

STATE OF MINNESOTA

Journal of the Senate

EIGHTIETH LEGISLATURE

NINETY-FIRST DAY

St. Paul, Minnesota, Friday, March 13, 1998

The Senate met at 9:00 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Richard Keene Smith.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Messrs. Johnson, D.E. and Murphy were excused from the Session of today.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 2372, 2378, 2581, 1654, 2269, 2373, 2316 and 2725.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1998

Mr. President:

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

S.F. No. 2281: A bill for an act relating to Dakota county; clarifying the employment status of certain employees; amending Minnesota Statutes 1996, section 383D.41, by adding a subdivision.

Senate File No. 2281 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1998

CONCURRENCE AND REPASSAGE

Mrs. Pariseau moved that the Senate concur in the amendments by the House to S.F. No. 2281 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2281: A bill for an act relating to Dakota county; authorizing appointment of treasurer/auitor; clarifying the employment status of certain employees; amending Minnesota Statutes 1996, sections 383D.09, by adding a subdivision; and 383D.41, by adding a subdivision.

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

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

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

Those who voted in the affirmative were:

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

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

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

S.F. No. 2274: A bill for an act relating to liquor; regulating beer brewers and wholesalers; providing for the obligations of successors; allowing the commissioner of public safety to issue on-sale licenses to Giants Ridge and Ironworld Discovery Center; modifying restrictions for temporary on-sale licenses; authorizing issuance of temporary on-sale licenses to state universities; regulating malt liquor sampling; authorizing certain cities to issue additional on-sale licenses; amending Minnesota Statutes 1996, sections 325B.01; 325B.14; 340A.404, subdivision 10, and by adding a subdivision; 340A.410, subdivision 10; 340A.412, subdivision 4; and 340A.510, subdivision 2; Laws 1994, chapter 611, section 32, as amended.

Senate File No. 2274 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1998

Mr. Solon moved that the Senate do not concur in the amendments by the House to S.F. No. 2274, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

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

S.F. No. 3016: A bill for an act relating to the environment; authorizing acceptance of dump materials at certain qualified landfills; amending Minnesota Statutes 1997 Supplement, section 115B.39, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 115B.

Senate File No. 3016 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1998

Mr. Johnson, D.J. moved that S.F. No. 3016 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 3843.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 12, 1998

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 3843: A bill for an act relating to public administration; authorizing spending for public purposes; 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 1996, sections 16A.105; 16A.11, subdivision 3a, and by adding a subdivision; 16A.501; 16B.30; and 446A.072, by adding a subdivision; Minnesota Statutes 1997 Supplement, sections 16A.641, subdivision 4; 124C.498, subdivision 2; 268.917; and 462A.202, subdivision 3a; Laws 1986, chapter 396, section 2, subdivision 1, as amended; Laws 1994, chapter 643, section 2, subdivision 13; Laws 1996, chapter 463, sections 13, subdivision 4, as amended; and 22, subdivision 7; and Laws 1997, chapter 202, article 1, section 35, as amended; proposing coding for new law in Minnesota Statutes, chapter 116J; repealing Laws 1986, chapter 396, section 2, subdivision 2.

Mr. Moe, R.D. moved that H.F. No. 3843 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS

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

CALENDAR

H.F. No. 3070: A bill for an act relating to energy; providing for variance for decorative gas lamp; amending Minnesota Statutes 1996, section 216C.19, subdivision 6.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2550: A bill for an act relating to financial institutions; regulating solicitation of loans by mailing a check payable to the addressee; proposing coding for new law in Minnesota Statutes, chapter 47.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

Mrs. Robling and Mr. Terwilliger voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 2712: A bill for an act relating to natural resources; modifying interference with taking of wild animal provision; regulating entry into migratory waterfowl refuges; providing fees for certain hunting guides; licensing moose hunting guides; providing for the acquisition of critical aquatic habitat; modifying commercial netting provisions; regulating stocking of walleye; prohibiting the use of underwater video equipment to take fish; exempting archery bows used for bowfishing from casing requirement; prohibiting the taking of white bears; permitting the commissioner to take catfish in certain waters; modifying minnow retailer provisions; modifying turtle license provisions; requiring the commissioner of natural resources to study lifetime hunting

and fishing licenses; requiring the commissioner of natural resources to study the modification of species restrictions on shooting preserves; requiring the commissioner of natural resources to study the effect of cormorants on the fish population in this state; authorizing the public sale of certain tax-forfeited land that borders public water in Mower county; authorizing the sale of certain school trust land bordering public waters in St. Louis county; modifying private sale of tax-forfeited land provisions for Carlton county; authorizing the private sale of certain lands in Aitkin county; conveying certain land to the city of Faribault; authorizing the sale of certain tax-forfeited land in Douglas county; authorizing the private sale of certain tax-forfeited peat land in St. Louis county; designating certain lands as a waterfowl refuge; amending Minnesota Statutes 1996, sections 86A.04; 97A.037, subdivision 1; 97A.095, subdivision 1; 97B.051; 97B.411; 97C.041; 97C.325; 97C.501, subdivision 1; and 97C.605, subdivisions 1 and 2; Minnesota Statutes 1997 Supplement, sections 97A.475, subdivisions 16 and 30; and 97C.501, subdivision 2; Laws 1997, chapter 207, section 7; proposing coding for new law in Minnesota Statutes, chapters 97B; and 97C.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 50 and nays 14, as follows:

