

STATE OF MINNESOTA

Journal of the Senate

EIGHTIETH LEGISLATURE

THIRTY-NINTH DAY

St. Paul, Minnesota, Tuesday, April 15, 1997

The Senate met at 8:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Belanger 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. Chue Ying Vang.

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

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

The President declared a quorum present.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 227 and 424.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 14, 1997

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 255, 428, 686, 1123, 299, 1637, 753 and 872.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 14, 1997

FIRST READING OF HOUSE BILLS

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

H.F. No. 255: A bill for an act relating to state agencies; changing the membership of the environmental quality board; amending Minnesota Statutes 1996, section 116C.03, subdivision 2.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 354, now on Calendar.

H.F. No. 428: A bill for an act relating to the city of Minneapolis; clarifying the procedure for utility charge assessments.

Referred to the Committee on Taxes.

H.F. No. 686: A bill for an act relating to landlord and tenant; prohibiting landlords from penalizing tenants solely for seeking police or emergency assistance; superseding inconsistent local regulation; authorizing the attorney general to investigate and prosecute violations; providing civil penalties; proposing coding for new law in Minnesota Statutes, chapter 504.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 756, now on Calendar.

H.F. No. 1123: A bill for an act relating to telecommunications; establishing the practices of slamming and loading as consumer fraud; providing penalties and remedies; making permanent the requirement to disclose local telecommunications service options; amending Minnesota Statutes 1996, sections 237.121; 237.16, subdivision 5; and 237.5799; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1156, now on General Orders.

H.F. No. 299: A bill for an act relating to state parks; adding to state parks; renaming O.L. Kipp state park; permitting liquor sales in certain parks; authorizing the commissioner to contract out certain restaurant services; modifying state park permit exemptions; amending Minnesota Statutes 1996, sections 85.012, by adding a subdivision; 85.0505; and 85.054, by adding a subdivision; repealing Minnesota Statutes 1996, section 85.012, subdivision 46.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 386, now on General Orders.

H.F. No. 1637: A bill for an act relating to insurance; adopting insurance-related recommendations of the arson task force; amending Minnesota Statutes 1996, sections 65A.296, subdivision 1; 65A.50, subdivision 13; 72A.20, subdivision 12; 72A.201, subdivision 8; 299F.053, subdivision 2; and 299F.054, subdivision 4.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1424, now on General Orders.

H.F. No. 753: A bill for an act relating to financial institutions; authorizing facsimile or electronic filings and certifications; regulating the powers and structure of certain institutions; regulating consumer credit; modifying lending authority; regulating fees and charges; making technical and conforming changes; amending Minnesota Statutes 1996, sections 46.04, by adding a subdivision; 46.044, by adding a subdivision; 46.046, by adding a subdivision; 46.047, subdivision 2; 46.07, subdivision 2; 46.131, subdivision 2; 47.20, subdivisions 9 and 14; 47.55, subdivision 1; 47.56; 47.59, subdivisions 1 and 12; 47.61, subdivision 3; 48.01, subdivision 2; 48.09, by adding a subdivision; 48.15, subdivision 2; 48.24, subdivision 2, and by adding a subdivision; 48.512, by adding subdivisions; 48.61, subdivision 7, and by adding a subdivision;

49.215, subdivision 3; 49.33; 49.42; 50.245; 51A.38, subdivision 1; 52.04, subdivision 2a, and by adding a subdivision; 52.062, subdivision 1, and by adding a subdivision; 52.063; 52.064, by adding a subdivision; 52.201; 53.04, by adding a subdivision; 53.05; 53.09, subdivision 2a; 55.06, subdivision 1; 56.07; 56.10, subdivision 1; 56.131, subdivisions 1 and 4; 59A.08, subdivision 3, and by adding a subdivision; 59A.11, subdivisions 2 and 3; 62B.04, subdivision 1; 300.20, subdivision 2; 303.25, subdivision 5; 325F.68, subdivision 2; 332.21; 332.23, subdivisions 2 and 5; proposing coding for new law in Minnesota Statutes, chapter 48; repealing Minnesota Statutes 1996, sections 13.99, subdivision 13; 47.29; 47.31; 47.32; 49.47; 49.48; 50.03; 50.23; and 59A.14.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 339, now on the Calendar.

H.F. No. 872: A bill for an act relating to education; modifying the Pupil Fair Dismissal Act; amending Minnesota Statutes 1996, sections 127.26; 127.27, subdivisions 5, 6, 7, 8, 10, and by adding a subdivision; 127.281; 127.29; 127.30, subdivisions 1, 2, 3, and by adding a subdivision; 127.31, subdivisions 2, 7, 8, 13, 14, and 15; 127.311; 127.32; 127.33; 127.36; 127.37; and 127.38; repealing Minnesota Statutes 1996, section 127.31, subdivision 6.

Referred to the Committee on Children, Families and Learning.

MOTIONS AND RESOLUTIONS

Ms. Runbeck moved that her name be stricken as a co-author to S.F. No. 1039. The motion prevailed.

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

CALENDAR

S.F. No. 333: A bill for an act relating to home care; modifying an exemption from the definition of provider; requiring rules to include certain standards; establishing an assisted living home care provider license; redefining elderly housing with services establishment; modifying reimbursement procedures for assisted living services under medical assistance and alternative care; defining certain housing with services establishments as a permitted single family residential use of property for zoning purposes; requiring a study; amending Minnesota Statutes 1996, sections 144A.43, subdivision 4; 144A.45, subdivision 1, and by adding a subdivision; 144A.46, subdivisions 1 and 3; 144D.01, subdivisions 4, 5, 6, and by adding a subdivision; 144D.03, subdivision 1; 144D.06; 157.17, subdivisions 2 and 5; 245A.03, subdivision 2; 256B.0913, subdivision 5; 256B.0915, subdivision 3; 256I.04, subdivision 2a; and 462.357, subdivision 7; proposing coding for new law in Minnesota Statutes, chapters 144A; and 144D; repealing Minnesota Statutes 1996, sections 144A.45, subdivision 3; 144A.49; 144B.01; 144B.02; 144B.03; 144B.04; 144B.05; 144B.06; 144B.07; 144B.08; 144B.09; 144B.10; 144B.11; 144B.12; 144B.13; 144B.14; 144B.15; 144B.16; and 144B.17.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 52 and nays 0, as follows:

Those who voted in the affirmative were:

Belanger	Fischbach	Janezich	Laidig	Metzen
Berg	Flynn	Johnson, D.E.	Langseth	Moe, R.D.
Berglin	Foley	Johnson, D.H.	Larson	Morse
Betzold	Frederickson	Kelley, S.P.	Lesewski	Murphy
Cohen	Hanson	Kiscaden	Lessard	Neuville
Day	Higgins	Kleis	Limmer	Oliver
Dille	Hottinger	Krentz	Marty	Olson

Ourada	Price	Scheevel	Stevens	Wiger
Pappas	Robertson	Scheid	Stumpf	
Piper	Robling	Solon	Ten Eyck	
Pogemiller	Sams	Spear	Vickerman	

So the bill passed and its title was agreed to.

H.F. No. 556: A bill for an act relating to health; permitting health data institute access to certain data; defining terms for vital statistics; modifying lead inspection provisions; modifying provisions for unique identifiers for health care providers, group purchasers, and patients; modifying birth data provisions; limiting access to certified copies of birth and death certificates; requiring standardized format for birth and death certificates; providing for recording and reporting of abortion data; amending Minnesota Statutes 1996, sections 62J.451, subdivision 6c; 62J.54; 144.212, by adding subdivisions; 144.215, by adding subdivisions; 144.225, by adding subdivisions; 144.9504, subdivision 2; and 145.411, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 145.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1599: A bill for an act relating to state lands; authorizing the private sale of certain surplus state land in Houston county.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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, section 244.06.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1136: A bill for an act relating to capital improvements; transferring responsibility for a family practice residency program from the city of Duluth to the Duluth economic development authority; amending Laws 1996, chapter 463, section 24, subdivision 3.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1583: A bill for an act relating to state government; setting state policy for regulatory rules and programs of agencies; regulating obsolete, unnecessary, or duplicative rules; amending Minnesota Statutes 1996, sections 14.05, subdivision 5; and 14.131; proposing coding for new law in Minnesota Statutes, chapter 14.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1072: A bill for an act relating to public safety; modifying certain requirement for operating emergency vehicle; amending Minnesota Statutes 1996, section 169.17.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Limmer voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 193: A bill for an act relating to traffic regulations; making technical correction to ensure vehicle driver is held liable for knowingly driving vehicle without insurance; amending Minnesota Statutes 1996, section 169.797, subdivision 3.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Foley	Kiscaden	Marty	Pappas
Belanger	Frederickson	Kleis	Metzen	Pariseau
Berg	Hanson	Knutson	Moe, R.D.	Piper
Berglin	Higgins	Krentz	Morse	Pogemiller
Betzold	Hottinger	Laidig	Murphy	Price
Cohen	Janezich	Langseth	Neuville	Ranum
Day	Johnson, D.E.	Lesewski	Novak	Robertson
Dille	Johnson, D.H.	Lessard	Oliver	Robling
Fischbach	Junge	Limmer	Olson	Runbeck
Flynn	Kelley, S.P.	Lourey	Ourada	Sams

Scheevel
Scheid
Solon

Spear
Stevens

Stumpf
Ten Eyck

Terwilliger
Vickerman

Wiener
Wiger

So the bill passed and its title was agreed to.

S.F. No. 236: A bill for an act relating to traffic regulations; allowing evidentiary use of accident reports by peace officers; amending Minnesota Statutes 1996, section 169.09, subdivision 13.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1179: A bill for an act relating to traffic regulations; authorizing state and local authorities to issue annual overwidth permits for certain snowplowing vehicles; amending Minnesota Statutes 1996, section 169.86, subdivision 5, and by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1025: A bill for an act relating to motor vehicles; changing notice period relating to impounded vehicles in custody; amending Minnesota Statutes 1996, section 168B.06, subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 1861: A bill for an act relating to agriculture; limiting entry into facilities in which confined farm animals are kept; proposing coding for new law in Minnesota Statutes, chapter 17.

