

STATE OF MINNESOTA

# Journal of the Senate

EIGHTY-FIRST LEGISLATURE

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NINTH DAY

St. Paul, Minnesota, Thursday, January 28, 1999

The Senate met at 9:00 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. Paul Harris.

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

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

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

Senators Johnson, D.E.; Johnson, D.J.; Johnson, J.B.; Kiscaden; Morse; Neuville and Ranum were excused from the Session of today.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

January 25, 1999

The Honorable Allan H. Spear  
President of the Senate

Dear Sir:

The enclosed Notaries Public are hereby respectfully submitted to the Senate for confirmation as required by Article V, Section 3 of the Minnesota Constitution.

Sincerely,  
Jesse Ventura, Governor

Senator Moe, R.D. moved that the appointments of notaries public be laid on the table. The motion prevailed.

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 133 and 139.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 25, 1999

### FIRST READING OF HOUSE BILLS

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

**H.F. No. 133:** A bill for an act relating to local government; repealing authority for certain local residency requirements; repealing Laws 1993, chapter 260; and Laws 1994, chapter 570.

Referred to the Committee on Local and Metropolitan Government.

**H.F. No. 139:** A bill for an act relating to the campaign finance and public disclosure board; specifying member qualifications; amending Minnesota Statutes 1998, section 10A.02, subdivision 1.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 88, now on the Consent Calendar.

### REPORTS OF COMMITTEES

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

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

**S.F. No. 2:** A bill for an act relating to the year 2000 problem; providing immunity for certain activities; clarifying the mutual aid authority of local government units; providing authority to local government units to address the year 2000 problem; requiring reports by certain utilities and health care and nursing home providers; requiring the department of health to collect and disseminate certain information; appropriating money; amending Minnesota Statutes 1998, sections 12.31, subdivision 2; and 12.37; proposing coding for new law as Minnesota Statutes, chapter 604B.

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

Page 3, line 1, after the comma, insert "governmental,"

Page 3, line 2, delete "or" and insert a comma and after "enterprises" insert ", or political subdivisions" and after "business" insert a comma

Page 3, line 3, before "or" insert "services,"

Page 3, line 4, after "the" insert "University of Minnesota, Minnesota state colleges and universities, and the"

Page 3, lines 17 and 23, delete "brought" and insert "maintained"

Page 3, after line 25, insert:

"Subd. 7. [LOCAL GOVERNMENT IMMUNITY.] No cause of action may be maintained against the metropolitan council, metropolitan agencies, or political subdivisions for damages or harm resulting from the collection, publication, or dissemination of year 2000 solution information to other political subdivisions or to the metropolitan council or agencies."

Page 3, line 26, delete "7" and insert "8" and delete "and 6" and insert "to 7"

Page 3, line 27, delete "it can be shown by clear and convincing evidence that"

Page 3, after line 29, insert:

"Subd. 9. [NO IMPLIED CAUSE OF ACTION CREATED.] No liability on the part of any person is implied or created by this section by the absence of a grant of immunity under this section."

Page 3, line 34, delete "computer"

Page 4, delete lines 3 and 4 and insert "include a schedule for completing remediation, protocols for testing and deadlines for completion of testing, contingency plans related to the risk of loss of service, and a statement of the percentage of the year 2000 problem inventory remediated."

Page 4, line 5, delete "COMPUTER"

Page 5, line 4, after "REMEDIATION" insert "COST"

Page 5, line 5, after "remediation" insert "cost"

Page 5, line 15, after "law" insert "or charter provision"

Page 5, line 28, after the second comma, insert "noncommunity, nontransient water systems," and delete "system" and insert "systems"

Page 5, line 29, delete "operators"

Page 5, line 34, after the second comma, insert "noncommunity, nontransient water systems,"

Page 5, line 35, delete "system operators" and insert "systems"

Page 6, line 3, delete "an inventory" and insert "a schedule for completing remediation, protocols for testing and deadlines for completion of testing, contingency plans related to the risk of loss of service, and a statement of the percentage of the year 2000 problem inventory remediated."

Page 6, delete lines 4 and 5 and insert:

"Sec. 8. [STATUS REPORTS.]

The recipients of the status reports required by sections 4 and 7, subdivision 2, including the division of emergency services, shall negotiate with those required to file those reports concerning the form of the report."

Page 6, line 13, delete "\$20,000,000" and insert "\$....."

