

STATE OF MINNESOTA

Journal of the Senate

EIGHTY-SECOND LEGISLATURE

SEVENTY-THIRD DAY

St. Paul, Minnesota, Monday, February 25, 2002

The Senate met at 11:30 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Larry E. Hale.

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

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Senator Cohen was excused from the Session of today.

REPORTS OF COMMITTEES

Senator Moe, R.D. moved that the Committee Reports at the Desk be now adopted, with the exception the report on S.F. No. 3193. The motion prevailed.

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

S.F. No. 357: A bill for an act relating to government data; providing for classification and

dissemination of educational data; amending Minnesota Statutes 2000, sections 13.32, subdivisions 1, 7, 8, and by adding a subdivision; 121A.75; 124D.10, subdivision 8; and 260B.171, subdivisions 3, 5, and by adding a subdivision.

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

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

S.F. No. 2986: A bill for an act relating to education; requiring school districts to submit timely information about teacher contract settlements; proposing coding for new law in Minnesota Statutes, chapter 123B.

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

Senator Johnson, Dean from the Committee on Transportation, to which was referred

S.F. No. 3101: A bill for an act relating to transportation; providing certain conditions and exceptions for a new class I rest area on state highway No. 371 between Brainerd and Little Falls.

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

Senator Johnson, Dean from the Committee on Transportation, to which was referred

S.F. No. 3243: A bill for an act relating to traffic regulations; requiring parked vehicle to be parallel with curb; amending Minnesota Statutes 2000, section 169.35, subdivision 1.

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

Senator Johnson, Dean from the Committee on Transportation, to which was referred

S.F. No. 3277: A bill for an act relating to highways; requiring all highways in national highway system be subject to same final construction plan procedures as interstate highways; amending Minnesota Statutes 2001 Supplement, section 161.165, subdivision 1.

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

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

S.F. No. 3172: A bill for an act relating to crimes; requiring a ten-year conditional release period when a person has a previous sex offense conviction regardless of the state in which it occurred; making it a ten-year felony when a person commits certain prohibited acts when the act is committed with sexual or aggressive intent; defining aggravated harassing conduct to include acts of criminal sexual conduct as predicate offenses for a pattern of harassing conduct; prescribing penalties; amending Minnesota Statutes 2000, sections 609.109, subdivision 7; 609.749, subdivision 3; Minnesota Statutes 2001 Supplement, section 609.749, subdivisions 4, 5.

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

Page 3, line 27, before the period, insert "and may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or both"

Page 3, line 28, delete the first "a" and insert "A"

Page 3, line 29, delete "a third or subsequent time"

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

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

S.F. No. 709: A bill for an act relating to liquor; authorizing the cities of Minneapolis, St. Paul, Duluth, and Bloomington to adopt ordinances authorizing on-sales at hotels during certain hours; exempting certain sales from on-sale hours restrictions; amending Minnesota Statutes 2000, section 340A.504, by adding subdivisions.

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

Page 1, line 21, after "St. Paul," insert "and" and after "Duluth" delete ", and"

Page 1, line 22, delete "Bloomington"

Amend the title as follows:

Page 1, line 3, after the second comma, insert "and" and delete ", and Bloomington"

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

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

S.F. No. 2739: A bill for an act relating to liquor; authorizing the city of West St. Paul to issue six additional on-sale intoxicating liquor licenses.

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 2001 Supplement, section 340A.412, subdivision 4, is amended to read:

Subd. 4. [LICENSES PROHIBITED IN CERTAIN AREAS.] (a) No license to sell intoxicating liquor may be issued within the following areas:

(1) where restricted against commercial use through zoning ordinances and other proceedings or legal processes regularly had for that purpose, except licenses may be issued to restaurants in areas which were restricted against commercial uses after the establishment of the restaurant;

(2) within the capitol or on the capitol grounds, except as provided under Laws 1983, chapter 259, section 9, or section 13, paragraph (b), of this act;

(3) on the state fairgrounds or at any place in a city of the first class within one-half mile of the fairgrounds, except as otherwise provided by charter;

(4) on the campus of the college of agriculture of the University of Minnesota or at any place in a city of the first class within one-half mile of the campus, provided that a city may issue one on-sale wine license in this area that is not included in the area described in clause (3), except as provided by charter;

(5) within 1,000 feet of a state hospital, training school, reformatory, prison, or other institution under the supervision or control, in whole or in part, of the commissioner of human services or the commissioner of corrections;

(6) in a town or municipality in which a majority of votes at the last election at which the question of license was voted upon were not in favor of license under section 340A.416, or within one-half mile of any such town or municipality, except that intoxicating liquor manufactured within this radius may be sold to be consumed outside it;

(7) at any place on the east side of the Mississippi River within one-tenth of a mile of the main building of the University of Minnesota unless (i) the licensed establishment is on property owned or operated by a nonprofit corporation organized prior to January 1, 1940, for and by former students of the University of Minnesota, or (ii) the licensed premises is Northrop Auditorium;

(8) within 1,500 feet of a state university, except that:

(i) the minimum distance in the case of Winona and Southwest State University is 1,200 feet, measured by a direct line from the front door of the administration building to the main entrance of the licensed establishment;

(ii) within 1,500 feet of St. Cloud State University one on-sale wine and two off-sale intoxicating liquor licenses may be issued, measured by a direct line from the nearest corner of the administration building to the main entrance of the licensed establishment;

(iii) at Mankato State University the distance is measured from the front door of the student union of the Highland campus;

(iv) a temporary license under section 340A.404, subdivision 10, may be issued to a location on the grounds of a state university for an event sponsored or approved by the state university; and

(v) this restriction does not apply to the area surrounding the premises leased by Metropolitan State University at 730 Hennepin Avenue South in Minneapolis; and

(9) within 1,500 feet of any public school that is not within a city.

(b) The restrictions of this subdivision do not apply to a manufacturer or wholesaler of intoxicating liquor or to a drugstore or to a person who had a license originally issued lawfully prior to July 1, 1967.

Sec. 2. Minnesota Statutes 2000, section 340A.504, is amended by adding a subdivision to read:

Subd. 2a. [CERTAIN DISPENSING EXEMPT.] Where a hotel possessing an on-sale intoxicating liquor license places containers of intoxicating liquor in cabinets in hotel rooms for the use of guests staying in those hotel rooms, and a charge is made for withdrawals from those cabinets, the dispensing of intoxicating liquor from those cabinets does not constitute a sale for purposes of subdivision 2.

Sec. 3. Laws 1999, chapter 202, section 12, is amended to read:

Sec. 12. [CITY OF PROCTOR; LIQUOR LICENSE LICENSES.]

The city of Proctor may issue one three on-sale intoxicating liquor license licenses in addition to the number authorized by law. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the license authorized under this section.

Sec. 4. [CITY OF ALBERT LEA; LIQUOR LICENSES.]

The city of Albert Lea may issue three on-sale intoxicating liquor licenses in addition to the number authorized by law. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the licenses authorized under this section.

Sec. 5. [CITY OF EDEN PRAIRIE; ON-SALE LICENSES.]

The city of Eden Prairie may issue five on-sale intoxicating liquor licenses in addition to the number authorized by law. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the licenses authorized under this section.

Sec. 6. [CITY OF WEST ST. PAUL.]

The city of West St. Paul may issue two on-sale intoxicating liquor licenses in addition to the number authorized by law. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the licenses authorized under this section.

Sec. 7. [CITY OF BRAINERD.]

The city of Brainerd may issue five on-sale intoxicating liquor licenses in addition to the number authorized by law. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the licenses authorized under this section.

Sec. 8. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to liquor; exempting hotel honor bars from hours of sale restrictions; modifying minimum distance from specified state universities; authorizing the cities of Proctor, Albert Lea, Eden Prairie, West St. Paul, and Brainerd to issue on-sale licenses; amending Minnesota Statutes 2000, section 340A.504, by adding a subdivision; Minnesota Statutes 2001 Supplement, section 340A.412, subdivision 4; Laws 1999, chapter 202, section 12."

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

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

S.F. No. 2792: A bill for an act relating to legislation; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, and superseded provisions; reenacting certain legislation; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 2000, sections 13.04, subdivision 2; 13.461, subdivision 7; 13.4963, subdivision 2; 13.4967, subdivision 3; 13.741, subdivision 1; 13.7411, subdivision 5; 13D.05, subdivision 2; 15A.086; 16D.11, subdivision 6; 17A.04, subdivision 1; 31.51, subdivision 3; 32.073; 41A.09, subdivision 8; 41B.045, subdivision 2; 41B.046, subdivision 5; 41B.047, subdivision 4; 48.24, subdivision 5; 115A.06, subdivision 5a; 115A.59; 115A.9157, subdivision 6; 115B.20, subdivisions 1, 2, 5; 115B.25, subdivision 2; 115B.26; 115B.28, as amended; 115B.29, subdivision 1; 115B.30, subdivision 3; 115B.31, subdivisions 1, 2, 4; 115B.32; 115B.33; 115B.34; 115B.35, subdivisions 2, 3, 4, 8, 9; 115B.36; 115B.37; 115C.08, subdivisions 4, 5; 116J.615; 116J.616; 119A.11, subdivision 3; 119A.20, subdivision 1; 119A.46, subdivision 6; 144E.43, subdivision 1; 148.71, subdivision 3; 219.98; 221.185, subdivision 5a; 222.631, subdivision 1; 260B.171, subdivision 5; 270.708, subdivision 1; 270B.15; 297B.035, subdivision 3; 297I.05, subdivision 12; 297I.30, subdivisions 1, 5; 299F.11, subdivision 2; 349.163, subdivision 6; 349A.10, subdivision 5; 352D.02, subdivision 1; 383C.19; 401.05, subdivision 3; 437.08; 437.09; 437.10; 458D.02, subdivisions 2, 3; 458D.23; 469.110, subdivision 2; 469.116, subdivision 7; 469.118, subdivisions 1, 2, 4; 469.119, subdivision 1; 469.122; 469.154, subdivision 5; 471.415, subdivision 2; 501B.61, as amended; 514.94; 524.2-301; 524.2-604; 524.2-609; 583.24, subdivision 4; 609.341, subdivision 17; Minnesota Statutes 2001 Supplement, sections 16A.151, by adding subdivisions; 17B.15, subdivision 1; 60K.31, subdivision 1; 60K.32; 60K.34, subdivision 1; 60K.39, subdivisions 5, 6; 60K.48; 60K.51, subdivision 6; 60K.52, subdivision 1; 61B.23, subdivision 15; 119A.22; 144.057, subdivision 4; 169.073; 214.01, subdivision 3; 216B.098, subdivision 2; 216B.2424, subdivision 5; 216B.2425, subdivision 3; 270.07, subdivision 3a; 275.28, subdivision 1; 275.70, subdivision 5; 290A.03, subdivision 13; 297A.668, subdivision 3; 336.9-334; 356.62; 376.08, subdivision 2; 501B.60, subdivision 3; 514.661, subdivision 5; 626.556, subdivision 11; Laws 1995, chapter 220, sections 141, 142, as amended; Laws 2000, chapter 399, article 1, section 139; Laws 2001, chapter 171, section 12; proposing coding for new law in Minnesota Statutes, chapter 89A; repealing Minnesota Statutes 2000, sections 89A.01; 89A.02; 89A.03; 89A.04; 89A.05; 89A.06; 89A.07; 89A.08; 89A.09; 89A.10; 89A.11; 115B.27; 115B.35, subdivisions 1, 5, 6; 116.19; 221.0315; 437.11; 462A.072; 557.11; Minnesota Statutes 2001 Supplement, sections 16A.1286, subdivisions 4, 5; Laws 1997, chapter 85, article 4, section 28; Laws 1999, chapter 159, section 79; Laws 1999, chapter 231, section 180; Laws 2001, chapter 161, section 4; Laws 2001, chapter 162, section 4; Laws 2001, First Special Session chapter 2, section 103; Laws 2001, First Special Session chapter 8, article 7, section 1; Minnesota Rules, parts 5300.0360; 7021.0001, subparts 2, 4; 7190.0002; 7190.0003; 7190.0004; 7190.0008, subparts 1, 2; 7190.0015, subparts 1, 2; 7190.0100, subpart 2; 7190.1000, subpart 1.

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

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

S.F. No. 3084: A bill for an act relating to auditing; modifying certain state and local auditing procedures and reporting practices; amending Minnesota Statutes 2000, sections 115A.929; 609.5315, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 366; repealing Minnesota Statutes 2000, section 6.77.

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

Page 2, after line 35, insert:

"Sec. 5. [EFFECTIVE DATE.]

Sections 1 and 2 are effective August 1, 2003."

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

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

S.F. No. 2949: A bill for an act relating to government data; background checks; expanding what is considered to be public criminal history data; modifying procedures for certain background checks; authorizing criminal history checks for certain liquor license applicants; clarifying use of data collected on employees of certain license holders; amending Minnesota Statutes 2000, sections 13.87, subdivision 1; 171.321, subdivision 3; 299C.68, subdivision 5; 326.336, subdivision 1; 340A.301, subdivision 2; 340A.402.

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

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

S.F. No. 2756: A bill for an act relating to tax data; authorizing the exchange of certain information relating to employees and employers between the department of labor and industry and the department of revenue; amending Minnesota Statutes 2000, section 270B.14, subdivision 8.

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

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

S.F. No. 3111: A bill for an act relating to corrections; requiring the juvenile court to send data relating to juvenile petitions to the statewide supervision system; amending Minnesota Statutes 2000, sections 260B.171, subdivision 2; 299C.09; 299C.147, subdivisions 3, 4; Minnesota Statutes 2001 Supplement, section 299C.147, subdivision 2.

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

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

S.F. No. 3200: A bill for an act relating to civil actions; providing that a nonprofit organization operating an environmental learning center is a municipality for purposes of tort claims; amending Minnesota Statutes 2000, section 84.0875.

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

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

S.F. No. 2575: A bill for an act relating to the environment; providing for the indemnification of municipalities participating in household hazardous waste programs; amending Minnesota Statutes 2000, section 115A.96, subdivision 1, by adding a subdivision.

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

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

S.F. No. 3231: A bill for an act relating to data privacy; providing that nondesignated addresses on license applications are not public data; amending Minnesota Statutes 2000, section 13.41, subdivision 5.

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

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

S.F. No. 2814: A bill for an act relating to cooperatives; authorizing electronic voting; amending Minnesota Statutes 2000, section 308A.635, subdivisions 4, 6.

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 308A.311, subdivision 4, is amended to read:

Subd. 4. [VOTE BY MAIL OR ELECTRONIC MEANS.] (a) A member may not vote by mail or electronic means for a director unless mail or electronic voting is authorized for election of directors by the articles or bylaws.

(b) The ballot shall be in a form prescribed by the board.

(c) If the vote is by mail, the member shall mark the ballot for the candidate chosen and mail the ballot to the cooperative in a sealed plain envelope inside another envelope bearing the member's name.

(d) The member may vote by electronic means if the cooperative is able to authenticate that it is the cooperative member who is casting the vote.

(e) If the ballot of the member is received by the cooperative on or before the date of the regular members' meeting, the ballot shall be accepted and counted as the vote of the absent member.

Sec. 2. Minnesota Statutes 2000, section 308A.311, subdivision 5, is amended to read:

Subd. 5. [VOTE BY MAIL OR ELECTRONIC MEANS FOR TELEPHONE COOPERATIVE.] If voting by mail or by electronic means is authorized by the articles or the bylaws of a telephone cooperative, a member may vote by mail or by electronic means for the director in the manner prescribed in the articles or bylaws. The mail voting shall be by secret ballot.

Sec. 3. Minnesota Statutes 2000, section 308A.635, subdivision 4, is amended to read:

Subd. 4. [VOTING METHOD.] A member's vote at a members' meeting must be in person or by mail if a mail vote is authorized by the board, or by electronic means if an electronic vote is authorized by the board, and not by proxy except as provided in subdivisions 2 and 5.

Sec. 4. Minnesota Statutes 2000, section 308A.635, subdivision 6, is amended to read:

Subd. 6. [ABSENTEE BALLOTS.] (a) A member who is absent from a members' meeting may vote by mail or by electronic means on the ballot prescribed in this subdivision on any motion, resolution, or amendment that the board submits for vote by mail to the members.

(b) The ballot shall be in the form prescribed by the board and contain:

(1) the exact text of the proposed motion, resolution, or amendment to be acted on at the meeting; and

(2) spaces opposite the text of the motion, resolution, or amendment in which the member may indicate an affirmative or negative vote.

(c) If the vote is by mail, the member shall express a choice by marking an "X" in the appropriate space on the ballot and mail or deliver the ballot to the cooperative in a plain, sealed envelope inside another envelope bearing the member's name.

(d) The member may vote by electronic means if the cooperative is able to authenticate that it is the cooperative member who is casting the vote.

(e) A properly executed ballot shall be accepted by the board and counted as the vote of the absent member at the meeting."

Delete the title and insert:

"A bill for an act relating to cooperatives; authorizing electronic voting; amending Minnesota Statutes 2000, sections 308A.311, subdivisions 4, 5; 308A.635, subdivisions 4, 6."

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

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

S.F. No. 1000: A bill for an act relating to eminent domain; restricting the sale of property acquired by eminent domain to a private person; proposing coding for new law in Minnesota Statutes, chapter 117.

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 117.075, is amended to read:

117.075 [COURT TO APPOINT COMMISSIONERS.]

Upon proof being filed of the service of such notice, the court, at the time and place therein fixed or to which the hearing may be adjourned, shall hear all competent evidence offered for or against the granting of the petition, regulating the order of proof as it may deem best. If the proposed taking shall appear to be necessary and such as is authorized by law, the court by an order shall appoint three disinterested commissioners, and at least two alternates, ~~residents of the county,~~ to ascertain and report the amount of damages that will be sustained by the several owners on account of such taking.

Before appointing a commissioner, the court shall inquire whether each prospective commissioner has any relationship, business or otherwise, to any of the parties in the proceeding, or any interest in the proceeding which may constitute a conflict of interest, or which may create the appearance of impropriety should that person be appointed. Responses to this inquiry must be either written or on the record and made available by the court to any party in the proceeding before and after appointment. No person who might have difficulty in rendering an unbiased decision may be appointed to serve. The court, in its discretion, may appoint one registered, practicing attorney to the commission who is knowledgeable in eminent domain matters. All other commissioners appointed must be persons actively engaged in the occupation of real estate sales or real estate appraising or persons knowledgeable in real estate values. The order shall fix the time and place of the first meeting of the three commissioners and prescribe their compensation. At the first meeting at the office of the court administrator of district court the appointees must be sworn by the court administrator or an authorized deputy and shall take and sign the following oath before assuming their duties as commissioners:

(TITLE OF PROCEEDING)

..... does swear under penalty of perjury as follows:

I will faithfully and justly perform to the best of my ability, all the duties of the office and trust which I now assume as commissioner in the above entitled proceeding. I further swear that, except as disclosed in writing or on the record, I have no interest in any of the lands in the above proceeding or any present or past relationship, business or personal, with any of the parties to the above proceeding or any other actual or potential conflict of interest, and that I will render fair and impartial decisions, so help me God.

The order may, in the discretion of the court, limit the title or easement to be acquired by the petitioner by defining the rights and privileges which the owner of any of the lands may exercise therein in subordination to the public uses to which it is appropriated. In case any commissioner fails to act or fails to meet the qualifications required by this section, the court without further notice may appoint another in that commissioner's place.

The court administrator of court in each county shall post in the courthouse in a prominent place a notice that a qualified person may apply to have the person's name placed upon a list of potential commission appointees for eminent domain proceedings. The notice must contain the language of the oath which the commissioners are required to take upon appointment and shall list the other qualifications set forth in this section. The court shall give due consideration to the names appearing on the list, but is not bound to make appointments from the list.