Those who voted in the affirmative were:

Beckman	Hottinger	Laidig	Novak	Samuelson
Belanger	Janezich	Langseth	Oliver	Scheevel
Berg	Johnson, D.H.	Larson	Olson	Scheid
Cohen	Johnson, D.J.	Lesewski	Ourada	Solon
Day	Junge	Lessard	Pariseau	Stevens
Dille	Kelley, S.P.	Limmer	Piper	Stumpf
Fischbach	Kelly, R.C.	Lourey	Pogemiller	Ten Eyck
Frederickson	Kiscaden	Metzen	Robling	Terwilliger
Hanson	Knutson	Moe, R.D.	Runbeck	Vickerman
Higgins	Krentz	Neuville	Sams	Wiener

Those who voted in the negative were:

Anderson	Flynn	Kleis	Price	Spear
Berglin	Foley	Marty	Ranum	Wiger
Betzold	Johnson, J.B.	Pappas	Robertson	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that H.F. No. 3843 be taken from the table. The motion prevailed.

H.F. No. 3843: A bill for an act relating to public administration; authorizing spending for public purposes; 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 1996, sections 16A.105; 16A.11, subdivision 3a, and by adding a subdivision; 16A.501; 16B.30; and 446A.072, by adding a subdivision; Minnesota Statutes 1997 Supplement, sections 16A.641, subdivision 4; 124C.498, subdivision 2; 268.917; and 462A.202, subdivision 3a; Laws 1986, chapter 396, section 2, subdivision 1, as amended; Laws 1994, chapter 643, section 2, subdivision 13; Laws 1996, chapter 463, sections 13, subdivision 4, as amended; and 22, subdivision 7; and Laws 1997, chapter 202, article 1, section 35, as amended; proposing coding for new law in Minnesota Statutes, chapter 116J; repealing Laws 1986, chapter 396, section 2, subdivision 2.

SUSPENSION OF RULES

Mr. Moe, R.D. moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 3843 and that the rules of the Senate

be so far suspended as to give H.F. No. 3843 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 3843 was read the second time.

Mr. Langseth moved to amend H.F. No. 3843 as follows:

Delete everything after the enacting clause, and delete the title, of H.F. No. 3843, and insert the language after the enacting clause, and the title, of S.F. No. 3388, the first engrossment.

The motion prevailed. So the amendment was adopted.

H.F. No. 3843 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 41 and nays 22, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Langseth	Piper	Ten Eyck
Beckman	Janezich	Larson	Pogemiller	Terwilliger
Berg	Johnson, D.H.	Lesewski	Price	Vickerman
Berglin	Johnson, J.B.	Lessard	Ranum	Wiener
Betzold	Junge	Lourey	Sams	Wiger
Cohen	Kelley, S.P.	Metzen	Scheid	
Flynn	Kelly, R.C.	Moe, R.D.	Solon	
Foley	Krentz	Novak	Spear	
Higgins	Laidig	Pappas	Stumpf	

Those who voted in the negative were:

Belanger	Johnson, D.J.	Marty	Pariseau	Scheevel
Day	Kiscaden	Neuville	Robertson	Stevens
Dille	Kleis	Oliver	Robling	
Fischbach	Knutson	Olson	Runbeck	
Frederickson	Limmer	Ourada	Samuelson	

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

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

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

S.F. No. 2447: A bill for an act relating to health professions; modifying provisions relating to speech-language pathologists, unlicensed mental health practitioners, alcohol and drug counselors, physical therapists, and hearing instrument dispensers; authorizing exempt rulemaking; amending Minnesota Statutes 1996, sections 144.335, subdivision 1; 148.515, subdivision 3; 148.518, subdivision 2; 148.5191, subdivisions 1, 3, and 4; 148.5194; 148.5195, subdivision 3; 148.76, subdivision 2; 148B.69, by adding a subdivision; 148C.04, subdivision 3; 148C.05, subdivision 2; 148C.06; 153A.13, subdivision 5; 153A.14, subdivisions 2a, 2b, 2d, 2f, 2h, 9, and 10; 153A.15, subdivision 1, and by adding a subdivision; and 153A.20, subdivision 3; Minnesota Statutes 1997 Supplement, sections 148C.03, subdivision 1; and 148C.11, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 148; repealing Minnesota Statutes 1996, section 153A.14, subdivision 7.

Senate File No. 2447 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1998

CONCURRENCE AND REPASSAGE

Mr. Sams moved that the Senate concur in the amendments by the House to S.F. No. 2447 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2447 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

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

Mr. Foley voted in the negative.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Johnson, D.J. moved that S.F. No. 3016 be taken from the table. The motion prevailed.

