

STATE OF MINNESOTA

Journal of the Senate

EIGHTIETH LEGISLATURE

TENTH DAY

St. Paul, Minnesota, Monday, February 10, 1997

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Paul O. Monson.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America.

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

Anderson	Higgins	Krentz	Neuville	Sams
Belanger	Hottinger	Laidig	Novak	Samuelson
Berg	Janezich	Langseth	Oliver	Scheevel
Berglin	Johnson, D.E.	Larson	Olson	Scheid
Betzold	Johnson, D.H.	Lesewski	Ourada	Solon
Cohen	Johnson, D.J.	Lessard	Pappas	Spear
Day	Johnson, J.B.	Limmer	Piper	Stevens
Dille	Junge	Lourey	Pogemiller	Stumpf
Fischbach	Kelley, S.P.	Marty	Price	Ten Eyck
Flynn	Kelly, R.C.	Metzen	Ranum	Terwilliger
Foley	Kiscaden	Moe, R.D.	Robertson	Vickerman
Frederickson	Kleis	Morse	Robling	Wiener
Hanson	Knutson	Murphy	Runbeck	Wiger

The President declared a quorum present.

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

MEMBERS EXCUSED

Mr. Beckman and Mrs. Pariseau were excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received and referred to the committee indicated.

January 17, 1997

The Honorable Allan H. Spear
President of the Senate

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

PUBLIC UTILITIES COMMISSION

Edward A. Garvey, 32 Lawton St., St. Paul, Ramsey County, effective January 21, 1997, for a term expiring on the first Monday in January, 2003.

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

Warmest regards,
Arne H. Carlson, Governor

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 84.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 6, 1997

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred to the committee indicated.

H.F. No. 84: A bill for an act relating to education; permitting school boards to begin the 1998-1999 and 1999-2000 school years before Labor Day.

Referred to the Committee on Children, Families and Learning.

REPORTS OF COMMITTEES

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

Mr. Sams from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 204: A bill for an act relating to taxation; sales and use; making the exemption for used farm machinery permanent; amending Minnesota Statutes 1996, section 297A.25, subdivision 59.

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

Page 1, line 10, after "of" insert "new and"

Amend the title as follows:

Page 1, line 2, delete from "making" through page 1, line 3, to "permanent" and insert "changing the exemption for farm machinery"

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

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

S.F. No. 195: A bill for an act relating to game and fish; placing a surcharge on deer licenses for the 1997 deer season; providing for emergency deer feeding; appropriating money.

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

Page 1, line 11, after the period, insert "Minnesota Statutes 1996, section 97A.485, subdivision 7, shall not apply to the surcharge imposed under this section."

Page 1, after line 11, insert:

"Sec. 2. [**\$5 RESIDENT DEER LICENSE FOR CONTRIBUTORS.**]

Until May 1, 1997, the commissioner of natural resources may accept contributions for the emergency feeding of deer in 1997. The commissioner shall record the contributions and issue decorative certificates of appreciation and receipts to persons who contribute under this section. The commissioner of natural resources shall issue one deer license for the 1997 season under Minnesota Statutes, section 97A.475, subdivision 2, clause (4) or (5), at a total cost of \$5 to each of the first 6,000 residents who contributes at least \$50 under this section and applies to the commissioner for the license. The commissioner must include an application for the license when the receipt of contribution is issued to a resident who contributes at least \$50 under this section.

Sec. 3. [**DEER FEEDING STUDY.**]

The commissioner, in consultation with the citizen oversight committee appointed under Minnesota Statutes, section 97A.055, subdivision 4a, paragraph (b), clause (3), shall study the costs associated with emergency deer feeding and shall include the effect that the feeding project has on the deer population."

Page 1, line 13, delete "\$1,500,000" and insert "Subdivision 1. [GAME AND FISH FUND.] \$1,100,000"

Page 1, after line 18, insert:

"Subd. 2. [DEER FEEDING CONTRIBUTIONS.] All money received under section 2 is appropriated to the commissioner for emergency feeding, including administrative costs of the contribution program under section 2, and is in addition to money appropriated in Laws 1995, chapter 220, section 5, subdivision 7, and Laws 1996, chapter 294, section 2."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "establishing a \$5 deer license for contributors; providing for contributions for emergency deer feeding;"

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

Mr. Spear from the Committee on Crime Prevention, to which was referred

H.F. No. 5: A bill for an act relating to crime; clarifying the elements of the harassment and stalking crime; amending Minnesota Statutes 1996, section 609.749, subdivisions 1, 2, 5, and by adding a subdivision.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1996, section 244.09, subdivision 5, is amended to read:

Subd. 5. The commission shall, ~~on or before January 1, 1980,~~ promulgate sentencing guidelines for the district court. The guidelines shall be based on reasonable offense and offender characteristics. The guidelines promulgated by the commission shall be advisory to the district court and shall establish:

(1) The circumstances under which imprisonment of an offender is proper; and

(2) A presumptive, fixed sentence for offenders for whom imprisonment is proper, based on each appropriate combination of reasonable offense and offender characteristics. The guidelines may provide for an increase or decrease of up to 15 percent in the presumptive, fixed sentence.

The sentencing guidelines promulgated by the commission may also establish appropriate sanctions for offenders for whom imprisonment is not proper. Any guidelines promulgated by the commission establishing sanctions for offenders for whom imprisonment is not proper shall make specific reference to noninstitutional sanctions, including but not limited to the following: payment of fines, day fines, restitution, community work orders, work release programs in local facilities, community based residential and nonresidential programs, incarceration in a local correctional facility, and probation and the conditions thereof.

Although the sentencing guidelines are advisory to the district court, the court shall follow the procedures of the guidelines when it pronounces sentence in a proceeding to which the guidelines apply by operation of statute. Sentencing pursuant to the sentencing guidelines is not a right that accrues to a person convicted of a felony; it is a procedure based on state public policy to maintain uniformity, proportionality, rationality, and predictability in sentencing.

In establishing and modifying the sentencing guidelines, the primary consideration of the commission shall be public safety. The commission shall also consider current sentencing and release practices; correctional resources, including but not limited to the capacities of local and state correctional facilities; and the long-term negative impact of the crime on the community.

The provisions of sections 14.001 to 14.69 do not apply to the promulgation of the sentencing guidelines, and the sentencing guidelines, including severity levels and criminal history scores, are not subject to review by the legislative commission to review administrative rules. However, ~~on or before January 1, 1986,~~ the commission shall adopt rules pursuant to sections 14.001 to 14.69 which establish procedures for the promulgation of the sentencing guidelines, including procedures for the promulgation of severity levels and criminal history scores, and these rules shall be subject to review by the legislative commission to review administrative rules.

