

STATE OF MINNESOTA

Journal of the Senate

SEVENTY-NINTH LEGISLATURE

ONE HUNDRED SECOND DAY

St. Paul, Minnesota, Wednesday, March 20, 1996

The Senate met at 1:00 p.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 Senator Pat Piper.

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

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

March 18, 1996

The Honorable Allan H. Spear
President of the Senate

Dear President Spear:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 2624, 2054 and 2332.

Warmest regards,
Arne H. Carlson, Governor

March 19, 1996

The Honorable Irv Anderson
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

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

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1996	Date Filed 1996
2624		326	2:40 p.m. March 18	March 18
	2040	328	9:52 a.m. March 18	March 18
	2380	329	9:56 a.m. March 18	March 18
	2116	330	9:59 a.m. March 18	March 18
	2526	331	10:02 a.m. March 18	March 18
	2858	332	10:05 a.m. March 18	March 18
2054		333	10:07 a.m. March 18	March 18
2332		334	10:12 a.m. March 18	March 18
	2525	343	10:58 a.m. March 18	March 18

Sincerely,
Joan Anderson Growe
Secretary of State

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. 1905, 2260, 2552 and 2874.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 19, 1996

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. 2342: A bill for an act relating to motor carriers; providing for deregulation of motor carriers of property; establishing a carrier registration system; allowing relief from safety regulations during declared emergency; creating exemptions from certain workplace drug and alcohol testing; requiring alcohol testing; changing the definition of warehouse operator; amending Minnesota Statutes 1994, sections 221.011, subdivision 15, and by adding a subdivision; 221.031, by adding a subdivision; 221.605, subdivision 1; and 231.01, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 221.

Senate File No. 2342 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 19, 1996

CONCURRENCE AND REPASSAGE

Mr. Vickerman moved that the Senate concur in the amendments by the House to S.F. No. 2342 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2342 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:

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

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 3 members of the House, on the amendments adopted by the House to the following Senate File:

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

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

Long, Jennings and Kraus.

Senate File No. 840 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 19, 1996

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 3 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 2123: A bill for an act relating to children; clarifying the procedures peace officers must follow when deciding where to place a child placed on a health and welfare hold; requiring certain notices; clarifying the duties of related persons receiving a child on a 72-hour health and welfare hold; clarifying the reporting procedures and requirements for the placing officer to notify the county agency and the court; changing certain emergency licensing procedures; authorizing

certain petitions and appearances; specifying review in certain cases; amending Minnesota Statutes 1994, sections 257.02; 257.03; 260.015, subdivision 14; 260.165, subdivision 3, and by adding a subdivision; 260.171, subdivision 2; 260.173, subdivision 2; Minnesota Statutes 1995 Supplement, section 245A.035, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 257.

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

Jefferson, Wejcman and Onnen.

Senate File No. 2123 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 19, 1996

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 3 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1919: A bill for an act relating to reemployment insurance; making technical and administrative changes; amending Minnesota Statutes 1994, sections 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; 268.12, by adding a subdivision; 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.

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

Perlt, Wagenius and Wolf.

Senate File No. 1919 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 19, 1996

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

Senate File No. 2720 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 19, 1996

Mr. Marty moved that the Senate do not concur in the amendments by the House to S.F. No. 2720, 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. 2402:

H.F. No. 2402: A bill for an act relating to motor vehicles; abolishing vehicle registration tax exemption for representatives of foreign powers; allowing special license plates for certain persons to be issued to owner of certain trucks; removing restriction on time to apply for disability plates; changing fee and certain administrative procedures relating to the registration program for fleet vehicles; abolishing requirements to keep records of motor vehicles not using the highways and to prepare certain unnecessary reports; making various technical changes; amending Minnesota Statutes 1994, sections 168.021, subdivision 1; 168.12, subdivisions 2a and 2b; 168.127; 168.325, subdivision 1; 168.33, subdivision 6; and 168.34; Minnesota Statutes 1995 Supplement, sections 168.012, subdivision 1; and 168.10, subdivision 1i; repealing Minnesota Statutes 1994, section 168.33, subdivisions 4 and 5.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Osthoff, Kahn and Abrams have been appointed as such committee on the part of the House.

House File No. 2402 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 19, 1996

Ms. Hanson moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2402, 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. 2375:

H.F. No. 2375: A bill for an act relating to local improvements; prohibiting fees for preparing certain reports from being based primarily on the estimated cost of improvement; amending Minnesota Statutes 1994, section 429.031, subdivision 1.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Rest, Wagenius and McElroy have been appointed as such committee on the part of the House.

House File No. 2375 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 19, 1996

Ms. Reichgott Junge moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2375, 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 adopted the recommendation and report of the

Conference Committee on House File No. 2321, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2321 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 19, 1996

CONFERENCE COMMITTEE REPORT ON H.F. NO. 2321

A bill for an act relating to the metropolitan airports commission; prohibiting free parking; amending Minnesota Statutes 1994, section 473.608, by adding a subdivision.

March 18, 1996

The Honorable Irv Anderson
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

We, the undersigned conferees for H.F. No. 2321, 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. 2321 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1994, section 473.608, is amended by adding a subdivision to read:

Subd. 23. [PARKING PRIVILEGES.] Except as otherwise provided in this subdivision, the commission may not provide free parking at the Minneapolis-Saint Paul international airport terminal. The commission may provide free parking to employees and members of the commission who are at the terminal on official business. The commission may provide free parking at the Minneapolis-Saint Paul international airport terminal for persons who are not employees or members of the commission if those persons are attending a meeting of the commission or performing volunteer work in the terminal. A card or pass issued to provide free parking must have an expiration date of no later than one year after the card or pass is issued. The commission shall require an expired card to be returned to the commission or shall account for it in another manner. The commission shall maintain a record of who receives free parking at the terminal, including the person's name, organization, date, the dollar value of the free parking provided, and the purpose for which the free parking was provided.

Sec. 2. [EXISTING PARKING CARDS EXPIRE.]

All cards or passes authorizing free parking at the Minneapolis-Saint Paul international airport terminal issued by the commission before the effective date of this act, expire on the effective date of this act. The commission shall ensure that all free parking cards or passes issued on or after the effective date of this act are distinguishable from any cards or passes previously issued. The commission shall not honor expired free parking cards or passes.

Sec. 3. [APPLICATION.]

Sections 1 and 2 apply in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Sec. 4. [EFFECTIVE DATE.]

Sections 1 to 3 are effective the day following their final enactment."

Delete the title and insert:

"A bill for an act relating to the metropolitan airports commission; prohibiting free parking; providing for the expiration of free parking cards; amending Minnesota Statutes 1994, section 473.608, by adding a subdivision."

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

House Conferees: (Signed) Howard Orenstein, Charlie Weaver, Darlene Luther

Senate Conferees: (Signed) John Marty, Cal Larson, Carol Flynn

Mr. Marty moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2321 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. 2321 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 0, as follows:

Those who voted in the affirmative were:

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

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. 2330, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2330 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 19, 1996

CONFERENCE COMMITTEE REPORT ON H.F. NO. 2330

A bill for an act relating to land use planning; requesting the St. Cloud area planning organization to assess and report on the land use planning and coordinating issues of the region.

March 14, 1996

The Honorable Irv Anderson
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

We, the undersigned conferees for H.F. No. 2330, 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. 2330 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [ST. CLOUD AREA PLANNING.]

Subdivision 1. [PROPOSAL AND REPORT REQUESTED.] The St. Cloud area planning organization, a joint powers organization established under Minnesota Statutes, section 471.59, is requested to develop a detailed assessment of the regional land use, planning, and coordination issues of the St. Cloud region, as provided in this section. The area planning organization is requested to submit a report on its assessment of needs and proposed actions to the chairs of the senate metropolitan and local government committee and the house of representatives local government and metropolitan affairs committee and the affected legislators, by November 15, 1996.

Subd. 2. [ISSUES TO BE ADDRESSED.] The area planning organization may address the following issues in its report and proposed legislation:

- (1) the geographic boundaries of the region;
- (2) legislation needed to ensure comprehensive and effective regional land use planning and coordination;
- (3) other issues that should be addressed at the regional level, including, but not limited to, whether housing, transit and transportation, water and sewers, and other services and infrastructure should be addressed at the regional level;
- (4) the need for consolidation of jurisdictions;
- (5) the appropriate governance structure to address the regional issues and needs identified;
- (6) the appropriate funding sources for a regional governance structure;
- (7) the feasibility of implementing a tax-base sharing program in the region; and
- (8) other issues identified by the area planning organization.

Sec. 2. [APPLICATION.]

Section 1 applies in the counties of Benton, Sherburne, and Stearns."

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

House Conferees: (Signed) Joe Opatz, Jeff Bertram, Steve Dehler

Senate Conferees: (Signed) Dave Kleis, John C. Hottinger, Dallas C. Sams

Mr. Kleis moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2330 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. 2330 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 40 and nays 14, as follows:

Those who voted in the affirmative were:

Anderson	Janezich	Krentz	Moe, R.D.	Price
Belanger	Johnson, D.E.	Kroening	Mondale	Ranum
Chandler	Johnson, J.B.	Langseth	Novak	Riveness
Cohen	Johnston	Larson	Oliver	Robertson
Day	Kelly	Limmer	Olson	Runbeck
Frederickson	Kleis	Marty	Pappas	Scheevel
Hanson	Knutson	Merriam	Pariseau	Spear
Hottinger	Kramer	Metzen	Pogemiller	Wiener

Those who voted in the negative were:

Beckman	Betzold	Lesewski	Ourada	Stevens
Berg	Dille	Lessard	Piper	Vickerman
Berglin	Fischbach	Murphy	Reichgott Junge	

So the bill, as amended by the Conference Committee, 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. The motion prevailed.

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

H.F. No. 2101 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.
2101	2283				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2101 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2101 and insert the language after the enacting clause of S.F. No. 2283, the first engrossment; further, delete the title of H.F. No. 2101 and insert the title of S.F. No. 2283, the first engrossment.

