

- (4) summer arts institutes for pupils in grades 9 to 12;
- (5) artist mentor and extension programs in regional sites; and
- (6) teacher education programs for indirect curriculum delivery.

~~(g) The board may determine the location for the Perpich center for arts education and any additional facilities related to the center, including the authority to lease a temporary facility.~~

~~(h)~~ (e) The board must plan for the enrollment of pupils on an equal basis from each congressional district.

~~(i) The board may establish task forces as needed to advise the board on policies and issues. The task forces expire as provided in section 15.059, subdivision 6.~~

~~(j) The board may request the commissioner of children, families, and learning for assistance and services.~~

~~(k) The board may enter into contracts with other public and private agencies and institutions for residential and building maintenance services if it determines that these services could be provided more efficiently and less expensively by a contractor than by the board itself. The board may also enter into contracts with public or private agencies and institutions, school districts or combinations of school districts, or service cooperatives to provide supplemental educational instruction and services.~~

~~(l) The board may provide or contract for services and programs by and for the center for arts education, including a store, operating in connection with the center; theatrical events; and other programs and services that, in the determination of the board, serve the purposes of the center.~~

~~(m)~~ (f) The board may provide for transportation of pupils to and from the center for arts education for all or part of the school year, as the board considers advisable and subject to its rules. Notwithstanding any other law to the contrary, and the board may charge a reasonable fee for transportation of pupils. Every driver providing transportation of pupils under this paragraph must possess all qualifications required by the commissioner of children, families, and learning. The board may contract for furnishing authorized transportation under rules established by the commissioner of children, families, and learning and may purchase and furnish gasoline to a contract carrier for use in the performance of a contract with the board for transportation of pupils to and from the center for arts education. When transportation is provided, scheduling of routes, establishment of the location of bus stops, the manner and method of transportation, the control and discipline of pupils, and any other related matter is within the sole discretion, control, and management of the board.

~~(n)~~ (g) The board may provide room and board for its pupils. If the board provides room and board, it shall charge a reasonable fee for the room and board. The fee is not subject to chapter 14 and is not a prohibited fee according to sections 123B.34 to 123B.39.

~~(o)~~ (h) The board may establish and set fees for services and programs. If the board sets fees not authorized or prohibited by the Minnesota public school fee law, it may do so without complying with the requirements of section 123B.38.

~~(p) The board may apply for all competitive grants administered by agencies of the state and other government or nongovernment sources.~~

ARTICLE 19 REPEAL OF RULES

Section 1. [REPEALER.]

Minnesota Rules, parts 3505.4300; 3520.0400; 3545.0600; 3545.0700; 3545.0800; 3545.0900; and 3550.0100, are repealed.

[EFFECTIVE DATE.] This section is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to education; providing for family and early childhood education, children and family support programs, prevention, and self-sufficiency and lifelong learning; providing for kindergarten through grade 12 general education, education excellence, special programs, facilities and technology, libraries; and advisory committees and miscellaneous kindergarten through grade 12 education provisions; providing for rulemaking; repealing, modifying, and expanding certain provisions of the kindergarten through grade 12 education code; amending Minnesota Statutes 2000, sections 13.319, by adding a subdivision; 13.32, subdivision 3; 13.43, by adding a subdivision; 13.46, subdivision 2; 16B.616, subdivision 4; 119A.05, subdivision 2; 119A.15, subdivision 5a; 119A.43, subdivisions 1, 11; 119B.011, subdivisions 7, 19; 119B.02, subdivision 1, by adding a subdivision; 119B.26; 120A.22, subdivision 7; 120B.11, subdivision 5; 120B.22, subdivision 1; 120B.30, subdivision 1; 121A.06; 121A.11, subdivision 1; 121A.15; 121A.26; 121A.27; 121A.28; 121A.29, subdivision 1; 121A.32, subdivision 1; 121A.34; 121A.55; 121A.69, subdivision 3; 122A.09, subdivision 6; 122A.15; 122A.22; 122A.24, subdivision 3; 122A.25, by adding a subdivision; 122A.31, subdivision 2; 122A.40, subdivisions 5, 8, 19; 122A.41, subdivisions 7, 13, 15, by adding a subdivision; 122A.51; 122A.58, subdivision 1; 122A.60, subdivision 1; 122A.64; 122A.68, subdivisions 1, 7; 122A.69; 122A.70, subdivision 2; 122A.91; 122A.92; 123A.06, subdivision 1; 123A.442, subdivision 2; 123B.02, subdivisions 1, 2, 3; 123B.04, subdivisions 2, 5; 123B.09, subdivision 8; 123B.143, subdivision 1; 123B.147; 123B.36, subdivision 1; 123B.42, subdivision 3; 123B.43; 123B.44, subdivision 6; 123B.445; 123B.49, subdivision 1; 123B.51, subdivisions 1, 5; 123B.71, subdivisions 1, 4, 8, 9; 123B.73, subdivision 1; 123B.75, subdivision 5, by adding a subdivision; 123B.83, subdivision 1; 123B.90, subdivision 2; 123B.91, subdivision 1; 124D.02, subdivision 1; 124D.03, subdivisions 3, 4; 124D.09, subdivisions 5, 6, 7, 12; 124D.10, subdivisions 1, 4, 6, 8, 15, 19; 124D.115, subdivision 3; 124D.118, subdivisions 2, 3; 124D.28, subdivision 1; 124D.30, subdivision 3; 124D.35; 124D.37; 124D.40, subdivision 2; 124D.41; 124D.42, subdivision 7; 124D.46, subdivision 1; 124D.47, subdivision 2; 124D.49, subdivision 3; 124D.50, subdivisions 2, 3; 124D.59, subdivision 2; 124D.65, subdivision 6; 124D.74, subdivision 1; 124D.80, subdivisions 1, 2, 3; 124D.84, subdivision 1; 124D.88, subdivision 2; 124D.892; 124D.894; 124D.94, subdivisions 2, 4; 125A.023, subdivision 4; 125A.027, by adding a subdivision; 125A.09, subdivision 11; 125A.11, subdivision 3; 125A.27, subdivision 15; 125A.28; 125A.515; 125A.76, subdivisions 1, 2; 125B.05, subdivisions 1, 2; 125B.20, subdivisions 1, 4; 126C.05, subdivision 1; 126C.10, subdivisions 1, 9; 126C.17, subdivisions 1, 6, 9, 10, 11; 126C.23, subdivision 5; 126C.31; 126C.41, subdivision 3; 126C.43, subdivision 3; 126C.48, subdivision 8; 127A.05, subdivisions 1, 3; 127A.06; 127A.30; 127A.41, subdivisions 5, 7; 127A.42; 127A.50, subdivision 2; 129C.10, subdivision 3; 134.31, subdivision 5; 179A.20, subdivision 3; 256.045, subdivision 3b; 626.556, subdivisions 2, 3, 4, 7, 10, 10b, 10d, 10e, 10i, 10j, 11; Laws 2000, chapter 489, article 2, section 39, subdivision 2; Laws 2000, chapter 489, article 3, section 25, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 122A; repealing Minnesota Statutes 2000, sections 119A.43, subdivision 6; 120B.10; 120B.11, subdivisions 3, 4, 7; 120B.24; 121A.03, subdivision 3; 121A.16; 121A.32, subdivisions 2, 4, 5; 121A.41, subdivision 3; 122A.19, subdivision 2; 122A.32; 122A.33; 122A.40, subdivision 6; 122A.42; 122A.52; 122A.53; 122A.71; 122A.72; 122A.75; 123A.06, subdivision 3; 123A.07; 123A.15, subdivision 1; 123A.35; 123A.36; 123A.37; 123A.38; 123A.39, subdivisions 1, 2, 4; 123A.40; 123A.41, subdivisions 1, 4; 123A.43; 123B.02, subdivisions 5, 6, 9, 10, 11, 13, 16; 123B.04, subdivision 4; 123B.11; 123B.15; 123B.16; 123B.17; 123B.18; 123B.19; 123B.40; 123B.51, subdivisions 2, 3, 4; 123B.71, subdivisions 3, 10; 123B.744; 123B.84; 123B.87; 123B.88, subdivisions 11, 12, 13, 18, 20, 21, 22; 123B.93; 123B.95, subdivision 3; 124D.02, subdivisions 2, 3, 4; 124D.06; 124D.07; 124D.081, subdivision 1; 124D.09, subdivisions 2, 8, 25, 26; 124D.10, subdivision 13; 124D.115, subdivisions 1, 2; 124D.118, subdivision 1; 124D.12; 124D.121; 124D.122; 124D.123; 124D.124; 124D.125; 124D.126; 124D.127; 124D.128, subdivisions 1, 3, 5, 6; 124D.23, subdivision 9; 124D.31; 124D.34, subdivision 5; 124D.43; 124D.46, subdivision 3; 124D.47, subdivision 1; 124D.50, subdivisions 1, 2, 3; 124D.60, subdivision 3; 124D.65, subdivisions 8, 9, 10; 124D.68, subdivision 1; 124D.72; 124D.81, subdivision 7; 124D.88, subdivision 1; 124D.895; 124D.90, subdivision 5; 124D.91; 124D.92; 124D.93; 125B.02; 125B.07, subdivisions 1, 3, 5; 125B.09; 125B.11; 126C.01, subdivision 10; 126C.10, subdivisions 12, 23; 126C.16, subdivision 2; 126C.17,

subdivision 12; 126C.18; 126C.22; 126C.42, subdivisions 2, 3; 126C.47; 127A.05, subdivision 5; 127A.41, subdivision 4; 127A.44; Minnesota Rules, parts 3501.0280, subpart 3; 3505.4300; 3520.0400; 3530.2610; 3530.2612; 3530.2614; 3530.2616; 3530.2618; 3530.2620; 3530.2622; 3530.2624; 3530.2626; 3530.2628; 3530.2630; 3530.2632; 3530.2634; 3530.2636; 3530.2638; 3530.2640; 3530.2642; 3530.2644; 3545.0600; 3545.0700; 3545.0800; 3545.0900; 3550.0100."

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

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

S.F. No. 1510: A bill for an act relating to natural resources; creating reporting requirements for members of the forest resources partnership; requiring rulemaking procedures for developing and changing forest management guidelines; adding duties for regional forest resource committees; adding duties for operators of forest resources continuing education programs; requiring the commissioner of natural resources to identify and implement management objectives for certain riparian forested areas; modifying monitoring and reporting requirements; modifying development and review requirements for forest management guidelines; modifying research requirements; extending the authorization for the Minnesota forest resources council; appropriating money; amending Minnesota Statutes 2000, sections 89.001, by adding a subdivision; 89.012; 89A.01, subdivision 3; 89A.04; 89A.05, subdivisions 1, 2a, 4; 89A.06, subdivisions 2, 2a; 89A.08, subdivision 4; 89A.10; Laws 1995, chapter 220, section 142, as amended; proposing coding for new law in Minnesota Statutes, chapter 89; repealing Minnesota Statutes 2000, section 89A.07, subdivisions 1, 2, 3.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2000, section 89.001, is amended by adding a subdivision to read:

Subd. 15. [BIOLOGICAL DIVERSITY.] "Biological diversity" means the variety and abundance of species, their genetic composition, and the communities and landscapes in which they occur, including the ecological structures, functions, and processes occurring at all of these levels.

Sec. 2. Minnesota Statutes 2000, section 89.012, is amended to read:

89.012 [UNIT FOREST RESOURCE PLANS.]

Subdivision 1. [GENERAL REQUIREMENTS.] (a) Each geographic administrative unit of the division of forestry identified by the commissioner as an appropriate unit for forest resource planning shall have a unit forest resource plan which is consistent with the forest resource management policy and plan, including state reforestation and road policies. The scope and content of the plan shall be determined by the commissioner. A unit plan shall not be implemented until approved by the commissioner.

(b) A unit plan shall set forth the specific goals and objectives for the management, protection, development, and production of forest resources in the administrative unit. A unit plan shall be integrated with other uses not managed under the multiple use, sustained yield principles policy when those uses have been authorized and approved according to law, including compliance with environmental review procedures. Unit plans shall be revised as necessary to remain consistent with the forest resource management plan.

Subd. 2. [RIPARIAN AREAS.] Unit forest resource plans shall provide direction for the management and protection of forest riparian areas on lands administered by the commissioner and shall consider the role of lands administered by the commissioner in managing riparian forest areas consistent with the goals and desired future conditions established by the regional forest resource committee for the relevant areas under section 89A.06, subdivision 2. Permits to cut

timber from lands administered by the commissioner shall specify requirements for the protection of riparian areas based on the direction for management contained in the unit forest resource plans and shall be consistent with the site-level guidelines developed under section 89A.05 and unit forest resource plans.

Sec. 3. [89.0125] [MONITORING.]

Subdivision 1. [FOREST RESOURCE MONITORING.] The commissioner shall establish a program for monitoring broad trends and conditions in the state's forest resources at statewide, landscape, and site levels. The forest resources council shall provide oversight and program direction for the development and implementation of the monitoring program. To the extent possible, the information generated under the monitoring program must be reported in formats consistent with the landscape regions used to accomplish the planning and coordination activities specified in section 89A.06. To the extent possible, the program must incorporate data generated by existing resource monitoring programs. The commissioner shall report to the forest resources council information on current conditions and recent trends in the state's forest resources.

Subd. 2. [PRACTICES AND COMPLIANCE MONITORING.] The commissioner shall establish a program for monitoring silvicultural practices and application of the timber harvesting and forest management guidelines at statewide, landscape, and site levels. The forest resources council shall provide oversight and program direction for the development and implementation of the monitoring program. To the extent possible, the information generated by the monitoring program must be reported in formats consistent with the landscape regions used to accomplish the planning and coordination activities specified in section 89A.06. The commissioner shall report to the forest resources council on the nature and extent of silvicultural practices used and compliance with the timber harvesting and forest management guidelines. This report must include a detailed description of the concerns received from citizens under section 89A.07, subdivision 5.

Subd. 3. [EFFECTIVENESS MONITORING.] The commissioner, in cooperation with other research and land management organizations, shall evaluate the effectiveness of practices to mitigate impacts of timber harvesting and forest management activities on the state's forest resources. The forest resources council shall provide oversight and program direction for the development and implementation of this monitoring program. The commissioner shall report to the forest resources council on the effectiveness of these practices.

Sec. 4. Minnesota Statutes 2000, section 89A.01, subdivision 3, is amended to read:

Subd. 3. [BIOLOGICAL DIVERSITY.] "Biological diversity" means the variety and abundance of species, their genetic composition, and the communities and landscapes in which they occur, including the ecological structures, functions, and processes occurring at all of these levels has the meaning given in section 89.001, subdivision 15.

Sec. 5. Minnesota Statutes 2000, section 89A.05, subdivision 1, is amended to read:

Subdivision 1. [DEVELOPMENT.] The council shall coordinate the development of comprehensive timber harvesting and forest management guidelines. The guidelines must address the water, air, soil, biotic, recreational, and aesthetic resources found in forest ecosystems by focusing on those impacts commonly associated with applying site-level forestry practices. The guidelines must reflect a range of practical and sound practices based on the best available scientific information, and be integrated to minimize conflicting recommendations while being easy to understand and implement. By June 30, 2003, the council shall review and, if deemed necessary, update the guidelines. Changes to the guidelines shall be peer reviewed prior to final adoption by the council. By December 1999, the council must undertake a peer review of the recommendations in the forest management guidelines adopted in December 1998 for protecting forest riparian areas and seasonal ponds. Notification of the availability of proposed changes to the guidelines must be placed in the environmental quality board monitor.

Sec. 6. Minnesota Statutes 2000, section 89A.05, subdivision 2a, is amended to read:

Subd. 2a. [REVIEW.] In reviewing the guidelines, the council must consider information from

forest resources, practices, compliance, and effectiveness monitoring programs of the department. The council must also consider the concerns received from citizens under section 89A.07, subdivision 5. The council's recommendations relating to revisions to the forest management guidelines must be subject to peer reviewers appointed by the council. The council must consider recommendations of peer reviewers prior to final adoption of revisions to the guidelines.

Sec. 7. Minnesota Statutes 2000, section 89A.05, subdivision 4, is amended to read:

Subd. 4. [MONITORING RIPARIAN FORESTS.] The commissioner, with program advice from the council, shall accelerate monitoring the extent and condition of riparian forests, the extent to which harvesting occurs within riparian management zones and seasonal ponds, and the use and effectiveness of timber harvesting and forest management guidelines applied in riparian management zones and seasonal ponds. This information shall, to the extent possible, be consistent with the monitoring programs identified in ~~section~~ sections 89.0125 and 89A.07. Information gathered on riparian forests and timber harvesting in riparian management zones and seasonal ponds as specified in this subdivision shall be presented to the legislature by February 2001 and in subsequent reports required in section 89A.03, subdivision 6.