S.F. No. 3016: A bill for an act relating to the environment; authorizing acceptance of dump materials at certain qualified landfills; amending Minnesota Statutes 1997 Supplement, section 115B.39, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 115B.

CONCURRENCE AND REPASSAGE

Mr. Johnson, D.J. moved that the Senate concur in the amendments by the House to S.F. No. 3016 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 3016 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

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

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

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

SPECIAL ORDERS

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated the following bills a Special Orders Calendar to be heard immediately.

H.F. No. 3644, S.F. Nos. 2627, 2631, 2966 and 2267.

SPECIAL ORDER

H.F. No. 3644: A bill for an act relating to telecommunications; modifying voting requirements for extended area service within combined school districts; amending Laws 1997, chapter 59, section 1, subdivision 3.

Mr. Moe, R.D. moved to amend H.F. No. 3644, as amended pursuant to Rule 49, adopted by the Senate March 11, 1998, as follows:

(The text of the amended House File is identical to S.F. No. 3170.)

Page 1, delete line 22 and insert:

"Section 1 is effective on the day following final enactment, and applies to petitions for which a vote under Laws 1997, chapter 59, section 1, subdivision 3, has not been taken as of that date."

The motion prevailed. So the amendment was adopted.

H.F. No. 3644 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

S.F. No. 2627: A bill for an act relating to taxation; providing that certain payments in lieu of taxes may be used for road maintenance in unorganized townships; amending Minnesota Statutes 1996, section 477A.14.

Ms. Robertson moved to amend S.F. No. 2627 as follows:

Page 2, line 6, delete "that"

The motion prevailed. So the amendment was adopted.

S.F. No. 2627 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

S.F. No. 2631: A bill for an act relating to human services; modifying several provisions related to the Minnesota family investment program-statewide (MFIP-S); amending local service unit plans; amending Minnesota Statutes 1996, section 268.88; Minnesota Statutes 1997 Supplement, sections 119B.01, subdivision 16; 256B.0635, by adding a subdivision; 256J.31, by adding a subdivision; 256J.42, by adding a subdivision; 256J.45, subdivision 2; 256J.50, by adding a subdivision; 256J.515; and 256J.52, subdivisions 2, 3, 4, and by adding a subdivision.

Ms. Kiscaden moved to amend S.F. No. 2631 as follows:

Page 4, line 9, after the period, insert "A person may be eligible for MinnesotaCare due to increased employment or child support, and as such must be informed of the option to transition onto MinnesotaCare."

The motion prevailed. So the amendment was adopted.

Ms. Kiscaden then moved to amend S.F. No. 2631 as follows:

Page 9, lines 9 to 13, reinstate the stricken language

Page 9, delete line 14 and insert "served, and projected outcomes and other data as determined by the commissioner"

Page 9, lines 15 to 23, delete the new language

The motion prevailed. So the amendment was adopted.

Mr. Hottinger moved to amend S.F. No. 2631 as follows:

Page 11, after line 16, insert:

"Sec. 14. [STUDY; MFIP-S EXIT LEVEL; ELIMINATION OF SHELTER EXPENSE DEDUCTION.]

The commissioner shall consider recommending to the 1999 legislature:

(1) adjustments to the MFIP-S earned income disregard, family wage level, or transitional standard, which will ensure that participants do not lose eligibility for MFIP-S until their income reaches at least 120 percent of the 1999 federal poverty level; and

(2) proposals responding to the effect of the elimination of the food stamp shelter expense deduction on food spending and food sufficiency of MFIP-S families paying greater than 50 percent of their income toward housing costs. The commissioner's recommendations should include information on the number of families losing greater than 20 percent of their food benefits, the number losing between ten percent and 20 percent and the number losing zero percent to ten percent, and the characteristics of families receiving less food assistance under MFIP-S."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Stevens moved to amend S.F. No. 2631 as follows:

Page 2, after line 33, insert:

"The assistance units that are exempt from the 60-month lifetime limit under this subdivision are part of the 20 percent hardship exemption allowed under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996."

The motion prevailed. So the amendment was adopted.

Ms. Berglin moved to amend the second Kiscaden amendment to S.F. No. 2631, adopted by the Senate March 13, 1998, as follows:

Page 1, delete line 2 and insert:

"Page 9, line 9, after "under" insert "(1)" and reinstate the stricken language

Page 9, lines 10 to 13, reinstate the stricken language"

Page 1, line 4, after "commissioner" insert "; and (2)"

Page 1, delete line 5

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

CALL OF THE SENATE

Ms. Berglin imposed a call of the Senate for the balance of the proceedings on S.F. No. 2631. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Stevens moved to amend S.F. No. 2631 as follows:

Page 6, line 7, delete "30" and insert "35"

Page 6, line 9, delete "30" and insert "35" in both places

Page 6, line 13, delete "30" and insert "35"

The motion prevailed. So the amendment was adopted.