Sec. 2. Minnesota Statutes 1996, section 518B.01, subdivision 14, is amended to read:

Subd. 14. [VIOLATION OF AN ORDER FOR PROTECTION.] (a) Whenever an order for protection is granted pursuant to this section, and the respondent or person to be restrained knows of the order, violation of the order for protection is a gross misdemeanor. Upon conviction, the defendant must be sentenced to a minimum of three days imprisonment and must be ordered to participate in counseling or other appropriate programs selected by the court. If the court stays imposition or execution of the jail sentence and the defendant refuses or fails to comply with the court's treatment order, the court must impose and execute the stayed jail sentence. A person is guilty of a ~~gross misdemeanor who~~ felony and may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or both, if the person violates this paragraph:

(1) during the time period between a previous conviction under this paragraph; sections 609.221 to 609.224; 609.2242; 609.713, subdivision 1 or 3; 609.748, subdivision 6; 609.749; or a similar law of another state and the end of the five years following discharge from sentence for that conviction; or

(2) while possessing a dangerous weapon, as defined in section 609.02, subdivision 6.

Upon a felony conviction under this paragraph, the defendant must be sentenced to a minimum of ten days imprisonment and must be ordered to participate in counseling or other appropriate programs selected by the court. Notwithstanding section 609.135, the court must impose and

execute the minimum sentence provided in this paragraph for ~~gross misdemeanor~~ felony convictions.

(b) A peace officer shall arrest without a warrant and take into custody a person whom the peace officer has probable cause to believe has violated an order granted pursuant to this section restraining the person or excluding the person from the residence or the petitioner's place of employment, even if the violation of the order did not take place in the presence of the peace officer, if the existence of the order can be verified by the officer. The person shall be held in custody for at least 36 hours, excluding the day of arrest, Sundays, and holidays, unless the person is released earlier by a judge or judicial officer. A peace officer acting in good faith and exercising due care in making an arrest pursuant to this paragraph is immune from civil liability that might result from the officer's actions.

(c) A violation of an order for protection shall also constitute contempt of court and be subject to the penalties therefor.

(d) If the court finds that the respondent has violated an order for protection and that there is reason to believe that the respondent will commit a further violation of the provisions of the order restraining the respondent from committing acts of domestic abuse or excluding the respondent from the petitioner's residence, the court may require the respondent to acknowledge an obligation to comply with the order on the record. The court may require a bond sufficient to deter the respondent from committing further violations of the order for protection, considering the financial resources of the respondent, and not to exceed \$10,000. If the respondent refuses to comply with an order to acknowledge the obligation or post a bond under this paragraph, the court shall commit the respondent to the county jail during the term of the order for protection or until the respondent complies with the order under this paragraph. The warrant must state the cause of commitment, with the sum and time for which any bond is required. If an order is issued under this paragraph, the court may order the costs of the contempt action, or any part of them, to be paid by the respondent. An order under this paragraph is appealable.

(e) Upon the filing of an affidavit by the petitioner, any peace officer, or an interested party designated by the court, alleging that the respondent has violated any order for protection granted pursuant to this section, the court may issue an order to the respondent, requiring the respondent to appear and show cause within 14 days why the respondent should not be found in contempt of court and punished therefor. The hearing may be held by the court in any county in which the petitioner or respondent temporarily or permanently resides at the time of the alleged violation. The court also shall refer the violation of the order for protection to the appropriate prosecuting authority for possible prosecution under paragraph (a).

(f) If it is alleged that the respondent has violated an order for protection issued under subdivision 6 and the court finds that the order has expired between the time of the alleged violation and the court's hearing on the violation, the court may grant a new order for protection under subdivision 6 based solely on the respondent's alleged violation of the prior order, to be effective until the hearing on the alleged violation of the prior order. If the court finds that the respondent has violated the prior order, the relief granted in the new order for protection shall be extended for a fixed period, not to exceed one year, except when the court determines a longer fixed period is appropriate.

(g) The admittance into petitioner's dwelling of an abusing party excluded from the dwelling under an order for protection is not a violation by the petitioner of the order for protection.

A peace officer is not liable under section 609.43, clause (1), for a failure to perform a duty required by paragraph (b).

(h) When a person is convicted of violating an order for protection under this section and the court determines that the person used a firearm in any way during commission of the violation, the court may order that the person is prohibited from possessing any type of firearm for any period longer than three years or for the remainder of the person's life. A person who violates this paragraph is guilty of a gross misdemeanor. At the time of the conviction, the court shall inform the defendant whether and for how long the defendant is prohibited from possessing a firearm and

that it is a gross misdemeanor to violate this paragraph. The failure of the court to provide this information to a defendant does not affect the applicability of the firearm possession prohibition or the gross misdemeanor penalty to that defendant.

(i) Except as otherwise provided in paragraph (h), when a person is convicted of violating an order for protection under this section, the court shall inform the defendant that the defendant is prohibited from possessing a pistol for three years from the date of conviction and that it is a gross misdemeanor offense to violate this prohibition. The failure of the court to provide this information to a defendant does not affect the applicability of the pistol possession prohibition or the gross misdemeanor penalty to that defendant.

(j) Except as otherwise provided in paragraph (h), a person is not entitled to possess a pistol if the person has been convicted after August 1, 1996, of violating an order for protection under this section, unless three years have elapsed from the date of conviction and, during that time, the person has not been convicted of any other violation of this section. Property rights may not be abated but access may be restricted by the courts. A person who possesses a pistol in violation of this paragraph is guilty of a gross misdemeanor.

(k) If the court determines that a person convicted of violating an order for protection under this section owns or possesses a firearm and used it in any way during the commission of the violation, it shall order that the firearm be summarily forfeited under section 609.5316, subdivision 3.

Sec. 3. Minnesota Statutes 1996, section 609.11, subdivision 9, is amended to read:

Subd. 9. [APPLICABLE OFFENSES.] The crimes for which mandatory minimum sentences shall be served as provided in this section are: murder in the first, second, or third degree; assault in the first, second, or third degree; burglary; kidnapping; false imprisonment; manslaughter in the first or second degree; aggravated robbery; simple robbery; criminal sexual conduct under the circumstances described in sections 609.342, subdivision 1, clauses (a) to (f); 609.343, subdivision 1, clauses (a) to (f); and 609.344, subdivision 1, clauses (a) to (e) and (h) to (j); escape from custody; arson in the first, second, or third degree; drive-by shooting under section 609.66, subdivision 1e; harassment and stalking under section 609.749, subdivision 3, clause (3); possession or other unlawful use of a firearm in violation of section 609.165, subdivision 1b, or 624.713, subdivision 1, clause (b), a felony violation of chapter 152; or any attempt to commit any of these offenses.

Sec. 4. Minnesota Statutes 1996, section 609.748, subdivision 6, is amended to read:

Subd. 6. [VIOLATION OF RESTRAINING ORDER.] (a) When a temporary restraining order or a restraining order is granted under this section and the respondent knows of the order, violation of the order is a gross misdemeanor. A person is guilty of a ~~gross misdemeanor who~~ felony and may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or both, if the person knowingly violates the order during the time period between a previous conviction under this subdivision; sections 609.221 to 609.224; 518B.01, subdivision 14; 609.713, subdivisions 1 or 3; or 609.749; and the end of the five years following discharge from sentence for that conviction. A person is guilty of a felony and may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or both, if the person knowingly violates the order:

(1) because of the victim's or another's actual or perceived race, color, religion, sex, sexual orientation, disability as defined in section 363.01, age, or national origin;

(2) by falsely impersonating another;

(3) while possessing a dangerous weapon;

(4) with intent to influence or otherwise tamper with a juror or a judicial proceeding or with intent to retaliate against a judicial officer, as defined in section 609.415, or a prosecutor, defense attorney, or officer of the court, because of that person's performance of official duties in connection with a judicial proceeding; or

(5) against a victim under the age of 18, if the respondent is more than 36 months older than the victim.