Sec. 2. Minnesota Statutes 2000, section 469.012, subdivision 1, is amended to read:

Subdivision 1. [SCHEDULE OF POWERS.] An authority shall be a public body corporate and politic and shall have all the powers necessary or convenient to carry out the purposes of sections 469.001 to 469.047, except that the power to levy and collect taxes or special assessments is limited to the power provided in sections 469.027 to 469.033. Its powers include the following powers in addition to others granted in sections 469.001 to 469.047:

(1) to sue and be sued; to have a seal, which shall be judicially noticed, and to alter it; to have perpetual succession; and to make, amend, and repeal rules consistent with sections 469.001 to 469.047;

(2) to employ an executive director, technical experts, and officers, agents, and employees, permanent and temporary, that it requires, and determine their qualifications, duties, and compensation; for legal services it requires, to call upon the chief law officer of the city or to employ its own counsel and legal staff; so far as practicable, to use the services of local public bodies in its area of operation, provided that those local public bodies, if requested, shall make the services available;

(3) to delegate to one or more of its agents or employees the powers or duties it deems proper;

(4) within its area of operation, to undertake, prepare, carry out, and operate projects and to provide for the construction, reconstruction, improvement, extension, alteration, or repair of any project or part thereof;

(5) subject to the provisions of section 469.026, to give, sell, transfer, convey, or otherwise dispose of real or personal property or any interest therein and to execute leases, deeds, conveyances, negotiable instruments, purchase agreements, and other contracts or instruments, and take action that is necessary or convenient to carry out the purposes of these sections;

(6) within its area of operation, to acquire real or personal property or any interest therein by gifts, grant, purchase, exchange, lease, transfer, bequest, devise, or otherwise, and by the exercise of the power of eminent domain, in the manner provided by chapter 117, to acquire real property which it may deem necessary for its purposes, after the adoption by it of a resolution declaring that the acquisition of the real property is necessary to eliminate one or more of the conditions found to exist in the resolution adopted pursuant to section 469.003 or to provide decent, safe, and sanitary housing for persons of low and moderate income, or is necessary to carry out a redevelopment project. Real property needed or convenient for a project may be acquired by the authority for the project by condemnation pursuant to this section. This includes Prior to adoption of a resolution authorizing acquisition of property by condemnation, the governing body of the authority must

hold a public hearing on the proposed acquisition after published notice in a newspaper of general circulation in the municipality, which must be made at least one time not less than ten days nor more than 30 days prior to the date of the hearing. The notice must reasonably describe the property to be acquired and state that the purpose of the hearing is to consider acquisition by exercise of the authority's powers of eminent domain. Not less than ten days before the hearing, notice of the hearing must also be mailed to the owner of each parcel proposed to be acquired, but failure to give mailed notice or any defects in the notice does not invalidate the acquisition. For the purpose of giving mailed notice, owners are determined in accordance with section 429.031, subdivision 1, paragraph (a). Property acquired by condemnation under this section may include any property devoted to a public use, whether or not held in trust, notwithstanding that the property may have been previously acquired by condemnation or is owned by a public utility corporation, because the public use in conformity with the provisions of sections 469.001 to 469.047 shall be deemed a superior public use. Property devoted to a public use may be so acquired only if the governing body of the municipality has approved its acquisition by the authority. An award of compensation shall not be increased by reason of any increase in the value of the real property caused by the assembly, clearance or reconstruction, or proposed assembly, clearance or reconstruction for the purposes of sections 469.001 to 469.047 of the real property in an area;

(7) within its area of operation, and without the adoption of an urban renewal plan, to acquire, by all means as set forth in clause (6) but without the adoption of a resolution provided for in clause (6), real property, and to demolish, remove, rehabilitate, or reconstruct the buildings and improvements or construct new buildings and improvements thereon, or to so provide through other means as set forth in Laws 1974, chapter 228, or to grade, fill, and construct foundations or otherwise prepare the site for improvements. The authority may dispose of the property pursuant to section 469.029, provided that the provisions of section 469.029 requiring conformance to an urban renewal plan shall not apply. The authority may finance these activities by means of the redevelopment project fund or by means of tax increments or tax increment bonds or by the methods of financing provided for in section 469.033 or by means of contributions from the municipality provided for in section 469.041, clause (9), or by any combination of those means. Real property with buildings or improvements thereon shall only be acquired under this clause when the buildings or improvements are substandard. The exercise of the power of eminent domain under this clause shall be limited to real property which contains, or has contained within the three years immediately preceding the exercise of the power of eminent domain and is currently vacant, buildings and improvements which are vacated and substandard. Notwithstanding the prior sentence, in cities of the first class the exercise of the power of eminent domain under this clause shall be limited to real property which contains, or has contained within the three years immediately preceding the exercise of the power of eminent domain, buildings and improvements which are substandard. For the purpose of this clause, substandard buildings or improvements mean hazardous buildings as defined in section 463.15, subdivision 3, or buildings or improvements that are dilapidated or obsolescent, faultily designed, lack adequate ventilation, light, or sanitary facilities, or any combination of these or other factors that are detrimental to the safety or health of the community. The exercise of the power of eminent domain under this clause is subject to the notice and hearing requirements described in clause (6);

(8) within its area of operation, to determine the level of income constituting low or moderate family income. The authority may establish various income levels for various family sizes. In making its determination, the authority may consider income levels that may be established by the Department of Housing and Urban Development or a similar or successor federal agency for the purpose of federal loan guarantees or subsidies for persons of low or moderate income. The authority may use that determination as a basis for the maximum amount of income for admissions to housing development projects or housing projects owned or operated by it;

(9) to provide in federally assisted projects any relocation payments and assistance necessary to comply with the requirements of the Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, and any amendments or supplements thereto;

(10) to make an agreement with the governing body or bodies creating the authority which provides exemption from all ad valorem real and personal property taxes levied or imposed by the

body or bodies creating the authority. In the case of low-rent public housing that received financial assistance under the United States Housing Act of 1937, or successor federal legislation, an authority may make an agreement with the governing body or bodies creating the authority to provide exemption from all real and personal property taxes levied or imposed by the state, city, county, or other political subdivision, for which the authority shall make payments in lieu of taxes to the state, city, county, or other political subdivisions as provided in section 469.040. The governing body shall agree on behalf of all the applicable governing bodies affected that local cooperation as required by the federal government shall be provided by the local governing body or bodies in whose jurisdiction the project is to be located, at no cost or at no greater cost than the same public services and facilities furnished to other residents;

(11) to cooperate with or act as agent for the federal government, the state or any state public body, or any agency or instrumentality of the foregoing, in carrying out any of the provisions of sections 469.001 to 469.047 or of any other related federal, state, or local legislation; and upon the consent of the governing body of the city to purchase, lease, manage, or otherwise take over any housing project already owned and operated by the federal government;

(12) to make plans for carrying out a program of voluntary repair and rehabilitation of buildings and improvements, and plans for the enforcement of laws, codes, and regulations relating to the use of land and the use and occupancy of buildings and improvements, and to the compulsory repair, rehabilitation, demolition, or removal of buildings and improvements. The authority may develop, test, and report methods and techniques, and carry out demonstrations and other activities for the prevention and elimination of slums and blight;

(13) to borrow money or other property and accept contributions, grants, gifts, services, or other assistance from the federal government, the state government, state public bodies, or from any other public or private sources;

(14) to include in any contract for financial assistance with the federal government any conditions that the federal government may attach to its financial aid of a project, not inconsistent with purposes of sections 469.001 to 469.047, including obligating itself (which obligation shall be specifically enforceable and not constitute a mortgage, notwithstanding any other laws) to convey to the federal government the project to which the contract relates upon the occurrence of a substantial default with respect to the covenants or conditions to which the authority is subject; to provide in the contract that, in case of such conveyance, the federal government may complete, operate, manage, lease, convey, or otherwise deal with the project until the defaults are cured if the federal government agrees in the contract to reconvey to the authority the project as then constituted when the defaults have been cured;

(15) to issue bonds for any of its corporate purposes and to secure the bonds by mortgages upon property held or to be held by it or by pledge of its revenues, including grants or contributions;

(16) to invest any funds held in reserves or sinking funds, or any funds not required for immediate disbursement, in property or securities in which savings banks may legally invest funds subject to their control or in the manner and subject to the conditions provided in section 118A.04 for the deposit and investment of public funds;

(17) within its area of operation, to determine where blight exists or where there is unsafe, unsanitary, or overcrowded housing;

(18) to carry out studies of the housing and redevelopment needs within its area of operation and of the meeting of those needs. This includes study of data on population and family groups and their distribution according to income groups, the amount and quality of available housing and its distribution according to rentals and sales prices, employment, wages, desirable patterns for land use and community growth, and other factors affecting the local housing and redevelopment needs and the meeting of those needs; to make the results of those studies and analyses available to the public and to building, housing, and supply industries;

(19) if a local public body does not have a planning agency or the planning agency has not produced a comprehensive or general community development plan, to make or cause to be made a plan to be used as a guide in the more detailed planning of housing and redevelopment areas;

(20) to lease or rent any dwellings, accommodations, lands, buildings, structures, or facilities included in any project and, subject to the limitations contained in sections 469.001 to 469.047 with respect to the rental of dwellings in housing projects, to establish and revise the rents or charges therefor;

(21) to own, hold, and improve real or personal property and to sell, lease, exchange, transfer, assign, pledge, or dispose of any real or personal property or any interest therein;

(22) to insure or provide for the insurance of any real or personal property or operations of the authority against any risks or hazards;

(23) to procure or agree to the procurement of government insurance or guarantees of the payment of any bonds or parts thereof issued by an authority and to pay premiums on the insurance;

(24) to make expenditures necessary to carry out the purposes of sections 469.001 to 469.047;

(25) to enter into an agreement or agreements with any state public body to provide informational service and relocation assistance to families, individuals, business concerns, and nonprofit organizations displaced or to be displaced by the activities of any state public body;

(26) to compile and maintain a catalog of all vacant, open and undeveloped land, or land which contains substandard buildings and improvements as that term is defined in clause (7), that is owned or controlled by the authority or by the governing body within its area of operation and to compile and maintain a catalog of all authority owned real property that is in excess of the foreseeable needs of the authority, in order to determine and recommend if the real property compiled in either catalog is appropriate for disposal pursuant to the provisions of section 469.029, subdivisions 9 and 10;

(27) to recommend to the city concerning the enforcement of the applicable health, housing, building, fire prevention, and housing maintenance code requirements as they relate to residential dwelling structures that are being rehabilitated by low- or moderate-income persons pursuant to section 469.029, subdivision 9, for the period of time necessary to complete the rehabilitation, as determined by the authority;

(28) to recommend to the city the initiation of municipal powers, against certain real properties, relating to repair, closing, condemnation, or demolition of unsafe, unsanitary, hazardous, and unfit buildings, as provided in section 469.041, clause (5);

(29) to sell, at private or public sale, at the price or prices determined by the authority, any note, mortgage, lease, sublease, lease purchase, or other instrument or obligation evidencing or securing a loan made for the purpose of economic development, job creation, redevelopment, or community revitalization by a public agency to a business, for-profit or nonprofit organization, or an individual;

(30) within its area of operation, to acquire and sell real property that is benefited by federal housing assistance payments, other rental subsidies, interest reduction payments, or interest reduction contracts for the purpose of preserving the affordability of low- and moderate-income multifamily housing;

(31) to apply for, enter into contracts with the federal government, administer, and carry out a section 8 program. Authorization by the governing body creating the authority to administer the program at the authority's initial application is sufficient to authorize operation of the program in its area of operation for which it was created without additional local governing body approval. Approval by the governing body or bodies creating the authority constitutes approval of a housing program for purposes of any special or general law requiring local approval of section 8 programs undertaken by city, county, or multicounty authorities; and

(32) to secure a mortgage or loan for a rental housing project by obtaining the appointment of receivers or assignments of rents and profits under sections 559.17 and 576.01, except that the limitation relating to the minimum amounts of the original principal balances of mortgages specified in sections 559.17, subdivision 2, clause (2); and 576.01, subdivision 2, does not apply.

Sec. 3. [EFFECTIVE DATE.]

Section 2 is effective August 1, 2002, and applies to resolutions adopted on or after that date."

Delete the title and insert:

"A bill for an act relating to eminent domain; modifying provisions governing appointment of commissioners; providing for hearing and notice requirements; amending Minnesota Statutes 2000, sections 117.075; 469.012, subdivision 1."

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

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

S.F. No. 3193: A bill for an act relating to professions; modifying provisions relating to electricians; adding power limited licensing classifications; requiring rulemaking; amending Minnesota Statutes 2000, sections 326.01, subdivisions 5, 6d, 6g, by adding subdivisions; 326.241, subdivision 1; 326.242, subdivisions 1, 2, 3, 5, 6, 6a, 6b, 6c, 7, 8, 10, 12, by adding subdivisions; 326.2421, subdivisions 2, 3, 4, 9; 326.244, subdivisions 1a, 2, 5, 6; 326.245; Minnesota Statutes 2001 Supplement, section 326.243.

Reports the same back with the recommendation that the bill do pass. Senator Stevens questioned the reference thereon and, under Rule 21, the bill was referred to the Committee on Rules and Administration.

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

S.F. No. 3162: A bill for an act relating to Murray county; permitting the appointment of the county recorder.

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

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

S.F. No. 3347: A resolution Urging Congress to ensure replacement of Indian trust land in the event of a nuclear incident at Prairie Island.

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

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

S.F. No. 3169: A bill for an act relating to housing; defining mixed housing development; requiring negotiation on proposed mixed income developments; changing the burden of proof under certain circumstances; requiring housing fiscal impact notes; authorizing collector street utilities; amending Minnesota Statutes 2000, section 462.361, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 462; proposing coding for new law as Minnesota Statutes, chapter 444A.

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

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

S.F. No. 2519: A bill for an act relating to education; directing school boards to adopt a policy on student-on-student sexual abuse; directing school boards to develop policy requirements consistent with existing related policies; establishing a task force to examine and make recommendations about eliminating violence, discrimination, intimidation, and harassment against Minnesota youth; amending Minnesota Statutes 2000, section 121A.03, subdivisions 2, 3, by adding a subdivision.

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

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

S.F. No. 2562: A bill for an act relating to occupations; revising circumstances in which the signature of a licensed architect, licensed engineer, licensed land surveyor, licensed landscape architect, licensed geoscientist, or certified interior designer is required; amending Minnesota Statutes 2000, section 326.12, subdivision 3.

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

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

S.F. No. 2900: A bill for an act relating to local government; allowing a city to establish cartways; amending Minnesota Statutes 2000, section 415.01.

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

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

H.F. No. 3062 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
		3062	2839		

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

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

H.F. No. 2695 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
		2695	2531		

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 2695 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2695 and insert the language after the enacting clause of S.F. No. 2531, the first engrossment; further, delete the title of H.F. No. 2695 and insert the title of S.F. No. 2531, the first engrossment.

And when so amended H.F. No. 2695 will be identical to S.F. No. 2531, and further recommends that H.F. No. 2695 be given its second reading and substituted for S.F. No. 2531, and that the Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

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

S.F. No. 3257: A bill for an act relating to municipalities; housing and redevelopment authority officers; adding an exception to conflict of interest provisions; amending Minnesota Statutes 2000, section 471.88, by adding a subdivision.

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

Page 1, line 9, delete "HDA" and insert "HRA"

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

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

S.F. No. 2989: A bill for an act relating to corrections; clarifying mandatory sentences for driving while impaired offenders; enhancing offender accountability by requiring offender co-payment of certain sex offender treatment fees; providing for staff of programs for intensive supervision; requiring an independent, contracted, board-certified forensic pathologist to sign the record of death on department incarcerated deaths; amending Minnesota Statutes 2000, sections 241.272, by adding a subdivision; 244.13, subdivision 2; Minnesota Statutes 2001 Supplement, sections 169A.276, subdivision 1; 390.23.

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 2001 Supplement, section 169A.276, subdivision 1, is amended to read:

Subdivision 1. [MANDATORY PRISON SENTENCE.] (a) The court shall impose a sentence upon a person who is convicted of a violation of section 169A.20 (driving while impaired) under the circumstances described in section 169A.24 (first-degree driving while impaired) ~~to~~ of imprisonment for not less than three years. In addition, the court may order the person to pay a fine of not more than \$14,000.

(b) The court may stay execution of this mandatory sentence as provided in subdivision 2 (stay of mandatory sentence), but may not stay imposition or adjudication of the sentence or impose a sentence that has a duration of less than three years.

(c) An offender committed to the custody of the commissioner of corrections under this subdivision is not eligible for release as provided in section 241.26, 244.065, 244.12, or 244.17, unless the offender has successfully completed a chemical dependency treatment program while in prison.

(d) Notwithstanding the statutory maximum sentence provided in section 169A.24 (first-degree

driving while impaired), when the court commits a person to the custody of the commissioner of corrections under this subdivision, it shall provide that after the person has been released from prison the commissioner shall place the person on conditional release for five years. The commissioner shall impose any conditions of release that the commissioner deems appropriate including, but not limited to, successful completion of an intensive probation program as described in section 169A.74 (pilot programs of intensive probation for repeat DWI offenders). If the person fails to comply with any condition of release, the commissioner may revoke the person's conditional release and order the person to serve all or part of the remaining portion of the conditional release term in prison. The commissioner may not dismiss the person from supervision before the conditional release term expires. Except as otherwise provided in this section, conditional release is governed by provisions relating to supervised release. The failure of a court to direct the commissioner of corrections to place the person on conditional release, as required in this paragraph, does not affect the applicability of the conditional release provisions to the person.

(e) The commissioner shall require persons placed on supervised or conditional release under this subdivision to pay as much of the costs of the supervision as possible. The commissioner shall develop appropriate standards for this.

Sec. 2. Minnesota Statutes 2000, section 241.67, is amended by adding a subdivision to read:

Subd. 10. [SEX OFFENDER TREATMENT FEE.] The commissioner of corrections may authorize sex offender treatment providers to charge and collect treatment co-pays from all offenders in their treatment program. The amount of treatment co-pay assessed to each offender is based upon a fee schedule approved by the commissioner. Fees collected under this authority shall be used by the treatment provider to fund the cost of treatment provision.

Sec. 3. Minnesota Statutes 2001 Supplement, section 390.23, is amended to read:

390.23 [RECORDS OF VIOLENT OR MYSTERIOUS DEATH.]

No person, other than the county coroner, medical examiner, or judge exercising probate jurisdiction, or department of corrections independent, contracted, board-certified forensic pathologist shall issue a record of death in cases of violent or mysterious deaths, including suspected homicides, occurring in the county. The department of corrections independent, contracted, board-certified forensic pathologist may issue a certificate of death in all department of corrections incarcerated deaths."

Delete the title and insert:

"A bill for an act relating to corrections; clarifying mandatory sentences for driving while impaired offenders; enhancing offender accountability by requiring offender co-payment of certain sex offender treatment fees; authorizing an independent, contracted, board-certified forensic pathologist to sign the record of death on department incarcerated deaths; amending Minnesota Statutes 2000, section 241.67, by adding a subdivision; Minnesota Statutes 2001 Supplement, sections 169A.276, subdivision 1; 390.23."

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 re-referred

S.F. No. 2516: A bill for an act relating to agriculture; clarifying the definition of pastures for the purpose of animal feedlot regulation; amending Minnesota Statutes 2000, section 116.07, subdivision 7.

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

Page 5, line 1, delete "is such that" and insert "allows" and delete "vegetation" and insert "vegetative"

Page 5, line 2, delete "is" and insert "to be"

Page 5, line 3, delete "vegetation" and insert "vegetative"

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

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

S.F. No. 2430: A bill for an act relating to higher education; requesting the University of Minnesota and Minnesota state colleges and universities to develop policy allowing students to rent instructional materials; proposing coding for new law in Minnesota Statutes, chapter 135A.

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

Delete everything after the enacting clause and insert:

"Section 1. [EDUCATIONAL MATERIAL RENTAL STUDY.]

By January 7, 2003, the board of trustees of the Minnesota state colleges and universities shall, and the board of regents of the University of Minnesota is requested to, complete a study on the feasibility of offering rental of textbooks and other instructional material used in courses being offered at public higher education institutions. The study must involve students and faculty members."

Amend the title as follows:

Page 1, delete lines 4 to 6 and insert "and universities to complete a study allowing students to rent instructional materials."