Sec. 8. Minnesota Statutes 2000, section 89A.06, subdivision 2, is amended to read:

Subd. 2. [REGIONAL FOREST RESOURCE COMMITTEES.] To foster landscape-based forest resource planning, the council must establish regional forest resource committees. Each regional committee shall:

(1) include representative interests in a particular region that are committed to and involved in landscape planning and coordination activities;

(2) serve as a forum for landowners, managers, and representative interests to discuss landscape forest resource issues;

(3) identify and implement an open and public process ~~whereby~~ for landscape-based strategic planning of forest resources ~~can occur~~ that includes:

(i) assessment of economic, demographic, wildlife habitat, and environmental conditions;

(ii) identification of desired future conditions;

(iii) identification of strategies to achieve the desired future conditions;

(iv) monitoring forest resources to ascertain if progress is being made to achieve the desired future conditions; and

(v) adaptation of desired future conditions and the strategies to achieve them as warranted by the monitoring results;

(4) integrate its report with existing public and private landscape planning efforts in the region;

(5) facilitate landscape coordination between existing regional landscape planning efforts of land managers, both public and private;

(6) identify and facilitate opportunities for public participation in existing landscape planning efforts in this region; and

~~(7) identify sustainable forest resource goals for the landscape and strategies to achieve those goals; and~~

~~(8) provide a regional perspective to the council with respect to council activities.~~

Sec. 9. Minnesota Statutes 2000, section 89A.06, subdivision 2a, is amended to read:

Subd. 2a. [REGIONAL FOREST COMMITTEE REPORTING.] (a) The council must report annually on the activities and progress made by the regional forest committees established under subdivision 2, including the following:

(1) by December 1, 1999, the regional committee for the council's northeast landscape will complete the identification of draft desired future outcomes, key issues, and strategies for the landscape;

(2) by July 1, 2000, the council will complete assessments for the council's north central and southeast landscape regions;

(3) by July 1, 2001, the regional committees for the north central and southeast landscapes will complete draft desired future outcomes, key issues, and strategies for their respective landscapes; and

(4) the council will establish time lines for additional regional landscape committees and activities as staffing and funding allow by June 30, 2002, all remaining landscape regions must complete assessments and by June 30, 2003, desired future outcomes and strategies for all remaining regions except the metropolitan and prairie regions.

(b) The council must include in its annual report monitoring and activities required by subdivisions 2, 3, and 4 for landscape regions.

Sec. 10. Minnesota Statutes 2000, section 89A.08, subdivision 4, is amended to read:

Subd. 4. [RESEARCH DELIVERY.] Subject to the availability of appropriations, the council shall fund forest research based on the priority forest resources research activities identified in by the advisory committee under subdivision 3. The advisory committee shall promote these findings on priority research needs and ~~the dissemination of~~ disseminate the research findings to the research community, forest managers and users, and the public.

Sec. 11. Laws 1995, chapter 220, section 142, as amended by Laws 1995, chapter 263, section 12; Laws 1996, chapter 351, section 1; and Laws 1999, chapter 231, section 191, is amended to read:

Sec. 142. [EFFECTIVE DATES.]

Sections 2, 5, 7, 20, 42, 44 to 49, 56, 57, 101, 102, 117, and 141, paragraph (d), are effective the day following final enactment.

Sections 114, 115, 118, and 121 are effective January 1, 1996.

Sections 120, subdivisions 2, 3, 4, and 5, and 141, paragraph (c), are effective July 1, 1996.

Section 141, paragraph (b), is effective June 30, 2001 2005.

Sections 58 and 66 are effective retroactively to August 1, 1991.

Section 119 is effective September 1, 1996.

Section 120, subdivision 1, is effective July 1, 1999.

Sec. 12. [APPROPRIATION; FOREST RESOURCES COUNCIL.]

\$1,175,000 in fiscal year 2002 and \$900,000 in fiscal year 2003 are appropriated from the general fund to the commissioner of natural resources for implementing sections 1 to 11. Of this amount, \$250,000 in each fiscal year is for monitoring under Minnesota Statutes, section 89.0125.

Sec. 13. [REPEALER.]

Minnesota Statutes 2000, section 89A.07, subdivisions 1, 2, and 3, are repealed.

Sec. 14. [EFFECTIVE DATE.]

Section 6 is effective the day following final enactment, and applies to all guidelines developed, modified, or adopted after that date."

Delete the title and insert:

"A bill for an act relating to natural resources; modifying forest resource planning requirements; providing for notification of proposed changes to forest management guidelines; adding duties for regional forest resource committees; modifying monitoring and reporting requirements; modifying review requirements for forest management guidelines; modifying research requirements; extending the authorization for the Minnesota forest resources council; appropriating money; amending Minnesota Statutes 2000, sections 89.001, by adding a subdivision; 89.012; 89A.01, subdivision 3; 89A.05, subdivisions 1, 2a, 4; 89A.06, subdivisions 2, 2a; 89A.08, subdivision 4; Laws 1995, chapter 220, section 142, as amended; proposing coding for new law in Minnesota Statutes, chapter 89; repealing Minnesota Statutes 2000, section 89A.07, subdivisions 1, 2, 3."

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

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

S.F. No. 1785: A bill for an act relating to the environment; modifying provisions relating to environmental audits; changing the reporting date for the pollution control agency's annual performance report; amending Minnesota Statutes 2000, sections 114C.21, subdivision 8; 114C.24, subdivision 3; and 116.011.

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

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

S.F. No. 1722: A bill for an act relating to human services; providing a rate increase for mental health services under certain circumstances; appropriating money; amending Minnesota Statutes 2000, section 256B.76.

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

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

S.F. No. 210: A bill for an act relating to human services; modifying the procedure for counting savings under nursing facility closure plans; amending Minnesota Statutes 2000, section 256B.436, subdivision 6.

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

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

S.F. No. 179: A bill for an act relating to civil commitment; modifying a definition; modifying the standard for an emergency or judicial hold; extending the potential hospitalization stay under early intervention; requiring certain hearings on neuroleptic medications to be combined with a civil commitment proceeding; amending Minnesota Statutes 2000, sections 253B.02, subdivision 13; 253B.05, subdivision 1; 253B.066, subdivision 1; 253B.07, subdivisions 2, 7.

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

Page 1, lines 20 and 21, delete new language

Page 1, line 23, reinstate the stricken language and delete the new language

Page 1, line 25, delete "(ii)" and insert "(2)"

Page 1, line 27, delete "it is probable that"

Page 2, line 2, delete "or"

Page 2, line 3, delete "(iii)" and insert "(3)"

Page 2, line 5, delete "(2) has resulted in" and insert "(4)"

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

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

S.F. No. 1968: A bill for an act relating to labor; requiring the certification and regulation of crane operators; requiring rulemaking; authorizing civil penalties; proposing coding for new law as Minnesota Statutes, chapter 184C.

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

Page 1, line 11, delete "authorized" and insert "approved"

Page 1, line 12, delete "commissioner of labor and industry" and insert "National Commission for the Certification of Crane Operators"

Pages 1 and 2, delete sections 2 to 4

Page 2, line 22, delete "184C.05" and insert "184C.02"

Page 2, line 26, delete "received"

Page 2, delete line 27

Page 2, line 28, delete everything before the semicolon

Page 2, lines 31 and 32, delete "184C.05" and insert "184C.03"

Page 3, line 16, delete "184C.06" and insert "184C.03"

Page 3, line 18, delete "184C.05" and insert "184C.03"

Page 3, after line 18, insert:

"Sec. 4. [EFFECTIVE DATE.]

Sections 1 to 3 are effective August 1, 2002."

Re-number the sections in sequence

Amend the title as follows:

Page 1, line 3, delete "requiring rulemaking;"

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

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

S.F. No. 1298: A bill for an act relating to game and fish; authorizing grants for aquatic restoration; providing for administrative penalty orders; clarifying construction of law relating to decoys; providing for disposition of federal aid; providing for compliance with federal law; modifying turtle licensing and taking provisions; providing for conservation law enforcement by

agreement with Indian authorities; providing penalties; amending Minnesota Statutes 2000, sections 84.027, by adding a subdivision; 97A.021, subdivision 3; 97A.055, by adding a subdivision; 97A.475, subdivision 41; 97C.605; and 97C.611; proposing coding for new law in Minnesota Statutes, chapters 84; 97A; 97C; and 626; repealing Minnesota Statutes 2000, section 16A.68; Minnesota Rules, parts 6256.0500, subpart 2; and 6266.0600, subpart 8.

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

Page 1, after line 18, insert:

"Section 1. Minnesota Statutes 2000, section 17.47, subdivision 7, is amended to read:

Subd. 7. [PRIVATE AQUATIC LIFE.] "Private aquatic life" means fish, shellfish, mollusks, crustaceans, turtles, and any other aquatic animals cultured within an aquatic farm. Private aquatic life is the property of the aquatic farmer."

Page 8, line 14, delete "license apprentice" and insert "apprentice license"

Page 8, after line 14, insert:

"(d) Except for renewals, no new licenses may be issued after June 1, 2001.

Sec. 10. Minnesota Statutes 2000, section 97B.603, is amended to read:

97B.603 [TAKING SMALL GAME AS A PARTY HUNTING.]

While two or more persons are ~~hunting~~ taking small game as a party and maintaining unaided visual and vocal contact, a member of the party may take and possess more than one limit of small game, but the total number of small game taken and possessed by the party may not exceed the limit of the number of persons in the party that may take and possess small game. This section does not apply to the hunting of migratory game birds or turkeys, except that a licensed turkey hunter may assist another licensed turkey hunter for the same zone and time period as long as the hunter does not shoot or tag a turkey for the other hunter.

Sec. 11. Minnesota Statutes 2000, section 97B.901, is amended to read:

97B.901 [~~COMMISSIONER MAY REQUIRE TAGS ON~~ REGISTRATION AND TAGGING OF FUR-BEARING ANIMALS.]

(a) The commissioner may, by rule, require persons taking, possessing, and transporting fur-bearing animals to tag the animals. The commissioner shall prescribe the manner of issuance and the type of tag, which must show the year of issuance. The commissioner shall issue the tag, without a fee, upon request.

(b) The pelt of each bobcat, fisher, pine marten, and otter must be presented, by the person taking it, to a state wildlife manager designee for registration before the pelt is sold and before the pelt is transported out of the state, but in no event more than 48 hours after the season closes for the species. Until March 1, 2003, a possession or site tag is not required prior to registration of the fisher, pine marten, or otter.

Sec. 12. [97C.404] [YELLOW PERCH LIMITS.]

Subdivision 1. [LIMITS.] The daily limit for yellow perch is 20. The possession limit for yellow perch is 50.

Subd. 2. [EXPIRATION.] This section expires on the date prescribed for opening under section 97C.395, subdivision 1, paragraph (a), clause (1), in 2004.

Page 10, line 21, delete "submerged" and insert "total" and delete everything after "traps"

Page 10, line 22, delete "turtle traps"

Page 10, line 25, after "three" insert "total"

Page 10, line 26, delete "40" and insert "80"

Page 10, delete line 27

Page 10, after line 33, insert:

"(g) A person with a turtle seller's license must keep a daily log documenting the location of each floating or submerged turtle trap. The log must be made available to the commissioner for inspection upon request."

Page 14, line 4, delete "8 to 11" and insert "9 and 12 to 15"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, delete everything after the semicolon

Page 1, line 4, delete "penalty orders;"

Page 1, delete line 8

Page 1, line 9, delete everything before the semicolon and insert "modifying tagging requirements for certain fur-bearing animals; establishing daily and possession limits for yellow perch"

Page 1, line 10, after "sections" insert "17.47, subdivision 7;"

Page 1, line 13, after the first semicolon, insert "97B.603; 97B.901;"

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. 1610: A bill for an act relating to insurance; regulating liquidations and investments of insurers; amending Minnesota Statutes 2000, sections 60B.44, subdivision 4; 60L.01, subdivision 14; 60L.10, subdivision 1; 61A.276, subdivision 2; 61A.28, subdivision 6; 61A.29, subdivision 2.

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

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 2000, section 60A.11, subdivision 10, is amended to read:

Subd. 10. [DEFINITIONS.] The following terms have the meaning assigned in this subdivision for purposes of this section and section 60A.111:

(a) "Adequate evidence" means a written confirmation, advice, or other verification issued by a depository, issuer, or custodian bank which shows that the investment is held for the company;

(b) "Adequate security" means a letter of credit qualifying under subdivision 11, paragraph (f), cash, or the pledge of an investment authorized by any subdivision of this section;

(c) "Admitted assets," for purposes of computing percentage limitations on particular types of investments, means the assets as shown by the company's annual statement, required by section 60A.13, as of the December 31 immediately preceding the date the company acquires the investment;

(d) "Clearing corporation" means The Depository Trust Company or any other clearing agency registered with the securities and exchange commission pursuant to the Securities Exchange Act of 1934, section 17A, Euro-clear Clearance System Limited and CEDEL S.A., and, with the approval of the commissioner, any other clearing corporation as defined in section 336.8-102;

(e) "Control" has the meaning assigned to that term in, and must be determined in accordance with, section 60D.15, subdivision 4;

(f) "Custodian bank" means a bank or trust company or a branch of a bank or trust company that is acting as custodian and is supervised and examined by state or federal authority having supervision over the bank or trust company or with respect to a company's foreign investments only by the regulatory authority having supervision over banks or trust companies in the jurisdiction in which the bank, trust company, or branch is located, and any banking institutions qualifying as an "Eligible Foreign Custodian" under the Code of Federal Regulations, section 270.17f-5, adopted under section 17(f) of the Investment Company Act of 1940, and specifically including Euro-clear Clearance System Limited and CEDEL S.A., acting as custodians;

(g) "Evergreen clause" means a provision that automatically renews a letter of credit for a time certain if the issuer of the letter of credit fails to affirmatively signify its intention to nonrenew upon expiration;

(h) "Government obligations" means direct obligations for the payment of money, or obligations for the payment of money to the extent guaranteed as to the payment of principal and interest by any governmental issuer where the obligations are payable from ad valorem taxes or guaranteed by the full faith, credit, and taxing power of the issuer and are not secured solely by special assessments for local improvements;

(i) "Noninvestment grade obligations" means obligations which, at the time of acquisition, were rated below Baa/BBB or the equivalent by a securities rating agency or which, at the time of acquisition, were not in one of the two highest categories established by the securities valuation office of the National Association of Insurance Commissioners;

(j) "Issuer" means the corporation, business trust, governmental unit, partnership, association, individual, or other entity which issues or on behalf of which is issued any form of obligation;

(k) "Licensed real estate appraiser" means a person who develops and communicates real estate appraisals and who holds a current, valid license under chapter 82B or a substantially similar licensing requirement in another jurisdiction;

(l) "Member bank" means a national bank, state bank or trust company which is a member of the Federal Reserve System;

(m) "National securities exchange" means an exchange registered under section 6 of the Securities Exchange Act of 1934 or an exchange regulated under the laws of the Dominion of Canada;

(n) "NASDAQ" means the reporting system for securities meeting the definition of National Market System security as provided under Part I to Schedule D of the National Association of Securities Dealers Incorporated bylaws;

(o) "Obligations" include bonds, notes, debentures, transportation equipment certificates, repurchase agreements, bank certificates of deposit, time deposits, bankers' acceptances, and other obligations for the payment of money not in default as to payments of principal and interest on the date of investment, whether constituting general obligations of the issuer or payable only out of certain revenues or certain funds pledged or otherwise dedicated for payment. Leases are considered obligations if the lease is assigned for the benefit of the company and is nonterminable by the lessee or lessees thereunder upon foreclosure of any lien upon the leased property, and rental payments are sufficient to amortize the investment over the primary lease term;

(p) "Qualified assets" means the sum of (1) all investments qualified in accordance with this section other than investments in affiliates and subsidiaries, (2) investments in obligations of affiliates as defined in section 60D.15, subdivision 2, secured by real or personal property sufficient to qualify the investment under subdivision 19 or 23, (3) qualified investments in subsidiaries, as defined in section 60D.15, subdivision 9, on a consolidated basis with the insurance company without allowance for goodwill or other intangible value, and (4) cash on hand and on deposit, agent's balances or uncollected premiums not due more than 90 days, assets held

pursuant to section 60A.12, subdivision 2, investment income due and accrued, funds due or on deposit or recoverable on loss payments under contracts of reinsurance entered into pursuant to section 60A.09, premium bills and notes receivable, federal income taxes recoverable, and equities and deposits in pools and associations;

(q) "Qualified net earnings" means that the net earnings of the issuer after elimination of extraordinary nonrecurring items of income and expense and before income taxes and fixed charges over the five immediately preceding completed fiscal years, or its period of existence if less than five years, has averaged not less than 1-1/4 times its average annual fixed charges applicable to the period;

(r) "Replicated investment position" means the statement value of the position reported under the heading "Replicated (Synthetic) Asset" on Schedule DB, Part F, of the annual statement of the insurer, or any successor provision;

(s) "Replication transaction" means a derivative transaction that is intended to replicate the performance of one or more assets that an insurer is authorized to acquire under this section. A derivative transaction that either is authorized by subdivision 18, clause (5), or by subdivision 24, or is entered into as a hedging transaction shall not be considered a replication transaction;

(t) "Required liabilities" means the sum of (1) total liabilities as required to be reported in the company's most recent annual report to the commissioner of commerce of this state, (2) for companies operating under the stock plan, the minimum paid-up capital and surplus required to be maintained pursuant to section 60A.07, subdivision 5a, (3) for companies operating under the mutual or reciprocal plan, the minimum amount of surplus required to be maintained pursuant to section 60A.07, subdivision 5b, and (4) the amount, if any, by which the company's loss and loss adjustment expense reserves exceed 350 percent of its surplus as it pertains to policyholders as of the same date. The commissioner may waive the requirement in clause (4) unless the company's written premiums exceed 300 percent of its surplus as it pertains to policyholders as of the same date. In addition to the required amounts pursuant to clauses (1) to (4), the commissioner may require that the amount of any apparent reserve deficiency that may be revealed by one to five year loss and loss adjustment expense development analysis for the five years reported in the company's most recent annual statement to the commissioner be added to required liabilities;

~~(s)~~ (u) "Revenue obligations" means obligations for the payment of money by a governmental issuer where the obligations are payable from revenues, earnings, or special assessments on properties benefited by local improvements of the issuer which are specifically pledged therefor;

~~(t)~~ (v) "Security" has the meaning given in section 5 of the Security Act of 1933 and specifically includes, but is not limited to, stocks, stock equivalents, warrants, rights, options, obligations, American Depository Receipts (ADR's), repurchase agreements, and reverse repurchase agreements; and

~~(u)~~ (w) "Unrestricted surplus" means the amount by which qualified assets exceed 110 percent of required liabilities.