With the unanimous consent of the Senate, Mr. Betzold moved to amend H.F. No. 1861, as amended pursuant to Rule 49, adopted by the Senate April 7, 1997, as follows:

(The text of the amended House File is identical to S.F. No. 1663.)

Page 1, line 12, after the period, insert:

"This section does not apply to emergency or exigent circumstances."

The motion prevailed. So the amendment was adopted.

H.F. No. 1861 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S.F. No. 1363: A bill for an act relating to economic development; creating a commission to examine and make recommendations on state subsidy programs and tax laws related to economic development.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1431: A bill for an act relating to crime; adding an exception to the crime of female genital mutilation for certified nurse midwives; amending Minnesota Statutes 1996, section 609.2245, subdivision 2.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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; amending Minnesota Statutes 1996, section 93.002, subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Fischbach	Johnson, D.E.	Krentz	Marty
Belanger	Flynn	Johnson, D.H.	Laidig	Metzen
Berg	Foley	Johnson, J.B.	Langseth	Moe, R.D.
Berglin	Frederickson	Junge	Larson	Morse
Betzold	Hanson	Kelley, S.P.	Lesewski	Murphy
Cohen	Higgins	Kiscaden	Lessard	Neuville
Day	Hottinger	Kleis	Limmer	Novak
Dille	Janezich	Knutson	Lourey	Oliver

Olson	Price	Sams	Stevens	Wiener
Pappas	Ranum	Scheevel	Stumpf	Wiger
Pariseau	Robertson	Scheid	Ten Eyck	
Piper	Robling	Solon	Terwilliger	
Pogemiller	Runbeck	Spear	Vickerman	

Mr. Ourada voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 1207: A bill for an act relating to corrections; creating the site selection committee to recommend sites for future correctional facilities; proposing coding for new law in Minnesota Statutes, chapter 243.

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

So the bill passed and its title was agreed to.

S.F. No. 1621: A bill for an act relating to health; modifying provisions for family planning special project grants; repealing ENABL program; amending Minnesota Statutes 1996, section 145.925, subdivision 9; repealing Minnesota Statutes 1996, section 145.9256.

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

So the bill passed and its title was agreed to.

S.F. No. 1312: A bill for an act relating to public safety; implementing the federal communications commission requirement for wireless enhanced 911 service; establishing a cost

recovery mechanism; authorizing the payment of wireless enhanced 911 installation charges from the 911 fund; establishing a method of determining the primary answering point for wireless 911 calls; amending Minnesota Statutes 1996, sections 403.08, by adding a subdivision; 403.11, subdivision 2; 403.113, subdivisions 1, 2, 3, and 4; 403.13; and 473.894, subdivision 3.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1513: A bill for an act relating to civil actions; modifying and expanding provisions for sanctions in civil actions; amending Minnesota Statutes 1996, sections 336.2A-108; 566.25; 570.041, subdivision 1; 571.932, subdivision 6; and 609.5314, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 549; repealing Minnesota Statutes 1996, section 549.21.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 117: A bill for an act relating to the military; adding an exclusion to the tort claims act; amending Minnesota Statutes 1996, section 3.736, subdivision 3.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 1187: A bill for an act relating to the city of Buffalo Lake; authorizing the city to negotiate contracts for a specific project without competitive bids.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1115: A bill for an act relating to the environment; repealing the hazardous products labeling law; directing the office of environmental assistance to include discussion of hazardous product labeling requirements in its review of the Waste Management Act; repealing Minnesota Statutes 1996, section 115A.9523.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 4, as follows:

Those who voted in the affirmative were:

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

Mses. Anderson, Berglin, Flynn and Mr. Morse voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 495: A bill for an act relating to insurance; health; requiring coverage for diabetes outpatient self-management training and education; amending Minnesota Statutes 1996, section 62A.45.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

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

Mses. Kiscaden and Robertson voted in the negative.

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

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

CONSENT CALENDAR

H.F. No. 763: A bill for an act relating to historic places; designating Zion Lutheran Church and cemetery as a historic place; amending Minnesota Statutes 1996, section 138.664, by adding a subdivision.

Mr. Moe, R.D. moved to amend H.F. No. 763 as follows:

Page 1, line 9, after the comma, insert "rural Shelly,"

The motion prevailed. So the amendment was adopted.

H.F. No. 763 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Betzold	Flynn	Hottinger	Junge
Beckman	Cohen	Foley	Janezich	Kelley, S.P.
Belanger	Day	Frederickson	Johnson, D.E.	Kiscaden
Berg	Dille	Hanson	Johnson, D.H.	Kleis
Berglin	Fischbach	Higgins	Johnson, J.B.	Knutson

Krentz	Marty	Olson	Robertson	Spear
Laidig	Metzen	Ourada	Robling	Stevens
Langseth	Moe, R.D.	Pappas	Runbeck	Stumpf
Larson	Morse	Pariseau	Sams	Ten Eyck
Lesewski	Murphy	Piper	Samuelson	Terwilliger
Lessard	Neuville	Pogemiller	Scheevel	Vickerman
Limmer	Novak	Price	Scheid	Wiener
Lourey	Oliver	Ranum	Solon	Wiger

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

H.F. No. 566: 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.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 1067: A resolution memorializing the President, Congress, and the Secretary of Agriculture of the United States to design and implement adjustments to the federal milk marketing order system that are equitable to Minnesota's family dairy farmers; including reassessment of the use of wholesale price indicators derived from trade on the Green Bay Cheese Exchange.

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

The question was taken on the passage of the resolution.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the resolution passed and its title was agreed to.

S.F. No. 1833: A bill for an act relating to counties; providing that issuance of a certain permit does not make a county liable for certain injuries; amending Minnesota Statutes 1996, section 86B.121.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 1858 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1858: A bill for an act relating to family and early childhood education; providing for community and prevention programs; promoting self-sufficiency; providing for child care; establishing grant programs; appropriating money; amending Minnesota Statutes 1996, sections 15.53, subdivision 2; 119A.13, subdivisions 2, 3, and 4; 119A.14; 119A.15, subdivisions 2 and 5; 119A.16; 119A.31, subdivision 1; 119B.01, subdivisions 8, 9, 12, 16, 17, and by adding subdivisions; 119B.02; 119B.03, subdivisions 3, 4, 5, 6, 7, 8, and by adding a subdivision; 119B.04; 119B.05, subdivisions 1, 5, 6, and by adding a subdivision; 119B.07; 119B.08, subdivisions 1 and 3; 119B.09, subdivisions 1, 2, and by adding subdivisions; 119B.10, subdivision 1; 119B.11, subdivisions 1, 3, and by adding a subdivision; 119B.13, subdivision 1; 119B.15; 119B.16, subdivision 1; 119B.18, by adding a subdivision; 119B.20, subdivisions 7, 9, and 10; 119B.21, subdivisions 1, 2, 3, 4, 5, 6, 8, 9, 10, and 11; 121.11, by adding a subdivision; 121.8355, subdivision 1; 124.17, subdivision 2e; 124.2615, subdivisions 1 and 2; 124.2711, subdivision 1; 268.913, subdivisions 2 and 4; 268.914, subdivision 1; and 517.08, subdivision 1c; repealing Minnesota Statutes 1996, sections 119B.03, subdivision 7; 119B.05, subdivisions 2 and 3; 119B.11, subdivision 2; 119B.19, subdivision 2; 119B.21, subdivision 7; 121.8355, subdivision 1a; and 268.913, subdivision 5.

Ms. Piper moved to amend S.F. No. 1858 as follows:

Page 8, line 5, delete "and"

Page 8, line 7, before the period, insert "; and

(13) programs for mentoring at-risk youth, including youth at risk of gang involvement"

Page 9, line 22, delete "256.74" and insert "256.741"

Page 37, line 8, strike "to" and insert "and to serve"

Page 42, delete line 33

Page 43, line 33, before "ENABL" insert "MN"

Page 48, line 15, before the colon, insert "according to Laws 1993, chapter 224, article 4, section 44, subdivision 10"

Page 48, line 19, before the colon, insert "according to Minnesota Statutes, section 126.78"

Page 48, line 24, after "responsibility" insert "and fathering"

Page 48, line 25, before the colon, insert "according to Minnesota Statutes, section 126.84"

Page 48, line 34, before "ENABL" insert "MN"

Page 49, delete lines 14 and 15 and insert "For drug policy and violence prevention programs according to Minnesota Statutes, sections 119A.25 to 119A.33; and for visitation facilities according to Minnesota Statutes, sections 256.09 and 517.08, subdivision 1c:"

Page 49, after line 23, insert:

"\$192,000 is appropriated from the state government special revenue fund to the commissioner of children, families, and learning for visitation facilities under Minnesota Statutes, sections 256F.09 and 517.08, subdivision 1c. \$96,000 is available for the fiscal year beginning July 1, 1997, and \$96,000 is available for the fiscal year beginning July 1, 1998. Any unencumbered balance remaining in the first year does not cancel and is available in the second year."

Page 51, line 22, before the colon, insert "according to Minnesota Statutes, section 268.52"

Page 51, line 28, before the colon, insert "according to Minnesota Statutes, section 268.38"

Page 53, line 24, delete "shall be used" and after "for" insert "the following grants"

The motion prevailed. So the amendment was adopted.

Mrs. Fischbach moved to amend S.F. No. 1858 as follows:

Page 39, after line 21, insert:

"Subd. 1a. [DEFINITION.] For purposes of this section, pregnancy prevention means to prevent fertilization from occurring."

Reorder the subdivisions in sequence

Ms. Kiscaden moved to amend the Fischbach amendment to S.F. No. 1858 as follows:

Page 1, line 4, delete "fertilization from" and insert "pregnancies from occurring, and does not include abortion services"

Page 1, line 5, delete "occurring"

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

Mr. Neuville moved to amend the Kiscaden amendment to S.F. No. 1858, adopted by the Senate April 15, 1997, as follows:

Page 1, line 4, after "abortion" insert "referral or"

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

CALL OF THE SENATE

Ms. Piper imposed a call of the Senate for the balance of the proceedings on the Fischbach amendment. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the Fischbach amendment, as amended.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S.F. No. 1858 was read the third time, as amended.

