

STATE OF MINNESOTA

# Journal of the Senate

EIGHTY-FIRST LEGISLATURE

ONE HUNDRED THIRD DAY

St. Paul, Minnesota, Thursday, April 6, 2000

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

## CALL OF THE SENATE

Senator Higgins 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. Larry Rehlander.

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

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

The President declared a quorum present.

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

## MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 2514, 3307, 3154, 2848, 3150, 3195 and 3291.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

## CALL OF THE SENATE

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

**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. 2795:** A bill for an act relating to state government; regulating investments; modifying investment options for the medical education endowment fund and the tobacco use prevention and local public health endowment fund; amending Minnesota Statutes 1998, section 11A.24, subdivisions 5 and 6; Minnesota Statutes 1999 Supplement, sections 62J.694, subdivisions 1 and 2; and 144.395, subdivisions 1 and 2.

Senate File No. 2795 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

**CONCURRENCE AND REPASSAGE**

Senator Metzen moved that the Senate concur in the amendments by the House to S.F. No. 2795 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2795 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 2877:** A bill for an act relating to natural resources; adding to the Iron Range off-highway vehicle state recreation area; extending the availability of a previous appropriation.

Senate File No. 2877 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Janezich moved that the Senate concur in the amendments by the House to S.F. No. 2877 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2877 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	Hanson	Knutson	Oliver	Scheid
Belanger	Higgins	Krentz	Olson	Solon
Berg	Janezich	Langseth	Ourada	Spear
Berglin	Johnson, D.E.	Larson	Piper	Stevens
Betzold	Johnson, D.H.	Lesewski	Pogemiller	Stumpf
Cohen	Junge	Lessard	Price	Terwilliger
Day	Kelley, S.P.	Limmer	Ranum	Vickerman
Dille	Kelly, R.C.	Lourey	Ring	Wiener
Fischbach	Kierlin	Metzen	Robertson	Wiger
Flynn	Kinkel	Moe, R.D.	Robling	Ziegler
Foley	Kiscaden	Neuville	Sams	
Frederickson	Kleis	Novak	Scheevel	

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. 2655:** A bill for an act relating to taxation; recodifying insurance tax laws; providing for civil and criminal penalties; appropriating money; amending Minnesota Statutes 1998, sections 43A.316, subdivision 9; 43A.317, subdivision 8; 60A.19, subdivision 8; 60A.198, subdivision 3; 60A.208, subdivision 8; 60A.209, subdivision 3; 60C.17; 60E.04, subdivision 4; 60E.095; 61B.30, subdivision 1; 62C.01, subdivision 3; 62E.10, subdivision 1; 62E.13, subdivision 10; 62L.13, subdivision 3; 62T.10; 64B.24; 71A.04, subdivision 1; 79.252, subdivision 4; 79.34, subdivision 1a; 176A.08; 290.35, subdivisions 2, 3, and 6; 295.58; and 424.165; Minnesota Statutes 1999 Supplement, sections 43A.23, subdivision 1; and 60A.19, subdivision 6; proposing coding for new law as Minnesota Statutes, chapter 297I; repealing Minnesota Statutes 1998, sections 60A.15; 60A.152; 60A.198, subdivision 6; 60A.199, subdivisions 2, 3, 4, 5, 6, 6a, 7, 8, 9, 10, and 11; 60A.209, subdivisions 4 and 5; 69.54; 69.55; 69.56; 69.57; 69.58; 69.59; 69.60; 69.61; 71A.04, subdivision 2; 299F.21; 299F.22; 299F.23; 299F.24; 299F.25; and 299F.26; Minnesota Rules, part 2765.1500, subpart 6.

Senate File No. 2655 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

**CONCURRENCE AND REPASSAGE**

Senator Scheid moved that the Senate concur in the amendments by the House to S.F. No. 2655 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2655 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Krentz	Oliver	Samuelson
Belanger	Janezich	Langseth	Olson	Scheevel
Berg	Johnson, D.E.	Larson	Ourada	Scheid
Berglin	Johnson, D.H.	Lesewski	Pariseau	Solon
Betzold	Junge	Lessard	Piper	Spear
Cohen	Kelley, S.P.	Limmer	Pogemiller	Stevens
Day	Kelly, R.C.	Lourey	Price	Stumpf
Dille	Kierlin	Marty	Ranum	Vickerman
Fischbach	Kinkel	Metzen	Ring	Wiener
Flynn	Kiscaden	Moe, R.D.	Robertson	Wiger
Foley	Kleis	Neuville	Robling	Ziegler
Frederickson	Knutson	Novak	Sams	

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. 2783:** A bill for an act relating to the secretary of state; regulating fees; regulating the filing of annual registrations by corporations and other business entities with the secretary of state; providing for technical amendments to provisions regarding digital signatures; allowing the extension of duration of certain nonprofit corporations; amending Minnesota Statutes 1998, sections 5.12, subdivision 1; 5.14; 302A.821; 303.14, subdivision 1; 303.21, subdivision 3; 317A.801, subdivision 1; 317A.823; 317A.827; 318.02, by adding a subdivision; 322B.960; 323A.10-03; 325K.07, subdivision 3; 325K.10, subdivisions 1 and 2; 325K.18, subdivision 3; 325K.19; and 325K.23; Minnesota Statutes 1999 Supplement, sections 325K.05, subdivision 1; and 336.9-411; proposing coding for new law in Minnesota Statutes, chapters 5; and 308A; repealing Minnesota Statutes 1998, sections 303.07, subdivision 2; 303.14, subdivisions 3, 4, and 5; and 322B.960, subdivision 3.

Senate File No. 2783 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

**CONCURRENCE AND REPASSAGE**

Senator Knutson moved that the Senate concur in the amendments by the House to S.F. No. 2783 and that the bill be placed on its repassage as amended. The motion prevailed.

**S.F. No. 2783:** A bill for an act relating to state government; defining a term for the purposes of chapter 16A; regulating fees of the secretary of state; regulating the filing of annual registrations

by corporations and other business entities with the secretary of state; providing for technical amendments to provisions regarding digital signatures; allowing the extension of duration of certain nonprofit corporations; amending Minnesota Statutes 1998, sections 5.12, subdivision 1; 5.14; 16A.011, by adding a subdivision; 302A.821; 303.14, subdivision 1; 303.21, subdivision 3; 317A.801, subdivision 1; 317A.823; 317A.827; 318.02, by adding a subdivision; 322B.960; 323A.10-03; 325K.07, subdivision 3; 325K.10, subdivisions 1 and 2; 325K.18, subdivision 3; 325K.19; and 325K.23; Minnesota Statutes 1999 Supplement, sections 325K.05, subdivision 1; and 336.9-411; proposing coding for new law in Minnesota Statutes, chapters 5; and 308A; repealing Minnesota Statutes 1998, sections 303.07, subdivision 2; 303.14, subdivisions 3, 4, and 5; and 322B.960, subdivision 3.