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

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

S.F. No. 3187: A bill for an act relating to education; amending and repealing unneeded and obsolete education provisions; amending Minnesota Statutes 2000, sections 120B.11, subdivision 5; 121A.15, as amended; 121A.55; 122A.09, subdivision 6; 122A.15; 122A.22; 122A.40, subdivisions 5, 8; 122A.58, subdivision 1; 122A.60, subdivision 1; 122A.68, subdivisions 1, 7; 122A.69; 122A.70, subdivision 2; 122A.91; 122A.92; 123A.06, subdivision 1; 123B.02, subdivision 1; 123B.04, subdivision 5; 123B.147; 123B.43; 123B.49, subdivision 1; 123B.51, subdivisions 1, 5; 123B.83, subdivision 1; 123B.90, subdivision 2; 124D.02, subdivision 1; 124D.09, subdivisions 5, 6; 124D.10, subdivisions 1, 6; 124D.115, subdivision 3; 124D.118, subdivisions 2, 3; 124D.37; 124D.40, subdivision 2; 124D.41; 124D.42, subdivision 7; 124D.46, subdivision 1; 124D.47, subdivision 2; 124D.50, subdivisions 2, 3; 124D.65, subdivision 6; 124D.892, as amended; 124D.94, subdivision 4; 125B.05, subdivisions 1, 2; 127A.05, subdivision 3; 127A.06; 127A.41, subdivision 7; Minnesota Statutes 2001 Supplement, sections 123B.36, subdivision 1; 129C.10, subdivision 3; repealing Minnesota Statutes 2000, sections 121A.03, subdivision 3; 121A.16; 122A.19, subdivision 2; 122A.32; 122A.40, subdivision 6; 122A.52; 122A.53; 122A.71; 122A.72; 122A.75; 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, 9, 10, 13; 123B.15; 123B.16; 123B.17; 123B.18; 123B.19; 123B.744; 123B.93; 123B.95, subdivision 3; 124D.02, subdivision 4; 124D.06; 124D.081, subdivision 1; 124D.118, subdivision 1; 124D.124; 124D.47; 124D.91; 124D.92; 124D.93, subdivisions 2, 3, 6; 125B.02; 127A.41, subdivision 4; Minnesota Rules, parts 3505.4300; 3520.0400; 3545.0600; 3545.0700; 3545.0800; 3545.0900; 3550.0100.

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

Pages 21 to 23, delete section 4

Page 28, line 21, delete "123B.93;"

Page 44, line 6, delete "124D.124;" and after "124D.47" insert ", subdivision 1"

Page 48, delete article 10

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 22, delete "sections 123B.36, subdivision 1;" and insert "section"

Page 1, line 31, delete "123B.93;"

Page 1, line 33, delete "124D.124;" and after "124D.47" insert ", subdivision 1"

Page 1, line 35, delete "; Minnesota Rules," and insert a period

Page 1, delete lines 36 and 37

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

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

S.F. No. 3245: A bill for an act relating to the city of St. Paul; authorizing the creation of a library agency; modifying notice of proposed property taxes; amending Minnesota Statutes 2001 Supplement, section 275.065, subdivision 3.

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

Page 5, delete section 2

Page 7, line 23, delete "5" and insert "4"

Renumber the sections in sequence

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

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

S.F. No. 3181: A bill for an act relating to education; permitting the Minnesota state high school league to enter into corporate partnerships and similar agreements; amending Minnesota Statutes 2000, section 128C.01, subdivision 5.

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

Page 1, line 14, before "activities" insert "tournament"

Page 1, line 16, before the period, insert ". The board may not use revenue from any partnerships or agreements entered into under this section to supplement its operational budget"

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

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

S.F. No. 2827: A bill for an act relating to higher education; providing for registration of agents of student athletes; defining terms; providing penalties and remedies; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 81A.

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

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

S.F. No. 2913: A bill for an act relating to professions; allowing retired individuals licensed by the board of architecture, engineering, land surveying, landscape architecture, geoscience, and interior design to use a retired professional designation; amending Minnesota Statutes 2000, section 326.02, subdivision 1.

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

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

S.F. No. 3174: A bill for an act relating to commerce; creating a small business category under the Money Transmitter Act; modifying regulations; amending Minnesota Statutes 2001 Supplement, sections 53B.05, subdivision 1; 53B.08, subdivision 1.

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

Page 1, line 14, after "state" insert ", either directly"

Page 1, line 15, after "delegates" insert a comma

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. 3360: A bill for an act relating to stadiums; providing for the financing of a football stadium and a parking ramp; altering the membership of the metropolitan sports facilities commission and imposing requirements on the commission; imposing taxes and fees; appropriating money; amending Minnesota Statutes 2000, sections 272.02, by adding a subdivision; 297A.71, by adding a subdivision; 349A.10, subdivision 5; 473.551, by adding subdivisions; 473.553, subdivisions 2, 3, 5; 473.595, subdivisions 1, 3, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 295; 473; repealing Minnesota Statutes 2000, section 473.553, subdivision 14.

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 272.02, is amended by adding a subdivision to read:

Subd. 50. [FOOTBALL STADIUM.] Real or personal property acquired, owned, leased, controlled, used, or occupied by the metropolitan sports facilities commission for the purposes of a football stadium constructed under sections 473.5961 to 473.5965, is exempt from taxation, provided that the property is subject to special assessments levied by a political subdivision for a local improvement in amounts proportionate to and not exceeding the special benefit received by the property from the improvement. No use of the property in any manner different from its use under sections 473.5961 to 473.5965, at the time shall be considered in determining the special benefit received by the property. Notwithstanding section 272.01, subdivision 2, or 273.19, real or personal property leased by the commission for uses related to the purposes of sections 473.5961 to 473.5965, is exempt from taxation regardless of the length of the lease.

Sec. 2. [295.61] [SPORTS MEMORABILIA TAX.]

Subdivision 1. [TAX.] A tax is imposed on each sale at wholesale of sports memorabilia in the state. The rate of the tax is 13 percent of the gross revenues from the sale.

Subd. 2. [DEFINITIONS.] (a) For purposes of this section, the following terms have the meanings given them.

(b) "Buyer" means any person that purchases sports memorabilia at wholesale.

(c) "Commissioner" means the commissioner of revenue.

(d) "Sale" means a transfer of title or possession of tangible personal property, whether absolutely or conditionally.

(e) "Sports memorabilia" means items available for sale to the public that are sold under a license granted by a professional sports league, association, or team, the National Collegiate Athletic Association (NCAA), an NCAA Division I college or university, an NCAA affiliated or corresponding member, or by an individual athlete, including:

(1) one-of-a-kind items related to sports figures, teams, or events;

(2) trading cards;

(3) photographs;

(4) clothing;

(5) sports event licensed items;

(6) sports equipment; and

(7) similar items.

(f) "Wholesale" or "sale at wholesale" means a sale to a retailer, as defined in section 297A.61, subdivision 9, for the purpose of reselling the property to a third party.

(g) "Wholesaler" means any person making wholesale sales of sports memorabilia to purchasers in the state.

Subd. 3. [QUARTERLY ESTIMATED PAYMENTS.] (a) Each wholesaler must make estimated payments of the tax for the calendar year to the commissioner in quarterly installments by April 15, July 15, October 15, and January 15 of the following calendar year.

(b) Estimated tax payments are not required if the tax for the calendar year is less than \$500.

(c) An underpayment of estimated installments bears interest at the rate specified in section 270.75, from the due date of the payment until paid or until the due date of the annual return at the rate specified in section 270.75. An underpayment of an estimated installment is the difference between the amount paid and the lesser of (1) 90 percent of one-quarter of the tax for the calendar year, or (2) the tax for the actual gross revenues received during the quarter.

Subd. 4. [ELECTRONIC FUNDS-TRANSFER PAYMENTS.] A taxpayer with an aggregate tax liability of \$120,000 or more during a fiscal year ending June 30, must remit all liabilities by funds transfer as defined in section 336.4A-104, paragraph (a), in the next calendar year. The funds-transfer payment date, as defined in section 336.4A-401, is on or before the first funds-transfer business day after the date the tax is due.

Subd. 5. [ANNUAL RETURN.] The taxpayer must file an annual return reconciling the estimated payments by March 15 of the following calendar year.

Subd. 6. [FORM OF RETURNS.] The estimated payments and annual return must contain the information and be in the form prescribed by the commissioner.

Subd. 7. [USE TAX.] If the tax is not paid under this section, a tax is imposed on possession for sale or use of sports memorabilia in the state. The rate of tax equals the rate under this section, and must be paid by the possessor of the items.

Subd. 8. [APPLICATION OF OTHER CHAPTERS.] Unless specifically provided otherwise by this section, the enforcement, interest, and penalty provisions under chapter 294, appeal

provisions in sections 289A.43 and 289A.65, criminal penalties under section 289A.63, refund provisions in section 289A.50, and collection and rulemaking provisions under chapter 270, apply to the tax under this section.

Subd. 9. [DISPOSITION OF REVENUES.] The commissioner shall deposit all revenues, including interest and penalties, derived from the tax imposed under this section in the state treasury and credit them to the sports facilities account.

[EFFECTIVE DATE.] This section is effective for sales after December 31, 2002.

Sec. 3. Minnesota Statutes 2000, section 297A.71, is amended by adding a subdivision to read:

Subd. 28. [CONSTRUCTION MATERIALS; FOOTBALL STADIUM.] Materials, supplies, or equipment used or consumed in the construction, equipping, or improvement of a football stadium constructed for use by the University of Minnesota and the Minnesota Vikings Football Club, Inc., as authorized under sections 473.5961 to 473.5965 are exempt. This subdivision expires one year after substantial completion of the football stadium.

Sec. 4. Minnesota Statutes 2000, section 349A.10, subdivision 5, is amended to read:

Subd. 5. [DEPOSIT OF NET PROCEEDS.] Within 30 days after the end of each month, the director shall deposit in the state treasury the net proceeds of the lottery, which is the balance in the lottery fund after transfers to the lottery prize fund and credits to the lottery operations account. Of the net proceeds, 40 percent must be credited to the Minnesota environment and natural resources trust fund, \$175,000 must be credited to the sports facilities account each month, and during any period in which bonds are issued and outstanding under section 16A.67, the remainder must be credited to the special revenue fund created in section 16A.67, subdivision 3, provided that if bonds are not issued and outstanding under section 16A.67, such remainder must be credited to the general fund. Money credited to the special revenue fund must be transferred to the debt service fund established in section 16A.67, subdivision 4, at the times and in the amounts determined by the commissioner of finance to be necessary to provide for the payment and security of bonds issued pursuant to section 16A.67. On or before the tenth day of each month, any money in the special revenue fund not required to be transferred to the debt service fund must be transferred to the general fund.

Sec. 5. Minnesota Statutes 2000, section 473.551, is amended by adding a subdivision to read:

Subd. 18. [FOOTBALL TEAM.] "Football team" means the Minnesota Vikings Football Club, Inc., its successors or assigns or any other professional football team that holds a national football league franchise in Minnesota.

Sec. 6. Minnesota Statutes 2000, section 473.551, is amended by adding a subdivision to read:

Subd. 19. [FOOTBALL STADIUM.] "Football stadium" means a single unit sports facility for university and professional football.

Sec. 7. Minnesota Statutes 2000, section 473.551, is amended by adding a subdivision to read:

Subd. 20. [UNIVERSITY.] "University" means the University of Minnesota, acting through its board of regents.

Sec. 8. Minnesota Statutes 2000, section 473.551, is amended by adding a subdivision to read:

Subd. 21. [PROFESSIONAL SPORTS FACILITIES CONSTRUCTED WITH STATE ASSISTANCE.] "Professional sports facilities constructed with state assistance" means the metrodome, the football stadium constructed under sections 473.5961 to 473.5965, the basketball and hockey arena that receives payments under section 240A.08, the arena for which funding was provided under Laws 1998, chapter 404, section 23, subdivision 6, and any facility at which professional sports events are conducted that receives financial assistance from the state for its construction or remodeling after the date of enactment of this act.

Sec. 9. Minnesota Statutes 2000, section 473.553, subdivision 2, is amended to read:

Subd. 2. [MEMBERSHIP.] The commission shall consist of ~~six~~ eight members, appointed by ~~the city council of the city in which the stadium is located~~ governor and confirmed by the senate plus a chair appointed as provided in subdivision 3. One member must be a resident of the area included within the following metropolitan council districts described in section 473.123, subdivision 3a:

- (1) the first and second districts;
- (2) the third and fourth districts;
- (3) the fifth and sixth districts;
- (4) the seventh and eighth districts;
- (5) the ninth and tenth districts;
- (6) the eleventh and twelfth districts;
- (7) the thirteenth and fourteenth districts; and
- (8) the fifteenth and sixteenth districts.

Sec. 10. Minnesota Statutes 2000, section 473.553, subdivision 3, is amended to read:

Subd. 3. [CHAIR.] The chair shall be appointed by the governor and confirmed by the senate as the ninth voting member and shall meet all of the qualifications of a member, except the chair ~~need only~~ must reside outside the ~~city of Minneapolis~~ metropolitan area defined in section 473.121, subdivision 2. The chair shall preside at all meetings of the commission, if present, and shall perform all other duties and functions assigned by the commission or by law. The commission may appoint from among its members a vice-chair to act for the chair during temporary absence or disability.

Sec. 11. Minnesota Statutes 2000, section 473.553, subdivision 5, is amended to read:

Subd. 5. [TERMS.] The terms of all members appointed under Minnesota Statutes 2000, section 473.553, end January 5, 2003, and eight new members must be appointed under subdivision 2 with terms beginning January 6, 2003. The terms of three the members shall end the first Monday in January in the year ending in the numeral "5" appointed from the districts described in odd-numbered clauses under subdivision 2 for terms beginning January 6, 2003, end January 2, 2006. The terms of the other members and the chair shall end the first Monday in January in the year ending in the numeral "7" 2008. The term ~~Subsequent terms~~ of each member and the chair shall be four years. The terms shall continue until a successor is appointed and qualified. Members may be removed only for cause.

Sec. 12. Minnesota Statutes 2000, section 473.595, subdivision 1, is amended to read:

Subdivision 1. [METRODOME ADMISSION TAX.] (a) The commission shall by resolution impose and maintain a ~~ten~~ 15 percent admission tax upon the granting, issuance, sale, or distribution, by any private or public person, association, or corporation, of the privilege of admission to activities at the metrodome. No other tax, surcharge, or governmental imposition, except the taxes imposed by chapter 297A, may be levied by any other unit of government upon any such sale or distribution. The admission tax shall be stated and charged separately from the sales price so far as practicable and shall be collected by the grantor, seller, or distributor from the person admitted and shall be a debt from that person to the grantor, issuer, seller, or distributor, and the tax required to be collected shall constitute a debt owed by the grantor, issuer, seller, or distributor to the commission, which shall be recoverable at law in the same manner as other debts. Every person granting, issuing, selling, or distributing tickets for such admissions may be required, as provided in resolutions of the commission, to secure a permit, to file returns, to deposit security for the payment of the tax, and to pay such penalties for nonpayment and interest

on late payments, as shall be deemed necessary or expedient to assure the prompt and uniform collection of the tax.

(b) One-third of the receipts from this tax must be deposited in the sports facilities account.

(c) Notwithstanding any other provisions of this subdivision, the imposition of an admission tax upon a national superbowl football game conducted at the metrodomo is discretionary with the commission.

[EFFECTIVE DATE.] This section is effective for granting, issuance, sales, or distribution of admissions to the metrodomo on or after the day following enactment of this act.

Sec. 13. Minnesota Statutes 2000, section 473.595, is amended by adding a subdivision to read:

Subd. 1b. [FOOTBALL STADIUM ADMISSION TAX.] In addition to the taxes imposed under chapter 297A, an admission tax of ten percent of the cost of admission is imposed upon the granting, issuance, sale, or distribution, by any private or public person, association, or corporation, of the privilege of admission to all professional and collegiate sporting events, and all other events or activities at the football stadium. No other tax, surcharge, or governmental imposition, except the taxes imposed under chapter 297A, may be levied by any other unit of government upon that sale or distribution. The admission tax must be stated and charged separately from the sales price so far as practicable and must be collected by the grantor, issuer, seller, or distributor from the person admitted and is a debt from that person to the grantor, issuer, seller, or distributor. The tax required to be collected is a debt owed by the grantor, issuer, seller, or distributor to the state. The debt is recoverable at law in the same manner as other debts. Every person who grants, issues, sells, or distributes tickets for the admissions may be required, as provided by the commission, to secure a permit, file returns, deposit security for the payment of the tax, and pay penalties for nonpayment and interest on late payments, that are considered necessary or expedient to ensure the prompt and uniform collection of the tax. Receipts from this admission tax must be deposited in the sports facilities account.

[EFFECTIVE DATE.] This section is effective for granting, issuance, sales, or distribution of admissions to the football stadium on or after the day following enactment of this act.

Sec. 14. Minnesota Statutes 2000, section 473.595, is amended by adding a subdivision to read:

Subd. 2b. [RENTS FOR SPACE AND EQUIPMENT USED FOR BROADCASTING OR REPORTING.] The commission shall charge rent, or a fee in lieu of rent, to all individuals, businesses, or organizations who use property or equipment of sports facilities constructed with state assistance to conduct broadcasting or reporting of professional sports, collegiate sports, or entertainment events. The commission shall establish the rates of rent or fees that represent the value of the use of the facilities or equipment, and that will, in the opinion of the commission, result in an annual total of all rents or fees paid equal to or greater than \$3,000,000. Elementary and secondary educational sports and events are exempt from rent or fees under this section. Receipts from the rent or fees shall be deposited in the sports facilities account.

[EFFECTIVE DATE.] This section is effective for contracts entered into after May 31, 2002.

Sec. 15. Minnesota Statutes 2000, section 473.595, is amended by adding a subdivision to read:

Subd. 2c. [STADIUM PARKING SURCHARGE.] The commission shall impose a parking tax or surcharge, or both, of not less than \$1 per vehicle for professional and collegiate game days at the football stadium, to be collected by the commission. The parking tax and surcharge apply to the parking spaces designated under section 473.5962, subdivision 10, paragraph (b). Receipts from the tax and surcharge must be deposited in the sports facilities account.

[EFFECTIVE DATE.] This section is effective for charges imposed after May 31, 2002.

Sec. 16. Minnesota Statutes 2000, section 473.595, is amended by adding a subdivision to read:

Subd. 2d. [NAMING RIGHTS; REVENUE.] The commission shall retain the naming rights,

along with all revenue associated with those rights, and may authorize the football team, the university, or the manager of the stadium to market the naming rights together with advertising rights. The commission shall negotiate with the university and the team the portion of any sponsorship package that is attributable to naming rights. All revenue generated by an agreement entered into with the commission for the sale, lease, or transfer of naming rights to the football stadium shall be paid to the sports facilities account. The university must approve the name and design of the external signage associated with the naming rights.

Sec. 17. Minnesota Statutes 2000, section 473.595, subdivision 3, is amended to read:

Subd. 3. [BUDGET PREPARATION; REVIEW AND APPROVAL.] (a) The commission shall prepare a proposed budget by August 1 of each year. The budget shall include operating revenues and expenditures for operation, administration, and maintenance. In addition, the budget must show for each year:

(a) (1) the estimated operating revenues from all sources including funds on hand at the beginning of the year, and estimated expenditures for costs of operation, administration, maintenance, and debt service;

(b) (2) capital improvement funds estimated to be on hand at the beginning of the year and estimated to be received during the year from all sources and estimated cost of capital improvements to be paid out or expended during the year; all in such detail and form as the council may prescribe; and

(c) (3) the estimated source and use of pass-through funds.

As early as practicable before August 15 of each year, the commission shall hold a public hearing on a draft of the proposed budget. Along with the draft, the commission shall publish a report on user charges. The report must include an estimate and analysis of the changes in user charges, rates, and fees that will be required by the commission's budget. Not less than 14 days before the hearing, the commission shall publish notice of the hearing in a newspaper having general circulation in the metropolitan area, stating the date, time, and place of hearing, and the place where the proposed budget and report on user charges may be examined by any interested person. Following the hearing, the commission shall publish a report of the hearing that summarizes the comments received and the commission's response. The council shall approve or disapprove the entire budget by October 1 of each year. Before December 15 of each year, the commission shall by resolution adopt a final budget. The commission shall file its final budget with the council on or before December 20 of each year. The council shall file the budgets with the secretary of the senate and the clerk of the house of representatives not later than January 1 of each year.

