

STATE OF MINNESOTA

Journal of the Senate

EIGHTY-FIRST LEGISLATURE

SEVENTY-SEVENTH DAY

St. Paul, Minnesota, Thursday, February 24, 2000

The Senate met at 8:30 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. John Estrem.

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

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

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 Metzen and Oliver were excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

February 16, 2000

The Honorable Allan H. Spear
President of the Senate

Dear President Spear:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 2763.

Sincerely,
Jesse Ventura, Governor

February 17, 2000

The Honorable Steve Sviggum
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2000 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 2000	Date Filed 2000
2763		251	4:20 p.m. February 16	February 16

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 Files, herewith transmitted: H.F. Nos. 2451, 2502, 2535, 2722, 2824, 2641, 2723, 2836, 2873, 2749 and 1865.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 21, 2000

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 2190, 3142 and 3156.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 23, 2000

FIRST READING OF HOUSE BILLS

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

H.F. No. 2451: A bill for an act relating to telecommunications; modifying telephone company property depreciation provisions; amending Minnesota Statutes 1998, section 237.22; repealing Minnesota Statutes 1998, section 237.773, subdivision 5; Minnesota Rules, parts 7810.7000; 7810.7100; 7810.7200; 7810.7300; 7810.7400; 7810.7500; 7810.7600; 7810.7700; 7810.7800; 7810.7900; and 7810.8000.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2271, now on General Orders.

H.F. No. 2502: A bill for an act relating to highways; designating Brainerd bypass as C. Elmer

Anderson Memorial Highway; amending Minnesota Statutes 1998, section 161.14, subdivision 25, and by adding a subdivision.

Referred to the Committee on Transportation.

H.F. No. 2535: A bill for an act relating to local government; allowing the city of Shorewood to provide for election of council members from wards.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2291, now on the Consent Calendar.

H.F. No. 2722: A bill for an act relating to the county of Kittson; granting the county board limited authority to initiate the dissolution of towns in the county having a certain population.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2502.

H.F. No. 2824: A bill for an act relating to motor vehicles; providing for one or two license plates on collector and similar vehicles at the owner's discretion; amending Minnesota Statutes 1998, section 169.79.

Referred to the Committee on Transportation.

H.F. No. 2641: A bill for an act relating to financial institutions; making permanent the school bank pilot project; permitting an additional school bank for educational purposes; amending Laws 1997, chapter 157, section 71, as amended.

Referred to the Committee on Children, Families and Learning.

H.F. No. 2723: A bill for an act relating to McLeod county; extending the authority to temporarily office in Glencoe township; amending Laws 1995, chapter 207, article 2, section 37.

Referred to the Committee on Local and Metropolitan Government.

H.F. No. 2836: A bill for an act relating to the military; clarifying eligibility for membership in the National Guard and the organized militia; amending Minnesota Statutes 1998, section 190.06, subdivisions 1 and 3.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2982.

H.F. No. 2873: A bill for an act relating to Anoka county; clarifying the effect of certain requirements on an appointed department head; amending Laws 1989, chapter 243, section 2.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2516, now on General Orders.

H.F. No. 2749: A bill for an act relating to legislation; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, and superseded provisions; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 1998, sections 13.551, subdivision 1; 15.0591, subdivision 2; 15A.086; 17.101, subdivision 1; 43A.18, subdivision 4a; 47.58, subdivision 8; 60A.74, subdivision 6; 60H.05, subdivision 6; 103I.005, subdivision 22; 116J.966, subdivision 1; 136A.29, subdivision 19; 145.698, subdivision 1; 146.23, subdivision 6; 148.7805, subdivision 1; 204C.04, subdivision 2; 245A.04, subdivision 3; 256B.031, subdivision 2; 257.34, subdivision 1; 270.101, subdivision 1; 273.1398, subdivision 1; 275.065, subdivision 3a; 275.16; 281.21; 281.22; 287.28; 290.0802, subdivision 2; 299A.02; 319B.02, subdivision 13; 325D.33, subdivision 8; 325D.415; 352D.02, subdivision 1; 429.091, subdivision 8; 430.12; 459.35; 469.036; 469.040, subdivision 4; 469.063; 469.116, subdivision 8; 469.1733, subdivision 1; 469.178, subdivision 6; 469.203, subdivision 4; 473.3994, subdivision 13; 475.77; 574.03; and 611A.43; Minnesota Statutes 1999 Supplement, sections 3.739, subdivision 1; 10A.01, subdivisions 1 and 35; 13.99, subdivision 11; 16E.02, subdivision 2; 85.41, subdivision 1; 116J.70, subdivision 2a; 119A.04, subdivision 1; 119B.011, subdivision 15; 144A.46, subdivision 2; 147.09; 148.96, subdivision 3; 243.166, subdivision 1; 259.47, subdivision 8; 260B.007, subdivision 20; 260C.007, subdivision 19; 260C.163,

subdivision 11; 260C.176, subdivisions 1 and 2; 260C.178, subdivision 3; 260C.181, subdivision 2; 260C.201, subdivision 11; 260C.213, subdivision 1; 287.29, subdivision 1; 290.01, subdivision 19b; 465.797, subdivision 1; 504B.161, subdivision 1; 504B.181, subdivision 5; 515B.1-102; 515B.1-103; 515B.2-105; 515B.3-105; 515B.3-115; 515B.3-116; 515B.4-106; 515B.4-107; and 518.57, subdivision 3; Laws 1997, chapter 150, section 1; and Laws 1999, chapter 110, section 22; chapter 139, article 4, section 3; chapter 159, sections 2, 86, and 154; and chapter 205, article 1, section 1; repealing Minnesota Statutes 1998, sections 281.20; 421.11; 421.12; 421.13; 421.14; and 462A.21, subdivision 19; Minnesota Statutes 1999 Supplement, section 260C.401; Laws 1987, chapter 186, section 11; Laws 1989, chapter 282, article 5, section 45; Laws 1991, chapter 286, section 2; Laws 1994, chapter 572, section 6; Laws 1995, chapter 207, article 4, section 21, subdivision 4; Laws 1996, chapter 412, article 4, section 25; Laws 1997, chapter 85, article 3, section 18; article 4, section 20; chapter 187, article 1, section 4; chapter 203, article 11, section 3; chapter 217, article 1, section 89; Laws 1998, chapter 407, article 6, section 9; Laws 1999, chapter 154, section 3; chapter 159, sections 6, 18, 49, 90, 110, 112, and 113; chapter 177, sections 56 and 58; and chapter 216, article 2, section 5.

Referred to the Committee on Judiciary.

H.F. No. 1865: A bill for an act relating to courts; jury service; excusing from service nursing mothers; proposing coding for new law in Minnesota Statutes, chapter 593.

Referred to the Committee on Judiciary.

H.F. No. 2190: A bill for an act relating to education; modifying the composition of the school site decision-making team; amending Minnesota Statutes 1998, section 123B.04, subdivision 2.

Referred to the Committee on Children, Families and Learning.

H.F. No. 3142: A bill for an act relating to highways; designating the Richard J. Mathiowetz Memorial Highway; amending Minnesota Statutes 1998, section 161.14, by adding a subdivision.

Referred to the Committee on Transportation.

H.F. No. 3156: A bill for an act relating to highways; designating trunk highway No. 390, and marked as interstate highway I-35, the 34th Infantry (Red Bull) Division Highway; amending Minnesota Statutes 1998, section 161.14, by adding a subdivision.

Referred to the Committee on Transportation.

REPORTS OF COMMITTEES

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

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

S.F. No. 2684: A bill for an act relating to game and fish; modifying blaze orange requirements; amending Minnesota Statutes 1998, section 97B.071.

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

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

S.F. No. 3100: A bill for an act relating to game and fish; modifying provisions for designating experimental waters; modifying provisions for fishing contests; amending Minnesota Statutes 1998, sections 97C.001, subdivision 1; and 97C.081, subdivisions 2, 3, and by adding subdivisions.

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

Page 3, line 22, after the period, insert "First"

Page 3, line 23, after "applicants" insert "for established or traditional fishing contests, and second preference to applicants for contests that are not established as traditional fishing contests"

Page 3, line 35, delete "must" and insert "may"

Page 4, line 2, after "(b)" insert "Unless otherwise authorized by the commissioner,"

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. 2857: A bill for an act relating to natural resources; limiting authority of the metropolitan mosquito control commission to enter certain state lands; amending Minnesota Statutes 1998, section 473.704, subdivision 17.

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

Page 1, line 20, reinstate the stricken language

Page 1, delete line 21 and insert "commissioner of natural resources shall may allow the commission to"

Page 1, lines 22 and 23, reinstate the stricken language

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

Senator Sams from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 3120: A bill for an act relating to agriculture; allowing the commissioner of agriculture to establish alternative term expiration dates for members of the dairy research and promotion council; amending Minnesota Statutes 1998, section 17.54, subdivision 13.

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

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1998, section 17.54, subdivision 6, is amended to read:

Subd. 6. [ORGANIZATION.] (a) The commissioner shall serve as a member of each council without vote. Each council shall elect from its own membership a chair, a vice-chair, a secretary, and other officers the council deems appropriate. An executive committee of no more than five members including the officers may also be elected. Except as provided in paragraph (b), terms of the officers shall expire on June 30 of each year; however, they may serve until their successors have been elected but not beyond July 15.

(b) If the commissioner establishes an alternative expiration date for a specific council under subdivision 5 or 13, council members may serve on the council until their successors have been elected but not beyond 15 days after the expiration date."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, delete "subdivision" and insert "subdivisions 6 and"

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

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

S.F. No. 2989: A bill for an act relating to state government; the office of administrative hearings; authorizing the chief administrative law judge to establish a system of subject matter specialization for judges; amending Minnesota Statutes 1998, section 14.48.

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

Page 2, line 3, after the period, insert "The chief administrative law judge is subject to the provisions of the Minnesota Constitution, article VI, section 6, the jurisdiction of the board on judicial standards, and the provisions of the code of judicial conduct."

Page 2, delete lines 9 to 36 and insert:

"(b) All administrative law judges and workers' compensation judges must be learned in the law and must be free of any political or economic association that would impair their ability to function in a fair and impartial manner. Administrative law judges shall have demonstrated knowledge of administrative procedures and shall be free of any political or economic association that would impair their ability to function officially in a fair and objective manner. All workers' compensation judges shall be learned in the law, shall have demonstrated knowledge of workers' compensation laws and shall be free of any political or economic association that would impair their ability to function officially in a fair and objective manner.

(c) The appointment of individuals as workers' compensation judges or as administrative law judges does not preclude the chief administrative law judge from establishing a system of training to enable them to acquire demonstrable knowledge and to become qualified to conduct hearings in the area other than the area of their original appointment. Conducting hearings in the other area does not affect an administrative law judge's or workers' compensation judge's job class established pursuant to section 43A.07 or seniority within that job class. The chief administrative law judge shall annually notify the department of finance of the amount of credit payable to the workers' compensation special fund for time spent by workers' compensation judges on noncompensation proceedings.

(d) Administrative law judges and compensation judges are subject to the provisions of the code of judicial conduct. Administrative law and compensation judges may, however, serve as a member of a governmental board when so directed by the legislature. The chief administrative law judge shall provide training to administrative law and compensation judges about the requirements of the code and shall apply the provisions of the code to their actions. Only administrative law judges serving as temporary judges under a written contract are considered to be part-time judges for purposes of the code. Reports required to be filed by the code must be filed with the chief administrative law judge. The chief administrative law judge shall apply the provisions of the code of judicial conduct, to the extent applicable, to the other administrative law and compensation judges in a manner consistent with interpretations made by the board on judicial standards. The chief administrative law judge shall follow the procedural requirements of the commissioner's plan for state employees if any adverse personnel action is taken based in whole or in part as a violation of the code of judicial conduct.

(e) In addition to other duties provided by law, workers' compensation and administrative law judges may mediate, arbitrate, or take other appropriate action on matters referred to the office of administrative hearings by any member of the federal or state judicial branch or by the workers' compensation court of appeals.

Sec. 2. Minnesota Statutes 1998, section 14.50, is amended to read:

14.50 [HEARINGS BEFORE ADMINISTRATIVE LAW JUDGE.]

All hearings of state agencies required to be conducted under this chapter shall be conducted by

an administrative law judge assigned by the chief administrative law judge or by a workers' compensation judge assigned by the chief administrative law judge as provided in section 14.48. All hearings required to be conducted under chapter 176 shall be conducted by a compensation judge assigned by the chief administrative law judge or by an administrative law judge assigned by the chief administrative law judge as provided in section 14.48. In assigning administrative law judges or compensation judges to conduct such hearings, the chief administrative law judge shall attempt to utilize personnel having expertise in the subject to be dealt with in the hearing. ~~Only administrative law judges learned in the law shall be assigned to contested case hearings. Only compensation judges shall be assigned to workers' compensation matters.~~ It shall be the duty of the administrative law judge to: (1) advise an agency as to the location at which and time during which a hearing should be held so as to allow for participation by all affected interests; (2) conduct only hearings for which proper notice has been given; (3) see to it that all hearings are conducted in a fair and impartial manner. Except in the case of workers' compensation hearings involving claims for compensation it shall also be the duty of the administrative law judge to make a report on each proposed agency action in which the administrative law judge functioned in an official capacity, stating findings of fact and conclusions and recommendations, taking notice of the degree to which the agency has (i) documented its statutory authority to take the proposed action, (ii) fulfilled all relevant substantive and procedural requirements of law or rule, and (iii) in rulemaking proceedings, demonstrated the need for and reasonableness of its proposed action with an affirmative presentation of facts.

Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective December 31, 2000."

Amend the title as follows:

Page 1, delete line 5 and insert "training in additional areas for judges; providing ethical standards for the chief administrative law judge, administrative law judges, and compensation judges; amending"

Page 1, line 6, delete "section" and insert "sections" and after "14.48" insert "; and 14.50"

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. 2868: A bill for an act relating to human services; providing time lines for the transition to a new case-mix system based upon the federal minimum data set; requiring education and training programs and a report to the legislature; amending Minnesota Statutes 1999 Supplement, section 256B.435, by adding a subdivision.

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

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

Page 1, after line 20, insert:

"Sec. 2. [NURSING HOME CASE-MIX SYSTEM TRANSITION PLAN.]"

Page 1, line 21, delete "(b)" and insert "(a)" and after the first "commissioner" insert "of human services"

Page 1, line 22, after "under" insert "Minnesota Statutes,"

Page 1, line 24, delete "December 15, 2000" and insert "January 15, 2001"

Page 2, line 7, delete "this subdivision" and insert "section 1"

Page 2, line 22, delete "(c)" and insert "(b)"

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. 2896: A bill for an act relating to health; requiring the commissioner to develop procedures for the nursing home survey process; amending Laws 1999, chapter 245, article 3, section 45; repealing Minnesota Statutes 1998, section 144A.103; Minnesota Rules, part 4658.0515.

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

Delete everything after the enacting clause and insert:

"Section 1. [144A.62] [RESIDENT ATTENDANTS.]

Subdivision 1. [ASSISTANCE WITH EATING AND DRINKING.] A nursing home may employ resident attendants to assist with the activities authorized under subdivision 2. The resident attendant will not be counted in the minimum staffing requirements under rules implementing this act.

Subd. 2. [DEFINITION.] "Resident attendant" means an individual who assists residents in a nursing home with the activities of eating and drinking. A resident attendant does not include an individual who:

- (1) is a licensed health professional or a registered dietitian;
- (2) volunteers without monetary compensation; or
- (3) is a registered nursing assistant.

Subd. 3. [REQUIREMENTS.] A nursing home may not use on a full-time or other paid basis any individual as a resident attendant in the nursing home unless the individual:

- (1) has completed a training and competency evaluation program encompassing the tasks the individual provides;
- (2) is competent to provide feeding and hydration services; and
- (3) is under the supervision of the director of nursing.

Subd. 4. [EVALUATION.] The training and competency evaluation program may be facility based. It must include, at a minimum, the training and competency standards for eating and drinking assistance contained in the nursing assistant training curriculum.

Subd. 5. [CRIMINAL BACKGROUND CHECK.] A person seeking employment as a resident attendant is subject to the criminal background check requirements.

Sec. 2. [NURSING HOME SURVEY PROCESS.]

(a) The commissioner of health, in consultation with the long-term care ombudsman, nursing home consumer and advocacy groups, nursing home provider organizations, unions representing nursing home employees, and other health care professionals shall examine state and federal rules and regulations governing the provision of care in nursing homes and develop and implement, upon receipt of necessary federal approval, alternative procedures for the nursing home survey process. The commissioner shall pursue changes to federal law necessary to accomplish this process and shall apply for any necessary federal waivers or approval.

(b) If a federal waiver is required, the commissioner shall submit the waiver request no later than May 15, 2000. The commissioner shall pursue any necessary federal law changes by July 1, 2000. The alternative procedures shall be implemented January 1, 2001, or upon federal approval.

(c) The alternative procedures for the nursing home survey process shall:

(1) reward nursing homes with very good performance by extending intervals between full surveys based on criteria to be established by the commissioner;

(2) use other existing or new mechanisms to provide objective assessments of quality and to measure quality improvement;

(3) provide for frequent collaborative interaction of facility staff and surveyors rather than a punitive approach; and

(4) use department resources more effectively and efficiently to target problem areas.