And when so amended H.F. No. 2101 will be identical to S.F. No. 2283, and further recommends that H.F. No. 2101 be given its second reading and substituted for S.F. No. 2283, 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. 220 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.
220	247				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 220 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 220 and insert the language after the enacting clause of S.F. No. 247; further, delete the title of H.F. No. 220 and insert the title of S.F. No. 247.

And when so amended H.F. No. 220 will be identical to S.F. No. 247, and further recommends that H.F. No. 220 be given its second reading and substituted for S.F. No. 247, 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. 2101 and 220 were read the second time.

MOTIONS AND RESOLUTIONS

Messrs. Johnson, D.E.; Knutson and Ms. Olson introduced--

Senate Resolution No. 116: A Senate resolution defining the powers of the Subcommittee on Ethical Conduct; amending Senate Permanent Rule 75.

Referred to the Committee on Rules and Administration.

Ms. Reichgott Junge moved that S.F. No. 2275 be taken from the table. The motion prevailed.

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

CONCURRENCE AND REPASSAGE

Ms. Reichgott Junge moved that the Senate concur in the amendments by the House to S.F. No. 2275 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2275 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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

Ms. Hanson moved that S.F. No. 1799, No. 13 on General Orders, be stricken and returned to its author. The motion prevailed.

S.F. No. 2194 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 2194

A bill for an act relating to metropolitan government; allowing the metropolitan council to determine an allocation method for wastewater services; amending Minnesota Statutes 1994, sections 473.511, subdivision 4; 473.517; and 473.519.

March 19, 1996

The Honorable Allan H. Spear
President of the Senate

The Honorable Irv Anderson
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 2194, 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. 2194 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1994, section 43A.321, is amended to read:

43A.321 [VOLUNTEER FIREFIGHTER AND RESCUE WORKERS; AGREEMENTS.]

(a) An employee may reach an agreement with the employee's appointing authority to respond to emergency calls as a volunteer emergency fire or rescue worker during working hours, provided that:

(1) the employee does not respond to a call when the employee's sudden absence would endanger others; and

(2) the employee remits to the appointing authority any compensation received for responding to the call.

(b) If such an agreement is entered into:

(1) the appointing authority shall make no deductions from the employee's wages or sick or vacation time for time spent responding to calls; and

(2) workers' compensation liability is the responsibility of the entity for which the emergency services are provided while the employee is responding to the call.

(c) For the purposes of this section, "employee" means any employee of the state, the metropolitan council, or a metropolitan agency governed by chapter 473.

Sec. 2. Minnesota Statutes 1994, section 473.511, subdivision 4, is amended to read:

Subd. 4. [CURRENT VALUE OF EXISTING FACILITIES.] When the council assumes the ownership of any existing interceptors or treatment works as provided in subdivision 2 or 3, the local government unit or units which paid part or all of the cost of such facility, directly or pursuant to contracts for reimbursement of costs, shall be entitled to receive a credit against amounts to be allocated to them under section 473.517, which may be spread over such period not exceeding 30 years as the council shall determine, and an additional credit equal to interest on the

unused credit balance from time to time at the rate of four percent per annum. The amount of such credit shall equal the current value of the facility computed by the council in the manner provided in this subdivision at the time the council acquires it. The original cost of a facility shall be computed as the total actual costs of constructing it, including engineering, legal, and administrative costs, less any part of it paid from federal or state funds and less the principal amount of any then outstanding bonds which were issued to finance its construction. The original cost shall be multiplied by a factor equal to a current cost index divided by the same cost index at the time of construction, to determine replacement cost. The cost indices used shall be the Engineering News Record Construction Cost Indices for facilities or parts thereof completed before 1930, and the United States Public Health Service Federal Water Pollution Control Values for Sewer and Treatment Plant Construction, as applied to facilities or parts thereof completed in or after 1930. The current value of the facility shall be the replacement cost depreciated by 2.50 percent per annum from the date of construction of treatment works and 1.25 percent per annum from the date of construction of interceptors; and decreased further by a reasonable allowance for obsolescence if the council determines that the facility or any part thereof will not be useful for council purposes for at least the remaining period required to depreciate it fully, assuming no salvage value. The current value of each such facility shall be credited to each local government unit in proportion to the amount of the construction cost paid by that unit, as determined by the council, taking into account reimbursements previously made under contracts between any of the local government units. The council shall prepare an itemized statement of the amount of credit each local government unit is entitled to receive under this subdivision, and the years and amounts of installments of principal and interest thereon, and shall cause it to be mailed or delivered to the governing body of each local government unit concerned. All credits allowed under this subdivision shall be used to finance ~~current~~ costs allocated to the local government unit by the council or for other sewer costs, and the credits shall not be considered as proceeds from the sale of municipal property so as to permit their use for other purposes. At its option, the council may make a periodic payment to each local government unit in the amount of the credits provided pursuant to this subdivision, in lieu of a credit against amounts to be allocated to such local government units under section 473.517.

Sec. 3. Minnesota Statutes 1994, section 473.517, is amended to read:

473.517 [ALLOCATION OF ~~CURRENT~~ COSTS.]

Subdivision 1. [~~CURRENT COSTS DEFINED ALLOCATION METHOD.~~] The estimated costs of operation, maintenance, and debt service of the metropolitan disposal system to be paid by the council in each fiscal year, and the costs of acquisition and betterment of the system which are to be paid during the year from funds other than bond proceeds, including all expenses incurred by the council pursuant to sections 473.501 to 473.545, are referred to in this section as ~~current costs~~, and shall be allocated in the budget for that year to the respective local government units in the metropolitan area as provided in subdivisions 2 to 6. The amount budgeted by the council for any year for a reserve or contingency fund must be treated as a current cost and allocated as a cost of operation and maintenance in accordance with this section. The reserve or contingency fund so established may not exceed an amount equal to 7.5 percent of the council's waste control operating budget in total shall be allocated among and paid by all local government units which will discharge sewage, directly or indirectly, into the metropolitan disposal system during the budget year according to an allocation method determined by the council. The allocated costs may include an amount for a reserve or contingency fund and an amount for cash flow management.

Subd. 2. [~~ALLOCATION OF METROPOLITAN TREATMENT WORKS AND INTERCEPTOR COSTS; ADJUSTED VOLUME.~~] Except as provided in subdivision 3, the current costs of all treatment works and interceptors in the metropolitan disposal system shall be allocated among and paid by all local government units which will discharge sewage, directly or indirectly, into the metropolitan disposal system during the budget year, in proportion to the total volume estimated to be so discharged by each local government unit, adjusted as follows:

(a) increased or decreased, as the case may be, to the extent the council determines, on the basis of such historical and reasonably projected data as may be available, that the sewage discharged by one unit will require more or less treatment to produce a suitable effluent than that discharged by others;

(b) decreased by any amount of surface water estimated by the council to be discharged by a local government unit from a combined storm and sanitary sewer system;

(c) increased by that volume of normal sanitary sewage which is equivalent for treatment purposes to the volume of surface water referred to in clause (b), as determined by the council from available engineering data; and

(d) increased or decreased, as the case may be, by the amount of any substantial and demonstrable error in a previous estimate.

~~Subd. 3. [ALLOCATION OF METROPOLITAN TREATMENT WORKS AND INTERCEPTOR COSTS; RESERVED CAPACITY.] In preparing each budget the council shall estimate the current costs of acquisition, betterment, and debt service, only, of the treatment works in the metropolitan disposal system which will not be used to total capacity during the budget year, and the percentage of such capacity which will not be used, and shall deduct the same percentage of such treatment works costs from the current costs allocated under subdivision 2. The council shall also estimate the current costs of acquisition, betterment, and debt service, only, of the interceptors in the metropolitan disposal system that will not be used to total capacity during the budget year, shall estimate the percentage of the total capacity that will not be used, and shall deduct the same percentage of interceptor costs from the current costs allocated under subdivision 2. The total amount so deducted with respect to all treatment works and interceptors in the system shall be allocated among and paid by the respective local government units in the metropolitan area for which system capacity unused each year is reserved for future use, in proportion to the amounts of such capacity reserved for each of them.~~

~~Subd. 6. [DEFERMENT OF PAYMENTS.] The council may by resolution provide for the deferment of payment of all or part of the current allocated costs of acquisition, betterment, and debt service of estimated unused capacity which are allocated by the council to a local government unit in any year pursuant to subdivision 3, 1 repayable at such time or times as the council shall specify in the resolution, with interest at the approximate average annual rate borne by council bonds outstanding at the time of the deferment, as determined by the council. Such costs may be deferred only when the council determines that a substantial portion of the territory of a local government unit has not been connected to the metropolitan disposal system, and that the amount of such costs or some portion thereof is disproportionate to the available economic resources of the unit at the time. Such deferred costs shall be allocated to and paid by all local government units in the metropolitan area which will discharge sewage, directly or indirectly, into the metropolitan disposal system in the budget year for which the deferment is granted, in the same manner and proportions as current costs are allocated under subdivision 2 1. When such deferred costs are repaid they shall be applied in reduction of the total amount of costs thereafter allocated to each of the local government units to which such deferred costs were allocated in the year of deferment, in proportion to their allocations thereof that year.~~

~~Subd. 9. [ADVISORY COMMITTEES.] The council may establish and appoint persons to advisory committees to assist the council in the performance of its wastewater control duties. If established, the advisory committees shall meet with the council to consult with such members concerning the acquisition, betterment, operation and maintenance of interceptors and treatment works in the metropolitan disposal system, and the allocation of costs therefor. Members of the advisory committee serve without compensation but must be reimbursed for their reasonable expenses as determined by the council.~~

Sec. 4. Minnesota Statutes 1994, section 473.519, is amended to read:

473.519 [FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS OF 1972; SYSTEM OF CHARGES.]

Each local government unit shall adopt a system of charges for the use and availability of the metropolitan disposal system which will assure that each recipient of waste treatment services within or served by the unit will pay its proportionate share of the current costs allocated to the unit by the council under section 473.517, as required by the federal Water Pollution Control Act amendments of 1972, and any regulations issued pursuant thereto. Each system of charges shall be adopted as soon as possible and shall be submitted to the council. The council shall review each

system of charges to determine whether it complies with the federal law and regulations. If it determines that a system of charges does not comply, the adopting unit shall be notified and shall change its system to comply, and shall submit the changes to the council for review. All subsequent changes in a system of charges proposed by a local government unit shall also be submitted to the council for review.

