

STATE OF MINNESOTA

Journal of the Senate

EIGHTIETH LEGISLATURE

SEVENTY-SEVENTH DAY

St. Paul, Minnesota, Friday, February 20, 1998

The Senate met at 9:45 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. James M. Perkl.

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

Anderson	Hanson	Laidig	Oliver	Sams
Beckman	Higgins	Langseth	Olson	Samuelson
Belanger	Hottinger	Lesewski	Ourada	Scheevel
Berg	Janezich	Lessard	Pappas	Scheid
Berglin	Johnson, D.E.	Limmer	Pariseau	Spear
Betzold	Johnson, D.J.	Lourey	Piper	Vickerman
Day	Johnson, J.B.	Marty	Pogemiller	Wiger
Dille	Junge	Metzen	Price	
Fischbach	Kelly, R.C.	Moe, R.D.	Ranum	
Foley	Knutson	Morse	Robertson	
Frederickson	Krentz	Novak	Robling	

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received and referred to the committees indicated.

January 20, 1998

The Honorable Allan H. Spear
President of the Senate

Dear Sir:

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

BOARD OF ANIMAL HEALTH

Mahesh Kumar, 634 Jenisa Dr., St. Cloud, Stearns County, effective January 24, 1998, for a term expiring on the first Monday in January, 2002.

(Referred to the Committee on Agriculture and Rural Development.)

January 22, 1998

The Honorable Allan H. Spear
President of the Senate

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

MINNESOTA HIGHER EDUCATION FACILITIES AUTHORITY

Jack Amundson, 911 - 18th St. N., Box 1067, St. Cloud, Stearns County, effective January 27, 1998, for a term expiring on the first Monday in January, 2002.

Christopher A. Nelson, 4060 Alabama Ave. S., St. Louis Park, Hennepin County, effective January 27, 1998, for a term expiring on the first Monday in January, 2002.

(Referred to the Committee on Children, Families and Learning.)

February 6, 1998

The Honorable Allan H. Spear
President of the Senate

Dear Sir:

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

STATE BOARD OF EDUCATION

Susan Holderness, 6004 Dublin Cir., Edina, Hennepin County, effective February 10, 1998, for a term expiring on the first Monday in January, 2001.

(Referred to the Committee on Children, Families and Learning.)

Warmest regards,
Arne H. Carlson, Governor

February 18, 1998

The Honorable Phil Carruthers
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1998 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1998	Date Filed 1998
2111		252	9:35 a.m. February 12	February 12

Sincerely,
Joan Anderson Growe
Secretary of State

February 19, 1998

The Honorable Allan H. Spear
President of the Senate

Dear President Spear:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 1440.

Warmest regards,
Arne H. Carlson, Governor

February 19, 1998

The Honorable Phil Carruthers
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1998 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1998	Date Filed 1998
	661	253	2:20 p.m. February 18	February 18
	2524	254	2:25 p.m. February 18	February 18

Sincerely,
Joan Anderson Growe
Secretary of State

February 20, 1998

The Honorable Phil Carruthers
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1998 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1998	Date Filed 1998
1440		255	11:50 a.m. February 19	February 19

Sincerely,
Joan Anderson Growe
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 2478.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 19, 1998

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 2601, 3071, 3145, 2642, 3250, 3640, 2489, 2222 and 2846.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 19, 1998

FIRST READING OF HOUSE BILLS

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

H.F. No. 2601: A bill for an act relating to commerce; regulating lien or claim waivers and subcontractor payments in building and construction contracts; modifying the redemption period for property sold at a mechanic's lien foreclosure sale; amending Minnesota Statutes 1996, section 514.15; Minnesota Statutes 1997 Supplement, section 337.10, subdivisions 2 and 3.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2677.

H.F. No. 3071: 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 Rules and Administration for comparison with S.F. No. 2849, now on General Orders.

H.F. No. 3145: A bill for an act relating to housing; providing for review of certain allocations and compliance monitoring by the Minnesota housing finance agency; amending Minnesota Statutes 1996, section 462A.223, by adding subdivisions.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2719, now on General Orders.

H.F. No. 2642: A bill for an act relating to reemployment insurance; exempting certain overpaid benefits from the standard collection procedure; amending Laws 1997, chapter 202, article 1, section 17, subdivision 8.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2280, now on General Orders.

H.F. No. 3250: A resolution memorializing the President and Congress of the United States to enact the Aircraft Repair Station Safety Act of 1997.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2786, now on General Orders.

H.F. No. 3640: A bill for an act relating to education; allowing a donation of accrued sick time for certain Minnesota state college and university employees; proposing coding for new law in Minnesota Statutes, chapter 136F.

Referred to the Committee on Children, Families and Learning.

H.F. No. 2489: A bill for an act relating to natural resources; modifying the description of a state trail in Ramsey and Washington counties; amending Minnesota Statutes 1996, section 85.015, subdivision 14.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2381, now on General Orders.

H.F. No. 2222: A bill for an act relating to cartways; providing for the establishment of cartways in certain circumstances; amending Minnesota Statutes 1996, section 164.08, subdivision 2.

Referred to the Committee on Judiciary.

H.F. No. 2846: A bill for an act relating to insurance; automobile; reducing premium for completion of accident prevention course; amending Minnesota Statutes 1996, section 65B.28, subdivisions 1, 2, and 4.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2245.

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted, with the exception of the reports on S.F. Nos. 3265 and 3076. The motion prevailed.

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was referred

S.F. No. 2688: A bill for an act relating to veterans; designating a date in February as Chaplains Sunday in honor of four United States army chaplains who sacrificed their lives at sea for other service members; proposing coding for new law in Minnesota Statutes, chapter 10.

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

Page 1, line 8, delete "SUNDAY" and insert "DAY"

Page 1, line 9, delete "The first Sunday in" and after "February" insert "3"

Page 1, line 10, delete "Sunday" and insert "Day"

Amend the title as follows:

Page 1, line 3, delete "Sunday" and insert "Day"

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

Mr. Solon from the Committee on Commerce, to which was referred

S.F. No. 2540: A bill for an act relating to financial institutions; limiting customer liability for loss or theft of a debit card; amending Minnesota Statutes 1996, section 47.69, subdivision 3; Minnesota Statutes 1997 Supplement, section 47.61, subdivision 3.

