

House Public Information Office

# HOUSE WEEKLY REVIEW

For MEMBERS of the Minnesota House of Representatives

April 7-14, 1988

Volume 4, Number 10

HOUSE WEEKLY REVIEW summarizes committee and floor action on bills

## COMMITTEE ACTION

### RULES & LEGISLATIVE ADMINISTRATION

Friday, April 8

**Constitutional amendment—six-member juries**  
HF2518/SF2321 (Kelly, DFL-St. Paul)—recommended to pass. (SF in Senate Rules & Administration Committee)

Would propose to amend the Minnesota Constitution to provide for six-member juries in civil and nonfelony cases.

**Olympic games bid—resolution**  
HF2763/SF2546\* (Pappas, DFL-St. Paul)—recommended to pass.

Would memorialize the United States Olympic Committee of Minnesota's support for the bid for the Games of the XXVI Olympiad.

Wednesday, April 13

**Capital improvements—bonding**  
HF1826/SF1886 (G. Anderson, DFL-Bellingham)—recommended to pass as amended.\*\* (SF in Senate Finance Committee)

Would appropriate funds to state agencies to acquire and better public land and buildings, and other public improvements of a capital nature.

\*\*Delete-everything amendment would:

- appropriate \$9,111,000 to the Department of Administration for increased rent differential and lost rental income associated with the Department of Human Services office

relocation/consolidation; handicapped accessibility; and to restore the St. Paul Union Depot concourse;

- appropriate \$675,000 for capitol area landscaping and parking improvements;

- appropriate \$5,420,000 to the Department of Natural Resources for an international wolf center; environmental learning centers; park and trail development; trail acquisition for the "Paul Bunyan Trail"; and wildlife development;

- appropriate \$50,000 to the Pollution Control Agency to plan, develop, and construct a water treatment facility in Thompson Township in Carlton County;

- appropriate \$19,660,000 to the Department of Trade and Economic Development to plan and build amateur sports facilities; for a grant to the Minneapolis Park and Recreation Board to acquire land for the Great River Road Project; to the City of St. Paul to remodel and refurbish the Como Park Conservatory; and to the Metropolitan Council for the Metropolitan Open Space Project;

- appropriate \$1,270,000 to the Department of Military Affairs for asbestos abatement work at Camp Ripley and certain state armories;

- appropriate \$12,000,000 to the Department of Transportation for local bridge replacement and rehabilitation;

- appropriate \$865,000 to the Minnesota Historical Society to plan and design a labor history center; to make a grant to the Red Lake Band of Chippewa Indians to construct a building to house the tribal archives, library, and interpretive center; and for continued restoration of the General William G. LeDuc Home in Hastings;

- appropriate \$8,000,000 to the commissioner of education for grants to qualified joint powers districts under the Cooperative Secondary Facilities Grant Program;

- appropriate \$11,716,000 in capital loan approvals to school districts in Milaca, Holdingford, and Redwood Falls;



- appropriate \$28,883,100 to the State Board of Vocational Technical Education for construction and improvement projects at certain technical institutes;
- appropriate \$331,206,200 for construction and improvement projects at various community colleges;
- appropriate \$34,581,400 to the State University Board for construction, expansion, and improvement projects at various campuses;
- appropriate \$30,367,000 to the University of Minnesota for additions and improvements at the Twin Cities' and coordinate campuses;
- appropriate \$1,404,100 for certain veterans home projects;
- appropriate \$3,574,800 for improvements within the Minnesota correctional system, and a grant to acquire a publicly-owned shelter for battered American Indian women;
- appropriate \$1,360,100 to the Department of Health to remodel laboratories and other space;
- appropriate \$200,000 to cover bond sales expenses;
- appropriate \$11,000,000 for the maximum effort school loan fund;
- establish a fund for the commissioner of transportation to purchase highway rights-of-way outside the metropolitan area; would provide acquisition and relocation assistance in cases of hardship to owners of homestead property located in a proposed state highway right-of-way;
- ask the governor to submit capital bonding proposals in the first year of the biennium for legislative action in the second year of the biennium.

**\*\*Additional amendments would:**

- remove a proposed \$25,000 appropriation to plan a national luge run;
- add language to prohibit locating a proposed national rowing center at Lake Phalen in St. Paul;
- specify that the state adjutant general's term of office would be seven years, rather than a life-time appointment.

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**Campaign contributions—accounting**  
 HF2116/SF2021\* (Ogren, DFL-Aitkin)—amended\*\*; not recommended to pass.

Would provide for accounting for certain contributions and suspend public subsidy expenditure limits under certain

circumstances. Provisions would:

- prohibit registered lobbyists, political committees, or political funds from making contributions to a state legislative candidate or the candidate's principal campaign committee during a regular legislative session;
- prohibit a state legislative candidate or the candidate's principal campaign committee from soliciting contributions from registered lobbyists, political committees, or political funds during a regular legislative session;
- provide a \$500 civil penalty for violators of above provisions;
- require political funds or committees, that solicit contributions to a candidate or principal campaign committee from individual members of a political fund or committee, to report that such solicited funds are attributed to the political fund or committee and count toward the fund or committee's contribution limits, if the political fund or committee was organized to direct its members' contributions and expenditures as well as to influence a candidate's nomination or election;
- provide that a political candidate who agrees to accept campaign spending limits and receives a public subsidy, but whose opponent doesn't agree to accept the limits, is no longer bound by the limits but is still eligible to receive a public subsidy; would require that the total amount from the general account designated for that office in the district be distributed to the other candidates for the same office in the district who have signed an agreement accepting the limits and are eligible to receive money from the general account.

**\*\*Amendments would:**

- require candidates who accept spending limits to receive money from private sources equal to 10 percent of his/her public subsidy before actually receiving the public subsidy;
- remove language to provide that the fundraising prohibition applies to all candidates for state office, not just legislative candidates.

**CONCURRENCE & REPASSAGE**

**Thursday, April 7**

**St. Paul—capital improvement bonds**  
 HF289\*/SF510 (Kelly, DFL-St. Paul)—repassed as amended by the Senate (126-0).

Would authorize the city of St. Paul to issue bonds for its capital improvement program through 1993. Stipulates bond amounts.

**Parental rights termination law—clarification**  
HF577\*/SF964 (Pappas, DFL-St. Paul)—repassed as amended by the Senate (118-6).

Would clarify the purposes of laws on termination of parental rights, and alter certain grounds and procedures for termination of parental rights.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 34, Calendar, March 10).

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**Juveniles—adult prosecution**  
HF1111\*/SF1513 (Otis, DFL-Mpls)—repassed as amended by the Senate (128-0).

Would provide that, if a juvenile 16 years old or older is alleged to have committed an aggravated felony against a person to further an organized gang's criminal activity, it is prima facie (presumed) that the juvenile would be referred to adult court for prosecution; would define "organized gang" as a group of five or more members having an established hierarchy, and formed to either encourage gang members to commit crimes or provide support to gang members who do.

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**Local government—economic development authorities**  
HF1224\*/SF1186 (Battaglia, DFL-Two Harbors)—repassed as amended by the Senate (124-1).

Would create the Cook County/Grand Marais joint economic development authority that would have statutory powers of an economic development authority covering all of Cook County. Provisions would:

- provide for the appointment and terms of the joint authority commissioners; would provide for compensation, reimbursement, and removal of the commissioners;
- authorize the joint economic development authority to issue general obligation bonds and to levy a tax of up to .75 mills;
- provide for local approval by both the Cook County Board of Commissioners and the Grand Marais City Council;
- provide for a lodging tax of up to 2 percent.

(See bill summary in HWR, Vol 3, No. 13, Pg. 33, General Orders, April 9, 1987)

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**Itasca County—economic development**  
HF1302\*/SF1224 (Solberg, DFL-Bovey)—repassed as amended by the Senate (126-0).

Would allow the Itasca County Board to levy a tax of one mill to finance county efforts in the area of tourism, agricul-

ture and economic development. The levy would not be subject to levy limits. The bill would also provide for a reverse referendum if the equivalent of 5 percent of the voters in the most recent general election signs a petition calling for the referendum.

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**Crime victims laws—amendments**  
HF1754\*/SF1693 (Kelly, DFL-St. Paul)—repassed as amended by the Senate (124-0).

Would make changes to crime victims laws.

(See bill summary in HWR, Vol. 4, No. 3, Pg. 17, Calendar, Feb. 22)

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**Criminal prosecutions—proof of prior convictions**  
HF1836\*/SF1792 (Swenson, IR-Forest Lake)—repassed as amended by the Senate (128-0).

Would provide for proof of a defendant's prior convictions at sentencing hearings and in certain criminal prosecutions.

(See bill summary in HWR, Vol. 4, No. 4, Pg. 28, Calendar, Feb. 25)

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**White Bear Twp.—economic development authority**  
HF1865\*/SF1971 (Stanis, IR-White Bear Lake)—repassed as amended by the Senate (125-0).

Would grant the town of White Bear the power to establish an economic development authority and give the authority all the statutory powers granted to an economic development authority, including tax increment financing.

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**Probation officers—state employment**  
HF2039\*/SF1939 (Cooper, DFL-Bird Island)—repassed as amended by the Senate (117-0).

Would require the commissioner of corrections to employ county probation officers and other employees when the commissioner, rather than the county, furnishes probation services to the District Court.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 62, General Orders, March 3)

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**Low-income housing credits**  
HF2063\*/SF1805 (Jefferson, DFL-Mpls)—repassed as amended by the Senate (118-0).

Would grant the Minnesota Housing Finance Agency the ability to refinance existing obligations that are secured by

residential housing for low and moderate incomes if the agency determines that refinancing is necessary for providing and maintaining the supply of affordable housing.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 41, Special Orders, March 16)

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**Nonprofit organizations—economic development assistance**

HF2246\*/SF2405 (Clark, DFL-Mpls)—repassed as amended by the Senate (125-0).

Would insure that nonprofit organizations, including labor organizations and community groups, are eligible to receive economic development assistance from the Greater Minnesota Corporation, Enterprise Development Centers, Science and Technology Resource Center at Southwest State University, and customized training through Minnesota's technical institutes.

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**Dishonored checks—penalties**

HF2470\*/SF2472 (Beard, DFL-Cottage Grove)—repassed as amended by the Senate (125-0).

Would increase the penalties for issuing dishonored checks with an aggregate value greater than \$200.

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**Hospital districts—cities, townships**

HF2481\*/SF2259 (Battaglia, DFL-Two Harbors)—repassed as amended by the Senate (127-0).

Would authorize the establishment of a hospital district in the cities of Cook and or and other townships in Koochiching and St. Louis counties.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 19, Special Orders, March 24)

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**Friday, April 8**

**Debt financing/bonding authority—technical changes**

HF2117\*/SF1964 (Voss, DFL-Blaine)—repassed as amended by the Senate (121-0).

Would allow entitlement issuers such as St. Paul, Minneapolis, and Duluth to retain, without permission of the Department of Trade and Economic Development, an unused portion of their entitlement allowance (a federal tax exempt allowance allocated by the state and used by the entitlement issuer to issue municipal bonds for various projects) after the first Monday in September; would permit entitlement funds earmarked for specific uses to fall into a "general use pool"

on Sept. 1, instead of Nov. 1, primarily to provide funding for single and multi-family housing.

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**Duluth—Western Waterfront Trail construction**

HF2434\*/SF2198 (Munger, DFL-Duluth)—repassed as amended by the Senate (127-0);

Would authorize the City of Duluth, upon local approval, to spend up to \$236, 859 for grants for the acquisition or construction of the Western Waterfront Trail.

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**Racetracks—financial reports**

HF2537\*/SF1765 (Kelso-DFL-Shakopee)—repassed as amended by the Senate (99-17).

Would change the date when the racetrack must submit its financial report to the racing commission and allow the breeders fund to be used to supplement purses for Minnesota horses racing on nonrestricted races.

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**Monday, April 11**

**Chippewa Indians—memorandum ratification**

HF2216\*/SF2141 (Battaglia, DFL-Two Harbors)—repassed as amended by the Senate (74-49).

Would ratify a "Memorandum of Agreement" between the commissioner of natural resources and the Grand Portage, Bois Forte, and Fond du Lac bands of Chippewa Indians over hunting, fishing, trapping and gathering rights ratified in an 1854 treaty; would require the commissioner to fulfill the duties and obligations of the Memorandum of Agreement, including paying money the Legislature appropriates.

