

STATE OF MINNESOTA

Journal of the Senate

EIGHTIETH LEGISLATURE

SIXTY-NINTH DAY

St. Paul, Minnesota, Wednesday, February 4, 1998

The Senate met at 11:45 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Don Storm.

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

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

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

Ms. Junge was excused from the Session of today.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess until immediately after the conclusion of the Joint Convention. The motion prevailed.

The Senate reconvened at the appropriate time.

CALL OF THE SENATE

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has appointed a committee of 5 members of the House to act with a similar committee on the part of the Senate to escort the Governor to the Joint Convention to be held in the House Chamber, Wednesday, February 4, 1998, said Joint Convention to be convened at 11:45 a.m. and said message of the Governor to be delivered at 12:00 noon.

Long, Chair; Otremba, M.; Chaudhary; Erickson and Clark, J. have been appointed as members of such committee on the part of the House.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 2, 1998

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 661 and 2315.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 2, 1998

FIRST READING OF HOUSE BILLS

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

H.F. No. 661: A bill for an act relating to landlords and tenants; recodifying, clarifying, and relocating landlord tenant law; proposing coding for new law as Minnesota Statutes, chapter 504A; repealing Minnesota Statutes 1996, sections 504.01; 504.012; 504.015; 504.02; 504.03; 504.04; 504.05; 504.06; 504.07; 504.08; 504.09; 504.18; 504.181, subdivisions 2 and 3; 504.183; 504.185; 504.20; 504.201; 504.21; 504.22; 504.23; 504.24; 504.245; 504.246; 504.25; 504.255; 504.257; 504.26; 504.265; 504.27; 504.28; 504.29; 504.30; 504.31; 504.32; 504.36; 566.01; 566.02; 566.021; 566.03; 566.04; 566.051; 566.06; 566.07; 566.08; 566.09; 566.10; 566.11; 566.12; 566.13; 566.14; 566.15; 566.16; 566.17; 566.175; 566.18, subdivisions 1, 2, 3, 4, and 5; 566.19; 566.20; 566.205; 566.21; 566.22; 566.23; 566.24; 566.26; 566.27; 566.28; 566.29; 566.291; 566.30; 566.31; 566.32; 566.33; 566.34; and 566.35; Minnesota Statutes 1997 Supplement, sections 504.181, subdivision 1; 504.215; 566.05; 566.18, subdivision 6; and 566.25.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 663, now on General Orders.

H.F. No. 2315: A bill for an act relating to commerce; regulating trademarks and service marks; defining terms; providing remedies; amending Minnesota Statutes 1996, sections 333.18; 333.19, subdivision 1; 333.20, subdivisions 1 and 2; 333.21, subdivision 2; 333.23; 333.24; 333.25; 333.26; and 333.29, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 333; repealing Minnesota Statutes 1996, section 325D.165.

Referred to the Committee on Commerce.

REPORTS OF COMMITTEES

Mr. Betzold moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Mr. Novak from the Committee on Jobs, Energy and Community Development, to which was referred

S.F. No. 2621: A bill for an act relating to economic security; making technical changes in the department of economic security; amending Minnesota Statutes 1996, sections 248.07, subdivision 15; 268.0122, subdivision 2; 268.08, as amended; 268.101, as amended; 268.13, subdivision 4; and 268.18, as amended; Minnesota Statutes 1997 Supplement, sections 268.03; 268.042, subdivisions 1 and 3; 268.043; 268.044, subdivision 1; 268.045; 268.047, subdivisions 2, 3, and 5; 268.051; 268.057, subdivisions 1, 5, 6, and 7; 268.059; 268.063; 268.064, subdivision 2; 268.066; 268.067; 268.07; 268.09, subdivisions 1a, 10, 13, 16, and 17; 268.105, subdivision 3a; 268.125; 268.13, subdivisions 1 and 2; 268.182; 268.184; 268.192, subdivision 1; 268.194, subdivisions 2, 3, and 6; and 268.196, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1996, sections 268.04, as amended; 268.08, subdivision 5a; 268.13, subdivisions 3 and 5; and 268.25; Minnesota Statutes 1997 Supplement, sections 268.042, subdivision 2; and 268.054.

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

Mr. Novak from the Committee on Jobs, Energy and Community Development, to which was referred

S.F. No. 2288: A bill for an act relating to utilities; extending deadline for public utilities commission to adopt rules relating to public rights-of-way; amending Minnesota Statutes 1997 Supplement, section 237.163, subdivision 8.

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

Mr. Novak from the Committee on Jobs, Energy and Community Development, to which was referred

S.F. No. 2445: A bill for an act relating to public safety; regulating excavation notice system; authorizing commissioner of public safety to appoint pipeline safety committee; increasing civil penalty; amending Minnesota Statutes 1996, sections 216D.04, subdivisions 1, 3, and by adding a subdivision; 216D.05; and 216D.08, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 299J; repealing Minnesota Statutes 1996, section 299J.06.

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

Page 2, line 36, before the comma, insert "and provide any available information from maps, drawings, diagrams, or other operator records about abandoned or out-of-service underground facilities"

Page 3, line 12, delete the new language and reinstate the stricken language

Page 3, line 13, delete the new language

Page 3, lines 15 to 17, delete the new language

Page 3, after line 29, insert:

"(e) Effective January 1, 1999, operators shall maintain maps, drawings, diagrams, or other records of any underground facility abandoned or removed from service after December 31, 1998.

"(f) An operator is not responsible for any costs incurred by an excavator with respect to the information provided regarding out-of-service or abandoned underground facilities."

Page 3, line 35, after "feet" insert "on either side"

Page 4, lines 13 to 17, delete the new language

Page 4, lines 21, 25, and 28, delete the new language and reinstate the stricken language

Page 5, line 25, after the first comma, insert "the gas distribution industry," and delete "and" and delete "or" and insert ", and"

Page 5, line 26, after "industry" insert ", and the general public"

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

Mr. Novak from the Committee on Jobs, Energy and Community Development, to which was referred

S.F. No. 2415: A bill for an act relating to economic development; providing that the office of tourism may purchase items for resale without complying with competitive bidding requirements; clarifying application requirements for contaminated cleanup grants; authorizing compensation for members of the job skills partnership board; modifying assistance provisions under the wastewater infrastructure funding program; amending Minnesota Statutes 1996, sections 16B.06, subdivision 2; 16B.08, subdivision 7; 116.182, subdivision 1; 116J.553, subdivision 2; 116L.03, subdivision 5; and 446A.072, subdivisions 2 and 4; repealing Minnesota Statutes 1997 Supplement, section 446A.072, subdivision 4a.

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

Page 3, after line 31, insert:

"Sec. 4. Minnesota Statutes 1996, section 116J.415, subdivision 5, is amended to read:

Subd. 5. [LOAN CRITERIA.] The following criteria apply to loans made under the challenge grant program:

(1) loans must be made to businesses that are not likely to undertake a project for which loans are sought without assistance from the challenge grant program;

(2) a loan must be used for a project designed principally to benefit low-income persons through the creation of job or business opportunities for them;

(3) the minimum loan is \$5,000 and the maximum is ~~\$100,000~~ \$200,000;

(4) a loan may not exceed 50 percent of the total cost of an individual project;

(5) a loan may not be used for a retail development project; and

(6) a business applying for a loan, except a microenterprise loan under subdivision 6, must be sponsored by a resolution of the governing body of the local governmental unit within whose jurisdiction the project is located."

Page 5, line 21, reinstate the stricken language

Page 5, line 22, delete the new language and insert "or \$2,000,000 when matched with a United States Department of Agriculture rural development grant"

Page 7, line 10, delete "5" and insert "6"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "increasing the loan maximum for challenge grants;"

Page 1, line 11, after the second semicolon, insert "116J.415, subdivision 5;"

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

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

S.F. No. 2163: A bill for an act relating to motor vehicles; regulating licensed dealers; providing an exception; amending Minnesota Statutes 1996, section 168.27, subdivision 8.

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 1997 Supplement, section 168.27, subdivision 1, is amended to read:

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

(1) "Leasing motor vehicles" means furnishing a motor vehicle for a fee under a bailor-bailee relationship where no incidences of ownership are intended to be transferred other than the right to use the vehicle for a stated period of time.

(2) "Brokering motor vehicles" means arranging sales or leases between buyers and sellers, or lessees and lessors, of motor vehicles and receiving a fee for those services.

(3) "Wholesaling motor vehicles" means selling new or used motor vehicles to dealers for resale to the public.

(4) "Auctioning motor vehicles" means arranging for and handling the sale of motor vehicles, not the property of the auctioneer, to the highest bidder.

(5) "Dealer" includes licensed new motor vehicle dealers, used motor vehicle dealers, motor vehicle brokers, wholesalers, auctioneers, lessors of new or used motor vehicles, scrap metal processors, used vehicle parts dealers, and salvage pools.

(6) "Commercial building" means a permanent, enclosed building that is on a permanent foundation and connected to local sewer and water facilities or otherwise complying with local sanitary codes, is adapted to commercial use, and conforms to local government zoning requirements. "Commercial building" may include strip office malls or garages if a separate entrance and a separate address are maintained and the dealership is clearly identified as a separate business.

(7) "Commercial office space" means office space occupying all or part of a commercial building.

(8) "Horse trailer" is a trailer designed and used to carry horses and other livestock, which has not more than three axles and a maximum gross weight capacity of not more than 24,000 pounds.

~~(9) "Isolated or occasional sales or leases" means the sale or lease of not more than five motor vehicles in a 12-month period, exclusive of pioneer or classic motor vehicles as defined in section 168.10, subdivisions 1a and 1b, or sales by a licensed auctioneer selling motor vehicles at an auction if, in the ordinary course of the auctioneer's business, the sale of motor vehicles is incidental to the sale of other real or personal property.~~

~~(10) "Used motor vehicle" means a motor vehicle for which title has been transferred from the person who first acquired it from the manufacturer, distributor, or dealer. A new motor vehicle will not be considered a used motor vehicle until it has been placed in actual operation and not held for resale by an owner who has been granted a certificate of title on the motor vehicle and has registered the motor vehicle in accordance with this chapter and chapters 168A and 297B, or the laws of the residence of the owner.~~

~~(11) (10) "New motor vehicle" means a motor vehicle other than described in paragraph (10) (9).~~

~~(12) (11) "Junked vehicle" means a vehicle that is declared unrepairable under section 168A.151.~~

~~(13) (12) "Motor vehicle" has the meaning given it in section 168.011, subdivision 4, and also includes a park trailer as defined in section 168.011, subdivision 8.~~

~~(14) (13) "Motor vehicle broker" means a person who arranges the sale of a motor vehicle~~

between a buyer and a seller, or the lease of a motor vehicle between a lessee and a lessor, for which service the broker receives a fee.

