

STATE OF MINNESOTA

Journal of the Senate

EIGHTIETH LEGISLATURE

FORTY-FIRST DAY

St. Paul, Minnesota, Thursday, April 17, 1997

The Senate met at 9:30 a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Betzold 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. Carol Joyce.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Mr. Stumpf was excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

April 15, 1997

The Honorable Phil Carruthers
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1997 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1997	Date Filed 1997
	293	31	2:05 p.m. April 15	April 15
	2132	34	10:23 a.m. April 15	April 15

Sincerely,
Joan Anderson Growe
Secretary of State

April 16, 1997

The Honorable Allan H. Spear
President of the Senate

Dear President Spear:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1052 and 305.

Warmest regards,
Arne H. Carlson, Governor

April 16, 1997

The Honorable Phil Carruthers
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1997 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1997	Date Filed 1997
	538	Res. No. 1	10:15 a.m. April 16	April 16
1052		32	10:10 a.m. April 16	April 16
305		33	10:12 a.m. April 16	April 16
	90	35	1:57 p.m. April 16	April 16
	835	36	2:12 p.m. April 16	April 16
	958	37	1:59 p.m. April 16	April 16
	1382	38	2:02 p.m. April 16	April 16

Sincerely,
Joan Anderson Growe
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 475 and 1675.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 16, 1997

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. 1527: A bill for an act relating to insurance; Minnesota Insurance Guaranty Act; conforming state law to provisions of the Post-Assessment Property and Liability Insurance Guaranty Association Model Act of the National Association of Insurance Commissioners; amending Minnesota Statutes 1996, sections 60C.02; 60C.03, subdivisions 6, 8, and by adding a subdivision; 60C.05, subdivision 1; 60C.07, subdivision 2; 60C.09; 60C.11, subdivision 5; 60C.13, subdivision 1; 60C.14, subdivision 2; 60C.15; 60C.19; and 60C.21, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 60C; repealing Minnesota Statutes 1996, section 60C.06, subdivision 6.

Senate File No. 1527 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 16, 1997

Mr. Moe, R.D. moved that S.F. No. 1527 be laid on the table. The motion prevailed.

Mr. President:

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

S.F. No. 539: A bill for an act relating to highways; modifying designation of the George Mann memorial highway; designating the Augie Mueller and Don Rickers memorial highways; amending Minnesota Statutes 1996, section 161.14, subdivision 21, and by adding subdivisions.

Senate File No. 539 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 16, 1997

Mr. Frederickson moved that S.F. No. 539 be laid on the table. The motion prevailed.

Mr. President:

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

S.F. No. 1888: A bill for an act relating to education; appropriating money for education and related purposes to the higher education services office, board of trustees of the Minnesota state colleges and universities, board of regents of the University of Minnesota, and the Mayo medical foundation, with certain conditions; prescribing changes in certain financial assistance programs; establishing educational savings plan accounts; clarifying duties of the higher education services office; providing for appropriations for certain enrollments; defining the mission for the Minnesota

state colleges and universities system; clarifying the common numbering and credit transfer requirements; making technical corrections relating to the post-secondary merger; modifying the higher education facilities authority revenue bond authority; modifying certain capital improvement projects; placing a condition on referendums by campus student associations; establishing the Minnesota Virtual University and a roundtable on vocational technical education; amending Minnesota Statutes 1996, sections 16A.69, subdivision 2; 125.1385, subdivision 2; 126.56, subdivisions 2, 4a, and 7; 135A.031, subdivision 2; 135A.052, subdivision 1; 135A.08, subdivision 2; 136A.01, subdivision 2, and by adding a subdivision; 136A.03; 136A.121, subdivisions 5, 7, and 9a; 136A.125, subdivisions 3 and 4; 136A.136, subdivision 2; 136A.15, by adding a subdivision; 136A.16, subdivisions 1, 2, 8, and by adding subdivisions; 136A.171; 136A.173, subdivisions 1, 3, and 5; 136A.174; 136A.175, subdivisions 1 and 2; 136A.233, subdivisions 1 and 2; 136A.29, subdivision 9; 136F.05; 216C.27, subdivision 7; Laws 1994, chapter 643, sections 10, subdivision 10, as amended; and 19, subdivision 9, as amended; proposing coding for new law in Minnesota Statutes, chapter 136A; repealing Laws 1995, chapter 212, article 4, section 34; and Laws 1995, First Special Session chapter 2, article 1, sections 35 and 36.

Senate File No. 1888 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 16, 1997

Mr. Moe, R.D., for Mr. Stumpf, moved that the Senate do not concur in the amendments by the House to S.F. No. 1888, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 601:

H.F. No. 601: A bill for an act relating to local government; authorizing boundary commissions; amending Minnesota Statutes 1996, section 465.79.

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

Wenzel, Juhnke and Kraus have been appointed as such committee on the part of the House.

House File No. 601 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 16, 1997

Mr. Vickerman moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 601, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 379:

H.F. No. 379: A bill for an act relating to commerce; regulating securities; authorizing small corporate offering registrations; proposing coding for new law in Minnesota Statutes, chapter 80A.

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

Abrams, Tunheim and Milbert have been appointed as such committee on the part of the House.

House File No. 379 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 16, 1997

Mr. Oliver moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 379, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 257.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 16, 1997

FIRST READING OF HOUSE BILLS

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

H.F. No. 257: A bill for an act relating to health; establishing licensing requirements for the provision of ambulance service; establishing registration requirements for first responders; proposing coding for new law as Minnesota Statutes, chapter 144; repealing Minnesota Statutes 1996, section 144.802, subdivisions 1, 2, 3, 3b, 4, 5, and 6.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 510, now on General Orders.

MOTIONS AND RESOLUTIONS

Mr. Wiger introduced--

Senate Resolution No. 44: A Senate resolution congratulating the boys varsity hockey team of North High School, in North St. Paul-Maplewood-Oakdale, independent school district No. 622, on being named Class A Academic Champions for Minnesota.

Referred to the Committee on Rules and Administration.

Mr. Hottinger moved that S.F. No. 1527 be taken from the table. The motion prevailed.

Mr. Hottinger moved that S.F. No. 1527 be laid on the table. The motion prevailed.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 1908 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1908: A bill for an act relating to the operation of state government services; appropriating money for the operation of the departments of human services and health, the veterans home board, the health related boards, the disability council, the ombudsman for families, and the ombudsman for mental health and mental retardation; including provisions for agency

management; children's programs; basic health care programs; medical assistance and general assistance medical care; long-term care; state-operated services; mental health and developmentally disabled; MinnesotaCare; child support enforcement; assistance to families; health department; amending Minnesota Statutes 1996, sections 13.99, by adding a subdivision; 16A.124, subdivision 4b; 62D.04, subdivision 5; 62E.02, subdivision 13; 62E.14, by adding a subdivision; 103I.101, subdivision 6; 103I.208; 103I.401, subdivision 1; 144.0721, subdivision 3; 144.121, subdivision 1, and by adding subdivisions; 144.125; 144.2215; 144.226, subdivision 1, and by adding a subdivision; 144.394; 144A.071, subdivisions 1, 2, and 4a; 144A.073, subdivision 2; 145.925, subdivision 9; 153A.17; 157.15, by adding subdivisions; 157.16, subdivision 3; 245.03, subdivision 2; 245.4882, subdivision 5; 245.493, subdivision 1, and by adding a subdivision; 245.652, subdivisions 1 and 2; 245.98, by adding a subdivision; 246.02, subdivision 2; 252.025, subdivisions 1, 4, and by adding a subdivision; 252.28, by adding a subdivision; 252.32, subdivisions 1a, 3, 3a, 3c, and 5; 254.04; 254B.02, subdivisions 1 and 3; 254B.04, subdivision 1; 254B.09, subdivisions 4, 5, and 7; 256.01, subdivision 2, and by adding a subdivision; 256.025, subdivisions 2 and 4; 256.045, subdivisions 3, 3b, 4, 5, 7, 8, and 10; 256.476, subdivisions 2, 3, 4, and 5; 256.82, subdivision 1, and by adding a subdivision; 256.871, subdivision 6; 256.935; 256.969, subdivision 1; 256.9695, subdivision 1; 256B.037, subdivision 1a; 256B.04, by adding a subdivision; 256B.056, subdivisions 4, 5, and 8; 256B.0625, subdivisions 13 and 15; 256B.0626; 256B.0627, subdivision 5, and by adding a subdivision; 256B.064, subdivisions 1a, 1c, and 2; 256B.0911, subdivisions 2 and 7; 256B.0912, by adding a subdivision; 256B.0913, subdivisions 10, 14, 15, and by adding a subdivision; 256B.0915, subdivision 3, and by adding a subdivision; 256B.19, subdivisions 1, 2a, and 2b; 256B.421, subdivision 1; 256B.431, subdivision 25, and by adding a subdivision; 256B.433, by adding a subdivision; 256B.434, subdivisions 2, 3, 4, 9, and 10; 256B.48, subdivision 6; 256B.49, subdivision 1, and by adding a subdivision; 256B.69, subdivisions 2, 3a, 5, 5b, and by adding subdivisions; 256D.03, subdivisions 2, 2a, 3b, and 6; 256D.36; 256F.11, subdivision 2; 256G.02, subdivision 6; 256G.05, subdivision 2; 256I.05, subdivision 1a, and by adding a subdivision; 256J.50, by adding a subdivision; 326.37, subdivision 1; 393.07, subdivision 2; 466.01, subdivision 1; 469.155, subdivision 4; 471.59, subdivision 11; 626.556, subdivisions 10b, 10d, 10e, 10f, 11c, and by adding a subdivision; 626.558, subdivisions 1 and 2; and 626.559, subdivision 5; Laws 1995, chapter 207, articles 6, section 115; and 8, section 41, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 144; 145A; 157; 252; 256B; and 257; repealing Minnesota Statutes 1996, sections 145.9256; 256.026; 256.82, subdivision 1; 256B.041, subdivision 5; 256B.0625, subdivision 13b; 256B.19, subdivision 1a; and 469.154, subdivision 6; Minnesota Rules, part 9505.1000.

Ms. Kiscaden moved to amend S.F. No. 1908 as follows:

Page 231, line 9, delete everything after "on"

Page 231, delete lines 10 to 18 and insert "how to improve the efficiency and effectiveness of current health-related boards and advisory councils; (4) weigh the merits of creating a centralized regulatory authority for violations by regulated health professionals of statutes and rules relating to business practices and personal conduct; (5) make recommendations of the merits of creating an interdisciplinary board to coordinate some or all of the health-related boards; and (6) report its findings and recommendations to the commissioner of health by January 15, 1998."