Sec. 2. Minnesota Statutes 2000, section 60A.11, is amended by adding a subdivision to read:

Subd. 25a. [REPLICATION TRANSACTIONS.] An insurer engaging in replication transactions shall include all replicated investment positions in calculating compliance with the limitations on investments applicable to the insurer. Replication transactions are permitted only under the authority of subdivision 25. An insurer may invest its unrestricted surplus in a replication transaction only to the extent that the replicated investment position does not cause the total positions represented by the unrestricted surplus to be greater than the total positions represented by the unrestricted surplus as would be permitted in the absence of the replicated investment position."

Page 2, after line 2, insert:

"Sec. 4. Minnesota Statutes 2000, section 60L.01, is amended by adding a subdivision to read:

Subd. 13a. [REPLICATED INVESTMENT POSITION.] "Replicated investment position" means the statement value of the position reported under the heading "Replicated (Synthetic) Asset" on Schedule DB, Part F, of the annual statement of the insurer, or any successor provision."

Page 2, line 5, after "REPLICATION" insert "TRANSACTION" and after "Replication" insert "transaction"

Page 2, after line 16, insert:

"Sec. 6. Minnesota Statutes 2000, section 60L.08, is amended by adding a subdivision to read:

Subd. 7. [REPLICATION TRANSACTIONS.] (a) An insurer engaging in replication transactions shall include all replicated investment positions in calculating compliance with the limitations on investments contained in this section. So long as the insurer so complies with the limitations on investments contained in this section, then the insurer may count a replication transaction and any related investment of the insurer for the purposes specified in section 60L.11, to the extent the insurer has appropriately assigned the transaction or other investment to an investment class authorized in section 60L.07. An insurer shall not otherwise count replicated investment positions for the purposes specified in section 60L.11.

(b) If an investment position of the insurer includes a replicated investment position and exceeds an applicable limitation contained in this section, then the insurer may allocate part or all of the replicated investment position as follows for the purposes of calculating compliance with the limitations on investments and other requirements contained in sections 60L.01 to 60L.15: to the extent an insurer owns assets in excess of its minimum asset requirement, the insurer may deem a replicated investment position to be among such excess assets, but only to the extent that the replicated investment position does not cause the total positions represented by such excess assets to be greater than the total positions represented by such excess assets as would be permitted in the absence of the replicated investment position."

Page 3, line 11, after the period, insert "No funding agreement shall be issued in an amount less than \$1,000,000."

Page 8, after line 7, insert:

"Sec. 10. Minnesota Statutes 2000, section 61A.28, is amended by adding a subdivision to read:

Subd. 14. [REPLICATION TRANSACTIONS.] An insurer engaging in replication transactions shall include all replicated investment positions in calculating compliance with the limitations on investments applicable to the insurer. Replication transactions are permitted only under the authority of subdivision 12. For these purposes, "replication transaction" means a derivative transaction that is intended to replicate the performance of one or more assets that an insurer is authorized to acquire under applicable law. A derivative transaction that either is authorized by subdivision 6, subdivision 8, or subdivision 9a or section 61A.29, subdivision 2, paragraph (d), or is entered into as a hedging transaction shall not be considered a replication transaction. "Replicated investment position" means the statement value of the position reported under the heading "Replicated (Synthetic) Asset" on Schedule DB, Part F, of the annual statement of the insurer, or any successor provision."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after "sections" insert "60A.11, subdivision 10, by adding a subdivision;"

Page 1, line 5, after "14" insert ", by adding a subdivision; 60L.08, by adding a subdivision"

Page 1, line 6, after "6" insert ", by adding a subdivision"

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

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

S.F. No. 451: A bill for an act relating to retirement; changing contribution rates for the local government correctional service plan; amending Minnesota Statutes 2000, section 353E.03.

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

Delete everything after the enacting clause and insert:

"ARTICLE 1

OPEN MEETING REQUIREMENT FOR LOCAL PUBLIC PENSION PLANS

Section 1. Minnesota Statutes 2000, section 13D.01, subdivision 1, is amended to read:

Subdivision 1. [IN EXECUTIVE BRANCH, LOCAL GOVERNMENT.] All meetings, including executive sessions, must be open to the public

(a) of a state

(1) agency,

(2) board,

(3) commission, or

(4) department,

when required or permitted by law to transact public business in a meeting; ~~and~~

(b) of the governing body of a

(1) school district however organized,

(2) unorganized territory,

(3) county,

(4) statutory or home rule charter city,

(5) town, or

(6) other public body; ~~and~~

(c) of any

(1) committee,

(2) subcommittee,

(3) board,

(4) department, or

(5) commission,

of a public body; and

(d) of the governing body or a committee of

(1) a statewide public pension plan defined in section 356A.01, subdivision 24; or

(2) a local public pension plan governed by section 69.77, sections 69.771 to 69.775, or chapters 354A, 422A or 423B.

Sec. 2. Minnesota Statutes 2000, section 356A.08, subdivision 1, is amended to read:

Subdivision 1. [PUBLIC MEETINGS.] A meeting of the governing board of a covered statewide pension plan or of a committee of the governing board of the statewide covered pension plan is governed by chapter 13D.

Sec. 3. [EFFECTIVE DATE.]

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

ARTICLE 2

POLICE STATE AID AMENDMENTS

Section 1. Minnesota Statutes 2000, section 69.011, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] Unless the language or context clearly indicates that a different meaning is intended, the following words and terms shall for the purposes of this chapter and chapters 423, 423A, 424 and 424A have the meanings ascribed to them:

- (a) "Commissioner" means the commissioner of revenue.
- (b) "Municipality" means ~~any~~:
 - (1) a home rule charter or statutory city;
 - (2) an organized town or;
 - (3) a park district subject to chapter 398;
 - (4) the University of Minnesota, and;
 - (5) for purposes of the fire state aid program only, an American Indian tribal government entity located within a federally recognized American Indian reservation, and;
 - (6) for purposes of the police state aid program only, an American Indian tribal government with a tribal police department which exercises state arrest powers under section 626.90, 626.91, 626.92, or 629.93;
 - (7) for purposes of the police state aid program only, the metropolitan airports commission, with respect to peace officers covered under chapter 422A, or; and
 - (8) for purposes of the police state aid program only, the department of natural resources and the department of public safety with respect to peace officers covered under chapter 352B.
- (c) "Minnesota Firetown Premium Report" means a form prescribed by the commissioner containing space for reporting by insurers of fire, lightning, sprinkler leakage and extended coverage premiums received upon risks located or to be performed in this state less return premiums and dividends.
- (d) "Firetown" means the area serviced by any municipality having a qualified fire department or a qualified incorporated fire department having a subsidiary volunteer firefighters' relief association.
- (e) "Market value" means latest available market value of all property in a taxing jurisdiction, whether the property is subject to taxation, or exempt from ad valorem taxation obtained from information which appears on abstracts filed with the commissioner of revenue or equalized by the state board of equalization.
- (f) "Minnesota Aid to Police Premium Report" means a form prescribed by the commissioner for reporting by each fire and casualty insurer of all premiums received upon direct business received by it in this state, or by its agents for it, in cash or otherwise, during the preceding calendar year, with reference to insurance written for insuring against the perils contained in auto

insurance coverages as reported in the Minnesota business schedule of the annual financial statement which each insurer is required to file with the commissioner in accordance with the governing laws or rules less return premiums and dividends.

(g) "Peace officer" means any person:

(1) whose primary source of income derived from wages is from direct employment by a municipality or county as a law enforcement officer on a full-time basis of not less than 30 hours per week;

(2) who has been employed for a minimum of six months prior to December 31 preceding the date of the current year's certification under subdivision 2, clause (b);

(3) who is sworn to enforce the general criminal laws of the state and local ordinances;

(4) who is licensed by the peace officers standards and training board and is authorized to arrest with a warrant; and

(5) who is a member of a local police relief association to which section 69.77 applies, the state patrol retirement plan, the public employees police and fire fund, or the Minneapolis employees retirement fund.

(h) "Full-time equivalent number of peace officers providing contract service" means the integral or fractional number of peace officers which would be necessary to provide the contract service if all peace officers providing service were employed on a full-time basis as defined by the employing unit and the municipality receiving the contract service.

(i) "Retirement benefits other than a service pension" means any disbursement authorized under section 424A.05, subdivision 3, clauses (2), (3), and (4).

(j) "Municipal clerk, municipal clerk-treasurer, or county auditor" means the person who was elected or appointed to the specified position or, in the absence of the person, another person who is designated by the applicable governing body. In a park district, the clerk is the secretary of the board of park district commissioners. In the case of the University of Minnesota, the clerk is that official designated by the board of regents. For the metropolitan airports commission, the clerk is the person designated by the commission. For the department of natural resources or the department of public safety, the clerk is the respective commissioner. For a tribal police department which exercises state arrest powers under section 626.90, 626.91, 626.92, or 626.93, the clerk is the person designated by the applicable American Indian tribal government.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment.

ARTICLE 3

POSTRETIREMENT HEALTH CARE INSURANCE COVERAGE

Section 1. [352.98] [POSTRETIREMENT HEALTH CARE SAVINGS PLAN.]

Subdivision 1. [PLAN CREATED.] The Minnesota state retirement system shall establish a plan or plans, known as postretirement health care savings plans, through which public employers and employees may save to cover postretirement health care costs. The Minnesota state retirement system shall make available one or more trusts authorized under the Internal Revenue Code to be eligible for tax-preferred or tax-free treatment through which employers and employees can save to cover postretirement health care costs.

Subd. 2. [CONTRACTING AUTHORIZED.] The Minnesota state retirement system is authorized to administer the plan and to contract with public and private entities to provide investment services, recordkeeping, benefit payments, and other functions necessary for the administration of the plan. If allowed by the Minnesota state board of investment, the Minnesota state board of investment supplemental investment funds may be offered as investment options under the postretirement savings plan or plans.

Subd. 3. [CONTRIBUTIONS.] (a) Contributions to the plan shall be determined through a personnel policy or in a collective bargaining agreement of a public employer with the exclusive representative of the covered employees in an appropriate unit. The Minnesota state retirement system may offer different types of trusts permitted under the Internal Revenue Code to best meet the needs of different employee units.

(b) Contributions to the plan by or on behalf of the employee shall be held in trust for reimbursement of employee and dependent health-related expenses following retirement from public employment. The Minnesota state retirement system shall maintain a separate account of the contributions made by or on behalf of each participant and the earnings thereon. The Minnesota state retirement system shall make available a limited range of investment options, and each employee may direct the investment of the accumulations in the employee's account among the investment options made available by the Minnesota state retirement system. At the request of a participating employer and employee group, the Minnesota state retirement system may determine how the assets of the affected employer and employee group should be invested.

Subd. 4. [REIMBURSEMENT FOR HEALTH-RELATED EXPENSES.] Following termination of public service, the Minnesota state retirement system shall reimburse employees at least quarterly for submitted health-related expenses, until the employee exhausts the accumulation in the employee's account. If an employee dies prior to exhausting the employee's account balance, the employee's spouse or dependents shall be eligible to be reimbursed for health care expenses from the account until the account balance is exhausted. If an account balance remains after the death of a participant and all of the participant's legal dependents, the remainder of the account shall be paid to the employee's beneficiaries or, if none, to the employee's estate.

Subd. 5. [FEES.] The Minnesota state retirement plan is authorized to charge uniform fees to participants to cover the ongoing cost of operating the plan. Any fees not needed shall revert to participant accounts or to be used to reduce plan fees the following year.

Subd. 6. [ADVISORY COMMITTEE.] (a) The Minnesota state retirement system shall establish a participant advisory committee for the plan, made up of one representative appointed by each employee unit participating in the plan. Each participating unit shall be responsible for the expenses of its own representative.

(b) The advisory committee shall meet at least twice per year and shall be consulted on plan offerings and vendor selection. By October 1 of each year, the Minnesota state retirement system shall give the advisory committee a statement of fees collected and the use of the fees.

Subd. 7. [CONTRACTING WITH PRIVATE ENTITIES.] Nothing in this section shall prohibit employers from contracting with private entities to provide for postretirement health care reimbursement plans.

Sec. 2. Minnesota Statutes 2000, section 356.24, subdivision 1, is amended to read:

Subdivision 1. [RESTRICTION; EXCEPTIONS.] It is unlawful for a school district or other governmental subdivision or state agency to levy taxes for, or contribute public funds to a supplemental pension or deferred compensation plan that is established, maintained, and operated in addition to a primary pension program for the benefit of the governmental subdivision employees other than:

(1) to a supplemental pension plan that was established, maintained, and operated before May 6, 1971;

(2) to a plan that provides solely for group health, hospital, disability, or death benefits;

(3) to the individual retirement account plan established by chapter 354B;

(4) to a plan that provides solely for severance pay under section 465.72 to a retiring or terminating employee;

(5) for employees other than personnel employed by the state university board or the

community college board and covered by the board of trustees of the Minnesota state colleges and universities supplemental retirement plan under chapter 354C, if provided for in a personnel policy of the public employer or in the collective bargaining agreement between the public employer and the exclusive representative of public employees in an appropriate unit, in an amount matching employee contributions on a dollar for dollar basis, but not to exceed an employer contribution of \$2,000 a year per employee;

(i) to the state of Minnesota deferred compensation plan under section 352.96; or

(ii) in payment of the applicable portion of the contribution made to any investment eligible under section 403(b) of the Internal Revenue Code, if the employing unit has complied with any applicable pension plan provisions of the Internal Revenue Code with respect to the tax-sheltered annuity program during the preceding calendar year; or

(6) for personnel employed by the state university board or the community college board and not covered by clause (5), to the supplemental retirement plan under chapter 354C, if provided for in a personnel policy or in the collective bargaining agreement of the public employer with the exclusive representative of the covered employees in an appropriate unit, in an amount matching employee contributions on a dollar for dollar basis, but not to exceed an employer contribution of \$2,700 a year for each employee; or

(7) to a supplemental plan to save for postretirement health care expenses qualified for tax-preferred treatment under the Internal Revenue Code, if provided for in a personnel policy or in the collective bargaining agreement of a public employer with the exclusive representative of the covered employees in an appropriate unit.

Sec. 3. [APPROPRIATION.]

\$75,000 is appropriated to the Minnesota state retirement system from the general fund to cover the costs of establishing the plan created in section 1. Any amount not needed shall revert to the general fund on June 30, 2003.

ARTICLE 4

PRIVATIZED PUBLIC EMPLOYEE DISABILITY COVERAGE

Section 1. [352F.051] [CONTINUATION OF DISABILITY COVERAGE.]

Subdivision 1. [ELIGIBILITY.] A terminated hospital employee who is totally and permanently disabled under section 352.01, subdivision 17, and who had a medically documented preexisting condition of the disability before January 1, 1997, may apply under Minnesota Statutes 1996, section 352.113, subdivision 1, for a disability benefit.

Subd. 2. [CALCULATION OF BENEFITS.] A person qualifying under subdivision 1 is entitled to receive a disability benefit calculated under Minnesota Statutes 1996, section 352.113, subdivision 3. The disability benefit must be augmented under section 352.72, subdivision 2, from January 1, 1997, to the date on which the disability benefit begins to accrue.

Subd. 3. [APPLICABILITY OF GENERAL LAW.] Except as otherwise provided, Minnesota Statutes, section 352.113, applies to a person who qualifies for disability under subdivision 1.

Sec. 2. [353F.051] [CONTINUATION OF DISABILITY COVERAGE.]

Subdivision 1. [ELIGIBILITY.] A terminated medical facility or other public employing unit employee who is totally and permanently disabled under Minnesota Statutes 1998, section 353.01, subdivision 19, and who had a medically documented preexisting condition of the disability before the termination of coverage may apply for a disability benefit.

Subd. 2. [CALCULATION OF BENEFITS.] A person qualifying under subdivision 1 is entitled to receive a disability benefit calculated under Minnesota Statutes 1998, section 353.33, subdivision 3. The disability benefit must be augmented under Minnesota Statutes 1998, section 353.71, subdivision 2, from the date of termination to the date the disability benefit begins to accrue.

Subd. 3. [APPLICABILITY OF GENERAL LAW.] Except as otherwise provided, Minnesota Statutes 1998, section 353.33, applies to a person who qualifies for disability under subdivision 1.