Sec. 5. [APPLICATION.]

This act applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Sec. 6. [EFFECTIVE DATE.]

Section 2 is effective the day following final enactment. Sections 3 and 4 are effective January 1, 1997, for allocation of costs on and after that date.

Delete the title and insert:

"A bill for an act relating to metropolitan government; including metropolitan council and its agencies' employees in a certain definition of employee; allowing the metropolitan council to determine an allocation method for wastewater services; amending Minnesota Statutes 1994, sections 43A.321; 473.511, subdivision 4; 473.517; and 473.519."

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

Senate Conferees: (Signed) Carol Flynn, Ted A. Mondale, Edward C. Oliver

House Conferees: (Signed) Mark P. Mahon, Dee Long, Jim Rhodes

Ms. Flynn moved that the foregoing recommendations and Conference Committee Report on S.F. No. 2194 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. 2194 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:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED**SPECIAL ORDERS**

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, moved that the following bills be designated a Special Orders Calendar. The motion prevailed.

H.F. Nos. 2493, 1922 and 2218.

SPECIAL ORDER

H.F. No. 2493: A bill for an act relating to retirement; modifying provisions of various local pension plans; making miscellaneous benefit and administrative changes; amending Minnesota Statutes 1994, sections 353B.11, subdivisions 1 and 3; and 353B.13; Laws 1965, chapter 519, section 1, as amended; Laws 1992, chapter 563, section 5; Laws 1994, chapter 490, section 2; and Laws 1995, chapter 262, article 7, section 1.

Mr. Morse moved to amend H.F. No. 2493, as amended pursuant to Rule 49, adopted by the Senate March 12, 1996, as follows:

(The text of the amended House File is identical to S.F. No. 2126.)

Page 8, line 25, strike "and" and insert "or"

Page 8, line 26, after "service" insert ", disability," and after "pensioner" insert a comma

Page 8, line 27, delete the new language and reinstate the stricken language

Page 8, line 28, after "before" insert "the member's" and reinstate the stricken "retirement from the fire department" and after the reinstated "department" insert "or for at least five years before the member's" and before the semicolon, insert "if the marriage occurred after retirement"

The motion prevailed. So the amendment was adopted.

Mr. Riveness moved to amend H.F. No. 2493, as amended pursuant to Rule 49, adopted by the Senate March 12, 1996, as follows:

(The text of the amended House File is identical to S.F. No. 2126.)

Page 3, delete sections 1 and 2

Pages 5 and 6, delete section 5

Page 7, line 25, delete everything after the first period

Page 7, delete lines 26 to 31

Page 7, line 32, delete "Subd. 2."

Page 7, line 36, delete "3" and insert "2"

Page 8, line 3, delete "4" and insert "3"

Pages 10 to 20, delete sections 1 and 2

Page 24, line 7, delete "and"

Page 24, lines 8 and 9, reinstate the stricken language

Page 26, delete lines 34 and 35

Page 26, line 36, delete "(13)" and insert "(12)"

Page 27, line 10, delete "(14)" and insert "(13)"

Page 27, line 12, delete "(15)" and insert "(14)"

Page 27, line 14, delete "(16)" and insert "(15)"

Page 27, line 16, delete "(17)" and insert "(16)"

Pages 27 to 34, delete sections 5 and 6

Page 36, delete lines 20 to 23

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Novak moved to amend H.F. No. 2493, as amended pursuant to Rule 49, adopted by the Senate March 12, 1996, as follows:

(The text of the amended House File is identical to S.F. No. 2126.)

Page 36, after line 26, insert:

"Section 1. Minnesota Statutes 1994, section 466.01, subdivision 1, is amended to read:

Subdivision 1. [MUNICIPALITY.] For the purposes of sections 466.01 to 466.15, "municipality" means any city, whether organized under home rule charter or otherwise, any county, town, public authority, public corporation, nonprofit firefighting corporation that has associated with it a relief association as defined in section 424A.001, subdivision 4, special district, school district, however organized, county agricultural society organized pursuant to chapter 38, joint powers board or organization created under section 471.59 or other statute, public library, regional public library system, multicounty multitype library system, family services collaborative established under section 121.8355, other political subdivision, or community action agency.

Sec. 2. Minnesota Statutes 1994, section 466.01, subdivision 6, is amended to read:

Subd. 6. [EMPLOYEE, OFFICER, OR AGENT.] For the purposes of sections 466.01 to 466.15, "employee," "officer," or "agent" means a present or former employee, officer, or agent of a municipality, or other person acting on behalf of the municipality in an official capacity, temporarily or permanently, with or without compensation, but does not include an independent contractor other than a nonprofit firefighting corporation that has associated with it a relief association as defined in section 424A.001, subdivision 4. "Employee" includes court administrators and their staff under chapter 485, district administration staff in the second and fourth judicial districts, guardians ad litem, and other employees within the court system whose salaries are paid by the county, other than employees who remain on the county payroll under section 480.181, subdivision 2."

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. 2493 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 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

H.F. No. 1922: A bill for an act relating to highways; authorizing cities to establish a municipal involvement process for certain trunk highway construction or reconstruction projects; providing for appointment of task forces for those projects and prescribing their powers; amending Minnesota Statutes 1994, sections 161.172; 161.173; 161.174; and 161.177.

Mr. Morse moved that the amendment made to H.F. No. 1922 by the Committee on Rules and Administration in the report adopted March 12, 1996, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 1922 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 4, as follows:

Those who voted in the affirmative were:

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

Ms. Johnston, Messrs. Merriam, Ourada and Ms. Robertson voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

Ms. Berglin moved to amend H.F. No. 2218, the unofficial engrossment, as follows:

Page 5, after line 25, insert:

"Sec. 9. Minnesota Statutes 1995 Supplement, section 43A.316, is amended by adding a subdivision to read:

Subd. 6b. [LONG-TERM CARE COVERAGE STUDY.] The commissioner, with the assistance of the joint labor-management committee on health plans, shall study the feasibility of providing an optional long-term care insurance benefit to state employees, either as a separate policy, or integrated with existing health benefit plans. The commissioner shall also consult with the commissioners of human services, health, and commerce in this study. The commissioner shall present the findings and any recommendations resulting from this study to the legislature on or before January 15, 1997."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Metzen moved that H.F. No. 2218 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Chandler moved that S.F. No. 588, No. 8 on General Orders, be stricken and returned to its author. The motion prevailed.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess until 3:00 p.m. The motion prevailed.

The hour of 3:00 p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Ms. Reichgott Junge imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

SUSPENSION OF RULES

Mr. Johnson, D.E. moved that Joint Rule 2.06 be suspended as it relates to the Conference Committee report on S.F. No. 2857. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 2857 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 2857

A bill for an act relating to the organization and operation of state government; appropriating money for the general administrative expenses of state government; amending Minnesota Statutes 1994, sections 8.15, by adding a subdivision; 16D.02, subdivision 2; 16D.03, subdivisions 2 and 3; 16D.04, subdivision 2; 16D.09; 69.021, subdivision 4, and by adding subdivisions; 69.031,

subdivisions 1 and 5; 144C.03, subdivision 2; 363.071, subdivision 7; and 423A.02, by adding a subdivision; Minnesota Statutes 1995 Supplement, sections 16D.02, subdivision 8; 16D.04, subdivision 1; 16D.06, subdivision 2; 16D.08, subdivision 2; 16D.11, subdivisions 1 and 7; and 16D.12; proposing coding for new law in Minnesota Statutes, chapter 16A; repealing Minnesota Statutes 1995 Supplement, section 353.65, subdivision 7.

March 18, 1996

The Honorable Allan H. Spear
President of the Senate

The Honorable Irv Anderson
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 2857, 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. 2857 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [STATE GOVERNMENT APPROPRIATIONS.]

The sums shown in the columns marked "APPROPRIATIONS" are appropriated from the general fund, or another fund named, to the agencies and for the purposes specified in this act, to be available for the fiscal years indicated for each purpose. The figures "1996" and "1997," where used in this act, mean that the appropriation or appropriations listed under them are available for the year ending June 30, 1996, or June 30, 1997, respectively.

SUMMARY BY FUND

	1996	1997	TOTAL
General	\$4,457,000	\$5,049,000	\$9,506,000

APPROPRIATIONS

Available for the Year Ending June 30 1996	1997
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Sec. 2. ATTORNEY GENERAL

An amount sufficient to reimburse the general fund for legal costs attributable to general fund expenditures is appropriated for the fiscal year ending June 30, 1997, from all direct appropriated nongeneral funds.

The budget request of the attorney general for the 1998-1999 biennium must include a consolidated listing that shows on one page all the appropriations that will be used to support the attorney general's office and the finance divisions from which they will be requested.

Sec. 3. OFFICE OF STRATEGIC AND LONG-RANGE PLANNING

50,000	-0-
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The environmental quality board shall assess: (1) the compatibility of metal materials shredding projects with other industrial uses, tourism, and other nonindustrial uses of the Mississippi river critical area, which has been designated an area

of critical concern by section 116G.15; and (2) the environmental and public health effects of burning coal within or near residential areas of large urban centers. The board shall report its findings, and any recommendations developed pursuant to these assessments, to the legislature by January 1, 1997.

Sec. 4. ADMINISTRATION

-0-

1,250,000

\$1,000,000 is for impact analysis and staff for state information system modifications relating to year 2000 date change requirements.

\$134,000 of contributed capital is transferred from the electronic equipment rental fund to the micrographics/records center fund in fiscal year 1996.

\$100,000 is for the Government Information Access Council.

\$150,000 is for grants for public information television transmission of legislative activities. This amount is in addition to the appropriation in Laws 1995, chapter 254, article 1, section 11, subdivision 8.