Page 231, line 32, delete "12" and insert "20"

Page 232, line 1, delete "and"

Page 232, line 3, before the period, insert ", and eight members appointed by the commissioner of health who are licensed, credentialed, or registered by a health-related board or by the commissioner"

The motion prevailed. So the amendment was adopted.

Ms. Kiscaden then moved to amend S.F. No. 1908 as follows:

Page 232, after line 13, insert:

"Sec. 47. [AUTISM ADVISORY TASK FORCE.]

Subdivision 1. [ESTABLISHMENT.] The commissioner of human services and the commissioner of children, families, and learning shall establish a task force to study the treatment of autism. The task force shall consist of providers, advocates, and consumers of services to children affected by autism. The terms and compensation of the members shall be as described under Minnesota Statutes, section 15.059, subdivision 6.

Subd. 2. [DUTIES.] The advisory task force shall meet on a regular basis to study the following:

- (1) the spectrum of autistic disorders;
- (2) treatment options for autism, including behavioral therapy, and outcome data on these treatment options;
- (3) the role of the schools, appropriate state agencies, and counties in providing services to children with autism;
- (4) funding flexibility options for services to children with autism, including the use of state funds to provide behavioral therapy; and
- (5) the use of behavioral therapy day treatment programs and the use of school and medical assistance funds for these programs.

Subd. 3. [REPORT.] The task force shall provide the commissioner of human services with the findings of the study by December 15, 1998. The commissioner of human services shall submit a preliminary report to the legislature by January 15, 1998, on the progress of the task force study. The commissioner shall submit a final report to the legislature by January 15, 1999, on recommendations to improve the treatment options available to children with autism within the current available funding. The final report must include recommendations on how to inform and educate families with autistic children on available expertise and resources on the treatment of autism. The task force expires upon submission of its report."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Ms. Berglin moved to amend S.F. No. 1908 as follows:

Page 76, line 30, before "In" insert "(a)"

Page 77, line 24, after the period, insert:

"(b)"

Page 77, after line 34, insert:

"(c) The provisions of paragraph (b) do not apply to a facility that has its reimbursement rate established under section 256B.431, subdivision 4, paragraph (c)."

The motion prevailed. So the amendment was adopted.

Mr. Solon moved to amend S.F. No. 1908 as follows:

Page 27, after line 19, insert:

"[STUDY OF LICENSED PSYCHOLOGICAL PRACTITIONERS.] The commissioner, in cooperation with the board of psychology, shall report to the legislature by January 15, 1998, on

the impact on psychological practitioners licensed under Minnesota Statutes, section 148.908, and on consumers of the limitations on third-party reimbursement due to the requirement for supervision under Minnesota Statutes, section 148.925."

The motion prevailed. So the amendment was adopted.

Ms. Berglin moved to amend S.F. No. 1908 as follows:

Page 101, line 19, after "neutral" insert ", except that pro rata adjustments shall not be applied to payments to a health maintenance organization that is operated by a county and is affiliated with a hospital with over 900 licensed beds that is operated by the same county"

The motion prevailed. So the amendment was adopted.

Mr. Vickerman moved to amend S.F. No. 1908 as follows:

Page 45, line 15, after the period, insert "The offer of a home visit must be made in a way that guarantees that the existence of the pregnancy is not revealed to any other individual without the written consent of the pregnant female."

The motion prevailed. So the amendment was adopted.

Mr. Samuelson moved to amend S.F. No. 1908 as follows:

Page 25, line 30, delete "73,649,000" and insert "73,549,000"

The motion prevailed. So the amendment was adopted.

Mr. Moe, R.D. moved to amend S.F. No. 1908 as follows:

Page 30, after line 22, insert:

"[NURSING HOMES DAMAGED BY FLOODS.] The commissioner shall conduct an expedited process under Minnesota Statutes, section 144A.073, in order to review nursing home moratorium exceptions necessary to repair or replace nursing facilities damaged by spring flooding in 1997. For facilities that require total replacement and the relocation of residents to other facilities during construction, the operating cost payment rates for the new facility shall be determined using the interim and settle-up payment provisions of Minnesota Rules, part 9549.0057, and the reimbursement provisions of Minnesota Statutes, section 256B.431, except that subdivision 25, paragraphs (b), clause (3), and (d), shall not apply until the second rate year after the settle-up cost report is filed. Property-related reimbursement rates shall be determined under Minnesota Rules, chapter 9549, taking into account any federal or state flood-related loans or grants provided to a facility. The medical assistance property-related costs of this paragraph shall be paid from the amount made available in section 2 of this article

for moratorium exceptions. The medical assistance operating costs of this paragraph shall be paid from any flood-related disaster relief appropriation made by the 1997 legislature. This paragraph is effective the day following final enactment and is not subject to section 13 of this article."

The motion prevailed. So the amendment was adopted.

Mr. Betzold moved to amend S.F. No. 1908 as follows:

Page 151, line 13, delete "1" and insert "15"

The motion prevailed. So the amendment was adopted.

Ms. Lesewski moved to amend S.F. No. 1908 as follows:

Page 54, after line 33, insert:

"Sec. 27. [RULE CHANGE; RADIOGRAPHIC ABSORPTIONMETRY.]

Upon review and recommendation by the health technology advisory committee regarding the impact on patients the commissioner of health shall amend Minnesota Rules, part 4730.1210, subpart 2, item G, to permit the use of direct exposure x-ray film in radiographic absorptionmetry for the diagnosis and management of osteoporosis. The commissioner may use the rulemaking procedures under Minnesota Statutes, section 14.388."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Ms. Berglin moved to amend the Lesewski amendment to S.F. No. 1908 as follows:

Page 1, line 6, delete "shall" and insert "may"

The motion prevailed. So the amendment was adopted.

The question recurred on the adoption of the Lesewski amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

Mrs. Fischbach moved to amend S.F. No. 1908 as follows:

Page 16, after line 33, insert:

"[ICF/MR RATE EXCEPTION.] Of this appropriation, \$122,000 is to be used for an ICF/MR located in Stearns county with 12 licensed beds and \$122,000 is to be used for an ICF/MR located in Sherburne county. The facilities are not subject to the provisions of Minnesota Statutes, section 256B.501, subdivision 5b, paragraph (d), clause (6), for rates effective October 1, 1997, and October 1, 1998."

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

CALL OF THE SENATE

Mr. Betzold imposed a call of the Senate for the balance of the proceedings on S.F. No. 1908. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 19 and nays 42, as follows:

Those who voted in the affirmative were:

Belanger	Johnson, D.E.	Larson	Olson	Scheevel
Dille	Kiscaden	Lesewski	Pariseau	Stevens
Fischbach	Kleis	Limmer	Robertson	Terwilliger
Frederickson	Knutson	Neuville	Runbeck	

Those who voted in the negative were:

Anderson	Higgins	Laidig	Oliver	Solon
Beckman	Hottinger	Lessard	Piper	Spear
Berg	Johnson, D.H.	Lourey	Pogemiller	Ten Eyck
Berglin	Johnson, D.J.	Marty	Price	Vickerman
Betzold	Johnson, J.B.	Metzen	Ranum	Wiener
Cohen	Junge	Moe, R.D.	Robling	Wiger
Flynn	Kelley, S.P.	Morse	Sams	
Foley	Kelly, R.C.	Murphy	Samuelson	
Hanson	Krentz	Novak	Scheid	

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

Mr. Neuville moved to amend S.F. No. 1908 as follows:

Page 232, after line 21, insert:

"Section 1. Minnesota Statutes 1996, section 256.87, subdivision 1, is amended to read:

Subdivision 1. [ACTIONS AGAINST PARENTS FOR ASSISTANCE FURNISHED.] A parent of a child is liable for the amount of public assistance furnished ~~under sections 256.031 to 256.0361, 256.72 to 256.87, or under Title IV-E of the Social Security Act or medical assistance under chapter 256, 256B, or 256D~~ to and for the benefit of the child, including any assistance furnished for the benefit of the caretaker of the child, which the parent has had the ability to pay. Ability to pay must be determined according to chapter 518. The parent's liability is limited to the two years immediately preceding the commencement of the action, except that where child support has been previously ordered, the state or county agency providing the assistance, as assignee of the obligee, shall be entitled to judgments for child support payments accruing within ten years preceding the date of the commencement of the action up to the full amount of assistance furnished. The action may be ordered by the state agency or county agency and shall be brought in the name of the county ~~by the county attorney of the county in which the assistance was granted,~~ or by in the name of the state agency against the parent for the recovery of the amount of assistance granted, together with the costs and disbursements of the action.

Sec. 2. Minnesota Statutes 1996, section 256.87, subdivision 1a, is amended to read:

Subd. 1a. [CONTINUING SUPPORT CONTRIBUTIONS.] In addition to granting the county or state agency a money judgment, the court may, upon a motion or order to show cause, order continuing support contributions by a parent found able to reimburse the county or state agency. The order shall be effective for the period of time during which the recipient receives public assistance from any county or state agency and thereafter. The order shall require support according to chapter 518. An order for continuing contributions is reinstated without further hearing upon notice to the parent by any county or state agency that public assistance is again being provided for the child of the parent ~~under sections 256.031 to 256.0361, 256.72 to 256.87, or under Title IV-E of the Social Security Act or medical assistance under chapter 256, 256B, or 256D.~~ The notice shall be in writing and shall indicate that the parent may request a hearing for modification of the amount of support or maintenance.

Sec. 3. Minnesota Statutes 1996, section 256.87, subdivision 3, is amended to read:

Subd. 3. [CONTINUING CONTRIBUTIONS TO FORMER RECIPIENT.] The order for continuing support contributions shall remain in effect following the period after public assistance granted ~~under sections 256.72 to 256.87~~ is terminated unless the former recipient files an affidavit with the court requesting termination of the order.

Sec. 4. Minnesota Statutes 1996, section 256.87, subdivision 5, is amended to read:

Subd. 5. [CHILD NOT RECEIVING ASSISTANCE.] A person or entity having physical custody of a dependent child not receiving public assistance ~~under sections 256.031 to 256.0361, or 256.72 to 256.87~~ has a cause of action for child support against the child's ~~absent noncustodial~~ parents. Upon a motion served on the ~~absent noncustodial~~ parent, the court shall order child support payments, including medical support and child care support, from the ~~absent noncustodial~~ parent under chapter 518. ~~The absent~~ A noncustodial parent's liability may include up to the two years immediately preceding the commencement of the action. This subdivision applies only if the person or entity has physical custody with the consent of a custodial parent or approval of the court."