(b) A peace officer shall arrest without a warrant and take into custody a person whom the peace officer has probable cause to believe has violated an order issued under subdivision 4 or 5 if the existence of the order can be verified by the officer.

(c) A violation of a temporary restraining order or restraining order shall also constitute contempt of court.

(d) Upon the filing of an affidavit by the petitioner, any peace officer, or an interested party designated by the court, alleging that the respondent has violated an order issued under subdivision 4 or 5, the court may issue an order to the respondent requiring the respondent to appear within 14 days and show cause why the respondent should not be held in contempt of court. The court also shall refer the violation of the order to the appropriate prosecuting authority for possible prosecution under paragraph (a).

Sec. 5. Minnesota Statutes 1996, section 609.749, subdivision 1, is amended to read:

Subdivision 1. [DEFINITION.] As used in this section, "harass" means to engage in intentional conduct ~~in a manner that~~ which:

(1) the actor knows or has reason to know would cause a reasonable person the victim under the circumstances to feel frightened, threatened, oppressed, persecuted, or intimidated; and

(2) causes this reaction on the part of the victim.

Sec. 6. Minnesota Statutes 1996, section 609.749, is amended by adding a subdivision to read:

Subd. 1a. [NO PROOF OF SPECIFIC INTENT REQUIRED.] In a prosecution under this section, the state is not required to prove that the actor intended to cause the victim to feel frightened, threatened, oppressed, persecuted, or intimidated, or except as otherwise provided in subdivision 3, clause (4), that the actor intended to cause any other result.

Sec. 7. Minnesota Statutes 1996, section 609.749, subdivision 2, is amended to read:

Subd. 2. [HARASSMENT AND STALKING CRIMES.] (a) A person who harasses another by committing any of the following acts is guilty of a gross misdemeanor:

(1) directly or indirectly manifests a purpose or intent to injure the person, property, or rights of another by the commission of an unlawful act;

(2) stalks, follows, or pursues another;

(3) returns to the property of another if the actor is without claim of right to the property or consent of one with authority to consent;

(4) repeatedly makes telephone calls, or induces a victim to make telephone calls to the actor, whether or not conversation ensues;

(5) makes or causes the telephone of another repeatedly or continuously to ring;

(6) repeatedly ~~uses the mail~~ mails or delivers or causes the delivery of letters, telegrams, messages, packages, or other objects; or

(7) engages in any other harassing conduct that interferes with another person or intrudes on the person's privacy or liberty.

(b) The conduct described in paragraph (a), clauses (4) and (5), may be prosecuted either at the place where the any call is either made or where it is received. The conduct described in paragraph (a), clause (6), may be prosecuted either where the mail is deposited or where it is any letter, telegram, message, package, or other object is either sent or received.

Sec. 8. Minnesota Statutes 1996, section 609.749, subdivision 5, is amended to read:

Subd. 5. [PATTERN OF HARASSING CONDUCT.] (a) A person who engages in a pattern of harassing conduct with respect to a single victim or one or more members of a single household ~~in a manner that which the actor knows or has reason to know would cause a reasonable person the victim under the circumstances to feel terrorized or to fear bodily harm and that which does cause this reaction on the part of the victim,~~ is guilty of a felony and may be sentenced to imprisonment for not more than ten years or to payment of a fine of not more than \$20,000, or both.

(b) For purposes of this subdivision, a "pattern of harassing conduct" means two or more acts within a five-year period that violate the provisions of any of the following:

- (1) this section;
- (2) section 609.713;
- (3) section 609.224;
- (4) section 609.2242;
- (5) section 518B.01, subdivision 14;
- (6) section 609.748, subdivision 6;
- (7) section 609.605, subdivision 1, paragraph (b), clauses (3), (4), and (7);
- (8) section 609.79;
- (9) section 609.795;
- (10) section 609.582; ~~or~~
- (11) section 609.595; or
- (12) section 609.765.

Sec. 9. Minnesota Statutes 1996, section 609.749, subdivision 6, is amended to read:

Subd. 6. [MENTAL HEALTH ASSESSMENT AND TREATMENT.] (a) When a person is convicted ~~of a felony offense~~ under this section, or another ~~felony offense~~ section arising out of a charge based on this section, the court shall order an independent professional mental health assessment of the offender's need for mental health treatment. The court may waive the assessment if an adequate assessment was conducted prior to the conviction.

(b) Notwithstanding section 13.42, 13.85, 144.335, or 260.161, the assessor has access to the following private or confidential data on the person if access is relevant and necessary for the assessment:

- (1) medical data under section 13.42;
- (2) welfare data under section 13.46;
- (3) corrections and detention data under section 13.85;
- (4) health records under section 144.335; and
- (5) juvenile court records under section 260.161.

Data disclosed under this section may be used only for purposes of the assessment and may not be further disclosed to any other person, except as authorized by law.

(c) If the assessment indicates that the offender is in need of and amenable to mental health treatment, the court shall include in the sentence a requirement that the offender undergo treatment.

(d) The court shall order the offender to pay the costs of assessment under this subdivision unless the offender is indigent under section 563.01.

Sec. 10. [EFFECTIVE DATES.]

Sections 1 and 5 to 8 are effective the day following final enactment and apply to crimes committed on or after that date. Sections 2 to 4 and 9 are effective August 1, 1997, and apply to crimes committed on or after that date."

Delete the title and insert:

"A bill for an act relating to crime; clarifying the elements of the harassment and stalking crime; increasing the penalties for a violation of a domestic abuse order for protection and a harassment restraining order; adding certain violations of the harassment and stalking law to the list of crimes for which mandatory minimum prison sentences must be imposed; requiring mental health assessments for all violations of the harassment and stalking law; expanding the definition of "pattern of harassing conduct"; clarifying that the application of the sentencing guidelines system is not a right that a defendant may waive; amending Minnesota Statutes 1996, sections 244.09, subdivision 5; 518B.01, subdivision 14; 609.11, subdivision 9; 609.748, subdivision 6; and 609.749, subdivisions 1, 2, 5, 6, and by adding a subdivision."

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

SECOND READING OF HOUSE BILLS

H.F. No. 5 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Frederickson moved that the names of Messrs. Novak, Morse and Mrs. Fischbach be added as co-authors to S.F. No. 148. The motion prevailed.

Mr. Metzen moved that the name of Mr. Marty be added as a co-author to S.F. No. 332. The motion prevailed.

Ms. Lesewski moved that the name of Mr. Beckman be added as a co-author to S.F. No. 399. The motion prevailed.

Mr. Kelly, R.C. moved that S.F. No. 233 be withdrawn from the Committee on Crime Prevention and re-referred to the Committee on Governmental Operations and Veterans. The motion prevailed.

Mr. Ten Eyck moved that S.F. No. 269 be withdrawn from the Committee on Governmental Operations and Veterans and re-referred to the Committee on Judiciary. The motion prevailed.

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

GENERAL ORDERS

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

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

S.F. Nos. 45, 72, 73 and 164, which the committee recommends to pass.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of the Consent Calendar.