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

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. 2968:** A bill for an act relating to lake improvement districts; modifying provisions relating to lake improvement districts; amending Minnesota Statutes 1998, sections 103B.535; 103B.545, subdivision 1; 103B.551, subdivision 1; 103B.555, subdivision 1; and 103B.571, subdivision 3.

Senate File No. 2968 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Ourada moved that the Senate concur in the amendments by the House to S.F. No. 2968 and that the bill be placed on its repassage as amended. The motion prevailed.

**S.F. No. 2968:** A bill for an act relating to lake improvement districts; modifying relating to lake improvement districts; amending Minnesota Statutes 1998, sections 103B.535; 103B.545, subdivision 1; 103B.551, subdivision 1; 103B.555, subdivision 1; and 103B.571, subdivision 3; Minnesota Statutes 1999 Supplement, section 275.70, subdivision 5.

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

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

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

Those who voted in the affirmative were:

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

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. 11:** A bill for an act relating to domestic abuse; providing for a six-year statute of limitations for causes of action based on domestic abuse; amending Minnesota Statutes 1998, section 541.05, subdivision 1; Minnesota Statutes 1999 Supplement, section 541.07.

Senate File No. 11 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

Senator Betzold moved that the Senate do not concur in the amendments by the House to S.F. No. 11, 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. 3036:** A bill for an act relating to natural resources; providing for seizure and administrative forfeiture of certain firearms and abandoned property; modifying authority to issue trespass citations; modifying provisions for forfeited vehicles; modifying definition of peace officer; providing civil penalties; appropriating money; amending Minnesota Statutes 1998, sections 97B.002, subdivision 1; and 609.5312, subdivision 4; Minnesota Statutes 1999 Supplement, sections 169.1217, subdivision 9; and 169.123, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 97A.

Senate File No. 3036 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

Senator Johnson, D.H. moved that the Senate do not concur in the amendments by the House to S.F. No. 3036, 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. 884:** A bill for an act relating to marriage; providing for a reduced marriage license fee for couples who obtain premarital education; increasing filing fee for marriage dissolution proceedings; amending Minnesota Statutes 1998, sections 357.021, subdivision 2; and 517.08, subdivisions 1b and 1c.

Senate File No. 884 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Dille moved that the Senate concur in the amendments by the House to S.F. No. 884 and that the bill be placed on its repassage as amended. The motion prevailed.

**S.F. No. 884:** A bill for an act relating to marriage; changing the license fee; providing for a reduced fee for couples who obtain premarital education; providing for disposition of the fee; amending Minnesota Statutes 1998, section 517.08, subdivisions 1b and 1c.

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 55 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Krentz	Neuville	Samuelson
Belanger	Janezich	Langseth	Oliver	Scheevel
Berg	Johnson, D.E.	Larson	Olson	Scheid
Betzold	Johnson, D.H.	Lesewski	Ourada	Solon
Cohen	Junge	Lessard	Pariseau	Stevens
Day	Kelley, S.P.	Limmer	Piper	Stumpf
Dille	Kelly, R.C.	Lourey	Price	Terwilliger
Fischbach	Kierlin	Marty	Ranum	Vickerman
Foley	Kiscaden	Metzen	Ring	Wiener
Frederickson	Kleis	Moe, R.D.	Robling	Wiger
Hanson	Knutson	Murphy	Sams	Ziegler

Those who voted in the negative were:

Berglin	Higgins	Pogemiller	Robertson	Spear
Flynn	Pappas			

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. 3626:** A bill for an act relating to insurance; adjusting aspects of eligibility and coverage in the comprehensive health association; requiring a study of premium rates; amending Minnesota Statutes 1998, sections 62E.05, subdivision 2; 62E.08; 62E.10, by adding a subdivision; 62E.101; 62E.13, subdivision 2; 62E.14, subdivision 1; 62E.15, by adding a subdivision; and 62E.18; Minnesota Statutes 1999 Supplement, section 62E.12.

Senate File No. 3626 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Wiener moved that the Senate concur in the amendments by the House to S.F. No. 3626 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 3626 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

Anderson	Higgins	Krentz	Olson	Scheevel
Belanger	Hottinger	Langseth	Ourada	Scheid
Berg	Janezich	Larson	Pappas	Solon
Berglin	Johnson, D.E.	Lesewski	Pariseau	Spear
Betzold	Johnson, D.H.	Lessard	Piper	Stevens
Cohen	Johnson, D.J.	Limmer	Pogemiller	Stumpf
Day	Kelley, S.P.	Lourey	Price	Terwilliger
Dille	Kelly, R.C.	Marty	Ranum	Vickerman
Fischbach	Kierlin	Metzen	Ring	Wiener
Flynn	Kinkel	Moe, R.D.	Robertson	Wiger
Foley	Kiscaden	Murphy	Robling	Ziegler
Frederickson	Kleis	Neuville	Sams	
Hanson	Knutson	Oliver	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. 1495:** A bill for an act relating to commerce; enacting revised article 9 of the Uniform Commercial Code as adopted by the National Conference of Commissioners on Uniform State Laws; amending Minnesota Statutes 1998, sections 336.1-105; 336.1-201; 336.2-103; 336.2-210; 336.2-326; 336.2-502; 336.2-716; 336.2A-103; 336.2A-303; 336.2A-307; 336.2A-309; 336.4-210; 336.7-503; 336.8-103; 336.8-106; 336.8-110; 336.8-301; 336.8-302; and 336.8-510; proposing coding for new law in Minnesota Statutes, chapter 336; repealing Minnesota Statutes 1998, sections 336.9-101; 336.9-102; 336.9-103; 336.9-104; 336.9-105; 336.9-106; 336.9-107; 336.9-108; 336.9-109; 336.9-110; 336.9-112; 336.9-113; 336.9-114; 336.9-115; 336.9-116; 336.9-201; 336.9-202; 336.9-204; 336.9-205; 336.9-206; 336.9-207; 336.9-208; 336.9-301;

336.9-302; 336.9-303; 336.9-304; 336.9-305; 336.9-306; 336.9-307; 336.9-308; 336.9-309; 336.9-310; 336.9-311; 336.9-312; 336.9-313; 336.9-314; 336.9-315; 336.9-316; 336.9-317; 336.9-318; 336.9-403; 336.9-404; 336.9-405; 336.9-406; 336.9-407; 336.9-408; 336.9-410; 336.9-412; 336.9-413; 336.9-501; 336.9-502; 336.9-503; 336.9-504; 336.9-505; 336.9-506; 336.9-507; and 336.9-508; and Minnesota Statutes 1999 Supplement, sections 336.9-203; 336.9-401; 336.9-402; and 336.9-411.