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

Pages 1 and 2, delete section 1

Page 2, line 35, after the period, insert "With respect to debit card transactions, this subdivision applies to unauthorized withdrawals made from an electronic financial terminal or from an electronic point-of-sale terminal operated by a retailer, described in section 47.61, subdivision 3, paragraph (b), clause (3)."

Page 3, line 15, delete "Sections 1 and 2 are" and insert "Section 1 is"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, delete the semicolon and insert a period

Page 1, delete lines 5 and 6

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

Mr. Solon from the Committee on Commerce, to which was referred

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.

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

Mr. Hottinger from the Committee on Health and Family Security, to which was referred

S.F. No. 2372: A bill for an act relating to health; requiring hepatitis B immunization for children; amending Minnesota Statutes 1996, section 123.70, subdivisions 1, 2, and 4; Minnesota Statutes 1997 Supplement, section 123.70, subdivision 10.

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 re-referred

H.F. No. 113: A bill for an act proposing an amendment to the Minnesota Constitution, article XI, section 14; extending until the year 2020 the period during which at least 40 percent of the net proceeds from the state lottery must be credited to the environment and natural resources trust fund; modifying authority for appropriations from the fund.

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

Page 1, lines 18 and 19, delete the new language and reinstate the stricken language

Page 2, lines 4 and 9, delete "2020" and insert "2050"

Amend the title as follows:

Page 1, line 3, delete "2020" and insert "2050"

Page 1, line 6, delete the semicolon and insert a period

Page 1, delete line 7

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

Mr. Marty from the Committee on Election Laws, to which was referred

S.F. No. 2175: A bill for an act relating to fair campaign practices; requiring written permission of an organization before campaign material can state that the organization supports a certain candidate or ballot question; amending Minnesota Statutes 1996, section 211B.02.

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 10A.324, is amended by adding a subdivision to read:

Subd. 6. [RETURN FOR VIOLATION OF FAIR CAMPAIGN PRACTICES.] A candidate who violates chapter 211B, fair campaign practices, as determined in an election contest under chapter 209 or a criminal action under chapter 211B, shall return to the board all or a portion of the public subsidy received under section 10A.31 for a general election or under section 10A.315 for a special election, in the amount determined by the court."

Page 1, line 20, delete "Section 1" and insert "This act"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after "practices;" insert "requiring violators to return public subsidy;"

Page 1, line 6, delete "section" and insert "sections 10A.324; 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 referred

S.F. No. 2268: A bill for an act relating to game and fish; providing for bonding of license subagents; amending Minnesota Statutes 1996, section 97A.485, subdivision 3.

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

Page 1, line 15, delete everything after "(b)"

Page 1, delete line 16

Page 1, line 17, delete everything before "A" and insert "Notwithstanding subdivision 4, a county auditor may not require"

Page 1, line 18, delete "is not required"

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. 3171: A bill for an act relating to financing of capital improvements; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature; to finance operating deficits should they occur; authorizing local option taxes for the purpose of funding the Central Minnesota Events Center and related uses; authorizing issuance of bonds; appropriating money.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Taxes without recommendation. Report adopted.

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

S.F. No. 3216: A bill for an act relating to the city of Owatonna; authorizing the city to impose certain taxes.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Taxes without recommendation. Report adopted.

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

S.F. No. 3265: A bill for an act relating to the city of Detroit Lakes; authorizing the city to impose sales and use taxes; specifying purposes for expenditures of the proceeds of the taxes.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Taxes without recommendation.

Pursuant to Joint Rule 2.03, the bill was referred to the Committee on Rules and Administration.

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

S.F. No. 3090: A bill for an act relating to local government; providing for petitions for the dissolution of town subordinate service districts; proposing coding for new law in Minnesota Statutes, chapter 365A; repealing Minnesota Statutes 1996, section 365A.09.

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

H.F. No. 2809: A bill for an act relating to cities and towns; requiring copies of audited financial statements to be provided to members of the city council and the mayor, or to the town board members, and presented at a regularly scheduled meeting of the city or town's governing body; amending Minnesota Statutes 1996, section 471.697, subdivision 1.

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

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was referred

H.F. No. 2308: A bill for an act relating to accountants; modifying licensing provisions; providing for firm licensure; authorizing rulemaking; amending Minnesota Statutes 1996, sections 326.165; 326.17; 326.18; 326.19; 326.20; 326.211; 326.212, subdivisions 1, 4, 5, and by adding a subdivision; 326.22, subdivision 2; 326.223; 326.228; and 326.229, subdivisions 3, 4, 6, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 326; repealing Minnesota Statutes 1996, sections 326.191; 326.21; and 326.225.

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

Page 21, line 1, after the period, insert "Any person or entity who prepares unaudited financial statements and unaudited schedules for a client for a fee is subject to section 326.229 and the practice of the person or entity may be disciplined by the board as provided for in section 326.229. The board may discipline a person or entity based on violations of sections 326.165 to 326.229, the board's rules, or misrepresentations made by such person or entity regarding the work the person or entity performed."

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

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was referred

S.F. No. 3076: A bill for an act relating to state government; requiring electronic versions of

the guidebook of state agencies and the State Register to be available on the Internet; appropriating money; amending Minnesota Statutes 1996, sections 14.04; and 14.46, subdivision 4; Minnesota Statutes 1997 Supplement, section 16E.07, subdivision 3.

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

Page 3, delete section 4

Amend the title as follows:

Page 1, line 5, delete "appropriating money;"

And when so amended the bill do pass.

Pursuant to Joint Rule 2.03, the bill was referred to the Committee on Rules and Administration.

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

S.F. No. 2689: A bill for an act relating to the city of Rochester; authorizing the city to impose permanent sales, use, and excise taxes; specifying purposes for expenditures of the proceeds of the taxes; requiring a referendum on the expenditures.

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

Page 1, line 14, after "sales" insert "and use"

Page 1, line 15, delete everything after "percent" and insert a period

Page 1, delete lines 16 to 20 and insert "The provisions of Minnesota Statutes, section 297A.48, govern the imposition, administration, collection, and enforcement of the tax authorized under this subdivision."