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**Wednesday, April 13**

**Economic development loans—secondary market**

HF1399\*/SF1417 (Otis, DFL-Mpls)—repassed as amended by the Senate (128-0).

Would enable the creation of a secondary market for notes, mortgages or other instruments securing a loan that was initially made for economic development, job creation, redevelopment, or community revitalization purposes. Would also provide that the Minnesota Energy and Economic Development Authority (MEEDA) may use up to \$800,000 of the Economic Recovery Fund for a grant to an organization that would plan for the establishment of the secondary market and develop a pilot project to test the long-term feasibility of the secondary market concept.

**Motor vehicle—weight fines**

HF1656\*/SF1517 (Segal, DFL-St. Louis Park)—repassed as amended by the Senate (128-1).

Would allocate civil fines for motor vehicle maximum weight violations. Would allocate three-eighths of the civil penalty to the county where the violation occurred if the county sheriff made the arrest or apprehension, and allocate the remaining five-eighths to the highway user tax distribution fund.

(See bill summary in HWR, Vol. 4, No. 4, Pg. 27, Transportation, March 2)

**Statute of limitations—real property improvements**

HF1681\*/SF1532 (Kludt, DFL-Moorhead)—repassed as amended by the Senate (128-0).

Would permit an action for damages arising out of an improvement to real property up to two years after discovery of the injury, or, in the case of an action for contribution or indemnity, after accrual of the cause of action.

**CONFERENCE COMMITTEE**

**Friday, April 8**

**Waste facilities—records inspection**

HF1846\*/SF1725 (Price, DFL-Woodbury)—repassed as amended by conference (103-21).

Would authorize certain counties to authorize certain people, who, upon presenting their identification and without a search warrant, would inspect or copy records of an owner or operator of any waste facility in the state that contain information regarding the volume, type, origin, weight, and date and time of weighing; would set a misdemeanor penalty for anyone who fails to open these records for inspection or copying.

**Highways—removal/substitution/Am Vets memorial**

HF1980/SF1606 (Kalis, DFL-Walters)—repassed as amended by conference (127-0).

Would add a new Route No. 254 near Blue Earth to the trunk highway system in substitution for old Route 254 upon the signing and filing of an agreement between the commissioner of transportation and Faribault County.

**Monday, April 11**

**Safe deposit boxes—access**

HF1790\*/SF1768 (Skoglund, DFL-Mpls)—repassed as amended by conference (128-0).

Would allow a safe deposit company, upon receiving from an interested person a death certificate and an affidavit, the right to open and examine the safe deposit box for the existence of a will or burial certificates.

(See bill summary in HWR, Vol. 4, No. 4, Pg. 28, Calendar, Feb. 29)

**Tuesday, April 12**

**Youth jobs program—all-year expansion**

HF2038\*/SF2039 (McLaughlin, DFL-Mpls)—repassed as amended by conference (124-0).

Would extend the Youth Employment Program from a summer program to a program operated throughout the year.

(See bill summary in HWR, Vol. 4, No. 7, Pg. 32, Special Orders, March 17)

**Wednesday, April 13**

**Fair Campaign Practices—changes**

HF236\*/SF247 (Scheid, DFL-Brooklyn Park)—repassed as amended by conference (125-0).

Would make changes to fair campaign practices act. Some provisions would: bring school board elections under campaign laws, literature and paid advertisement requirements; direct county attorneys to promptly investigate violations after a complaint is filed; require a committee or candidate who receives more than \$750 in contributions during any year to file a financial report, and make a failure to do so a misdemeanor. Other provisions would:

- prohibit anyone from falsely claiming or implying that a candidate or ballot has the support or endorsement of a party, organization or individual without prior written consent; make involvement with false campaign material a gross misdemeanor;
- require that any political advertisement accepted by the media include the words "paid advertisement" and a disclaimer stating who paid for the advertisement; make failure to comply a misdemeanor;

• prohibit person from exerting undue influence to affect how someone votes; makes violation a gross misdemeanor;

• require a county attorney to promptly investigate any alleged violations of this law, and to present whatever evidence is found to the grand jury;

• provide that an employer who does not allow an employee to be absent from work in the morning, with pay, so that the employee may vote in a state general election to fill a vacancy in the office U. S. senator or representative would be guilty of a misdemeanor;

• prohibit a religious, charitable, or educational organization from requesting a contribution, or other organizational support from a candidate unless that candidate was a contributor prior to his/her candidacy.

(See bill summary in HWR, Vol. 3, No. 15, General Legislation, Veterans Affairs and Gaming, April 28, 1987)

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**DWI, BWI—chemical compounds**

HF408/SF321\* (Jacobs, DFL-Coon Rapids)—repassed as amended by conference (128-0).

Would expand the crimes of driving a motor vehicle or a motorboat while under the influence of alcohol or certain substances.

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**Minneapolis—development laws update**

HF1739/SF1608\* (Otis, DFL-Mpls)—repassed as amended by conference (90-36).

Would update references to Minneapolis' development laws, caused by changes in Minnesota statutes concerning the general laws of economic development.

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**Controlled substance violations—neighborhood impact**

HF1848/SF2071\* (Jefferson, DFL-Mpls)—repassed as amended by conference (130-0).

Would require people who prepare presentence investigation reports for those who violate controlled substance laws, to make reasonable efforts to include a description of any adverse social or economic effects the offense has had on residents in the neighborhood where the offense occurred.

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**Government data practices—employment, training data**

HF2011/SF1727\* (Clark, DFL-Mpls)—repassed as amended by conference (131-0).

Would define certain employment and training data.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 10, Special Orders, April 6)

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**School health services—staff, drug administration**

HF2441/SF2137\* (Kelso, DFL-Shakopee)—repassed as amended by conference (131-0).

Would require school districts with 1000 or more pupils to employ at least one full time equivalent licensed school nurse, or to contract with a health organization or a public agency for appropriate health services provided by licensed and certified public health nurses.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 8, Special Orders, April 5)

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**Air pollution—PCA notification requirement**

HF2527/SF2165\* (Ozment, IR-Rosemount)—repassed as amended by conference (127-0).

Would require people who control emission sources to notify the Pollution Control Agency of and take steps to avoid air pollution; would provide certain exemptions.

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**Voter registration—computerization, account establishment**

HF2536\*/SF2398 (Orenstein, DFL-St. Paul)—repassed as amended by conference (122-0).

Would provide that statewide computerized voter registration system satisfy requirements for duplicate registration file and establish a voter registration account.

**MOTION FOR RECONSIDERATION**

**Tuesday, April 12**

**Seat belt law—violation penalty**

HF1228/SF121\* (Vellenga, DFL-St. Paul)—passed (68-62).

Would impose a \$25 fine on persons who fail to wear a seat belt in a motor vehicle when the law requires them to do so. Would provide that one-half of the fines the Department of Public Safety collects for seat belt law violations would pay for emergency medical services. Would prohibit law enforcement officers from stopping motorists for only a seat belt violation.

## SPECIAL ORDERS

Thursday, April 7

**Physical therapy treatment—authorization, regulation**  
HF926/SF335\* (Clark, DFL-Mpls)—passed as amended\*\* (127-2).

Would authorize physical therapy treatment without referral by a physician; define qualifications and requirements; and set limitations.

\*\*Delete-everything amendment would insert House language.

**Mine pits, shafts—fencing requirements**  
HF1082/SF1328\* (Begich, DFL-Evelyth)—passed as amended\*\* (129-0).

Would alter certain requirements concerning fencing of unused mine pits and shafts; would modify certain public and private liability laws.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 20, Judiciary, March 15)

\*\*Delete-everything amendment would insert House language.

**Ramsey County—highway land space, personnel system**  
HF1745/SF1955\* (Knuth, DFL-New Brighton)—passed as amended\*\* (131-0).

Would authorize Ramsey County to use certain land dedicated as open space for highway purposes and would permit Ramsey County to make a negotiated land sale.

\*\*Delete-everything amendment would insert House language.

**Vehicle emission inspections—requirements**  
HF1803/SF1783\* (D. Nelson, DFL-Champlin)—passed as amended\*\* (78-40).

Would require mandatory annual inspections of motor vehicle emission control equipment on vehicles registered in the metropolitan area.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 6, Appropriations, March 30)

\*\*Delete-everything amendment would insert House language. Other amendments would make technical changes.

**Child support maintenance—enforcement**  
HF1896/SF1582\* (Jennings, DFL-Rush City)—passed as amended\*\* (128-0).

Would provide for child support enforcement in marriage dissolution cases; and specify conditions for judgment by operation of law.

\*\*Delete-everything amendment would insert House language.

**Charitable gambling—real property profit**  
HF1921/SF1661\* (Reding, DFL-Austin)—passed as amended\*\* (128-0).

Would provide that any erection, acquisition, improvement, expansion, maintenance or repair of real property using profits from charitable gambling may be done only if the Charitable Gambling Control Board finds that the property will be used exclusively for charitable gambling purposes.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 24, General Legislation, Veterans Affairs & Gaming, March 9)

\*\*Delete-everything amendment would insert House language. Other amendments would:

- appropriate \$194,000 to the commissioner of revenue to increase staff and more closely monitor compliance of the charitable gambling tax;
- set up a legislative commission on charitable gambling to study charitable gambling issues and report back to the legislature by January 15, 1989;
- define terms.

**Water standby charges—prohibition**  
HF1938/SF1834\* (Bertram, DFL-Paynesville)—passed (125-2).

Would prohibit water utilities from imposing additional standby charges on owners of structures that contain fire protection systems.

**Child abuse—false allegations**  
HF1956/SF1871\* (Blatz, IR-Bloomington)—passed as amended\*\* (131-0).

Would require a court to consider evidence of falsely reported child abuse in determining the best interest of a child. Would provide a misdemeanor penalty for anyone who is a party to a custody proceeding under marriage dissolution, child custody, or domestic abuse laws, who alleges to another person that another party to the custody proceeding has committed sexual abuse, physical abuse, or

neglect of a child, knowing that the allegation is false or having no reason to believe that the alleged abuse or neglect has occurred, and intends that the allegation influence the custody proceeding.

\*\*Delete-everything amendment would insert House language.

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**Service stations—alteration payment**

HF1979/SF1885\* (Solberg, DFL-Bovey)—passed as amended\*\* (127-0).

Would provide for payment for the alteration of a full-service station.

(See bill summary in HWR, Vol. 4, No. 3, Pg. 2, Commerce, Feb. 23)

\*\* Amendments would:

- allow retailers who have agreements with refiners to also buy motor fuel from wholesalers;
- make technical changes;
- grant homeowners the right to cancel agreements with public adjusters within 48 hours and specify the wording and forms to be used.

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**Time-price offer—foreclosed farmland**

HF1991/SF1742\* (Sparby, DFL-Thief River Falls)—passed as amended\*\* (114-9).

Would clarify the conditions of a time price offer to former owners of foreclosed farmland.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 1, Agriculture, March 10)

\*\*Delete-everything amendment would insert House language. Another amendment would clarify costs former owners are responsible for if these owners violate foreclosure provisions.

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**Cemeteries, mausoleum, funeral services—regulation**

HF1996/SF1867\* (Reding, DFL-Austin)—passed as amended\*\* (125-3).

Would require annual reporting and recordkeeping on prepaid funeral and burial funds.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 9, Commerce, March 10)

\*\* Amendment would make technical changes.

**Child abuse—social service assessment, records retention**  
HF2021/SF2119\* (Blatz, IR-Bloomington)—passed as amended\*\* (127-0).

Would clarify assessment duties of the local welfare agency.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 41, Judiciary, March 8)

\*\*Delete-everything amendment would insert House language. Another amendment would make technical changes.

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**Duluth transit authority—school transportation**

HF2024/SF1940\* (Jaros, DFL-Duluth)—passed (79-41).

Would allow the Duluth Transit Authority to transport children to or from school or school-related activities and would provide that, when the authority does so, the publicly owned transit bus is not a school bus.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 58, Transportation, March 9)

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**Animals—unauthorized release**

HF2057/SF1879\* (Bertram, DFL-Paynesville)—passed (130-0).

Would provide a misdemeanor penalty for anyone who intentionally and without permission, releases an animal lawfully confined for science, research, commerce, or education; would make that person liable to the animal's owner for damages and costs restoring the animal to confinement.