(d) Upon implementation of the alternative survey process, the commissioner shall work in conjunction with industry stakeholders to evaluate the qualitative benefits and effectiveness of the new process and to ensure that the resources of the health department are properly aligned with the alternative survey process. Prior to implementation of the alternative survey process, the commissioner must provide assurance to residents and family members that the new process will not reduce or restrict the quality of care provided to all residents.

Sec. 3. Laws 1999, chapter 245, article 3, section 45, is amended to read:

Sec. 45. [STATE LICENSURE CONFLICTS WITH FEDERAL REGULATIONS.]

(a) Notwithstanding the provisions of Minnesota Rules, part 4658.0520, an incontinent resident must be checked according to a specific time interval written in the resident's care plan. The resident's attending physician must authorize in writing any interval longer than two hours unless the resident, if competent, or a family member or legally appointed conservator, guardian, or health care agent of a resident who is not competent, agrees in writing to waive physician involvement in determining this interval.

(b) This section expires July 1, 2001.

Sec. 4. [DEFENSIVE DOCUMENTATION.]

The commissioner of health, in consultation with the nursing home industry, consumers, unions representing nursing home employees, and advocates, shall develop and report to the legislature by January 15, 2001, with a proposal to resolve the issue of defensive documentation in nursing homes.

Sec. 5. [FEDERAL WAIVER REQUEST.]

The commissioner of health shall seek a waiver from the federal government to decrease the amount of paperwork nursing homes must complete when a stay in a nursing home is less than 30 days.

Sec. 6. [REGULATIONS THAT IMPEDE DIRECT CARE OF RESIDENTS.]

The commissioners of health and human services, in consultation with trade groups, consumers, advocates, unions representing nursing home employees, and families, shall develop and report to the legislature by January 15, 2001, with a proposal to decrease regulations that impede direct care of residents in nursing homes.

Sec. 7. [REPEALER.]

Minnesota Statutes 1998, section 144A.103, is repealed. Minnesota Rules, part 4658.0515, is repealed.

Sec. 8. [EFFECTIVE DATE.]

Section 2 is effective the day following final enactment."

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "allowing nursing homes to train and employ resident assistants to assist residents with eating and drinking; requiring various studies and reports;"

Page 1, line 5, after the semicolon, insert "proposing coding for new law in Minnesota Statutes, chapter 144A;"

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. 2546: A bill for an act relating to natural resources; providing for the recovery of sunken logs on inland waters; proposing coding for new law in Minnesota Statutes, chapter 103G.

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.650] [RECOVERING SUNKEN LOGS ON INLAND WATERS.]

Subdivision 1. [DEFINITIONS.] (a) Unless the language or context clearly indicates that a different meaning is indicated, the following terms, for the purposes of this section, shall have the meanings given to them.

(b) "Log" means a portion of the trunk of a felled tree that has not been further processed for any end use.

(c) "Person" means a natural person acting personally, or in a representative capacity, or a corporation, firm, or association of whatever nature or kind.

(d) "Submerged lands" means beds of navigable waters below the low water mark.

(e) "Inland waters" means navigable bodies of water within the boundaries of Minnesota, excluding boundary lakes and boundary rivers.

(f) "District office" means the office of the area forest supervisor, unless otherwise stipulated in a lease issued under this section.

(g) "Officer" means a forest officer, conservation officer, or other peace officer.

Subd. 2. [TITLE TO SUNKEN LOGS.] Notwithstanding section 16B.25, title and ownership of a log or historical artifact that rests for more than one year on submerged land owned by the state in inland waters is considered abandoned property that has forfeited to the state.

Subd. 3. [APPLICATION TO REMOVE SUNKEN LOGS.] A person who wishes to raise and remove logs that are resting on submerged lands owned by the state and that are located in inland waters shall make application to the commissioner for a lease. A person may not hold more than three leases at one time. Each lease shall be for a specific lake or river. A resident applicant shall include with the application a fee of \$500. A nonresident applicant shall include a fee of \$2,500. The applicant shall:

(1) identify the inland lake or river where the logs will be raised;

(2) identify the submerged land area requested for the lease by providing the section, township, and range in which the inland water is located;

(3) specify the methods to be used in raising the sunken logs, including any techniques with the potential to disturb lake bed material;

(4) provide evidence of a general liability insurance policy that names the state as a coinsured party and that is in force for the lease with limits of at least \$300,000 per occurrence and \$1,000,000 in aggregate; and

(5) include any additional information required by the commissioner.

Subd. 4. [REVIEW OF APPLICATIONS.] The commissioner shall review applications in order by time and date received to preclude the possibility of two or more applications filing for the same lease. The commissioner shall immediately notify the Minnesota historical society of an impending application. The commissioner shall publish notice of each application in the State Register and allow 30 days for public comment. Within 60 days after the time date stamp of receipt, the commissioner shall either approve, modify and approve, or deny an application. In determining whether to approve an application, the commissioner shall consider:

- (1) whether the project requires a permit under section 103G.245;
- (2) whether the proposed project may affect public rights in navigable waters;
- (3) whether the proposed project is subject to any requirements arising under federal law; and
- (4) whether the project meets ecological criteria for protection of fish, wildlife, and native plants and their habitats.

Subd. 5. [LEASE TERMS.] The following terms and conditions shall be specified in leases issued under this section:

(1) a lease is effective for three years and is not transferable. A lease may be renewed within 90 days of expiration for a fee of \$50;

(2) within one year of the effective date of the lease, the lessee shall commence operations to recover the logs covered by the lease or the lease shall be canceled;

(3) the lake or river where the sunken logs may be raised pursuant to the lease. No lake or river may be covered by more than one lease under this section unless the water body is located in more than one county, in which case one lease may be issued in each county;

(4) the lessee shall comply with all conditions attached to the lease by the commissioner to protect the public rights in navigable water, ensure compliance with federal requirements, and protect aquatic habitats;

(5) the lessee shall only recover logs that are submerged at a water depth of 20 feet or more and is entitled to ownership of only the sunken logs recovered during the time period covered by the lease from submerged lands described in the lease;

(6) the location of where the recovered logs are deposited on shore shall be subject to approval by the commissioner but in no case shall the operations interfere with the public's use of public accesses;

(7) the lessee shall plainly place the number of the lease upon all logs recovered to adequately identify the logs from the time they are hauled onto shore until they are delivered to the manufacturing facility where they will be processed;

(8) the commissioner reserves the right to revoke the lease for failure to follow the terms and conditions of the lease;

(9) the only acceptable method of recovery is by winching so as to minimize disturbance of lake or riverbed material;

(10) the commissioner shall bill the lessee for the value of the recovered logs based on a rate of 25 percent of the weighted average selling price for all logs sold from state lands for the preceding 12 months;

(11) if the commissioner determines that use of the lease area will interfere with the present or future management objectives of the commissioner, a lease may be canceled upon 21 business days' written notice from the commissioner to the lessee;

(12) the lessee shall indemnify the commissioner against all claims, damages, costs, and expenses, including attorney fees, arising either from reclamation or from any negligence on the part of the lessee;

(13) all divers used in recovery must be certified by the National Association of Scuba Diving Schools or the Professional Association of Diving Instructors, or have at least 20 hours of scuba diving experience;

(14) a lessee must notify personnel at the appropriate department district office five working days prior to raising submerged logs;

(15) the commissioner and staff shall have access to lease premises, recovery vehicles, and land vehicles for inspection at any and all reasonable times. Failure to comply shall result in immediate suspension of recovery and loss of the lease;

(16) it is the responsibility of the lessee to notify the Minnesota historical society prior to commencing log removal. Upon locating historic items, the lessee must notify the Minnesota historical society within one business day. The historical society shall then make a determination on the disposition of the items found. The staff of the historical society shall have access to lease premises, recovery vehicles, and land vehicles for inspection at any and all reasonable times. Failure to comply with this clause shall result in immediate and permanent suspension of all leases held by the lessee;

(17) an officer shall have the power to enforce the terms and conditions of a lease issued under this section;

(18) if the lessee finds what the lessee reasonably believes to be a pollutant or contaminant, the lessee shall contact the pollution control agency within 24 hours; and

(19) if the lessee recovers a log with an American Indian tribal mark or brand, the lessee shall notify the nearest tribal government authority within five business days.

Subd. 6. [DISPOSITION OF REVENUE.] Money collected under this section shall be deposited as follows:

(1) application fees shall be deposited in the general fund;

(2) lease proceeds shall be deposited in the game and fish fund unless the submerged lands are permanent school fund lands; and

(3) lease proceeds for leases of submerged lands that are permanent school fund lands shall be deposited in the permanent school fund.

Subd. 7. [PENALTIES.] (a) Recovery of sunken logs that are removed from submerged lands without a lease issued by the commissioner under this section is trespass as defined in section 90.301.

(b) After the first offense under this subdivision, a person may not apply for or work under a lease issued under this section to remove sunken logs for a period of one year.

(c) After the second offense under this subdivision, a person may not apply for or work under a lease issued under this section to remove sunken logs.

Sec. 2. [PROGRAM REPORT.]

No later than June 30, 2003, the commissioner of natural resources shall report to the legislature on the recovery of sunken logs under Minnesota Statutes, section 103G.650. The report shall include a fiscal note.

Sec. 3. [REPEALER.]

Minnesota Statutes 1998, section 514.53, is repealed.

Sec. 4. [EFFECTIVE DATE.]

Sections 1 to 3 are effective June 1, 2000."

Delete the title and insert:

"A bill for an act relating to natural resources; providing for the recovery of sunken logs in inland waters; proposing coding for new law in Minnesota Statutes, chapter 103G; repealing Minnesota Statutes 1998, section 514.53."

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

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

S.F. No. 2237: A bill for an act relating to government data practices; modifying charges allowable for copies of government data; limiting copyright of data; limiting authority of local governments to disseminate private or confidential data; prohibiting monitoring of citizens requesting access to public data; requiring government entities to have a data practices compliance officer; providing for administrative remedies; amending Minnesota Statutes 1998, sections 13.03, subdivisions 3 and 5; and 13.05, subdivision 3, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 13.

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 1999 Supplement, section 13.03, subdivision 3, is amended to read:

Subd. 3. [REQUEST FOR ACCESS TO DATA.] (a) Upon request to a responsible authority or designee, a person shall be permitted to inspect and copy public government data at reasonable times and places, and, upon request, shall be informed of the data's meaning. If a person requests access for the purpose of inspection, the responsible authority may not assess a charge or require the requesting person to pay a fee to inspect data.

(b) For purposes of this section, "inspection" includes, but is not limited to, the visual inspection of paper and similar types of government data. Inspection does not include printing copies by the government entity, unless printing a copy is the only method to provide for inspection of the data. In the case of data stored in electronic form and made available in electronic form on a remote access basis to the public by the government entity, inspection includes remote access to the data by the public and the ability to print copies of or download the data on the public's own computer equipment. Nothing in this section prohibits a government entity from charging a reasonable fee for remote access to data under a specific statutory grant of authority. A government entity may charge a fee for remote access to data where either the data or the access is enhanced at the request of the person seeking access.

(c) The responsible authority or designee shall provide copies of public data upon request. If a person requests copies or electronic transmittal of the data to the person, the responsible authority may require the requesting person to pay the actual costs of searching for and retrieving government data, including the cost of employee time, and for making, certifying, compiling, and electronically transmitting the copies of the data or the data, but may not charge for separating public from not public data. If the responsible authority or designee is not able to provide copies at the time a request is made, copies shall be supplied as soon as reasonably possible.

(d) When a request under this subdivision involves any person's receipt of copies of public government data that has commercial value and is a substantial and discrete portion of or an entire formula, pattern, compilation, program, device, method, technique, process, database, or system developed with a significant expenditure of public funds by the agency, the responsible authority may charge a reasonable fee for the information in addition to the costs of making, certifying, and compiling the copies. Any fee charged must be clearly demonstrated by the agency to relate to the

actual development costs of the information. The responsible authority, upon the request of any person, shall provide sufficient documentation to explain and justify the fee being charged.

(e) The responsible authority of a state agency, statewide system, or political subdivision that maintains public government data in a computer storage medium shall provide to any person making a request under this section a copy of any public data contained in that medium, in electronic form, if the government entity can reasonably make the copy or have a copy made. This does not require a government entity to provide the data in an electronic format or program that is different from the format or program in which the data are maintained by the government entity. The entity may require the requesting person to pay the actual cost of providing the copy.

(e) (f) If the responsible authority or designee determines that the requested data is classified so as to deny the requesting person access, the responsible authority or designee shall inform the requesting person of the determination either orally at the time of the request, or in writing as soon after that time as possible, and shall cite the specific statutory section, temporary classification, or specific provision of federal law on which the determination is based. Upon the request of any person denied access to data, the responsible authority or designee shall certify in writing that the request has been denied and cite the specific statutory section, temporary classification, or specific provision of federal law upon which the denial was based.

Sec. 2. Minnesota Statutes 1998, section 13.03, subdivision 5, is amended to read:

Subd. 5. [COPYRIGHT OR PATENT OF COMPUTER PROGRAM OF GOVERNMENT DATA.] Nothing in this chapter or any other statute shall be construed to prevent A state agency, statewide system, or political subdivision from acquiring may enforce a copyright or acquire a patent for a computer software program or components of a program created by that government agency without statutory authority. In the event that a government agency does acquire acquires a patent or copyright to a computer software program or component of a program, the data shall be treated as trade secret information pursuant to section 13.37.

Sec. 3. Minnesota Statutes 1998, section 13.05, subdivision 3, is amended to read:

Subd. 3. [GENERAL STANDARDS FOR COLLECTION AND STORAGE.] Collection and, storage, and use of all data on individuals and the use and dissemination of private and confidential data on individuals shall be is limited to that necessary for the administration and management of programs specifically authorized by the legislature or local governing body or mandated by the federal government. Dissemination of private or confidential data on individuals is limited to that necessary for the administration and management of programs specifically authorized by the legislature or mandated by the federal government.

Sec. 4. Minnesota Statutes 1998, section 13.05, is amended by adding a subdivision to read:

Subd. 12. [MONITORING OF CITIZENS.] Unless specifically authorized by statute, state agencies, statewide systems, and political subdivisions may not require citizens to identify themselves, state a reason for, or justify a request to gain access to public government data. A citizen may be asked to provide certain identifying or clarifying information for the sole purpose of facilitating access to the data.

Sec. 5. Minnesota Statutes 1998, section 13.05, is amended by adding a subdivision to read:

Subd. 13. [DATA PRACTICES COMPLIANCE OFFICIAL.] By December 1, 2000, each responsible authority or other appropriate authority in every government entity shall appoint or designate an employee of the government entity to act as the entity's data practices compliance official. The data practices compliance official is the designated employee of the government entity to whom citizens may direct questions or concerns regarding problems in obtaining access to data or other data practices problems. The data practices compliance official is responsible for monitoring and facilitating compliance with this chapter by the government entity. The responsible authority may be the data practices compliance official. By January 15, 2001, the responsible authority or other appropriate authority in every government entity shall report, in a form prescribed by the commissioner, the name of the individual designated as the data practices

compliance official. Whenever the government entity makes a change in the individual assigned to the position of data practices compliance official, it shall report that change to the commissioner. Each biennial budget session, the commissioner shall report to the legislature with information on which government entities have failed to file reports under this subdivision.

Sec. 6. [13.081] [ADMINISTRATIVE REMEDIES.]

Subdivision 1. [COMPLAINTS.] Any person who believes that a government entity is not in compliance with this chapter may file a complaint with the commissioner. The commissioner shall specify the form of the complaint. The commissioner shall conduct an investigation to determine whether the complaint is valid or whether another alternative dispute resolution process exists to address the issue presented. If the commissioner determines the complaint is not valid or another alternative dispute resolution process is a more appropriate forum for resolving the dispute, the commissioner shall dismiss the complaint and so inform the person who filed the complaint and the government entity that was the subject of the complaint. If the commissioner determines the complaint is valid, the commissioner may take any of the actions under subdivision 2 or 3 to resolve the complaint.

Subd. 2. [INFORMAL RESOLUTION OF COMPLAINT.] The commissioner may attempt to resolve a complaint informally or, with the consent of both parties, refer the matter to an alternative dispute resolution process and use the services of the office of dispute resolution or the office of administrative hearings to arbitrate or mediate the dispute.

Subd. 3. [FORMAL RESOLUTION OF COMPLAINT.] (a) The commissioner may refer a complaint to the office of administrative hearings for formal resolution. A complaint referred by the commissioner must be heard as a contested case, except that the report of the administrative law judge is binding on all parties to the proceeding and, if appropriate, must be implemented by an order as provided for below. The hearing must be conducted at a place designated by the commissioner within the county where the alleged violation occurred or where the complainant resides or has a principal place of business. The hearing must be conducted under sections 14.57 to 14.62, and is subject to appeal under sections 14.63 to 14.68.

(b) The administrative law judge shall make findings of fact and conclusions of law and, if the administrative law judge finds that the government entity has violated this chapter, the administrative law judge shall issue an order directing the government entity to take affirmative action as in the judgment of the administrative law judge will effectuate the purposes of this chapter. The order is a final decision of the commissioner. If the administrative law judge determines that the government entity's failure to comply with this chapter has caused damage to the complainant, the administrative law judge may also order the government entity to pay any actual damages.

Subd. 4. [CIVIL DAMAGE ACTION PRECLUDED.] A person who files a complaint under this section may not bring an action for damages under section 13.08.

Sec. 7. [EFFECTIVE DATE.]