Sec. 2. Minnesota Statutes 1996, section 168.27, subdivision 8, is amended to read:

Subd. 8. [EXEMPTIONS.] (1) Salespeople and other employees of licensed dealers under this section shall not be required to obtain individual licenses.

(2) Isolated or occasional sales or leases of new or used motor vehicles shall be exempt from the provisions of this section. A person who makes only isolated or occasional sales or leases is not required to be licensed under this section, is not considered to be in the business of selling or leasing motor vehicles, and does not qualify to receive dealer plates under subdivision 16. "Isolated or occasional sales or leases" means: (i) the sale or lease of a motor vehicle with an actual cash value of \$1,000 or less made by a charitable organization; or (ii) the sale, purchase, or lease of not more than five motor vehicles in a 12-month period; by a person other than a charitable organization.

For purposes of this subdivision, a charitable organization means a nonprofit charitable organization that qualifies for tax exemption under section 501(c)(3) of the Internal Revenue Code.

Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective the day following final enactment."

Amend the title as follows:

Page 1, line 4, after "8" insert "; Minnesota Statutes 1997 Supplement, section 168.27, subdivision 1"

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

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

S.F. No. 2028: A bill for an act relating to traffic regulations; requiring medical emergency vehicle to sound both audible signal and display lighted red light when responding to emergency; amending Minnesota Statutes 1997 Supplement, section 169.17.

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

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

S.F. No. 2187: A bill for an act relating to transportation; making seat belt violation a primary offense; amending Minnesota Statutes 1996, section 169.686, subdivision 1.

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

Page 1, line 18, after "of" insert "not less than" and reinstate the stricken language and delete the new language

Page 1, line 21, delete the new language and insert "less than \$25"

Page 2, line 1, strike everything after the period

Page 2, strike lines 2 and 3

Page 2, delete section 2

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

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

S.F. No. 2170: A bill for an act relating to recreational vehicles; exempting watercraft trailers and all-terrain vehicle trailers from the prohibition against sale of motor vehicles on Sunday; amending Minnesota Statutes 1996, section 168.275.

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

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1996, section 168.27, subdivision 22, is amended to read:

Subd. 22. [MOTORIZED BICYCLES, BOAT AND SNOWMOBILE TRAILERS.] Any person, copartnership, or corporation having a permanent enclosed commercial building or structure either owned in fee or leased and engaged in the business, either exclusively or in addition to any other occupation, of selling motorized bicycles, boat trailers, horse trailers, or snowmobile trailers, may apply to the registrar for a dealer's license. Upon payment of a \$10 fee the registrar shall license the applicant as a dealer for the remainder of the calendar year in which the application was received. Thereafter the license may be renewed on or before the second day of January of each year by payment of a fee of \$10. The registrar shall issue to each dealer, upon request of the dealer, dealer plates as provided in subdivision 16 upon payment of \$5 for each plate, and the plates may be used in the same manner and for the same purposes as is provided in subdivision 16. Except for motorized bicycle dealers, the registrar shall also issue to the dealer, upon request of the dealer, "in transit" plates as provided in subdivision 17 upon payment of a fee of \$5 for each plate. This subdivision shall not be construed to abrogate any of the provisions of this section as the same relates to the duties, responsibilities, and requirements of persons, copartnerships, or corporations engaged in the business, either exclusively or in addition to other occupations, of selling motor vehicles or manufactured homes, except that a seller of boat trailers or snowmobile trailers who is licensed under this subdivision is not required to have a contract or franchise with a manufacturer or distributor of new boat trailers or new snowmobile trailers the seller proposes to sell, broker, wholesale, or auction. This section shall not be construed to require a manufacturer of snowmobile trailers whose manufacturing facility is located outside of the metropolitan area as defined in section 473.121 to have a dealer's license to transport the snowmobile trailers to dealers or retail outlets in the state."

Page 2, line 7, delete "1" and insert "2"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after the semicolon, insert "exempting licensed sellers of boat and snowmobile trailers from certain contract or franchise requirements;"

Page 1, line 5, delete "section" and insert "sections 168.27, subdivision 22; and"

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

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

S.F. No. 1169: A bill for an act relating to watercraft; increasing fines for placing exotic species in waters of the state; modifying provisions relating to water surface use ordinances; modifying personal watercraft regulations; imposing personal watercraft restrictions; imposing a licensing surcharge on personal watercraft; creating a personal watercraft enforcement account; providing civil penalties; amending Minnesota Statutes 1996, sections 84D.13, subdivision 5; 86B.205, subdivision 4, and by adding a subdivision; 86B.211; 86B.313, subdivisions 1, 2, and 3; and 86B.415, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 86B; repealing Minnesota Statutes 1996, section 86B.205, subdivision 3.

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 86B.313, subdivision 1, is amended to read:

Subdivision 1. [GENERAL REQUIREMENTS.] In addition to requirements of other laws relating to watercraft, ~~it is unlawful to~~ a person may not operate or to permit the operation of a personal watercraft:

(1) without each person on board the personal watercraft wearing a United States Coast Guard approved Type I, II, III, or V personal flotation device;

(2) between 8:00 p.m. or one hour before sunset, whichever is earlier, and ~~8:00~~ 9:00 a.m.;

(3) at greater than slow-no wake speed within ~~100~~ 150 feet of:

(i) a shoreline;

(ii) a dock;

(iii) a swimmer, or;

(iv) a raft used for swimming or diving raft; or

(v) a moored, anchored, or nonmotorized watercraft at greater than slow no wake speed;

(4) while towing a person on water skis, a kneeboard, an inflatable craft, or any other device unless:

(i) an observer is on board; or

(ii) the personal watercraft is equipped with factory-installed or factory-specified accessory mirrors that give the operator a wide field of vision to the rear;

(5) without the lanyard-type engine cutoff switch being attached to the person, clothing, or personal flotation device of the operator, if the personal watercraft is equipped by the manufacturer with such a device;

(6) if any part of the spring-loaded throttle mechanism has been removed, altered, or tampered with so as to interfere with the return-to-idle system;

(7) to chase or harass wildlife;

(8) through emergent or floating vegetation at other than a slow-no wake speed;

(9) in a manner that unreasonably or unnecessarily endangers life, limb, or property, including weaving through congested watercraft traffic, jumping the wake of another watercraft within 100 feet of the other watercraft, or operating the watercraft while facing backwards; or

(10) in any other manner that is not reasonable and prudent; or

(11) without a personal watercraft rules decal, issued by the commissioner, attached to the personal watercraft so as to be in full view of and readable by the operator while the watercraft is in operation.

Sec. 2. Minnesota Statutes 1996, section 86B.313, subdivision 3, is amended to read:

Subd. 3. [OPERATOR'S PERMIT.] Except in the case of an emergency, a person 13 years of age or over but less than 18 years of age may not operate a personal watercraft, regardless of horsepower, without possessing a valid watercraft operator's permit as required by section 86B.305, unless there is a person ~~18~~ 21 years of age or older on board the craft. In addition to the permit requirement, a person 13 years of age operating a personal watercraft must ~~maintain~~ remain within an unaided visual observation by a person 18 distance of an observer who is 21 years of age or older. ~~It is unlawful for the~~ An owner of a personal watercraft ~~to~~ may not permit the personal watercraft to be operated contrary to this subdivision.

Sec. 3. Minnesota Statutes 1996, section 86B.313, subdivision 4, is amended to read:

Subd. 4. [DEALERS AND RENTAL OPERATIONS.] (a) A dealer of personal watercraft shall distribute a summary of the laws and rules governing the operation of personal watercraft and, upon request, shall provide instruction to a purchaser regarding:

- (1) the laws and rules governing personal watercraft; and
- (2) the safe operation of personal watercraft.

(b) A person who offers personal watercraft for rent:

(1) shall provide a summary of the laws and rules governing the operation of personal watercraft and provide instruction regarding the laws and rules and the safe operation of personal watercraft to each person renting a personal watercraft; and

(2) shall provide a United States Coast Guard approved Type I, II, III, or V personal flotation device and any other required safety equipment to all persons who rent a personal watercraft at no additional cost; and

(3) shall require that a watercraft operator's permit from this state or from the operator's state of residence be shown each time a personal watercraft is rented to any person younger than age 18 and shall record the permit on the form provided by the commissioner.

(c) Each dealer of personal watercraft or person offering personal watercraft for rent shall have the person who purchases or rents a personal watercraft sign a form provided by the commissioner acknowledging that the purchaser or renter has been provided a copy of the laws and rules regarding personal watercraft operation and has read them. The form must be retained by the dealer or person offering personal watercraft for rent for a period of six months following the date of signature and must be made available for inspection by sheriff's deputies or conservation officers during normal business hours.

Sec. 4. Minnesota Statutes 1996, section 86B.805, is amended by adding a subdivision to read:

Subd. 3. [EXEMPTIONS FOR ENFORCEMENT WATERCRAFT.] The restrictions on hours and location of operation in this chapter do not apply to emergency, safety, and enforcement watercraft.

Sec. 5. [EFFECTIVE DATE.]

This act is effective January 1, 1999."

Delete the title and insert:

"A bill for an act relating to personal watercraft; increasing restrictions on personal watercraft; imposing additional requirements on renters and dealers of personal watercraft; exempting emergency, safety, and enforcement watercraft from certain watercraft restrictions; amending Minnesota Statutes 1996, sections 86B.313, subdivisions 1, 3, and 4; and 86B.805, by adding a subdivision."

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

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

S.F. No. 2097: A bill for an act relating to crime; including witness tampering within the enhancement penalties for crimes committed for the benefit of a gang; increasing the penalties for crimes committed for the benefit of a gang; appropriating money for the witness and victim protection fund; amending Minnesota Statutes 1996, section 609.229, subdivision 3; Minnesota Statutes 1997 Supplement, section 609.11, subdivision 9.