Senate File No. 1495 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Hottinger moved that the Senate concur in the amendments by the House to S.F. No. 1495 and that the bill be placed on its repassage as amended. The motion prevailed.

**S.F. No. 1495:** A bill for an act relating to commerce; enacting revised article 9 of the Uniform Commercial Code as adopted by the National Conference of Commissioners on Uniform State Laws; amending Minnesota Statutes 1998, sections 336.1-105; 336.1-201; 336.2-103; 336.2-210; 336.2-326; 336.2-502; 336.2-716; 336.2A-103; 336.2A-303; 336.2A-307; 336.2A-309; 336.4-210; 336.7-503; 336.8-103; 336.8-106; 336.8-110; 336.8-301; 336.8-302; and 336.8-510; proposing coding for new law in Minnesota Statutes, chapter 336; repealing Minnesota Statutes 1998, sections 336.9-101; 336.9-102; 336.9-103; 336.9-104; 336.9-105; 336.9-106; 336.9-107; 336.9-108; 336.9-109; 336.9-110; 336.9-112; 336.9-113; 336.9-114; 336.9-115; 336.9-116; 336.9-201; 336.9-202; 336.9-204; 336.9-205; 336.9-206; 336.9-207; 336.9-208; 336.9-301; 336.9-302; 336.9-303; 336.9-304; 336.9-305; 336.9-306; 336.9-307; 336.9-308; 336.9-309; 336.9-310; 336.9-311; 336.9-312; 336.9-313; 336.9-314; 335.9-315; 336.9-316; 336.9-317; 336.9-318; 336.9-403; 336.9-404; 336.9-405; 336.9-406; 336.9-407; 336.9-408; 336.9-410; 336.9-412; 336.9-413; 336.9-501; 336.9-502; 336.9-503; 336.9-504; 336.9-505; 336.9-506; 336.9-507; and 336.9-508; Minnesota Statutes 1999 Supplement, sections 336.9-203; 336.9-401; 336.9-402; and 336.9-411.

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

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

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

Those who voted in the affirmative were:

Anderson	Hottinger	Krentz	Olson	Scheevel
Belanger	Janezich	Langseth	Ourada	Scheid
Berg	Johnson, D.E.	Larson	Pappas	Solon
Berglin	Johnson, D.H.	Lesewski	Pariseau	Spear
Betzold	Johnson, D.J.	Lessard	Piper	Stevens
Cohen	Junge	Limmer	Pogemiller	Stumpf
Day	Kelley, S.P.	Lourey	Price	Terwilliger
Dille	Kelly, R.C.	Marty	Ranum	Vickerman
Flynn	Kierlin	Metzen	Ring	Wiener
Foley	Kinkel	Moe, R.D.	Robertson	Wiger
Frederickson	Kiscaden	Murphy	Robling	Ziegler
Hanson	Kleis	Neuville	Sams	
Higgins	Knutson	Oliver	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 that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 3 members of the House, on the amendments adopted by the House to the following Senate File:

**S.F. No. 2951:** A bill for an act relating to municipalities; clarifying the use of alternative dispute resolution in certain proceedings; requiring a report to the legislature; exempting the office of strategic and long-range planning from adopting rules until a certain date; providing instructions to the revisor of statutes; amending Minnesota Statutes 1999 Supplement, section 414.12; repealing Minnesota Statutes 1998, section 414.10.

There has been appointed as such committee on the part of the House:

Larsen, P.; Vandever and Rukavina.

Senate File No. 2951 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 619, 3138 and 3346.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

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. 1896:** A bill for an act relating to human services; changing provisions for erroneous payment of medical assistance money; changing probate provisions for estates subject to medical assistance claims and medical assistance liens; amending Minnesota Statutes 1998, sections 256B.064; 256B.15, subdivisions 1a and 4; 514.981, subdivision 6; 524.3-801; and 525.312; proposing coding for new law in Minnesota Statutes, chapters 524; and 525.

Senate File No. 1896 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Kiscaden moved that the Senate concur in the amendments by the House to S.F. No. 1896 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1896 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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. 2473:** A bill for an act relating to family law; child custody; altering the standards for modifying sole physical custody of a child; amending Minnesota Statutes 1998, sections 518.175, subdivision 3; and 518.18.

Senate File No. 2473 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

Senator Knutson moved that the Senate do not concur in the amendments by the House to S.F. No. 2473, 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. 2484:** A bill for an act relating to traffic regulations; requiring vehicles to be driven in the right-hand lane unless overtaking slower vehicles; modifying school zone speed limit provisions; amending Minnesota Statutes 1998, sections 169.14, subdivisions 4 and 5a; and 169.18, subdivision 7.

Senate File No. 2484 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

Senator Day moved that the Senate do not concur in the amendments by the House to S.F. No. 2484, 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. 2737:** A bill for an act relating to drivers' licenses; allowing applicant for driver's license to donate \$1 for public information and education about anatomical gifts; requiring report; amending Minnesota Statutes 1998, section 171.06, subdivision 2.

Senate File No. 2737 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

Senator Lourey moved that the Senate do not concur in the amendments by the House to S.F. No. 2737, 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. 3160:** A bill for an act relating to drivers' licenses; extending ignition interlock pilot program; making clarifying and technical changes; amending Minnesota Statutes 1998, section 171.305, as amended; repealing Minnesota Rules, parts 7409.3700; 7409.3710; 7409.3720; 7409.3730; 7409.3740; 7409.3750; 7409.3760; and 7409.3770.

Senate File No. 3160 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

Senator Day, for Senator Neuville, moved that the Senate do not concur in the amendments by the House to S.F. No. 3160, 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. 3410:** A bill for an act relating to child protection; modifying provisions relating to child neglect and domestic violence; adding a definition for a child exposed to domestic violence; amending Minnesota Statutes 1998, section 626.556, by adding a subdivision; Minnesota Statutes 1999 Supplement, section 626.556, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 626.

Senate File No. 3410 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Berglin moved that the Senate concur in the amendments by the House to S.F. No. 3410 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 3410 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

Anderson	Hottinger	Krentz	Olson	Scheevel
Belanger	Janezich	Langseth	Ourada	Scheid
Berg	Johnson, D.E.	Larson	Pappas	Solon
Berglin	Johnson, D.H.	Lesewski	Pariseau	Spear
Betzold	Johnson, D.J.	Lessard	Piper	Stevens
Cohen	Junge	Limmer	Pogemiller	Stumpf
Day	Kelley, S.P.	Lourey	Price	Terwilliger
Dille	Kelly, R.C.	Marty	Ranum	Vickerman
Fischbach	Kierlin	Metzen	Ring	Wiener
Flynn	Kinkel	Moe, R.D.	Robertson	Wiger
Foley	Kiscaden	Murphy	Robling	Ziegler
Frederickson	Kleis	Neuville	Sams	
Higgins	Knutson	Oliver	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. 3178:** A bill for an act relating to public safety; authorizing commissioner of public safety to award public safety grants; continuing certain rule authority of commissioner of public safety; changing per diem payments to members of the board of private detectives and protective agents; requiring changes in rules regarding training programs; amending Minnesota Statutes 1998, sections 299A.01, subdivision 2, and by adding a subdivision; 326.33, subdivision 6; and 326.3361, subdivision 1.