CONSENT CALENDAR

H.F. No. 13: A bill for an act relating to legislative enactments; providing for the correction of miscellaneous oversights, inconsistencies, ambiguities, unintended results, and technical errors of a noncontroversial nature; amending Minnesota Statutes 1996, sections 84.035, subdivision 5; 103G.005, subdivision 14a; 103G.2243; 119A.31, subdivision 1; 124A.22, subdivision 13; 256B.431, subdivision 25; 256B.501, subdivision 5d; 366.125; 394.235; and 462.353, subdivision 5; and Laws 1996, chapter 408, article 2, section 8.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

Anderson	Higgins	Laidig	Oliver	Scheevel
Belanger	Hottinger	Langseth	Olson	Scheid
Berg	Johnson, D.E.	Lesewski	Ourada	Solon
Berglin	Johnson, D.H.	Lessard	Pappas	Spear
Betzold	Johnson, D.J.	Limmer	Piper	Stevens
Cohen	Johnson, J.B.	Lourey	Pogemiller	Stumpf
Day	Junge	Marty	Price	Ten Eyck
Dille	Kelley, S.P.	Metzen	Ranum	Terwilliger
Fischbach	Kelly, R.C.	Moe, R.D.	Robertson	Vickerman
Flynn	Kiscaden	Morse	Robling	Wiener
Foley	Kleis	Murphy	Runbeck	Wiger
Frederickson	Knutson	Neuville	Sams	
Hanson	Krentz	Novak	Samuelson	

So the bill passed and its title was agreed to.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Sams, Mrs. Lourey, Messrs. Dille, Morse and Murphy introduced--

S.F. No. 429: A bill for an act relating to agriculture; appropriating money for the grant program that provides technology services to dairy farmers and for dairy industry development.

Referred to the Committee on Agriculture and Rural Development.

Mses. Berglin, Piper and Mrs. Lourey introduced--

S.F. No. 430: A bill for an act relating to health; establishing a birth defects information system; providing criminal penalties; appropriating money; amending Minnesota Statutes 1996, section 144.2215; proposing coding for new law in Minnesota Statutes, chapters 13; and 144.

Referred to the Committee on Health and Family Security.

Mses. Higgins, Ranum, Messrs. Vickerman and Pogemiller introduced--

S.F. No. 431: A bill for an act relating to the city of Minneapolis; clarifying the procedure for utility charge assessments.

Referred to the Committee on Local and Metropolitan Government.

Mses. Hanson, Krentz, Messrs. Samuelson and Sams introduced--

S.F. No. 432: A bill for an act relating to children; modifying execution and consent requirements for designated parent agreements; amending Minnesota Statutes 1996, sections 171.07, subdivision 11; and 257A.01, subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Sams, Larson and Mrs. Fischbach introduced--

S.F. No. 433: A bill for an act relating to the Sauk River watershed district; authorizing a levy for its administrative fund.

Referred to the Committee on Environment and Natural Resources.

Mr. Lessard, Ms. Hanson, Messrs. Sams and Langseth introduced--

S.F. No. 434: A bill for an act relating to the board of government innovation and cooperation; extending an exemption from enforcement of law granted by the board during calendar year 1996; amending Minnesota Statutes 1996, section 465.797, subdivision 5a.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Foley, Mrs. Pariseau, Ms. Higgins, Mrs. Robling and Ms. Johnson, J.B. introduced--

S.F. No. 435: A bill for an act relating to motor vehicles; making technical change to clarify that pickup truck with slip in camper may be registered depending upon its weight; restricting telephonic access to certain information related to vehicle registration; allowing vehicle dealers 21 days to send purchase receipt to department of public safety if vehicle not sold; providing for display of fleet vehicle license plates; providing for driver's license agents; amending Minnesota Statutes 1996, sections 168.011, subdivision 25; 168.345, subdivision 1; 168A.11, subdivision 2; 169.79; and 171.06, subdivision 4.

Referred to the Committee on Transportation.

Messrs. Morse, Scheevel, Lessard, Ten Eyck and Mrs. Lourey introduced--

S.F. No. 436: A bill for an act relating to the environment; modifying the requirements for a program for environmental learning centers; amending Laws 1994, chapter 643, section 23, subdivision 28, as amended; and Laws 1996, chapter 463, section 7, subdivision 26.

Referred to the Committee on Environment and Natural Resources.

Messrs. Solon, Metzen, Mrs. Scheid, Messrs. Oliver and Larson introduced--

S.F. No. 437: A resolution memorializing Congress to pass federal legislation requiring persons selling insurance in federally chartered financial institutions to comply with all applicable state insurance laws and regulations.

Referred to the Committee on Commerce.

Mr. Sams, Mrs. Lourey, Messrs. Samuelson, Stevens and Dille introduced--

S.F. No. 438: A bill for an act relating to rural health; designating a sole community hospital as an essential community provider; ensuring rural representation on the health care commission; establishing a demonstration project for rural hospital consolidation and cooperation; establishing a grant and loan program to rural hospitals for capital improvements; repealing the physician license surcharge; appropriating money; amending Minnesota Statutes 1996, sections 62J.05, subdivision 2; 62Q.19, subdivision 1; 144.1465; 144.147, subdivisions 1, 2, 3, and 4; and 144.1484, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 1996, section 147.01, subdivision 6.

Referred to the Committee on Health and Family Security.

Messrs. Sams, Morse, Dille and Ms. Hanson introduced--

S.F. No. 439: A bill for an act relating to agriculture; changing certain dairy inspection fees; amending Minnesota Statutes 1996, section 32.394, subdivisions 8, 8a, 8b, and 8d.

Referred to the Committee on Agriculture and Rural Development.

Mr. Betzold introduced--

S.F. No. 440: A bill for an act relating to health; clarifying the use of peer review data; amending Minnesota Statutes 1996, sections 145.64, subdivision 1; and 147.111, subdivision 4.

Referred to the Committee on Health and Family Security.

Messrs. Novak, Lessard, Morse, Pogemiller and Ms. Olson introduced--

S.F. No. 441: A bill for an act relating to taxation; sales; exempting sales of lottery tickets from sales tax; amending Minnesota Statutes 1996, sections 297A.259; 349A.01, subdivision 7; and 349A.10, subdivision 7.

Referred to the Committee on Local and Metropolitan Government.

Messrs. Novak; Kelley, S.P.; Ms. Runbeck, Mr. Metzen and Mrs. Pariseau introduced--

S.F. No. 442: A bill for an act relating to utilities; authorizing cities to control the use of public rights-of-way for providing utility services; authorizing permits and fees; requiring rules; proposing coding for new law in Minnesota Statutes, chapter 237.

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

Mses. Junge, Olson, Messrs. Stumpf, Janezich and Ms. Krentz introduced--

S.F. No. 443: A bill for an act relating to education; providing for expanded charter school law; providing for expanded interdistrict open enrollment; appropriating money; amending Minnesota Statutes 1996, sections 120.062, subdivisions 3, 6, 7, and 11; 120.064, subdivisions 3, 4, 4a, 5, 8, 20a, 21, and by adding a subdivision; 121.611; and 124.248, subdivisions 1, 4, and by adding subdivisions.