Section 6 is effective July 1, 2001."

Delete the title and insert:

"A bill for an act relating to government data practices; providing for electronic copies of data; limiting authority of local governments to disseminate private or confidential data; prohibiting monitoring of citizens requesting access to public data; requiring government entities to have a data practices compliance official; providing for administrative remedies; amending Minnesota Statutes 1998, sections 13.03, subdivision 5; and 13.05, subdivision 3, and by adding subdivisions; Minnesota Statutes 1999 Supplement, section 13.03, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 13."

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

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

S.F. No. 2615: A bill for an act relating to public health; providing that a person who leaves an unharmed newborn child at a hospital may not be prosecuted; providing for duties to be undertaken by a hospital when accepting an unharmed newborn child; providing immunity from liability for hospitals and their personnel when carrying out those duties; proposing coding for new law in Minnesota Statutes, chapters 145; and 609.

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

Page 1, line 13, before "A" insert "Subdivision 1. [GENERAL.]"

Page 1, after line 24, insert:

"Subd. 2. [MANDATED REPORTER IMMUNITY.] A hospital performing duties under this section, or an employee, doctor, or other medical professional working at the hospital who is a mandated reporter under section 626.556, is immune from any criminal or civil liability that otherwise might result from the failure to make a report under that section if the person is acting in good faith in complying with this section.

Subd. 3. [LIMITED DUTY TO SEARCH FOR RELATIVES.] A local social service agency taking custody of a child after discharge from a hospital that received a child under subdivision 2 is not required to search for relatives of the child as a placement or permanency option under section 260C.193 or to implement other placement requirements that give a preference to relatives if the agency does not have information as to the identity of the child, the child's mother, or the child's father."

Amend the title as follows:

Page 1, line 7, after the semicolon, insert "limiting duty to implement certain relative preference placement requirements;"

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

Senator Spear from the Committee on Crime Prevention, to which was referred

S.F. No. 3154: A bill for an act relating to public defense; authorizing access to various criminal and juvenile justice databases for purposes of criminal defense; amending Minnesota Statutes 1998, sections 299C.147, subdivisions 2 and 3; 299C.46, subdivision 3, and by adding a subdivision; Minnesota Statutes 1999 Supplement, section 299C.095, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 611.

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

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

S.F. No. 2439: A bill for an act relating to taxation; gambling; reducing the rates of tax on lawful gambling; amending Minnesota Statutes 1999 Supplement, section 297E.02, subdivisions 1, 4, and 6.

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

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

S.F. No. 2903: A bill for an act relating to gambling; changing paddlewheel location and prize requirements; allowing lawful gambling organizations to pay for premises; amending Minnesota

Statutes 1998, sections 349.12, subdivision 19; 349.15, by adding a subdivision; 349.18, subdivisions 1 and 2; 349.19, subdivision 10; 349.211, subdivision 4; and 349.213, subdivision 1.

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

Page 1, after line 19, insert:

"Sec. 2. Minnesota Statutes 1998, section 349.12, subdivision 25, is amended to read:

Subd. 25. [LAWFUL PURPOSE.] (a) "Lawful purpose" means one or more of the following:

(1) any expenditure by or contribution to a 501(c)(3) or festival organization, as defined in subdivision 15a, provided that the organization and expenditure or contribution are in conformity with standards prescribed by the board under section 349.154, which standards must apply to both types of organizations in the same manner and to the same extent;

(2) a contribution to an individual or family suffering from poverty, homelessness, or physical or mental disability, which is used to relieve the effects of that poverty, homelessness, or disability;

(3) a contribution to an individual for treatment for delayed posttraumatic stress syndrome or a contribution to a program recognized by the Minnesota department of human services for the education, prevention, or treatment of compulsive gambling;

(4) a contribution to or expenditure on a public or private nonprofit educational institution registered with or accredited by this state or any other state;

(5) a contribution to a scholarship fund for defraying the cost of education to individuals where the funds are awarded through an open and fair selection process;

(6) activities by an organization or a government entity which recognize humanitarian or military service to the United States, the state of Minnesota, or a community, subject to rules of the board, provided that the rules must not include mileage reimbursements in the computation of the per occasion reimbursement limit and must impose no aggregate annual limit on the amount of reasonable and necessary expenditures made to support:

(i) members of a military marching or color guard unit for activities conducted within the state; or

(ii) members of an organization solely for services performed by the members at funeral services; or

(iii) members of military marching, color guard, or honor guard units may be reimbursed for participating in color guard, honor guard, or marching unit events within the state at a per participant rate of up to \$35 per occasion;

(7) recreational, community, and athletic facilities and activities intended primarily for persons under age 21, provided that such facilities and activities do not discriminate on the basis of gender and the organization complies with section 349.154;

(8) payment of local taxes authorized under this chapter, taxes imposed by the United States on receipts from lawful gambling, the taxes imposed by section 297E.02, subdivisions 1, 4, 5, and 6, and the tax imposed on unrelated business income by section 290.05, subdivision 3;

(9) payment of real estate taxes and assessments on permitted gambling premises wholly owned by the licensed organization paying the taxes, not to exceed:

(i) for premises used for bingo, the amount that an organization may expend under board rules on rent for bingo; and

(ii) \$35,000 per year for premises used for other forms of lawful gambling;

(10) a contribution to the United States, this state or any of its political subdivisions, or any agency or instrumentality thereof other than a direct contribution to a law enforcement or prosecutorial agency;

(11) a contribution to or expenditure by a nonprofit organization which is a church or body of communicants gathered in common membership for mutual support and edification in piety, worship, or religious observances;

(12) payment of one-half of the reasonable costs of an audit required in section 297E.06, subdivision 4;

(13) a contribution to or expenditure on a wildlife management project that benefits the public at-large, provided that the state agency with authority over that wildlife management project approves the project before the contribution or expenditure is made;

(14) expenditures, approved by the commissioner of natural resources, by an organization for grooming and maintaining snowmobile trails that are (1) grant-in-aid trails established under section 85.019, or (2) other trails open to public use, including purchase or lease of equipment for this purpose; or

(15) conducting nutritional programs, food shelves, and congregate dining programs primarily for persons who are age 62 or older or disabled.

(b) Notwithstanding paragraph (a), "lawful purpose" does not include:

(1) any expenditure made or incurred for the purpose of influencing the nomination or election of a candidate for public office or for the purpose of promoting or defeating a ballot question;

(2) any activity intended to influence an election or a governmental decision-making process;

(3) the erection, acquisition, improvement, expansion, repair, or maintenance of real property or capital assets owned or leased by an organization, unless the board has first specifically authorized the expenditures after finding that (i) the real property or capital assets will be used exclusively for one or more of the purposes in paragraph (a); (ii) with respect to expenditures for repair or maintenance only, that the property is or will be used extensively as a meeting place or event location by other nonprofit organizations or community or service groups and that no rental fee is charged for the use; (iii) with respect to expenditures, including a mortgage payment or other debt service payment, for erection or acquisition only, that the erection or acquisition is necessary to replace with a comparable building, a building owned by the organization and destroyed or made uninhabitable by fire or natural disaster, provided that the expenditure may be only for that part of the replacement cost not reimbursed by insurance; (iv) with respect to expenditures, including a mortgage payment or other debt service payment, for erection or acquisition only, that the erection or acquisition is necessary to replace with a comparable building a building owned by the organization that was acquired from the organization by eminent domain or sold by the organization to a purchaser that the organization reasonably believed would otherwise have acquired the building by eminent domain, provided that the expenditure may be only for that part of the replacement cost that exceeds the compensation received by the organization for the building being replaced; or (v) with respect to an expenditure to bring an existing building into compliance with the Americans with Disabilities Act under item (ii), an organization has the option to apply the amount of the board-approved expenditure to the erection or acquisition of a replacement building that is in compliance with the Americans with Disabilities Act;

(4) an expenditure by an organization which is a contribution to a parent organization, foundation, or affiliate of the contributing organization, if the parent organization, foundation, or affiliate has provided to the contributing organization within one year of the contribution any money, grants, property, or other thing of value;

(5) a contribution by a licensed organization to another licensed organization unless the board has specifically authorized the contribution. The board must authorize such a contribution when requested to do so by the contributing organization unless it makes an affirmative finding that the contribution will not be used by the recipient organization for one or more of the purposes in paragraph (a); or

(6) a contribution to a statutory or home rule charter city, county, or town by a licensed organization with the knowledge that the governmental unit intends to use the contribution for a pension or retirement fund."

Page 2, after line 1, insert:

"Sec. 4. Minnesota Statutes 1998, section 349.163, is amended by adding a subdivision to read:

Subd. 9. [SALES REQUIRED.] No licensed manufacturer may refuse to sell gambling supplies, including pull-tab games, to a licensed distributor unless:

(1) a specific game sold on an exclusive basis is at issue;

(2) the manufacturer does not sell such gambling materials to any other distributor in Minnesota;

(3) a Minnesota statute or rule prohibits such a sale; or

(4) the distributor is delinquent on any payment owed to the manufacturer."

Pages 3 and 4, delete section 5

Page 6, after line 16, insert:

"Sec. 9. [EFFECTIVE DATE.]

Sections 1 to 8 are effective the day following final enactment."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "expanding the definition of lawful purpose; requiring manufacturers to sell gambling supplies in certain cases;"

Page 1, line 5, delete "subdivision" and insert "subdivisions" and after "19" insert "and 25"

Page 1, line 6, after the semicolon, insert "349.163, by adding a subdivision;"

Page 1, line 7, delete "349.19, subdivision 10;"

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

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

S.F. No. 2273: A bill for an act relating to Internet gambling; requiring study of costs and benefits.

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

Page 1, line 9, delete "2000" and insert "2001"

Page 1, line 18, after the period, insert "The costs of conducting the study and producing the report shall be incurred by the Minnesota state lottery and come out of its administrative budget."

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. 2567: A bill for an act relating to human services; mental retardation protection; requiring legislative recommendations.

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

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

S.F. No. 2296: A bill for an act relating to state government; extending the expiration date of the council on disability; amending Minnesota Statutes 1998, section 256.482, subdivision 8.

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

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

S.F. No. 2521: A bill for an act relating to local government; establishing standards for the creation of corporations by political subdivisions; providing for the continuation of existing corporations created by political subdivisions; amending Minnesota Statutes 1998, section 238.08, subdivision 3; proposing coding for new law in Minnesota Statutes 1998, chapter 465; repealing Minnesota Statutes 1998, section 465.715, subdivisions 1, 2, and 3; Minnesota Statutes 1999 Supplement, section 465.715, subdivision 1a.

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

Page 2, line 16, delete "7" and insert "6"

Page 2, delete lines 34 to 36

Page 3, delete lines 1 to 7

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

Page 3, line 17, delete "8" and insert "7"

Page 4, line 21, delete "9" and insert "8"

Page 4, line 25, delete "10" and insert "9"

Page 4, line 35, delete everything after the period

Page 4, delete line 36

Page 5, delete lines 1 to 3

Page 5, line 4, delete everything before "data" and insert " The"

Page 5, line 7, delete "11" and insert "10"

Page 5, after line 10, insert:

"Subd. 11. [DATA.] (a) The following government data of a corporation subject to this section that are provided by a private business are private data on individuals or nonpublic data, as defined in section 13.02:

(1) trade secret information, as defined in section 13.37; and

(2) financial statements; credit reports; business plans; income and expense projections; customer lists; balance sheets; income tax returns; and design, market, and feasibility studies not paid for with public funds.

(b) The following government data of the corporation are private data on individuals or nonpublic data, as defined in section 13.02:

(1) trade secret information, as defined in section 13.02; and

(2) other data, to the extent the corporation is competing with other organizations providing the same goods or services and disclosure of the data would impair the ability of the corporation to compete."

Page 6, line 14, delete "10" and insert "9"

Page 7, delete lines 25 to 34

Page 7, line 35, delete "9" and insert "8"

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

Page 8, line 18, after the period, insert "A corporation may not be exempted from section 471.705, the Minnesota Open Meeting Law, sections 138.163 to 138.25, the Records Management Act, or Chapter 13, the Minnesota Government Data Practices Act."

Page 9, line 20, delete "11" and insert "10"

Page 9, line 24, delete "12" and insert "11"

Page 9, line 34, delete everything after the period

Page 9, delete lines 35 and 36

Page 10, delete lines 1 and 2

Page 10, line 3, delete everything before "data" and insert "The"

Page 10, line 6, delete "13" and insert "12"

Page 10, after line 9, insert:

"Subd. 13. [DATA.] (a) The following government data of a corporation subject to this section that are provided by a private business are private data on individuals or nonpublic data, as defined in section 13.02:

(1) trade secret information, as defined in section 13.37; and

(2) financial statements; credit reports; business plans; income and expense projections; customer lists; balance sheets; income tax returns; and design, market, and feasibility studies not paid for with public funds.

(b) The following government data of the corporation are private data on individuals or nonpublic data, as defined in section 13.02:

(1) trade secret information, as defined in section 13.02;

(2) other data, to the extent the corporation is competing with other organizations providing the same goods or services and disclosure of the data would impair the ability of the corporation to compete; and

(3) data identified in section 13.491 collected or received by a transit organization."

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

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

S.F. No. 2992: A bill for an act relating to data practices; motor vehicle and license data; conforming Minnesota Statutes with federal law; prohibiting the department of public safety or other licensing agency from disclosing a registered owner's or license applicant's personal information under certain circumstances unless that person expressly consents; amending Minnesota Statutes 1998, sections 13.41, by adding a subdivision; 168.346; and 171.12, subdivision 7; repealing Minnesota Statutes 1998, section 171.12, subdivision 7a.

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 1998, section 168.346, is amended to read:

168.346 [PRIVACY OF NAME OR RESIDENCE ADDRESS.]

(a) The registered owner of a motor vehicle may request in writing that the owner's residence address or name and residence address be classified as private data on individuals, as defined in section 13.02, subdivision 12. The commissioner shall grant the classification upon receipt of a signed statement by the owner that the classification is required for the safety of the owner or the owner's family, if the statement also provides a valid, existing address where the owner consents to receive service of process. The commissioner shall use the mailing address in place of the residence address in all documents and notices pertaining to the motor vehicle. The residence address or name and residence address and any information provided in the classification request, other than the mailing address, are private data on individuals and may be provided to requesting law enforcement agencies, probation and parole agencies, and public authorities, as defined in section 518.54, subdivision 9.

(b) An individual registered owner of a motor vehicle must be informed in a clear and conspicuous manner on the forms for issuance or renewal of titles and registrations, that the owner's personal information may be disclosed to any person who makes a request for the personal information, and that, except for uses permitted by United States Code, title 18, section 2721, clause (b), the registered owner may prohibit disclosure of the personal information by so indicating on the form. For purposes of this paragraph, access by requesters making requests described in section 168.345, subdivision 4, is deemed to be related to public safety.

(c) At the time of registration or renewal, the individual registered owner of a motor vehicle must also be informed in a clear and conspicuous manner on forms that the owner's personal information may be used, rented, or sold solely for bulk distribution by organizations for business purposes including surveys, marketing, and solicitation. The commissioner shall implement methods and procedures that enable the registered owner to request that bulk surveys, marketing, or solicitation not be directed to the owner. If the registered owner so requests, the commissioner shall implement the request in a timely manner and the personal information may not be so used.

(d) To the extent permitted by United States Code, title 18, section 2721, data on individuals provided to register a motor vehicle is public data on individuals and shall be disclosed as permitted by United States Code, title 18, section 2721, clause (b).

(e) Notwithstanding paragraphs (b) to (d), the commissioner shall implement a system to provide for express consent to the release of personal information, but only to the extent required by United States Code, title 18, section 2721, clause (b).

Sec. 2. Minnesota Statutes 1998, section 171.12, subdivision 7, is amended to read:

Subd. 7. [PRIVACY OF RESIDENCE ADDRESS.] (a) An applicant for a driver's license or a Minnesota identification card may request that the applicant's residence address be classified as private data on individuals, as defined in section 13.02, subdivision 12. The commissioner shall grant the classification upon receipt of a signed statement by the individual that the classification is required for the safety of the applicant or the applicant's family, if the statement also provides a valid, existing address where the applicant consents to receive service of process. The commissioner shall use the mailing address in place of the residence address in all documents and notices pertaining to the driver's license or identification card. The residence address and any information provided in the classification request, other than the mailing address, are private data on individuals and may be provided to requesting law enforcement agencies, probation and parole agencies, and public authorities, as defined in section 518.54, subdivision 9.

(b) An applicant for a driver's license or a Minnesota identification card must be informed in a clear and conspicuous manner on the forms for the issuance or renewal that the applicant's personal information may be disclosed to any person who makes a request for the personal

information, and that except for uses permitted by United States Code, title 18, section 2721, clause (b), the applicant may prohibit disclosure of the personal information by so indicating on the form.

(c) An applicant for a driver's license or a Minnesota identification card must be also informed in a clear and conspicuous manner on forms that the applicant's personal information may be used, rented, or sold solely for bulk distribution by organizations for business purposes, including surveys, marketing, or solicitation. The commissioner shall implement methods and procedures that enable the applicant to request that bulk surveys, marketing, or solicitation not be directed to the applicant. If the applicant so requests, the commissioner shall implement the request in a timely manner and the personal information may not be so used.