Sec. 3. [EFFECTIVE DATE.]

(a) Sections 1 and 2 are effective the day following final enactment.

(b) A disability benefit under section 1 is payable retroactively to March 1, 2000, or to the first of the month next following the date on which the eligible person attempted to apply for a disability benefit from the general state employees retirement plan of the Minnesota state retirement system, whichever is later.

ARTICLE 5

PERA-GENERAL MEMBERSHIP INCLUSIONS

Section 1. Minnesota Statutes 2000, section 353.01, subdivision 2a, is amended to read:

Subd. 2a. [INCLUDED EMPLOYEES.] Public employees whose salary from one governmental subdivision exceeds \$425 in any month shall participate as members of the association. If the salary of an employee is less than \$425 in a subsequent month, the employee retains membership eligibility. The following persons are considered public employees:

(1) employees whose annual salary from one governmental subdivision exceeds a stipulation prepared in advance, in writing, to be not more than \$5,100 per calendar year or per school year for school employees for employment expected to be of a full year's duration or more than the prorated portion of \$5,100 per employment period expected to be of less than a full year's duration. If compensation from one governmental subdivision to an employee under this clause exceeds \$5,100 per calendar year or school year after being stipulated in advance not to exceed that amount, the stipulation is no longer valid and contributions must be made on behalf of the employee under section 353.27, subdivision 12, from the month in which the employee's salary first exceeded \$425;

(2) employees whose total salary from concurrent nontemporary positions in one governmental subdivision exceeds \$425 in any month;

(3) elected officers for service to which they were elected by the public-at-large, or persons appointed to fill a vacancy in an elective office, who elect to participate by filing an application for membership, but not for service on a joint or regional board that is a governmental subdivision under subdivision 6, paragraph (a), unless the salary earned for that service exceeds \$425 in any month. The option to become a member, once exercised, may not be withdrawn during the incumbency of the person in office;

(4) members who are appointed by the governor to be a state department head and elect not to be covered by the Minnesota state retirement system under section 352.021;

(5) employees of elected officers;

(6) persons who elect to remain members under section 480.181, subdivision 2;

(7) employees of a school district who receive separate salaries for driving their own buses;

(8) employees of the Minnesota association of townships when the board of the association, at its option, certifies to the executive director that its employees are to be included for purposes of retirement coverage, in which case coverage of all employees of the association is permanent;

(9) employees of a county historical society who are county employees;

(10) employees of a county historical society located in the county whom the county, at its option, certifies to the executive director to be county employees for purposes of retirement coverage under this chapter, which status must be accorded to all similarly situated county historical society employees and, once established, must continue as long as a person is an employee of the county historical society and is not excluded under subdivision 2b; and

(11) employees who became members before July 1, 1988, based on the total salary of positions held in more than one governmental subdivision; and

(12) full-time employees of the Dakota county agricultural society.

Sec. 2. Minnesota Statutes 2000, section 353.01, subdivision 2b, is amended to read:

Subd. 2b. [EXCLUDED EMPLOYEES.] The following public employees shall not participate as members of the association with retirement coverage by the public employees retirement plan or the public employees police and fire retirement plan:

(1) elected public officers, or persons appointed to fill a vacancy in an elective office, who do not elect to participate in the association by filing an application for membership;

(2) election officers;

(3) patient and inmate personnel who perform services in charitable, penal, or correctional institutions of a governmental subdivision;

(4) employees who are hired for a temporary position under subdivision 12a, and employees who resign from a nontemporary position and accept a temporary position within 30 days in the same governmental subdivision, but not those employees who are hired for an unlimited period but are serving a probationary period. If the period of employment extends beyond six consecutive months and the employee earns more than \$425 from one governmental subdivision in any one calendar month, the department head shall report the employee for membership and require employee deductions be made on behalf of the employee under section 353.27, subdivision 4.

Membership eligibility of an employee who resigns or is dismissed from a temporary position and within 30 days accepts another temporary position in the same governmental subdivision is determined on the total length of employment rather than on each separate position. Membership eligibility of an employee who holds concurrent temporary and nontemporary positions in one governmental subdivision is determined by the length of employment and salary of each separate position;

(5) employees whose actual salary from one governmental subdivision does not exceed \$425 per month, or whose annual salary from one governmental subdivision does not exceed a stipulation prepared in advance, in writing, that the salary must not exceed \$5,100 per calendar year or per school year for school employees for employment expected to be of a full year's duration or more than the prorated portion of \$5,100 per employment period for employment expected to be of less than a full year's duration;

(6) employees who are employed by reason of work emergency caused by fire, flood, storm, or similar disaster;

(7) employees who by virtue of their employment in one governmental subdivision are required by law to be a member of and to contribute to any of the plans or funds administered by the Minnesota state retirement system, the teachers retirement association, the Duluth teachers retirement fund association, the Minneapolis teachers retirement association, the St. Paul teachers retirement fund association, the Minneapolis employees retirement fund, or any police or firefighters relief association governed by section 69.77 that has not consolidated with the public employees retirement association, or any local police or firefighters consolidation account but who have not elected the type of benefit coverage provided by the public employees police and fire fund under sections 353A.01 to 353A.10, or any persons covered by section 353.665, subdivision 4, 5, or 6, who have not elected public employees police and fire plan benefit coverage. This clause must not be construed to prevent a person from being a member of and contributing to the public employees retirement association and also belonging to and contributing to another public pension fund for other service occurring during the same period of time. A person who meets the definition of "public employee" in subdivision 2 by virtue of other service occurring during the same period of time becomes a member of the association unless contributions are made to another public retirement fund on the salary based on the other service or to the teachers retirement association by a teacher as defined in section 354.05, subdivision 2;

(8) persons who are excluded from coverage under the federal Old Age, Survivors, Disability, and Health Insurance Program for the performance of service as specified in United States Code, title 42, section 410(a)(8)(A), as amended through January 1, 1987, if no irrevocable election of coverage has been made under section 3121(r) of the Internal Revenue Code of 1954, as amended;

(9) full-time students who are enrolled and are regularly attending classes at an accredited school, college, or university and who are part-time employees as defined by a governmental subdivision;

(10) resident physicians, medical interns, and pharmacist residents and pharmacist interns who are serving in a degree or residency program in public hospitals;

(11) students who are serving in an internship or residency program sponsored by an accredited educational institution;

(12) persons who hold a part-time adult supplementary technical college license who render part-time teaching service in a technical college;

(13) foreign citizens working for a governmental subdivision with a work permit of less than three years, or an H-1b visa valid for less than three years of employment. Upon notice to the association that the work permit or visa extends beyond the three-year period, the foreign citizens are eligible for membership from the date of the extension;

(14) public hospital employees who elected not to participate as members of the association before 1972 and who did not elect to participate from July 1, 1988, to October 1, 1988;

(15) except as provided in section 353.86, volunteer ambulance service personnel, as defined in subdivision 35, but persons who serve as volunteer ambulance service personnel may still qualify as public employees under subdivision 2 and may be members of the public employees retirement association and participants in the public employees retirement fund or the public employees police and fire fund on the basis of compensation received from public employment service other than service as volunteer ambulance service personnel;

(16) except as provided in section 353.87, volunteer firefighters, as defined in subdivision 36, engaging in activities undertaken as part of volunteer firefighter duties; provided that a person who is a volunteer firefighter may still qualify as a public employee under subdivision 2 and may be a member of the public employees retirement association and a participant in the public employees retirement fund or the public employees police and fire fund on the basis of compensation received from public employment activities other than those as a volunteer firefighter;

(17) pipefitters and associated trades personnel employed by independent school district No. 625, St. Paul, with coverage under a collective bargaining agreement by the pipefitters local 455 pension plan ~~under a collective bargaining agreement~~ who were either first employed after May 1, 1997, or, if first employed before May 2, 1997, elected to be excluded under Laws 1997, chapter 241, article 2, section 12; ~~and~~

(18) electrical workers, plumbers, carpenters, and associated trades personnel employed by independent school district No. 625, St. Paul, or the city of St. Paul, with coverage under a collective bargaining agreement by the electrical workers local 110 pension plan, the ~~united association plumbers local 34 pension plan~~, or the carpenters local 87 pension plan ~~under a collective bargaining agreement~~ who were either first employed after May 1, 2000, or, if first employed before May 2, 2000, elected to be excluded under Laws 2000, chapter 461, article 7, section 5-;

(19) bricklayers, allied craftworkers, cement masons, glaziers, glassworkers, painters, allied tradesworkers, and plasterers employed by the city of St. Paul or independent school district No. 625, St. Paul, with coverage under a collective bargaining agreement by the bricklayers and allied craftworkers local 1 pension plan, the cement masons local 633 pension plan, the glaziers and glassworkers local L-1324 pension plan, the painters and allied trades local 61 pension plan, or the Twin Cities plasterers local 265 pension plan who were either first employed after May 1, 2001, or if first employed before May 2, 2001, elected to be excluded under section 6; and

(20) plumbers employed by the metropolitan airports commission, with coverage under a collective bargaining agreement by the plumbers local 34 pension plan who were either first employed after May 1, 2001, or if first employed before May 2, 2001, elected to be excluded under section 6.

Sec. 3. Minnesota Statutes 2000, section 353.01, subdivision 6, is amended to read:

Subd. 6. [GOVERNMENTAL SUBDIVISION.] (a) "Governmental subdivision" means a county, city, town, school district within this state, or a department or unit of state government, or any public body whose revenues are derived from taxation, fees, assessments or from other sources.

(b) Governmental subdivision also means the public employees retirement association, the league of Minnesota cities, the association of metropolitan municipalities, public hospitals owned or operated by, or an integral part of, a governmental subdivision or governmental subdivisions, the association of Minnesota counties, the metropolitan intercounty association, the Minnesota municipal utilities association, the metropolitan airports commission, the Minneapolis employees retirement fund for employment initially commenced after June 30, 1979, the range association of municipalities and schools, soil and water conservation districts, and economic development authorities created or operating under sections 469.090 to 469.108, the Spring Lake Park fire department, incorporated, and the Dakota county agricultural society.

(c) Governmental subdivision does not mean any municipal housing and redevelopment authority organized under the provisions of sections 469.001 to 469.047; or any port authority organized under sections 469.048 to 469.089; or any hospital district organized or reorganized prior to July 1, 1975, under sections 447.31 to 447.37 or the successor of the district, nor the Minneapolis community development agency.

Sec. 4. [383D.48] [METROPOLITAN INTER-COUNTY ASSOCIATION.]

Notwithstanding any other law to the contrary, Dakota county may provide financial and accounting services, including payroll management and records, to the Metropolitan Inter-county Association. Notwithstanding this section, Metropolitan Inter-county Association employees are not county employees for any purpose.

Sec. 5. [383D.49] [AGRICULTURAL SOCIETY.]

Notwithstanding any other law to the contrary, Dakota county may provide financial and accounting services, including payroll management and records, to the Dakota county agricultural society and may determine that employees of the society are county employees for the purposes of section 471.61. Dakota county agricultural society employees are not county employees for any other purpose.

Sec. 6. [PUBLIC PENSION COVERAGE EXCLUSION FOR CERTAIN TRADES PERSONNEL.]

Subdivision 1. [EXCLUSION ELECTION.] (a) A bricklayer, allied craftworker, cement mason, glazier, glassworker, painter, allied tradesworker, or plasterer who is employed by the city of St. Paul or independent school district No. 625, St. Paul, on the effective date of this section and who has pension coverage under a collective bargaining agreement by the bricklayers and allied craftworkers local 1 pension plan, the cement masons local 633 pension plan, the glaziers and glassworkers local L-1324 pension plan, the painters and allied trades local 61 pension plan, or the Twin Cities plasterers local 265 pension plan may elect to be excluded from pension coverage by the public employees retirement association.

(b) A plumber who is employed by the metropolitan airports commission on the effective date of this section and who has pension coverage under a collective bargaining agreement by the plumbers local 34 pension plan may elect to be excluded from pension coverage by the public employees retirement association.

(c) The exclusion election under this section must be made in writing on a form prescribed by

the executive director of the public employees retirement association and must be filed with the executive director. The exclusion election is irrevocable. Authority to make the coverage exclusion expires on January 1, 2002.

Subd. 2. [ELIGIBILITY FOR MEMBER CONTRIBUTION REFUND.] A person who has less than three years of allowable service in the public employees retirement association and who elects the pension coverage exclusion under subdivision 1 is entitled to immediately apply for a refund under Minnesota Statutes, section 353.34, subdivisions 1 and 2, following the effective date of the exclusion election.

Subd. 3. [DEFERRED ANNUITY ELIGIBILITY.] In lieu of the refund under subdivision 2, a person who elects the pension coverage exclusion under subdivision 1 is entitled to a deferred retirement annuity under Minnesota Statutes, sections 353.34, subdivision 3; and 353.71, subdivision 2, based on any length of allowable service credit under Minnesota Statutes, section 353.01, subdivision 16, to the credit of the person as of the date of the coverage exclusion election.

Sec. 7. [DAKOTA COUNTY AGRICULTURAL SOCIETY EMPLOYEE PENSION CERTIFICATION.]

Notwithstanding section 6, the Dakota county board of commissioners may certify to the executive director of the public employees retirement association that full-time employees of the Dakota county agricultural society are county employees for purposes of retirement coverage under Minnesota Statutes, chapter 353, which status must be accorded to all similarly situated Dakota county agricultural society employees.

Sec. 8. [EFFECTIVE DATE; LOCAL APPROVAL.]

(a) Sections 1, 3, 4, and 5 are effective the day after the governing body of Dakota county and its chief clerical officer timely complete their compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3.

(b) Section 7 is effective the day after the governing board of Dakota county and its chief clerical officer timely complete the compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3, and certification to the executive director of the public employees retirement association.

(c) Sections 2 and 6 are effective for bricklayers, allied craftworkers, cement masons, glaziers, glassworkers, painters, allied tradesworkers, and plasterers employed by the city of St. Paul or independent school district No. 625, St. Paul, as applicable, on the day following approval by majority vote of the St. Paul city council or governing board of independent school district No. 625, St. Paul, as applicable, and compliance with Minnesota Statutes, section 645.021.

(d) Sections 2 and 6 are effective for plumbers employed by the metropolitan airports commission on the day following approval by majority vote of the metropolitan airports commission and compliance with Minnesota Statutes, section 645.021.

ARTICLE 6

GENERALIZED SERVICE CREDIT PURCHASES

Section 1. Minnesota Statutes 2000, section 352.01, subdivision 11, is amended to read:

Subd. 11. [ALLOWABLE SERVICE.] "Allowable service" means:

(1) Service by an employee for which on or before July 1, 1957, the employee was entitled to allowable service credit on the records of the system by reason of employee contributions in the form of salary deductions, payments in lieu of salary deductions, or in any other manner authorized by Minnesota Statutes 1953, chapter 352, as amended by Laws 1955, chapter 239.

(2) Service by an employee for which on or before July 1, 1961, the employee chose to obtain credit for service by making payments to the fund under Minnesota Statutes 1961, section 352.24.

(3) Except as provided in clauses (8) and (9), service by an employee after July 1, 1957, for any calendar month in which the employee is paid salary from which deductions are made, deposited, and credited in the fund, including deductions made, deposited, and credited as provided in section 352.041.

(4) Except as provided in clauses (8) and (9), service by an employee after July 1, 1957, for any calendar month for which payments in lieu of salary deductions are made, deposited, and credited in the fund, as provided in section 352.27 and Minnesota Statutes 1957, section 352.021, subdivision 4.

For purposes of clauses (3) and (4), except as provided in clauses (8) and (9), any salary paid for a fractional part of any calendar month, including the month of separation from state service, is deemed the compensation for the entire calendar month.

(5) The period of absence from their duties by employees who are temporarily disabled because of injuries incurred in the performance of duties and for which disability the state is liable under the workers' compensation law until the date authorized by the director for the commencement of payments of a total and permanent disability benefit from the retirement fund.

(6) Service covered by a refund repaid as provided in section 352.23 or 352D.05, subdivision 4, except service rendered as an employee of the adjutant general for which the person has credit with the federal civil service retirement system.

(7) Service before July 1, 1978, by an employee of the transit operating division of the metropolitan transit commission or by an employee on an authorized leave of absence from the transit operating division of the metropolitan transit commission who is employed by the labor organization which is the exclusive bargaining agent representing employees of the transit operating division, which was credited by the metropolitan transit commission-transit operating division employees retirement fund or any of its predecessor plans or funds as past, intermediate, future, continuous, or allowable service as defined in the metropolitan transit commission-transit operating division employees retirement fund plan document in effect on December 31, 1977.

(8) Service after July 1, 1983, by an employee who is employed on a part-time basis for less than 50 percent of full time, for which the employee is paid salary from which deductions are made, deposited, and credited in the fund, including deductions made, deposited, and credited as provided in section 352.041 or for which payments in lieu of salary deductions are made, deposited, and credited in the fund as provided in section 352.27 shall be credited on a fractional basis either by pay period, monthly, or annually based on the relationship that the percentage of salary earned bears to a full-time salary, with any salary paid for the fractional service credited on the basis of the rate of salary applicable for a full-time pay period, month, or a full-time year. For periods of part-time service that is duplicated service credit, section 356.30, subdivision 1, clauses (i) and (j), govern.