Ms. Piper moved that S.F. No. 1858 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

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

GENERAL ORDERS

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

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

S.F. Nos. 813, 747, 1114, 1037, 566, 432, 597, 421, 1669, 244, 683 and H.F. Nos. 645, 1045, 356, 108, which the committee recommends to pass.

S.F. No. 1722, which the committee recommends to pass with the following amendment offered by Mr. Sams:

Page 1, line 16, before the period, insert "or requiring professional judgment"

Page 4, line 19, before "A" insert "(a)"

Page 4, line 20, after "performing" insert "nonjudgmental" and delete "works" and insert "must work"

Page 4 after line 28, insert:

"(b) The basic ratio established by the board regarding pharmacy technicians to pharmacists must be at least 2 to 1. Nothing in this section prohibits the board from establishing a higher ratio for specified functions."

The motion prevailed. So the amendment was adopted.

S.F. No. 960, which the committee recommends to pass with the following amendments offered by Ms. Berglin:

Page 8, line 10, strike from "The" through page 8, line 13, to "coverage."

Page 9, line 28, delete "managed care product" and insert "health plan company"

Page 9, line 29, delete "a" and insert "the"

Page 9, line 30, delete everything after "company"

Page 9, line 31, delete everything before "shall"

Page 9, line 33, delete "or health"

Page 9, line 34, delete everything before "and"

Page 10, lines 1 and 2, delete "or health care network cooperative"

Page 10, lines 7 and 8, delete "or health care network cooperative"

Page 10, lines 10 and 11, delete ", insureds, or beneficiaries"

Page 10, lines 13 and 14, delete ", insureds, or beneficiaries"

Page 10, line 19, delete ", insureds, or beneficiaries"

Page 10, lines 22 and 23, delete ", insureds, or beneficiaries"

Page 10, lines 24 and 25, delete "or health care network cooperative"

Page 10, lines 31 and 35, delete "or health care network cooperative"

Page 11, lines 5 and 9, delete "or health care network cooperative"

Page 11, line 6, delete ", insured, or beneficiary"

Page 14, line 17, delete "9" and insert "5"

Page 14, line 18, after "into" insert "or renewed"

Page 14, line 19, after the period, insert "Sections 7, 9, 10, 18, and 19 are effective the day following final enactment."

The motion prevailed. So the amendment was adopted.

Ms. Berglin then moved to amend S.F. No. 960 as follows:

Page 1, line 20, delete "62J.72" and insert "62J.725"

Page 5, after line 16, insert:

"Sec. 5. [62J.725] [NOTICE; ADMINISTRATIVE COSTS.]

(a) Each health care policy or certificate issued by a health plan company shall disclose the percentage amount of premium dollar for that policy or certificate that is not included as incurred health care expenses as determined for purposes of calculating loss ratios under section 62A.021. This notice stating the appropriate percentage shall be prominently displayed on the first page of each policy or certificate and on all marketing materials in the following format:

Notice: This policy or certificate spends on average
XX percent of your premium dollar on administrative
costs.

(b) This notice may be expanded to include a complete accounting of all expenses that are not included as incurred health care expenses."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 1630, which the committee recommends to be re-referred to the Committee on State Government Finance with the following amendment offered by Mr. Frederickson:

Delete everything after the enacting clause and insert:

"Section 1. [AGRICULTURAL MARKETING AND BARGAINING TASK FORCE.]

(a) The commissioner of agriculture shall establish an advisory task force to make recommendations on modifications to the agricultural marketing and bargaining law under Minnesota Statutes, sections 17.691 to 17.701. The task force must include recommendations on a system to resolve disputes between an accredited grower's association and a canning processor.

(b) The advisory task force shall be composed of:

(1) two representatives of accredited agricultural producer associations;

(2) one representative of a statewide farm organization;

(3) one representative of a statewide association representing growers and processors;

(4) four representatives of the food processing industry;

(5) one representative of a potato growers association;

(6) one representative with education and experience in mediation and arbitration;

(7) one representative of the department of trade and economic development;

(8) one representative from a higher education institution with education and experience in agricultural economics; and

(9) one representative of the commissioner of agriculture who will chair the task force.

(c) The commissioner shall coordinate the meetings of the advisory task force, provide staff support, and participate in the advisory task force meetings. Citizen members of the task force may be reimbursed for expenses as provided in Minnesota Statutes, section 15.059, subdivision 6.

(d) The commissioner shall prepare and submit a written report with recommendations for the legislature to the senate committee on agriculture and rural development and the house committee on agriculture by December 15, 1997.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to agriculture; establishing a task force to make recommendations on modifications to the agricultural marketing and bargaining law."

The motion prevailed. So the amendment was adopted.

S.F. No. 1720, which the committee recommends to pass with the following amendment offered by Mr. Terwilliger:

Highway User	2,044,000	2,091,000
Environmental	96,000	98,000"

The motion prevailed. So the amendment was adopted.

Mr. Price then moved to amend S.F. No. 1905 as follows:

Page 10, line 41, after the period, insert "This appropriation is reduced by any federal grants available to the commissioner for use before June 30, 1999, for dyed fuel enforcement purposes under the internal revenue service/Minnesota department of revenue diesel fuel inspection agreement, and joint federal-state motor fuel tax compliance project."

The motion prevailed. So the amendment was adopted.

Mr. Price then moved to amend S.F. No. 1905 as follows:

Page 9, after line 13, insert:

"The commissioner of finance shall convene a joint executive-legislative work group to evaluate the current usefulness and benefits of agency performance reports prepared in accordance with the requirements of Minnesota Statutes, sections 15.90 to 15.92. The work group shall include representatives of reporting agencies, the office of the legislative auditor, the legislative committees to which agency performance reports are presented, and other parties as deemed appropriate by the commissioner. By November 3, 1997, the commissioner shall report the progress of the work group to the legislative commission on planning and fiscal policy and other committees as appropriate. The report of the commissioner shall contain recommendations on proposed administrative and legislative actions to increase the relevance, overall usefulness, and benefits of state performance reporting efforts, and increase the efficiency of the report development process. By February 2, 1998, the commissioner shall report to the legislative commission on planning and fiscal policy and other committees as appropriate on performance measures proposed for reporting on specific agencies, and request the concurrence of the legislature on the proposed measures."

The motion prevailed. So the amendment was adopted.

Mr. Price then moved to amend S.F. No. 1905 as follows:

Page 5, delete lines 14 to 16

The motion prevailed. So the amendment was adopted.

Mr. Price then moved to amend S.F. No. 1905 as follows:

Page 3, delete line 42 and insert:

"Sec. 4. STATE AUDITOR 7,675,000 7,888,000"

Correct the summary by fund accordingly

The motion prevailed. So the amendment was adopted.

Mr. Price then moved to amend S.F. No. 1905 as follows:

Page 8, after line 48, insert:

"The commissioner of finance is the successor to the intergovernmental information systems advisory council for purposes of carrying out the council's recommendations regarding the local government financial reporting project (FINREP) during the biennium ending June 30, 1999."

The motion prevailed. So the amendment was adopted.

Mr. Kelley, S.P. moved to amend S.F. No. 1905 as follows:

Page 8, after line 16, insert:

"This appropriation is to expand international trading opportunities for small and medium sized businesses via the use of electronic commerce technologies under new Minnesota Statutes, section 237A.08."

Page 45, after line 31, insert:

"Sec. 8. [237A.08] [TRADE POINT.]

The office of technology shall cooperate with the United Nations, the Minnesota world trade center corporation, the commissioner of trade and economic development, the University of Minnesota, and private businesses to expand international trading opportunities for small and medium sized businesses through the use of electronic commerce technologies and participation in the global trade point network. The office shall support research and development of secured trading technologies by the commissioner of trade and economic development, the University of Minnesota, and others. The office, in cooperation with the commissioner of trade and economic development, shall coordinate expansion of membership in a trade point association. The office shall provide training and outreach and support training and outreach provided by the commissioner of trade and economic development and the University of Minnesota. These agencies shall cooperate in the identification and development of electronic trading centers in multiple regions of this state."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Kelley, S.P. then moved to amend S.F. No. 1905 as follows:

Page 5, line 49, after the period, insert "The commissioner shall include the cost of these capital improvements in the amounts billed to agencies, and shall reimburse the general fund for this appropriation as cash flow in the intertechnologies fund permits, but no later than June 30, 2000."

The motion prevailed. So the amendment was adopted.

Mr. Hottinger moved to amend S.F. No. 1905 as follows:

Page 20, after line 25, insert:

"Sec. 4. [14.002] [STATE REGULATORY POLICY.]

Whenever feasible, state agencies shall develop rules and regulatory programs that emphasize superior achievement in meeting the agency's regulatory objectives and maximum flexibility for the regulated party and the agency in meeting those goals. It is further the policy of the state that, whenever possible, any budget savings realized from implementation of an outcome oriented regulatory program should remain with the agency.

Sec. 5. Minnesota Statutes 1996, section 14.05, subdivision 5, is amended to read:

Subd. 5. [REVIEW AND REPEAL OF RULES.] (a) By December 1 of each year, an agency shall submit a list of all the rules of the agency to the governor, the legislative coordinating commission to review administrative rules, the funding committees and divisions with jurisdiction over that agency's budget, and the revisor of statutes. The a list must identify of any rules of the agency that are obsolete and should be repealed, unnecessary, or duplicative of other state or federal statutes or rules. The list must also include an explanation of why the rule is obsolete, unnecessary, or duplicative of other state or federal statutes or rules and the agency's timetable for repeal of the rule. A report submitted under this section must be signed by the person in the agency who is responsible for identifying and initiating the repeal of obsolete rules. The report must also identify the status of any rules identified in the prior year's report as obsolete, unnecessary, or duplicative.

(b) All rules of an agency that does not submit the list required by this section for two consecutive years are repealed on June 1 of the second year after the second omitted report was due. Notice of the repeal of rules under this paragraph shall be published by the agency in the State Register within 30 days of the effective date of the repeal. Failure to publish the notice does not affect the invalidity of the rules.