Referred to the Committee on Children, Families and Learning.

Messrs. Johnson, D.H.; Ten Eyck; Kelly, R.C.; Kleis and Belanger introduced--

S.F. No. 444: A bill for an act relating to corrections; removing the limit of two security officers that may be employed by the commissioner; providing authority to detain certain juveniles committed to the commissioner who are on release status; authorizing use of funds received from other jurisdictions for housing offenders to help maintain correctional facilities; authorizing continued detention in eight-day temporary holdover facilities for juveniles under certain

circumstances; extending the sexual assault and crime victims advisory councils; repealing the religious instruction law and the extraordinary discharge statute; amending Minnesota Statutes 1996, sections 241.01, subdivision 3a; 242.19, subdivision 3; 243.51, subdivisions 1 and 3; 260.1735; 611A.25, subdivision 3; and 611A.361, subdivision 3; repealing Minnesota Statutes 1996, sections 241.05; and 244.06.

Referred to the Committee on Crime Prevention.

Messrs. Metzen; Johnson, D.E.; Betzold; Samuelson and Wiger introduced--

S.F. No. 445: A bill for an act relating to veterans; establishing a program to pay a monetary bonus to veterans of the Persian Gulf War; imposing a criminal penalty for false application; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 197.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Berglin, Mr. Sams, Mrs. Fischbach, Mr. Stevens and Ms. Piper introduced--

S.F. No. 446: A bill for an act relating to human services; increasing the reimbursement rate for home care services; appropriating money.

Referred to the Committee on Health and Family Security.

Messrs. Frederickson, Price, Cohen, Solon and Ms. Robertson introduced--

S.F. No. 447: A bill for an act relating to state finance; modifying provisions relating to submission of departmental earnings reports, advancement of cash flow resources, and use of litigation and settlement money; renewing certain rulemaking exemptions; amending Minnesota Statutes 1996, sections 16A.10, subdivision 2; 16A.1285, subdivision 3; 16A.129, subdivision 3; and 16A.15, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 16A.

Referred to the Committee on State Government Finance.

Messrs. Janezich, Langseth, Mrs. Pariseau, Ms. Johnson, J.B. and Mr. Frederickson introduced--

S.F. No. 448: A bill for an act relating to mines and minerals; expanding membership on the mineral coordinating committee; establishing the aggregate resources task force; appropriating money; amending Minnesota Statutes 1996, section 93.002, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Mr. Betzold introduced--

S.F. No. 449: A bill for an act relating to data collection; requiring forms asking for information on a completer's racial or ethnic origin to provide for designation of a multiracial category; proposing coding for new law in Minnesota Statutes, chapters 15; and 363.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Frederickson; Johnson, D.E.; Dille; Terwilliger and Laidig introduced--

S.F. No. 450: A bill for an act relating to the organization and operation of state government; appropriating money for the general legislative and administrative expenses of state government; authorizing and providing appropriations for payment of veterans service bonus; creating certain contingent accounts and accounts for the payment of tort claims; appropriating money for certain retirement plans; modifying budget deadlines; modifying provisions related to the management of state property; amending Minnesota Statutes 1996, sections 16A.11, subdivisions 1 and 3c;

16B.24, subdivision 5; 16B.70, subdivision 2; 176.611, by adding subdivisions; 327.33, subdivision 2; 327B.04, subdivision 7; 356.865, subdivision 3; Laws 1994, chapter 643, section 3, subdivision 2; Laws 1996, chapter 463, section 13, subdivisions 2 and 4; proposing coding for new law in Minnesota Statutes, chapter 196.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Wiger; Murphy; Kelly, R.C.; Laidig and Sams introduced--

S.F. No. 451: A bill for an act relating to highways; requiring commissioner of transportation to construct pedestrian-bicycle overpass on marked trunk highway No. 36 in North St. Paul.

Referred to the Committee on Transportation.

Ms. Berglin, Messrs. Johnson, D.J.; Pogemiller and Ms. Flynn introduced--

S.F. No. 452: A bill for an act relating to taxation; providing a sales tax exemption for construction materials and supplies used to build certain business incubator and industrial park facilities; proposing coding for new law in Minnesota Statutes, chapter 297A.

Referred to the Committee on Taxes.

Messrs. Frederickson, Morse, Lessard, Mrs. Pariseau and Mr. Dille introduced--

S.F. No. 453: A bill for an act relating to state finance; providing that SCORE block grants that are withheld may be carried forward by the office of environmental assistance; amending Minnesota Statutes 1996, section 115A.557, subdivision 3.

Referred to the Committee on Environment and Natural Resources.

Mr. Stumpf introduced--

S.F. No. 454: A bill for an act relating to education; extending the exemption for independent school district No. 169, Badger, from a reduction in general education revenue; amending Laws 1991, chapter 265, article 1, section 30, as amended.

Referred to the Committee on Children, Families and Learning.

Mr. Belanger, Mrs. Pariseau, Ms. Olson, Messrs. Oliver and Day introduced--

S.F. No. 455: A bill for an act relating to taxation; providing a franchise tax credit for jobs training; increasing the subtraction for certain educational expenses and providing an education tax credit; providing for higher education trusts and providing a subtraction for contributions to the trust; abolishing the corporate alternative minimum tax; abolishing the Minnesota unfair cigarette sales act; exempting fuel used for certain purposes from the motor fuels tax; providing for the exemption of capital equipment from the sales and use tax; exempting certain sales to hospitals and veterans homes from the sales and use tax; dedicating tax receipts from ticket sales to athletic events sponsored by the University of Minnesota; eliminating a local government aids inflation adjustment; appropriating money; amending Minnesota Statutes 1996, sections 290.01, subdivisions 19a, 19b, and 19c; 290.091, subdivisions 2 and 6; 290.0921, subdivision 8; 290.21, by adding a subdivision; 296.18, subdivision 1; 297A.01, subdivision 16; 297A.02, subdivision 5; 297A.25, subdivision 11, and by adding a subdivision; 297A.44, subdivision 1; 298.01, subdivision 4e; and 477A.03, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 11A; 136A; and 290; repealing Minnesota Statutes 1996, sections 290.0921, subdivisions 1, 2, 3, 3a, 4, 5, 6, and 7; 297A.01, subdivision 20; 298.01, subdivisions 3c, 3d, and 4d; 325D.30; 325D.31; 325D.32; 325D.33; 325D.34; 325D.35; 325D.36; 325D.37; 325D.371; 325D.38; 325D.39; 325D.40; 325D.405; 325D.415; and 325D.42; Laws 1995, chapter 264, article 4, as amended.

Referred to the Committee on Taxes.

Messrs. Belanger; Johnson, D.J.; Mses. Pappas, Olson and Mrs. Pariseau introduced--

S.F. No. 456: A bill for an act relating to taxation; making policy changes to property taxes; amending Minnesota Statutes 1996, sections 275.075; 287.08; 287.28; 287.37; 290A.04, subdivision 2h; 477A.05, subdivisions 1, 2, and 5; and 515B.1-105; Laws 1996, chapter 471, article 3, section 49.

Referred to the Committee on Local and Metropolitan Government.