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**Special education—aversive, deprivation tactics**

HF2078/SF1695\* (Otis, DFL-St. Paul)—passed (124-0).

Would provide for aversive and deprivation procedures in schools and set rules for usage.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 11, Education, March 14)

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**Regional treatment centers—work activity centers**

HF2080/SF1620\* (Dorn, DFL-Mankato)—passed as amended\*\* (131-0).

Would clarify authority of the commissioner of human services to establish work activity programs in regional treatment centers.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 3, Appropriations, March 16)

\*\*Amendment would change the effective date to the day after enactment.

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**National health insurance—resolution**

HF2176/SF2525\* (Jaros, DFL-Duluth)—passed (74-47).

Would memorialize the United States Congress to enact a program of national health insurance.

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**Animal kennels, dealers—regulation**

HF2187/SF2191\* (O'Connor, DFL-St. Paul)—passed as amended\*\* (131-0).

Would include persons who sell or transfer dogs or cats to institutions or to other dealers who sell or transfer such animals to institutions in the definition of dealers in the law regulating kennels and dealers. Would stipulate that humane agents can't enter the premises of a licensed veterinarian acting as a kennel. Would delete certain kennel posting and advertising requirements.

\*\*Amendment would make technical changes.

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**Minneapolis Park Board—compensation**

HF2234/SF2102\* (K. Nelson, DFL-Mpls)—passed as amended\*\* (127-1).

Would permit the Minneapolis Park and Recreation Board to set the compensation for board members for operating expenses.

\*\*Amendment would set guidelines for investment related postretirement payments and specify postretirement payments by the Minneapolis Fire Department Relief Association.

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**Data Practices Act—amendments**

HF2235/SF2122\* (D. Nelson, DFL-Champlin)—passed as amended (132-0).\*\*

Would amend the Data Practices Act.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 43, Judiciary, March 8)

\*\*Delete-everything amendment would insert House language. Other amendments would make technical changes and set the effective date for certain provisions for the day after enactment.

**Dept. of Administration—changes**

HF2291\*/SF2059 (Lasley, DFL-Cambridge)—passed (113-8).

(SF on Senate Floor)

Would amend, enact, and repeal certain laws the Department of Administration administers.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 4, Appropriations, March 29)

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**Family Farm Security Act—benefit extension**

HF2297/SF2255\* (Winter, DFL-Fulda)—passed as amended\*\* (127-0).

Would provide people who sold property to beginning farmers between the late 1970s and early 1980s with a simplified formula to rectify the effect of tax changes made in 1984.

\*\*Amendment would insert House language.

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**Agricultural equipment—manufacturer-dealer relations**

HF2309/SF2096\* (Sparby, DFL-Thief River Falls)—passed as amended\*\* (127-0).

Would regulate business relations between manufacturers of agricultural equipment and independent retail dealers.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 9, Commerce, March 10)

\*\*Amendments would change the effective dates for certain provisions and provide that a farm equipment manufacturer may not terminate, cancel, fail to renew, or substantially change the competitive circumstances of a dealership agreement based on the results of a natural disaster, including a sustained drought in the dealership market area, a labor dispute, or other circumstances beyond the dealer's control.

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**Dept. of Natural Resources—land sale, exchange**

HF2349/SF2214\* (Jennings, DFL-Rush City)—passed as amended\*\* (133-0).

Would authorize the commissioner of natural resources to sell certain surplus lands to local governments for local recreation or natural resource purposes.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 20, Environment & Natural Resources, March 8)

\*\*Delete-everything amendment would insert House language.

**Indian tribes—state contracts**

HF2429/SF2150\* (Peterson, DFL-Princeton)—passed as amended\*\* (128-0).

Would prohibit the state from requiring Indian tribes or bands to deny their sovereignty as a requirement or condition of a contract with the state or a state agency.

\*\*Amendment would insert House language.

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**UCC computerized filing system—changes**

HF2520\*/SF2382 (Milbert, DFL-South St. Paul)—passed (127-0).

(SF on Senate Floor)

Would clarify certain procedures and fees relating to the statewide uniform commercial code computerized filing system.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 2, Appropriations, March 25)

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**Real estate—closing services**

HF2526\*/SF2489 (Sparby, DFL-Thief River Falls)—passed as amended\*\* (118-7).

(SF on Senate Floor)

Would regulate the provisions governing real estate closing services.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 7, Commerce, March 9)

\*\*Delete-everything amendment would insert House language.

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**Financial institutions—leasing investments, other**

HF2605/SF2323\* (Bertram, DFL-Paynesville)—passed as amended\*\* (128-0).

Would provide that banks could acquire personal property for leasing to customers as long as the bank's total investment does not exceed 200 percent of the sum of the bank's capital actually paid in cash and its actual surplus fund.

(See bill summary in HWR, Vol. 4, No. 7, Pg. 14, Financial Institutions & Insurance, March 17)

\*\*Amendment would make technical changes.

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**Vocational rehabilitation—program, location choice**

HF2620/SF2243\* (Dorn, DFL-Mankato)—passed (129-0).

Would provide employment program rights to persons with disabilities and allow disabled persons to choose the location of extended employment programs.

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**Friday, April 8**

**Railroads—caboose requirements**

HF428/SF449\* (Rice, DFL-Mpls)—passed (81-44).

Would require all freight trains 2000 feet or longer to have at its rear car an occupied caboose, if the train is handling placarded cars or is operated without block signals.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 4, Appropriations, March 30)

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**Pharmacy Practice Act of 1988—definition**

HF812/SF752\* (Welle, DFL-Wilmar)—passed as amended\*\* (127-0).

Would change the pharmacy statutes and define "pharmacy" to a business where prescriptions, drugs, medicines, and poisons are prepared and sold and from which clinical pharmacy services are delivered.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 4, Appropriations, March 30)

\*\*Amendments would delete "medical devices" from those pharmaceutical items regulated by the Board of Pharmacy.

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**Veterans home—control**

HF1746/SF1595\* (Kostohryz, DFL-North St. Paul)—passed as amended\*\* (129-0).

Would return control of the Minnesota Veterans homes to the Dept. of Veterans Affairs and create a veterans home board of directors.

(See bill summary in Vol. 4, No. 8, Pg. 1, Appropriations, March 25)

\*\*Amendments would:

• make technical language changes;

• require that five members of the Minnesota veterans homes board of directors possess professional experience in health care delivery;

• provide that the chair of the Senate Veterans Affairs Committee and the chair of the House General Legislation,

Veterans Affairs, and Gaming Committee serve as ex officio, non-voting members of the board if they are veterans.

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**St. Cloud Civic Center—liquor license**

HF1822/SF1673\* (Gruenes, IR-St. Cloud)—passed as amended\*\* (123-4).

Would authorize the City of St. Cloud to issue an on-sale liquor license for the St. Cloud Civic Center. Provisions would prohibit sales during elementary, high school, or college athletic events.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 53, Regulated Industries, March 7)

**\*\*Amendments would:**

- make technical changes;
- delete “the City of St. Cloud” and extend authority to the County Board of Douglas County to issue an additional liquor license to a business establishment located on Lake Le Homme Dieu in Douglas County; authorize the City of Red Wing to issue a liquor license for the T.B. Sheldon Memorial Auditorium.

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**Chiropractic services—licensure**

HF2269\*/SF2145 (Carruthers, DFL-Brooklyn Center)—passed as amended\*\* (126-0).

Would provide equal access to chiropractic services and provide for the licensure of chiropractic physicians.

\*\*Amendments would protect the renewal of policies sold outside Minnesota to persons who at the time of the sale were not residents of the state; protect the renewal of policies sold before Aug. 1, 1986, and those policies sold before July 1, 1988 by certain associations.

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**Monday, April 11**

**License plates—six-year renewal, special plates**

HF80/SF63\* (Simoneau, DFL-Fridley)—passed as amended\*\* (128-1).

Would require passenger automobile plates to replace license plates every six years; would establish fees for personalized license plates and plate replacement fees; would authorize special license plates for specific groups.

(See bill summary in HWR, Vol.4, No. 7, Pg. 1, Appropriations, March 21)

**\*\*Amendments would:**

- delete “Pearl Harbor survivors and Vietnam-era” from the title;
- change the provision requiring six-year license replacement to the life of the vehicle;
- require the commissioner to designate a replacement fee for personalized license plates that is calculated to cover the cost of replacement;
- clarify language for the tax on older passenger automobiles, change the tax on collector vehicles, and define restrictions for above-market automobiles;
- require the physician’s statement form for handicapped parking permit include a notice that a copy of the form as signed and submitted confers the same privileges as the identifying certificate for a period of 14 days after the date of signing;
- clarify language, make technical changes.

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**Burn injuries—reports**

HF90/SF30\* (Haukoos, IR-Albert Lea)—passed (131-0).

Would require health professionals to report certain burn injuries.

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**DWI—license plate impoundment**

HF704/SF392\* (Rest, DFL-New Hope)—passed as amended\*\* (125-0).

Would establish a mandatory license plate impoundment system in any case where the court revokes a person’s driver’s license for driving-while-intoxicated (DWI) or implied consent law violations.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 16, Special Orders, March 24)

**\*\*Amendments would:**

- clarify that a court may, on its own motion, ignore the mandatory minimum prison term when sentencing a DWI defendant if the court:
  - finds that substantial mitigating factors exist; and
  - includes a statement explaining the sentencing departure;
- require the Department of Public Safety to study the use of ignition interlock devices in other states and report its

findings to the Legislature by Jan. 1, 1989;

- permit a judge to specify a date later than three days after issuing a license plate impoundment order for the offender to turn in his/her license plates;
- remove language from traffic laws relating to the requirement that a traffic law violator sign a "written promise to appear" on the traffic citation, and authorize the commissioner of public safety to revise the uniform traffic ticket as necessary and proper to conform with state and federal law;
- provide that people who hold limited licenses aren't included under the law which requires drivers to possess their driver's licenses at all times when operating a motor vehicle;
- change from a misdemeanor to a gross misdemeanor, the criminal penalty for anyone who gives a false identity to a police officer.

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**Dept. of Trade and Economic Development bill**

HF1188/SF1268\* (C. Nelson, DFL-Barrett)—passed as amended\*\* (75-44).

Would define and clarify the powers and duties of the commissioner of energy and economic development; and authorize certain Indian tribes to create community energy councils.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 8, Agriculture, Transportation, & Semi-State Division/Appropriations, March 28)

\*\*Amendments would:

- prohibit persons from selling or installing a fluorescent lamp ballast in the state that does not comply with the energy efficiency standards for fluorescent lamp ballasts;
- require the commissioner of public service to adopt rules to establish minimum energy efficiency standards for fluorescent lamp ballasts by Jan. 1, 1989;
- make the effective date apply to fluorescent lamp ballasts place in inventory and would establish minimum energy standards for fluorescent lamp ballasts.

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**HMO/Medicare consumer—bill of rights**

HF1498/SF1388\* (Clark, DFL-Mpls)—passed as amended\*\* (126-0).

Would provide for a Medicare enrollee's consumer bill of

rights, set requirements for statements of exclusions and limitations and define responsibilities of HMO and commissioners.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 1, Appropriations, March 25)

\*\*Amendments would:

- require the bill of rights statement to be in bold print;
- prohibit threats of denial of emergency health care services in collection of delinquent accounts;
- make technical changes, clarify language.

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**Medical Examiners Board—physician information**

HF1890/SF1904\* (Greenfield, DFL-Mpls)—passed (124-2).

Would require a review organization to produce certain information in response to a subpoena from the Board of Medical Examiners; would permit the board to exempt disciplinary actions from publication; and expand grounds for disciplinary action.

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**Child health services—nondeductible**

HF1932/SF1681\* (Riveness, DFL-Bloomington)—passed (131-0).

Would prohibit certain health insurance policies from being issued, renewed, continued or delivered in Minnesota unless the policy specifically exempts child health supervision services and prenatal care services from a deductible, copayment, or other requirement of coinsurance. Provisions would:

- define "child health supervision services" as pediatric preventive services, immunizations, developmental assessments and laboratory services appropriate to the age of the child;
- define "prenatal care services" as ambulatory care services as provided by a physician or nurse midwife for a pregnant woman before the birth of her baby.