Sec. 5. CAPITOL AREA

ARCHITECTURAL AND PLANNING BOARD

10,000

420,000

\$250,000 in fiscal year 1997 is for design and construction of the Minnesota Women's Suffrage Memorial Garden on the capitol grounds. The last \$50,000 of this appropriation is available only upon demonstration of a \$50,000 match in nonstate funds.

\$10,000 in fiscal year 1996 is for treatment of the surface of the Roy Wilkins memorial that must be performed immediately to prevent deterioration of the surface. Any amount of this appropriation not spent in fiscal year 1996 may be carried forward and spent in fiscal year 1997.

\$170,000 in fiscal year 1997 is for revision of the board's comprehensive plan and zoning ordinance.

Sec. 6. FINANCE

4,397,000

2,103,000

This is a one-time appropriation for critical statewide operating systems and is added to the appropriation in Laws 1995, chapter 254, article 1, section 14, subdivision 6. The commissioner of finance may transfer portions of this appropriation to the commissioner of administration and the commissioner of employee relations.

By January 15, 1997, the sponsoring agencies of

the statewide systems project shall report to the legislature. The report must include an accounting of money spent for statewide operating systems, and projections for future spending. The report also must include strategies for potential savings opportunities in operation of the statewide systems. The agencies must consider alternatives to mainframe operations. The report must describe efforts to: improve operator proficiency, modify software to achieve efficiencies, and educate users concerning efficient use of the systems.

The report must also include recommendations for management of user consumption of Intertech resources for the statewide systems, including the desirability of charge backs and fees for services.

Sec. 7. REVENUE

-0-

976,000

This appropriation is to increase the department's audit presence in greater Minnesota and to make changes to the withholding system.

It is anticipated that these changes will result in additional general fund revenues of \$1,950,000 in fiscal year 1997.

Sec. 8. HUMAN RIGHTS

-0-

300,000

(a) This appropriation is for an alternative dispute resolution program and to reduce the backlog of open cases under investigation by the department.

(b) \$200,000 is available July 1, 1996. The commissioner of human rights shall, by May 15, 1996, submit to the chairs of the senate finance committee and the house of representatives ways and means committee a plan to investigate and process charges in accordance with the priorities required by Minnesota Statutes, section 363.06, subdivision 4, and to identify and dismiss within six months of filing cases that should be dismissed as not warranting the use of department resources. The plan will be implemented as provided below and its effectiveness will be tested by its application to cases filed after July 1, 1996, as provided in paragraphs (d) and (e).

(c) The commissioner of human rights, in consultation with representatives of groups of people affected by the Human Rights Act, shall submit to the legislature by January 1, 1997 a plan to eliminate the case backlog in the department and a plan to process cases in the future in a manner that complies with statutory time deadlines.

(d) \$100,000 is available January 1, 1997, so long as the department has screened all cases pending within the department in accordance with the plan submitted, has dismissed, within six months of the date of filing, at least 75 percent of cases filed after July 1, 1996 that were identified as not warranting the use of department resources by that screening, and has reduced the average time for closing a case to 13 months.

(e) If by February 1, 1997 the commissioner has not screened every charge filed on or after July 1, 1996, and, within six months after it was filed, either dismissed it or classified it as a case that warrants investigation to determine probable cause or not probable cause, the legislature intends not to include the amount appropriated in this section in the department's appropriation for the 1998-1999 biennium.

(f) Until June 30, 1997, the commissioner of human rights shall administer an alternative dispute resolution program to resolve disputes arising under the human rights act, with a process to follow up with parties willing to use alternative dispute resolution, develop and maintain a panel of mediators and advisors and assign them to cases, track progress of alternative dispute resolution cases, and conduct evaluations of the program.

Sec. 9. Minnesota Statutes 1994, section 8.15, is amended by adding a subdivision to read:

Subd. 5. [REIMBURSEMENTS.] State agencies receiving legal services from the attorney general for nongeneral funded activities shall reimburse the full cost of those services to the general fund based on periodic billings prepared by the attorney general. Payment must be made to the attorney general for deposit to the general fund as a nondedicated receipt. The attorney general, in consultation with the commissioner of finance, shall develop reimbursement policies and procedures related to legal services.

Sec. 10. [10.55] [JUNETEENTH.]

June 19 is designated Juneteenth in recognition of the historical pronouncement of the abolition of slavery on June 19, 1865, when the Emancipation Proclamation was said to have been first publicly read in Texas. The governor may take any action necessary to promote and encourage the observance of Juneteenth and public schools may offer instruction and programs on the occasion.

Sec. 11. [14.045] [AGENCIES; LIMITS ON PENALTIES.]

Subdivision 1. [LIMIT ON PENALTIES.] An agency may not, under authority of rule, levy a total fine or penalty of more than \$700 for a single violation unless the agency has specific statutory authority to levy a fine in excess of that amount.

Subd. 2. [CRIMINAL PENALTY.] An agency may not, by rule, establish a criminal penalty unless the agency has specific statutory authority to do so.

Subd. 3. [FACTORS.] (a) If a statute or rule gives an agency discretion over the amount of a fine, the agency must take the following factors into account in determining the amount of the fine:

- (1) the willfulness of the violation;
- (2) the gravity of the violation, including damage to humans, animals, and the natural resources of the state;
- (3) the history of past violations;
- (4) the number of violations;
- (5) the economic benefit gained by the person by allowing or committing the violation; and
- (6) other factors that justice may require.

(b) For a violation after an initial violation, the following factors must be considered in addition to the factors in paragraph (a):

- (1) similarity of previous violations to the current violation to be penalized;
- (2) time elapsed since the last violation;
- (3) number of previous violations; and
- (4) response of the person to the most recent previous violation identified.

Subd. 4. [EFFECT ON OTHER LAW.] This section does not affect the right of an agency to deny a permit, revoke a license, or take similar action, other than the imposition of a fine, even if the cost of the denial, revocation, or other action to the affected party exceeds \$700.

Subd. 5. [EFFECTIVE DATE.] Subdivisions 1, 2, and 4 apply only to fines and penalties imposed under rules for which notice of intent to adopt rules is published after the effective date of this section.

Sec. 12. Minnesota Statutes 1994, section 16A.11, subdivision 1, is amended to read:

Subdivision 1. [WHEN.] The governor shall submit a ~~three-part~~ four-part budget to the legislature. Parts one and two, the budget message and detailed operating budget, must be submitted by the fourth Tuesday in January in each odd-numbered year. Part three, the detailed recommendations as to capital expenditure, must be submitted as follows: agency capital budget requests by June 15 of each odd-numbered year; preliminary governor's recommendations by September 1 of each odd-numbered year; and final recommendations by February 1 of each even-numbered year. Part four, the detailed recommendations as to information technology expenditure, must be submitted at the same time the governor submits the budget message to the legislature.

Sec. 13. Minnesota Statutes 1994, section 16A.11, is amended by adding a subdivision to read:

Subd. 3b. [PART FOUR; DETAILED INFORMATION TECHNOLOGY BUDGET.] The detailed information technology budget must include recommendations for information technology projects to be funded during the next biennium and planning estimates for an additional two biennia. It must be submitted with projects ranked in order of importance among all projects as determined by the governor.

Sec. 14. Minnesota Statutes 1994, section 16D.02, subdivision 2, is amended to read:

Subd. 2. [COMMISSIONER.] "Commissioner" means the commissioner of ~~finance~~ revenue.

Sec. 15. Minnesota Statutes 1995 Supplement, section 16D.02, subdivision 8, is amended to read:

Subd. 8. [ENTERPRISE.] "Enterprise" means the Minnesota collection enterprise, a separate unit established by the commissioner to carry out the provisions of this chapter, ~~pursuant to the commissioner's authority to contract with the commissioner of revenue for collection services under section 16D.04, subdivision 1.~~

Sec. 16. Minnesota Statutes 1994, section 16D.03, subdivision 2, is amended to read:

Subd. 2. [STATE AGENCY REPORTS.] State agencies shall report quarterly to the commissioner of finance the debts owed to them. The commissioner of finance, in consultation with the commissioners of revenue and human services, and the attorney general, shall establish internal guidelines for the recognition, tracking, reporting, and collection of debts owed the state. The internal guidelines must include accounting standards, performance measurements, and uniform reporting requirements applicable to all state agencies. The commissioner of finance shall require a state agency to recognize, track, report, and attempt to collect debts according to the internal guidelines.

Sec. 17. Minnesota Statutes 1994, section 16D.03, subdivision 3, is amended to read:

Subd. 3. [REPORT OF THE COMMISSIONER.] By January 15 of each year, the commissioner of finance shall report on the management of debts owed the state, including performance measurements and progress of the debt collection efforts undertaken by state agencies and the commissioner. The report must be made to the governor and the chairs of the committee on finance of the senate and the committee on ways and means of the house of representatives.

Sec. 18. Minnesota Statutes 1995 Supplement, section 16D.04, subdivision 1, is amended to read:

Subdivision 1. [DUTIES.] The commissioner shall provide services to the state and its agencies to collect debts owed the state. The commissioner is not a collection agency as defined by section 332.31, subdivision 3, and is not licensed, bonded, or regulated by the commissioner of commerce under sections 332.31 to 332.35 or 332.38 to 332.45. The commissioner is subject to section 332.37, except clause (9) or (10). ~~The commissioner may contract with the commissioner of revenue for collection services, and may delegate to the commissioner of revenue any of the commissioner's duties and powers under this chapter.~~ Debts referred to the commissioner of revenue for collection under this section or section 256.9792 may in turn be referred by the commissioner of revenue to the enterprise. An audited financial statement may not be required as a condition of debt placement with a private agency if the private agency: (1) has errors and omissions coverage under a professional liability policy in an amount of at least \$1,000,000; or (2) has a fidelity bond to cover actions of its employees, in an amount of at least \$100,000. In cases of debts referred under section 256.9792, the provisions of this chapter and section 256.9792 apply to the extent they are not in conflict. If they are in conflict, the provisions of section 256.9792 control. For purposes of this chapter, the referring agency for such debts remains the department of human services.