Except in an emergency, for which procedures must be established by the commission, the commission and its officers, agents, and employees may not spend money for any purpose, other than debt service, without an appropriation by the commission, and no obligation to make such an expenditure shall be enforceable except as the obligation of the person or persons incurring it. The creation of any debt obligation or the receipt of any federal or state grant is a sufficient appropriation of the proceeds for the purpose for which it is authorized, and of the tax or other revenues pledged to pay the obligation and interest on it whether or not specifically included in any annual budget. After obtaining approval of the council, the commission may amend the budget at any time by transferring any appropriation from one purpose to another, except appropriations of the proceeds of bonds issued for a specific purpose.

(b) A budget proposed for 2003 or any subsequent year may not include plans for renovation or upgrading of facilities at the metrodome. Capital improvements that are not required by law or regulation or necessary for repairs or maintenance of the metrodome in a safe and sanitary condition may not be commenced at the metrodome after December 31, 2002.

Sec. 18. [473.596] [DISPOSITION OF METRODOME.]

Subdivision 1. [TERMINATION OF LEASES.] The commission must enter into negotiations

with the football team to terminate the lease dated August 8, 1979, that requires the football team until the end of the fall 2011 football season to play its home and play-off football games at the Hubert H. Humphrey metrodome. The commission must enter into negotiations with the University of Minnesota to terminate the lease dated May 19, 1982, that requires the University of Minnesota football team until July 1, 2012, to play its home football games at the Hubert H. Humphrey metrodome. The effective date of the termination of both leases would be the date designated by the commission as the completion date of the stadium provided that it may be no earlier than the date by which the commission certifies that all agreements required under section 473.5962 for use of the stadium have been executed.

Subd. 2. [SALE OF METRODOME.] The commission must sell the metrodome property and transfer the sales proceeds to the sports facilities account upon sale. The commission must transfer its accumulated reserves associated with the metrodome facility to the sports facilities account within 60 days of the last professional or collegiate football game played in the metrodome.

Sec. 19. [473.5962] [CONDITIONS TO ISSUANCE OF BONDS.]

Subdivision 1. [GENERALLY.] The requirements set forth in this section must be met before the metropolitan council may issue bonds under section 473.5963. Bonds may not be issued under section 473.5963 before July 1, 2003.

Subd. 2. [CONSTRUCTION OF STADIUM; MAXIMUM PRICE.] The metropolitan sports facilities commission must have executed agreements that provide for the construction of a football stadium with a retractable roof for a guaranteed maximum price not to exceed \$440,000,000, and that requires performance bonds in an amount at least equal to 100 percent of the guaranteed maximum price to cover any costs incurred over and above the guaranteed maximum price, including, but not limited to, costs incurred by the commission and loss of revenues resulting from incomplete construction on the substantial completion date. The agreement must include that the football team is responsible for and must pay all cost overruns. The commission must have entered into an agreement with the university and the football team that provides them with responsibility for the design and construction of the stadium.

Subd. 3. [PREFERENCE ON USE.] The commission must have entered into an agreement with the university which enables the university to use the stadium for university activities in addition to intercollegiate football games. The use must not conflict with the football team's use of the stadium.

Subd. 4. [PARKING RAMP.] The University of Minnesota must have entered into an agreement with the commission to construct a 4,000-space parking ramp or ramps to be owned by the university and must have entered into an agreement with the football team governing the use of the parking ramp or ramps.

Subd. 5. [GAME DAY REVENUES.] The commission must have entered into a parking agreement with the university and the football team giving the football team all revenue from 7,500 parking spaces on days in which the football team has a game at the stadium. The agreement must give the university management and control of the parking ramp or ramps and the use of all parking spaces at times other than when the football team plays a game at the stadium.

Subd. 6. [MANAGER.] (a) The commission must have entered into an agreement with the university and the football team regarding the operation of the stadium, including the selection of a manager to operate the stadium for the use of the university and the football team that provides substantial involvement for the university and the football team in the operation of the stadium.

(b) The contract must provide for management of the stadium to maximize revenues by scheduling events at the stadium that do not conflict with university and football team uses.

(c) The contract must allow the university maximum opportunity for use of the stadium for activities not related to football games.

(d) Financial data, reports, and information obtained by the manager are considered government data, and the manager is considered a state agency for purposes of chapter 13.

(e) The manager may use all best efforts to insure that the stadium is self-supporting financially.

Subd. 7. [AGREEMENT; LEAGUE.] The commission must have entered into an agreement with the professional football league of which the football team is a member that provides:

(1) the league must make a payment to the commission of an amount not less than \$51,500,000 as the league's portion of the cost of construction of the stadium;

(2) the league will make a good-faith effort to ensure that a Super Bowl is played in the stadium not later than five years after the first game the football team plays in the stadium; and

(3) the league will not approve relocation of the football team during the term of the use agreement entered into under subdivision 8, clause (3).

Subd. 8. [AGREEMENT; TEAM.] The commission must have entered into a use agreement with the football team that provides:

(1) the football team must make a payment to the commission of an amount not less than \$100,000,000 as the football team's portion of the cost of the construction of the stadium;

(2) the football team is responsible and must pay for all cost overruns occurred in construction of the stadium;

(3) the football team will use the stadium for all scheduled home preseason, regular season, and postseason games that the football team is entitled to play at home for not less than 30 years without an escape clause for the football team. It is the intent of the legislature that a material breach of a public contract between any governmental body and professional athletic teams that commit to the long-term playing of games at public facilities is deemed to cause irreparable harm for which no adequate remedy at law is available and that the grant of equitable relief to remedy the breach is in the public interest and shall be liberally so construed;

(4) the football team will ensure that a portion of the tickets for its games are accessible and affordable;

(5) the football team will receive all revenue generated at the stadium on the days that the football team plays a game at the stadium, including the revenue from the 7,500 parking spaces provided by subdivision 10, paragraph (b);

(6) a listing of all revenue streams generated from use of the stadium with identification of the revenues that teams are available to cover stadium operations, those which accrue to the teams, and those which are deposited in the sports facilities account;

(7) delineation of the responsibility for repair and replacement in the stadium, including an annual inspection by the commission and a representative of the state;

(8) protection of the public interest in the event of a default by the team or a disruption in the season due to a player strike or lockout;

(9) statement of public ownership of the facility, and clarification of ownership of the furnishing and equipment within the facility; and

(10) terms which outline the financial security offered by the team and the respective league on the use agreement.

Subd. 9. [OPERATING COSTS.] The operating agreement must specify the source of payment of facility operating costs.

Subd. 10. [AMATEUR SPORTS.] The commission must provide that the football stadium will be available for use by high school and amateur sports leagues.

Subd. 11. [DUTIES OF UNIVERSITY.] (a) The University of Minnesota must have leased a

site selected by the board of regents to the commission for the stadium land at the lease rate of \$1 per year for a term of 99 years or until the land ceases to be used for athletic events by a professional sports team, whichever is earlier.

(b) The university must have designated 7,500 parking spaces as game-day parking, 4,000 of which are from the parking ramp or ramps to be constructed by the university under subdivision 4.

(c) The university must have executed a 30-year use agreement to play its intercollegiate football games at the stadium.

Sec. 20. [473.5963] [BONDS.]

After the conditions set forth in section 473.5962 have been met, the metropolitan council shall issue revenue bonds in an amount not to exceed \$..... plus the amount the council determines necessary to pay the costs of issuance, fund reserves, debt service, and any bond insurance or other credit enhancement, provided that the council must not issue revenue bonds in an amount that exceeds the amount that will be supported by the revenues to be deposited in the sports facilities account. The bonds must be sold, issued, and secured in the manner provided in chapter 475 for bonds payable solely from revenues, except as otherwise provided in this section, and the council shall have the same powers and duties as a municipality and its governing body in issuing bonds under chapter 475. No election shall be required. The bonds may be sold at the price and at public or private sale as determined by the council. Debt service for these bonds must be paid from and is secured by a pledge of the funds deposited in the sports facilities account. The bonds shall be payable solely from the revenue to be deposited in the sports facilities account, shall not represent or constitute a general obligation or debt of the council, and shall not be included in the net debt of any city, county, or other subdivision of the state for the purpose of any debt limitation. Each year the commissioner of finance shall transfer the amount necessary from the sports facilities account to the metropolitan council to pay the debt service on bonds issued under this section. The proceeds of the bonds issued under this section must be used to pay construction costs of the football stadium.

Sec. 21. [473.5964] [LOCAL OPTION FOOD, BEVERAGE, ENTERTAINMENT TAXES.]

Notwithstanding section 477A.016 or any other limitation of law or charter, and in addition to other taxes previously authorized by law, the city in which the football stadium constructed under this act is located may by ordinance impose liquor, entertainment, or food taxes not to exceed three percent at a retail level on any business within the city. If the governing body of the city within which the football stadium is proposed to be located does not, within 90 days after the selection of the site, impose a tax under this section, the county board of the county within which the stadium is proposed to be located may by resolution impose the tax on businesses located in the county in lieu of the city's authority to do so under this section. The ordinance or county resolution must provide for dedication of the taxes or fees, after payment of collection and administrative expenses and refunds, to payment of principal and interest on bonds issued under section 20. These revenues must be transferred on a monthly basis to the commissioner of finance for this purpose, and the commissioner must deposit the revenues in the sports facilities account.

Sec. 22. [473.5965] [SPORTS FACILITIES ACCOUNT.]

Subdivision 1. [ACCOUNT CREATED; FUNDING.] (a) A sports facilities account is created in the special revenue fund in the state treasury.

(b) The proceeds of the taxes imposed under sections 295.61 and 473.595, subdivision 1, paragraph (b), and subdivision 1b, revenues from the fees and charges imposed under section 473.595, subdivisions 2b, 2c, and 2d, must be deposited in the account.

(c) Any money received from the owner of the football team and the National Football League to meet the team's and the league's financial obligation for construction of the football stadium must be deposited in the account.

Subd. 2. [USE OF ACCOUNT.] (a) No more than 50 percent of the amount in the account on December 31 of any calendar year that is attributable to the sources listed in subdivision 1,

paragraph (b), may be used during the following calendar year for payment of debt service on obligations issued for the construction of a professional baseball stadium or for other costs incurred for construction of the professional baseball stadium. The money deposited under subdivision 1, paragraph (c), may not be used for construction of a professional baseball stadium.

(b) Money in the account may also be used for construction of a professional football stadium and for repairs and upgrading of other professional sports facilities constructed with state assistance as authorized by law.

Sec. 23. [LIQUOR LICENSE.]

(a) Notwithstanding any other law, local ordinance, or charter provision, the city in which the stadium is located shall issue an on-sale or combination on-sale and off-sale intoxicating liquor license to the University of Minnesota for use on the premises of a football stadium constructed under sections 473.5961 to 473.5965.

(b) The license authorizes sales on all days of the week to holders of tickets for events at the stadium and to guests of the corporation.

(c) The licensee may not dispense intoxicating liquor to any person attending or participating in an amateur athletic event held at the stadium unless the dispensing is authorized by the city. The city may not authorize the dispensing of intoxicating liquor at any event held under the auspices of the Minnesota state high school league.

(d) The license authorized by this section may be issued for space that is not compact and contiguous, provided that all such space is within the stadium and is included in the description of the licensed premises on the approved license application.

(e) Notwithstanding any law or rule to the contrary, a person licensed to make off-sales within the stadium may deliver alcoholic beverages to rooms and suites within the stadium (1) between midnight and 8:00 a.m. on Monday through Thursday; and (2) between midnight and 8:00 a.m. and between 10:00 p.m. and midnight on Friday through Sunday. No delivery authorized by this paragraph may be made to a room or suite within the stadium at any time when an event utilizing the room or suite is in progress.

(f) The holder of a license issued under this section may dispense intoxicating liquor in miniature bottles if the intoxicating liquor is poured from the miniature bottles, mixed into another beverage, and dispensed on the premises by employees of the licensee.

Sec. 24. [CONSTRUCTION EXEMPTIONS.]

The football stadium authorized under this act may be constructed by means of a method of construction known as "design-build." The architect or firm selected to provide services for the construction of the football stadium is exempt from any requirements under Minnesota Statutes, chapter 16B.

Sec. 25. [REPEALER.]

Minnesota Statutes 2000, section 473.553, subdivision 14, is repealed."

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

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

S.F. No. 2392: A bill for an act relating to public safety; modifying emergency 911 telephone system provisions to establish emergency 911 telecommunications system; amending Minnesota Statutes 2000, sections 403.01; 403.02, subdivisions 3, 6, 7, by adding subdivisions; 403.05; 403.06; 403.07; 403.08; 403.09; 403.10, subdivision 1; 403.11, subdivisions 3, 4, by adding a subdivision; 403.113, subdivision 1; Minnesota Statutes 2001 Supplement, section 403.11,

subdivision 1; repealing Minnesota Statutes 2000, sections 403.04; 403.11, subdivision 2; 403.113, subdivision 5; 403.12, subdivision 1; 403.13; 403.14; Minnesota Rules, parts 1215.0400; 1215.0600; 1215.0700; 1215.1200, subpart 3; 1215.1500.

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

Page 2, line 27, delete "operating,"

Page 3, line 2, delete everything after the period

Page 3, delete line 3

Page 5, line 14, delete "operation and"

Page 5, line 21, delete everything after "to" and insert "requests"

Page 5, lines 27 and 29, delete "operating and"

Page 5, line 33, delete "operation,"

Page 5, delete lines 35 and 36

Page 6, delete line 1

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

Page 6, lines 10 to 19, reinstate the stricken language

Page 6, line 20, reinstate the stricken "Subd. 2. [DESIGN STANDARDS.] The metropolitan" and after the stricken "council" insert "911 board"

Page 6, lines 21 to 24, reinstate the stricken language

Page 12, lines 4 and 7, delete "wireless or"

Page 13, line 15, delete "remain in the account" and insert "be credited to the account and may be appropriated for 911 expenditures as authorized by this chapter"

Page 14, line 8, before the period, insert "or February 8, 1996, whichever is later"

Page 14, line 11, before the period, insert "unless the commissioner notifies the service provider that the commissioner disputes the invoice"

Page 14, after line 17, insert:

"Sec. 15. Minnesota Statutes 2000, section 403.11, is amended by adding a subdivision to read:

Subd. 3a. [CERTIFICATION.] A certification must be submitted to the commissioner of administration no later than two years of commencing a new or additional eligible 911 service. A public utility incurring reimbursable costs under this section at any time before the effective date of section 14 may certify those costs for payment to the commissioner of administration according to this section for a period of 90 days after the effective date of section 14. During this period, the commissioner of administration shall reimburse the public utility for approved, certified costs without regard to any contrary provision of this subdivision."

Page 15, delete section 18

Page 16, line 4, delete "Sections 1 to 12 and 17 to 19 are" and insert "This act is"

Page 16, line 5, delete everything after the period

Page 16, delete line 6

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, delete "a subdivision" and insert "subdivisions"

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

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

S.F. No. 2875: A bill for an act relating to the environment; establishing an environmental sustainability policy; developing green standards for state product purchasing; establishing the Minnesota green government council; proposing coding for new law in Minnesota Statutes, chapter 115A.

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

Page 1, line 23, delete "DEFINITIONS" and insert "DEFINITION" and delete "(a)"

Page 2, delete lines 4 to 8

Pages 2 to 4, delete subdivisions 3 to 9

Amend the title as follows:

Page 1, line 3, delete "developing green"

Page 1, delete line 4

Page 1, line 5, delete everything before "proposing"

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. 2991: A bill for an act relating to the military; requiring payment of a salary differential to certain state employees who are members of the national guard or other military reserve units and who have been called to active military duty on or after September 11, 2001; permitting local governments to pay a similar salary differential for their employees who are called from reserve status to active military service; amending Minnesota Statutes 2000, section 471.975; proposing coding for new law in Minnesota Statutes, chapter 43A.

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

Page 1, line 26, after the period, insert "Each agency head shall also pay any benefit to which the member was entitled immediately before the member was ordered to active service."

Page 3, line 6, delete "Payment" and insert "A political subdivision may also pay any benefit to which the member was entitled immediately before the member was ordered to active service. Differential salary and benefit payments"

Page 3, line 20, after "(c)" insert "Notwithstanding other obligations under law, a political subdivision has total discretion regarding employee benefit continuation for a member ordered to active service and the terms and conditions of any benefit."

(d)"

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

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

S.F. No. 3278: A bill for an act relating to drivers' licenses; requiring commissioner of public safety to adopt rules requiring education in organ donation as part of driver education programs; proposing coding for new law in Minnesota Statutes, chapter 171.

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

Page 1, line 10, delete "at least 30"

Page 1, line 11, delete "minutes of"

Page 1, after line 14, insert:

"Sec. 2. Minnesota Statutes 2000, section 171.13, is amended by adding a subdivision to read:

Subd. 1h. [DRIVER'S MANUAL; ORGAN AND TISSUE DONATION.] The commissioner shall include in each edition of the driver's manual published by the department after August 1, 2002, a section that includes information on the shortage of organs and tissues for transplant, basic facts about donation, use of the driver's license as an indication of donation intent, and the importance of informing family members of the driver's decision."

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "requiring commissioner to include information on organ and tissue donation in the driver's manual; amending Minnesota Statutes 2000, section 171.13, by adding a subdivision;"

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

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

S.F. No. 2971: A bill for an act relating to state government; state procurement; codifying references relating to competitive bidding for building and construction contracts; amending Minnesota Statutes 2000, section 16C.25; proposing coding for new law in Minnesota Statutes, chapter 16C.

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

Page 1, line 15, delete "16C.28" and insert "16C.29"

Page 1, line 17, delete "16C.28" and insert "16C.29"

Page 1, line 22, delete "contracts" and insert "or repairs"

Page 1, after line 22, insert:

"Subd. 2. [REQUIREMENT CONTRACTS.] Standard requirement price contracts for building and construction must be established by competitive bids as provided in subdivision 1. The standard requirement price contracts may contain escalation clauses and may provide for a negotiated price increase or decrease based upon a demonstrable industrywide or regional increase or decrease in the vendor's costs or for the addition of similar products or replacement items not significant to the total value of existing contracts. The term of these contracts may not exceed five years including all extensions."

Page 1, line 23, delete "2" and insert "3"

Page 2, line 14, delete "3" and insert "4"

Page 2, line 20, delete "4" and insert "5"

Page 2, line 26, delete "5" and insert "6"

Page 3, line 13, delete "and may purchase"

Page 3, delete line 14

Page 3, line 15, delete everything before the period

Page 4, after line 26, insert:

"Sec. 5. [16C.29] [CONTRACT MANAGEMENT AND REVIEW.]

The commissioner must develop procedures to audit agency personnel to whom the commissioner has delegated contracting authority, in order to ensure compliance with laws and guidelines governing issuance of contracts, including laws and guidelines governing conflicts of interest."

Renumber the sections in sequence

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

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

S.F. No. 2769: A bill for an act relating to counties; Itasca and Koochiching; increasing the per capita spending limit for promotion of tourist, agricultural, and industrial development; making a technical correction by restoring legal text inadvertently made into a headnote in 1975; amending Laws 1965, chapter 326, section 1, subdivision 5, as amended; Laws 1967, chapter 170, section 1, subdivision 5, as amended.

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

Page 1, after line 26, insert:

"Sec. 3. [ST. LOUIS COUNTY; FORFEITED LAND; PROCEEDS.]

Subdivision 1. [AUTHORITY; PURPOSES.] Notwithstanding the provisions of Minnesota Statutes, section 282.08, clause (4), the county board of St. Louis county, out of the proceeds from the sale or rental of any parcel of forfeited land, or from the sale of any products from that land after making the payments directed by Minnesota Statutes, section 282.08, clauses (1), (2), and (3), may annually by resolution set aside an amount not exceeding 30 percent of the receipts remaining, including undistributed receipts remaining in the fund on the effective date of this act for any of the purposes in subdivisions 2 to 5.

Subd. 2. [TIMBER DEVELOPMENT; MEMORIAL FORESTS.] Timber development on tax-forfeited land and dedicated memorial forests to be expended under the supervision of the county board on projects approved by the commissioner of natural resources.

Subd. 3. [LAND USE PLANNING.] Land use planning programs being carried on in the county including the enforcement of any controls developed in said program.

