "a selection committee of"

Page 2, line 13, after "producers" insert "who in December, 1995, prepared documents advocating creation of the dairy producers board"

Page 3, after line 26, insert:

"Sec. 3. Minnesota Statutes 1995 Supplement, section 116.07, subdivision 7, is amended to read:

Subd. 7. [COUNTIES; PROCESSING OF APPLICATIONS FOR ANIMAL LOT PERMITS.] Any Minnesota county board may, by resolution, with approval of the pollution control agency, assume responsibility for processing applications for permits required by the pollution control agency under this section for livestock feedlots, poultry lots or other animal lots. The responsibility for permit application processing, if assumed by a county, may be delegated by the county board to any appropriate county officer or employee.

(a) For the purposes of this subdivision, the term "processing" includes:

- (1) the distribution to applicants of forms provided by the pollution control agency;
- (2) the receipt and examination of completed application forms, and the certification, in writing, to the pollution control agency either that the animal lot facility for which a permit is sought by an applicant will comply with applicable rules and standards, or, if the facility will not comply, the respects in which a variance would be required for the issuance of a permit; and
- (3) rendering to applicants, upon request, assistance necessary for the proper completion of an application.

(b) For the purposes of this subdivision, the term "processing" may include, at the option of the county board, issuing, denying, modifying, imposing conditions upon, or revoking permits pursuant to the provisions of this section or rules promulgated pursuant to it, subject to review, suspension, and reversal by the pollution control agency. The pollution control agency shall, after written notification, have 15 days to review, suspend, modify, or reverse the issuance of the permit. After this period, the action of the county board is final, subject to appeal as provided in chapter 14.

(c) For the purpose of administration of rules adopted under this subdivision, the commissioner and the agency may provide exceptions for cases where the owner of a feedlot has specific written plans to close the feedlot within five years. These exceptions include waiving requirements for major capital improvements.

(d) For purposes of this subdivision, a discharge caused by an extraordinary natural event such as a precipitation event of greater magnitude than the 25-year, 24-hour event, tornado, or flood in excess of the 100-year flood is not a "direct discharge of pollutants."

(e) In adopting and enforcing rules under this subdivision, the commissioner shall cooperate closely with other governmental agencies.

(f) The pollution control agency shall work with the Minnesota extension service, the department of agriculture, the board of water and soil resources, producer groups, local units of government, as well as with appropriate federal agencies such as the Soil Conservation Service and the Agricultural Stabilization and Conservation Service, to notify and educate producers of rules under this subdivision at the time the rules are being developed and adopted and at least every two years thereafter.

(g) ~~The pollution control agency shall adopt rules governing the issuance and denial of permits for livestock feedlots, poultry lots or other animal lots pursuant to this section. A feedlot permit is not required for livestock feedlots with more than ten but less than 50 animal units; provided they are not in shoreland areas. A feedlot permit is not required for an animal feedlot with less than 50 animal units unless an inspection by agency staff or a county feedlot pollution control officer determines that the animal feedlot creates or maintains a potential pollution hazard. These rules apply both to permits issued by counties and to permits issued by the pollution control agency directly.~~

(h) ~~The pollution control agency shall exercise supervising authority with respect to the processing of animal lot permit applications and adoption of ordinances affecting their operation by a county. Before adoption of a feedlot ordinance under this subdivision, the county must notify the pollution control agency and the commissioner of agriculture that it is considering such an ordinance. The pollution control agency in conjunction with the commissioner of agriculture must provide information and technical assistance to enable the county to develop the ordinance. After the ordinance is completed, and before adoption, the county must submit a copy of the ordinance to the pollution control agency and to the commissioner of agriculture for review and comment on the environmental and agricultural effect of specific provisions in the ordinance. Within 60 days after receiving a copy of the proposed ordinance for review and comment, the pollution control agency in conjunction with the commissioner of agriculture must provide an advisory report to the county board and publish a notification of the advisory report in a newspaper of general circulation in the county. The ordinance may not become effective before 60 days after the advisory report is provided.~~

(i) ~~A local ordinance that contains a setback for new feedlots from residences must provide for a new residence setback from existing feedlots located in areas zoned agricultural at the same distances and conditions specified in the setback for new feedlots, unless the new residence is built to replace an existing residence or is on land under the same ownership as that of the feedlot. A county may grant a variance from this requirement, under section 394.27, subdivision 7."~~

Page 3, line 28, delete "\$....." and insert "\$100,000"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the first semicolon, insert "allowing certain feedlots to operate without a permit; providing that certain local ordinances be submitted to the pollution control agency and the commissioner of agriculture for approval; providing for setbacks between feedlots and residences;" and before "proposing" insert "amending Minnesota Statutes 1995 Supplement, section 116.07, subdivision 7;"

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations and Veterans. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S.F. Nos. 2514, 2310, 2406 and 2584 were read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Neuville moved that S.F. No. 1613 be withdrawn from the Committee on Governmental Operations and Veterans and re-referred to the Committee on Crime Prevention. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Hottinger and Metzen introduced--