Page 6, line 19, delete "with computers and related systems"

Page 6, before line 20, insert:

"A loan may not be made until the year 2000 project office of the department of administration certifies to the commissioner of finance that the proposed use of the loan is consistent with remediating a year 2000 problem."

Page 6, line 27, delete "\$5,500,000" and insert "\$....."

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

Renumber the sections in sequence

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

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

**S.F. No. 121:** A bill for an act relating to health; repealing the requirement that licensees of health-related boards receive continuing education in infection control; repealing Minnesota Statutes 1998, section 214.12, subdivision 2.

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

Page 1, after line 9, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

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

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

**S.F. No. 194:** A bill for an act relating to health; eliminating the application deadline for essential community provider status; amending Minnesota Statutes 1998, section 62Q.19, subdivision 2.

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

**Senators Piper, Pogemiller and Stumpf from the Committee on Children, Families and Learning, to which was referred**

**S.F. No. 185:** A bill for an act relating to education; eliminating three additional days of instruction; repealing Minnesota Statutes 1998, section 120A.41.

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

**Senators Piper, Pogemiller and Stumpf from the Committee on Children, Families and Learning, to which was referred**

**S.F. No. 86:** A bill for an act relating to education; providing for technical and other changes to kindergarten through grade 12 education provisions; amending Minnesota Statutes 1998, sections 120B.05; 120B.11, subdivision 5; 121A.25, subdivision 1; 123A.22, subdivisions 6 and 7; 123A.27; 123A.48, subdivision 19; 123A.485, subdivision 1; 123B.14, subdivision 5; 123B.31; 123B.70, subdivision 1; 123B.86, subdivision 1; 123B.88, subdivisions 1, 13, and 22; 123B.95, subdivision 2; 124D.11, subdivision 5; 124D.114; 124D.21; 124D.38, subdivision 9; 124D.40; 124D.41; 124D.42, subdivisions 4, 6, and 7; 124D.43; 124D.45, subdivisions 1 and 2; 124D.454, subdivision 8; 124D.53, subdivision 2; 124D.61; 124D.70; 124D.81, subdivision 1; 124D.83,

subdivision 2; 124D.895; 125A.62, subdivision 1; 125A.77, subdivision 1; 125A.79, subdivision 1; 126C.05, subdivisions 4 and 5; 126C.10, subdivision 9; 126C.14; 126C.15, subdivision 3; 126C.16, subdivisions 1 and 2; 126C.22, subdivision 4; 126C.41, subdivision 1; 126C.44; 126C.48, subdivisions 2 and 5; 127A.41, subdivision 1; 127A.45, subdivision 13; and 127A.49, subdivisions 2 and 3; Laws 1998, chapter 398, article 5, section 50, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 120A; repealing Minnesota Statutes 1998, sections 123B.92, subdivision 10; 124D.128, subdivision 4; 124D.38, subdivision 10; and 124D.45, subdivision 3; Laws 1995, First Special Session chapter 3, article 5, section 9; Laws 1997, chapter 192, section 19.

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

Page 23, after line 22, insert:

"Sec. 37. Minnesota Statutes 1998, section 124D.896, is amended to read:

124D.896 [DESEGREGATION/INTEGRATION AND INCLUSIVE EDUCATION RULES.]

(a) By January 10, 1999, the commissioner shall make propose rules relating to desegregation/integration and inclusive education.

(b) In adopting a rule related to school desegregation/integration, the commissioner shall address the need for equal educational opportunities for all students and racial balance as defined by the commissioner."

Page 37, line 21, delete "48" and insert "49" and after the period, insert "Section 37 is effective retroactive to January 1, 1999."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 17, before "125A.62" insert "124D.896;"

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

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

**S.F. No. 27:** A bill for an act relating to game and fish; providing for lifetime crossbow permits for persons with permanent physical disabilities; amending Minnesota Statutes 1998, section 97B.106.

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

## SECOND READING OF SENATE BILLS

S.F. Nos. 121, 194, 185, 86 and 27 were read the second time.

## MOTIONS AND RESOLUTIONS

Senator Metzen moved that his name be stricken as a co-author to S.F. No. 41. The motion prevailed.

Senator Wiger moved that his name be stricken as a co-author to S.F. No. 41. The motion prevailed.

Senator Marty moved that the name of Senator Morse be added as a co-author to S.F. No. 87. The motion prevailed.