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

Page 1, line 18, before "witness" insert "first-degree or aggravated first-degree"

Page 2, delete section 3 and insert:

"Sec. 3. Minnesota Statutes 1996, section 609.229, is amended by adding a subdivision to read:

Subd. 4. [MANDATORY MINIMUM SENTENCE.] (a) Unless a longer mandatory minimum sentence is otherwise required by law, or the court imposes a longer aggravated durational departure, or a longer prison sentence is presumed under the sentencing guidelines and imposed by the court, a person convicted of a crime described in subdivision 3, paragraph (a), shall be committed to the custody of the commissioner of corrections for not less than one year plus one day.

(b) Any person convicted and sentenced as required by paragraph (a) is not eligible for probation, parole, discharge, work release, or supervised release until that person has served the full term of imprisonment as provided by law, notwithstanding the provisions of sections 242.19, 243.05, 244.04, 609.12, and 609.135."

Page 2, line 22, delete "and 2" and insert "to 3"

Page 2, line 23, delete from "Section" through page 2, line 24, to "1998."

Amend the title as follows:

Page 1, lines 3 and 4, delete "enhancement penalties for crimes committed for the benefit of a gang" and insert "list of crimes for which a mandatory minimum sentence applies under Minnesota Statutes, section 609.11"

Page 1, line 5, delete "appropriating" and insert "requiring a mandatory minimum sentence for certain crimes committed for the benefit of a gang;"

Page 1, delete line 6

Page 1, line 8, after "3" insert ", and by adding a subdivision"

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

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

S.F. No. 2119: A bill for an act relating to local government; authorizing municipalities to provide for contract bid specifications, design, and construction standards; amending Minnesota Statutes 1996, section 471.345, by adding a subdivision.

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

Page 1, line 12, delete "this section," and insert "subdivisions 2 to 14 and"

Page 1, line 18, after "employ" insert "qualified"

Page 2, line 3, before the period, insert ", provided that such limitation shall not reduce the number of potential respondents to fewer than three"

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

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

S.F. No. 2525: A bill for an act relating to Ramsey county; authorizing the county to make certain purchases from or through a health care cooperative; proposing coding for new law in Minnesota Statutes, chapter 383A.

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

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

S.F. No. 2644: A bill for an act relating to capital intensive public services; providing that certain documents may be classified as nonpublic data until negotiations with vendors and best and final offers are received; amending Minnesota Statutes 1996, section 13.99, by adding a subdivision; and Minnesota Statutes 1997 Supplement, section 471A.03, subdivision 3.

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

Ms. Ranum from the Committee on Judiciary, to which was referred

S.F. No. 2382: A bill for an act relating to human rights; changing a deadline for determination of complex cases; eliminating certain notice requirements; amending Minnesota Statutes 1996, sections 363.071, subdivision 1a; 363.117; and 363.14, subdivision 1.

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

Ms. Ranum from the Committee on Judiciary, to which was referred

S.F. No. 2040: A bill for an act relating to family law; modifying provisions dealing with the procedure for proceeding directly to hearing in the administrative process; modifying terminology to comport with the rules of court; amending Minnesota Statutes 1996, section 518.5512, subdivision 4; Minnesota Statutes 1997 Supplement, sections 518.5511, subdivisions 1, 3, 3a, and 4; and 518.5512, subdivisions 2 and 3; repealing Minnesota Statutes 1997 Supplement, section 518.5512, subdivision 3a.

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 1997 Supplement, section 518.5511, subdivision 1, is amended to read:

Subdivision 1. [GENERAL.] (a) An administrative process is established to obtain, modify, and enforce child and medical support orders and parentage orders and enforce maintenance if combined with a child support proceeding. All laws governing these actions apply insofar as they are not inconsistent with the provisions of this section and section 518.5512. Wherever other laws or rules are inconsistent with this section and section 518.5512, the provisions in this section and section 518.5512 shall apply.

(b) All proceedings for obtaining, modifying, or enforcing child and medical support orders and enforcing maintenance orders if combined with a child support proceeding, are required to be conducted in the administrative process when the public authority is a party or provides services to a party or parties to the proceedings. Cases in which there is no assignment of support or in which the public authority is not providing services may not be conducted in the administrative process. At county option, the administrative process may include contempt motions or actions to establish parentage. Nothing contained herein shall prevent a party, upon timely notice to the public authority, from commencing an action or bringing a motion for the establishment, modification, or enforcement of child support or enforcement of maintenance orders if combined with a child support proceeding in district court, if additional issues involving domestic abuse, establishment or modification of custody or visitation, property issues, or other issues outside the jurisdiction of the administrative process, are part of the motion or action, or from proceeding with a motion or action brought by another party containing one or more of these issues if it is pending in district court.

(c) A party may make a written request to the public authority to initiate an uncontested administrative proceeding. The initiating party may serve a copy of the written request on the

noninitiating party in accordance with the rules of civil procedure. If the public authority denies the request, the public authority shall issue a notice of denial which denies the request for relief within 30 days of receiving the written request, states the reasons for the denial, and notifies the party of the right to proceed directly to a contested administrative proceeding hearing before an administrative law judge according to subdivision 3a, paragraph (a). If the party proceeds directly to a contested hearing and files the requisite documents, as provided by the commissioner, with the court administrator within 30 days after the public authority's denial and the party's action results in a modification of a child support order, the modification may be retroactive to the date the written request was received by served on the public authority noninitiating party. If the initiating party did not serve the written request on the noninitiating party, modification may be made retroactive as provided in section 518.64, subdivision 2, paragraph (d). If the public authority accepts the request and proceeds with the uncontested administrative process, any order or modification may be retroactive to the date the written request was received by served on the public authority noninitiating party. If the initiating party did not serve the written request on the noninitiating party, an order or modification may be made retroactive to the date the public authority serves the proposed order on the noninitiating party as provided in subdivision 2, paragraph (a).

(d) The public authority may initiate actions in the administrative process.

(e) For the purpose of the administrative process, all powers, duties, and responsibilities conferred on judges of district court to obtain and enforce child and medical support and parentage and maintenance obligations, subject to the limitations of this section are conferred on administrative law judges, including the power to determine controlling interstate orders, and to issue subpoenas, orders to show cause, and bench warrants for failure to appear.

The administrative law judge has the authority to enter parentage orders in which the custody and visitation provisions are uncontested.

(f) Nonattorney employees of the public authority responsible for child support may prepare, sign, serve, and file complaints, motions, notices, summary notices, proposed orders, default orders, consent orders, orders for blood or genetic tests, and other documents related to the administrative process for obtaining, modifying, or enforcing child and medical support orders, orders establishing paternity, and related documents, and orders to enforce maintenance if combined with a child support order. The nonattorney employee may issue administrative subpoenas, conduct prehearing conferences, and participate in proceedings before an administrative law judge. This activity shall not be considered to be the unauthorized practice of law. Nonattorney employees may not represent the interests of any party other than the public authority, and may not give legal advice. The nonattorney employees may act subject to the limitations of section 518.5512.

(g) Any party may make a written request to the office of administrative hearings for a subpoena compelling the attendance of a witness or the production of books, papers, records, or other documents relevant to the administrative process. Subpoenas are enforceable through the district court. The public authority may also request a subpoena from the office of administrative hearings for the production of a witness or documents. The nonattorney employee of the public authority may issue subpoenas subject to the limitations in section 518.5512, subdivision 6, paragraph (a), clause (2).

(h) At all stages of the administrative process, the county attorney, or other attorney under contract, shall act as the legal adviser for the public authority.

(i) The commissioner of human services shall:

(1) provide training to child support officers and other persons involved in the administrative process;

(2) ~~timely prepare simple and easy to understand and make available to the public authority forms, in consultation with the office of administrative hearings, for all notices and orders prescribed in this section, including a support order worksheet form, with the exception of orders issued by the district court or the office of administrative hearings under subdivision 4 subdivisions 2 and 3; and~~

(3) distribute money to cover the costs of the administrative process, including the salaries of administrative law judges. If available appropriations are insufficient to cover the costs, the commissioner shall prorate the amount among the counties.

(j) The commissioner of human services, in consultation with the office of administrative hearings, is responsible for the supervision of the administrative process.

(k) The public authority, the office of administrative hearings, court administrators, and other entities involved in the administrative process shall use the forms prepared by the commissioner for use in the uncontested administrative process.

(l) The office of administrative hearings may reject orders ~~that have not been submitted by the public authority under subdivisions 2 and 3 if they are not prepared using the commissioner's forms or on forms that have not been developed or approved by the commissioner.~~

(m) The office of administrative hearings ~~is responsible for training and monitoring shall:~~

(1) train and monitor the performance of administrative law judges, maintaining maintain records of proceedings, providing provide transcripts upon request, and maintaining maintain the integrity of the district court file; and

(2) prepare and make available to court administrators and the public authority forms that conform with requirements of the rules of court that may be used by parties who proceed directly to hearing under subdivision 3a.

Sec. 2. Minnesota Statutes 1997 Supplement, section 518.5511, subdivision 3, is amended to read:

Subd. 3. [ADMINISTRATIVE CONFERENCE.] (a) If a party contacts the public authority within 30 days of the date of service of the proposed order, and the public authority does not choose to proceed directly to a ~~contested administrative proceeding hearing~~, the public authority shall schedule a conference, and shall ~~send~~ serve on the parties written notice of the date, time, and place of the conference ~~and the date, time, and place of a contested administrative proceeding.~~ At its option, the public authority may at the same time schedule a hearing in the event the administrative conference fails to resolve all of the issues on the parties. The public authority may request any additional information necessary to establish child support. The public authority may choose to go directly to a contested administrative proceeding hearing and is not required to conduct an administrative conference. The date of the contested administrative proceeding hearing must be set within 31 days of the administrative conference or not more than 60 days from the date of the notice of the administrative conference. A request for a continuance must be made to the chief administrative law judge according to Minnesota Rules, part 1400.7500.