S.F. No. 2631 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

S.F. No. 2966: A bill for an act relating to mortgages; enacting the Minnesota Residential Mortgage Originator and Servicer Licensing Act; establishing licensing and enforcement mechanisms; amending Minnesota Statutes 1996, sections 47.206, subdivision 1; 82.17, subdivision 4; 82.18; and 82.27, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 58; repealing Minnesota Statutes 1996, section 82.175.

Mrs. Scheid moved to amend S.F. No. 2966 as follows:

Page 4, line 9, delete ", primarily secured" and insert "and secured primarily"

Page 15, delete lines 33 to 36 and insert:

"(3) unreasonably delay the processing of a residential mortgage loan application, or the closing of a residential mortgage loan. For purposes of this clause, evidence of unreasonable delay includes but is not limited to those factors identified in section 47.206, subdivision 7, clause (d);"

Page 16, line 3, after "with" insert "its"

Page 16, line 10, after "other" insert "applicable"

Page 16, line 15, after "transaction" insert "including, without limitation, a false, deceptive, or misleading statement or representation regarding the borrower's ability to qualify for any mortgage product"

Page 16, line 30, delete ", directly or indirectly," and insert "or assist in making"

Page 16, line 33, delete everything after "foreclosure" and insert a semicolon

Page 16, delete lines 34 to 36

Page 17, delete lines 1 to 6

Page 17, line 9, after "person" insert ", provided that a person may rely upon a written representation by the residential mortgage originator that it is in compliance with the licensing requirements of this chapter"

Page 17, line 10, delete "represent itself as the agent of" and insert "claim to represent"

Page 17, line 11, delete "it" and insert "the person is an employee of the licensee or exempt person or unless the person" and after "written" insert "agency"

Page 17, line 17, delete "agency" and insert "non-agency"

Page 17, delete lines 21 to 24 and insert:

"(18) make, provide, or arrange for a residential mortgage loan that is of a lower investment grade if the borrower's credit score or, if the originator does not utilize credit scoring or if a credit score is unavailable, then comparable underwriting data, indicates that the borrower may qualify for a residential mortgage loan, available from or through the originator, that is of a higher investment grade, unless the borrower is informed that the borrower may qualify for a higher investment grade loan with a lower interest rate and/or lower discount points, and consents in writing to receipt of the lower investment grade loan.

For purposes of this section, "investment grade" refers to a system of categorizing residential mortgage loans in which the loans are: (i) commonly referred to as "prime" or "subprime;" (ii) commonly designated by an alphabetical character with "A" being the highest investment grade; and (iii) are distinguished by interest rate or discount points or both charged to the borrower, which vary according to the degree of perceived risk of default based on factors such as the borrower's credit, including credit score and credit patterns, income and employment history, debt ratio, loan-to-value ratio, and prior bankruptcy or foreclosure;"

The motion prevailed. So the amendment was adopted.

S.F. No. 2966 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

S.F. No. 2267: A bill for an act relating to insurance; workers' compensation self-insurance; regulating terminations of self-insurance authority and commercial workers' compensation self-insurance groups; providing investment, funding, reporting, and transfer requirements; amending Minnesota Statutes 1996, sections 79A.06, subdivision 5; 79A.22, subdivision 7, and by adding a subdivision; 79A.23, subdivisions 1 and 2; 79A.24, subdivisions 1, 2, and 4; 79A.26, subdivision 2; and 79A.31, subdivision 1.

Mr. Novak moved to amend S.F. No. 2267 as follows:

Page 1, after line 12, insert:

"Section 1. Minnesota Statutes 1997 Supplement, section 62J.25, is amended to read:

62J.25 [MANDATORY MEDICARE ASSIGNMENT.]

(a) Effective January 1, 1993, a health care provider shall not charge to or collect from a

Medicare beneficiary who is a Minnesota resident any amount in excess of 115 percent of the Medicare-approved amount for any Medicare-covered service provided.

(b) Effective January 1, 1994, a health care provider shall not charge to or collect from a Medicare beneficiary who is a Minnesota resident any amount in excess of 110 percent of the Medicare-approved amount for any Medicare-covered service provided.

(c) Effective January 1, 1995, a health care provider shall not charge to or collect from a Medicare beneficiary who is a Minnesota resident any amount in excess of 105 percent of the Medicare-approved amount for any Medicare-covered service provided.

(d) Effective January 1, 1996, a health care provider shall not charge to or collect from a Medicare beneficiary who is a Minnesota resident any amount in excess of the Medicare-approved amount for any Medicare-covered service provided.

(e) This section does not apply to ambulance services as defined in section 144E.001, subdivision 3, or medical supplies and equipment. A vendor of medical supplies and equipment that does not accept assignment under the federal Medicare program with respect to a purchase or lease of Medicare-covered supplies or equipment shall notify any purchaser who is a Medicare beneficiary and Minnesota resident, prior to the purchase, or at any time upon the request of the purchaser, that the vendor charges an amount in excess of the Medicare-approved amount."