Sec. 6. Minnesota Statutes 1996, section 14.131, is amended to read:

14.131 [STATEMENT OF NEED AND REASONABLENESS.]

Before the agency orders the publication of a rulemaking notice required by section 14.14, subdivision 1a, the agency must prepare, review, and make available for public review a statement of the need for and reasonableness of the rule. The statement of need and reasonableness must be prepared under rules adopted by the chief administrative law judge and must include the following to the extent the agency, through reasonable effort, can ascertain this information:

(1) a description of the classes of persons who probably will be affected by the proposed rule, including classes that will bear the costs of the proposed rule and classes that will benefit from the proposed rule;

(2) the probable costs to the agency and to any other agency of the implementation and enforcement of the proposed rule and any anticipated effect on state revenues;

(3) a determination of whether there are less costly methods or less intrusive methods for achieving the purpose of the proposed rule;

(4) a description of any alternative methods for achieving the purpose of the proposed rule that were seriously considered by the agency and the reasons why they were rejected in favor of the proposed rule;

(5) the probable costs of complying with the proposed rule; and

(6) an assessment of any differences between the proposed rule and existing federal regulations and a specific analysis of the need for and reasonableness of each difference.

For rules setting, adjusting, or establishing regulatory, licensure, or other charges for goods and services, the statement of need and reasonableness must include the comments and

recommendations of the commissioner of finance and must address any fiscal and policy concerns raised during the review process, as required by section 16A.1285.

The statement must describe how the agency, in developing the rules, considered and implemented the legislative policy supporting performance-based regulatory systems set forth in section 14.002.

The statement must also describe the agency's efforts to provide additional notification to persons or classes of persons who may be affected by the proposed rule or must explain why these efforts were not made.

The agency shall send a copy of the statement of need and reasonableness to the legislative commission to review administrative rules when it becomes available for public review."

Page 36, after line 27, insert:

"Sec. 31. [REVISOR OF STATUTES; RULEMAKING DELEGATION REPORT.]

The revisor of statutes shall compile and submit to the legislative coordinating commission by December 1, 1997, a list of all delegations of rulemaking authority in statute. The legislative coordinating commission shall review the rulemaking delegations identified in the revisor's report and report to the house governmental operations committee and the senate governmental operations and veterans committee any recommendations for repeal of obsolete, unnecessary, or overbroad delegations of rulemaking authority by February 1, 1998."

Re-number the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 16, after the semicolon, insert "setting state policy for regulatory rules and programs of agencies; regulating obsolete, unnecessary, or duplicative rules;"

Page 1, line 26, after the third semicolon, insert "14.05, subdivision 5; 14.131;"

Page 1, line 36, after "chapters" insert "14;"

The motion prevailed. So the amendment was adopted.

Mr. Frederickson moved to amend S.F. No. 1905 as follows:

Page 25, after line 13, insert:

"Sec. 12. Minnesota Statutes 1996, section 16B.19, subdivision 2b, is amended to read:

Subd. 2b. [DESIGNATION OF TARGETED GROUPS.] (a) The commissioner of administration shall periodically designate businesses that are majority owned and operated by women, persons with a substantial physical disability, or specific minorities as targeted group businesses within purchasing categories the commissioner determines. A group must be targeted within a purchasing category if the commissioner determines there is a statistical disparity between the percentage of purchasing from businesses owned by group members and the representation of businesses owned by group members among all businesses in the state in the purchasing category. ~~The commissioner must review public agencies' purchasing from businesses owned by women, persons with a substantial physical disability, and minorities at least once every two years. The commissioner must review the representation of businesses owned by these groups among all businesses in the state at least once every five years.~~

(b) In addition to designations under paragraph (a), an individual business may be included as a targeted group business if the commissioner determines that inclusion is necessary to remedy discrimination against the owner based on race, gender, or disability in attempting to operate a business that would provide goods or service to public agencies.

(c) The designations of purchasing categories and businesses under paragraphs (a) and (b) are not rules for purposes of chapter 14, and are not subject to rulemaking procedures of that chapter."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Knutson moved to amend S.F. No. 1905 as follows:

Pages 33 and 34, delete section 23

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Ms. Kiscaden moved to amend S.F. No. 1905 as follows:

Page 12, delete line 37 and insert:

"Sec. 25. STATE LOTTERY	1,800,000	1,800,000
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This appropriation is from the state lottery prize fund for compulsive gambling treatment programs under Minnesota Statutes, section 245.98, and is in addition to any other appropriations for the same purpose enacted by the 1997 regular session of the legislature."

Correct the summary by fund accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 57 and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Janezich	Murphy	Samuelson	Scheid	Vickerman
Lessard	Novak			

The motion prevailed. So the amendment was adopted.

Mr. Moe, R.D. moved to amend S.F. No. 1905 as follows:

Page 27, delete section 15

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Ms. Junge moved to amend S.F. No. 1905 as follows:

Page 8, after line 22, insert:

"This appropriation is for development of the uniform business identifier required by the new Minnesota Statutes, section 237A.09. The executive director shall report to the legislature by June 30, 1998, on progress of the project and the need for additional appropriations and legislation to complete the business license information system required by the new Minnesota Statutes, section 237A.10, and the electronic business licensing system required by new Minnesota Statutes, section 237A.11."

Page 45, after line 31, insert:

"Sec. 8. [237A.09] [UNIFORM BUSINESS IDENTIFIER.]

The office shall coordinate the design and implementation of a uniform business identifier system to provide a business with a single account number for its dealings with all state agencies. The system must be designed and maintained to facilitate the electronic retrieval of business information under section 237A.10 and the electronic filing of permit and license applications under section 237A.11.

Sec. 9. [237A.10] [BUSINESS LICENSE INFORMATION.]

The office shall coordinate the design, establishment, implementation, and maintenance of an electronic system to allow the public to retrieve by computer information prepared by the department of trade and economic development bureau of business licenses on licenses and their requirements. The office shall establish the format and standards for retrieval consistent with state information and data interchange policies. The office shall integrate the system with the North Star on-line information system. The office shall work in collaboration with the department of trade and economic development bureau of business licenses. The bureau is responsible for creating and operating the system.

Sec. 10. [237A.11] [ELECTRONIC BUSINESS LICENSING.]

The office, in consultation with affected parties, shall coordinate the development of a system through which people seeking state permits or licenses normally issued immediately upon payment of a fee may be issued through electronic access to the appropriate state agencies. The system must be designed to allow the public to file electronic applications for business licenses and permits as defined in sections 116C.24, subdivision 5, and 116J.70, subdivision 2, and for the occupational and other licenses, registrations, certifications, and permits described in section 116J.70, subdivision 2a, clauses (1) and (3). The office shall, consistent with section 116J.83 and in consultation with each agency having jurisdiction to approve or deny a license, identify the licenses that can be electronically applied for and shall establish the standards and formats for the applications consistent with state information and data interchange policies. The office shall integrate the system with the North Star on-line information system."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

RECONSIDERATION

Having voted on the prevailing side, Mr. Knutson moved that the vote whereby the Knutson amendment to S.F. No. 1905 was adopted on April 15, 1997, be now reconsidered. The motion prevailed. So the vote was reconsidered.

Mr. Knutson withdrew his amendment.

Mr. Kelly, R.C. moved to amend S.F. No. 1905 as follows:

Page 27, after line 19, insert:

"Sec. 15. [43A.183] [PAYMENT OF SALARY DIFFERENTIAL FOR RESERVE FORCES ON ACTIVE DUTY.]

Each agency head shall pay to each eligible member of the reserve components of the armed forces of the United States an amount equal to the difference between the member's basic active duty military salary and the salary the member would be paid as an active state employee, including any adjustments the member would have received if not on leave of absence. This payment may be made only to a person whose basic active duty military salary is less than the salary the person would be paid as an active state employee. Payments must be made at the intervals at which the member received pay as a state employee. Back pay authorized by this section may be paid in a lump sum. Pay under this section may not extend beyond four years from the date the employee was called to active duty plus any additional time in each case that the employee may be required to serve under law.

An eligible member of the reserve components of the armed forces of the United States is a reservist or national guard member who was an employee of the state of Minnesota at the time the member was called to active duty and who was or is called to active duty after August 1, 1994, for service in Haiti relating to political unrest and a need to safeguard election processes.

For the purposes of this section, an employee of the state is an employee of the executive, judicial, or legislative branch of state government or an employee of the Minnesota state retirement system, the public employee retirement association, or the teachers retirement association.

The commissioner of employee relations and the commissioner of finance shall adopt procedures required to implement this section. The procedures are exempt from chapter 14.

This section expires June 30, 2002."

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 12, after the semicolon, insert "authorizing the payment of salary differential for reserve forces on active duty in Haiti;"

Page 1, line 36, after the second semicolon, insert "43A;"

The motion prevailed. So the amendment was adopted.

Mr. Neuville moved to amend S.F. No. 1905 as follows:

Page 5, after line 19, insert:

"This appropriation is for the teen court referral program in new Minnesota Statutes, section 260.127. Of this amount, up to five percent may be retained by the office of strategic and long-range planning for administrative costs

incurred in administering the teen court program, and up to five percent may be used by the office to assist teen court programs in developing outcome measures and indicators as required in new Minnesota Statutes, section 260.127, subdivision 7, paragraph (c)."

Page 6, delete lines 17 and 18 and insert:

"\$5,375,000 the first year and \$5,375,000 the second year are for"

Page 30, after line 35, insert:

"Sec. 19. [260.127] [TEEN COURT PROGRAM.]

Subdivision 1. [DEFINITIONS.] For purposes of this section, the following terms have the meanings given.

(a) "Minor offense" means:

(1) a juvenile petty offense;

(2) a petty misdemeanor; or

(3) any misdemeanor, other than a misdemeanor-level violation of section 588.20, 609.224, 609.2242, 609.324, 609.563, 609.576, 609.66, or 617.23, a major traffic offense, or an adult traffic offense, as defined in section 260.193.

(b) "Teen" means an individual who is at least 10 years old but less than 18 years old.