(b) The purpose of the conference is to review all available information and seek an agreement to a consent order. The notice shall state the purpose of the conference, and that the proposed order will be entered as a final and binding default order if both parties fail to appear at the conference. The notice must also state that if only one party appears at the conference and there is no new information provided, the matter shall proceed by default. The notice shall be served on the parties by first class mail at their last known addresses, and the method of service shall be documented in the public authority file. All available and relevant information must be shared with the parties at the conference subject to the limitations of sections 256.87, subdivision 8, 257.70, and 518.005, subdivision 5. If a conference is not held, information which would have been shared at the conference by the public authority must be provided to a party or the party's attorney within 15 days of receipt of a written request.

(c) A party alleging domestic abuse by the other party shall not be required to participate in a conference. In such a case, the public authority shall meet separately with the parties in order to determine whether an agreement can be reached.

(d) If all parties appear at the conference and agree to all issues, and the public authority approves the agreement, the public authority shall prepare a consent order for the parties and the public authority to sign. The public authority shall submit the consent order to the administrative

law judge. Upon signature, the order is a final order and must be served on the parties by first class mail.

(e) ~~If only one party appears at the conference and there is no new information available that party agrees to the terms of the proposed order, or if both of the parties fail to appear at the conference, the public authority may submit a default order through the uncontested administrative process. If only one party appears at the conference and there is new information available that party does not agree to the terms of the proposed order, the matter shall proceed directly to the scheduled contested administrative proceeding a hearing before an administrative law judge.~~

(f) ~~If the parties appear at the conference and do not reach agreement to the entry of a consent order, the public authority shall advise the parties that the matter remains scheduled of the date, time, and place for a contested administrative proceeding hearing, and that the public authority will seek the establishment of child support at the proceeding in accordance with the child support guidelines.~~

(g) ~~If one or both of the parties appear at the administrative conference and there is new information that makes the proposed order unreasonable or inappropriate, the public authority may issue a revised proposed order pursuant to subdivision 2, paragraph (c), or proceed directly to a contested administrative proceeding hearing.~~

Sec. 3. Minnesota Statutes 1997 Supplement, section 518.5511, subdivision 3a, is amended to read:

Subd. 3a. ~~[INTERIM ALTERNATIVE ADMINISTRATIVE RESOLUTIONS.] (a)(4) In any case within the jurisdiction of the administrative process, the public authority or any party may proceed directly to a contested administrative proceeding hearing under subdivision 4 by making a written request to the public authority. After the public authority receives a written request, the public authority shall request or schedule a contested administrative proceeding and inform the requester of the date, time, and place of the hearing. The public authority shall also provide the requester with the contested administrative documents necessary for the proceeding. These documents must be completed by the requester, served on the other party and the public authority, and filed with the court administrator at least 21 days before the hearing. If the documents are not filed with the court administrator, the contested administrative proceeding must be canceled unless the public authority or a party objects. serving pleadings on the other party or parties and the public authority and filing the pleadings with the court administrator. The form and content of the pleadings and the manner of service and filing must conform with the requirements of the rules of court. The office of administrative hearings shall provide to court administrators and the public authority forms that may be used by parties who elect to proceed directly to hearing under this subdivision, as set out in subdivision 1, paragraph (m), clause (2). Nothing in this subdivision requires a party or an attorney filing pleadings on behalf of a party to use forms that have been prepared by the office of administrative hearings.~~

~~(2) The public authority may also proceed directly to a contested administrative proceeding.~~

(b) ~~At any time in the administrative process, including prior to the issuance of the proposed order, if the parties and the public authority are in agreement, the public authority shall prepare a consent order to be signed by the public authority and the parties. The parties must waive any of their rights to the notices and time frames required by this section. The public authority shall submit the order to the administrative law judge. Upon signature by the court, the order is a final order and must be filed with the court administrator and served by first class mail on the parties.~~

Sec. 4. Minnesota Statutes 1997 Supplement, section 518.5511, subdivision 4, is amended to read:

Subd. 4. ~~[CONTESTED ADMINISTRATIVE PROCEEDING PROCESS.] (a) All counties shall participate in the contested administrative process established in this section as designated in a statewide implementation plan to be set forth by the commissioner of human services. No county shall be required to participate in the contested administrative process until after the county has been trained. The contested administrative process shall be in operation in all counties no later than July 1, 1998.~~

~~In counties designated by the commissioner, contested administrative proceedings~~ Hearings required under this section shall be scheduled before administrative law judges, and shall be conducted in accordance with the provisions under this section. ~~In counties not designated by the commissioner, contested administrative proceedings shall be conducted in district court in accordance with the rules of civil procedure and the rules of family court.~~

(b) An administrative law judge may ~~conduct administrative proceedings and~~ approve a stipulation reached on a contempt motion brought by the public authority. Any stipulation that involves a finding of contempt and a jail sentence, whether stayed or imposed, shall require the review and signature of a district court judge.

(c) A party, witness, or attorney may appear or testify by telephone, audiovisual means, or other electronic means, at the discretion of the administrative law judge.

(d) Before implementing the process in a county, the chief administrative law judge, the commissioner of human services, the director of the county human services agency, the county attorney, the county court administrator, and the county sheriff shall jointly establish procedures, and the county shall provide hearing facilities for implementing this process in the county. ~~A contested administrative proceeding~~ The hearing shall be conducted in a courtroom, if one is available, or a conference or meeting room with at least two exits and of sufficient size to permit adequate physical separation of the parties. The court administrator shall, to the extent practical, provide administrative support for the contested administrative proceeding hearing. Security personnel shall either be present during the administrative proceedings hearing, or be available to respond to a request for emergency assistance.

(e) ~~The contested administrative~~ Hearings shall be conducted under the rules of the office of administrative hearings, Minnesota Rules, parts 1400.5275, 1400.5500, 1400.6000 to 1400.6400, 1400.6600 to, 1400.6700, 1400.7000, 1400.7100 to, 1400.7300, 1400.7400, 1400.7500, 1400.7700, 1400.7800, and 1400.8100, as adopted by the chief administrative law judge. To the extent the time requirements under Minnesota Rules conflict with time requirements under the rules of family court, rules of civil procedure, or this chapter, the requirements of the rules of family court, rules of civil procedure, or this chapter control. For matters not initiated under subdivision 2, documents from the moving party shall be served and filed at least 14 days prior to the hearing and the opposing party shall serve and file documents raising new issues at least ten days prior to the hearing. In all contested administrative proceedings, according to the rules of court. The administrative law judge may limit the extent and timing of discovery. Except as provided under this section, other aspects of the case, including, but not limited to, discovery, shall be conducted under the rules of family court, the rules of civil procedure, and this chapter 518.

(f) Following a ~~contested administrative~~ hearing, the administrative law judge shall make findings of fact, conclusions, and a final decision and issue an order. Orders issued by an administrative law judge may be enforceable by the contempt powers of the district courts.

(g) At the time the matter is scheduled for a ~~contested administrative proceeding~~ hearing, the public authority shall file in the district court copies of all relevant documents sent to or received from the parties that have been provided to all parties, in addition to any documents filed under subdivision 2, paragraph (d). These documents may be used as evidence by the judge in deciding the case without need for further foundation testimony. For matters scheduled for a ~~contested administrative proceeding~~ hearing which were not initiated under subdivision 2, the public authority shall obtain any income information available to the public authority through the department of economic security and serve this information on all parties and file the information with the court at least five days prior to the hearing.

(h) If only one party appears at the ~~contested administrative proceeding~~ hearing, a hearing must be conducted. The administrative law judge shall prepare an order and file it with the district court. The court shall serve the order on the parties by first class mail at the last known address and shall provide a copy of the order to the public authority.

(i) If neither party appears at the ~~contested administrative proceeding~~ hearing and no new information has been submitted or made available to the court or public authority, the public authority shall submit the default order to the administrative law judge for signature. If neither

party appears and new information is available to the court or public authority, the administrative law judge shall prepare an order based on the new information. The court shall serve the order on the parties by first class mail at the last known address and shall provide a copy of the order to the public authority.

(j) The decision and order of the administrative law judge is appealable to the court of appeals in the same manner as a decision of the district court.

Sec. 5. Minnesota Statutes 1997 Supplement, section 518.5512, subdivision 2, is amended to read:

Subd. 2. [PATERNITY.] (a) After service of the notice and proposed order, a nonattorney employee of the public authority may order the child, mother, or alleged father to submit to blood or genetic tests. In a case with multiple alleged fathers, a nonattorney employee of the public authority may order the child, mother, and alleged fathers to submit to blood or genetic tests after service of the notice of the parentage proceeding. The order for genetic tests must be served by personal service. The order of the public authority shall be effective unless, within 20 days of the date of the order, the child, mother, or an alleged father requests a ~~contested administrative proceeding~~ hearing under section 518.5511, subdivision 3a. If a ~~contested administrative proceeding~~ hearing is requested and held, any order issued by an administrative law judge supersedes the order issued by the public authority. In all other cases, the order of the public authority is controlling. Failure to comply with the order for blood or genetic tests may result in a default determination of parentage.

(b) If parentage is contested at the administrative hearing, the administrative law judge may order temporary child support under section 257.62, subdivision 5, and shall refer the case to the district court.

(c) The district court may appoint counsel for an indigent alleged father only after the return of the blood or genetic test results from the testing laboratory.

Sec. 6. Minnesota Statutes 1997 Supplement, section 518.5512, subdivision 3, is amended to read:

Subd. 3. [COST-OF-LIVING ADJUSTMENT.] The public authority shall send notice of its application for a cost-of-living adjustment on the obligor in accord with section 518.641. The public authority shall, pending further order of the court, temporarily stay the adjustment of support upon receipt by the public authority of a ~~request motion by the obligor to proceed directly to a contested administrative proceeding~~ hearing under section 518.5511, subdivision 4.

Sec. 7. Minnesota Statutes 1996, section 518.5512, subdivision 4, is amended to read:

Subd. 4. [TERMINATION OF INTEREST CHARGING.] The public authority or a party bringing a motion under section 548.091, subdivision 1a, may proceed immediately to a ~~contested administrative proceeding~~ hearing under section 518.5511, subdivision 4.

Sec. 8. [EVALUATION AND RECOMMENDATIONS.]