Page 2, delete lines 4 to 9

Page 2, line 10, delete "4" and insert "3"

Page 2, line 17, before "infrastructure" insert "regional"

Page 2, line 22, delete "5" and insert "4"

Page 2, line 28, before the period, insert "held within one year of the final enactment of this act"

Page 2, line 30, before the period, insert "within one year of the adoption of the revised plan by the city council" and delete everything after the period

Page 2, delete lines 31 to 34 and insert "The taxes imposed under subdivisions 1 and 2 expire when the city council determines that sufficient funds have been received from the taxes to finance the projects for which the revenues are to be used under subdivision 3. Any funds remaining after the completion of the projects for which the taxes were levied may be placed in the general fund of the city. The taxes may expire at an earlier time if the city so determines by ordinance."

Page 2, line 35, delete "6" and insert "5"

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

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

S.F. No. 3345: A bill for an act relating to criminal justice; appropriating money for the judicial branch, public safety, corrections, criminal justice, crime prevention programs, and related

purposes; modifying various fees, assessments, and surcharges; implementing, clarifying, and modifying certain criminal and juvenile provisions; prescribing, clarifying, and modifying certain penalty provisions; establishing, clarifying, expanding, and making permanent various pilot programs, grant programs, task forces, working groups, reports, and studies; providing for the collection, maintenance, and reporting of certain data; expanding, clarifying, and modifying the powers of the commissioner of corrections; making various changes to the 1997 omnibus criminal justice funding bill; providing for the coordination of services for disasters; clarifying and modifying certain laws involving public defenders; appropriating public defender reimbursements to the board of public defense; requesting the supreme court to amend the Rules of Criminal Procedure; accelerating the repeal of the automobile theft prevention program; limiting the entities that must have an affirmative action plan approved by the commissioner of human rights; conveying state land to the city of Faribault; amending Minnesota Statutes 1996, sections 3.739, subdivision 1; 12.09, by adding a subdivision; 13.99, by adding a subdivision; 168.042, subdivisions 12 and 15; 169.121, subdivision 5a; 171.16, subdivision 3; 241.01, subdivision 7, and by adding a subdivision; 242.32, subdivision 1; 299C.06; 299C.09; 299F.04, by adding a subdivision; 357.021, by adding subdivisions; 488A.03, subdivision 11; 588.01, subdivision 3; 609.3241; 611.14; 611.20, subdivision 3; 611.26, subdivisions 2 and 3; and 611.27, subdivisions 1 and 7; Minnesota Statutes 1997 Supplement, sections 97A.065, subdivision 2; 168.042, subdivision 11a; 169.14, subdivision 5d; 171.29, subdivision 2; 241.277, subdivisions 6, 9, and by adding a subdivision; 357.021, subdivision 2; 363.073, subdivision 1; 401.13; 609.101, subdivision 5; 609.113, subdivision 3; and 611.25, subdivision 3; amending Laws 1996, chapter 408, article 2, section 16; and Laws 1997, chapter 239, article 1, sections 7 and 12; proposing coding for new law in Minnesota Statutes, chapters 169; 241; 299C; 609; and 611A; repealing Minnesota Statutes 1996, sections 609.101, subdivision 1; 609.563, subdivision 2; 611.216, subdivision 1a; 611.26, subdivision 9; 611.27, subdivision 2; and 626.861; Minnesota Statutes 1997 Supplement, section 611.27, subdivision 4.

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

Page 3, line 52, delete "not"

Page 3, line 53, before the period, insert "on or after July 1, 1999, if the commissioner shows a demonstrated need for the opening and the legislature, by law, approves it"

Page 18, after line 21, insert:

"Sec. 9. Minnesota Statutes 1996, section 244.05, subdivision 7, is amended to read:

Subd. 7. [SEX OFFENDERS; CIVIL COMMITMENT DETERMINATION.] Before the commissioner releases from prison any inmate convicted under sections 609.342 to 609.345 or sentenced as a patterned offender under section 609.1352, and determined by the commissioner to be in a high risk category, the commissioner shall make a preliminary determination whether, in the commissioner's opinion, a petition under section 253B.185 may be appropriate. If the commissioner determines that a petition may be appropriate, the commissioner shall forward this determination, along with a summary of the reasons for the determination, to the county attorney in the county where the inmate was convicted no later than ~~six~~ 12 months before the inmate's release date. If the inmate is received for incarceration with less than 12 months remaining in the inmate's term of imprisonment, the commissioner shall forward the determination as soon as is practicable. Upon receiving the commissioner's preliminary determination, the county attorney shall proceed in the manner provided in section 253B.185. The commissioner shall release to the county attorney all requested documentation maintained by the department."

Page 19, line 21, delete "not"

Page 19, line 22, reinstate the stricken "on or after"

Page 19, line 23, before the period, insert "July 1, 1999, if the commissioner shows a demonstrated need for the opening and the legislature, by law, approves it"

Page 24, after line 4, insert:

"Sec. 15. [HEALTH CARE COST REDUCTIONS.]

Subdivision 1. [IMPLEMENTATION REPORT.] The commissioner of corrections shall report to the chairs and ranking minority members of the senate and house committees and divisions having jurisdiction over criminal justice policy and funding by December 15, 1998, on progress in implementing initiatives related to:

- (1) a review of the current health care delivery system within the department;
- (2) development of requests for proposals to consolidate contracts, negotiate discounts, regionalize health care delivery; reduce transportation costs; and implement other health care cost containment initiatives;
- (3) formalization of utilization review requirements;
- (4) expansion of telemedicine; and
- (5) increasing the cost-effective use of infirmary services.

The report must also include the results of strategic planning efforts, including but not limited to planning efforts to improve fiscal management, improve record keeping and data collection, expand infirmary services, and expand mental health services.

Subd. 2. [COST CONTAINMENT PLAN.] The commissioner shall present to the chairs and ranking minority members of the senate and house committees and divisions having jurisdiction over criminal justice policy and funding, by January 1, 1999, a plan to reduce inmate per diem health care costs, controlling for inflation, by at least 40 percent over a four-year period. In developing the plan, the commissioner shall consider the use of prepaid, capitated payments and other managed care techniques. The plan may also include health care initiatives currently being implemented by the commissioner, or being evaluated by the commissioner as part of the development of a strategic plan. The cost containment plan must include methods to improve data collection and analysis, so as to allow regular reporting of health care expenditures for specific services and procedures at both the aggregate and patient-specific levels, and effective monitoring of health care quality."