(c) "Teen court" and "teen court program" mean an alternative procedure under which local law enforcement, county attorneys, schools, or probation agencies may divert from the juvenile court system a teen who allegedly has committed a minor offense, on condition that the teen voluntarily appears before and receives a disposition from a jury of the teen's peers and successfully completes the terms and conditions of the disposition. These programs also may be used by schools as alternatives to formal school disciplinary proceedings.

Subd. 2. [SUPREME COURT RULES.] The supreme court is requested to adopt rules and procedures to govern the teen court program that are consistent with this section.

Subd. 3. [APPLICATION TO ESTABLISH TEEN COURT.] (a) Any group of two or more adult sponsors may apply to the office of strategic and long-range planning to establish a teen court. These sponsors must be affiliated with an agency, entity, or other organized program or group.

(b) An application to establish a teen court must include:

(1) the names, addresses, and telephone numbers of two or more adult sponsors and a description of the entity, agency, or other organized program or group with which the adult sponsors are affiliated;

(2) the names, addresses, and telephone numbers of all teens who have signed letters of commitment to participate voluntarily as teen court members in the teen court program;

(3) a certification from the adult sponsors that adequate adult sponsorship exists and that there are a sufficient number of teen volunteers to make the functioning of the teen court feasible and meaningful; and

(4) a letter of support from the judicial district court administrator agreeing to help the teen court track the recidivism rates of teen court participants.

Subd. 4. [REFERRAL TO TEEN COURT PROGRAM.] Once the teen court program has been established, it may receive referrals for eligible teens from local law enforcement, county attorneys, school officials, and probation agencies. The process of referral is to be established by the individual teen court programs, in coordination with other established teen court programs in the judicial district.

Subd. 5. [FEE.] The teen court program may require a teen to pay a nonrefundable fee to cover the costs of administering the program. This fee must be reduced or waived for a participant who does not have the ability to pay the fee.

Subd. 6. [TEEN COURT PROGRAM COMPONENTS.] (a) Prior to a teen's participation in the teen court program, a teen court sponsor or the referring source must contact the victim, if any, of the offense, or make a good faith attempt to contact the victim, if any, and the victim must be advised that the victim may participate in the teen court proceedings.

(b) Prior to a teen court's imposition of dispositions, it must establish a range of dispositional alternatives for offenses which is appropriate to the teen court's community. These dispositions may include the following:

(1) community service;

(2) mandatory participation in appropriate counseling, appropriate treatment, law-related educational classes, or other educational programs;

(3) a requirement that the teen defendant participate as a juror in future proceedings before the teen court;

(4) restitution, where appropriate; and

(5) a fine, not to exceed the amount permitted in section 260.195. The fine permitted in section 260.185 may only be imposed for misdemeanor level offenses.

The teen court does not have the power to place a teen outside the home.

(c) The teen court program may be used only where:

(1) the teen acknowledges responsibility for the offense;

(2) the teen voluntarily agrees to participate in the teen court program;

(3) the judge of the teen court is a judge or an attorney admitted to practice law in the state of Minnesota; and

(4) the teen's parent or legal guardian accompanies the teen in all teen court proceedings.

(d) The teen court shall notify the referring source as soon as possible upon discovery that the teen has failed to comply with any part of the disposition imposed under paragraph (b) of this subdivision. Juvenile court proceedings may be commenced against a teen who fails to comply with the disposition under paragraph (b) of this subdivision.

Subd. 7. [EVALUATION AND REPORTS.] (a) The results of all proceedings in teen court must be reported to the office of strategic and long-range planning on a form provided by that office. The teen court must submit the report no later than July 15 for all activity during the first six months of the calendar year and by January 15 for all activity during the last six months of the preceding calendar year. Each report must include the following:

(1) the number of cases handled by the teen court, including a breakdown of the number of cases from each referring agency;

(2) a list of the offenses for which the teen court imposed a disposition, including a breakdown showing the number of teen court participants committing each type of offense;

(3) a list of the dispositions imposed by the teen court, including a breakdown showing the number of times each particular disposition was imposed; and

(4) information on the cases that were referred back to the referring agency under subdivision 6, paragraph (d).

(b) Each teen court shall report to the office of strategic and long-range planning by June 30 each year on its progress in achieving outcome measures and indicators. This report must include an analysis of recidivism rates for teen court participants, based upon a method for measuring these rates as determined by the office of strategic and long-range planning.

(c) The office of strategic and long-range planning shall assist teen court programs in developing outcome measures and indicators. These outcome measures and indicators must be established before any teen court begins to impose dispositions and must allow for both evaluation of each teen court program and for statewide evaluation of the teen court program.

Subd. 8. [ADMINISTRATION.] The office of strategic and long-range planning has authority to administer funds to teen court programs that comply with this section and the supreme court rules adopted under this section. The office of strategic and long-range planning may receive and administer public and private funds for the purpose of this section."

Renumber the sections in sequence and correct the internal references

Correct the subdivision and section totals and the summaries by fund accordingly

Amend the title accordingly

Mr. Neuville requested division as follows:

First portion:

Page 5, after line 19, insert:

"This appropriation is for the teen court referral program in new Minnesota Statutes, section 260.127. Of this amount, up to five percent may be retained by the office of strategic and long-range planning for administrative costs incurred in administering the teen court program, and up to five percent may be used by the office to assist teen court programs in developing outcome measures and indicators as required in new Minnesota Statutes, section 260.127, subdivision 7, paragraph (c)."

Page 6, delete lines 17 and 18 and insert:

"\$5,375,000 the first year and \$5,375,000 the second year are for"

Second portion:

Page 30, after line 35, insert:

"Sec. 19. [260.127] [TEEN COURT PROGRAM.]

Subdivision 1. [DEFINITIONS.] For purposes of this section, the following terms have the meanings given.

(a) "Minor offense" means:

(1) a juvenile petty offense;

(2) a petty misdemeanor; or

(3) any misdemeanor, other than a misdemeanor-level violation of section 588.20, 609.224, 609.2242, 609.324, 609.563, 609.576, 609.66, or 617.23, a major traffic offense, or an adult traffic offense, as defined in section 260.193.

(b) "Teen" means an individual who is at least 10 years old but less than 18 years old.

(c) "Teen court" and "teen court program" mean an alternative procedure under which local law enforcement, county attorneys, schools, or probation agencies may divert from the juvenile court system a teen who allegedly has committed a minor offense, on condition that the teen voluntarily appears before and receives a disposition from a jury of the teen's peers and successfully completes the terms and conditions of the disposition. These programs also may be used by schools as alternatives to formal school disciplinary proceedings.

Subd. 2. [SUPREME COURT RULES.] The supreme court is requested to adopt rules and procedures to govern the teen court program that are consistent with this section.

Subd. 3. [APPLICATION TO ESTABLISH TEEN COURT.] (a) Any group of two or more adult sponsors may apply to the office of strategic and long-range planning to establish a teen court. These sponsors must be affiliated with an agency, entity, or other organized program or group.

(b) An application to establish a teen court must include:

(1) the names, addresses, and telephone numbers of two or more adult sponsors and a description of the entity, agency, or other organized program or group with which the adult sponsors are affiliated;

(2) the names, addresses, and telephone numbers of all teens who have signed letters of commitment to participate voluntarily as teen court members in the teen court program;

(3) a certification from the adult sponsors that adequate adult sponsorship exists and that there are a sufficient number of teen volunteers to make the functioning of the teen court feasible and meaningful; and

(4) a letter of support from the judicial district court administrator agreeing to help the teen court track the recidivism rates of teen court participants.

Subd. 4. [REFERRAL TO TEEN COURT PROGRAM.] Once the teen court program has been established, it may receive referrals for eligible teens from local law enforcement, county attorneys, school officials, and probation agencies. The process of referral is to be established by the individual teen court programs, in coordination with other established teen court programs in the judicial district.

Subd. 5. [FEE.] The teen court program may require a teen to pay a nonrefundable fee to cover the costs of administering the program. This fee must be reduced or waived for a participant who does not have the ability to pay the fee.

Subd. 6. [TEEN COURT PROGRAM COMPONENTS.] (a) Prior to a teen's participation in the teen court program, a teen court sponsor or the referring source must contact the victim, if any, of the offense, or make a good faith attempt to contact the victim, if any, and the victim must be advised that the victim may participate in the teen court proceedings.

(b) Prior to a teen court's imposition of dispositions, it must establish a range of dispositional alternatives for offenses which is appropriate to the teen court's community. These dispositions may include the following:

(1) community service;

(2) mandatory participation in appropriate counseling, appropriate treatment, law-related educational classes, or other educational programs;

(3) a requirement that the teen defendant participate as a juror in future proceedings before the teen court;

(4) restitution, where appropriate; and

(5) a fine, not to exceed the amount permitted in section 260.195. The fine permitted in section 260.185 may only be imposed for misdemeanor level offenses.

The teen court does not have the power to place a teen outside the home.

(c) The teen court program may be used only where:

(1) the teen acknowledges responsibility for the offense;

(2) the teen voluntarily agrees to participate in the teen court program;

(3) the judge of the teen court is a judge or an attorney admitted to practice law in the state of Minnesota; and

(4) the teen's parent or legal guardian accompanies the teen in all teen court proceedings.

(d) The teen court shall notify the referring source as soon as possible upon discovery that the teen has failed to comply with any part of the disposition imposed under paragraph (b) of this subdivision. Juvenile court proceedings may be commenced against a teen who fails to comply with the disposition under paragraph (b) of this subdivision.

Subd. 7. [EVALUATION AND REPORTS.] (a) The results of all proceedings in teen court must be reported to the office of strategic and long-range planning on a form provided by that office. The teen court must submit the report no later than July 15 for all activity during the first six months of the calendar year and by January 15 for all activity during the last six months of the preceding calendar year. Each report must include the following:

(1) the number of cases handled by the teen court, including a breakdown of the number of cases from each referring agency;

(2) a list of the offenses for which the teen court imposed a disposition, including a breakdown showing the number of teen court participants committing each type of offense;

(3) a list of the dispositions imposed by the teen court, including a breakdown showing the number of times each particular disposition was imposed; and

(4) information on the cases that were referred back to the referring agency under subdivision 6, paragraph (d).