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**Local government bonding powers**

HF2067/SF1963\* (Rest, DFL-New Hope)—passed as amended\*\* (99-21).

\*\*Delete-everything amendment would authorize school districts to issue notes and certificates of indebtedness to finance equipment purchases; require that certificates would be subject to the school district's debt limit, and require certificates to mature in five years or less.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 12, Taxes, March 29)

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**Liquor license revocation—procedural changes**  
HF2112/SF1795\* (Forsythe, IR-Edina)—passed (130-1).

Would increase the time period for notification to licensing authorities of cancellation of liquor liability insurance from 10 to 30 days; would specify that hearings on license suspensions or revocations need not be before an administrative hearing officer; and require insurer's to give the issuing authority a written notice 10 days before cancelling liquor liability insurance because of premium nonpayment.

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**Housing redevelopment authorities—interest programs**  
HF2159/SF1672\* (Gruenes, IR-St. Cloud)—passed (128-1).

Would remove the Jan. 1, 1989 sunset date on the interest reduction program of housing redevelopment authorities (HRAs) thereby allowing the program to continue.

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**Adult protection teams—establishment**  
HF2486/SF2203\* (Blatz, IR-Bloomington)—passed as amended\*\* (129-0).

Would authorize a county to establish an adult protection team; define duties and responsibilities of team.

\*\*Amendments would define terms, clarify language, make technical changes.

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**Franchise regulation**  
HF2491/SF2347\* (Segal, DFL-St. Louis Park)—passed (130-0).

Would modify the definition of "franchise" to include an oral or written contract or agreement, either expressly or implied, for a definite or indefinite period, between two or more persons, under which the manufacturer, selling security systems through dealers or distributors in Minnesota, requires regular payments from the distributor or dealer as royalties or residuals for products purchased and paid for by the dealer or distributor.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 10, Commerce, March 10)

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**Job listing services—regulation**  
HF2584/SF1721\* (Pappas, DFL-St. Paul)—passed as amended\*\* (128-0).

Would regulate job listing services.

(See bill summary in HWR, Vol. 4, No. 7, Pg. 18, Labor-Management Relations, March 18)

\*\*Amendment would: prohibit reducing leave by using accrued sick leave.

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**Public assistance programs—state takeover**  
HF2685\*/SF2463 (Greenfield, DFL-Mpls)—passed as amended\*\* (93-31).  
(SF in Senate Taxes & Tax Laws Committee)

Would establish a compliance system for certain public assistance programs should legislation be enacted providing county property tax relief through increases in state funding of income maintenance programs.

\*\*Amendments would:

- add language to avoid implementation of retroactive changes, when the changes are not required by court order or federal law;
  - change appropriation from \$100,000 to \$75, 000;
  - clarify language, make technical change.
- 

**Tuesday, April 12**

**Bank assets—charitable trusts**  
HF445/SF1086\* (Krueger, DFL-Staples)—passed as amended\*\* (132-0).

Would provide that a charitable trust may dispose of certain bank assets or stock that it owns to a bank holding company, bank, or other entity without regard to whether the bank receiving the trust-assets is located in a reciprocating state.

\*\*Amendment would set rules regarding asset acquisitions for bank holding companies that directly or indirectly receive control of a bank in Minnesota.

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**Status offenders—Juvenile Code changes**  
HF1251/SF2275\* (Pappas, DFL-St. Paul)—passed as amended\*\* (133-0).

Would make changes in the state juvenile code regarding the juvenile court's dependency/neglect and status offender jurisdiction.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 1, Appropriations, March 25)

\*\*Amendment would make technical changes.

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**Marital assets—marriage dissolution**

HF1672/SF462\* (Kludt, DFL-Moorhead)—passed (125-4).

Would provide a date for valuing marital assets in cases of marriage dissolution; would provide for partial distribution of marital assets; would require parties to file a statement of assets and liabilities; would provide that parties owe each other a fiduciary duty with respect to marital assets.

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**Police pursuit—penalty increase**

HF1873/SF1821\* (Segal, DFL-St. Louis Park)—passed as amended\*\* (132-1)

Would increase penalties for fleeing a police officer and provide for forfeiting the vehicle the offender used to flee the officer.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 40, Judiciary, March 8)

\*\*Amendment would delete the definition section and the effective date.

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**Dept. of Transportation—eminent domain provisions**

HF1954/SF1590\* (Lieder, DFL-Crookston)—passed as amended\*\* (133-0).

Would update reference to federal relocation assistance statutes in state eminent domain law.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 6, Appropriations, March 30)

\*\*Delete-everything amendment would insert House language.

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**Credit unions—administrative changes**

HF2010/SF1708\* (Scheid, DFL-Brooklyn Park)—passed as amended\*\* (128-0).

Would permit a full-time manager to be a credit union director.

(See bill summary in HWR, Vol. 4, No. 7, Pg. 14, Financial Institutions & Insurance, March 18)

\*\*Amendment would insert House language.

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**Housing trust fund**

HF2019/SF1462\* (Clark, DFL-Mpls)—passed as amended\*\* (101-28).

Would create a low income housing trust fund and provide for the fund's uses.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 6, Appropriations, March 30)

\*\*Delete-everything amendment would insert House language. Another amendment would make technical changes and stipulate that 5 percent of the trust fund be put into the real estate education, research, and recovery fund.

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**Pipeline safety**

HF2098/SF2111\* (Knuth, DFL-New Brighton)—passed as amended\*\* (128-0).

Would amend the pipeline safety law to adopt federal safety regulations, expand inspection authority to include intrastate hazardous liquid pipelines, and set the calculation for inspection fees.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 6, Appropriations, March 30)

\*\*Delete-everything amendment would insert House language. Another amendment would make technical changes and exclude normal landscaping or gardening from the definition of excavation.

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**Outpatient treatment—by court order**

HF2130/SF2055\* (Vellenga, DFL-St. Paul)—passed as amended\*\* (129-0).

Would require courts to receive annual reviews of people with indeterminate commitments; and provide for court-ordered community-based nonresidential treatment.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 2, Appropriations, March 25)

\*\*Amendment would remove the section that grants immunity from liability to a facility or person for actions of a patient if the facility or person follows accepted professional judgment, practice, and standards in the management, supervision, and treatment of the patient.

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**Forfeiture laws—changes**

HF2193/SF1937\* (Jefferson, DFL-Mpls)—amended\*\*; laid over.

Would change the general forfeiture law.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 43, Judiciary, March 8, "Crimes—property seizure, forfeiture")

**\*\* Amendments would:**

- set the distribution of proceeds from the sale of forfeited property;
- include up to \$1 per day for building and repairs in the per diem calculation for Hennepin county inmates;
- authorize the board of county commissioners in any county to increase county sheriffs' contingent funds from \$3,000 to \$10,000.

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**Abused children—intermediaries**

HF2148/SF2266 (Carruthers, DFL-Brooklyn Center)—passed as amended\*\* (131-0).

Would provide for the training of child protection workers; and would provide a pilot program for child intermediaries in child abuse situations.

**\*\*Delete-everything amendment would insert House language.** Another amendment would require employment candidates for child protection workers to complete pre-service training; would set up a training program and a training program advisory committee for child protection workers.

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**Dept. of Administration—land sale**

HF2485\*/SF2155 (Simoneau, DFL-Fridley)—passed (132-0).

Would allow the commissioner of administration to convey or lease certain land to the Minnesota Children's Center.

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**Children's crisis intervention center—demo project**

HF2561\*/SF2466 (Segal, DFL, St. Louis Park)—passed (132-0).

Would establish a demonstration project for child and adolescent crisis intervention and suicide prevention; would define project and study.

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**Wiretap law—update**

HF2594/SF2402\* (Carruthers, DFL-Brooklyn Center)—passed (134-0).

Would update the wiretap law to conform to modern electronic communication technologies; would provide procedures to intercept wire, electronic, or oral communica-

tion; would regulate use of pen registers and trap and trace devices; would prescribe penalties.

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**Mortgage Banker/Mortgage Broker Act—modification**

HF2744/SF2025\* (Voss, DFL-Fridley)—passed as amended\*\* (132-0).

Would require lenders to deliver by mail within 45 days a letter acknowledging a borrower's full payment of a loan; define agreement as a contract between the mortgage banker and the borrower in which the borrower approves of the banker's agreement to loan money at a specified interest rate and discount points.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 7, Appropriations, March 30)

**\*\*Delete-everything amendment would insert House language**

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**Wednesday, April 13**

**Interstate banking**

HF125/SF203\* (Skoglund, DFL-Mpls)—passed as amended\*\* (89-32).

Would allow interstate banking with Idaho, Montana, Nebraska, Washington and Wyoming.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 15, Financial Institutions & Insurance, March 16, "Interstate banking—Michigan")

**\*\*Some amendments would:**

- authorize the commissioner of commerce to prevent a proposed bank acquisition if the acquiring bank has failed to meet the requirements of the federal Community Reinvestment Act;
- prevent a proposed bank acquisition if the acquisition will result in over 30 percent of Minnesota's total banking deposits being held by banks located in this state, but owned by a reciprocating state bank holding company;
- require a nonreciprocating bank to divest of a local bank that it has acquired, through change of control, from a reciprocating state bank holding company;
- delete language requiring banks located in this state and owned by interstate bank holding companies from having to extend a designated level of developmental loans;
- require that banks doing business in this state, or formed in

this state, report to the commissioner of commerce the same information required of financial institutions located in this state;

- require the commissioner of commerce to report the amount of developmental loans that banks have made within their service areas.

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**Hazardous waste—cleanup liens**

HF297/SF412\* (Long, DFL-Mpls)—passed as amended\*\* (130-0).

Would create a lien against real property where the state has incurred clean-up expenses and the owner is liable for the expenses under Minnesota law; provide procedures for lien implementation and enforcement.

- \*\*Amendments would make technical language changes, and exempt from cleanup lien liability persons owning or occupying property who are not responsible for the environmental damage.

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**Metro Airports Commission—borrowing authority**

HF1874/SF1900\* (Simoneau, DFL-Fridley)—passed as amended\*\*(127-3).

Would limit to \$150 million the amount of bonds the airports commission may issue over and above bonds outstanding as of Jan. 15 1988.

\*\*Amendments would:

- promote the overall goals of the state's environmental policies and minimize the public's exposure to noise and safety hazards around airports;
- require the Metropolitan Airports Commission to prepare an assessment of the environmental effects of projects in the commission's seven-year capital improvement program and plan at each airport owned and operated by the commission;
- approve the expenditure of \$5 million or more at Minneapolis-St. Paul International Airport, or \$2 million or more at any other airport;
- require the project involve the construction of a new or expanded structure for handling passengers, cargo, vehicles, or aircraft; or the construction of a new, or the extension of an existing, runway or taxiway;
- require the commission to hold a public hearing on each environmental assessment and worksheet before adopting a capital improvement plan and program.

**Hazardous material regulation—private carrier exempt**  
HF2047/SF1932\* (Hartle, IR-Owatonna)—passed as amended\*\* (125-5).

Would exempt private carriers transporting gasoline, diesel fuel, or aviation fuel in a tank for use in agricultural related businesses from certain hazardous material regulations provided that the tank is securely mounted and has a capacity of no more than 1,000 gallons. Would apply the regulation exception only to private carriers engaged in intrastate commerce.

\*\*Amendment would make technical language change.

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**Forfeiture laws--changes**

HF2193/1937\*(Jefferson, DFL-Mpls)—passed as amended\*\* (126-2).

Would change the general forfeiture law.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 43, Judiciary, March 8)

\*\*Amendments would:

- make technical language changes;
- delete language requiring that forfeiture hearings occur in a court without a jury;
- require that real estate contain \$5000 or more of a controlled substance (illegal drugs), and a vehicle \$500 or more, before either are subject to forfeiture;
- provide that property owned by a third party, such as a person or a bank, is not subject to forfeiture if the third party knew of its unlawful use and took reasonable steps to terminate use of the property by the offender.

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**Gillette Children's Hospital—nonprofit status**

HF2400/SF2017 \* (Simoneau, DFL-Fridley)—passed as amended\*\*(130-0).

Would authorize the Gillette Children's Hospital Board to incorporate as a nonprofit corporation; would terminate its status as a public corporation, and transfer hospital property ownership to the City of St. Paul.