Sec. 19. Minnesota Statutes 1994, section 16D.04, subdivision 2, is amended to read:

Subd. 2. [AGENCY PARTICIPATION.] A state agency may, at its option, refer debts to the commissioner for collection. The ultimate responsibility for the debt, including the reporting of the debt to the commissioner of finance and the decision with regard to the continuing collection and uncollectibility of the debt, remains with the referring state agency.

Sec. 20. Minnesota Statutes 1995 Supplement, section 16D.06, subdivision 2, is amended to read:

Subd. 2. [DISCLOSURE OF DATA.] Data received, collected, created, or maintained by the commissioner or the attorney general to collect debts are classified as private data on individuals under section 13.02, subdivision 12, or nonpublic data under section 13.02, subdivision 9. The commissioner or the attorney general may disclose not public data:

- (1) under section 13.05;
- (2) under court order;
- (3) under a statute specifically authorizing access to the not public data;
- (4) to provide notices required or permitted by statute;

(5) to an agent of the commissioner or the attorney general, including a law enforcement person, attorney, or investigator acting for the commissioner or the attorney general in the investigation or prosecution of a criminal or civil proceeding relating to collection of a debt;

(6) to report names of debtors, amount of debt, date of debt, and the agency to whom debt is owed to credit bureaus and private collection agencies under contract with the commissioner;

(7) when necessary to locate the debtor, locate the assets of the debtor, or to enforce or implement the collection of a debt; and

(8) to the commissioner of revenue for tax administration purposes.

The commissioner and the attorney general may not disclose data that is not public to a private collection agency or other entity with whom the commissioner has contracted under section 16D.04, subdivision 4, unless disclosure is otherwise authorized by law.

Sec. 21. Minnesota Statutes 1995 Supplement, section 16D.08, subdivision 2, is amended to read:

Subd. 2. [POWERS.] In addition to the collection remedies available to private collection agencies in this state, the commissioner, with legal assistance from the attorney general, may utilize any statutory authority granted to a referring agency for purposes of collecting debt owed to that referring agency. The commissioner may also use delegate to the enterprise the tax collection remedies of the commissioner of revenue in sections 270.06, clauses (7) and (17), excluding the power to subpoena witnesses; 270.66; 270.69, excluding subdivisions 7 and 13; 270.70, excluding subdivision 14; 270.7001 to 270.72; and 290.92, subdivision 23, except that a continuous wage levy under section 290.92, subdivision 23, is only effective for 70 days, unless no competing wage garnishments, executions, or levies are served within the 70-day period, in which case a wage levy is continuous until a competing garnishment, execution, or levy is served in the second or a succeeding 70-day period, in which case a continuous wage levy is effective for the remainder of that period. A debtor who qualifies for cancellation of the collection penalty under section 16D.11, subdivision 3, clause (1), can apply to the commissioner for reduction or release of a continuous wage levy, if the debtor establishes that the debtor needs all or a portion of the wages being levied upon to pay for essential living expenses, such as food, clothing, shelter, medical care, or expenses necessary for maintaining employment. The commissioner's determination not to reduce or release a continuous wage levy is appealable to district court. The word "tax" or "taxes" when used in the tax collection statutes listed in this subdivision also means debts referred under this chapter. For debts other than state taxes or child support, before any of the tax collection remedies listed in this subdivision can be used, except for the remedies in section 270.06, clauses (7) and (17), if the referring agency has not already obtained a judgment or filed a lien, the commissioner must first obtain a judgment against the debtor.

Sec. 22. Minnesota Statutes 1994, section 16D.09, is amended to read:

16D.09 [UNCOLLECTIBLE DEBTS.]

When a debt is determined by a state agency to be uncollectible, the debt may be written off by the state agency from the state agency's financial accounting records and no longer recognized as an account receivable for financial reporting purposes. A debt is considered to be uncollectible when (1) all reasonable collection efforts have been exhausted, (2) the cost of further collection action will exceed the amount recoverable, (3) the debt is legally without merit or cannot be substantiated by evidence, (4) the debtor cannot be located, (5) the available assets or income, current or anticipated, that may be available for payment of the debt are insufficient, (6) the debt has been discharged in bankruptcy, (7) the applicable statute of limitations for collection of the debt has expired, or (8) it is not in the public interest to pursue collection of the debt. The determination of the uncollectibility of a debt must be reported by the state agency along with the basis for that decision as part of its quarterly reports to the commissioner of finance. Determining that the debt is uncollectible does not cancel the legal obligation of the debtor to pay the debt.

Sec. 23. Minnesota Statutes 1995 Supplement, section 16D.11, subdivision 1, is amended to read:

Subdivision 1. [IMPOSITION.] As determined by the commissioner of finance, a penalty shall be added to the debts referred to the commissioner or private collection agency for collection. The penalty is collectible by the commissioner or private agency from the debtor at the same time and in the same manner as the referred debt. The referring agency shall advise the debtor of the penalty under this section and the debtor's right to cancellation of the penalty under subdivision 3 at the time the agency sends notice to the debtor under section 16D.07. If the commissioner or private agency collects an amount less than the total due, the payment is applied proportionally to the penalty and the underlying debt. Penalties collected by the commissioner under this subdivision or retained under subdivision 6 shall be deposited in the general fund as nondedicated receipts. Penalties collected by private agencies are appropriated to the referring agency to pay the collection fees charged by the private agency. Penalty collections in excess of collection agency fees must be deposited in the general fund as nondedicated receipts.

Sec. 24. Minnesota Statutes 1995 Supplement, section 16D.11, subdivision 7, is amended to read:

Subd. 7. [ADJUSTMENT OF RATE.] By June 1 of each year, the commissioner of finance shall determine the rate of the penalty for debts referred to the enterprise during the next fiscal year. The rate is a percentage of the debts in an amount that most nearly equals the costs of the enterprise necessary to process and collect referred debts under this chapter. In no event shall the rate of the penalty when a debt is first referred exceed three-fifths of the maximum penalty, and in no event shall the rate of the maximum penalty exceed 25 percent of the debt. Determination of the rate of the penalty under this section is not rulemaking under chapter 14, and is not subject to the fee setting requirements of section 16A.1285.

Sec. 25. Minnesota Statutes 1995 Supplement, section 16D.12, is amended to read:

16D.12 [PAYMENT OF COLLECTION AGENCY FEES.]

Unless otherwise expressly prohibited by law, a state agency may pay for the services of a state the commissioner or a private collection agency from the money collected. The portion of the money collected which must be paid to the commissioner or the collection agency as its collection fee is appropriated from the fund to which the collected money is due.

Sec. 26. Minnesota Statutes 1994, section 69.021, subdivision 4, is amended to read:

Subd. 4. [DETERMINATION OF QUALIFIED STATE AID RECIPIENTS; CERTIFICATION TO COMMISSIONER OF REVENUE.] The commissioner shall determine which municipalities and independent nonprofit firefighting corporations are qualified to receive fire state aid and which municipalities and counties are qualified to receive state peace officer aid. The commissioner shall determine qualification upon receipt of (1) the fire department personnel and equipment certification or the police department and qualified peace officers certificate, whichever is applicable, required under section 69.011, (2) the financial compliance report required under section 6.495, and (3) any other relevant information which comes to the attention of the commissioner. Upon completion of the determination, on or before ~~September~~ October 1, the commissioner shall calculate under subdivision 6 the amount of (a) state peace officer aid which each county or municipality is to receive and (b) fire state aid which each municipality or nonprofit firefighting corporation is to receive. The commissioner shall certify to the commissioner of finance the name of each county or municipality, and the amount of state aid which each county or municipality is to receive, in the case of state peace officer aid; and the name of each municipality or independent nonprofit firefighting corporation and the amount of state aid which each municipality or independent nonprofit firefighting corporation is to receive, in the case of fire state aid.

Sec. 27. Minnesota Statutes 1994, section 69.021, is amended by adding a subdivision to read:

Subd. 10. [REDUCTION.] The commissioner of revenue shall reduce the apportionment of police state aid under subdivisions 5, paragraph (b), 6, and 7, for eligible employer units by any amount in excess of the employer's total prior calendar year obligation under section 353.65, as certified by the executive director of the public employees retirement association. The total shall be deposited in a separate excess police state-aid account in the general fund, administered and distributed as provided in subdivision 11.

Sec. 28. Minnesota Statutes 1994, section 69.021, is amended by adding a subdivision to read:

Subd. 11. [EXCESS POLICE STATE-AID HOLDING ACCOUNT.] (a) An excess police state-aid holding account is established in the general fund.

(b) Excess police state aid determined according to section 69.021, subdivision 10, must be deposited in the excess police state-aid holding account.

(c) From the balance in the excess police state-aid holding account, \$1,000,000 must be transferred annually to the ambulance service personnel longevity award and incentive suspense account established by section 144C.03, subdivision 2.

(d) If a police officer stress reduction program is created by law and money is appropriated for that program, an amount equal to that appropriation must be transferred from the balance in the excess police state-aid holding account.

(e) On October 1, 1997, and annually on each October 1, one-half of the balance of the excess police state-aid holding account remaining after deductions under paragraphs (c) and (d) is appropriated for additional amortization aid under section 423A.02, subdivision 1b.

(f) The remaining balance in the excess police state-aid holding account, after the deductions under paragraphs (c), (d), and (e), cancels to the general fund.

Sec. 29. Minnesota Statutes 1994, section 69.031, subdivision 1, is amended to read:

Subdivision 1. [COMMISSIONER OF FINANCE'S WARRANT.] The commissioner of finance shall issue to the county, municipality, or independent nonprofit firefighting corporation certified to the commissioner of finance by the commissioner a warrant for an amount equal to the amount certified to by the commissioner pursuant to section 69.021. The amount due and not paid by September October 1 accrues interest at the rate of one percent for each month or part of a month the amount remains unpaid, beginning the preceding July 1.