Page 12, line 34, delete "1 to 10" and insert "2 to 11"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 2267 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

RECONSIDERATION

Having voted on the prevailing side, Mr. Foley moved that the vote whereby S.F. No. 2099 was passed by the Senate on March 12, 1998, be now reconsidered.

CALL OF THE SENATE

Mr. Novak imposed a call of the Senate for the balance of the proceedings on S.F. No. 2099. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the motion.

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

The roll was called, and there were yeas 30 and nays 32, as follows:

Those who voted in the affirmative were:

Anderson	Dille	Junge	Lourey	Price
Beckman	Flynn	Kelley, S.P.	Marty	Ranum
Belanger	Foley	Knutson	Oliver	Robling
Berglin	Hottinger	Krentz	Olson	Ten Eyck
Betzold	Johnson, D.J.	Langseth	Pappas	Terwilliger
Cohen	Johnson, J.B.	Limmer	Piper	Wiger

Those who voted in the negative were:

Berg	Kiscaden	Moe, R.D.	Runbeck	Stevens
Day	Kleis	Neuville	Sams	Stumpf
Frederickson	Laidig	Novak	Samuelson	Vickerman
Hanson	Larson	Ourada	Scheevel	Wiener
Higgins	Lesewski	Pariseau	Scheid	
Janezich	Lessard	Pogemiller	Solon	
Johnson, D.H.	Metzen	Robertson	Spear	

The motion did not prevail. So the vote was not reconsidered.

MOTIONS AND RESOLUTIONS - CONTINUED

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

REPORTS OF COMMITTEES

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

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,

S.F. No. 2555: A bill for an act relating to state employment; increasing salaries for judges; modifying employee and employer contribution rates for certain judges retirement plans; amending Minnesota Statutes 1996, section 490.123, subdivisions 1a and 1b; Laws 1997, Second Special Session chapter 3, section 16.

Reports the same back with the recommendation that the report from the Committee on Governmental Operations and Veterans, shown in the Journal for February 24, 1998, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass". Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,

S.F. No. 3046: A bill for an act relating to transportation; defining road or highway; requiring

certain expenditures from the trunk highway fund; establishing transportation spending goals; creating a transportation trust fund primarily to provide state agencies and local governments with money to match federal transportation funds; proposing a constitutional amendment to dedicate all vehicle registration tax revenues and 20 percent of motor vehicle sales tax revenues to the transportation trust fund; requiring certain appropriations for the state patrol to be from the general fund; authorizing issuance of \$34,000,000 in state transportation bonds for local bridge grants; amending Minnesota Statutes 1996, sections 160.02, subdivision 7, and by adding a subdivision; 161.04, by adding a subdivision; 168.053, subdivisions 1 and 2; 168.056; 168.181, subdivisions 1 and 2; 168.211; 168.221; 174.01, by adding a subdivision; 297B.09, subdivision 1; 299D.01, by adding a subdivision; and 299D.03, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 168; and 174; repealing Minnesota Statutes 1996, sections 168.012, subdivision 12; 168.013, subdivision 8; 168.021, subdivision 4; 168.041, subdivision 11; 168.042, subdivision 15; 168.057; 168.091, subdivision 3; 168.123, subdivision 5; 168.128; 168.1292, subdivision 4; 168.231; and 168.82, subdivision 2.

Reports the same back with the recommendation that the report from the Committee on Transportation, shown in the Journal for February 24, 1998, be amended to read:

Delete everything after the enacting clause and insert:

"Section 1. [174.40] [SURFACE TRANSPORTATION FUND.]

Subdivision 1. [FUND CREATED.] A surface transportation fund is created in the state treasury. The fund consists of all money appropriated or credited to the fund by law.

Subd. 2. [EXPENDITURES FROM FUND.] Money in the surface transportation fund may be expended by appropriation for costs related to any state surface transportation purpose, including, but not limited to: operating and capital assistance to transit, rail, and waterway systems; and construction, improvement, and maintenance of public highways.

Sec. 2. [CONSTITUTIONAL AMENDMENT PROPOSED.]

An amendment is proposed to the Minnesota Constitution, article XIV. If the amendment is adopted, the title of article XIV will be "TRANSPORTATION" and article XIV will be amended by adding a section to read:

Sec. 12. The legislature shall appropriate in each fiscal year for state surface transportation needs a minimum of 25 percent of the net proceeds from a sales or excise tax imposed by law on the purchase price of new and used vehicles.

Sec. 3. [SUBMISSION TO VOTERS.]

The constitutional amendment proposed in section 2 must be submitted to the people at the 1998 general election. The question submitted must be:

"Shall the Minnesota Constitution be amended to require that the legislature annually appropriate for state surface transportation needs at least 25 percent of net proceeds from the sales tax on new and used motor vehicles?"

Yes.....
No....."

If adopted, the amendment is effective for the fiscal year beginning July 1, 1999."