Page 232, after line 29, insert:

"Sec. 6. Minnesota Statutes 1996, section 257.66, subdivision 3, is amended to read:

Subd. 3. [JUDGMENT; ORDER.] The judgment or order shall contain provisions concerning the duty of support, the custody of the child, the name of the child, the social security number of the mother, father, and child, if known at the time of adjudication, visitation privileges with the child, the furnishing of bond or other security for the payment of the judgment, or any other matter in the best interest of the child. Custody and visitation and all subsequent motions related to them shall proceed and be determined under section 257.541. The remaining matters and all subsequent motions related to them shall proceed and be determined in accordance with chapter 518. The judgment or order may direct the appropriate party to pay all or a proportion of the reasonable expenses of the mother's pregnancy and confinement, after consideration of the relevant facts, including the relative financial means of the parents; the earning ability of each parent; and any health insurance policies held by either parent, or by a spouse or parent of the parent, which would provide benefits for the expenses incurred by the mother during her pregnancy and confinement. Pregnancy and confinement expenses and genetic testing costs, submitted by the public authority, are admissible as evidence without third-party foundation testimony and constitute prima facie evidence of the amounts incurred for those services or for the genetic testing. Remedies available for the collection and enforcement of child support apply to confinement costs and are considered additional child support.

Sec. 7. Minnesota Statutes 1996, section 257.75, subdivision 4, is amended to read:

Subd. 4. [ACTION TO VACATE RECOGNITION.] (a) An action to vacate a recognition of paternity may be brought by the mother, father, husband or former husband who executed a joinder, or the child. An action to vacate a recognition of parentage may be brought by the public authority if it is combined with an action to establish parentage of another man. A mother, father, or husband or former husband who executed a joinder must bring the action within one year of the execution of the recognition or within six months after the person bringing the action obtains the results of blood or genetic tests that indicate that the man who executed the recognition is not the father of the child. A child must bring an action to vacate within six months after the child obtains the result of blood or genetic tests that indicate that the man who executed the recognition is not the father of the child, or within one year of reaching the age of majority, whichever is later. If the court finds a prima facie basis for vacating the recognition, the court shall order the child, mother, father, and husband or former husband who executed a joinder to submit to blood tests. If the court issues an order for the taking of blood tests, the court shall require the party seeking to vacate the recognition to make advance payment for the costs of the blood tests. If the party fails to pay for the costs of the blood tests, the court shall dismiss the action to vacate with prejudice. The court may also order the party seeking to vacate the recognition to pay the other party's reasonable attorney fees, costs, and disbursements. If the results of the blood tests establish that the man who

executed the recognition is not the father, the court shall vacate the recognition. If a recognition is vacated, any joinder in the recognition under subdivision 1a is also vacated. The court shall terminate the obligation of a party to pay ongoing child support based on the recognition. A modification of child support based on a recognition may be made retroactive with respect to any period during which the moving party has pending a motion to vacate the recognition but only from the date of service of notice of the motion on the responding party.

(b) The burden of proof in an action to vacate the recognition is on the moving party. The moving party must request the vacation on the basis of fraud, duress, or material mistake of fact. The legal responsibilities in existence at the time of an action to vacate, including child support obligations, may not be suspended during the proceeding, except for good cause shown.

Sec. 8. Minnesota Statutes 1996, section 517.01, is amended to read:

517.01 [MARRIAGE A CIVIL CONTRACT.]

Marriage, so far as its validity in law is concerned, is a civil contract between a man and a woman, to which the consent of the parties, capable in law of contracting, is essential. Lawful marriage may be contracted only between persons of the opposite sex and only when a license has been obtained as provided by law and when the marriage is contracted in the presence of two witnesses and solemnized by one authorized, or whom one or both of the parties in good faith believe to be authorized, so to do. Marriages subsequent to April 26, 1941, not so contracted shall be null and void.

Sec. 9. Minnesota Statutes 1996, section 517.03, is amended to read:

517.03 [PROHIBITED MARRIAGES.]

Subdivision 1. [GENERAL.] (a) The following marriages are prohibited:

(a) (1) a marriage entered into before the dissolution of an earlier marriage of one of the parties becomes final, as provided in section 518.145 or by the law of the jurisdiction where the dissolution was granted;

(b) (2) a marriage between an ancestor and a descendant, or between a brother and a sister, whether the relationship is by the half or the whole blood or by adoption;

(c) (3) a marriage between an uncle and a niece, between an aunt and a nephew, or between first cousins, whether the relationship is by the half or the whole blood, except as to marriages permitted by the established customs of aboriginal cultures; ~~provided, however, that and~~

(4) a marriage between persons of the same sex.

(b) A marriage entered into by persons of the same sex, either under common law or statute, that is recognized by another state or foreign jurisdiction is void in this state and contractual rights granted by virtue of the marriage or its termination are unenforceable in this state. A same-sex relationship may not be recognized by this state as being entitled to the benefits of marriage.

Subd. 2. [MENTALLY RETARDED PERSONS; CONSENT BY COMMISSIONER OF HUMAN SERVICES.] Mentally retarded persons committed to the guardianship of the commissioner of human services and mentally retarded persons committed to the conservatorship of the commissioner of human services in which the terms of the conservatorship limit the right to marry, may marry on receipt of written consent of the commissioner. The commissioner shall grant consent unless it appears from the commissioner's investigation that the marriage is not in the best interest of the ward or conservatee and the public. The court administrator of the district court in the county where the application for a license is made by the ward or conservatee shall not issue the license unless the court administrator has received a signed copy of the consent of the commissioner of human services.

Sec. 10. Minnesota Statutes 1996, section 517.08, subdivision 1a, is amended to read:

Subd. 1a. Application for a marriage license shall be made upon a form provided for the purpose and shall contain the following information:

(1) the full names of the parties, the social security number of each party, and the sex of each party;

(2) their post office addresses and county and state of residence,;

(3) their full ages,;

(4) if either party has previously been married, the party's married name, and the date, place and court in which the marriage was dissolved or annulled or the date and place of death of the former spouse,;

(5) if either party is a minor, the name and address of the minor's parents or guardian,;

(6) whether the parties are related to each other, and, if so, their relationship,;

(7) the name and date of birth of any child of which both parties are parents, born before the making of the application, unless their parental rights and the parent and child relationship with respect to the child have been terminated,;

(8) address of the bride and groom after the marriage to which the court administrator shall send a certified copy of the marriage certificate,; and

(9) the full names the parties will have after marriage.

Sec. 11. Minnesota Statutes 1996, section 517.20, is amended to read:

517.20 [APPLICATION.]

Except as provided in section 517.03, subdivision 1, paragraph (b), all marriages contracted within this state prior to March 1, 1979 or outside this state that were valid at the time of the contract or subsequently validated by the laws of the place in which they were contracted or by the domicile of the parties are valid in this state.

Sec. 12. Minnesota Statutes 1996, section 518.10, is amended to read:

518.10 [REQUISITES OF PETITION.]

The petition for dissolution of marriage or legal separation shall state and allege:

(a) The name ~~and~~, address, ~~and~~, in circumstances in which child support or spousal maintenance will be addressed, social security number of the petitioner and any prior or other name used by the petitioner;

(b) The name and, if known, the address ~~and~~, in circumstances in which child support or spousal maintenance will be addressed, social security number of the respondent and any prior or other name used by the respondent and known to the petitioner;

(c) The place and date of the marriage of the parties;

(d) In the case of a petition for dissolution, that either the petitioner or the respondent or both:

(1) Has resided in this state for not less than 180 days immediately preceding the commencement of the proceeding, or

(2) Has been a member of the armed services and has been stationed in this state for not less than 180 days immediately preceding the commencement of the proceeding, or

(3) Has been a domiciliary of this state for not less than 180 days immediately preceding the commencement of the proceeding;

(e) The name at the time of the petition and any prior or other name, age and date of birth of each living minor or dependent child of the parties born before the marriage or born or adopted during the marriage and a reference to, and the expected date of birth of, a child of the parties conceived during the marriage but not born;

(f) Whether or not a separate proceeding for dissolution, legal separation, or custody is pending in a court in this state or elsewhere;

(g) In the case of a petition for dissolution, that there has been an irretrievable breakdown of the marriage relationship;

(h) In the case of a petition for legal separation, that there is a need for a decree of legal separation; and

(i) Any temporary or permanent maintenance, child support, child custody, disposition of property, attorneys' fees, costs and disbursements applied for without setting forth the amounts.

The petition shall be verified by the petitioner or petitioners, and its allegations established by competent evidence.

Sec. 13. Minnesota Statutes 1996, section 518.148, subdivision 2, is amended to read:

Subd. 2. [REQUIRED INFORMATION.] The certificate shall include the following information:

- (1) the full caption and file number of the case and the title "Certificate of Dissolution";
- (2) the names and any prior or other names of the parties to the dissolution;
- (3) the names of any living minor or dependent children as identified in the judgment and decree;
- (4) that the marriage of the parties is dissolved; and
- (5) the date of the judgment and decree; and
- (6) the social security number of the parties to the dissolution and the social security number of any living minor or dependent children identified in the judgment and decree.

Sec. 14. [EFFECTIVE DATE; APPLICATION.]

Sections 8, 9, and 11 are effective the day following final enactment. Section 10 is effective July 1, 1997. Section 9, subdivision 1, paragraph (b), and section 11 apply to all marriages entered into in other jurisdictions before, on, or after the effective date."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Betzold requested division as follows:

First portion:

Page 232, after line 21, insert:

"Section 1. Minnesota Statutes 1996, section 256.87, subdivision 1, is amended to read:

Subdivision 1. [ACTIONS AGAINST PARENTS FOR ASSISTANCE FURNISHED.] A parent of a child is liable for the amount of public assistance furnished ~~under sections 256.031 to 256.0361, 256.72 to 256.87, or under Title IV-E of the Social Security Act or medical assistance under chapter 256, 256B, or 256D~~ to and for the benefit of the child, including any assistance furnished for the benefit of the caretaker of the child, which the parent has had the ability to pay. Ability to pay must be determined according to chapter 518. The parent's liability is limited to the

two years immediately preceding the commencement of the action, except that where child support has been previously ordered, the state or county agency providing the assistance, as assignee of the obligee, shall be entitled to judgments for child support payments accruing within ten years preceding the date of the commencement of the action up to the full amount of assistance furnished. The action may be ordered by the state agency or county agency and shall be brought in the name of the county ~~by the county attorney of the county in which the assistance was granted,~~ or ~~by~~ in the name of the state agency against the parent for the recovery of the amount of assistance granted, together with the costs and disbursements of the action.

