

STATE OF MINNESOTA

Journal of the Senate

EIGHTY-SECOND LEGISLATURE

TWENTY-NINTH DAY

St. Paul, Minnesota, Monday, April 2, 2001

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Thomas L. Evans.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America.

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

Anderson	Hottinger	Larson	Pappas	Scheid
Bachmann	Johnson, Dave	Lesewski	Pariseau	Schwab
Belanger	Johnson, Dean	Lessard	Pogemiller	Solon
Berg	Johnson, Debbie	Limmer	Price	Stevens
Berglin	Johnson, Doug	Lourey	Ranum	Stumpf
Betzold	Kelley, S.P.	Marty	Reiter	Terwilliger
Chaudhary	Kelly, R.C.	Metzen	Rest	Tomassoni
Cohen	Kierlin	Moe, R.D.	Ring	Vickerman
Day	Kinkel	Murphy	Robertson	Wiener
Dille	Kiscaden	Neuville	Robling	Wiger
Fischbach	Kleis	Oliver	Sabo	
Foley	Knutson	Olson	Sams	
Fowler	Krentz	Orfield	Samuelson	
Higgins	Langseth	Ourada	Scheevel	

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

Senator Frederickson was excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

March 26, 2001

The Honorable Don Samuelson
President of the Senate

Dear Senator Samuelson:

The Subcommittee on Committees of the Committee on Rules and Administration met on March 22, 2001, and by appropriate action made the following appointments:

Pursuant to Minnesota Statutes 2000

3.9223: Council on Affairs of Chicano/Latino People - Senator Schwab, serving at the pleasure of the appointing authority.

84B.11: Citizens Council on Voyageurs National Park - Senator Knutson, serving the length of the term to which elected.

136F.03: Board of Trustees of the Minnesota State Colleges and Universities Candidate Advisory Council - Greg Anderson, Judith Christianson, Benjamin Vander Kooi, Jr., and Susan Hankner, for a six-year term expiring on March 22, 2007.

465.796: Government Innovation and Cooperation Board - Senator Lesewski, serving at the pleasure of the appointing authority.

Pursuant to Laws 1993

First Special Session, Chapter 2, Article 5, Section 2: Minnesota Education Telecommunications Council - Senator Limmer, serving at the pleasure of the appointing authority.

Respectfully,
Roger D. Moe, Chair
Subcommittee on Committees

March 29, 2001

The Honorable Steve Sviggum
Speaker of the House of Representatives

The Honorable Don Samuelson
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2001 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2001	Date Filed 2001
	320	12	3:05 p.m. March 29	March 29

Sincerely,
Mary Kiffmeyer
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 369.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 29, 2001

FIRST READING OF HOUSE BILLS

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

H.F. No. 369: A bill for an act relating to civil action; regulating the apportionment of joint and several liability; amending Minnesota Statutes 2000, section 604.02, subdivision 1.

Referred to the Committee on Judiciary.

REPORTS OF COMMITTEES

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

Senator Marty from the Committee on Judiciary, to which was referred

S.F. No. 368: A bill for an act relating to civil liability; extending immunity from liability for owners of land used for recreational purposes to certain owners of adjoining land; amending Minnesota Statutes 2000, section 604A.24.

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

Page 1, line 25, delete "or private"

Page 2, lines 1 and 3, delete "purposes" and insert "trail use"

Page 2, after line 3, insert:

"In addition to any other liability or duty that may be imposed under sections 604A.20 to 604A.27, an owner of land described under clause (4) is liable for an injury caused by an artificial condition on the land created by the owner, if the artificial condition involves a risk of death or serious injury."

Amend the title as follows:

Page 1, line 4, delete "purposes" and insert "trail use"

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was re-referred

S.F. No. 1205: A bill for an act relating to construction; giving the state building official final authority for interpreting the State Building Code and prescribing its enforcement; requiring municipalities to submit annual reports on construction-related fees; regulating construction-related fees; prohibiting municipalities from requiring waivers of rights as a condition for issuance of a construction-related permit; amending Minnesota Statutes 2000, sections 16B.61, subdivision 1; 16B.62, subdivision 1; 16B.63, by adding a subdivision; 326.90, subdivision 1; 462.353, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 16B; 462.

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

Page 2, line 23, after the period, insert "A municipality must not by ordinance or through development agreement require building code provisions regulating components or systems of any residential structure that are more restrictive than any provision of the State Building Code."

Page 3, lines 8 to 15, delete the new language

Page 3, line 36, after the period, insert "Nothing in this section prohibits a municipality from adopting ordinances relating to zoning, subdivision, or planning unless the ordinance conflicts with a provision of the State Building Code."

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

Senator Kelly, R.C. from the Committee on Transportation, to which was referred

S.F. No. 1385: A bill for an act relating to transportation; directing commissioner of transportation to study feasibility of assuming or sharing jurisdiction of major river crossings in Minnesota.

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

Page 1, line 7, delete "METROPOLITAN"

Page 1, line 18, delete everything after the semicolon and insert "and"

Page 1, delete lines 19 to 22

Page 1, line 23, delete everything before "expectations" and insert "(2)"

Page 1, line 24, delete everything after "funding"

Page 1, delete line 25

Page 2, line 1, delete "consequent resolutions"

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

Senator Kelly, R.C. from the Committee on Transportation, to which was referred

S.F. No. 1056: A bill for an act relating to drivers' licenses; modifying certain annual requirements relating to school bus drivers; amending Minnesota Statutes 2000, section 171.321, subdivision 5.

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

Page 1, line 9, delete "CHECK" and insert "VERIFICATION"

Page 1, line 19, delete "check" and insert "annually verify the validity of"

Page 1, line 21, delete "twice annually"

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

Senator Krentz from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1486: A bill for an act relating to wetlands; modifying provisions relating to classification and replacement; creating a wetland delineator certification program; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2000, sections 103F.516, subdivisions 1, 2, and 3; 103F.612, by adding a subdivision; 103G.127; 103G.201; 103G.223; 103G.2242, subdivisions 9, 12, and by adding a subdivision; 103G.2372, subdivision 1; and 103G.245, subdivision 5.

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

Page 1, line 16, delete "fund" and insert "pay for the cost of"

Page 3, line 3, delete "this chapter" and insert "sections 103F.612 to 103F.616"

Page 4, line 21, delete "not"

Page 5, line 16, delete "The board" and insert "By July 1, 2004, the board shall adopt rules to establish a professional wetland delineator certification program. The program shall include standards for education, experience, and performance for persons delineating wetlands for regulatory purposes. Beginning July 1, 2004, a person may not delineate wetlands on the lands of another for regulatory purposes, unless the person is a certified wetland delineator."

Page 5, delete lines 17 to 23

Page 7, line 9, delete everything after the comma

Page 7, delete line 10

Page 7, line 11, delete everything before "the" and delete "as well as" and insert "and"

Page 7, line 12, before "are" insert "that are consistent with criteria in rules adopted by the board in conjunction with the commissioners of natural resources and agriculture,"

Page 8, line 10, delete the semicolon and insert a period

Page 8, delete line 11

Page 8, line 12, delete "(5) notwithstanding" and insert "(d) Notwithstanding"

Page 8, line 13, before "restoration" insert "the board may establish by rule, different replacement ratios for"

Page 8, line 14, delete "may be eligible for replacement credit"

Page 8, line 29, delete "county real property"

Page 8, line 30, delete "records" and insert "office of the county recorder or registrar of titles, as appropriate, in the county where the real property is located"

Page 8, line 34, after the period, insert "Notwithstanding section 386.77, the agency shall pay the applicable filing fee for any document filed under this section."

Page 9, line 27, delete "annual"

Page 9, line 28, after "revenue" insert "deposited" and before the comma, insert "in each fiscal year"

Page 9, line 31, after "each" insert "fiscal"

Page 9, line 36, delete "(m)" and insert "(l)" and after the period, insert "The purchase price paid for acquisition of wetland banking credits, land in fee or perpetual easement, or services must be the amount considered reasonable by the board. The board may enter into agreements with the federal government, other state agencies, political subdivisions, and nonprofit organizations or fee owners to acquire land and restore and create wetlands and to acquire existing wetland banking credits with money provided by this appropriation. Acquisition or conveyance of land may be in the name of the political subdivision. The board may also replace wetlands impacted by public road projects by designating eligible replacement credits resulting from wetlands restored under Minnesota Statutes, section 103F.515, provided the cost of the easement acquisition and wetland restoration project is paid from these appropriations."

Page 10, line 5, delete everything after the period

Page 10, delete lines 6 to 19

Page 10, line 36, before "is" insert "each year of the biennium"

Page 11, line 1, delete everything after "resources"

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

Senator Pappas from the Committee on Education, to which was re-referred

S.F. No. 486: A bill for an act relating to agriculture; extending the sunset date for the farmer-lender mediation program; amending Laws 1986, chapter 398, article 1, section 18, as amended.

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

Page 1, line 18, strike "July 1" and insert "June 30"

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

Senator Pappas from the Committee on Education, to which was re-referred

S.F. No. 1436: A bill for an act relating to agriculture; regulating pesticide application in certain schools; amending Minnesota Statutes 2000, section 18B.01, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 18B.

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

Page 1, line 13, delete "planning," and insert "school's pest management plans and activities including"

Page 1, line 15, delete "program" and insert "plan, if one is adopted under section 121A.30, subdivision 8"

Page 1, line 16, delete everything after "school"

Page 1, line 17, delete "program"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1437: A bill for an act relating to local government; modifying the compensation limit for political subdivision employees; amending Minnesota Statutes 2000, sections 43A.17, subdivision 9; and 356.611, subdivision 1.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1825: A bill for an act relating to state government; creating the technology enterprise fund and board; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 16E.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1648: A bill for an act relating to public safety; authorizing appropriation of money from 911 fees to provide assistance for certain emergency telephone service costs in the metropolitan area; amending Minnesota Statutes 2000, section 473.901, subdivision 1.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1915: A bill for an act relating to charitable organizations; amending report filing requirements; amending Minnesota Statutes 2000, section 309.53, subdivisions 1, 2.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 1105: A bill for an act relating to the environment; creating design, construction, and use requirements for salt distribution stockpiles; proposing coding for new law in Minnesota Statutes, chapter 116.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1336: A bill for an act relating to health; prohibiting certain actions by health care facilities when nurses decline to work additional hours; specifying that patient abandonment by a nurse constitutes grounds for disciplinary action; amending Minnesota Statutes 2000, sections 148.171, by adding a subdivision; and 148.261, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Delete everything after the enacting clause and insert:

"Section 1. [144.582] [PROHIBITING CERTAIN ACTIONS AGAINST NURSES.]

Subdivision 1. [PROHIBITED ACTIONS.] Except as provided in subdivision 2, a hospital or other entity licensed under sections 144.50 to 144.58, and its agent; a hospice licensed under section 144A.48, and its agent; or another health care facility licensed by the commissioner of health, and the facility's agent, is prohibited from taking action against a nurse solely on the grounds that the nurse fails to accept an assignment of additional consecutive hours at the facility in excess of an agreed upon, predetermined work shift, if the nurse declines to work additional hours because doing so may, in the nurse's judgment, jeopardize patient safety. A nurse who fails to accept additional hours under this subdivision must document in writing why, in the nurse's judgment, the additional work hours may jeopardize patient safety. This subdivision does not apply to a nursing facility, an intermediate care facility for persons with mental retardation, or a licensed boarding care facility.

Subd. 2. [EMERGENCY.] Notwithstanding subdivision 1, a nurse may be scheduled for duty or required to continue on duty for more than one normal work period in an emergency.

Subd. 3. [DEFINITIONS.] For purposes of this section, the following terms have the meanings given them:

(1) "emergency" means a period when replacement staff are not able to report for duty for the next shift because of unusual circumstances such as a disease outbreak, adverse weather conditions, natural disasters, or, in the case of nurse supervisors, a strike;

(2) "normal work period" means 12 or fewer consecutive hours consistent with a predetermined work shift;

(3) "nurse" has the meaning given in section 148.171, subdivision 9; and

(4) "taking action against" means discharging; disciplining; threatening; reporting to the board of nursing; discriminating against; or penalizing regarding compensation, terms, conditions, location, or privileges of employment.

Subd. 4. [NOTIFICATION.] Each health care facility subject to subdivision 1 shall post on each nursing unit in an area to which all employees have access the following statement: "This facility is prohibited by law from taking any action against a nurse who fails to accept a request or order to work additional hours at the facility in excess of the predetermined work shift if, in the nurse's judgment, working the additional hours may jeopardize patient safety." The facility shall also post adjacent to the statement the telephone number of the Minnesota department of health facility and provider compliance division.

Sec. 2. Minnesota Statutes 2000, section 148.263, subdivision 2, is amended to read:

Subd. 2. [INSTITUTIONS.] (a) The chief nursing executive or chief administrative officer of any hospital, clinic, prepaid medical plan, or other health care institution or organization located in this state shall report to the board any action taken by the institution or organization or any of its administrators or committees to revoke, suspend, limit, or condition a nurse's privilege to practice in the institution, or as part of the organization, any denial of privileges, any dismissal from employment, or any other disciplinary action. The institution or organization shall also report the resignation of any nurse before the conclusion of any disciplinary proceeding, or before commencement of formal charges, but after the nurse had knowledge that formal charges were contemplated or in preparation. The reporting described by this subdivision is required only if the action pertains to grounds for disciplinary action under section 148.261.

(b) This subdivision does not require any entity to report the refusal of a nurse to accept an assignment of additional hours in excess of an agreed upon, predetermined work schedule."

Delete the title and insert:

"A bill for an act relating to health; prohibiting certain actions by health care facilities when nurses decline to work additional hours; amending Minnesota Statutes 2000, section 148.263, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 144."

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1521: A bill for an act relating to health; appropriating money for a grant to the city of Minneapolis for a health education and promotion program on food safety.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 498: A bill for an act relating to human services; changing provisions in the medical assistance prepayment demonstration project; amending Minnesota Statutes 2000, section 256B.69, subdivision 4.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2000, section 62Q.19, subdivision 1, is amended to read:

Subdivision 1. [DESIGNATION.] The commissioner shall designate essential community providers. The criteria for essential community provider designation shall be the following:

(1) a demonstrated ability to integrate applicable supportive and stabilizing services with medical care for uninsured persons and high-risk and special needs populations as defined in section 62Q.07, subdivision 2, paragraph (e), underserved, and other special needs populations; and

(2) a commitment to serve low-income and underserved populations by meeting the following requirements:

(i) has nonprofit status in accordance with chapter 317A;

(ii) has tax exempt status in accordance with the Internal Revenue Service Code, section 501(c)(3);

(iii) charges for services on a sliding fee schedule based on current poverty income guidelines; and

(iv) does not restrict access or services because of a client's financial limitation;

(3) status as a local government unit as defined in section 62D.02, subdivision 11, a hospital district created or reorganized under sections 447.31 to 447.37, an Indian tribal government, an Indian health service unit, or a community health board as defined in chapter 145A;

(4) a former state hospital that specializes in the treatment of cerebral palsy, spina bifida, epilepsy, closed head injuries, specialized orthopedic problems, and other disabling conditions; or

(5) a rural hospital that has qualified for a sole community hospital financial assistance grant in the past three years under section 144.1484, subdivision 1. For these rural hospitals, the essential community provider designation applies to all health services provided, including both inpatient and outpatient services; or

(6) an alternative school authorized under sections 123A.05 to 123A.08 or under section 124D.68 and a charter school authorized under section 124D.10. For these schools the essential community provider designation applies for mental health services delivered by a licensed health care or social services practitioner to a child currently enrolled in the school.

Prior to designation, the commissioner shall publish the names of all applicants in the State Register. The public shall have 30 days from the date of publication to submit written comments to the commissioner on the application. No designation shall be made by the commissioner until the 30-day period has expired.

The commissioner may designate an eligible provider as an essential community provider for all the services offered by that provider or for specific services designated by the commissioner.

For the purpose of this subdivision, supportive and stabilizing services include at a minimum, transportation, child care, cultural, and linguistic services where appropriate.

Sec. 2. Minnesota Statutes 2000, section 256B.69, subdivision 4, is amended to read:

Subd. 4. [LIMITATION OF CHOICE.] (a) The commissioner shall develop criteria to determine when limitation of choice may be implemented in the experimental counties. The criteria shall ensure that all eligible individuals in the county have continuing access to the full range of medical assistance services as specified in subdivision 6.

(b) The commissioner shall exempt the following persons from participation in the project, in addition to those who do not meet the criteria for limitation of choice: (1) persons eligible for medical assistance according to section 256B.055, subdivision 1; (2) persons eligible for medical assistance due to blindness or disability as determined by the social security administration or the state medical review team, unless: (i) they are 65 years of age or older, or (ii) they reside in Itasca county or they reside in a county in which the commissioner conducts a pilot project under a waiver granted pursuant to section 1115 of the Social Security Act; (3) recipients who currently have private coverage through a health maintenance organization; (4) recipients who are eligible

for medical assistance by spending down excess income for medical expenses other than the nursing facility per diem expense; (5) recipients who receive benefits under the Refugee Assistance Program, established under United States Code, title 8, section 1522(e); (6) children who are both determined to be severely emotionally disturbed and receiving case management services according to section 256B.0625, subdivision 20; and (7) adults who are both determined to be seriously and persistently mentally ill and received case management services according to section 256B.0625, subdivision 20. Children under age 21 who are in foster placement may enroll in the project on an elective basis. Individuals excluded under clauses (6) and (7) may choose to enroll on an elective basis.

(c) When a child enrolled with a demonstration provider has been identified as receiving mental health services in an alternative school, the alternative school shall notify the commissioner and the child's county of financial responsibility. The commissioner, in coordination with the county, shall determine whether the child qualifies under paragraph (b) for exclusion from participation in the demonstration project. If the child qualifies, the county shall contact the child's parent or guardian and offer the option for the child to be excluded from the demonstration project.

(d) The commissioner may allow persons with a one-month spenddown who are otherwise eligible to enroll to voluntarily enroll or remain enrolled, if they elect to prepay their monthly spenddown to the state.

(e) Beginning on or after July 1, 1997, the commissioner may require those individuals to enroll in the prepaid medical assistance program who otherwise would have been excluded under clauses (1) and (3) and under Minnesota Rules, part 9500.1452, subpart 2, items H, K, and L.

(f) Before limitation of choice is implemented, eligible individuals shall be notified and after notification, shall be allowed to choose only among demonstration providers. The commissioner may assign an individual with private coverage through a health maintenance organization, to the same health maintenance organization for medical assistance coverage, if the health maintenance organization is under contract for medical assistance in the individual's county of residence. After initially choosing a provider, the recipient is allowed to change that choice only at specified times as allowed by the commissioner. If a demonstration provider ends participation in the project for any reason, a recipient enrolled with that provider must select a new provider but may change providers without cause once more within the first 60 days after enrollment with the second provider.

Sec. 3. [EFFECTIVE DATE.]

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

Delete the title and insert:

"A bill for an act relating to human services; changing provisions in the medical assistance prepayment demonstration project; amending Minnesota Statutes 2000, sections 62Q.19, subdivision 1; 256B.69, subdivision 4."

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

Senator Marty from the Committee on Judiciary, to which was referred

S.F. No. 1021: 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; modifying funding mechanisms for parenting time centers and the MN ENABL program; appropriating money; amending Minnesota Statutes 2000, section 517.08, subdivisions 1b and 1c.

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

Page 2, line 14, delete "\$15" and insert "\$20"

Pages 3 and 4, delete sections 2 and 3 and insert:

"Sec. 2. Minnesota Statutes 2000, section 517.08, subdivision 1c, is amended to read:

Subd. 1c. [DISPOSITION OF LICENSE FEE.] (a) Of the marriage license fee collected pursuant to subdivision 1b, paragraph (a), \$15 must be retained by the county. The court administrator shall must pay \$55 to the state treasurer to be deposited as follows:

(1) \$50 in the general fund;

(2) \$3 in the special revenue fund to be appropriated to the commissioner of children, families, and learning for supervised parenting time facilities under section 119A.37; and

(3) \$2 in the special revenue fund to be appropriated to the commissioner of health for developing and implementing the MN ENABL program under section 145.9255.

(b) Of the \$20 fee under subdivision 1b, paragraph (b), \$15 must be retained by the county. The state court administrator must pay \$5 to the state treasurer to be distributed as provided in paragraph (a), clauses (2) and (3)."

Amend the title as follows:

Page 1, line 5, delete everything after the semicolon

Page 1, delete line 6

Page 1, line 8, delete "and" and insert a comma

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 1478: A bill for an act relating to government data practices; authorizing bureau of criminal apprehension to charge a fee for Internet access to criminal history data; requiring certain notices on the Web site; amending Minnesota Statutes 2000, section 13.87, by adding a subdivision.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2000, section 13.87, is amended by adding a subdivision to read:

Subd. 3. [INTERNET ACCESS.] (a) Notwithstanding section 13.03, subdivision 3, paragraph (a), the bureau of criminal apprehension may charge a fee for Internet access to public criminal history data provided through August 1, 2005. The fee may not exceed \$5 per inquiry or the amount needed to recoup the actual cost of implementing and providing Internet access, whichever is less.

(b) The Web site must include a notice to the subject of data of the right to contest the accuracy or completeness of data, as provided under section 13.04, subdivision 4, and provide a telephone number and address that the subject may contact for further information on this process.

(c) The Web site must include the effective date of data that is posted.

(d) The Web site must include a description of the types of criminal history data not available on the site, including arrest data, juvenile data, criminal history data from other states, federal data, data on convictions where 15 years have elapsed since discharge of the sentence, and other data that are not accessible to the public.

(e) The Web site must include a notice that a person obtaining access to the site has a duty to disclose criminal history data obtained from the site to the subject of the data if any adverse

decision regarding employment, housing, or credit is based in whole or in part on the data. This paragraph does not create a civil cause of action on behalf of the data subject."

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1617: A bill for an act relating to employment; providing for voluntary paid parental leave; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 268.

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1258: A bill for an act relating to economic development; modifying provisions of the Minnesota investment fund; amending Minnesota Statutes 2000, section 116J.8731, subdivision 2.

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1837: A bill for an act relating to housing; housing finance agency; consolidating supportive housing related programs into the housing trust fund program; consolidating development and redevelopment programs into the economic development and challenge fund program; consolidating the full cycle homeownership services program and the foreclosure prevention and assistance programs; lengthening the time after which a loan under the rehabilitation loan program may be forgiven; eliminating tenant income limits under the home improvement loan program for the owner-occupied rental buildings; authorizing project-based rental assistance in the bridges program; authorizing the aggregation of earnings from investments of moneys appropriated to the agency; making technical and conforming changes; amending Minnesota Statutes 2000, sections 462A.01; 462A.03, subdivisions 1, 6, 10, and by adding a subdivision; 462A.04, subdivision 6; 462A.05, subdivisions 14, 14a, 16, 22, and 26; 462A.06, subdivisions 1 and 4; 462A.07, subdivisions 10 and 12; 462A.073, subdivision 1; 462A.15; 462A.17, subdivision 3; 462A.20, subdivision 3; 462A.201, subdivisions 2 and 6; 462A.204, subdivision 3; 462A.205, subdivisions 4 and 4a; 462A.209; 462A.2091, subdivision 3; 462A.2093, subdivision 1; 462A.2097; 462A.21, subdivisions 5, 10, and by adding subdivisions; 462A.222, subdivision 1a; 462A.24; and 462A.33, subdivisions 1, 2, 3, 5, and by adding a subdivision; Laws 2000, chapter 488, article 8, section 2, subdivision 6; repealing Minnesota Statutes 2000, sections 462A.201, subdivision 4; 462A.207; 462A.209, subdivision 4; 462A.21, subdivision 17; 462A.221, subdivision 4; 462A.30, subdivision 2; and 462A.33, subdivisions 4, 6, and 7.

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

Page 2, line 31, delete "50" and insert "75"

Page 3, line 25, delete "two" and insert "four"

Page 3, line 30, delete "such" and after "a" insert "maintenance"

Page 31, after line 35, insert:

"Sec. 26. [462A.34] [VISITABILITY REQUIREMENT.]

All new construction of single-family homes, duplexes, triplexes, and multilevel townhouses

that are financed in whole or in part by the agency must incorporate basic visitability access into their design and construction. For the purpose of this section, "visitability" means designing a dwelling so that people with mobility impairments may enter and comfortably stay for a duration. The specific design elements include one no-step entrance, 32-inch clear doorways throughout the dwelling, and a one-half bathroom on the main level. The agency may waive the one-half bathroom requirement if it reduces affordability for the targeted population of the agency program from which it is funded. The agency may waive the no-step entrance requirement if topographical conditions make the requirement impractical."

Page 31, line 36, delete "26" and insert "27"

Amend the title as follows:

Page 1, line 31, after the semicolon, insert "proposing coding for new law in Minnesota Statutes, chapter 462A;"

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was re-referred

S.F. No. 1619: A bill for an act relating to housing; streamlining the residential development process; authorizing the state building official to have final interpretive authority of the State Building Code; authorizing the construction codes advisory council to establish a technical advisory group; requiring a report; establishing the State Building Code as the building standard for the state of Minnesota; authorizing municipalities to require developers to include affordable housing; modifying the requirements for adoption or amendment of zoning ordinances; amending Minnesota Statutes 2000, sections 16B.63, by adding a subdivision; 327A.01, subdivision 2; 327A.02, subdivisions 1 and 3; 462.351; 462.352, by adding a subdivision; and 462.357, subdivisions 1, 2, and by adding a subdivision; repealing Minnesota Statutes 2000, section 462.357, subdivision 5.

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

Pages 1 and 2, delete section 1

Page 8, line 29, delete "10" and insert "9"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 13, delete everything after "sections"

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1301: A bill for an act relating to changing certain bid and performance bond thresholds; amending Minnesota Statutes 2000, section 469.015, subdivisions 1, 2, 3, and 5.

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

Page 2, line 26, before "BONDS" insert "AND PAYMENT" and before "bonds" insert "and payment"

Amend the title as follows:

Page 1, line 2, before "bond" insert "and payment"

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1190: A bill for an act relating to housing; providing funding for existing and new housing programs; creating housing programs; appropriating money; amending Minnesota Statutes 2000, section 462A.201, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 462A.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2000, section 462A.201, subdivision 2, is amended to read:

Subd. 2. [LOW-INCOME HOUSING.] (a) The agency may, in consultation with the advisory committee, use money from the housing trust fund account for operational costs for providing permanent housing and to provide loans or grants for projects for the development, construction, acquisition, preservation, and rehabilitation of low-income rental and limited equity cooperative housing units, including temporary and transitional housing, and homes for ownership. For purposes of this section, "transitional housing" means housing that is provided for a limited duration not exceeding 24 months, except that up to one-third of the residents may live in the housing for up to 36 months. Loans or grants for residential housing for migrant farmworkers may be made under this section. No more than 20 percent of available funds may be used for home ownership projects.

(b) A rental or limited equity cooperative permanent housing project must meet one of the following income tests:

(1) at least 75 percent of the rental and cooperative units must be rented to or cooperatively owned by persons and families whose income does not exceed 30 percent of the median family income for the metropolitan area as defined in section 473.121, subdivision 2; or

(2) all of the units funded by the housing trust fund account must be used for the benefit of persons and families whose income does not exceed 30 percent of the median family income for the metropolitan area as defined in section 473.121, subdivision 2.

The median family income may be adjusted for families of five or more.

(c) Homes for ownership must be owned or purchased by persons and families whose income does not exceed 50 percent of the metropolitan area median income, adjusted for family size.

(d) In making the grants, the agency shall determine the terms and conditions of repayment and the appropriate security, if any, should repayment be required. To promote the geographic distribution of grants and loans, the agency may designate a portion of the grant or loan awards to be set aside for projects located in specified congressional districts or other geographical regions specified by the agency. The agency may adopt rules for awarding grants and loans under this subdivision.

Sec. 2. [462A.34] [LOCAL INITIATIVE BLOCK GRANT PROGRAM.]

The commissioner may make block grants to local governments or nonprofit organizations in partnership with local governments for housing production and preservation programs for persons with incomes at or below 80 percent of statewide median income. The commissioner may use existing processes for making grants or may establish a request for proposal process specifically for this block grant program. Grants shall be made to satisfy specific housing needs, however, grants do not need to be tied to any particular project, but rather, should be available to flexibly meet the identified need.

Sec. 3. HOUSING FINANCE AGENCY**Subdivision 1. Total Appropriation****\$292,918,000**

This appropriation is from the general fund.

The amounts that may be spent from this appropriation for certain programs are specified in the following subdivisions.

This appropriation is for transfer to the housing development fund for the programs specified. Except as otherwise indicated, this transfer is part of the agency's permanent budget base.

Subd. 2. Challenge Program

\$40,000,000 is appropriated for transfer to the housing development fund for the economic development and housing challenge program created by Minnesota Statutes, section 462A.33.

Subd. 3. Rental Assistance for Mentally Ill

\$1,700,000 the first year and \$1,700,000 the second year are for a rental housing assistance program for persons with a mental illness or families with an adult member with a mental illness under Minnesota Statutes, section 462A.2097.

Subd. 4. Family Homeless Prevention

\$5,550,000 the first year and \$5,550,000 the second year are for the family homeless prevention and assistance program under Minnesota Statutes, section 462A.204, and are available until June 30, 2003.

Subd. 5. Mortgage Foreclosure Prevention

\$583,000 the first year and \$583,000 the second year are for the mortgage foreclosure prevention and assistance program under Minnesota Statutes, section 462A.207.

Subd. 6. Rental Assistance for Family Stabilization

\$2,000,000 the first year and \$2,000,000 the second year are for rent subsidies provided to families receiving TANF assistance from the MFIP program under the rent assistance for family stabilization program under Minnesota Statutes, section 462A.205. If the appropriation in either year is insufficient, the appropriation for the other year is available.

Subd. 7. Housing Trust Fund

\$37,500,000 the first year and \$37,500,000 the second year are for the housing trust fund to be

deposited in the housing trust fund account created under Minnesota Statutes, section 462A.201, and used for the purposes provided in that section. Of this amount, \$550,000 each year must be used for transitional housing.

Subd. 8. Affordable Rental Investment Fund

\$32,993,000 the first year and \$32,993,000 the second year are for the affordable rental investment fund program under Minnesota Statutes, section 462A.21, subdivision 8b. Of this amount, \$22,500,000 the first year and \$22,500,000 the second year are to finance the acquisition, rehabilitation, and debt restructuring of federally assisted rental property and for making equity take-out loans under Minnesota Statutes, section 462A.05, subdivision 39. The owner of the federally assisted rental property must agree to participate in the applicable federally assisted housing program and to extend any existing low-income affordability restrictions on the housing for the maximum term permitted. The owner must also enter into an agreement that gives local units of government, housing and redevelopment authorities, and nonprofit housing organizations the right of first refusal if the rental property is offered for sale. Priority must be given among comparable properties to properties with the longest remaining term under an agreement for federal rental assistance. Priority must also be given among comparable rental housing developments to developments that are or will be owned by local government units, a housing and redevelopment authority, or a nonprofit housing organization.

To the extent practicable, this appropriation shall be used so that an approximately equal number of housing units are financed in the metropolitan area, as defined in Minnesota Statutes, section 473.121, subdivision 2, and in the nonmetropolitan area.

Subd. 9. Urban Indian Housing Program

\$187,000 the first year and \$187,000 the second year are for the urban Indian housing program under Minnesota Statutes, section 462A.07.

Subd. 10. Tribal Indian Housing Program

\$1,683,000 the first year and \$1,683,000 the second year are for the tribal Indian housing program under Minnesota Statutes, section 462A.07, subdivision 14.

Subd. 11. Rural and Urban Homesteading

\$186,000 the first year and \$186,000 the second year are for the Minnesota rural and urban homesteading program under Minnesota Statutes, section 462A.057.

Subd. 12. Capacity Building Grants

\$240,000 the first year and \$240,000 the second year are for nonprofit capacity building grants under Minnesota Statutes, section 462A.21, subdivision 3b.

Subd. 13. Community Rehabilitation Program

\$12,350,000 the first year and \$12,350,000 the second year are for the community rehabilitation program under Minnesota Statutes, section 462A.206.

Of this appropriation, \$550,000 the first year and \$550,000 the second year are for full-cycle home ownership and purchase-rehabilitation lending initiatives under Minnesota Statutes, section 462A.21, subdivision 26.

Subd. 14. Housing Rehabilitation and Accessibility

\$4,287,000 the first year and \$4,287,000 the second year are for the housing rehabilitation and accessibility program under Minnesota Statutes, section 462A.05, subdivisions 14a and 15a.

Subd. 15. Home Ownership Assistance Fund

\$900,000 the first year and \$900,000 the second year are for the home ownership assistance fund under Minnesota Statutes, section 462A.21, subdivision 8.

Subd. 16. Employer Matching Grants

\$800,000 in the first year and \$800,000 in the second year are for the employer matching grant program under Minnesota Statutes, section 462A.2092.

Subd. 17. Innovative and Inclusionary Housing Program

\$19,000,000 is for innovative and inclusionary housing programs. \$4,000,000 of this appropriation is for the nonmetropolitan innovative and inclusionary housing program under Minnesota Statutes, section 462A.2093. \$15,000,000 of this appropriation is for transfer to the metropolitan council for deposit in the inclusionary housing account created in Minnesota Statutes, section 473.251. The metropolitan council may use this transfer only

for projects that are consistent with Minnesota Statutes, section 473.255.

Subd. 18. Renter Assistance

\$2,000,000 is for grants to organizations providing case management for persons that need assistance to rehabilitate their rental history and find rental housing. Case management services include, but are not limited to, assisting tenants in correcting tenant screening reports, providing intensive training and certification for tenants, creating a bonding program to encourage landlords to accept high-risk tenants with poor rent histories, paying security deposits for high-risk tenants, and agreeing to pay landlord expenses for filing unlawful detainer actions.

Subd. 19. Local Initiative Block Grants

\$20,000,000 is for the local initiative block grant program in Minnesota Statutes, section 462A.34.

Subd. 20. Lead Abatement

\$10,000,000 is for lead abatement activities under Minnesota Statutes, section 462A.05, subdivision 15c."

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

Senator Krentz from the Committee on Environment and Natural Resources, to which was re-referred

S.F. No. 295: A bill for an act relating to appropriations; appropriating money for environmental and natural resources purposes from the Minnesota future resources fund, the environment and natural resources trust fund, and the special revenue fund; proposing coding for new law in Minnesota Statutes, chapter 116P.

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

Page 1, line 20, delete "32,041,000" and insert "32,445,000" and delete "17,310,000" and insert "17,650,000"

Page 1, delete line 23 and insert:

"Resources Fund	15,045,000	340,000"
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Page 6, line 9, delete "15,364,000" and insert "15,768,000" and delete "7,177,000" and insert "7,517,000"

Page 6, line 12, delete "8,187,000" and insert "8,591,000" and delete "-0-" and insert "340,000"

Page 10, after line 36, insert:

"(s) LAWCON

\$404,000 in the first year and \$340,000 in the second year are from the Minnesota future resources fund to the commissioner of natural

resources for projects allowed under the federal Land and Water Conservation Fund Act."

Page 10, line 55, after the period, insert "This appropriation is available until June 30, 2004, at which time the project must be completed and final products delivered, unless an earlier date is specified in the work program."

Page 17, line 49, before the semicolon, insert ", paragraph (c), accelerated statewide local water plan implementation" and after the comma, insert "paragraph (g), Minnesota river basin initiative; local leadership,"

Page 18, after line 28, insert:

"Sec. 3. [116P.14] [FEDERAL LAND AND WATER CONSERVATION FUNDS.]

Subdivision 1. [DESIGNATED AGENCY.] The department of natural resources is designated as the state agency to apply for, accept, receive, and disburse federal reimbursement funds and private funds, which are granted to the state of Minnesota from the federal Land and Water Conservation Fund Act.

Subd. 2. [LOCAL SHARE.] Fifty percent of all money made available to the state from funds granted under subdivision 1 shall be distributed for projects to be acquired, developed, and maintained by local units of government, providing that any project approved is consistent with a statewide or a county or regional recreational plan and compatible with the statewide recreational plan. All money received by the department for local units of government shall be deposited in the state treasury and is appropriated annually in order to carry out the purposes for which the funds are received.

Subd. 3. [STATE LAND AND WATER CONSERVATION ACCOUNT; CREATION.] A state land and water conservation account is created in the Minnesota future resources fund. Fifty percent of the money made available to the state from funds granted under subdivision 1 shall be deposited in the state land and water conservation account.

Subd. 4. [ADMINISTRATION APPROPRIATIONS.] Amounts sufficient to pay the costs incurred by the department of natural resources in administering federal reimbursements are appropriated annually to the commissioner from the state land and water conservation account.

Subd. 5. [USE OF MONEY.] Except as provided in subdivision 4, money appropriated from the state land and water conservation account shall be used for state land acquisition and development for the state outdoor recreation system under chapter 86A."

Page 19, after line 23, insert:

"Sec. 5. [REPEALER.]

Minnesota Statutes 2000, sections 86.71 and 86.72, are repealed."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, before the period, insert "; repealing Minnesota Statutes 2000, sections 86.71; 86.72"

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1074: A bill for an act relating to economic development; modifying the Minnesota investment fund; amending Minnesota Statutes 2000, section 116J.8731, subdivisions 4, 5, and 7.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1894: A bill for an act relating to state government; modifying department of administration procedures relating to lost property, the office of citizenship and volunteer service, and the office of technology; eliminating a report; amending Minnesota Statutes 2000, sections 16B.25, subdivision 2; 16B.88, subdivision 2; 16E.04, subdivision 2; Laws 1999, chapter 250, article 1, section 12, subdivision 3; repealing Minnesota Statutes 2000, section 16E.08.

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

Page 3, line 17, strike everything after the period

Page 3, strike lines 18 to 20

Page 3, line 21, delete the period and strike the old language

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 1449: A bill for an act relating to local government; modifying provisions relating to community-based planning; amending Minnesota Statutes 2000, sections 4A.08; 394.22, subdivision 9, and by adding a subdivision; 394.232, subdivisions 1, 2, 3, 4, 5, 6, and by adding subdivisions; 462.352, subdivision 5; 462.3535, subdivisions 1, 2, 3, 4, 6, 7, 8, and 9; Laws 1999, chapter 250, article 1, section 115; proposing coding for new law in Minnesota Statutes, chapter 4A; repealing Minnesota Statutes 2000, sections 394.232, subdivisions 7 and 8; and 462.3535, subdivisions 5 and 10.