\*\*Amendments would clarify that employees of the nonprofit corporation are not state employees; and provide that a person who is an employee of the board and a member of the Minnesota State Retirement Association at the time of an incorporation remains a member of the association

**Volunteers, state, local government—liability**

HF 2407\*/SF2426 (Cooper, DFL-Bird Island)—passed as amended\*\* (132-0).

Would provide immunity from civil liability for volunteers serving the state and local governments; would provide that employees and officers of the World Trade Center Board and Greater Minnesota Corporation are state employees for purposes of immunity; would provide that officers and directors of public corporations are immune from liability under standards for nonprofit corporations; would clarify immunity from civil liability for certain athletic officials.

\*\*Amendments would:

- make technical language changes;
- require that notice of meetings and elections be given to all members; require that if proxies are permitted at the meeting, the notice shall so inform members and state the procedure for appointing proxies;
- provide that if articles or bylaws permit a specified percentage of members to call a meeting of the board of directors or the membership, the corporation shall provide any voting member, within 10 days after receiving a request, a statement showing the number of members required to call the meeting;
- provide that municipal volunteers are employees for purposes of tort claims;
- provide that employees and officers of the World Trade Center Board and the Greater Minnesota Corporation are state employees for purposes of state tort claims;
- delete language exempting the state and its employees from liability arising from the act or omission of a person providing volunteer services that are within the scope of that person's responsibility, providing that person is not guilty of malfeasance in office or willful or wanton actions or neglect of duty.

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**Public defenders—state employment**

HF2597/SF2451\* (Solberg, DFL-Bovey)—passed (127-0).

Would clarify that a public defender appointed by the State Board of Public Defense is an employee of the state.

**House Weekly Review** is a listing of House committee and floor action on bills with brief bill summaries. The House Information staff compiles this information to help follow bills through the legislative process. The intent is to provide House members with a ready reference to House committee and floor action on bills. Coverage runs from Thursday (2 p.m.) to Thursday (2 p.m.). Each issue includes a cumulative index by House File number.

The summary is an in-house publication for House members and staff; we do not have a mailing list. During the 1988 Session, we will distribute one copy each to House members and appropriate staff.

Nothing herein is admissible as legal proof of legislative intent.

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# HOUSE WEEKLY REVIEW

For MEMBERS of the Minnesota House of Representatives

April 14-21, 1988

Volume 4, Number 11

HOUSE WEEKLY REVIEW summarizes committee and floor action on bills

## FLOOR ACTION

### CONCURRENCE & REPASSAGE

Thursday, April 14

#### State employees—labor agreements ratification

HF2108\*/SF2002 (Simoneau, DFL-Fridley)—repassed as amended by the Senate (125-8).

Would ratify labor agreements, compensation plans, and salaries for state employees, and salaries for certain metropolitan agencies' employees.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 17, Special Orders, March 24)

#### Child support—automatic withholding changes

HF2341\*/SF2506 (Forsythe, IR-Edina)—repassed as amended by the Senate (132-0).

Would authorize parties to waive automatic income withholding when there is a child support or maintenance order; require a court to stay services of an automatic withholding order if an obligor establishes an escrow account for payment of child support or maintenance.

#### University of Minnesota—employee job classification

HF2388\*/SF2414 (Rice, DFL-Mpls)—repassed as amended by the Senate (133-0).

Would allow the director of the Bureau of Mediation Services to assign University of Minnesota employee job classifications to an appropriate bargaining unit under certain circumstances.

#### UCC computerized filing systems—changes

HF2520\*/SF2382 (Milbert, DFL-South St. Paul)—repassed as amended by the Senate (133-0).

Would clarify certain procedures and fees relating to the statewide uniform commercial code (UCC) computerized filing system.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 10, Special Orders, April 7)

Friday, April 15

#### Corporate takeover law—changes

HF2253\* (Simoneau, DFL-Fridley)—repassed as amended by the Senate (128-0).

Would make corrections to shareholders protection and corporate takeover legislation.

(See bill summary in HWR, Vol. 4, No. 7, Pg. 34, Special Orders, March 21)

#### Real estate—closing services

HF2526\*/SF2489 (Price, DFL-Woodbury)—repassed as amended by the Senate (119-0).

Would regulate the provisions governing real estate closing services.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 10, Special Orders, April 7)

Saturday, April 16

#### Service dogs—access, definition

HF1748\*/SF1972 (D. Carlson, IR-Sandstone)—repassed as amended by the Senate (127-0).



Would allow equal access to housing for all physically handicapped people who require dogs for assistance; would change reference from guide dog to service dog.

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**Monday, April 18**

**Chemical abuse records—destruction**

HF2228\*/SF2277 (Kelly, DFL-St. Paul)—repassed as amended in the Senate (132-0).

Would establish a records destruction schedule for chemical abuse preassessment teams, and require law enforcement officials to report certain violations to preassessment teams.

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**Chiropractic services—licensure**

HF2269\*/SF2145 (Carruthers, DFL-Brooklyn Center)—repassed as amended in the Senate (130-0).

Would provide equal access to chiropractic services and provide for the licensure of chiropractic physicians.

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**Wednesday, April 20.**

**Set-aside program—local small business**

HF2468\*/SF2196 (G. Anderson, DFL-Bellingham)—repassed as amended by the Senate (127-0).

Would permit the commissioner of administration, for building projects in Greater Minnesota, to replace the required socially or economically disadvantaged small business (SED business) with a non-SED small business if a SED business isn't located within 25 miles of the project site; would define "socially or economically disadvantaged person" as persons living in counties where the median income for married couples is less than 70 percent of the state median income for married couples.

**CONFERENCE COMMITTEE**

**Thursday, April 14**

**Day care building code—task force**

HF1795\*/SF1617 (Ogren, DFL-Aitkin)—repassed as amended by conference (129-0).

Would require the commissioner of administration to establish a task force to determine occupancy standards for family and group family day care homes. Provisions would define task force membership and require the commissioner to report findings to the Legislature.

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**Duck boats—personal floatation devices**

HF1817\*/SF1698 (Stanius, IR-White Bear Lake)—

repassed as amended by conference (125-4).

Would require hunters using duck boats during the duck hunting season to have personal floatation or lifesaving devices in the duck boat.

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**Town officers duties—changes**

HF1851\*/SF1760 (Bauerly, DFL-Sauk Rapids)—repassed as amended by conference (131-0).

Would regulate duties of town officers.

(See bill summary in HWR, Vol. 4, No. 4, Pg. 29,30, Calendar, General Orders, Feb. 25)

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**Real property—variance filing requirement**

HF1966\*/SF2177 (Blatz, IR-Bloomington)—repassed as amended by conference (133-0).

Would require that certified copies of variances to abstract or registered property be filed with either the county recorder or the county registrar of titles. Would provide that if a certified copy of the resolution citing the existence of the variance is filed identifying the location where the various documents are available for inspection, the requirement to file a variance is satisfied. Would make bill applicable to variances granted on or after Aug. 1, 1988.

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**Fireworks—possession, penalties**

HF2036\*/SF1934 (Carruthers, DFL-Brooklyn Center)—repassed as amended by conference (116-17).

Would make it a crime to possess fireworks, and increase criminal penalties for fireworks law violations from a misdemeanor to a:

—gross misdemeanor, where the amount of fireworks is between 25-100 pounds;

—three-year felony, where the amount of fireworks is 100 pounds or more.

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**Child support—collection, enforcement modification**

HF2118/SF2009\* (Vellenga, DFL-St. Paul)—repassed as amended by conference (130-2).

Would modify and clarify provisions to collect and enforce child support; would provide for cost-of-living adjustments in spousal maintenance awards; would provide for grandparents visitation rights in all family law proceedings; would provide for reopening of judgments; and would provide for custody rights.

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(See bill summary in HWR, Vol. 4, No. 9, Pg. 6, Special Orders, March 30)

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**Deer stands—height**

HF2185\*/SF2199 (Sparby, DFL-Thief River Falls)—repassed as amended by conference (131-0).

Would adjust the height of deer stands from 9 to 12 feet.

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**State employees—certain salary ranges**

HF2250/SF2003\* (Jefferson, DFL-Mpls)—repassed as amended by conference (131-0).

Would change certain laws governing state employees.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 6, Rule 1.10, March 30)

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**Fish, game omnibus bill**

HF2265\*/SF2469 (Reding, DFL-Austin)—repassed as amended by conference (127-3).

Would make several changes in fish and game laws.

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**Small business development—loan limit exemption**

HF2568\*/SF2345 (K. Olson, DFL-Sherburn)—repassed as amended by conference (127-0).

Would change and clarify the small business development loan portion of the agricultural resource loan guarantee program and remove the \$1 million cap on loans.

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**Friday, April 15**

**Homicide laws—crying child defense**

HF10\*/SF101 (Wenzel, DFL-Little Falls)—repassed as amended by conference (127-3).

Would clarify that a child's crying is not a defense to first-degree manslaughter.

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**Health Dept. subpoenas—authority**

HF421\*/SF951 (Ogren, DFL-Aitkin)—repassed as amended by conference (133-0).

Would grant the commissioner of health authority to issue subpoenas to determine whether a health threat exists; would allow any person district courts authorize to serve subpoenas anywhere in the state, would make failure to comply with a court order punishable as contempt of court.

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**Motor vehicles—ATVs, special licenses, brakes**

HF1526\*/SF1060 (Bauerly, DFL-Sauk Rapids)—repassed as amended by conference (132-0).

Would define ATVs as motor vehicles for registration purposes; would provide for certain special license plates; would restrict certain farm trailers to a 30-miles per hour towing speed; and would exempt certain vehicles from brake requirements.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 17, Special Orders, March 24)

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**Advertising—rural areas**

HF1736/SF1610\* (Lasley, DFL-Cambridge)—repassed as amended by conference (126-2).

Would authorize the posting of specific service signs advertising rural agricultural businesses along highways.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 7, Special Orders, March 30)

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**HMO coverage—cleft palate, ventilator-dependent person**

HF1794/SF1646\* (DeBlieck, DFL-Milroy)—repassed as amended by conference (122-0).

Would clarify that coverage under individual family HMOs and accident and health policies would cover inpatient and outpatient expenses, including dental and other treatments of cleft palate, and for services provided to a ventilator-dependent person.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 7, Special Orders, March 30)

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**Courts, referee's orders/district court financing**

HF1844\*/SF2279 (Vellenga, DFL-St. Paul)—repassed as amended by conference (133-0).

Would provide that a referee's recommended orders and findings become effective when a judge countersigns them, and the orders would remain effective during review unless a judge expressly states the order's effect, changes the order, or changes or vacates the order after completing a review; would require the Supreme Court to appoint a task force to study the relationship between the district court and Minnesota counties and make recommendations regarding the district court control and financing.

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**Charitable gambling—real property profit**  
HF1921/SF1661\* (Reding, DFL-Austin)—repassed as amended by conference (129-0).

Would provide that any erection, acquisition, improvement, expansion, maintenance or repair of real property using profits from charitable gambling may be done only if the Charitable Gambling Control Board finds that the property will be used exclusively for charitable gambling purposes.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 7, Special Orders, April 7)

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**Motor vehicle franchise—nonrenewals, cancellations**  
HF2049\*/SF1844 (Sparby, DFL-Thief River Falls)—repassed as amended by conference (132-0).

Would include nonrenewal under statutory requirements a manufacturer must meet to cancel or terminate a franchise for new car dealerships.

(See bill summary in HWR, Vol. 4, No. 7, Pg. 34, Special Orders, March 21)

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**Family Farm Security Act—benefit extension**  
HF2297/SF2255\* (Winter, DFL-Fulda)—repassed as amended by conference (132-0).

Would provide people who sold property to beginning farmers between the late 1970s and early 1980s with a simplified formula to rectify the effect of tax changes made in 1987.

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**Indian tribes—state contracts**  
HF2429/SF2150\* (Peterson, DFL-Princeton)—repassed as amended by conference (132-0).

Would prohibit the state from requiring Indian tribes or bands to deny their sovereignty as a requirement or condition of a contract with the state or a state agency.

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**Saturday, April 16**

**Retired state employees—insurance**  
HF257\*/SF373 (R. Johnson, DFL-Bemidji)—repassed as amended by conference (131-0).