Senator Olson moved that the name of Senator Knutson be added as a co-author to S.F. No. 125. The motion prevailed.

Senator Murphy moved that the name of Senator Lesewski be added as a co-author to S.F. No. 228. The motion prevailed.

Senator Oliver moved that the name of Senator Wiger be added as a co-author to S.F. No. 250. The motion prevailed.

Senator Pariseau moved that the name of Senator Lessard be added as a co-author to S.F. No. 274. The motion prevailed.

Senator Stevens moved that S.F. No. 155 be withdrawn from the Committee on Local and Metropolitan Government and re-referred to the Committee on Agriculture and Rural Development. The motion prevailed.

Senator Stumpf moved that S.F. No. 242 be withdrawn from the Committee on Local and Metropolitan Government and re-referred to the Committee on Agriculture and Rural Development. The motion prevailed.

Senator Price moved that S.F. No. 279 be withdrawn from the Committee on Jobs, Energy and Community Development and re-referred to the Committee on Governmental Operations and Veterans. The motion prevailed.

### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

#### **Senators Vickerman and Lesewski introduced--**

**S.F. No. 300:** A bill for an act relating to utilities; clarifying requirement for electric energy installed capacity generated by wind energy conversion systems; amending Minnesota Statutes 1998, section 216B.2423, subdivisions 1 and 2.

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

#### **Senators Lourey, Berglin, Samuelson, Foley and Morse introduced--**

**S.F. No. 301:** A bill for an act relating to health; modifying the suggested health care directive form, amending Minnesota Statutes 1998, section 145C.16.

Referred to the Committee on Health and Family Security.

#### **Senator Kelley, S.P. introduced--**

**S.F. No. 302:** A bill for an act relating to retirement; authorizing purchase of prior service credit in the teachers retirement association.

Referred to the Committee on Governmental Operations and Veterans.

#### **Senators Foley, Ten Eyck, Neuville, Junge and Knutson introduced--**

**S.F. No. 303:** A bill for an act relating to civil actions; clarifying admissibility of evidence regarding seat belts and child passenger restraint systems in certain actions; amending Minnesota Statutes 1998, section 169.685, subdivision 4.

Referred to the Committee on Judiciary.

**Senators Price, Pogemiller, Samuelson, Anderson and Kleis introduced--**

**S.F. No. 304:** A bill for an act relating to appropriations; appropriating money to the Minnesota pollution control agency for equipment purchase and distribution, planning, and response training relating to emergency spill response on the Mississippi river.

Referred to the Committee on Environment and Natural Resources.

**Senators Wiener and Kiscaden introduced--**

**S.F. No. 305:** A bill for an act relating to health care; providing for assessments of proposed health coverage mandates; amending Minnesota Statutes 1998, section 62J.152, subdivisions 1 and 7; proposing coding for new law in Minnesota Statutes, chapter 62J.

Referred to the Committee on Health and Family Security.

**Senator Larson introduced--**

**S.F. No. 306:** A bill for an act relating to the city of Fergus Falls; authorizing the expenditure of certain tax increments.

Referred to the Committee on Local and Metropolitan Government.

**Senator Oliver introduced--**

**S.F. No. 307:** A bill for an act relating to commerce; prohibiting sales of cigarettes packed in units smaller than ten packages in accessible displays; amending Minnesota Statutes 1998, section 461.18, subdivision 1.

Referred to the Committee on Commerce.

**Senators Terwilliger, Samuelson, Robertson and Kiscaden introduced--**

**S.F. No. 308:** A bill for an act relating to MinnesotaCare tax; clarifying the definition of patient services; amending Minnesota Statutes 1998, section 295.50, subdivisions 4 and 9b.

Referred to the Committee on Health and Family Security.

**Senators Stumpf, Samuelson, Vickerman, Stevens and Frederickson introduced--**

**S.F. No. 309:** A bill for an act relating to taxation; providing a credit for charitable contributions; amending Minnesota Statutes 1998, section 290.01, subdivision 19a; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

**Senator Johnson, J.B. introduced--**

**S.F. No. 310:** A bill for an act relating to human services; redefining geographic groups for medical assistance reimbursement purposes; authorizing the commissioner of human services to negotiate rate increases with certain nursing facilities under certain circumstances; appropriating money; amending Minnesota Statutes 1998, section 256B.431, subdivision 2b, and by adding a subdivision.

Referred to the Committee on Health and Family Security.