Senate File No. 3178 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

Senator Metzen moved that the Senate do not concur in the amendments by the House to S.F. No. 3178, 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. 3082:** A bill for an act relating to the city of Duluth; authorizing the city council to establish or grant additional powers to a human rights commission.

Senate File No. 3082 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Solon moved that the Senate concur in the amendments by the House to S.F. No. 3082 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 3082 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 2794:** A bill for an act relating to family law; modifying provisions under the expedited child support process; amending Minnesota Statutes 1999 Supplement, section 518.5513, subdivisions 1 and 3.

Senate File No. 2794 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Foley moved that the Senate concur in the amendments by the House to S.F. No. 2794 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2794 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 3018:** A bill for an act relating to children; providing for designation of standby and alternate custodians of children; amending Minnesota Statutes 1998, sections 171.07, subdivision 11; and 524.5-505; proposing coding for new law as Minnesota Statutes, chapter 257B; repealing Minnesota Statutes 1998, sections 257A.01; 257A.02; 257A.03; 257A.04; 257A.05; 257A.06; 257A.07; 257A.08; 257A.09; and 257A.10.

Senate File No. 3018 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Ranum moved that the Senate concur in the amendments by the House to S.F. No. 3018 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 3018 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	Janezich	Larson	Pappas	Scheid
Belanger	Johnson, D.E.	Lesewski	Pariseau	Solon
Berg	Johnson, D.H.	Lessard	Piper	Spear
Berglin	Johnson, D.J.	Limmer	Pogemiller	Stevens
Betzold	Junge	Lourey	Price	Stumpf
Cohen	Kelley, S.P.	Marty	Ranum	Terwilliger
Day	Kelly, R.C.	Metzen	Ring	Vickerman
Dille	Kierlin	Moe, R.D.	Robertson	Wiener
Fischbach	Kinkel	Murphy	Robling	Wiger
Foley	Kleis	Neuville	Runbeck	Ziegler
Frederickson	Knutson	Oliver	Sams	
Higgins	Krentz	Olson	Samuelson	
Hottinger	Langseth	Ourada	Scheevel	

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. 3116:** A bill for an act relating to creditors' remedies; regulating garnishments, executions, and levies; revising forms; regulating service; defining terms; providing notification;

increasing the dollar amount of attorneys' execution levies; making various housekeeping and technical changes; amending Minnesota Statutes 1998, sections 550.051, subdivision 1; 550.136, subdivisions 2 and 9; 550.143, subdivisions 7 and 8; 551.01; 551.04, subdivisions 4, 6, and 9; 551.05, subdivision 5; 551.06, subdivision 9; 571.72, subdivision 2; 571.74; 571.79; 571.82, subdivision 1; 571.914, subdivision 2; and 571.921; Minnesota Statutes 1999 Supplement, sections 550.136, subdivisions 6 and 10; 550.143, subdivision 3; 551.05, subdivision 1a; 551.06, subdivision 10; 571.75, subdivision 2; 571.912; and 571.925; proposing coding for new law in Minnesota Statutes, chapters 550; 551; and 571; repealing Minnesota Statutes 1998, section 571.80.

Senate File No. 3116 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Knutson moved that the Senate concur in the amendments by the House to S.F. No. 3116 and that the bill be placed on its repassage as amended. The motion prevailed.

**S.F. No. 3116:** A bill for an act relating to creditors' remedies; regulating garnishments, executions, and levies; revising forms; regulating service; defining terms; providing notification; increasing the dollar amount of attorneys' execution levies; making various housekeeping and technical changes; amending Minnesota Statutes 1998, sections 550.051, subdivision 1; 550.136, subdivisions 2 and 9; 550.143, subdivisions 7 and 8; 551.01; 551.04, subdivisions 4, 6, and 9; 551.05, subdivision 5; 551.06, subdivision 9; 571.72, subdivision 2; 571.74; 571.79; 571.82, subdivision 1; 571.914, subdivision 2; and 571.921; Minnesota Statutes 1999 Supplement, sections 550.136, subdivisions 6 and 10; 550.143, subdivision 3; 551.05, subdivision 1a; 551.06, subdivision 10; 571.75, subdivision 2; 571.912; and 571.925; proposing coding for new law in Minnesota Statutes, chapters 551; and 571; repealing Minnesota Statutes 1998, section 571.80.

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

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

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

Those who voted in the affirmative were:

Anderson	Hottinger	Langseth	Ourada	Scheevel
Belanger	Janezich	Larson	Pappas	Scheid
Berglin	Johnson, D.E.	Lesewski	Pariseau	Solon
Betzold	Johnson, D.H.	Lessard	Piper	Spear
Cohen	Johnson, D.J.	Limmer	Pogemiller	Stevens
Day	Kelley, S.P.	Lourey	Price	Stumpf
Dille	Kelly, R.C.	Marty	Ranum	Terwilliger
Fischbach	Kierlin	Metzen	Ring	Vickerman
Flynn	Kinkel	Moe, R.D.	Robertson	Wiener
Foley	Kiscaden	Murphy	Robling	Wiger
Frederickson	Kleis	Neuville	Runbeck	Ziegler
Hanson	Knutson	Oliver	Sams	
Higgins	Krentz	Olson	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. 173:** A bill for an act relating to natural resources; allowing the possession of wild animals taken under the Red Lake Band's conservation code on Red Lake Reservation lands north of the 49th parallel; amending Minnesota Statutes 1998, section 97A.505, by adding a subdivision.

Senate File No. 173 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

### CONCURRENCE AND REPASSAGE

Senator Moe, R.D. moved that the Senate concur in the amendments by the House to S.F. No. 173 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 173 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 2456:** A bill for an act relating to local government; authorizing Wright county to convey certain county ditches to the cities of St. Michael and Albertville.