Would provide that certain state employees are eligible for state-paid insurance benefits; provide that eligible employees would receive benefits they were entitled to when they retired, subject to collective bargaining changes; provide that retired employees would not be eligible for health insurance; provide that eligibility for state-paid benefits ends when the

employee turns 65, if the employee chooses not to receive a retirement annuity, or if the employee is eligible for employer-paid health insurance from a new employer; define "retirement contributions or benefits" to exclude insurance benefits public employers pay on behalf of retired employees up to age 65.

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**DWI—license plate impoundment**  
HF704/SF392\* (Rest, DFL-New Hope)—repassed as amended by conference (119-0).

Would establish a mandatory license plate impoundment system in any case where the court revokes a person's driver's license for driving while intoxicated (DWI) or implied consent law violations.

(See bill summary in HWR, Vol. 4, No. 4, Pg. 16, Judiciary, March 1)

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**Dept. of Trade and Economic Development bill**  
HF1188/SF1268\* (C. Nelson, DFL-Barrett)—repassed as amended by conference (132-0).

Would provide for the powers and duties of the commissioner of energy and economic development.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 8, Ag, Transportation & Semi-State Div./Appropriations, Mar. 28)

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**Aitkin County—tax forfeited land sale**  
HF1943/SF1722 (Ogren, DFL-Aitkins)—repassed as amended by conference (130-0).

Would permit Aitkin County to sell certain tax-forfeited lands that border public waters in the City of Aitkin.

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**Child abuse—false allegations**  
HF1956/SF1871\* (Blatz, IR-Bloomington)—repassed as amended by conference (127-0).

Would require a court to consider evidence of falsely reported child abuse in determining the best interests of a child.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 21, Judiciary, Mar. 15)

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**Service stations—alteration payment**  
HF1979/SF1885\* (Solberg, DFL-Bovey)—repassed as amended by conference (132-0).

Would provide for payment for the alteration of a full-service station.

(See bill summary in HWR, Vol. 4, No. 3, Pg. 2, Commerce, Feb. 23)

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**Time-price offer—foreclosed farmland**

HF1991/SF1742\* (Sparby, DFL-Thief River Falls)—repassed as amended by conference (131-0).

Would clarify the conditions of a time price offer to former owners of foreclosed farmland; prevent a state or federal agency or a corporation (other than a family farm corporation or authorized farm corporation) from selling or leasing a farm homestead acquired through foreclosure, without first offering the land for sale or lease to the foreclosed owner.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 1, Agriculture, Mar. 10)

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**Housing trust fund**

HF2019/SF1462\* (Clark, DFL-Mpls)—repassed as amended by conference (127-0).

Would create a low income housing trust fund account.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 10, State Departments Division/Appropriations, Mar. 28)

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**Child abuse—social service assessment, records retention**

HF2021/SF2119\* (Blatz, IR-Bloomington)—repassed as amended by conference (128-0).

Would clarify child assessment duties of the local welfare agency; require the agency, after concluding an assessment or investigation, to make findings whether 1) a child was maltreated, and 2) to determine if the child needs protective services.

(See bill summary in HWR, Vol. 4, No. 5, Pg. 41, Judiciary, Mar. 8)

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**Waste Management Act—amendments**

HF2031/SF1891 (D. Nelson, DFL-Champlin)—repassed as amended by conference (111-21).

Would amend the waste management act.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 5, Rule 1.10, Mar. 30)

**Human Rights Act—amendments**

HF2054/SF1769\* (Solberg, DFL-Bovey)—repassed as amended by conference (127-0).

Would amend the human rights act.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 8, Special Orders, April 5)

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**Health and Human Services Omnibus Bill**

HF2126/SF1680 (Greenfield, DFL-Mpls)—repassed as amended by conference (125-4).

Would establish various funding provisions and rider language for support of Minnesota's health and human service programs; would set a supplemental spending level for the departments of Human Services, Health, Corrections, and Jobs and Training; and would provide \$11,437,700 spending for the biennium.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 15, Rule 1.10 Mar. 28)

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**HMO solvency—requirements**

HF2127\*/SF2008 (Greenfield, DFL-Mpls)—repassed as amended by conference (127-0).

Would require Health Maintenance Organizations (HMOs) to be certified by the commissioner of health and to meet insolvency requirements.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 6, Rule 1.10, Mar. 30)

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**Outpatient treatment—by court order**

HF2130/SF2055\* (Vellenga, DFL-St. Paul)—repassed as amended by conference (128-1).

Would require courts to receive annual reviews of people with indeterminate commitments; and provide for court ordered, community-based, nonresidential treatment.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 14, Special Orders, April 12)

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**Dept. of Administration—changes**

HF2291\*/SF2059 (Lasley, DFL-Cambridge)—repassed as amended by conference (119-7).

Would amend, enact, and repeal certain laws the Department of Administration administers.

(See bill summary in HWR, Vol. 4, No.10, Pg. 9, Special Orders, April 7)

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**State advisory councils, committees**

HF2292/SF2226\* (Knuth, DFL-New Brighton)—repassed as amended by conference (117-14).

Would amend certain provisions governing state advisory councils, committee and task forces.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 6, Rule 1.10, Mar. 30)

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**Dept. of Natural Resources—land sale, exchange**

HF2349/SF2214\* (Jennings, DFL-Rush City)—repassed as amended by conference (132-0).

Would authorize the commissioner of natural resources to sell certain surplus lands to local governments for local recreation or natural resource purposes.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 9, Special Orders, April 7)

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**Metropolitan agencies—affirmative action**

HF2596\*/SF2513 (McLaughlin, DFL-Mpls)—repassed as amended by conference (131-0).

Would create a legislative task force to monitor equal opportunity activities of metropolitan agencies.

(See bill summary in HWR, Vol. 4, No. 7, Pg. 35, Special Orders, Mar. 21)

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**Financial institutions—leasing investments, other**

HF2605/SF2323\* (Bertram, DFL-Paynesville)—repassed as amended by conference (130-0).

Would provide that banks could acquire personal property for leasing to customers as long as the banks total investment does not exceed 200 percent of the sum of the bank's capital actually paid in cash and its actual surplus fund.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 10, Special Orders, April 7)

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**Monday, April 18**

**Interstate banking**

HF125/SF203\* (Skoglund, DFL-Mpls)—repassed as amended by conference (95-36).

Would allow banks in several western and midwestern states to own and operate banks in Minnesota.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 15, Special Orders, April 13)

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**Hazardous waste—cleanup liens**

HF297/SF412\* (Long, DFL-Mpls)—repassed as amended by conference (132-0).

Would create a lien against real property where the state has incurred cleanup expenses and the owner is liable for the expenses under Minnesota law, and provide procedures for lien implementation and enforcement.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 16, Special Orders, April 13)

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**Agriculture—omnibus bill**

HF1000\*/SF655 (Wenzel, DFL-Little Falls)—repassed as amended by conference (131-1).

Would make changes in various agriculture programs and establish agriculture programs.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 9, Special Orders, April 6)

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**Ramsey County—highway land space, personnel system**

HF1745/SF1955\* (Knuth, DFL-New Brighton)—repassed as amended by conference (131-0).

Would authorize Ramsey County to use certain land dedicated as open space for highway purposes and would permit Ramsey County to make a negotiated land sale.

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**Aitkin County—land use ordinance**

HF1986/SF1711\* (Ogren, DFL-Aitkin)—repassed as amended by conference 129-0).

Would allow Aitkin County to regulate by ordinance lands adjacent to public waters which have been dedicated for public use but not owned by the state political subdivision; would remove the county's liability for making or repealing such an ordinance.

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**Farming—limited partnerships**

HF2041\*/SF1996 (Brown, DFL-Appleton)—repassed as amended by conference (125-0).

Would limit ownership of farmland by certain corporations and limited and unauthorized partnerships.

(See bill summary in HWR, Vol. 4, No. 7, Pg. 34, Special Orders, March 21)

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**Abused children—intermediaries**

HF2148/SF2266\* (Carruthers, DFL-Brooklyn Center)—repassed as amended by conference (131-0).

Would provide for the training of child protection workers; and would provide a pilot program for child intermediaries in child abuse situations.

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**Data Practices Act—amendments**

HF2235/SF2122\* (D. Nelson, DFL-Champlin)—repassed as amended by conference (129-0).

Would amend the Data Practices Act.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 9, Special Orders, April 7)

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**Blueberry muffins**

HF2364/SF1686\* (Murphy, DFL-Hermantown)—repassed as amended by conference (116-2).

Would establish the blueberry muffin as the state muffin of Minnesota.

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**Retirement—local government correctional service**

HF2477\*/SF2175 (Rukavina, DFL-Virginia)—repassed as amended by conference (131-0).

Would clarify and adjust certain provisions regarding the local government correctional service retirement plan.

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**Tuesday, April 19**

**Child abuse—emotional harm element**

HF1792/SF1643\* (Kelly, DFL-St. Paul)—repassed as amended by conference (108-18).

Would eliminate the need to show emotional harm in proving unreasonable restraint or malicious punishment of a child.

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**States Departments Division—operating budget bill**

HF2344 (Kahn, DFL-Mpls)—repassed as amended by conference (85-46).

Would appropriate money for FY'88 and FY'89 to state agencies with stipulations; modify their functions; fix and limit fees; and require studies and reports.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 16, Rule 1.10, March 29)

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**Higher Education Finance Bill**

HF2459/SF2569\* (L. Carlson, DFL-Crystal)—repassed as amended by conference (130-1).

Would appropriate monies with certain conditions to the Higher Education Coordinating Board, State University Board, State Board for Community Colleges, and State Board of Vocational Technical Education.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 19, Suspension of Rules, March 29)

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**Metro government—agency requirements**

HF2514/SF2491\* (Carruthers, DFL-Brooklyn Center)—repassed as amended by conference (90-38).

Would require the Metropolitan Council to adopt, before Oct. 1 of each year, a budget covering its expected revenues and expenditures for the next year.

(See bill summary in HWR, Vol. 4, No. 9, Pg. 8, Special Orders, April 5)

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**Wednesday, April 20**

**License plates—seven-year renewal, fees**

HF80/SF63\* (Kalis, DFL-Walters)—repassed as amended by conference (88-38).

Would allow long-term lessees to register motor vehicles; would require passenger automobile owners to replace license plates every seven years; would establish fees for personalized license plates and plate replacement fees.

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**State investment policy—MacBride principles**

HF453\*/SF722 (O'Connor, DFL-St. Paul)—repassed as amended by conference (110-9).

Would direct the State Board of Investment to sponsor, co-sponsor, or support shareholder resolutions designed to encourage corporations in Northern Ireland in which the board has invested to pursue affirmative action policies.

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**Highway funding—fuel tax increase, MVET transfer**

HF1749\*/SF1592 (Kalis, DFL-Walters)—repassed as amended by conference (71-57).

Would increase the excise tax on gasoline and special fuel to 20 cents per gallon; would increase the fees for alternate fuel

permits; would provide for the distribution of motor vehicle excise tax (MVET) revenue; would create a transportation study board; would repeal the contingent income tax increase ("trigger tax") provision.

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**Environmental trust fund, lottery—constitutional amendment**

HF2182\*/SF2000 (Munger, DFL-Duluth)—repassed as amended by conference (77-55).

Would propose to amend the Minnesota Constitution to permit state-run lotteries and establish a Minnesota environment and natural resources trust fund; would provide for the distribution of lottery proceeds; would provide implementing legislation for the trust fund; would create a legislative commission, an advisory committee, and a review panel; would provide for trust fund expenditures.

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**College savings bond program—establishment**

HF2396\*/SF2105 (L. Carlson, DFL-Crystal)—repassed as amended by conference (129-0).

Would authorize the sale of college savings bonds; would require a market and feasibility study and report; would authorize the issuance of zero coupon bonds.

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**Ag., Transportation, Semi-State—appropriations omnibus bill**

HF2788/SF2565\* (Rice, DFL-Mpls)—repassed as amended by conference (127-6).

Would appropriate \$3.2 million to fund the departments of Transportation, Agriculture, Public Safety, and other semi-state agencies.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 19, Suspension of Rules, March 28)

**SPECIAL ORDERS**

**Friday, April 15**

**Hearing impaired—telephone assistance**

HF1812/SF1809\* (Clark, DFL-Mpls)—passed as amended\*\* (113-11).

Would amend the 1987 law on telephone assistance for the hearing impaired by moving many duties, such as distribution and management of the communications devices, from the phone company to the commissioner of human services.