Sec. 2. Minnesota Statutes 1996, section 256.87, subdivision 1a, is amended to read:

Subd. 1a. [CONTINUING SUPPORT CONTRIBUTIONS.] In addition to granting the county or state agency a money judgment, the court may, upon a motion or order to show cause, order continuing support contributions by a parent found able to reimburse the county or state agency. The order shall be effective for the period of time during which the recipient receives public assistance from any county or state agency and thereafter. The order shall require support according to chapter 518. An order for continuing contributions is reinstated without further hearing upon notice to the parent by any county or state agency that public assistance is again being provided for the child of the parent ~~under sections 256.031 to 256.0361, 256.72 to 256.87, or under Title IV-E of the Social Security Act or medical assistance under chapter 256, 256B, or 256D.~~ The notice shall be in writing and shall indicate that the parent may request a hearing for modification of the amount of support or maintenance.

Sec. 3. Minnesota Statutes 1996, section 256.87, subdivision 3, is amended to read:

Subd. 3. [CONTINUING CONTRIBUTIONS TO FORMER RECIPIENT.] The order for continuing support contributions shall remain in effect following the period after public assistance granted ~~under sections 256.72 to 256.87~~ is terminated unless the former recipient files an affidavit with the court requesting termination of the order.

Sec. 4. Minnesota Statutes 1996, section 256.87, subdivision 5, is amended to read:

Subd. 5. [CHILD NOT RECEIVING ASSISTANCE.] A person or entity having physical custody of a dependent child not receiving public assistance ~~under sections 256.031 to 256.0361, or 256.72 to 256.87~~ has a cause of action for child support against the child's absent noncustodial parents. Upon a motion served on the absent noncustodial parent, the court shall order child support payments, including medical support and child care support, from the absent noncustodial parent under chapter 518. ~~The absent~~ A noncustodial parent's liability may include up to the two years immediately preceding the commencement of the action. This subdivision applies only if the person or entity has physical custody with the consent of a custodial parent or approval of the court."

Page 232, after line 29, insert:

"Sec. 6. Minnesota Statutes 1996, section 257.66, subdivision 3, is amended to read:

Subd. 3. [JUDGMENT; ORDER.] The judgment or order shall contain provisions concerning the duty of support, the custody of the child, the name of the child, the social security number of the mother, father, and child, if known at the time of adjudication, visitation privileges with the child, the furnishing of bond or other security for the payment of the judgment, or any other matter in the best interest of the child. Custody and visitation and all subsequent motions related to them shall proceed and be determined under section 257.541. The remaining matters and all subsequent motions related to them shall proceed and be determined in accordance with chapter 518. The judgment or order may direct the appropriate party to pay all or a proportion of the reasonable expenses of the mother's pregnancy and confinement, after consideration of the relevant facts, including the relative financial means of the parents; the earning ability of each parent; and any health insurance policies held by either parent, or by a spouse or parent of the parent, which would provide benefits for the expenses incurred by the mother during her pregnancy and confinement. Pregnancy and confinement expenses and genetic testing costs, submitted by the public authority, are admissible as evidence without third-party foundation testimony and constitute prima facie

evidence of the amounts incurred for those services or for the genetic testing. Remedies available for the collection and enforcement of child support apply to confinement costs and are considered additional child support.

Sec. 7. Minnesota Statutes 1996, section 257.75, subdivision 4, is amended to read:

Subd. 4. [ACTION TO VACATE RECOGNITION.] (a) An action to vacate a recognition of paternity may be brought by the mother, father, husband or former husband who executed a joinder, or the child. An action to vacate a recognition of parentage may be brought by the public authority if it is combined with an action to establish parentage of another man. A mother, father, or husband or former husband who executed a joinder must bring the action within one year of the execution of the recognition or within six months after the person bringing the action obtains the results of blood or genetic tests that indicate that the man who executed the recognition is not the father of the child. A child must bring an action to vacate within six months after the child obtains the result of blood or genetic tests that indicate that the man who executed the recognition is not the father of the child, or within one year of reaching the age of majority, whichever is later. If the court finds a prima facie basis for vacating the recognition, the court shall order the child, mother, father, and husband or former husband who executed a joinder to submit to blood tests. If the court issues an order for the taking of blood tests, the court shall require the party seeking to vacate the recognition to make advance payment for the costs of the blood tests. If the party fails to pay for the costs of the blood tests, the court shall dismiss the action to vacate with prejudice. The court may also order the party seeking to vacate the recognition to pay the other party's reasonable attorney fees, costs, and disbursements. If the results of the blood tests establish that the man who executed the recognition is not the father, the court shall vacate the recognition. If a recognition is vacated, any joinder in the recognition under subdivision 1a is also vacated. The court shall terminate the obligation of a party to pay ongoing child support based on the recognition. A modification of child support based on a recognition may be made retroactive with respect to any period during which the moving party has pending a motion to vacate the recognition but only from the date of service of notice of the motion on the responding party.

(b) The burden of proof in an action to vacate the recognition is on the moving party. The moving party must request the vacation on the basis of fraud, duress, or material mistake of fact. The legal responsibilities in existence at the time of an action to vacate, including child support obligations, may not be suspended during the proceeding, except for good cause shown."

Reorder the sections in sequence and correct the internal references

Amend the title accordingly

Second portion:

Page 232, after line 21, insert:

"Sec. 8. Minnesota Statutes 1996, section 517.01, is amended to read:

517.01 [MARRIAGE A CIVIL CONTRACT.]

Marriage, so far as its validity in law is concerned, is a civil contract between a man and a woman, to which the consent of the parties, capable in law of contracting, is essential. Lawful marriage may be contracted only between persons of the opposite sex and only when a license has been obtained as provided by law and when the marriage is contracted in the presence of two witnesses and solemnized by one authorized, or whom one or both of the parties in good faith believe to be authorized, so to do. Marriages subsequent to April 26, 1941, not so contracted shall be null and void.

Sec. 9. Minnesota Statutes 1996, section 517.03, is amended to read:

517.03 [PROHIBITED MARRIAGES.]

Subdivision 1. [GENERAL.] (a) The following marriages are prohibited:

(a) (1) a marriage entered into before the dissolution of an earlier marriage of one of the parties becomes final, as provided in section 518.145 or by the law of the jurisdiction where the dissolution was granted;

(b) (2) a marriage between an ancestor and a descendant, or between a brother and a sister, whether the relationship is by the half or the whole blood or by adoption;

(c) (3) a marriage between an uncle and a niece, between an aunt and a nephew, or between first cousins, whether the relationship is by the half or the whole blood, except as to marriages permitted by the established customs of aboriginal cultures; ~~provided, however, that and~~

(4) a marriage between persons of the same sex.

(b) A marriage entered into by persons of the same sex, either under common law or statute, that is recognized by another state or foreign jurisdiction is void in this state and contractual rights granted by virtue of the marriage or its termination are unenforceable in this state. A same-sex relationship may not be recognized by this state as being entitled to the benefits of marriage.

Subd. 2. [MENTALLY RETARDED PERSONS; CONSENT BY COMMISSIONER OF HUMAN SERVICES.] Mentally retarded persons committed to the guardianship of the commissioner of human services and mentally retarded persons committed to the conservatorship of the commissioner of human services in which the terms of the conservatorship limit the right to marry, may marry on receipt of written consent of the commissioner. The commissioner shall grant consent unless it appears from the commissioner's investigation that the marriage is not in the best interest of the ward or conservatee and the public. The court administrator of the district court in the county where the application for a license is made by the ward or conservatee shall not issue the license unless the court administrator has received a signed copy of the consent of the commissioner of human services.

Sec. 10. Minnesota Statutes 1996, section 517.08, subdivision 1a, is amended to read:

Subd. 1a. Application for a marriage license shall be made upon a form provided for the purpose and shall contain the following information:

(1) the full names of the parties, the social security number of each party, and the sex of each party;

(2) their post office addresses and county and state of residence;;

(3) their full ages;;

(4) if either party has previously been married, the party's married name, and the date, place and court in which the marriage was dissolved or annulled or the date and place of death of the former spouse;;

(5) if either party is a minor, the name and address of the minor's parents or guardian;;

(6) whether the parties are related to each other, and, if so, their relationship;;

(7) the name and date of birth of any child of which both parties are parents, born before the making of the application, unless their parental rights and the parent and child relationship with respect to the child have been terminated;;

(8) address of the bride and groom after the marriage to which the court administrator shall send a certified copy of the marriage certificate; and

(9) the full names the parties will have after marriage.

Sec. 11. Minnesota Statutes 1996, section 517.20, is amended to read:

517.20 [APPLICATION.]

Except as provided in section 517.03, subdivision 1, paragraph (b), all marriages contracted within this state prior to March 1, 1979 or outside this state that were valid at the time of the contract or subsequently validated by the laws of the place in which they were contracted or by the domicile of the parties are valid in this state.

Sec. 12. Minnesota Statutes 1996, section 518.10, is amended to read:

518.10 [REQUISITES OF PETITION.]

The petition for dissolution of marriage or legal separation shall state and allege:

(a) The name and, address, and, in circumstances in which child support or spousal maintenance will be addressed, social security number of the petitioner and any prior or other name used by the petitioner;

(b) The name and, if known, the address and, in circumstances in which child support or spousal maintenance will be addressed, social security number of the respondent and any prior or other name used by the respondent and known to the petitioner;

(c) The place and date of the marriage of the parties;

(d) In the case of a petition for dissolution, that either the petitioner or the respondent or both:

(1) Has resided in this state for not less than 180 days immediately preceding the commencement of the proceeding, or

(2) Has been a member of the armed services and has been stationed in this state for not less than 180 days immediately preceding the commencement of the proceeding, or

(3) Has been a domiciliary of this state for not less than 180 days immediately preceding the commencement of the proceeding;

(e) The name at the time of the petition and any prior or other name, age and date of birth of each living minor or dependent child of the parties born before the marriage or born or adopted during the marriage and a reference to, and the expected date of birth of, a child of the parties conceived during the marriage but not born;

(f) Whether or not a separate proceeding for dissolution, legal separation, or custody is pending in a court in this state or elsewhere;

(g) In the case of a petition for dissolution, that there has been an irretrievable breakdown of the marriage relationship;

(h) In the case of a petition for legal separation, that there is a need for a decree of legal separation; and

(i) Any temporary or permanent maintenance, child support, child custody, disposition of property, attorneys' fees, costs and disbursements applied for without setting forth the amounts.

The petition shall be verified by the petitioner or petitioners, and its allegations established by competent evidence.