(b) Each teen court shall report to the office of strategic and long-range planning by June 30 each year on its progress in achieving outcome measures and indicators. This report must include an analysis of recidivism rates for teen court participants, based upon a method for measuring these rates as determined by the office of strategic and long-range planning.

(c) The office of strategic and long-range planning shall assist teen court programs in developing outcome measures and indicators. These outcome measures and indicators must be established before any teen court begins to impose dispositions and must allow for both evaluation of each teen court program and for statewide evaluation of the teen court program.

Subd. 8. [ADMINISTRATION.] The office of strategic and long-range planning has authority to administer funds to teen court programs that comply with this section and the supreme court rules adopted under this section. The office of strategic and long-range planning may receive and administer public and private funds for the purpose of this section."

Renumber the sections in sequence and correct the internal references

Correct the subdivision and section totals and the summaries by fund accordingly

Amend the title accordingly

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

Mr. Betzold requested further division of the first portion of the Neuville amendment as follows:

First portion:

Page 5, after line 19, insert:

"This appropriation is for the teen court referral program in new Minnesota Statutes, section 260.127. Of this amount, up to five percent may be retained by the office of strategic and long-range planning for administrative costs incurred in administering the teen court program, and up to five percent may be used by the office to assist teen court programs in developing outcome measures and indicators as required in new Minnesota Statutes, section 260.127, subdivision 7, paragraph (c)."

Second portion:

Page 6, delete lines 17 and 18 and insert:

"\$5,375,000 the first year and \$5,375,000 the second year are for"

Mr. Neuville moved to amend the first portion of the second division of the Neuville amendment to S.F. No. 1905 as follows:

Page 1, line 3, delete "This appropriation is" and insert "\$500,000 the first year and \$500,000 the second year are"

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

The question recurred on the adoption of the first portion of the second division of the Neuville amendment. The motion did not prevail. So the first portion of the second division of the Neuville amendment was not adopted.

Mr. Neuville withdrew the second portion of the second division of the Neuville amendment.

Mrs. Scheid moved to amend S.F. No. 1905 as follows:

Page 20, after line 12, insert:

"Sec. 3. Minnesota Statutes 1996, section 6.76, is amended to read:

6.76 [LOCAL GOVERNMENTAL EXPENDITURES FOR LOBBYISTS.]

On or before January 31, 1990, and each year thereafter, all counties, cities, school districts, metropolitan agencies, regional railroad authorities, and the metropolitan council shall report to the state auditor, on forms prescribed by the auditor, their estimated expenditures paid for the previous calendar year to a lobbyist as defined in section 10A.01, subdivision 11, and to any staff person not registered as a lobbyist, over 25 percent of whose time is spent during the legislative session on legislative matters, and for lobbying purposes to an association that retains or employs a lobbyist as defined in section 10A.01, subdivision 11."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Marty moved to amend the Scheid amendment to S.F. No. 1905 as follows:

Page 1, line 6, before "On" insert "Subdivision 1. [REPORT TO STATE AUDITOR.]"

Page 1, after line 16, insert:

"Subd. 2. [REPORT TO ETHICAL PRACTICES BOARD.] (a) Each lobbyist, described in subdivision 1, shall report to the ethical practices board on the dates specified in section 10A.04, subdivision 2, the information required by this section.

(b) The report must contain the name and registration number of the lobbyist, the name and identification number of each principal, and any changes or updates to the information provided in the registration form. The report must contain, for each general issue area in which the lobbyist lobbied on behalf of the principal during the reporting period:

(1) a list of the specific issues upon which the lobbyist lobbied and references to specific administrative actions and official actions of a metropolitan governmental unit;

(2) a statement telling whether the lobbyist lobbied the legislature on behalf of the principal and a list of administrative agencies and metropolitan governmental units contacted by the lobbyist on behalf of the principal; and

(3) a list of employees of the lobbyist who acted on behalf of the principal.

(c) The report must contain the total amount of all income from the principal for lobbying activities on behalf of the principal, including amounts paid to cover the lobbyist's salary and administrative expenses. The report must include any payments to the lobbyist by any other person for lobbying activities on behalf of the principal."

Ms. Junge questioned whether the Marty amendment to the Scheid amendment was germane.

The President ruled that the amendment was not germane.

Mr. Marty questioned whether the Scheid amendment was germane.

The President ruled that the amendment was not germane.

Mr. Marty then moved to amend S.F. No. 1905 as follows:

Page 47, after line 22, insert:

"ARTICLE 5

Section 1. [245.981] [PROBLEM GAMBLING PROGRAM.]

Subdivision 1. [GOAL.] The Minnesota legislature, having noted the growth and profitability of gambling, finds that gambling has generated funds for many employees, communities, and gambling operations. At the same time, many Minnesotans are harmed by the increased availability of gambling. The goal of this act is to help problem gamblers and their families and to prevent other Minnesotans from developing problems with gambling. In order to increase awareness of and responsibility for the social pathologies caused by gambling, this act attempts to assess the beneficiaries of gambling, on a percentage basis according to the revenue they receive from gambling, for the costs of programs to help problem gamblers and their families.

Subd. 2. [PROGRAM.] The commissioner shall implement a strategy to help people of all backgrounds to make informed choices about gambling and the problems compulsive gambling causes.

The commissioner shall ensure that a continuum of gambling treatment services is available throughout the state, integrated with existing gambling treatment resources and programs, providing a continuum of responses, including services for secondary victims and after care for

gamblers completing treatment. The commissioner shall maintain existing regional gambling outpatient treatment and rehabilitation programs, as well as continue the regional fee for service program in southeast Minnesota. The program shall include early intervention services, informational strategies, intensive outpatient and short-term limited access inpatient treatment, transportation assistance, and public education.

The commissioner shall establish and maintain a hotline to help compulsive gamblers. The commissioner shall conduct studies to determine the nature and extent of compulsive gambling, including the 1994 prevalence studies. The commissioner shall establish a public service campaign, using public funds and leveraging media contributions, to create public awareness of the problems associated with gambling.

Subd. 3. [PROGRAM SUPPORT.] The governor shall contact the chairs of the 11 tribal governments in this state and request a contribution of funds for the problem gambling program. In order to carry out the purposes of subdivision 1, the governor shall request a total biennial contribution of \$7,200,000. Funds received from the tribal governments in this state shall be deposited in the general fund, to be added to other appropriations for the compulsive gambling program.

Sec. 2. [STUDY.]

The commissioner, in consultation with the attorney general, may study changes in financial, bankruptcy, and credit laws that would protect innocent victims who are financially linked to a compulsive gambler, and report to the legislature by December 15, 1997.

Sec. 3. [APPROPRIATIONS.]

\$1,800,000 in fiscal year 1998 and \$1,800,000 in fiscal year 1999 is appropriated from the general fund to the department of human services for the purposes contained in Minnesota Statutes, section 245.981, subdivision 1, for the operation of the problem gambling program. In addition, any funds generated by Minnesota Statutes, section 245.981, subdivision 3, are appropriated for this program. Any funds not expended in fiscal year 1998 shall carry forward to 1999.

The lottery shall transfer \$1,800,000 in fiscal year 1998 and \$1,800,000 in fiscal year 1999 from the lottery prize fund to the general fund to offset this appropriation.

Sec. 4. [REPEALER.]

Minnesota Statutes 1996, section 245.98, is repealed."

Amend the title accordingly

Ms. Runbeck moved to amend the Marty amendment to S.F. No. 1905 as follows:

Page 2, line 15, delete "innocent victims" and insert "family members and business associates"

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

The question recurred on the adoption of the Marty amendment, as amended. The motion did not prevail. So the amendment, as amended, was not adopted.

S.F. No. 1905 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 10, as follows:

Those who voted in the affirmative were:

Anderson
Belanger
Berg

Berglin
Betzold
Cohen

Dille
Flynn
Foley

Frederickson
Hanson
Higgins

Hottinger
Janezich
Johnson, D.E.

Johnson, D.H.	Laidig	Murphy	Ranum	Stevens
Johnson, J.B.	Larson	Novak	Robertson	Stumpf
Junge	Lessard	Oliver	Runbeck	Ten Eyck
Kelley, S.P.	Lourey	Olson	Sams	Terwilliger
Kelly, R.C.	Marty	Pappas	Samuelson	Vickerman
Kiscaden	Metzen	Piper	Scheid	Wiener
Knutson	Moe, R.D.	Pogemiller	Solon	Wiger
Krentz	Morse	Price	Spear	

Those who voted in the negative were:

Day	Kleis	Limmer	Ourada	Robling
Fischbach	Lesewski	Neuville	Pariseau	Scheevel

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

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate revert to the Orders of Business of Messages From the House, Reports of Committees and Second Reading of Senate Bills. The motion prevailed.

MESSAGES FROM THE HOUSE

Mr. President:

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

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.

Senate File No. 458 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 14, 1997

CONCURRENCE AND REPASSAGE

Ms. Higgins moved that the Senate concur in the amendments by the House to S.F. No. 458 and that the bill be placed on its repassage as amended. The motion prevailed.

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, 8, 16, and 17.