(See bill summary in HWR Vol. 4, No. 8, Pg. 1, Appropriations, March 25)

\*\*Delete-everything amendment would also allow telephone companies to combine service surcharges for emergency telephone service (9-1-1), telephone access for the hearing impaired (TACIP), and the Telephone Assistance Plan (TAP), into one surcharge, and would add low-income disabled persons to those eligible for TAP).

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**HECB—student voting privileges**

HF2146/SF1228\* (Kinkel, DFL-Park Rapids)—passed as amended\*\* (131-0).

Would give the student representative on the Higher Education Coordinating Board (HECB) voting privileges and full rights of other appointments, except that the student appointment is for two years; and would stipulate that the HECB student member cannot be employed or compensated by a postsecondary institution while serving on the board.

\*\*Delete-everything amendment would insert House language.

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**Workers' compensation—changes**

HF2286/SF2235\* (Tunheim, DFL-Kennedy)—passed as amended\*\* (81-53).

Would regulate workers' compensation benefits and insurance.

\*\*Delete-everything amendment would:

- provide that an examination by the employer's doctor must be held within 150 miles of the employee's residence unless the employer, with approval by the Department of Labor and Industry, shows good cause for holding the exam further away;
- base worker compensation benefit payments on 80 percent of the injured worker's after-tax weekly wage rather than two-thirds of the worker's gross income;
- eliminate the two-tier permanent partial system and pay workers with a permanent partial disability an impairment award; would extend disability benefits to those employees, who for no fault of their own, can't return to work; (the length of extended benefits is determined by multiplying 246 weeks by the employee's percentage rating of permanent partial disability);
- exempt from coverage by Minnesota Workers' Compensation employees who are hired outside the state or who regularly perform their duties outside the state and are covered by workers' compensation insurance from a jurisdiction other than Minnesota;
- limit attorney fees to \$6,500 per case, unless the commis-

sioner or the judge who heard the case, approves an additional fee; require attorneys to file a statement of hours and fees with the commissioner, the judge who heard the case, or the Workers' Compensation Court of Appeals;

- change the maximum weekly benefits for temporary total disability to 105 percent of the statewide average weekly wage or the injured worker's after-taxed weekly wage, whichever is less;
- reduce the minimum weekly benefits for temporary total disability to either 20 percent of the statewide average weekly wage or the injured worker's after-taxed weekly wage, whichever is less;
- cut off temporary total payments when:
  - disability ends;
  - the employee returns to work or retires;
  - the employee refuses to take a job that fits his/her physical condition; or
  - 90 days after the employee reaches maximum medical improvement;
- allow injured workers who return to work before reaching maximum medical improvement to receive temporary total benefits if they're laid off due to economic conditions or medically unable to continue to do his/her job;
- limit temporary partial benefits to when an employee is working and earning less than his/her pre-injury wage; provide that temporary partial benefits are available for the first 78 weeks that the employee returns to work, and in no case beyond 350 weeks after the date of disability; would decrease the rate of temporary partial each 26 week that the employee is working;
- provide for permanent partial payment schedule and would define permanent total disability to include only those workers who are disabled and are unable to work;
- authorize the commissioner to establish a fee schedule, or limit fees that qualified rehabilitation consultants and vendors charge;
- eliminate the mandatory rehabilitation program and would require rehabilitation consultation upon request of the employee, employer, or commissioner; require the commissioner to review high cost or lengthy rehabilitation plans;
- permit the payment for temporary total benefits for up to 90 days after the completion of an approved retraining plan;
- change the threshold for the beginning of second injury fund reimbursements from \$2,000 to \$3,500 in medical benefits; would limit reimbursements to 75 percent of the benefit and would restrict registration of injuries to those with disability ratings above 25 percent;

- limit payment of supplementary benefits to an employee who suffered, and continues to suffer, a permanent total disability; permit benefits to begin four years after the total disability; change supplementary benefit formula and coordinate workers' compensation benefits with Social Security benefits so that supplementary benefits are only paid when the combination of the two is less than 50 percent of the statewide average weekly wage;
- require pre-approval of ongoing medical or chiropractic treatment of more than four months; freeze the medical fee schedules of all health care providers, except hospitals, for two years; require the commissioner to establish a schedule for hospital charges and for adverse examination;
- delay the annual cost-of-living adjustment from the first anniversary of the injury to the third anniversary; reduce the cap on the escalator from 6 percent to 4 percent;
- provide that the existing disability ratings can't be changed before June 30, 1991;
- allow the commissioner of commerce to challenge excessive rate filings; provide for rate hearings; require insurers to reduce rates that are in effect on Aug. 1, 1988 by 16 percent; would freeze rate filings from April 10, 1988 until Jan. 1, 1989; provide that pro rata rebates will be available for in-force policies for coverage beyond Aug. 1, 1988;
- abolish the Workers' Compensation Court of Appeals and transfer the appeals court's duties to the State Court of Appeals as of Jan. 1, 1989;
- call for studies on medical issues, neutral qualified rehabilitation consultants, mandated rate reductions, methods to reduce the formality and length of hearings in workers' compensation cases at the office of administrative hearings, and a process for regulating workers' comp insurance rating plans.

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**Saturday, April 16**

**Infectious disease—notification**

HF1164/SF994\* (Trimble, DFL-St. Paul)—pass as amended\*\* (129-0).

Would require notification of certain exposures to infectious diseases; provide workers' compensation coverage for certain infectious diseases; define terms; and would provide occupational disease coverage for emergency medical care employees, as defined.

\*\* Amendment would insert the House language and make technical language changes.

**Occupational Safety and Health Act—fine increase**  
HF2221/SF1719\* (A. Johnson, DFL-Spring Lake Park)—  
passed (130-0).

Would increase fines for occupational safety and health  
violations.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 7, Appropria-  
tions, March 30)

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**St. Paul police, fire relief funds—majority vote**  
HF2432\*/SF2449 (O'Connor, DFL-St. Paul)—passed (130-  
0).

Would require the St. Paul police and fire department relief  
associations to amend their articles of incorporation and  
bylaws to ensure that retired members are represented on the  
associations' boards of directors in the same proportion that  
the number of retired members in each association bears to  
the association's total membership.

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**Monday, April 18**

**Motor vehicle—registration, license plates**  
HF1951/SF1804\* (A. Johnson, DFL-Spring Lake Park)—  
passed as amended\*\* (96-35).

Would require motor vehicles that are leased for 180 days or  
more to be registered in the name of the leasee.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 3, Appropria-  
tions, March 29)

**\*\*Delete-everything amendment would:**

- require owners of passenger cars, vans, and pickup trucks,  
motorcycles and motorized bicycles and scooters to pay \$2  
to replace license plates that are seven years old when they  
renew their vehicle registration;
- require that a physician's statement authorize parking  
privileges for a physically handicapped person;
- establish a one-time fee for personalized license plates and  
provides for a plate replacement fee;
- authorize special license plates for Vietnam, Korean, Pearl  
Harbor, and World War I and II veterans and ex-POWs;
- provide for limousine license plates and insurance; set a fee  
for special limousine plates; allow limousine to tint the rear  
and side windows;
- prohibit a person from towing a farm trailer not equipped

with brakes and exceeding 6,000 pounds at a speed in excess  
of 30 miles per hour;

- make exceptions to the braking requirements established in  
law for trailers, semi-trailers, and other vehicles of a gross  
weight of 1,500 pounds or more;
- require every motor vehicle, trailer, or semi-trailer manu-  
factured after June 30, 1988 to have service brakes on all  
wheels; would make an exception to mobile cranes traveling  
no faster than 45 miles per hour that's capable of stopping  
within performance standard; provide that brakes are not  
required on the front wheels of vehicles manufactured before  
July 1, 1988, having three or more axles;
- allow designated counties to post star county signs along  
highways that enter into the county;
- make changes to the motor vehicle excise tax for older  
passenger automobiles, collector vehicles, and noncollector  
vehicles;
- reduce auto license plate fee from \$3 to \$2.

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**Savings and loans—regulating, recodification**  
HF2201/SF1956\* (Scheid, DFL-St. Louis Park)—passed as  
amended\*\* (129-1).

Would regulate savings and loan associations.

**\*\*Amendment would insert House language and make other  
technical language changes.**

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**Pension benefits—marriage dissolution**  
HF2381/SF1652\* (Kludt, DFL-Moorhead)—passed as  
amended\*\* (129-0).

Would allow each Minnesota court that has jurisdiction to  
decide marriage dissolution matters to appoint a qualified  
person experienced in valuing pension benefits and rights to  
function as an expert witness in valuing pension benefits or  
rights.

**\*\*Amendment would make technical change.**

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**Tuesday, April 19**

**Sentencing Guidelines Commission—membership**  
HF1643/SF1540\* (Marsh, IR-Sauk Rapids)—passed  
(129-0).

Would eliminate one of the two district court judge positions  
on the Sentencing Guidelines Commission and increase from  
two to three the number of public member positions on the  
commission.

**Student athletes—representation contracts regulation**  
HF2167/SF1830\* (Seaberg, IR-Eagan)—passed as amended\*\* (123-4).

Would regulate sports agents who seek to represent collegiate athletes.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 21, Judiciary, March 15)

\*\*Delete-everything amendment would insert House language.

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**CFC-processed food packages—prohibition**  
HF2248/SF2131\* (Trimble, DFL-St. Paul)—passed (128-0).

Would prohibit using chlorofluorocarbon-processed (CFC) food packaging materials after July 1, 1990.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 7, Appropriations, March 30)

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**Human rights violations—penalties**  
HF2368/SF2183\* (Greenfield, DFL-Mpls)—amended\*\*;  
continued.

Would increase penalties for certain crimes when committed because of the victim's race, color, religion, sex, affectional or sexual orientation, or national origin.

\*\* Amendments would:

- add a subdivision that reads, "The inclusion of a particular category of motivation in sections 2 to 8 is not itself grounds for the creation of new rights and privileges based on that category;
- add "marital status" to the list;
- add "pro-life or pro-choice orientation" to the list;
- add "or any other category or classification, whether or not specifically designated in this subdivision," to the list;
- replace several phrases with "hatred or prejudice."

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**Olympic games bid—resolution**  
HF2763/SF2546\* (Pappas, DFL-St. Paul)—passed (128-0).

Would memorialize the United States Olympic Committee of Minnesota's support for the bid for the Games of the XXVI Olympiad.

## SUSPENSION OF RULES

Thursday, April 14

**Amateur Sports Commission—amendments**  
HF2691/SF2465\* (Voss, DFL-Blaine)—passed (131-0).

Would amend the authority of the Minnesota Amateur Sports Commission.

(See bill summary in HWR, Vol. 4, No. 8, Pg. 7, Appropriations, March 29)

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Friday, April 15

**Workers' compensation—self-insurer regulation**  
HF2688/SF2473\* (Simoneau, DFL-Fridley)—passed (131-0).

Would establish a workers' compensation self-insurer guaranty fund.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 25, Labor-Management Relations, March 10)

### Correction

In last week's *House Weekly Review* (Volume 4, Number 10, Page 3), the first bill in the first column should read:

**Parental rights termination law—clarification**  
HF577\*/SF964 (Rest, DFL-New Hope)—repassed as amended by the Senate (118-6).

**House Weekly Review** is a listing of House committee and floor action on bills with brief bill summaries. The House Information staff compiles this information to help follow bills through the legislative process. The intent is to provide House members with a ready reference to House committee and floor action on bills. Coverage runs from Thursday (2 p.m.) to Thursday (2 p.m.). Each issue includes a cumulative index by House File number.

The summary is an in-house publication for House members and staff; we do not have a mailing list. During the 1988 Session, we will distribute one copy each to House members and appropriate staff.

Nothing herein is admissible as legal proof of legislative intent.