Sec. 13. Minnesota Statutes 1996, section 518.148, subdivision 2, is amended to read:

Subd. 2. [REQUIRED INFORMATION.] The certificate shall include the following information:

(1) the full caption and file number of the case and the title "Certificate of Dissolution";

(2) the names and any prior or other names of the parties to the dissolution;

(3) the names of any living minor or dependent children as identified in the judgment and decree;

(4) that the marriage of the parties is dissolved; and

(5) the date of the judgment and decree; and

(6) the social security number of the parties to the dissolution and the social security number of any living minor or dependent children identified in the judgment and decree.

Sec. 14. [EFFECTIVE DATE; APPLICATION.]

Sections 8, 9, and 11 are effective the day following final enactment. Section 10 is effective July 1, 1997. Section 9, subdivision 1, paragraph (b), and section 11 apply to all marriages entered into in other jurisdictions before, on, or after the effective date."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Ms. Berglin questioned whether the first portion of the Neuville amendment was germane.

The President ruled that the first portion of the Neuville amendment was not germane.

Ms. Berglin questioned whether the second portion of the Neuville amendment was germane.

The President ruled that the second portion of the Neuville amendment was not germane.

Mr. Neuville appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

Mr. Neuville then moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 37 and nays 27, as follows:

Those who voted in the affirmative were:

Anderson	Janezich	Lessard	Pappas	Solon
Berglin	Johnson, D.J.	Lourey	Piper	Spear
Betzold	Johnson, J.B.	Marty	Pogemiller	Ten Eyck
Cohen	Junge	Metzen	Price	Wiener
Flynn	Kelley, S.P.	Moe, R.D.	Ranum	Wiger
Foley	Kelly, R.C.	Morse	Robertson	
Higgins	Krentz	Murphy	Samuelson	
Hottinger	Langseth	Novak	Scheid	

Those who voted in the negative were:

Beckman	Johnson, D.E.	Larson	Ourada	Stevens
Belanger	Johnson, D.H.	Lesewski	Pariseau	Terwilliger
Berg	Kiscaden	Limmer	Robling	Vickerman
Dille	Kleis	Neuville	Runbeck	
Fischbach	Knutson	Oliver	Sams	
Frederickson	Laidig	Olson	Scheevel	

So the decision of the President was sustained.

Mr. Limmer moved to amend S.F. No. 1908 as follows:

Pages 41 and 42, delete section 13

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Limmer then moved to amend the Limmer amendment to S.F. No. 1908 as follows:

Page 1, delete lines 2 to 5 and insert:

"Page 41, delete lines 34 to 36

Page 42, delete lines 1 to 3

Page 43, line 4, delete "Subd. 2. [INTRASTATE TRANSFERS OF DATA.]"

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

The question recurred on the Limmer amendment, as amended.

The roll was called, and there were yeas 35 and nays 29, as follows:

Those who voted in the affirmative were:

Beckman	Janezich	Larson	Novak	Scheevel
Belanger	Johnson, D.E.	Lesewski	Olson	Scheid
Berg	Johnson, D.H.	Lessard	Ourada	Solon
Dille	Kelly, R.C.	Limmer	Pariseau	Stevens
Fischbach	Kleis	Metzen	Robling	Terwilliger
Frederickson	Knutson	Murphy	Runbeck	Vickerman
Hanson	Laidig	Neuville	Sams	Wiger

Those who voted in the negative were:

Anderson	Higgins	Kiscaden	Morse	Robertson
Berglin	Hottinger	Krentz	Oliver	Samuelson
Betzold	Johnson, D.J.	Langseth	Pappas	Spear
Cohen	Johnson, J.B.	Lourey	Piper	Ten Eyck
Flynn	Junge	Marty	Price	Wiener
Foley	Kelley, S.P.	Moe, R.D.	Ranum	

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

Mr. Limmer then moved to amend S.F. No. 1908 as follows:

Page 29, line 49, before the period, insert ", provided that the individual has consented to be included in the central collection of immunization registry data as required by Minnesota Statutes, section 144.3351"

Page 43, after line 19, insert:

"Sec. 16. Minnesota Statutes 1996, section 144.3351, is amended to read:

144.3351 [IMMUNIZATION DATA.]

(a) Subject to paragraph (b), providers as defined in section 144.335, subdivision 1, group purchasers as defined in section 62J.03, subdivision 6, elementary or secondary schools or child care facilities as defined in section 123.70, subdivision 9, public or private post-secondary educational institutions as defined in section 135A.14, subdivision 1, paragraph (b), a board of health as defined in section 145A.02, subdivision 2, community action agencies as defined in section 268.53, subdivision 1, and the commissioner of health may exchange immunization data with one another, without the patient's consent, if the person requesting access provides services on behalf of the patient. For purposes of this section immunization data includes:

(1) patient's name, address, date of birth, gender, parent or guardian's name; and

(2) date vaccine was received, vaccine type, lot number, and manufacturer of all immunizations received by the patient, and whether there is a contraindication or an adverse reaction indication.

This section paragraph applies to all immunization data, regardless of when the immunization occurred.

(b) Notwithstanding paragraph (a), immunization data may not be included in a centralized registry for collection of immunization data without the patient's consent. This paragraph applies to data collected on and after July 1, 1997."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 37 and nays 28, as follows:

Those who voted in the affirmative were:

Beckman	Johnson, D.J.	Limmer	Robling	Stevens
Belanger	Kelly, R.C.	Metzen	Runbeck	Ten Eyck
Day	Kleis	Murphy	Sams	Terwilliger
Fischbach	Knutson	Neuville	Samuelson	Vickerman
Frederickson	Laidig	Novak	Scheevel	Wiger
Hanson	Larson	Olson	Scheid	
Janezich	Lesewski	Ourada	Solon	
Johnson, D.H.	Lessard	Pariseau	Spear	

Those who voted in the negative were:

Anderson	Flynn	Junge	Marty	Price
Berg	Foley	Kelley, S.P.	Moe, R.D.	Ranum
Berglin	Higgins	Kiscaden	Morse	Robertson
Betzold	Hottinger	Krentz	Oliver	Wiener
Cohen	Johnson, D.E.	Langseth	Pappas	
Dille	Johnson, J.B.	Lourey	Piper	

The motion prevailed. So the amendment was adopted.

Mr. Limmer then moved to amend S.F. No. 1908 as follows:

Page 40, line 34, before the period, insert " , subject to the consent requirements of subdivision 4"

Page 41, lines 5 and 12, before the period, insert " , subject to the consent requirements of subdivision 4"

Page 41, after line 12, insert:

"Subd. 4. [CONSENT.] A person may not release information on a patient under this subdivision without the consent of the patient, as provided in section 144.335, subdivision 3a, paragraph (a) or (d)."

Page 41, line 13, delete "4" and insert "5"

Page 42, line 3, before the period, insert " , and the prior consent of the individual has been obtained"

Mr. Limmer then moved to amend the third Limmer amendment to S.F. No. 1908 as follows:

Page 1, delete lines 12 and 13

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

The question recurred on the third Limmer amendment, as amended.

The roll was called, and there were yeas 36 and nays 25, as follows:

Those who voted in the affirmative were:

Beckman	Hanson	Larson	Novak	Runbeck
Belanger	Johnson, D.E.	Lesewski	Oliver	Sams
Day	Johnson, D.H.	Lessard	Olson	Samuelson
Dille	Johnson, D.J.	Limmer	Ourada	Scheevel
Fischbach	Kleis	Metzen	Pariseau	Scheid
Frederickson	Laidig	Neuville	Robling	Solon

Spear
Stevens

Ten Eyck

Terwilliger

Vickerman

Wiger

Those who voted in the negative were:

Anderson
Berg
Berglin
Betzold
CohenFlynn
Foley
Higgins
Hottinger
JanezichJohnson, J.B.
Junge
Kelly, R.C.
Kiscaden
KrentzLourey
Marty
Moe, R.D.
Morse
PappasPiper
Price
Ranum
Robertson
Wiener

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

Ms. Berglin moved to amend S.F. No. 1908 as follows:

Page 41, after line 33, insert:

"Subdivision 1. [INTERSTATE TRANSFERS OF DATA.] Data collected by the birth defects information system may be disseminated to a state government agency in another state solely for purposes consistent with sections 144.2215 to 144.2218, provided that the state government agency agrees to maintain the data as provided by section 144.2217 and the prior consent of the individual has been obtained."

Page 42, line 4, before "Data" insert "Subd. 2. [INTRASTATE TRANSFERS OF DATA.]"

The motion prevailed. So the amendment was adopted.

Mr. Neuville moved to amend S.F. No. 1908 follows:

Page 7, delete lines 51 to 60 and insert "Unless the individual's family indicates otherwise to the appropriate authority, the commissioner of human services with assistance of the communities in which regional treatment centers are located and in consultation with the state council on disability shall replace numbers with the names of individuals whose graves are located at regional treatment centers operated by the commissioner or formerly operated by the commissioner. The individual names may be placed on a central marker or memorial for a designated cemetery. This appropriation is available only after all reasonable efforts have been made to acquire funds from private sources to fund the markers and after the private funds collected, if any, have been exhausted."

Page 8, delete lines 1 to 4

Mr. Neuville then moved to amend the second Neuville amendment to S.F. No. 1908 as follows:

Page 1, line 12, delete "all"

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

Mr. Frederickson moved to amend the second Neuville amendment to S.F. No. 1908 as follows:

Page 1, line 2, delete "60" and insert "55"

Page 1, delete line 15 and insert:

"Page 7, line 56, delete everything before "Of""

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

The question recurred on the adoption of the second Neuville amendment, as amended. The motion prevailed. So the second Neuville amendment, as amended, was adopted.

S.F. No. 1908 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D., for Mr. Johnson, D.J., moved that S.F. No. 493 be withdrawn from the Committee on Local and Metropolitan Government and re-referred to the Committee on Taxes. 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

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.

Ms. Pappas moved that H.F. No. 753, No. 1 on the Calendar, be stricken and placed at the top of General Orders.

CALL OF THE SENATE

Mr. Belanger imposed a call of the Senate for the balance of the proceedings on H.F. No. 753. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 18 and nays 46, as follows:

Those who voted in the affirmative were:

Anderson	Flynn	Krentz	Morse	Pogemiller
Berglin	Higgins	Laidig	Novak	Ranum
Betzold	Hottinger	Lourey	Pappas	
Fischbach	Kelly, R.C.	Marty	Piper	

Those who voted in the negative were:

Beckman	Johnson, D.E.	Larson	Price	Stevens
Belanger	Johnson, D.H.	Lesewski	Robertson	Ten Eyck
Berg	Johnson, D.J.	Limmer	Robling	Terwilliger
Cohen	Johnson, J.B.	Metzen	Runbeck	Vickerman
Day	Junge	Murphy	Sams	Wiener
Dille	Kelley, S.P.	Neuville	Samuelson	Wiger
Foley	Kiscaden	Oliver	Scheevel	
Frederickson	Kleis	Olson	Scheid	
Hanson	Knutson	Ourada	Solon	
Janezich	Langseth	Pariseau	Spear	

The motion did not prevail.