(d) To the extent permitted by United States Code, title 18, section 2721, data on individuals provided to obtain a Minnesota identification card or a driver's license is public data on individuals and shall be disclosed as permitted by United States Code, title 18, section 2721, clause (b).

(e) Notwithstanding paragraphs (b) to (d), the commissioner shall implement a system to provide for express consent to the release of personal information, but only to the extent required by United States Code, title 18, section 2721, clause (b).

Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective on the date that the Attorney General of the United States imposes a civil penalty after finding that the state is in substantial noncompliance with the Driver's Privacy Protection Act of 1994, as amended."

Delete the title and insert:

"A bill for an act relating to data practices; conforming Minnesota Statutes with federal law; amending Minnesota Statutes 1998, sections 168.346; and 171.12, subdivision 7."

And when so amended the bill be re-referred to the Committee on Transportation without recommendation. Amendments adopted. Report adopted.

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

S.F. No. 3019: A bill for an act relating to government data practices; limiting the immunity of a school district and others for good faith use and sharing of certain data on minors; amending Minnesota Statutes 1999 Supplement, section 13.32, subdivision 7.

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

Page 1, line 16, delete "such" and insert "this"

Page 1, line 17, after "liability" insert "under this chapter or other law"

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

Senator Solon from the Committee on Commerce, to which was referred

S.F. No. 1716: A bill for an act relating to consumer protection; regulating the use and dissemination of personally identifiable information on consumers by interactive services providers; prohibiting certain false or misleading commercial electronic mail messages; imposing penalties; proposing coding for new law in Minnesota Statutes, chapter 325F; proposing coding for new law as Minnesota Statutes, chapter 13D.

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

Senator Sams from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 3033: A bill for an act relating to agriculture; requiring full disclosure of the obligations of an applicant for a feedlot permit; requiring timely issuance of feedlot permits; providing remedies for a permit denied; amending Minnesota Statutes 1998, section 116.07, 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 1999 Supplement, section 116.07, subdivision 7, is amended to read:

Subd. 7. [COUNTIES; PROCESSING OF APPLICATIONS FOR ANIMAL LOT PERMITS.] Any Minnesota county board may, by resolution, with approval of the pollution control agency, assume responsibility for processing applications for permits required by the pollution control agency under this section for livestock feedlots, poultry lots or other animal lots. The responsibility for permit application processing, if assumed by a county, may be delegated by the county board to any appropriate county officer or employee.

(a) For the purposes of this subdivision, the term "processing" includes:

- (1) the distribution to applicants of forms provided by the pollution control agency;
- (2) the receipt and examination of completed application forms, and the certification, in writing, to the pollution control agency either that the animal lot facility for which a permit is sought by an applicant will comply with applicable rules and standards, or, if the facility will not comply, the respects in which a variance would be required for the issuance of a permit; and
- (3) rendering to applicants, upon request, assistance necessary for the proper completion of an application.

(b) For the purposes of this subdivision, the term "processing" may include, at the option of the county board, issuing, denying, modifying, imposing conditions upon, or revoking permits pursuant to the provisions of this section or rules promulgated pursuant to it, subject to review, suspension, and reversal by the pollution control agency. The pollution control agency shall, after written notification, have 15 days to review, suspend, modify, or reverse the issuance of the permit. After this period, the action of the county board is final, subject to appeal as provided in chapter 14. Section 15.99 applies to feedlot permits issued by the agency or a county pursuant to this subdivision.

(c) For the purpose of administration of rules adopted under this subdivision, the commissioner and the agency may provide exceptions for cases where the owner of a feedlot has specific written plans to close the feedlot within five years. These exceptions include waiving requirements for major capital improvements.

(d) For purposes of this subdivision, a discharge caused by an extraordinary natural event such as a precipitation event of greater magnitude than the 25-year, 24-hour event, tornado, or flood in excess of the 100-year flood is not a "direct discharge of pollutants."

(e) In adopting and enforcing rules under this subdivision, the commissioner shall cooperate closely with other governmental agencies.

(f) The pollution control agency shall work with the Minnesota extension service, the department of agriculture, the board of water and soil resources, producer groups, local units of government, as well as with appropriate federal agencies such as the Natural Resources Conservation Service and the Farm Service Agency, to notify and educate producers of rules under this subdivision at the time the rules are being developed and adopted and at least every two years thereafter.

(g) The pollution control agency shall adopt rules governing the issuance and denial of permits for livestock feedlots, poultry lots or other animal lots pursuant to this section. A feedlot permit is not required for livestock feedlots with more than ten but less than 50 animal units; provided they are not in shoreland areas. These rules apply both to permits issued by counties and to permits issued by the pollution control agency directly.

(h) The pollution control agency shall exercise supervising authority with respect to the processing of animal lot permit applications by a county.

(i) Any new rules or amendments to existing rules proposed under the authority granted in this subdivision, or to implement new fees on animal feedlots, must be submitted to the members of legislative policy and finance committees with jurisdiction over agriculture and the environment prior to final adoption. The rules must not become effective until 90 days after the proposed rules are submitted to the members.

(j) Until new rules are adopted that provide for plans for manure storage structures, any plans for a liquid manure storage structure must be prepared or approved by a registered professional engineer or a United States Department of Agriculture, Natural Resources Conservation Service employee.

(k) A county may adopt by ordinance standards for animal feedlots that are more stringent than standards in pollution control agency rules.

(l) After January 1, 2001, a county that has not accepted delegation of the feedlot permit program must hold a public meeting prior to the agency issuing a feedlot permit for a feedlot facility with 300 or more animal units, unless another public meeting has been held with regard to the feedlot facility to be permitted."

Delete the title and insert:

"A bill for an act relating to agriculture; requiring feedlot permits to be issued within specific time deadlines for agency action; amending Minnesota Statutes 1999 Supplement, section 116.07, subdivision 7."

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

Senator Novak from the Committee on Jobs, Energy and Community Development, to which was referred

S.F. No. 3038: A bill for an act relating to telecommunications; enacting the Telecommunications Consumer Privacy Act; providing for the privacy of telecommunications customer information; requiring consent for disclosure of customer information; amending Minnesota Statutes 1999 Supplement, section 13.99, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 237.

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 1999 Supplement, section 13.99, is amended by adding a subdivision to read:

Subd. 65f. [TELECOMMUNICATIONS SERVICE PROVIDER DATA.] Data on customers of telecommunications service providers are classified under section 237.83.

Sec. 2. [237.82] [TELECOMMUNICATIONS CONSUMER PRIVACY ACT; DEFINITIONS.]

Subdivision 1. [GENERALLY.] For purposes of sections 237.82 to 237.87, the following terms have the meanings given them.

Subd. 2. [AFFILIATE.] "Affiliate" means any person that controls, is controlled by, or is under the common control with a telecommunications service provider.

Subd. 3. [AGGREGATE INFORMATION.] "Aggregate information" means collective data that relate to a group or category of services or customers from which individual customer identities have been removed or cannot be ascertained.

Subd. 4. [CUSTOMER.] "Customer" means an individual or entity or authorized representative of an individual or entity to whom a telecommunications service provider is providing or has provided a telecommunications service.

Subd. 5. [CUSTOMER INFORMATION.] "Customer information" means individually identifiable information about a customer that is available to a telecommunications service provider by virtue of the relationship between the customer and the provider, including information regarding the identity of persons called or from whom calls were received, length and dates of calls, account balances, bank account information for automatic withdrawal and other purposes, payment records, transaction histories, or credit information. Aggregate information is not customer information.

Subd. 6. [TELECOMMUNICATIONS.] "Telecommunications" means the transmission, between or among points specified by the user, of information of the user's choosing, without change in the form or content of the information as sent and received.

Subd. 7. [TELECOMMUNICATIONS SERVICE.] (a) "Telecommunications service" means:

(1) the offering of telecommunications for a fee directly to the public, or to classes of users as to be effectively available directly to the public, regardless of the facilities used; and

(2) any service subject to this chapter, provided to a customer at retail for ultimate consumption.

(b) Telecommunications service does not include a service furnished by one provider to another for resale.

Subd. 8. [TELECOMMUNICATIONS SERVICE PROVIDER.] "Telecommunications service provider" means a provider of a telecommunications service, including an independent telephone company, telephone company, or telecommunications carrier; a municipality that provides a telecommunications service; or a cellular or other wireless telecommunications service provider.

Sec. 3. [237.83] [PRIVACY OF CUSTOMER INFORMATION.]

Subdivision 1. [DUTY OF CONFIDENTIALITY.] Except as required by law or with the specific, express, prior consent of the customer under section 237.84, a telecommunications service provider that receives or obtains customer information about a customer by virtue of its provision of a telecommunications service to the customer shall only disclose or permit access to that customer information in its provision of:

(1) the telecommunications service from which the private information is derived; or

(2) services necessary to, or used in, the provision of the telecommunications service, if the entity receiving the information complies with the provisions of sections 237.82 to 237.87.

Subd. 2. [EXCEPTIONS.] Sections 237.82 to 237.87 do not prohibit a telecommunications service provider from disclosing or permitting access to customer information:

(1) if necessary to initiate, render, bill, or collect for telecommunications services;

(2) if necessary to protect the rights or property of the telecommunications service provider or to protect other users of the telecommunications service provider's services and other providers from fraudulent, abusive, or unlawful use of or subscription to telecommunications services;

(3) if requested by a government entity pursuant to any lawful authority or process; or

(4) to an affiliate of the telecommunications service provider for the purpose of providing telecommunications services to the customer, if the affiliate receiving the information complies with the provisions of sections 237.82 to 237.87.

Subd. 3. [GOVERNMENT DATA.] Customer information obtained by a government entity from a telecommunications service provider is private data on individuals, as defined in section 13.02, subdivision 12, unless specifically classified by other law. Long-distance telephone bills paid for by the state or a political subdivision are public data under section 10.46.

Subd. 4. [AGGREGATE CUSTOMER INFORMATION.] Disclosure of aggregate customer information by a telecommunications service provider must be made on reasonable and nondiscriminatory terms and conditions.

Sec. 4. [237.84] [CUSTOMER NOTICE AND CONSENT FOR DISCLOSURE.]

Subdivision 1. [NOTICE.] (a) Before an initial request for customer consent to the release of customer information and annually after that time, a telecommunications service provider shall notify the customer of the customer's right to control disclosure of and access to information on the customer. A telecommunications service provider shall provide this notice in writing directly to the customer. The notice must be labeled "IMPORTANT PRIVACY INFORMATION." The notice must provide sufficient information to enable the customer to make an informed decision as to whether to consent to disclosure of or access to information on the customer.

(b) A telecommunications service provider shall notify each customer annually of any currently valid consents the customer has executed.

Subd. 2. [CONSENT.] A consent to the release of customer information must be in writing and signed by the customer or by electronic means. The public utilities commission shall, within 120 days of enactment, develop and issue by order a method by which a customer may consent electronically to disclosure of and access to information on the customer under this section. The consent must be contained on a separate page that clearly and conspicuously discloses and allows the customer to specify:

(1) the time during which the consent is effective, which may not be longer than five years;

(2) each category of customer information that may be disclosed, including identities of persons called or from whom calls were received, length and dates of calls, account balances, bank account information, payment records, transaction histories, or credit information; and

(3) the persons to whom disclosures may be made.

Sec. 5. [237.85] [PENALTIES.]

In addition to other penalties provided in this chapter, the attorney general may use its existing authority and remedies against any telecommunications service provider who violates section 237.82 or 237.84.

Sec. 6. [237.86] [SUBSCRIBER LIST INFORMATION.]

(a) The commission shall require a telecommunications service provider that provides local telecommunications services to provide subscriber list information gathered in its capacity as a provider of those services in a timely and unbundled basis under nondiscriminatory and reasonable rates, terms, and conditions to any person upon request for the purpose of publishing telephone directories, to the extent required by federal law and consistent with the purposes of sections 237.82 to 237.87.

(b) For the purposes of this section, "subscriber list information" means the list of names of subscribers of a telecommunications service provider and the subscribers' telephone numbers and addresses that the telecommunications service provider, or an affiliate, has published, caused to be published, or accepted for publication in any directory format. Information about a subscriber that has requested not to be listed is not subscriber list information, but is customer information subject to sections 237.83 and 237.84.

Sec. 7. [237.87] [AUTHORITY OF THE COMMISSION.]

(a) If the commission finds that access is necessary to promote fair and reasonable competition for local telecommunications services, the commission may, by order or rule, require the provision of the following information to a competitive telecommunications service provider that is certified by the commission to provide local service:

- (1) aggregate information regarding telecommunications services provided in a market; and
- (2) the characteristics and capabilities of telecommunications facilities used to provide telecommunications services to the customer.

(b) A telecommunications carrier that obtains information under paragraph (a) may only disclose or permit access to that information as provided in sections 237.83 and 237.84.

Sec. 8. [EFFECTIVE DATE.]

Sections 1 to 7 are effective the day following final enactment."

Amend the title as follows:

Page 1, line 6, after the semicolon, insert "providing penalties;"

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

Senator Solon from the Committee on Commerce, to which was re-referred

S.F. No. 3000: A bill for an act relating to consumer protection; providing consumers' right to privacy, confidentiality, and secrecy of their financial records; requiring consumer authorization for exchange or disclosure of their financial records; providing civil remedies and penalties; proposing coding for new law as Minnesota Statutes, chapter 13E.

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

Pages 1 to 3, delete sections 1 to 3 and insert:

"Section 1. [13E.01] [DEFINITIONS.]

For purposes of this chapter, the terms "consumer," "financial institution," "nonaffiliated third party," and "nonpublic personal information" have the meanings given in section 509 of the federal Gramm-Leach-Bliley Financial Services Modernization Act, codified as United States Code, title 15, section 6809, including any federal regulations implementing that section.

Sec. 2. [13E.02] [PRIVACY OF FINANCIAL DATA.]

Every financial institution doing business in this state shall comply with sections 502 and 503 of the federal Gramm-Leach-Bliley Financial Services Modernization Act, codified as United States Code, title 15, sections 6802 and 6803 respectively, including any federal regulations issued under authority of section 504 of the act, codified as United States Code, title 15, section 6804.

Sec. 3. [13E.03] [DUTY OF CONFIDENTIALITY.]

In addition to complying with section 13E.02, a financial institution doing business in this state may not disclose nonpublic personal information about a consumer to any nonaffiliated third party unless the disclosure is made in accordance with any of the following:

- (1) pursuant to consent granted by the consumer in accordance with this chapter;
- (2) pursuant to the exception in section 502(b)(2) or the general exceptions in section 502(e) of the Gramm-Leach-Bliley Financial Services Modernization Act, codified as United States Code, title 15, sections 6802(b)(2) and 6802(e), including any federal regulations issued to implement that section; or

(3) for the purpose of reporting a suspected violation of the law."

Page 3, lines 7 and 9, delete "customer" and insert "consumer"

Page 3, line 12, delete "customer" and insert "consumer" in both places

Page 3, lines 14 and 15, delete ", and allows the customer to specify, any of"

Page 3, line 18, delete "customer" and insert "consumer"

Page 3, lines 19 and 22, delete "customer's" and insert "consumer's"

Page 3, line 25, delete "persons" and insert "nonaffiliated third parties"

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

Senator Metzger from the Committee on Governmental Operations and Veterans, to which was re-referred

S.F. No. 2980: A bill for an act relating to crime prevention; creating the position of director of domestic violence and sexual assault prevention and an interagency task force on domestic violence and sexual assault prevention; specifying the powers, duties, and organization of the director and task force; amending Minnesota Statutes 1998, sections 611A.25, by adding a subdivision; and 611A.34, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 611A.

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

Page 1, delete section 1

Page 1, line 27, after the period, insert "The director must have experience in domestic violence and sexual assault prevention issues."

Page 2, line 10, delete "force" and insert "encourage"

Page 2, line 11, delete everything after "and"

Page 2, line 12, delete everything before "when" and insert "develop recommendations to improve accountability"

Page 2, line 22, after the comma, insert "advocates,"

Page 3, line 17, before the colon, insert "the following individuals, or their designees"

Page 4, line 13, delete "person" and insert "city attorney"

Page 4, lines 18 and 26, delete ", or a designee"

Page 5, line 17, delete ", 2002, and" and insert "of" and delete "thereafter"

Page 5, line 30, delete "does not expire" and insert "expires June 30, 2005"

Page 5, line 32, delete "state" and insert "public"

Page 6, after line 28, insert:

"Sec. 5. [INITIAL EVALUATION.]

The first evaluation required by Minnesota Statutes, section 611A.202, subdivision 4, paragraph (b), is due January 15, 2002."

Renumber the sections in sequence

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

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

S.F. No. 2982: A bill for an act relating to the military; clarifying eligibility for membership in the National Guard and the organized militia; amending Minnesota Statutes 1998, section 190.06, subdivisions 1 and 3.

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

Page 2, line 2, strike ", nurse corps,"

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

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

S.F. No. 2435: A bill for an act relating to capital improvements; authorizing bonds and appropriating money for maintenance and repairs on the campuses of Minnesota veterans homes.

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

Page 1, line 18, delete "46"

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

S.F. No. 3139: A bill for an act relating to veterans homes; providing sales tax rebates are not income for the support test for residents; amending Minnesota Statutes 1998, section 198.03, subdivision 1.