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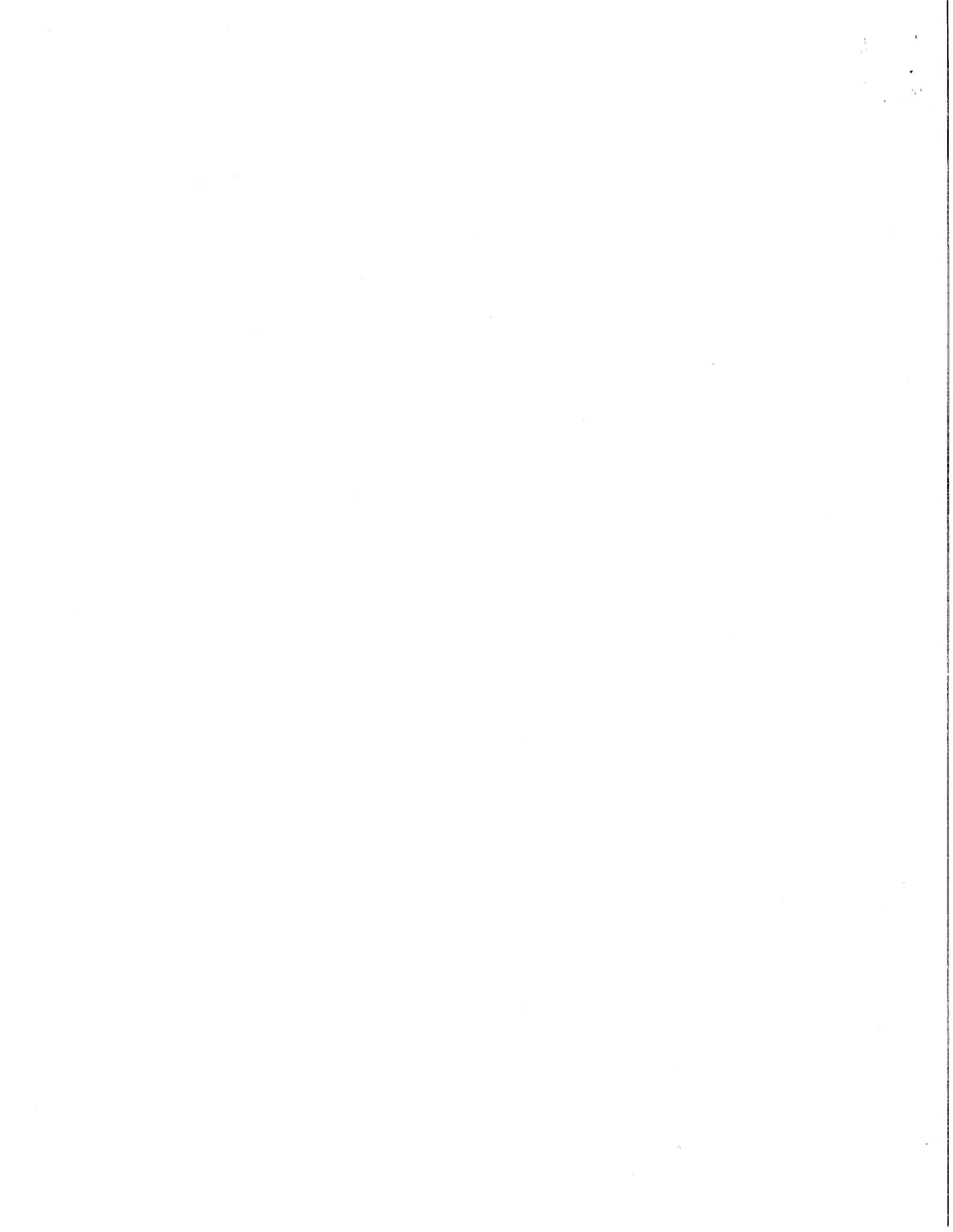
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# HOUSE WEEKLY REVIEW

For MEMBERS of the Minnesota House of Representatives

April 21-26, 1988

FINAL ISSUE

Volume 4, Number 12

*HOUSE WEEKLY REVIEW* summarizes committee and floor action on bills

## FLOOR ACTION

### CONFERENCE COMMITTEE

Monday, April 25

#### Police pursuit/Replica firearms—penalties

HF1873/SF1821\* (Segal, DFL-St. Louis Park)—repassed as amended by conference (129-0).

Would require a warning label on replica firearms, and create the felony offense of terrorizing with a replica firearm; would expand the crimes of burglary and aggravated robbery, and make technical corrections to theft and theft-related offenses; would enhance penalties for people who flee a police officer a second or subsequent time; would require local governments to establish pursuit procedures and training requirements, and police officers to report police pursuits to the Department of Public Safety.

#### Dept. of Transportation—eminent domain provisions

HF1954/SF1590\* (Lieder, DFL-Crookston)—repassed as amended by conference (125-1).

Would update reference to federal relocation assistance statutes in state eminent domain law.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 14, Special Orders, April 12)

#### Campaign financing limits—clarification

HF2008\*/SF1780 (A. Johnson, DFL-Spring Lake Park)—repassed as amended by conference (68-63).

Would clarify certain public campaign financing limits.

#### Local government bonding powers

HF2067/SF1963\* (Rest, DFL-New Hope)—repassed as amended by conference (129-0).

Would provide certain requirements to issue and use public debt.

(See bill summary in HWR, Vol. 4, No. 10, Pg. 12, Special Orders, April 11)

#### K-12 Education Omnibus Bill

HF2245\*/SF2095 (K. Nelson, DFL-Mpls)—repassed as amended by conference (126-3).

Would establish general education revenue; would modify aspects of educational programs for American Indian people; would provide for certain levying authority and limitations; would modify certain levies, aid, and grant programs; would establish learning year program sites; would provide for revenue for school facilities; would authorize bonding and approve capital loans; would offer free admission to secondary school to eligible persons at least 21 years old; would create educational district revenue; would provide for the sale of permanent school fund lands; would require certain changes in the State High School League; would create a task force on education organization.

#### Volunteers, state, local government—liability

HF2407\*/SF2426 (Cooper, DFL-Bird Island)—repassed as amended by conference (129-0).

Would provide that municipal volunteers are employees for purposes of tort claims; would provide that employees and officers of the World Trade Center Board and the Greater Minnesota Corporation are state employees for purposes of state tort claims; would provide that officers and directors of public corporations are immune from liability under standards for nonprofit corporations; would clarify immunity from civil liability for certain athletic officials.



Minnesota House of Representatives Public Information Office

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**Taxes—omnibus bill**

HF2590\*/SF2260 (Voss, DFL-Blaine)—repassed as amended by conference (107-24).

Would change tax rates and bases for purposes of financing Minnesota state government; would modify the administration, collection, and enforcement of taxes, and impose certain taxes; would change the computation, administration, and payment of aids, credits, and refunds; would limit taxing powers; would transfer and impose governmental powers and duties; would make technical corrections and clarifications; would provide bonding authority to Hennepin and Ramsey counties, and the cities of Little Falls and Schafer; would authorize establishment of special service districts in the cities of Robbinsdale, Minneapolis, and White Bear Lake.

**CONCURRENCE & REPASSAGE**

Monday, April 25

**Medical coverage—increase**

HF464\*/SF579 (L. Carlson, DFL-Crystal)—repassed as amended by the Senate (131-0).

Would increase the maximum lifetime benefit for major medical coverages.

**Charitable gambling—local licensure extension**

HF1941\*/SF1764 (Dawkins, DFL-St. Paul)—repassed as amended by the Senate (119-2).

Would increase the time allowed for cities and counties to review charitable gambling license applications; would provide that promotions conducted in connection with payroll deduction campaigns aren't lotteries.

**State claims bill**

HF1981\*/SF1863 (Kalis, DFL-Walters)—repassed as amended by the Senate (127-3).

Would appropriate money to pay various claims against the state.

**Boiler operation regulation/Workers' comp reform**

HF1999\*/SF1718 (Murphy, DFL-Hermantown)—repassed as amended by the Senate (77-51).

Would regulate boiler operation and inspections; would regulate workers' compensation benefits, administration, and insurance; would provide for the appointment of actuaries ;

would abolish the Workers' Compensation Court of Appeals and transfer its jurisdiction the the State Court of Appeals; would require certain reports relating to workers' compensation.

**SPECIAL ORDERS**

Monday, April 25

**Workers' compensation reform bill**

HF1403/SF1304\* (Scheid, DFL-St. Louis Park)—passed as amended\*\* (77-54).

\*\*Delete-everything amendment would regulate workers' compensation insurance.

**Minnesota Statutes—revisor's corrections**

HF1839/SF1645\* (Rest, DFL-New Hope)—passed as amended\*\* (108-22).

Would correct erroneous, ambiguous, omitted, and obsolete references and text in *Minnesota Statutes*; would eliminate certain redundant, conflicting, and superseded provisions; would provide instructions to the revisor; would make miscellaneous corrections to statutes and other laws; would amend and re-enact statutes.

\*\*Amendment would make various technical language changes.

**Motorcycles—endorsement fee increase**

HF1933/SF2221\* (S. Olsen, IR-St. Louis Park)—passed (120-3).

Would increase from 50 to 60 percent the maximum percentage for the motorcycle safety fund which may be used for instructor training and school district reimbursement; would increase the fee for an initial motorcycle endorsement on a drivers license from \$6 to \$7.50, and for a renewal from \$4 to \$6; would increase the amount fee revenues going to the motorcycle safety fund each year from \$300,000 to \$500,000.

**Fish, spearing—Indian reservations**

HF1973/SF2079\* (Kinkel, DFL-Park Rapids)—passed as amended\*\* (87-41).

Would regulate fish spearing on lakes within Indian reservations.

(See bill summary in HWR, Vol. 4, No. 6, Environment & Natural Resources, Feb. 16)

**\*\*Amendment would:**

- permit the commissioner of natural resources to designate only sensitive areas of lakes larger than 29,775 acres as muskellunge water, if the statement of need and reasonableness has been prepared and a public hearing has been held;
- establish a controlled burning program on public and private land to propagate wildlife requiring new vegetative growth and brush habitats, to manage the prairie, and to reduce the wildfire hazard.

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**State employees, part-time—study**

HF2220/SF1987\* (Riveness, DFL-Bloomington)—passed as amended\*\* (118-0).

Would direct the commissioner of employee relations to study the use of part-time employees in the executive branch workforce, and report the results to the Legislature; would specify topic the report must contain.

**\*\*Amendment would insert House language.**

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**State armory—bonding**

HF2255/SF1618\* (Quinn, DFL-Coon Rapids)—passed (129-0).

Would increase the amount of the total bonded indebtedness of the state armory building commission from \$4,500,000 to \$7,000,000.

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**Dogs, potentially dangerous—regulation**

HF2430/SF1744\* (Scheid, DFL-St. Louis Park)—passed as amended\*\* (114-9).

Would regulate potentially dangerous or dangerous dogs.

(See bill summary in HWR, Vol. 4, No. 6, Pg. 10, Commerce, March 17)

**\*\*Amendment would:**

- insert House language;
- make owners of potentially dangerous or dangerous dogs guilty of a gross misdemeanor if the dog causes bodily harm to a person or domestic animal; allow such dogs to be killed under certain circumstances;
- prohibit pet owners from leaving dogs and cats in a closed or parked car in a way that endangers the animal's health and would fine those who do \$25; would allow professional or volunteer fire, police, or rescue officers to remove the

animals with reasonable force, and would not hold animal-rescuers liable for any damages.

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**Bomb disposal workers—workers' compensation**

HF2478/SF2452\* (Kelly, DFL-St. Paul)—passed as amended\*\* (128-0).

Would provide that bomb disposal workers are state employees when disposing of bombs outside the jurisdiction of their municipal employer, for purposes of tort claims and workers' compensation.

**\*\*Amendment would establish a presumption of causation for workers' compensation purposes in the case of firefighters exposed to certain hazards.**

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**Library service levies**

HF2502/SF2292\* (D. Carlson, IR-Sandstone)—passed as amended\*\* (130-0).

**\*\*Delete-everything amendment would exempt library service levies exclusion from levy limitations.**

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**Constitutional amendment—six-member juries**

HF2518/SF2321\* (Kelly, DFL-St. Paul)—passed (119-4).

Would purpose to amend the Minnesota Constitution to provide for six-member juries in civil and nonfelony cases.

**House Weekly Review** is a listing of House committee and floor action on bills with brief bill summaries. The House Information staff compiles this information to help follow bills through the legislative process. The intent is to provide House members with a ready reference to House committee and floor action on bills. Coverage runs from Thursday (2 p.m.) to Thursday (2 p.m.). Each issue includes a cumulative index by House File number.

The summary is an in-house publication for House members and staff; we do not have a mailing list. During the 1988 Session, we will distribute one copy each to House members and appropriate staff.

Nothing herein is admissible as legal proof of legislative intent.

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