Delete the title and insert:

"A bill for an act relating to transportation; creating surface transportation fund; dedicating motor vehicle sales tax revenues to transportation; proposing an amendment to the Minnesota Constitution by adding a section to article XIV; proposing coding for new law in Minnesota Statutes, chapter 174."

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

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,

S.F. No. 2130: A bill for an act relating to health; establishing a minimum definition of durable medical equipment; requiring disclosure of covered medical equipment and supplies; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Reports the same back with the recommendation that the report from the Committee on Commerce, shown in the Journal for February 24, 1998, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass". Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,

S.F. No. 2082: A bill for an act relating to education; recodifying and making technical amendments to kindergarten through grade 12 education statutes; amending Minnesota Statutes 1996, sections 120.02, subdivisions 1, 13, 14, 15, and 18; 120.06, subdivisions 1 and 2a; 120.062, subdivisions 4, 5, and 8a; 120.0621, as amended; 120.064, subdivisions 4, 4a, 5, 7, 9, 11, 12, 13, 14, 15, 17, 19, 20, 21, 22, and 24; 120.075, subdivisions 1, 2, 3a, and 4; 120.0751, subdivisions 1, 2, 3, 4, and 5; 120.0752, subdivisions 1, 2, and 3; 120.08; 120.101, subdivisions 5a, 7, 8, 9, and 10; 120.102, subdivisions 1, 3, and 4; 120.103, subdivisions 3, 4, 5, and 6; 120.11; 120.14; 120.17, subdivisions 1, 1b, 2, 3, 3a, 3b, 3d, 4, 4a, 5, 5a, 6, 7, 7a, 8a, 9, 10, 16, 18, and 19; 120.1701, subdivisions 2, 4, 5, 6, 7, 8, 8a, 9, 10, 11, 12, 15, 17, 19, 20, 21, and 22; 120.172, subdivision 2; 120.173, subdivisions 1, 3, 4, and 6; 120.1811; 120.182; 120.183; 120.185; 120.188; 120.189; 120.190; 120.59; 120.60; 120.61; 120.62; 120.63; 120.64; 120.66; 120.73, subdivisions 1, 2a, 2b, 3, and 4; 120.74; 120.75; 120.76; 120.80; 121.1115, subdivisions 1 and 2; 121.155; 121.201; 121.203, subdivision 1; 121.207, subdivisions 2 and 3; 121.585, subdivisions 2, 6, and 7; 121.615, subdivision 11; 121.704; 121.705, subdivision 2; 121.706; 121.707, subdivisions 3, 4, 5, 6, and 7; 121.708; 121.710, subdivisions 2 and 3; 121.831, subdivisions 6, 7, 8, 9, 10, 11, and 12; 121.835, subdivisions 4, 5, 7, and 8; 121.8355, subdivisions 2, 3, 5, and 6; 121.88, subdivisions 2, 3, 4, 6, 7, and 9; 121.882, subdivisions 1, 2b, 3, 7, 7a, 8, and 9; 121.885, subdivisions 1 and 4; 121.904, subdivisions 1, 2, 3, 4c, and 13; 121.906; 121.908; 121.911; 121.912, subdivisions 1a, 1b, 2, 3, 5, and 6; 121.9121, subdivisions 2 and 4; 121.914, subdivisions 2, 3, 4, 5, 6, 7, and 8; 121.917; 122.01; 122.02; 122.03; 122.21; 122.22, subdivisions 1, 4, 5, 6, 7a, 9, 13, 14, 18, 20, and 21; 122.23, subdivisions 2, 2b, 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 16c, 18, 18a, and 20; 122.241; 122.242, subdivisions 1, 3, 8, and 9; 122.243; 122.245, subdivision 2; 122.246; 122.247, subdivisions 2 and 2a; 122.248; 122.25, subdivisions 2 and 3; 122.32; 122.34; 122.355; 122.41; 122.43; 122.44; 122.45, subdivisions 2 and 3a; 122.46; 122.47; 122.48; 122.531, subdivisions 2c, 5a, and 9; 122.5311, subdivision 1; 122.532, subdivisions 2, 3a, and 4; 122.535, subdivisions 2, 3, 4, 5, and 6; 122.541, subdivisions 1, 2, 4, 5, 6, and 7; 122.895; 122.91, subdivisions 2, 2a, 3a, 4, and 6; 122.93, subdivisions 3 and 8; 122.95, subdivisions 1, 1a, 2, and 4; 123.11, subdivisions 1, 2, 3, 4, and 7; 123.12; 123.13; 123.15; 123.33, subdivisions 1, 2, 2a, 3, 4, 6, 7, 11, and 11a; 123.335; 123.34, subdivisions 1, 2, 7, 8, 9, 9a, and 10; 123.35, subdivisions 1, 2, 4, 5, 8a, 9b, 12, 13, 15, 19a, 19b, 20, and 21; 123.351, subdivisions 1, 3, 4, 5, 8, and 8a; 123.3513; 123.3514, subdivisions 3, 4b, 4d, 5, 6, 6b, 7a, and 7b; 123.36, subdivisions 1, 5, 10, 11, 13, and 14; 123.37, subdivisions 1, 1a, and 1b; 123.38, subdivisions 1, 2, 2a, 2b, and 3; 123.39, subdivisions 1, 2, 8, 8a, 8b, 8c, 8d, 8e, 9a, 11, 12, 13, 14, 15, and 16; 123.40, subdivisions 1, 2, and 8; 123.41; 123.582, subdivision 2; 123.63; 123.64; 123.66; 123.681; 123.70, subdivisions 2, 4, and 8; 123.702, subdivisions 1, 1b, 2, 3, 4, 4a, 5, 6, and 7; 123.704; 123.7045; 123.71; 123.72; 123.75, subdivisions 2, 3, and 5; 123.751, subdivisions 1, 2, and 3; 123.76; 123.78, subdivisions 1a and 2; 123.79, subdivision 1; 123.799, as amended; 123.7991, subdivision 3; 123.801; 123.805; 123.932, subdivision 1b; 123.933; 123.935, subdivisions 1, 2, 4, 5, and 6; 123.936; 123.9361; 123.9362; 123.947; 124.06; 124.07, subdivision 2; 124.078; 124.08; 124.09; 124.10, subdivisions 1 and 2; 124.12; 124.14, subdivisions 2, 3, 3a, 4, 6, 7, and 8; 124.15, subdivisions 2, 2a, 3, 4, 5, 6, and 8; 124.17, subdivisions 2, 2a, and 2b; 124.175; 124.19, subdivision 5; 124.195, subdivisions 1, 3, 3a, 3b, 4, 5, 6, and 14; 124.196; 124.2131, subdivisions 1, 2, 3a, 5, 6, 7, 8, 9, and 11; 124.214; 124.225, subdivisions 7f, 8l, 8m,