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

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

S.F. No. 3387: A bill for an act relating to legislative enactments; correcting miscellaneous oversights, inconsistencies, unintended results, and technical errors in human services and prekindergarten-grade 12 education code; appropriating money; amending Minnesota Statutes 1998, sections 125A.21, subdivision 1; and 256B.501, by adding a subdivision; Minnesota Statutes 1999 Supplement, sections 124D.65, subdivision 4; 126C.052; 126C.10, subdivisions 2 and 23; 126C.12, subdivision 1; and 256B.77, subdivision 10; Laws 1999, chapters 241, articles 1, section 70; and 4, section 29; 245, articles 1, section 3, subdivision 2; and 4, section 121; repealing Laws 1999, chapter 241, article 10, section 5.

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

Page 3, lines 1 and 27, delete "nursing"

Page 9, line 37, delete "clause" and insert "paragraph"

Page 9, line 41, delete "and 3" and insert "to 4"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 2684, 3100, 3120, 2989, 2868, 2896, 2546, 2615, 2903, 2273, 2567, 3019, 3033, 2980, 2982, 3139 and 3387 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Larson moved that the name of Senator Terwilliger be added as a co-author to S.F. No. 561. The motion prevailed.

Senator Moe, R.D. moved that the name of Senator Johnson, J.B. be stricken as chief author and the name of Senator Ring be added as chief author to S.F. No. 2233. The motion prevailed.

Senator Scheevel moved that the name of Senator Hanson be added as a co-author to S.F. No. 2393. The motion prevailed.

Senator Pogemiller moved that the name of Senator Laidig be added as a co-author to S.F. No. 2621. The motion prevailed.

Senator Hanson moved that her name be stricken as a co-author to S.F. No. 2898. The motion prevailed.

Senator Krentz moved that the name of Senator Kleis be added as a co-author to S.F. No. 2924. The motion prevailed.

Senator Lourey moved that the name of Senator Terwilliger be added as a co-author to S.F. No. 2971. The motion prevailed.

Senator Runbeck moved that the name of Senator Scheevel be added as a co-author to S.F. No. 2988. The motion prevailed.

Senator Johnson, D.J. moved that the name of Senator Lessard be added as a co-author to S.F. No. 3014. The motion prevailed.

Senator Kelley, S.P. moved that the name of Senator Runbeck be added as a co-author to S.F. No. 3358. The motion prevailed.

Senator Murphy moved that his name be stricken as a co-author to S.F. No. 3394. The motion prevailed.

Senator Novak moved that the names of Senators Olson and Scheid be added as co-authors to S.F. No. 3400. The motion prevailed.

Senator Spear moved that the name of Senator Pappas be added as a co-author to S.F. No. 3423. The motion prevailed.

Senator Scheid moved that the names of Senators Ring, Wiger and Hanson be added as co-authors to S.F. No. 3424. The motion prevailed.

Senator Lourey moved that the name of Senator Johnson, D.J. be added as a co-author to S.F. No. 3447. The motion prevailed.

Senator Moe, R.D. moved that S.F. No. 2994 be withdrawn from the Committee on Jobs, Energy and Community Development and re-referred to the Committee on Taxes. The motion prevailed.

Senator Kelly, R.C. moved that S.F. No. 3296 be withdrawn from the Committee on Taxes and re-referred to the Committee on Crime Prevention. The motion prevailed.

Senators Berglin, Janezich, Marty and Kelly, R.C. introduced--

Senate Resolution No. 123: A Senate resolution making a public apology to all persons with developmental disabilities who have been involuntarily committed to state institutions.

Referred to the Committee on Rules and Administration.

Senator Stumpf moved that the names of Senators Lourey and Sams be added as co-authors to S.F. No. 2622. The motion prevailed.

Senator Kinkel moved that S.F. No. 3383 be withdrawn from the Committee on Children, Families and Learning and re-referred to the Committee on Taxes. The motion prevailed.

Senator Stumpf moved that S.F. No. 3386 be withdrawn from the Committee on Children, Families and Learning and re-referred to the Committee on Governmental Operations and Veterans. The motion prevailed.

Senator Moe, R.D., for Senator Hottinger, moved that H.F. No. 2671 be withdrawn from the Committee on Health and Family Security and re-referred to the Committee on Rules and Administration for comparison with S.F. No. 2567 now on General Orders. The motion prevailed.

CONFIRMATION

Senator Moe, R.D. moved that the report from the Committee on Commerce, reported February 17, 2000, pertaining to appointments, be taken from the table. The motion prevailed.

Senator Solon moved that the foregoing report be now adopted. The motion prevailed.

Pursuant to Rule 54, Senator Solon moved that the Senate, having given its advice, do now consent to and confirm the appointment of:

DEPARTMENT OF COMMERCE COMMISSIONER

Steven Minn, 1922 W. 49th St., Minneapolis, Hennepin County, effective August 16, 1999, for a term expiring on January 6, 2003.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 20 and nays 44, as follows:

Those who voted in the affirmative were:

Berg	Junge	Knutson	Olson	Scheid
Fischbach	Kierlin	Laidig	Ring	Spear
Flynn	Kiscaden	Larson	Robertson	Stevens
Johnson, D.J.	Kleis	Neuville	Robling	Terwilliger

Those who voted in the negative were:

Anderson	Hanson	Krentz	Ourada	Samuelson
Belanger	Higgins	Langseth	Pappas	Scheevel
Berglin	Hottinger	Lesewski	Pariseau	Solon
Betzold	Janezich	Limmer	Piper	Stumpf
Cohen	Johnson, D.E.	Lourey	Pogemiller	Vickerman
Day	Johnson, D.H.	Marty	Price	Wiener
Dille	Kelley, S.P.	Moe, R.D.	Ranum	Wiger
Foley	Kelly, R.C.	Murphy	Runbeck	Ziegler
Frederickson	Kinkel	Novak	Sams	

The motion did not prevail. So the Senate refused to consent and the appointment was not confirmed.

CONFIRMATION

Senator Novak moved that the report from the Committee on Jobs, Energy and Community Development, reported February 7, 2000, pertaining to appointments, be taken from the table. The motion prevailed.

Senator Novak moved that the foregoing report be now adopted. The motion prevailed.

Pursuant to Rule 54, Senator Novak moved that the Senate, having given its advice, do now consent to and confirm the appointment of:

DEPARTMENT OF PUBLIC SERVICE
COMMISSIONER

Steven Minn, 1922 W. 49th St., Minneapolis, Hennepin County, effective March 9, 1999, for a term expiring on January 6, 2003.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 23 and nays 41, as follows:

Those who voted in the affirmative were:

Berg	Johnson, D.J.	Knutson	Pariseau	Spear
Berglin	Junge	Laidig	Ring	Stevens
Cohen	Kierlin	Larson	Robertson	Terwilliger
Fischbach	Kiscaden	Neuville	Robling	
Flynn	Kleis	Olson	Scheid	

Those who voted in the negative were:

Anderson	Hottinger	Lesewski	Piper	Stumpf
Belanger	Janezich	Limmer	Pogemiller	Vickerman
Betzold	Johnson, D.E.	Lourey	Price	Wiener
Day	Johnson, D.H.	Marty	Ranum	Wiger
Dille	Kelley, S.P.	Moe, R.D.	Runbeck	Ziegler
Foley	Kelly, R.C.	Murphy	Sams	
Frederickson	Kinkel	Novak	Samuelson	
Hanson	Krentz	Ourada	Scheevel	
Higgins	Langseth	Pappas	Solon	

The motion did not prevail. So the Senate refused to consent and the appointment was not confirmed.

CONSENT CALENDAR

H.F. No. 2888: A bill for an act relating to natural resources; authorizing the marking of canoe and boating routes on certain rivers; amending Minnesota Statutes 1998, section 85.32, subdivision 1, and by adding a subdivision.

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	Dille	Hottinger	Kelly, R.C.	Laidig
Belanger	Fischbach	Janezich	Kierlin	Langseth
Berg	Flynn	Johnson, D.E.	Kinkel	Larson
Berglin	Foley	Johnson, D.H.	Kiscaden	Lesewski
Betzold	Frederickson	Johnson, D.J.	Kleis	Lessard
Cohen	Hanson	Junge	Knutson	Limmer
Day	Higgins	Kelley, S.P.	Krentz	Lourey

Marty	Pappas	Ring	Scheevel	Terwilliger
Moe, R.D.	Pariseau	Robertson	Scheid	Vickerman
Neuville	Piper	Robling	Solon	Wiener
Novak	Pogemiller	Runbeck	Spear	Wiger
Olson	Price	Sams	Stevens	Ziegler
Ourada	Ranum	Samuelson	Stumpf	

Those who voted in the negative were:

Murphy

So the bill passed and its title was agreed to.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Senator Spear in the chair.

After some time spent therein, the committee arose, and Senator Spear reported that the committee had considered the following:

S.F. Nos. 2033, 2346, 2783, 2554 and 2541, which the committee recommends to pass.

S.F. No. 2444, which the committee recommends to pass with the following amendment offered by Senator Larson:

Page 1, line 12, before the period, insert "and must contain a clause that if any portion of the property ceases to be used for a public purpose, that portion may, at the option of the commissioner of administration, revert to the state. The attorney general may make changes to the legal description to correct errors, deficiencies, or ambiguities."

Page 4, after line 18, insert:

"(e) Prior to implementing plans for the property, the city of Sauk Centre shall conduct a property reuse study to determine the highest and best use of the property. The report shall be submitted to the commissioner of administration."

The motion prevailed. So the amendment was adopted.

On motion of Senator Moe, R.D., the report of the Committee of the Whole, as kept by the Secretary, was adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senators Krentz, Hanson and Scheid introduced--

S.F. No. 3454: A bill for an act relating to education finance; increasing general education revenue to fund teacher mentorship programs; appropriating money; amending Minnesota Statutes 1998, section 126C.10, by adding a subdivision; Minnesota Statutes 1999 Supplement, section 126C.10, subdivision 1.

Referred to the Committee on Children, Families and Learning.

Senators Johnson, D.H.; Spear; Wiener; Knutson and Neuville introduced--

S.F. No. 3455: A bill for an act relating to crime prevention; limiting the liability of financial institutions that provide information in good faith on stolen, forged, or fraudulent checks in the course of an investigation; making it a crime to falsely report stolen checks to a financial institution or to possess, sell, receive, or transfer stolen or counterfeit checks; providing criminal

penalties and forfeiture remedies for such conduct; expanding the racketeering crime to include organized criminal activity involving stolen or counterfeit checks; making technical corrections to certain penalties; amending Minnesota Statutes 1998, section 299A.61, subdivision 3; Minnesota Statutes 1999 Supplement, sections 609.527, subdivision 3; 609.531, subdivision 1; and 609.902, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Crime Prevention.

Senator Day introduced--

S.F. No. 3456: A bill for an act relating to education finance; including the costs of replacing certain floor coverings in health and safety revenue; amending Minnesota Statutes 1998, section 123B.57, subdivision 2.

Referred to the Committee on Children, Families and Learning.

Senators Robertson, Janezich, Spear and Wiener introduced--

S.F. No. 3457: A bill for an act relating to state government; establishing the salary for the lieutenant governor and the attorney general; amending Minnesota Statutes 1998, section 15A.082, subdivisions 1, 3, and 4a; proposing coding for new law in Minnesota Statutes, chapter 15A.

Referred to the Committee on Governmental Operations and Veterans.

Senators Novak and Janezich introduced--

S.F. No. 3458: A bill for an act relating to economic development; providing funding for Minnesota Project Innovation, Inc.; appropriating money.

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

Senator Berglin introduced--

S.F. No. 3459: A bill for an act relating to spoken language interpreters; establishing a voluntary registry administered by the department of human services; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256.

Referred to the Committee on Health and Family Security.

Senator Berglin introduced--

S.F. No. 3460: A bill for an act relating to the city of Minneapolis; appropriating money for affordable housing and mixed commercial and residential development in the Hiawatha corridor; authorizing spending to acquire and better public land and other public improvements of a capital nature; appropriating money for new streets and infrastructure in the Hiawatha corridor; authorizing issuance of bonds.

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

Senator Kinkel introduced--

S.F. No. 3461: A bill for an act relating to capital improvements; authorizing spending for higher education asset preservation and replacement; authorizing the board of trustees of the Minnesota state colleges and universities and the board of regents of the University of Minnesota to make capital improvements for asset preservation and replacement; appropriating money.

Referred to the Committee on Children, Families and Learning.

Senator Kinkel introduced--

S.F. No. 3462: A bill for an act relating to retirement; public employees retirement association; authorizing the purchase of allowable service credit by certain Bemidji elected officials.

Referred to the Committee on Governmental Operations and Veterans.

Senators Frederickson and Dille introduced--

S.F. No. 3463: A bill for an act relating to education; restoring levy authority for independent school district No. 2859, Glencoe-Silver Lake.

Referred to the Committee on Children, Families and Learning.

Senators Hottinger and Piper introduced--

S.F. No. 3464: A bill for an act relating to children; proposing an amendment to the Minnesota Constitution by adding a new article XV, and by renumbering certain sections; creating a children's development fund; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 119C.

Referred to the Committee on Children, Families and Learning.

Senators Hottinger, Samuelson, Berglin, Hanson and Robertson introduced--

S.F. No. 3465: A bill for an act relating to health; creating the spinal cord injury research board and the spinal cord injury research trust account; modifying registry, reporting, and rule provisions; providing civil penalties; creating a surcharge on traffic and motor vehicle fines; appropriating money; amending Minnesota Statutes 1998, sections 144.662; 144.663, by adding a subdivision; and 144.664, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Family Security.

Senator Hottinger introduced--

S.F. No. 3466: A bill for an act relating to the legislature; requiring each house to establish a regular time for the governor and heads of state agencies to answer questions put by its members; proposing coding for new law as Minnesota Statutes, chapter 3D.

Referred to the Committee on Rules and Administration.

Senators Higgins and Murphy introduced--

S.F. No. 3467: A bill for an act relating to housing; requiring owners of certain rental housing to provide notice in the event of a sale or transfer of the housing; providing a right of first refusal to certain parties; proposing coding for new law in Minnesota Statutes, chapter 471.

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

Senators Berg and Larson introduced--

S.F. No. 3468: A bill for an act relating to game and fish; requiring a selection of 20 percent of moose licenses each year to be made from previously unsuccessful applicants; amending Minnesota Statutes 1998, section 97A.431, subdivision 4.

Referred to the Committee on Environment and Natural Resources.

Senators Laidig, Anderson, Krentz and Lessard introduced--

S.F. No. 3469: A bill for an act relating to capital improvements; authorizing state bonds; appropriating money to the metropolitan council for regional trails.

Referred to the Committee on Environment and Natural Resources.

Senator Lessard introduced--

S.F. No. 3470: A bill for an act relating to game and fish; creating a trophy buck license; amending Minnesota Statutes 1998, section 97A.475, subdivision 2; and 97B.301, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Senator Lessard introduced--

S.F. No. 3471: A bill for an act relating to natural resources; requiring new snowmobiles to have auxiliary hazard lighting systems; amending Minnesota Statutes 1998, section 84.821, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Senator Samuelson introduced--

S.F. No. 3472: A bill for an act relating to transportation; appropriating money for an alternatives analysis for the North Star corridor.

Referred to the Committee on Transportation.

Senators Olson, Pariseau, Belanger and Knutson introduced--

S.F. No. 3473: A bill for an act relating to taxation; providing a property tax exemption for private aircraft storage hangars on leased land; amending Minnesota Statutes 1998, sections 272.01, subdivision 2; and 273.19, subdivision 1.

Referred to the Committee on Local and Metropolitan Government.

Senator Berg introduced--

S.F. No. 3474: A bill for an act relating to education finance; authorizing a fund transfer for independent school district No. 771, Chokio-Alberta.

Referred to the Committee on Children, Families and Learning.

Senators Krentz, Hanson, Scheid, Knutson and Ourada introduced--

S.F. No. 3475: A bill for an act relating to education; modifying the definition of marginal cost pupil units; amending Minnesota Statutes 1999 Supplement, section 126C.05, subdivisions 5 and 6.

Referred to the Committee on Children, Families and Learning.

Senator Johnson, D.H. introduced--

S.F. No. 3476: A bill for an act relating to environment; modifying environmental quality board rules relating to environmental impact statement requirements for sports or entertainment facilities.

Referred to the Committee on Environment and Natural Resources.

Senators Ring and Lourey introduced--

S.F. No. 3477: A bill for an act relating to capital improvements; appropriating money for permanent exhibits at the North West Company Fur Post Interpretive Center; authorizing the sale of state bonds.

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

Senator Kiscaden introduced--

S.F. No. 3478: A bill for an act relating to the city of Rochester; modifying probationary period rules for city of Rochester firefighters.

Referred to the Committee on Local and Metropolitan Government.

Senator Kiscaden introduced--

S.F. No. 3479: A bill for an act relating to civil service; providing for a probationary period for new firefighters.

Referred to the Committee on Local and Metropolitan Government.

Senators Olson; Murphy; Pariseau; Johnson, D.J. and Price introduced--

S.F. No. 3480: A bill for an act relating to taxation; sales and use; including machinery used to produce certain plants and nursery stock in the definition of farm machinery; amending Minnesota Statutes 1998, section 297A.01, subdivision 15.

Referred to the Committee on Taxes.

Senator Limmer introduced--

S.F. No. 3481: A bill for an act relating to taxation; sales and use; exempting sales to political subdivisions of a state; amending Minnesota Statutes 1998, section 297A.47; Minnesota Statutes 1999 Supplement, section 297A.25, subdivision 11.