Senate File No. 2456 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 5, 2000

Senator Ourada moved that the Senate do not concur in the amendments by the House to S.F. No. 2456, 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 House File, herewith transmitted: H.F. Nos. 3213, 2833, 3465, 3488, 3516, 3642 and 3839.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 5, 2000

### FIRST READING OF HOUSE BILLS

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

**H.F. No. 3213:** A bill for an act relating to natural resources; modifying timber provisions; requiring certain rule changes for public use of recreational areas; amending Minnesota Statutes 1998, sections 90.121; 90.14; 90.151, subdivisions 1 and 4; 90.161, subdivisions 1 and 2; 90.162; 90.173; 90.181; 90.201, subdivision 2, and by adding a subdivision; 90.252; and 90.281; proposing coding for new law in Minnesota Statutes, chapter 90.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2878, now on General Orders.

**H.F. No. 2833:** A bill for an act relating to crime; authorizing certain behavioral data on students to be disclosed to the juvenile justice system; providing that when a juvenile has been adjudicated delinquent for certain violations of criminal law that the disposition order shall be shared with certain school officials, law enforcement, and specified others; providing for data sharing between probation officers and school officials for juveniles on probation; amending Minnesota Statutes 1998, section 13.32, subdivision 8; Minnesota Statutes 1999 Supplement, sections 13.99, by adding a subdivision; and 260B.171, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 121A.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2891, now on General Orders.

**H.F. No. 3465:** A bill for an act relating to crime prevention; providing criminal penalties for persons who threaten to harm a school official; amending Minnesota Statutes 1998, section 609.713, by adding a subdivision.

Referred to the Committee on Crime Prevention.

**H.F. No. 3488:** A bill for an act relating to state government; authorizing hiring private counsel for state agencies; amending Minnesota Statutes 1998, section 8.06; proposing coding for new law in Minnesota Statutes, chapter 8.

Referred to the Committee on Judiciary.

**H.F. No. 3516:** A bill for an act relating to natural resources; allowing expenditure of appropriated money for certain seminars and conferences; clarifying certain prohibitions related to the operation of snowmobiles, all-terrain vehicles, and motorboats; modifying composition of the outdoor recreation system; modifying disposition of certain receipts; designating a migratory waterfowl refuge; modifying certain rulemaking authority; eliminating trawling fees; providing for acquisition of critical aquatic habitat; modifying commissioner's authority to remove rough fish; providing for replacement licenses; modifying minnow retailer and turtle license provisions; clarifying forfeiture procedure; modifying mineral land provisions; increasing project amount for security in place of bonds; granting legislative approval for certain water usage; authorizing the commissioner of natural resources to use snowmobile grant-in-aid funds to reimburse eligible recipients for certain snowmobile trail grooming equipment expenses; amending Minnesota Statutes 1998, sections 9.071; 86A.04; 86B.331, subdivision 1; 93.05; 93.055; 93.14; 93.15; 93.16; 93.17; 93.193, subdivision 1; 93.21; 93.22; 93.25, subdivisions 1 and 2; 93.26; 93.27; 93.28; 93.285, subdivisions 2 and 3; 93.335, subdivision 1; 93.43; 97A.095, by adding a subdivision; 97A.405, by adding a subdivision; 97A.475, subdivision 30, and by adding a subdivision; 97C.041; 97C.501, subdivisions 1 and 2; and 97C.605, subdivisions 1 and 2; Minnesota Statutes 1999 Supplement, sections 84.91, subdivision 1; 97A.065, subdivision 2; 169.1217, subdivision 7a; 290.431; 290.432; and 574.264, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 84; 93; and 97C; repealing Minnesota Statutes 1998, sections 93.07; 93.08;

93.09; 93.10; 93.11; 93.12; 93.13; 93.18; 93.19; 93.191; 93.192; 93.202; 93.23; 93.24; 93.283; 93.285, subdivisions 4 and 5; 93.30; 93.31; 93.32; 93.335, subdivisions 4 and 5; 93.34, subdivisions 1 and 3; 93.351; 93.352; 93.353; 93.354; 93.355; 93.356; 93.357; 93.37; 93.38; 93.39; 93.42; and 97B.312.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 3071, now on General Orders.

**H.F. No. 3642:** A bill for an act relating to health; modifying provisions for application for and distribution of medical education funds; amending Minnesota Statutes 1999 Supplement, section 62J.692, subdivisions 1, 3, and 4.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2847, now on General Orders.

**H.F. No. 3839:** A bill for an act relating to health; modifying provisions for speech-language pathologists, audiologists, unlicensed mental health practitioners, alcohol and drug counselors, and hearing instrument dispensers; requiring a study; extending a board; amending Minnesota Statutes 1998, sections 148.512, subdivision 5; 148.515, subdivision 3; 148.517, by adding a subdivision; 148.518, subdivision 2; 148.5193, subdivisions 1, 2, 4, 6, and by adding a subdivision; 148.5196, subdivision 3; 148B.60, subdivision 3; 148B.68, subdivision 1; 148B.69, by adding a subdivision; 148B.71, subdivision 1; 148C.01, subdivisions 2, 7, 9, 10, and by adding a subdivision; 148C.03, subdivision 1; 148C.04, by adding subdivisions; 148C.06, subdivisions 1 and 2; 148C.09, subdivisions 1 and 1a; 148C.10, by adding a subdivision; 148C.11, subdivision 1; 153A.13, subdivision 9, and by adding subdivisions; 153A.14, subdivisions 1, 2a, 2h, 4, 4a, and by adding subdivisions; and 153A.15, subdivision 1; Laws 99, chapter 223, article 2, section 81, as amended; repealing Minnesota Statutes 1998, sections 148.5193, subdivisions 3 and 5; and 148C.04, subdivision 5.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2474, now on General Orders.

## REPORTS OF COMMITTEES

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

**Senator Moe, R.D. from the Committee on Rules and Administration, to which was referred**

**H.F. No. 3497** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3497	3539				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 3497 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3497 and insert the language after the enacting clause of S.F. No. 3539, the first engrossment; further, delete the title of H.F. No. 3497 and insert the title of S.F. No. 3539, the first engrossment.

And when so amended H.F. No. 3497 will be identical to S.F. No. 3539, and further recommends that H.F. No. 3497 be given its second reading and substituted for S.F. No. 3539, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

**Senator Moe, R.D. from the Committee on Rules and Administration, to which was referred**

**H.F. No. 3901** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3901	3769				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 3901 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3901 and insert the language after the enacting clause of S.F. No. 3769, the first engrossment; further, delete the title of H.F. No. 3901 and insert the title of S.F. No. 3769, the first engrossment.

And when so amended H.F. No. 3901 will be identical to S.F. No. 3769, and further recommends that H.F. No. 3901 be given its second reading and substituted for S.F. No. 3769, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

## **SECOND READING OF HOUSE BILLS**

H.F. Nos. 3497 and 3901 were read the second time.