Subd. 4. [COUNTY PARKS AND RECREATION AREAS.] Acquisition and maintenance of county parks or recreational areas as defined in Minnesota Statutes, sections 398.31 to 398.36.

Subd. 5. [TOURIST, AGRICULTURAL, AND ECONOMIC DEVELOPMENT.] Promotion of tourist, agricultural, and economic development. The amount to be spent annually for the purposes of this subdivision must not exceed \$4 per capita of the county's population.

Subd. 6. [USE FOR STATE OR FEDERAL PROGRAMS.] Any funds set aside by the county

board pursuant to subdivisions 2 to 5 may be used by the county board as the county's share in any state or federal aid program relating to the purposes stated in subdivisions 2 to 5.

Subd. 7. [APPORTIONMENT.] Any balance shall be apportioned as follows: county, 40 percent; town or city, 20 percent; and school district, 40 percent. But in unorganized territories, the portion that should have accrued to the township must be administered by the county board of commissioners.

Sec. 4. [EFFECTIVE DATE; LOCAL APPROVAL.]

Section 3 is effective the day after the governing body of St. Louis county and its chief clerical officer timely complete their compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3."

Amend the title as follows:

Page 1, line 2, after "Itasca" insert ", St. Louis,"

Page 1, line 3, after "increasing" insert "or establishing"

Page 1, line 4, after the semicolon, insert "providing for distribution of proceeds from forfeited land sales;"

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. 2674: A bill for an act relating to natural resources; modifying timber permit and lease provisions; creating a prairie chicken hunting license; modifying requirements for taking turtles; modifying requirements for a firearms safety certificate; providing for enforcement authority and restoration requirements related to gathering or destroying aquatic plants; eliminating certain experimental trout stream restrictions; providing criminal penalties; appropriating money; amending Minnesota Statutes 2000, sections 90.151, subdivision 1; 90.162; 97A.475, subdivisions 2, 41; 97B.020; 97B.601, subdivision 4; 97C.605; 97C.611; 103G.615, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 97A; 97B; repealing Minnesota Statutes 2000, sections 90.50; 97C.003; 97C.605, subdivision 4.

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 4, after line 21, insert:

"Sec. 7. [97A.510] [GAME FOR CONSUMPTION AT FUNDRAISING EVENTS.]

(a) Nonprofit organizations may charge a fee for admission to fundraising events when game that is lawfully taken and possessed under the game and fish laws is donated to the organization and is served for consumption on the premises where the fundraising event is held.

(b) Game donated to the nonprofit organization must be marked as provided in section 97A.505, subdivision 4. The game donated to a nonprofit organization and stored by the organization is considered to be in the possession of the person making the donation, and is subject to inspection as provided in section 97A.215, subdivision 1. As provided in section 97A.505, subdivision 5, a license is not required for the nonprofit organization to possess or transport the donated game.

(c) The nonprofit organization must keep records of the game donated to the organization, and the records must be available for inspection for two years from the date of the fundraising event. The records must show:

- (1) the names and addresses of persons donating the game;
- (2) the license number or possession permit number under which the game was lawfully taken or possessed; and
- (3) the date, location, and purpose of the fundraising event that utilized the donation."

Page 5, after line 6, insert:

"Sec. 9. Minnesota Statutes 2000, section 97B.025, is amended to read:

97B.025 [HUNTER AND TRAPPER EDUCATION.]

(a) The commissioner may establish education courses for hunters and trappers. The commissioner shall collect a fee from each person attending a course. The commissioner shall establish a fee that neither significantly over recovers nor under recovers costs, including overhead costs, involved in providing the services. The fee is not subject to the rulemaking provisions of chapter 14 and section 14.386 does not apply. The fees shall be deposited in the game and fish fund and the amount thereof is appropriated annually to the enforcement division of the department of natural resources for the administration of the program. In addition to the fee established by the commissioner, instructors may charge each person up to the established fee amount for class materials and expenses. School districts may cooperate with the commissioner and volunteer instructors to provide space for the classroom portion of the training.

(b) The commissioner shall enter into an agreement with a statewide nonprofit trappers association to conduct a trapper education program. At a minimum, the program must include at least six hours of classroom and in the field training. The program must include a review of state trapping laws and regulations, trapping ethics, the setting and tending of traps and snares, tagging and registration requirements, and the preparation of pelts. The association shall be responsible for all costs of conducting the education program, and shall not charge any fee for attending the course. After March 1, 2005, all persons under the age of 18 and all persons who have not previously obtained a trapping license must complete a trapper education program before they may obtain a trapping license."

Page 5, after line 34, insert:

"Sec. 12. Minnesota Statutes 2000, section 97C.025, is amended to read:

97C.025 [FISHING AND MOTORBOATS PROHIBITED IN CERTAIN AREAS.]

(a) The commissioner may prohibit fishing or restrict the taking of fish or the operation of motorboats by posting waters that:

- (1) are designated as spawning beds or fish preserves; or
- (2) are being used by the commissioner for fisheries research or management activities; or
- (3) are licensed by the commissioner as a private fish hatchery or aquatic farm under section 97C.211, subdivision 1, or 17.4984, subdivision 1.

An area may be posted under this paragraph if necessary to prevent excessive depletion of fish or interference with fisheries research or management activities or private fish hatchery or aquatic farm operations.

(b) The commissioner will consider the following criteria in determining if waters licensed under a private fish hatchery or aquatic farm should be posted under paragraph (a):

- (1) the waters contain game fish brood stock that are vital to the private fish hatchery or aquatic farm operation;

(2) game fish are present in the licensed waters only as a result of aquaculture activities by the licensee; and

(3) no public access to the waters existed when the waters were first licensed.

A private fish hatchery or aquatic farm licensee may not take fish or authorize others to take fish in licensed waters that are posted under paragraph (a), except as provided in section 17.4983, subdivision 3, and except that if waters are posted to allow the taking of fish under special restrictions, licensees and others who can legally access the waters may take fish under those special restrictions.

~~(b) (c)~~ Except as provided in ~~paragraph (c)~~ paragraphs (a) and (d), a person may not take fish or operate a motorboat if prohibited by posting under paragraph (a).

~~(c) (d)~~ An owner of riparian land adjacent to an area posted under paragraph (a) may operate a motorboat through the area by the shortest direct route at a speed of not more than five miles per hour."

Page 7, line 10, reinstate the stricken "(a)"

Page 7, line 15, delete "by" and insert "in paragraph (b) and"

Page 7, delete lines 17 to 27 and insert:

"(3) nets other than anglers' fish landing nets; or

(4) commercial equipment, except as provided in rules adopted under subdivision 6.

(b) Until new rules are adopted under subdivision 6, a person with a turtle seller's license may take turtles with a floating turtle trap that:

(1) has one or more openings above the water surface that measure at least ten inches by four inches; and

(2) has a mesh size of not less than one-half inch, bar measure.

~~The commissioner may prescribe additional regulations for taking turtles for sale."~~

Page 10, line 13, delete everything after "misdemeanor" and insert a period

Page 10, delete lines 14 and 15 and insert:

"Sec. 19. Minnesota Statutes 2001 Supplement, section 282.04, subdivision 1, is amended to read:

Subdivision 1. [TIMBER SALES; LAND LEASES AND USES.] (a) The county auditor may sell timber upon any tract that may be approved by the natural resources commissioner. Such sale of timber shall be made for cash at not less than the appraised value determined by the county board to the highest bidder after not less than one week's published notice in an official paper within the county. Any timber offered at such public sale and not sold may thereafter be sold at private sale by the county auditor at not less than the appraised value thereof, until such time as the county board may withdraw such timber from sale. The appraised value of the timber and the forestry practices to be followed in the cutting of said timber shall be approved by the commissioner of natural resources.

(b) Payment of the full sale price of all timber sold on tax-forfeited lands shall be made in cash at the time of the timber sale, except in the case of oral or sealed bid auction sales, the down payment shall be no less than 15 percent of the appraised value, and the balance shall be paid prior to entry. In the case of auction sales that are partitioned and sold as a single sale with predetermined cutting blocks, the down payment shall be no less than 15 percent of the appraised price of the entire timber sale which may be held until the satisfactory completion of the sale or applied in whole or in part to the final cutting block. The value of each separate block must be

paid in full before any cutting may begin in that block. With the permission of the county administrator the purchaser may enter unpaid blocks and cut necessary timber incidental to developing logging roads as may be needed to log other blocks provided that no timber may be removed from an unpaid block until separately scaled and paid for.

(c) The county board may require final settlement on the basis of a scale of cut products. Any parcels of land from which timber is to be sold by scale of cut products shall be so designated in the published notice of sale above mentioned, in which case the notice shall contain a description of such parcels, a statement of the estimated quantity of each species of timber thereon and the appraised price of each specie of timber for 1,000 feet, per cord or per piece, as the case may be. In such cases any bids offered over and above the appraised prices shall be by percentage, the percent bid to be added to the appraised price of each of the different species of timber advertised on the land. The purchaser of timber from such parcels shall pay in cash at the time of sale at the rate bid for all of the timber shown in the notice of sale as estimated to be standing on the land, and in addition shall pay at the same rate for any additional amounts which the final scale shows to have been cut or was available for cutting on the land at the time of sale under the terms of such sale. Where the final scale of cut products shows that less timber was cut or was available for cutting under terms of such sale than was originally paid for, the excess payment shall be refunded from the forfeited tax sale fund upon the claim of the purchaser, to be audited and allowed by the county board as in case of other claims against the county. No timber, except hardwood pulpwood, may be removed from such parcels of land or other designated landings until scaled by a person or persons designated by the county board and approved by the commissioner of natural resources. Landings other than the parcel of land from which timber is cut may be designated for scaling by the county board by written agreement with the purchaser of the timber. The county board may, by written agreement with the purchaser and with a consumer designated by the purchaser when the timber is sold by the county auditor, and with the approval of the commissioner of natural resources, accept the consumer's scale of cut products delivered at the consumer's landing. No timber shall be removed until fully paid for in cash. Small amounts of timber not exceeding \$3,000 in appraised valuation may be sold for not less than the full appraised value at private sale to individual persons without first publishing notice of sale or calling for bids, provided that in case of such sale involving a total appraised value of more than \$200 the sale shall be made subject to final settlement on the basis of a scale of cut products in the manner above provided and not more than two such sales, directly or indirectly to any individual shall be in effect at one time.

(d) As directed by the county board, the county auditor may lease tax-forfeited land to individuals, corporations or organized subdivisions of the state at public or private vendue, and at such prices and under such terms as the county board may prescribe, for use as cottage and camp sites and for agricultural purposes and for the purpose of taking and removing of hay, stumpage, sand, gravel, clay, rock, marl, and black dirt therefrom, and for garden sites and other temporary uses provided that no leases shall be for a period to exceed ten years; provided, further that any leases involving a consideration of more than \$12,000 per year, except to an organized subdivision of the state shall first be offered at public sale in the manner provided herein for sale of timber. Upon the sale of any such leased land, it shall remain subject to the lease for not to exceed one year from the beginning of the term of the lease. Any rent paid by the lessee for the portion of the term cut off by such cancellation shall be refunded from the forfeited tax sale fund upon the claim of the lessee, to be audited and allowed by the county board as in case of other claims against the county.

(e) As directed by the county board, the county auditor may lease tax-forfeited land to individuals, corporations, or organized subdivisions of the state at public or private vendue, at such prices and under such terms as the county board may prescribe, for the purpose of taking and removing for use for road construction and other purposes tax-forfeited stockpiled iron-bearing material. The county auditor must determine that the material is needed and suitable for use in the construction or maintenance of a road, tailings basin, settling basin, dike, dam, bank fill, or other works on public or private property, and that the use would be in the best interests of the public. No lease shall exceed ten years. The use of a stockpile for these purposes must first be approved by the commissioner of natural resources. The request shall be deemed approved unless the requesting county is notified to the contrary by the commissioner of natural resources within six months after receipt of a request for approval for use of a stockpile. Once use of a stockpile has

been approved, the county may continue to lease it for these purposes until approval is withdrawn by the commissioner of natural resources.

(f) The county auditor, with the approval of the county board is authorized to grant permits, licenses, and leases to tax-forfeited lands for the depositing of stripping, lean ores, tailings, or waste products from mines or ore milling plants, upon such conditions and for such consideration and for such period of time, not exceeding 15 years, as the county board may determine; said permits, licenses, or leases to be subject to approval by the commissioner of natural resources.

(g) Any person who removes any timber from tax-forfeited land before said timber has been scaled and fully paid for as provided in this subdivision is guilty of a misdemeanor.

(h) The county auditor may, with the approval of the county board, and without first offering at public sale, grant leases, for a term not exceeding 25 years, for the removal of peat from tax-forfeited lands upon such terms and conditions as the county board may prescribe. Any lease for the removal of peat from tax-forfeited lands must first be reviewed and approved by the commissioner of natural resources if the lease covers 320 or more acres. No lease for the removal of peat shall be made by the county auditor pursuant to this section without first holding a public hearing on the auditor's intention to lease. One printed notice in a legal newspaper in the county at least ten days before the hearing, and posted notice in the courthouse at least 20 days before the hearing shall be given of the hearing.

(i) Notwithstanding any provision of paragraph (c) to the contrary, the St. Louis county auditor may, at the discretion of the county board, sell timber to the party who bids the highest price for all the several kinds of timber, as provided for sales by the commissioner of natural resources under section 90.14. Bids offered over and above the appraised price need not be applied proportionately to the appraised price of each of the different species of timber.

Page 10, line 20, delete "3, 4, 7, and 8" and insert "4, 5, 10, and 11" and after the period, insert "Sections 12 and 19 are effective the day following final enactment."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after the semicolon, insert "clarifying the aquatic life that may be raised on aquatic farms;"

Page 1, line 4, after the semicolon, insert "providing for the consumption of game at fundraising events; restricting the taking of fish on certain waters; providing for trapper education programs;"

Page 1, line 9, after the semicolon, insert "modifying timber sale provisions for tax-forfeited land in St. Louis county;"

Page 1, line 11, after "sections" insert "17.47, subdivision 7;"

Page 1, line 13, before "97B.601" insert "97B.025;" and after "4;" insert "97C.025;"

Page 1, line 14, after the semicolon, insert "Minnesota Statutes 2001 Supplement, section 282.04, subdivision 1;"

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

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

S.F. No. 3045: A bill for an act relating to domestic abuse; authorizing extension of the domestic fatality review team pilot project in the fourth judicial district.

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

Page 1, line 10, delete "section 31" and insert "sections 29 to 32"

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

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

S.F. No. 3313: A bill for an act relating to real property; providing for the electronic recording and authentication of certain documents as part of a pilot project; delaying the expiration date of the electronic real estate filing task force; amending Minnesota Statutes 2000, section 507.093; Minnesota Statutes 2001 Supplement, section 507.24, subdivision 2; Laws 2000, chapter 391, section 1, subdivision 2.

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

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

S.F. No. 2838: A bill for an act relating to public meetings; authorizing public meetings to be closed under certain circumstances to discuss security issues; amending Minnesota Statutes 2000, section 13D.05, subdivision 3.

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

Page 1, line 24, after the period, insert "The public body must make the decision to close a meeting under this paragraph at a public meeting, and shall identify the specific threat to public safety which exists."

Page 2, line 4, after the period, insert "The recording becomes public data two years after the date of the closed meeting, unless it is released sooner or it becomes public under chapter 13, or unless the public body obtains a protective order from a court based on a showing that making the recording public would cause harm to public safety."

Page 2, line 4, delete "two" and insert "four"

Page 2, line 7, delete "2005" and insert "2004"

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

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

S.F. No. 2937: A bill for an act relating to the environment; further clarifying the statute of limitations for actions to recover response costs under the Minnesota Environmental Response and Liability Act; amending Minnesota Statutes 2000, section 115B.11, by adding subdivisions.

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

Page 1, line 26, delete "sections 2 and 5, shall" and insert "section 2, must"

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

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

S.F. No. 3331: A bill for an act relating to health; modifying access to health records; amending Minnesota Statutes 2000, section 144.335, subdivisions 2, 4, 5; Minnesota Statutes 2001 Supplement, section 144.335, subdivision 1; repealing Minnesota Statutes 2000, section 144.335, subdivision 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 144.335, subdivision 5, is amended to read:

Subd. 5. [COSTS.] When a patient requests a copy of the patient's record for purposes of reviewing current medical care, the provider must not charge a fee. When a provider or its representative makes copies of patient records upon a patient's request under this section, the provider or its representative may charge the patient or the patient's representative no more than 75 cents per page, plus \$10 for time spent retrieving and copying the records, unless other law or a rule or contract provide for a lower maximum charge. This limitation does not apply to x-rays. The provider may charge a patient no more than the actual cost of reproducing X-rays, plus no more than \$10 for the time spent retrieving and copying the x-rays.

The respective maximum charges of 75 cents per page and \$10 for time provided in this subdivision are in effect for calendar year 1992 and may be adjusted annually each calendar year as provided in this subdivision. The permissible maximum charges shall change each year by an amount that reflects the change, as compared to the previous year, in the consumer price index for all urban consumers, Minneapolis-St. Paul (CPI-U), published by the department of labor.

This subdivision does not apply to records requested to make or complete an application for a disability benefits program."

Delete the title and insert:

"A bill for an act relating to health; removing the cost of obtaining health records when applying for a disability benefits program; amending Minnesota Statutes 2000, section 144.335, subdivision 5."

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

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

S.F. No. 3211: A bill for an act relating to human services; developing a pilot project to deliver services to deaf-blind adults, children, and families.

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

Page 1, line 15, delete "project" and insert "program"

Page 1, line 17, delete "include" and insert "provide"

Page 1, line 18, delete "legislature" and insert "senate and house of representatives policy and fiscal committees having jurisdiction over human services issues"

Page 1, after line 20, insert:

"Sec. 2. [SERVICES FOR DEAF-BLIND PERSONS.]

(a) Effective for fiscal years beginning on or after July 1, 2003, the commissioner of human services shall combine the existing \$1,000,000 biennial base level funding for deaf-blind services into a single grant program. Within the limits of the appropriation for this purpose, each biennium at least \$350,000 shall be awarded for services to deaf-blind children and their families and at least \$250,000 shall be awarded for services to deaf-blind adults.

(b) The commissioner may make grants:

(1) for services provided by organizations; and

(2) to develop and administer consumer-directed services.

(c) Any entity that is able to satisfy the grant criteria is eligible to receive a grant under paragraph (a).

(d) Deaf-blind service providers are not required to, but may, provide intervenor services as part of the service package provided with grant funds under this section.

Sec. 3. [FEASIBILITY ASSESSMENT OF MEDICAL ASSISTANCE EXPANSION TO COVER DEAF-BLIND SERVICES.]

The commissioner of human services shall study and report to the legislature by January 15, 2003, with a feasibility assessment of the costs and policy implications, including the necessity of federal waivers, to expand benefits covered under medical assistance and under medical assistance waiver programs to include the following services for deaf-blind persons:

- (1) sign language interpreters;
- (2) intervenors;
- (3) support service persons;
- (4) orientation and mobility services; and
- (5) rehabilitation teaching services."

Amend the title as follows:

Page 1, line 4, before the period, insert "; combining deaf-blind grants into a single program; requiring a feasibility assessment of medical assistance expansion to cover certain deaf-blind services"

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

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

S.F. No. 3100: A bill for an act relating to human services; establishing approved tribal health professionals as medical assistance providers; reimbursement for certain health services; American Indian contracting provisions; amending Minnesota Statutes 2000, sections 254B.09, subdivision 2; 256B.02, subdivision 7; 256B.32; Minnesota Statutes 2001 Supplement, sections 256B.0644; 256B.75; proposing coding for new law in Minnesota Statutes, chapter 256B.

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

Page 5, after line 4, insert:

"Sec. 5. Minnesota Statutes 2001 Supplement, section 256B.69, subdivision 5b, is amended to read:

Subd. 5b. [PROSPECTIVE REIMBURSEMENT RATES.] (a) For prepaid medical assistance and general assistance medical care program contract rates set by the commissioner under subdivision 5 and effective on or after January 1, 1998, capitation rates for nonmetropolitan counties shall on a weighted average be no less than 88 percent of the capitation rates for metropolitan counties, excluding Hennepin county. The commissioner shall make a pro rata adjustment in capitation rates paid to counties other than nonmetropolitan counties in order to make this provision budget neutral. The commissioner, in consultation with a health care actuary, shall evaluate the regional rate relationships based on actual health plan costs for Minnesota health care programs. The commissioner may establish, based on the actuary's recommendation, new rate regions that recognize metropolitan areas outside of the seven-county metropolitan area.