Mr. Betzold introduced--

S.F. No. 457: A bill for an act relating to professions; modifying provisions relating to the board of social work; providing civil penalties; amending Minnesota Statutes 1996, sections 13.99, subdivision 50; 148B.01, subdivisions 4 and 7; 148B.03; 148B.04, subdivisions 2, 3, and 4; 148B.06, subdivision 3; 148B.07; 148B.08, subdivision 2; 148B.18, subdivisions 4, 5, 11, and by adding subdivisions; 148B.19, subdivisions 1, 2, and 4; 148B.20, subdivision 1, and by adding a subdivision; 148B.21, subdivisions 3, 4, 5, 6, and 7; 148B.215; 148B.22, by adding a subdivision; 148B.26, subdivision 1, and by adding a subdivision; 148B.27, subdivisions 1 and 2; and 148B.28, subdivisions 1 and 4; proposing coding for new law in Minnesota Statutes, chapter 148B; repealing Minnesota Statutes 1996, sections 148B.01, subdivision 3; 148B.18, subdivisions 6 and 7; 148B.19, subdivision 3; and 148B.23.

Referred to the Committee on Governmental Operations and Veterans.

Mses. Higgins, Ranum, Berglin, Messrs. Pogemiller and Kleis introduced--

S.F. No. 458: A bill for an act relating to insurance; clarifying the right to escrow for certain losses in certain cases; amending Minnesota Statutes 1996, section 65A.50, subdivisions 2, 3, 4, 8, 16, and 17.

Referred to the Committee on Commerce.

Mr. Ten Eyck introduced--

S.F. No. 459: A bill for an act relating to game and fish; establishing noncontinuous season for crappie; amending Minnesota Statutes 1996, section 97C.395, subdivisions 1 and 2.

Referred to the Committee on Environment and Natural Resources.

Ms. Anderson, Messrs. Beckman and Kelly, R.C. introduced--

S.F. No. 460: A bill for an act relating to housing; allowing nonprofit organizations to participate directly in the community rehabilitation program; appropriating money; amending Minnesota Statutes 1996, section 462A.206, subdivisions 2 and 4; repealing Minnesota Statutes 1996, section 462A.206, subdivision 5.

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

Messrs. Beckman, Vickerman, Murphy, Ms. Lesewski and Mr. Day introduced--

S.F. No. 461: A bill for an act relating to appropriations; appropriating money to the Minnesota historical society for a grant to Farmamerica.

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

Mr. Moe, R.D. introduced--

S.F. No. 462: A bill for an act relating to education; modifying the determination of sparsity for debt service aid; amending Minnesota Statutes 1996, section 124.95, subdivision 2.

Referred to the Committee on Children, Families and Learning.

Ms. Anderson, Messrs. Metzen, Price and Terwilliger introduced--

S.F. No. 463: A bill for an act relating to the Minnesota humanities commission; allowing rentals to offset certain costs; amending Laws 1994, chapter 643, section 72, as amended.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Moe, R.D. introduced--

S.F. No. 464: A bill for an act relating to judgments; requiring additional information in a creditor's affidavit; amending Minnesota Statutes 1996, section 548.09, subdivision 2.

Referred to the Committee on Judiciary.

Ms. Wiener, Messrs. Hottinger, Langseth, Oliver and Terwilliger introduced--

S.F. No. 465: A bill for an act relating to insurance; regulating the sale of certain qualified long-term care insurance policies; amending Minnesota Statutes 1996, sections 61A.072, subdivisions 1 and 4; 62A.011, subdivision 3; 62A.31, subdivision 6; 62A.48, by adding a subdivision; 62A.50, by adding a subdivision; and 62L.02, subdivision 15; proposing coding for new law as Minnesota Statutes, chapter 62S.

Referred to the Committee on Commerce.

Messrs. Terwilliger, Novak, Pogemiller, Betzold and Morse introduced--

S.F. No. 466: A bill for an act relating to retirement; increasing the maximum pension amounts for monthly and lump sum service pensions for volunteer firefighters; amending Minnesota Statutes 1996, section 424A.02, subdivision 3.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Robertson, Messrs. Samuelson, Stevens, Betzold and Frederickson introduced--

S.F. No. 467: A bill for an act relating to taxation; income; providing a credit for qualified charitable contributions; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Messrs. Terwilliger, Stevens, Kleis, Frederickson and Ms. Runbeck introduced--

S.F. No. 468: A bill for an act proposing an amendment to the Minnesota Constitution; adding a section to article IV to provide for initiative and referendum; providing procedures for initiative and referendum; providing penalties; amending Minnesota Statutes 1996, sections 10A.20, by adding a subdivision; 204C.19, subdivision 2; 204C.27; 204C.33; 204D.11, by adding a subdivision; 204D.15; 204D.16; and 204D.165; proposing coding for new law in Minnesota Statutes, chapter 3B.

Referred to the Committee on Election Laws.

Ms. Lesewski, Messrs. Larson, Metzen, Solon and Limmer introduced--

S.F. No. 469: A bill for an act relating to liquor; modifying liability insurance requirements for liquor retailers; amending Minnesota Statutes 1996, section 340A.409, subdivision 1.

Referred to the Committee on Commerce.

Messrs. Wiger, Foley, Laidig and Mrs. Robling introduced--

S.F. No. 470: A bill for an act relating to the metropolitan council; providing for appointment, discharge, and discipline of metropolitan transit police peace officers; amending Minnesota Statutes 1996, sections 473.125; 473.407, subdivision 4; and 626.84, subdivision 1.

Referred to the Committee on Local and Metropolitan Government.

Ms. Lesewski, Messrs. Ourada and Novak introduced--

S.F. No. 471: A bill for an act relating to employment; modifying procedures for the extended employment program in the department of economic security; amending Minnesota Statutes 1996, section 268A.15, by adding a subdivision.

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

Messrs. Belanger; Johnson, D.J.; Berg; Mrs. Scheid and Ms. Runbeck introduced--

S.F. No. 472: A bill for an act relating to taxation; recodifying sales taxes on cigarettes and tobacco products; providing criminal and civil penalties; appropriating money; amending Minnesota Statutes 1996, sections 16A.26; 16A.661, subdivision 3; 16A.6701, subdivision 1; 116P.13, subdivision 1; 325D.32, subdivision 4; and 325D.415; proposing coding for new law as Minnesota Statutes, chapter 297F; repealing Minnesota Statutes 1996, sections 297.01; 297.02; 297.03; 297.031; 297.032; 297.04; 297.041; 297.05; 297.06; 297.07; 297.075; 297.08; 297.09; 297.10; 297.11; 297.12; 297.13; 297.21; 297.22; 297.23; 297.24; 297.25; 297.26; 297.31; 297.32; 297.321; 297.33; 297.335; 297.34; 297.35; 297.36; 297.37; 297.38; 297.385; 297.39; 297.40; 297.41; 297.42; 297.43; and 297.44.

Referred to the Committee on Taxes.

Ms. Berglin introduced--

S.F. No. 473: A bill for an act relating to human services; repealing the Medicare certification requirement in the Medicare maximization program for certain providers; repealing Minnesota Statutes 1996, section 256B.071, subdivision 4.

Referred to the Committee on Health and Family Security.