Allowable service determined and credited on a fractional basis shall be used in calculating the amount of benefits payable, but service as determined on a fractional basis must not be used in determining the length of service required for eligibility for benefits.

(9) Any period of authorized leave of absence without pay that does not exceed one year and for which the employee obtained credit by payment to the fund in lieu of salary deductions. To obtain credit, the employee shall pay an amount equal to the employee and employer contribution rate in section 352.04, subdivisions 2 and 3, multiplied by the employee's hourly rate of salary on the date of return from leave of absence and by the days and months of the leave of absence without pay for which the employee wants allowable service credit. The employing department, at its option, may pay the employer amount on behalf of its employees. Payments made under this clause must include interest at an annual rate of 8.5 percent compounded annually from the date of termination of the leave of absence to the date payment is made unless payment is completed within one year of the return from leave of absence.

(10) A period purchased under section 356.555.

Sec. 2. Minnesota Statutes 2000, section 352B.01, subdivision 3, is amended to read:

Subd. 3. [ALLOWABLE SERVICE.] (a) "Allowable service" means:

(1) for members defined in subdivision 2, clause (a), monthly service is granted for any month for which payments have been made to the state patrol retirement fund, and

(2) for members defined in subdivision 2, clauses (b) and (c), service for which payments have been made to the state patrol retirement fund, service for which payments were made to the state police officers retirement fund after June 30, 1961, and all prior service which was credited to a member for service on or before June 30, 1961.

(b) Allowable service also includes any period of absence from duty by a member who, by reason of injury incurred in the performance of duty, is temporarily disabled and for which disability the state is liable under the workers' compensation law, until the date authorized by the executive director for commencement of payment of a disability benefit or return to employment.

(c) Allowable service also includes a period purchased under section 356.555.

Sec. 3. Minnesota Statutes 2000, section 353.01, subdivision 16, is amended to read:

Subd. 16. [ALLOWABLE SERVICE.] (a) "Allowable service" means service during years of actual membership in the course of which employee contributions were made, periods covered by payments in lieu of salary deductions under section 353.35, and service in years during which the public employee was not a member but for which the member later elected, while a member, to obtain credit by making payments to the fund as permitted by any law then in effect.

(b) "Allowable service" also means a period of authorized leave of absence with pay from which deductions for employee contributions are made, deposited, and credited to the fund.

(c) "Allowable service" also means a period of authorized leave of absence without pay that does not exceed one year, and during or for which a member obtained credit by payments to the fund made in place of salary deductions, provided that the payments are made in an amount or amounts based on the member's average salary on which deductions were paid for the last six months of public service, or for that portion of the last six months while the member was in public service, to apply to the period in either case immediately preceding commencement of the leave of absence. If the employee elects to pay employee contributions for the period of any leave of absence without pay, or for any portion of the leave, the employee shall also, as a condition to the exercise of the election, pay to the fund an amount equivalent to both the required employer and additional employer contributions for the employee. The payment must be made within one year from the expiration of the leave of absence or within 20 days after termination of public service under subdivision 11a. The employer by appropriate action of its governing body, made a part of its official records, before the date of the first payment of the employee contribution, may certify to the association in writing its commitment to pay the employer and additional employer contributions from the proceeds of a tax levy made under section 353.28. Payments under this paragraph must include interest at an annual rate of 8.5 percent compounded annually from the date of the termination of the leave of absence to the date payment is made. An employee shall return to public service and receive a minimum of three months of allowable service to be eligible to pay employee and employer contributions for a subsequent authorized leave of absence without pay.

(d) "Allowable service" also means a periodic, repetitive leave that is offered to all employees of a governmental subdivision. The leave program may not exceed 208 hours per annual normal work cycle as certified to the association by the employer. A participating member obtains service credit by making employee contributions in an amount or amounts based on the member's average salary that would have been paid if the leave had not been taken. The employer shall pay the employer and additional employer contributions on behalf of the participating member. The employee and the employer are responsible to pay interest on their respective shares at the rate of 8.5 percent a year, compounded annually, from the end of the normal cycle until full payment is made. An employer shall also make the employer and additional employer contributions, plus 8.5

percent interest, compounded annually, on behalf of an employee who makes employee contributions but terminates public service. The employee contributions must be made within one year after the end of the annual normal working cycle or within 20 days after termination of public service, whichever is sooner. The association shall prescribe the manner and forms to be used by a governmental subdivision in administering a periodic, repetitive leave.

(e) "Allowable service" also means a period during which a member is on an authorized sick leave of absence, without pay, limited to one year. An employee who has received one year of allowable service shall return to public service and receive a minimum of three months of allowable service to receive allowable service for a subsequent authorized sick leave of absence.

(f) "Allowable service" also means an authorized temporary layoff under subdivision 12, limited to three months allowable service per authorized temporary layoff in one calendar year. An employee who has received the maximum service allowed for an authorized temporary layoff shall return to public service and receive a minimum of three months of allowable service to receive allowable service for a subsequent authorized temporary layoff.

(g) Notwithstanding any law to the contrary, "allowable service" also means a parental leave. The association shall grant a maximum of two months service credit for a parental leave, within six months after the birth or adoption, upon documentation from the member's governmental subdivision or presentation of a birth certificate or other evidence of birth or adoption to the association.

(h) "Allowable service" also means a period during which a member is on an authorized leave of absence to enter military service, provided that the member returns to public service upon discharge from military service under section 192.262 and pays into the fund employee contributions based upon the employee's salary at the date of return from military service. Payment must be made within five years of the date of discharge from the military service. The amount of these contributions must be in accord with the contribution rates and salary limitations, if any, in effect during the leave, plus interest at an annual rate of 8.5 percent compounded annually from the date of return to public service to the date payment is made. The matching employer contribution and additional employer contribution under section 353.27, subdivisions 3 and 3a, must be paid by the governmental subdivision employing the member upon return to public service if the member makes the employee contributions. The governmental subdivision involved may appropriate money for those payments. A member may not receive credit for a voluntary extension of military service at the instance of the member beyond the initial period of enlistment, induction, or call to active duty.

(i) For calculating benefits under sections 353.30, 353.31, 353.32, and 353.33 for state officers and employees displaced by the Community Corrections Act, chapter 401, and transferred into county service under section 401.04, "allowable service" means combined years of allowable service as defined in paragraphs (a) to (i) and section 352.01, subdivision 11.

(j) For a public employee who has prior service covered by a local police or firefighters relief association that has consolidated with the public employees retirement association or to which section 353.665 applies, and who has elected the type of benefit coverage provided by the public employees police and fire fund either under section 353A.08 following the consolidation or under section 353.665, subdivision 4, "applicable service" is a period of service credited by the local police or firefighters relief association as of the effective date of the consolidation based on law and on bylaw provisions governing the relief association on the date of the initiation of the consolidation procedure.

(k) "Allowable service" also means a period purchased under section 356.555.

Sec. 4. Minnesota Statutes 2000, section 354.534, subdivision 1, is amended to read:

Subdivision 1. [SERVICE CREDIT PURCHASE AUTHORIZED.] (a) A teacher who has at least three years of allowable service credit with the teachers retirement association is entitled to purchase up to ten years of allowable and formula service credit for out-of-state teaching service by making payment under section 356.55, provided the out-of-state teaching service was

performed for an educational institution established and operated by another state, ~~governmental subdivision of another state, or the federal government~~ governmental jurisdiction and the teacher is not entitled to receive a current or deferred age and service retirement annuity or disability benefit and has not purchased service credit from another defined benefit public employee pension plan for that out-of-state teaching service.

(b) For purposes of paragraph (a), "another governmental jurisdiction" means:

- (1) another state of the United States;
- (2) a governmental subdivision of another state of the United States;
- (3) the federal government;
- (4) a federally recognized American Indian tribe; or
- (5) a country other than the United States.

Sec. 5. Minnesota Statutes 2000, section 354.536, subdivision 1, is amended to read:

Subdivision 1. [SERVICE CREDIT PURCHASE AUTHORIZED.] A teacher who has at least three years of allowable service credit with the teachers retirement association is entitled to purchase up to ten years of allowable and formula service credit for developmental achievement center, nonprofit community-based corporation, private, or parochial school teaching service by making payment under section 356.55, provided that the teacher is not entitled to receive a current or deferred age and service retirement annuity or disability benefit from the applicable employer-sponsored pension plan and has not purchased service credit from the applicable defined benefit employer-sponsored pension plan for that service.

Sec. 6. Minnesota Statutes 2000, section 354.539, is amended to read:

354.539 [USE OF COLLEGE SUPPLEMENTAL RETIREMENT FUNDS TO PURCHASE SERVICE CREDIT.]

(a) Unless prohibited by or subject to a penalty under federal law, a teacher who is a participant in the college supplemental retirement plan established under chapter 354C may utilize the teacher's supplemental plan account to purchase service credit under sections 354.53, 354.533, 354.534, 354.535, 354.536, 354.537, and 354.538, 354.541, and 354.542 or to repay a refund under section 354.50.

(b) At the request of a member, if determined by the executive director to be eligible to purchase service credit, the executive director shall notify the board of the Minnesota state colleges and universities system of the cost of the purchase and shall request the transfer of funds from the member's college supplemental retirement account to the teachers retirement association. Upon receipt of the full prior service credit purchase payment amount, the teachers retirement association shall grant the requested allowable and formula service credit.

Sec. 7. [354.541] [PRIOR UNIVERSITY OF MINNESOTA TEACHING SERVICE CREDIT PURCHASE.]

Subdivision 1. [SERVICE CREDIT PURCHASE AUTHORIZED.] A teacher who has at least three years of allowable service credit with the teachers retirement association is entitled to purchase up to ten years of allowable and formula service credit for University of Minnesota teaching service by making payment under section 356.55, provided the teacher is not entitled to receive a current or deferred age and service retirement annuity or disability benefit and has not purchased service credit from another defined benefit public employee pension plan for that University of Minnesota teaching service.

Subd. 2. [APPLICATION AND DOCUMENTATION.] A teacher who desires to purchase service credit under subdivision 1 must apply with the executive director to make the purchase. The application must include all necessary documentation of the teacher's qualifications to make

the purchase, signed written permission to allow the executive director to request and receive necessary verification of applicable facts and eligibility requirements, and any other relevant information that the executive director may require. Payment must be made before the teacher's effective date of retirement.

Subd. 3. [SERVICE CREDIT GRANT.] Allowable and formula service credit for the purchase period must be granted by the teachers retirement association to the purchasing teacher on receipt of the purchase payment amount.

Sec. 8. [354.542] [PRIOR TEACHING SERVICE CREDIT PURCHASE BY IRAP MEMBERS WITH DEFERRED TEACHERS RETIREMENT ASSOCIATION CREDIT.]

A person in covered employment under section 354B.20, subdivision 4, who is a participant in the individual retirement account plan authorized by chapter 354B and who has at least three years of allowable service credit with the teachers retirement association may purchase service credit as provided in sections 354.533 to 354.538 and 354.541.

Sec. 9. Minnesota Statutes 2000, section 354A.098, subdivision 1, is amended to read:

Subdivision 1. [SERVICE CREDIT PURCHASE AUTHORIZED.] (a) A teacher who has at least three years of allowable service credit with one of the retirement fund associations under this chapter and who rendered out-of-state teaching service for an educational institution established and operated by another state, ~~governmental subdivision of another state, or the federal government~~ governmental entity specified in paragraph (b) is entitled to purchase up to ten years of allowable service credit for that out-of-state service by making payment under section 356.55, provided the teacher is not entitled to receive a current or deferred age and service retirement annuity or disability benefit and has not purchased service credit from another defined benefit public employee pension plan for that out-of-state teaching service. Payment must be made before the teacher's effective date of retirement.

(b) An eligible governmental entity for purposes of paragraph (a) is:

- (1) another state of the United States;
- (2) a governmental subdivision of another state of the United States;
- (3) the federal government;
- (4) a federally recognized American Indian tribe; or
- (5) a public education institution in a foreign country.

Sec. 10. Minnesota Statutes 2000, section 354A.101, subdivision 1, is amended to read:

Subdivision 1. [SERVICE CREDIT PURCHASE AUTHORIZED.] A teacher who has at least three years of allowable service credit with the teachers retirement fund association is entitled to purchase up to ten years of allowable service credit for developmental achievement center, nonprofit community-based corporation, private, or parochial school teaching service by making payment under section 356.55, provided that the teacher is not entitled to receive a current or deferred age and service retirement annuity or disability benefit from the applicable employer-sponsored pension plan and has not purchased service credit from the applicable defined benefit employer-sponsored pension plan for that service.

Sec. 11. Minnesota Statutes 2000, section 354A.106, is amended to read:

354A.106 [USE OF COLLEGE SUPPLEMENTAL RETIREMENT FUNDS TO PURCHASE SERVICE CREDIT.]

(a) Unless prohibited by or subject to a penalty under federal law, a teacher who is a participant in the college supplemental retirement plan established under chapter 354C may utilize the teacher's supplemental plan account to purchase service credit under sections 354A.097, 354A.098, 354A.099, 354A.101, 354A.102, 354A.103, and 354A.104; 354A.107; and 354A.108, or to repay a refund under section 354A.38.

(b) At the request of a member, if determined by the executive director of the applicable teachers retirement fund association to be eligible to purchase service credit, the executive director shall notify the board of the Minnesota state colleges and universities system of the cost of the purchase and shall request the transfer of funds from the member's college supplemental retirement account to the applicable teachers retirement fund association. Upon receipt of the full prior service credit purchase payment amount, the applicable teachers retirement fund association shall grant the requested allowable and formula service credit.

Sec. 12. [354A.107] [PRIOR UNIVERSITY OF MINNESOTA TEACHING SERVICE CREDIT PURCHASE.]

Subdivision 1. [SERVICE CREDIT PURCHASE AUTHORIZED.] A teacher who has at least three years of allowable service credit with the teachers retirement fund association is entitled to purchase up to ten years of allowable service credit for University of Minnesota teaching service by making payment under section 356.55, provided the teacher is not entitled to receive a current or deferred age and service retirement annuity or disability benefit and has not purchased service credit from another defined benefit public employee pension plan for that University of Minnesota teaching service.

Subd. 2. [APPLICATION AND DOCUMENTATION.] A teacher who desires to purchase service credit under subdivision 1 must apply with the executive director to make the purchase. The application must include all necessary documentation of the teacher's qualifications to make the purchase, signed written permission to allow the executive director to request and receive necessary verification of applicable facts and eligibility requirements, and any other relevant information that the executive director may require. Payment must be made before the teacher's effective date of retirement.

Subd. 3. [SERVICE CREDIT GRANT.] Allowable service credit for the purchase period must be granted by the teachers retirement association to the purchasing teacher on receipt of the purchase payment amount.

Sec. 13. [354A.108] [PRIOR TEACHING SERVICE CREDIT PURCHASE BY IRAP MEMBERS WITH DEFERRED TEACHERS RETIREMENT ASSOCIATION CREDIT.]

A teacher who is a participant in the individual retirement account plan authorized by chapter 354B and who has at least three years of allowable service credit with a teachers retirement fund association may purchase service credit as provided in sections 354A.091 to 354A.099 and 354A.101 to 354A.107.

Sec. 14. Minnesota Statutes 2000, section 356.55, subdivision 7, is amended to read:

Subd. 7. [EXPIRATION OF PURCHASE PAYMENT DETERMINATION PROCEDURE.]
(a) This section expires and is repealed on July 1, ~~2004~~ 2003.

(b) Authority for any public pension plan to accept a prior service credit payment calculated in a timely fashion under this section expires on October 1, ~~2004~~ 2003.

Sec. 15. [356.555] [PARENTAL OR FAMILY LEAVE SERVICE CREDIT PURCHASE.]

Subdivision 1. [SERVICE CREDIT PURCHASE AUTHORIZATION.] (a) Notwithstanding any provision to the contrary of the laws governing a plan enumerated in subdivision 4, a member of the pension plan who has at least three years of allowable service covered by the applicable pension plan and who was granted by the employer a parental leave of absence as defined in paragraph (b), or who was granted by the employer a family leave of absence as defined in paragraph (c), or who had a parental- or family-related break in employment, as defined in paragraph (d), for which the person did not previously receive service credit or for which the person did not receive or purchase service credit from another defined benefit public employee pension plan, is entitled to purchase the actual period of the leave or of the break in service, up to five years, of allowable service credit in the applicable retirement plan. The purchase payment amount is governed by section 356.55.

(b) For purposes of this section, a parental leave of absence is a temporary period of interruption or of separation from active employment for the purposes of handling maternity or paternity duties that has been approved by the employing unit and that includes the right of reinstatement to employment.

(c) For purposes of this section, a family leave of absence is a family leave under United States Code, title 42, section 12631, as amended.

(d) For purposes of this section, a parental- or family-related break in employment is a period following a termination of active employment primarily for the purpose of the birth of a child, the adoption of a child, or the provision of care to a near relative or in-law, after which the person returned to the prior employing unit or an employing unit covered by the same pension plan that provided retirement coverage immediately prior to the termination of employment.