H.F. No. 753 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 3, as follows:

Those who voted in the affirmative were:

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

Mses. Anderson, Flynn and Pappas voted in the negative.

So the bill passed and its title was agreed to.

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.

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

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

So the bill passed and its title was agreed to.

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.

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Reports of Committees and Second Reading of Senate Bills.

REPORTS OF COMMITTEES

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

Ms. Berglin from the Committee on Human Resources Finance, to which was re-referred

S.F. No. 148: A bill for an act relating to economic development; increasing the revenue bonding authority of the public facilities authority; amending Minnesota Statutes 1996, section 446A.12, subdivision 1.

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

Ms. Berglin from the Committee on Human Resources Finance, to which was re-referred

S.F. No. 97: A bill for an act relating to health; providing for the isolation and detention of persons with active tuberculosis who pose an endangerment to the public health; establishing standards and procedures for isolation and detention; requiring reporting by licensed health professionals; modifying tuberculosis screening requirements; appropriating money; amending Minnesota Statutes 1996, section 144.445, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Page 4, after line 9, insert:

"Subd. 3. [RELIANCE ON SPIRITUAL MEANS IN LIEU OF MEDICAL TREATMENT.] Nothing in sections 144.4801 to 144.4813 shall be construed to abridge the right of a carrier to refuse medical treatment for tuberculosis if the carrier opposes medical treatment on the basis of sincere religious beliefs and complies with a monitoring plan developed by the commissioner for the isolation of the carrier as defined in section 144.4803, subdivision 14. A carrier who meets the requirements of this subdivision is not considered an endangerment under section 144.4803, subdivision 10, clauses (2) to (6) and (8). Nothing in this subdivision shall be construed to limit the authority of the commissioner to take necessary actions to protect the public health according to sections 144.4801 to 144.4813."

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

Ms. Berglin from the Committee on Human Resources Finance, to which was re-referred

S.F. No. 53: A bill for an act relating to civil commitment; clarifying and reorganizing portions of the commitment act; allowing the designated agency to consent to voluntary treatment for certain incompetent persons; creating a new standard for court-ordered early intervention to provide less intrusive treatment; modifying standards and procedures for the administration of neuroleptic medications; providing for access to records; amending the provisional discharge procedures; requiring medical documentation of a patient's refusal to be examined and allowing determination of need for treatment based on other information; prohibiting prepetition screeners from filing commitment petitions; limiting use of prepetition screening reports in unrelated proceedings; requiring distribution to specified parties; increasing time for return after provisional discharge; modifying provisions governing special review boards; increasing time for hearing appeals; amending Minnesota Statutes 1996, sections 13.42, subdivisions 2 and 3; 246B.01, subdivisions 3 and 4; 253B.01; 253B.02, subdivisions 2, 4, 4a, 7, 9, 13, 14, 15, 18, 18a, 18b, and by adding subdivisions; 253B.03, subdivisions 1, 2, 3, 4, 5, 6, 6b, 7, 8, and by adding a subdivision; 253B.04; 253B.05, subdivisions 1, 2, 3, 4, and by adding a subdivision; 253B.06; 253B.07, subdivisions 1, 2, 2a, 3, 4, 5, 7, and by adding subdivisions; 253B.08, subdivisions 1, 2, 3, 5, and by adding subdivisions; 253B.09, subdivisions 1, 2, 3, 5, and by adding a subdivision; 253B.095; 253B.10; 253B.11, subdivision 2, and by adding a subdivision; 253B.12, subdivisions 1, 3, 4, and by adding a subdivision; 253B.13, subdivisions 1 and 2; 253B.14; 253B.15, subdivisions 1, 1a, 2, 3, 5, 10, and by adding subdivisions; 253B.16, subdivision 1; 253B.17, subdivisions 1 and 3; 253B.18, subdivisions 1, 2, 3, 4, 4a, 4b, 5, 6, 7, 9, 12, 14, 15, and by adding a subdivision; 253B.185, subdivision 4; 253B.19, subdivisions 1, 2, 3, and 5; 253B.20, subdivisions 1, 3, 4, 6, and 7; 253B.21, subdivision 4; 253B.22, subdivision 1; 253B.23, subdivisions 1, 4, 6, 7, and 9; proposing coding for new law in Minnesota Statutes, chapter 253B; repealing Minnesota Statutes 1996, sections 253B.03, subdivisions 6c and 9; 253B.05, subdivisions 2a and 5; 253B.07, subdivision 6; 253B.08, subdivisions 4 and 6; 253B.091; 253B.12, subdivisions 5 and 8; 253B.13, subdivision 3; 253B.15, subdivisions 4 and 6; 253B.18, subdivision 4; 253B.21, subdivision 5; and 253B.23, subdivision 1a.

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

Page 45, lines 9 to 12, delete the new language

Page 47, line 18, delete "(b)" and insert "(c) or (d)"

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

Ms. Berglin from the Committee on Human Resources Finance, to which was re-referred

S.F. No. 203: A bill for an act relating to adoption; creating a fathers' adoption registry; amending adoption notice and consent provisions relating to fathers; amending Minnesota Statutes 1996, sections 13.99, by adding a subdivision; 257.352, subdivision 3, and by adding subdivisions;

259.49, subdivision 1; 260.221, subdivision 1, and by adding a subdivision; and 357.021, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 259; repealing Minnesota Statutes 1996, section 259.51.

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

Page 9, line 5, delete "of \$....."

Page 20, line 36, before "fund" insert "implement and"

Page 21, after line 3, insert:

"Sec. 11. [APPROPRIATION.]

From the state government special revenue fund, \$123,000 is appropriated to the commissioner of health for fiscal year 1998 and \$163,000 for fiscal year 1999 for purposes of the fathers' adoption registry under section 7."

Page 21, after line 5, insert:

"Sec. 13. [EFFECTIVE DATES; APPLICATION.]

Sections 7, subdivision 14, 10, and 11 are effective July 1, 1997. Sections 1 to 6, 7, subdivisions 1 to 13, 8, 9, and 12 are effective for births occurring on or after January 1, 1998."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "appropriating money;"

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

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

S.F. No. 91: A bill for an act relating to retirement; appropriating money as 1996 police state aid; ratifying the calculation of certain 1996 police state aid amounts.

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

Page 1, line 13, delete the comma

Page 1, delete line 14

Page 1, line 15, delete "(c)"

Page 2, delete lines 1 to 21

Page 2, line 22, delete "(e)" and insert "(c)"

Page 2, line 28, delete "(f)" and insert "(d)"

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

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

H.F. No. 243: A bill for an act relating to traffic regulations; requiring wheel flaps on truck tractors; regulating weight restrictions on vehicle axles; making technical changes; amending Minnesota Statutes 1996, sections 169.733, subdivision 1; 169.825, subdivision 8; and 299D.06.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1996, section 169.825, subdivision 8, is amended to read:

Subd. 8. [PNEUMATIC-TIRED VEHICLES.] No vehicle or combination of vehicles equipped with pneumatic tires shall be operated upon the highways of this state:

(a) Where the gross weight on any wheel exceeds 9,000 pounds, except that on designated local routes and state trunk highways the gross weight on any single wheel shall not exceed 10,000 pounds;

(b) Where the gross weight on any single axle exceeds 18,000 pounds, except that on designated local routes and state trunk highways the gross weight on any single axle shall not exceed 20,000 pounds;

(c) Where the maximum wheel load:

(1) on the foremost and rearmost steering axles, exceeds 600 pounds per inch of tire width or the manufacturer's recommended load, whichever is less; or

(2) on other axles, exceeds 500 pounds per inch of tire width or the manufacturer's recommended load, whichever is less;

Clause (2) applies to new vehicles manufactured after August 1, 1991. For vehicles manufactured before August 2, 1991, the maximum weight per inch of tire width is 600 pounds per inch or the manufacturer's recommended load, whichever is less, until August 1, 1996. After July 31, 1996, clause (2) applies to all vehicles regardless of date of manufacture.

(d) Where the gross weight on any axle of a tridem exceeds 15,000 pounds, except that for vehicles to which an additional axle has been added prior to June 1, 1981, the maximum gross weight on any axle of a tridem may be up to 16,000 pounds provided the gross weight of the tridem combination does not exceed 39,900 pounds where the first and third axles of the tridem are spaced nine feet apart.

(e) Where the gross weight on any group of axles exceeds the weights permitted under this section with any or all of the interior axles disregarded, and with an exterior axle disregarded if the exterior axle is a variable load axle that is not carrying its intended weight, and their gross weights subtracted from the gross weight of all axles of the group under consideration.

Sec. 2. Minnesota Statutes 1996, section 169.85, is amended to read:

169.85 [WEIGHING; PENALTY.]

The driver of a vehicle which has been lawfully stopped may be required by a peace officer to submit the vehicle and load to a weighing by means of portable or stationary scales, and the peace officer may require that the vehicle be driven to the nearest available scales if the distance to the scales is no further than five miles, or if the distance from the point where the vehicle is stopped to the vehicle's destination is not increased by more than ten miles as a result of proceeding to the nearest available scales. Official traffic control devices as authorized by section 169.06 may be used to direct the driver to the nearest scale. When a truck weight enforcement operation is conducted by means of portable or stationary scales and signs giving notice of the operation are posted within the highway right-of-way and adjacent to the roadway within two miles of the operation, the driver of a truck or combination of vehicles registered for or weighing in excess of ~~12,000~~ 10,000 pounds shall proceed to the scale site and submit the vehicle to weighing and inspection.

Upon weighing a vehicle and load, as provided in this section, an officer may require the driver to stop the vehicle in a suitable place and remain standing until a portion of the load is removed that is sufficient to reduce the gross weight of the vehicle to the limit permitted under section 169.825. A suitable place is a location where loading or tampering with the load is not prohibited by federal, state, or local law, rule or ordinance. A driver may be required to unload a vehicle only if the weighing officer determines that (a) on routes subject to the provisions of section 169.825, the weight on an axle exceeds the lawful gross weight prescribed by section 169.825, by 2,000

pounds or more, or the weight on a group of two or more consecutive axles in cases where the distance between the centers of the first and last axles of the group under consideration is ten feet or less exceeds the lawful gross weight prescribed by section 169.825, by 4,000 pounds or more; or (b) on routes designated by the commissioner in section 169.832, subdivision 11, the overall weight of the vehicle or the weight on an axle or group of consecutive axles exceeds the maximum lawful gross weights prescribed by section 169.825; or (c) the weight is unlawful on an axle or group of consecutive axles on a road restricted in accordance with section 169.87. Material unloaded must be cared for by the owner or driver of the vehicle at the risk of the owner or driver.