**Senator Johnson, J.B. introduced--**

**S.F. No. 311:** A bill for an act relating to elections; reducing the size of the legislature; amending Minnesota Statutes 1998, sections 2.021; and 2.031, subdivision 1.

Referred to the Committee on Election Laws.

**Senators Dille and Vickerman introduced--**

**S.F. No. 312:** A bill for an act relating to local government; authorizing home rule charter and statutory cities to establish a sidewalk utility; proposing coding for new law in Minnesota Statutes, chapter 415.

Referred to the Committee on Local and Metropolitan Government.

**Senators Higgins; Kelly, R.C.; Belanger; Piper and Anderson introduced--**

**S.F. No. 313:** A bill for an act relating to drivers' licenses; allowing use of expired United States passport as secondary identification for applicant for driver's license, permit, or identification card; amending Minnesota Statutes 1998, section 171.06, by adding a subdivision.

Referred to the Committee on Transportation.

**Senators Janezich, Solon and Murphy introduced--**

**S.F. No. 314:** A bill for an act relating to public safety; authorizing limited personal use of fireworks; requiring an affidavit of safety guidelines; providing criminal penalties; proposing coding for new law in Minnesota Statutes, chapter 624.

Referred to the Committee on Commerce.

**Senators Olson, Robertson, Stevens, Scheevel and Knutson introduced--**

**S.F. No. 315:** A bill for an act relating to education; providing an inflationary increase in the general education basic formula allowance; appropriating money; amending Minnesota Statutes 1998, section 126C.10, subdivision 2.

Referred to the Committee on Children, Families and Learning.

**Senators Dille, Sams, Lourey, Lesewski and Stumpf introduced--**

**S.F. No. 316:** A bill for an act relating to agriculture; appropriating money for the farm safety and health program of the University of Minnesota extension service.

Referred to the Committee on Agriculture and Rural Development.

**Senators Solon and Johnson, D.J. introduced--**

**S.F. No. 317:** A bill for an act relating to retirement; public employees police and fire plan local consolidation accounts; providing future postretirement adjustment options for certain retirees affected by relief association consolidations.

Referred to the Committee on Governmental Operations and Veterans.

**Senator Foley introduced--**

**S.F. No. 318:** A bill for an act relating to crimes; lowering per se level for alcohol impairment offenses from 0.10 to 0.08 when operating motor vehicle that is not an off-road recreational vehicle or motorboat; amending Minnesota Statutes 1998, sections 169.121, subdivision 1; 169.123, subdivisions 2, 4, 5a, and 6; and 609.21, subdivision 1.

Referred to the Committee on Crime Prevention.

**Senators Pogemiller, Higgins, Ranum and Scheid introduced--**

**S.F. No. 319:** A bill for an act relating to retirement; Minneapolis employees retirement fund; authorizing billing for certain negative account balances; clarifying death-while-active survivor refund amounts; clarifying death-while-active survivor refund eligibility; correcting fund reference for escalation of disability and long-service survivor annuity escalation; providing annuity escalation on short-service death-while-active survivor benefits; amending Minnesota Statutes 1998, sections 422A.06, subdivisions 3 and 6; 422A.101, subdivision 4; 422A.18, subdivision 2; 422A.22, subdivisions 4 and 5; and 422A.23; repealing Minnesota Statutes 1998, section 422A.16, subdivision 3a.

Referred to the Committee on Governmental Operations and Veterans.

**Senators Hottinger, Betzold, Robertson, Wiener and Kiscaden introduced--**

**S.F. No. 320:** A bill for an act relating to health; prohibiting intact dilatation and extraction abortions; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Family Security.

**Senators Scheid and Betzold introduced--**

**S.F. No. 321:** A bill for an act relating to the city of Brooklyn Park; establishing a housing improvement area.

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

**Senators Scheid and Betzold introduced--**

**S.F. No. 322:** A bill for an act relating to state lands; authorizing conveyance of certain tax-forfeited land that borders public water in Hennepin county.

Referred to the Committee on Environment and Natural Resources.

**Senators Murphy; Johnson, D.J.; Vickerman and Sams introduced--**

**S.F. No. 323:** A bill for an act relating to taxation; property; providing state-paid 1999 agricultural property taxes; appropriating money.

Referred to the Committee on Agriculture and Rural Development.

**Senators Ten Eyck, Metzen, Solon, Larson and Samuelson introduced--**

**S.F. No. 324:** A bill for an act relating to financial institutions; permitting location of a branch bank in the town of Crooked Lake under certain conditions.