S.F. No. 2761: A bill for an act relating to administrative rules; restricting the amount of fines that may be imposed by rule; proposing coding for new law in Minnesota Statutes, chapter 14.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Larson and Ms. Piper introduced--

S.F. No. 2762: A bill for an act relating to human services; expanding the coverage of the unitary residence act to community-based services; removing income maintenance, medical, and employment programs from coverage under certain provisions; limiting the ability to change residence while in an excluded time status; reinstating the concept of derivative settlement between human service programs; eliminating the tie between social service and income maintenance programs; amending Minnesota Statutes 1994, sections 256G.01, subdivision 3, and by adding subdivisions; 256G.02, subdivisions 4 and 6; 256G.03; 256G.06; 256G.07, subdivisions 1 and 2; 256G.09, subdivisions 2 and 5; and 256G.10; repealing Minnesota Statutes 1994, sections 256G.05, subdivision 1; and 256G.07, subdivision 3a.

Referred to the Committee on Family Services.

Messrs. Frederickson, Day, Kroening, Ms. Johnston and Mr. Beckman introduced--

S.F. No. 2763: A bill for an act proposing an amendment to the Minnesota Constitution, by adding a section to article XIII; establishing the same constitutional standard for the Minnesota Constitution and the United States Constitution for issues relating to abortion.

Referred to the Committee on Health Care.

Messrs. Vickerman and Samuelson introduced--

S.F. No. 2764: A bill for an act relating to human services; proposing technical changes in the ombudsman for mental health and mental retardation provisions; amending Minnesota Statutes 1994, sections 245.94, subdivisions 2a and 3; 245.95, subdivision 2; and 245.97, subdivision 6.

Referred to the Committee on Health Care.

Mr. Metzen introduced--

S.F. No. 2765: A bill for an act relating to natural resources; modifying the provisions for issuing aquatic plant control permits; amending Minnesota Statutes 1994, section 103G.615, subdivisions 1 and 2.

Referred to the Committee on Environment and Natural Resources.

Ms. Berglin introduced--

S.F. No. 2766: A bill for an act relating to health; creating a dental health maintenance organization; amending Minnesota Statutes 1994, sections 60B.15; 60B.20; 62D.02, subdivision 4, and by adding a subdivision; 62D.03, subdivisions 3 and 4; 62D.04, subdivisions 1 and 3; 62D.045, subdivision 1; 62D.05, subdivision 3; 62D.07, subdivision 3; 62D.09, subdivision 1; 62D.10, subdivision 3; 62D.101, subdivision 2; 62D.103; 62D.104; 62D.105, subdivision 1; 62D.12, subdivisions 1a and 9; 62D.121, subdivision 3; 62D.15, subdivision 1; 62D.17, subdivision 4; 62D.20, subdivision 1; 62D.22, subdivision 3; and 62E.02, subdivision 3; Minnesota Statutes 1995 Supplement, sections 62D.02, subdivision 8; 62D.044; 62D.181, subdivision 2; and 256.9657, subdivision 3.

Referred to the Committee on Health Care.

Ms. Berglin introduced--

S.F. No. 2767: A bill for an act relating to human services; authorizing a waiver of certain requirements in the program of aid to families with dependent children.

Referred to the Committee on Family Services.

Ms. Kiscaden introduced--

S.F. No. 2768: A bill for an act relating to health; expanding participation in the health provider cooperative demonstration; modifying the definition of review organization; amending Minnesota Statutes 1994, section 145.61, subdivision 5; Minnesota Statutes 1995 Supplement, section 62R.17.

Referred to the Committee on Health Care.

Mr. Beckman introduced--

S.F. No. 2769: A bill for an act relating to capital improvements; appropriating money to replace a well in the city of Lewisville; authorizing the sale of state bonds.

Referred to the Committee on Health Care.

Mr. Lessard introduced--

S.F. No. 2770: A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water in Aitkin county.

Referred to the Committee on Environment and Natural Resources.

Mr. Kelly introduced--

S.F. No. 2771: A bill for an act relating to crime; adding felony thefts to the definition of "crime of violence" in the gun control act; permanently prohibiting persons convicted of a crime of violence from possessing pistols and semiautomatic military-style assault weapons in this state; authorizing law enforcement officers to possess silencers; increasing penalties for illegally carrying a pistol and for illegally transferring a pistol or semiautomatic military-style assault weapon to a minor; making technical corrections; amending Minnesota Statutes 1994, sections 609.165, subdivisions 1a and 1b; 609.168; 609.66, subdivision 2; 624.713, subdivisions 2 and 3; 624.7132, subdivision 8; 624.714, subdivisions 1 and 5; 624.7141; and 638.02, subdivision 2; Minnesota Statutes 1995 Supplement, sections 624.712, subdivision 5; and 624.713, subdivision 1.

Referred to the Committee on Crime Prevention.

Ms. Johnson, J.B.; Messrs. Kroening and Frederickson introduced--

S.F. No. 2772: A bill for an act relating to capital improvements; authorizing the sale of state bonds; appropriating money for the North West Company Fur Post Interpretive Center.

Referred to the Committee on Jobs, Energy and Community Development.