Page 24, line 6, delete "10 to 12" and insert "11 to 13"

Page 34, after line 30, insert:

"(5) the attorney general or designee;"

Page 34, line 31, delete "(5)" and insert "(6)"

Page 34, line 33, delete "(6)" and insert "(7)"

Page 35, line 2, delete "(7)" and insert "(8)"

Page 35, delete line 4 and insert:

"(9) two majority and two minority members of the senate,"

Page 35, delete line 7 and insert:

"(10) two majority and two minority members of the house of"

Page 35, line 9, delete "(10)" and insert "(11)"

Page 54, line 6, delete "588.01, subdivision 3" and insert "488A.03, subdivision 11"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 31, after "1;" insert "244.05, subdivision 7;"

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

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

S.F. No. 3346: A bill for an act relating to human services; appropriating money; changing provisions for long-term care, health care programs and provisions, including MA and GAMC, MinnesotaCare, welfare reform, and regional treatment centers; imposing penalties; amending Minnesota Statutes 1996, sections 16A.124, subdivision 4a; 119B.24; 144.701, subdivisions 1, 2, and 4; 144.702, subdivisions 1, 2, and 8; 144A.09, subdivision 1; 144A.44, subdivision 2; 214.03; 245.462, subdivisions 4 and 8; 245.4871, subdivision 4; 245A.03, by adding a subdivision; 245A.14, subdivision 4; 256.014, subdivision 1; 256.969, subdivisions 16 and 17; 256B.03, subdivision 3; 256B.04, by adding a subdivision; 256B.055, subdivision 7, and by adding a subdivision; 256B.057, subdivision 3a, and by adding subdivisions; 256B.0625, subdivisions 17, 20, 34, and by adding a subdivision; 256B.0627, subdivision 4; 256B.0911, subdivision 4; 256B.0916; 256B.41, subdivision 1; 256B.431, subdivisions 2b, 4, 11, 22, and by adding a subdivision; 256B.501, subdivision 2; 256B.69, by adding subdivisions; 256D.03, subdivision 4, and by adding subdivisions; 256D.051, by adding a subdivision; 256D.46, subdivision 2; 256I.04, subdivisions 1, 3, and by adding a subdivision; and 256I.05, subdivision 2; Minnesota Statutes 1997 Supplement, sections 62J.69, subdivisions 1, 2, and by adding a subdivision; 62J.75; 103I.208, subdivision 2; 144.1494, subdivision 1; 144A.071, subdivision 4a; 171.29, subdivision 2; 214.32, subdivision 1; 245B.06, subdivision 2; 256.01, subdivision 2; 256.031, subdivision 6; 256.9657, subdivision 3; 256.9685, subdivision 1; 256.9864; 256B.04, subdivision 18; 256B.056, subdivisions 1a and 4; 256B.06, subdivision 4; 256B.062; 256B.0625, subdivision 31a; 256B.0627, subdivision 5; 256B.0645; 256B.0911, subdivisions 2 and 7; 256B.0913, subdivision 14; 256B.0915, subdivisions 1d and 3; 256B.0951, by adding a subdivision; 256B.431, subdivisions 3f and 26; 256B.433, subdivision 3a; 256B.434, subdivision 10; 256B.69, subdivisions 2 and 3a; 256B.692, subdivisions 2 and 5; 256B.77, subdivisions 3, 7a, 10, and 12; 256D.03, subdivision 3; 256D.05, subdivision 8; 256J.02, subdivision 4; 256J.03; 256J.08, subdivisions 11, 26, 28, 40, 60, 68, 73, 83, and by adding subdivisions; 256J.09, subdivisions 6 and 9; 256J.11, subdivision 2, as amended; 256J.12; 256J.14; 256J.15, subdivision 2; 256J.20, subdivisions 2 and 3; 256J.21; 256J.24, subdivisions 1, 2, 3, 4, and by adding a subdivision; 256J.26, subdivisions 1, 2, 3, and 4; 256J.28, subdivisions 1, 2, and by adding a subdivision; 256J.30, subdivisions 10 and 11; 256J.31, subdivisions 5 and 10; 256J.32, subdivisions 4, 6, and by adding a subdivision; 256J.33, subdivisions 1 and 4; 256J.35; 256J.36; 256J.37, subdivisions 1, 2, 9, and by adding subdivisions; 256J.38, subdivision 1; 256J.39, subdivision 2; 256J.395; 256J.42; 256J.43; 256J.45, subdivisions 1, 2, and by adding a subdivision; 256J.46, subdivisions 1 and 2; 256J.47, subdivision 4; 256J.48, subdivisions 2, 3, and by adding a subdivision; 256J.49, subdivision 4; 256J.50, subdivision 5, and by adding a subdivision; 256J.52, subdivision 4; 256J.54, subdivisions 2, 3, 4, and 5; 256J.55, subdivision 5; 256J.56; 256J.57, subdivision 1; 256J.74, subdivision 2; 256J.75, by adding a subdivision; 256K.03, subdivision 5; 256L.01; 256L.02, subdivisions 2 and 3; 256L.03, subdivisions 1, 3, 4, 5, and by adding subdivisions; 256L.04, subdivisions 1, 2, 7, 8, 9, 10, and by adding subdivisions; 256L.05, subdivisions 2, 3, 4, and by adding subdivisions; 256L.06, subdivision 3; 256L.07; 256L.09, subdivisions 2, 4, and 6; 256L.11, subdivision 6; 256L.12, subdivision 5; 256L.15; 256L.17, by adding a subdivision; and 270A.03, subdivision 5; Laws 1995, chapter 234, article 6, section 45; Laws 1997, chapter 203, article 4, section 64; and article 9, section 21; chapter 225, article 2, section 64; and chapter 248, section 46, as amended; proposing coding for new law in Minnesota Statutes, chapters 62J; 144; 256; 256B; 256D; and 256J; repealing Minnesota Statutes 1996, sections 144.0721, subdivision 3a; 256.031, subdivisions 1, 2, 3, and 4; 256.032; 256.033, subdivisions 2, 3, 4, 5, and 6; 256.034; 256.035; 256.036; 256.0361; 256.047; 256.0475; 256.048; 256.049; and 256B.501, subdivision 3g; Minnesota Statutes 1997 Supplement, sections 62J.685; 144.0721, subdivision 3; 256.031, subdivisions 5 and 6; 256.033, subdivisions 1 and 1a; 256B.057, subdivision 1a; 256B.062; 256B.0913, subdivision 15; 256J.25; 256J.28, subdivision 4; 256J.32, subdivision 5; 256J.34, subdivision 5; 256J.76; 256L.04, subdivisions 3, 4, 5, and 6; 256L.06, subdivisions 1 and 2; 256L.08; 256L.09, subdivision 3; 256L.13; 256L.14; and 256L.15, subdivision 3; Laws 1997, chapter 85, article 1, sections 61 and 71; and article 3, section 55; Minnesota Rules (Exempt), parts 9500.9100; 9500.9110; 9500.9120; 9500.9130; 9500.9140; 9500.9150; 9500.9160; 9500.9170; 9500.9180; 9500.9190; 9500.9200; 9500.9210; and 9500.9220.