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

Page 3, line 31, after "participation," insert "and" and delete ", and orderly"

Page 3, line 32, delete "annexation agreements"

Page 8, lines 13 to 16, delete the new language

Page 10, line 5, delete "should" and strike "at a minimum" and insert "shall, in coordination with townships"

Page 10, line 8, delete "should" and insert "shall, in coordination with townships,"

Page 10, line 17, delete the new language and reinstate the stricken language

Page 11, line 18, strike "approved" and insert "commented on"

Page 11, line 25, strike "approval" and insert "comment"

Page 11, line 27, strike "approve" and insert "comment on"

Page 12, line 18, delete "approved" and insert "commented on"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1438: A bill for an act relating to public employment; ratifying certain labor agreements and proposals; modifying public employee compensation provisions; amending Minnesota Statutes 2000, sections 3.855, subdivision 3; 15A.0815, subdivision 1, and by adding a subdivision; 43A.04, subdivision 8; 136F.07; 136F.40, subdivision 2; and 179A.15; repealing Minnesota Statutes 2000, section 43A.18, subdivisions 4a and 5.

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

Page 2, line 7, strike "subdivision" and insert "subdivisions" and after "7b" insert "and 7c"

Page 4, delete lines 26 to 35 and insert "the chancellor, a vice-chancellor, or a president, containing terms and conditions of employment. The terms of the contract must be authorized under a plan approved under section 43A.18, subdivision 3a."

(b) Notwithstanding section 43A.17, subdivision 11, or other law to the contrary, a contract under this section may provide a liquidated salary amount or other compensation if a contract is terminated by the board prior to its expiration."

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 1644: A resolution memorializing the President and Congress to promptly provide aid to the victims of the January 26 earthquake in India.

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 1506: A bill for an act relating to veterans homes; providing for the veterans homes board to administer planned giving donations; amending Minnesota Statutes 2000, section 198.16; repealing Minnesota Statutes 2000, section 198.161.

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 1104: A bill for an act relating to the military; clarifying certain national guard eligibility and rank designation requirements; authorizing disposal of certain unused armory sites; authorizing certain armory payments; clarifying language on armory transfers; amending Minnesota Statutes 2000, sections 190.06, subdivision 1; 190.07; 193.144, subdivision 6; 193.145, subdivision 4; and 193.148.

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1217: A bill for an act relating to housing; providing for affordable housing; appropriating money; amending Minnesota Statutes 2000, sections 462.358, subdivision 2b; and 473.255, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapters 462 and 473.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2000, section 16B.61, subdivision 1, is amended to read:

Subdivision 1. [ADOPTION OF CODE.] Subject to sections 16B.59 to 16B.75, the commissioner shall by rule establish a code of standards for the construction, reconstruction, alteration, and repair of buildings, governing matters of structural materials, design and construction, fire protection, health, sanitation, and safety, including design and construction standards regarding heat loss control, illumination, and climate control. The code must conform insofar as practicable to model building codes generally accepted and in use throughout the United States, including a code for building conservation. In the preparation of the code, consideration must be given to the existing statewide specialty codes presently in use in the state. Model codes with necessary modifications and statewide specialty codes may be adopted by reference. The code must be based on the application of scientific principles, approved tests, and professional judgment. To the extent possible, the code must be adopted in terms of desired results instead of the means of achieving those results, avoiding wherever possible the incorporation of specifications of particular methods or materials. To that end the code must encourage the use of new methods and new materials. Except as otherwise provided in sections 16B.59 to 16B.75, the commissioner shall administer and enforce the provisions of those sections.

The commissioner shall develop rules addressing the plan review fee assessed to similar buildings without significant modifications including provisions for use of building systems as specified in the industrial/modular program specified in section 16B.75. Additional plan review fees associated with similar plans must be based on costs commensurate with the direct and indirect costs of the service.

Sec. 2. Minnesota Statutes 2000, section 16B.62, subdivision 1, is amended to read:

Subdivision 1. [MUNICIPAL ENFORCEMENT.] The State Building Code applies statewide and supersedes the building code of any municipality. A municipality must not by ordinance or through development agreement require building code provisions regulating components or systems of any residential structure that are more restrictive than any provision of the State Building Code. The State Building Code does not apply to agricultural buildings except with respect to state inspections required or rulemaking authorized by sections 103F.141, 216C.19, subdivision 8, and 326.244. All municipalities shall adopt and enforce the State Building Code with respect to new construction within their respective jurisdictions.

If a city has adopted or is enforcing the State Building Code on June 3, 1977, or determines by ordinance after that date to undertake enforcement, it shall enforce the code within the city. A city may by ordinance extend the enforcement of the code to contiguous unincorporated territory not more than two miles distant from its corporate limits in any direction. Where two or more noncontiguous cities which have elected to enforce the code have boundaries less than four miles apart, each is authorized to enforce the code on its side of a line equidistant between them. Once enforcement authority is extended extraterritorially by ordinance, the authority may continue to be exercised in the designated territory even though another city less than four miles distant later elects to enforce the code. After the extension, the city may enforce the code in the designated area to the same extent as if the property were situated within its corporate limits.

A city which, on June 3, 1977, had not adopted the code may not commence enforcement of the code within or outside of its jurisdiction until it has provided written notice to the commissioner, the county auditor, and the town clerk of each town in which it intends to enforce the code. A public hearing on the proposed enforcement must be held not less than 30 days after the notice has been provided. Enforcement of the code by the city outside of its jurisdiction commences on the first day of January in the year following the notice and hearing.

Municipalities may provide for the issuance of permits, inspection, and enforcement within their jurisdictions by means which are convenient, and lawful, including by means of contracts with other municipalities pursuant to section 471.59, and with qualified individuals. The other municipalities or qualified individuals may be reimbursed by retention or remission of some or all of the building permit fee collected or by other means. In areas of the state where inspection and enforcement is unavailable from qualified employees of municipalities, the commissioner shall train and designate individuals available to carry out inspection and enforcement on a fee basis.

Nothing in this section prohibits a municipality from adopting ordinances relating to zoning, subdivision, or planning unless the ordinance conflicts with a provision of the State Building Code.

Sec. 3. Minnesota Statutes 2000, section 16B.63, is amended by adding a subdivision to read:

Subd. 5. [INTERPRETATIVE AUTHORITY.] To achieve uniform and consistent application of the State Building Code, the state building official has final interpretative authority applicable to all codes adopted as part of the State Building Code except for the plumbing code and the electrical code. A final interpretative committee composed of seven members, consisting of five certified building officials and two construction industry representatives, shall review requests for final interpretations relating to that field. The state building official must establish procedures for membership of the interpretative committees. The appropriate committee shall review the request and make a recommendation to the state building official for the final interpretation within 30 days of the request. The state building official must issue an interpretation within ten business days from the recommendation from the review committee. A final interpretation may be appealed within 30 days of its issuance to the commissioner under section 16B.67. The final interpretation must be published within ten business days of its issuance and made available to the public. Final interpretations must be considered for adoption as part of the State Building Code.

Sec. 4. [16B.685] [ANNUAL REPORT.]

Beginning with the first report filed by April 1, 2003, each municipality shall annually report by April 1 to the department, in a format prescribed by the department, all construction and development-related fees collected by the municipality from developers, builders, and subcontractors. The report must include:

- (1) the number and valuation of units for which fees were paid;
- (2) the amount of building permit fees, plan review fees, administrative fees, engineering fees, infrastructure fees, and other construction and development-related fees; and
- (3) the expenses associated with the municipal activities for which fees were collected.

Sec. 5. Minnesota Statutes 2000, section 326.90, subdivision 1, is amended to read:

Subdivision 1. [LOCAL LICENSE PROHIBITED.] Except as provided in sections 326.991 and 326.90, subdivision 2, and 326.991, a political subdivision may not require a person licensed under sections 326.83 to 326.991 to also be licensed or pay a registration or other fee related to licensure under any ordinance, law, rule, or regulation of the political subdivision. This section does not prohibit charges for building permits or other charges not directly related to licensure.

Sec. 6. Minnesota Statutes 2000, section 462.353, subdivision 4, is amended to read:

Subd. 4. [FEES.] A municipality may prescribe fees sufficient to defray the costs incurred by it in reviewing, investigating, and administering an application for an amendment to an official control established pursuant to sections 462.351 to 462.364 or an application for a permit or other approval required under an official control established pursuant to those sections. Fees as prescribed shall must be by ordinance and must be fair, reasonable, and proportionate to the actual cost of the service for which the fee is imposed. A municipality shall adopt management and accounting procedures to ensure that fees are maintained and used only for the purpose for which they are collected.

If a dispute arises over a specific fee imposed by a municipality related to a specific application, the amount of the fee must be deposited and held in escrow, and the person aggrieved by the fee may appeal under section 462.361. An approved application may proceed as if the fee had been paid, pending a decision on the appeal.

Sec. 7. [462.3531] [WAIVER OF RIGHTS; PROHIBITION.]

A local government unit must not require a contractor, builder, or developer of property to

waive a right possessed by the contractor, builder, or developer as a condition of receiving any approval for the development or construction of a property."

Delete the title and insert:

"A bill for an act relating to construction; giving the state building official final authority for interpreting the State Building Code and prescribing its enforcement; requiring municipalities to submit annual reports on construction-related fees; regulating construction-related fees; prohibiting municipalities from requiring waivers of rights as a condition for issuance of a construction-related permit; amending Minnesota Statutes 2000, sections 16B.61, subdivision 1; 16B.62, subdivision 1; 16B.63, by adding a subdivision; 326.90, subdivision 1; 462.353, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 16B; 462."

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1688: A bill for an act relating to state government; providing for administration of the state employee combined charities campaign; appropriating money; amending Minnesota Statutes 2000, section 43A.04, by adding a subdivision.

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

Page 1, line 10, before "The" insert "(a)"

Page 1, after line 15, insert:

"(b) The commissioner, in consultation with other commissioners, shall appoint a voluntary board of state employees to oversee the conduct of an annual combined charities campaign. The board must, to the extent possible, represent a cross-section of state employee groups and geographic areas where state employees are located. The board shall provide direction to the commissioner's employee assigned to administer the annual campaign and shall approve any expenditure of state funds appropriated for purposes of this subdivision."

Page 1, line 17, delete the first "\$20,000" and insert "\$50,000" and delete everything after "2002"

Page 1, line 20, after the period, insert "In fiscal year 2003 and thereafter a sum equal to .05 percent of the amount contributed by state employees in the previous year's combined charitable campaign is appropriated to the commissioner for this purpose."

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

Senator Krentz from the Committee on Environment and Natural Resources, to which was re-referred

S.F. No. 1659: A bill for an act relating to agriculture; modifying provisions relating to feedlots; providing for a level 1 feedlot inventory; providing that the department of agriculture must provide certain inspection services on dairy farms; requiring cooperation between the pollution control agency and the department of agriculture; proposing coding for new law in Minnesota Statutes, chapter 116.

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

Page 1, line 12, delete everything after "(a)"

Page 1, delete lines 13 and 14

Page 1, line 15, delete everything before "The"

Page 1, line 17, before the period, insert "if the owner directs the commissioner or agent of the commissioner to appropriate data on precipitation maintained by a government agency or educational institution"

Page 1, line 18, delete "(c)" and insert "(b)"

Page 1, line 20, delete everything after the period and insert "The commissioner shall not unreasonably withhold or unreasonably delay approval of any transfer request. This request shall be handled in accordance with sections 116.07 and 15.992."

Page 1, delete lines 21 to 27 and insert:

"(c) The environmental quality board shall review and recommend modifications to environmental review rules related to phased actions and animal agriculture facilities. The environmental quality board shall report recommendations to the chairs of the committees of the senate and house of representatives with jurisdiction over agriculture and the environment by January 1, 2002."

Page 2, line 1, delete "(e)" and insert "(d)"

Page 2, line 6, delete "(f)" and insert "(e)"

Page 2, delete section 2 and insert:

"Sec. 2. [116.07125] [MODIFIED LEVEL ONE FEEDLOT INVENTORY.]

(a) Except as provided in paragraph (b), a delegated county that has completed a modified level 1 inventory that includes facility location, approximate number of animal units, and whether the facility is an open lot or confinement operation, may report that information to the agency in aggregate. A feedlot that is included in an inventory meeting these criteria has satisfied registration requirements under agency rule.

(b) A county must submit to the agency the complete registration information for a feedlot having 1,000 animal units or greater or a feedlot meeting the definition of a concentrated animal feeding operation as defined in Code of Federal Regulations, title 40, section 122.23."

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

Senator Krentz from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1270: A bill for an act relating to natural resources; clarifying the environmental review required before sunken logs may be removed from waters of this state; requiring local approval for sunken log removal projects; appropriating money; amending Minnesota Statutes 2000, section 103G.650, subdivisions 3, 4.

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

Delete everything after the enacting clause and insert:

"Section 1. [103G.651] [PROHIBITION ON SUNKEN LOG RECOVERY.]

A person may not remove sunken logs from inland waters of this state. For purposes of this section, "inland waters" means navigable bodies of water within the boundaries of this state, excluding boundary lakes and boundary waters.

Sec. 2. [PILOT PROJECT.]

Subdivision 1. [STUDY.] Notwithstanding the prohibition in Minnesota Statutes, section

103G.651, the commissioner of natural resources shall conduct a pilot project to remove sunken logs from inland waters. The purpose of the pilot project is to study the effects of contaminants resulting from the removal of sunken logs from inland waters.

Subd. 2. [PROJECT CRITERIA.] The pilot project shall be conducted according to applicable requirements under Minnesota Statutes 2000, section 103G.650, subdivision 5. The pilot project must study at least two inland waters in the first year and must repeat the study on the same inland waters in the second year.

Subd. 3. [REPORT.] The commissioner shall file a report containing the results of the study with the house and senate committees having jurisdiction over natural resources no later than January 1, 2003.

Sec. 3. [APPROPRIATION; FUNDING.]

\$100,000 is appropriated from the general fund to the commissioner of natural resources for the biennium ending June 30, 2003, to fund the pilot project under section 2. The commissioner may accept gifts of money or pro bono assistance to complete the pilot project. The commissioner may use revenue generated during the pilot project if needed to complete the pilot project.

Sec. 4. [REPEALER.]

(a) Minnesota Statutes 2000, section 103G.650, is repealed.

(b) Laws 2000, chapter 337, section 2, is repealed.

Sec. 5. [EFFECTIVE DATE.]

Section 4, paragraph (a), is effective retroactively to June 1, 2000. Within 30 days following the date of final enactment, the commissioner of natural resources must cancel existing leases and refund an application fee received under Minnesota Statutes, section 103G.650."

Delete the title and insert:

"A bill for an act relating to natural resources; repealing sunken log recovery law; prohibiting the recovery of sunken logs in inland waters; requiring a pilot project to study the effects of contaminants resulting from the removal of sunken logs from inland waters; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 103G; repealing Minnesota Statutes 2000, section 103G.650; Laws 2000, chapter 337, section 2."

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

Senator Krentz from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1496: A bill for an act relating to water; authorizing tax levies in subwatershed units; amending Minnesota Statutes 2000, section 103B.241, subdivision 1.

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

Page 1, line 11, after "unit" insert "for plans or projects within the subwatershed"

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 1677: A bill for an act relating to county agricultural societies; providing indexed funding levels for exhibitor awards; appropriating money; amending Minnesota Statutes 2000, section 38.02, subdivision 1.

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 2084: A bill for an act relating to agriculture; creating an agricultural processing revolving loan account; providing funding for a germ and fiber recovery process at an existing ethanol facility; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 41B.

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 1774: A bill for an act relating to veterans homes; changing certain resident deposit accounts; amending Minnesota Statutes 2000, section 198.265.

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1818: A bill for an act relating to economic development; providing a self-sufficiency definition; proposing coding for new law in Minnesota Statutes, chapter 4A.

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

Page 2, line 3, delete "entities" and insert "state agencies"

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1606: A bill for an act relating to welfare; deleting a provision that would require the county agency to count \$100 of a rental or housing subsidy as unearned income for purposes of the MFIP program; repealing provisions related to the September Alien Verification for Entitlements federal program; amending Minnesota Statutes 2000, sections 256D.053, subdivision 1; and 256J.37, subdivision 9; repealing Minnesota Statutes 2000, sections 256.01, subdivision 18; and 256J.32, subdivision 7a; Laws 1997, chapter 203, article 9, section 21; Laws 1998, chapter 407, article 6, section 111; and Laws 2000, chapter 488, article 10, sections 28 and 30.

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

Amend the title as follows:

Page 1, line 6, delete "September" and insert "Systematic"

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1299: A bill for an act relating to human services; extending the time for emergency assistance; amending Minnesota Statutes 2000, section 256J.48, subdivision 1.

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

Page 1, line 15, before "120" insert "a maximum of"

Page 1, line 16, delete "per episode of need and"

Page 1, line 18, delete the new language and insert "the eligibility period"

Page 1, line 20, delete the new language and reinstate the stricken "the" and reinstate the stricken "period of eligibility"

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1230: A bill for an act relating to welfare; excluding 50 percent of child support received by an MFIP family for purposes of determining the family's income; amending Minnesota Statutes 2000, section 256J.21, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 256J.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2144: A bill for an act relating to human services; providing a rate adjustment for a nursing facility in Anoka county; amending Minnesota Statutes 2000, section 256B.434, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2123: A bill for an act relating to medical assistance; providing a rate increase for a nursing home in Martin county; appropriating money; amending Minnesota Statutes 2000, section 256B.434, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2122: A bill for an act relating to medical assistance; providing a rate increase for a nursing home in Martin county; appropriating money; amending Minnesota Statutes 2000, section 256B.434, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2118: A bill for an act relating to human services; providing an exception to the nursing home moratorium; amending Minnesota Statutes 2000, section 144A.071, subdivision 4a.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2053: A bill for an act relating to human services; providing a rate increase for a 60-bed board and care facility located in Minneapolis; amending Minnesota Statutes 2000, section 256B.431, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2047: A bill for an act relating to human services; providing for changes to the rate setting for deep rural facilities with low operating rates; appropriating money; amending Minnesota Statutes 2000, section 256B.431, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2021: A bill for an act relating to human services; providing a rate increase for two nursing facilities in Olmsted county; appropriating money; amending Minnesota Statutes 2000, section 256B.434, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2019: A bill for an act relating to human services; moving Olmsted county to geographic group III for purposes of nursing facility reimbursement; providing a rate increase for nursing facilities in Olmsted county; appropriating money; amending Minnesota Statutes 2000, section 256B.431, subdivision 2b, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2018: A bill for an act relating to human services; increasing the compensation-related portion of nursing facility operating rates; appropriating money; amending Minnesota Statutes 2000, section 256B.431, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1911: A bill for an act relating to human services; providing an exception to the moratorium on the licensure and certification of nursing home beds; appropriating money; amending Minnesota Statutes 2000, section 144A.071, subdivision 4a.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1908: A bill for an act relating to human services; excluding the raw food cost adjustment from certain nursing facility rate computations; amending Minnesota Statutes 2000, section 256B.431, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1905: A bill for an act relating to human services; providing for a rate increase for a nursing facility in Carver county; amending Minnesota Statutes 2000, section 256B.431, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1767: A bill for an act relating to human services; establishing the Medicare payment rate as the rate for all nursing facility residents for the first 100 days following admission; appropriating money; amending Minnesota Statutes 2000, section 256B.431, by adding a subdivision; repealing Minnesota Statutes 2000, section 256B.434, subdivision 5.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1766: A bill for an act relating to human services; establishing a floor for nursing facility operating cost reimbursement; amending Minnesota Statutes 2000, section 256B.431, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1723: A bill for an act relating to human services; providing program options for certain persons with developmental disabilities; appropriating money.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1630: A bill for an act relating to human services; providing an exception to the moratorium on new nursing facility beds; amending Minnesota Statutes 2000, section 144A.071, subdivision 4a.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1518: A bill for an act relating to human services; providing a rate increase for nursing facilities in Roseau county; appropriating money; amending Minnesota Statutes 2000, sections 256B.431, by adding a subdivision; 256B.434, by adding a subdivision.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 726: A bill for an act relating to health; requiring the commissioner of health to give priority to certain moratorium exception proposals; providing funding for the moratorium exception process; appropriating money; amending Laws 2000, chapter 364, section 2.

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

Senator Kelly, R.C. from the Committee on Transportation, to which was referred

S.F. No. 1487: A bill for an act relating to highways; advancing construction projects on I-494; temporarily suspending construction of I-35W/trunk highway No. 62 improvement project; requiring redesign of construction projects; redirecting available funds to I-494 project; appropriating money; authorizing issuance of trunk highway bonds.

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

Page 1, line 12, before "The" insert "Subdivision 1. [DESCRIPTION OF PROJECT.]"

Page 1, after line 16, insert:

"Subd. 2. [DESIGN-BUILD AUTHORIZATION.] The commissioner of transportation may use, for the project described in subdivision 1, a design-build method of project development and construction, in which a single contractor is responsible for both the design and construction of the project and bids the design and construction together. Notwithstanding Minnesota Statutes, section 16C.06, the commissioner may award a design-build contract on the basis of requests for proposals or request for qualifications without bids."

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "authorizing design-build construction on I-494;"

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

Senator Kelly, R.C. from the Committee on Transportation, to which was referred

S.F. No. 1155: A bill for an act relating to traffic regulations; modifying width limitations on recreational equipment; prescribing maximum length of motor homes; amending Minnesota Statutes 2000, sections 169.80, subdivision 2; and 169.81, subdivision 2.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 1165: A bill for an act relating to taxation; establishing the metropolitan transportation improvement board; directing the secretary of state to conduct metropolitan area election concerning imposition of one-half cent general sales tax; authorizing the board to impose one-half cent sales tax and motor vehicle excise tax in the metropolitan area; dedicating revenues to interstate and trunk highway improvements and transit capital in the metropolitan area; appropriating money; amending Minnesota Statutes 2000, section 174.03, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 473.

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

Page 1, lines 19 and 26, delete "5 and 6" and insert "4 and 5"

Page 3, delete subdivision 4

Page 3, line 19, delete "5" and insert "4"

Page 3, line 26, delete "7" and insert "6"

Page 3, line 30, delete "6" and insert "5"

Page 3, line 35, delete "7" and insert "6"

Page 4, line 3, delete "7" and insert "6"

Page 4, line 4, delete "5 and 6" and insert "4 and 5"

Page 4, line 7, delete "9" and insert "8"

Page 4, line 24, delete "8" and insert "7"

Page 4, line 25, delete "5 and 6" and insert "4 and 5"

Page 4, line 27, delete "7" and insert "6"

Page 4, line 29, delete "9" and insert "8"

Page 5, lines 12 and 19, delete "5 and 6" and insert "4 and 5"

Page 5, line 36, after the period, insert "Section 2 is repealed if the question in the special election provided by section 4 does not receive an affirmative vote."

Page 6, line 1, delete "7" and insert "6"

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 1614: A bill for an act relating to civil law; providing for civil actions against the state under the federal Age Discrimination in Employment Act, the federal Fair Labor Standards Act, the federal Family and Medical Leave Act, and the federal Americans With Disabilities Act; proposing coding for new law in Minnesota Statutes, chapter 1.

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

Senator Marty from the Committee on Judiciary, to which was referred

S.F. No. 729: A bill for an act relating to civil commitment; modifying the definition of a mentally ill person; modifying and expanding provisions to facilitate voluntary treatment and services; specifying certain patient rights and examination requirements; providing for treatment coverage and cost of care; allowing proposed patients to bring claims for voluntary treatment and services; expanding voluntary consent procedures; requiring sealing of court records; appropriating money; amending Minnesota Statutes 2000, sections 246.23, by adding a subdivision; 253B.02, subdivision 13; 253B.03, subdivisions 5, 10, and by adding a subdivision; 253B.04, subdivisions 1, 1a, and by adding a subdivision; 253B.045, subdivisions 2, 3, and 6; 253B.05, subdivision 1; 253B.06, subdivision 1; 253B.07, subdivisions 1 and 2; 253B.09, subdivision 1; 253B.10, subdivision 4; and 253B.23, subdivision 9; proposing coding for new law in Minnesota Statutes, chapter 253B.

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

Pages 1 to 3, delete sections 1 to 3

Pages 7 to 9, delete sections 10 to 12 and insert:

"Sec. 7. Minnesota Statutes 2000, section 253B.045, subdivision 6, is amended to read:

Subd. 6. [COVERAGE.] ~~A health plan company must provide coverage, according to the terms of the policy, contract, or certificate of coverage, for all medically necessary covered services as determined by section 62Q.53 provided to an enrollee that are ordered by the court under this chapter. (a) For purposes of this section, "mental health services" means all covered services that are intended to treat or ameliorate an emotional, behavioral, or psychiatric condition and that are covered by the policy, contract, or certificate of coverage of the enrollee's health plan company or by law.~~

(b) All health plan companies that provide coverage for mental health services must cover or provide mental health services ordered by a court of competent jurisdiction under a court order that is issued on the basis of a behavioral care evaluation performed by a licensed psychiatrist or a doctoral level licensed psychologist, which includes a diagnosis and an individual treatment plan for care in the most appropriate, least restrictive environment. The health plan company must be given a copy of the court order and the behavioral care evaluation. The health plan company shall be financially liable for the evaluation if performed by a participating provider of the health plan company and shall be financially liable for the care included in the court-ordered individual treatment plan if the care is covered by the health plan company and ordered to be provided by a participating provider or another provider as required by rule or law. This court-ordered coverage must not be subject to a separate medical necessity determination by a health plan company under its utilization procedures."

Page 10, delete section 14

Page 11, lines 11 to 18, delete the new language

Page 11, lines 30 to 32, reinstate the stricken language

Page 11, line 34, delete "(v)" and insert "(iv)"

Page 12, line 5, after "evidence" insert "except by agreement of counsel and is not admissible"

Page 12, line 6, reinstate the stricken language

Page 12, delete lines 22 to 24

Page 12, line 26, delete "(3)" and insert "(2)"

Pages 13 to 16, delete sections 16 and 17

Page 18, lines 5 to 7, reinstate the stricken language

Page 18, line 8, reinstate the stricken "facilities."

Page 18, lines 9 to 13, delete the new language

Page 18, line 14, delete everything before "Insurers"

Page 18, line 15, delete the second "and" and insert "or"

Page 18, line 16, delete everything after the period

Page 18, delete lines 17 to 19

Pages 18 to 20, delete sections 20 and 21

Renumber the sections in sequence

Delete the title and insert:

"A bill for an act relating to civil commitment; specifying certain patient rights and examination requirements; providing for treatment coverage; expanding voluntary consent procedures; requiring collection of information for an emergency hold; amending Minnesota Statutes 2000, sections 253B.03, subdivisions 5, 10, by adding a subdivision; 253B.04,

subdivisions 1, 1a, by adding a subdivision; 253B.045, subdivision 6; 253B.05, subdivision 1; 253B.07, subdivision 1; 253B.09, subdivision 1; 253B.10, subdivision 4."

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 969: A bill for an act relating to crimes; extending the attorney general's and county attorney's authority for administrative subpoenas; enabling peace officers to execute search warrants on foreign corporations doing business in Minnesota to search for electronic evidence; allowing Minnesota corporations engaged in electronic communication services or remote computing services to provide electronic evidence when served with search warrants issued from other jurisdictions; enhancing penalties for dissemination and possession of pornographic work involving minors; amending Minnesota Statutes 2000, sections 8.16, subdivision 1; 388.23, subdivision 1; 617.247, subdivisions 3 and 4; proposing coding for new law in Minnesota Statutes, chapter 626.

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 1430: A bill for an act relating to health; eliminating commissioner's reporting requirement for alcohol and drug counselors; providing for exchange of information for investigations of alcohol and drug counselors; amending Minnesota Statutes 2000, sections 148C.03, subdivision 1; and 148C.099.

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

Senator Metzen from the Committee on Telecommunications, Energy and Utilities, to which was referred

S.F. No. 2102: A bill for an act relating to telecommunications; providing catalyst grants for the provision of Internet services; appropriating money.

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

Page 1, lines 13 and 15, delete "capital"

Page 1, lines 16 and 17, delete "but do not include" and insert "and"

Page 1, line 25, delete "eligible capital" and insert "project costs"

Page 2, line 1, delete "expenditures"

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

Senator Metzen from the Committee on Telecommunications, Energy and Utilities, to which was referred

S.F. No. 1796: A bill for an act relating to telecommunications; clarifying provisions allowing later, subsequent telecommunications access to multiple-resident dwellings; amending Minnesota Statutes 2000, sections 238.23; 238.24, subdivision 10.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2000, section 238.23, is amended to read:

238.23 [ACCESS REQUIRED.]

Subdivision 1. [PROVISION OF ACCESS.] A property owner or other person controlling access shall provide a cable communications company access to the property owner's multiple dwelling complex. The access provided must be perpetual, nonexclusive, and freely transferable by one cable communications company to another. At the request of the property owner, a cable communications company, regardless of an easement or contract to the contrary, shall provide access to and use of its equipment by alternative providers. A cable communications company granted access, and its successors in interest, must fully comply with sections 238.22 to 238.27.

Subd. 2. [RESIDENT'S RIGHTS.] The intent of sections 238.22 to 238.27 is to give residents the freedom to choose among competing ~~eable communications~~ services and nothing in sections 238.22 to 238.27 shall be interpreted to require residents to hook up or subscribe to any services offered by any cable communications company or alternative provider of cable communications services.

Sec. 2. Minnesota Statutes 2000, section 238.24, is amended to read:

238.24 [CONDITIONS FOR ACCESS.]

Subdivision 1. [IN GENERAL.] An installation of ~~eable~~ communications facilities under sections 238.22 to 238.27 must conform to reasonable conditions necessary to protect the safety, functioning, and aesthetic appearance of the premises, and the convenience and well-being of the property owner and residents.

Subd. 2. [OWNER APPROVAL.] A property owner may require from a ~~eable~~ communications company before installation or modification of ~~eable~~ communications facilities, diagrams showing plans for the placement and securing of the facilities. A property owner may approve or disapprove installation plans. Approval of plans may not be unreasonably withheld.

Subd. 3. [INSTALLATION; BOND.] The facilities must be installed in an expeditious and workmanlike manner, must comply with applicable codes, and must be installed parallel to utility lines when economically feasible. A property owner may require a ~~eable~~ communications company to post a bond or equivalent security in an amount not exceeding the estimated cost of installation of the ~~eable~~ communications facilities on the premises. Any bond filed by a ~~eable~~ communications company with a municipality which would provide coverage to the property owner as provided under this subdivision shall be considered to fulfill the requirements of this subdivision.

Subd. 4. [INDEMNIFY FOR DAMAGE.] A ~~eable~~ communications company shall indemnify a property owner for damage caused by the company in the installation, operation, maintenance, or removal of its facilities.

Subd. 5. [RELOCATION.] A property owner may require a ~~eable~~ communications company, after reasonable written notice, to promptly relocate ~~eable~~ communications facilities on or within the premises of the property owner for the purpose of rehabilitation, redecoration, or necessary maintenance of the premises by the property owner.

Subd. 6. [MASTER ANTENNA TELEVISION SYSTEM.] Nothing in sections 238.22 to 238.27 precludes a property owner from entering into an agreement for use of a master antenna television system by a ~~eable~~ communications company or other television communications service.

Subd. 7. [COST ALLOCATED.] A ~~eable~~ communications company shall bear the entire cost of the installation, operation, maintenance, and removal of a ~~eable~~ communications facility within the initial franchise service area.

Subd. 8. [COMPENSATION FOR ACCESS.] (a) A ~~eable~~ communications company shall:

(1) compensate the property owner for the diminution in fair market value of the premises resulting directly from the installation of the nonexclusive ~~eable~~ communications system; ~~and~~

(2) reimburse the property owner in an amount not to exceed \$100 for premises containing less than ten dwelling units, and \$200 for other premises, for actual costs incurred by the property owner with respect to the professional review of the plans and drawings regarding installation or modification of the cable communications system, associated contractual materials, and other documentation; and

(b) (3) with respect to paragraph (a), clause (1), any party appearing in a proceeding as provided under section 238.25 may introduce evidence of damages, if any, and special benefits, if any, to the property occurring by reason of the installation of the cable communications system.

(b) The property owner and an alternative provider may enter into an agreement that provides for compensation to the property owner for the alternative provider's right to install and operate a communications system on the property owner's premises.

Subd. 9. [NOT RETROACTIVE.] Nothing in sections 238.22 to 238.27 affects the validity of an agreement effective before June 15, 1983, between a property owner, a cable communications company, or any other person providing cable communications services on or within the premises of the property owner.

Subd. 10. [CHANNEL CAPACITY.] (a) A property owner must provide access by a franchised cable communications company, as required under section 238.23, only if that cable company installs equipment with channel capacity sufficient to provide access to other providers of television programming or cable communications services so that residents or association members have a choice of alternative providers of those services. If the equipment is installed, the cable communications company shall allow alternative providers to use the equipment. If some of the residents or association members choose to subscribe to the services of an alternative provider, the cable company that installed the equipment shall be reimbursed by the other providers for the cost of equipment and installation on the property on a pro rata basis which reflects the number of subscribers of each provider on that property to the total number of subscribers on that property. In determining the pro rata amount of reimbursement by any alternative provider, the cost of equipment and installation shall be reduced to the extent of cumulative depreciation of that equipment at the time the alternative provider begins providing service.

(b) If equipment is already installed as of June 15, 1983, with channel capacity sufficient to allow access to alternative providers, the access and pro rata reimbursement provisions of paragraph (a) apply.

Sec. 3. Minnesota Statutes 2000, section 238.242, subdivision 1, is amended to read:

Subdivision 1. [PROVIDING ALTERNATIVE SERVICE.] Other providers of television programming or cable communications services shall notify the cable communications company when a resident or association member occupying a dwelling unit in a multiple dwelling complex requests the services provided for by this section or section 238.241. After reaching agreement with the alternative service provider for reimbursement to be paid for use of the equipment, the cable communications company shall make available the equipment necessary to provide the alternative service without unreasonable delay. A provider has the same obligations to an alternative service provider under sections 238.22 to 238.27 if it obtained or obtains access to a building by consent or by the procedure under section 238.25.

Sec. 4. [EFFECTIVE DATE.]

Sections 1 to 3 are effective the day following final enactment."

Amend the title as follows:

Page 1, line 5, delete ", subdivision 10" and insert "; 238.242, subdivision 1"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 1361: A bill for an act relating to health care; providing dental access grants; creating a dental access advisory committee; increasing the reimbursement rate for certain dental care providers; appropriating money; amending Minnesota Statutes 2000, sections 256B.0644; 256B.69, by adding a subdivision; 256B.76; proposing coding for new law in Minnesota Statutes, chapters 144; 256B.

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

Page 6, line 20, before "dental" insert "pediatric dentists;"

Page 6, line 22, after the semicolon, insert "health service plans;"

Page 7, line 19, delete "2007" and insert "2003"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 943: A bill for an act relating to education; establishing a board of education leadership; providing for rulemaking; appropriating money; amending Minnesota Statutes 2000, sections 122A.162; 122A.163; 122A.18, subdivisions 1, 4; 122A.21; 214.01, subdivision 3; 214.04, subdivisions 1, 3; 214.12, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 122A.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1604: A bill for an act relating to state government; revising conditions under which public employees receive daily payments for service on boards and councils; requiring groups to adopt standards for daily payments; amending Minnesota Statutes 2000, sections 15.0575, subdivision 3; 15.059, subdivision 3; and 214.09, subdivision 3.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1206: A bill for an act relating to Indian affairs council; adding one member to the advisory council; amending Minnesota Statutes 2000, section 3.922, subdivision 8.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1154: A bill for an act relating to the metropolitan radio board; extending the expiration date for the board to 2005; amending Laws 1995, chapter 195, article 1, section 18, as amended.

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1635: A bill for an act relating to human services; expanding medical assistance to cover intensive early intervention behavior therapy for autistic children; amending Minnesota Statutes 2000, section 256B.0625, by adding a subdivision.

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

Page 1, line 19, delete "the guidelines" and insert "scientifically tested guidelines established for the treatment of autistic spectrum disorders."

Page 1, delete lines 20 to 22 and insert:

"Sec. 2. [AUTISM CASE MANAGEMENT PILOT PROJECT.]

(a) The commissioner of human services shall develop a pilot project to assist parents of children with autistic spectrum disorder in utilizing available services. The project shall provide case management services, including, but not limited to:

(1) identifying services based on assessed needs, preferences, and available resources;

(2) coordinating services available through medical assistance, the school district, private health coverage, and waived programs;

(3) assisting families in identifying potential providers and accessing available services; and

(4) monitoring the needs of the families and the services being provided.

(b) The commissioner shall seek any federal waivers necessary, to the extent allowed by law, to secure federal participation for the provision of case management services for children with autistic spectrum disorder.

(c) The commissioner shall evaluate the effectiveness of the project and report to the legislature by January 15, 2004.

(d) This project shall expire June 30, 2004.

Sec. 3. [EFFECTIVE DATE.]

Section 1 is effective July 1, 2002."

Amend the title as follows:

Page 1, line 4, delete "autistic children" and insert "children with autistic spectrum disorders; creating autism case management pilot project"

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1341: A bill for an act relating to health; requiring disclosure of the form of care or treatment provided in certain special care status units; providing penalties and remedies; amending Minnesota Statutes 2000, sections 8.31, subdivision 1; 144A.4605, subdivision 4; and 144D.06; proposing coding for new law in Minnesota Statutes, chapter 325F.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2000, section 144A.4605, subdivision 4, is amended to read:

Subd. 4. [LICENSE REQUIRED.] (a) A housing with services establishment registered under

chapter 144D that is required to obtain a home care license must obtain an assisted living home care license according to this section or a class A or class E license according to rule. A housing with services establishment that obtains a class E license under this subdivision remains subject to the payment limitations in sections 256B.0913, subdivision 5, paragraph (h), and 256B.0915, subdivision 3, paragraph (g).

(b) A board and lodging establishment registered for special services as of December 31, 1996, and also registered as a housing with services establishment under chapter 144D, must deliver home care services according to sections 144A.43 to 144A.48, and may apply for a waiver from requirements under Minnesota Rules, parts 4668.0002 to 4668.0240, to operate a licensed agency under the standards of section 157.17. Such waivers as may be granted by the department will expire upon promulgation of home care rules implementing section 144A.4605.

(c) An adult foster care provider licensed by the department of human services and registered under chapter 144D may continue to provide health-related services under its foster care license until the promulgation of home care rules implementing this section.

(d) An assisted living home care provider licensed under this section must comply with the disclosure provisions of section 325F.691 to the extent they are applicable.