Referred to the Committee on Taxes.

Senators Oliver, Frederickson, Scheid, Krentz and Terwilliger introduced--

S.F. No. 3482: A bill for an act relating to taxation; creating a credit for land donated for conservation purposes; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senators Limmer, Neuville, Pariseau, Ziegler and Lesewski introduced--

S.F. No. 3483: A bill for an act relating to consumer privacy; enacting the Consumer Privacy Protection Act; regulating the use of credit cards as identification; requiring consent for the release of personal information on consumers to third parties; providing for notices regarding information practices; requiring practices to prevent unauthorized disclosure of information; prohibiting businesses from requiring unnecessary information; prohibiting requests for information under false pretenses; regulating the release of personally identifiable information on consumers by interactive services providers; amending Minnesota Statutes 1998, section 325F.981, subdivision 1; proposing coding for new law as Minnesota Statutes, chapters 325L; and 325M; repealing Minnesota Statutes 1998, section 325F.981, subdivision 2.

Referred to the Committee on Commerce.

Senators Knutson, Wiger, Hanson and Scheid introduced--

S.F. No. 3484: A bill for an act relating to education finance; authorizing a fund transfer for independent school district No. 194, Lakeville.

Referred to the Committee on Children, Families and Learning.

Senators Piper, Betzold and Berglin introduced--

S.F. No. 3485: A bill for an act relating to health; modifying school immunization requirements; amending Minnesota Statutes 1998, section 121A.15, subdivisions 1, 3, 4, 8, 9, and 10.

Referred to the Committee on Health and Family Security.

Senators Olson, Pariseau and Oliver introduced--

S.F. No. 3486: A bill for an act relating to taxation; income; allowing a credit for prescription drugs; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senators Stevens, Metzen, Kierlin, Fischbach and Stumpf introduced--

S.F. No. 3487: A bill for an act relating to state government; providing an income tax checkoff to fund a program for rewarding state employees whose suggestions improve government efficiency; appropriating money; amending Minnesota Statutes 1998, sections 181.932, subdivision 1; and 290.06, by adding a subdivision; Minnesota Statutes 1999 Supplement, section 181.932, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 465.

Referred to the Committee on Governmental Operations and Veterans.

Senators Scheid, Solon, Novak, Runbeck and Janezich introduced--

S.F. No. 3488: A bill for an act relating to financial institutions; providing for an equitable adjustment of certain department of commerce assessments; regulating the lending authority of credit unions; appropriating money; amending Minnesota Statutes 1998, section 46.131, subdivision 3; repealing Minnesota Rules, part 2675.6141, subpart 1.

Referred to the Committee on Commerce.

Senators Hottinger, Belanger, Murphy, Piper and Johnson, D.J. introduced--

S.F. No. 3489: A bill for an act relating to income taxes; increasing the working family credit; amending Minnesota Statutes 1999 Supplement, section 290.0671, subdivision 1.

Referred to the Committee on Taxes.

Senators Johnson, D.E.; Lessard and Stevens introduced--

S.F. No. 3490: A bill for an act relating to crime prevention; creating a crime for driving away from a gas pump without paying; requiring driver's license suspension for subsequent convictions; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Crime Prevention.

Senator Flynn introduced--

S.F. No. 3491: A bill for an act relating to taxation; exempting sales of construction materials used to build a downtown Minneapolis library; amending Minnesota Statutes 1998, section 297A.25, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Oliver introduced--

S.F. No. 3492: A bill for an act relating to tax increment financing; changing the durational limits of economic development districts; amending Minnesota Statutes 1998, section 469.176, subdivision 1b.

Referred to the Committee on Local and Metropolitan Government.

Senators Janezich and Samuelson introduced--

S.F. No. 3493: A bill for an act relating to health; expanding the option to have the director of nursing serve as the administrator in certain nursing facilities; amending Minnesota Statutes 1999 Supplement, section 144A.04, subdivision 5.

Referred to the Committee on Health and Family Security.

Senators Janezich and Samuelson introduced--

S.F. No. 3494: A bill for an act relating to health; adding an exception to the moratorium on licensing and certification of new nursing facility beds; appropriating money; amending Minnesota Statutes 1998, section 144A.071, subdivision 4a.

Referred to the Committee on Health and Family Security.

Senators Janezich, Stumpf and Lesewski introduced--

S.F. No. 3495: A bill for an act relating to economic development; providing for rural job training grants; proposing coding for new law in Minnesota Statutes, chapter 469.

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

Senator Dille introduced--

S.F. No. 3496: A bill for an act relating to agriculture; establishing an agricultural research grants board supported by a fee to be levied on agricultural cropland; reducing tax rates on certain agricultural properties; appropriating money; amending Minnesota Statutes 1998, section 272.02, by adding a subdivision; proposing coding for new law as Minnesota Statutes, chapter 41E.

Referred to the Committee on Agriculture and Rural Development.

Senators Ring, Higgins and Lourey introduced--

S.F. No. 3497: A bill for an act relating to local government; the town of Wyoming and the city of Chisago City; exempting the town and the city from a limitation on the duration of reimbursement paid to the town for orderly annexed property.

Referred to the Committee on Local and Metropolitan Government.

Senator Olson introduced--

S.F. No. 3498: A bill for an act relating to human services; increasing the property-related per diem for a nursing facility; amending Minnesota Statutes 1998, section 256B.434, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senator Johnson, D.H. introduced--

S.F. No. 3499: A bill for an act relating to capital improvements; providing funding for the historic Grimm farm program/support facility; authorizing state bonds; appropriating money.

Referred to the Committee on Environment and Natural Resources.

Senator Samuelson introduced--

S.F. No. 3500: A bill for an act relating to reemployment compensation; providing additional benefits for certain individuals on layoff from a certain employer; providing an exemption from certain requirements.

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

Senators Samuelson, Janezich and Metzen introduced--

S.F. No. 3501: A bill for an act relating to employment; increasing the allocation of funding for support services under the dislocated worker program; amending Minnesota Statutes 1999 Supplement, section 268.98, subdivision 3.

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

Senators Sams and Samuelson introduced--

S.F. No. 3502: A bill for an act relating to human services; modifying the per capita payment for county-based purchasing; amending Minnesota Statutes 1998, section 256B.692, subdivision 4.

Referred to the Committee on Health and Family Security.

Senator Sams introduced--

S.F. No. 3503: A bill for an act relating to capital improvements; appropriating wastewater funding for the city of New York Mills; authorizing the sale of state bonds.

Referred to the Committee on Environment and Natural Resources.

Senators Pogemiller, Robertson and Cohen introduced--

S.F. No. 3504: A bill for an act relating to capital improvements; appropriating money to construct a new Guthrie theater in the city of Minneapolis; authorizing the sale of state bonds.

Referred to the Committee on Governmental Operations and Veterans.

Senators Olson; Wiener; Kelley, S.P.; Oliver and Ziegler introduced--

S.F. No. 3505: A bill for an act relating to capital improvements; appropriating money to improve the Gillette children's hospital in Ramsey county; authorizing the sale of state bonds.

Referred to the Committee on Health and Family Security.

Senators Novak and Krentz introduced--

S.F. No. 3506: A bill for an act relating to taxation; providing a property tax exemption for leased land on which private noncommercial aircraft storage hangars are located; providing for property tax classification of the noncommercial aircraft storage hangars; amending Minnesota Statutes 1998, sections 272.01, subdivision 2; and 273.19, subdivision 1; Minnesota Statutes 1999 Supplement, section 273.13, subdivision 24.

Referred to the Committee on Local and Metropolitan Government.

Senators Novak and Krentz introduced--

S.F. No. 3507: A bill for an act relating to taxes; sales and use tax; expanding the purposes for which nonprofit groups may make tax exempt purchases; amending Minnesota Statutes 1998, section 297A.25, subdivision 16.

Referred to the Committee on Taxes.

Senators Vickerman, Sams, Dille, Stevens and Lessard introduced--

S.F. No. 3508: A bill for an act relating to agriculture; exempting class I compost from the definition of a soil amendment; amending Minnesota Statutes 1998, section 18C.005, subdivision 33.

Referred to the Committee on Agriculture and Rural Development.

Senator Belanger introduced--

S.F. No. 3509: A bill for an act relating to taxation; reducing the solid waste management tax rates; providing an automatic adjustment for future years if collections exceed a certain amount; amending Minnesota Statutes 1998, sections 297H.02, subdivision 2; 297H.03, subdivision 2; 297H.04, subdivision 2; 297H.13, subdivision 4; and Minnesota Statutes 1999 Supplement, section 297H.05;

Referred to the Committee on Taxes.

Senators Larson and Fischbach introduced--

S.F. No. 3510: A bill for an act relating to taxes; levy limits; adding a special levy and providing for levy limit adjustments; amending Minnesota Statutes 1998, section 275.72, subdivision 3; and Minnesota Statutes 1999 Supplement, section 275.70, subdivision 5.

Referred to the Committee on Local and Metropolitan Government.

Senators Ranum and Cohen introduced--

S.F. No. 3511: A resolution memorializing Congress to direct the Federal Aviation Administration to release revenue from airport impact zone bonds.

Referred to the Committee on Local and Metropolitan Government.

Senator Junge introduced--

S.F. No. 3512: A bill for an act relating to taxation; providing an increased levy limit base for the city of Robbinsdale.

Referred to the Committee on Local and Metropolitan Government.

Senators Laidig, Price, Dille, Vickerman and Higgins introduced--

S.F. No. 3513: A bill for an act relating to agriculture; changing provisions of the fertilizer law covering phosphorus plant food in certain counties; clarifying certain adulteration factors; amending Minnesota Statutes 1998, sections 18C.005, by adding a subdivision; 18C.201, by adding a subdivision; 18C.231, subdivision 2; and 18D.315, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 18C.

Referred to the Committee on Agriculture and Rural Development.

Senator Laidig introduced--

S.F. No. 3514: A bill for an act relating to retirement; Minneapolis employees retirement fund; authorizing the purchase of service credit for a period of prior temporary employment.

Referred to the Committee on Governmental Operations and Veterans.

Senator Dille introduced--

S.F. No. 3515: A bill for an act relating to education; authorizing a fund transfer for independent school district No. 111, Watertown-Mayer.

Referred to the Committee on Children, Families and Learning.

Senator Janezich introduced--

S.F. No. 3516: A bill for an act relating to child care; directing the commissioner of the department of children, families, and learning to request a waiver from federal law.

Referred to the Committee on Children, Families and Learning.

Senators Scheid, Murphy, Terwilliger and Robertson introduced--

S.F. No. 3517: A bill for an act relating to professions; increasing licensing fees of the board of architecture engineering, land surveying, landscape architecture, geoscience, and interior design; enhancing enforcement activities; amending Minnesota Statutes 1999 Supplement, section 326.105.

Referred to the Committee on Commerce.

Senator Spear introduced--

S.F. No. 3518: A bill for an act relating to nursing homes; allowing an exception for replacement beds; amending Minnesota Statutes 1998, section 144A.071, subdivision 4a.

Referred to the Committee on Health and Family Security.

Senators Ring and Pogemiller introduced--

S.F. No. 3519: A bill for an act relating to education; requiring a criminal background check for nonlicensed individuals paid to provide classroom instruction; amending Minnesota Statutes 1999 Supplement, section 123B.03, subdivision 1.

Referred to the Committee on Children, Families and Learning.

Senators Ring, Price, Hottinger and Anderson introduced--

S.F. No. 3520: A bill for an act relating to special assessments; providing that the notice to property owners before an improvement is ordered contains an estimate of the amount proposed to be assessed against each property owner; amending Minnesota Statutes 1998, section 429.031, subdivision 1.

Referred to the Committee on Local and Metropolitan Government.

Senators Ring, Frederickson, Laidig, Anderson and Kelley, S.P. introduced--

S.F. No. 3521: A bill for an act relating to the environment; requiring an annual environmental report to the public; amending Minnesota Statutes 1998, section 116.011.

Referred to the Committee on Environment and Natural Resources.

Senator Berglin introduced--

S.F. No. 3522: A bill for an act relating to human services; establishing a grant program to provide shelter and counseling for homeless, runaway, or thrown-away youth at risk of being prostituted or presently being used in prostitution; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 260B.

Referred to the Committee on Health and Family Security.

Senators Junge and Olson introduced--

S.F. No. 3523: A bill for an act relating to education; providing for charter school districts; proposing coding for new law in Minnesota Statutes, chapter 124D.

Referred to the Committee on Children, Families and Learning.

Senators Sams and Janezich introduced--

S.F. No. 3524: A bill for an act relating to education; modifying the general education revenue isolation index; amending Minnesota Statutes 1999 Supplement, section 126C.10, subdivision 6.

Referred to the Committee on Children, Families and Learning.

Senator Sams introduced--

S.F. No. 3525: A bill for an act relating to human services; allowing alternative rate-setting methodologies for day training and habilitation vendors; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 252.

Referred to the Committee on Health and Family Security.

Senators Ziegler, Neuville, Kierlin, Lesewski and Stevens introduced--

S.F. No. 3526: A bill for an act relating to education; modifying adjusted pupil units; amending Minnesota Statutes 1999 Supplement, section 126C.05, subdivision 5.

Referred to the Committee on Children, Families and Learning.

Senator Janezich introduced--

S.F. No. 3527: A bill for an act relating to education; appropriating money for the Northland Learning Center.

Referred to the Committee on Children, Families and Learning.

Senator Janezich introduced--

S.F. No. 3528: A bill for an act relating to higher education; capital improvements; Minnesota state colleges and universities; modifying board of trustees debt service requirement on certain projects; amending Laws 1998, chapter 404, section 3, subdivision 29.

Referred to the Committee on Children, Families and Learning.

Senators Lessard and Janezich introduced--

S.F. No. 3529: A bill for an act relating to reemployment insurance; excluding smokechasers from the definition of noncovered employment; amending Minnesota Statutes 1999 Supplement, section 268.035, subdivision 20.

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

Senators Kelly, R.C. and Wiger introduced--

S.F. No. 3530: A bill for an act relating to education; increasing the crime-related costs levy; amending Minnesota Statutes 1999 Supplement, section 126C.44.

Referred to the Committee on Children, Families and Learning.

Senator Kelly, R.C. introduced--

S.F. No. 3531: A bill for an act relating to crime prevention; clarifying the scope of the community notification law; amending Minnesota Statutes 1998, sections 244.052, as amended; and 244.10, subdivision 2a.

Referred to the Committee on Crime Prevention.

Senator Kelly, R.C. introduced--

S.F. No. 3532: A bill for an act relating to courts; modifying provisions dealing with appointment of chief judges; amending Minnesota Statutes 1998, section 484.69, subdivision 1; repealing Minnesota Statutes 1998, section 484.69, subdivision 1a.

Referred to the Committee on Judiciary.

Senators Kelly, R.C.; Higgins and Kleis introduced--

S.F. No. 3533: A bill for an act relating to claims against the state; providing for payment of various claims; appropriating money.

Referred to the Committee on Crime Prevention.

Senator Robertson introduced--

S.F. No. 3534: A bill for an act relating to education; providing for student scholarships and teacher stipends under the advanced placement and international baccalaureate program; amending Minnesota Statutes 1998, section 120B.13, by adding subdivisions.

Referred to the Committee on Children, Families and Learning.

Senators Higgins and Spear introduced--

S.F. No. 3535: A bill for an act relating to higher education; capital improvements; appropriating money to the Minnesota state colleges and universities for projects at Minneapolis community and technical college.

Referred to the Committee on Children, Families and Learning.

Senators Kierlin, Larson and Stevens introduced--

S.F. No. 3536: A bill for an act relating to taxation; authorizing taxing authorities to provide information on the Internet in lieu of conducting truth-in-taxation hearings; amending Minnesota Statutes 1998, section 275.065, subdivision 3, and by adding a subdivision; Minnesota Statutes 1999 Supplement, section 275.065, subdivision 5a.

Referred to the Committee on Local and Metropolitan Government.

Senators Ziegler, Sams, Langseth, Dille and Lesewski introduced--

S.F. No. 3537: A bill for an act relating to agriculture; authorizing state bonds; appropriating money for rural finance authority programs.

Referred to the Committee on Agriculture and Rural Development.

Senators Johnson, D.H.; Janezich; Novak; Anderson and Runbeck introduced--

S.F. No. 3538: A bill for an act relating to employment; providing funding for employment support services for persons with mental disabilities; appropriating money.

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

Senators Junge, Neuville and Knutson introduced--

S.F. No. 3539: A bill for an act relating to state government; regulating the recovery of costs and attorney fees from the state of Minnesota; conforming certain provisions of state law to analogous federal law; clarifying existing law; establishing specific procedures for application of fees; correcting miscellaneous noncontroversial oversights, inconsistencies, ambiguities, and technical errors; amending Minnesota Statutes 1998, sections 15.471, subdivisions 4, 5, 6, and by adding subdivisions; and 15.472; repealing Minnesota Statutes 1998, section 15.471, subdivision 8.

Referred to the Committee on Judiciary.

Senator Hanson introduced--

S.F. No. 3540: A bill for an act relating to education finance; modifying the criteria necessary to establish an area learning center; amending Minnesota Statutes 1998, section 123A.05, subdivision 1.

Referred to the Committee on Children, Families and Learning.