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

Page 4, line 54, after the period, insert "Counties may use the allocation for the purposes of family preservation services, the child protection assessments, and community collaborations pilot program under Minnesota Statutes, section 626.5551, and the concurrent permanency planning pilot program under Minnesota Statutes, section 257.0711, provided county staff have received necessary training and the pilot programs have been approved by the commissioner. Prior to distributing these funds to the counties, the commissioner may allocate up to \$150,000 for departmental administrative costs associated with training county staff and approval of county plans for the pilot programs."

Page 5, line 17, after "in" insert "Minnesota Statutes, section 256L.07, subdivision 2,"

Page 6, after line 29, insert:

"[PRESCRIPTION DRUG BENEFIT.] (a) If, by September 15, 1998, federal approval is obtained to provide a prescription drug benefit for qualified Medicare beneficiaries at no less than 100 percent of the federal poverty guidelines and service-limited Medicare beneficiaries under Minnesota Statutes, section 256B.057, subdivision 3a, at no less than 120 percent of federal poverty guidelines, the commissioner of human services shall not implement the senior citizen drug program under Minnesota Statutes, section 256.955, but shall implement a drug benefit in accordance with the approved waiver. Upon approval of this waiver, the total appropriation for the senior citizen drug program under Laws 1997, chapter 225, article 7, section 2, shall be transferred to the medical assistance account to supplement funding for the federally approved coverage for eligible persons.

(b) The commissioner may seek approval for a higher copayment for eligible persons above 100 percent of the federal poverty guidelines.

(c) The commissioner shall report by October 15, 1998, to the chairs of the health and human services policy and fiscal committees of the house and senate whether the waiver referred to in paragraph (a) has been approved and will be implemented or whether the state senior citizen drug program will be implemented.

(d) If the commissioner does not receive federal waiver approval at or above the level of eligibility defined in paragraph (b), the commissioner shall implement the program under Minnesota Statutes, section 256.955. The commissioner may transfer funds appropriated to implement the waiver to the senior drug program account."

Page 7, after line 19, insert:

"[TRANSFER.] For fiscal years 2000 and 2001,

the commissioner of finance shall transfer from the health care access fund to the general fund an amount to cover the expenditures associated with the services provided to pregnant women and children under the age of two enrolled in the MinnesotaCare program.

[PAYMENTS FOR PREGNANT WOMEN AND CHILDREN UNDER THE AGE OF TWO.] Beginning in fiscal year 2000, the expenditures for pregnant women and children under the age of two enrolled in the MinnesotaCare program shall be paid out of the general fund.

[FEDERAL CONTINGENCY RESERVE LIMIT.] Notwithstanding Minnesota Statutes, section 16A.76, subdivision 2, the federal contingency reserve limit shall be reduced for fiscal years 1999, 2000, and 2001 by the cumulative amount of the expenditures associated with services provided to pregnant women and children enrolled in the MinnesotaCare program in these fiscal years."

Page 13, line 6, delete "funds." and insert "reduction. Notwithstanding Minnesota Statutes, section 256J.03,"

Page 14, delete lines 32 to 56

Page 15, delete lines 1 to 4

Pages 17 and 18, delete section 1 and insert:

"Section 1. Minnesota Statutes 1997 Supplement, section 62J.685, is amended to read:

62J.685 [PRESCRIPTION DRUG PRICE DISCLOSURE.]

By January 1, 1998, and annually thereafter, a health plan company or hospital licensed under chapter 144 must submit to the ~~attorney general~~ commissioner of health the total amount of: (1) aggregate purchases of prescription drugs, and (2) discount, rebate, or other payment received during the previous calendar year for aggregate purchases of prescription drugs, including any fee associated with education, data collection, research, training or market share movement received from a manufacturer as defined under section 151.44, paragraph (c), or wholesale drug distributor as defined under section 151.44, paragraph (d). The identification of individual manufacturers or wholesalers or specific drugs is not required. The ~~attorney general~~ commissioner shall make this information available to the public through the information clearinghouse under section 62J.2930."

Page 18, line 24, before the period, insert "and which has a medical assistance provider number"

Page 18, line 35, after "education" insert "or the health care financing administration"

Page 19, line 4, before the period, insert "and which is accountable to the accrediting body"

Page 21, line 4, strike everything after "training"

Page 21, line 5, delete the new language and strike the old language

Page 21, delete lines 6 to 9 and insert "as specified in the commissioner's approval letter. Any funds not distributed as directed by the commissioner's approval letter shall be returned to the"

medical education and research trust fund within 30 days of a notice from the commissioner. The commissioner shall distribute returned funds to the appropriate entities in accordance with the commissioner's approval letter."

Page 21, line 19, after the period, insert "The commissioner shall distribute returned funds to the appropriate entities in accordance with the commissioner's approval letter."