Referred to the Committee on Commerce.

**Senator Samuelson introduced--**

**S.F. No. 325:** A bill for an act relating to taxation; individual income; modifying subtraction for health insurance; adjusting long-term care credit; amending Minnesota Statutes 1998, sections 290.01, subdivision 19b; and 290.0672, subdivision 2.

Referred to the Committee on Taxes.

**Senators Knutson; Johnson, D.J.; Stevens; Hanson and Scheevel introduced--**

**S.F. No. 326:** A bill for an act relating to health; requiring reporting on notification that is required before an abortion is performed on a minor or certain other women; providing civil penalties; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Family Security.

**Senator Ten Eyck introduced--**

**S.F. No. 327:** A bill for an act relating to state lands; authorizing the exchange and private sale of certain tax-forfeited land that borders public water in Cass county.

Referred to the Committee on Environment and Natural Resources.

**Senator Stumpf introduced--**

**S.F. No. 328:** A bill for an act relating to the environment; appropriating money for waste management purposes.

Referred to the Committee on Environment and Natural Resources.

**Senators Anderson, Janezich, Novak, Limmer and Beckman introduced--**

**S.F. No. 329:** A bill for an act relating to the housing finance agency; appropriating money to the family homeless prevention and assistance program.

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

**Senators Stevens and Kleis introduced--**

**S.F. No. 330:** A bill for an act relating to taxation; sales and use; exempting sales to political subdivisions of a state; amending Minnesota Statutes 1998, sections 297A.25, subdivision 11; and 297A.47.

Referred to the Committee on Taxes.

**Senators Stevens, Samuelson, Lessard and Lourey introduced--**

**S.F. No. 331:** A bill for an act relating to game and fish; modifying dates for removing fish or dark houses; amending Minnesota Statutes 1998, section 97C.355, subdivision 7.

Referred to the Committee on Environment and Natural Resources.

**Senators Kelley, S.P.; Marty; Murphy; Knutson and Runbeck introduced--**

**S.F. No. 332:** A bill for an act relating to taxes; sales and use taxes; exempting books and over the counter sales of magazines and periodicals; amending Minnesota Statutes 1998, section 297A.25, subdivision 10, and by adding a subdivision; repealing Minnesota Statutes 1998, 297A.25, subdivision 21.

Referred to the Committee on Taxes.

**Senators Kelly, R.C.; Limmer; Krentz; Johnson, D.H. and Belanger introduced--**

**S.F. No. 333:** A bill for an act relating to crime; providing criminal penalties for persons who intentionally use the identity of another person to obtain money, goods, or services, to commit unlawful activity, or to cause loss to another person; authorizing the civil forfeiture of property

that is used to commit or is generated by such fraudulent activity; amending Minnesota Statutes 1998, section 609.531, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Crime Prevention.

**Senators Berglin, Lourey, Sams and Samuelson introduced--**

**S.F. No. 334:** A bill for an act relating to human services; allowing nursing facilities exemption from Medicare certification under certain circumstances; amending Minnesota Statutes 1998, section 256B.48, subdivision 6.

Referred to the Committee on Health and Family Security.

**Senator Oliver introduced--**

**S.F. No. 335:** A bill for an act relating to taxation; property; reducing the class rates on the second tier of noncommercial seasonal residential recreational property; amending Minnesota Statutes 1998, sections 273.13, subdivision 25; and 273.1398, subdivision 1a.

Referred to the Committee on Local and Metropolitan Government.

**Senators Beckman, Lesewski, Wiener, Novak and Anderson introduced--**

**S.F. No. 336:** A bill for an act relating to economic security; appropriating money for youth intervention program grants.

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

**Senators Lourey; Johnson, J.B.; Kelley, S.P.; Beckman and Frederickson introduced--**

**S.F. No. 337:** A bill for an act relating to economic development; requiring the department of trade and economic development to review planning for and feasibility of a technology corridor; authorizing the board of trustees of the Minnesota state colleges and universities to accept federal money for construction of a technology center at Pine technical college.

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

**Senators Murphy, Pariseau and Day introduced--**

**S.F. No. 338:** A bill for an act relating to local government; authorizing private sales of certain county land in Goodhue county.

Referred to the Committee on Local and Metropolitan Government.