(b) For prepaid medical assistance program contract rates set by the commissioner under subdivision 5 and effective on or after January 1, 2001, capitation rates for nonmetropolitan counties shall, on a weighted average, be no less than 89 percent of the capitation rates for metropolitan counties, excluding Hennepin county.

(c) This subdivision shall not affect the nongeographically based risk adjusted rates established under section 62Q.03, subdivision 5a."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "requiring an evaluation of managed care regional rate differences; authorizing new rate regions;"

Page 1, line 8, before "256B.75;" insert "256B.69, subdivision 5b;"

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

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

S.F. No. 2908: A bill for an act relating to data privacy; regulating electronic mail solicitations; protecting privacy of Internet consumers; regulating use of information about Internet users; providing penalties; proposing coding for new law in Minnesota Statutes, chapters 325F; 325M.

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

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

S.F. No. 3302: A bill for an act relating to judgments; changing the formula for certain calculations; amending Minnesota Statutes 2000, section 549.09, subdivision 1.

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

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

S.F. No. 2125: A bill for an act relating to natural resources; modifying provisions for all-terrain vehicle use on certain wildlife management area lands; adding to state wildlife management areas; providing for certain land exchanges; permitting the sale of certain consolidated conservation land in Roseau county; amending Minnesota Statutes 2000, section 97A.133, subdivision 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 97A.133, subdivision 3, is amended to read:

Subd. 3. [ALL-TERRAIN VEHICLE TRAVEL WITHIN DESIGNATED WILDLIFE MANAGEMENT AREAS.] (a) On lands acquired by the state under chapter 84A that are designated after January 1, 1986, as wildlife management areas, the commissioner shall, by January 15, 2003 2004, identify and, designate ~~e~~ corridor, and sign at least 90 miles of trails, not including public roads that are maintained and open to travel by other noncommercial vehicles, in corridors of disturbance that:

(1) the commissioner determines are appropriate to connect trails, forest roads established under section 89.71, subdivision 1, and public highways to provide reasonable travel for all-terrain vehicles; or

(2) are areas of historic all-terrain vehicle use, including trails that end within a wildlife management area.

The designated trails must be either within or contiguous to the wildlife management areas. The commissioner shall consult with wildlife management area users, including both motorized and nonmotorized trail users, in identifying and designating ~~e~~ corridor trails under this paragraph. ~~C~~orridor Trail establishment must be in compliance with other state and federal law. Local governments and other trail sponsors may propose the designation of ~~e~~ corridor trails, including the designation as a grant-in-aid trail for the purposes of funding under section 84.927, subdivision 2.

(b) The following forest roads shall be open to travel by all-terrain vehicles when the roads are open to other noncommercial vehicles:

(1) the Rapid River forest road, beginning at the west boundary of the Red Lake wildlife management area at the southwest corner of Section 7, Township 156 North, Range 35 West, Beltrami county, thence in an easterly and northeasterly direction through the Red Lake wildlife management area to the east boundary of the Red Lake wildlife management area at the southwest corner of Section 7, Township 157 North, Range 33 West, Lake of the Woods county;

(2) the Blanchard forest road, beginning at the junction of the North Shore Road along the northern shore of Upper Red Lake and the Blanchard state forest road at the west section line of Section 30, Township 155 North, Range 31 West, Beltrami county, thence in a westerly direction to the west section line of Section 31, Township 155 North, Range 32 West; and

(3) the Moose River forest road, beginning at the junction of Dick's Parkway state forest road and the Moose River state forest road at the southwest corner of Section 31, Township 36 West, Range 158 North, thence in a westerly direction along the Moose River state forest road to the junction of Beltrami county road 706.

(c) The commissioner shall sign each road and trail designated under this subdivision indicating the motorized uses allowed.

(d) During the regular firearms deer season, on all wildlife management area lands within the area described in paragraph (e), a person licensed to take deer may operate an all-terrain vehicle:

(1) before legal shooting hours;

(2) after legal shooting hours; and

(3) from 11:00 a.m. to 2:00 p.m.

(e) Paragraph (d) applies from where state highway No. 1 intersects the west boundary of the Red Lake Indian Reservation, then West to state highway No. 219, then North on state highway No. 219 to state highway No. 89, then North on state highway No. 89 to county highway No. 6, then East on county highway No. 6 to county highway No. 54 and county highway No. 1 (Beltrami/Marshall county line) then North along the Beltrami/Marshall county line to Roseau county line, then East on Beltrami/Roseau county line to Dick's Parkway, then South on Dick's Parkway to county road No. 704, Beltrami county, then South to county state-aid highway No. 44 to Fourtown, then South on state highway No. 89 to the North boundary of the Red Lake Indian Reservation, then West and South following the boundary of the Red Lake Indian Reservation to where it intersects state highway No. 1.

~~(d)~~ (f) For the purposes of this subdivision, "corridors of disturbance" means rights-of-way such as ditches, ditch banks, transmission lines, pipelines, permanent roads, winter roads, and recreational trails. The existence of a corridor of disturbance eligible for corridor designation may be demonstrated by physical evidence, document recorded in the office of the county recorder or other public official, aerial survey, or other evidence similar to the above. Cross-country motorized use of land shall not cause that land to be considered a corridor of disturbance.

Sec. 2. Minnesota Statutes 2001 Supplement, section 297A.94, is amended to read:

297A.94 [DEPOSIT OF REVENUES.]

(a) Except as provided in this section, the commissioner shall deposit the revenues, including interest and penalties, derived from the taxes imposed by this chapter in the state treasury and credit them to the general fund.

(b) The commissioner shall deposit taxes in the Minnesota agricultural and economic account in the special revenue fund if:

(1) the taxes are derived from sales and use of property and services purchased for the construction and operation of an agricultural resource project; and

(2) the purchase was made on or after the date on which a conditional commitment was made for a loan guaranty for the project under section 41A.04, subdivision 3.

The commissioner of finance shall certify to the commissioner the date on which the project received the conditional commitment. The amount deposited in the loan guaranty account must be reduced by any refunds and by the costs incurred by the department of revenue to administer and enforce the assessment and collection of the taxes.

(c) The commissioner shall deposit the revenues, including interest and penalties, derived from the taxes imposed on sales and purchases included in section 297A.61, subdivision 3, paragraph (g), clauses (1) and (4), in the state treasury, and credit them as follows:

(1) first to the general obligation special tax bond debt service account in each fiscal year the amount required by section 16A.661, subdivision 3, paragraph (b); and

(2) after the requirements of clause (1) have been met, the balance to the general fund.

(d) The commissioner shall deposit the revenues, including interest and penalties, collected under section 297A.64, subdivision 5, in the state treasury and credit them to the general fund. By July 15 of each year the commissioner shall transfer to the highway user tax distribution fund an amount equal to the excess fees collected under section 297A.64, subdivision 5, for the previous calendar year.

(e) For fiscal year 2001, 97 percent; for fiscal years ~~year 2002 and 2003 and thereafter~~, 87 percent; ~~and for fiscal year 2004 and thereafter, 88.5 percent~~ of the revenues, including interest and penalties, transmitted to the commissioner under section 297A.65, must be deposited by the commissioner in the state treasury as follows:

(1) 50 percent of the receipts must be deposited in the heritage enhancement account in the game and fish fund, and may be spent only on activities that improve, enhance, or protect fish and wildlife resources, including conservation, restoration, and enhancement of land, water, and other natural resources of the state;

(2) 22.5 percent of the receipts must be deposited in the natural resources fund, and may be spent only for state parks and trails;

(3) 22.5 percent of the receipts must be deposited in the natural resources fund, and may be spent only on metropolitan park and trail grants;

(4) three percent of the receipts must be deposited in the natural resources fund, and may be spent only on local trail grants; and

(5) two percent of the receipts must be deposited in the natural resources fund, and may be spent only for the Minnesota zoological garden, the Como park zoo and conservatory, and the Duluth zoo.

(f) The revenue dedicated under paragraph (e) may not be used as a substitute for traditional sources of funding for the purposes specified, but the dedicated revenue shall supplement traditional sources of funding for those purposes. Land acquired with money deposited in the game and fish fund under paragraph (e) must be open to public hunting and fishing during the open season, except that in aquatic management areas or on lands where angling easements have been acquired, fishing may be prohibited during certain times of the year and hunting may be prohibited. At least 87 percent of the money deposited in the game and fish fund for improvement, enhancement, or protection of fish and wildlife resources under paragraph (e) must be allocated for field operations.

Sec. 3. [ADDITIONS TO STATE WILDLIFE MANAGEMENT AREAS INCLUDED IN 1991 COMMISSIONER'S ORDERS.]

Subdivision 1. [97A.133] [Subd. 6.] [BEAR CREEK WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following areas are added to Bear Creek wildlife management area:

the SE1/4-SE1/4 of Section 27; NE1/4 and E1/2-SE1/4 of Section 34; all in Township 161 North, Range 38 West.

Subd. 2. [97A.133] [Subd. 8.] [BORDER WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following areas are added to Border wildlife management area: Lot 2 of Section 27; Lot 1 of Section 28; Lot 5 of Section 29; S1/2-NE1/4 and E1/2-SE1/4 of Section 31; all in Township 164 North, Range 36 West.

Subd. 3. [97A.133] [Subd. 9.] [CARMALEE WILDLIFE MANAGEMENT AREA; BELTRAMI COUNTY.] The following areas are added to Carmalee wildlife management area: NW1/4 of Section 27; NE1/4, E1/2-NW1/4, NE1/4-SW1/4, S1/2-SW1/4, and SE1/4 of Section 28; W1/2-NE1/4, NW1/4, and S1/2 of Section 29; E1/2, E1/2-NW1/4, Lot 2, E1/2-SW1/4, Lot 3, and Lot 4 of Section 30; N1/2-NE1/4, E1/2-NW1/4, Lot 1, Lot 2, E1/2-SW1/4, Lot 3, Lot 4, and SE1/4 of Section 31; NE1/4 and SW1/4 of Section 32; N1/2 and E1/2-SE1/4 of Section 33; W1/2-NE1/4, NW1/4, W1/2-SW1/4, and N1/2-SE1/4 of Section 34; all in Township 155 North, Range 38 West.

Subd. 4. [97A.133] [Subd. 12.] [CEDARBEND WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following areas are added to Cedarbend wildlife management area: Lot 2, Lot 3, and S1/2-SE1/4 of Section 4; Lot 1, Lot 2, and SE1/4-SE1/4 of Section 8; NE1/4, Lot 1, and N1/2-SW1/4 of Section 9; NE1/4-NE1/4 and SW1/4-SW1/4 north of county ditch of Section 10; S1/2-SW1/4 and SE1/4-SE1/4 of Section 16; S1/2-SW1/4 and S1/2-SE1/4 of Section 17; NE1/4-NE1/4 and Lot 1 of Section 19; E1/2-NE1/4 and SE1/4 of Section 20; NW1/4-NE1/4, NW1/4, and N1/2-SW1/4 of Section 21; all in Township 162 North, Range 37 West.

Subd. 5. [97A.133] [Subd. 13.] [CLEAR RIVER WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following area is added to Clear River wildlife management area: the W1/2-SE1/4 of Section 4, Township 161 North, Range 36 West.

Subd. 6. [97A.133] [Subd. 14.] [EAST BRANCH WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following areas are added to East Branch wildlife management area: the NW1/4-NE1/4 of Section 21; SE1/4-NE1/4 of Section 28; all in Township 162 North, Range 36 West.

Subd. 7. [97A.133] [Subd. 15.] [EAST PARK WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following areas are added to East Park wildlife management area: Lot 4 and SW1/4-NW1/4 of Section 2; Lot 1, Lot 2, S1/2-NE1/4, Lot 3, Lot 4, S1/2-NW1/4, and W1/2-SW1/4 of Section 3; Lot 1, Lot 2, and Lot 3 of Section 4; W1/2-NE1/4 and E1/2-NW1/4 of Section 7; NW1/4-SW1/4 of Section 8; Lot 2 of Section 18; all in Township 158 North, Range 44 West.

Subd. 8. [97A.133] [Subd. 17.] [ELM LAKE WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following area is added to Elm Lake wildlife management area: NW1/4 of Section 26, Township 155 North, Range 42 West.

Subd. 9. [97A.133] [Subd. 18.] [ENSTROM WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following area is added to Enstrom wildlife management area: Lot 1 and Lot 2 of Section 6, Township 162 North, Range 38 West.

Subd. 10. [97A.133] [Subd. 19.] [ESPELIE WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following areas are added to Espelie wildlife management area:

(1) S1/2-NE1/4, Lot 3, Lot 4, SE1/4-NW1/4, NE1/4-SW1/4, and S1/2-SW1/4 of Section 5; Lot 1, Lot 2, SW1/4-NE1/4, NW1/4-SE1/4, and S1/2-SE1/4 of Section 6; N1/2-NE1/4, NE1/4-NW1/4, Lot 3, Lot 4, and SE1/4-SW1/4 of Section 7; E1/2, NE1/4-SW1/4, and S1/2-SW1/4 of Section 8; N1/2-NW1/4, SE1/4-NW1/4, N1/2-SW1/4, and SE1/4 of Section 9; W1/2 of Section 11; SE1/4 of Section 13; W1/2-NW1/4 of Section 14; S1/2-NE1/4, NW1/4-NW1/4, S1/2-NW1/4, SW1/4, N1/2-SE1/4, and SW1/4-SE1/4 of Section 15; SE1/4 of Section 16; NE1/4, E1/2-NW1/4, NE1/4-SW1/4, Lot 3, and NW1/4-SE1/4 of Section 18; NW1/4-NW1/4 of Section 22; all in Township 155 North, Range 39 West; and

(2) SE1/4-SE1/4 of Section 31; W1/2-SW1/4 of Section 32; SE1/4-SW1/4 and SW1/4-SE1/4 of Section 33; all in Township 156 North, Range 39 West.

Subd. 11. [97A.133] [Subd. 20.] [FIREWEED WILDLIFE MANAGEMENT AREA; BELTRAMI COUNTY.] The following areas are added to Fireweed wildlife management area: all of Section 13; N1/2 and SE1/4 of Section 14; N1/2-NE1/4, SW1/4-NE1/4, N1/2-NW1/4, SE1/4-NW1/4, and NW1/4-SW1/4 of Section 15; NW1/4-NW1/4 except the 2 acres described in warranty deed recorded in Book 84, page 34, as document 110732, SW1/4, and N1/2-SE1/4 of Section 22; N1/2, S1/2-SW1/4, and SE1/4 of Section 24; all in Township 155 North, Range 37 West.

Subd. 12. [97A.133] [Subd. 23.] [GOLDEN VALLEY WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following area is added to Golden Valley wildlife management area: Lot 4 of Section 1, Township 159 North, Range 39 West.

Subd. 13. [97A.133] [Subd. 26.] [GRYGLA WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following areas are added to Grygla wildlife management area: N1/2-SE1/4 of Section 14; NE1/4-SW1/4 and SE1/4 of Section 16; SE1/4-NE1/4 and N1/2-SE1/4 of Section 20; W1/2-NE1/4 and NW1/4-SE1/4 of Section 21; E1/2-NE1/4, W1/2, and NE1/4-SE1/4 of Section 22; W1/2-NW1/4 and SW1/4 of Section 23; SW1/4 of Section 24; SW1/4-NE1/4, NW1/4-NW1/4, S1/2-NW1/4, N1/2-SW1/4, and NW1/4-SE1/4 of Section 25; E1/2, E1/2-NW1/4, and SW1/4 of Section 26; SE1/4-NE1/4 and SW1/4-NW1/4 of Section 29; NE1/4-NE1/4, S1/2-NE1/4, NE1/4-SW1/4, and N1/2-SE1/4 of Section 30; SW1/4-NE1/4 of Section 31; N1/2-NE1/4 and N1/2-NW1/4 of Section 35; NW1/4-NW1/4, NE1/4-SE1/4, and S1/2-SE1/4 of Section 36; all in Township 157 North, Range 39 West.

Subd. 14. [97A.133] [Subd. 27.] [GUN DOG WILDLIFE MANAGEMENT AREA; BELTRAMI COUNTY.] The following areas are added to Gun Dog wildlife management area: the E1/2-SW1/4 and SE1/4-SE1/4 of Section 2; Lot 2, SW1/4-NE1/4, Lot 3, Lot 4, S1/2-NW1/4, SW1/4, and W1/2-SE1/4 of Section 3; NE1/4 and NW1/4-SE1/4 of Section 10; N1/2-NE1/4, N1/2-NW1/4, SW1/4-NW1/4, SW1/4, and S1/2-SE1/4 of Section 11; S1/2-SW1/4 of Section 12; all in Township 155 North, Range 37 West.

Subd. 15. [97A.133] [Subd. 29.] [HAYES WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following area is added to Hayes wildlife management area: the SW1/4-NE1/4 and SE1/4-NE1/4 except the 6 acres described in warranty deed filed for record on November 26, 1946, in Book 199, page 329, of Section 31, Township 160 North, Range 38 West.

Subd. 16. [97A.133] [Subd. 30.] [HUNTLY WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following areas are added to Huntly wildlife management area: Lot 3, Lot 4, and SW1/4-NW1/4 of Section 4; Lot 1, Lot 2, S1/2-NE1/4, S1/2-NW1/4, and N1/2-SW1/4 of Section 5; S1/2-NE1/4, N1/2-SE1/4, and SW1/4-SE1/4 of Section 7; N1/2-NW1/4 of Section 8; S1/2-SW1/4 of Section 9; E1/2, NE1/4-NW1/4, S1/2-NW1/4, and SW1/4 of Section 17; SE1/4-SE1/4 of Section 19; S1/2-NW1/4, SW1/4, and N1/2-SE1/4 of Section 20; SW1/4-NW1/4 and SW1/4 of Section 21; SW1/4-NE1/4, NW1/4-NW1/4, S1/2-NW1/4, SW1/4, and W1/2-SE1/4 of Section 27; NW1/4-NE1/4 and S1/2-NE1/4 of Section 28; E1/2, NW1/4, N1/2-SW1/4, and SE1/4-SW1/4 of Section 29; NE1/4-NE1/4 of Section 30; all of Section 33; all in Township 158 North, Range 43 West.

Subd. 17. [97A.133] [Subd. 34.] [LEE WILDLIFE MANAGEMENT AREA; BELTRAMI COUNTY.] The following areas are added to Lee wildlife management area: N1/2-NE1/4, SW1/4-NE1/4, NW1/4, SW1/4, N1/2-SE1/4, and SW1/4-SE1/4 of Section 25; all of Section 26; S1/2 of Section 35; all of Section 36; all in Township 155 North, Range 38 West.

Subd. 18. [97A.133] [Subd. 38.] [MOOSE RIVER WILDLIFE MANAGEMENT AREA; BELTRAMI COUNTY.] The following areas are added to Moose River wildlife management area:

(1) Lot 1, Lot 2, Lot 3, Lot 4, and S1/2 of Section 4; Lot 1, Lot 2, Lot 3, Lot 4, and S1/2 of Section 5; Lot 1, Lot 2, Lot 3, Lot 4, NE1/4-SW1/4, Lot 5, Lot 6, SE1/4-SW1/4, and SE1/4 of Section 6; all of Section 9; all in Township 156 North, Range 37 West;

(2) all of Section 4; all of Section 5; all of Section 6; all of Section 7; all of Section 8; all of

Section 9; all of Section 16; all of Section 17; all of Section 18; all of Section 19; N1/2 and SE1/4 of Section 20; all of Section 21; all of Section 28; all of Section 29; all of Section 30; all of Section 31; all of Section 32; all of Section 33; all in Township 157 North, Range 37 West;

(3) Lot 1, Lot 2, Lot 3, Lot 4, and S1/2 of Section 1; Lot 1, Lot 2, and SE1/4 of Section 2; all in Township 156 North, Range 38 West; and

(4) E1/2 of Section 24; all of Section 25; all of Section 36; all in Township 157 North, Range 38 West.