Page 34, line 5, delete "in" and insert "after"

Page 34, line 6, after "community" insert "and the medical education and research costs advisory committee"

Page 74, delete section 1

Page 80, line 25, delete "mental illness" and insert "severe emotional disturbance"

Page 80, lines 30 and 31, delete "serious and persistent mental illness" and insert "severe emotional disturbance"

Page 80, line 34, delete "mental illness" and insert "severe emotional disturbance"

Page 80, line 36, delete "mental"

Page 81, line 1, delete "illness" and insert "severe emotional disturbance"

Page 88, line 23, after "to" insert "applicants and"

Page 88, line 26, after "non-English-speaking" insert "applicants and"

Page 91, line 13, delete "QUALIFIED" and insert "QUALIFYING"

Page 91, line 17, delete "qualified" and insert "qualifying"

Page 140, line 22, delete "256B.092" and insert "256B.692"

Pages 145 to 150, delete section 49

Page 155, line 27, after "to" insert "applicants and"

Page 155, line 30, after "non-English-speaking" insert "applicants and"

Pages 155 and 156, delete section 53

Page 159, line 20, delete "23 and 50" and insert "10, 13, 23, 50, and 52"

Page 159, after line 26, insert:

"Section 1. Minnesota Statutes 1997 Supplement, section 60A.15, subdivision 1, is amended to read:

Subdivision 1. [DOMESTIC AND FOREIGN COMPANIES.] (a) On or before April 1, June 1, and December 1 of each year, every domestic and foreign company, including town and farmers' mutual insurance companies, domestic mutual insurance companies, marine insurance companies, health maintenance organizations, community integrated service networks, and nonprofit health service plan corporations, shall pay to the commissioner of revenue installments equal to one-third of the insurer's total estimated tax for the current year. Except as provided in paragraphs (d), (e), (h), and (i), installments must be based on a sum equal to two percent of the premiums described in paragraph (b).

(b) Installments under paragraph (a), (d), or (e) are percentages of gross premiums less return premiums on all direct business received by the insurer in this state, or by its agents for it, in cash or otherwise, during such year.

(c) Failure of a company to make payments of at least one-third of either (1) the total tax paid

during the previous calendar year or (2) 80 percent of the actual tax for the current calendar year shall subject the company to the penalty and interest provided in this section, unless the total tax for the current tax year is \$500 or less.

(d) For health maintenance organizations, nonprofit health service plan corporations, and community integrated service networks, the installments must be based on an amount determined under paragraph (h) or (i).

(e) For purposes of computing installments for town and farmers' mutual insurance companies and for mutual property casualty companies with total assets on December 31, 1989, of \$1,600,000,000 or less, the following rates apply:

(1) for all life insurance, two percent;

(2) for town and farmers' mutual insurance companies and for mutual property and casualty companies with total assets of \$5,000,000 or less, on all other coverages, one percent; and

(3) for mutual property and casualty companies with total assets on December 31, 1989, of \$1,600,000,000 or less, on all other coverages, 1.26 percent.

(f) If the aggregate amount of premium tax payments under this section and the fire marshal tax payments under section 299F.21 made during a calendar year is equal to or exceeds \$120,000, all tax payments in the subsequent calendar year must be paid by means of a funds transfer as defined in section 336.4A-104, paragraph (a). The funds transfer payment date, as defined in section 336.4A-401, must be on or before the date the payment is due. If the date the payment is due is not a funds transfer business day, as defined in section 336.4A-105, paragraph (a), clause (4), the payment date must be on or before the funds transfer business day next following the date the payment is due.

(g) Premiums under medical assistance, general assistance medical care, the MinnesotaCare program, and the Minnesota comprehensive health insurance plan and all payments, revenues, and reimbursements received from the federal government for Medicare-related coverage as defined in section 62A.31, subdivision 3, paragraph (e), are not subject to tax under this section.

(h) For calendar years 1998 and 1999, the installments for health maintenance organizations, community integrated service networks, and nonprofit health service plan corporations must be based on an amount equal to one percent of premiums described under paragraph (b). Health maintenance organizations, community integrated service networks, and nonprofit health service plan corporations that have met the cost containment goals established under section 62J.04 in the individual and small employer market for calendar year 1996 are exempt from payment of the tax imposed under this section for premiums paid after March 30, 1997, and before April 1, 1998. Health maintenance organizations, community integrated service networks, and nonprofit health service plan corporations that have met the cost containment goals established under section 62J.04 in the individual and small employer market for calendar year 1997 are exempt from payment of the tax imposed under this section for premiums paid after March 30, 1998, and before April 1, 1999.

(i) For calendar years after 1999, the commissioner of finance shall determine the balance of the health care access fund on September 1 of each year beginning September 1, 1999. If the commissioner determines that there is no structural deficit for the next fiscal year, no tax shall be imposed under paragraph (d) for the following calendar year. If the commissioner determines that there will be a structural deficit in the fund for the following fiscal year, then the commissioner, in consultation with the commissioner of revenue, shall determine the amount needed to eliminate the structural deficit and a tax shall be imposed under paragraph (d) for the following calendar year. The commissioner shall determine the rate of the tax as either one-quarter of one percent, one-half of one percent, three-quarters of one percent, or one percent of premiums described in paragraph (b), whichever is the lowest of those rates that the commissioner determines will produce sufficient revenue to eliminate the projected structural deficit. The commissioner of finance shall publish in the State Register by October 1 of each year the amount of tax to be imposed for the following calendar year. In determining the structural balance of the health care access fund for fiscal years 2000 and 2001, the commissioner shall disregard the transfer amount

from the health care access fund to the general fund for expenditures associated with the services provided to pregnant women and children under the age of two enrolled in the MinnesotaCare program.

(j) In approving the premium rates as required in sections 62L.08, subdivision 8, and 62A.65, subdivision 3, the commissioners of health and commerce shall ensure that any exemption from the tax as described in paragraphs (h) and (i) is reflected in the premium rate."