Sec. 2. Minnesota Statutes 2000, section 144D.03, is amended by adding a subdivision to read:

Subd. 1a. [REVIEW OF DISCLOSURE REQUIREMENTS.] As part of the registration process under this chapter, the commissioner shall examine for accuracy the written disclosure required under section 325F.691, if applicable.

Sec. 3. Minnesota Statutes 2000, section 144D.04, subdivision 2, is amended to read:

Subd. 2. [CONTENTS OF CONTRACT.] An elderly housing with services contract, which need not be entitled as such to comply with this section, shall include at least the following elements in itself or through supporting documents or attachments:

- (1) name, street address, and mailing address of the establishment;
- (2) the name and mailing address of the owner or owners of the establishment and, if the owner or owners is not a natural person, identification of the type of business entity of the owner or owners;
- (3) the name and mailing address of the managing agent, through management agreement or lease agreement, of the establishment, if different from the owner or owners;
- (4) the name and address of at least one natural person who is authorized to accept service on behalf of the owner or owners and managing agent;
- (5) statement describing the registration and licensure status of the establishment and any provider providing health-related or supportive services under an arrangement with the establishment;
- (6) term of the contract;
- (7) description of the services to be provided to the resident in the base rate to be paid by resident;
- (8) description of any additional services available for an additional fee from the establishment directly or through arrangements with the establishment;
- (9) fee schedules outlining the cost of any additional services;
- (10) description of the process through which the contract may be modified, amended, or terminated;
- (11) description of the establishment's complaint resolution process available to residents including the toll-free complaint line for the office of ombudsman for older Minnesotans;

- (12) the resident's designated representative, if any;
- (13) the establishment's referral procedures if the contract is terminated;
- (14) criteria used by the establishment to determine who may continue to reside in the elderly housing with services establishment;
- (15) billing and payment procedures and requirements;
- (16) statement regarding the ability of residents to receive services from service providers with whom the establishment does not have an arrangement; and
- (17) statement regarding the availability of public funds for payment for residence or services in the establishment.

Sec. 4. Minnesota Statutes 2000, section 144D.06, is amended to read:

144D.06 [OTHER LAWS.]

A housing with services establishment shall obtain and maintain all other licenses, permits, registrations, or other governmental approvals required of it in addition to registration under this chapter. A housing with services establishment is subject to the provisions of section 325F.691 and chapter 504B.

Sec. 5. [325F.691] [DISCLOSURE OF SPECIAL CARE STATUS REQUIRED.]

Subdivision 1. [PERSONS TO WHOM DISCLOSURE IS REQUIRED.] Housing with services establishments, as defined in sections 144D.01 to 144D.07, that secure, segregate, or provide a special program or special unit for residents with a diagnosis of probable Alzheimer's disease or a related disorder or that advertise, market, or otherwise promote the establishment as providing specialized care for Alzheimer's disease or a related disorder are considered a "special care unit." All special care units shall provide a written disclosure to the following:

- (1) the commissioner of health;
- (2) the office of ombudsman for older Minnesotans; and
- (3) each person seeking placement within a residence, or the person's authorized representative, before an agreement to provide the care is entered into.

Subd. 2. [CONTENT.] Written disclosure shall include, but is not limited to, the following:

- (1) a statement of the overall philosophy and how it reflects the special needs of residents with Alzheimer's disease or other dementias;
- (2) the criteria for determining who may reside in the special care unit;
- (3) the process used for assessment and establishment of the service plan or agreement, including how the plan is responsive to changes in the resident's condition;
- (4) staffing credentials, job description, and staff duties and availability, including any training specific to dementia;
- (5) physical environment as well as design and security features that specifically address the needs of residents with Alzheimer's disease or other dementias;
- (6) frequency and type of programs and activities for residents of the special care unit;
- (7) involvement of families in resident care and availability of family support programs;
- (8) fee schedules for additional services to the residents of the special care unit; and
- (9) a statement that residents will be given a written notice 30 days prior to changes in the fee schedule.

Subd. 3. [DUTY TO UPDATE.] Substantial changes to disclosures must be reported to the parties listed in subdivision 1 at the time the change is made.

Subd. 4. [REMEDY.] The attorney general may seek the remedies set forth in section 8.31 for repeated or flagrant violations of this section. However, no private right of action may be maintained as provided under section 8.31, subdivision 3a."

Delete the title and insert:

"A bill for an act relating to health; requiring disclosure of the form of care or treatment provided in certain special care status units; providing penalties and remedies; amending Minnesota Statutes 2000, sections 144A.4605, subdivision 4; 144D.03, by adding a subdivision; 144D.04, subdivision 2; 144D.06; proposing coding for new law in Minnesota Statutes, chapter 325F."

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

Senator Krentz from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 793: A bill for an act relating to the environment; waiving repayment obligations for certain solid waste transfer station projects; amending Minnesota Statutes 2000, section 115A.54, subdivision 2a.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2000, section 115A.54, subdivision 2a, is amended to read:

Subd. 2a. [SOLID WASTE MANAGEMENT PROJECTS.] (a) The director shall provide technical and financial assistance for the acquisition and betterment of solid waste management projects as provided in this subdivision and section 115A.52. Money appropriated for the purposes of this subdivision must be distributed as grants.

(b) Except as provided in paragraph (c), a project may receive grant assistance up to 25 percent of the capital cost of the project or \$2,000,000, whichever is less, except that projects constructed as a result of intercounty cooperative agreements may receive (1) grant assistance up to 25 percent of the capital cost of the project; or (2) \$2,000,000 times the number of participating counties, whichever is less.

(c) A recycling project or a project to compost or cocompost waste may receive grant assistance up to 50 percent of the capital cost of the project or \$2,000,000, whichever is less, except that projects completed as a result of intercounty cooperative agreements may receive (1) grant assistance up to 50 percent of the capital cost of the project; or (2) \$2,000,000 times the number of participating counties, whichever is less. The following projects may also receive grant assistance in the amounts specified in this paragraph:

(1) a project to improve control of or reduce air emissions at an existing resource recovery facility; and

(2) a project to substantially increase the recovery of materials or energy, substantially reduce the amount or toxicity of waste processing residuals, or expand the capacity of an existing resource recovery facility to meet the resource recovery needs of an expanded region if each county from which waste is or would be received has achieved a recycling rate in excess of the goals in section 115A.551, and is implementing aggressive waste reduction and household hazardous waste management programs.

(d) Notwithstanding paragraph (e), the director may award grants for transfer stations that will initially transfer waste to landfills if the transfer stations are part of a planned resource recovery

project, the county where the planned resource recovery facility will be located has a comprehensive solid waste management plan approved by the director, and the solid waste management plan proposes the development of the resource recovery facility. If the proposed resource recovery facility is not in place and operating within ~~12~~ 16 years of the date of the grant award, the recipient shall repay the grant amount to the state.

(e) Projects without resource recovery are not eligible for assistance.

(f) In addition to any assistance received under paragraph (b) or (c), a project may receive grant assistance for the cost of tests necessary to determine the appropriate pollution control equipment for the project or the environmental effects of the use of any product or material produced by the project.

(g) In addition to the application requirements of section 115A.51, an application for a project serving eligible jurisdictions in only a single county must demonstrate that cooperation with jurisdictions in other counties to develop the project is not needed or not feasible. Each application must also demonstrate that the project is not financially prudent without the state assistance, because of the applicant's financial capacity and the problems inherent in the waste management situation in the area, particularly transportation distances and limited waste supply and markets for resources recovered.

(h) For the purposes of this subdivision, a "project" means a processing facility, together with any transfer stations, transmission facilities, and other related and appurtenant facilities primarily serving the processing facility. The director shall adopt rules for the program by July 1, 1985.

(i) Notwithstanding anything in this subdivision to the contrary, a project to construct a new mixed municipal solid waste transfer station that has an enforceable commitment of at least ten years, or of sufficient length to retire bonds sold for the facility, to serve an existing resource recovery facility may receive grant assistance up to 75 percent of the capital cost of the project if addition of the transfer station will increase substantially the geographical area served by the resource recovery facility and the ability of the resource recovery facility to operate more efficiently on a regional basis and the facility meets the criteria in paragraph (c), the second clause (2). A transfer station eligible for assistance under this paragraph is not eligible for assistance under any other paragraph of this subdivision."

Amend the title as follows:

Page 1, line 2, delete "waiving" and insert "extending the deadline for"

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 511: A bill for an act relating to the state agricultural society; authorizing establishment of a nonprofit corporation; proposing coding for new law in Minnesota Statutes, chapter 37.

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

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 2000, section 37.03, subdivision 1, is amended to read:

Subdivision 1. [MEMBERS.] Members of the state agricultural society must be citizens of this state. The membership is as follows:

(a) Three delegates chosen annually by each agricultural society or association in the state which maintains an active existence, holds annual fairs, and is entitled to share in the state appropriation under the provisions of section 38.02. If one of those societies or associations fails to choose delegates, then its president, secretary, and treasurer, by virtue of their offices, are its

delegates. If two fairs receiving state aid are operating in one county, each delegate from each society or association is entitled to one-half vote at regular or special meetings of the state society.

(b) One delegate appointed by the county board of each county in which no county or district agricultural society exists.

(c) Individuals elected by the society as honorary members for having performed eminent services in agriculture, horticulture, or related arts and sciences or long and faithful service in or benefits to the society. Honorary members must be elected by two-thirds vote at any annual meeting. The number of honorary members may not exceed the society's membership and only one honorary member may be elected annually. Each honorary member is entitled to one vote.

(d) Two elected delegates and the president may represent each of the following societies and associations: Red River Valley Winter Shows, the Minnesota State Horticultural Society, the State Dairyman's Association, the Minnesota Dairy Goat Association, the Minnesota Honey Producers Association, Inc., the Minnesota Livestock Breeders' Association, the Minnesota Crop Improvement Association, the Minnesota Pork Producers Association, the Minnesota Lamb and Wool Producers Association, the Minnesota Horse Breeders' Association, the Minnesota Veterinary Medical Association, the Minnesota Cattle Breeders' Association, the Central Livestock Association, the Minnesota State Poultry Association, the Farm Equipment Association, the North Central Florist Association, the Minnesota Garden Flower Society, the State Fair Exhibitors' Organization, the Minnesota Federation of County Fairs, the State Forestry Association, the Minnesota Horse Council, Minnesota Nurserymen's Association, Minnesota Apple Growers' Association, State Grange of Minnesota, Minnesota Farmers' Union, American Dairy Association of Minnesota, and the Minnesota Farm Bureau Federation.

(e) The following societies and associations are entitled to one delegate each: Central Minnesota Vegetable Growers Association, the Minnesota Fruit and Vegetable Growers' Association, Minnesota Shorthorn Breeders' Association, the Minnesota Milking Shorthorn Association, Minnesota Guernsey Breeders' Association, Minnesota Jersey Cattle Club, Minnesota Holstein Association, Minnesota Hereford Association, Minnesota Aberdeen Angus Breeders', Minnesota Red Polled Breeders', Minnesota Ayresshire Breeders' Association, Minnesota Brown Swiss Association, Minnesota Poland China Breeders' Association, Minnesota Duroc Breeders', Minnesota Chester White Association, Minnesota Turkey Growers' Association, Minnesota Gladiolus Society, Minnesota Hampshire Association, Minnesota Suffolk Association, North American Dairy Sheep Association, and the Minnesota Berkshire Association.

All of these (f) The societies and associations listed in paragraphs (d) and (e) must be active and statewide in their scope and operation, hold annual meetings, and be incorporated under the laws of the state before they are entitled to a delegate. The societies and associations must file with the secretary of state, on or before December 20, a report showing that the society or association has held a regular annual meeting for that year, a summary of its financial transactions for the current year, and an affidavit of the president and secretary that it has a paid-up membership of at least 25. On or before December 31, the secretary of state shall certify to the secretary of the state agricultural society the names of the societies or associations that have complied with these provisions.

(g) If a society or association ceases to exist or otherwise fails to comply with the requirements of paragraph (f), its membership in the state agricultural society and its right to delegates is terminated and it may be replaced by another society or association representing the same or similar interests and chosen by a majority vote of the members of the society at its next annual meeting.

(f) (h) The members of the board of managers of the state agricultural society are members of the society and entitled to one vote each."

Re-number the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "changing certain membership provisions; amending Minnesota Statutes 2000, section 37.03, subdivision 1;"

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 1282: A resolution urging the Minnesota Historical Society to keep the Confederate battle flag in Minnesota.

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

Page 1, line 20, delete "1905" and insert "1923"

Page 2, line 1, delete "State" and insert "Commonwealth"

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 1269: A bill for an act relating to veterans; providing for placement in the Capitol of a plaque commemorating the soldiers who participated in the Bataan Death March.

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

Page 1, line 8, delete "must" and insert "may"

Page 1, line 9, after "Capitol" insert "area"

Page 1, line 11, delete everything before "and" and insert "whose units, under General King's surrender orders of April 9, 1942, were submitted to Japanese control"

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 1867: A bill for an act relating to agriculture; regulating pesticide application on golf courses; proposing coding for new law in Minnesota Statutes, chapter 18B.

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

Page 1, after line 16, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective January 1, 2002."

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

SECOND READING OF SENATE BILLS

S.F. Nos. 368, 1205, 1056, 486, 1436, 1437, 1648, 1915, 1105, 1258, 1619, 1301, 1894, 1449, 1438, 1644, 1506, 1104, 1774, 1818, 1155, 969, 1430, 1796, 1604, 1206, 1154, 793, 511, 1282, 1269 and 1867 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Larson moved that his name be stricken as a co-author to S.F. No. 1179. The motion prevailed.

Senator Day moved that the name of Senator Fowler be added as a co-author to S.F. No. 1625. The motion prevailed.

Senator Kelly, R.C. moved that the name of Senator Wiger be added as a co-author to S.F. No. 2124. The motion prevailed.

Senator Samuelson introduced--

Senate Resolution No. 95: A Senate resolution commending Gunnery Sergeant Michael Wayne Gangestad on his years of service with the United States Marine Corps.

Referred to the Committee on Rules and Administration.

Senator Betzold moved that S.F. No. 1648, on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Senator Moe, R.D. moved that Senate Resolution No. 94 be taken from the table. The motion prevailed.

Senate Resolution No. 94: A Senate resolution relating to the budget; setting the maximum limit on revenues and appropriations for the biennium.

BE IT RESOLVED, by the Senate of the State of Minnesota:

In accordance with Senate Rule 7, the following limits are adopted for the fiscal biennium ending June 30, 2003:

1. The maximum limit on general fund revenues is \$26,502,374,000.
2. The maximum limit on general fund net appropriations is \$26,502,374,000.
3. \$350,000,000 must be set aside as a cash flow account.
4. \$622,000,000 must be set aside as a budget reserve.

The limits on revenues and net appropriations established by this resolution may be automatically adjusted to reflect forecast adjustments and the transfer of other funds into or out of the general fund.

The limit on general fund revenue and the limit on general fund net appropriations may be automatically increased by the amount of new state spending used to reduce local property taxes.

Senator Neuville moved to amend Senate Resolution No. 94 as follows:

Page 1, delete lines 6 to 20 and insert:

"In accordance with Senate Rule 7, the following limits are adopted for the fiscal biennium ending June 30, 2003:

1. The maximum limit on general fund revenues is \$26,043,400,000.
2. The maximum limit on general fund net appropriations is \$26,043,400,000.
3. \$350,000,000 must be set aside as a cash flow account.
4. \$622,000,000 must be set aside as a budget reserve.

The limits on revenues and net appropriations established by this resolution may be automatically adjusted to reflect forecast adjustments and the transfer of other funds into or out of the general fund.

The limit on general fund revenue and the limit on general fund net appropriations may be automatically increased by the amount of new state spending used to reduce local property taxes."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 27 and nays 39, as follows:

Those who voted in the affirmative were:

Bachmann	Johnson, Debbie	Lesewski	Ourada	Schwab
Belanger	Kierlin	Lessard	Pariseau	Stevens
Berg	Kiscaden	Limmer	Reiter	Terwilliger
Day	Kleis	Neuville	Robertson	
Dille	Knutson	Oliver	Robling	
Fischbach	Larson	Olson	Scheevel	

Those who voted in the negative were:

Anderson	Hottinger	Langseth	Pogemiller	Scheid
Berglin	Johnson, Dave	Lourey	Price	Solon
Betzold	Johnson, Dean	Marty	Ranum	Stumpf
Chaudhary	Johnson, Doug	Metzen	Rest	Tomassoni
Cohen	Kelley, S.P.	Moe, R.D.	Ring	Vickerman
Foley	Kelly, R.C.	Murphy	Sabo	Wiener
Fowler	Kinkel	Orfield	Sams	Wiger
Higgins	Krentz	Pappas	Samuelson	

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

Senator Moe, R.D. moved the adoption of Senate Resolution No. 94.

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 38 and nays 28, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Langseth	Price	Solon
Berglin	Johnson, Dave	Lourey	Ranum	Stumpf
Betzold	Johnson, Dean	Metzen	Rest	Tomassoni
Chaudhary	Johnson, Doug	Moe, R.D.	Ring	Vickerman
Cohen	Kelley, S.P.	Murphy	Sabo	Wiener
Foley	Kelly, R.C.	Orfield	Sams	Wiger
Fowler	Kinkel	Pappas	Samuelson	
Higgins	Krentz	Pogemiller	Scheid	

Those who voted in the negative were:

Bachmann	Johnson, Debbie	Lesewski	Olson	Scheevel
Belanger	Kierlin	Lessard	Ourada	Schwab
Berg	Kiscaden	Limmer	Pariseau	Stevens
Day	Kleis	Marty	Reiter	Terwilliger
Dille	Knutson	Neuville	Robertson	
Fischbach	Larson	Oliver	Robling	

The motion prevailed. So the resolution was adopted.

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

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 891: A bill for an act relating to state government; transferring duties of the state treasurer to the; amending Minnesota Statutes 2000, sections 276.11, subdivision 1; 299D.03, subdivision 5; and 354.52, subdivision 5.

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

Page 1, line 9, delete everything after "the" and insert "state auditor under Minnesota"

Page 1, line 11, delete "1999" and insert "1998"

Page 1, line 18, delete the new language and insert "auditor"

Page 1, line 23, delete the new language and insert "or auditor"

Page 3, lines 24 and 27, delete the new language and insert "state auditor"

Page 4, line 3, delete the new language and insert "2003, the state auditor,"

Page 4, line 10, delete the new language and insert "or auditor"

Page 4, lines 24, 31, and 35, delete the new language and insert "state auditor"

Page 5, line 5, delete the new language and insert "and the auditor"

Page 5, delete line 19 and insert "the state treasurer, and substitute "state auditor" and "state auditor's""

Page 7, line 28, delete everything after "chapter" and insert "6."

Page 7, delete lines 30 and 31 and insert "means the state treasurer of Minnesota and substitute "state auditor" in Minnesota Rules."

Amend the title as follows:

Page 1, line 3, delete everything after the second "the" and insert "state auditor; amending"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 834: A bill for an act relating to the iron range resources and rehabilitation board; regulating board membership; amending Minnesota Statutes 2000, section 298.22, subdivision 2.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 1477: A bill for an act relating to children; providing for measures to improve child support collection and enforcement; providing civil penalties; amending Minnesota Statutes 2000, sections 13B.06, subdivision 7; 256.01, subdivision 2; 256.741, subdivisions 1, 5, and 8; 256.979, subdivisions 5 and 6; 393.07, by adding a subdivision; 518.551, subdivision 13; 518.5513,

subdivision 5; 518.575, subdivision 1; 518.5851, by adding a subdivision; 518.5853, by adding a subdivision; 518.6111, subdivision 5; 518.6195; 518.64, subdivision 2; 518.641, subdivisions 1, 2, 3, and by adding a subdivision; and 548.091, subdivision 1a; repealing Minnesota Statutes 2000, section 518.641, subdivisions 4 and 5.

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1919: A bill for an act relating to the city of St. Paul; changing the membership and appointment process of the citizen review panel for neighborhood investments from the city's part of the sales tax; amending Laws 1998, chapter 389, article 8, section 37, subdivision 2.

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

Page 1, line 16, delete "must seek the advice" and insert "shall consult"

Page 1, after line 21, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment and applies to appointments made after that date."

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1780: A bill for an act relating to the board of government innovation and cooperation; extending an exemption for an Itasca county chemical dependency demonstration project; amending Minnesota Statutes 2000, section 465.797, subdivision 5a.

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

Page 1, line 17, reinstate the stricken "until June 30," and delete "indefinitely" and insert "2004"

Page 1, line 26, strike "2003" and insert "2004"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1663: A bill for an act relating to cities; increasing census figures by the three percent margin of error to continue state aid; proposing coding for new law in Minnesota Statutes, chapter 4A.

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

Page 1, line 7, delete "[4A.031]" and delete "CITY'S" and insert "CITY OF CHISHOLM"

Page 1, line 10, delete "a home rule charter or" and insert "the city of Chisholm"

Page 1, line 11, delete "statutory city"

Amend the title as follows:

Page 1, line 2, delete "cities" and insert "the city of Chisholm"

Page 1, line 3, delete the semicolon and insert a period

Page 1, delete lines 4 and 5

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 1812: A bill for an act relating to economic development; creating the biomedical innovation and commercialization initiative; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Page 1, line 24, after "representative" insert "requested to be" and after "the" insert "president of the" and after "Minnesota" insert "with the consent of the board of regents"

Page 2, line 2, before the period, insert "based on the proportion of their equity investments"

Page 3, after line 5, insert:

"Sec. 2. [INITIAL TERMS.]

Notwithstanding section 1, subdivision 2, the first board members appointed under clause (3) of that subdivision must be appointed as follows: two to two-year terms, two to four-year terms, and one to a six-year term."

Page 3, line 6, delete "2" and insert "3"

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

Senator Kelly, R.C. from the Committee on Transportation, to which was referred

S.F. No. 1686: A bill for an act proposing an amendment to the Minnesota Constitution, article XI, section 5; allowing general obligation bonds to be issued for highways.

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

Senator Kelly, R.C. from the Committee on Transportation, to which was referred

S.F. No. 1709: A bill for an act relating to traffic regulations; exempting certain towed implements of husbandry from requirement to display tail lamps; making clarifying changes; amending Minnesota Statutes 2000, section 169.50, subdivision 1.

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

Page 2, after line 2, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day after final enactment."

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

Senator Kelly, R.C. from the Committee on Transportation, to which was referred

S.F. No. 1769: A bill for an act relating to transportation; allowing commissioner of transportation to convey interest in certain land to property owners; modifying provisions for speed limits in highway work zones; modifying seasonal highway weight limitations; transferring responsibilities from transportation regulation board to commissioner of transportation; making technical and clarifying changes; repealing obsolete or invalid provisions; amending Minnesota Statutes 2000, sections 161.24, subdivision 4; 169.14, subdivision 5d; 169.825, subdivision 11; 174.02, subdivisions 4 and 5; 174.10, subdivisions 1, 3, and 4; 174A.02, subdivisions 1, 2, and 4; 174A.04; 174A.06; 218.031, subdivision 2; 218.041, subdivisions 4, 5, and 6; 219.074, subdivision 2; 219.384, subdivision 2; and 219.402; repealing Minnesota Statutes 2000, sections 174A.01; 174A.02, subdivision 5; 174A.03; 174A.05; 219.383; 219.558; 219.559; 219.56; 219.681; 219.69; 219.691; 219.692; 219.695; 219.70; 219.71; 219.741; 219.743; 219.751; 219.755; 219.85; 219.97; 222.631; 222.632; and 222.633; Minnesota Rules, part 8850.6900.

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

Page 1, after line 23, insert:

"Section 1. Minnesota Statutes 2000, section 161.114, is amended to read:

161.114 [CONSTITUTIONAL TRUNK HIGHWAYS.]

Subdivision 1. [DESIGNATION.] The trunk highway routes, numbered 1 through 70, as described in the constitutional amendment adopted November 2, 1920, are designated as the constitutional routes of the trunk highway system.

Subd. 2. [DESCRIPTIONS.] The constitutional routes are described as follows:

Route No. 1. Beginning at a point on the boundary line between the states of Minnesota and Iowa, southeasterly at Albert Lea and thence extending in a northwesterly direction to a point in Albert Lea and thence extending in a northerly direction to a point and on the southerly limits of the city of St. Paul and then beginning at a point on the northerly limits of the city of St. Paul and thence extending in a northerly direction to a point on the westerly limits of the city of Duluth and then beginning at a point on the northerly limits of the city of Duluth and thence extending in a northeasterly direction to a point on the boundary line between the state of Minnesota and the province of Ontario, affording Albert Lea, Owatonna, Faribault, Northfield, Farmington, St. Paul, White Bear, Forest Lake, Wyoming, Rush City, Pine City, Hinckley, Sandstone, Moose Lake, Carlton, Duluth, Two Harbors, Grand Marais and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 2. Beginning at a point on Route No. 1 on the westerly limits of the city of Duluth and thence extending in a southwesterly direction along said Route No. 1 to a point on said route at Carlton and thence extending in a westerly direction to a point on the east bank of the Red River of the North at Moorhead, affording Duluth, Carlton, McGregor, Aitkin, Brainerd, Motley, Staples, Wadena, Detroit, Moorhead and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 3. Beginning at a point on the boundary line between the states of Minnesota and Wisconsin, westerly of La Crosse, Wisconsin, and thence extending in a northwesterly direction to a point on the easterly limits of the city of St. Paul and then beginning at a point on the westerly limits of the city of Minneapolis and thence extending in a northwesterly direction to a point on the east bank of the Red River of the North at Breckenridge, affording La Crescent, Winona, Kellogg, Wabasha, Lake City, Red Wing, Hastings, St. Paul, Minneapolis, Osseo, Champlin, Anoka, Elk River, Big Lake, St. Cloud, Albany, Sauk Centre, Alexandria, Elbow Lake, Fergus Falls, Breckenridge and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 4. Beginning at a point on the boundary line between the states of Minnesota and Iowa, southwesterly of Jackson and thence extending in a northerly direction to a point on Route No. 3, southeasterly of Sauk Centre and thence extending in a northwesterly direction along said

Route No. 3 to a point on said route at Sauk Centre and thence extending in a northerly direction to a point at International Falls, affording Jackson, Windom, Sanborn, Redwood Falls, Morton, Olivia, Willmar, Paynesville, Sauk Centre, Long Prairie, Wadena, Park Rapids, Itasca State Park, Bemidji, International Falls and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 5. Beginning at a point on the boundary line between the states of Minnesota and Iowa, southerly of Blue Earth and thence extending in a northeasterly direction to a point on the southerly limits of the city of Minneapolis and then beginning at a point on the northerly limits of the city of Minneapolis and thence extending in a northerly direction to a point in Swan River on Route No. 8, hereinafter described, affording Blue Earth, Winnebago, Mankato, St. Peter, Le Sueur, Jordan, Shakopee, Minneapolis, Cambridge, Mora, McGregor, Swan River and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 6. Beginning at a point on the boundary line between the states of Minnesota and Iowa, southerly of Ash Creek, and thence extending in a northerly direction to a point on the boundary line between the state of Minnesota and the province of Manitoba, near St. Vincent, affording Luverne, Pipestone, Lake Benton, Ivanhoe, Canby, Madison, Bellingham, Odessa, Ortonville, Graceville, Dumont, Wheaton, Breckenridge, Moorhead, Kragnes, Georgetown, Perley, Hendrum, Ada, Crookston, Warren, Donaldson, Hallock and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 7. Beginning at a point on Route No. 3 at Winona and thence extending in a westerly direction to a point on the boundary line between the states of Minnesota and South Dakota, westerly of Lake Benton, affording Winona, St. Charles, Rochester, Kasson, Dodge Center, Claremont, Owatonna, Waseca, Mankato, St. Peter, New Ulm, Springfield, Tracy, Lake Benton and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 8. Beginning at a point on the westerly limits of the city of Duluth and thence extending in a northwesterly direction to a point on Route No. 6 near Crookston and thence extending in a westerly and northerly direction along said Route No. 6 to a point on said route northerly of Crookston and thence extending in a northwesterly direction to a point on the east bank of the Red River of the North at East Grand Forks, affording Duluth, Floodwood, Swan River, Grand Rapids, Cass Lake, Bemidji, Bagley, Erskine, Crookston, East Grand Forks and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 9. Beginning at a point on Route No. 3 at La Crescent and thence extending in a westerly direction to a point on the boundary line between the states of Minnesota and South Dakota southwesterly of Beaver Creek, affording La Crescent, Hokah, Houston, Rushford, Lanesboro, Preston, Fountain, Spring Valley, Austin, Albert Lea, Blue Earth, Fairmont, Jackson, Worthington, Luverne and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 10. Beginning at a point on the westerly limits of the city of Minneapolis and thence extending in a northwesterly direction to a point on Route No. 6 at or near Wheaton, affording Minneapolis, Montrose, Cokato, Litchfield, Willmar, Benson, Morris, Herman, Wheaton and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 11. Beginning at a point on Route No. 8 at the westerly limits of the city of Duluth and thence extending in a northwesterly and northerly direction to a point on Route No. 4 at International Falls and thence extending in a southwesterly direction along said Route No. 4 to a point on said route southwesterly of International Falls and thence extending in a westerly direction to a point on Route No. 6 at Donaldson, affording Duluth, Eveleth, Virginia, Cook, Orr, Cussons, International Falls, Baudette, Warroad, Roseau, Greenbush, Donaldson and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 12. Beginning at a point on the west bank of the St. Croix River near Hudson, Wisconsin and thence extending in a westerly direction to a point on the easterly limits of the city of St. Paul and then beginning at a point on the westerly limits of the city of Minneapolis and thence extending in a westerly direction to a point on Route No. 6 at Madison, affording St. Paul, Minneapolis, Hopkins, Norwood, Glencoe, Olivia, Granite Falls, Montevideo, Dawson, Madison and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 13. Beginning at a point on Route No. 9 at Albert Lea and thence extending in a northerly direction to a point on Route No. 5 at Jordan affording Albert Lea, Waseca, Waterville, Montgomery, New Prague, Jordan and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 14. Beginning at a point on Route No. 6 at Ivanhoe and thence extending in an easterly direction to a point on Route No. 4 at Redwood Falls and thence extending in an easterly direction along said Route No. 4 to a point on said route at Morton and thence extending in an easterly direction to a point on Route No. 22, hereinafter described, at Gaylord affording Ivanhoe, Marshall, Redwood Falls, Morton, Winthrop, Gaylord and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 15. Beginning at a point on the boundary line between the states of Minnesota and Iowa southerly of Fairmont and thence extending in a northerly direction to a point on Route No. 14 at Winthrop, affording Fairmont, Madelia, New Ulm, Winthrop and intervening and adjacent communities a reasonable means of communication each with the other and other places within the state.

Route No. 16. Beginning at a point on Route No. 5 southwesterly of Mankato and thence extending westerly to a point on Route No. 15 at Madelia and thence extending in a southerly direction along said Route No. 15 to a point on said route southerly of Madelia and thence extending in a westerly direction to a point on Route No. 4 northerly of Windom and thence extending in a southerly direction along said Route No. 4 to a point on said route at Windom and thence extending in a westerly direction to a point at Fulda and thence extending in a southerly direction to a point on Route No. 9 at Worthington, affording Mankato, Madelia, St. James, Windom, Fulda, Worthington and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 17. Beginning at a point on Route No. 16 at Fulda and thence extending in a northerly direction to a point on Route No. 12 at Granite Falls, affording Fulda, Slayton, Garvin, Marshall, Granite Falls and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 18. Beginning at a point on Route No. 3 at Elk River and thence extending in a northerly direction to a point on Route No. 2 easterly of Brainerd, affording Elk River, Princeton, Milaca, Onamia and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 19. Beginning at a point on Route No. 2 at Brainerd and thence extending in a northwesterly direction to a point on Route No. 8 at Cass Lake, affording Brainerd, Pine River, Walker, Cass Lake and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 20. Beginning at a point on the boundary line between the states of Minnesota and Iowa near Canton and thence extending in a northwesterly direction to a point on Route No. 9 at or near Preston and thence extending in a northwesterly direction along said Route No. 9 to a point on said route at Fountain and thence extending in a northwesterly direction to a point on Route No. 3 in the town of Douglas, Dakota county (T. 113, R. 17 W.) affording Canton, Harmony, Preston, Fountain, Chatfield, Oronoco, Pine Island, Zumbrota, Cannon Falls and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 21. Beginning at a point on Route No. 20 at Zumbrota and thence extending in a westerly direction to a point on Route No. 5 at St. Peter, affording Zumbrota, Kenyon, Faribault, Le Sueur Center, Cleveland, St. Peter and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 22. Beginning at a point on Route No. 5 at St. Peter and thence extending in a northwesterly direction to a point on Route No. 4 at Paynesville, affording St. Peter, Gaylord, Glencoe, Hutchinson, Litchfield, Paynesville and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 23. Beginning at a point on Route No. 4 at Paynesville and thence extending in a northeasterly direction through the village of Richmond, Coldspring, Rockville and Waite Park to a point on Route No. 3 westerly of St. Cloud, and thence extending in a northeasterly direction to a point on Route No. 5 southerly of Mora, and thence extending in a northerly direction along said Route No. 5 to a point on said route at Mora, and thence extending in an easterly direction to a point on Route No. 1 southerly of Hinckley, affording Paynesville, St. Cloud, Foley, Milaca, Ogilvie, Mora and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 24. Beginning at a point on Route No. 10 at Litchfield and thence extending in a northeasterly direction to a point on Route No. 3 at St. Cloud, affording Litchfield, St. Cloud and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 25. Beginning at a point on Route No. 5 at or near Belle Plaine and thence extending in a northerly direction to a point on Route No. 3 at Big Lake, affording Belle Plaine, Norwood, Watertown, Montrose, Buffalo, Monticello, Big Lake and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 26. Beginning at a point on Route No. 10 at Benson and thence extending in a westerly direction to a point on Route No. 6 near Ortonville, affording Benson, Ortonville and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 27. Beginning at a point on Route No. 3 at St. Cloud and thence extending in a northerly direction to a point on Route No. 2 at Brainerd, affording St. Cloud, Sauk Rapids, Royalton, Little Falls, Brainerd and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 28. Beginning at a point on Route No. 27 at Little Falls and thence extending in a southwesterly direction to a point on the boundary line between the states of Minnesota and South Dakota at Browns Valley, affording Little Falls, Sauk Centre, Glenwood, Starbuck, Morris, Graceville, Browns Valley and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 29. Beginning at a point on Route No. 28 at Glenwood and thence extending in a northerly direction to a point on Route No. 2 westerly of Wadena affording Glenwood, Alexandria, Parkers Prairie, Deer Creek and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 30. Beginning at a point on Route No. 3 at Fergus Falls, and thence extending in a northerly direction to a point on Route No. 8 at Erskine, affording Fergus Falls, Pelican Rapids, Detroit, Mahnomen, Erskine and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 31. Beginning at a point on Route No. 6 at Ada, and thence extending in an easterly direction to a point on Route No. 30 near Mahnomen, affording Ada, Mahnomen and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 32. Beginning at a point on Route No. 8 easterly of Crookston and thence extending

in a northerly direction to a point on Route No. 11 at Greenbush, affording Red Lake Falls, Thief River Falls, Middle River, Greenbush and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 33. Beginning at a point on Route No. 32 at Thief River Falls and thence extending in a northwesterly direction to a point on Route No. 6 at Warren, affording Thief River Falls, Warren and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 34. Beginning at a point on Route No. 2 at Detroit and thence extending in a northeasterly direction to a point on Route No. 8 westerly of Grand Rapids, affording Detroit, Park Rapids, Walker, Remer, Grand Rapids and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 35. Beginning at a point on Route No. 18 near Mille Lacs Lake and thence extending in a northerly direction to a point at Grand Rapids and thence extending in a northeasterly direction to a point at Ely, affording Aitkin, Grand Rapids, Hibbing, Chisholm, Buhl, Mountain Iron, Virginia, Gilbert, McKinley, Biwabik, Aurora, Tower, and Ely and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 36. Beginning at a point on Route No. 3 at Fergus Falls and thence extending in an easterly direction to a point on Route No. 29 easterly of Henning, affording Fergus Falls, Henning and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 37. Beginning at a point on Route No. 27 at Little Falls and thence extending in a northwesterly direction to a point on Route No. 2 at Motley, affording Little Falls, Motley and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 38. Beginning at a point on Route No. 12 at Montevideo and thence extending in a northerly direction to a point on Route No. 28 at Starbuck, affording Montevideo, Benson, Starbuck and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 39. Beginning at a point on Route No. 7 at Mankato and thence extending in a southeasterly direction to a point on Route No. 9 westerly of Albert Lea, affording Mankato, Mapleton, Minnesota Lake, Wells and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 40. Beginning at a point on the boundary line between the states of Minnesota and Iowa at Lyle and thence extending in a northwesterly direction to a point on Route No. 7 at Owatonna, affording Lyle, Austin, Blooming Prairie, Owatonna and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 41. Beginning at a point on Route No. 40 at or near Blooming Prairie and thence extending in an easterly direction to a point on Route No. 56, hereinafter described, near Hayfield, affording Blooming Prairie, Hayfield and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 42. Beginning at a point on Route No. 7 easterly of Rochester and thence extending (1) in a northeasterly direction to a point on Route No. 3 at Kellogg, affording Rochester, Elgin, Plainview, Kellogg and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state and (2) in a southerly direction to a point on Route No. 391.

Route No. 43. Beginning at a point on Route No. 9 at Rushford and thence extending in a northeasterly direction to a point on Route No. 3 at Winona, affording Rushford, Winona and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 44. Beginning at a point on Route No. 9 at Hokah and thence extending in a southwesterly direction to a point on Route No. 20 near Canton, affording Hokah, Caledonia, Canton and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 45. Beginning at a point on the west bank of the St. Croix River at Stillwater and thence extending in a southwesterly direction to a point on the easterly limits of the city of St. Paul, affording Stillwater, Lake Elmo, St. Paul and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 46. Beginning at a point on the west bank of the St. Croix River at Taylors Falls and thence extending in a southwesterly direction to a point on Route No. 1 near Wyoming, affording Taylors Falls, Center City, Wyoming and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 47. Beginning at a point on Route No. 17 at Slayton and thence extending in a westerly direction to a point on Route No. 6 at Pipestone, affording Slayton, Pipestone and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 48. Beginning at a point on Route No. 17 westerly of Granite Falls and thence extending in a westerly direction to a point on Route No. 6 at Canby, affording Granite Falls, Clarkfield, Canby and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 49. Beginning at a point on Route No. 12 easterly of Montevideo and thence extending in a northeasterly direction to a point on Route No. 4 southerly of Willmar, affording Montevideo, Clara City, Willmar and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 50. Beginning at a point on Route No. 20 at Cannon Falls and thence extending in a northwesterly direction to a point on the southerly limits of the city of Minneapolis, affording Cannon Falls, Farmington, Minneapolis and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 51. Beginning at a point on Route No. 5 at Shakopee and thence extending in a northerly direction to a point on Route No. 12 northerly of Shakopee, affording a connection between said Route No. 5 and said Route No. 12.