Subd. 19. [97A.133] [Subd. 39.] [MOYLAN WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following areas are added to Moylan wildlife area:

(1) Lot 5 of Section 6, Township 154 North, Range 40 West;

(2) S1/2-NW1/4, N1/2-SW1/4, and SE1/4 of Section 1; SE1/4-NE1/4, Lot 4, SW1/4-NW1/4, and NE1/4-SE1/4 of Section 2; Lot 1, Lot 2, S1/2-NE1/4, and Lot 3 of Section 3; NE1/4 of Section 9; W1/2-NW1/4 of Section 10; SE1/4-NW1/4 and NE1/4-SW1/4 of Section 11; E1/2-NE1/4 of Section 12; all in Township 155 North, Range 40 West; and

(3) S1/2-SW1/4 and SE1/4 of Section 34, Township 156 North, Range 40 West.

Subd. 20. [97A.133] [Subd. 40.] [NERESON WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following areas are added to Nereson wildlife management area: Lot 2, SW1/4-NE1/4, Lot 3, and SE1/4-NW1/4 of Section 4; Lot 10 and Lot 11 of Section 5; all in Township 159 North, Range 41 West.

Subd. 21. [97A.133] [Subd. 41.] [NEW MAINE WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following area is added to New Maine wildlife management area: the S1/2 of Section 36, Township 158 North, Range 44 West.

Subd. 22. [97A.133] [Subd. 42.] [PALMVILLE WILDLIFE MANAGEMENT AREA; MARSHALL AND ROSEAU COUNTIES.] The following areas are added to Palmville wildlife management area:

(1) Lot 5 and SE1/4-NW1/4 of Section 6, Township 158 North, Range 40 West;

(2) W1/2 and E1/2-SE1/4 of Section 17; NE1/4, NE1/4-NW1/4, and NE1/4-SE1/4 of Section 19; W1/2-NW1/4 and W1/2-SW1/4 of Section 20; N1/2-NE1/4, SE1/4-NE1/4, N1/2-SE1/4, and SW1/4-SE1/4 of Section 21; Lot 2 and SE1/4-NW1/4 of Section 31; Lot 2 of Section 33; all in Township 159 North, Range 40 West;

(3) Lot 3 of Section 1; S1/2-NE1/4 of Section 2; all in Township 158 North, Range 41 West; and

(4) W1/2-SE1/4 of Section 9; E1/2-SW1/4 and N1/2-SE1/4 of Section 18; E1/2-NE1/4 of Section 19; NW1/4-SW1/4 of Section 20; N1/2-NW1/4 and SW1/4-NW1/4 of Section 21; NW1/4-NW1/4 of Section 23; SW1/4-SW1/4 of Section 26; NE1/4-NE1/4, S1/2-NE1/4, Lot 1, Lot 2, SE1/4-NW1/4, and Lot 3 of Section 31; N1/2, N1/2-SW1/4, Lot 1, Lot 2, and Lot 4 of Section 34; NW1/4-NE1/4, S1/2-NE1/4, NW1/4, N1/2-SW1/4, Lot 1, Lot 2, N1/2-SE1/4, Lot 3, and Lot 4 of Section 35; all in Township 159 North, Range 41 West.

Subd. 23. [97A.133] [Subd. 48.] [ROSVER WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following area is added to Rosver wildlife management area: the SE1/4-SW1/4 except the 2 acres described in warranty deed filed for record on October 30, 1923, in Book 161, page 143, Section 30, Township 163 North, Range 39 West.

Subd. 24. [97A.133] [Subd. 50.] [SAW-WHET WILDLIFE MANAGEMENT AREA; BELTRAMI COUNTY.] The following areas are added to Saw-Whet wildlife management area: the SW1/4-NW1/4 and NW1/4-SW1/4 of Section 4; S1/2-NE1/4 and SE1/4 of Section 5; SW1/4-NE1/4, SE1/4-NW1/4, E1/2-SW1/4, and S1/2-SE1/4 of Section 7; NE1/4-NE1/4,

NW1/4-NE1/4 except the 2 acres described in deed recorded in Book 95, page 155, as document 137491, S1/2-NE1/4, NE1/4-SW1/4, and N1/2-SE1/4 of Section 8; all in Township 155 North, Range 37 West.

Subd. 25. [97A.133] [Subd. 51.] [SEM WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following areas are added to Sem wildlife management area:

(1) Lot 1, Lot 2, Lot 7, and Lot 8 of Section 1; Lot 1, Lot 2, Lot 7, Lot 8, S1/2-NE1/4, Lot 3, Lot 4, Lot 5, Lot 6, S1/2-NW1/4, and SE1/4 of Section 3; Lot 1 and Lot 8 of Section 4; W1/2-NE1/4 of Section 7; all in Township 154 North, Range 39 West; and

(2) SE1/4-SW1/4 of Section 24; E1/2 and SW1/4 of Section 25; E1/2-SW1/4 and S1/2-SE1/4 of Section 26; NW1/4-NW1/4 and S1/2-NW1/4 of Section 27; E1/2-SW1/4 of Section 29; N1/2-NE1/4 and S1/2-SE1/4 of Section 33; NE1/4, N1/2-NW1/4, SE1/4-NW1/4, and E1/2-SE1/4 of Section 34; NE1/4, NE1/4-NW1/4, S1/2-NW1/4, and E1/2-SW1/4 of Section 35; N1/2-NE1/4 of Section 36; all in Township 155 North, Range 39 West.

Subd. 26. [97A.133] [Subd. 52.] [SHARP WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following area is added to Sharp wildlife management area: the SW1/4 of Section 17, Township 155 North, Range 40 West.

Subd. 27. [97A.133] [Subd. 53.] [SKIME WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following areas are added to Skime wildlife management area: the SW1/4-SW1/4 of Section 10; NW1/4-NW1/4 of Section 14; NW1/4-NW1/4 of Section 15; E1/2-NE1/4 of Section 16; W1/2-NE1/4 of Section 20; E1/2-SW1/4 and W1/2-SE1/4 of Section 24; N1/2-NE1/4, SE1/4-NE1/4, E1/2-SW1/4, and SW1/4-SW1/4 except the west 495 feet thereof of Section 26; S1/2-NE1/4 of Section 28; South 10 acres of SE1/4-NW1/4 of Section 34; W1/2-NE1/4 and NW1/4 of Section 35; NW1/4 of Section 36; all in Township 159 North, Range 39 West.

Subd. 28. [97A.133] [Subd. 54.] [SNOWSHOE WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following areas are added to Snowshoe wildlife management area: the W1/2-SW1/4 of Section 28; E1/2-NE1/4 of Section 32; W1/2-NW1/4 of Section 33; all in Township 155 North, Range 42 West.

Subd. 29. [97A.133] [Subd. 55.] [SOUTH SHORE WILDLIFE MANAGEMENT AREA; LAKE OF THE WOODS AND ROSEAU COUNTIES.] The following areas are added to South Shore wildlife management area:

(1) Lot 1, Lot 2, and S1/2-NW1/4 of Section 5; Lot 2, S1/2-NE1/4, all that part of Lot 3, SE1/4-NW1/4, and NE1/4-SW1/4 except the land described in commissioner's order filed for record in Book 241 Miscellaneous, page 365, as document 141104, Lot 4, Lot 5, and Lot 6, of Section 6; all in Township 162 North, Range 35 West;

(2) Lot 1, Lot 2, SE1/4-NE1/4, Lot 4, Lot 5, and SE1/4-SW1/4 of Section 24; NE1/4-NW1/4, Lot 1, SW1/4-NW1/4, and NW1/4-SW1/4 of Section 25; Lot 1, Lot 2, Lot 3, Lot 4, Lot 5, SE1/4-SW1/4, and SE1/4 of Section 26; NE1/4-SW1/4, S1/2-SW1/4, and N1/2-SE1/4 of Section 34; NW1/4-NE1/4, N1/2-NW1/4, and SW1/4-NW1/4 of Section 35; all in Township 163 North, Range 35 West; and

(3) Lot 1, Lot 2, SW1/4-NE1/4, and SE1/4-NW1/4 of Section 1, Township 162 North, Range 36 West.

Subd. 30. [97A.133] [Subd. 57.] [THIEF LAKE WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following areas are added to Thief Lake wildlife management area:

(1) Lot 1 of Section 1; S1/2-SW1/4 of Section 2; S1/2-SE1/4 of Section 3; S1/2-SE1/4 of Section 8; S1/2-SW1/4 of Section 9; N1/2-NE1/4, NW1/4-NW1/4, N1/2-SW1/4, and SW1/4-SW1/4 of Section 10; NE1/4 and N1/2-NW1/4 of Section 11; NE1/4 of Section 12; S1/2 of Section 13; NE1/4, NE1/4-NW1/4, and S1/2-NW1/4 of Section 14; NW1/4 of Section 15; N1/2 and W1/2-SW1/4 of Section 16; E1/2, N1/2-SW1/4, and SE1/4-SW1/4 of Section 17; NE1/4-NW1/4 and East 20 acres of Lot 1 of Section 19; NE1/4-SW1/4 and N1/2-SE1/4 of Section

21; NW1/4 of Section 22; SW1/4 of Section 23; all of Section 24; NW1/4-SE1/4 and S1/2-SE1/4 of Section 34; SE1/4-NE1/4 and SW1/4-SW1/4 of Section 35; W1/2 of Section 36; all in Township 158 North, Range 39 West;

(2) Lot 3, Lot 4, and S1/2-NW1/4 of Section 1, Township 158 North, Range 40 West;

(3) Lot 1, Lot 2, S1/2-NE1/4, Lot 3, Lot 4, and S1/2-NW1/4 of Section 5, Township 157 North, Range 42 West;

(4) Lot 3, Lot 4, S1/2-NW1/4, and NW1/4-SE1/4 of Section 1; N1/2-SE1/4 of Section 2; NE1/4-SE1/4 of Section 5; W1/2 of Section 11; N1/2-NW1/4, SW1/4-NW1/4, and NW1/4-SW1/4 of Section 14; E1/2-NW1/4 and NE1/4-SE1/4 of Section 15; NW1/4 of Section 17; SE1/4-SW1/4, NE1/4-SE1/4, and S1/2-SE1/4 of Section 20; S1/2-NW1/4, NW1/4-SW1/4, and SE1/4 of Section 21; W1/2 of Section 22; all that part of N1/2-SE1/4 except the 3.12 acres described in the final certificate recorded in Book Y of Miscellaneous Records on page 331 as document 179879, of Section 24; NW1/4-NW1/4 except the 2.89 acres described in the final certificate recorded as document 175751 on May 9, 1956, and SW1/4-NW1/4 of Section 27; all that part of E1/2-NE1/4 and SW1/4-NE1/4 except the 14.35 acres described in the final certificate recorded as document 175751 on May 9, 1956, NW1/4-NE1/4, NE1/4-NW1/4, N1/2-SW1/4, and NW1/4-SE1/4 of Section 28; N1/2-NE1/4, SW1/4-NE1/4, NE1/4-NW1/4, S1/2-NW1/4, SW1/4, and SW1/4-SE1/4 of Section 29; NW1/4-NE1/4, SE1/4-NW1/4, and NE1/4-SE1/4 of Section 30; Lot 2, SE1/4-SW1/4, and S1/2-SE1/4 of Section 31; SW1/4-SW1/4 of Section 32; all in Township 158 North, Range 42 West; and

(5) Lot 4, SW1/4-NW1/4, NE1/4-SE1/4, and S1/2-SE1/4 of Section 1; NW1/4 and N1/2-SE1/4 of Section 11; NE1/4-NE1/4 and S1/2-NE1/4 of Section 13; S1/2-NE1/4 and E1/2-SE1/4 of Section 23; NW1/4-NE1/4, S1/2-NE1/4, W1/2, and N1/2-SE1/4 of Section 25; N1/2-SW1/4, SW1/4-SW1/4 except the 11.00 acres described in the final certificate recorded in Book R of Miscellaneous Records on page 203 as document 146643, SE1/4-SW1/4, N1/2-SE1/4, SW1/4-SE1/4 except the 39.0 acres described in the final certificate recorded in Book 33 of Miscellaneous Records on page 337 as document 192934, and SE1/4-SE1/4 of Section 35; all in Township 158 North, Range 43 West.

Subd. 31. [97A.133] [Subd. 58.] [VALLEY WILDLIFE MANAGEMENT AREA; MARSHALL COUNTY.] The following areas are added to Valley wildlife management area: the NE1/4, E1/2-NW1/4, E1/2-SW1/4, Lot 3, Lot 4, and N1/2-SE1/4 of Section 18; SE1/4-NE1/4 of Section 19; E1/2-NW1/4 and N1/2-SW1/4 of Section 20; all in Township 156 North, Range 39 West.

Subd. 32. [97A.133] [Subd. 61.] [WANNASKA WILDLIFE MANAGEMENT AREA; ROSEAU COUNTY.] The following area is added to Wannaska wildlife management area: the NW1/4-NE1/4 and NE1/4-NW1/4 of Section 8, Township 159 North, Range 39 West.

Subd. 33. [97A.133] [Subd. 62.] [WAPITI WILDLIFE MANAGEMENT AREA; BELTRAMI COUNTY.] The following areas are added to Wapiti wildlife management area:

(1) N1/2 and E1/2-SE1/4 of Section 1; N1/2-NE1/4, SW1/4-NE1/4, NW1/4, and SW1/4-SE1/4 of Section 2; W1/2 and S1/2-SE1/4 of Section 3; NE1/4, E1/2-NW1/4, and SW1/4 of Section 4; N1/2-NE1/4 and S1/2-SW1/4 of Section 5; W1/2-NE1/4, E1/2-NW1/4, Lot 1, and Lot 2 of Section 6; E1/2, E1/2-NW1/4, and E1/2-SW1/4 of Section 7; all of Section 8; N1/2, N1/2-SW1/4, and SE1/4 of Section 9; N1/2, N1/2-SW1/4, SE1/4-SW1/4, and SE1/4 of Section 10; W1/2 of Section 11; E1/2-NE1/4 and E1/2-SE1/4 of Section 12; S1/2-NE1/4, W1/2, and SE1/4 of Section 13; SW1/4 of Section 14; N1/2, N1/2-SW1/4, SE1/4-SW1/4, and SE1/4 of Section 15; SW1/4-NE1/4, SE1/4-NW1/4, and NW1/4-SW1/4 of Section 16; N1/2-NE1/4, SW1/4-NE1/4, NW1/4, N1/2-SW1/4, and N1/2-SE1/4 of Section 17; NE1/4, E1/2-NW1/4, Lot 1, NE1/4-SW1/4, and N1/2-SE1/4 of Section 18; NE1/4 of Section 20; E1/2, N1/2-NW1/4, SE1/4-NW1/4, and E1/2-SW1/4 of Section 21; all of Section 22; SE1/4-NE1/4, N1/2-NW1/4, SW1/4-NW1/4, and S1/2 of Section 23; W1/2 of Section 24; all of Section 26; all of Section 27; E1/2, NE1/4-NW1/4, S1/2-NW1/4, and NE1/4-SW1/4 of Section 28; Lot 3 and Lot 4 of Section 30; NE1/4, E1/2-NW1/4, Lot 1, Lot 2, Lot 3, Lot 4, Lot 5, N1/2-SE1/4, Lot 6, and Lot 7 of Section 31;

N1/2-NE1/4, SE1/4-NE1/4, N1/2-NW1/4, SW1/4-NW1/4, NW1/4-SW1/4, and Lot 4 of Section 32; N1/2, N1/2-SW1/4, N1/2-SE1/4, Lot 2, and Lot 1 of Section 33; N1/2, N1/2-SW1/4, Lot 4, Lot 3, and N1/2-SE1/4 of Section 34; N1/2, N1/2-SE1/4, Lot 2, and Lot 1 of Section 35; all of Township 157 North, Range 38 West; and

(2) all of Section 1; all of Section 2; Lot 1, Lot 2, S1/2-NE1/4, Lot 3, Lot 4, S1/2-NW1/4, and SE1/4-SE1/4 of Section 3; Lot 1, Lot 2, S1/2-NE1/4, and SW1/4-SW1/4 of Section 4; S1/2 of Section 5; E1/2-SW1/4, Lot 6, Lot 7, and SE1/4 of Section 6; E1/2, E1/2-NW1/4, E1/2-SW1/4, Lot 3, and Lot 4 of Section 7; all of Section 8; N1/2 and SW1/4 of Section 9; all of Section 10; NW1/4 and S1/2 of Section 11; N1/2, E1/2-SW1/4, and SE1/4 of Section 12; NE1/4, E1/2-NW1/4, and S1/2 of Section 13; all of Section 14; all of Section 15; all of Section 16; all of Section 17; E1/2, E1/2-NW1/4, and NE1/4-SW1/4 of Section 18; E1/2, Lot 4, and SE1/4-SW1/4 of Section 19; all of Section 20; N1/2 and SW1/4 of Section 21; all of Section 22; N1/2 and SE1/4 of Section 23; all of Section 24; all of Section 25; N1/2, SW1/4, and N1/2-SE1/4 of Section 26; all of Section 27; N1/2 of Section 28; N1/2, E1/2-SW1/4, and SE1/4 of Section 29; E1/2 and E1/2-NW1/4 of Section 30; Lot 1, Lot 2, Lot 3, Lot 4, and SE1/4 of Section 31; E1/2 of Section 33; all of Section 34; all of Section 35; E1/2, E1/2-NW1/4, and E1/2-SW1/4 of Section 36; all in Township 158 North, Range 38 West.

Subd. 34. [97A.133] [Subd. 63.] [WILLOW RUN WILDLIFE MANAGEMENT AREA; BELTRAMI COUNTY.] The following areas are added to Willow Run wildlife management area: the SE1/4 of Section 6; SW1/4-NE1/4, NE1/4-NW1/4, E1/2-SW1/4, N1/2-SE1/4, and SW1/4-SE1/4 of Section 7; S1/2-NW1/4 and S1/2 of Section 16; W1/2 of W1/2-NE1/4-NW1/4, W1/2-NW1/4, all that part of the SE1/4-NW1/4 and NE1/4-SW1/4 except that part described in deed recorded December 17, 1985, as document 292832, NW1/4-SW1/4, S1/2-SW1/4, and SE1/4 of Section 17; E1/2, E1/2-SW1/4, Lot 3, and Lot 4 of Section 18; E1/2, E1/2-NW1/4, Lot 1, and Lot 2 of Section 19; N1/2, SW1/4, N1/2-SE1/4, and SW1/4-SE1/4 of Section 20; all of Section 21; all in Township 155 North, Range 38 West.

Subd. 35. [97A.133] [Subd. 65.] [WOLF TRAIL MANAGEMENT AREA; BELTRAMI COUNTY.] The following areas are added to Wolf Trail wildlife management area:

(1) N1/2-NE1/4, S1/2-NW1/4, and S1/2 of Section 16; all of Section 17; N1/2-NE1/4, NE1/4-NW1/4, Lot 1, E1/2-SW1/4, Lot 3, Lot 4, and SE1/4 of Section 18; NE1/4, E1/2-NW1/4, Lot 1, Lot 2, E1/2-SW1/4, Lot 3, Lot 4, and N1/2-SE1/4 of Section 19; E1/2-NE1/4, W1/2-NW1/4, N1/2-SW1/4, and N1/2-SE1/4 of Section 20; N1/2-NE1/4, SW1/4-NE1/4, NW1/4, N1/2-SW1/4, and N1/2-SE1/4 of Section 21; all in Township 155 North, Range 37 West; and

(2) NW1/4-NE1/4, S1/2-NE1/4, N1/2-NW1/4, SE1/4-NW1/4, NE1/4-SW1/4, S1/2-SW1/4, and SE1/4 of Section 11; SW1/4-NE1/4, SE1/4-NW1/4, NE1/4-SW1/4, S1/2-SW1/4, NW1/4-SE1/4, and S1/2-SE1/4 of Section 12; all of Section 13; all of Section 14; S1/2 of Section 15; all of Section 22; all of Section 23; all of Section 24; all in Township 155 North, Range 38 West.

Sec. 4. [EXCHANGE PARCELS.]

Subdivision 1. [LAND EXCHANGE.] If a land exchange is offered to the state that, after evaluation by the department of natural resources, is determined to meet the state's natural resource goals and meet all other land exchange requirements under existing law, the parcels in subdivisions 2 and 3 shall be exchanged.