Sec. 30. Minnesota Statutes 1994, section 69.031, subdivision 5, is amended to read:

Subd. 5. [DEPOSIT OF STATE AID.] (1) The municipal treasurer, on receiving the fire state aid, shall within 30 days after receipt transmit it to the treasurer of the duly incorporated firefighters' relief association if there is one organized and the association has filed a financial report with the municipality; but if there is no relief association organized, or if any association dissolve, be removed, or has heretofore dissolved, or has been removed as trustees of state aid, then the treasurer of the municipality shall keep the money in the municipal treasury as provided for in section 424A.08 and shall be disbursed only for the purposes and in the manner set forth in that section.

(2) The municipal treasurer, upon receipt of the police state aid, shall disburse the police state aid in the following manner:

(a) For a municipality in which a local police relief association exists and all peace officers are members of the association, the total state aid shall be transmitted to the treasurer of the relief association within 30 days of the date of receipt, and the treasurer of the relief association shall immediately deposit the total state aid in the special fund of the relief association;

(b) For a municipality in which police retirement coverage is provided by the public employees police and fire fund and all peace officers are members of the fund, the total state aid shall be applied toward the municipality's employer contribution to the public employees police and fire fund pursuant to section 353.65, subdivision 3, ~~and any state aid in excess of the amount required to meet the employer's contribution pursuant to section 353.65, subdivision 3, shall be deposited in the excess contributions holding account of the public employees retirement association; or~~

(c) For a municipality other than a city of the first class with a population of more than 300,000 in which both a police relief association exists and police retirement coverage is provided in part by the public employees police and fire fund, the municipality may elect at its option to transmit the total state aid to the treasurer of the relief association as provided in clause (a), to use the total

state aid to apply toward the municipality's employer contribution to the public employees police and fire fund subject to all the provisions set forth in clause (b), or to allot the total state aid proportionately to be transmitted to the police relief association as provided in this subdivision and to apply toward the municipality's employer contribution to the public employees police and fire fund subject to the provisions of clause (b) on the basis of the respective number of active full-time peace officers, as defined in section 69.011, subdivision 1, clause (g).

For a city of the first class with a population of more than 300,000, in addition, the city may elect to allot the appropriate portion of the total police state aid to apply toward the employer contribution of the city to the public employees police and fire fund based on the covered salary of police officers covered by the fund each payroll period and to transmit the balance to the police relief association.

(3) The county treasurer, upon receipt of the police state aid for the county, shall apply the total state aid toward the county's employer contribution to the public employees police and fire fund pursuant to section 353.65, subdivision 3, ~~and any state aid in excess of the amount required to meet the employer's contribution pursuant to section 353.65, subdivision 3, shall be deposited in the excess contributions holding account of the public employees retirement association.~~

(4) The designated metropolitan airports commission official, upon receipt of the police state aid for the metropolitan airports commission, shall apply the total police state aid toward the commission's employer contribution to the Minneapolis employees retirement fund under section 422A.101, subdivision 2a.

Sec. 31. Minnesota Statutes 1994, section 144C.03, subdivision 2, is amended to read:

Subd. 2. [TRUST ACCOUNT.] (a) There is established in the general fund an ambulance service personnel longevity award and incentive trust account and an ambulance service personnel longevity award and incentive suspense account.

(b) The trust account must be credited with:

- (1) general fund appropriations for that purpose;
- (2) transfers from the ambulance service personnel longevity award and incentive suspense account; and
- (3) investment earnings on those accumulated proceeds. The assets and income of the trust account must be held and managed by the commissioner of finance and the state board of investment for the benefit of the state of Minnesota and its general creditors.

(c) The suspense account must be credited with transfers from the ~~excess contributions~~ police state-aid holding account established in section 353.65, subdivision 7 ~~69.021, subdivision 11~~, any per-year-of-service allocation under section 144C.07, subdivision 2, paragraph (c), that was not made for an individual, and investment earnings on those accumulated proceeds. The suspense account must be managed by the commissioner of finance and the state board of investment. From the suspense account to the trust account there must be transferred to the ambulance service personnel longevity award and incentive trust account, as the suspense account balance permits, the following amounts:

- (1) an amount equal to any general fund appropriation to the ambulance service personnel longevity award and incentive trust account for that fiscal year; and
- (2) an amount equal to the percentage of the remaining balance in the account after the deduction of the amount under clause (1), as specified for the applicable fiscal year:

Fiscal year	Percentage
1995	20
1996	40
1997	50

1998	60
1999	70
2000	80
2001	90
2002 and thereafter	100

Sec. 32. Minnesota Statutes 1994, section 192.501, as amended by Laws 1995, chapter 186, section 48, is amended to read:

192.501 [FINANCIAL INCENTIVES FOR NATIONAL GUARD MEMBERS.]

~~Subdivision 1. [REENLISTMENT BONUS.] (a) The adjutant general shall establish a program providing a reenlistment bonus for members of the Minnesota national guard in accordance with this section. An active member of the Minnesota national guard serving satisfactorily, as defined by the adjutant general, shall be paid \$250 per year for reenlisting in the Minnesota national guard.~~

~~(b) A member must reenlist in the Minnesota national guard for a minimum of three years.~~

~~(c) A member is eligible for subsequent reenlistment bonuses to the extent that total years of bonus eligibility are limited to 12 years.~~

~~(d) Bonus payments shall be paid in the month prior to the anniversary of a member's current reenlistment.~~

~~(e) A member electing to receive tuition assistance under subdivision 2, shall forfeit the reenlistment bonus for the years that the tuition assistance is provided.~~

Subd. 1a. [ENLISTMENT BONUS PROGRAM.] (a) The adjutant general may establish within the limitations of this subdivision a program to provide enlistment bonuses to eligible prospects who become members of the Minnesota national guard.

(b) Eligibility for the bonus is limited to a candidate who:

(1) has expertise, qualifications, or potential for military service deemed by the adjutant general as sufficiently important to the readiness of the national guard or a unit of the national guard to warrant the payment of a bonus in an amount to generally encourage the candidate's enlistment in the national guard;

(2) joins the national guard as an enlisted member, as defined in section 190.05, subdivision 6; and

(3) serves satisfactorily during the period of, and completes, the person's initial entry training, if applicable.

The adjutant general may, within the limitations of this paragraph and other applicable laws, determine additional eligibility criteria for the bonus, and must specify all of the criteria in regulations and publish changes as necessary.

(c) The enlistment bonus payments must be made on a schedule that is determined and published in department regulations by the adjutant general.

(d) If a member fails to complete a term of enlistment for which a bonus was paid, the adjutant general may seek to recoup a prorated amount of the bonus as determined by the adjutant general.

Subd. 1b. [REENLISTMENT BONUS PROGRAM.] (a) The adjutant general may establish a program to provide a reenlistment bonus to eligible members of the Minnesota national guard who extend their enlistment in the national guard within the limitations of this subdivision.

(b) Eligibility for the bonus is limited to an enlisted member of the national guard, as defined in section 190.05, subdivision 6, who:

(1) is serving satisfactorily as determined by the adjutant general;

(2) has 12 or fewer years of service creditable for retirement; and

(3) has military training and expertise deemed by the adjutant general as sufficiently important to the readiness of the national guard or a unit of the national guard to warrant the payment of a bonus in an amount to generally encourage the member's reenlistment in the national guard.

The adjutant general may, within the limitations of this paragraph and other applicable laws, determine additional eligibility criteria for the bonus, and must specify all of the criteria in regulations and publish changes as necessary.

(c) The reenlistment bonus payments must be made on a schedule that is determined and published in department regulations by the adjutant general.

(d) If a member fails to complete a term of reenlistment for which a bonus was paid, the adjutant general may seek to recoup a prorated amount of the bonus as determined by the adjutant general.

Subd. 2. [TUITION AND TEXTBOOK REIMBURSEMENT GRANT PROGRAM.] (a) The adjutant general shall establish a program providing to provide tuition and textbook reimbursement for grants to eligible members of the Minnesota national guard in accordance with this section. An active member of the Minnesota national guard serving satisfactorily, as defined by the adjutant general, shall be reimbursed for tuition paid to a post-secondary education institution as defined by section 136A.15, subdivision 5, upon proof of satisfactory completion of course work within the limitations of this subdivision.

(b) In the case of tuition paid to a public institution located in Minnesota, including any vocational or technical school, tuition is limited to an amount equal to 50 percent of the cost of tuition at that public institution, except as provided in this section. In the case of tuition paid to a Minnesota private institution or vocational or technical school or a public or private institution or vocational or technical school not located in Minnesota, reimbursement Eligibility is limited to a member of the national guard who:

(1) is serving satisfactorily as defined by the adjutant general;

(2) is attending a post-secondary educational institution, as defined by section 136A.15, subdivision 6, including a vocational or technical school operated or regulated by this state or another state or province; and

(3) provides proof of satisfactory completion of coursework, as defined by the adjutant general.

In addition, if a member of the Minnesota national guard is killed in the line of state active service or federally funded state active service, as defined in section 190.05, subdivisions 5a and 5b, the member's surviving spouse, and any surviving dependent who has not yet reached 24 years of age, shall be eligible for a tuition and textbook reimbursement grant.

The adjutant general may, within the limitations of this paragraph and other applicable laws, determine additional eligibility criteria for the grant, and must specify the criteria in department regulations and publish changes as necessary.

(c) The amount of a tuition and textbook reimbursement grant must be specified on a schedule as determined and published in department regulations by the adjutant general, but is limited to 50 a maximum of an amount equal to 75 percent of the cost of tuition for lower division programs in the college of liberal arts at the twin cities campus of the University of Minnesota in the most recent academic year, except as provided in this section.