Route No. 52. Beginning at a point on Route No. 5 south of the city of Minneapolis and thence extending in a northeasterly direction to a point on the westerly limits of the United States Military reservation at Fort Snelling, affording St. Paul and adjacent communities a reasonable communication with said Route No. 5.

Route No. 53. Beginning at a point on Route No. 3 at Hastings and thence extending in a northwesterly direction to a point on the southerly limits of the city of South St. Paul, affording Hastings, South St. Paul and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 54. Beginning at a point on Route No. 3 at Elbow Lake and thence extending in a southwesterly direction to a point on Route No. 10 at Herman, affording Elbow Lake, Herman and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 55. Beginning at a point on Route No. 2 northwesterly of Carlton and thence extending in a northerly direction to a point in Cloquet, affording Carlton, Cloquet and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 56. Beginning at a point on Route No. 9 easterly of Austin and thence extending in a northerly direction to a point on Route No. 21 at or near Kenyon, affording Brownsdale, Hayfield,

Dodge Center, West Concord, Kenyon and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 57. Beginning at a point in Mantorville and extending in a southerly direction to a point on Route No. 7 southerly of Mantorville, affording Mantorville a reasonable means of communication with said Route No. 7.

Route No. 58. Beginning at a point on Route No. 20 at Zumbrota and thence extending in a northeasterly direction to a point on Route No. 3 at Red Wing, affording Zumbrota, Red Wing and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 59. Beginning at a point on the boundary line between the states of Minnesota and Iowa southerly of Spring Valley and thence extending in a northerly direction to a point on No. 3 at Lake City, affording Spring Valley, Stewartville, Rochester, Zumbrota Falls, Lake City and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 60. Beginning at a point on Route No. 1 at Faribault and thence extending in a southwesterly direction to a point on Route No. 7 at or near Madison Lake, affording Faribault, Morristown, Waterville, Madison Lake and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 61. Beginning at a point on Route No. 8 at Deer River and thence extending in a northerly direction to a point on Route No. 4 at or near Big Falls, affording Deer River, Big Falls and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 62. Beginning at a point on Route No. 3 at Anoka and thence extending in a southeasterly direction to a point on the northerly limits of the city of St. Paul, affording Anoka, St. Paul and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 63. Beginning at a point on Route No. 1 southerly of Forest Lake and thence extending in a southwesterly direction to a point on the northerly and easterly limits of the city of Minneapolis, affording a reasonable means of communication between Route No. 1 and Minneapolis.

Route No. 64. Beginning at a point on Route No. 30 northerly of Fergus Falls and thence extending in a northerly and westerly direction to a point on Route No. 6 southerly of Moorhead, affording Fergus Falls, Rothsay, Barnesville, Moorhead and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 65. Beginning at a point on Route No. 8 at Bagley, and thence extending in a northerly and westerly direction to a point on Route No. 32 southerly of Red Lake Falls, affording Bagley, Clearbrook, Gonvick, Gully, Brooks, Terrebonne and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 66. Beginning at a point on Route No. 12 at Montevideo and thence extending in a northwesterly direction to a point on Route No. 26 northerly of Appleton affording Montevideo, Appleton and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 67. Beginning at a point on Route No. 14 southerly of Echo and thence extending in a northerly and westerly direction to a point on Route No. 17 at or near Granite Falls, affording Echo, Granite Falls and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 68. Beginning at a point on Route No. 14 at Marshall and thence extending in a northwesterly direction to a point on Route No. 6 near Canby, affording Marshall, Minneota,

Canby and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 69. Beginning at a point on Route No. 25 at Buffalo and thence extending in a northwesterly direction to a point on Route No. 22 southeasterly of Paynesville, affording Buffalo, Maple Lake, Annandale, Eden Valley, Paynesville and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

Route No. 70. Beginning at a point on Route No. 7 westerly of New Ulm and thence extending in a northerly direction to a point on Route No. 12 at or near the village of Hector, affording Fort Ridgely, Fairfax, Hector and intervening and adjacent communities a reasonable means of communication, each with the other and other places within the state.

[EFFECTIVE DATE.] This section is effective when the transfer of jurisdiction of approximately 3.5 miles of county state-aid highway 7 from marked U.S. highway 14 to interstate highway I-90 is agreed to by the commissioner of transportation and Olmsted county and a copy of the agreement, signed by the commissioner and the chair of the Olmsted county board, has been filed in the office of the commissioner.

Sec. 2. Minnesota Statutes 2000, section 161.115, subdivision 36, is amended to read:

Subd. 36. ~~[ROUTE NO. 105.] Beginning at a point on the southerly limits of Washington avenue in the city of Minneapolis, thence extending in a northeasterly direction through Minneapolis to a point at the beginning of Route No. 5 on the northerly limits of the city of Minneapolis.~~

[EFFECTIVE DATE.] This section is effective when the transfer of jurisdiction of a portion of legislative route No. 105, from 10th street south to Washington avenue south in Minneapolis, is agreed to by the commissioner of transportation and the city of Minneapolis and a copy of the agreement, signed by the commissioner and the mayor of the city of Minneapolis, has been filed in the office of the commissioner.

Sec. 3. Minnesota Statutes 2000, section 161.115, subdivision 48, is amended to read:

Subd. 48. ~~[ROUTE NO. 117.] Beginning at a point on Route No. 100 as herein established easterly of New Prague, thence extending in a northeasterly direction and crossing the Mississippi River easterly of the city of South St. Paul, thence extending in a northerly direction to a point on Route No. 1 at or near White Bear 393.~~

[EFFECTIVE DATE.] This section is effective when the transfer of jurisdiction of a portion of legislative route No. 117, marked as trunk highway 120, is agreed to by the commissioner of transportation and the counties of Ramsey and Washington and a copy of the agreement, signed by the commissioner and the chair of the Ramsey county board and the chair of the Washington county board, has been filed in the office of the commissioner.

Sec. 4. Minnesota Statutes 2000, section 161.115, is amended by adding a subdivision to read:

Subd. 268. [ROUTE NO. 337.] From a point on Route No. 2 in the city of Brainerd thence extending southwesterly to its intersection with new, marked trunk highway 371 as signed on the day following final enactment of this subdivision."

Page 15, after line 1, insert:

"Sec. 26. [TRUNK HIGHWAYS DISCONTINUED; REPEALER, CONTINGENT EFFECTIVE DATE.]

(a) Minnesota Statutes 2000, section 161.115, subdivision 164, is repealed on the date the transfer of jurisdiction of legislative route No. 233 is agreed to by the commissioner of transportation and the county of Crow Wing and a copy of the agreement, signed by the commissioner and the chair of the Crow Wing county board, has been filed in the office of the commissioner.

(b) Minnesota Statutes 2000, section 161.115, subdivision 175, is repealed on the date the transfer of jurisdiction of legislative route No. 244 is agreed to by the commissioner of transportation and the counties of Ramsey and Washington and a copy of each agreement, signed by the commissioner and the chair of the Ramsey county board and the chair of the Washington county board, as applicable, has been filed in the office of the commissioner.

(c) Minnesota Statutes 2000, section 161.115, subdivision 236, is repealed on the date the transfer of jurisdiction of legislative route No. 305 is agreed to by the commissioner of transportation and the city of Brainerd and a copy of the agreement, signed by the commissioner and the mayor of the city of Brainerd, has been filed in the office of the commissioner.

(d) Minnesota Statutes 2000, section 161.115, subdivision 253, is repealed on the date the transfer of jurisdiction of legislative route No. 322 is agreed to by the commissioner of transportation and the city of Brainerd and a copy of the agreement, signed by the commissioner and the mayor of the city of Brainerd, has been filed in the office of the commissioner."

Page 16, after line 6, insert:

"(f) The revisor of statutes shall change the description of the route identified in section 1 in the next publication of Minnesota Statutes unless the commissioner of transportation informs the revisor that the conditions required to modify the route were not satisfied.

(g) The revisor of statutes shall change the description of each route identified in sections 2 and 3 in the next publication of Minnesota Statutes unless the commissioner of transportation informs the revisor that the conditions required to modify a particular route were not satisfied.

(h) The revisor of statutes shall delete each route identified in section 26 in the next publication of Minnesota Statutes unless the commissioner of transportation informs the revisor that the conditions required to transfer the routes were not satisfied."

Page 16, line 7, delete "(f)" and insert "(i)"

Page 16, line 12, delete "(a)"

Page 16, line 13, delete "219.383;"

Page 16, delete line 17

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, after "sections" insert "161.114; 161.115, subdivisions 36, 48, and by adding a subdivision;"

Page 1, line 18, delete "219.383;"

Page 1, line 22, delete "; Minnesota Rules, part 8850.6900"

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

Senator Ranum from the Committee on Crime Prevention, to which was referred

S.F. No. 1369: A bill for an act relating to crime victims; authorizing the director of the Minnesota center for crime victim services to adopt rules to administer the battered women's shelter per diem program; amending Minnesota Statutes 2000, section 611A.372.

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

Senator Ranum from the Committee on Crime Prevention, to which was referred

S.F. No. 1297: A bill for an act relating to crimes; modifying requirements for reporting gunshot wounds; amending Minnesota Statutes 2000, sections 626.52, subdivision 2; and 626.53.

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

Senator Ranum from the Committee on Crime Prevention, to which was referred

S.F. No. 1202: A bill for an act relating to crime prevention; retroactively repealing a provision of the predatory offender registration law and specifying the legislative intent in so doing; repealing Minnesota Statutes 2000, section 243.166, subdivision 10.

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

Senator Ranum from the Committee on Crime Prevention, to which was re-referred

S.F. No. 1145: A bill for an act relating to child protection; establishing provisions dealing with maltreatment of a child in a facility; clarifying access to medical records for purposes of maltreatment investigations; providing additional appeal rights for interested persons acting on behalf of a child; expanding duties of facility operators; providing additional criminal liability for knowingly permitting conditions that allow maltreatment of a child in a facility to occur; requiring training; imposing criminal penalties; amending Minnesota Statutes 2000, sections 13.461, subdivision 17; 626.556, subdivisions 2, 10, 10b, 10d, 10e, 10f, 10i, 11, 12, by adding a subdivision; 626.559, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 256.

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 844: A bill for an act relating to crime prevention; establishing a mental health court pilot program for criminal offenders in the second judicial district; authorizing the sharing of certain corrections and detention data for supervision purposes; appropriating money; amending Minnesota Statutes 2000, section 13.85, subdivision 2.

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

Page 2, delete lines 4 to 15

Page 2, line 16, delete "Subd. 2" and insert "Subdivision 1"

Page 2, line 17, delete "the" and insert "a"

Page 2, line 26, delete "compliance and"

Page 2, line 33, delete everything before the semicolon and insert "take medication"

Page 2, line 34, delete "compliance"

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

Page 3, line 11, delete "requirements" and insert "needs"

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 1345: A bill for an act relating to health; modifying the Vital Statistics Act; modifying access to adoption records; amending Minnesota Statutes 2000, sections 144.212, subdivisions 2a,

3, 5, 7, 8, 9, 11; 144.214, subdivisions 1, 3, 4; 144.215, subdivisions 1, 3, 4, 6, 7; 144.217; 144.218; 144.221, subdivisions 1, 3; 144.222, subdivision 2; 144.223; 144.225, subdivisions 1, 2, 2a, 3, 4, 7; 144.226, subdivisions 1, 3; 144.227; 260C.317, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 2000, sections 144.1761; 144.217, subdivision 4; 144.219.

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

Page 14, line 18, delete everything after the period

Page 14, lines 19 to 24, delete the new language

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 1008: A bill for an act relating to horse racing; card clubs; authorizing licensee of commission to detain persons suspected of cheating; proposing coding for new law in Minnesota Statutes, chapter 240.

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

Page 1, line 9, delete "reasonable" and insert "probable"

Page 1, line 10, after "609.76" insert "while at a card club authorized by section 240.30"

Page 1, line 20, delete "inform" and insert "notify" and before the semicolon, insert "of the alleged violation"

Page 2, line 9, delete "reasonable" and insert "probable"

Page 2, line 13, delete "action" and insert "detention"

Page 2, line 14, delete "reasonable" and insert "probable" and delete "arresting person's"

Page 2, line 15, delete "action" and insert "detention, and the detention was not conducted with unreasonable force or in bad faith"

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 1460: A bill for an act relating to social work; applying the duty to warn law to social workers; allowing social workers to form and participate in professional firms; amending Minnesota Statutes 2000, sections 148B.281, by adding a subdivision; 319B.02, subdivision 19; 319B.40.

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 565: A bill for an act relating to telecommunications; regulating privacy of telecommunications users; providing penalties; amending Minnesota Statutes 2000, section 13.99, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 237; 325F; proposing coding for new law as Minnesota Statutes, chapter 325M.

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

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2000, section 13.681, is amended by adding a subdivision to read:

Subd. 5. [TELECOMMUNICATIONS SERVICE PROVIDER DATA.] Data on customers of telecommunications service providers are classified under section 237.83."

Page 9, line 9, delete "or"

Page 9, line 15, before the period, insert "; or

(5) to the consumer who is the subject of the information, upon written request"

Page 9, delete line 19

Page 9, line 20, delete "(2)" and insert "(1)"

Page 9, line 23, delete "(3)" and insert "(2)"

Amend the title as follows:

Page 1, line 4, delete "13.99" and insert "13.681"

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 564: A bill for an act relating to employment; providing for access to employee assistance records; requiring employee assistance records to be kept separate from personnel records; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Delete everything after the enacting clause and insert:

"Section 1. [181.980] [ACCESS TO EMPLOYEE ASSISTANCE RECORDS.]

Subdivision 1. [DEFINITIONS.] (a) For the purpose of this section, the following terms have the meanings given to them in this subdivision.

(b) "Employee assistance services" means services paid for or provided by an employer and offered to employees or their family members on a voluntary basis. The services are designed to assist in the identification and resolution of productivity problems associated with personal concerns. Services include, but are not limited to, assessment; assistance; counseling or referral assistance with medical or mental health problems; alcohol or drug use; or emotional, marital, familial, financial, legal, or other personal problems.

(c) "Employer" means a person or entity located or doing business in the state and having one or more employees, but does not include a government entity that is subject to chapter 13.

(d) "Employee assistance provider" means an employer, or a person acting on behalf of an employer, who is providing employee assistance services.

(e) "Employee assistance records" means the records created, collected, or maintained by an employee assistance provider that relate to participation by an employee or an employee's family member in employee assistance services.

Employee assistance records do not include:

(1) written or recorded comments or data of a personal nature about a person other than the employee, if disclosure of the information would constitute an intrusion upon that person's privacy;

(2) written or recorded comments or data kept by the employee's supervisor or an executive,

administrative, or professional employee, provided the written comments or data are kept in the sole possession of the author of the record;

(3) information that is not discoverable in a worker's compensation, grievance arbitration, administrative, judicial, or quasi judicial proceeding; or

(4) any portion of a written, recorded, or transcribed statement by a third party about the recipient of employee assistance services that discloses the identity of the third party by name, inference, or otherwise.

Subd. 2. [ACCESS.] Upon written request of a person who has received employee assistance services, or a parent or legal guardian of the person if the person is a minor, an employee assistance provider shall provide the requesting person with an opportunity to review and obtain copies of the person's employee assistance records or the pertinent portion of the records specified by the person. An employee assistance provider shall comply with a request under this subdivision no later than seven working days after receipt of the request if the records are located in this state, or 14 working days after receipt of the request if the records are located outside this state. An employee assistance provider may not charge a fee for a copy of the record.

Subd. 3. [RELATION TO PERSONNEL FILE.] Employee assistance records must be maintained separate from personnel records and must not become part of an employee's personnel file.

Subd. 4. [OTHER RIGHTS PRESERVED.] The rights and obligations created by this section are in addition to rights or obligations created under a contract or other law governing access to records.

Subd. 5. [DISCLOSURE.] No portion of employee assistance records, or participation in employee assistance services, may be disclosed to a third person, including the employer or its representative, without the prior written authorization of the person receiving services, or the person's legal representative. This subdivision does not prohibit disclosure:

- (1) pursuant to state or federal law or judicial order;
- (2) required in the normal course of providing the requested services; or
- (3) if necessary to prevent physical harm or the commission of a crime.

Subd. 6. [REMEDIES.] In addition to other remedies provided by law, the recipient of employee assistance services may bring a civil action to compel compliance with this section and to recover actual damages, plus costs."

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

Senator Marty from the Committee on Judiciary, to which was referred

S.F. No. 2036: A bill for an act relating to courts; providing for state funding of trial courts in unfunded judicial districts; amending Minnesota Statutes 2000, sections 97A.065, subdivision 2; 179A.101, subdivision 1; 179A.102, subdivision 6; 179A.103, subdivision 1; 273.1398, subdivision 4a; 299D.03, subdivision 5; 357.021, subdivision 1a; 480.181, subdivision 1; 487.33, subdivision 5; 574.34, subdivision 1.

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

Page 1, line 25, strike everything after the second comma

Page 1, line 26, delete the new language and strike the old language

Page 7, line 9, strike everything after the first comma

Page 7, line 10, strike "section 26," and delete the new language

Page 8, line 15, strike "as added in Laws"

Page 8, line 16, delete the new language and strike the old language

Page 8, line 17, delete "subdivision 1,"

Page 9, line 2, strike everything after the second comma

Page 9, line 3, delete the new language and strike the old language

Page 10, after line 2, insert:

"Sec. 8. Minnesota Statutes 2000, section 373.05, is amended to read:

373.05 [COUNTY BUILDINGS AND COURT FACILITIES.]

(a) Each county shall provide at the county seat, and keep in good repair, a suitable courthouse, supplied with fireproof vaults, a suitable and sufficient jail, and other necessary buildings.

(b) Each county shall provide suitable facilities for court purposes at the county seat and may provide facilities at other locations as the district court and county agree. The county is responsible for the costs of renting, maintaining, operating, remodeling, insuring, and renovating these facilities."

Page 11, line 27, strike everything after the second comma

Page 11, line 28, strike "section 26," and delete the new language

Page 12, line 2, strike everything after the second comma

Page 12, line 3, strike "section 26," and delete the new language

Page 13, line 1, delete "9, and 10" and insert "10, and 11"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, after the second semicolon, insert "373.05;"

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 386: A bill for an act relating to crime prevention; requiring the commissioner of public safety to oversee a study on racial profiling based on the voluntary collection of traffic stop data by law enforcement agencies; requiring the retention of an independent outside expert to analyze data for the study; requiring the adoption of policies on racial profiling; requiring law enforcement officers to provide information to drivers of stopped vehicles; requiring law enforcement training and conferences in eliminating racial profiling; requiring a report; appropriating money; amending Minnesota Statutes 2000, section 13.871, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 626.

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

Page 4, delete lines 12 to 22 and insert:

"Sec. 4. [626.951] [TRAFFIC STOP DATA.]

Subdivision 1. [DUTY TO COLLECT TRAFFIC STOP DATA.] Beginning on September 1, 2001, and continuing through August 31, 2003, the chief law enforcement officer of each law enforcement agency shall ensure that the following data is collected for each traffic stop conducted by a law enforcement officer in the agency:"

Page 4, delete line 36

Page 5, delete lines 1 and 2

Page 5, lines 4 and 5, delete "of a law enforcement agency participating in the study"

Page 5, line 36, delete "participating in the study"

Page 6, line 1, delete "participating"

Page 6, line 2, delete "in the study" and delete "participating" and insert "complying with this section"

Page 6, lines 5 and 6, delete "made by law enforcement agencies participating in the study" and insert "within the state"

Amend the title as follows:

Page 1, delete line 3

Page 1, line 4, delete everything before "collection" and after "collection" insert "and analysis"

Page 1, line 5, delete "traffic stop" and delete everything after "data" and insert "and the adoption of policies on racial profiling;"

Page 1, line 7, delete everything after the semicolon

Page 1, line 8, delete everything before "requiring"

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

Senator Marty from the Committee on Judiciary, to which was referred

S.F. No. 925: A bill for an act relating to liens; modifying lien for attorney fees; making clarifying and technical changes; amending Minnesota Statutes 2000, section 481.13.

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

Page 2, line 32, after the period, insert "No notice of intent to claim a lien may be filed more than 120 days after the last item of claim."

Page 3, line 4, delete everything after the first "the"

Page 3, line 5, delete everything before the second "the" and insert "filing of"

Page 3, line 6, before the period, insert ", unless the owner has agreed to a longer time period to assert the lien. In no event may the lien be asserted more than three years after filing"

Page 3, lines 7 and 9, delete "year" and insert "time limit"

Page 3, line 15, delete "period" and insert "time limit"

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

Senator Sams from the Committee on Health and Family Security, to which was re-referred

S.F. No. 1147: A bill for an act relating to insurance; creating a purchasing alliance stop-loss fund account; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 43A.

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

Page 1, line 6, delete "43A.50" and insert "256.956"

Page 1, lines 9 and 10, delete "employee relations" and insert "human services"

Page 1, line 25, before the semicolon, insert "or is a sole proprietor or farmer"

Page 2, line 28, delete "any claims" and insert "the portion of the claim that exceeds \$30,000 but not of the portion that exceeds \$100,000"

Page 2, line 29, delete everything before "in"

Page 3, line 1, before the period, insert "in that calendar year"

Page 4, line 17, before "\$....." insert "(a)"

Page 4, lines 18 and 19, delete "employee relations" and insert "human services"

Page 4, after line 20 insert:

"(b) \$200,000 is appropriated for the biennium beginning July 1, 2001, from the health care access fund to the commissioner of health for grants to organizations developing health care purchasing alliances established under Minnesota Statutes, chapter 62T. Of this amount, \$50,000 in the first year of the biennium is for a grant to the University of Minnesota-Crookston to support the northwest purchasing alliance; \$50,000 in the first year of the biennium is for a grant to the southwest regional development commission to support the southwest purchasing alliance; and \$50,000 in each year of the biennium is for a grant to the Brainerd Lakes Area Chamber of Commerce Education Association to support the north central purchasing alliance. The state grants provided under this section must be matched on a one-to-one basis by nonstate funds."

Amend the title as follows:

Page 1, line 4, delete "43A" and insert "256"

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

Senator Kelly, R.C. from the Committee on Transportation, to which was referred

S.F. No. 1903: A bill for an act relating to highway traffic regulations; authorizing religious organizations to operate buses painted school bus glossy yellow or golden orange and equipped with stop arm and flashing lights under certain circumstances; amending Minnesota Statutes 2000, section 169.448, by adding a subdivision.

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

Page 1, line 13, delete "or primarily"

Page 1, line 14, delete "age 18 or under"

Page 1, line 18, delete "or Minnesota"

Page 1, line 19, delete "school bus golden orange" and delete the first "may"

Page 2, line 1, before the period, insert "and must be identified on the outside of the bus as a church bus"

Page 2, after line 1, insert:

"Sec. 2. Minnesota Statutes 2000, section 171.321, subdivision 1, is amended to read:

Subdivision 1. [SCHOOL BUS ENDORSEMENT.] (a) No person shall drive a school bus

when transporting school children to or from school or upon a school-related trip or activity without having a valid class A, class B, ~~or~~ class C, or class D driver's license with a school bus endorsement except that a person possessing a valid driver's license but not a school bus endorsement may drive a vehicle with a seating capacity of ten or less fewer persons used as a school bus but not outwardly equipped or identified as a school bus.

(b) Notwithstanding section 171.08, a person who otherwise meets the qualifications for a school bus endorsement or temporary endorsement under subdivision 3, paragraph (b), may drive a school bus for up to 30 days without an endorsement so long as the employer of the person:

(1) has in possession all documentation required for issuing the endorsement; and

(2) has forwarded proof of possession of the documentation to the commissioner of public safety.

Sec. 3. Minnesota Statutes 2000, section 171.321, is amended by adding a subdivision to read:

Subd. 1a. [RESPONSIBILITY FOR ENDORSEMENT STATUS.] It is the responsibility of the commissioner of public safety to issue a school bus endorsement to a qualified applicant. When the endorsement has been issued, it is the responsibility of the individual to whom the endorsement is issued to ensure that the endorsement is in effect before the individual operates a school bus. The employer of a school bus driver shall check the endorsement status when the school bus driver is hired and at least twice during each 12-month period thereafter.

Sec. 4. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to highway traffic regulations; authorizing religious organizations to operate buses painted school bus glossy yellow and equipped with stop arm and flashing lights under certain circumstances; modifying certain annual requirements relating to school bus drivers; amending Minnesota Statutes 2000, sections 169.448, by adding a subdivision; 171.321, subdivision 1, by adding a subdivision."

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

Senator Kelly, R.C. from the Committee on Transportation, to which was referred

S.F. No. 1729: A bill for an act relating to highways; advancing construction projects on I-494; suspending construction of I-35W/trunk highway No. 62 improvement project until I-494 work is completed; redirecting available funds from I-35W/trunk highway No. 62 project to I-494 project; imposing moratorium on issuance of certain permits and adoption of certain ordinances.

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

Page 1, after line 20, insert:

"Sec. 2. [DESIGN-BUILD AUTHORIZATION.]

The commissioner of transportation may use, for the project described in section 1, a design-build method of project development and construction, in which a single contractor is responsible for both the design and construction of the project and bids the design and construction together. Notwithstanding Minnesota Statutes, section 16C.06, the commissioner may award a design-build contract on the basis of requests for proposals or request for qualifications without bids."

Page 2, delete sections 4 and 5

Page 2, line 34, delete "5" and insert "4"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "authorizing design-build construction on I-494;"

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

Page 1, delete lines 7 and 8

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1857: A bill for an act relating to a stadium; financing a major league professional baseball stadium; requiring private funding; providing for an interest-free loan; providing for a temporary tax-free zone on certain retail sales; creating a site selection commission; providing for the issuance of bonds; providing for disposition of the metrodome and the land it occupies under certain conditions; transferring funds from the assigned risk plan; requiring enhanced revenue sharing by major league baseball for act to take effect; appropriating money; amending Minnesota Statutes 2000, sections 272.02, by adding a subdivision; 297A.67, by adding a subdivision; 297A.71, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 4A.

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

Page 3, line 26, delete "and private"

Page 3, delete lines 27 and 28

Page 3, line 29, delete everything before the period and insert "shall be the owner of the baseball park and shall enter into an agreement with a major league baseball team that provides for other private investors and a long-term lease of not less than 30 years"

Page 4, line 18, delete everything after "date"

Page 4, line 19, delete everything before the period

Page 4, line 21, delete "6" and insert "5"

Page 5, line 13, delete "\$73,000,000" and insert "\$100,000,000"

Page 5, line 16, delete everything after the period

Page 5, delete lines 17 to 21

Page 5, line 22, delete "this subdivision."

Page 5, delete lines 26 to 36

Page 6, line 1, delete "6" and insert "5"

Page 6, after line 8, insert:

"Subd. 7. [NAMING RIGHTS.] Naming rights from the major league baseball stadium shall be sold by the unit of local government that owns the stadium. Revenues from that sale are to be retained by the unit of local government and must be used for operating costs of the stadium. Any excess revenues after operating costs are compensated for must be held by the unit of local government in a reserve account, and used for long-term refurbishment of the stadium."

Page 7, line 12, delete the colon

Page 7, line 13, delete everything before "a"

Page 7, line 14, delete "; and" and insert a period

Page 7, delete lines 15 to 17

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1622: A bill for an act relating to state employment; making technical and housekeeping changes; classifying employee identification numbers as public data; extending a pilot project; placing department of human services chief executive officers in the unclassified service; repealing provisions governing appointment of human services chief executive officers and law enforcement vacation donation; amending Minnesota Statutes 2000, sections 13.43, subdivision 2; and 43A.08, subdivision 1; repealing Minnesota Statutes 2000, sections 43A.04, subdivision 8; and 246.02.

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

Page 1, line 21, after "number" insert ", which must not be the employee's social security number"

Page 3, after line 21, insert:

"Sec. 2. Minnesota Statutes 2000, section 43A.04, subdivision 8, is amended to read:

Subd. 8. [DONATION OF TIME.] Notwithstanding any law to the contrary, the commissioner shall authorize the appointing authority to permit the donation of up to ~~three~~ eight hours of accumulated vacation time in each year by each employee who is a member of law enforcement unit number 1 to their union representative for the purpose of carrying out the duties of office."

Page 5, line 28, delete everything after "2000," and insert "section"

Page 5, line 29, delete "and" and delete "are" and insert "is"

Page 5, line 31, delete "3" and insert "4"

Renumber the sections in sequence

Amend the title as follows:

Page 1, lines 8 and 9, delete "and law enforcement vacation donation"

Page 1, line 10, delete "and" and delete "subdivision" and insert "subdivisions"

Page 1, line 11, after "1" insert ", 8" and delete "sections 43A.04," and insert "section"

Page 1, line 12, delete "subdivision 8; and"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 830: A bill for an act relating to insurance; simplifying regulation of health insurers and health maintenance organizations; establishing a task force on small business health insurance; providing appointments; amending Minnesota Statutes 2000, sections 62D.08, by adding a subdivision; 62N.25, subdivision 7; 62Q.19, subdivision 1; 256B.692, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 62D; repealing Minnesota Statutes 2000, sections 62D.08, subdivision 5; 62Q.07.

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

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2000, section 62D.08, subdivision 5, is amended to read:

Subd. 5. [CHANGES IN PARTICIPATING ENTITIES; PENALTY.] ~~Every health maintenance organization shall inform the commissioner of any change in the information described in section 62D.03, subdivision 4, clause (e), including any change in address, any modification of the duration of any contract or agreement, and any addition to the list of participating entities, within ten working days of the notification of the change. Any cancellation or discontinuance of any contract or agreement listed in section 62D.03, subdivision 4, clause (e), or listed subsequently in accordance with this subdivision, shall be reported to the commissioner 120 days before the effective date. When the health maintenance organization terminates a provider for cause, death, disability, or loss of license, the health maintenance organization must notify the commissioner within three ten working days of the date the health maintenance organization sends out or receives the notice of cancellation, discontinuance, or termination. Any health maintenance organization which fails to notify the commissioner within the time periods prescribed in this subdivision shall be subject to the levy of a fine up to \$200 per contract for each day the notice is past due, accruing up to the date the organization notifies the commissioner of the cancellation or discontinuance. Any fine levied under this subdivision is subject to the contested case and judicial review provisions of chapter 14. The levy of a fine does not preclude the commissioner from using other penalties described in sections 62D.15 to 62D.17."~~

Page 1, line 21, delete "an" and insert "a quality assurance"

Page 2, line 4, after "qualified" insert "based upon audit procedures and standards that are at least as complete as governmental audit procedures and standards"

Page 2, line 8, after the period, insert "Nothing in this section may be construed to preclude the commissioner from initiating and conducting any investigation deemed necessary to enforce this chapter."

Page 5, line 33, after the comma, insert "three"

Page 5, line 34, before the semicolon, insert "and one appointed by the national federation of independent business"

Page 6, line 4, delete "and"

Page 6, line 6, before the period, insert "; and

(8) four consumers appointed by the commissioner, two of whom must reside outside the metropolitan area as defined in Minnesota Statutes, section 473.121, subdivision 2"

Amend the title as follows:

Page 1, line 6, delete "by adding a"

Page 1, line 7, before the first semicolon, insert "5"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 1169: A bill for an act relating to education; providing for a state board for charter schools; appropriating money; amending Minnesota Statutes 2000, sections 124D.10, subdivisions 1, 3, 4, 6, 8, 10, 14, 15, 16, 17, 19, 23, 25, and by adding a subdivision; and 124D.11, subdivision 6.

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

Pages 2 to 12, delete sections 2 to 17

Delete the title and insert:

"A bill for an act relating to education; modifying the state's educational policy; amending Minnesota Statutes 2000, section 124D.10, subdivision 1."

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1864: A bill for an act relating to state procurement; authorizing the commissioner to enter into agreements to acquire cooling services; amending Minnesota Statutes 2000, section 16C.22.

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

Page 1, line 9, after "HEATING" insert "AND COOLING"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1528: A bill for an act relating to certain cities in metropolitan counties; authorizing restrictions on the operation of recreational motor vehicles; proposing coding for new law in Minnesota Statutes, chapter 465.

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

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2000, section 84.90, is amended by adding a subdivision to read:

Subd. 6a. [CITY OF EDINA.] The city of Edina may impose restrictions or prohibitions on the recreational use of recreational motor vehicles on property owned by the operator if the property is three or fewer acres in area."

Delete the title and insert:

"A bill for an act relating to the city of Edina; authorizing the city to impose additional restrictions on the recreational use of recreational motor vehicles on certain property; amending Minnesota Statutes 2000, section 84.90, by adding a subdivision."

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1638: A bill for an act relating to governmental operations; appropriating money for subregional regional planning.

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

Page 1, line 13, delete "N.M." and insert "North Metro" and after "Coalition" insert ", a joint

powers agreement currently consisting of the cities of Arden Hills, Blaine, Circle Pines, Mounds View, New Brighton, Roseville, Shoreview, and the counties of Anoka and Ramsey"

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1412: A bill for an act relating to health; modifying tobacco settlement fund; creating healthy kids learn endowment fund; extending the health technology advisory committee; modifying health data institute provisions; modifying fees related to wells and borings; extending deadlines related to a nuclear materials agreement; establishing fees for the licensing of radioactive material and source and special nuclear material; providing for inspections; providing for use of certain immunization data; determining eligibility for hospital uncompensated care aid; modifying the medical education endowment fund; modifying loan forgiveness provisions for rural physicians and nurses in nursing homes or ICF/MRs; providing for loan forgiveness for certain health care workers; providing for certain grants and technical assistance; modifying maternal and child health provisions; modifying vital record, environmental laboratory certification, and certain facility fees; eliminating licensing and registration requirements for occupational therapists, speech language pathologists, and audiologists; modifying fees and provisions for food and beverage service and lodging establishments; repealing bone marrow donor education provisions; appropriating money; amending Minnesota Statutes 2000, sections 13.3806, subdivision 7; 16A.87; 62J.152, subdivision 8; 62J.451, subdivision 5; 62J.694, subdivisions 2 and 4; 103I.101, subdivision 6; 103I.112; 103I.208, subdivisions 1 and 2; 103I.235, subdivision 1; 103I.525, subdivisions 2, 6, 8, and 9; 103I.531, subdivisions 2, 6, 8, and 9; 103I.535, subdivisions 2, 6, 8, and 9; 103I.541, subdivisions 2b, 4, and 5; 103I.545; 144.1202, subdivision 4; 144.122; 144.148, subdivision 8; 144.1494, by adding a subdivision; 144.1496, by adding a subdivision; 144.226, subdivision 4; 144.3351; 144.98, subdivision 3; 145.881, subdivision 2; 145.882, subdivision 7, and by adding a subdivision; 145.885, subdivision 2; 148B.28, subdivision 1; 148B.38, subdivision 1; 148B.60, subdivision 3; 148C.11, subdivision 1; 153A.14, subdivision 2a; 153A.17; 157.16, subdivision 3; 157.22; and 256B.0625, subdivision 8b; proposing coding for new law in Minnesota Statutes, chapters 144; and 145; repealing Minnesota Statutes 2000, sections 145.882, subdivisions 3 and 4; 145.927; 148.511; 148.512; 148.513; 148.514; 148.515; 148.516; 148.5161; 148.517; 148.518; 148.519; 148.5191; 148.5193; 148.5194; 148.5195; 148.5196; 148.6401; 148.6402; 148.6403; 148.6404; 148.6405; 148.6408; 148.6410; 148.6412; 148.6415; 148.6418; 148.6420; 148.6423; 148.6425; 148.6428; 148.6430; 148.6432; 148.6435; 148.6438; 148.6440; 148.6443; 148.6445; 148.6448; and 148.6450.

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

Delete everything after the enacting clause and insert:

"ARTICLE 1
APPROPRIATIONS

Section 1. [HEALTH APPROPRIATIONS.]

The sums shown in the columns marked "APPROPRIATIONS" are appropriated from the general fund, or another fund named, to the agencies and for the purposes specified in this act, to be available for the fiscal years indicated for each purpose. The figures "2002" and "2003," where used in this act, mean that the appropriation or appropriations listed under them are available for the year ending June 30, 2002, or June 30, 2003, respectively.

APPROPRIATIONS	
Available for the Year	
Ending June 30	
2002	2003

Sec. 2. COMMISSIONER OF HEALTH

Subdivision 1. Total Appropriation		149,675,000	144,001,000
	Summary by Fund		
General	76,366,000	78,718,000	
State Government Special Revenue	24,402,000	26,294,000	
Health Care Access	31,907,000	21,989,000	
Federal TANF	17,000,000	17,000,000	
Subd. 2. Family and Community Health		72,504,000	75,660,000
	Summary by Fund		
General	50,861,000	52,961,000	
State Government Special Revenue	961,000	1,987,000	
Health Care Access	3,682,000	3,712,000	
Federal TANF	17,000,000	17,000,000	

[HEALTH DISPARITIES.] Of the general fund appropriation, \$6,450,000 in fiscal year 2002 and \$7,450,000 in fiscal year 2003 is for reducing health disparities. The commissioner, in consultation with other public, private, or nonprofit organizations interested in eliminating health disparities, shall award grants to public or nonprofit organizations and American Indian tribal governments in accordance with Minnesota Statutes, section 145.9269.

[IMMUNIZATION INFORMATION SERVICE.] Of the general fund appropriation, \$1,000,000 each year of the biennium is available to the commissioner of health for grants to community health boards as defined in Minnesota Statutes, section 145A.02, to support the development and maintenance of a statewide immunization information service. This appropriation shall not become a part of the agency's base funding for the 2004-2005 biennium.

[HEALTH YOUTH DEVELOPMENT.] \$10,000,000 from the TANF fund in fiscal years 2002 and 2003 is appropriated to the commissioner of health to award grants to support healthy youth development in accordance with Minnesota Statutes, section 145.9263.

Of this amount, \$500,000 each year is for transfer to the commissioner of children,

families, and learning for adolescent parent programs.