Senators Janezich, Piper, Novak, Anderson and Pappas introduced--

S.F. No. 3541: A bill for an act relating to employment; creating a voluntary paid parental leave program; providing for wage reimbursement; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Senator Frederickson introduced--

S.F. No. 3542: A bill for an act relating to liquor; authorizing Springfield to authorize a holder of an on-sale intoxicating liquor license issued by the city to dispense intoxicating liquor at an event on December 31, 2000, and January 1, 2001, at a facility owned by the city.

Referred to the Committee on Commerce.

Senators Marty, Foley, Frederickson, Knutson and Flynn introduced--

S.F. No. 3543: A bill for an act relating to fire safety; requiring the state fire marshal to adopt rules for fire retardant standards for cigarettes; proposing coding for new law in Minnesota Statutes, chapter 299F.

Referred to the Committee on Crime Prevention.

Senators Cohen; Berglin; Moe, R.D.; Langseth and Day introduced--

S.F. No. 3544: A bill for an act relating to capital improvements; removing authority of the governor to control the sale of state bonds and certificates of indebtedness; amending Minnesota Statutes 1998, sections 16A.642, subdivision 1; 16A.67, subdivision 1; and 16A.671, subdivisions 1 and 2; Laws 1984, chapter 597, section 22; Laws 1987, chapter 400, section 25, subdivisions 1 and 5; Laws 1989, chapter 300, article 1, section 23, subdivision 1; Laws 1990, chapter 610, article 1, section 30; Laws 1991, chapter 354, article 11, section 2, subdivision 1; Laws 1992, chapter 558, section 28; Laws 1994, chapter 639, article 3, section 5; Laws 1994, chapter 643, section 31; Laws 1995, First Special Session chapter 2, article 1, section 14; Laws 1996, chapter 463, section 27; Laws 1997, chapter 246, section 10; Laws 1998, chapter 404, section 27; Laws 1999, chapter 240, article 1, section 13; and Laws 1999, chapter 240, article 2, section 16.

Referred to the Committee on Governmental Operations and Veterans.

Senators Solon, Berglin and Janezich introduced--

S.F. No. 3545: A bill for an act relating to child placement; reimbursing the cost of placing an American Indian child in certain circumstances; amending Minnesota Statutes 1999 Supplement, sections 260.771, subdivision 4; 260B.331, by adding a subdivision; and 260C.331, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senators Langseth and Vickerman introduced--

S.F. No. 3546: A bill for an act relating to natural resources; providing funding for native prairie bank easements; authorizing state bonds; appropriating money.

Referred to the Committee on Environment and Natural Resources.

Senator Terwilliger introduced--

S.F. No. 3547: A bill for an act relating to taxation; abolishing withholding taxes on wages; providing for payment of estimated taxes on wages; amending Minnesota Statutes 1998, sections 289A.09, subdivisions 1 and 2; 289A.20, subdivision 2; 289A.31, subdivision 5; 289A.38, subdivision 14; 289A.50, subdivision 3; 289A.60, subdivision 11; 290.92, subdivisions 1, 2a, 4a, 9, 12, 23, 24, 25, 26, 27, 28, and 29; and 290.9201, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 289A; repealing Minnesota Statutes 1998, sections 270B.06, subdivision 3; 289A.63, subdivision 5; 290.92, subdivisions 3, 5, 5a, 10, 16, 19, 22, and 30.

Referred to the Committee on Taxes.

Senator Terwilliger introduced--

S.F. No. 3548: A bill for an act relating to taxation; exempting cities that receive no local government aid from levy limits; amending Minnesota Statutes 1998, section 275.70, subdivision 3.

Referred to the Committee on Local and Metropolitan Government.

Senator Terwilliger introduced--

S.F. No. 3549: A bill for an act relating to health; modifying the residential hospice program requirements; amending Minnesota Statutes 1998, section 144A.48, subdivision 1; repealing Minnesota Statutes 1998, section 144A.48, subdivision 6.

Referred to the Committee on Health and Family Security.

Senator Terwilliger introduced--

S.F. No. 3550: A bill for an act relating to state observances; designating Mighty Eighth Air Force Week; proposing coding for new law in Minnesota Statutes, chapter 10.

Referred to the Committee on Governmental Operations and Veterans.

Senators Kinkel, Stumpf and Kierlin introduced--

S.F. No. 3551: A bill for an act relating to higher education; revenue bonds; increasing aggregate principal amount of revenue bonds issued by the board of trustees of the Minnesota state colleges and universities; clarifying bond requirements; amending Minnesota Statutes 1998, section 136F.98, subdivision 1.

Referred to the Committee on Children, Families and Learning.

Senator Murphy introduced--

S.F. No. 3552: A bill for an act relating to higher education; giving the board of trustees of the Minnesota state colleges and universities certain authority with respect to property transactions, construction, repairs, and improvements; amending Minnesota Statutes 1998, sections 136F.36, subdivisions 1, 3, and by adding a subdivision; 136F.60, subdivision 1, and by adding subdivisions; and 136F.64, subdivision 1.

Referred to the Committee on Children, Families and Learning.

Senator Pappas introduced--

S.F. No. 3553: A bill for an act relating to public safety; providing for nonissuance of license plates or tabs because of delinquent traffic fines or nonpayment of certain judgments; appropriating money; amending Minnesota Statutes 1998, sections 169.95; and 169.99, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 168; and 169.

Referred to the Committee on Transportation.

Senators Scheevel, Janezich, Runbeck and Novak introduced--

S.F. No. 3554: A bill for an act relating to reemployment compensation; modifying nonprofit organization provisions; amending Minnesota Statutes 1999 Supplement, section 268.053, subdivision 1, and by adding a subdivision.

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

Senators Larson, Belanger, Scheid, Oliver and Metzen introduced--

S.F. No. 3555: A bill for an act relating to government data practices; providing that the workers' compensation reinsurance association is subject to government data practices requirements; amending Minnesota Statutes 1998, section 79.34, subdivision 1.

Referred to the Committee on Judiciary.

Senators Runbeck, Neuville, Lesewski and Kelly, R.C. introduced--

S.F. No. 3556: A bill for an act relating to early childhood education; establishing a pilot grant program for full-day enrichment kindergarten; appropriating money.

Referred to the Committee on Children, Families and Learning.

Senators Samuelson and Stevens introduced--

S.F. No. 3557: A bill for an act relating to capital improvements; authorizing state bonds and appropriating money for a wastewater infrastructure fund grant to the Garrison, Kathio, and West Mille Lacs Lake sanitary sewer district.

Referred to the Committee on Environment and Natural Resources.

Senators Murphy and Larson introduced--

S.F. No. 3558: A bill for an act relating to higher education; excepting the Minnesota state colleges and universities from the selection process administered by the designer selection board; authorizing the board of trustees of the Minnesota state colleges and universities to use the design-build method of construction; amending Minnesota Statutes 1998, sections 16B.33, subdivisions 3 and 3a; and 136F.64, by adding a subdivision.

Referred to the Committee on Children, Families and Learning.

Senators Junge and Olson introduced--

S.F. No. 3559: A bill for an act relating to education; modifying certain charter school provisions; appropriating money; amending Minnesota Statutes 1999 Supplement, sections 124D.10, subdivisions 3, 4, 6, 8, 11, 14, 15, and 23; 124D.11, subdivisions 4 and 6; and 126C.05, subdivision 3; Laws 1999, chapter 241, article 5, section 18, subdivisions 5 and 6.

Referred to the Committee on Children, Families and Learning.

Senator Stumpf introduced--

S.F. No. 3560: A bill for an act relating to retirement; expanding rights to extended leaves of absence to certain teachers; amending Minnesota Statutes 1998, section 122A.46, subdivision 1, and by adding a subdivision.

Referred to the Committee on Children, Families and Learning.

Senators Olson, Ziegler and Neuville introduced--

S.F. No. 3561: A bill for an act relating to education; codifying the state high school graduation rule on the profile of learning; amending Minnesota Statutes 1999 Supplement, sections 120B.02; 122A.09, subdivision 4; 126C.10, subdivision 14; and 290.0674, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 120B; repealing Minnesota Statutes 1998, section 120B.03, subdivision 1; Minnesota Rules, parts 3501.0300; 3501.0310; 3501.0320; 3501.0330; 3501.0340; 3501.0350; 3501.0360; 3501.0370; 3501.0380; 3501.0390; 3501.0400; 3501.0410; 3501.0420; 3501.0430; 3501.0440; 3501.0441; 3501.0442; 3501.0443; 3501.0444; 3501.0445; 3501.0446; 3501.0447; 3501.0448; 3501.0449; 3501.0450; 3501.0460; 3501.0461; 3501.0462; 3501.0463; 3501.0464; 3501.0465; 3501.0466; 3501.0467; 3501.0468; and 3501.0469.

Referred to the Committee on Children, Families and Learning.

Senators Lessard, Stumpf and Johnson, D.J. introduced--

S.F. No. 3562: A bill for an act relating to the legislature; authorizing a legislative commission on Minnesota-Ontario matters; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on Environment and Natural Resources.

Senators Robling, Ziegler, Terwilliger and Ring introduced--

S.F. No. 3563: A bill for an act relating to child care licensing; allowing churches or religious organizations to operate child care programs under the rules governing family day care or group family day care; amending Minnesota Statutes 1998, section 245A.14, subdivision 4.

Referred to the Committee on Health and Family Security.

Senators Scheid, Janezich and Knutson introduced--

S.F. No. 3564: A bill for an act relating to education; altering implementation of the profile of learning; requiring a report on graduation standards; amending Minnesota Statutes 1998, section 120B.03, subdivision 1, and by adding subdivisions; repealing Minnesota Rules, part 3501.0370, subpart 4.

Referred to the Committee on Children, Families and Learning.

Senator Foley introduced--

S.F. No. 3565: A bill for an act relating to traffic regulations; authorizing commissioner of public safety to conduct pilot program using photographic evidence for enforcement of traffic signal laws; appropriating money; providing penalties; amending Minnesota Statutes 1998, sections 169.06, by adding a subdivision; and 171.12, subdivision 6.

Referred to the Committee on Transportation.

Senator Foley introduced--

S.F. No. 3566: A bill for an act relating to crime prevention; clarifying that the criminal code penalty for failure to pay over state funds includes within its scope the failure to remit a tax; amending Minnesota Statutes 1998, sections 289A.63, subdivision 1; and 609.445.

Referred to the Committee on Crime Prevention.

Senators Olson and Frederickson introduced--

S.F. No. 3567: A bill for an act relating to education; providing for aid for special education costs of students who open enroll; appropriating money; amending Minnesota Statutes 1998, section 125A.79 by adding a subdivision; Laws 1999, chapter 241, article 2, section 60, subdivision 14.

Referred to the Committee on Children, Families and Learning.

Senators Olson, Kiscaden, Pappas, Neuville and Knutson introduced--

S.F. No. 3568: A bill for an act relating to education; providing for an intensive English language program for pupils of limited English proficiency; amending Minnesota Statutes 1998, section 124D.59, subdivision 8, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 124D.

Referred to the Committee on Children, Families and Learning.

Senators Olson, Hanson, Runbeck and Neuville introduced--

S.F. No. 3569: A bill for an act relating to education; requiring legislative approval of contracts and agreements with federal agencies, including the department of education, and with

nongovernmental organizations; allowing 8th and 9th grade students to elect to take the state's basic skills test in writing; limiting curriculum and instruction on career choices to 9th through 12th grade students; restricting participation in school-to-work and vocational education programs; requiring students to receive a passing score on the state's reading, writing, and mathematics basic skills tests before participating in post-secondary enrollment options, school-to-work and vocational education programs; requiring school-to-work and vocational education program curricula to include vocational and academic training; repealing the lifework development plan; amending Minnesota Statutes 1998, sections 120A.22, subdivision 9; 124D.38, subdivision 5; and 124D.49, subdivision 3; Minnesota Statutes 1999 Supplement, section 120B.02; proposing coding for new law in Minnesota Statutes, chapters 15; and 124D; repealing Minnesota Statutes 1998, sections 120B.04; and 124D.46, subdivision 1.

Referred to the Committee on Children, Families and Learning.

Senators Robertson, Ranum, Krentz, Knutson and Pogemiller introduced--

S.F. No. 3570: A bill for an act relating to education; modifying special education base revenue; appropriating money; amending Minnesota Statutes 1999 Supplement, section 125A.76, subdivision 2; Laws 1999, chapter 241, article 2, section 60, subdivision 11.

Referred to the Committee on Children, Families and Learning.

Senators Johnson, D.J.; Metzen; Stevens and Stumpf introduced--

S.F. No. 3571: A bill for an act relating to state government; requiring decentralization of state government; proposing coding for new law in Minnesota Statutes, chapter 15.

Referred to the Committee on Governmental Operations and Veterans.

Senators Marty, Anderson and Price introduced--

S.F. No. 3572: A bill for an act relating to environment; banning the sale and use of chromated copper arsenate and products containing chromated copper arsenate; proposing coding for new law in Minnesota Statutes, chapter 116.

Referred to the Committee on Environment and Natural Resources.

Senators Langseth, Krentz and Stumpf introduced--

S.F. No. 3573: A bill for an act relating to natural resources; increasing the flood hazard grant level for flood hazard mitigation projects in the Red river basin that are subject to a mediation agreement; providing funding for flood hazard mitigation; authorizing state bonds; appropriating money; amending Minnesota Statutes 1998, section 103F.161, subdivision 2.

Referred to the Committee on Environment and Natural Resources.

Senators Lourey and Johnson, D.J. introduced--

S.F. No. 3574: A bill for an act relating to natural resources; authorizing the commissioner of natural resources to use snowmobile grant-in-aid funds to reimburse eligible recipients for certain snowmobile trail grooming equipment expenses.

Referred to the Committee on Environment and Natural Resources.

Senator Lourey introduced--

S.F. No. 3575: A bill for an act relating to agriculture; providing supplemental funding for the state meat inspection program; appropriating money.

Referred to the Committee on Agriculture and Rural Development.

Senator Janezich introduced--

S.F. No. 3576: A bill for an act relating to human services; classifying semi-independent living services costs as remedial care costs; providing group residential housing payments for certain recipients of semi-independent living services; amending Minnesota Statutes 1998, sections 252.275, by adding a subdivision; 256I.03, subdivision 3; and 256I.04, subdivisions 1 and 2a.

Referred to the Committee on Health and Family Security.

Senators Murphy, Betzold, Day, Metzen and Johnson, D.E. introduced--

S.F. No. 3577: A bill for an act relating to veterans homes; authorizing certain homeless and disabled veterans programs at the Minneapolis and Hastings veterans homes; proposing coding for new law in Minnesota Statutes, chapter 198.

Referred to the Committee on Governmental Operations and Veterans.

Senators Stevens, Wiener and Fischbach introduced--

S.F. No. 3578: A bill for an act relating to courts; removing appellate jurisdiction from district courts after statutory appeal period; amending Minnesota Statutes 1998, section 484.01, subdivision 1.

Referred to the Committee on Judiciary.

Senators Berglin; Johnson, D.E.; Janezich and Marty introduced--

S.F. No. 3579: A bill for an act relating to human services; requiring the commissioner of human services to place individual names on graves at regional treatment center cemeteries; appropriating money.

Referred to the Committee on Health and Family Security.

Senator Kelly, R.C. introduced--

S.F. No. 3580: A bill for an act relating to crime; amending the definition of harassment; amending Minnesota Statutes 1998, section 609.748, subdivisions 1, 3, 3a, and 4.

Referred to the Committee on Crime Prevention.

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

S.F. No. 3581: A bill for an act relating to liquor; authorizing the city of Duluth to issue an on-sale intoxicating liquor license to the Lake Superior Center Authority.

Referred to the Committee on Commerce.

Senators Janezich, Ourada, Vickerman and Sams introduced--

S.F. No. 3582: A resolution urging federal rejection of the merger of the Burlington Northern Santa Fe and Canadian National Railroads.

Referred to the Committee on Transportation.

Without objection, the Senate reverted to the Orders of Business of Reports of Committees and Motions and Resolutions.

REPORTS OF COMMITTEES

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

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

S.F. No. 43: A bill for an act proposing an amendment to the Minnesota Constitution; providing for a unicameral legislature; changing article IV; article VIII, sections 1 and 6; article IX, sections 1 and 2; and article XI, section 5; amending Minnesota Statutes 1998, sections 2.021; and 2.031, subdivision 1.

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

Delete everything after the enacting clause and insert:

"Section 1. [CONSTITUTIONAL AMENDMENTS PROPOSED.]

An amendment to the Minnesota Constitution is proposed to the people.

If the amendment is adopted, article IV will read:

Section 1. ~~The legislature consists of the senate and house of representatives~~ number of senators prescribed by law.

Sec. 2. ~~The number of members who compose the senate and house of representatives shall be prescribed by law.~~ The representation in both houses shall be apportioned equally throughout the different sections of the state in proportion to the population thereof.

Sec. 3. At its first session after each enumeration of the inhabitants of this state made by the authority of the United States, the legislature shall have the power to prescribe the bounds of congressional and legislative districts. Senators shall be chosen by single districts of convenient contiguous territory. ~~No representative district shall be divided in the formation of a senate district.~~ The senate districts shall be numbered in a regular series.

Sec. 4. ~~Representatives shall be chosen for a term of two years, except to fill a vacancy.~~ Senators shall be chosen for a term of four years, except to fill a vacancy and except there shall be an entire new election of all the senators at the first election of representatives after each new legislative apportionment redistricting provided for in this article and the senators chosen at that election from districts with odd numbers shall serve for an initial term of two years. The governor shall call elections to fill vacancies in either house of the legislature.

