

# House Weekly Review

Minnesota House of Representatives Public Information Office

January 3-26, 1989

Volume 5, Number 1

## □ Committee Action □

### ECONOMIC DEVELOPMENT

Thursday, Jan. 26

#### Public loans—secondary sales

HF65/SF65 (Otis, DFL-Mpls)—laid over until Feb. 2.  
(SF in Senate Economic Development & Housing Committee)

Would allow municipalities to sell loans held by public agencies to economic development secondary markets.

### Higher Education Division/ EDUCATION

Wednesday, Jan. 25

#### University of Minnesota—governance

HF67 (Jaros, DFL-Duluth)—recommended to pass as amended.\*\*

Would request University Board of Regents to restructure governance of the University of Minnesota. Provisions would:

- empower the board of regents to evaluate governance structure and procedures of the University of Minnesota;
- appoint adequate and independent staff for the board of regents;

- divest the president of daily tasks at the Twin Cities campus;
- give each campus separate budget and funding request authority from the board of regents;
- assist university in presenting funding requests to the Legislature.

#### \*\* Amendment would:

- expand and detail recommendations to the board of regents about restructuring the governance of the university;
- name a chancellor for each campus;
- create a president's cabinet of chancellors and vice-presidents.

### GENERAL LEGISLATION, VETERANS AFFAIRS & GAMING

Tuesday, Jan. 24

#### Veterans' medical centers—resolution

HF52/SF83 (Kostohryz, DFL-North St. Paul)—recommended to pass.

Would memorialize the United States Congress to restore full funding to veterans' medical service centers.

#### Tribal-state gambling compact—Class III gambling

HF79/SF156 (Kostohryz, DFL-North St. Paul)—laid over.  
(SF in Senate General Legislation & Public Gaming Committee)



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*House Weekly Review* summarizes committee and floor action on bills.

Would authorize the governor, attorney general, speaker of the House, and majority leader of the Senate, or their designated representatives, to negotiate a tribal-state compact pursuant to the Indian Gaming Regulatory Act.

## JUDICIARY

Monday, Jan. 9

### Six-member juries—nonfelony cases

HF1/SF26 (Kelly, DFL-St. Paul)—recommended to pass as amended\*\*; placed on Consent Calendar.  
(SF in Senate Judiciary Committee)

Would re-enact the statutory provision authorizing six-member juries in nonfelony cases.

\*\* Amendment would make the bill effective the day after enactment.

### Victims' rights—restitution

HF14/SF51 (Kelly, DFL-St. Paul)—laid over.  
(SF in Senate Judiciary Committee)

Would make changes to the laws governing the awarding and payment of restitution to crime victims. Provisions would:

- provide for life imprisonment without parole for persons convicted of premeditated murder or intentional homicide in the course of committing a drug offense;
- expand the crime of first degree-murder to include drug-related homicides;
- eliminate juvenile court jurisdiction over minors 14 years and older convicted of murder or manslaughter;
- increase penalties and impose mandatory minimum sentences for certain violent crimes;
- prohibit waiver of certain mandatory minimum sentences.

Friday, Jan. 20

### Victims' rights—restitution

HF14/SF51 (Kelly, DFL-St. Paul)—recommended to pass as amended.\*\*  
(SF in Senate Judiciary Committee)

Would make changes to the laws governing the awarding and payment of restitution to crime victims.

(See bill summary under Judiciary, Jan. 9)

\*\* Amendments would:

- require the convicted person to pay interest on the unpaid balance of the restitution;
- give victims the right to ask a probation officer to request a review hearing if an offender fails to pay restitution as required in a restitution order;
- allow a juvenile court to record a restitution order without appointing a special guardian for a juvenile.

### Computer crime—unauthorized access

HF22/SF213 (Kelly, DFL-St. Paul)—recommended to pass as amended.\*\*

Would create the crime of unauthorized computer access: person that intentionally and without authority penetrates or attempts to penetrate a computer security system. Provisions would:

- specify penalties for a person that commits the crime in a manner that:
  - creates a grave risk of causing the death of a person;
  - creates a risk to public health and safety;
  - compromises the security of trade secret data or data that is not public under the Data Practices Act.

\*\* Amendment would change penalty for selling protected data.

### Bodily harm—definition expansion

HF27 (Vellenga, DFL-St. Paul)—recommended to pass as amended.\*\*

Would expand the definition of bodily harm in the crime of third-degree assault of an unborn child to include preterm birth.

\*\* Amendment would define preterm birth and bodily harm.

Monday, Jan. 23

### Victims' reparations—revisions

HF95 (Bishop, IR-Rochester)—recommended to pass as amended.\*\*

Would increase the maximum amount of reparations payable for funeral, burial, or cremation expenses; clarify the state's right to deny reparations on the basis of the claimant's contributory misconduct.

\*\* Amendments would:

- clarify and revise funding mechanisms for victim assistance programs;
- expand coverage to Minnesota residents victimized in another state that lacks a reparations law;

- give the reparations board the authority to determine the amount of reparations available for funeral, burial, or cremation expenses.

**Presentence investigations—prosecution request**

HF 97 (Hasskamp, DFL-Crosby)—recommended to pass as amended.\*\*

Would require the court to order a presentence investigation report in gross misdemeanor and misdemeanor cases at a prosecutor's request.

\*\*Amendment would not require the court to order a presentence investigation report in misdemeanor cases at a prosecutor's request.