[HEALTH WORKFORCE DEVELOPMENT.] Of the general fund appropriation, \$600,000 each year is for the community/regional health workforce grant program, of which \$445,500 is for planning grants to at least 15 communities and/or regions to identify and implement local strategies to meet health workforce needs.

Of the general fund appropriation, \$1,118,000 in the first year and \$2,082,000 in the second year is to expand the health professionals loan program, of which \$963,000 in the first year and \$1,927,000 in the second year is for direct grants to increase the placement of physicians, dentists, pharmacists, mental health providers, health care technicians in rural communities, and nurses in nursing home statewide.

[POISON INFORMATION SYSTEM.] Of this appropriation, \$1,360,000 each fiscal year is for poisons control system grants under Minnesota Statutes, section 145.93.

[SUICIDE PREVENTION.] Of the general fund appropriation, \$1,100,000 each year is for suicide prevention and mental health promotion efforts. Of this amount, \$825,000 each year is for competitive community-based planning and implementation grants targeted to populations at highest risk, including teenagers and young adults.

[TANF HOME VISITING CARRYFORWARD.] Any unexpended balance of the TANF funds appropriated for family home visiting in the first year of the biennium does not cancel but is available for the second year.

[HEALTHY YOUTH DEVELOPMENT CARRYFORWARD.] Any unexpended balance of the TANF funds appropriated for the healthy youth development grant program established under Minnesota Statutes, section 145.9263, in the first fiscal year of the biennium does not cancel but is available for the second year.

[WIC TRANSFERS.] The general fund appropriation for the women, infants, and children (WIC) food supplement program is available for either year of the biennium. Transfers of these funds between fiscal years must be either to maximize federal funds or to minimize fluctuations in the number of program participants.

[MINNESOTA CHILDREN WITH SPECIAL

HEALTH NEEDS CARRYFORWARD.]

General fund appropriations for treatment services in the services for Minnesota children with special health needs program are available for either year of the biennium.

Subd. 3. Access and Quality Improvement

40,933,000 30,318,000

Summary by Fund

General	6,306,000	5,549,000
State Government		
Special Revenue	6,402,000	6,492,000
Health Care		
Access	28,225,000	18,277,000

[MINNESOTA CENTER FOR HEALTH QUALITY.] Of the appropriation from the health care access fund, \$10,000,000 in the first year is to carry out the activities of the Minnesota Center for Health Quality. This appropriation is available until June 30, 2005.

[HEALTH CARE SAFETY NET.] Of the health care access fund appropriation, \$15,000,000 in each fiscal year is to provide financial support to Minnesota health care safety net providers. This appropriation shall not become part of the base funding for the agency for the 2004-2005 biennium. Of the amounts available:

- (1) \$5,000,000 each year is for a grant program to aid safety net community clinics.
- (2) \$5,000,000 each year is for a grant program to aid hospitals with excess charity care burdens.
- (3) \$5,000,000 each year is for a grant program to provide rural hospital capital improvement grants described in Minnesota Statutes, section 144.148.

Subd. 4. Health Protection

30,783,000 32,156,000

Summary by Fund

General	13,895,000	14,496,000
State Government		
Special Revenue	16,888,000	17,660,000

[EMERGING HEALTH THREATS.] Of the general fund appropriation, \$2,200,000 in the first year and \$2,600,000 in the second year is to increase the state capacity to identify and respond to emerging health threats.

Of these amounts, \$1,900,000 in the first year and \$2,300,000 in the second year is to expand state laboratory capacity to identify infectious

disease organisms, evaluate environmental contaminants, develop new analytical techniques, provide emergency response, and support local government by training health care system workers to deal with biological and chemical health threats.

\$300,000 each year is to train, consult, and otherwise assist local officials responding to clandestine drug laboratories and minimizing health risks to responders and the public.

\$200,000 in the first year is to increase laboratory security and safety systems and for the acquisition of hazardous materials analysis equipment.

Subd. 5. Management and Support Services		5,455,000	5,867,000
Summary by Fund			
General	5,304,000	5,712,000	
State Government			
Special Revenue	151,000	155,000	

ARTICLE 2 HEALTH PROVISIONS

Section 1. Minnesota Statutes 2000, section 62J.152, subdivision 8, is amended to read:

Subd. 8. [REPEALER.] This section and sections 62J.15 and 62J.156 are repealed effective July 1, ~~2004~~ 2005.

Sec. 2. Minnesota Statutes 2000, section 62J.451, subdivision 5, is amended to read:

Subd. 5. [HEALTH CARE ELECTRONIC DATA INTERCHANGE SYSTEM.] ~~(a)~~ The health data institute shall establish an electronic data interchange system that electronically transmits, collects, archives, and provides users of data with the data necessary for their specific interests, in order to promote a high quality, cost-effective, consumer-responsive health care system. This public-private information system shall be developed to make health care claims processing and financial settlement transactions more efficient and to provide an efficient, unobtrusive method for meeting the shared electronic data interchange needs of consumers, group purchasers, providers, and the state.

~~(b) The health data institute shall operate the Minnesota center for health care electronic data interchange established in section 62J.57, and shall integrate the goals, objectives, and activities of the center with those of the health data institute's electronic data interchange system.~~

Sec. 3. Minnesota Statutes 2000, section 144.1202, subdivision 4, is amended to read:

Subd. 4. [AGREEMENT; CONDITIONS OF IMPLEMENTATION.] (a) An agreement entered into before August 2, ~~2002~~ 2003, must remain in effect until terminated under the Atomic Energy Act of 1954, United States Code, title 42, section 2021, paragraph (j). The governor may not enter into an initial agreement with the Nuclear Regulatory Commission after August 1, ~~2002~~ 2003. If an agreement is not entered into by August 1, ~~2002~~ 2003, any rules adopted under this section are repealed effective August 1, ~~2002~~ 2003.

(b) An agreement authorized under subdivision 1 must be approved by law before it may be implemented.

Sec. 4. [144.1205] [RADIOACTIVE MATERIAL; SOURCE AND SPECIAL NUCLEAR MATERIAL; FEES; INSPECTION.]

Subdivision 1. [APPLICATION AND LICENSE RENEWAL FEE.] When a license is required for radioactive material or source or special nuclear material by a rule adopted under section 144.1202, subdivision 2, an application fee according to subdivision 4 must be paid upon initial application for a license. The licensee must renew the license 60 days before the expiration date of the license by paying a license renewal fee equal to the application fee under subdivision 4. The expiration date of a license is the date set by the United States Nuclear Regulatory Commission before transfer of the licensing program under section 144.1202 and thereafter as specified by rule of the commissioner of health.

Subd. 2. [ANNUAL FEE.] A licensee must pay an annual fee at least 60 days before the anniversary date of the issuance of the license. The annual fee is an amount equal to 80 percent of the application fee under subdivision 4, rounded to the nearest whole dollar.

Subd. 3. [FEE CATEGORIES; INCORPORATION OF FEDERAL LICENSING CATEGORIES.] (a) Fee categories under this section are equivalent to the licensing categories used by the United States Nuclear Regulatory Commission under Code of Federal Regulations, title 10, parts 30 to 36, 39, 40, 70, 71, and 150, except as provided in paragraph (b).

(b) The category of "Academic, small" is the type of license required for the use of radioactive materials in a teaching institution. Radioactive materials are limited to ten radionuclides not to exceed a total activity amount of one curie.

Subd. 4. [APPLICATION FEE.] A licensee must pay an application fee as follows:

<u>Radioactive material, source and special material</u>	<u>Application fee</u>	<u>U.S. Nuclear Regulatory Commission licensing category as reference</u>
<u>Type A broadscope</u>	<u>\$20,000</u>	<u>Medical institution type A</u>
<u>Type B broadscope</u>	<u>\$15,000</u>	<u>Research and development type B</u>
<u>Type C broadscope</u>	<u>\$10,000</u>	<u>Academic type C</u>
<u>Medical use</u>	<u>\$4,000</u>	<u>Medical Medical institution Medical private practice</u>
<u>Mobile nuclear medical laboratory</u>	<u>\$4,000</u>	<u>Mobile medical laboratory</u>
<u>Medical special use sealed sources</u>	<u>\$6,000</u>	<u>Teletherapy High dose rate remote afterloaders Stereotactic radiosurgery devices</u>
<u>In vitro testing</u>	<u>\$2,300</u>	<u>In vitro testing laboratories</u>
<u>Measuring gauge, sealed sources</u>	<u>\$2,000</u>	<u>Fixed gauges Portable gauges Analytical instruments Measuring systems - other</u>
<u>Gas chromatographs</u>	<u>\$1,200</u>	<u>Gas chromatographs</u>
<u>Manufacturing and distribution</u>	<u>\$14,700</u>	<u>Manufacturing and distribution - other</u>
<u>Distribution only</u>	<u>\$8,800</u>	<u>Distribution of</u>

<u>Other services</u>	<u>\$1,500</u>	<u>radioactive material</u> <u>for commercial use only</u> <u>Other services</u>
<u>Nuclear medicine</u>		
<u>pharmacy</u>	<u>\$4,100</u>	<u>Nuclear pharmacy</u>
<u>Waste disposal</u>	<u>\$9,400</u>	<u>Waste disposal service</u> <u>prepackage</u> <u>Waste disposal service</u> <u>processing/repackage</u>
<u>Waste storage only</u>	<u>\$7,000</u>	<u>To receive and store</u> <u>radioactive material waste</u>
<u>Industrial</u>		
<u>radiography</u>	<u>\$8,400</u>	<u>Industrial radiography</u> <u>fixed location</u> <u>Industrial radiography</u> <u>portable/temporary sites</u>
<u>Irradiator -</u>		
<u>self-shielded</u>	<u>\$4,100</u>	<u>Irradiators self-shielded</u> <u>less than 10,000 curies</u>
<u>Irradiator -</u>		
<u>less than 10,000 Ci</u>	<u>\$7,500</u>	<u>Irradiators less than</u> <u>10,000 curies</u>
<u>Irradiator -</u>		
<u>more than 10,000 Ci</u>	<u>\$11,500</u>	<u>Irradiators greater than</u> <u>10,000 curies</u>
<u>Research and</u>		
<u>development,</u>		
<u>no distribution</u>	<u>\$4,100</u>	<u>Research and development</u>
<u>Radioactive material</u>		
<u>possession only</u>	<u>\$1,000</u>	<u>Byproduct possession only</u>
<u>Source material</u>	<u>\$1,000</u>	<u>Source material shielding</u>
<u>Special nuclear</u>		
<u>material, less than</u>		
<u>200 grams</u>	<u>\$1,000</u>	<u>Special nuclear material</u> <u>plutonium-neutron sources</u> <u>less than 200 grams</u>
<u>Pacemaker</u>		
<u>manufacturing</u>	<u>\$1,000</u>	<u>Pacemaker byproduct</u> <u>and/or special nuclear</u> <u>material - medical</u> <u>institution</u>
<u>General license</u>		
<u>distribution</u>	<u>\$2,100</u>	<u>General license</u> <u>distribution</u>
<u>General license</u>		
<u>distribution, exempt</u>	<u>\$1,500</u>	<u>General license</u> <u>distribution -</u> <u>certain exempt items</u> <u>Possession limit of ten</u> <u>radionuclides, not to</u> <u>exceed a total of one curie</u> <u>of activity</u>
<u>Academic, small</u>	<u>\$1,000</u>	
<u>Veterinary</u>	<u>\$2,000</u>	<u>Veterinary use</u>
<u>Well logging</u>	<u>\$5,000</u>	<u>Well logging</u>

Subd. 5. [PENALTY FOR LATE PAYMENT.] An annual fee or a license renewal fee submitted to the commissioner after the due date specified by rule must be accompanied by an additional amount equal to 25 percent of the fee due.

Subd. 6. [INSPECTIONS.] The commissioner of health shall make periodic safety inspections of the radioactive material and source and special nuclear material of a licensee. The commissioner shall prescribe the frequency of safety inspections by rule.

Subd. 7. [RECOVERY OF REINSPECTION COST.] If the commissioner finds serious violations of public health standards during an inspection under subdivision 6, the licensee must pay all costs associated with subsequent reinspection of the source. The costs shall be the actual costs incurred by the commissioner and include, but are not limited to, labor, transportation, per diem, materials, legal fees, testing, and monitoring costs.

Subd. 8. [RECIPROCITY FEE.] A licensee submitting an application for reciprocal recognition of a materials license issued by another agreement state or the United States Nuclear Regulatory Commission for a period of 180 days or less during a calendar year must pay one-half of the application fee specified under subdivision 4. For a period of 181 days or more, the licensee must pay the entire application fee under subdivision 4.

Subd. 9. [FEES FOR LICENSE AMENDMENTS.] A licensee must pay a fee to amend a license as follows:

(1) to amend a license requiring no license review including, but not limited to, facility name change or removal of a previously authorized user, no fee;

(2) to amend a license requiring review including, but not limited to, addition of isotopes, procedure changes, new authorized users, or a new radiation safety officer, \$200; and

(3) to amend a license requiring review and a site visit including, but not limited to, facility move or addition of processes, \$400.

Sec. 5. Minnesota Statutes 2000, section 144.148, subdivision 8, is amended to read:

Subd. 8. [EXPIRATION.] This section expires June 30, ~~2001~~ 2003.

Sec. 6. Minnesota Statutes 2000, section 144.1494, is amended by adding a subdivision to read:

Subd. 3a. [ADDITIONAL PARTICIPANTS.] Based on availability of general fund appropriations, the commissioner may accept up to ten applicants a year in addition to the number of applicants specified under subdivision 3. All other terms and conditions of this section apply to applicants accepted under this subdivision.

Sec. 7. Minnesota Statutes 2000, section 144.1496, is amended by adding a subdivision to read:

Subd. 3a. [ADDITIONAL PARTICIPANTS.] Based on availability of general fund appropriations, the commissioner may accept up to 177 applicants a year in addition to the number of applicants specified under subdivision 3. All other terms and conditions of this section apply to applicants accepted under this subdivision.

Sec. 8. [144.1501] [RURAL PHARMACISTS LOAN FORGIVENESS.]

Subdivision 1. [DEFINITIONS.] (a) For purposes of this section, the terms defined in this subdivision have the meanings given them.

(b) "Designated rural area" means:

(1) an area in Minnesota outside the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington, excluding the cities of Duluth, Mankato, Moorhead, Rochester, and St. Cloud; or

(2) a municipal corporation, as defined under section 471.634, that is physically located, in whole or in part, in an area defined as a designated rural area under clause (1).

Designated rural areas may be further defined by the commissioner of health to reflect a shortage of pharmacists as indicated by the ratio of pharmacists to population and the distance to the next nearest pharmacy.

(c) "Qualifying educational loans" means government, commercial, and foundation loans for actual costs paid for tuition, reasonable education expenses, and reasonable living expenses related to the graduate or undergraduate education of a pharmacist.

Subd. 2. [CREATION OF ACCOUNT; LOAN FORGIVENESS PROGRAM.] A rural pharmacist education account is established in the general fund. The commissioner of health shall use money from the account to establish a loan forgiveness program for pharmacists who agree to practice in designated rural areas. The commissioner may seek advice in establishing the program from the pharmacists association, the University of Minnesota, and other interested parties.

Subd. 3. [ELIGIBILITY.] To be eligible to participate in the loan forgiveness program, a pharmacy student must submit an application to the commissioner of health while attending a program of study designed to prepare the individual to become a licensed pharmacist. For fiscal year 2002, applicants may have graduated from a pharmacy program in calendar year 2001. A pharmacy student who is accepted into the loan forgiveness program must sign a contract to agree to serve a minimum three-year service obligation within a designated rural area, which shall begin no later than March 31 of the first year following completion of a pharmacy program or residency. If fewer applications are submitted by pharmacy students than there are participant slots available, the commissioner may consider applications submitted by pharmacy program graduates who are licensed pharmacists. Pharmacists selected for loan forgiveness must comply with all terms and conditions of this section.

Subd. 4. [LOAN FORGIVENESS.] The commissioner of health may accept up to 14 applicants per year for participation in the loan forgiveness program. Applicants are responsible for securing their own loans. The commissioner shall select participants based on their suitability for rural practice, as indicated by rural experience or training. The commissioner shall give preference to applicants closest to completing their training. For each year that a participant serves as a pharmacist in a designated rural area as required under subdivision 3, up to a maximum of four years, the commissioner shall make annual disbursements directly to the participant equivalent to \$5,000 per year of service, not to exceed \$20,000 or the balance of the qualifying educational loans, whichever is less. Before receiving loan repayment disbursements and as requested, the participant must complete and return to the commissioner an affidavit of practice form provided by the commissioner verifying that the participant is practicing as required in an eligible area. The participant must provide the commissioner with verification that the full amount of loan repayment disbursement received by the participant has been applied toward the qualifying educational loans. After each disbursement, verification must be received by the commissioner and approved before the next loan repayment disbursement is made. Participants who move their practice from one designated rural area to another remain eligible for loan repayment.

Subd. 5. [PENALTY FOR NONFULFILLMENT.] If a participant does not fulfill the service commitment under subdivision 3, the commissioner of health shall collect from the participant 100 percent of any payments made for qualified educational loans and interest at a rate established according to section 270.75. The commissioner shall deposit the money collected in the rural pharmacist education account established under subdivision 2.

Subd. 6. [SUSPENSION OR WAIVER OF OBLIGATION.] Payment or service obligations cancel in the event of a participant's death. The commissioner of health may waive or suspend payment or service obligations in cases of total and permanent disability or long-term temporary disability lasting for more than two years. The commissioner shall evaluate all other requests for suspension or waivers on a case-by-case basis and may grant a waiver of all or part of the money owed as a result of a nonfulfillment penalty if emergency circumstances prevented fulfillment of the required service commitment.

Sec. 9. [144.1502] [DENTISTS LOAN FORGIVENESS.]

Subdivision 1. [DEFINITION.] For purposes of this section, "qualifying educational loans"

means government, commercial, and foundation loans for actual costs paid for tuition, reasonable education expenses, and reasonable living expenses related to the graduate or undergraduate education of a dentist.

Subd. 2. [CREATION OF ACCOUNT; LOAN FORGIVENESS PROGRAM.] A dentist education account is established in the general fund. The commissioner of health shall use money from the account to establish a loan forgiveness program for dentists who agree to care for substantial numbers of state public program participants and other low- to moderate-income uninsured patients.

Subd. 3. [ELIGIBILITY.] To be eligible to participate in the loan forgiveness program, a dental student must submit an application to the commissioner of health while attending a program of study designed to prepare the individual to become a licensed dentist. For fiscal year 2002, applicants may have graduated from a dentistry program in calendar year 2001. A dental student who is accepted into the loan forgiveness program must sign a contract to agree to serve a minimum three-year service obligation during which at least 25 percent of the dentist's yearly patient encounters are delivered to state public program enrollees or patients receiving sliding fee schedule discounts through a formal sliding fee schedule meeting the standards established by the United States Department of Health and Human Services under Code of Federal Regulations, title 42, section 51, chapter 303. The service obligation shall begin no later than March 31 of the first year following completion of training. If fewer applications are submitted by dental students than there are participant slots available, the commissioner may consider applications submitted by dental program graduates who are licensed dentists. Dentists selected for loan forgiveness must comply with all terms and conditions of this section.

Subd. 4. [LOAN FORGIVENESS.] The commissioner of health may accept up to 14 applicants per year for participation in the loan forgiveness program. Applicants are responsible for securing their own loans. The commissioner shall select participants based on their suitability for practice serving public program patients, as indicated by experience or training. The commissioner shall give preference to applicants who have attended a Minnesota dentistry educational institution and to applicants closest to completing their training. For each year that a participant meets the service obligation required under subdivision 3, up to a maximum of four years, the commissioner shall make annual disbursements directly to the participant equivalent to \$10,000 per year of service, not to exceed \$40,000 or the balance of the qualifying educational loans, whichever is less. Before receiving loan repayment disbursements and as requested, the participant must complete and return to the commissioner an affidavit of practice form provided by the commissioner verifying that the participant is practicing as required under subdivision 3. The participant must provide the commissioner with verification that the full amount of loan repayment disbursement received by the participant has been applied toward the designated loans. After each disbursement, verification must be received by the commissioner and approved before the next loan repayment disbursement is made. Participants who move their practice remain eligible for loan repayment as long as they practice as required under subdivision 3.

Subd. 5. [PENALTY FOR NONFULFILLMENT.] If a participant does not fulfill the service commitment under subdivision 3, the commissioner of health shall collect from the participant 100 percent of any payments made for qualified educational loans and interest at a rate established according to section 270.75. The commissioner shall deposit the money collected in the dentist education account established under subdivision 2.

Subd. 6. [SUSPENSION OR WAIVER OF OBLIGATION.] Payment or service obligations cancel in the event of a participant's death. The commissioner of health may waive or suspend payment or service obligations in cases of total and permanent disability or long-term temporary disability lasting for more than two years. The commissioner shall evaluate all other requests for suspension or waivers on a case-by-case basis and may grant a waiver of all or part of the money owed as a result of a nonfulfillment penalty if emergency circumstances prevented fulfillment of the required service commitment.

Sec. 10. [144.1503] [RURAL MENTAL HEALTH PROFESSIONAL LOAN FORGIVENESS.]

Subdivision 1. [DEFINITIONS.] (a) For purposes of this section, the terms defined in this subdivision have the meanings given them.

(b) "Designated rural area" means:

(1) an area in Minnesota outside the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington, excluding the cities of Duluth, Mankato, Moorhead, Rochester, and St. Cloud; or

(2) a municipal corporation, as defined under section 471.634, that is physically located, in whole or in part, in an area defined as a designated rural area under clause (1).

(c) "Mental health professional" means a psychologist, clinical social worker, marriage and family therapist, or psychiatric nurse.

(d) "Qualifying educational loans" means government, commercial, and foundation loans for actual costs paid for tuition, reasonable education expenses, and reasonable living expenses related to the graduate or undergraduate education of a mental health professional.

Subd. 2. [CREATION OF ACCOUNT; LOAN FORGIVENESS PROGRAM.] A rural mental health professional education account is established in the general fund. The commissioner of health shall use money from the account to establish a loan forgiveness program for mental health professionals who agree to practice in designated rural areas.

Subd. 3. [ELIGIBILITY.] To be eligible to participate in the loan forgiveness program, a mental health professional student must submit an application to the commissioner of health while attending a program of study designed to prepare the individual to become a mental health professional. For fiscal year 2002, applicants may have graduated from a mental health professional educational program in calendar year 2001. A mental health professional student who is accepted into the loan forgiveness program must sign a contract to agree to serve a minimum three-year service obligation within a designated rural area, which shall begin no later than March 31 of the first year following completion of a mental health professional educational program.

Subd. 4. [LOAN FORGIVENESS.] The commissioner of health may accept up to 12 applicants per year for participation in the loan forgiveness program. Applicants are responsible for securing their own loans. The commissioner shall select participants based on their suitability for rural practice, as indicated by rural experience or training. The commissioner shall give preference to applicants who have attended a Minnesota mental health professional educational institution and to applicants closest to completing their training. For each year that a participant serves as a mental health professional in a designated rural area as required under subdivision 3, up to a maximum of four years, the commissioner shall make annual disbursements directly to the participant equivalent to \$4,000 per year of service, not to exceed \$16,000 or the balance of the qualifying educational loans, whichever is less. Before receiving loan repayment disbursements and as requested, the participant must complete and return to the commissioner an affidavit of practice form provided by the commissioner verifying that the participant is practicing as required in an eligible area. The participant must provide the commissioner with verification that the full amount of loan repayment disbursement received by the participant has been applied toward the qualifying educational loans. After each disbursement, verification must be received by the commissioner and approved before the next loan repayment disbursement is made. Participants who move their practice from one designated rural area to another remain eligible for loan repayment.

Subd. 5. [PENALTY FOR NONFULFILLMENT.] If a participant does not fulfill the service commitment under subdivision 3, the commissioner of health shall collect from the participant 100 percent of any payments made for qualified educational loans and interest at a rate established according to section 270.75. The commissioner shall deposit the money collected in the rural mental health professional education account established under subdivision 2.

Subd. 6. [SUSPENSION OR WAIVER OF OBLIGATION.] Payment or service obligations cancel in the event of a participant's death. The commissioner of health may waive or suspend

payment or service obligations in cases of total and permanent disability or long-term temporary disability lasting for more than two years. The commissioner shall evaluate all other requests for suspension or waivers on a case-by-case basis and may grant a waiver of all or part of the money owed as a result of a nonfulfillment penalty if emergency circumstances prevented fulfillment of the required service commitment.

Sec. 11. [144.1504] [RURAL HEALTH CARE TECHNICIANS LOAN FORGIVENESS.]

Subdivision 1. [DEFINITIONS.] (a) For purposes of this section, the terms defined in this subdivision have the meanings given them.

(b) "Clinical laboratory scientist" means a person who performs and interprets results of medical tests that require the exercise of independent judgment and responsibility, with minimal supervision by the director or supervisor, in only those specialties or subspecialties in which the person is qualified by education, training, and experience and has demonstrated ongoing competency by certification or other means. A clinical laboratory scientist may also be called a medical technologist.

(c) "Clinical laboratory technician" means any person other than a medical laboratory director, clinical laboratory scientist, or trainee who functions under the supervision of a medical laboratory director or clinical laboratory scientist and performs diagnostic and analytical laboratory tests in only those specialties or subspecialties in which the person is qualified by education, training, and experience and has demonstrated ongoing competency by certification or other means. A clinical laboratory technician may also be called a medical technician.

(d) "Designated rural area" means:

(1) an area in Minnesota outside the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington, excluding the cities of Duluth, Mankato, Moorhead, Rochester, and St. Cloud; or

(2) a municipal corporation, as defined under section 471.634, that is physically located, in whole or in part, in an area defined as a designated rural area under clause (1).

(e) "Health care technician" means a clinical laboratory scientist, clinical laboratory technician, radiologic technologist, dental hygienist, dental assistant, or paramedic.

(f) "Paramedic" means a person certified under chapter 144E by the emergency medical services regulatory board as an emergency medical technician-paramedic.

(g) "Qualifying educational loans" means government, commercial, and foundation loans for actual costs paid for tuition, reasonable education expenses, and reasonable living expenses related to the graduate or undergraduate education of a health care technician.

(h) "Radiologic technologist" means a person, other than a licensed physician, who has demonstrated competency by certification, registration, or other means for administering medical imaging or radiation therapy procedures to other persons for medical purposes. Radiologic technologist includes, but is not limited to, radiographers, radiation therapists, and nuclear medicine technologists.

Subd. 2. [CREATION OF ACCOUNT; LOAN FORGIVENESS PROGRAM.] A rural health care technician education account is established in the general fund. The commissioner of health shall use money from the account to establish a loan forgiveness program for health care technicians who agree to practice in designated rural areas.

Subd. 3. [ELIGIBILITY.] To be eligible to participate in the loan forgiveness program, a health care technician student must submit an application to the commissioner of health while attending a program of study designed to prepare the individual to become a health care technician. For fiscal year 2002, applicants may have graduated from a health care technician program in calendar year 2001. A health care technician student who is accepted into the loan forgiveness program must sign a contract to agree to serve a minimum one-year service obligation within a designated rural

area, which shall begin no later than March 31 of the first year following completion of a health care technician program.

Subd. 4. [LOAN FORGIVENESS.] The commissioner of health may accept up to 30 applicants per year for participation in the loan forgiveness program. Applicants are responsible for securing their own loans. The commissioner shall select participants based on their suitability for rural practice, as indicated by rural experience or training. The commissioner shall give preference to applicants who have attended a Minnesota health care technician educational institution and to applicants closest to completing their training. For each year that a participant serves as a health care technician in a designated rural area as required under subdivision 3, up to a maximum of two years, the commissioner shall make annual disbursements directly to the participant equivalent to \$2,500 per year of service, not to exceed \$5,000 or the balance of the qualifying educational loans, whichever is less. Before receiving loan repayment disbursements and as requested, the participant must complete and return to the commissioner an affidavit of practice form provided by the commissioner verifying that the participant is practicing as required in an eligible area. The participant must provide the commissioner with verification that the full amount of loan repayment disbursement received by the participant has been applied toward the qualifying educational loans. After each disbursement, verification must be received by the commissioner and approved before the next loan repayment disbursement is made. Participants who move their practice from one designated rural area to another remain eligible for loan repayment.

Subd. 5. [PENALTY FOR NONFULFILLMENT.] If a participant does not fulfill the service commitment under subdivision 3, the commissioner of health shall collect from the participant 100 percent of any payments made for qualified educational loans and interest at a rate established according to section 270.75. The commissioner shall deposit the money collected in the rural health care technician education account established under subdivision 2.

Subd. 6. [SUSPENSION OR WAIVER OF OBLIGATION.] Payment or service obligations cancel in the event of a participant's death. The commissioner of health may waive or suspend payment or service obligations in cases of total and permanent disability or long-term temporary disability lasting for more than two years. The commissioner shall evaluate all other requests for suspension or waivers on a case-by-case basis and may grant a waiver of all or part of the money owed as a result of a nonfulfillment penalty if emergency circumstances prevented fulfillment of the required service commitment.

Sec. 12. [144.1505] [COMMUNITY OR REGIONAL HEALTH WORKFORCE GRANTS AND TECHNICAL ASSISTANCE.]

Subdivision 1. [DEFINITION.] For purposes of this section, a "community or regional health workforce council" means a locally defined coalition whose membership may include, but is not limited to, members or representatives of the following groups:

- (1) health professional associations;
- (2) community health boards;
- (3) employers of health professionals;
- (4) minority communities;
- (5) city and county government;
- (6) economic development authorities;
- (7) workforce centers;
- (8) higher education institutions;
- (9) University of Minnesota extension service;
- (10) chambers of commerce;

- (11) guidance counselors or other representatives of kindergarten through grade 12; or
- (12) health care consumers.

Subd. 2. [GRANTS AUTHORIZED.] The commissioner of health shall award grants to community or regional health workforce councils to plan for and implement local and regional initiatives to alleviate health worker shortages. The commissioner shall award grants for the following purposes:

- (1) data collection and analysis to assess local or regional health worker shortages;
- (2) creation of detailed implementation plans for local or regional initiatives to alleviate health worker shortages; and
- (3) implementation of specific local or regional initiatives to alleviate health worker shortages.

Subd. 3. [ALLOCATION OF GRANTS.] (a) To receive a grant under this section, a community or regional health workforce council must:

- (1) submit a proposal to the commissioner of health according to a timeline determined by the commissioner; and
- (2) demonstrate that the council includes a substantial number of the parties listed under subdivision 1, clauses (1) to (12), or give a reasonable explanation for not including these parties.

(b) In determining which proposals to fund under this section, the commissioner shall give priority to proposals that:

- (1) include a reasonable work plan indicating the likelihood of a successful project outcome and incorporating proposed outcome measures;
- (2) involve innovative approaches to alleviating health worker shortages or the negative effects of health worker shortages; or
- (3) are research-based or based on proven effective strategies.

(c) The commissioner may consider relevant factors other than those specified under paragraph (b) when the commissioner deems it appropriate.

(d) A planning grant under subdivision 2, clause (1) or (2), to a community or regional health workforce council may not exceed \$30,000 per year and may be renewed for a second year upon demonstration of satisfactory progress in accomplishing the work plan.

(e) An implementation grant under subdivision 2, clause (3), to a community or regional health workforce council may not exceed \$50,000 per year and may be renewed for a total duration of up to five years upon demonstration of satisfactory progress in accomplishing the work plan.

(f) A community or regional health workforce council must have local matching funds, cash or in-kind, in a 1:1 ratio for all planning and implementation grants.

Subd. 4. [TECHNICAL ASSISTANCE.] (a) The commissioner of health shall provide technical assistance to:

- (1) nonprofit and community organizations, local government, and community health boards to assist in forming community or regional health workforce councils; and
 - (2) community or regional health workforce councils to assist in analyzing health workforce issues and in developing and implementing projects to alleviate worker shortages.
- (b) The commissioner shall prepare and disseminate workforce data, program planning materials, and other relevant information to assist community or regional health workforce council efforts.

Subd. 5. [EVALUATION.] The commissioner of health shall evaluate the overall effectiveness of the grant and technical assistance program. The commissioner may collect from community or regional health workforce councils the information necessary to evaluate the program. The commissioner shall prepare and disseminate information on successful models emerging from the program.

Sec. 13. Minnesota Statutes 2000, section 144.226, subdivision 4, is amended to read:

Subd. 4. [VITAL RECORDS SURCHARGE.] In addition to any fee prescribed under subdivision 1, there is a nonrefundable surcharge of \$3 \$2 for each certified and noncertified birth or death record, and for a certification that the record cannot be found. The local or state registrar shall forward this amount to the state treasurer to be deposited into the state government special revenue fund. This surcharge shall not be charged under those circumstances in which no fee for a birth or death record is permitted under subdivision 1, paragraph (a). This surcharge requirement expires June 30, 2002.

Sec. 14. [144.585] [HOSPITAL UNCOMPENSATED CARE AID.]

Subdivision 1. [PURPOSE.] The purpose of uncompensated care aid is to help offset excess charity care burdens at Minnesota acute care, short-term hospitals that play a disproportionate role in servicing the uninsured and low-income populations.

Subd. 2. [DEFINITIONS.] (a) For purposes of this section, the terms defined in this subdivision have the meanings given to them.

(b) "Uncompensated care" means the sum of charity care and bad debt.

(c) "Charity care" has the meaning given in rules adopted by the commissioner of health under sections 144.695 to 144.703. Charity care shall be adjusted to cost-basis using the cost-to-charge ratio.

(d) "Bad debt" has the meaning given in rules adopted by the commissioner of health under sections 144.695 to 144.703. Bad debt shall be adjusted to cost-basis using the cost-to-charge ratio.

(e) "Uncompensated care ratio" means a hospital's uncompensated care divided by its operating expenses, as defined in rules adopted by the commissioner of health under sections 144.695 to 144.703.

(f) "Cost-to-charge ratio" means a hospital's total operating expenses over the sum of gross patient revenue and other operating revenue, as reported to the commissioner of health under rules adopted under sections 144.695 to 144.703.

Subd. 3. [ELIGIBLE HOSPITALS.] A hospital is eligible for uncompensated care aid if its uncompensated care ratio exceeds the statewide average uncompensated care ratio in both of the two most recent hospital reporting years for which data is available.

Subd. 4. [ALLOCATION OF FUNDS.] An eligible hospital's share of the available uncompensated care aid is equal to that hospital's share of uncompensated care relative to the total uncompensated care provided by eligible hospitals.

Subd. 5. [REPORTS BY HOSPITALS.] Hospitals receiving uncompensated care aid under this section must file with the commissioner of health a report containing a list of the most common diagnoses that remain uncompensated with the associated number of cases and amounts of charity care and bad debt; descriptive aggregate statistics of the characteristics of patients who receive charity care and incur bad debt; and information describing the county of origin of patients receiving charity care. The information must be submitted to the commissioner at a date and on forms determined by the commissioner.

Sec. 15. Minnesota Statutes 2000, section 145.881, subdivision 2, is amended to read:

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

(a) review and report on the health care needs of mothers and children throughout the state of Minnesota;

(b) review and report on the type, frequency and impact of maternal and child health care services provided to mothers and children under existing maternal and child health care programs, including programs administered by the commissioner of health;

(c) establish, review, and report to the commissioner a list of program guidelines and criteria which the advisory task force considers essential to providing an effective maternal and child health care program to low income populations and high risk persons and fulfilling the purposes defined in section 145.88;

(d) review staff recommendations of the department of health regarding maternal and child health grant awards before the awards are made;

(e) make recommendations to the commissioner for the use of other federal and state funds available to meet maternal and child health needs;

(f) make recommendations to the commissioner of health on priorities for funding the following maternal and child health services: (1) prenatal, delivery and postpartum care, (2) comprehensive health care for children, especially from birth through five years of age, (3) adolescent health services, (4) family planning services, (5) preventive dental care, (6) special services for chronically ill and handicapped children and (7) any other services which promote the health of mothers and children; and

(g) make recommendations to the commissioner of health on the process to distribute, award and administer the maternal and child health block grant funds; and

(h) review the measures that are used to define the variables of the funding distribution formula in section 145.882, subdivision 4a, every two years and make recommendations to the commissioner of health for changes based upon principles established by the advisory task force for this purpose.

Sec. 16. Minnesota Statutes 2000, section 145.882, is amended by adding a subdivision to read:

Subd. 4a. [ALLOCATION TO COMMUNITY HEALTH BOARDS.] (a) Federal maternal and child health block grant money remaining after distributions made under subdivision 2 and money appropriated for allocation to community health boards must be allocated according to paragraphs (b) to (d) to community health boards as defined in section 145A.02, subdivision 5.

(b) All community health boards must receive 95 percent of the funding awarded to them for the 1998-1999 funding cycle. If the amount of state and federal funding available is less than 95 percent of the amount awarded to community health boards for the 1998-1999 funding cycle, the available funding must be apportioned to reflect a proportional decrease for each recipient.

(c) The federal and state funding remaining after distributions made under paragraph (b) must be allocated to each community health board based on the following three variables:

(1) 25 percent based on the maternal and child population in the area served by the community health board;

(2) 50 percent based on the following factors as determined by averaging the data available for the three most current years:

(i) the proportion of infants in the area served by the community health board whose weight at birth is less than 2,500 grams;

(ii) the proportion of mothers in the area served by the community health board who received inadequate or no prenatal care;

(iii) the proportion of births in the area served by the community health board to women under age 19; and

(iv) the proportion of births in the area served by the community health board to American Indians and women of color; and

(3) 25 percent based on the income of the maternal and child population in the area served by the community health board.

(d) Each variable must be expressed as a city or county score consisting of the city or county frequency of each variable divided by the statewide frequency of the variable. A total score for each city or county jurisdiction must be computed by totaling the scores of the three variables. Each community health board must be allocated an amount equal to the total score obtained for the city, county, or counties in its area multiplied by the amount of money available.