(e) If a member of the Minnesota national guard is killed in the line of state active service or federally funded state active service as defined in section 190.05, subdivision 5b, the state shall reimburse that in the case of a survivor as defined in paragraph (b), the amount of the tuition and textbook reimbursement grant for coursework satisfactorily completed by the person shall be limited to 100 percent of the cost of tuition for post-secondary courses satisfactorily completed by

~~any surviving spouse and any surviving dependents who are 23 years old or younger. Reimbursement for surviving spouses and dependents is limited in amount and duration as is reimbursement for the national guard member at a Minnesota public educational institution.~~

~~Paragraph (b) notwithstanding, a person is no longer eligible for a grant under this subdivision once the person has received grants under this subdivision for the equivalent of 208 quarter credits or 144 semester credits of coursework.~~

~~(d) The amount of tuition reimbursement for each eligible individual shall be determined by the adjutant general according to rules formulated within 30 days of June 4, 1989. Tuition and textbook reimbursement grants received under this section subdivision shall not be considered by the Minnesota higher education services office or by any other state board, commission, or entity in determining a person's eligibility for a scholarship or grant-in-aid under sections 136A.095 to 136A.1311.~~

~~(e) If a member fails to complete a term of enlistment during which a tuition and textbook reimbursement grant was paid, the adjutant general may seek to recoup a prorated amount as determined by the adjutant general.~~

~~Subd. 3. [RECORDKEEPING;—RECRUITMENT AND RETENTION;—FISCAL MANAGEMENT REPORTING.] The department of military affairs shall adjutant general must keep an accurate record of the recipients of the reenlistment bonus and tuition reimbursement programs. The department shall report to the legislature on the effectiveness of the reenlistment bonus and tuition reimbursement programs in retaining and recruiting members for the Minnesota National Guard. The report to the legislature shall be made by January 1 of each year. The report shall include a review of the effect that the reenlistment bonus and tuition reimbursement programs have on the enlistment and reenlistment of national guard members. The report shall include an accurate record of the effect that both the tuition reimbursement program and the reenlistment bonus program have on the recruitment and retention of members by and benefits paid under this section, and must report this information in the agency performance report, including information regarding the rank, unit location, race, and sex gender.~~

~~By January 16 of each year, the adjutant general must provide copies of the regulations developed under this section to the chairs of the house and senate policy committees responsible for the national guard.~~

~~The department of military affairs shall make a specific effort to recruit and retain reenlist women and members of minority groups into the national guard through the use of the tuition reimbursement and reenlistment bonus financial incentives authorized by the programs in this section.~~

Sec. 33. Minnesota Statutes 1995 Supplement, section 240A.08, is amended to read:

240A.08 [APPROPRIATION.]

(a) \$750,000 is appropriated annually from the general fund to the Minnesota amateur sports commission for the purpose of entering into long-term leases, use, or other agreements with the metropolitan sports facilities commission for the conduct of amateur sports activities at the basketball and hockey arena, consistent with the purposes set forth in this chapter, including (1) stimulating and promoting amateur sports, (2) promoting physical fitness by promoting participation in sports, (3) promoting the development of recreational amateur sport opportunities and activities, and (4) promoting local, regional, national, and international amateur sport competitions and events. The amateur sports commission shall determine what constitutes amateur sports activities as provided in this chapter as of March 1, 1995. The metropolitan sports facilities commission may allocate at least 25 but no more than 50 dates a year for the conduct of amateur sports activities at the basketball and hockey arena by the amateur sports commission. At least 12 of the dates must be on a Friday, Saturday, or Sunday. The amateur sports commission may sell a date at the arena to another group for any purpose. Revenue from sale of these dates is appropriated to the amateur sports commission for purposes listed in section 240A.04. If any amateur sports activities conducted by the amateur sports commission at the basketball and hockey arena are restricted to participants of one gender, an equal number of activities on comparable

days of the week must be conducted for participants of the other gender, but not necessarily in the same year. The legislature reserves the right to repeal or amend this appropriation, and does not intend this appropriation to create public debt.

(b) The amateur sports commission shall not transmit to the operator of the basketball and hockey arena payment of any event-related costs or expenses, including, but not limited to, personnel, labor, services, equipment, utilities, or supplies attributable to the events unless and until the operator has demonstrated, to the satisfaction of the amateur sports commission, the basis for each specific cost or expense and the means by which the costs and expenses were determined.

(c) The amateur sports commission may use any ticket system as may be in place from time to time at the basketball and hockey arena, provided that any royalty or rebate fees or charges or surcharges on tickets received by the operator of the arena from third parties must be credited against event-related costs or expenses.

(d) In the establishment of event-related costs to be imposed upon the amateur sports commission, the operator of the basketball and hockey arena shall provide the amateur sports commission with the maximum discount that the operator has supplied to any other sponsor of a similar amateur sports event in the arena within the 180-day period immediately preceding the date of the amateur sports commission event.

(e) The amateur sports commission must report by August 1 each year to the chairs of the house and senate state government finance divisions on compliance with this section and on the total value of dates and ancillary services, and revenue derived from resale of dates, during the previous state fiscal year.

(f) The attorney general, on behalf of the amateur sports commission, must pursue collection of monetary damages from the operator of the arena if the operator fails to comply with the requirements of this section.

(g) The books, records, documents, accounting procedures, and practices of the metropolitan sports facilities commission, the Minneapolis community development agency, and any corporation with which the Minnesota amateur sports commission may contract for use of the basketball and hockey arena are available for review by the Minnesota amateur sports commission, the legislative auditor, and the chairs of the state government finance divisions of the senate and the house of representatives, subject to chapter 13 and section 473.598, subdivision 4.

Sec. 34. Minnesota Statutes 1994, section 363.071, subdivision 7, is amended to read:

Subd. 7. [LITIGATION AND HEARING COSTS.] The administrative law judge shall order a respondent who is determined to have engaged in an unfair discriminatory practice to reimburse the department and the attorney general for all appropriate litigation and hearing costs expended in preparing for and conducting the hearing, unless payment of the costs would impose a financial hardship on the respondent. Appropriate costs include but are not limited to the costs of services rendered by the attorney general, private attorneys if engaged by the department, administrative law judges, court reporters, and expert witnesses as well as the costs of transcripts and other necessary supplies and materials.

Money reimbursed to the department of human rights under this subdivision must be paid into the state treasury and credited to a special revenue account. Money in that account is appropriated to the commissioner of human rights to the extent the reimbursements were made to cover the department's costs and are available for the department's activities in enforcing the Minnesota human rights act.

Sec. 35. Minnesota Statutes 1994, section 423A.02, is amended by adding a subdivision to read:

Subd. 1b. [ADDITIONAL AMORTIZATION STATE AID.] Annually, on October 1, the commissioner of revenue shall allocate the additional amortization state aid transferred under section 69.021, subdivision 11, to:

(1) all police or salaried firefighter relief associations governed by and in full compliance with the requirements of section 69.77, that had an unfunded actuarial accrued liability in the actuarial valuation prepared under sections 356.215 and 356.216 as of the preceding December 31; and

(2) all local police or salaried firefighter consolidation accounts governed by chapter 353A that are certified by the executive director of the public employees retirement association as having for the current fiscal year an additional municipal contribution amount under section 353A.09, subdivision 5, paragraph (b), and that have implemented section 353A.083, subdivision 1, if the effective date of the consolidation preceded May 24, 1993, and that have implemented section 353A.083, subdivision 2, if the effective date of the consolidation preceded June 1, 1995.

The commissioner shall allocate the state aid on the basis of the proportional share of the relief association or consolidation account of the total unfunded actuarial accrued liability of all recipient relief associations and consolidation accounts as of December 31, 1993, for relief associations, and as of June 30, 1994, for consolidation accounts.

Sec. 36. Laws 1995, chapter 254, article 1, section 11, subdivision 8, is amended to read:
Subd. 8. Public Broadcasting

3,054,000 3,054,000

\$1,450,000 the first year and \$1,450,000 the second year are for matching grants for public television. Public television grant recipients shall give special emphasis to children's programming. In addition, public television grant recipients shall promote program and outreach initiatives that attempt to reduce youth violence in our communities.

\$600,000 the first year and \$600,000 the second year are for public television equipment needs. Equipment grant allocations shall be made after considering the recommendations of the Minnesota public television association.

\$320,000 the first year and \$320,000 the second year are for community service grants to public educational radio stations, which must be allocated after considering the recommendations of the Association of Minnesota Public Educational Radio Stations under Minnesota Statutes, section 129D.14.

\$494,000 the first year and \$494,000 the second year are for equipment grants to public radio stations. These grants must be allocated after considering the recommendations of the Association of Minnesota Public Educational Radio Stations and Minnesota Public Radio, Inc.

\$15,000 each year is for a grant to the association of Minnesota public education radio stations for station KMOJ. This money may be used for equipment.

\$150,000 the first year and \$150,000 the second year are for grants for public information television transmission of legislative activities. At least one-half must go for programming to be broadcast in rural Minnesota.

\$25,000 the first year and \$25,000 the second year are for grants to the Twin Cities regional cable channel.

If an appropriation for either year for grants to public television or radio stations is not sufficient, the appropriation for the other year is available for it.

Sec. 37. [ADDITIONAL MUNICIPAL CERTIFICATION TO ACCOMPANY 1996 POLICE STATE AID APPLICATION FORM.]

In addition to the information required to be provided by municipalities and counties in order to receive police state aid under Minnesota Statutes, sections 69.011 to 69.051, every potential recipient of the 1996 allocation of police state aid must certify the following information as a condition of receipt of police state aid in 1996:

(1) the number of licensed police officers employed by the municipality or county with public employees police and fire plan pension coverage during calendar year 1995;

(2) the covered payroll of the employees described in clause (1) for calendar year 1995;

(3) the amount of employer contributions to the public employees police and fire plan made by the municipality or county regarding the employees described in clause (1) for calendar year 1995;

(4) the number of firefighters employed by the municipality or county with public employees police and fire plan pension coverage during calendar year 1995;

(5) the annual covered payroll of the employees described in clause (4) for calendar year 1995;
and

(6) the amount of employer contributions to the public employees police and fire plan made by the municipality or county regarding the employees described in clause (4) for calendar year 1995.

Sec. 38. [REPORT ON CERTAIN POLICE STATE-AID REIMBURSEMENT PRACTICES.]

(a) Using the information reported under section 37, the commissioner of revenue and the executive director of the public employees retirement association jointly shall report, by November 1, 1996, to the chair of the legislative commission on pensions and retirement on the number of salaried firefighters for whom the employer contribution to the public employees police and fire plan was reimbursed in 1995 in the police state-aid program, the employing units involved, and the amount of 1995 police state aid involved for each employing unit.