Messrs. Sams; Stumpf; Larson; Moe, R.D. and Price introduced--

S.F. No. 474: A bill for an act relating to watershed districts; authorizing an ad valorem tax levy to pay the costs of projects and to secure bonds and notes issued by watershed districts in connection with state loan programs; amending Minnesota Statutes 1996, section 103D.905, subdivisions 4, 5, and by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Messrs. Vickerman, Stumpf, Sams, Murphy and Ms. Lesewski introduced--

S.F. No. 475: A bill for an act relating to drivers' licenses; exempting applicants for farm work licenses from minimum six-month permit possession requirement; amending Minnesota Statutes 1996, section 171.041.

Referred to the Committee on Transportation.

Mr. Kelly, R.C. introduced--

S.F. No. 476: A bill for an act relating to retirement; retirement coverage for teachers employed by independent school district No. 625; providing for a choice about future teacher retirement coverage by the board of education of independent school district No. 625; amending Minnesota Statutes 1996, sections 3.85, subdivisions 11, and 12; 16A.06, subdivision 9; 353.01, subdivision 2b; 354.05, subdivisions 2, and 13; 354A.011, subdivisions 7, 8, 11, and 15a; 354A.021, subdivision 1; 354A.08; 354A.092; 354A.093; 354A.095; 354A.096; 354A.12, subdivisions 1, 2, 2a, 3a, 3c, and 3d; 354A.23, subdivision 2; 354A.30; 354A.31, subdivision 4; 354A.32, subdivision 1; 354A.36, subdivision 3; 354A.39; 354A.40, subdivision 1; 354A.41; 356.20, subdivision 2; 356.215, subdivision 2; 356.30, subdivision 3; 356.302, subdivision 7; 356.303, subdivision 4; 356.32, subdivision 2; 356.35, subdivisions 2 and 5; 356.36, subdivision 1; 356.86, subdivisions 1, 2, and 3; and 423A.02, subdivision 3; Laws 1965, chapter 705, section 1, subdivision 4; Laws 1989, chapter 319, article 13, section 94; Laws 1990, chapter 570, article 7, section 4; Laws 1992, chapter 598, article 6, section 18; Laws 1993, chapter 336, article 2, section 2; Laws 1994, chapter 542, section 5; and Laws 1995, chapter 252, article 1, section 16, as amended; proposing coding for new law in Minnesota Statutes, chapter 354A; repealing Minnesota Statutes 1996, sections 354A.23, subdivision 2; 355.201; 355.202; 355.203; 355.204; 355.205; 355.206; 355.207; 355.208; and 355.209; Laws 1976, chapter 238, section 14; Laws 1977, chapter 429, sections 60 and 61; Laws 1979, chapter 109; Laws 1981, chapter 157; Laws 1985, chapter 259, section 3; Laws 1987, chapter 372, article 7, section 6; Laws 1988, chapter 709, article 8, section 8; Laws 1990, chapter 570, article 7, section 3; Laws 1991, chapter 67; Laws 1993, chapter 336, article 3, section 1; and Laws 1994, chapter 565, article 1, section 2.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Kiscaden introduced--

S.F. No. 477: A bill for an act relating to human services; including provisions for agency management; children's programs; basic health care programs; medical assistance and general assistance medical care; long-term care; state-operated services; mental health and developmentally disabled; MinnesotaCare; child support enforcement; assistance to families; health department; appropriating money; amending Minnesota Statutes 1996, sections 13.46, subdivision 2; 13.99, by adding a subdivision; 62D.04, subdivision 5; 62E.14, by adding a subdivision; 103I.101, subdivision 6; 103I.208; 103I.401, subdivision 1; 144.0721, subdivision 3; 144.121, subdivision 1, and by adding subdivisions; 144.223; 144.226, subdivision 1, and by adding a subdivision; 153A.17; 157.16, subdivision 3; 245.4882, subdivision 5; 245.493, subdivision 1, and by adding a subdivision; 245.652, subdivisions 1, 2, and 4; 246.0135; 246.02, subdivision 2; 252.025, subdivisions 1, 4, and by adding a subdivision; 252.32, subdivisions 1a, 3, 3a, 3c, and 5; 254.04; 254B.02, subdivisions 1 and 3; 254B.03, subdivision 1; 254B.09, subdivisions 4, 5, and 7; 256.01, subdivision 2, and by adding a subdivision; 256.045, subdivisions 3, 3b, 4, 5, 7, and 8; 256.476, subdivisions 2, 3, 4, and 5; 256.82, by adding a subdivision; 256.87, subdivisions 1, 1a, 3, 5, and by adding a subdivision; 256.9353, subdivisions 3 and 7; 256.9355, subdivisions 1, 3, and 4; 256.9356, subdivision 2; 256.9357, subdivisions 2 and 3; 256.9358, subdivisions 1 and 7; 256.9363, subdivision 7; 256.969, subdivision 1; 256.9695, subdivision 1; 256.978, subdivisions 1 and 2; 256.979, subdivision 8, and by adding a subdivision; 256.9791, subdivision 1; 256.9792, subdivisions 1 and 2; 256.998, subdivisions 1, 6, 7, and 9; 256B.02, by adding a subdivision; 256B.037, subdivision 2; 256B.055, by adding a subdivision; 256B.056, subdivisions 4, 5, 7, and by adding subdivisions; 256B.061; 256B.0625, subdivisions 13 and 15; 256B.0626; 256B.0911, subdivision 7; 256B.0913, subdivisions 5 and 15; 256B.0915, subdivision 3, and by adding a subdivision; 256B.421, subdivision 1; 256B.431, subdivision 25, and by adding a subdivision; 256B.434, subdivisions 3 and 4; 256B.49, subdivision 1; 256B.69, subdivisions 4, 6, and by adding subdivisions; 256D.03, subdivisions 3 and 3b; 256E.115; 256G.05, subdivision 2; 256I.04, subdivision 2a; 256I.05, subdivision 1a; 257.57, subdivision 2; 257.62, subdivisions 1 and 2; 257.66, subdivision 3, and by adding a subdivision; 257.70; 257.75, subdivisions 1a, 2, 3, 4, 5, and 7; 295.50, subdivisions 3, 4, and by adding a subdivision; 295.51, subdivision 1; 295.52, subdivisions 1 and 1b; 295.53, subdivisions 3 and 5; 295.54, subdivision 1; 295.58; 295.582; 299C.46, subdivision 3; 393.07, subdivision 2; 466.01, subdivision 1; 469.155, subdivision 4; 471.59, subdivision 11; 517.08, subdivision 1c; 518.005, by adding a subdivision; 518.10; 518.148, subdivision 2; 518.171, subdivisions 1 and 4; 518.54, subdivision 6, and by adding a

subdivision; 518.551, subdivisions 12, 13, and by adding a subdivision; 518.5511, subdivisions 1, 2, 3, 4, and by adding a subdivision; 518.5512, subdivisions 2, 3, and by adding subdivisions; 518.611, subdivisions 2, 3, 4, 5, 6, 10, 12, and by adding subdivisions; 518.616, by adding a subdivision; 518.64, subdivision 2; 518.68, subdivision 2; 518C.101; 518C.204; 518C.205; 518C.207; 518C.301; 518C.304; 518C.305; 518C.310; 518C.401; 518C.501; 518C.603; 518C.605; 518C.608; 518C.611; 518C.612; 626.558, subdivisions 1 and 2; and 626.559, subdivision 5; Laws 1995, chapter 207, article 8, section 41, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 144; 256; 256B; 518; and 518C; repealing Minnesota Statutes 1996, sections 8.35; 252.32, subdivision 4; 256.74; 256.9657, subdivision 2; 256.979, subdivision 9; 256B.0625, subdivision 13b; 256B.501, subdivision 5c; 295.54, subdivision 2; 469.154, subdivision 6; 518.5511, subdivisions 5, 6, 7, 8, and 9; 518.611, subdivision 1; 518.613; 518C.502; and 518C.9011.