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

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

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

Those who voted in the affirmative were:

Anderson	Day	Frederickson	Johnson, D.E.	Kelly, R.C.
Belanger	Dille	Hanson	Johnson, D.H.	Kiscaden
Berglin	Fischbach	Higgins	Johnson, J.B.	Kleis
Betzold	Flynn	Hottinger	Junge	Knutson
Cohen	Foley	Janezich	Kelley, S.P.	Krentz

Laidig	Moe, R.D.	Pappas	Runbeck	Stumpf
Larson	Morse	Pariseau	Sams	Ten Eyck
Lesewski	Murphy	Piper	Samuelson	Terwilliger
Lessard	Neuville	Pogemiller	Scheevel	Vickerman
Limmer	Novak	Price	Scheid	Wiener
Lourey	Oliver	Ranum	Solon	Wiger
Marty	Olson	Robertson	Spear	
Metzen	Ourada	Robling	Stevens	

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

REPORTS OF COMMITTEES

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

Mr. Cohen from the Committee on State Government Finance, to which was referred

S.F. No. 1907: A bill for an act relating to the organization and operation of state government; appropriating money for environmental, natural resource, and agricultural purposes; providing for regulation of certain activities and practices; providing for accounts, assessments, and fees; amending Minnesota Statutes 1996, sections 17.03, by adding a subdivision; 17.101; 17.116, subdivisions 2 and 3; 17.4988; 17.76; 18.79, by adding a subdivision; 18C.421, subdivisions 1 and 4; 18C.425, subdivisions 1, 2, 3, and 6; 18C.531, subdivision 2; 18C.551; 25.31; 25.32; 25.33, subdivisions 1, 5, 6, 9, 20, and by adding subdivisions; 25.35; 25.36; 25.37; 25.38; 25.39; 25.41, subdivision 6; 28A.08, subdivision 3; 32.103; 32.394, subdivisions 8, 8a, 8b, and 8d; 35.71, subdivision 5; 35.824; 41A.09, subdivision 3a; 84.027, by adding a subdivision; 84.0273; 84.82, subdivision 3; 85.015, by adding a subdivision; 85.052, subdivision 3; 85.053, subdivisions 1 and 4; 85.055, subdivision 1, and by adding a subdivision; 88.79, by adding a subdivision; 92.06, subdivisions 1 and 4; 92.16, subdivision 2; 94.10, subdivision 2; 97A.015, by adding a subdivision; 97A.028, subdivisions 1 and 3; 97A.075, subdivision 1; 97A.405, subdivision 2; 97A.415, subdivision 2; 97A.475; 97B.667; 97B.715, subdivision 1; 97B.721; 97B.801; 97C.305, subdivision 1; 97C.501, subdivision 2; 97C.801; 97C.835, by adding a subdivision; 103F.378, subdivision 1; 115A.932, subdivision 1; 115B.02, subdivision 16, and by adding a subdivision; 115B.17, subdivisions 14, 15, and by adding subdivisions; 115B.175, subdivisions 2 and 6a; 115B.412, subdivision 10; 115B.48, subdivisions 3 and 8; 115B.49, subdivision 4; 116.07, subdivisions 4d and 7; 116.92, by adding a subdivision; 116C.834, subdivision 2; 116O.09, subdivisions 2, 5, and 9; 168.1291; 216B.2423, by adding a subdivision; 216C.41, subdivision 1; 223.17, subdivision 3; 236.02, subdivisions 1 and 2; 300.11, by adding a subdivision; 308A.101, by adding a subdivision; 308A.201, by adding a subdivision; 347.33, subdivision 3; 394.25, subdivision 2, and by adding a subdivision; 446A.02, subdivision 6; 462.357, subdivision 1; 477A.12; and 477A.14; Laws 1995, chapter 220, section 19; and Laws 1996, chapter 463, section 7, subdivision 24; proposing coding for new law in Minnesota Statutes, chapters 4; 17; 25; 92; 94; 115; and 116; repealing Minnesota Statutes 1996, sections 18C.541, subdivision 6; 25.34; 115A.908, subdivision 3; 115B.223; 115B.224; 116.991; 116.992; and 296.02, subdivision 7a; Laws 1995, chapter 220, section 21.

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

Page 2, delete line 17 and insert:

"General \$500,000	\$176,944,000	\$171,785,000	\$349,229,000"
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Page 2, delete line 27 and insert:

"Game and Fish	55,589,000	57,876,000	113,465,000"
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Page 2, delete line 34 and insert:

"TOTAL	500,000	336,548,000	297,078,000	634,726,000"
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Page 4, line 64, delete "\$....." and insert "\$86,000"

Page 7, delete lines 30 to 35 and insert:

"Subdivision 1. Total Appropriation		175,362,000	178,181,000
	Summary by Fund		
General	96,287,000	96,622,000	
Natural Resources	23,386,000	23,583,000	
Game and Fish	55,589,000	57,876,000"	

Page 9, line 19, delete "1998" and insert "1997"

Page 9, delete lines 52 to 55 and insert:

"Subd. 4. Forest Management			
	33,376,000	33,690,000	
	Summary by Fund		
General	32,933,000	33,238,000"	

Page 9, line 57, delete "\$2,771,000" and insert "\$3,500,000"

Page 9, line 58, delete "\$2,808,000" and insert "\$3,500,000"

Page 10, line 1, delete everything after "insufficient"

Page 10, delete lines 2 and 3

Page 11, delete lines 41 to 45 and insert:

"Subd. 6. Trails and Waterways Management			
	15,581,000	15,510,000	
	Summary by Fund		
General	1,524,000	1,377,000"	

Page 12, delete lines 6 to 11

Page 12, line 12, delete "\$....." and insert "\$30,000"

Page 12, after line 20, insert:

"The unobligated balance remaining in the appropriation from the taconite environmental protection fund, Laws 1996, chapter 407, section 3, to acquire and develop the Iron Range off-highway vehicle recreation area, shall not cancel but be made available until June 30, 1998."

Page 12, delete lines 21 to 26 and insert:

"Subd. 7. Fish and Wildlife Management			
	39,313,000	41,504,000	
	Summary by Fund		
General	3,310,000	3,449,000	

Natural Resources	2,013,000	2,048,000
Game and Fish	33,990,000	36,007,000"

Page 13, line 11, delete "\$....." and insert "\$130,000" and delete everything after "and" and insert "\$130,000"

Page 13, line 13, delete everything after "for"

Page 13, line 14, delete "to include"

Page 14, after line 18, insert:

"\$200,000 is from the snowmobile trails and enforcement account in the natural resources fund for the purchase of specialty equipment to increase the effectiveness and safety of enforcement of snowmobile laws and rules."

Page 14, delete lines 19 to 22 and insert:

"Subd. 9. Operations Support

27,272,000	27,826,000
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Summary by Fund

General	15,492,000	15,740,000"
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Page 14, line 36, delete "\$....." and insert "\$100,000"

Page 16, line 36, delete "28,729,000" and insert "28,989,000" and delete "26,246,000" and insert "26,406,000"

Page 16, line 38, delete "17,967,000" and insert "18,227,000" and delete "15,494,000" and insert "15,654,000"

Page 16, line 45, delete "18,419,000" and insert "18,579,000" and delete "17,630,000" and insert "17,790,000"

Page 16, line 47, delete "7,913,000" and insert "8,073,000" and delete "7,019,000" and insert "7,179,000"

Page 17, line 17, delete "\$50,000" and insert "\$150,000"

Page 17, line 54, after the comma, insert "and \$160,000 each year is appropriated from the general fund"

Page 18, line 50, after the period, insert "As cash flow in the ethanol development fund under Minnesota Statutes, section 41B.044, permits, but no later than June 30, 1999, the commissioner of finance, in consultation with the commissioner of agriculture, shall transfer from the unencumbered balance in the fund to the general fund the amount necessary to reimburse producers for eligible unpaid claims accumulated through June 30, 1997. The amounts transferred are added to the limits on the appropriation in this paragraph."

Page 19, after line 4, insert:

"\$115,000 is from the Minnesota conservation fund, established in Minnesota Statutes, section 40A.151, to the commissioner of agriculture to provide a match to the \$100,000 appropriation from the future resources fund to evaluate the effectiveness of Minnesota's agricultural land preservation programs, make recommendations

for statutory and programmatic improvements, and identify and quantify fiscal impacts of urban sprawl."

Page 19, line 32, delete "6,935,000" and insert "7,035,000"

Page 19, line 34, delete "6,935,000" and insert "7,035,000"

Page 21, line 32, delete everything after "agencies" and insert "according to the eligibility criteria in the health and human services 1997 omnibus appropriation bill."

Page 21, delete line 33

Page 22, after line 3, insert:

"\$100,000 is for transfer to the public utilities commission for costs related to the duties of the commission and the team of science advisors established under Laws 1994, chapter 573, as amended."

Page 22, line 46, delete "\$....." and insert "\$600,000"

Page 22, line 47, after "grants-in-aid" insert "from the snowmobile trails and enforcement account"

Page 27, line 33, after "resources" insert "fund"

Page 47, after line 2, insert:

"Sec. 17. ETHANOL DEVELOPMENT
FUND TRANSFER

As cash flow in the ethanol development fund under Minnesota Statutes, section 41B.044, permits, but no later than June 30, 1999, the commissioner of finance, in consultation with the commissioner of agriculture, shall transfer \$420,000 from the unencumbered balance in the fund to the general fund."

Pages 76 to 78, delete sections 55 and 56

Page 83, line 18, after "is" insert "only"

Page 83, line 19, delete "by July 31, 1997,"

Page 83, line 31, delete "in" and insert "by"

Page 100, line 28, delete "nets" and insert "net"

Page 133, lines 23 and 26, reinstate the stricken "\$50" and delete "\$100"

Page 141, after line 16, insert:

"Sec. 134. Laws 1995, chapter 220, section 19, subdivision 4, as amended by Laws 1996, chapter 407, section 50, is amended to read:

Subd. 4. Parks and Trails

(a) METROPOLITAN REGIONAL
PARK SYSTEM

3,950,000

This appropriation is from the trust fund for

payment by the commissioner of natural resources to the metropolitan council for subgrants to rehabilitate, develop, acquire, and retrofit the metropolitan regional park system consistent with the metropolitan council regional recreation open space capital improvement program and subgrants for regional trails, consistent with an updated regional trail plan. \$1,666,000 of this appropriation is from the trust fund acceleration.

This appropriation may be used for the purchase of homes only if the purchases are expressly included in the work program approved by the legislative commission on Minnesota resources.

This project must be completed and final products delivered by December 31, 1997, and the appropriation is available until that date.

(b) STATE PARK AND RECREATION AREA ACQUISITION, DEVELOPMENT, BETTERMENT, AND REHABILITATION

3,150,000

This appropriation is from the trust fund to the commissioner of natural resources as follows: (1) for state park and recreation area acquisition \$1,070,000, of which up to \$670,000 may be used for state trail acquisition of a critical nature; (2) for state park and recreation area development \$680,000; and (3) for betterment and rehabilitation of state parks and recreation areas \$1,400,000. The use of the Minnesota conservation corps is encouraged in the rehabilitation and development.