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124.71, subdivision 1; 124.72; 124.73; 124.74; 124.75; 124.755, subdivisions 2, 3, 4, 5, 6, 7, 8, and 9; 124.82, subdivisions 1 and 3; 124.83, subdivision 8; 124.84, subdivisions 1 and 2; 124.85, subdivisions 2, 2a, 2b, 2c, 5, 6, and 7; 124.86, subdivisions 1, 3, and 4; 124.90; 124.91, subdivisions 4 and 6; 124.912, subdivisions 7 and 9; 124.914; 124.916, as amended; 124.918, subdivisions 2, 3, and 7; 124.95, subdivision 1; 124.97; 124A.02, subdivisions 1, 3a, 20, 21, 22, 23, and 24; 124A.029, subdivisions 1, 3, and 4; 124A.03, subdivisions 2, 2a, 3b, and 3c; 124A.0311, subdivisions 2, 3, and 4; 124A.032; 124A.034; 124A.035; 124A.036, as amended; 124A.04, as amended; 124A.22, subdivisions 2a, 5, 8, and 12; 124A.225, subdivisions 4 and 5; 124A.29; 124A.30; 124C.07; 124C.08, subdivisions 2 and 3; 124C.09; 124C.12, subdivision 2; 124C.45, subdivision 1; 124C.49; 124C.498, as amended; 124C.56; 124C.57, subdivisions 1, 2, and 4; 124C.60, subdivision 2; 124C.72, subdivision 2; 124C.73, subdivision 3; 125.03, subdivisions 1 and 6; 125.04; 125.05, subdivisions 1, 1a, 6, and 8; 125.06; 125.09; 125.11; 125.12, subdivisions 1a, 2, 2a, 3, 3b, 4, 6, 6a, 6b, 7, 8, 9, 9a, 10, 11, and 13; 125.121, subdivisions 1 and 2; 125.135; 125.138, subdivisions 1, 3, 4, and 5; 125.16; 125.17, subdivisions 2, 2b, 3, 3b, 4, 5, 6, 7, 8, 9, 10, 10a, 11, and 12; 125.18; 125.181; 125.183, subdivisions 1, 4, and 5; 125.184; 125.185, subdivisions 1, 2, 4, 5, and 7; 125.187; 125.188, subdivisions 1, 3, and 5; 125.1885, subdivision 5; 125.189; 125.1895, subdivision 4; 125.211, subdivision 2; 125.230, subdivisions 4, 6, and 7; 125.231, subdivision 3; 125.53; 125.54; 125.60, subdivisions 2, 3, 4, 6a, and 8; 125.611, subdivisions 1 and 13; 125.62, subdivisions 2, 3, and 7; 125.623, subdivision 3; 125.702; 125.703; 125.704, subdivision 1; 125.705, subdivisions 1, 3, 4, and 5; 125.80; 126.05; 126.12; 126.13; 126.14; 126.15, subdivisions 2 and 3; 126.1995; 126.21, subdivisions 3 and 5; 126.22, subdivisions 5 and 6; 126.235; 126.239, subdivision 1; 126.262, subdivisions 3 and 6; 126.264; 126.265; 126.266, subdivision 1; 126.267; 126.36, subdivisions 1, 5, and 7; 126.43, subdivisions 1 and 2; 126.48, subdivisions 1, 2, 3, 4, and 5; 126.49, subdivisions 1, 5, 6, and 8; 126.50; 126.501; 126.51, subdivisions 1a and 2; 126.52, subdivisions 5 and 8; 126.531, subdivision 1; 126.54, subdivisions 1, 2, 3, 4, 5, and 6; 126.56, subdivision 6; 126.69, subdivision 1; 126.70, subdivisions 1 and 2a; 126.72, subdivisions 3 and 6; 126.78, subdivision 4; 126.84, subdivisions 1, 3, 4, and 5; 126A.01; 126B.01, subdivisions 2 and 4; 126B.10; 127.02; 127.03; 127.04; 127.17, subdivisions 1, 3, and 4; 127.19; 127.20; 127.40, subdivision 4; 127.41; 127.411; 127.412; 127.413; 127.42; 127.44; 127.45, subdivision 2; 127.455; 127.46; 127.47, subdivision 2; 127.48; 129C.10, subdivisions 3a, 3b, 4, and 6; and 129C.15; Minnesota Statutes 1997 Supplement, sections 120.05; 120.062, subdivisions 3, 6, and 7; 120.064, subdivisions 8, 10, 14a, and 20a; 120.101, subdivisions 5 and 5c; 120.1015; 120.1701, subdivision 3; 120.181; 121.615, subdivisions 2, 3, 9, and 10; 121.831, subdivision 3; 121.88, subdivision 10; 121.882, subdivision 2; 121.904, subdivision 4a; 121.912, subdivision 1; 123.35, subdivision 8; 123.3514, subdivisions 4, 4a, 4e, 6c, and 8; 123.7991, subdivision 2; 124.155, subdivisions 1 and 2; 124.17, subdivision 4; 124.195, subdivisions 2, 7, and 10; 124.2445; 124.2455; 124.248, subdivisions 3 and 4; 124.26, subdivision 2; 124.2601, subdivision 6; 124.2615, subdivision 2; 124.2713, subdivision 8; 124.321, subdivisions 1 and 2; 124.322, subdivision 1a; 124.323, subdivision 1; 124.41, subdivision 2; 124.431, subdivisions 2 and 11; 124.45, subdivision 2; 124.481; 124.574, subdivision 9; 124.83, subdivision 1; 124.86, subdivision 2; 124.91, subdivision 5; 124.912, subdivisions 1 and 6; 124.918, subdivisions 1, 6, and 8; 124A.22, subdivisions 6, 11, and 13; 124A.23, subdivisions 1, 2, and 3; 124A.28, subdivision 3; 124C.45, subdivision 1a; 125.05, subdivision 1c; 125.12, subdivision 14; 126.22, subdivisions 2, 3a, and 8; 126.23, subdivision 1; 126.51, subdivision 1; 126.531, subdivision 3; 126.72, subdivision 2; 126.77, subdivision 1; and 129C.10, subdivision 3; proposing coding for new law as Minnesota Statutes, chapters 120B; and 120C; repealing Minnesota Statutes 1996, sections 120.17, subdivision 2; 120.71; 120.72; 120.90; 122.52; 122.532, subdivision 1; 122.541, subdivision 3; 123.35, subdivision 10; 123.42; 124.01; 124.19, subdivision 4; 124.2725, as amended; 124.312, as amended; 124.38, subdivision 9;