Subd. 2. [APPLICATION AND DOCUMENTATION.] A person who desires to purchase service credit under subdivision 1 must apply for the service credit purchase with the chief administrative officer of the enumerated pension plan. The application must include all necessary documentation of the qualifications of the person to make the purchase, signed written permission to allow the chief administrative officer to request and receive necessary verification of all applicable facts and eligibility requirements, and any other relevant information that the chief administrative officer may require.

Subd. 3. [SERVICE CREDIT GRANT.] Allowable service credit in the applicable enumerated pension plan for the purchase period must be granted to the purchaser upon receipt of the purchase payment amount calculated under section 356.55. Payment of the purchase price must be made before the person retires.

Subd. 4. [COVERED PENSION PLANS.] This section applies to the following pension plans:

- (1) general state employees retirement plan governed by chapter 352;
- (2) correctional state employees retirement plan governed by chapter 352;
- (3) general public employees retirement plan governed by chapter 353;
- (4) public employees police and fire plan governed by chapter 353;
- (5) Minneapolis employees retirement plan governed by chapter 422A;
- (6) Minneapolis police relief association governed by chapter 423B; and
- (7) Minneapolis fire department relief association governed by sections 69.25 to 69.53 and augmented by Laws 1959, chapters 213, 491, and 568, and other special local legislation.

Sec. 16. Minnesota Statutes 2000, section 422A.155, is amended to read:

422A.155 [DETERMINATION OF SERVICE CREDIT.]

(a) Notwithstanding the provisions of section 422A.15, subdivision 1, no employee of the contributing class of the Minneapolis employees retirement fund shall be entitled to receive a year of service credit during the employee's final year of service unless the employee is employed and has received compensation from the city of Minneapolis or other applicable employing unit during each of the calendar months making up the year for which the employee would usually be employed. Any employee of the contributing class who is employed and receives compensation in fewer than the usual number of calendar months during the final year of service shall receive credit for that portion of a year that the employee's completed months of employment and receipt of compensation bears to the usual number of months which the employee would usually be employed.

(b) Notwithstanding any provision of this chapter to the contrary, service credit also means a period purchased under section 356.555.

Sec. 17. Minnesota Statutes 2000, section 423B.01, is amended by adding a subdivision to read:

Subd. 3a. [ALLOWABLE SERVICE CREDIT.] "Allowable service credit" means:

- (1) service rendered as an active member;
- (2) service as an elected public official under section 423B.03;
- (3) military service credited under section 423B.09, subdivision 3; and
- (4) a period of service purchased under section 356.555.

Sec. 18. [MINNEAPOLIS FIRE DEPARTMENT RELIEF ASSOCIATION; PARENTAL LEAVE PURCHASE.]

Notwithstanding any provision of Minnesota Statutes, sections 69.25 to 69.53; Laws 1959, chapters 213, 491, and 568; or any other special local law governing the Minneapolis fire department relief association to the contrary, service credit for the purposes of calculating service pensions, disability benefits, or survivor benefits includes a period purchased under Minnesota Statutes, section 356.555.

Sec. 19. [EXPIRATION DATE; REPEALER.]

- (a) Sections 1, 2, 3, 14, 15, 16, 17, and 18 are repealed on May 16, 2003.
- (b) Sections 8 and 13 expire on May 16, 2002.

Sec. 20. [EFFECTIVE DATE.]

- (a) Sections 5 and 9 are effective the day following final enactment.
- (b) Sections 1 to 4, 6 to 8, and 10 to 19 are effective on July 1, 2001.

ARTICLE 7

MINNESOTA STATE COLLEGES AND UNIVERSITIES SYSTEM RETIREMENT PROVISIONS

Section 1. Minnesota Statutes 2000, section 354.41, subdivision 4, is amended to read:

Subd. 4. [MEMBERSHIP ELIGIBILITY FOR LABOR ORGANIZATION EMPLOYEES.]

(a) A person who is a member on an authorized leave of absence and is employed as an employee or officer by the Minnesota federation of teachers or its affiliated branches within the state, the Minnesota education association, the Minnesota association of school principals, the Minnesota association of secondary school principals or the Minnesota a labor organization that is the exclusive bargaining agent representing teachers covered by this chapter or by an association of school administrators may elect to be a coordinated member of the association based on that employment, subject to the limitations set forth in subdivisions 4a and 4b. However, no person is entitled to membership under this section if the person also is a member of a teachers retirement association in a city of the first class organized under chapter 354A for the same period of service.

(b) The election must be made within 90 days of commencing employment by the labor organization.

Sec. 2. [354B.32] [TRANSFER OF FUNDS TO IRAP.]

A participant in the individual retirement account plan established in this chapter who has less than ten years of allowable service under the teachers retirement association or the teachers retirement fund association may elect to transfer an amount equal to the participant's accumulated member contributions to the teachers retirement association or the teachers retirement fund association, plus compound interest at the rate of six percent per annum, to the individual retirement account plan. The transfers are irrevocable fund to fund transfers, and in no event may the participant receive direct payment of the money transferred prior to retirement. If a participant

elects the contribution transfer, all of the participant's allowable and formula service credit in the teachers retirement association or the teachers retirement fund association associated with the transferred amount is forfeited.

The executive director of the teachers retirement association and the chief administrative officers of the teachers retirement fund associations, in cooperation with the chancellor of the Minnesota state colleges and universities system, shall notify participants who are eligible to transfer of their right to transfer and the amount that they are eligible to transfer, and shall, upon request, provide forms to implement the transfer. The chancellor of the Minnesota state colleges and universities shall assist the teachers retirement association and the teachers retirement fund associations in developing transfer forms and in implementing the transfers.

Authority to elect a transfer under this section expires on July 1, 2004.

Sec. 3. [REPEALER.]

Minnesota Statutes 2000, section 354.41, subdivision 9, is repealed.

Sec. 4. [EFFECTIVE DATE.]

(a) Sections 1 to 3 are effective the day following final enactment.

(b) Coverage under section 1 applies to employment as an officer of the interfaculty organization on or after July 1, 1996.

ARTICLE 8

SUPPLEMENTAL PENSION PLAN PROVISIONS

Section 1. Minnesota Statutes 2000, section 356.24, subdivision 1, is amended to read:

Subdivision 1. [RESTRICTION; EXCEPTIONS.] It is unlawful for a school district or other governmental subdivision or state agency to levy taxes for, or contribute public funds to a supplemental pension or deferred compensation plan that is established, maintained, and operated in addition to a primary pension program for the benefit of the governmental subdivision employees other than:

(1) to a supplemental pension plan that was established, maintained, and operated before May 6, 1971;

(2) to a plan that provides solely for group health, hospital, disability, or death benefits;

(3) to the individual retirement account plan established by chapter 354B;

(4) to a plan that provides solely for severance pay under section 465.72 to a retiring or terminating employee;

(5) for employees other than personnel employed by the state university board or the community college board and covered by the board of trustees of the Minnesota state colleges and universities supplemental retirement plan under chapter 354C, if provided for in a personnel policy of the public employer or in the collective bargaining agreement between the public employer and the exclusive representative of public employees in an appropriate unit, in an amount matching employee contributions on a dollar for dollar basis, but not to exceed an employer contribution of \$2,000 a year per employee;

(i) to the state of Minnesota deferred compensation plan under section 352.96; or

(ii) in payment of the applicable portion of the contribution made to any investment eligible under section 403(b) of the Internal Revenue Code, if the employing unit has complied with any applicable pension plan provisions of the Internal Revenue Code with respect to the tax-sheltered annuity program during the preceding calendar year; or

(6) for personnel employed by the state university board or the community college board and

not covered by clause (5), to the supplemental retirement plan under chapter 354C, if provided for in a personnel policy or in the collective bargaining agreement of the public employer with the exclusive representative of the covered employees in an appropriate unit, in an amount matching employee contributions on a dollar for dollar basis, but not to exceed an employer contribution of \$2,700 a year for each employee; or

(7) to the laborer's national industrial pension fund for the employees of a governmental subdivision who are covered by a collective bargaining agreement that provides for coverage by that fund and that sets forth a fund contribution rate, but not to exceed an employer contribution of \$2,000 per year per employee.

ARTICLE 9

MINNEAPOLIS POLICE RELIEF ASSOCIATION MAIL-IN BALLOTING OR VOTING PROVISIONS

Section 1. Minnesota Statutes 2000, section 423B.05, is amended by adding a subdivision to read:

Subd. 4. [RIGHT TO PARTICIPATE BY MAIL-IN BALLOT.] Active members, retired members, and surviving spouse members of the relief association have the right to participate in the election of board members of the association by mail-in ballot.

Sec. 2. Minnesota Statutes 2000, section 423B.05, is amended by adding a subdivision to read:

Subd. 5. [MAIL IN REFERENDUM ON VOTING BY MAIL.] (a) The board of the association are authorized to submit the following question in a binding member referendum to be conducted by mail:

"Shall the bylaws of the Minneapolis police relief association be amended to allow future proposed amendments to the bylaws of the relief association to be approved by a vote of relief association members by mail?

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

(b) The board of the relief association shall conduct the referendum by mailing a printed copy of the referendum question and of the ballot to all active members, retired members, and surviving spouse members in accordance with the voting procedures that the board of the relief association used in the most recent board election prior to March 1, 2001.

(c) Before submitting the referendum question to a vote by the relief association membership, the relief association board shall solicit the opinions of relief association members for the question and against the question. The solicitation for member comments must be included in the next regular relief association communication to relief association members following the proposal of the bylaw amendment and on the Internet Web site of the relief association. The comment period continues for 30 days. The executive director of the relief association shall prepare a summary of the comments of relief association members for and against the question in a fair and impartial manner. A draft of the summary document must be placed on the Internet Web site of the relief association for five days. If a relief association board member challenges the objectivity of the draft summary, the draft summary must be reviewed by a neutral third party. The neutral third party must be an accredited professional mediator. The relief association executive director shall include the recommendations of the neutral third party in the final summary document. The written summary prepared by the relief association executive director must be included with the question and the ballot mailed to relief association members.

(d) Balloting procedures must be designed to maintain secrecy as to the identity of voting

members. The receipt of returned ballots and the counting of those ballots must be conducted by an accounting firm designated by the relief association board to perform those functions.

(e) For adoption, the question must receive favorable votes from two-thirds of the relief association members who return ballots on the question.

(f) If the question in paragraph (a) is approved in the referendum, future bylaw amendments must be conducted in the same manner as provided in this subdivision.

Sec. 3. [EFFECTIVE DATE.]

(a) Sections 1 and 2 are effective the day following final enactment.

(b) If the referendum question in section 2 is approved, no proposed bylaw amendment may be submitted for approval by mail until January 1, 2002.

ARTICLE 10

LOCAL POLICE AND PAID FIRE PENSION PLANS

Section 1. [EVELETH RETIRED POLICE AND FIRE TRUST FUND; AD HOC POSTRETIREMENT ADJUSTMENT.]

In addition to the current pensions and other retirement benefits payable, the pensions and retirement benefits payable to retired police officers and firefighters and their surviving spouses by the Eveleth police and fire trust fund are increased by \$100 per month. Increases are retroactive to January 1, 2001.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective on the day after the date on which the Eveleth city council and the chief clerical officer of the city of Eveleth complete in a timely manner their compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3.

ARTICLE 11

ONE PERSON OR SMALL GROUP SERVICE CREDIT PURCHASES

Section 1. [TEACHERS RETIREMENT ASSOCIATION; SABBATICAL LEAVE OF ABSENCE SERVICE CREDIT PURCHASE.]

(a) An eligible person described in paragraph (b) is entitled to purchase 0.34 of a year of allowable and formula service credit from the teachers retirement association.

(b) An eligible person is a person who:

(1) was born on August 7, 1942;

(2) was employed by independent school district No. 11 (Anoka-Hennepin) on August 28, 1970;

(3) was on a sabbatical leave of absence from July 1, 1977, to June 30, 1978; and

(4) due to inadvertent clerical error by independent school district No. 11, full contributions for the sabbatical leave were not made in a timely fashion and 0.654 of a year of service credit was credited rather than one year of service for the sabbatical leave.

(c) To purchase the service credit under this section, the eligible person must pay to the teachers retirement association the amount of the shortage in member contributions for the sabbatical leave period plus interest from June 30, 1978, to the date on which payment is made at an annual compound rate of 8.5 percent. Authority to make this payment expires on July 1, 2002, or the date of termination of service, whichever is earlier.

(d) If the eligible person makes the payment required in paragraph (c) in a timely manner,

independent school district No. 11 may pay the balance of the full prior service credit purchase payment amount calculated under Minnesota Statutes, section 356.55 or 356.551, whichever applies. If independent school district No. 11 does not pay the balance within 30 days of notification by the executive director of the teachers retirement association of the payment of the member contribution payment by the eligible person under paragraph (c), the executive director shall notify the commissioner of finance of that fact and the commissioner shall deduct from any state aid payable to independent school district No. 11 that amount, plus interest on that amount of 1.5 percent per month for each month or portion of a month that have elapsed from the effective date of this section.

(e) The eligible person shall provide any relevant documentation related to eligibility to make this service credit purchase that is required by the executive director of the teachers retirement association.

Sec. 2. [TEACHERS RETIREMENT ASSOCIATION; PURCHASE OF EXTENDED LEAVE OF ABSENCE SERVICE CREDIT.]

(a) An eligible person, as described in paragraph (b), is entitled to purchase allowable and formula service credit in the teachers retirement association for the period specified in paragraph (c) by making the payment specified in Minnesota Statutes, section 356.55.

(b) An eligible person is a person who:

(1) was born on May 25, 1948;

(2) was employed by the Hutchinson public schools for 26 years;

(3) was granted an extended leave of absence on May 27, 1997; and

(4) due to a clerical error within the person's electrical business, omitted payment of contributions under Minnesota Statutes, section 354.094, for the 1997-1998 school year.

(c) The prior service credit purchase period is the 1997-1998, 1998-1999, and 1999-2000 school years.

(d) The service credit purchase authority expires on June 29, 2001, or the date of the person's retirement, whichever is earlier.

Sec. 3. [PUBLIC EMPLOYEES RETIREMENT ASSOCIATION; PURCHASE OF PREVIOUSLY UNCREDITED WHITE BEAR LAKE PUBLIC SCHOOL CLERICAL SERVICE.]

(a) An eligible person described in paragraph (b) is entitled to receive credit for one year of allowable service from the public employees retirement association on June 30, 2001.

(b) An eligible person is a person who:

(1) was born on July 24, 1939;

(2) was initially employed by independent school district No. 624, White Bear Lake, as a casual clerical employee on March 15, 1971;

(3) was subsequently employed as a full-time clerical employee by independent school district No. 624, White Bear Lake, from the 1973-1974 school year until the 1990-1991 school year;

(4) was subsequently employed as a teacher by independent school district No. 624, White Bear Lake, from August 26, 1991; and

(5) was not included in coverage by the public employees retirement association for full-time clerical employment during the 1973-1974 school year.

(c) The prior service credit purchase payment must be determined under Minnesota Statutes,

section 356.55 or 356.551, whichever provision is in effect, and must include the impact of the purchase on the eligible person's prospective retirement annuity from the teachers retirement association. Notwithstanding any provision of Minnesota Statutes, section 356.55 or 356.551, to the contrary, independent school district No. 624, White Bear Lake, is obligated to pay the full required service credit payment, including any amount attributable to the teachers retirement association. If the school district does not make payment of the service credit purchase amount by June 30, 2001, the executive director of the public employees retirement association and the executive director of the teachers retirement association shall notify the commissioner of finance of the school district's failure. Following notification, the commissioner of finance shall deduct the required amount from any state aid otherwise payable to independent school district No. 624, White Bear Lake, and shall transfer the appropriate amounts to the public employees retirement fund and the teachers retirement fund.

(d) The eligible person must provide the executive director of the public employees retirement association with necessary documentation of the applicability of this section and with any other relevant information that the executive director may require.

Sec. 4. [MINNEAPOLIS TEACHERS RETIREMENT FUND ASSOCIATION; SERVICE CREDIT PURCHASE AUTHORIZATION.]

(a) Notwithstanding any provision of law to the contrary, an eligible person described in paragraph (b) is authorized to purchase allowable service credit under procedures specified in Minnesota Statutes, section 356.55 or 356.551, whichever is in effect, from the Minneapolis teachers retirement fund association for the period described in paragraph (c).

(b) An eligible person is a person who:

(1) was born on July 21, 1941;

(2) initially was employed as a teacher by independent school district No. 281, Robbinsdale, in December 1962;

(3) began employment as a teacher by special school district No. 1, Minneapolis, in August 1985;

(4) currently is a special education teacher at the Webster open school; and

(5) had no retirement contributions or social security contributions withheld from compensation by special school district No. 1 for the 1985-1986 school year.

(c) The allowable service credit purchase period is the 1985-1986 school year.

(d) The eligible person must provide all relevant documentation of the applicability of the requirements set forth in paragraph (b) and any other applicable information that the executive director of the Minneapolis teachers retirement fund association may request.

(e) Allowable service credit for the purchase period must be granted by the Minneapolis teachers retirement fund association to the eligible person upon the receipt of the payment amounts. If the service credit purchase created additional liabilities in the teachers retirement association, the applicable portion of the full payment amounts shall be transferred to that association.

(f) The prior service credit purchase authority expires on July 1, 2001, or on the date of the termination of active teaching service with special school district No. 1 by the eligible person, whichever occurs earlier.