Sec. 17. Minnesota Statutes 2000, section 145.882, subdivision 7, is amended to read:

Subd. 7. [USE OF BLOCK GRANT MONEY.] (a) Maternal and child health block grant money allocated to a community health board or community health services area under this section must be used for qualified programs for high risk and low-income individuals. Block grant money must be used for programs that:

(1) specifically address the highest risk populations, particularly low-income and minority groups with a high rate of infant mortality and children with low birth weight, by providing services, including pre-pregnancy family planning services, calculated to produce measurable decreases in infant mortality rates, instances of children with low birth weight, and medical complications associated with pregnancy and childbirth, including infant mortality, low birth rates, and medical complications arising from chemical abuse by a mother during pregnancy;

(2) specifically target pregnant women whose age, medical condition, maternal history, or chemical abuse substantially increases the likelihood of complications associated with pregnancy and childbirth or the birth of a child with an illness, disability, or special medical needs;

(3) specifically address the health needs of young children who have or are likely to have a chronic disease or disability or special medical needs, including physical, neurological, emotional, and developmental problems that arise from chemical abuse by a mother during pregnancy;

(4) provide family planning and preventive medical care for specifically identified target populations, such as minority and low-income teenagers, in a manner calculated to decrease the occurrence of inappropriate pregnancy and minimize the risk of complications associated with pregnancy and childbirth; or

(5) specifically address the frequency and severity of childhood injuries and other child and adolescent health problems in high risk target populations by providing services calculated to produce measurable decreases in mortality and morbidity. ~~However, money may be used for this purpose only if the community health board's application includes program components for the purposes in clauses (1) to (4) in the proposed geographic service area and the total expenditure for injury-related programs under this clause does not exceed ten percent of the total allocation under subdivision 3.~~

~~(b) Maternal and child health block grant money may be used for purposes other than the purposes listed in this subdivision only under the following conditions:~~

~~(1) the community health board or community health services area can demonstrate that existing programs fully address the needs of the highest risk target populations described in this subdivision; or~~

~~(2) the money is used to continue projects that received funding before creation of the maternal and child health block grant in 1981.~~

~~(e) (b) Projects that received funding before creation of the maternal and child health block~~

~~grant in 1981, must be allocated at least the amount of maternal and child health special project grant funds received in 1989, unless (1) the local board of health provides equivalent alternative funding for the project from another source; or (2) the local board of health demonstrates that the need for the specific services provided by the project has significantly decreased as a result of changes in the demographic characteristics of the population, or other factors that have a major impact on the demand for services. If the amount of federal funding to the state for the maternal and child health block grant is decreased, these projects must receive a proportional decrease as required in subdivision 1. Increases in allocation amounts to local boards of health under subdivision 4 may be used to increase funding levels for these projects may be continued at the discretion of the community health board.~~

Sec. 18. Minnesota Statutes 2000, section 145.885, subdivision 2, is amended to read:

Subd. 2. [ADDITIONAL REQUIREMENTS FOR COMMUNITY BOARDS OF HEALTH.] Applications by community health boards as defined in section 145A.02, subdivision 5, under section 145.882, subdivision 3 4a, must also contain a summary of the process used to develop the local program, including evidence that the community health board notified local public and private providers of the availability of funding through the community health board for maternal and child health services; a list of all public and private agency requests for grants submitted to the community health board indicating which requests were included in the grant application; and an explanation of how priorities were established for selecting the requests to be included in the grant application. The community health board shall include, with the grant application, a written statement of the criteria to be applied to public and private agency requests for funding.

Sec. 19. [145.9263] [HEALTHY YOUTH DEVELOPMENT.]

Subdivision 1. [ESTABLISHMENT.] The commissioner shall establish a grant program to support healthy youth development by reducing risk factors, increasing protective factors, building youth competencies, and improving youth outcomes.

Subd. 2. [STATE-COMMUNITY PARTNERSHIP.] The commissioner, in consultation with the commissioner of children, families, and learning; the commissioner of human services; the maternal and child health advisory task force as defined in section 145.881; the Indian affairs council as defined in section 3.922; the council on affairs of Chicano/Latino people as defined in section 3.9223; the council on Black Minnesotans as defined in section 3.9225; the council on Asian-Pacific Minnesotans as defined in section 3.9226; nonprofit community organizations; and others interested in youth, shall develop and implement a comprehensive coordinated plan to promote and support positive healthy youth behaviors.

Subd. 3. [MEASURABLE OUTCOMES.] The commissioner, in consultation with other public and private nonprofit organizations interested in youth development efforts, shall establish measurable outcomes to determine the effectiveness of the grants receiving funds under this section.

Subd. 4. [STATEWIDE ASSESSMENT.] The commissioner shall use and enhance current statewide assessments of youth risk behaviors and attitudes among youth to establish a baseline to measure the statewide effect of prevention activities. To the extent feasible, the commissioner must conduct the assessment so that the results may be compared to nationwide data.

Subd. 5. [PROCESS.] The commissioner, in consultation with community partners, shall develop the criteria and procedures to allocate the grants under this section. In developing the criteria, the commissioner shall establish an administrative cost limit for grant recipients. The outcomes established under subdivision 3 must be specified to the grant recipients receiving grants under this section at the time the grant is awarded.

Subd. 6. [DISPARITY GRANTS.] (a) The commissioner shall award competitive grants to reduce the disparities in youth risk behaviors in populations most adversely affected.

(b) Eligible applicants may include, but are not limited to, nonprofit organizations, schools, and faith-based organizations. Applicants must submit proposals to the commissioner. The proposals

must specify the strategies to be implemented and must take into account the need for a coordinated statewide prevention effort. The strategies to be implemented may include youth development programs, such as youth clubs, sports and recreation, peer counseling and teaching, mentoring, community service or volunteerism, after school programs, and ethnic or cultural enrichment.

(c) The commissioner shall give priority to applicants, which demonstrate that the proposed project:

- (1) is research based or based on proven effective strategies;
- (2) is designed to coordinate with related youth risk behavior reduction activities;
- (3) involves youth and parents in the development and implementation;
- (4) reflects racial and ethnic appropriate approaches; and/or

(5) is implemented through or with community-based organizations reflecting the race and ethnicity of the population to be reached.

Subd. 7. [HIGH-RISK COMMUNITY PREVENTION GRANTS.] (a) The commissioner shall award grants to communities whose youth are at high risk, have in place current youth development programs, and are interested in expanding existing efforts to enhance youth development efforts.

(b) Eligible applicants must be either tribal governments or community health boards. Applicants must submit proposals to the commissioner. The proposals must specify the strategies to be implemented. Strategies may include, but are not limited to, youth development programs, youth mentor programs, academic support programs, and after-school enrichment programs.

(c) Based on areas with the highest risk factors, grants shall be awarded to up to 15 community health boards and three tribal governments.

(d) Applicants must demonstrate that the proposed project:

- (1) is research based or based on proven effective strategies;
- (2) is designed to coordinate with related youth risk behavior reduction activities;
- (3) involves youth and parents in the development and implementation;
- (4) reflects racial and ethnic appropriate approaches; and

(5) is implemented through or with community-based organizations reflecting the race and ethnicity of the population to be reached.

(e) The commissioner, in consultation with the maternal and child health advisory task force as defined in section 145.881, shall identify the high-risk factors that will determine eligible grantees.

Subd. 8. [LOCAL PUBLIC HEALTH GRANTS.] (a) The commissioner shall award grants to community health boards for youth development efforts. Applicants must submit proposals to the commissioner. Available funds will be distributed according to the formula in section 145.882, subdivision 4a.

(b) Applicants must demonstrate that their proposed project:

- (1) is research based or based on proven effective strategies;
- (2) is designed to coordinate with related youth risk behavior reduction activities;
- (3) involves youth and parents in the development and implementation;

(4) is implemented through or with community-based organizations reflecting the race and ethnicity of the population to be reached; and

(5) reflects racial and ethnic appropriate approaches.

Subd. 9. [TRIBAL GOVERNMENT GRANTS.] (a) The commissioner shall award grants to American Indian tribal governments for youth development efforts. Applicants must submit proposals to the commissioner. The commissioner, in consultation with the tribes, shall establish a formula for distribution of available funds.

(b) Applicants must demonstrate that their proposed project:

(1) is research based or based on proven effective strategies;

(2) is designed to coordinate with related youth risk behavior reduction activities;

(3) involves youth and parents in the development and implementation;

(4) is implemented through or with community-based organizations reflecting the race and ethnicity of the population to be reached; and

(5) reflects racial and ethnic appropriate approaches.

Subd. 10. [STATEWIDE GRANTS.] (a) The commissioner shall award competitive grants to eligible applicants for projects and initiatives directed at youth development. The project areas for grants include:

(1) statewide public education and information campaigns;

(2) regional or statewide training activities; and

(3) special projects such as development of a Web site, a resource clearinghouse, and the development of culturally appropriate materials.

(b) Eligible applicants may include, but are not limited to, nonprofit organizations, colleges and universities, professional health associations, and community health boards. Applicants must submit proposals to the commissioner. The proposals must specify the strategies to be implemented to target high-risk behaviors among youth, and must take into account the need for a coordinated statewide effort.

(c) The commissioner shall give priority to applicants who demonstrate that the proposed project:

(1) is research based or based on proven effective strategies;

(2) is designed to coordinate with other related risk behavior reduction activities and education messages;

(3) utilizes and enhances existing prevention activities and resources; and

(4) involves youth in the development and implementation.

Subd. 11. [COORDINATION.] The commissioner shall coordinate the projects and initiatives funded under this section with other efforts at the local, state, and national level to avoid duplication and promote complimentary efforts.

Subd. 12. [EVALUATION.] (a) Using the outcome measures established in subdivision 3, the commissioner of health shall conduct a biennial evaluation of the youth development efforts funded under this section.

(b) Grant recipients; the commissioner of children, families, and learning; tribal governments; and community health boards, shall cooperate with the commissioner of health in the evaluation and provide the commissioner with the information necessary to conduct the evaluation.

Subd. 13. [REPORT.] The commissioner shall submit biennial reports to the legislature on the activities of the projects funded under this section and the results of the biennial evaluation. These reports are due by January 15 of every other year, beginning in the year 2004.

Sec. 20. [145.9268] [COMMUNITY CLINIC GRANTS.]

Subdivision 1. [DEFINITION.] For purposes of this section, "eligible community clinic" means:

(1) a clinic that provides services under conditions as defined in Minnesota Rules, part 9505.0255, and utilizes a sliding fee scale to determine eligibility for charity care;

(2) an Indian tribal government or Indian health service unit; or

(3) a consortium of clinics comprised of entities under clause (1) or (2).

Subd. 2. [GRANTS AUTHORIZED.] The commissioner of health shall award grants to eligible community clinics to improve the ongoing viability of Minnesota's clinic-based safety net providers. Grants shall be awarded to support the capacity of eligible community clinics to serve low-income populations, reduce current or future uncompensated care burdens, or provide for improved care delivery infrastructure.

Subd. 3. [ALLOCATION OF GRANTS.] (a) To receive a grant under this section, an eligible community clinic must submit an application to the commissioner of health by the deadline established by the commissioner. A grant may be awarded upon the signing of a grant contract.

(b) An application must be on a form and contain information as specified by the commissioner but at a minimum must contain:

(1) a description of the project for which grant funds will be used;

(2) a description of the problem the proposed project will address; and

(3) a description of achievable objectives, a workplan, and a timeline for project completion.

(c) The commissioner shall review each application to determine whether the application is complete and whether the applicant and the project are eligible for a grant. In evaluating applications according to paragraph (e), the commissioner shall establish criteria including, but not limited to: the priority level of the project; the applicant's thoroughness and clarity in describing the problem; a description of the applicant's proposed project; the manner in which the applicant will demonstrate the effectiveness of the project; and evidence of efficiencies and effectiveness gained through collaborative efforts. The commissioner may also take into account other relevant factors, including, but not limited to, the percentage for which uninsured patients represent the applicant's patient base. During application review, the commissioner may request additional information about a proposed project, including information on project cost. Failure to provide the information requested disqualifies an applicant.

(d) A grant awarded to an eligible community clinic may not exceed \$300,000 per eligible community clinic. For an applicant applying as a consortium of clinics, a grant may not exceed \$300,000 per clinic included in the consortium. The commissioner has discretion over the number of grants awarded.

(e) In determining which eligible community clinics will receive grants under this section, the commissioner shall give preference to those grant applications that show evidence of collaboration with other eligible community clinics, hospitals, health care providers, or community organizations. In addition, the commissioner shall give priority, in declining order, to grant applications for projects that:

(1) establish, update, or improve information, data collection, or billing systems;

(2) procure, modernize, remodel, or replace equipment used in the delivery of direct patient care at a clinic;

(3) provide improvements for care delivery, such as increased translation and interpretation services;

(4) provide a direct offset to expenses incurred for charity care services; or

(5) other projects determined by the commissioner to improve the ability of applicants to provide care to the vulnerable populations they serve.

Subd. 4. [EVALUATION.] The commissioner of health shall evaluate the overall effectiveness of the grant program. The commissioner shall collect progress reports to evaluate the grant program from the eligible community clinics receiving grants.

Sec. 21. [145.9269] [ELIMINATING HEALTH DISPARITIES.]

Subdivision 1. [STATE-COMMUNITY PARTNERSHIPS.] The commissioner, in partnership with culturally based community organizations; the Indian affairs council as defined in section 3.922; the council on affairs of Chicano/Latino people as defined in section 3.9223; the council on Black Minnesotans as defined in section 3.9225; the council on Asian-Pacific Minnesotans as defined in section 3.9226; community health boards; and tribal governments, shall develop and implement a comprehensive coordinated plan to reduce health disparities experienced by American Indians and communities of color in infant mortality, breast and cervical cancer screening, HIV/AIDS/STDs, immunizations, cardiovascular disease, diabetes, injury, and violence.

Subd. 2. [MEASURABLE OUTCOMES.] The commissioner, in consultation with community partners, shall establish measurable outcomes to determine the effectiveness of the grants and other activities receiving funds under this section in reducing health disparities. The goal of the grants shall be to decrease by one-half the ratio of American Indians and communities of color specific health condition rates to white rates in the areas identified in subdivision 1.

Subd. 3. [STATEWIDE ASSESSMENT.] The commissioner shall enhance current data tools to assure a statewide assessment of the risk behaviors associated with the areas identified in subdivision 1. This statewide assessment must be used to establish a baseline to measure the effect of activities funded under this section. To the extent feasible, the commissioner of health must conduct the assessment so that the results may be compared to nationwide data.

Subd. 4. [TECHNICAL ASSISTANCE.] The commissioner shall provide the necessary expertise to community organizations to ensure that submitted proposals are likely to be successful in reducing health disparities. The commissioner shall provide grant recipients with guidance and training on strategies related to reducing the health disparities identified in this section. The commissioner shall also provide grant recipients with assistance in the development of evaluation of local community activities.

Subd. 5. [PROCESS.] (a) The commissioner shall, in consultation with community partners, develop the criteria and procedures to allocate the grants under this section. In developing the criteria, the commissioner shall establish an administrative cost limit for grant recipients. The outcomes established under subdivision 2 must be specified to the grant recipients receiving grants under this section at the time the grant is awarded.

(b) A grant recipient must coordinate the activities related to reducing health disparities with other grant recipients receiving funding under this section within the recipient's service area.

Subd. 6. [COMMUNITY GRANT PROGRAM.] (a) The commissioner shall award grants to eligible applicants for local or regional projects and initiatives directed at reducing health disparities. Grant proposals must address one or more of the following priority areas:

(1) decreasing racial and ethnic disparities in infant mortality rates;

(2) decreasing racial and ethnic disparities in morbidity and mortality rates relating to breast and cervical cancer;

(3) decreasing racial and ethnic disparities in morbidity and mortality rates relating to HIV/AIDS/STDs;

(4) increasing adult and child immunization rates in racial and ethnic populations;

(5) decreasing racial and ethnic disparities in morbidity and mortality rates relating to cardiovascular disease;

(6) decreasing racial and ethnic disparities in morbidity and mortality rates relating to diabetes; and

(7) decreasing racial and ethnic disparities in morbidity and mortality rates relating to injury or violence.

(b) The commissioner may award up to 20 percent of the funds available as planning grants. Planning grant proposals must be used to address such areas as community assessment, determining community priority areas, coordination activities, and development of community-supported strategies.

(c) Eligible applicants may include, but are not limited to, faith-based organizations, social service organizations, community nonprofit organizations, and community clinics. Applicants must submit proposals to the commissioner. The proposals must specify the strategies to be implemented to reduce one or more of the project areas listed under paragraph (a), and must be targeted to achieve the outcomes established in subdivision 2.

(d) The commissioner must give priority to applicants who demonstrate that the proposed project or initiative:

(1) is supported by the community the applicant will be serving;

(2) is research-based or based on promising strategies;

(3) is designed to compliment other related community activities;

(4) utilizes strategies that positively impacts more than one priority area; and

(5) is implemented through or with community-based organizations that reflect the race or ethnicity of the population to be reached.

Subd. 7. [LOCAL PUBLIC HEALTH.] The commissioner shall award grants to community health boards for local health promotion and protection activities aimed at reducing maternal and child health disparities between whites and American Indians and populations of color. The commissioner shall distribute these funds to community health boards according to the formula in section 145.882, subdivision 4a.

Subd. 8. [TRIBAL GOVERNMENTS.] The commissioner shall award grants to American Indian tribal governments for implementation of community interventions to reduce health disparities for the project areas listed under subdivision 6, paragraph (a), and must be targeted to achieve the outcomes established in subdivision 2. The distribution formula shall be determined by the commissioner, in consultation with the tribal governments.

Subd. 9. [REFUGEE AND IMMIGRANT HEALTH.] The commissioner shall award grants to community health boards for health screening and follow-up services for foreign-born persons.

Subd. 10. [COORDINATION.] The commissioner shall coordinate the projects and initiatives funded under this section with other efforts at the local, state, or national level to avoid duplication of effort and promote complimentary efforts.

Subd. 11. [EVALUATION.] Using the outcome measures established in subdivision 2, the commissioner shall conduct a biennial evaluation of the community grants program, community health board activities, and tribal government activities funded under this section. Grant recipients, tribal governments, and community health boards shall cooperate with the commissioner in the evaluation and provide the commissioner with the information necessary to conduct the evaluation.

Subd. 12. [REPORT.] The commissioner shall submit a biennial report to the legislature on the local community projects, tribal government, and community health board prevention activities funded under this section. These reports must include information on grant recipients, activities that were conducted using grant funds, evaluation data and outcome measures, if available. These reports are due by January 15 of every other year, beginning in the year 2004.

Sec. 22. Minnesota Statutes 2000, section 157.16, subdivision 3, is amended to read:

Subd. 3. [ESTABLISHMENT FEES; DEFINITIONS.] (a) The following fees are required for food and beverage service establishments, hotels, motels, lodging establishments, and resorts licensed under this chapter. Food and beverage service establishments must pay the highest applicable fee under paragraph (e), clause (1), (2), (3), or (4), and establishments serving alcohol must pay the highest applicable fee under paragraph (e), clause (6) or (7). The license fee for new operators previously licensed under this chapter for the same calendar year is one-half of the appropriate annual license fee, plus any penalty that may be required. The license fee for operators opening on or after October 1 is one-half of the appropriate annual license fee, plus any penalty that may be required.

(b) All food and beverage service establishments, except special event food stands, and all hotels, motels, lodging establishments, and resorts shall pay an annual base fee of ~~\$100~~ \$145.

(c) A special event food stand shall pay a flat fee of ~~\$30~~ \$35 annually. "Special event food stand" means a fee category where food is prepared or served in conjunction with celebrations, county fairs, or special events from a special event food stand as defined in section 157.15.

(d) In addition to the base fee in paragraph (b), each food and beverage service establishment, other than a special event food stand, and each hotel, motel, lodging establishment, and resort shall pay an additional annual fee for each fee category as specified in this paragraph:

(1) Limited food menu selection, ~~\$30~~ \$40. "Limited food menu selection" means a fee category that provides one or more of the following:

(i) prepackaged food that receives heat treatment and is served in the package;

(ii) frozen pizza that is heated and served;

(iii) a continental breakfast such as rolls, coffee, juice, milk, and cold cereal;

(iv) soft drinks, coffee, or nonalcoholic beverages; or

(v) cleaning for eating, drinking, or cooking utensils, when the only food served is prepared off site.

(2) Small establishment, including boarding establishments, ~~\$55~~ \$75. "Small establishment" means a fee category that has no salad bar and meets one or more of the following:

(i) possesses food service equipment that consists of no more than a deep fat fryer, a grill, two hot holding containers, and one or more microwave ovens;

(ii) serves dipped ice cream or soft serve frozen desserts;

(iii) serves breakfast in an owner-occupied bed and breakfast establishment;

(iv) is a boarding establishment; or

(v) meets the equipment criteria in clause (3), item (i) or (ii), and has a maximum patron seating capacity of not more than 50.

(3) Medium establishment, ~~\$150~~ \$210. "Medium establishment" means a fee category that meets one or more of the following:

(i) possesses food service equipment that includes a range, oven, steam table, salad bar, or salad preparation area;

(ii) possesses food service equipment that includes more than one deep fat fryer, one grill, or two hot holding containers; or

(iii) is an establishment where food is prepared at one location and served at one or more separate locations.

Establishments meeting criteria in clause (2), item (v), are not included in this fee category.

(4) Large establishment, ~~\$250~~ \$350. "Large establishment" means either:

(i) a fee category that (A) meets the criteria in clause (3), items (i) or (ii), for a medium establishment, (B) seats more than 175 people, and (C) offers the full menu selection an average of five or more days a week during the weeks of operation; or

(ii) a fee category that (A) meets the criteria in clause (3), item (iii), for a medium establishment, and (B) prepares and serves 500 or more meals per day.

(5) Other food and beverage service, including food carts, mobile food units, seasonal temporary food stands, and seasonal permanent food stands, ~~\$30~~ \$40.

(6) Beer or wine table service, ~~\$30~~ \$40. "Beer or wine table service" means a fee category where the only alcoholic beverage service is beer or wine, served to customers seated at tables.

(7) Alcoholic beverage service, other than beer or wine table service, ~~\$75~~ \$105.

"Alcohol beverage service, other than beer or wine table service" means a fee category where alcoholic mixed drinks are served or where beer or wine are served from a bar.

(8) Lodging per sleeping accommodation unit, ~~\$4~~ \$6, including hotels, motels, lodging establishments, and resorts, up to a maximum of ~~\$400~~ \$600. "Lodging per sleeping accommodation unit" means a fee category including the number of guest rooms, cottages, or other rental units of a hotel, motel, lodging establishment, or resort; or the number of beds in a dormitory.

(9) First public swimming pool, ~~\$100~~ \$140; each additional public swimming pool, ~~\$50~~ \$80. "Public swimming pool" means a fee category that has the meaning given in Minnesota Rules, part 4717.0250, subpart 8.

(10) First spa, ~~\$50~~ \$80; each additional spa, ~~\$25~~ \$40. "Spa pool" means a fee category that has the meaning given in Minnesota Rules, part 4717.0250, subpart 9.

(11) Private sewer or water, ~~\$30~~ \$40. "Individual private water" means a fee category with a water supply other than a community public water supply as defined in Minnesota Rules, chapter 4720. "Individual private sewer" means a fee category with an individual sewage treatment system which uses subsurface treatment and disposal.

~~(e) A fee is not required for a food and beverage service establishment operated by a school as defined in sections 120A.05, subdivisions 9, 11, 13, and 17 and 120A.22.~~

~~(f)~~ A fee of \$150 for review of the construction plans must accompany the initial license application for food and beverage service establishments, hotels, motels, lodging establishments, or resorts.

~~(g)~~ ~~(f)~~ When existing food and beverage service establishments, hotels, motels, lodging establishments, or resorts are extensively remodeled, a fee of \$150 must be submitted with the remodeling plans.

~~(h)~~ ~~(g)~~ Seasonal temporary food stands and special event food stands are not required to submit construction or remodeling plans for review.

Sec. 23. Minnesota Statutes 2000, section 157.22, is amended to read:

157.22 [EXEMPTIONS.]

This chapter shall not be construed to apply to:

(1) interstate carriers under the supervision of the United States Department of Health and Human Services;

(2) any building constructed and primarily used for religious worship;

(3) any building owned, operated, and used by a college or university in accordance with health regulations promulgated by the college or university under chapter 14;

(4) any person, firm, or corporation whose principal mode of business is licensed under sections 28A.04 and 28A.05, is exempt at that premises from licensure as a food or beverage establishment; provided that the holding of any license pursuant to sections 28A.04 and 28A.05 shall not exempt any person, firm, or corporation from the applicable provisions of this chapter or the rules of the state commissioner of health relating to food and beverage service establishments;

(5) family day care homes and group family day care homes governed by sections 245A.01 to 245A.16;

(6) nonprofit senior citizen centers for the sale of home-baked goods; and

(7) food not prepared at an establishment and brought in by individuals attending a potluck event for consumption at the potluck event. An organization sponsoring a potluck event under this clause may advertise the potluck event to the public through any means. Individuals who are not members of an organization sponsoring a potluck event under this clause may attend the potluck event and consume the food at the event. Licensed food establishments cannot be sponsors of potluck events. Potluck event food shall not be brought into a licensed food establishment kitchen; and

(8) a home school in which a child is provided instruction at home.

Sec. 24. [REPEALER.]

Minnesota Statutes 2000, sections 145.882, subdivisions 3 and 4; and 145.927, are repealed.

Sec. 25. [EFFECTIVE DATE.]

Section 4 is effective July 1, 2002."

Delete the title and insert:

"A bill for an act relating to health; extending the health technology advisory committee; extending deadlines related to a nuclear materials agreement; establishing fees for the licensing of radioactive material and source and special nuclear material; providing for inspections; determining eligibility for hospital uncompensated care aid; modifying loan forgiveness provisions for rural physicians and nurses in nursing homes or ICF/MRs; providing for loan forgiveness for certain health care workers; providing for certain grants and technical assistance; modifying maternal and child health provisions; modifying vital record and environmental laboratory certification; modifying fees and provisions for food and beverage service and lodging establishments; repealing bone marrow donor education provisions; appropriating money; amending Minnesota Statutes 2000, sections 62J.152, subdivision 8; 62J.451, subdivision 5; 144.1202, subdivision 4; 144.148, subdivision 8; 144.1494, by adding a subdivision; 144.1496, by adding a subdivision; 144.226, subdivision 4; 145.881, subdivision 2; 145.882, subdivision 7, by adding a subdivision; 145.885, subdivision 2; 157.16, subdivision 3; 157.22; proposing coding for new law in Minnesota Statutes, chapters 144; 145; repealing Minnesota Statutes 2000, sections 145.882, subdivisions 3, 4; 145.927."

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1608: A bill for an act relating to welfare; amending MFIP sanctions; requiring a report by the legislative auditor; amending Minnesota Statutes 2000, section 256J.46, subdivision 1.

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

Page 1, after line 6, insert:

"Section 1. [256J.021] [SEPARATE STATE PROGRAM FOR USE OF STATE MONEY.]

(a) Beginning October 1, 2001, and each year thereafter, the commissioner of human services must treat financial assistance expenditures made to or on behalf of any minor child under section 256J.02, subdivision 2, clause (1), who is a resident of this state under section 256J.12, and who is part of a two-parent eligible household as expenditures under a separately funded state program and report those expenditures to the federal Department of Health and Human Services as separate state program expenditures under Code of Federal Regulations, title 45, section 263.5.

(b) One parent in a two-parent eligible household may meet all of the family's hourly work or work activity requirements specified under sections 256J.49 to 256J.72, or the hourly requirement may be divided between the caregivers as best meets the family's needs as documented in the caregiver's workplans."

Page 2, line 17, delete "five" and reinstate the stricken "ten"

Page 2, line 32, reinstate the stricken "30"

Page 2, line 33, delete "ten"

Page 3, after line 33, insert:

"(d) In the two-parent MFIP program under section 256J.021 if one caregiver is out of compliance with the requirements for employment and training under sections 256J.49 to 256J.72, only the out of compliance parent shall be sanctioned and the grant reduced accordingly."

Page 3, line 35, before "The" insert "The request for the report under this section must be referred to the legislative audit commissioner for consideration. If approved,"

Page 4, line 6, after the period, insert "The report to the members of the senate and house committees having jurisdiction over MFIP issues is due by January 15, 2002."

Re-number the sections in sequence

Amend the title as follows:

Page 1, line 2, after the second semicolon, insert "creating a separate state program for two-parent families;"

Page 1, line 5, before the period, insert "; proposing coding for new law in Minnesota Statutes, chapter 256J"

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 2023: A bill for an act relating to health; establishing a Minnesota telemedicine network and providing grants; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Page 1, line 15, after "an" insert "open,"

Page 1, line 25, delete "the network makes an" and insert "each member of the network enables a direct,"

Page 2, line 9, after the period, insert "The standards must provide for methods of direct access to each site, including dial-in and dial-out service."

(e) Grantees must commit to cooperating with other hospitals on the network for the purpose of enabling access by patients."

Page 2, line 10, delete "(e)" and insert "(f)"

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1464: A bill for an act relating to health; modifying provisions for lead poisoning prevention; requiring a real property seller provide buyer with well water test results; repealing certain obsolete laws relating to hotel inspectors, duplication equipment, pay toilets, and enclosed sports arenas; amending Minnesota Statutes 2000, sections 144.9501, subdivisions 3, 4, 10, 11, 17, 17a, 18, 19, 20a, 20b, 20c, 21, 22, 22a, 23, 28a, 29, and by adding subdivisions; 144.9502, subdivision 8; 144.9503; 144.9504, subdivisions 1, 2, 5, 7, and 8; 144.9505; 144.9507, subdivision 5; 144.9508, subdivisions 1, 2, 3, 4, and 5; and 144.9509, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 103I; repealing Minnesota Statutes 2000, sections 144.073; 144.08; 144.1222, subdivision 3; 144.9501, subdivision 32; 144.9502, subdivision 6; 144.9503, subdivision 6; 144.9504, subdivisions 4 and 11; 144.9505, subdivisions 2 and 5; 144.9506; 144.9508, subdivision 6; and 145.425.

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

Page 7, line 2, delete "licensed by" and insert "registered with"

Page 22, line 4, after "by" insert "or are registered with"

Page 24, delete lines 14 to 22 and insert:

"Subd. 1f. [LEAD SAMPLING TECHNICIAN.] An individual performing lead sampling technician services shall first register with the commissioner. The commissioner shall not register an individual unless the individual shows evidence of successfully completing a training course in lead sampling. The commissioner shall specify the course of training and testing requirements. Proof of registration must be carried by the individual and be readily"

Page 30, line 18, delete the new language

Page 30, line 22, after "work" insert "and rules requiring registration of lead sampling technicians"

Page 30, line 23, strike "and" and insert a comma

Page 30, line 24, after "certificates" insert ", and registrations"

Page 32, line 24, delete "WELL TESTING AND OBSOLETE LAWS" and insert "MISCELLANEOUS PROVISIONS"

Pages 32 to 34, delete section 1 and insert:

"Section 1. Minnesota Statutes 2000, section 157.20, is amended by adding a subdivision to read:

Subd. 4. [ALTERNATIVE COMPLIANCE METHODS FOR DELEGATED AGENCIES.] (a)

A local agency operating with a delegation agreement under section 145A.07 may request approval from the commissioner to supplant subdivisions 1 to 3 with alternative compliance methods. The local agency must submit to the commissioner:

(1) the alternative compliance methods that will be taken to ensure an equivalent degree of protection to public health, safety, or the environment;

(2) the reasons why alternative methods are requested;

(3) a plan for evaluating the effectiveness of the alternative methods;

(4) a statement that the local agency applying for approval of the alternative methods will comply with the terms, if granted; and

(5) other relevant information the commissioner determines necessary to evaluate the request.

(b) The commissioner may approve the request if the alternative methods will have no potential adverse effect on public health, safety, or the environment and if the alternative methods are equivalent to or superior to those prescribed in subdivisions 1 to 3. In approving the request, the commissioner may attach conditions the commissioner determines are needed to protect public health, safety, or the environment. The commissioner shall notify the local agency in writing of the commissioner's decision to approve or deny the request. If a request is denied, the commissioner shall specify the reasons for the denial."

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "providing for certain alternative compliance methods for food, beverage, and lodging establishment inspections;"

Page 1, line 13, delete the second "and"

Page 1, line 14, delete everything after the semicolon

Page 1, line 15, delete everything before the semicolon and insert "and 157.20, by adding a subdivision"

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

Senator Sams from the Committee on Health and Family Security, to which was referred

S.F. No. 1956: A bill for an act relating to human services; providing monthly rates for group residential housing; amending Minnesota Statutes 2000, sections 144D.01, subdivision 4; 256I.05, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 144D.

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

Senator Sams from the Committee on Health and Family Security, to which was re-referred

S.F. No. 321: A bill for an act relating to probate; providing for a background study before appointment of guardians or conservators; authorizing access to data on substantiated maltreatment of vulnerable adults; providing for background study systems and records in the department of human services; amending Minnesota Statutes 2000, section 525.539, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 245A; 525.

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

Page 3, delete lines 16 and 17 and insert "must be paid as follows:

(1) if the matter is proceeding in forma pauperis, the fee is an expense for purposes of section 563.01;

(2) if there is an estate of the ward or conservatee, the fee must be paid from the estate; or

(3) in the case of a guardianship or conservatorship of the person that is not proceeding in forma pauperis, the court may order that the fee be paid by the guardian or conservator or by the court."

Page 3, line 19, after "is" insert ";

(1)" and before the period, insert "; or

(2) a parent or guardian of a proposed ward or conservatee who has mental retardation or a related condition, if the parent or guardian has raised the proposed ward or conservatee in the family home until the time the petition is filed, unless counsel appointed for the proposed ward or conservatee under section 525.5501 recommends a background study"

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

Senator Pappas from the Committee on Education, to which was re-referred

S.F. No. 501: A bill for an act relating to economic development; providing that a portion of the capital gain realized on certain investments in high technology businesses is exempt from taxation; providing that the credit for increased research and development activities is refundable; creating a high technology seed capital fund; promoting industry clusters in rural Minnesota; waiving out-of-state tuition for certain nonresidents; establishing a lifetime learning grant program; establishing the North Star Research Coalition and creating an endowment fund; appropriating money; amending Minnesota Statutes 2000, sections 135A.031, subdivision 2; 290.01, subdivision 19b; and 290.068, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 11A; 116J; 136A; and 137; repealing Minnesota Statutes 2000, section 290.068, subdivision 3.

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

Pages 9 and 10, delete section 2 and insert:

"Sec. 2. [136A.138] [LIFETIME LEARNING GRANT PROGRAM.]

Subdivision 1. [ESTABLISHMENT.] A lifetime learning grant program is established under the supervision of the higher education services office to provide grants to Minnesota residents who acquire or improve job skills at an eligible educational institution.

Subd. 2. [ELIGIBLE INSTITUTION.] "Eligible educational institution" means the University of Minnesota, the Minnesota state colleges and universities, a school registered with the higher education services office under sections 136A.61 to 136A.71 or chapter 141, and schools in a reciprocity agreement with Minnesota.

Subd. 3. [TUITION AND FEES.] "Tuition and fees" means tuition and fee charges paid by an applicant. Such term does not include student activity fees, athletic fees, or other fees unrelated to an individual's academic course of instruction.

Subd. 4. [ELIGIBLE COURSES.] "Eligible courses" means courses to improve or acquire job skills of the individual. General education courses are not considered "eligible courses" under this section unless they are required as part of a degree, diploma, or certificate program in one of the program areas identified in subdivision 6 and are taken by an individual who already has a degree, and is making a career change into one of the identified fields.

Subd. 5. [ELIGIBLE APPLICANT.] To be eligible to receive a grant, a person must:

(1) have resided in Minnesota for purposes other than post-secondary education for at least 12 months;

(2) have an adjusted gross income, as defined in section 62 of the Internal Revenue Code of

1986, as amended through December 31, 2000, of no greater than \$40,000 in the case of single filers, and no greater than \$80,000 in the case of a joint return; and

(3) have a baccalaureate degree.

Subd. 6. [GRANT AWARDS.] The amount of grant to be awarded shall equal 25 percent of unreimbursed tuition and fees paid by an applicant, at an eligible educational institution for a course or courses in the following program areas:

(1) teacher education;

(2) information technology; and

(3) health care occupations.

Courses may be at the undergraduate or master's level. A grant is not available with respect to any course or other education involving sports, games, or hobbies. Medical students, dental students, and chiropractic students are not eligible for this program. A recipient may receive no more than \$5,000 over the recipient's lifetime under this program. The grant shall not be disbursed until after the last date on which a student would be able to withdraw from the institution the student is attending and receive a refund of the student's tuition and fees.

Subd. 7. [RESPONSIBILITY OF PARTICIPATING INSTITUTIONS.] Each institution that wishes to participate in the program shall apply to the higher education services office for grant money according to policies established by the office. Participating institutions shall award grants according to criteria established by the higher education services office.

Subd. 8. [RESPONSIBILITY OF HIGHER EDUCATION SERVICES OFFICE.] The office shall establish an application process for the program. The office shall allocate money to participating institutions within the limits available specifically for this purpose. Money not used by a recipient institution shall be returned to the office for reallocation to other institutions."

Page 12, delete lines 14 to 17

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

Senator Pappas from the Committee on Education, to which was re-referred

S.F. No. 357: A bill for an act relating to government data; providing for classification and dissemination of educational data; amending Minnesota Statutes 2000, sections 13.32, subdivisions 1, 7, 8, and by adding a subdivision; 121A.75; 124D.10, subdivision 8; and 260B.171, subdivisions 3, 5, and by adding a subdivision.

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

Page 11, delete lines 31 to 34

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

Senator Pappas from the Committee on Education, to which was referred

S.F. No. 1706: A bill for an act relating to education; allowing public elementary and secondary school students to possess and use asthma medications; proposing coding for new law in Minnesota Statutes, chapter 121A.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2000, section 121A.22, subdivision 2, is amended to read:

Subd. 2. [EXCLUSIONS.] In addition, this section does not apply to drugs or medicine:

(1) that can be purchased without a prescription;

(2) that are used by a pupil who is 18 years old or older;

(3) that are used in connection with services for which a minor may give effective consent, including section 144.343, subdivision 1, and any other law;

(4) that are used in situations in which, in the judgment of the school personnel who are present or available, the risk to the pupil's life or health is of such a nature that drugs or medicine should be given without delay;

(5) that are used off the school grounds;

(6) that are used in connection with athletics or extra curricular activities;

(7) that are used in connection with activities that occur before or after the regular school day;
or

(8) that are provided or administered by a public health agency in order to prevent or control an illness or a disease outbreak as provided for in sections 144.05 and 144.12; or

(9) that are prescription asthma or reactive airway disease medications self-administered by a pupil with an asthma inhaler if the district has received a written authorization from the pupil's parent permitting the pupil to self-administer the medication, the inhaler is properly labeled for that student, and the parent has not requested school personnel to administer the medication to the pupil. The parent must submit written authorization for the pupil to self-administer the medication each school year.

Sec. 2. [121A.221] [POSSESSION AND USE OF ASTHMA INHALERS BY ASTHMATIC STUDENTS.]