Subd. 2. [MARSHALL COUNTY.] Grygla wildlife management area: SE1/4-NE1/4 of Section 29, Township 157 North, Range 39 West, and SW1/4-NE1/4 of Section 31, Township 157 North, Range 39 West.

Subd. 3. [ROSEAU COUNTY.] (a) Cedarbend wildlife management area: NE1/4-NE1/4, and that part of SW1/4-SW1/4 north of county ditch of Section 10, Township 162 North, Range 37 West.

(b) East Branch wildlife management area: NW1/4-NE1/4 of Section 21, Township 162 North, Range 36 West; and SE1/4-NE1/4 of Section 28, Township 162 North, Range 36 West.

Sec. 5. [PUBLIC OR PRIVATE CONVEYANCE OF CONSOLIDATED CONSERVATION LAND; ROSEAU COUNTY.]

(a) Notwithstanding the classification and public sale provisions of Minnesota Statutes, chapters 84A and 282, or other law to the contrary, Roseau county may sell, either by public sale or private sale, the consolidated conservation land that is described in paragraph (d) under the remaining provisions of Minnesota Statutes, chapters 84A and 282.

(b) The land described in paragraph (d) may be sold without the public hearing required under Minnesota Statutes, section 97A.135, subdivision 2a, with the wildlife management area designation deemed vacated upon the sale of the land.

(c) The conveyance must be in a form approved by the attorney general and for not less than the appraised value of the land. Proceeds shall be disposed of according to Minnesota Statutes, chapter 84A.

(d) The land that may be sold is located in Roseau county and is described as: the south ten acres of the SE1/4-NW1/4 of Section 34, Township 159 North, Range 39 West.

Sec. 6. [ALL-TERRAIN VEHICLE VIOLATIONS ON LANDS DESIGNATED.]

Until January 15, 2004, on lands designated as wildlife management areas under this act, the commissioner may issue citations for all-terrain vehicle use violations only as provided by the following:

(1) a person observed unloading an all-terrain vehicle with an apparent intent to enter the wildlife management area, shall be verbally warned by the officer;

(2) a person observed improperly operating an all-terrain vehicle in the wildlife management area shall be stopped, issued a written warning, and directed to leave, or escorted out of, the wildlife management area, if this is the person's first offense;

(3) a person who has received prior warnings, either written or verbal, from an enforcement officer, directly relating to all-terrain vehicle operation in wildlife management areas, and who is observed illegally operating an all-terrain vehicle in the wildlife management area may be issued a citation; and

(4) a person who is operating an all-terrain vehicle in a wildlife management area and who is intentionally creating serious damage to the wildlife management area, or who is involved in some other violations of law, will be issued appropriate citations or arrested.

Sec. 7. [WILDLIFE MANAGEMENT AREA ACCESS WORKING GROUPS; BELTRAMI, MARSHALL, AND ROSEAU COUNTIES; COMMISSIONER'S REPORT.]

(a) The commissioner of natural resources shall establish an eight-member wildlife management area access working group for each county with land designated under this act to identify trails for designation under Minnesota Statutes, section 97A.133, subdivision 3, paragraph (a). Each working group shall consist of two county board representatives chosen by the county board, two staff members from the department of natural resources who are assigned to the region and chosen by the commissioner, two representatives of local all-terrain vehicle users chosen by the county board, and two representatives of nonmotorized wildlife management area users chosen by the commissioner. A working group may consider and forward recommendations to the commissioner on other access issues on wildlife management areas, designated under Minnesota Statutes, section 97A.133, subdivision 3, paragraph (a). Each working group must:

(1) meet as necessary to identify potential all-terrain vehicle trail routes on wildlife management areas within the county;

(2) vote on recommendations for proposed trail designations; and

(3) report to the commissioner on the vote for each trail proposed.

(b) By January 15, in 2003 and 2004, the commissioner shall report to the senate and house of representatives policy and finance committees with jurisdiction over natural resources on the progress in identifying and designating trails, under Minnesota Statutes, section 97A.133, subdivision 3. The report shall include a status report on:

(1) progress toward meeting the required trail mileage in Minnesota Statutes, section 97A.133, subdivision 3, paragraph (a); and

(2) an update of the activities of each of the working groups established in paragraph (a), including a description of all trail proposals that either passed by a majority vote of the group or failed on a tie vote.

Sec. 8. [EFFECTIVE DATE.]

Sections 1 to 7 are effective January 1, 2003, and for the purposes of the payments in lieu of taxes under Minnesota Statutes, sections 477A.11 to 477A.145, the land status changes are effective for payments made in calendar year 2003 and thereafter."

Delete the title and insert:

"A bill for an act relating to natural resources; modifying provisions for all-terrain vehicle use on certain wildlife management area lands; modifying disposition of lottery ticket in lieu of sales tax receipts; adding to state wildlife management areas; providing for certain land exchanges; permitting the sale of certain consolidated conservation land in Roseau county; amending Minnesota Statutes 2000, section 97A.133, subdivision 3; Minnesota Statutes 2001 Supplement, section 297A.94."

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

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

S.F. No. 2918: A bill for an act relating to welfare; imposing a moratorium on the 60-month time limit on MFIP assistance; proposing coding for new law in Minnesota Statutes, chapter 256J.

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

Page 1, after line 16, insert:

"Sec. 2. Minnesota Statutes 2001 Supplement, section 256J.425, subdivision 3, is amended to read:

Subd. 3. [HARD-TO-EMPLOY PARTICIPANTS.] An assistance unit subject to the time limit in section 256J.42, subdivision 1, in which any participant has received 60 counted months of assistance, is eligible to receive months of assistance under a hardship extension if the participant belongs to any of the following groups:

(1) a person who is diagnosed by a licensed physician, psychological practitioner, or other qualified professional, as mentally retarded or mentally ill, and that condition prevents the person from obtaining or retaining unsubsidized employment;

(2) a person who:

(i) has been assessed by a vocational specialist or the county agency to be unemployable for purposes of this subdivision; or

(ii) has an IQ below 80 who has been assessed by a vocational specialist or a county agency to be employable, but not at a level that makes the participant eligible for an extension under subdivision 4 or, in the case of a non-English-speaking person for whom it is not possible to provide a determination due to language barriers or absence of culturally appropriate assessment tools, is determined by a qualified professional to have an IQ below 80. A person is considered

employable if positions of employment in the local labor market exist, regardless of the current availability of openings for those positions, that the person is capable of performing; or

(3) a person who is determined by the county agency to be learning disabled or, in the case of a non-English-speaking person for whom it is not possible to provide a medical diagnosis due to language barriers or absence of culturally appropriate assessment tools, is determined by a qualified professional to have a learning disability. If a rehabilitation plan for the person is developed or approved by the county agency, the plan must be incorporated into the employment plan. However, a rehabilitation plan does not replace the requirement to develop and comply with an employment plan under section 256J.52. For purposes of this section, "learning disabled" means the applicant or recipient has a disorder in one or more of the psychological processes involved in perceiving, understanding, or using concepts through verbal language or nonverbal means. The disability must severely limit the applicant or recipient in obtaining, performing, or maintaining suitable employment. Learning disabled does not include learning problems that are primarily the result of visual, hearing, or motor handicaps; mental retardation; emotional disturbance; or due to environmental, cultural, or economic disadvantage; or

(4) a person who is a victim of family violence as defined in section 256J.49, subdivision 2, and who is participating in an alternative employment plan under section 256J.49, subdivision 1a.

Sec. 3. Minnesota Statutes 2001 Supplement, section 256J.425, subdivision 4, is amended to read:

Subd. 4. [EMPLOYED PARTICIPANTS.] (a) An assistance unit subject to the time limit under section 256J.42, subdivision 1, in which any participant has received 60 months of assistance, is eligible to receive assistance under a hardship extension if the participant belongs to:

(1) a one-parent assistance unit in which the participant is participating in work activities for at least 30 hours per week, of which an average of at least 25 hours per week every month are spent participating in employment; or

(2) a two-parent assistance unit in which the participants are participating in work activities for at least 55 hours per week, of which an average of at least 45 hours per week every month are spent participating in employment; or

(3) an assistance unit in which a participant is participating in employment for fewer hours than those specified in clause (1), provided the participant submits verification from a health care provider, in a form acceptable to the commissioner, stating that the number of hours the participant may work is limited due to illness or disability, as long as the participant is participating in employment for at least the number of hours specified by the health care provider. The participant must be following the treatment recommendations of the health care provider providing the verification. The commissioner shall develop a form to be completed and signed by the health care provider, documenting the diagnosis and any additional information necessary to document the functional limitations of the participant that limit work hours. If the participant is part of a two-parent assistance unit, the other parent must be treated as a one-parent assistance unit for purposes of meeting the work requirements under this subdivision.

For purposes of this section, employment means:

(1) unsubsidized employment under section 256J.49, subdivision 13, clause (1);

(2) subsidized employment under section 256J.49, subdivision 13, clause (2);

(3) on-the-job training under section 256J.49, subdivision 13, clause (4);

(4) an apprenticeship under section 256J.49, subdivision 13, clause (19);

(5) supported work. For purposes of this section, "supported work" means services supporting a participant on the job which include, but are not limited to, supervision, job coaching, and subsidized wages;

(6) a combination of (1) to (5); or

(7) child care under section 256J.49, subdivision 13, clause (25), if it is in combination with paid employment.

(b) If a participant is complying with a child protection plan under chapter 260C, the number of hours required under the child protection plan count toward the number of hours required under this subdivision.

(c) The county shall provide the opportunity for subsidized employment to participants needing that type of employment within available appropriations.

(d) To be eligible for a hardship extension for employed participants under this subdivision, a participant in a one-parent assistance unit or both parents in a two-parent assistance unit must be in compliance for at least ten out of the 12 months immediately preceding the participant's 61st month on assistance. If only one parent in a two-parent assistance unit fails to be in compliance ten out of the 12 months immediately preceding the participant's 61st month, the county shall give the assistance unit the option of disqualifying the noncompliant parent. If the noncompliant participant is disqualified, the assistance unit must be treated as a one-parent assistance unit for the purposes of meeting the work requirements under this subdivision and the assistance unit's MFIP grant shall be calculated using the shared household standard under section 256J.08, subdivision 82a.

(e) The employment plan developed under section 256J.52, subdivision 5, for participants under this subdivision must contain the number of hours specified in paragraph (a) related to employment and work activities. The job counselor and the participant must sign the employment plan to indicate agreement between the job counselor and the participant on the contents of the plan.

(f) Participants who fail to meet the requirements in paragraph (a), without good cause under section 256J.57, shall be sanctioned or permanently disqualified under subdivision 6. Good cause may only be granted for that portion of the month for which the good cause reason applies. Participants must meet all remaining requirements in the approved employment plan or be subject to sanction or permanent disqualification.

(g) If the noncompliance with an employment plan is due to the involuntary loss of employment, the participant is exempt from the hourly employment requirement under this subdivision for one month. Participants must meet all remaining requirements in the approved employment plan or be subject to sanction or permanent disqualification. This exemption is available to one-parent assistance units two times in a 12-month period, and two-parent assistance units, two times per parent in a 12-month period.

(h) This subdivision expires on June 30, 2004.

Sec. 4. Minnesota Statutes 2001 Supplement, section 256J.425, subdivision 5, is amended to read:

Subd. 5. [ACCRUAL OF CERTAIN EXEMPT MONTHS.] (a) A participant who received TANF assistance that counted towards the federal 60-month time limit while the participant was exempt under section 256J.56, paragraph (a), clause (7), from employment and training services requirements and who is no longer eligible for assistance under a hardship extension under subdivision 2, paragraph (a), clause (3), is eligible for assistance under a hardship extension for a period of time equal to the number of months that were counted toward the federal 60-month time limit while the participant was exempt under section 256J.56, paragraph (a), clause (7), from the employment and training services requirements.

(b) A participant who received TANF assistance that counted towards the federal 60-month time limit while the participant met the state time limit exemption criteria under section 256J.42, subdivision 4 or 5, is eligible for assistance under a hardship extension for a period of time equal to the number of months that were counted toward the federal 60-month time limit while the participant met the state time limit exemption criteria under section 256J.42, subdivision 5.

(c) A participant who received TANF assistance that counted towards the federal 60-month time limit while the participant was exempt under section 256J.56, paragraph (a), clause (3), from employment and training services requirements, who demonstrates at the time of the case review required under section 256J.56, subdivision 6, that the participant met the criteria for exemption from employment and training services requirements listed under section 256J.56, paragraph (a), clause (7), during one or more months the participant was exempt under section 256J.56, paragraph (a), clause 3, before or after July 1, 2000, is eligible for assistance under a hardship extension for a period of time equal to the number of months that were counted toward the federal 60-month time limit during the time the participant met the criteria of section 256J.56, paragraph (a), clause (7). At the time of the case review required under section 256J.42, subdivision 6, a county agency or job counselor must explain to the participant the basis for receiving a hardship extension based on the accrual of exempt months. The participant must document the information necessary to enable the county agency or job counselor to determine whether the participant is eligible to receive a hardship extension based on the accrual of exempt months or authorize the county agency to verify the information."

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "expanding hardship extensions; amending Minnesota Statutes 2001 Supplement, section 256J.425, subdivisions 3, 4, 5;"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 357, 2986, 3101, 3243, 3277, 3172, 709, 2739, 2792, 3084, 2949, 3111, 3200, 2575, 3231, 2814, 1000, 3162, 3347, 2562, 2900, 3257, 2989, 2516, 2430, 3187, 3181, 2913, 3174, 2875, 3278, 2971, 2769, 3045, 3313, 2838, 2937, 3331, 3211, 3100, 2908 and 3302 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 2839 and 2695 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Cohen moved that the name of Senator Marty be added as a co-author to S.F. No. 3246. The motion prevailed.

Senator Kiscaden moved that the name of Senator Belanger be added as a co-author to S.F. No. 3338. The motion prevailed.

Senator Lourey moved that the name of Senator Cohen be added as a co-author to S.F. No. 3344. The motion prevailed.

Senator Ranum introduced--

Senate Resolution No. 176: A Senate resolution congratulating Michael Stephani of Minneapolis, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Pogemiller moved his name be stricken as chief author, and the name of Senator Moua be added as chief author to S.F. No. 3036. The motion prevailed.

Senator Hottinger moved that S.F. No. 2681 be withdrawn from the Committee on Commerce and re-referred to the Committee on Health and Family Security. The motion prevailed.

Senator Betzold moved that S.F. No. 3055 be withdrawn from the Committee on State and Local Operations and re-referred to the Committee on Crime Prevention. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senators Terwilliger, Kleis, Stevens and Neuville introduced--

S.F. No. 3383: A bill for an act proposing an amendment to the Minnesota Constitution; adding a section to article IV to provide for initiative and referendum; providing procedures for initiative and referendum; providing penalties; amending Minnesota Statutes 2000, sections 204C.19, subdivision 2; 204C.27; 204C.33; 204D.11, by adding a subdivision; 204D.15; 204D.16; and 204D.165; proposing coding for new law in Minnesota Statutes, chapter 3B.

Referred to the Committee on Rules and Administration.

Senator Hottinger introduced--

S.F. No. 3384: A bill for an act relating to elections; changing certain provisions of the campaign finance and public disclosure law; amending Minnesota Statutes 2000, sections 10A.01, subdivision 35; 10A.02, subdivision 11; 10A.025, subdivisions 2, 4; 10A.03, subdivision 3; 10A.04, subdivisions 4, 5, 6; 10A.08; 10A.09, subdivision 7; 10A.11, subdivision 7; 10A.12, subdivision 6; 10A.13, subdivision 1; 10A.14, subdivision 4; 10A.15, subdivision 4; 10A.16; 10A.17, subdivision 5, by adding a subdivision; 10A.18; 10A.20, subdivision 12, by adding a subdivision; 10A.25, subdivision 10; 10A.255, subdivision 1; 10A.27, subdivisions 9, 11, 13, by adding a subdivision; 10A.273, subdivisions 1, 4; 10A.28, subdivisions 1, 2, 4, by adding a subdivision; 10A.29; 10A.322, subdivision 1; 10A.323; 356A.06, subdivision 4; Minnesota Statutes 2001 Supplement, section 10A.31, subdivision 7.

Referred to the Committee on Rules and Administration.

Senator Tomassoni introduced--

S.F. No. 3385: A bill for an act relating to municipalities; extending the terms for which certain certificates of indebtedness may be issued; amending Minnesota Statutes 2000, section 412.301.

Referred to the Committee on State and Local Government Operations.

Senator Bachmann introduced--

S.F. No. 3386: A bill for an act relating to education; repealing the profile of learning; establishing local academic achievement testing; establishing local testing revenue; appropriating money; amending Minnesota Statutes 2000, sections 120B.02; 120B.31, subdivision 3; Minnesota Statutes 2001 Supplement, sections 120B.30, subdivision 1; 120B.35; proposing coding for new law in Minnesota Statutes, chapter 120B; repealing Minnesota Statutes 2000, sections 120B.031; 120B.31, subdivisions 1, 2, 4; Minnesota Rules, parts 3501.0300; 3501.0310; 3501.0320; 3501.0330; 3501.0340; 3501.0350; 3501.0370; 3501.0380; 3501.0390; 3501.0400; 3501.0410; 3501.0420; 3501.0440; 3501.0441; 3501.0442; 3501.0443; 3501.0444; 3501.0445; 3501.0446; 3501.0447; 3501.0448; 3501.0449; 3501.0450; 3501.0460; 3501.0461; 3501.0462; 3501.0463; 3501.0464; 3501.0465; 3501.0466; 3501.0467; 3501.0468; 3501.0469.

Referred to the Committee on Education.

Senator Day introduced--

S.F. No. 3387: A bill for an act relating to taxes; local sales and use; authorizing the city of Medford to impose a local sales and use tax.

Referred to the Committee on Taxes.

Senator Langseth introduced--

S.F. No. 3388: A bill for an act relating to taxation; requiring property taxes be paid before title to manufactured homes can be transferred; notifying taxpayers on certain property tax statements; amending Minnesota Statutes 2000, sections 168A.05, by adding a subdivision; 273.125, subdivision 3.

Referred to the Committee on Taxes.

Senator Langseth introduced--

S.F. No. 3389: A bill for an act relating to youth policies; authorizing a study and report.

Referred to the Committee on Education.

ADJOURNMENT

Senator Moe, R.D. moved that the Senate do now adjourn until 8:45 a.m., Tuesday, February 26, 2002. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

INDEX TO DAILY JOURNAL

Monday, February 25, 2002

REPORTS OF COMMITTEES AND SECOND READINGS

S.F. Nos.	Report Page	2nd Reading Page	H.F. Nos.	Report Page	2nd Reading Page
357	4697	4750	2695	4710	4750
709	4699	4750	3062	4710	
1000	4704	4750			
2125	4737				
2392	4724				
2430	4713	4750			
2516	4712	4750			
2519	4710				
2562	4710	4750			
2575	4702	4750			
2674	4729				
2739	4699	4750			
2756	4702				
2769	4728	4750			
2792	4701	4750			
2814	4703	4750			
2827	4714				
2838	4734	4750			
2875	4726	4750			
2900	4710	4750			
2908	4737	4750			
2913	4715	4750			
2918	4747				
2937	4734	4750			
2949	4702	4750			
2971	4727	4750			
2986	4698	4750			
2989	4711	4750			
2991	4726				
3045	4733	4750			
3084	4702	4750			
3100	4736	4750			
3101	4698	4750			
3111	4702	4750			
3162	4709	4750			
3169	4709				
3172	4698	4750			
3174	4715	4750			
3181	4714	4750			
3187	4713	4750			
3193	4709				
3200	4702	4750			
3211	4735	4750			
3231	4703	4750			
3243	4698	4750			
3245	4714				
3257	4711	4750			
3277	4698	4750			
3278	4727	4750			

3302	4737	4750
3313	4734	4750
3331	4734	4750
3347	4709	4750
3360	4715	

MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
2681	4750		
3036	4750		
3055	4751		
3246	4750		
3338	4750		
3344	4750		
Sen. Res.			
No. 176	4750		

INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F. Nos. 3383 to 3389 Pages 4751 to 4752