Sec. 5. [PUBLIC EMPLOYEES RETIREMENT ASSOCIATION; PAYMENT OF OMITTED SALARY DEDUCTIONS.]

Subdivision 1. [APPLICATION.] A person who was born on February 1, 1961, who was employed by Lac qui Parle county in March 1989, June 1989, and July 1989, but who first had

public employees retirement association member contributions deducted in August 1989, is entitled to purchase service credit from the public employees retirement association for the service in March, June, and July 1989.

Subd. 2. [PAYMENT.] (a) The purchase payment amount for the service credit purchase authorized in subdivision 1 is governed by Minnesota Statutes, section 356.55 or 356.551, whichever is applicable.

(b) To purchase the allowable service credit, the eligible person must pay an amount equal to the employee contribution rate or rates in effect during the service credit purchase period applied to the actual salary in effect during that period, plus 8.5 percent compound annual interest from the date the contributions should have been made until the date of actual payment.

(c) Upon receipt of the payment by the eligible person as specified under paragraph (b), the executive director of the public employees retirement association shall notify the chief administrative officer of Lac qui Parle county of that fact. Within 30 days of that notification, Lac qui Parle county shall pay to the public employees retirement association the balance of the service credit purchase payment amount under Minnesota Statutes, section 356.55 or 356.551, whichever is in effect, that is not paid by the eligible person.

(d) If Lac qui Parle county does not make the payments required by paragraph (c) in a timely fashion, the executive director of the public employees retirement association shall notify the commissioner of finance, who then shall deduct the required amounts from any state aid payable to the county, plus interest at the rate of one percent per month or part of a month that has elapsed since the date on which the eligible person made payment under paragraph (b).

Subd. 3. [APPLICATION; DOCUMENTATION.] A person described in subdivision 1 must apply to the executive director of the public employees retirement association to make the purchase. The application must be on a form provided by the executive director and must include all necessary documentation of the applicability of this section and any other relevant information that the executive director may require.

Subd. 4. [LIMITATION.] Authority under this section expires on July 1, 2002, or upon termination of service, whichever is earlier.

Sec. 6. [PUBLIC EMPLOYEES RETIREMENT ASSOCIATION; PAYMENT OF OMITTED SALARY DEDUCTION.]

Subdivision 1. [APPLICATION.] (a) An eligible person described in paragraph (b) and an eligible person described in paragraph (c) are authorized to purchase service credit in the public employees retirement association general plan for the period specified in paragraph (d).

(b) An eligible person is a person who:

(1) was born on February 11, 1948;

(2) is currently a member of the public employees retirement association general plan; and

(3) is currently employed by the Minneapolis park board and was first employed by that board on March 8, 1983.

(c) An eligible person is a person who:

(1) was born on August 12, 1936;

(2) is currently a member of the public employees retirement association general plan; and

(3) is currently employed by the Minneapolis park board and was first employed by that board on April 4, 1983.

(d) The service credit purchase period is any period of previously uncredited service, unless properly excluded under law, during which the eligible person in paragraph (b) or (c), as

applicable, was employed by the Minneapolis park board following the date on which, under applicable requirements of public employees retirement association law, the applicable eligible person should have been reported for plan membership.

Subd. 2. [PAYMENT.] The purchase payment for the service credit purchases authorized in subdivision 1 is governed by Minnesota Statutes 2000, section 356.55, or 356.551, whichever is applicable.

Subd. 3. [DOCUMENTATION.] A person described in subdivision 1 must apply with the executive director of the public employees retirement association to make the purchase. The application must be in writing and must include all necessary documentation of the applicability of this section and any other relevant information required by the executive director.

Subd. 4. [APPLICATION DATE.] Authority to purchase service credit under this section terminates on January 1, 2002, or upon termination by the applicable person from service.

Sec. 7. [PERA-COORDINATED RETIREMENT PLAN; SERVICE CREDIT PURCHASE AUTHORIZED.]

(a) Notwithstanding any provision of law to the contrary, an eligible person described in paragraph (b) is authorized to purchase allowable service credit from the coordinated plan of the public employees retirement system for the period described in paragraph (c) by making a prior service credit purchase payment required under Minnesota Statutes, section 356.55, or 356.551, whichever is applicable. Notwithstanding the authority in these sections, neither the Minneapolis employees retirement fund nor the city of Minneapolis is authorized to pay any portion of the purchase payment amount.

(b) An eligible person is a person who:

(1) is a current employee of the Minneapolis employees retirement fund and is a current member of the coordinated plan of the public employees retirement association and an inactive member of the unclassified retirement plan of the Minnesota state retirement system;

(2) was born on April 26, 1949;

(3) was employed as a full-time instructor temporary classification on August 15, 1981, by the accounting department, Carlson school of management, University of Minnesota; and

(4) was subsequently reappointed annually as a full-time instructor temporary classification for an additional three years and terminated employment on August 14, 1985.

(c) The allowable service credit purchase period is the period described in paragraph (b), clauses (3) and (4).

(d) The eligible person must provide all relevant documentation of the applicability of the requirements in paragraph (b) and any other applicable information that the executive director of the public employees retirement association may request.

(e) Allowable service credit for the purchase period must be granted by the coordinated plan of the public employees retirement fund to the eligible person upon receipt of the prior service credit purchase payment amount.

(f) The prior service credit purchase authority expires on July 1, 2002, or on the date of termination of active service covered by the public employees retirement association by the eligible person, whichever occurs earlier.

Sec. 8. [PUBLIC EMPLOYEES POLICE AND FIRE PLAN; PURCHASE OF PRIOR SERVICE CREDIT.]

Subdivision 1. [AUTHORIZATION.] A member of the public employees retirement association police and fire plan who was born on August 2, 1951, who was employed by the city of Brainerd as a police officer before February 29, 1996, and who has at least three years of

allowable service credit with the public employees retirement association police and fire fund is entitled to purchase up to ten years of allowable service credit for employment by the city of Brainerd as a full-time police officer in a position that was not covered by the police and fire fund but was covered by a local relief association governed by Minnesota Statutes, section 69.77. This authorization applies notwithstanding any contrary provision of Minnesota Statutes, section 353A.10. To purchase service credit, an eligible person must make payments required under Minnesota Statutes, section 356.55 or 356.551, whichever is applicable. This authorization applies only if the person is not entitled to receive a current or deferred service pension or retirement annuity or a current disability benefit from another Minnesota public pension plan, including a local police relief association, for that service.

Subd. 2. [APPLICATION AND DOCUMENTATION.] A person who desires to purchase service credit under subdivision 1 must apply in writing with the executive director of the public employees retirement association to make the purchase. The application must include all necessary documentation of the person's qualifications to make the purchase, signed written permission to allow the executive director to request and receive necessary verification of applicable facts and eligibility requirements, and any other relevant information that the executive director may require.

Subd. 3. [SERVICE CREDIT GRANT.] Allowable service credit for the purchase period must be granted by the public employees retirement association to the purchasing person only upon receipt of the purchase payment amount. Payment must be made before the person's effective date of retirement.

Sec. 9. [PUBLIC EMPLOYEES RETIREMENT ASSOCIATION; PURCHASE OF SERVICE FOR UNCREDITED SERVICE AS A MEMBER OF THE ST. PAUL CITY COUNCIL.]

Subdivision 1. [APPLICABILITY.] This section applies to a person:

- (1) who was born September 10, 1938;
- (2) who began service as a member of the St. Paul city council in 1970;
- (3) who was eligible for membership in the public employees retirement association for the period from July 1, 1974, to March 31, 1975;
- (4) for whom no employer contributions were paid and no employee contributions deducted by the city of St. Paul for the period described in clause (3); and
- (5) who retired September 1, 2000, and is currently receiving retirement annuities from the St. Paul teachers retirement fund association, the public employees retirement association general plan, and the Minnesota state retirement system general plan.

Subd. 2. [PURCHASE OF SERVICE.] A person described in subdivision 1 may purchase service credit, under Minnesota Statutes, section 356.55, in the public employees retirement association general plan for the period described in subdivision 1, clause (3), by filing an application with the association on a form prescribed by the executive director.

Subd. 3. [APPLICATION DATE.] Authority to purchase service credit under this section expires on July 1, 2001.

Subd. 4. [BENEFIT REVISION DATE.] The annuity of the eligible individual under subdivision 1 is to be revised on the first day of the month following the month in which the full purchase price determined under subdivision 2 is received by the public employees retirement association.

Subd. 5. [LUMP SUM PAYMENT.] The public employees retirement association shall also pay the person described in subdivision 1 a lump sum amount equal to the difference between the annuity received from the association from September 1, 2000, to the date of payment for the service credit and the amount the person would have received with the additional service credit purchased under this section.

Sec. 10. [EFFECTIVE DATE.]

(a) Sections 1 to 9 are effective the day following final enactment.

(b) Section 8 is repealed effective on May 16, 2002."

Delete the title and insert:

"A bill for an act relating to retirement; various statewide and local retirement plans and programs; clarifying the application of the open meeting law to local retirement plans; including certain American Indian tribal governments in police state aid; extending disability coverage to certain privatized university hospital and other public employees; authorizing voluntary employee benefit associations; authorizing various generalized and specific service credit purchases; excluding certain trades personnel from the public employees retirement association; including certain Dakota county agricultural society employees in the public employees retirement association; authorizing mail-in elections and referendums for the Minneapolis police relief association; modifying restrictions on supplemental retirement plans; clarifying membership for certain faculty collective bargaining representatives; requiring bonding or insurance by certain volunteer fire relief association financial consultants; providing a postretirement adjustment to certain Eveleth police and paid fire trust fund retirees; appropriating money; amending Minnesota Statutes 2000, sections 13D.01, subdivision 1; 69.011, subdivision 1; 352.01, subdivision 11; 352B.01, subdivision 3; 353.01, subdivisions 2a, 2b, 6, 16; 354.41, subdivision 4; 354.534, subdivision 1; 354.536, subdivision 1; 354.539; 354A.098, subdivision 1; 354A.101, subdivision 1; 354A.106; 356.24, subdivision 1; 356.55, subdivision 7; 356A.08, subdivision 1; 422A.155; 423B.01, by adding a subdivision; 423B.05, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 352; 352F; 353F; 354; 354A; 354B; 356; 383D; repealing Minnesota Statutes 2000, section 354.41, subdivision 9."

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

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

S.F. No. 1004: A bill for an act relating to commerce; prohibiting tampering with clock-hour meters on farm tractors; prescribing criminal and civil penalties; providing remedies; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Delete everything after the enacting clause and insert:

"Section 1. [325E.165] [DEFINITIONS.]

Subdivision 1. [SCOPE.] For the purposes of sections 325E.165 to 325E.167, the terms defined in this section have the meanings given them.

Subd. 2. [FARM TRACTOR.] "Farm tractor" means a self-propelled vehicle that is designed primarily for pulling or propelling agricultural machinery and implements and is used principally in the occupation or business of farming, including an implement of husbandry, as defined in section 169.01, subdivision 55, that is self-propelled.

Subd. 3. [PERSON.] "Person" means an individual, firm, partnership, incorporated and unincorporated association, or other legal or commercial entity.

Sec. 2. [325E.166] [CLOCK-HOUR METERS; PROHIBITED ACTS.]

Subdivision 1. [TAMPERING.] No person shall, with intent to defraud, knowingly tamper with, adjust, alter, change, set back, disconnect, or fail to connect the clock-hour meter of a farm tractor, or cause any of the foregoing to occur to a clock-hour meter of a farm tractor, so as to reflect fewer hours than the farm tractor has actually been in operation.

Subd. 2. [TAMPERING DEVICE.] No person shall advertise for sale, sell, use, or install on any part of a farm tractor or on a clock-hour meter in a farm tractor a device that causes the clock-hour meter to register any hours of operation other than the true hours of operation that the clock-hour meter was designed to measure.

Subd. 3. [DISCLOSURE.] No person shall sell or offer for sale a farm tractor with knowledge that the hours registered on the clock-hour meter have been altered so as to reflect fewer hours than the farm tractor has actually been in operation, without disclosing the fact to prospective purchasers.

Subd. 4. [CONSPIRACY.] No person shall conspire with another person to violate this section.

Sec. 3. [325E.167] [PENALTIES; REMEDIES.]

Subdivision 1. [CRIMINAL PENALTY.] A person who is found to have violated section 325E.166 is guilty of a gross misdemeanor.

Subd. 2. [CIVIL PENALTY.] In addition to the penalties provided in subdivision 1, any person who is found to have violated section 325E.166 is subject to the penalties in section 8.31.

Subd. 3. [PRIVATE RIGHT OF ACTION.] A person injured by a violation of section 325E.166 may recover the actual damages sustained together with costs and disbursements, including reasonable attorney fees. The court in its discretion may increase the award of damages to an amount not to exceed three times the actual damages sustained or \$1,500, whichever is greater."

Delete the title and insert:

"A bill for an act relating to commerce; prohibiting tampering with clock-hour meters on farm tractors; prescribing criminal and civil penalties; providing remedies; proposing coding for new law in Minnesota Statutes, chapter 325E."

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

Pursuant to Joint Rule 2.03, the bill was referred to the Committee on Rules and Administration.

SECOND READING OF SENATE BILLS

S.F. Nos. 1271, 1752, 974, 947, 750, 1329, 694, 997, 1821, 1952, 1811, 1017, 1461, 1611, 1546, 1324, 1714, 1249, 1398, 1999, 2022, 3, 498, 1211, 1835, 1628, 1475, 1124, 1033, 1068, 2005, 1772, 1397, 866, 1785, 210, 1968, 1298 and 1610 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Murphy moved that the name of Senator Ring be added as a co-author to S.F. No. 1024. The motion prevailed.

Senator Metzen moved that his name be stricken as a co-author to S.F. No. 1680. The motion prevailed.

Senator Bachmann moved that the name of Senator Krentz be added as a co-author to S.F. No. 1850. The motion prevailed.

Senator Kleis moved that the name of Senator Wiger be added as a co-author to S.F. No. 2073. The motion prevailed.

Senator Ring moved that the name of Senator Lourey be added as a co-author to S.F. No. 2186. The motion prevailed.

Senator Chaudhary moved that S.F. No. 2056 be withdrawn from the Committee on Transportation and re-referred to the Committee on Finance. The motion prevailed.

Senator Oliver moved that S.F. No. 1098, No. 150 on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Senator Scheid moved that S.F. No. 1438, No. 117 on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Senator Moe, R.D. moved that H.F. No. 275 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. 210, now on General Orders. The motion prevailed.

Senator Bachmann introduced--

Senate Resolution No. 97: A Senate resolution congratulating Matt VanVleet on winning the Triple "A" award for the 3AA region.

Referred to the Committee on Rules and Administration.

Senator Bachmann introduced--

Senate Resolution No. 98: A Senate resolution congratulating Philip Miner on receiving the 2001 Martin Luther King Jr. Humanitarian Award.

Referred to the Committee on Rules and Administration.

Senator Bachmann introduced--

Senate Resolution No. 99: A Senate resolution congratulating Violet Wagoner on her appointment to the Board of Directors of the Minnesota Veterans Home.

Referred to the Committee on Rules and Administration.

Senator Bachmann introduced--

Senate Resolution No. 100: A Senate resolution congratulating Dan Baker of the Woodbury High School math team on finishing among the top ten in the state high school Math League tournament.

Referred to the Committee on Rules and Administration.

Senator Knutson introduced--

Senate Resolution No. 101: A Senate resolution congratulating the Burnsville High School girls dance team on winning the 2001 State High School Class AAA Dance Team Tournament High Kick/Precision category.

Referred to the Committee on Rules and Administration.

Senator Bachmann introduced--

Senate Resolution No. 102: A Senate resolution recognizing Maria Hooley for being selected as Student of the Year by the Minnesota Association of Alternative Programs.

Referred to the Committee on Rules and Administration.

Senator Bachmann introduced--

Senate Resolution No. 103: A Senate resolution congratulating Lance Cpl. Benjamin Shawn Cairns on being named Marine of the Year.

Referred to the Committee on Rules and Administration.

Senator Bachmann introduced--

Senate Resolution No. 104: A Senate resolution congratulating Bishop Richard E. Pates on his ordination as Auxiliary Bishop of the Archdiocese of St. Paul and Minneapolis.

Referred to the Committee on Rules and Administration.

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

Senate Concurrent Resolution No. 7: A Senate concurrent resolution relating to adjournment for more than three days.

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

1. Upon their adjournments on April 11, 2001, the Senate and House of Representatives may each set its next day of meeting for April 17, 2001.

2. Each house consents to adjournment of the other house for more than three days.

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

Pursuant to Rule 26, Senator Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 152 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 152: A bill for an act relating to public safety; requiring the commissioner to report on state patrol recruit training; appropriating money for a state patrol recruit training academy.

Senator Johnson, Dean moved to amend S.F. No. 152 as follows:

Page 1, line 16, delete "\$1,904,000" and insert "\$1,212,000" and delete "\$3,148,000" and insert "\$3,082,000"

Page 1, line 18, after "fund" insert "up to"

The motion prevailed. So the amendment was adopted.