The commissioner of human services, in consultation with the commissioner's advisory committee for child support enforcement, shall evaluate the extent to which the administrative process has met the legislative mandate to develop and implement an administrative process that is simple, streamlined, informal, uniform throughout the state, and accessible to parties without counsel. The commissioner shall present recommendations for further progress towards these mandates. The evaluation and recommendations shall be presented to the legislature by December 15, 1999.

Sec. 9. [REPEALER.]

Minnesota Statutes 1997 Supplement, section 518.5512, subdivision 3a, is repealed."

Amend the title as follows:

Page 1, line 5, delete "Minnesota"

Page 1, delete line 6

Page 1, line 9, delete "and 3" and insert ", 3, and 4"

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

Ms. Ranum from the Committee on Judiciary, to which was referred

H.F. No. 2524: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, unconstitutional, and superseded provisions; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 1996, sections 3C.08, subdivision 1; 3C.12, subdivision 4; 10A.01, subdivision 19; 10A.323; 11A.04; 14.47, subdivision 3; 15A.082, subdivisions 1 and 3; 16B.51, subdivision 1; 32.70, subdivisions 2 and 10; 47.27, subdivision 1; 47.325; 48.846, subdivision 3; 62J.17, subdivision 2; 62Q.03, subdivision 6; 82A.11, subdivision 5; 97A.0455, subdivision 2; 115A.191, subdivisions 2 and 4; 115B.17, subdivision 6; 115B.25, subdivision 7a; 127.09; 127.17, subdivision 4; 134A.01; 144.651, subdivision 1; 144A.45, subdivision 2; 144A.46, subdivision 4; 144A.48, subdivision 2; 145.698, subdivision 1; 145C.01, subdivision 7; 147.02, subdivision 1; 147B.01, subdivisions 5, 12, and 16; 147B.02, subdivisions 4, 7, 9, and 12; 147B.03, subdivisions 1 and 4; 147B.05, subdivision 1; 148B.21, subdivisions 1 and 8; 148B.24; 148B.27, subdivision 2b; 154.161, subdivision 4; 157.17, subdivision 3; 164.08, subdivision 3; 169.421, subdivisions 5 and 7; 169.792, subdivision 7; 169.86, subdivision 1; 169.871, subdivision 2; 169.965, subdivision 3; 169.966, subdivision 3; 169.971, subdivision 4; 169.99, subdivision 3; 190.08, subdivision 6; 204B.11, subdivisions 1 and 2; 204B.34, subdivision 3; 204C.35, subdivision 2; 204D.02, subdivision 1; 204D.08, subdivision 6; 205A.10, subdivision 2; 206.90, subdivision 3; 216C.01, subdivision 1; 256.9657, subdivisions 1a and 7; 257.022, subdivisions 1 and 2a; 257.59, subdivision 1; 268.027; 273.13, subdivision 1; 273.1398, subdivision 6; 273.166, subdivision 2; 284.07; 325F.692, subdivision 2; 345.02; 345.03; 345.14; 346.04; 346.55, subdivision 2; 347.04; 353.01, subdivision 2a; 383A.281, subdivision 13; 383A.286, subdivision 2; 383A.404, subdivision 4; 383B.054, subdivision 6; 383B.057; 383B.121, subdivision 1; 383B.129; 383B.225, subdivision 10; 393.07, subdivision 9; 395.23; 448.56, subdivision 2; 458D.15; 462.16; 465.48; 473.191, subdivision 2; 473.197, subdivision 2; 473.608, subdivision 17; 477A.011, subdivision 27; 477A.0132, subdivision 3; 477A.014, subdivisions 1 and 3; 480.052; 480.054; 480.055, subdivision 1; 480.059, subdivision 2; 480.0591, subdivision 2; 480.19; 484.66, subdivision 2; 485.01; 517.08, subdivision 1b; 550.07; 559.211, subdivision 1; 566.175, subdivision 1; 574.18; 574.34, subdivision 2; 574.35; 611A.21, subdivision 2; 611A.25, subdivision 1; 617.27; 624.7131, subdivision 8; 624.7132, subdivision 13; 624.714, subdivision 12; 625.01; 626.21; 630.17; 631.04; 643.01; and 643.02; Minnesota Statutes 1997 Supplement, sections 15.0591, subdivision 2; 62J.04, subdivision 3; 62J.61, subdivision 2; 62Q.01, subdivision 3; 85A.02, subdivision 5b; 115.58, subdivision 2; 119A.15, subdivision 5a; 144A.45, subdivision 1; 144A.4605, subdivisions 3 and 4; 148B.20, subdivision 1; 157.17, subdivision 2; 161.14, subdivision 41; 169.121, subdivision 3e; 169.123, subdivision 6; 244.09, subdivision 5; 260.015, subdivision 29; 268.145, subdivision 1; 274.01, subdivision 1; 275.011, subdivision 1; 275.065, subdivision 6; 297A.48, subdivisions 1 and 10; 325D.32, subdivision 4; 325D.415; 326.921; 473.249, subdivision 1; 477A.011, subdivision 34; 552.04, subdivision 1; 609.749, subdivision 2; 609.7495, subdivision 1; and 611A.74, subdivision 1a; repealing Minnesota Statutes 1996, sections 13.99, subdivision 19g; 157.17, subdivision 4; 256.9657, subdivision 1b; 256E.06, subdivision 9; 458D.14, subdivision 2; and 484.015; Laws 1997, chapter 12, article 3, sections 2 and 3; chapter 162, article 1, section 19; chapter 187, article 2, sections 11 and 12; chapter 219, section 3; chapter 225, article 2, sections 24, 25, 26, 27, and 28; chapter 226, section 10; and chapter 239, article 7, section 37.

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

Page 30, after line 5, insert:

"Sec. 48. [REPEALER; SECTION 148.976.]

Minnesota Statutes 1996, section 148.976, is repealed."

Page 69, after line 3, insert:

"Sec. 107. [REVISOR'S INSTRUCTION.]

The revisor shall delete the term "19..." where it appears in forms or similar places in Minnesota Statutes and Minnesota Rules and replace it with "....."

Sec. 108. [EFFECTIVE DATE.]

Section 101 is effective the day following final enactment."

Renumber the sections in sequence and correct the internal references accordingly

Amend the memorandum of explanation as follows:

Page 6, after line 1, insert:

"Sec. 48. Explanation. This section eliminates duplicative language in a section relating to liability of psychologists."

Page 11, after line 10, insert:

"Sec. 107. Explanation. This section eliminates a year 2000 problem relating to statutory forms with a "19..." date.

Sec. 108. Explanation. This section makes section 101 immediately effective."

Renumber the sections in sequence and correct the internal references accordingly

Amend the title as follows:

Page 2, line 26, after the first semicolon, insert "148.976;"

And when so amended the bill do pass and be placed on the Consent Calendar. Amendments adopted. Report adopted.

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

S.F. No. 2444: A bill for an act relating to game and fish; extending certain angling seasons in 1998.

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

Delete everything after the enacting clause and insert:

"Section 1. [EXTENDING CERTAIN ANGLING SEASONS.]

Notwithstanding Minnesota Statutes, sections 97C.345, subdivisions 1 and 2, paragraph (b), 97C.371, subdivision 4, and 97C.395, subdivision 1, paragraph (a), clause (1), the 1997-1998 angling season for walleye, sauger, northern pike, muskellunge, largemouth bass, and smallmouth bass and the 1997-1998 spearing season for roughfish, catfish, lake whitefish, and northern pike is extended through March 1, 1998, except that no spearing will be permitted on Cass lake, Beltrami and Cass counties, during this extension. The commissioner of natural resources by order may close the season in all or parts of the state before March 1, 1998, if the commissioner finds it necessary for protection of the resource or public safety. Such an order is effective upon filing with the secretary of state. The rulemaking provisions of Minnesota Statutes, chapter 14, section 84.027, subdivision 13, and sections 97A.0451 to 97A.0459, do not apply to this section.

Sec. 2. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

And when so amended the bill do pass and be placed on the Consent Calendar. Amendments adopted. Report adopted.

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

S.F. No. 2385: A bill for an act relating to local government; the town of Wyoming and the city of Chisago City; exempting the town and the city from a limitation on the duration of reimbursement paid to the town for orderly annexed property; appropriating money for planning a joint commercial and business park.

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

Page 1, line 20, delete "\$500,000" and insert "\$....."

And when so amended the bill do pass and be re-referred to the Committee on Jobs, Energy and Community Development. Amendments adopted. Report adopted.

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

S.F. No. 2252: A bill for an act relating to crimes; modifying criminal penalties for DWI; authorizing sentences to programs of intensive supervision; making technical correction; amending Minnesota Statutes 1997 Supplement, section 169.121, subdivision 3e.

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

Page 1, line 24, before the period, insert "and a period of incarceration in a local correctional facility"

Page 2, lines 7, 19, and 33, before the period, insert "and a period of incarceration in a local correctional facility"

Page 3, lines 7 and 21, before the period, insert "and a period of incarceration in a local correctional facility"

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

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

S.F. No. 2317: A bill for an act relating to law enforcement; clarifying responsibility for compensating innocent third parties whose property is damaged by law enforcement officers for a public use; establishing state processes for paying just compensation to innocent third parties and for reimbursing local governments; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 626.

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

Page 2, delete lines 18 to 21

Page 2, line 22, delete "(c)" and insert "(b)" and delete "and the" and insert "does"

Page 2, line 23, delete "claims process in paragraph (b) do"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 2621, 2288, 2445, 2415, 2163, 2028, 2187, 2170, 1169, 2097, 2119, 2525, 2382, 2040, 2444 and 2252 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 2524 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Kelly, R.C. moved that the name of Ms. Pappas be added as a co-author to S.F. No. 721. The motion prevailed.

Mr. Kelly, R.C. moved that the name of Ms. Pappas be added as a co-author to S.F. No. 722. The motion prevailed.

Mr. Pogemiller moved that the name of Mr. Morse be added as a co-author to S.F. No. 2055. The motion prevailed.

Mr. Wiger moved that the name of Mr. Price be added as a co-author to S.F. No. 2057. The motion prevailed.

Ms. Ranum moved that the name of Mr. Limmer be added as a co-author to S.F. No. 2095. The motion prevailed.

Mr. Samuelson moved that the name of Ms. Hanson be added as a co-author to S.F. No. 2111. The motion prevailed.