(b) With the benefit of the reported information provided under paragraph (a), the legislative commission on pensions and retirement shall study the issue of the use of police state aid to fund the employer contribution to the public employees police and fire fund for local government firefighters and shall, by March 1, 1997, report the results of its study and any recommendations in the form of proposed legislation to the chair of the committee on governmental operations of the house of representatives, the chair of the committee on ways and means of the house of representatives, the chair of the committee on governmental operations and veterans of the senate, and the chair of the committee on finance of the senate.

Sec. 39. [STATEWIDE SYSTEMS ACCOUNT.]

Subdivision 1. [CREATION.] The statewide systems account is a separate account in the general fund. All money resulting from billings for statewide systems services must be deposited in the account. For the purposes of this section, statewide systems includes the state accounting system, payroll system, human resources system, procurement system, and related information access systems.

Subd. 2. [BILLING PROCEDURES.] The commissioner may bill up to \$6,400,000 in fiscal year 1997 for statewide systems services provided to state agencies, judicial branch agencies, the

University of Minnesota, the Minnesota state colleges and universities, and other entities. Billing must be based only on usage of services relating to statewide systems provided by the intertechnologies division. Each agency shall transfer from agency operating appropriations to the statewide systems account the amount billed by the commissioner. Billing policies and procedures related to statewide systems services must be developed by the commissioner of finance in consultation with the commissioners of employee relations and administration, the University of Minnesota, and the Minnesota state colleges and universities.

Subd. 3. [APPROPRIATION.] Money transferred into the account is appropriated to the commissioner of finance to pay for statewide systems services during fiscal year 1997.

Sec. 40. [STATE-OWNED PASSENGER VEHICLE STUDY.]

The commissioner of administration shall study and make recommendations to the chairs of the house and senate governmental operations committees by January 15, 1997, regarding strategies to achieve better management control of state-owned passenger vehicles. The study and recommendations shall specifically address opportunities for further consolidating the state's passenger vehicle fleets.

Sec. 41. [REPEALER.]

Minnesota Statutes 1995 Supplement, section 353.65, subdivision 7, is repealed.

Sec. 42. [EFFECTIVE DATE.]

This act is effective the day following final enactment, except that sections 2, 9, 11, 26 to 32, and 41 are effective July 1, 1996."

Delete the title and insert:

"A bill for an act relating to the organization and operation of state government; appropriating money for the general administrative expenses of state government; amending Minnesota Statutes 1994, sections 8.15, by adding a subdivision; 16A.11, subdivision 1, and by adding a subdivision; 16D.02, subdivision 2; 16D.03, subdivisions 2 and 3; 16D.04, subdivision 2; 16D.09; 69.021, subdivision 4, and by adding subdivisions; 69.031, subdivisions 1 and 5; 144C.03, subdivision 2; 192.501, as amended; 363.071, subdivision 7; and 423A.02, by adding a subdivision; Minnesota Statutes 1995 Supplement, sections 16D.02, subdivision 8; 16D.04, subdivision 1; 16D.06, subdivision 2; 16D.08, subdivision 2; 16D.11, subdivisions 1 and 7; 16D.12; and 240A.08; Laws 1995, chapter 254, article 1, section 11, subdivision 8; proposing coding for new law in Minnesota Statutes, chapters 10; and 14; repealing Minnesota Statutes 1995 Supplement, section 353.65, subdivision 7."

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

Senate Conferees: (Signed) Richard J. Cohen, Phil J. Riveness, Gene Merriam, Randy C. Kelly, Dennis R. Frederickson

House Conferees: (Signed) Tom Rukavina, Phyllis Kahn, Richard H. Jefferson, Mike Osskopp, Jim Knoblach

Mr. Cohen moved that the foregoing recommendations and Conference Committee Report on S.F. No. 2857 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. 2857 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 48 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Hanson	Kroening	Novak	Sams
Beckman	Hottinger	Laidig	Oliver	Samuelson
Belanger	Janezich	Langseth	Pappas	Solon
Berg	Johnson, D.E.	Larson	Piper	Spear
Berglin	Johnson, J.B.	Lessard	Price	Stumpf
Betzold	Kiscaden	Marty	Ranum	Terwilliger
Cohen	Kleis	Merriam	Reichgott Junge	Vickerman
Fischbach	Knutson	Metzen	Riveness	Wiener
Flynn	Kramer	Morse	Robertson	
Frederickson	Krentz	Murphy	Runbeck	

Those who voted in the negative were:

Johnston	Limmer	Olson	Ourada	Pariseau
Lesewski	Neuville			

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 1981 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 1981

A bill for an act relating to commerce; regulating the enforcement powers of the commissioner; clarifying the definition of nonconformity in respect of hearing aids; amending Minnesota Statutes 1994, section 45.027, subdivision 5, and by adding a subdivision; Minnesota Statutes 1995 Supplement, section 325G.203, subdivision 11.

March 18, 1996

The Honorable Allan H. Spear
President of the Senate

The Honorable Irv Anderson
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 1981, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate concur in the House amendments and that S.F. No. 1981 be further amended as follows:

Page 4, line 20, of the Entenza amendment, delete "expenses"

Page 4, line 33, of the Entenza amendment, after "organization" insert "and its related organizations, as that term is defined by section 317A.011, subdivision 18,"

Page 5 of the Entenza amendment, delete section 4

Page 6, line 1, of the Entenza amendment, delete "5" and insert "4"

Page 6 of the Entenza amendment, delete section 6 and insert:

"Sec. 5. Minnesota Statutes 1994, section 325F.62, subdivision 3, is amended to read:

Subd. 3. Each shop shall conspicuously display a sign that states the following: "Upon a customer's request, this shop is required to provide a written estimate for repairs costing \$100 to ~~\$2,000~~ \$7,500 if the shop agrees to perform the repairs. The shop's final price cannot exceed its written estimate by more than ten percent without the prior authorization of the customer. You must request that the estimate be in writing. An oral estimate is not subject to the above repair cost limitations. If the shop charges a fee for the storage or care of repaired motor vehicles or appliances, the shop shall conspicuously display a sign that states the amount assessed for storage or care, when the charge begins to accrue, and the interval of time between assessments."

Sec. 6. Minnesota Statutes 1995 Supplement, section 325G.203, subdivision 11, is amended to read:

Subd. 11. [NONCONFORMITY.] "Nonconformity" means a specific condition or generic defect or malfunction, or a defect or condition that substantially impairs the use, value, or safety of an assistive device, but does not include a condition or defect that is the result of abuse or unauthorized modification or alteration of the assistive device by the consumer.

For those assistive devices regulated under section 153A.19, "nonconformity" does not include a condition of the device that is the result of normal use which could be resolved through fitting adjustments, cleaning, or proper care.

Sec. 7. [PILOT PROJECT.]

The commissioner of employee relations shall develop a proposal for a pilot project to determine the feasibility of coordinating workers' compensation and insurance benefits. This proposal may include a pilot project for employees of local units of government as well as state employees. In developing this project, the commissioner shall consult with the joint labor management committee on health plans; the public employees insurance program advisory board; the departments of labor and industry, health, and commerce; and health plans serving state employees and other public employees.

The commissioner shall report on the implementation of the pilot project, and any recommendations, to the legislature by January 15, 1997.

Sec. 8. [LONG-TERM CARE COVERAGE.]

The commissioner of employee relations, with the assistance of the labor-management committee, shall consider an optional long-term care insurance benefit that may be offered to retiring state employees. The benefit would provide nursing home and/or home care benefits. Premiums for the benefit would be paid for by retiring employees who choose to elect this coverage. The commissioner shall report to the legislature by January 15, 1997."

Page 6, line 17, of the Entenza amendment, delete "7" and insert "9"

Page 6, line 18, of the Entenza amendment, after "6" insert "and 8"

Delete the title and insert:

"A bill for an act relating to commerce; regulating the enforcement powers of the commissioner of commerce; providing for the study and consideration of certain insurance benefits; modifying reporting and enforcement provisions for charitable solicitations; regulating the repair of certain consumer goods; modifying the definition of "nonconformity" for purposes of assistive listening device regulation; amending Minnesota Statutes 1994, sections 45.027, subdivision 5, and by adding a subdivision; 325F.56, subdivision 2; and 325F.62, subdivision 3; Minnesota Statutes 1995 Supplement, sections 309.53, subdivision 3; and 325G.203, subdivision 11."

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

Senate Conferees: (Signed) John C. Hottinger, Cal Larson, Deanna Wiener

House Conferees: (Signed) Matt Entenza, Robert Leighton, Ron Abrams

Mr. Hottinger moved that the foregoing recommendations and Conference Committee Report on S.F. No. 1981 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. 1981 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 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

RECESS

Ms. Reichgott Junge 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. 2720: Messrs. Marty, Cohen and Laidig.

H.F. No. 2375: Meses. Reichgott Junge, Wiener and Robertson.

H.F. No. 2171: Messrs. Morse, Merriam and Stevens.

H.F. No. 2402: Ms. Hanson, Messrs. Murphy and Belanger.

Ms. Reichgott Junge moved that the foregoing appointments be approved. The motion prevailed.

MEMBERS EXCUSED

Messrs. Chmielewski, Finn and Johnson, D.J. were excused from the Session of today. Mr. Chandler was excused from the Session of today at 2:30 p.m. Meses. Berglin, Kiscaden and Mr. Samuelson were excused from the Session of today from 1:45 to 3:30 p.m. Mr. Pogemiller was excused from the Session of today from 2:00 to 3:00 p.m. Ms. Anderson was excused from the Session of today from 1:00 to 1:55 p.m. Messrs. Solon and Sams were excused from the Session of today from 1:00 to 2:15 p.m. Mr. Stumpf was excused from the Session of today from 1:00 to 2:00 p.m. Mr. Terwilliger was excused from the Session of today from 1:00 to 3:45 p.m.

ADJOURNMENT

Ms. Reichgott Junge moved that the Senate do now adjourn until 10:00 a.m., Thursday, March 21, 1996. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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