Sec. 5. ~~No senator or representative shall hold any other office under the authority of the United States or the state of Minnesota, except that of postmaster or of notary public.~~ If elected or appointed to another office, a legislator senator may resign from the legislature by tendering his resignation to the governor.

Sec. 6. ~~Senators and representatives shall be qualified voters of the state, and shall have resided one year in the state and six months immediately preceding the election in the district from which elected.~~ ~~Each house~~ The legislature shall be the judge of the election returns and eligibility of its own members. The legislature shall prescribe by law the manner for taking evidence in cases of contested seats ~~in either house.~~

Sec. 7. ~~Each house~~ The legislature may determine the rules of its proceedings, sit upon its own adjournment, punish its members for disorderly behavior, and with the concurrence of two-thirds expel a member; but no member shall be expelled a second time for the same offense.

Sec. 8. Each member and officer of the legislature before entering upon his duties shall take an oath or affirmation to support the Constitution of the United States, the constitution of this state, and to discharge faithfully the duties of his office to the best of his judgment and ability.

Sec. 9. The compensation of senators and ~~representatives~~ shall be prescribed by law. No increase of compensation shall take effect during the period for which the members of the existing ~~house of representatives~~ legislature may have been elected.

Sec. 10. The members of ~~each house~~ the legislature in all cases except treason, felony and breach of the peace, shall be privileged from arrest during the session of ~~their respective houses~~ and in going to or returning from the same. For any speech or debate in ~~either house~~ they shall not be questioned in any other place.

Sec. 11. Two or more members of ~~either house~~ may dissent and protest against any act or resolution which they think injurious to the public or to any individual and have the reason of their dissent entered in the journal.

Sec. 12. The legislature shall meet at the seat of government in regular session in each biennium at the times prescribed by law for not exceeding a total of 120 legislative days. The legislature shall not meet in regular session, nor in any adjournment thereof, after the first Monday following the third Saturday in May of any year. After meeting at a time prescribed by law, the legislature may adjourn to another time. "Legislative day" shall be defined by law. A special session of the legislature may be called by the governor on extraordinary occasions.

~~Neither house during a session of the legislature shall adjourn for more than three days (Sundays excepted) nor to any other place than that in which the two houses shall be assembled without the consent of the other house.~~

Sec. 13. A majority of ~~each house~~ the legislature constitutes a quorum to transact business, but a smaller number may adjourn from day to day and compel the attendance of absent members in the manner and under the penalties it may provide.

Sec. 14. ~~Each house~~ The legislature shall be open to the public during its sessions except in cases which in its opinion require secrecy.

Sec. 15. ~~Each house~~ The legislature shall elect its presiding officer and other officers as may be provided by law. ~~Both houses~~ It shall keep journals a journal of ~~their~~ its proceedings, and from time to time publish the same, and the yeas and nays, when taken on any question, shall be entered in the journals journal.

Sec. 16. In all elections by the legislature members shall vote viva voce and their votes shall be entered in the journal.

Sec. 17. No law shall embrace more than one subject, which shall be expressed in its title.

Sec. 18. ~~All bills for raising revenue shall originate in the house of representatives, but the senate may propose and concur with the amendments as on other bills.~~

~~Sec. 19.~~ Every bill shall be reported on three different days in ~~each house~~ the legislature, unless, in case of urgency, two-thirds of the ~~house where the bill is pending~~ legislature deem it expedient to dispense with this rule.

Sec. ~~20~~ 19. Every bill passed by ~~both houses~~ the legislature shall be enrolled and signed by the presiding officer of ~~each house~~. Any presiding officer refusing to sign a bill passed by ~~both houses~~ the legislature shall thereafter be disqualified from any office of honor or profit in the state. ~~Each house~~ The legislature by rule shall provide the manner in which a bill shall be certified for presentation to the governor in case of such refusal.

Sec. ~~24~~ 20. No bill shall be passed by ~~either house~~ upon the day prescribed for adjournment. This section shall not preclude the enrollment of a bill or its transmittal ~~from one house to the other~~ or to the executive for his signature.

Sec. ~~22~~ 21. The style of all laws of this state shall be: "Be it enacted by the legislature of the state of Minnesota." No law shall be passed unless voted for by a majority of all the members elected to ~~each house~~ of the legislature, and the vote entered in the journal of ~~each house~~.

Sec. 23 ~~22~~. Every bill passed in conformity to the rules of each house and the joint rules of the two houses legislature shall be presented to the governor. If he approves a bill, he shall sign it, deposit it in the office of the secretary of state and notify the house in which it originated legislature of that fact. If he vetoes a bill, he shall return it with his objections to the house in which it originated legislature. His objections shall be entered in the journal. If, after reconsideration, two-thirds of that house the legislature agree to pass the bill, it shall be sent, together with the governor's objections, to the other house, which shall likewise reconsider it. If approved by two-thirds of that house it becomes a law and shall be deposited in the office of the secretary of state. In such cases the votes of both houses shall be determined by yeas and nays, and the names of the persons voting for or against the bill shall be entered in the journal of each house. Any bill not returned by the governor within three days (Sundays excepted) after it is presented to him becomes a law as if he had signed it, unless the legislature by adjournment within that time prevents its return. Any bill passed during the last three days of a session may be presented to the governor during the three days following the day of final adjournment and becomes law if the governor signs and deposits it in the office of the secretary of state within 14 days after the adjournment of the legislature. Any bill passed during the last three days of the session which is not signed and deposited within 14 days after adjournment does not become a law.

If a bill presented to the governor contains several items of appropriation of money, he may veto one or more of the items while approving the bill. At the time he signs the bill the governor shall append to it a statement of the items he vetoes and the vetoed items shall not take effect. If the legislature is in session, he shall transmit to the house in which the bill originated legislature a copy of the statement, and the items vetoed shall be separately reconsidered. If on reconsideration any item is approved by two-thirds of the members elected to each house, it is a part of the law notwithstanding the objections of the governor.

Sec. 24 ~~23~~. Each order, resolution or vote requiring the concurrence of the two houses except such as relate to the business or adjournment of the legislature shall be presented to the governor and is subject to his veto as prescribed in case of a bill.

Sec. 25 ~~24~~. During a session each house the legislature may punish by imprisonment for not more than 24 hours any person not a member who is guilty of any disorderly or contemptuous behavior in its presence.

Sec. 26 ~~25~~. Passage of a general banking law requires the vote of two-thirds of the members of each house of the legislature.

article V, section 3, will read:

Sec. 3. The governor shall communicate by message to each session of the legislature information touching the state and country. He is commander-in-chief of the military and naval forces and may call them out to execute the laws, suppress insurrection and repel invasion. He may require the opinion in writing of the principal officer in each of the executive departments upon any subject relating to his duties. With the advice and consent of the senate legislature he may appoint notaries public and other officers provided by law. He may appoint commissioners to take the acknowledgment of deeds or other instruments in writing to be used in the state. He shall take care that the laws be faithfully executed. He shall fill any vacancy that may occur in the offices of secretary of state, auditor, attorney general and the other state and district offices hereafter created by law until the end of the term for which the person who had vacated the office was elected or the first Monday in January following the next general election, whichever is sooner, and until a successor is chosen and qualified.

article V, section 5, will read:

Sec. 5. In case a vacancy occurs from any cause whatever in the office of governor, the lieutenant governor shall be governor during such vacancy. The compensation of the lieutenant governor shall be prescribed by law. The last elected presiding officer of the senate legislature shall become lieutenant governor in case a vacancy occurs in that office. In case the governor is unable to discharge the powers and duties of his office, the same devolves on the lieutenant governor. The legislature may provide by law for the case of the removal, death, resignation, or

inability both of the governor and lieutenant governor to discharge the duties of governor and may provide by law for continuity of government in periods of emergency resulting from disasters caused by enemy attack in this state, including but not limited to, succession to the powers and duties of public office and change of the seat of government.

article VIII, section 1, will read:

Section 1. ~~The house of representatives legislature~~ has the sole power of impeachment through a concurrence of a majority of all its members. All impeachments shall be tried by the ~~senate legislature~~. When sitting for that purpose, senators shall be upon oath or affirmation to do justice according to law and evidence. No person shall be convicted without the concurrence of two-thirds of the senators present.

article VIII, section 6, will read:

Sec. 6. A member of the ~~senate or the house of representatives legislature~~, an executive officer of the state identified in section 1 of article V of the constitution, or a judge of the supreme court, the court of appeals, or a district court is subject to recall from office by the voters. The grounds for recall of a judge shall be established by the supreme court. The grounds for recall of an officer other than a judge are serious malfeasance or nonfeasance during the term of office in the performance of the duties of the office or conviction during the term of office of a serious crime. A petition for recall must set forth the specific conduct that may warrant recall. A petition may not be issued until the supreme court has determined that the facts alleged in the petition are true and are sufficient grounds for issuing a recall petition. A petition must be signed by a number of eligible voters who reside in the district where the officer serves and who number not less than 25 percent of the number of votes cast for the office at the most recent general election. Upon a determination by the secretary of state that a petition has been signed by at least the minimum number of eligible voters, a recall election must be conducted in the manner provided by law. A recall election may not occur less than six months before the end of the officer's term. An officer who is removed from office by a recall election or who resigns from office after a petition for recall issues may not be appointed to fill the vacancy that is created.

article IX, section 1, will read:

Section 1. A majority of the members elected to ~~each house of the legislature~~ the legislature may propose amendments to this constitution. Proposed amendments shall be published with the laws passed at the same session and submitted to the people for their approval or rejection at a general election. If a majority of all the electors voting at the election vote to ratify an amendment, it becomes a part of this constitution. If two or more amendments are submitted at the same time, voters shall vote for or against each separately.

article IX, section 2, will read:

Sec. 2. Two-thirds of the members elected to ~~each house of the legislature~~ the legislature may submit to the electors at the next general election the question of calling a convention to revise this constitution. If a majority of all the electors voting at the election vote for a convention, the legislature at its next session, shall provide by law for calling the convention. The convention shall consist of as many delegates as there are members of the ~~house of representatives legislature~~. Delegates shall be chosen in the same manner as members of the ~~house of representatives legislature~~ and shall meet within three months after their election. Section 5 of Article IV of the constitution does not apply to election to the convention.

and article XI, section 5, will read:

Sec. 5. Public debt may be contracted and works of internal improvements carried on for the following purposes:

(a) to acquire and to better public land and buildings and other public improvements of a capital nature and to provide money to be appropriated or loaned to any agency or political subdivision of the state for such purposes if the law authorizing the debt is adopted by the vote of at least three-fifths of the members of ~~each house~~ of the legislature;

- (b) to repel invasion or suppress insurrection;
- (c) to borrow temporarily as authorized in section 6;
- (d) to refund outstanding bonds of the state or any of its agencies whether or not the full faith and credit of the state has been pledged for the payment of the bonds;
- (e) to establish and maintain highways subject to the limitations of article XIV;
- (f) to promote forestation and prevent and abate forest fires, including the compulsory clearing and improving of wild lands whether public or private;
- (g) to construct, improve and operate airports and other air navigation facilities;
- (h) to develop the state's agricultural resources by extending credit on real estate security in the manner and on the terms and conditions prescribed by law;
- (i) to improve and rehabilitate railroad rights-of-way and other rail facilities whether public or private, provided that bonds issued and unpaid shall not at any time exceed \$200,000,000 par value; and
- (j) as otherwise authorized in this constitution.

As authorized by law political subdivisions may engage in the works permitted by (f), (g), and (i) and contract debt therefor.

Sec. 2. [BALLOT PROPOSITION.]

The proposed amendment shall be submitted to the people at the 2000 general election. The question proposed shall be:

"Shall the Minnesota Constitution be amended to provide that the Minnesota House of Representatives and Senate be replaced by a single legislative body called the Legislature, beginning in 2003?"

Yes
 No"

Sec. 3. Minnesota Statutes 1998, section 2.021, is amended to read:

2.021 [NUMBER OF MEMBERS.]

~~For each legislature, until a new apportionment shall have been made, The senate legislature is composed of 67 135 members and the house of representatives is composed of 134 members.~~

Sec. 4. Minnesota Statutes 1998, section 2.031, subdivision 1, is amended to read:

Subdivision 1. [LEGISLATIVE DISTRICTS.] ~~The representatives representation in the senate and house of representatives are legislature is apportioned throughout the state in 67 senate 135 districts and 134 house districts. Each senate district is entitled to elect one senator and each house district is entitled to elect one representative.~~

Sec. 5. [NOTICE.]

In addition to the requirements of Minnesota Statutes, section 3.21, the secretary of state, in consultation with the attorney general, shall prepare a voter's guide that summarizes impartially the issues presented to the voters by the constitutional amendment proposed by section 1 and the arguments commonly advanced in support of and opposition to bicameral and unicameral state legislatures. Beginning at least three months before the election, the secretary of state shall publish notice of the availability of the guide in qualified newspapers of general circulation in the state and of general circulation in the various geographic regions of the state. The secretary of state shall make the guide available on the Internet, shall mail a free copy of the guide to anyone on request, and shall distribute free copies of the guide to all educational institutions, local government

offices, and public libraries throughout the state in volumes sufficient to supply a free copy to anyone wishing one. In October, before the election, the secretary of state shall publish the guide once in qualified newspapers of general circulation in the state.

Sec. 6. [EFFECTIVE DATE.]

If the amendment proposed by section 1 is adopted, the amendment and sections 3 and 4 are effective for the senators whose terms begin the first Monday in January 2003."

And when so amended the bill be re-referred to the Committee on Governmental Operations and Veterans without recommendation. Amendments adopted. Report adopted.

MOTIONS AND RESOLUTIONS

Senator Pogemiller moved that the name of Senator Price be added as a co-author to S.F. No. 3504. The motion prevailed.

Senator Junge moved that S.F. No. 3385 be withdrawn from the Committee on Children, Families and Learning and re-referred to the Committee on Governmental Operations and Veterans. The motion prevailed.

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

Senate Concurrent Resolution No. 10: A Senate concurrent resolution adopting deadlines for the 2000 regular session.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring:

(a) In accordance with Joint Rule 2.03, the deadlines in this resolution apply to the 2000 regular session. They do not apply to the House committees on Capital Investment, Ways and Means, Taxes, or Rules and Legislative Administration, or to the Senate committees on Finance, Taxes, or Rules and Administration.

(1) The first deadline, Friday, March 3, is for committees to act favorably on bills in the house of origin.

(2) The second deadline, Friday, March 10, is for committees to act favorably on bills, or companions of bills, that met the first deadline in the other house.

A committee in the House has until the second deadline to act favorably on the companion of a bill that, by the first deadline, was referred to a budget division in the Senate. A committee in the Senate has until the second deadline to act favorably on the companion of a bill that, by the first deadline, was referred to a finance committee in the House.

(3) The omnibus appropriation bills are exempt from the first two deadlines. The deadline for committees to act favorably on omnibus appropriation bills is Friday, March 17. An omnibus bill in the House appropriating money for agriculture and rural development is subject to this deadline.

(b) The omnibus appropriation bills are the following:

(1) A bill appropriating money for education in kindergarten through grade 12;

(2) A bill appropriating money for higher education;

(3) A bill appropriating money for family and early childhood education;

(4) A bill appropriating money for health and human services;

(5) A bill appropriating money for crime prevention and the judiciary;

- (6) A bill appropriating money for economic development;
- (7) A bill appropriating money for the general administrative expenses of state government;
- (8) A bill appropriating money for the protection and improvement of the State's environment, natural resources, and agriculture;
- (9) A bill appropriating money for the department of transportation and other agencies;
- (10) A bill appropriating money for the payment of claims against the State of Minnesota that may have been allowed by the finance committees of the Senate or the Ways and Means Committee of the House; and
- (11) A bill appropriating money for the acquisition and betterment of public lands and buildings and other public improvements of a capital nature.

The bills numbered (1) to (3) may be combined and the bills numbered (4) to (8) may be combined.

(c) When a committee in either house acts favorably on a bill after a deadline established in this resolution, the bill must be referred in the Senate to the Committee on Rules and Administration and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition.

Mr. Moe, R.D. moved the adoption of the foregoing resolution.

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 47 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Krentz	Pappas	Solon
Berg	Janezich	Laidig	Piper	Spear
Berglin	Johnson, D.E.	Langseth	Pogemiller	Stumpf
Betzold	Johnson, D.H.	Larson	Price	Terwilliger
Cohen	Johnson, D.J.	Lessard	Ranum	Vickerman
Day	Junge	Lourey	Ring	Wiener
Flynn	Kelley, S.P.	Marty	Robertson	Wiger
Foley	Kelly, R.C.	Moe, R.D.	Sams	
Hanson	Kinkel	Murphy	Samuelson	
Higgins	Kiscaden	Novak	Scheid	

Those who voted in the negative were:

Fischbach	Knutson	Neuville	Pariseau	Scheevel
Kierlin	Lesewski	Olson	Robling	Stevens
Kleis	Limmer	Ourada	Runbeck	Ziegler

The motion prevailed. So the resolution was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Murphy moved that S.F. No. 2788 be withdrawn from the Committee on Environment and Natural Resources and returned to its author. The motion prevailed.

ADJOURNMENT

Senator Moe, R.D. moved that the Senate do now adjourn until 10:30 a.m., Monday, February 28, 2000. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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