## **MOTIONS AND RESOLUTIONS**

**Senators Moe, R.D. and Day introduced--**

**Senate Resolution No. 151:** A Senate resolution commemorating the lives and work of deceased Senators.

The Honorable John Tracy Anderson, 1967-1972

The Honorable Bob Decker, 1987-1990

The Honorable Michael Galvin, Sr., 1935-1946

The Honorable Roy Holsten, 1967-1972

The Honorable Janet Johnson, 1991-1999

The Honorable William Kirchner, 1967-1980

The Honorable Robert Schmitz, 1975-1990

The Honorable Glen Swenson, 1962-1964

WHEREAS, those in public office need an uncommon dedication to meet the demands upon their time, resources, and talents; and

WHEREAS, in the history of the Minnesota Senate, there have been countless Senators who have left a heritage of noble deeds, thoughts, and acts; and

WHEREAS, in their endeavors to legislate for the public good of this state, they strove to represent fairly the rights of the people; and

WHEREAS, their spirits continually challenge, enlighten, and encourage those who remain to honestly and diligently exercise the work of government for the public good; and

WHEREAS, Senators of today take courage and inspiration from those noble servants of another time who believed it was better to serve than to be served; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the State of Minnesota that it recognizes the tremendous contributions of the following deceased Senators: the Honorable John Tracy Anderson, 1967-1972; the Honorable Bob Decker, 1987-1990; the Honorable Michael Galvin, Sr., 1935-1946; the Honorable Roy Holsten, 1967-1972; the Honorable Janet Johnson, 1991-1999; the Honorable William Kirchner, 1967-1980; the Honorable Robert Schmitz, 1975-1990; the Honorable Glen Swenson, 1962-1964. Their dedication to the public good is a source of inspiration to, and is worthy of emulation by, their present-day colleagues.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to prepare an enrolled copy of this resolution, to be authenticated by his signature and that of the Chair of the Senate Rules and Administration Committee, and present it to appropriate relatives of those commemorated by this resolution.

Senator Moe, R.D. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

### RECESS

Senator Moe, R.D. moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

### APPOINTMENTS

Senator Moe, R.D. from the Subcommittee on Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

H.F. No. 3692: Senators Sams, Lourey and Dille.

S.F. No. 11: Senators Betzold, Junge and Knutson.

S.F. No. 1288: Senator Stumpf replaces Senator Pariseau.

S.F. No. 3036: Senators Johnson, D.H.; Krentz and Laidig.

S.F. No. 3160: Senators Neuville, Marty and Murphy.

S.F. No. 2473: Senators Knutson, Cohen and Neuville.

S.F. No. 2737: Senators Lourey, Robertson and Flynn.

S.F. No. 3178: Senators Metzen, Junge and Knutson.

S.F. No. 2456: Senators Ourada, Lessard and Sams.

Senator Moe, R.D. moved that the foregoing appointments be approved. The motion prevailed.

### SPECIAL ORDERS

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

S.F. No. 3230, H.F. No. 3020 and S.F. No. 2854.

### SPECIAL ORDER

**S.F. No. 3230:** A bill for an act relating to public employment; establishing procedures and standards for contracting with private entities for the provision of services that have been, or otherwise would be, provided by public employees; providing for public accountability; proposing coding for new law in Minnesota Statutes, chapter 471.

Senator Kelly, R.C. moved to amend S.F. No. 3230 as follows:

Page 6, line 3, delete "15" and insert "five"

The motion prevailed. So the amendment was adopted.

### CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Senator Wiener moved that the following members be excused for a Conference Committee on S.F. No. 3272 at 11:35 a.m.:

Senators Wiener, Olson and Kinkel. The motion prevailed.

S.F. No. 3230 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 34 and nays 27, as follows:

Those who voted in the affirmative were:

Anderson	Hanson	Junge	Murphy	Sams
Berglin	Higgins	Kelley, S.P.	Novak	Samuelson
Betzold	Hottinger	Krentz	Piper	Scheid
Cohen	Janezich	Lourey	Pogemiller	Solon
Flynn	Johnson, D.E.	Marty	Price	Stumpf
Foley	Johnson, D.H.	Metzen	Ranum	Wiger
Frederickson	Johnson, D.J.	Moe, R.D.	Ring	

Those who voted in the negative were:

Berg	Kleis	Lessard	Robertson	Terwilliger
Day	Knutson	Limmer	Robling	Vickerman
Dille	Laidig	Neuville	Runbeck	Ziegler
Fischbach	Langseth	Oliver	Scheevel	
Kierlin	Larson	Ourada	Spear	
Kiscaden	Lesewski	Pariseau	Stevens	

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

### SPECIAL ORDER

**H.F. No. 3020:** A bill for an act relating to human services; modifying provisions in long-term care; amending Minnesota Statutes 1998, sections 256B.411, subdivision 2; and 256B.431, subdivisions 1, 3a, 10, 16, 18, 21, 22, and 25; Minnesota Statutes 1999 Supplement, sections 256B.0913, subdivision 5; 256B.431, subdivisions 17 and 26; and 256B.434, subdivisions 3 and 4; repealing Minnesota Statutes 1998, sections 256B.03, subdivision 2; 256B.431, subdivisions 2, 2a,

2f, 2h, 2m, 2p, 2q, 3, 3b, 3d, 3h, 3j, 4, 5, 7, 8, 9, 9a, 12, and 24; 256B.48, subdivision 9; 256B.50, subdivision 3; and 256B.74, subdivision 3.

Senator Berglin moved to amend H.F. No. 3020, as amended pursuant to Rule 49, adopted by the Senate March 15, 2000, as follows:

(The text of the amended House File is identical to S.F. No. 3199.)

Page 1, after line 14, insert:

"Section 1. Minnesota Statutes 1999 Supplement, section 256B.056, is amended by adding a subdivision to read:

Subd. 3c. [CRIME VICTIMS REPARATIONS.] Crime victims reparations awarded under sections 611A.51 to 611A.68 shall not be considered as assets in determining eligibility for medical assistance.

Sec. 2. Minnesota Statutes 1999 Supplement, section 256B.0575, is amended to read:

256B.0575 [AVAILABILITY OF INCOME FOR INSTITUTIONALIZED PERSONS.]

When an institutionalized person is determined eligible for medical assistance, the income that exceeds the deductions in paragraphs (a) and (b) must be applied to the cost of institutional care.