S.F. No. 152 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

Anderson	Fischbach	Kelly, R.C.	Lesewski	Oliver
Bachmann	Foley	Kierlin	Lessard	Olson
Berg	Fowler	Kinkel	Limmer	Orfield
Berglin	Higgins	Kiscaden	Lourey	Pappas
Betzold	Hottinger	Kleis	Marty	Pariseau
Chaudhary	Johnson, Dave	Knutson	Metzen	Pogemiller
Cohen	Johnson, Dean	Krentz	Moe, R.D.	Price
Day	Johnson, Debbie	Langseth	Murphy	Ranum
Dille	Kelley, S.P.	Larson	Neuville	Reiter

Rest	Sabo	Scheid	Stumpf	Wiener
Ring	Sams	Schwab	Terwilliger	Wiger
Robertson	Samuelson	Solon	Tomassoni	
Robling	Scheevel	Stevens	Vickerman	

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

RECESS

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

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

APPOINTMENTS

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

H.F. No. 264: Senators Metzen, Anderson and Scheevel.

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

CONSENT CALENDAR

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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 59 and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kleis Limmer

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

Stevens
Stumpf

Terwilliger
Tomassoni

Vickerman

Wiener

Wiger

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1369: A bill for an act relating to crime victims; authorizing the director of the Minnesota center for crime victim services to adopt rules to administer the battered women's shelter per diem program; amending Minnesota Statutes 2000, section 611A.372.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1460: A bill for an act relating to social work; applying the duty to warn law to social workers; allowing social workers to form and participate in professional firms; amending Minnesota Statutes 2000, sections 148B.281, by adding a subdivision; 319B.02, subdivision 19; 319B.40.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

Anderson	Day	Johnson, Dave	Kiscaden	Lessard
Bachmann	Dille	Johnson, Dean	Kleis	Limmer
Berg	Fischbach	Johnson, Debbie	Knutson	Lourey
Berglin	Foley	Kelley, S.P.	Krentz	Marty
Betzold	Fowler	Kelly, R.C.	Langseth	Metzen
Chaudhary	Higgins	Kierlin	Larson	Moe, R.D.
Cohen	Hottinger	Kinkel	Lesewski	Murphy

Neuville	Pogemiller	Robertson	Scheid	Tomassoni
Oliver	Price	Robling	Schwab	Vickerman
Olson	Ranum	Sabo	Solon	Wiener
Orfield	Reiter	Sams	Stevens	Wiger
Pappas	Rest	Samuelson	Stumpf	
Pariseau	Ring	Scheevel	Terwilliger	

So the bill passed and its title was agreed to.

S.F. No. 1864: A bill for an act relating to state procurement; authorizing the commissioner to enter into agreements to acquire cooling services; amending Minnesota Statutes 2000, section 16C.22.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

Without objection, the Senate reverted to the Order of Business of Motions and Resolutions.

MOTIONS AND RESOLUTIONS

Senator Neuville moved that his name be stricken as chief author, and the name of Senator Ranum be added as chief author to S.F. No. 1244. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senator Samuelson introduced--

S.F. No. 2235: A bill for an act relating to education finance; expanding the time period for the repayment of state aid by independent school district No. 482, Little Falls.

Referred to the Committee on Education.

Senators Stumpf, Robertson, Wiger, Sabo and Scheevel introduced--

S.F. No. 2236: A bill for an act relating to education finance; authorizing a grant for junior achievement programs; appropriating money.

Referred to the Committee on Education.

Senator Johnson, Dean introduced--

S.F. No. 2237: A bill for an act relating to education; authorizing a lease levy for independent school district No. 2190, Yellow Medicine East.

Referred to the Committee on Education.

Senators Kelley, S.P.; Robertson; Marty and Chaudhary introduced--

S.F. No. 2238: A bill for an act relating to education finance; replacing supplemental revenue with an adjustment to a school district's referendum revenue; amending Minnesota Statutes 2000, sections 126C.10, subdivision 1; 126C.17, subdivisions 1, 2; repealing Minnesota Statutes 2000, section 126C.10, subdivisions 9, 10, 11, 12.

Referred to the Committee on Education.

Senator Rest introduced--

S.F. No. 2239: A bill for an act relating to deed taxes; clarifying the definition of consideration in certain cases; amending Minnesota Statutes 2000, section 287.20, subdivision 2.

Referred to the Committee on Taxes.

Senators Ourada, Scheevel and Pariseau introduced--

S.F. No. 2240: A bill for an act relating to natural resources; modifying state park fees; requiring state campsites to remain open as scheduled; requiring a report; amending Minnesota Statutes 2000, section 85.055, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 85.

Referred to the Committee on Environment and Natural Resources.

Senators Krentz, Robertson, Kiscaden and Belanger introduced--

S.F. No. 2241: A bill for an act relating to advertising; regulating certain political advertising and advertising adjacent to certain highways; amending Minnesota Statutes 2000, sections 173.01; 173.02, subdivisions 1, 8; 173.08, subdivision 1; 173.27; 211B.05, subdivisions 1, 2.

Referred to the Committee on Transportation.

Senator Lessard introduced--

S.F. No. 2242: A bill for an act relating to economic development; appropriating money for the Big Bear Country Education Center.

Referred to the Committee on Finance.

Senator Lourey introduced--

S.F. No. 2243: A bill for an act relating to family and early childhood education; allowing adult basic education programs to apply for telecommunications access grants; allowing adult basic education programs to apply for telecommunications access revenue; appropriating money; amending Minnesota Statutes 2000, sections 125B.20, subdivisions 1, 2, 4; 125B.25, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 124D; repealing Laws 1997, First Special Session chapter 4, article 9, section 13, as amended.

Referred to the Committee on Education.

Senator Vickerman introduced--

S.F. No. 2244: A bill for an act relating to human services; providing a rate increase for an 88-bed nursing facility and a 52-bed nursing facility located in Worthington; amending Minnesota Statutes 2000, section 256B.434, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senator Larson introduced--

S.F. No. 2245: A bill for an act relating to education; appropriating money for a tech center in Fergus Falls.

Referred to the Committee on Education.

Senator Scheid introduced--

S.F. No. 2246: A bill for an act relating to education finance; increasing funding for class size reduction for the upper elementary and secondary grades; adjusting the maximum class size ratios for grades 2 through 12; amending Minnesota Statutes 2000, sections 126C.05, subdivision 1; and 126C.12, subdivision 4.

Referred to the Committee on Education.

Senator Anderson introduced--

S.F. No. 2247: A bill for an act relating to human services; adding a provision under the nursing facility moratorium exceptions; amending Minnesota Statutes 2000, section 256B.431, subdivision 17.

Referred to the Committee on Finance.

Senator Anderson introduced--

S.F. No. 2248: A bill for an act relating to human services; providing a rate increase for a nursing facility in Ramsey county; amending Minnesota Statutes 2000, section 256B.434, by adding a subdivision.

Referred to the Committee on Finance.

Senators Betzold, Marty and Limmer introduced--

S.F. No. 2249: A bill for an act relating to legislative enactments; correcting miscellaneous oversights, inconsistencies, ambiguities, unintended results, and technical errors; amending Minnesota Statutes 2000, section 383A.288, subdivision 4, as amended.

Referred to the Committee on Judiciary.

Senators Hottinger, Ourada and Lessard introduced--

S.F. No. 2250: A bill for an act relating to elections; moving the state primary from September to June and making conforming changes; amending Minnesota Statutes 2000, sections 10A.31, subdivision 6; 10A.321; 10A.322, subdivision 1; 10A.323; 204B.33; 204D.03, subdivision 1; 205.065, subdivision 1; 205A.03, subdivision 2.

Referred to the Committee on Rules and Administration.

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

S.F. No. 2251: A bill for an act relating to the State Building Code; defining certain terms; providing for designation of certain building officials; changing certain requirements and procedures; extending the existence of an advisory council; amending Minnesota Statutes 2000, sections 16B.60, subdivision 3, and by adding subdivisions; 16B.61, subdivision 1; 16B.65; and 16B.76, subdivision 1.

Referred to the Committee on State and Local Government Operations.

Senator Kelly, R.C. introduced--

S.F. No. 2252: A bill for an act relating to crime; providing that the court determine eligibility for placement in the challenge incarceration program; amending Minnesota Statutes 2000, sections 244.17, subdivision 1; 609.105, by adding a subdivision.

Referred to the Committee on Crime Prevention.

Senator Samuelson introduced--

S.F. No. 2253: A bill for an act relating to education finance; restoring categorical aid for pupil transportation; appropriating money; amending Minnesota Statutes 2000, sections 123B.92, subdivision 1, by adding subdivisions; 126C.10, subdivisions 1, 19; repealing Minnesota Statutes 2000, section 126C.10, subdivisions 17, 18.

Referred to the Committee on Education.

Senator Neville introduced--

S.F. No. 2254: A bill for an act relating to human services; providing an exception to the nursing home moratorium; appropriating money; amending Minnesota Statutes 2000, section 144A.071, subdivision 4a.

Referred to the Committee on Health and Family Security.

Senator Scheevel introduced--

S.F. No. 2255: A bill for an act relating to taxation; sales and use; exempting the purchase of construction materials and equipment used in a wastewater treatment system in the city of Ostrander; amending Minnesota Statutes 2000, section 297A.71, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Murphy introduced--

S.F. No. 2256: A bill for an act relating to higher education; Minnesota state colleges and universities; modifying the state share for certain estimated expenditures; modifying collection procedures for certain fees; providing for certain purchases made and contracts entered into by the board of trustees; clarifying tuition refund policy for certain students; abolishing certain reporting requirements; deleting obsolete references; making various clarifying and technical changes; amending Minnesota Statutes 2000, sections 135A.031, subdivision 2; 135A.52, subdivision 1; 136F.13; 136F.581, subdivision 4, by adding subdivisions; 137.10; 169.966; 354.094, subdivision 2; 354.69; 356.24, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 136F; repealing Minnesota Statutes 2000, section 135A.06, subdivision 1; Laws 1994, chapter 643, section 66.

Referred to the Committee on Education.

Senator Limmer introduced--

S.F. No. 2257: A bill for an act relating to government data practices; providing for a uniform treatment of business data submitted to and collected by government entities; proposing coding for new law in Minnesota Statutes, chapter 13; repealing Minnesota Statutes 2000, sections 13.592; 13.5921; 13.5922; 13.593; 13.594; 13.5951; 13.5952; 13.5953; 13.596; 13.5965; 13.643, subdivision 4; 16C.06, subdivision 3.

Referred to the Committee on Judiciary.

Senators Lourey, Tomassoni, Ring, Murphy and Kinkel introduced--

S.F. No. 2258: A bill for an act relating to education; establishing a teacher loan forgiveness program; modifying the computation of the retirement annuity formula for the teachers retirement association; providing for rulemaking; appropriating money; amending Minnesota Statutes 2000, sections 354.05, subdivision 38; 354.44, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 122A.

Referred to the Committee on Education.

Senator Scheid introduced--

S.F. No. 2259: A bill for an act relating to education; addressing the state's teacher shortage; providing for the mentoring of new teachers in order to improve instruction and retain qualified teachers; improving recruitment of excellent teachers in science, math, industrial technology, and special education and in rural areas; establishing a loan repayment program; providing for rulemaking; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 122A.

Referred to the Committee on Education.

Senators Larson, Kinkel, Lourey, Limmer and Moe, R.D. introduced--

S.F. No. 2260: A bill for an act relating to elections; authorizing use of certain tribal identification cards for election day registration purposes; amending Minnesota Statutes 2000, section 201.061, subdivision 3.

Referred to the Committee on Rules and Administration.

Senator Lourey introduced--

S.F. No. 2261: A bill for an act relating to human services; modifying the group residential housing supplementary service rate for certain facilities serving persons with mental illness or chemical dependency; amending Minnesota Statutes 2000, section 256I.05, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senator Lesewski introduced--

S.F. No. 2262: A bill for an act relating to Yellow Medicine county; allowing an extended duration for a redevelopment tax increment financing district.

Referred to the Committee on Taxes.

Senators Samuelson, Sams and Berglin introduced--

S.F. No. 2263: A bill for an act relating to human services; proposing an amendment to the Minnesota Constitution, article XI, by adding a section; dedicating the sales tax receipts equal to a sales tax of 3/16 of one percent on taxable sales for human services purposes; amending Minnesota Statutes 2000, section 297A.94.

Referred to the Committee on Health and Family Security.

Senator Sabo introduced--

S.F. No. 2264: A bill for an act relating to taxation; eliminating metropolitan property tax levies for transit operations; reducing the general sales and use tax and motor vehicle sales tax rates; providing for imposition of sales taxes by area transportation partnerships and providing for use of the proceeds; amending Minnesota Statutes 2000, sections 297A.62, subdivision 1; 473.388, subdivision 4; 473.446, subdivisions 1, 8; proposing coding for new law in Minnesota Statutes, chapter 174; repealing Minnesota Statutes 2000, sections 473.388, subdivisions 5, 7; 473.446, subdivisions 1a, 1b.

Referred to the Committee on Taxes.

Senators Murphy; Kelly, R.C.; Vickerman; Marty and Stevens introduced--

S.F. No. 2265: A resolution memorializing Congress to pass legislation requiring cigarettes that are less likely to start fires.

Referred to the Committee on Crime Prevention.

Senator Berg introduced--

S.F. No. 2266: A bill for an act relating to the environment; exempting Church Lake in Grant County from certain public access rights while it is used for aquaculture.

Referred to the Committee on Environment and Natural Resources.

Senator Murphy introduced--

S.F. No. 2267: A bill for an act relating to capital improvements; providing funding for tunnel renovation at the Hastings veterans home; authorizing bonds; appropriating money.

Referred to the Committee on Finance.

Senator Johnson, Dean introduced--

S.F. No. 2268: A bill for an act relating to taxation; property; extending homestead classification to certain property held by an individual; extending homestead classification to certain trust property; making technical changes; amending Minnesota Statutes 2000, section 273.124, subdivisions 8; 14.

Referred to the Committee on Taxes.

Senators Scheevel, Day, Kiscaden and Murphy introduced--

S.F. No. 2269: A bill for an act relating to appropriations; funding construction of a public safety radio system in southeastern Minnesota.

Referred to the Committee on Finance.

Senator Lourey introduced--

S.F. No. 2270: A bill for an act relating to health occupations; establishing a ground for disciplinary action for physicians who fail to fulfill service obligations and fail to repay loans and penalties under the National Health Services Corps state loan repayment program; amending Minnesota Statutes 2000, section 147.091, subdivision 1.

Referred to the Committee on Health and Family Security.

Senator Lourey introduced--

S.F. No. 2271: A bill for an act relating to taxation; property; changing the sales ratio study for purposes of certain state aid formulas; amending Minnesota Statutes 2000, section 273.11, subdivision 1a.

Referred to the Committee on Taxes.

Senator Lourey introduced--

S.F. No. 2272: A bill for an act relating to taxation; sales and use; exempting the purchase of construction materials and supplies used in a wastewater collection system in the Banning Junction area water and sanitary sewer district; amending Minnesota Statutes 2000, sections 297A.71, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Pappas, Ranum, Stumpf, Robertson and Knutson introduced--

S.F. No. 2273: A bill for an act relating to education; allowing 12th grade students to graduate early or attend school half time; reallocating general education revenue for all-day kindergarten; amending Minnesota Statutes 2000, section 120B.07; proposing coding for new law in Minnesota Statutes, chapter 126C.

Referred to the Committee on Education.

Senators Stumpf and Metzen introduced--

S.F. No. 2274: A bill for an act relating to taxation; providing an income tax credit for a portion of the cost of acquisition of a geothermal heating and cooling system; amending Minnesota Statutes 2000, section 290.06, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Stumpf and Metzen introduced--

S.F. No. 2275: A bill for an act relating to taxation; providing a sales tax exemption for geothermal heating and cooling systems; amending Minnesota Statutes 2000, section 297A.68, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Fowler and Lourey introduced--

S.F. No. 2276: A bill for an act relating to taxation; sales and use; exempting the purchase of construction materials and equipment used in a wastewater treatment system in the city of Lewisville; amending Minnesota Statutes 2000, sections 297A.71, by adding a subdivision; 297A.75.

Referred to the Committee on Taxes.

Senator Lourey introduced--

S.F. No. 2277: A bill for an act relating to crime; appropriating money to reimburse Aitkin county for extraordinary expenses related to criminal prosecutions and investigations.

Referred to the Committee on Finance.

Senators Sams, Kiscaden and Stevens introduced--

S.F. No. 2278: A bill for an act relating to human services; appropriating money for the Minnesota commission serving deaf and hard of hearing people.

Referred to the Committee on Health and Family Security.

Senator Scheevel introduced--

S.F. No. 2279: A bill for an act relating to health; eliminating public funding for abortion services; amending Minnesota Statutes 2000, sections 145.4131, subdivision 1; 256B.0625, subdivision 16; 256B.40; 256L.03, subdivisions 1, 1a; 261.28; 393.07, subdivision 11; repealing Minnesota Statutes 2000, section 145.4133.

Referred to the Committee on Health and Family Security.

MEMBERS EXCUSED

Senator Neuville was excused from the Session of today from 9:45 to 10:15 a.m. Senator Olson was excused from the Session of today at 10:20 a.m.

ADJOURNMENT

Senator Moe, R.D. moved that the Senate do now adjourn until 11:30 a.m., Monday, April 9, 2001. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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