**Senators Betzold, Krentz, Kiscaden, Wiener and Knutson introduced--**

**S.F. No. 339:** A bill for an act relating to civil actions; limiting punitive damages in cases involving products or devices approved by the Food and Drug Administration; amending Minnesota Statutes 1998, section 549.20, by adding a subdivision.

Referred to the Committee on Judiciary.

**Senators Novak; Beckman; Johnson, D.H.; Anderson and Oliver introduced--**

**S.F. No. 340:** A bill for an act relating to the housing finance agency; appropriating money for home ownership counseling services for persons with disabilities.

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

**Senators Stevens, Sams, Lourey, Fischbach and Dille introduced--**

**S.F. No. 341:** A bill for an act relating to health; adding coverage for laser eye surgery to certain health plans; proposing coding for new law in Minnesota Statutes, chapter 62A.

Referred to the Committee on Commerce.

**Senators Runbeck, Pariseau, Murphy, Pappas and Oliver introduced--**

**S.F. No. 342:** A bill for an act relating to taxation; refundable tax credit; making the property tax rebate permanent for senior citizens; appropriating money; amending Minnesota Statutes 1998, section 290A.03, subdivision 13; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Local and Metropolitan Government.

**Senators Knutson, Ten Eyck, Ranum and Betzold introduced--**

**S.F. No. 343:** A bill for an act relating to real property; making changes in provisions about certificates of title and the Common Interest Ownership Act; making miscellaneous changes to alter real property provisions; amending Minnesota Statutes 1998, sections 40A.10, subdivisions 1 and 3; 40A.11, subdivision 4; 47.20, subdivision 2; 51A.02, subdivision 29; 60C.09, subdivision 1; 83.20, subdivisions 11 and 14; 83.26, subdivision 2; 103F.612, subdivisions 2 and 4; 103F.613, subdivision 3; 103I.235, subdivision 1; 238.22, subdivision 3; 273.124, subdivision 2; 297H.01, subdivision 8; 327C.095, subdivision 5; 357.18, subdivision 1; 359.02; 389.09; 428A.11, subdivisions 4 and 6; 462C.02, subdivisions 4 and 5; 462C.05, subdivision 1; 473H.02, subdivision 6; 473H.05, subdivision 1; 473H.06, subdivisions 1 and 2; 473H.08, subdivision 4; 500.20, subdivision 2a; 505.08, subdivision 3; 507.421; 508.14; 508.24, subdivision 2; 508.25; 508.35; 508.36; 508.38; 508.40; 508.421, subdivision 2; 508.47, subdivision 4; 508.49; 508.51, subdivision 1; 508.52; 508.55; 508.56; 508.57; 508.58; 508.59; 508.61, subdivisions 2 and 3; 508.67; 508.68; 508.71, subdivisions 2, 4, 5, 6, and by adding a subdivision; 508.76; 508.82, subdivision 1; 508A.10; 508A.11, subdivision 3; 508A.22, subdivisions 2 and 3; 508A.25; 508A.35; 508A.38; 508A.40; 508A.421, subdivision 2; 508A.47, subdivision 4; 508A.49; 508A.51, subdivision 1; 508A.52; 508A.55; 508A.56; 508A.57; 508A.58; 508A.59; 508A.61, subdivisions 2 and 3; 508A.71, subdivisions 2, 3, 5, 6, and by adding a subdivision; 508A.72; 508A.76; 508A.82, subdivision 1; 508A.85, subdivisions 3 and 4; 515B.1-102; 515B.1-103; 515B.1-116; 515B.2-101; 515B.2-104; 515B.2-105; 515B.2-108; 515B.2-109; 515B.2-110; 515B.2-118; 515B.2-119; 515B.2-121; 515B.2-122; 515B.3-103; 515B.3-105; 515B.3-106; 515B.3-110; 515B.3-113; 515B.3-115; 515B.3-116; 515B.3-121; 515B.4-101; 515B.4-102; 515B.4-106; 515B.4-107; 515B.4-108; 515B.4-111; 515B.4-115; 524.2-201; 559.21, subdivision 2a; and 582.32, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 386; and 515B; repealing Minnesota Statutes 1998, sections 473H.02, subdivision 11; 473H.05, subdivision 3; 508.405; 508.421, subdivision 1; 508.44; 508.45; 508.51, subdivision 2; 508.835; 508A.421, subdivision 1; 508A.44; 508A.45; 508A.51, subdivision 2; and 508A.835.