(a) The following amounts must be deducted from the institutionalized person's income in the following order:

(1) the personal needs allowance under section 256B.35 or, for a veteran who does not have a spouse or child, or a surviving spouse of a veteran having no child, the amount of an improved pension received from the veteran's administration not exceeding \$90 per month;

(2) the personal allowance for disabled individuals under section 256B.36;

(3) if the institutionalized person has a legally appointed guardian or conservator, five percent of the recipient's gross monthly income up to \$100 as reimbursement for guardianship or conservatorship services;

(4) a monthly income allowance determined under section 256B.058, subdivision 2, but only to the extent income of the institutionalized spouse is made available to the community spouse;

(5) a monthly allowance for children under age 18 which, together with the net income of the children, would provide income equal to the medical assistance standard for families and children according to section 256B.056, subdivision 4, for a family size that includes only the minor children. This deduction applies only if the children do not live with the community spouse and only to the extent that the deduction is not included in the personal needs allowance under section 256B.35, subdivision 1, as child support garnished under a court order;

(6) a monthly family allowance for other family members, equal to one-third of the difference between 122 percent of the federal poverty guidelines and the monthly income for that family member;

(7) reparations payments made by the Federal Republic of Germany and reparations payments made by the Netherlands for victims of Nazi persecution between 1940 and 1945;

(8) all other exclusions from income for institutionalized persons as mandated by federal law; and

(9) crime victims reparations awarded under sections 611A.51 to 611A.68; and

(10) amounts for reasonable expenses incurred for necessary medical or remedial care for the institutionalized spouse that are not medical assistance covered expenses and that are not subject to payment by a third party.

For purposes of clause (6), "other family member" means a person who resides with the community spouse and who is a minor or dependent child, dependent parent, or dependent sibling of either spouse. "Dependent" means a person who could be claimed as a dependent for federal income tax purposes under the Internal Revenue Code.

(b) Income shall be allocated to an institutionalized person for a period of up to three calendar months, in an amount equal to the medical assistance standard for a family size of one if:

(1) a physician certifies that the person is expected to reside in the long-term care facility for three calendar months or less;

(2) if the person has expenses of maintaining a residence in the community; and

(3) if one of the following circumstances apply:

(i) the person was not living together with a spouse or a family member as defined in paragraph (a) when the person entered a long-term care facility; or

(ii) the person and the person's spouse become institutionalized on the same date, in which case the allocation shall be applied to the income of one of the spouses.

For purposes of this paragraph, a person is determined to be residing in a licensed nursing home, regional treatment center, or medical institution if the person is expected to remain for a period of one full calendar month or more."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Kiscaden moved to amend H.F. No. 3020, as amended pursuant to Rule 49, adopted by the Senate March 15, 2000, as follows:

(The text of the amended House File is identical to S.F. No. 3199.)

Page 37, line 12, delete "Sections 1" and insert "The amendment in section 1 to Minnesota Statutes, section 256B.0913, subdivision 5, paragraph (g), is effective July 1, 2000, or upon federal approval of amendments to Minnesota's home and community-based waiver for elderly persons at risk of nursing home level of care, Health Care Financing Administration control number 0025.91.R3, whichever occurs later. The remainder of section 1, and sections 2"

The motion prevailed. So the amendment was adopted.

H.F. No. 3020 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	Laidig	Ourada	Scheid
Berg	Janezich	Langseth	Pariseau	Solon
Berglin	Johnson, D.E.	Larson	Piper	Spear
Betzold	Johnson, D.H.	Lessard	Pogemiller	Stevens
Cohen	Johnson, D.J.	Limmer	Price	Stumpf
Day	Junge	Lourey	Ranum	Terwilliger
Dille	Kelley, S.P.	Marty	Ring	Vickerman
Fischbach	Kelly, R.C.	Metzen	Robertson	Wiger
Flynn	Kierlin	Moe, R.D.	Robling	Ziegler
Foley	Kiscaden	Murphy	Runbeck	
Frederickson	Kleis	Neville	Sams	
Hanson	Knutson	Novak	Samuelson	
Higgins	Krentz	Oliver	Scheevel	

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

### SPECIAL ORDER

**S.F. No. 2854:** A bill for an act relating to civil commitment; allowing county attorneys or their designee to have access to certain information for purposes of determining whether good cause exists to file a commitment proceeding; amending Minnesota Statutes 1998, section 253B.185, by adding a subdivision.

The motion prevailed. So the amendment was adopted.

Senator Kelly, R.C. moved to amend S.F. No. 2854 as follows:

Page 1, line 12, before "Notwithstanding" insert "(a)"

Page 2, line 21, before "The" insert "(b)" and after "motion" insert "under paragraph (a)"

The motion prevailed. So the amendment was adopted.

Senator Neuville moved to amend S.F. No. 2854 as follows:

Page 1, before line 9, insert:

"Section 1. Minnesota Statutes 1998, 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 609.108, 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, no later than 12 months before the inmate's release date, to the county attorney in the county:

(1) where the inmate was convicted no later than 12 months before the inmate's release date;

(2) where the inmate resided at the time of the offense; and

(3) where the inmate intends to reside upon release, if known.

If the inmate is received for incarceration with fewer than 12 months remaining in the inmate's term of imprisonment, or if the commissioner receives additional information less than 12 months before release which makes the inmate's case appropriate for referral, the commissioner shall forward the determination as soon as is practicable. Upon receiving the commissioner's preliminary determination, the county ~~attorney~~ attorneys shall confer to determine whether to proceed, and if so, which county shall proceed in the manner provided in section 253B.185. The commissioner shall release to the county attorney attorneys all requested documentation maintained by the department."

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. 2854 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	Higgins	Krentz	Novak	Sams
Berg	Hottinger	Laidig	Oliver	Samuelson
Berglin	Janezich	Langseth	Ourada	Scheid
Betzold	Johnson, D.E.	Larson	Pariseau	Solon
Cohen	Johnson, D.H.	Lesewski	Piper	Spear
Day	Junge	Lessard	Pogemiller	Stevens
Dille	Kelley, S.P.	Limmer	Price	Stumpf
Fischbach	Kelly, R.C.	Lourey	Ranum	Terwilliger
Flynn	Kierlin	Marty	Ring	Vickerman
Foley	Kiscaden	Metzen	Robertson	Wiger
Frederickson	Kleis	Moe, R.D.	Robling	Ziegler
Hanson	Knutson	Neuville	Runbeck	

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

### **MOTIONS AND RESOLUTIONS - CONTINUED**

Senator Lourey moved that S.F. No. 2749, No. 34 on General Orders, be stricken and re-referred to the Committee on Transportation. The motion prevailed.

### **RECESS**

Senator Moe, R.D. moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

### **APPOINTMENTS**

Senator Moe, R.D. from the Subcommittee on Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

Senator Moe, R.D. moved that the foregoing appointment be approved. The motion prevailed.

S.F. No. 2484: Senators Day, Sams and Krentz.

### **MOTIONS AND RESOLUTIONS - CONTINUED**

S.F. No. 2363 and the Conference Committee Report thereon were reported to the Senate.

### **CONFERENCE COMMITTEE REPORT ON S.F. NO. 2363**

A bill for an act relating to health; regulating dental benefit plans; proposing coding for new law in Minnesota Statutes, chapter 62Q.