Ms. Johnson, J.B. moved that the name of Mr. Wiger be added as a co-author to S.F. No. 2119. The motion prevailed.

Mr. Foley moved that the name of Mrs. Robling be added as a co-author to S.F. No. 2240. The motion prevailed.

Mr. Morse moved that the name of Mr. Wiger be added as a co-author to S.F. No. 2291. The motion prevailed.

Ms. Berglin moved that the name of Ms. Junge be added as a co-author to S.F. No. 2400. The motion prevailed.

Ms. Berglin moved that the name of Ms. Junge be added as a co-author to S.F. No. 2401. The motion prevailed.

Mr. Beckman moved that the name of Ms. Lesewski be added as a co-author to S.F. No. 2422. The motion prevailed.

Mr. Metzen moved that the name of Ms. Higgins be added as a co-author to S.F. No. 2436. The motion prevailed.

Mr. Kelly, R.C. moved that his name be stricken as chief author, shown as a co-author, and the name of Mr. Novak be added as chief author to S.F. No. 2585. The motion prevailed.

Mr. Knutson moved that the name of Mr. Vickerman be added as a co-author to S.F. No. 2642. The motion prevailed.

Ms. Wiener moved that the name of Mr. Marty be added as a co-author to S.F. No. 2752. The motion prevailed.

Mr. Vickerman moved that the name of Mr. Johnson, D.J. be added as a co-author to S.F. No. 2753. The motion prevailed.

Mr. Beckman moved that the name of Mr. Hottinger be added as a co-author to S.F. No. 2757. The motion prevailed.

Mr. Hottinger moved that the name of Mr. Murphy be added as a co-author to S.F. No. 2775. The motion prevailed.

Ms. Berglin moved that the names of Mrs. Lourey and Mr. Hottinger be added as co-authors to S.F. No. 2780. The motion prevailed.

Mr. Novak moved that the names of Messrs. Scheevel and Ourada be added as co-authors to S.F. No. 2797. The motion prevailed.

Mr. Kelly, R.C. moved that the name of Mr. Wiger be added as a co-author to S.F. No. 2831. The motion prevailed.

Mr. Novak moved that the name of Mr. Wiger be added as a co-author to S.F. No. 2835. The motion prevailed.

Ms. Lesewski moved that the name of Ms. Runbeck be added as a co-author to S.F. No. 2840. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Laidig, Frederickson, Lessard and Morse introduced--

S.F. No. 2843: A bill for an act relating to the environment; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; authorizing state bonds; appropriating money; amending Minnesota Statutes 1997 Supplement, sections 84.027, subdivision 15; and 85.0505, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Messrs. Neville, Limmer, Mrs. Fischbach, Messrs. Knutson and Kelly, R.C. introduced--

S.F. No. 2844: A bill for an act relating to family law; taking children from subsequent family into account when setting child support level; amending Minnesota Statutes 1996, section 518.551, subdivision 5.

Referred to the Committee on Judiciary.

Ms. Olson, Messrs. Scheevel, Langseth and Kelly, R.C. introduced--

S.F. No. 2845: A bill for an act relating to education; providing for a school plan or school closure to improve student achievement levels based on minimum state expectations; modifying unrequested leave of absence provisions for teachers at a closed school; amending Minnesota Statutes 1996, section 125.12, subdivision 6b; proposing coding for new law in Minnesota Statutes, chapter 123.

Referred to the Committee on Children, Families and Learning.

Messrs. Kelly, R.C.; Spear; Knutson and Ms. Ranum introduced--

S.F. No. 2846: A bill for an act relating to controlled substances; delaying the effective date for listing the drug Carisoprodol as a controlled substance; amending Laws 1997, chapter 239, article 4, section 15.

Referred to the Committee on Crime Prevention.

Messrs. Ourada and Novak introduced--

S.F. No. 2847: A bill for an act relating to energy; providing for variance for decorative gas lamp; amending Minnesota Statutes 1996, section 216C.19, subdivision 6.

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

Messrs. Ourada and Novak introduced--

S.F. No. 2848: A bill for an act relating to energy; transferring proceeds of certain energy conservation accounts to commissioner of children, families, and learning; amending Minnesota Statutes 1996, sections 216B.241, subdivision 2a; and 239.785, subdivision 6.

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

Messrs. Ourada and Novak introduced--

S.F. No. 2849: A bill for an act relating to motor fuels; updating petroleum specifications; amending Minnesota Statutes 1996, sections 239.761; and 239.792.

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

Mr. Spear introduced--

S.F. No. 2850: A bill for an act relating to corrections; authorizing state correctional investigators to use force to apprehend fugitives from state prison; amending Minnesota Statutes 1996, section 243.52.

Referred to the Committee on Crime Prevention.

Mr. Oliver introduced--

S.F. No. 2851: A bill for an act relating to commerce; prohibiting sales of cigarettes packed in units smaller than ten packages in accessible displays; amending Minnesota Statutes 1997 Supplement, section 461.18, subdivision 1.

Referred to the Committee on Commerce.

Ms. Piper introduced--

S.F. No. 2852: A bill for an act relating to education; further examining a year-round school/extended week or day pilot program; requiring an evaluation; appropriating money.

Referred to the Committee on Children, Families and Learning.

Ms. Piper introduced--

S.F. No. 2853: A bill for an act relating to municipalities; making certain changes to municipal liability; amending Minnesota Statutes 1996, sections 466.03, subdivision 6e, and by adding a subdivision; 604A.20; 604A.21, subdivisions 2, 3, 4, 5, 6, and by adding a subdivision; 604A.22; 604A.25; Minnesota Statutes 1997 Supplement, section 466.01, subdivision 1.

Referred to the Committee on Local and Metropolitan Government.

Ms. Piper introduced--

S.F. No. 2854: A bill for an act relating to child support enforcement; setting new time lines for work reporting and income withholding transmittals; amending Minnesota Statutes 1997 Supplement, sections 256.998, subdivision 3; and 518.6111, subdivision 5.

Referred to the Committee on Judiciary.

Ms. Piper introduced--

S.F. No. 2855: A bill for an act relating to liquor; authorizing the city of Albert Lea to issue additional on-sale licenses.

Referred to the Committee on Commerce.

Messrs. Knutson, Neuville, Mses. Ranum and Wiener introduced--

S.F. No. 2856: A bill for an act relating to human rights; bringing metropolitan government policy on affirmative action plans for contractors into compliance with state government policy; amending Minnesota Statutes 1996, section 473.144.

Referred to the Committee on Judiciary.

Mr. Betzold, Ms. Robertson and Mr. Morse introduced--

S.F. No. 2857: A bill for an act relating to drinking water; providing for the statewide licensing and regulation of water conditioning contractors and installers; requiring water conditioning contractors to undertake continuing education and training; requiring the registration of certain water conditioning units claiming to remove primary contaminants from drinking water; amending Minnesota Statutes 1996, sections 326.38; 326.45; 326.57; 326.58; 326.59; 326.60, subdivisions 1, 3, and by adding a subdivision; 326.601; 326.61, subdivisions 1, 2, 3, and by adding a subdivision; 326.64; and 326.65; proposing coding for new law in Minnesota Statutes, chapter 326.

Referred to the Committee on Environment and Natural Resources.

Mr. Metzen introduced--

S.F. No. 2858: A bill for an act relating to education; authorizing a lease levy for special school district No. 6, South St. Paul.

Referred to the Committee on Children, Families and Learning.

Mr. Samuelson introduced--

S.F. No. 2859: A bill for an act relating to taxation; income; requiring the commissioner of revenue to calculate the Minnesota working family credit for certain taxpayers; amending Minnesota Statutes 1996, section 290.0671, subdivision 5.

Referred to the Committee on Taxes.

Mr. Lessard introduced--

S.F. No. 2860: A bill for an act relating to water; providing for elevation levels on Gunn lake; providing penalties.

Referred to the Committee on Environment and Natural Resources.

Mr. Hottinger, Mrs. Lourey, Messrs. Johnson, D.E. and Ten Eyck introduced--

S.F. No. 2861: A bill for an act relating to health; providing for the use of automatic external defibrillators; providing immunity from civil liability; amending Minnesota Statutes 1996, section 604A.01, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Family Security.

Mr. Laidig introduced--

S.F. No. 2862: A bill for an act relating to the organization and operation of state government; appropriating money for transportation, public safety, and other purposes; regulating state air transportation charges; amending Minnesota Statutes 1996, section 360.024.

Referred to the Committee on Transportation.

Messrs. Morse, Price, Frederickson, Laidig and Lessard introduced--

S.F. No. 2863: A bill for an act relating to natural resources; requiring money credited to the critical habitat private sector matching account through purchase of special license plates to be matched by the critical habitat license plate matching account; amending Minnesota Statutes 1996, sections 84.943, subdivision 3; and 116P.04, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Mr. Samuelson introduced--

S.F. No. 2864: A bill for an act relating to appropriations; authorizing state bonds; appropriating money for upgrade of the Little Falls library.

Referred to the Committee on Children, Families and Learning.

Mr. Samuelson introduced--

S.F. No. 2865: A bill for an act relating to capital improvements; authorizing funding for state share of cleanup of certain Mississippi river sediment; appropriating money.

Referred to the Committee on Environment and Natural Resources.

Mr. Novak, Ms. Higgins and Mr. Metzen introduced--

S.F. No. 2866: A bill for an act relating to housing; defining affordable under the Metropolitan Livable Communities Act; requiring demonstrated progress toward affordable and life-cycle housing goals; including housing policy plan within metropolitan system plans; requiring the metropolitan council to propose an inclusionary zoning program; amending Minnesota Statutes 1996, sections 473.254, subdivisions 1, 2, 10, and by adding a subdivision; and 473.852, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 473.

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

Ms. Johnson, J.B. introduced--

S.F. No. 2867: A bill for an act relating to natural resources; appropriating money for the St. Croix Valley heritage center; canceling a bond appropriation for the St. Croix Valley heritage center; repealing Laws 1991, chapter 275, section 3.

Referred to the Committee on Environment and Natural Resources.