A driver of a vehicle who fails or refuses to stop and submit the vehicle and load to a weighing as required in this section, or who fails or refuses, when directed by an officer upon a weighing of the vehicle, to stop the vehicle and otherwise comply with the provisions of this section, is guilty of a misdemeanor.

Sec. 3. Minnesota Statutes 1996, section 296.02, subdivision 1b, is amended to read:

Subd. 1b. [RATES IMPOSED.] The gasoline excise tax is imposed at the following rates:

(a) From July 1, 1997, to June 30, 1998:

- (1) E85 is taxed at the rate of ~~14.2~~ 15.6 cents per gallon;
- (2) M85 is taxed at the rate of ~~11.4~~ 12.5 cents per gallon; and
- (3) all other gasoline is taxed at the rate of ~~20~~ 22 cents per gallon.

(b) After June 30, 1998:

- (1) E85 is taxed at the rate of 17 cents per gallon;
- (2) M85 is taxed at the rate of 13.7 cents per gallon; and
- (3) all other gasoline is taxed at the rate of 24 cents per gallon.

Sec. 4. Minnesota Statutes 1996, section 296.025, subdivision 1b, is amended to read:

Subd. 1b. [TAX RATES.] The special fuel excise tax is imposed at the following rates:

(a) From July 1, 1997, to June 30, 1998:

- (1) Liquefied petroleum gas or propane is taxed at the rate of ~~15~~ 16.5 cents per gallon.
- (2) Liquefied natural gas is taxed at the rate of ~~12~~ 13.2 cents per gallon.
- (3) Compressed natural gas is taxed at the rate of ~~\$1.739~~ \$1.913 per thousand cubic feet; or ~~20~~ 22 cents per gasoline equivalent, as defined by the National Conference on Weights and Measures, which is 5.66 pounds of natural gas.

(4) All other special fuel is taxed at the same rate as the gasoline excise tax.

(b) After June 30, 1998:

- (1) liquefied petroleum gas or propane is taxed at the rate of 18 cents per gallon;
- (2) liquefied natural gas is taxed at the rate of 14.4 cents per gallon;
- (3) compressed natural gas is taxed at the rate of \$2.087 per thousand cubic feet; or 24 cents per gasoline equivalent, as defined by the National Conference on Weights and Measures, which is 5.66 pounds of natural gas.

Sec. 5. Minnesota Statutes 1996, section 299D.06, is amended to read:

299D.06 [INSPECTIONS; WEIGHING.]

Personnel to enforce:

(1) the laws relating to motor vehicle equipment; school bus equipment; drivers license; driver licensing; motor vehicle registration; motor vehicle size and weight; and motor vehicle petroleum tax, to enforce public utilities commission; and directing the movement of vehicles to fixed or temporary scales or inspection stations; and

(2) rules relating to motor carriers, to enforce pollution control agency rules relating to and motor vehicle noise abatement, and to enforce laws relating to directing the movement of vehicles shall be classified employees of the commissioner of public safety assigned to the division of state patrol. Employees engaged in these duties, while actually on the job during their working hours only, shall have power to issue citations in lieu of arrest and continued detention and to prepare notices to appear in court for violation of these laws and rules, in the manner provided in section 169.91, subdivision 3. They shall not be armed and shall have none of the other powers and privileges reserved to peace officers.

Sec. 6. Minnesota Statutes 1996, section 473.384, subdivision 6, is amended to read:

Subd. 6. [FINANCIAL ASSISTANCE FOR CERTAIN PROVIDERS.] The council shall provide financial assistance to recipients who were receiving assistance by contract with the commissioner of transportation under Minnesota Statutes 1982, section 174.24, subdivision 3 on July 1, 1984, so that the percentage of total operating cost, as defined by the council, paid by the recipient from all local sources of revenue, including operating revenue, does not exceed the percentage for the recipient's classification as determined by the commissioner of transportation under the commissioner's final contract with the recipient. ~~The council may include funds received under section 473.446, subdivision 1a, as a local source of revenue.~~ The remainder of the total operating cost will be paid by the council less all assistance received by the recipient for that purpose from any federal source.

If a recipient informs the council in writing prior to the distribution of financial assistance for any year that paying its designated percentage of total operating cost from local sources will cause undue hardship, the council may adjust the percentage as it deems equitable. If for any year the funds available to the council are insufficient to allow the council to pay its share of total operating cost for those recipients, the council shall reduce its share in each classification to the extent necessary.

Sec. 7. [473.440] [METROPOLITAN AREA SALES AND USE TAX.]

Subdivision 1. [IMPOSITION.] Notwithstanding section 477A.016, or any other contrary provision of law, ordinance, or city charter, the metropolitan council may impose an additional metropolitan area sales tax at a rate not to exceed one-quarter of one percent on all sales taxable under chapter 297A that occur in the metropolitan area, as defined in section 473.121, and may impose an additional compensating use tax of up to one-quarter of one percent on uses of property within the metropolitan area, the sale of which would be subject to the additional sales tax but for the fact the property was sold outside the metropolitan area. The metropolitan council may not impose the tax on the purchase or acquisition of motor vehicles.

The tax imposed by this section may be adjusted annually by the metropolitan council such that the rate imposed does not exceed one-quarter of one percent.

The tax imposed by this section must not be counted in calculating the maximum 12 percent specified in Laws 1986, chapter 396, section 5, clause (2), for taxes on lodging in the city of Minneapolis.

Subd. 2. [FUTURE IMPOSITION.] In the event of any amendment to chapter 297A enacted subsequent to the date of final enactment of this section, the metropolitan council may extend the tax imposed in this section to any such sales or uses.

Subd. 3. [ADMINISTRATION AND COLLECTION.] The commissioner of revenue shall administer and collect the tax imposed under this section, in the manner provided by chapters 289A and 297A.

The commissioner may enter into appropriate agreements with the metropolitan council to provide for collection by the state of the tax imposed pursuant to subdivision 1. The commissioner may charge the metropolitan council from the proceeds of any tax a reasonable fee for its collection.

Subd. 4. [USE OF REVENUE.] The metropolitan council shall use the revenue received from the tax imposed in subdivision 1 as follows:

(1) to pay the cost of collecting the tax;

(2) to maintain, coordinate, and improve transit services in the metropolitan area, except that the tax revenue must not be used for special transportation service in the metropolitan area or for elderly and handicapped service, as defined in section 174.22, subdivision 13;

(3) to satisfy judgments entered by any court against the former regional transit board, the former metropolitan transit commission, or the metropolitan council in matters relating to transit in the metropolitan area;

(4) to provide to applicants receiving assistance for a replacement service program an amount not less than the allowable amount calculated under section 473.388, subdivision 4, for taxes payable in 1999; and

(5) to carry out the powers and duties in sections 473.371 to 473.449, excluding section 473.386.

Sec. 8. Minnesota Statutes 1996, section 473.446, subdivision 1, is amended to read:

Subdivision 1. [TAXATION WITHIN TRANSIT TAXING DISTRICT.] For the purposes of sections ~~473.405~~ 473.371 to 473.449 and the metropolitan transit system, except as otherwise provided in this ~~subdivision and subdivision 1b~~, the council shall may levy each year upon all taxable property within the metropolitan transit taxing district, defined in subdivision 2, a ~~transit tax~~ consisting of:

(a) an amount which shall be used for payment of ~~the expenses of operating transit and paratransit service and to provide for payment of obligations issued by the council under section 473.436, subdivision 6;~~

(b) an additional amount, if any, the council determines to be necessary to provide for the full and timely payment of its certificates of indebtedness and other obligations outstanding on July 1, 1985, to which property taxes under this section have been pledged; and

(c) an additional amount necessary to provide full and timely payment of certificates of indebtedness, bonds, including refunding bonds or other obligations issued or to be issued under section 473.39 by the council for purposes of acquisition and betterment of property and other improvements of a capital nature and to which the council has specifically pledged tax levies under this clause.

~~The property tax levied by the council for general purposes under paragraph (a) must not exceed the following amount for the years specified:~~

~~(1) for taxes payable in 1995, the council's property tax levy limitation for general transit purposes is equal to the former regional transit board's property tax levy limitation for general transit purposes under this subdivision, for taxes payable in 1994, multiplied by an index for market valuation changes equal to the total market valuation of all taxable property located within the metropolitan transit taxing district for the current taxes payable year divided by the total market valuation of all taxable property located within the metropolitan transit taxing district for the previous taxes payable year; and~~

~~(2) for taxes payable in 1996 and subsequent years, the product of (i) the council's property tax levy limitation for general transit purposes for the previous year determined under this subdivision before reduction by the amount levied by any municipality in the previous year under section~~

~~473.388, subdivision 7, multiplied by (ii) an index for market valuation changes equal to the total market valuation of all taxable property located within the metropolitan transit taxing district for the current taxes payable year divided by the total market valuation of all taxable property located within the metropolitan transit taxing district for the previous taxes payable year, minus the amount levied by any municipality in the current levy year under section 473.388, subdivision 7.~~

~~The portion of the property tax levy for transit district operating purposes attributable to a municipality that has exercised a local levy option under section 473.388, subdivision 7, is the amount as determined under subdivision 1b. The portion of the property tax levy for transit district operating purposes attributable to the remaining municipalities within the transit district is found by subtracting the portions attributable to the municipalities that have exercised a local levy option under section 473.388, subdivision 7.~~

~~For the taxes payable year 1995, the index for market valuation changes shall be multiplied by an amount equal to the sum of the regional transit board's property tax levy limitation for the taxes payable year 1994 and \$160,665. The \$160,665 increase shall be a permanent adjustment to the levy limit base used in determining the regional transit board's property tax levy limitation for general purposes for subsequent taxes payable years.~~

~~For the purpose of determining the council's property tax levy limitation for general transit purposes under this subdivision, "total market valuation" means the total market valuation of all taxable property within the metropolitan transit taxing district without valuation adjustments for fiscal disparities (chapter 473F), tax increment financing (sections 469.174 to 469.179), and high voltage transmission lines (section 273.425).~~