(a) In a school district that employs a school nurse or provides school nursing services under another arrangement, the school nurse or other appropriate party must assess the student's knowledge and skills to safely possess and use an asthma inhaler in a school setting and enter into the student's school health record a plan to implement safe possession and use of asthma inhalers.

(b) In a school that does not have a school nurse or school nursing services, the student's parent or guardian must submit written verification from the prescribing professional that documents an assessment of the student's knowledge and skills to safely possess and use an asthma inhaler in a school setting has been completed."

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "amending Minnesota Statutes 2000, section 121A.22, subdivision 2;"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 2065: A bill for an act relating to local government; specifying means of financing multijurisdictional programs in Hennepin county; amending Minnesota Statutes 2000, section 383B.79, by adding a subdivision.

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

Page 1, line 10, delete "or"

Page 1, delete line 11

Page 1, line 12, delete "goals of the multijurisdictional program,"

Page 1, delete lines 14 and 15

Page 1, line 16, delete "the multijurisdictional program" and insert "include any part of the costs of a project described in section 469.002, subdivision 12"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1098: A bill for an act relating to state government; codifying reorganization order No. 181; transferring the remaining duties of the commissioner of public service to the commissioner of commerce; amending Minnesota Statutes 2000, sections 3C.12, subdivision 2; 13.679; 15.01; 15.06, subdivision 1; 15A.0815, subdivision 2; 16B.32, subdivision 2; 16B.335, subdivision 4; 16B.56, subdivision 1; 16B.76, subdivision 1; 17.86, subdivision 3; 18.024, subdivision 1; 43A.08, subdivision 1a; 45.012; 103F.325, subdivisions 2 and 3; 115A.15, subdivision 5; 116O.06, subdivision 2; 123B.65, subdivisions 1, 3, and 5; 161.45, subdivision 1; 168.61, subdivision 1; 169.073; 174.03, subdivision 7; 181.30; 216A.01; 216A.035; 216A.036; 216A.05, subdivision 1; 216A.07, subdivision 1; 216A.08; 216A.085, subdivision 3; 216B.02, subdivisions 1, 7, and 8; 216B.16, subdivisions 1, 2, 6b, and 15; 216B.162, subdivisions 7 and 11; 216B.1675, subdivision 9; 216B.241, subdivisions 1a, 1b, and 2b; 216C.01, subdivisions 1, 2, and 3; 216C.051, subdivision 6; 216C.37, subdivision 1; 216C.40, subdivision 4; 237.02; 237.075, subdivisions 2 and 9; 237.082; 237.21; 237.30; 237.462, subdivision 6; 237.51, subdivisions 1, 5, and 5a; 237.52, subdivisions 2, 4, and 5; 237.54, subdivision 2; 237.55; 237.59, subdivision 2; 237.768; 239.01; 325E.11; 325E.115, subdivision 2; 326.243; and 484.50; repealing Minnesota Statutes 2000, sections 216A.06; and 237.69, subdivision 3.

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

Page 1, after line 31, insert:

"ARTICLE 1"

Page 55, line 29, delete "act" and insert "article"

Page 55, after line 29, insert:

"ARTICLE 2"

Section 1. Minnesota Statutes 2000, section 45.011, subdivision 1, is amended to read:

Subdivision 1. [SCOPE.] As used in chapters 45 to 83, 155A, 309, 332, 345, and 359, and sections 325D.30 to 325D.42, 326.83 to 326.991, and 386.61 to 386.78, unless the context indicates otherwise, the terms defined in this section have the meanings given them.

Sec. 2. Minnesota Statutes 2000, section 270.06, is amended to read:

270.06 [POWERS AND DUTIES.]

The commissioner of revenue shall:

(1) have and exercise general supervision over the administration of the assessment and taxation laws of the state, over assessors, town, county, and city boards of review and equalization, and all other assessing officers in the performance of their duties, to the end that all assessments of property be made relatively just and equal in compliance with the laws of the state;

(2) confer with, advise, and give the necessary instructions and directions to local assessors and local boards of review throughout the state as to their duties under the laws of the state;

(3) direct proceedings, actions, and prosecutions to be instituted to enforce the laws relating to the liability and punishment of public officers and officers and agents of corporations for failure or negligence to comply with the provisions of the laws of this state governing returns of assessment and taxation of property, and cause complaints to be made against local assessors, members of boards of equalization, members of boards of review, or any other assessing or taxing officer, to the proper authority, for their removal from office for misconduct or negligence of duty;

(4) require county attorneys to assist in the commencement of prosecutions in actions or proceedings for removal, forfeiture and punishment for violation of the laws of this state in respect to the assessment and taxation of property in their respective districts or counties;

(5) require town, city, county, and other public officers to report information as to the assessment of property, collection of taxes received from licenses and other sources, and such other information as may be needful in the work of the department of revenue, in such form and upon such blanks as the commissioner may prescribe;

(6) require individuals, copartnerships, companies, associations, and corporations to furnish information concerning their capital, funded or other debt, current assets and liabilities, earnings, operating expenses, taxes, as well as all other statements now required by law for taxation purposes;

(7) subpoena witnesses, at a time and place reasonable under the circumstances, to appear and give testimony, and to produce books, records, papers and documents for inspection and copying relating to any matter which the commissioner may have authority to investigate or determine;

(8) issue a subpoena which does not identify the person or persons with respect to whose liability the subpoena is issued, but only if (a) the subpoena relates to the investigation of a particular person or ascertainable group or class of persons, (b) there is a reasonable basis for believing that such person or group or class of persons may fail or may have failed to comply with any law administered by the commissioner, (c) the information sought to be obtained from the examination of the records (and the identity of the person or persons with respect to whose liability the subpoena is issued) is not readily available from other sources, (d) the subpoena is clear and specific as to the information sought to be obtained, and (e) the information sought to be obtained is limited solely to the scope of the investigation. Provided further that the party served with a subpoena which does not identify the person or persons with respect to whose tax liability the subpoena is issued shall have the right, within 20 days after service of the subpoena, to petition the district court for the judicial district in which lies the county in which that party is located for a determination as to whether the commissioner of revenue has complied with all the requirements in (a) to (e), and thus, whether the subpoena is enforceable. If no such petition is made by the party served within the time prescribed, the subpoena shall have the force and effect of a court order;

(9) cause the deposition of witnesses residing within or without the state, or absent therefrom, to be taken, upon notice to the interested party, if any, in like manner that depositions of witnesses are taken in civil actions in the district court, in any matter which the commissioner may have authority to investigate or determine;

(10) investigate the tax laws of other states and countries and to formulate and submit to the legislature such legislation as the commissioner may deem expedient to prevent evasions of assessment and taxing laws, and secure just and equal taxation and improvement in the system of assessment and taxation in this state;

(11) consult and confer with the governor upon the subject of taxation, the administration of the laws in regard thereto, and the progress of the work of the department of revenue, and furnish the governor, from time to time, such assistance and information as the governor may require relating to tax matters;

(12) transmit to the governor, on or before the third Monday in December of each even-numbered year, and to each member of the legislature, on or before November 15 of each even-numbered year, the report of the department of revenue for the preceding years, showing all the taxable property in the state and the value of the same, in tabulated form;

(13) inquire into the methods of assessment and taxation and ascertain whether the assessors faithfully discharge their duties, particularly as to their compliance with the laws requiring the assessment of all property not exempt from taxation;

(14) administer and enforce the assessment and collection of state taxes and fees, including the use of any remedy available to nongovernmental creditors, and, from time to time, make, publish, and distribute rules for the administration and enforcement of assessments and fees administered by the commissioner and state tax laws. The rules have the force of law;

(15) prepare blank forms for the returns required by state tax law and distribute them throughout the state, furnishing them subject to charge on application;

(16) prescribe rules governing the qualification and practice of agents, attorneys, or other persons representing taxpayers before the commissioner. The rules may require that those persons, agents, and attorneys show that they are of good character and in good repute, have the necessary qualifications to give taxpayers valuable services, and are otherwise competent to advise and assist taxpayers in the presentation of their case before being recognized as representatives of taxpayers. After due notice and opportunity for hearing, the commissioner may suspend and disbar from further practice before the commissioner any person, agent, or attorney who is shown to be incompetent or disreputable, who refuses to comply with the rules, or who with intent to defraud, willfully or knowingly deceives, misleads, or threatens a taxpayer or prospective taxpayer, by words, circular, letter, or by advertisement. This clause does not curtail the rights of individuals to appear in their own behalf or partners or corporations' officers to appear in behalf of their respective partnerships or corporations;

(17) appoint agents as the commissioner considers necessary to make examinations and determinations. The agents have the rights and powers conferred on the commissioner to subpoena, examine, and copy books, records, papers, or memoranda, subpoena witnesses, administer oaths and affirmations, and take testimony. In addition to administrative subpoenas of the commissioner and the agents, upon demand of the commissioner or an agent, the court administrator of any district court shall issue a subpoena for the attendance of a witness or the production of books, papers, records, or memoranda before the agent for inspection and copying. Disobedience of a court administrator's subpoena shall be punished by the district court of the district in which the subpoena is issued, or in the case of a subpoena issued by the commissioner or an agent, by the district court of the district in which the party served with the subpoena is located, in the same manner as contempt of the district court;

(18) appoint and employ additional help, purchase supplies or materials, or incur other expenditures in the enforcement of state tax laws as considered necessary. The salaries of all agents and employees provided for in this chapter shall be fixed by the appointing authority, subject to the approval of the commissioner of administration;

(19) execute and administer any agreement with the secretary of the treasury of the United States or a representative of another state regarding the exchange of information and administration of the tax laws;

~~(20) administer and enforce the provisions of sections 325D.30 to 325D.42, the Minnesota Unfair Cigarette Sales Act;~~

~~(21) authorize the use of unmarked motor vehicles to conduct seizures or criminal investigations pursuant to the commissioner's authority; and~~

~~(22)~~ (21) exercise other powers and perform other duties required of or imposed upon the commissioner of revenue by law.

Sec. 3. Minnesota Statutes 2000, section 297F.04, subdivision 1, is amended to read:

Subdivision 1. [POWERS OF COMMISSIONER.] The commissioner may revoke or suspend the license or licenses of any distributor or subjobber for violation of this chapter, any other act applicable to the sale of cigarettes or tobacco products, or any rule promulgated by the commissioner, in furtherance of this chapter. ~~The commissioner may also revoke, cancel, or~~

~~suspend the license or licenses of any distributor or subjobber for violation of sections 325D.30 to 325D.42.~~

Sec. 4. Minnesota Statutes 2000, section 297F.13, subdivision 4, is amended to read:

Subd. 4. [RETAILER AND SUBJOBBER TO PRESERVE PURCHASE INVOICES.] Every retailer and subjobber shall procure itemized invoices of all cigarettes or tobacco products purchased.

The retailer and subjobber shall preserve a legible copy of each invoice for one year from the date of the invoice. The retailer and subjobber shall preserve copies of the invoices at each retail location or at a central location provided that the invoice must be produced and made available at a retail location within one hour when requested by the commissioner or duly authorized agents and employees. Copies should be numbered and kept in chronological order.

To determine whether the business is in compliance with the provisions of this chapter ~~and sections 325D.30 to 325D.42~~, at any time during usual business hours, the commissioner, or duly authorized agents and employees, may enter any place of business of a retailer or subjobber without a search warrant and inspect the premises, the records required to be kept under this chapter, and the packages of cigarettes, tobacco products, and vending devices contained on the premises.

Sec. 5. Minnesota Statutes 2000, section 325D.33, is amended by adding a subdivision to read:

Subd. 2a. [COMMISSIONER.] "Commissioner" means the commissioner of commerce or the commissioner's designated representative.

Sec. 6. Minnesota Statutes 2000, section 325D.33, subdivision 8, is amended to read:

Subd. 8. [PENALTIES.] (a) A retailer who sells cigarettes for less than a legal retail price may be assessed a penalty in the full amount of three times the difference between the actual selling price and a legal price under sections 325D.30 to 325D.42. This penalty may be collected by the commissioner under the authorities given the commissioner of revenue in chapters chapter 270 and 297F, and the penalty shall bear interest at the rate prescribed by section 270.75, subdivision 5.

(b) A wholesaler who sells cigarettes for less than a legal price may be assessed a penalty in the full amount of three times the difference between the actual selling price and the legal price under sections 325D.30 to 325D.42. This penalty may be collected by the commissioner under the authorities given the commissioner of revenue in chapters chapter 270 and 297F, and the penalty shall bear interest at the rate prescribed by section 270.75, subdivision 5.

(c) A retailer who engages in a plan, scheme, or device with a wholesaler to purchase cigarettes at a price which the retailer knows to be less than a legal price may be assessed a penalty in the full amount of three times the difference between the actual purchase price and the legal price under sections 325D.30 to 325D.42. A retailer that coerces or requires a wholesaler to sell cigarettes at a price which the retailer knows to be less than a legal price may be assessed a penalty in the full amount of three times the difference between the actual purchase price and the legal price. These penalties may be collected by the commissioner under the authorities given the commissioner of revenue in chapters chapter 270 and 297F, and the penalties shall bear interest at the rate prescribed by section 270.75, subdivision 5.

For purposes of this subdivision, a retailer is presumed to know that a purchase price is less than a legal price if any of the following have been done:

- (1) the commissioner has published the legal price in the Minnesota State Register;
- (2) the commissioner has provided written notice to the retailer of the legal price;
- (3) the commissioner has provided written notice to the retailer that the retailer is purchasing cigarettes for less than a legal price;

(4) the commissioner has issued a written order to the retailer to cease and desist from purchases of cigarettes for less than a legal price; or

(5) there is evidence that the retailer has knowledge of, or has participated in, efforts to disguise or misrepresent the actual purchase price as equal to or more than a legal price, when it is actually less than a legal price.

In any proceeding arising under this subdivision, the commissioner shall have the burden of providing by a reasonable preponderance of the evidence that the facts necessary to establish the presumption set forth in this section exist, or that the retailer had knowledge that a purchase price was less than the legal price.

(d) The commissioner may not assess penalties against any wholesaler, retailer, or combination of wholesaler and retailer, which are greater than three times the difference between the actual price and the legal price under sections 325D.30 to 325D.42.

Sec. 7. Minnesota Statutes 2000, section 325D.405, is amended to read:

325D.405 [INVESTIGATIONS.]

The commissioner or duly authorized agents may conduct investigations to determine compliance with the provisions of sections 325D.30 to 325D.42 and, in connection with such investigations, the commissioner and duly authorized agents have all the powers conferred upon the commissioner by section ~~270.06~~ 45.027.

Sec. 8. Minnesota Statutes 2000, section 325D.415, is amended to read:

325D.415 [CIGARETTE DISTRIBUTOR FEES.]

A cigarette distributor as defined in section 297F.01, subdivision 4, shall pay to the commissioner an annual fee as follows:

(1) a fee of \$2,500 is due from those distributors whose annual cigarette tax collections exceed \$2,000,000; and

(2) a fee of \$1,200 is due from those distributors whose annual cigarette tax collections are \$2,000,000 or less.

The annual fee must be paid by December 31 of each year. ~~If the fee is not paid when due, the commissioner shall revoke or refuse to issue or renew the license under chapter 297F.~~ The annual fee must be deposited into the general fund.

Sec. 9. [TRANSFER OF RESPONSIBILITIES.]

Minnesota Statutes, section 15.039, subdivisions 1 to 6 and 8, apply to the transfer of responsibilities made by this article.

Sec. 10. [APPROPRIATION.]

\$91,500 in fiscal year 2002 and \$91,500 in fiscal year 2003 are appropriated from the general fund to the department of commerce for the enforcement and administration of Minnesota Statutes, sections 325D.30 to 325D.42. An equal amount will be reduced from the general fund appropriation to the department of revenue.

Sec. 11. [REPEALER.]

Minnesota Statutes 2000, section 325D.33, subdivision 5, is repealed.

Sec. 12. [EFFECTIVE DATE.]

This article is effective July 1, 2001."

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "transferring the administration and enforcement of the Unfair Cigarette Sales Act from the commissioner of revenue to the commissioner of commerce; appropriating money;"

Page 1, line 11, after the first semicolon, insert "45.011, subdivision 1;"

Page 1, line 27, after "239.01;" insert "270.06; 297F.04, subdivision 1; 297F.13, subdivision 4; 325D.33, subdivision 8, and by adding a subdivision; 325D.405; 325D.415;"

Page 1, line 30, delete "and" and before the period, insert "; and 325D.33, subdivision 5"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 854: A bill for an act relating to agriculture; establishing a milk price control board; providing for minimum pricing of raw milk and maximum pricing of milk at wholesale and retail; creating the option for a milk supply quota system; allowing for pooling of milk payments; authorizing enforcement; imposing penalties; protecting certain business information submitted to the board; proposing coding for new law as Minnesota Statutes, chapter 32A.

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

Page 3, delete lines 25 to 27

Page 3, line 28, delete "4" and insert "3"

Page 5, delete lines 3 to 11

Page 5, line 12, delete "3" and insert "2"

Page 5, line 13, delete "subdivisions 1 and 2" and insert "subdivision 1"

Page 6, line 31, delete "4" and insert "3"

Page 7, line 2, delete "5" and insert "4"

Page 8, delete lines 2 to 11

Page 8, line 12, delete "Subd. 2." and insert "Subdivision 1."

Page 9, line 6, delete "3" and insert "2"

Page 9, line 10, delete "4" and insert "3"

Page 9, line 18, delete "5" and insert "4"

Page 9, line 27, delete "6" and insert "5"

Pages 9 and 10, delete section 10

Page 10, line 30, delete "32A.11" and insert "32A.10"

Renumber the sections in sequence

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 1824: A bill for an act relating to gambling; providing a comprehensive approach to the prevention and treatment of compulsive gambling funded by those who profit from gambling operations; appropriating money; amending Minnesota Statutes 2000, sections 245.982; 609.115, subdivision 9; Laws 1998, chapter 407, article 8, section 9.

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

Page 1, after line 8, insert:

"Section 1. [240.31] [COMPULSIVE GAMBLING.]

Pari-mutuel taxes paid by the class B licensee under section 240.15, subdivision 1, are appropriated annually to the commissioner of human services for the compulsive gambling program created under section 245.98."

Page 2, after line 2, insert:

"Sec. 3. Minnesota Statutes 2000, section 297E.02, is amended by adding a subdivision to read:

Subd. 12. [COMPULSIVE GAMBLING.] \$3,000,000 in taxes paid under this section are appropriated annually to the commissioner of human services for the compulsive gambling program created under section 245.98."

Page 5, line 8, delete "6" and insert "8"

Page 5, line 16, delete "3" and insert "5"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after "245.982;" insert "297E.02, by adding a subdivision;"

Page 1, line 7, before the period, insert "; proposing coding for new law in Minnesota Statutes, chapter 240"

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

Senator Vickerman from the Committee on State and Local Government Operations, to which was referred

S.F. No. 2045: A bill for an act relating to new sports facilities; creating a proposal review and recommendation process; proposing coding for new law in Minnesota Statutes, chapter 4A.

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

Delete everything after the enacting clause and insert:

"Section 1. [TASK FORCE; FOOTBALL STADIUM REVIEW.]

Subdivision 1. [CREATION.] A task force is created to study issues related to proposals by interested parties to construct a new football facility. The task force shall limit its study to proposals for creating a joint football facility for college and professional football on the Twin Cities campus of the University of Minnesota. The task force shall report to the governor and the legislature. The task force shall have the following membership:

(1) three members of the Minnesota house of representatives, appointed by the speaker of the house, with two from the majority party and one from the largest minority party;

(2) three members of the Minnesota senate, appointed by the subcommittee on committees of the committee on rules and administration, with two from the majority party and one from the largest minority party;

(3) five members appointed by the governor;

(4) two members appointed by the University of Minnesota board of regents;

(5) two representatives of business interests, one appointed by the speaker of the house and one by the subcommittee on committees of the committee on rules and administration of the senate; and

(6) two representatives of labor interests, one appointed by the speaker of the house and one by the subcommittee on committees of the committee on rules and administration of the senate.

Subd. 2. [ORGANIZATION OF TASK FORCE.] Appointing authorities and the task force shall comply with the following requirements:

(1) each appointing authority shall make all appointments required under this act by June 15, 2001;

(2) the task force shall meet within 15 days of the completion date for all appointments under this act, at a date and place determined by the governor, and shall meet thereafter at the call of the chair;

(3) each appointing authority shall use all possible efforts to create a geographical balance among the membership in order to represent all regional interests of the state;

(4) the chair shall be elected by the members of the task force at their first meeting;

(5) staff from the house and senate nonpartisan research and fiscal offices shall work for the task force at the direction of the chair; and

(6) task force members may receive appropriate per diem and expenses associated with their work.

Subd. 3. [STUDY MANDATE.] The task force shall issue a report on all matters under the purview of the task force, by October 31, 2001. In evaluating proposals for construction of a joint football facility on the Twin Cities campus of the University of Minnesota, the task force must study the following issues:

(1) issues associated with the design, construction, and operation of a joint football facility on the Twin Cities campus of the University of Minnesota, including, but not limited to, unique or conflicting programmatic requirements of a joint football facility, revenue generating opportunities, opportunities for joint marketing, governance, and day-to-day operational management of the facility, parking, infrastructure and transportation impacts, neighborhood and community concerns, and methods to mitigate these issues, direct and indirect economic benefits, opportunities for leveraging other business development, long-term financial viability, opportunities for nonfootball events, and analysis of comparable projects at other Big Ten and Division I NCAA schools;

(2) financial considerations and options associated with stadia construction in Minnesota and elsewhere, including methods used to finance and construct facilities, arenas, and associated development;

(3) examples in other states of stadia jointly shared between an academic institution and a professional sports franchise; and

(4) methods used to construct, finance, and operate new football stadiums for professional sports use.

Subd. 4. [SUBMISSIONS TO TASK FORCE.] Any interested party may submit a proposal for review by the task force, prior to August 1, 2001. Such proposals shall be the subject of the report required under subdivision 3. As an alternative, the task force may choose to evaluate each proposal as a separate chapter in the overall report. The task force shall review any proposal and report to the legislature and governor by October 31, 2001, on the merits of the proposal, including

the financing that might be necessary to complete the proposed stadium. The task force may reject any or all proposals it deems to be incomplete or untenable.

At a minimum, any proposal to the task force must include the following:

(1) a credible estimate of total costs of the proposal, including construction, land, adjacent parking, and other costs;

(2) an analysis that a substantial market exists for the sport proposed for the given stadium;

(3) a stipulation by potential users of the proposed stadium that each user would cooperate if such a stadium were constructed;

(4) a financing plan that identifies adequate funding sources for construction, operation, and upkeep of the stadium, including at least a \$150,000,000 contribution from privately raised funds; and

(5) a proposed site, or an appropriate site selection process.

The task force shall report on the forms and amounts of financial assistance necessary to complete each submitted proposal. The report shall include all other information and recommendations deemed necessary by the task force.

Sec. 2. [APPROPRIATION.]

On July 1, 2001, \$150,000 is appropriated from the general fund to the legislative coordinating commission for purposes of the task force. The legislative coordinating commission shall serve as the fiscal agent for the task force and may accept gifts from private sources, as long as those sources are not principals in any proposed stadium. The amount of the appropriation under this section shall be reduced by the amount of gifts that have been received by July 1, 2001.

Sec. 3. [EFFECTIVE DATE; SUNSET.]

This bill is effective the day after final enactment. The task force created under this act shall cease operation upon submission of a final report to the legislature and governor."

Delete the title and insert:

"A bill for an act relating to a new football stadium; creating a task force to study stadiums; assigning staff; appropriating money."

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

Senator Marty from the Committee on Judiciary, to which was re-referred

S.F. No. 859: A bill for an act relating to professions; creating the Accountancy Act of 2001; authorizing rulemaking; imposing penalties; amending Minnesota Statutes 2000, sections 3.972, subdivision 1; 116J.70, subdivision 2a; 214.01, subdivision 3; 319B.02, subdivision 19; 326.53; 367.36, subdivision 1; 412.222; 471.49, subdivision 10; and 544.42, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 326A; repealing Minnesota Statutes 2000, sections 326.165; 326.1655; 326.17; 326.18; 326.19; 326.191; 326.192; 326.197; 326.20; 326.201; 326.21; 326.211; 326.212; 326.22; 326.223; 326.224; 326.225; 326.228; and 326.229.

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

Pages 1 and 2, delete sections 1 and 2

Renumber the sections in sequence

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 2027: A bill for an act relating to agriculture; changing provisions of the agriculture best management practices loan program; amending Minnesota Statutes 2000, section 17.117.

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

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 2117: A bill for an act relating to the military; appropriating money to assist in the operation and staffing of the Minnesota national guard youth camp at Camp Ripley.

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1721: A bill for an act relating to employment; regulating the use of genetic testing in employment; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Page 2, line 8, delete "(a)"

Page 2, delete lines 17 to 19

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1392: A bill for an act relating to economic development; creating Northern Technology Initiative, Inc.; proposing coding for new law as Minnesota Statutes, chapter 116T.

Reports the same back with the recommendation that the bill be re-referred to the Committee on State and Local Government Operations without recommendation. Report adopted.

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1745: A bill for an act relating to state government; creating the department of economic and workforce development; transferring certain duties of the departments of trade and economic development, economic security, and labor and industry; providing for a transition team; appropriating money; amending Minnesota Statutes 2000, section 15.01.

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

Delete everything after the enacting clause and insert:

"Section 1. [STATE AGENCY RESTRUCTURING.]

The department of economic security is abolished. The department of trade and economic development is renamed the department of economic and workforce development.

Sec. 2. [TRANSFER OF RESPONSIBILITIES; DEPARTMENT OF ECONOMIC SECURITY.]

Subdivision 1. [TO DEPARTMENT OF ECONOMIC AND WORKFORCE DEVELOPMENT.] The responsibilities of the department of economic security performed by its workforce services unit for employment transition services, youth services, welfare-to-work services, and workforce exchange services are transferred to the department of economic and workforce development.

Subd. 2. [TO DEPARTMENT OF COMMERCE.] The responsibility for energy programs of the department of economic security is transferred to the department of commerce.

Sec. 3. [ORGANIZATION OF ECONOMIC AND WORKFORCE DEVELOPMENT DEPARTMENT.]

The department of economic and workforce development shall have a division of economic development consisting of business and community development, the Minnesota trade office, tourism division, information and analysis division, and administrative support. The job skills partnership program shall be housed in the department and shall have a policy, research, and evaluation unit. The department shall provide targeted-worker services to include the dislocated worker program, adult services formerly located within the department of economic security, youth services formerly located in the department of economic security, and welfare-to-work services formerly located in the department of economic security. The department shall have a unit providing special programs under a workforce transition services unit. The department shall administer the workforce centers and jobs services through the former department of economic security workforce exchange programs.

Sec. 4. [TRANSITION TASK FORCE CREATION; COMPOSITION.]

Subdivision 1. [CREATION.] A workforce development program reorganization transition advisory task force is created. The task force shall make recommendations to the governor and the legislature by November 1, 2001, concerning the state government structure and department organization for delivering workforce development programs and other issues described in section 5. The object of the reorganization is to consolidate and streamline the state's workforce development system and programs so as to provide the most efficient and effective workforce development programs.

Subd. 2. [TASK FORCE COMPOSITION.] The task force shall consist of 18 members.

(a) The governor shall appoint ten members, including: three representatives from labor who are exclusive representatives of employees, including one each from the middle management association, the association of professional employees, and the American federation of state, county, and municipal employees; one local elected official; one local workforce council representative; one representative from the governor's workforce council; one representative from nonprofit employment service providers; one representative from advocacy groups for low-income or disadvantaged individuals; and one representative from the business community.

(b) The commissioners of trade and economic development and economic security shall be ex officio members.

(c) Three members shall be appointed by the subcommittee on committees of the committee on rules and administration of the senate, two from the majority and one from the minority party.

(d) Three members shall be appointed by the speaker of the house, two from the majority and one from the minority party.

(e) The governor shall appoint the head of the transition task force from among the governor's appointees.

Sec. 5. [TASK FORCE DUTIES.]

Subdivision 1. [WORKFORCE DEVELOPMENT PROGRAMS.] The task force shall:

(1) consider alternative configurations of workforce development programs, including legislative proposals submitted during the 2001 legislative session and models from other states;

(2) recommend governance structures for workforce development; and

(3) develop recommendations for creating stronger linkages between the higher education system and the workforce development system.

Subd. 2. [CONSULTATION WITH INTERESTED ORGANIZATIONS.] The task force shall consult with all interested organizations, including, but not limited to, those specified in this subdivision.

(a) The task force shall consult with the state rehabilitation advisory council, the statewide independent living council, the rehabilitation advisory council for the blind, and the governor's council on developmental disabilities, prior to making recommendations to the legislature on the appropriate transfer of responsibility for the workforce rehabilitation services unit, the workforce services for the blind unit, and the workforce wage assistance unit from the department of economic security to another state agency or other recommended entity.

(b) The task force shall consult with the SAFE coordinating council, prior to making any recommendation to the legislature, on the appropriate state agency of the juvenile justice program, the Minnesota city grants program, and the youth intervention program in the department of economic security.

(c) The task force shall consult with the commissioners of economic security, trade and economic development, and labor and industry, and the cochaIRS of the legislative task force on workforce development prior to making any recommendation to the legislature under subdivision 3.

Subd. 3. [GOVERNMENT REORGANIZATION RECOMMENDATIONS.] The task force shall recommend to the governor and legislature, the transfer to the appropriate state agencies of the responsibilities for administration of programs currently administered by the department of trade and economic development, the department of labor and industry, and the department of economic security.

Subd. 4. [TRANSFER OF WORKFORCE INVESTMENT ACT PROGRAMS.] The task force may recommend, where appropriate, the transfer of a program, including those programs under the Workforce Investment Act (United States Code, title 29), title I and title III, to local workforce boards.

Subd. 5. [STAFF SUPPORT.] The commissioners of trade and economic development and economic security must cooperate with and provide staff support to the task force. The support includes, but is not limited to, professional, technical, and clerical staff necessary to fully assess the programs under subdivision 4.

Subd. 6. [ACCESS TO DATA.] Notwithstanding any law to the contrary, the task force shall have access to private or nonpublic data necessary to carry out the objective of subdivision 4.

Sec. 6. [EXPIRATION.]

Sections 4 and 5 expire on June 30, 2002.

Sec. 7. [LEGISLATIVE AUDITOR.]

The legislative audit commission is requested to conduct a comprehensive evaluation of the unemployment insurance program.

Sec. 8. [SECTION 15.039 APPLIES.]

The provisions of Minnesota Statutes, section 15.039, apply to the transfer of powers among agencies specified in this act.

Sec. 9. [EFFECTIVE DATE.]

Sections 1 to 3 and 8 are effective July 1, 2002. Sections 4 to 7 are effective the day following final enactment."

Amend the title as follows:

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

Page 1, line 8, delete "section 15.01"

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

Senator Anderson from the Committee on Jobs, Housing and Community Development, to which was referred

S.F. No. 1760: A bill for an act relating to employment; providing for the administration of workforce development programs; changing the composition for the job skills partnership board; requiring performance standards and reporting; creating a governor's workforce development council executive committee; appropriating money; amending Minnesota Statutes 2000, sections 116L.02; 116L.03; 116L.04, by adding a subdivision; 116L.05, by adding a subdivision; 268.665, by adding subdivisions.

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

Delete everything after the enacting clause and insert:

"ARTICLE 1

WORKFORCE DEVELOPMENT PROGRAM ADMINISTRATION

Section 1. Minnesota Statutes 2000, section 116L.02, is amended to read:

116L.02 [JOB SKILLS PARTNERSHIP PROGRAM.]

(a) The Minnesota job skills partnership program is created to act as a catalyst to bring together employers with specific training needs with educational or other nonprofit institutions which can design programs to fill those needs. The partnership shall work closely with employers to train and place workers in identifiable positions as well as assisting educational or other nonprofit institutions in developing training programs that coincide with current and future employer requirements. The partnership shall provide grants to educational or other nonprofit institutions for the purpose of training displaced workers. A participating business must match the grant-in-aid made by the Minnesota job skills partnership. The match may be in the form of funding, equipment, or faculty.

(b) The partnership program shall administer the health care and human services worker training and retention program under sections 116L.10 to 116L.15.

(c) The partnership board created in section 116L.03 is the lead state agency for workforce policy and program development and coordination.

Sec. 2. Minnesota Statutes 2000, section 116L.03, is amended to read:

116L.03 [BOARD.]

Subdivision 1. [MEMBERS.] The partnership shall be governed by a board of ~~12~~ 13 directors.

Subd. 2. [APPOINTMENT.] The Minnesota job skills partnership board consists of: ~~nine~~ seven members appointed by the governor, the chair of the governor's workforce development council, the commissioner of trade and economic development, the commissioner of economic security, and the chancellor, or the chancellor's designee, of the Minnesota state colleges and universities, the president, or the president's designee, of the University of Minnesota, and two nonlegislator members, one appointed by the subcommittee on committees of the senate committee on rules and administration and one appointed by the speaker of the house. If the chancellor or the president of the university makes a designation under this subdivision, the designee must have experience in technical education. Two ~~Four~~ Four of the appointed members must be ~~representatives~~ members of the

governor's workforce development council, two who must represent ~~from~~ organized labor and two who must represent business and industry. One of the appointed members must be a representative of a nonprofit organization that provides workforce development or job training services.

Subd. 3. [QUALIFICATIONS.] Members must have expertise in, and be representative of the following fields of education, job skills training, labor, business, and government.

Subd. 4. [CHAIR.] The chair shall be ~~appointed by the governor~~ the chair of the governor's workforce development council.

Subd. 5. [TERMS.] The terms of appointed members shall be for four years except for the initial appointments. The initial appointments of the governor shall have the following terms: two members each for one, two, three, and four years. Compensation for board members is as provided in section 15.0575, subdivision 3.

Subd. 7. [OFFICES.] The board may hire an executive director and staff to carry out its duties. The board shall have its own offices and may contract with the department of trade and economic development for administrative services. The department of trade and economic development shall provide additional staff and administrative services ~~for~~ at the request of the board.

Subd. 8. [EXECUTIVE DIRECTOR.] The executive director shall administer and coordinate the state's workforce development activities. The executive director shall hire staff to conduct workforce policy development, research, and program evaluations.

Sec. 3. Minnesota Statutes 2000, section 116L.04, is amended by adding a subdivision to read:

Subd. 4. [PERFORMANCE STANDARDS AND REPORTING.] The board must by January 15, 2002, develop performance standards for workforce development and job training programs receiving state funding. The standards may vary across program types. The board may contract with a consultant to develop the performance standards. The board must consult with stakeholder advocacy groups, nonprofit service providers, and local workforce councils in the development of both performance standards and reporting requirements. The adult standards must at a minimum measure:

(1) the employability levels of individuals as defined by basic skill level, the amount of work experience, and barriers to employment prior to program entry;

(2) the individual's annual income and employability level for the 12 months prior to entering the program, the starting annual income upon placement after completing the program, and employability level and annual income one year after completion of the program, and the individual's reported satisfaction;

(3) the programs's completion rate, placement rate, employability level upon placement, and one-year retention rate; and

(4) the governmental cost per placement and per job retained at one year and the percentage of program funding coming from the state and other levels of government.

After January 15, 2002, all workforce development programs receiving state funds must submit an annual performance report to the board. The board may develop a uniform format for the report and prescribe the manner in which the report is required to be submitted.

Sec. 4. Minnesota Statutes 2000, section 116L.05, is amended by adding a subdivision to read:

Subd. 4. [ANNUAL LEGISLATIVE RECOMMENDATIONS.] The board must by January 15 of each year submit recommendations to the house and senate committees with jurisdiction over workforce development programs, regarding modifications to, or elimination of, existing workforce development programs and the potential implementation of new programs. The recommendations must include recommendations regarding funding levels and sources.

Sec. 5. Minnesota Statutes 2000, section 268.022, subdivision 2, is amended to read:

Subd. 2. [DISBURSEMENT OF SPECIAL ASSESSMENT FUNDS.] (a) The money collected under this section shall be deposited in the state treasury and credited to the workforce development fund to provide for employment and training programs. The workforce development fund is created as a special account in the state treasury.

(b) All money in the fund not otherwise appropriated or transferred is appropriated to the commissioner who must act as the fiscal agent for the money and must disburse that money for the purposes of this section, not allowing the money to be used for any other obligation of the state. All money in the workforce development fund shall be deposited, administered, and disbursed in the same manner and under the same conditions and requirements as are provided by law for the other special accounts in the state treasury, except that all interest or net income resulting from the investment or deposit of money in the fund shall accrue to the fund for the purposes of the fund.

(c) No more than five percent of the funds collected in each fiscal year may be used by the department of economic security for its administrative costs.

(d) Reimbursement for costs related to collection of the special assessment shall be in an amount negotiated between the commissioner and the United States Department of Labor.

(e) The funds appropriated to the commissioner, less amounts under paragraphs (c) and (d) shall be allocated as follows:

(1) 40 percent to be allocated annually to substate grantees for provision of expeditious response activities under section 268.9771 and worker adjustment services under section 268.9781; and

(2) 60 percent to be allocated to the job skills partnership board for activities and programs authorized under chapter 116L and sections 268.975 to 268.98.

(f) Any funds not allocated, obligated, or expended in a fiscal year shall be available for allocation, obligation, and expenditure in the following fiscal year.

Sec. 6. Minnesota Statutes 2000, section 268.085, is amended by adding a subdivision to read:

Subd. 1a. [TRAINING SERVICES.] The commissioner must provide an applicant who is not job attached and is receiving benefits notice of and opportunity for employment and training services through a Minnesota workforce center.

"Job attached" means the applicant is either employed, on a leave of absence, or on temporary or seasonal layoff from employment due to lack of work.

Sec. 7. Minnesota Statutes 2000, section 268.665, is amended by adding a subdivision to read:

Subd. 2a. [EXECUTIVE COMMITTEE.] An executive committee of the governor's workforce development council is created. The executive committee consists of the council chair, two council members representing organized labor, two council members representing business and industry, one council member representing a community-based organization, and one council member representing higher educational institutions. Executive committee members are appointed by the governor.

Sec. 8. Minnesota Statutes 2000, section 268.665, is amended by adding a subdivision to read:

Subd. 3a. [EXECUTIVE COMMITTEE DUTIES.] The executive committee must develop performance standards for the state workforce centers. The executive committee shall by January 15, 2002, and each year thereafter, submit an annual report to the senate and house committees with jurisdiction over workforce development programs, regarding the performance and outcomes of the workforce centers. The report must provide recommendations regarding workforce center funding levels and sources, program changes, and administrative changes.