Page 160, line 17, strike "(4)" and insert "(5)"

Page 161, line 21, delete "or" and insert:

"(4) who is receiving care and rehabilitation services from a nonprofit center established to serve victims of torture. These individuals are eligible for general assistance medical care only for the period during which they are receiving services from the center. During this period of eligibility, individuals eligible under this clause shall not be required to participate in prepaid general assistance medical care; or"

Page 161, line 22, strike "(4)" and insert "(5)"

Page 162, line 3, strike "(4)" and insert "(5)"

Page 163, line 15, strike "(4)" and insert "(5)"

Page 164, line 19, after "(i)" insert "(1)"

Page 164, line 27, strike "(j)" and insert "(2)"

Page 164, line 32, after the second comma, insert "or to an individual eligible for general assistance medical care under paragraph (a), clause (4),"

Page 164, line 36, strike "(k)" and insert "(3)" and strike "paragraphs (f) and (i)" and insert "this paragraph"

Page 165, line 5, strike "(l)" and insert "(j)"

Page 167, line 4, after "to" insert "applicants and"

Page 177, line 19, delete "child" and insert "children" and after the period, insert "If the caretaker applies separately for the children, only the children's income is counted."

Page 179, line 30, after "who" insert ", from the information provided on the application,"

Page 182, lines 35 and 36, delete "A child in a family" and insert "Children enrolled in the original children's health plan and children in families"

Page 192, line 12, after "256L.13;" insert "and"

Page 192, line 13, delete "; and 256L.15, subdivision 3"

Page 212, line 21, delete "and"

Page 212, line 22, delete "support" and delete the second "and"

Page 212, line 23, delete "support"

Page 221, line 10, before "or" insert a comma and after "or" insert "when"

Page 221, line 13, delete "an" and insert "the"

Page 221, line 19, after the second comma, insert "subdivisions 1 and 2,"

Page 229, line 31, delete "or a spouse"

Page 230, line 30, delete "or a spouse"

Page 232, line 32, after the semicolon, insert "and"

Page 232, line 33, delete "; and"

Page 232, delete line 34

Page 232, line 35, delete everything before the period

Page 234, lines 5, 8, and 11, delete "parent or parents" and insert "caregiver or caregivers"

Page 245, line 3, delete "or a spouse"

Page 250, lines 4, 12, 14, and 20, delete "housing" and insert "shelter"

Page 252, line 36, strike "rent" and insert "shelter"

Page 259, after line 36, insert:

"Sec. 76. Minnesota Statutes 1997 Supplement, section 256J.46, subdivision 2a, is amended to read:

Subd. 2a. [DUAL SANCTIONS.] (a) Notwithstanding the provisions of subdivisions 1 and 2, for a participant subject to a sanction for refusal to comply with child support requirements under subdivision 2 and subject to a concurrent sanction for refusal to cooperate with other program requirements under subdivision 1, sanctions shall be imposed in the manner prescribed in this subdivision.

A participant who has had one or more sanctions imposed under this subdivision must remain in compliance with the provisions of this chapter for six months in order for a subsequent occurrence of noncompliance to be considered a first occurrence. Any vendor payment of ~~rent~~ shelter costs or utilities under this subdivision must remain in effect for six months after the month in which the participant is no longer subject to sanction under subdivision 1.

(b) If the participant was subject to sanction for:

(i) noncompliance under subdivision 1 before being subject to sanction for noncooperation under subdivision 2; or

(ii) noncooperation under subdivision 2 before being subject to sanction for noncompliance under subdivision 1;

the participant shall be sanctioned as provided in subdivision 1, paragraph (b), clause (2), and the requirement that the county conduct a review as specified in subdivision 1, paragraph (c), remains in effect.

(c) A participant who first becomes subject to sanction under both subdivisions 1 and 2 in the same month is subject to sanction as follows:

(i) in the first month of noncompliance and noncooperation, the participant's grant must be reduced by 25 percent of the applicable transitional standard, with any residual amount paid to the participant;

(ii) in the second and subsequent months of noncompliance and noncooperation, the participant shall be sanctioned as provided in subdivision 1, paragraph (b), clause (2).

The requirement that the county conduct a review as specified in subdivision 1, paragraph (c), remains in effect.

(d) A participant remains subject to sanction under subdivision 2 if the participant:

(i) returns to compliance and is no longer subject to sanction under subdivision 1; or

(ii) has the sanction under subdivision 1, paragraph (b), removed upon completion of the review under subdivision 1, paragraph (c).

A participant remains subject to sanction under subdivision 1, paragraph (b), if the participant cooperates and is no longer subject to sanction under subdivision 2."

Page 266, line 28, delete everything after "plans"

Page 266, delete lines 29 and 30 and insert a period

Page 271, line 19, delete the new language and insert "who are single parents or one parent in a two-parent family"

Page 271, line 31, strike ", provided the"

Page 271, line 32, strike "second parent is" and before the period, insert "provided the first parent is employed at least 35 hours per week"

Page 272, after line 36, insert:

"Sec. 92. Minnesota Statutes 1997 Supplement, section 256J.645, subdivision 3, is amended to read:

Subd. 3. [FUNDING.] If the commissioner and an Indian tribe are parties to an agreement under this subdivision, the agreement may annually provide to the Indian tribe the funding amount in clause (1) or (2):

(1) if the Indian tribe operated a tribal STRIDE program during state fiscal year 1997, the amount to be provided is the amount the Indian tribe received from the state for operation of its tribal STRIDE program in state fiscal year 1997, except that the amount provided for a fiscal year may increase or decrease in the same proportion that the total amount of state and federal funds available for MFIP-S employment and training services increased or decreased ~~that~~ fiscal year; or

(2) if the Indian tribe did not operate a tribal STRIDE program during state fiscal year 1997, the commissioner may provide to the Indian tribe for the first year of operations the amount determined by multiplying the state allocation for MFIP-S employment and training services to each county agency in the Indian tribe's service delivery area by the percentage of MFIP-S recipients in that county who were members of the Indian tribe during the previous state fiscal year. The resulting amount shall also be the amount that the commissioner may provide to the Indian tribe annually thereafter through an agreement under this subdivision, except that the amount provided for a fiscal year may increase or decrease in the same proportion that the total amount of state and federal funds available for MFIP-S employment and training services increased or decreased ~~that~~ fiscal year."