Messrs. Wiger and Kelly, R.C. introduced--

S.F. No. 2868: A bill for an act relating to education; amending a metropolitan magnet school grant provision; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of bonds; appropriating money; amending Minnesota Statutes 1997 Supplement, section 124C.498, subdivision 2.

Referred to the Committee on Children, Families and Learning.

Mr. Betzold introduced--

S.F. No. 2869: A bill for an act relating to judicial procedures; modifying the required contents of petitions seeking judicial review of driver's license revocations and petitions seeking judicial expungement orders; amending Minnesota Statutes 1996, section 609A.03, subdivision 2; and Minnesota Statutes 1997 Supplement, section 169.123, subdivision 5c.

Referred to the Committee on Crime Prevention.

Mrs. Lourey introduced--

S.F. No. 2870: A bill for an act relating to education; appropriating money for independent school district No. 93, Carlton, to develop a plan for buildings and services.

Referred to the Committee on Children, Families and Learning.

Mrs. Lourey introduced--

S.F. No. 2871: A bill for an act relating to appropriations; authorizing state bonds; appropriating money for a sports/physical education complex in independent school district No. 700, Hermantown.

Referred to the Committee on Children, Families and Learning.

Mr. Pogemiller, Ms. Higgins and Mr. Morse introduced--

S.F. No. 2872: A bill for an act relating to natural resources; establishing the Mississippi whitewater trail; proposing coding for new law in Minnesota Statutes, chapter 85.

Referred to the Committee on Environment and Natural Resources.

Ms. Berglin introduced--

S.F. No. 2873: A bill for an act relating to health; directing the commissioner of health to provide a grant to study and implement culturally relevant methods of improving the health of African-American men with hypertension; appropriating money.

Referred to the Committee on Health and Family Security.

Ms. Junge, Mr. Kelley, S.P.; Mrs. Lourey, Mr. Wiger and Mrs. Robling introduced--

S.F. No. 2874: A bill for an act relating to income taxation; expanding the dependent care credit; amending Minnesota Statutes 1996, section 290.067, subdivision 2; Minnesota Statutes 1997 Supplement, section 290.067, subdivision 1.

Referred to the Committee on Taxes.

Messrs. Stumpf and Sams introduced--

S.F. No. 2875: A bill for an act relating to agriculture; appropriating money for research and demonstration of production techniques at a Minnesota canola production center.

Referred to the Committee on Agriculture and Rural Development.

Mr. Stumpf introduced--

S.F. No. 2876: A bill for an act relating to game and fish; allowing the shipment of wild animals that were taken on the northwest angle portion of the Red Lake Indian Reservation; proposing coding for new law in Minnesota Statutes, chapter 97A.

Referred to the Committee on Environment and Natural Resources.

Messrs. Vickerman; Sams; Johnson, D.J.; Day and Scheevel introduced--

S.F. No. 2877: A bill for an act relating to taxation; exempting sales of new farm machinery from the sales tax; amending Minnesota Statutes 1996, section 297A.02, subdivision 2; Minnesota Statutes 1997 Supplement, section 297A.25, subdivision 59.

Referred to the Committee on Taxes.

Messrs. Vickerman, Terwilliger, Ms. Lesewski, Messrs. Stumpf and Berg introduced--

S.F. No. 2878: A bill for an act relating to taxes; sales and use; exempting new farm equipment and aquaculture production equipment; amending Minnesota Statutes 1997 Supplement, section 297A.25, subdivision 59, and by adding a subdivision; repealing Minnesota Statutes 1996, section 297A.02, subdivision 2.

Referred to the Committee on Taxes.

Messrs. Vickerman, Sams, Dille, Scheevel and Murphy introduced--

S.F. No. 2879: A bill for an act relating to agriculture; regulating security interests in agricultural crops; modifying the treatment of certain collateral; amending Minnesota Statutes 1996, sections 336.9-203; and 336.9-402.

Referred to the Committee on Agriculture and Rural Development.

Ms. Lesewski, Mr. Lessard, Mrs. Robling, Messrs. Stumpf and Berg introduced--

S.F. No. 2880: A bill for an act relating to game and fish; authorizing a hunting season for mourning doves in a designated area; requiring mourning dove stamps; requiring a report; amending Minnesota Statutes 1996, section 97A.075, by adding a subdivision; Minnesota Statutes 1997 Supplement, section 97A.475, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 97B; repealing Minnesota Statutes 1996, section 97B.731, subdivision 2.

Referred to the Committee on Environment and Natural Resources.

Mr. Janezich introduced--

S.F. No. 2881: A bill for an act relating to highways; appropriating money for local bridges.

Referred to the Committee on Transportation.

Messrs. Murphy and Cohen introduced--

S.F. No. 2882: A bill for an act relating to natural resources; authorizing bonds and appropriating money for construction of the American bald eagle center in Wabasha.

Referred to the Committee on Environment and Natural Resources.

Messrs. Hottinger, Larson, Solon, Kleis and Samuelson introduced--

S.F. No. 2883: A bill for an act relating to insurance; township mutual companies; regulating farm risks; amending Minnesota Statutes 1996, section 67A.191, subdivision 1.

Referred to the Committee on Commerce.

Mr. Dille introduced--

S.F. No. 2884: A bill for an act relating to agriculture; providing rulemaking authority in the warehouse and grain storage laws; proposing coding for new law in Minnesota Statutes, chapters 231; and 232.

Referred to the Committee on Agriculture and Rural Development.

Ms. Anderson introduced--

S.F. No. 2885: A bill for an act relating to housing finance agency; establishing a state homeownership zones program; appropriating money; amending Minnesota Statutes 1996, section 462A.21, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 462A.

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

Ms. Anderson introduced--

S.F. No. 2886: A bill for an act relating to landlord tenant; permitting immediate termination of rental agreement for designated drug-and-alcohol-free rental housing; proposing coding for new law in Minnesota Statutes, chapter 504.

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

Messrs. Dille and Johnson, D.E. introduced--

S.F. No. 2887: A bill for an act relating to the city of Hutchinson; authorizing the city to impose certain taxes.

Referred to the Committee on Local and Metropolitan Government.

Messrs. Dille and Johnson, D.E. introduced--

S.F. No. 2888: A bill for an act relating to Meeker county; authorizing an economic development authority.

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

Mr. Morse introduced--

S.F. No. 2889: A bill for an act relating to human services; child care licensing; affirming that legal nonlicensed child care providers may seek licensure; modifying conditions of the interim expansion of unlicensed providers; amending Minnesota Statutes 1996, section 245A.03, by adding subdivisions; Laws 1997, chapter 248, section 46, as amended.

Referred to the Committee on Health and Family Security.

Ms. Higgins, Mr. Kelly, R.C.; Ms. Berglin and Pappas introduced--

S.F. No. 2890: A bill for an act relating to human services; services for homeless targeted youth; appropriating money.

Referred to the Committee on Health and Family Security.

Ms. Junge, Mr. Foley, Mrs. Lourey and Ms. Kiscaden introduced--

S.F. No. 2891: A bill for an act relating to education; appropriating money for grants for gang prevention and intervention.

Referred to the Committee on Children, Families and Learning.

Mrs. Lourey introduced--

S.F. No. 2892: A bill for an act relating to state lands; authorizing the private sale of certain land in Aitkin county.

Referred to the Committee on Environment and Natural Resources.

Mrs. Lourey and Mr. Morse introduced--

S.F. No. 2893: A bill for an act relating to agriculture; extending the Minnesota grown coupon program; appropriating money.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Marty, Foley, Hottinger, Morse and Ms. Junge introduced--

S.F. No. 2894: A bill for an act relating to health reporting; requiring tobacco manufacturers to report hazardous substances in their products; proposing coding for new law in Minnesota Statutes, chapter 461; repealing Minnesota Statutes 1997 Supplement, section 461.17.

Referred to the Committee on Health and Family Security.

Ms. Junge, Messrs. Terwilliger and Kelley, S.P. introduced--

S.F. No. 2895: A bill for an act relating to crime prevention; appropriating money for the criminal alert network.

Referred to the Committee on Crime Prevention.

Ms. Hanson, Messrs. Johnson, D.H.; Novak; Mrs. Robling and Mr. Belanger introduced--

S.F. No. 2896: A bill for an act relating to transportation; redefining road or highway; imposing requirements and restrictions on transportation expenditures from the trunk highway fund and general fund; establishing spending goals for transportation; requiring expenditures for operations of the state patrol to be from the general fund; specifying compensation to be included in prevailing wage rate; providing for periodic adjustments in motor fuel tax rate; authorizing issuance of bonds for local bridge replacement and reconstruction; appropriating money; amending Minnesota Statutes 1996, sections 160.02, subdivision 7, and by adding a subdivision; 161.04, by adding a subdivision; 174.01, by adding a subdivision; 174.02, by adding a subdivision; 177.42, subdivision 6; 299D.01, by adding a subdivision; and 299D.03, subdivision 5.

Referred to the Committee on Transportation.

Mr. Kelley, S.P. and Ms. Higgins introduced--

S.F. No. 2897: A bill for an act relating to the housing finance agency; appropriating money for nonprofit capacity building grants.

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

Mr. Langseth introduced--

S.F. No. 2898: A bill for an act relating to education; prioritizing use of the property tax reform account; amending Minnesota Statutes 1997 Supplement, section 16A.1521.

Referred to the Committee on Local and Metropolitan Government.

Mr. Oliver introduced--

S.F. No. 2899: A bill for an act relating to workers' compensation; modifying provisions on the collection of premiums from state entities; amending Minnesota Statutes 1997 Supplement, section 43A.04, subdivision 1.

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

Messrs. Laidig, Price, Belanger, Ms. Krentz and Mr. Johnson, D.E. introduced--

S.F. No. 2900: A bill for an act relating to appropriations; authorizing state bonds; appropriating money for renovation of the Territorial Prison Wall in Stillwater.

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

Ms. Anderson introduced--

S.F. No. 2901: A bill for an act relating to firearms; clarifying penalty enhancement under the firearm permit law; amending Minnesota Statutes 1996, section 624.714, subdivision 1.

Referred to the Committee on Crime Prevention.

Ms. Anderson introduced--

S.F. No. 2902: A bill for an act relating to criminal procedure; providing that an interpreter may be present when the grand jury is deliberating; amending Minnesota Statutes 1996, section 628.63.