124.472; 124.473; 124.474; 124.476; 124.477; 124.478; 124.479; 124.71, subdivision 2; 124A.02, subdivisions 15 and 16; 124A.029, subdivision 2; 124A.22, subdivision 13f; 124A.225, subdivision 6; 124A.31; 124C.55; 124C.56; 124C.57; 124C.58; 125.10; 126.84, subdivision 6; 127.01; 127.08; 127.09; 127.10; 127.11; 127.12; 127.13; 127.15; 127.16; 127.17, subdivision 2; 127.21; 127.23; and 127.25; Minnesota Statutes 1997 Supplement, sections 124.313; 124.314; and 124A.26.

Reports the same back with the recommendation that the report from the Committee on Children, Families and Learning, shown in the Journal for February 23, 1998, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass". Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S.F. Nos. 2555, 3046, 2130 and 2082 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Hottinger and Spear introduced--

S.F. No. 3399: A bill for an act relating to commerce; regulating franchises; modifying the definition of a franchise; amending Minnesota Statutes 1997 Supplement, section 80C.01, subdivision 4.

Referred to the Committee on Commerce.

MEMBERS EXCUSED

Mr. Lessard was excused from the Session of today from 9:00 to 10:05 a.m. Mr. Sams was excused from the Session of today from 9:00 to 10:15 a.m. Mr. Morse was excused from the Session of today at 10:30 a.m. Mr. Stumpf was excused from the Session of today from 11:00 to 11:30 a.m. Mr. Kelly, R.C. was excused from the Session of today at 11:15 a.m. Mrs. Fischbach was excused from the Session of today at 11:20 a.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Monday, March 16, 1998. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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