Sec. 9. Minnesota Statutes 2000, section 268.666, is amended by adding a subdivision to read:

Subd. 6. [ADVANCED EMPLOYMENT AND TRAINING.] Local workforce centers shall

establish an advanced reemployment program to monitor and contact underemployed individuals and inform them of advanced placement and training opportunities.

Sec. 10. [WORKFORCE CENTERS STRATEGIC PLAN.]

The executive committee of the governor's workforce development council shall develop a strategic plan regarding the appropriate placement and number of workforce centers within the state. The executive committee must consult with local workforce boards when determining the placement and number of workforce centers in their area. The plan must recognize the differing employment needs of various regions, the workforce population within proximity of a center, and the potential for colocation of the workforce centers with available educational institutions. The executive committee shall by January 15, 2002, submit the plan and recommendations for closure or consolidation of workforce centers to the senate and house committees with jurisdiction over workforce development programs.

Sec. 11. [TRAINING PILOT PROJECT.]

The Minnesota job skills partnership board shall pilot the use of funds to pay for training in job skills partnership training programs on behalf of low-income individuals. The board shall grant funds to applicant employment service providers to use to pay for training for individuals who are training-ready and have incomes below 200 percent of the federal poverty guidelines.

Eligible employment services providers can include workforce centers, nonprofit providers, educational institutions, and entities that provide employment services under the federal Workforce Investment Act, the Minnesota family investment program, the food stamp employment and training program, or the federal Welfare-to-Work program.

Sec. 12. [APPROPRIATIONS.]

Subdivision 1. [JOB SKILLS PARTNERSHIP BOARD.] \$..... is appropriated from the general fund to the job skills partnership board for the 2002-2003 biennium for the purposes of sections 2 and 3. \$3,000,000 is appropriated from the general fund to the job skills partnership board for the training pilot program in section 11.

Subd. 2. [WORKFORCE DEVELOPMENT COUNCIL.] \$..... is appropriated from the general fund to the governor's workforce development council for the 2002-2003 biennium to develop workforce centers performance standards and a strategic plan.

ARTICLE 2

STATE AGENCY RESTRUCTURING

Section 1. [STATE AGENCY RESTRUCTURING.]

The department of labor and industry and the department of economic security are abolished. The department of trade and economic development is renamed the department of economic and workforce development. The new department of employment services is created.

Sec. 2. [TRANSFER OF RESPONSIBILITIES; DEPARTMENT OF ECONOMIC SECURITY.]

Subdivision 1. [TO DEPARTMENT OF ECONOMIC AND WORKFORCE DEVELOPMENT.] The responsibilities of the department of economic security performed by its workforce services unit for employment transition services, youth services, welfare-to-work services, and workforce exchange services are transferred to the department of economic and workforce development. The responsibility of the workforce assistance unit of the department of economic security for unemployment insurance call-in centers is transferred to the department of economic and workforce development.

Subd. 2. [TO EMPLOYMENT SERVICES.] The responsibilities of the workforce rehabilitation services unit of the department of economic security for vocational rehabilitation, independent living, and extended employment programs are transferred to the department of

employment services. The responsibility for the programs of the workforce services for the blind unit of the department of economic security is transferred to the department of employment services. The responsibility of the workforce wage assistance unit of the department of economic security for disability determination is transferred to the department of employment services.

Subd. 3. [TO DEPARTMENT OF REVENUE.] The responsibility of the workforce assistance unit of the department of economic security for unemployment insurance collection is transferred to the department of revenue.

Subd. 4. [TO DEPARTMENT OF COMMERCE.] The responsibility for energy programs of the department of economic security is transferred to the department of commerce.

Sec. 3. [TRANSFER OF RESPONSIBILITIES; DEPARTMENT OF LABOR AND INDUSTRY.]

Subdivision 1. [TO ECONOMIC AND WORKFORCE DEVELOPMENT.] The responsibility of the department of labor and industry for apprenticeship programs is transferred to the department of economic and workforce development.

Subd. 2. [TO EMPLOYMENT SERVICES.] The responsibilities of the department of labor and industry's workers' compensation division are transferred to the department of employment services.

Subd. 3. [TO DEPARTMENT OF COMMERCE.] The responsibility of the department of labor and industry's workplace services division is transferred to the department of commerce.

Sec. 4. [ORGANIZATION OF ECONOMIC AND WORKFORCE DEVELOPMENT DEPARTMENT.]

The department of economic and workforce development shall have a division of economic development consisting of business and community development, the Minnesota trade office, tourism division, information and analysis division, and administrative support. The job skills partnership program shall be housed in the department and shall have a policy, research, and evaluation unit. The department shall provide targeted-worker services to include the dislocated worker program, adult services formerly located within the department of economic security, youth services formerly located in the department of economic security, and welfare-to-work services formerly located in the department of economic security. The department shall have a unit providing special programs under a workforce transition services unit. The department shall administer the workforce centers, the unemployment insurance call-in centers, and jobs services through the former department of economic security workforce exchange programs.

Sec. 5. [TRANSITION TEAM.]

Subdivision 1. [CREATION.] A reorganization transition team is created. The team shall make recommendations to the governor and the legislature by November 1, 2001, on:

- (1) statutory amendments necessary to implement sections 1 to 3;
- (2) changes to the structure of state departments that would result in a more efficient and effective delivery of workforce development programs;
- (3) the appropriate programs to transfer to local workforce boards, including those programs under the Workforce Investment Act, United States Code, title 29;
- (4) statutory and administrative changes necessary to strengthen the oversight and management responsibilities of local workforce boards and local elected officials to ensure the efficient operation of the workforce center system and to ensure better coordination of service delivery at the community level;
- (5) the transfer of workforce development related programs from other state agencies;
- (6) program modifications necessary to ensure coordination between the workforce

development system and the employment and training programs administered by the department of human services;

(7) procedures for promoting greater coordination and cooperation among local workforce development agencies, local economic development agencies, and higher education institutions;

(8) methods for decreasing administrative costs at the state agency level for the purpose of redirecting funding to support the delivery of services at the community level; and

(9) other recommendations to complete the reorganization of state departments contained in this article.

Subd. 2. [TRANSITION TEAM COMPOSITION.] The transition team shall consist of nine members appointed as follows:

(1) three members appointed by the governor of which one shall be designated as chair of the transition team;

(2) three members appointed by the speaker of the house of representatives, one of whom must be a member of the minority party; and

(3) three members appointed by the subcommittee on committees of the committee on rules and administration of the senate, one of whom must be a member of the minority party.

The transition team must solicit input from all interested groups on how to best implement the reorganization of state departments contained in this article and develop the recommendations required in subdivision 1.

Sec. 6. [EFFECTIVE DATE.]

Sections 1 to 4 are effective July 1, 2002. Section 5 is effective July 1, 2001.

ARTICLE 3

RESULTS ORIENTED TRAINING GRANTS

Section 1. [116J.996] [JOB TRAINING GRANT.]

Subdivision 1. [GRANTS ALLOWED.] (a) Job training program grants may be paid to employers equal to the sum of:

(1) placement fees paid to a job training program upon hiring a qualified graduate of the program; and

(2) retention fees paid to a job training program for retention of a qualified graduate of the program.

(b) The maximum placement fee qualifying for a grant under this section is \$8,000 per qualified graduate in the year hired. The maximum retention fee qualifying for aid under this section is \$6,000 per qualified graduate retained as an employee per year. Only retention fees paid in the second and third years after the qualified graduate is hired qualify for a grant.

(c) Grants are allowed only up to the dollar amount of credit certificates issued under subdivision 7 and provided by the job training program to the employer.

Subd. 2. [QUALIFIED JOB TRAINING PROGRAM.] (a) To qualify for credit certificates under this section, a job training program must satisfy the requirements in paragraphs (b) to (h).

(b) The program must be operated by a nonprofit corporation that qualifies under section 501(c)(3) of the Internal Revenue Code, an educational institution, or a local government.

(c) The nonprofit corporation must spend at least \$5,000 per graduate of the program.

(d) The program must provide education and training in:

- (1) basic skills, such as reading, writing, mathematics, and communications;
- (2) thinking skills, such as reasoning, creative thinking, decision-making, and problem-solving;
and
- (3) personal qualities, such as responsibility, self-esteem, self-management, honesty, and integrity.
- (e) The program must provide income supplements, as determined by the program, to participants for counseling, tuition, and other basic needs.
- (f) The education and training course must last for at least four months.
- (g) Individuals served by the program must:
 - (1) be 18 years of age or older;
 - (2) have had in either of the last two years adjusted gross income of no more than the maximum income of a low-income family, as defined for purposes of public housing in United States Code, title 42, section 1437a(b), for a single individual; and
 - (3) have assets of no more than the asset limit under subdivision 4, excluding the value of a homestead.
- (h) The program must charge placement and retention fees that cumulatively exceed the amount of credit certificates provided to the employer by at least 15 percent.

Subd. 3. [APPROVAL.] A program must be approved by the commissioner of trade and economic development as meeting the requirements of subdivision 2.

Subd. 4. [ASSET LIMIT.] The asset limit for a program is \$10,000 for the year beginning July 1, 2001. For each succeeding year, the asset limit must be indexed for inflation under the following formula:

$\$10,000 \times (1 \text{ plus } ((c_i - b_i) / b_i))$, where c_i equals the maximum income for a low-income family as defined in subdivision 2, paragraph (g), clause (2), for a single individual for the immediately preceding calendar year and where b_i equals the same maximum income measure for fiscal year 2002.

Subd. 5. [QUALIFIED GRADUATE.] A qualified graduate is a graduate of a job training program approved under subdivision 3, who is placed in a job in Minnesota that pays at least \$9 per hour or its equivalent. An employer, other than the employer that originally hired the graduate, may pay a retention fee for the graduate and qualify for the grant. The annualized wages of the job must exceed by 25 percent or more the graduate's earnings in the year preceding the graduate's enrollment in the job training program.

Subd. 6. [DUTIES OF PROGRAM.] (a) A program approved by the commissioner under subdivision 3 must comply with the requirements of this subdivision.

(b) The program must maintain records for each graduate for which the program provides a credit certificate to an employer. These records must include information sufficient to verify a graduate's eligibility under this section, identify the employer, describe the job including its compensation rate and benefits, and determine the amount of placement and retention fees received.

(c) Each program must report to the commissioner by February 1 of each year on its use of the certificates. Each report must include, at least, information on:

- (1) the number of graduates placed;
- (2) demographic information on the graduates;

(3) the types of positions in which each graduate is placed, including compensation information;

(4) the tenure of each graduate at the placed position or in other jobs;

(5) the amount of employer fees paid to the program;

(6) the amount of money raised by the program from other sources; and

(7) the types and sizes of employers with which graduates have been placed and retained.

(d) The commissioner shall compile and summarize this information and report to the legislature by February 15 each year.

Subd. 7. [ISSUANCE OF CREDIT CERTIFICATES.] (a) The commissioner shall issue credit certificates to an approved program in an amount determined by the commissioner. The program shall then issue certificates, to the extent available, to a qualified employer who may redeem them for the amounts described in subdivision 1, paragraphs (a) and (b). Unused credit certificates for a calendar year carry over and may be used for a later calendar year, regardless of when issued, including certificates issued under section 290.0673 prior to the expiration of that section.

(b) The grants authorized by this section must not be reduced to an amount less than that necessary to fund credit certificates equal to the maximum placement and retention fees that would qualify for a grant under this section if, at the time of the reduction, each participant enrolled in each approved job training program became a qualified graduate within 48 months of the effective date of the reduction.

Subd. 8. [APPLICATION.] To obtain a job training grant, an employer shall apply to the commissioner in a manner prescribed by the commissioner. The commissioner shall review the application and credit certificates provided, and if the commissioner finds that the criteria specified in this section have been met, the commissioner shall distribute the grant money within 45 days of receipt of the application in compliance with this section.

Sec. 2. [APPROPRIATION.]

\$1,867,000 is appropriated from the general fund to the commissioner of trade and economic development for the biennium ending June 30, 2003, for the purposes of Minnesota Statutes, section 116J.996. This appropriation does not cancel."

Delete the title and insert:

"A bill for an act relating to employment; providing for the administration of workforce development programs; changing the composition for the job skills partnership board; requiring performance standards and reporting; creating a governor's workforce development council executive committee; appropriating money; reorganizing state government provision of employment, training and related services; amending Minnesota Statutes 2000, sections 116L.02; 116L.03; 116L.04, by adding a subdivision; 116L.05, by adding a subdivision; 268.022, subdivision 2; 268.085, by adding a subdivision; 268.665, by adding subdivisions; 268.666, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 116J."

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

SECOND READING OF SENATE BILLS

S.F. Nos. 891, 834, 1919, 1780, 1709, 1769, 1369, 1297, 1202, 1345, 1008, 1460, 565, 564, 925, 1903, 1622, 1864, 1528, 1464, 321, 357, 1706, 1098, 859 and 2027 were read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

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

CONSENT CALENDAR

S.F. No. 244: A bill for an act relating to appropriations; redirecting an appropriation to People, Inc.; amending Laws 1998, chapter 404, section 18, subdivision 4.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Krentz	Olson	Sams
Bachmann	Hottinger	Langseth	Ourada	Samuelson
Belanger	Johnson, Dave	Larson	Pappas	Scheevel
Berg	Johnson, Dean	Lesewski	Pariseau	Scheid
Berglin	Johnson, Debbie	Lessard	Pogemiller	Schwab
Betzold	Johnson, Doug	Limmer	Price	Solon
Chaudhary	Kelley, S.P.	Lourey	Ranum	Stevens
Cohen	Kelly, R.C.	Marty	Reiter	Stumpf
Day	Kierlin	Metzen	Rest	Terwilliger
Dille	Kinkel	Moe, R.D.	Ring	Tomassoni
Fischbach	Kiscaden	Murphy	Robertson	Vickerman
Foley	Kleis	Neuville	Robling	Wiener
Fowler	Knutson	Oliver	Sabo	Wiger

So the bill passed and its title was agreed to.

S.F. No. 1204: A bill for an act relating to insurance; regulating the use of HIV and bloodborne pathogen tests; amending Minnesota Statutes 2000, section 72A.20, subdivision 29.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Krentz	Orfield	Sams
Bachmann	Hottinger	Langseth	Ourada	Samuelson
Belanger	Johnson, Dave	Larson	Pappas	Scheevel
Berg	Johnson, Dean	Lesewski	Pariseau	Scheid
Berglin	Johnson, Debbie	Lessard	Pogemiller	Schwab
Betzold	Johnson, Doug	Lourey	Price	Solon
Chaudhary	Kelley, S.P.	Marty	Ranum	Stevens
Cohen	Kelly, R.C.	Metzen	Reiter	Stumpf
Day	Kierlin	Moe, R.D.	Rest	Terwilliger
Dille	Kinkel	Murphy	Ring	Tomassoni
Fischbach	Kiscaden	Neuville	Robertson	Vickerman
Foley	Kleis	Oliver	Robling	Wiener
Fowler	Knutson	Olson	Sabo	Wiger

So the bill passed and its title was agreed to.

S.F. No. 1419: A bill for an act relating to payment bonds; regulating notices of claims; amending Minnesota Statutes 2000, section 574.31, subdivision 2.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

Anderson	Higgins	Langseth	Ourada	Scheevel
Bachmann	Johnson, Dave	Larson	Pappas	Scheid
Belanger	Johnson, Dean	Lesewski	Pariseau	Schwab
Berg	Johnson, Debbie	Lessard	Pogemiller	Solon
Berglin	Johnson, Doug	Lourey	Price	Stevens
Betzold	Kelley, S.P.	Marty	Ranum	Stumpf
Chaudhary	Kelly, R.C.	Metzen	Reiter	Terwilliger
Cohen	Kierlin	Moe, R.D.	Rest	Tomassoni
Day	Kinkel	Murphy	Robertson	Vickerman
Dille	Kiscaden	Neuville	Robling	Wiener
Fischbach	Kleis	Oliver	Sabo	Wiger
Foley	Knutson	Olson	Sams	
Fowler	Krentz	Orfield	Samuelson	

So the bill passed and its title was agreed to.

S.F. No. 1502: A bill for an act relating to the courts; authorizing courts to accept affidavits in lieu of a hearing on a name change application; amending Minnesota Statutes 2000, section 259.10, subdivision 1.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Krentz	Olson	Sabo
Bachmann	Hottinger	Langseth	Orfield	Sams
Belanger	Johnson, Dave	Larson	Ourada	Samuelson
Berg	Johnson, Dean	Lesewski	Pappas	Scheevel
Berglin	Johnson, Debbie	Lessard	Pariseau	Scheid
Betzold	Johnson, Doug	Limmer	Pogemiller	Schwab
Chaudhary	Kelley, S.P.	Lourey	Price	Solon
Cohen	Kelly, R.C.	Marty	Ranum	Stevens
Day	Kierlin	Metzen	Reiter	Stumpf
Dille	Kinkel	Moe, R.D.	Rest	Terwilliger
Fischbach	Kiscaden	Murphy	Ring	Tomassoni
Foley	Kleis	Neuville	Robertson	Vickerman
Fowler	Knutson	Oliver	Robling	Wiger

So the bill passed and its title was agreed to.

S.F. No. 1404: A bill for an act relating to state employment; permitting retired state employees to purchase group long-term care insurance through the same plan offered to active state employees; amending Minnesota Statutes 2000, section 43A.318, subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Cohen	Hottinger	Kinkel	Lesewski
Bachmann	Day	Johnson, Dean	Kiscaden	Lessard
Belanger	Dille	Johnson, Debbie	Kleis	Limmer
Berg	Fischbach	Johnson, Doug	Knutson	Lourey
Berglin	Foley	Kelley, S.P.	Krentz	Marty
Betzold	Fowler	Kelly, R.C.	Langseth	Metzen
Chaudhary	Higgins	Kierlin	Larson	Moe, R.D.

Murphy	Pappas	Ring	Scheevel	Terwilliger
Neuville	Pariseau	Robertson	Scheid	Tomassoni
Oliver	Pogemiller	Robling	Schwab	Vickerman
Olson	Price	Sabo	Solon	Wiener
Orfield	Ranum	Sams	Stevens	Wiger
Ourada	Rest	Samuelson	Stumpf	

Those who voted in the negative were:

Reiter

So the bill passed and its title was agreed to.

S.F. No. 702: A bill for an act relating to natural resources; modifying requirements for the Blufflands trail system; amending Minnesota Statutes 2000, section 85.015, subdivision 7.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Langseth	Pappas	Scheevel
Bachmann	Hottinger	Larson	Pariseau	Scheid
Belanger	Johnson, Dave	Lessard	Pogemiller	Schwab
Berg	Johnson, Dean	Limmer	Price	Solon
Berglin	Johnson, Doug	Lourey	Ranum	Stevens
Betzold	Kelley, S.P.	Marty	Reiter	Stumpf
Chaudhary	Kelly, R.C.	Metzen	Rest	Terwilliger
Cohen	Kierlin	Moe, R.D.	Ring	Tomassoni
Day	Kinkel	Neuville	Robertson	Vickerman
Dille	Kiscaden	Oliver	Robling	Wiener
Fischbach	Kleis	Olson	Sabo	Wiger
Foley	Knutson	Orfield	Sams	
Fowler	Krentz	Ourada	Samuelson	

Those who voted in the negative were:

Lesewski

So the bill passed and its title was agreed to.

S.F. No. 1435: A bill for an act relating to state government; modifying provisions relating to the designer selection board; amending Minnesota Statutes 2000, section 16B.33, subdivision 4.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Krentz	Orfield	Sams
Bachmann	Hottinger	Langseth	Ourada	Samuelson
Belanger	Johnson, Dave	Lesewski	Pappas	Scheevel
Berg	Johnson, Dean	Lessard	Pariseau	Scheid
Berglin	Johnson, Debbie	Limmer	Pogemiller	Schwab
Betzold	Johnson, Doug	Lourey	Price	Solon
Chaudhary	Kelley, S.P.	Marty	Ranum	Stevens
Cohen	Kelly, R.C.	Metzen	Reiter	Stumpf
Day	Kierlin	Moe, R.D.	Rest	Terwilliger
Dille	Kinkel	Murphy	Ring	Tomassoni
Fischbach	Kiscaden	Neuville	Robertson	Vickerman
Foley	Kleis	Oliver	Robling	Wiener
Fowler	Knutson	Olson	Sabo	Wiger

So the bill passed and its title was agreed to.

S.F. No. 991: A bill for an act relating to education; notifying schools of student possession of drug paraphernalia; amending Minnesota Statutes 2000, section 121A.28.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Larson	Pappas	Scheid
Bachmann	Johnson, Dave	Lesewski	Pariseau	Schwab
Belanger	Johnson, Dean	Lessard	Pogemiller	Solon
Berg	Johnson, Debbie	Limmer	Price	Stevens
Berglin	Johnson, Doug	Lourey	Ranum	Stumpf
Betzold	Kelley, S.P.	Marty	Reiter	Terwilliger
Chaudhary	Kelly, R.C.	Metzen	Rest	Tomassoni
Cohen	Kierlin	Moe, R.D.	Ring	Vickerman
Day	Kinkel	Murphy	Robertson	Wiener
Dille	Kiscaden	Neuville	Robling	Wiger
Fischbach	Kleis	Oliver	Sabo	
Foley	Knutson	Olson	Sams	
Fowler	Krentz	Orfield	Samuelson	
Higgins	Langseth	Ourada	Scheevel	

So the bill passed and its title was agreed to.

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.

MOTIONS AND RESOLUTIONS - CONTINUED

Senators Solon, Metzen, Wiener, Tomassoni and Johnson, Doug introduced--

Senate Resolution No. 96: A Senate resolution congratulating the University of Minnesota-Duluth women's hockey team on winning the 2001 NCAA Women's Ice Hockey Championship.

WHEREAS, the sport of women's ice hockey has experienced rapid growth in recent years, with the support of law, legislative appropriation, and an enthusiastic public; and

WHEREAS, the inaugural NCAA Women's Frozen Four tournament, hosted by the University of Minnesota-Twin Cities, took place from March 23 to March 25, 2001, at Mariucci Arena in Minneapolis; and

WHEREAS, the University of Minnesota-Duluth Bulldogs, led by coach Shannon Miller, defeated Harvard in the semifinals on March 23; and

WHEREAS, in only their second season, the Bulldogs defeated St. Lawrence 4-2 in the final game of the tournament to win the national championship, and they ended the season with an outstanding 28-5-4 record; NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the State of Minnesota that it congratulates the University of Minnesota-Duluth women's hockey team on winning the 2001 NCAA Women's Ice Hockey Championship, the first in history.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives is directed to prepare an enrolled copy of this resolution, to be authenticated by his signature and that of the Speaker, and transmit it to the University of Minnesota-Duluth.

Senator Solon moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senator Krentz introduced--

S.F. No. 2199: A bill for an act relating to crimes; expanding the scope of the crimes of murder in the third degree and manslaughter in the first degree when use of controlled substances is involved; amending Minnesota Statutes 2000, sections 609.195; 609.20.

Referred to the Committee on Crime Prevention.

Senator Anderson introduced--

S.F. No. 2200: A bill for an act relating to environmental funding; appropriating money for and authorizing certain pollution control agency programs.

Referred to the Committee on Finance.

Senator Vickerman introduced--

S.F. No. 2201: A bill for an act relating to education; clarifying requirements for American sign language/English interpreters and oral or oral and cued speech transliterators; amending Minnesota Statutes 2000, section 122A.31, subdivisions 1, 2.

Referred to the Committee on Education.

Senators Chaudhary, Sabo and Rest introduced--

S.F. No. 2202: A bill for an act relating to metropolitan government; establishing the legislative commission on the metropolitan airports commission; providing for oversight of the metropolitan airports commission's operating and capital budgets, work program, and capital improvement program; requiring legislative authorization for the metropolitan airports commission to adopt its budget, work program, and capital improvement program; proposing coding for new law in Minnesota Statutes, chapters 3; 473.

Referred to the Committee on State and Local Government Operations.

Senators Tomassoni, Krentz and Price introduced--

S.F. No. 2203: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for capital repairs to the central steam heating system of the city of Virginia.

Referred to the Committee on Finance.

Senator Krentz introduced--

S.F. No. 2204: A bill for an act relating to the environment; restricting outdoor light pollution; proposing coding for new law in Minnesota Statutes, chapter 116.

Referred to the Committee on Environment and Natural Resources.

Senators Stevens, Price, Dille, Krentz and Johnson, Dean introduced--

S.F. No. 2205: A bill for an act relating to appropriations; appropriating money for local road wetland replacement.

Referred to the Committee on Finance.

Senators Larson and Murphy introduced--

S.F. No. 2206: A bill for an act relating to taxation; sales and use; exempting ambulance service supplies and equipment; exempting sales of repair and replacement parts for ambulances; amending Minnesota Statutes 2000, sections 297A.67, by adding a subdivision; and 297A.70, subdivision 3.

Referred to the Committee on Taxes.

Senator Ranum introduced--

S.F. No. 2207: A bill for an act relating to health; requiring a risk evaluation for certain health risk value rules; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Family Security.

Senators Pogemiller and Rest introduced--

S.F. No. 2208: A bill for an act relating to public finance; updating and making technical changes to public finance provisions related to debt obligations, sales and use tax exemptions, county capital financing of certain equipment and hardware and software; extending a sunset date for certain county capital improvement bonds; removing election requirements as preconditions for issuance of certain obligations; authorizing some flexibility in stating certain ballot questions; amending Minnesota Statutes 2000, sections 103B.555, by adding a subdivision; 165.10, subdivision 2; 275.60; 297A.70, subdivisions 4 and 7; 297A.71, subdivision 6; 373.01, subdivision 3; 373.40, subdivision 7; 373.45, subdivision 3; 376.08, subdivisions 1, 3, and by adding a subdivision; 410.32; 412.301; 426.19, subdivision 2; 429.091, subdivision 7a; 444.075, subdivision 1a; 475.54, subdivision 1; 475.58, subdivision 1; and 475.59.

Referred to the Committee on Taxes.

Senators Scheevel and Tomassoni introduced--

S.F. No. 2209: A bill for an act relating to annexation; establishing a moratorium on certain annexation decisions.

Referred to the Committee on State and Local Government Operations.

Senator Tomassoni introduced--

S.F. No. 2210: A bill for an act relating to annexation; strengthening the effect of an orderly annexation agreement; amending Minnesota Statutes 2000, section 414.0325, by adding a subdivision.

Referred to the Committee on State and Local Government Operations.

Senator Lesewski introduced--

S.F. No. 2211: A bill for an act relating to education; authorizing certain school districts to start the school year before Labor Day.

Referred to the Committee on Education.

Senators Hottinger, Langseth, Samuelson, Scheevel and Schwab introduced--

S.F. No. 2212: A bill for an act relating to taxation; exempting a portion of homestead value from taxation; reducing property tax class rates; providing a tax credit for business property; increasing debt service and operating referendum equalization revenues; providing that the general education levy is a state levy and decreasing the amount of the levy; increasing aids to local governments and modifying the formula for their distribution; providing for assumption by the state of the cost of court administration and out-of-home placements; eliminating the sales tax on purchases by local units of government; appropriating money; amending Minnesota Statutes 2000, sections 97A.065, subdivision 2; 123B.53, subdivisions 4, 5; 123B.54; 126C.13, subdivisions 1, 4; 126C.17, subdivisions 5, 6, 7, 8; 179A.101, subdivision 1; 179A.102, subdivision 6; 179A.103, subdivision 1; 256.01, subdivision 2; 260.765, by adding a subdivision; 260.771, subdivision 4; 260B.331, subdivisions 1, 2; 260C.331, subdivisions 1, 2; 272.02, by adding a subdivision; 273.13, subdivisions 22, 23, 24, 25, 31, by adding a subdivision; 273.1319; 273.1382, subdivisions 1, 1b, 2; 273.1398, subdivisions 1, 4a, by adding subdivisions; 273.166, subdivision 1; 275.02; 275.065, subdivision 1; 297A.70, subdivisions 1, 2, 3; 297A.991, subdivision 2; 299D.03, subdivision 5; 357.021, subdivision 1a; 477A.011, subdivisions 27, 34, by adding subdivisions; 477A.013, subdivisions 8, 9; 477A.03, subdivision 2, by adding a subdivision; 480.181, subdivision 1; 487.33, subdivision 5; 574.34, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 273; repealing Minnesota Statutes 2000, sections 126C.13, subdivisions 1, 2, 3; 273.13, subdivision 24a; 273.1382, subdivision 3; 477A.011, subdivisions 36, 37; 477A.03, subdivision 4.

Referred to the Committee on Taxes.

Senators Tomassoni; Scheevel; Moe, R.D. and Fowler introduced--

S.F. No. 2213: A bill for an act relating to taxation; individual income; providing a subtraction for health insurance premiums; amending Minnesota Statutes 2000, section 290.01, subdivision 19b.

Referred to the Committee on Taxes.

Senators Hottinger, Pappas, Berglin and Stevens introduced--

S.F. No. 2214: A bill for an act relating to insurance; requiring coverage for oral language interpreter services; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Commerce.

Senators Marty, Ranum and Kelly, R.C. introduced--

S.F. No. 2215: A bill for an act relating to public safety; requiring that employees and prospective employees of electronic security system companies undergo criminal history background checks; providing procedures for these background checks; authorizing the discharge of employees based on the results of the background checks and providing that there is no liability for so doing; providing for license disqualification in certain instances; imposing criminal penalties for failure to request background checks as required; proposing coding for new law in Minnesota Statutes, chapter 299C.

Referred to the Committee on Crime Prevention.

Senator Ourada introduced--

S.F. No. 2216: A bill for an act relating to insurance; prohibiting certain discriminatory charges; amending Minnesota Statutes 2000, section 72A.20, subdivision 33; proposing coding for new law in Minnesota Statutes, chapters 62J; and 62Q.

Referred to the Committee on Commerce.

Senator Samuelson introduced--

S.F. No. 2217: A bill for an act proposing an amendment to the Minnesota Constitution, changing article IV, section 23; providing for veto override sessions of the legislature.

Referred to the Committee on Rules and Administration.

Senators Fowler; Johnson, Dean; Vickerman and Murphy introduced--

S.F. No. 2218: A bill for an act relating to local government; establishing a town road maintenance revolving loan fund; appropriating money; amending Minnesota Statutes 2000, section 12.09, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 162.

Referred to the Committee on Transportation.

Senators Olson and Wiener introduced--

S.F. No. 2219: A bill for an act relating to education; allowing school districts to expend reasonable funds to transmit relevant facts about a ballot measure or other government initiative; requiring a school district policy on reasonable expenditures for transmitting information on government-proposed initiatives; requiring school districts to inform voters on district lobbying expenditures; amending Minnesota Statutes 2000, sections 123B.10, subdivision 1; 275.065, subdivision 5a; proposing coding for new law in Minnesota Statutes, chapter 123B.

Referred to the Committee on Education.

Senator Anderson introduced--

S.F. No. 2220: A bill for an act relating to health; appropriating money for grants to increase awareness of risks to children from exposure to toxic chemicals.

Referred to the Committee on Health and Family Security.

Senators Higgins; Olson; Scheid; Kelley, S.P. and Kierlin introduced--

S.F. No. 2221: A bill for an act relating to taxation; individual income; modifying the education credit and subtraction; allowing certain credits to be assigned; providing duties and powers to commissioner of revenue; amending Minnesota Statutes 2000, sections 290.01, subdivision 19b; 290.0674, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senator Larson introduced--

S.F. No. 2222: A bill for an act relating to motor vehicles; defining "residence" for purposes of the 60-day exemption from vehicle registration for new residents; amending Minnesota Statutes 2000, section 168.012, subdivision 8.

Referred to the Committee on Transportation.

Senator Pogemiller introduced--

S.F. No. 2223: A bill for an act relating to retirement; establishing a normal retirement age for the Minneapolis and St. Paul teachers retirement fund associations; modifying the computation of the retirement annuity formula for Minneapolis and St. Paul teachers retirement fund associations coordinated and basic plan members by allowing a partial postretirement adjustment; amending Minnesota Statutes 2000, sections 354A.011, subdivision 15a; 354A.29, by adding a subdivision.

Referred to the Committee on State and Local Government Operations.

Senators Murphy, Langseth, Belanger and Johnson, Dean introduced--

S.F. No. 2224: A bill for an act relating to taxes; sales and use; exempting purchases for certain road projects; amending Minnesota Statutes 2000, section 297A.70, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Pappas; Sabo; Kelly, R.C.; Schwab and Terwilliger introduced--

S.F. No. 2225: A bill for an act relating to drivers' licenses; establishing pilot project to allow certain type A school bus to be operated by holder of Class D driver's license under limited conditions; making clarifying changes; providing misdemeanor penalty; amending Minnesota Statutes 2000, section 171.02, subdivisions 2 and 2a.

Referred to the Committee on Transportation.

Senator Wiger introduced--

S.F. No. 2226: A bill for an act relating to appropriations; appropriating money for compensation for remediation of the Empire Builder property; providing claim priority.

Referred to the Committee on Finance.

Senators Johnson, Dean; Samuelson; Foley and Frederickson introduced--

S.F. No. 2227: A bill for an act relating to corrections; requiring the department of corrections to determine the feasibility of placing felony DWI offenders at existing surplus state facilities; requiring a cost-benefit analysis; proposing coding for new law in Minnesota Statutes, chapter 243.

Referred to the Committee on Crime Prevention.

Senator Lesewski introduced--

S.F. No. 2228: A bill for an act relating to family and early childhood education; modifying child care assistance employment eligibility; amending Minnesota Statutes 2000, section 119B.10, subdivision 1.

Referred to the Committee on Education.

Senators Ourada, Dille and Stevens introduced--

S.F. No. 2229: A bill for an act relating to local government; appropriating money for aeration of Indian lake in Wright county.

Referred to the Committee on Finance.

Senators Ourada, Dille and Stevens introduced--

S.F. No. 2230: A bill for an act relating to natural resources; appropriating money to aerate certain lakes.

Referred to the Committee on Finance.

Senator Krentz introduced--

S.F. No. 2231: A bill for an act relating to education; modifying a teacher grant program to promote professional teaching standards; providing for a school district grant program to promote professional teaching standards; appropriating money; amending Laws 1997, First Special Session chapter 4, article 5, section 22, as amended.

Referred to the Committee on Education.

Senators Robertson, Pappas, Knutson, Stumpf and Schwab introduced--

S.F. No. 2232: A bill for an act relating to education finance; creating a statewide system to enhance student performance through alternative teacher compensation programs; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 120B.

Referred to the Committee on Education.

Senators Belanger, Hottinger, Lesewski, Olson and Lessard introduced--

S.F. No. 2233: A bill for an act relating to taxation; providing a sales tax rebate; reducing individual income tax rates; increasing the working family credit; conforming with changes in federal income tax provisions; providing for property tax reform; altering the corporate income apportionment formula; exempting certain insurance companies from the franchise tax; providing a direct exemption from sales tax for purchases of capital equipment; imposing the sales tax on purchases of certain personal services; reducing the rates of certain health care provider taxes; defining terms; appropriating money; amending Minnesota Statutes 2000, sections 16A.1522, subdivisions 2, 5; 126C.01, by adding subdivisions; 126C.13, subdivisions 1, 2, 4; 126C.17, subdivisions 5, 6, 7, 8, 9, 10; 127A.48, subdivision 1; 270A.03, subdivision 7; 272.02, subdivisions 7, 10; 273.061, subdivisions 1, 2, 8; 273.11, subdivision 1a; 273.121; 273.124, subdivision 13; 273.13, subdivisions 22, 23, 24, 25, 31, by adding subdivisions; 273.1392; 273.1393; 273.1398, subdivisions 1, 8, by adding a subdivision; 273.166, subdivisions 2, 3, 5; 273.42, by adding a subdivision; 274.01, subdivision 1; 274.13, subdivision 1; 275.011, by adding a subdivision; 275.02; 275.065, subdivisions 3, 5a, 6; 275.08, subdivisions 1, 1a, 1b; 275.28, subdivision 1; 275.61; 276.04, subdivision 2; 276A.06, subdivision 3; 282.01, subdivisions 1a, 1b; 282.08; 289A.02, subdivision 7; 290.01, subdivisions 19, 31, by adding a subdivision; 290.05, subdivision 1; 290.06, subdivision 2c; 290.0671, subdivision 1; 290.091, subdivisions 1, 6; 290.0922, subdivision 2; 290.191, subdivisions 2, 3, 5, by adding a subdivision; 290.92, subdivisions 3, 28, 29; 290A.03, subdivisions 13, 15; 290A.04, subdivisions 2, 2a, 2h, 4; 291.005, subdivision 1; 295.52, subdivisions 1, 1a, 2, 3; 297A.61, subdivision 16, by adding a subdivision; 297A.68, subdivision 5; 297A.75; 469.1763, subdivision 6; 469.177, subdivisions 1a, 11; 473.446, subdivision 1; 473F.08, subdivision 3; 473H.10, subdivision 3; 477A.011, subdivisions 3, 34, by adding subdivisions; 477A.013, subdivisions 1, 8, 9; 477A.015; 477A.03, subdivision 2; 477A.065, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 126C; 273; 275; 469; proposing coding for new law as Minnesota Statutes, chapter 290C; repealing Minnesota Statutes 2000, sections 126C.13, subdivision 1; 126C.18, subdivision 1; 270.31; 270.32; 270.33; 270.34; 270.35; 270.36; 270.37; 270.38; 270.39; 273.13, subdivisions 21b, 24a; 273.138; 273.1382; 273.1399; 275.065, subdivision 3a; 275.078; 275.08, subdivision 1e; 282.01, subdivisions 1c, 1d, 1e; 290.191, subdivision 4; 290.35, subdivisions 3, 4, 5; 477A.011, subdivisions 30, 31, 32, 33, 36, 37; 477A.03, subdivision 4.

Referred to the Committee on Taxes.

Senator Pappas introduced--

S.F. No. 2234: A bill for an act relating to higher education; appropriating money to the higher education services office for a grant to the united family medicine residency program.

Referred to the Committee on Education.

Without objection, the Senate reverted to the Order of Business of Motions and Resolutions.

MOTIONS AND RESOLUTIONS

Senator Belanger moved that S.F. No. 2233 be withdrawn from the Committee on Taxes and returned to its author. The motion prevailed.

ADJOURNMENT

Senator Moe, R.D. moved that the Senate do now adjourn until 9:30 a.m., Thursday, April 5, 2001. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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