~~The county auditor shall reduce the tax levied pursuant to this section and section 473.388 on all property within statutory and home rule charter cities and towns that receive full-peak service and limited off-peak service by an amount equal to the tax levy that would be produced by applying a rate of 0.510 percent of net tax capacity on the property. The county auditor shall reduce the tax levied pursuant to this section and section 473.388 on all property within statutory and home rule charter cities and towns that receive limited peak service by an amount equal to the tax levy that would be produced by applying a rate of 0.765 percent of net tax capacity on the property. The amounts so computed by the county auditor shall be submitted to the commissioner of revenue as part of the abstracts of tax lists required to be filed with the commissioner under section 275.29. Any prior year adjustments shall also be certified in the abstracts of tax lists. The commissioner shall review the certifications to determine their accuracy and may make changes in the certification as necessary or return a certification to the county auditor for corrections. The commissioner shall pay to the council and to the municipalities levying under section 473.388, subdivision 7, the amounts certified by the county auditors on the dates provided in section 273.1398, apportioned between the council and the municipality in the same proportion as the total transit levy is apportioned within the municipality. There is annually appropriated from the general fund in the state treasury to the department of revenue the amounts necessary to make these payments.~~

~~For the purposes of this subdivision, "full-peak and limited off-peak service" means peak period regular route service, plus weekday midday regular route service at intervals longer than 60 minutes on the route with the greatest frequency; and "limited peak period service" means peak period regular route service only.~~

~~For the purposes of property taxes payable in the following year, the council shall annually determine which cities and towns qualify for the 0.510 percent or 0.765 percent tax capacity rate reduction and shall certify this list to the county auditor of the county wherein such cities and towns are located on or before September 15. No changes may be made to the annual list after September 15.~~

Sec. 9. Minnesota Statutes 1996, section 473.446, subdivision 3, is amended to read:

Subd. 3. [CERTIFICATION AND COLLECTION.] Each county treasurer shall collect and make settlement of the taxes levied under subdivisions ~~subdivision 1 and 1a~~ with the treasurer of the council. The levy of transit taxes pursuant to this section shall not affect the amount or rate of

taxes which may be levied by any county or municipality or by the council for other purposes authorized by law and shall be in addition to any other property tax authorized by law.

Sec. 10. Minnesota Statutes 1996, section 473.446, subdivision 8, is amended to read:

~~Subd. 8. [STATE REVIEW CERTIFICATION OF LEVY.] The commissioner of revenue shall certify the council's levy limitation under this section to the council by August 1 of the levy year. The council must certify its proposed property tax levy under this section to the commissioner of revenue by September 1 of the levy year. The commissioner of revenue shall annually determine whether the property tax for transit purposes certified by the council for levy following the adoption of its proposed budget is within the levy limitation imposed by subdivisions 1 and 1b. The commissioner shall also annually determine whether the transit tax imposed on all taxable property within the metropolitan transit area but outside of the metropolitan transit taxing district is within the levy limitation imposed by subdivision 1a. The determination must be completed prior to September 10 of each year. If current information regarding market valuation in any county is not transmitted to the commissioner in a timely manner, the commissioner may estimate the current market valuation within that county for purposes of making the calculations.~~

Sec. 11. [APPROPRIATION TO COMMISSIONER OF TRANSPORTATION.]

~~\$38,100,000 is appropriated in fiscal year 1998 and \$64,400,000 is appropriated in fiscal year 1999 from the trunk highway fund to the commissioner of transportation. Of these appropriations, \$5,500,000 in fiscal year 1998 and \$9,400,000 in fiscal year 1999 are for design and construction engineering and \$32,600,000 in fiscal year 1998 and \$55,000,000 in fiscal year 1999 are for state road construction. These appropriations are in addition to any other appropriations for these purposes. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.~~

Sec. 12. [APPROPRIATION TO METROPOLITAN COUNCIL.]

~~Subdivision 1. [TRANSIT FUNDING.] \$14,000,000 is appropriated in fiscal year 1998 from the general fund to the metropolitan council for metropolitan transit. This appropriation is in addition to any other appropriation for this purpose. This appropriation is available for expenditure in either year of the biennium. This appropriation does not add to the council's budget base in future biennia.~~

~~Subd. 2. [ADJUSTMENT TO BASE.] \$13,000,000 is added each year to the budget base for fiscal years 2000 and 2001 for metropolitan council transit. This amount reflects a reduction of HACA payments due to the elimination in section 8 of the metropolitan transit operating levy. HACA payments made to the metropolitan council for transit operating purposes are reduced by \$13,000,000 in each year of fiscal years 2000 and 2001.~~

Sec. 13. [REPEALER.]

~~Minnesota Statutes 1996, section 473.446, subdivisions 1a and 1b, are repealed.~~

Sec. 14. [EFFECTIVE DATE.]

~~Sections 11 and 12 are effective July 1, 1997. Sections 3 and 4 are effective July 1, 1997, and apply to all gasoline in distributor storage on that date. Section 7 is effective December 1, 1999. Sections 6, 8 to 10, and 13 are effective January 1, 2000.~~

~~Sections 6 to 10 and 13 apply to the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington."~~

Delete the title and insert:

"A bill for an act relating to transportation; regulating weight restrictions on vehicle axles; changing gasoline and special fuels excise tax rates; making technical changes; allowing metropolitan council to impose a metropolitan area sales tax; limiting metropolitan council transit taxing authority; appropriating money; amending Minnesota Statutes 1996, sections 169.825,

subdivision 8; 169.85; 296.02, subdivision 1b; 296.025, subdivision 1b; 299D.06; 473.384, subdivision 6; and 473.446, subdivisions 1, 3, and 8; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1996, section 473.446, subdivisions 1a and 1b."

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

SECOND READING OF SENATE BILLS

S.F. Nos. 148, 97, 53, 203 and 91 were read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Moe, R.D. introduced--

S.F. No. 1919: A bill for an act relating to health; allowing a nursing facility to qualify for interim and settle up payment rates; amending Minnesota Statutes 1996, section 256B.431, subdivision 25.

Referred to the Committee on Health and Family Security.

Mr. Moe, R.D. introduced--

S.F. No. 1920: A bill for an act relating to health; allowing a nursing facility to qualify for interim and settle up payment rates; amending Minnesota Statutes 1996, section 256B.431, subdivision 25.

Referred to the Committee on Health and Family Security.

Messrs. Moe, R.D.; Ten Eyck; Samuelson and Johnson, D.E. introduced--

S.F. No. 1921: A bill for an act relating to natural resources; modifying membership of the forest resources council; amending Minnesota Statutes 1996, section 89A.03, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Messrs. Metzen, Solon and Belanger introduced--

S.F. No. 1922: A bill for an act relating to insurance; regulating the termination of agent contracts; amending Minnesota Statutes 1996, section 60A.172.

Referred to the Committee on Commerce.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Frederickson moved that S.F. No. 539 be taken from the table. The motion prevailed.

S.F. No. 539: A bill for an act relating to highways; modifying designation of the George Mann memorial highway; designating the Augie Mueller and Don Rickers memorial highways; amending Minnesota Statutes 1996, section 161.14, subdivision 21, and by adding subdivisions.

CONCURRENCE AND REPASSAGE

Mr. Frederickson moved that the Senate concur in the amendments by the House to S.F. No. 539 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 539 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

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

Ms. Kiscaden, Messrs. Limmer, Oliver and Ourada voted in the negative.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Hottinger moved that S.F. No. 1527 be taken from the table. The motion prevailed.

S.F. No. 1527: A bill for an act relating to insurance; Minnesota Insurance Guaranty Act; conforming state law to provisions of the Post-Assessment Property and Liability Insurance Guaranty Association Model Act of the National Association of Insurance Commissioners; amending Minnesota Statutes 1996, sections 60C.02; 60C.03, subdivisions 6, 8, and by adding a subdivision; 60C.05, subdivision 1; 60C.07, subdivision 2; 60C.09; 60C.11, subdivision 5; 60C.13, subdivision 1; 60C.14, subdivision 2; 60C.15; 60C.19; and 60C.21, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 60C; repealing Minnesota Statutes 1996, section 60C.06, subdivision 6.

CONCURRENCE AND REPASSAGE

Mr. Hottinger moved that the Senate concur in the amendments by the House to S.F. No. 1527 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1527 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

Anderson	Beckman	Belanger	Berg	Berglin
----------	---------	----------	------	---------

1972

JOURNAL OF THE SENATE

[41ST DAY

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	Kelly, R.C.	Metzen	Price	Ten Eyck
Flynn	Kiscaden	Moe, R.D.	Ranum	Terwilliger
Foley	Kleis	Morse	Robertson	Vickerman
Hanson	Knutson	Neuville	Robling	Wiger
Higgins	Krentz	Novak	Runbeck	
Hottinger	Langseth	Oliver	Sams	
Janezich	Larson	Olson	Samuelson	
Johnson, D.E.	Lesewski	Ourada	Scheevel	

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

MEMBERS EXCUSED

Mr. Pogemiller was excused from the Session of today from 11:45 a.m. to 1:15 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Friday, April 18, 1997. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

INDEX TO DAILY JOURNAL

Thursday, April 17, 1997

EXECUTIVE AND OFFICIAL COMMUNICATIONS

Pages 1937 to 1938

CHAPTER LAWS

S.F. Nos.	H.F. Nos.	Session Laws		Page
		Chapter No.		
	293	31		1938
	2132	34		1938
	538	No.		1938
1052		32		1938
305		33		1938
	90	35		1938
	835	36		1938
	958	37		1938
	1382	38		1938

MESSAGES FROM THE HOUSE AND FIRST READINGS OF HOUSE FILES

S.F. Nos.	Message Page	H.F. Nos.	Message Page	1st Reading Page
475	1939	257	1941	1941
539	1939	379	1940	
1527	1939	601	1940	
1675	1939			
1888	1939			

CONCURRENCE AND REPASSAGE

S.F. Nos.	Page	H.F. Nos.	Page
539	1971		
1527	1971		

REPORTS OF COMMITTEES AND SECOND READINGS

S.F. Nos.	Report Page	2nd Reading Page	H.F. Nos.	Report Page	2nd Reading Page
53	1962	1970	243	1963	
91	1963	1970			
97	1961	1970			
148	1961	1970			
203	1962	1970			

MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
4931959		
5391971		
15271971		
Sen. Res.			
No . 441941		

CALENDAR

S.F. Nos.	Page	H.F. Nos.	Page
		753 1959

SPECIAL ORDERS

S.F. Nos.	Page	H.F. Nos.	Page
19081941		

INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F. Nos. 1919 to 1922Page 1970
------------------------	----------------