\$1,384,000 of this appropriation is from the trust fund acceleration. The commissioner must submit grant requests for supplemental funding for federal ISTEA money in eligible categories and report the results to the legislative commission on Minnesota resources.

This project must be completed and final products delivered by December 31, 1997, and the appropriation is available until that date.

(c) STATE TRAIL REHABILITATION AND ACQUISITION

250,000

This appropriation is from the trust fund to the commissioner of natural resources for state trail plan priorities. \$94,000 of this appropriation is from the trust fund acceleration. The commissioner must submit grant requests for supplemental funding for federal ISTEA money and report the results to the legislative commission on Minnesota resources.

This project must be completed and final products delivered by December 31, 1997, and the appropriation is available until that date.

(d) WATER ACCESS

600,000

This appropriation is from the trust fund to the commissioner of natural resources to accelerate public water access acquisition and development statewide. Access includes boating access, fishing piers, and shoreline access. Up to \$100,000 of this appropriation may be used for a cooperative project to acquire and develop land, local park facilities, an access trail, and a boat access at the LaRue pit otherwise consistent with the water access program.

This project must be completed and final products delivered by December 31, 1997, and the appropriation is available until that date.

(e) LOCAL GRANTS

1,800,000

This appropriation is from the future resources fund to the commissioner of natural resources to provide matching grants, as follows: (1) \$500,000 to local units of government for local park and recreation areas; (2) \$500,000 to local units of government for natural and scenic areas pursuant to Minnesota Statutes, section 85.019; (3) \$400,000 to local units of government for trail linkages between communities, trails, and parks; and (4) \$400,000 for a conservation partners program, a statewide pilot to encourage private organizations and local governments to cost share enhancement of fish, wildlife, and native plant habitats; and research and surveys of fish and wildlife, and related education activities. Conservation partners grants may be up to \$10,000 each and must be equally matched. In addition to the required work program, grants may not be approved until grant proposals to be funded have been submitted to the legislative commission on Minnesota resources and the commission has either made a recommendation or allowed 60 days to pass without making a recommendation. The above appropriations are available half for the metropolitan area as defined in Minnesota Statutes, section 473.121, subdivision 2, and half for outside of the metropolitan area. For the purpose of this paragraph, match includes nonstate contributions either cash or in-kind.

This project must be completed and final products delivered by December 31, 1997, and the appropriation is available until that date.

(f) MINNEAPOLIS PARK AND
TRAIL CONNECTIONS

141,000

This appropriation is from the future resources fund to the commissioner of transportation for half of the nonfederal match of ISTEA projects for the Minneapolis park and recreation board to develop park and trail connections including: Minnehaha park to Mendota bridge, Stone Arch bridge to bridge number 9 on West River Parkway, Boom island to St. Anthony Parkway, and West River Parkway to Shingle Creek Parkway. The Minneapolis park and recreation board must apply for and receive approval of the federal money in order to receive this appropriation.

This project must be completed and final products delivered by December 31, 1997, and the appropriation is available until that date.

(g) LOCAL SHARE FOR ISTEA
FEDERAL PROJECTS

300,000

This appropriation is from oil overcharge money to the commissioner of administration for half of the nonfederal match of ISTEA projects for: (1) Chisago county, \$150,000 for a trail between North Branch and Forest Lake township; and (2) the St. Louis and Lake counties regional rail authority, \$150,000 for the development of approximately 40 miles of a multipurpose recreational trail system. Chisago county and the St. Louis and Lake counties regional rail authority must apply for and receive approval of the federal money in order to receive these appropriations.

This project must be completed and final products delivered by December 31, 1997, and the appropriation is available until that date.

(h) PINE POINT PARK REST STATION

100,000

This appropriation is from the future resources fund to the commissioner of natural resources for an agreement with Washington county to construct a rest station on the Gateway segment of the Willard Munger state trail in compliance with the Americans with Disabilities Act. This appropriation must be matched by at least \$30,000 of nonstate money.

(i) INTERACTIVE MULTIMEDIA COMPUTER
INFORMATION SYSTEM

45,000

This appropriation is from the future resources fund to the commissioner of trade and economic development, office of tourism, for an agreement

with Explore Lake County, Inc. to develop a pilot multimedia interactive computer information system at the R. J. Houle visitor information center.

(j) UPPER SIOUX AGENCY STATE PARK 200,000

This appropriation to the commissioner of natural resources is from the future resources fund for bathroom and shower facilities at Upper Sioux Agency State Park.

(k) GRAIN BELT MISSISSIPPI RIVERFRONT DEVELOPMENT 500,000

This appropriation is from the future resources fund to the commissioner of natural resources for a contract with the metropolitan council for a subgrant to the Minneapolis park and recreation board, which shall cooperate with the Minneapolis community development agency to create riverfront recreational park and marina facilities through acquisition and development of Mississippi riverfront property. This appropriation is contingent on this facility being designated part of the metropolitan regional park and open space system. This appropriation is also contingent on the Guthrie theater's occupancy of the Grain Belt Brewery.

(l) WILDCAT REGIONAL PARK 40,000

This appropriation is from the future resources fund to the commissioner of natural resources for an agreement with Houston county to construct an off-channel boat ramp on the Mississippi River, and wingwalls to protect the ramp and existing swimming beach, and amenities for users of the ramp."

Page 145, after line 15, insert:

"Sec. 141. [SPECIAL EXTENSION OF TIMBER PERMITS.]

Timber sale permits issued under Minnesota Statutes, sections 90.101, 90.121, 90.151, and 90.191, that would otherwise expire in 1997 are extended for one year. Extensions issued under this section shall be without interest, and any timber cut during the period of this extension or remaining uncut at the expiration of this extension shall be billed at the stumpage rates of the original sale. Extensions granted under Minnesota Statutes, section 90.193, from January 1, 1997, to the effective date of this section, due to a lack of suitable winter logging conditions or suitable economic conditions, shall be granted without interest, and any timber cut during the period of this extension or remaining uncut at the expiration of this extension shall be billed at the stumpage rate of the original sale."

Page 151, line 19, delete "110" and insert "109"

Page 151, line 27, delete "32, 133 and 134" and insert "33, 132, and 133" and after the period, insert "Sections 15, 72, and 141 to 148 are effective the day following final enactment."

Page 151, line 28, delete "24 and 84" and insert "25 and 83"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 15, delete "8, 8a, 8b," and insert "8b"

Page 1, line 43, before the semicolon, insert ", subdivisions 4, as amended, and 11"

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

SECOND READING OF SENATE BILLS

S.F. No. 1907 was read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Stumpf moved that S.F. No. 1896 be withdrawn from the Committee on Jobs, Energy and Community Development and re-referred to the Committee on Children, Families and Learning. The motion prevailed.

Ms. Hanson moved that S.F. No. 1458, No. 32 on General Orders, be stricken and re-referred to the Committee on Judiciary. The motion prevailed.

Mr. Johnson, D.E. moved that H.F. No. 243, No. 134 on General Orders, be stricken and re-referred to the Committee on State Government Finance. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Pogemiller introduced--

S.F. No. 1910: A bill for an act relating to the city of Minneapolis; providing a sales tax exemption for the convention center; amending Laws 1986, chapter 396, section 4, as amended.

Referred to the Committee on Taxes.

Ms. Berglin introduced--

S.F. No. 1911: A bill for an act relating to taxation; providing an additional individual income tax subtraction for dependents; amending Minnesota Statutes 1996, section 290.01, subdivision 19b.

Referred to the Committee on Taxes.

Ms. Berglin and Mr. Hottinger introduced--

S.F. No. 1912: A bill for an act relating to taxation; increasing the income limits applicable to the dependent care credit; amending Minnesota Statutes 1996, section 290.067, subdivision 2.

Referred to the Committee on Taxes.

Ms. Berglin and Mr. Hottinger introduced--

S.F. No. 1913: A bill for an act relating to taxation; increasing the Minnesota working family credit; amending Minnesota Statutes 1996, section 290.0671, subdivision 1.

Referred to the Committee on Taxes.

Messrs. Stevens, Lessard, Mrs. Pariseau, Messrs. Johnson, D.J. and Laidig introduced--

S.F. No. 1914: A bill for an act relating to drivers' licenses; allowing for driver's license and state identification card to bear firearms safety designation; amending Minnesota Statutes 1996, section 171.07, by adding a subdivision.

Referred to the Committee on Transportation.

Ms. Berglin and Mr. Pogemiller introduced--

S.F. No. 1915: A bill for an act relating to health; requiring school districts to contribute school funds to children's mental health collaboratives; amending Minnesota Statutes 1996, section 245.493, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Mr. Betzold introduced--

S.F. No. 1916: A bill for an act relating to civil commitment; modifying provisions governing release on pass for persons committed as mentally ill and dangerous; allowing temporary jail confinement of persons subject to commitment as sexual psychopathic personalities or sexually dangerous persons; amending Minnesota Statutes 1996, sections 253B.18, subdivision 4a; and 253B.185, by adding a subdivision.

Referred to the Committee on Judiciary.

MEMBERS EXCUSED

Mr. Johnson, D.J. was excused from the Session of today. Mrs. Lourey, Mses. Ranum and Wiener were excused from the Session of today from 8:00 to 8:30 a.m. Ms. Anderson, Mr. Knutson, Ms. Runbeck and Mr. Terwilliger were excused from the Session of today from 8:00 to 8:40 a.m. Mrs. Pariseau was excused from the Session of today from 8:00 to 8:35 and 10:50 to 11:25 a.m. Mr. Beckman was excused from the Session of today from 8:00 to 9:00 a.m. and 1:30 to 3:30 p.m. Mr. Kelly, R.C. was excused from the Session of today from 8:00 to 9:20 a.m. Ms. Johnson, J.B. was excused from the Session of today from 8:25 to 8:50 a.m. Mr. Novak was excused from the Session of today from 8:00 to 8:30 a.m. and 10:30 a.m. to 12:15 p.m. Ms. Junge was excused from the Session of today from 9:30 a.m. to 12:00 noon.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Wednesday, April 16, 1997. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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Tuesday, April 15, 1997

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