Referred to the Committee on Health and Family Security.

Ms. Junge, Mr. Sams, Ms. Flynn, Messrs. Marty and Frederickson introduced--

S.F. No. 478: A bill for an act relating to elections; requiring return of public subsidy by candidate who violates fair campaign practices act; permitting early voting at polling places; punishing certain false statements in political campaigns; permitting nomination or office to be forfeited because of conduct not attributable to a candidate; imposing a criminal penalty for assisting false claim for political contribution refund; amending Minnesota Statutes 1996, sections 10A.324, by adding a subdivision; 211B.06, subdivision 1; and 211B.17; proposing coding for new law in Minnesota Statutes, chapters 203B; and 211B.

Referred to the Committee on Election Laws.

Messrs. Knutson; Kelly, R.C.; Johnson, D.H.; Foley and Ms. Kiscaden introduced--

S.F. No. 479: A bill for an act relating to juveniles; requiring peace officers to notify the parents of a juvenile who is alleged to have committed an adult court traffic offense; amending Minnesota Statutes 1996, section 260.193, subdivision 3.

Referred to the Committee on Crime Prevention.

Messrs. Solon, Samuelson, Stevens, Sams and Dille introduced--

S.F. No. 480: A bill for an act relating to health; increasing medical assistance reimbursement rates for physical therapy, occupational therapy, and speech-language services.

Referred to the Committee on Health and Family Security.

Mrs. Lourey, Ms. Robertson, Messrs. Stevens, Sams and Dille introduced--

S.F. No. 481: A bill for an act relating to human services; clarifying the rehabilitative and therapeutic services covered under medical assistance; amending Minnesota Statutes 1996, section 256B.0625, by adding a subdivision; repealing Minnesota Statutes 1996, section 256B.0625, subdivisions 8 and 8a.

Referred to the Committee on Health and Family Security.

Mr. Stumpf introduced--

S.F. No. 482: A bill for an act relating to tax increment financing; allowing the city of East Grand Forks to extend the duration of a tax increment financing district.

Referred to the Committee on Local and Metropolitan Government.

Mr. Pogemiller introduced--

S.F. No. 483: A bill for an act relating to community development; providing partial funding for moving a steam plant away from the Mississippi river; appropriating money.

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

Ms. Johnson, J.B.; Messrs. Langseth; Johnson, D.H. and Ourada introduced--

S.F. No. 484: A bill for an act relating to transportation; authorizing advance payment when required by federal government for transportation project; providing for payment for costs of certain culverts when abutting landowner is a road authority; removing and transferring jurisdiction of certain highways; requiring owners of certain bridges to inventory and regularly inspect their bridges; clarifying inspection requirement for toll and other bridges; providing for contingent appropriation to commissioner of transportation under certain circumstances; changing and repealing statutes regulating railroads to conform to federal law and federal preemption of certain regulated practices; transferring remaining duties and powers relating to regulating railroads from transportation regulation board to commissioner of transportation; providing that commissioner of transportation may provide assistance for municipalities' air transportation services, with costs paid from state airports fund; modifying contractor bond requirements for transportation projects costing less than \$75,000 or relating to the installation of certain capital equipment; extending procurement pilot project for department of transportation; authorizing conveyance of certain tax-forfeited and acquired land that borders public water or natural wetlands in Hennepin county; making technical changes; amending Minnesota Statutes 1996, sections 160.18, subdivision 1; 161.115, subdivisions 38, 56, and 87; 165.03; 174A.06; 218.031, subdivision 2; 218.041, subdivisions 4 and 6; 219.074, subdivision 2; 219.384, subdivision 2; 219.98; 360.015, by adding a subdivision; 360.017, subdivision 1; 360.305, by adding a subdivision; and 574.26, subdivision 1a; and Laws 1995, chapter 248, article 13, section 4, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 16B; and 174; repealing Minnesota Statutes 1996, sections 161.115, subdivision 57; 161.122; 218.021; 218.025; 218.031, subdivisions 1, 3, 4, 5, 6, 7, 8, 9, and 10; 218.041, subdivisions 1, 2, 7, and 8; 219.383, subdivisions 1 and 2; 219.558; 219.559; 219.56; 219.681; 219.69; 219.691; 219.692; 219.695; 219.70; 219.71; 219.741; 219.743; 219.751; 219.755; 219.85; 219.97, subdivisions 6 and 7; and 222.633.

Referred to the Committee on Transportation.

Mses. Johnson, J.B.; Berglin; Messrs. Samuelson, Sams and Ms. Kiscaden introduced--

S.F. No. 485: A bill for an act relating to health; requiring a study of alternative medicine; appropriating money.

Referred to the Committee on Health and Family Security.

Messrs. Morse, Stumpf, Kleis and Ten Eyck introduced--

S.F. No. 486: A bill for an act relating to education; proposing an amendment to the Minnesota Constitution; dedicating a percentage of lottery proceeds to the Minnesota state colleges and universities to provide financial support to students of low-income families; establishing a student opportunity grant program at the Minnesota state colleges and universities; appropriating money; amending article XI by adding a section; proposing coding for new law in Minnesota Statutes, chapter 136F.

Referred to the Committee on Children, Families and Learning.

Messrs. Morse, Stumpf, Kleis and Ten Eyck introduced--

S.F. No. 487: A bill for an act relating to higher education; establishing a student opportunity

grant program at the Minnesota state colleges and universities; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136F.

Referred to the Committee on Children, Families and Learning.

Messrs. Oliver, Day, Metzen, Ms. Runbeck and Mrs. Fischbach introduced--

S.F. No. 488: A bill for an act relating to health; reducing the tax rate on the gross revenues of hospitals and health care providers; amending Minnesota Statutes 1996, sections 256.9352, subdivision 3; 295.52; 295.53, subdivisions 3 and 4; 295.54, subdivision 2; and 295.582.

Referred to the Committee on Health and Family Security.

Mses. Runbeck, Robertson, Mrs. Pariseau and Ms. Kiscaden introduced--

S.F. No. 489: A bill for an act relating to taxation; providing for tax deductions for individual medical savings accounts for persons not enrolled in an employer-sponsored medical savings account; permitting health maintenance organizations to provide coverage supplemental to medical savings accounts on the same basis as other insurers; amending Minnesota Statutes 1996, sections 62D.02, subdivision 8; and 290.01, subdivisions 19a and 19b; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Health and Family Security.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:45 a.m., Tuesday, February 11, 1997. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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