Referred to the Committee on Crime Prevention.

Mrs. Scheid and Mr. Metzen introduced--

S.F. No. 2903: A bill for an act relating to insurance; regulating nonrenewals of homeowner's insurance; prohibiting various discriminatory practices in automobile and homeowner's insurance; amending Minnesota Statutes 1996, sections 65A.29, subdivision 8; 65B.13; and 72A.20, subdivision 13.

Referred to the Committee on Commerce.

Mr. Kleis and Mrs. Fischbach introduced--

S.F. No. 2904: A bill for an act relating to capital improvements; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature; providing for a grant to Stearns county for Quarry Park and Nature Preserve; authorizing issuance of bonds; appropriating money.

Referred to the Committee on Environment and Natural Resources.

Mrs. Fischbach and Mr. Kleis introduced--

S.F. No. 2905: A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water in Stearns county.

Referred to the Committee on Environment and Natural Resources.

Mr. Ten Eyck introduced--

S.F. No. 2906: A bill for an act relating to health; requiring hospice programs to properly dispose of legend drugs; amending Minnesota Statutes 1996, section 144A.48, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Messrs. Langseth and Larson introduced--

S.F. No. 2907: A bill for an act relating to education; changing the student share for post-secondary state grants; amending Minnesota Statutes 1997 Supplement, section 136A.121, subdivision 5.

Referred to the Committee on Children, Families and Learning.

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

S.F. No. 2908: A bill for an act relating to agriculture; appropriating additional money for a program to control bovine paratuberculosis.

Referred to the Committee on Agriculture and Rural Development.

Ms. Lesewski introduced--

S.F. No. 2909: A bill for an act relating to health; allowing the commissioner of health to issue a lifetime, limited license for the practice of mortuary science; proposing coding for new law in Minnesota Statutes, chapter 149A.

Referred to the Committee on Health and Family Security.

Ms. Lesewski introduced--

S.F. No. 2910: A bill for an act relating to appropriations; authorizing state bonds; appropriating money for the Southwest Minnesota Regional Performance Center in Marshall.

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

Ms. Lesewski introduced--

S.F. No. 2911: A bill for an act relating to lawful gambling; authorizing organizations to make certain expenditures and contributions through electronic fund transfers; amending Minnesota Statutes 1996, sections 349.168, subdivision 6; and 349.19, subdivision 3; Minnesota Statutes 1997 Supplement, section 349.154, subdivision 2.

Referred to the Committee on Local and Metropolitan Government.

Ms. Lesewski introduced--

S.F. No. 2912: A bill for an act relating to lawful gambling; licensing employees eligible to make sales on behalf of a distributor; amending Minnesota Statutes 1996, sections 349.12, by adding a subdivision; 349.151, subdivision 4; 349.155, subdivision 3; 349.161; and 349.169, subdivision 3.

Referred to the Committee on Local and Metropolitan Government.

Ms. Flynn introduced--

S.F. No. 2913: A bill for an act relating to appropriations; authorizing state bonds; appropriating money for restoration and construction of the Winchell Trail.

Referred to the Committee on Environment and Natural Resources.

Mr. Murphy introduced--

S.F. No. 2914: A bill for an act relating to retirement; providing an extended leave deadline extension in the teachers retirement association.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Scheevel, Frederickson, Morse, Mrs. Pariseau and Mr. Stevens introduced--

S.F. No. 2915: A bill for an act relating to game and fish; requiring changes in smallmouth bass rules for Fillmore, Mower, Olmstead, and Dodge counties.

Referred to the Committee on Environment and Natural Resources.

Mr. Laidig, Ms. Krentz, Mr. Price, Ms. Johnson, J.B. and Mrs. Pariseau introduced--

S.F. No. 2916: A bill for an act relating to natural resources; authorizing bonds and appropriating money to connect state and regional park trails in the Twin Cities metropolitan area.

Referred to the Committee on Environment and Natural Resources.

Ms. Berglin, Mr. Samuelson and Ms. Kiscaden introduced--

S.F. No. 2917: A bill for an act relating to human services; providing for notification of claim errors; amending Minnesota Statutes 1996, section 16A.124, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Mr. Ourada, Mrs. Scheid and Mr. Larson introduced--

S.F. No. 2918: A bill for an act relating to elections; requiring picture identification card to vote; amending Minnesota Statutes 1996, section 204C.10.

Referred to the Committee on Election Laws.

Mr. Ourada, Mrs. Scheid, Messrs. Larson and Sams introduced--

S.F. No. 2919: A bill for an act relating to elections; removing the designation of incumbent from judicial ballot; repealing Minnesota Statutes 1996, section 204B.36, subdivision 5.

Referred to the Committee on Election Laws.

Mr. Samuelson introduced--

S.F. No. 2920: A bill for an act relating to economic development; providing for a grant to the city of Little Falls for a conference center and retreat site; appropriating money.

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

Mr. Hottinger introduced--

S.F. No. 2921: A bill for an act relating to the legislature; providing for the organization of an equally divided house; amending Minnesota Statutes 1996, section 3.06, by adding a subdivision.

Referred to the Committee on Rules and Administration.

Mr. Hottinger introduced--

S.F. No. 2922: A bill for an act relating to education; providing for a black box theater on the Mankato State University campus.

Referred to the Committee on Children, Families and Learning.

Mr. Hottinger introduced--

S.F. No. 2923: A bill for an act relating to education; appropriating money to the board of regents to expand legal assistance.

Referred to the Committee on Children, Families and Learning.

Messrs. Wiger, Betzold, Foley, Solon and Knutson introduced--

S.F. No. 2924: A bill for an act relating to controlled substances; providing criminal penalties for sale or possession of marijuana plants based on the number of plants as well as weight; amending Minnesota Statutes 1997 Supplement, sections 152.021, subdivisions 1 and 2; 152.022, subdivisions 1 and 2; and 152.023, subdivisions 1 and 2.

Referred to the Committee on Crime Prevention.

Ms. Junge introduced--

S.F. No. 2925: A bill for an act relating to insurance; requiring health plan companies to notify enrollees of subrogation claims and recoveries; amending Minnesota Statutes 1996, section 62A.096.

Referred to the Committee on Commerce.

Ms. Junge introduced--

S.F. No. 2926: A bill for an act relating to crime; expanding a peace officer's authority to make certain traffic-related arrests; providing that an owner or lessee of a motor vehicle is guilty of a petty misdemeanor if the vehicle is used to commit certain traffic-related offenses; amending Minnesota Statutes 1996, section 169.21, subdivision 1, and by adding subdivisions; Minnesota Statutes 1997 Supplement, section 169.21, subdivision 2.

Referred to the Committee on Crime Prevention.

Ms. Robertson introduced--

S.F. No. 2927: A bill for an act relating to retirement; teachers retirement association; authorizing the purchase of service credit for a sabbatical leave by certain teachers.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Hottinger, Metzen, Ms. Wiener, Messrs. Solon and Belanger introduced--

S.F. No. 2928: A bill for an act relating to insurance; prohibiting affiliates of insurance companies from engaging in rebating that is illegal for insurance companies; amending Minnesota Statutes 1996, section 72A.08, subdivisions 1, 2, and 3.

Referred to the Committee on Commerce.

Messrs. Novak and Metzen introduced--

S.F. No. 2929: A bill for an act relating to landlords and tenants; requiring a landlord to return an application fee or provide a reason for denial in writing; providing for a civil penalty; proposing coding for new law in Minnesota Statutes, chapter 504.

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

Messrs. Sams, Morse and Lessard introduced--

S.F. No. 2930: A bill for an act relating to natural resources; appropriating money to the board of water and soil resources for management of small nonindustrial private forest lands.

Referred to the Committee on Environment and Natural Resources.

Messrs. Marty, Foley and Hottinger introduced--

S.F. No. 2931: A bill for an act relating to campaign finance; increasing the public's right to know; modifying definition of independent expenditures; requiring full disclosure of the total costs of lobbying; modifying notice required of independent expenditures; requiring reports; amending Minnesota Statutes 1996, sections 10A.01, subdivision 10b; 10A.04, subdivisions 4, 5, and 6; and 10A.20, subdivision 6b; repealing Minnesota Statutes 1996, section 10A.04, subdivision 4a.

Referred to the Committee on Election Laws.

Mrs. Lourey introduced--

S.F. No. 2932: A bill for an act relating to education; modifying special education assessments to comply with federal law; amending Minnesota Statutes 1996, section 120.17, subdivision 3a; repealing Minnesota Rules, part 3525.2750, subpart 1, item B.

Referred to the Committee on Children, Families and Learning.

Mr. Hottinger and Mrs. Lourey introduced--

S.F. No. 2933: A bill for an act relating to economic development; adding to the powers and duties of the commissioner of trade and economic development; changing reporting requirements for business subsidies; penalizing municipalities that induce businesses to relocate from other Minnesota municipalities; appropriating money; amending Minnesota Statutes 1996, sections 116J.61; 116J.991; and 270.067, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 116J; repealing Minnesota Statutes 1997 Supplement, sections 469.1813; 469.1814; and 469.1815.

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

Messrs. Sams and Price introduced--

S.F. No. 2934: A bill for an act relating to the environment; allowing soil and water conservation districts to reimburse supervisors at a mileage rate determined by the district; amending Minnesota Statutes 1996, section 103C.315, subdivision 4.

Referred to the Committee on Environment and Natural Resources.

Mr. Dille, Mses. Olson, Lesewski, Hanson and Mr. Kelly, R.C. introduced--

S.F. No. 2935: A bill for an act relating to marriage; providing for covenant marriages; amending Minnesota Statutes 1996, sections 517.08, by adding a subdivision; and 517.10; Minnesota Statutes 1997 Supplement, section 517.08, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapters 517; and 518.

Referred to the Committee on Judiciary.

Messrs. Kelley, S.P. and Wiger introduced--

S.F. No. 2936: A bill for an act relating to education; creating a model policy to enhance pupil transportation efficiency and maximize instructional effectiveness through school start times; requiring a report; appropriating money.

Referred to the Committee on Children, Families and Learning.

ADJOURNMENT

Mr. Betzold moved that the Senate do now adjourn until 9:30 a.m., Thursday, February 5, 1998. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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