Messrs. Novak, Limmer, Ms. Lesewski and Mr. Price introduced--

S.F. No. 2773: A bill for an act relating to metropolitan airports; limiting metropolitan council zoning approval authority; prohibiting construction by metropolitan airports commission of new major airport; requiring inclusion of noise mitigation plan in capital improvement plan; requiring metropolitan airports commission to report on development of existing airport; requiring legislative approval of proposed development; requiring soundproofing of buildings in 1996 65 Ldn contour; requiring design and construction of limited-access transitway along trunk highway No. 55; authorizing regional railroad authority to transfer funds for transitway; authorizing metropolitan council to purchase met center; appropriating money; amending Minnesota Statutes 1994, sections 473.155, by adding a subdivision; 473.608, subdivisions 2, 6 and 16; 473.614, subdivision 1; 473.616, subdivision 1; 473.618; 473.638, subdivision 1; and 473.661, subdivision 4; Laws 1989, chapter 279, section 7, subdivisions 2 and 6; repealing Minnesota Statutes 1994, sections 473.155, subdivisions 2, 3, and 4; 473.1551; 473.616, subdivisions 2, 3, and 4; 473.636; and 473.637.

Referred to the Committee on Metropolitan and Local Government.

Mr. Kroening introduced--

S.F. No. 2774: A bill for an act relating to dangerous dogs; changing the definition of a dangerous dog; restricting the ability to license a dangerous dog; requiring the production of a dog under certain circumstances; providing a civil fine for dangerous dog offenses; imposing penalties; amending Minnesota Statutes 1994, sections 347.50, subdivisions 2, 3, and 6; 347.51, subdivision 2; and 347.54, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 347.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Kelly introduced--

S.F. No. 2775: A bill for an act relating to media; modifying the privilege not to disclose information; amending Minnesota Statutes 1994, section 595.023.

Referred to the Committee on Judiciary.

Mr. Oliver introduced--

S.F. No. 2776: A bill for an act relating to taxation; property; increasing the value of homestead property subject to the one percent classification rate; amending Minnesota Statutes 1994, section 273.13, subdivision 22; Minnesota Statutes 1995 Supplement, section 273.1398, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Novak introduced--

S.F. No. 2777: A bill for an act relating to the housing finance agency; making technical and policy changes to the low-income housing tax credit program; amending Minnesota Statutes 1994, sections 462A.222, subdivisions 1, 1a, 3, and 4; 462A.223, subdivision 2; and 462C.05, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Sams introduced--

S.F. No. 2778: A bill for an act relating to education; restoring state aid and local property tax levy proceeds lost to the fund balance penalty for independent school district No. 820, Sebeka; appropriating money.

Referred to the Committee on Education.

Messrs. Sams and Vickerman introduced--

S.F. No. 2779: A bill for an act relating to agriculture; requiring brand name registration of certain nonhybrid seeds; proposing coding for new law in Minnesota Statutes, chapter 21.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Hottinger, Metzen and Price introduced--

S.F. No. 2780: A bill for an act relating to insurance; prohibiting insurers from terminating agents as a result of contacts with the legislature; amending Minnesota Statutes 1994, section 72A.20, subdivision 20.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Kleis, Ourada and Limmer introduced--

S.F. No. 2781: A bill for an act relating to crime; providing mandatory minimum prison sentences for persons convicted of first or second degree forcible or violent criminal sexual conduct; amending Minnesota Statutes 1994, sections 609.342, subdivision 2; and 609.343, subdivision 2.

Referred to the Committee on Crime Prevention.

Mr. Laidig introduced--

S.F. No. 2782: A bill for an act relating to taxation; extending a sales tax exemption for certain tangible personal property purchased by people who own horses; amending Minnesota Statutes 1995 Supplement, section 297A.25, subdivision 57.

Referred to the Committee on Taxes and Tax Laws.

Ms. Olson and Mr. Ourada introduced--

S.F. No. 2783: A bill for an act relating to capital improvements; appropriating money for the Lake Charlotte flood control project; authorizing the sale of state bonds.

Referred to the Committee on Environment and Natural Resources.

Messrs. Laidig, Terwilliger, Johnson, D.E.; Johnson, D.J. and Lessard introduced--

S.F. No. 2784: A bill for an act proposing an amendment to the Minnesota Constitution, article VIII, section 5; providing for recall of elected state officers.

Referred to the Committee on Ethics and Campaign Reform.

MEMBERS EXCUSED

Messrs. Belanger; Chmielewski; Janezich; Johnson, D.E.; Johnson, D.J.; Knutson; Mondale; Ms. Reichgott Junge and Mr. Solon were excused from the Session of today. Mr. Lessard was excused from the Session of today at 9:30 a.m. Mr. Laidig was excused from the Session of today from 9:00 to 9:45 a.m.

ADJOURNMENT

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

Patrick E. Flahaven, Secretary of the Senate

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2307	5689				
2310	5689	5696			
2384	5678	5684			
2406	5691	5696			
2422	5682				
2514	5689	5696			
2527	5682	5684			
2584	5691	5696			
2586	5692				
2623	5692				
2675	5694				
2694	5692				
2696	5693				
2720	5683	5684			

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