Page 273, line 20, delete "256J.75" and insert "256J.74"

Page 274, line 30, delete "in single-parent families" and insert "who are single parents or one parent in a two-parent family"

Page 275, line 23, delete ", provided the"

Page 275, line 24, delete "second parent is" and before the period, insert "provided the first parent is employed at least 35 hours per week"

Page 278, line 8, before "2" insert "1," and after "2" insert ", 5, 6, 79,"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete everything after "sections"

Page 1, line 27, after "sections" insert "60A.15, subdivision 1; 62J.685;"

Page 1, line 43, delete "256D.03, subdivision 3;"

Page 2, line 13, delete "and 2" and insert ", 2, and 2a"

Page 2, line 19, after the first semicolon, insert "256J.645, subdivision 3;" and delete "; 256J.75," and insert ", and"

Page 2, line 29, delete everything after the semicolon

Page 2, line 30, delete "section 45;"

Page 2, line 48, after the second semicolon, insert "and" and delete "and 256L.15,"

Page 2, line 49, delete "subdivision 3;"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 2688, 2540, 2372, 2175, 2268, 3090, 3345 and 3346 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 2315, 2809 and 2308 read the second time.

MOTIONS AND RESOLUTIONS

Mr. Knutson moved that S.F. No. 3024, No. 74 on General Orders, be stricken and re-referred to the Committee on Taxes. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Foley introduced--

S.F. No. 3347: A bill for an act relating to crime; authorizing a peace officer to detain a person on conditional release for a brief time period to obtain an apprehend and detain order; proposing coding for new law in Minnesota Statutes, chapter 629.

Referred to the Committee on Crime Prevention.

Mr. Foley introduced--

S.F. No. 3348: A bill for an act relating to probation; authorizing probation officers to impose community work service for a violation of a condition of probation; providing for district court review of the imposition of community work service; amending Minnesota Statutes 1996, sections 243.05, subdivision 1; and 401.02, by adding a subdivision; Minnesota Statutes 1997 supplement, sections 244.19, by adding a subdivision; and 609.135, subdivision 1.

Referred to the Committee on Crime Prevention.

Mr. Foley introduced--

S.F. No. 3349: A bill for an act relating to corrections; clarifying the authority of community corrections agencies and the commissioner of corrections to issue orders for the detention and release of persons on probation or supervised release who escape from or violate the conditions of release; clarifying the authority of peace officers and probation officers to detain and release

persons under these orders; amending Minnesota Statutes 1996, section 243.05, subdivision 1; Minnesota Statutes 1997 Supplement, section 401.01, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 244; and 401; repealing Minnesota Statutes 1996, section 401.02, subdivision 4; Minnesota Statutes 1997 Supplement, section 244.19, subdivision 4.

Referred to the Committee on Crime Prevention.

Mr. Foley introduced--

S.F. No. 3350: A bill for an act relating to crime; authorizing a judge to set conditions of release that protects public safety; amending Minnesota Statutes 1996, section 629.715, subdivision 1.

Referred to the Committee on Crime Prevention.

Mr. Foley introduced--

S.F. No. 3351: A bill for an act relating to juveniles; authorizing peace officers who take juveniles into custody to perform a protective pat-down search of the juvenile to protect the officer's safety; amending Minnesota Statutes 1996, section 260.165, by adding a subdivision.

Referred to the Committee on Crime Prevention.

Mr. Foley introduced--

S.F. No. 3352: A bill for an act relating to crime; requiring individuals on conditional release to carry a conditional release verification card; imposing criminal penalties; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Crime Prevention.

Mr. Morse introduced--

S.F. No. 3353: A bill for an act relating to the organization and operation of state government; appropriating money for environmental, natural resource, and agricultural purposes; providing for regulation of certain activities and practices; amending Minnesota Statutes 1996, sections 3.737, subdivisions 1 and 4; 41A.09, subdivision 1a; 84.83, subdivision 3; 84.871; 84.943, subdivision 3; 86B.415, by adding a subdivision; 97A.037, subdivision 1; 97A.225, subdivision 1; 97A.245; 103F.155, subdivision 2; 103F.161, subdivision 2; 103G.271, subdivision 6; 115B.175, subdivision 3; and 116.07, subdivision 4h; Minnesota Statutes 1997 Supplement, sections 17.101, subdivision 5; 41A.09, subdivision 3a; 84.8205; 84.86, subdivision 1; 97A.485, subdivision 6; and 115A.916; proposing coding for new law in Minnesota Statutes, chapters 32; and 84; repealing Minnesota Statutes 1997 Supplement, section 85.015, subdivision 1c; Laws 1991, chapter 275, section 3.

Referred to the Committee on State Government Finance.

Messrs. Price, Cohen, Frederickson, Betzold and Metzen introduced--

S.F. No. 3354: A bill for an act relating to the organization and operation of state government; appropriating money for the general administrative expenses of state government; modifying provisions relating to state government operations; modifying budget preparation provisions; providing for reimbursement of the health care access fund; amending Minnesota Statutes 1996, sections 3.3005, by adding a subdivision; 16A.055, subdivision 6; 16A.10, as amended; 16A.11, subdivision 3, and by adding a subdivision; 16A.501; 16A.72; 16B.04, subdivision 4; 16B.30; 17.03, subdivision 11; 43A.04, subdivision 1a; 43A.317, subdivision 8; 45.012; 84.027, subdivision 14; 116.03, subdivision 2a; 116J.011; 144.05, subdivision 2; 174.02, subdivision 1a; 175.001, subdivision 6; 190.09, subdivision 2; 196.05, subdivision 2; 216A.07, subdivision 6; 268.0122, subdivision 6; 270.02, subdivision 3a; 299A.01, subdivision 1a; 352D.12; 363.05,

subdivision 3; and 469.177, subdivision 11; Minnesota Statutes 1997 Supplement, sections 16A.11, subdivision 1; 120.0111; 241.01, subdivision 3b; and 245.03, subdivision 2; amending Laws 1997 chapter 202, article 1, section 11; and Laws 1997, Second Special Session chapter 2, section 8; proposing coding for new law in Minnesota Statutes, chapters 16B; and 214; repealing Minnesota Statutes 1996, sections 3.971, subdivision 3; 15.90; 15.91; and 15.92; Minnesota Statutes 1997 Supplement, sections 16A.11, subdivision 3c; and 241.015.

Referred to the Committee on State Government Finance.

MEMBERS EXCUSED

Ms. Flynn was excused from the Session of today.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Monday, February 23, 1998. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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