Referred to the Committee on Judiciary.

**Senators Pappas, Pogemiller, Junge and Robertson introduced--**

**S.F. No. 344:** A bill for an act relating to education; authorizing grants for the collaborative urban educator program; appropriating money.

Referred to the Committee on Children, Families and Learning.

**Senators Foley, Betzold and Knutson introduced--**

**S.F. No. 345:** A bill for an act relating to crimes; providing a felony penalty for certain repeat violators of the driving while impaired laws; requiring that felony violators be incarcerated in local correctional facilities; providing mandatory minimum penalties for these felony violations; repealing statutory references to enhanced gross misdemeanor crimes; amending Minnesota Statutes 1998, sections 169.121, subdivisions 3 and 3e; 169.129, subdivision 2; 244.20; 388.051, subdivision 1; 609.02, subdivision 2; 609.105, subdivision 3; and 609.135, subdivision 2; repealing Minnesota Statutes 1998, section 609.02, subdivision 2a.

Referred to the Committee on Crime Prevention.

**Senator Ranum introduced--**

**S.F. No. 346:** A bill for an act relating to child custody; expanding provisions for relative ex parte temporary custody; amending Minnesota Statutes 1998, section 518.158, subdivisions 1 and 2.

Referred to the Committee on Judiciary.

**Senators Johnson, D.J. and Fischbach introduced--**

**S.F. No. 347:** A bill for an act relating to drivers' licenses; allowing parents to provide home-school instruction to children in classroom component of driver education; amending Minnesota Statutes 1998, sections 171.05, subdivision 2; 171.055, subdivision 1; and 171.39.

Referred to the Committee on Transportation.

**Senators Lourey, Terwilliger, Morse, Foley and Berglin introduced--**

**S.F. No. 348:** A bill for an act relating to health; appropriating money to fund organ, eye, and tissue donation initiatives.

Referred to the Committee on Health and Family Security.

**Senators Foley, Solon, Stevens, Day and Ten Eyck introduced--**

**S.F. No. 349:** A bill for an act relating to insurance; requiring health plans to allow their enrollees to obtain health care outside of a designated network of providers and to reimburse licensed health care providers who provide services to enrollees without regard to whether the provider belongs to a particular health plan network; amending Minnesota Statutes 1998, section 62Q.51.

Referred to the Committee on Commerce.

**Senator Day introduced--**

**S.F. No. 350:** A bill for an act relating to state lands; authorizing certain land conveyances in connection with the transfer of state land in Steele county.

Referred to the Committee on Environment and Natural Resources.

**Senators Pappas and Ranum introduced--**

**S.F. No. 351:** A bill for an act relating to education; providing for transportation grants; appropriating money.

Referred to the Committee on Children, Families and Learning.

**Senators Johnson, D.J.; Moe, R.D.; Ten Eyck; Hanson and Belanger introduced--**

**S.F. No. 352:** A bill for an act relating to public administration; providing a sales tax rebate; providing a permanent procedure for tax rebates; providing for deposit of tobacco settlement proceeds; abolishing certain accounts; converting capital project financing from general fund cash to general obligation bonding; authorizing spending for public purposes; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; authorizing state bonds; appropriating money; amending Laws 1998, chapter 404, section 27, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 16A; repealing Minnesota Statutes 1998, sections 16A.152, subdivision 2; and 16A.1521.

Referred to the Committee on Taxes.

**Senators Lourey, Lesewski, Samuelson, Solon and Larson introduced--**

**S.F. No. 353:** A bill for an act relating to taxation; providing for application of the sales tax to sales of prefabricated homes; amending Minnesota Statutes 1998, section 297A.02, subdivision 4.

Referred to the Committee on Taxes.

**Senators Cohen; Metzen; Kelly, R.C.; Moe, R.D. and Runbeck introduced--**

**S.F. No. 354:** A bill for an act relating to higher education; requiring the board of trustees of the Minnesota state colleges and universities to change the name of the New Main building on the Metropolitan state university campus to G. Theodore Mitau; appropriating money.

Referred to the Committee on Children, Families and Learning.

**Senator Johnson, J.B. introduced--**

**S.F. No. 355:** A bill for an act relating to taxation; sales and use; exempting sales to political subdivisions of a state; amending Minnesota Statutes 1998, sections 297A.25, subdivision 11; and 297A.47.

Referred to the Committee on Taxes.