April 4, 2000

The Honorable Allan H. Spear  
President of the Senate

The Honorable Steve Sviggum  
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 2363, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S.F. No. 2363 be further amended as follows:

Page 4, line 10, after "providers" insert "or addressing issues of fraud or errors in claims submissions"

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) Dallas C. Sams, Linda Berglin, William V. Belanger, Jr.

House Conferees: (Signed) Peg Larsen, Gregory M. Davids, David J. Tomassoni

Senator Sams moved that the foregoing recommendations and Conference Committee Report on S.F. No. 2363 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 2363 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

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

Those who voted in the affirmative were:

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

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

### **MOTIONS AND RESOLUTIONS - CONTINUED**

S.F. No. 3259 and the Conference Committee Report thereon were reported to the Senate.

### **SUSPENSION OF RULES**

Senator Limmer moved that Joint Rule 2.06 be suspended as it relates to the Conference Committee report on S.F. No. 3259. The motion prevailed.

### **CONFERENCE COMMITTEE REPORT ON S.F. NO. 3259**

A bill for an act relating to the state building code; providing for certain energy code rules to remain in effect.

April 5, 2000

The Honorable Allan H. Spear  
President of the Senate

The Honorable Steve Sviggum  
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 3259, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S.F. No. 3259 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [ENERGY CODE RULES REMAIN IN EFFECT.]

(a) Notwithstanding Laws 1999, chapter 135, section 9, Minnesota Rules, chapter 7670, does not expire on April 15, 2000, but remains in effect for residential buildings not covered by Minnesota Rules, chapter 7676. The provisions of Minnesota Rules, chapter 7670, that apply to category 1 buildings govern new, detached single one- and two-family R-3 occupancy residential buildings. All new, detached single one- and two-family R-3 occupancy buildings subject to Minnesota Rules, chapter 7670, submitting an application for a building permit after April 14, 2000, must meet the requirements for category 1 buildings, as set out in Minnesota Rules, chapter 7670. All new detached single one- and two-family R-3 occupancy buildings having fuel burning equipment using nonsolid fuels for space heating, service water heating, or hearth products must install direct vent, power vent, or sealed combustion equipment. All new detached single one- and two-family R-3 occupancy buildings must have a mechanical ventilation system which replaces, by direct or indirect means, air from habitable rooms with outdoor air. If any single exhaust device over 300 cubic feet per minute is installed, sealed combustion space heating equipment or an alternative make-up air source must be used.

(b) As an alternative to compliance with paragraph (a), compliance with Minnesota Rules, chapters 7672 and 7674, is optional for a contractor or owner.

(c) The department of administration, building codes and standards division (BCSD), shall issue a report to the legislature by December 1, 2001, addressing the cost benefit, as well as air quality, building durability, moisture, enforcement, enforceability, and liability regarding implementation of Minnesota Rules, chapters 7670, 7672, and 7674. The report must include a feasibility study of establishing new criteria for category 2 detached single one- and two-family R-3 occupancy buildings that are energy efficient, enforceable, and provide sufficient nonmechanical ventilation or permeability for a home to maintain good air quality, building durability, and adequate release of moisture.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to the state building code; providing for certain energy code rules to remain in effect; changing code requirements; requiring a report."

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) Warren Limmer, Deanna L. Wiener, Steven G. Novak

House Conferees: (Signed) Fran Bradley, Lynda Boudreau, Tim Mahoney

Senator Limmer moved that the foregoing recommendations and Conference Committee Report on S.F. No. 3259 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 3259 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

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

Those who voted in the affirmative were:

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

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

### MEMBERS EXCUSED

Senators Foley and Junge were excused from the Session of today from 9:00 to 9:30 a.m. Senator Murphy was excused from the Session of today from 9:00 to 9:45 a.m. Senator Pappas was excused from the Session of today from 9:00 to 9:45 and from 11:00 a.m. to 12:10 p.m. Senator Hottinger was excused from the Session of today from 9:00 to 10:00 a.m. Senator Johnson, D.J. was excused from the Session of today from 9:00 to 10:10 a.m. and at 12:00 noon. Senator Runbeck was excused from the Session of today from 9:00 to 10:40 a.m. Senator Novak was excused from the Session of today from 9:45 to 11:20 a.m. Senator Belanger was excused from the Session of today from 11:15 a.m. to 12:10 p.m.

### ADJOURNMENT

Senator Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Monday, April 10, 2000. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



# INDEX TO DAILY JOURNAL

Thursday, April 6, 2000

## MESSAGES FROM THE HOUSE AND FIRST READINGS OF HOUSE FILES

S.F. Nos.	Message Page	H.F. Nos.	Message Page	1st Reading Page
11	6118	2833	6129	6130
173	6129	3213	6129	6130
619	6122	3465	6129	6130
884	6119	3488	6129	6130
1495	6120	3516	6129	6130
1896	6122	3642	6129	6131
2456	6129	3839	6129	6131
2473	6123			
2484	6123			
2514	6113			
2655	6115			
2737	6123			
2783	6116			
2794	6126			
2795	6114			
2848	6113			
2877	6114			
2951	6122			
2968	6117			
3018	6127			
3036	6118			
3082	6125			
3116	6127			
3138	6122			
3150	6113			
3154	6113			
3160	6124			
3178	6125			
3195	6113			
3291	6113			
3307	6113			
3346	6122			
3410	6124			
3626	6120			

## CONCURRENCE AND REPASSAGE

S.F. Nos.	Page	H.F. Nos.	Page
173	6129		
884	6119		
1495	6121		
1896	6122		
2655	6116		
2783	6116		
2794	6126		
2795	6114		

2877	.....	6115
2968	.....	6117
3018	.....	6127
3082	.....	6125
3116	.....	6128
3410	.....	6124
3626	.....	6120

### REPORTS OF COMMITTEES AND SECOND READINGS

S.F. Nos.	Report Page	2nd Reading Page	H.F. Nos.	Report Page	2nd Reading Page
			3497	.....6131	6132
			3901	.....6132	6132

### MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
2363	.....6138		
2749	.....6138		
3259	.....6139		
Sen. Res. No. 151	.....6132		

### APPOINTMENTS TO CONFERENCE COMMITTEES

S.F. Nos.	Page	H.F. Nos.	Page
11	.....6133	3692	..... 6133
2456	.....6133		
2473	.....6133		
2484	.....6138		
2737	.....6133		
3036	.....6133		
3160	.....6133		
3178	.....6133		

### SPECIAL ORDERS

S.F. Nos.	Page	H.F. Nos.	Page
2854	.....6137	3020	..... 6134
3230	.....6134		

### CONFERENCE COMMITTEE REPORTS AND THIRD READINGS

S.F. Nos.	Page	H.F. Nos.	Page
2363	.....6138		
3259	.....6139		