**Senator Johnson, J.B. introduced--**

**S.F. No. 356:** A bill for an act relating to independent school district Nos. 138, North Branch, 139, Rush City, and 2144, Chisago Lakes; authorizing the districts to impose school impact fees.

Referred to the Committee on Children, Families and Learning.

**Senators Lourey, Pappas and Vickerman introduced--**

**S.F. No. 357:** A bill for an act relating to taxation; refundable tax credit; making the property tax rebate permanent; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Local and Metropolitan Government.

**Senators Junge; Kelly, R.C.; Betzold and Scheid introduced--**

**S.F. No. 358:** A bill for an act relating to crime prevention; appropriating money for the northwest community law enforcement project.

Referred to the Committee on Crime Prevention.

**Senators Junge; Johnson, D.H.; Knutson and Kelly, R.C. introduced--**

**S.F. No. 359:** A bill for an act relating to underage drinking; increasing penalties for a person, other than a retailer, to furnish alcoholic beverages to a person under the age of 21 if the underage person causes or suffers death or great bodily harm as a result of intoxication; amending Minnesota Statutes 1998, section 340A.701, subdivision 1.

Referred to the Committee on Crime Prevention.

**Senators Wiener, Solon, Samuelson, Larson and Moe, R.D. introduced--**

**S.F. No. 360:** A bill for an act relating to insurance; permitting reductions in certain insurance-related assessments; continuing state funding for the Minnesota comprehensive health association; repealing the sunset on current provisions specifying the relationship between medical assistance and the Minnesota comprehensive health association; appropriating money; repealing Laws 1997, chapter 225, article 6, section 8.

Referred to the Committee on Commerce.

**Senators Langseth, Vickerman, Stumpf and Beckman introduced--**

**S.F. No. 361:** A bill for an act relating to taxation; sales and use; exempting sales to political subdivisions of a state; amending Minnesota Statutes 1998, sections 297A.25, subdivision 11; and 297A.47.

Referred to the Committee on Taxes.

**Senators Langseth, Flynn, Johnson, J.B. and Belanger introduced--**

**S.F. No. 362:** A bill for an act relating to motor vehicles; decreasing rate of depreciation for passenger automobile registration tax; allocating revenues from motor vehicle sales tax; proposing an amendment to the Minnesota Constitution, Article XIV, by adding a section to require certain percentages of motor vehicle sales tax revenue be deposited in highway user tax distribution fund and transit assistance fund; amending Minnesota Statutes 1998, sections 168.013, subdivision 1a; and 297B.09, subdivision 1.

Referred to the Committee on Transportation.

**Senator Wiger introduced--**

**S.F. No. 363:** A bill for an act relating to employment; regulating employee invention agreements; amending Minnesota Statutes 1998, section 181.78, by adding a subdivision.

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

**Senators Oliver and Metzen introduced--**

**S.F. No. 364:** A bill for an act relating to taxation; decreasing registration tax rate for passenger automobiles; amending Minnesota Statutes 1998, section 168.013, subdivision 1a.

Referred to the Committee on Transportation.

**Senators Novak; Morse; Kelly, R.C. and Day introduced--**

**S.F. No. 365:** A bill for an act relating to economic development; imposing a specific standard of proof for certain petrofund reimbursement reductions; providing reimbursement for certain bulk petroleum plants upgrading or closing aboveground storage tanks; regulating the cleanup of contaminated land; amending Minnesota Statutes 1998, sections 115C.08, subdivision 4; 115C.09, subdivision 3, and by adding a subdivision; 116J.562, subdivision 2; and 116J.567.

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

**Senators Solon and Johnson, D.J. introduced--**

**S.F. No. 366:** A bill for an act relating to economic development; appropriating money for the Duluth Technology Village.

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

**Senators Solon and Johnson, D.J. introduced--**

**S.F. No. 367:** A bill for an act relating to economic development; appropriating money for the Lake Superior Mississippi Railroad scenic railway.

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

**Senators Runbeck, Knutson, Wiener and Cohen introduced--**

**S.F. No. 368:** A bill for an act relating to family law; clarifying support withholding of income from certain independent contractors in the motor carrier industry; amending Minnesota Statutes 1998, section 518.6111, by adding a subdivision.

Referred to the Committee on Judiciary.

**ADJOURNMENT**

Senator Moe, R.D. moved that the Senate do now adjourn until 11:30 a.m., Monday, February 1, 1999. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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