**LOCAL GOVERNMENT & METROPOLITAN AFFAIRS**

Thursday, Jan. 26

**St. Louis County—tax-forfeited lands**

HF43/SF88 (Janezich, DFL-Chisholm)—recommended to pass as amended\*\*; rereferred to Governmental Operations Committee. (SF in Senate Environment & Natural Resources Committee)

Would authorize St. Louis County to privately sell certain tax-forfeited land adjacent to public waters.

\*\*Amendment would authorize St. Louis County to privately sell certain tax-forfeited land.

**Town powers—attorney employment**

HF113/SF120 (Battaglia, DFL-Two Harbors)—recommended to pass. (SF in Senate Local & Urban Government Committee)

Would grant certain powers to towns. Provisions would:

- authorize a town board of supervisors to employ an attorney in the conduct of town business;
- establish a town heritage preservation commission to preserve and promote historic resources;
- allow towns to enter into contracts for equipment rental through direct negotiation by obtaining two or more quotations without advertising for bids when amount is estimated at no more than \$60,000.

**Town subordinate service districts—establishment**

HF115/SF119 (Jennings, DFL-Harris)—recommended to pass. (SF in Senate Local & Urban Government Committee)

Would establish town subordinate service districts.

**TAXES**

Tuesday, Jan. 17

**Local government—net debt limit**

HF40/SF99 (Long, DFL-Mpls)—recommended to pass as amended.\*\* (SF in Senate Taxes & Tax Laws Committee)

Would make technical tax changes relating to local government financing. Provisions would:

- convert debt limits to a system based on market value, rather than tax capacity;
- place counties and second, third, and fourth class cities under the same general debt limits that now apply to first class cities, i.e., 2 percent of market value;
- make two technical corrections in 1988 tax increment financing law.

\*\*Amendment would make technical changes.

**Floor Action**

**CONSENT CALENDAR**

Thursday, Jan. 19

**Six-member juries—nonfelony cases**

HF1/SF26 (Kelly, DFL-St. Paul)—passed (121-3). (SF on Senate Floor)

Would re-enact the statutory provision authorizing six-member juries in nonfelony cases.

(See bill summary under Judiciary, Jan. 9)

## SPECIAL ORDERS

Monday, Jan. 23

### Local government—net debt limit

HF40/SF99 (Long, DFL-Mpls)—passed as amended\*\* (132-0).  
(SF on Senate Floor)

Would make technical tax changes relating to local government financing.

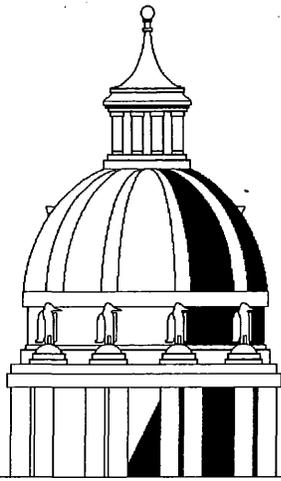
(See bill summary under Taxes, Jan. 17)

\*\*Amendment would make technical changes.

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# House Weekly Review

Minnesota House of Representatives Public Information Office

January 26-February 2, 1989

Volume 5, Number 2

## □ Committee Action □

### Education Finance Division/ EDUCATION

Wednesday, Feb. 1

#### Technical changes—capital expenditure, transportation formula

HF141/SF216 (Nelson, K., DFL-Mpls)—recommended to pass as amended.\*\*  
(SF in Senate Education Committee)

Would correct, clarify, repeal, and change certain education statutes. Provisions would:

- replace capital expenditure revenue with a three-part capital expenditure formula consisting of equipment revenue, facilities revenue, and health and safety revenue;
- make technical changes to the wording of the transportation formula to define excess transportation to include:
  - secondary pupils transported to and from school who live one to two miles from school;
  - pupils transported because of extraordinary traffic hazards.

\*\*Amendment would make corrections and clarifications.

**Referendum levy language—changes**  
HF247/SF318 (Bauerly, DFL-Sauk Rapids)—recommended to pass as amended.\*\*  
(SF in Senate Education Committee)

Would clarify the referendum levy language and create a conversion method. Provisions would:

- change the referendum tax rate from mills to a percentage of net tax capacity;
- specify the conversion method that the Department of Education must use to convert existing referendum levy authority from mill rates to tax capacity rates;
- clarify that referendum levies passed since Dec. 1, 1988 shall also be converted by the Department of Education from their stated rate to a net tax capacity rate;
- make effective date the day after enactment.

\*\*Amendment would make corrections and clarifications.



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## Higher Education Division/ EDUCATION

Wednesday, Feb. 1

### U of M regents—per diem authorization

HF86 (Jaros, DFL-Duluth)—laid over until Feb. 8.

Would authorize per diem expenses for regents in addition to reimbursement for actual expenses while on regent business.

### Regent Candidate Advisory Council—representation requirement

HF87 (Jaros, DFL-Duluth)—recommended to pass.

Would require the Regent Candidate Advisory Board to have appointee representation from each congressional district every even-numbered year.

### U of M student regent—election requirement

HF101/SF27 (Johnson, A., DFL-Spring Lake Park)—recommended to pass.

(SF in Senate Education Committee)

Would require student regent candidates to be enrolled in a degree program at the time of election.

## GOVERNMENTAL OPERATIONS

Thursday, Feb. 2

### Working capital fund—investment

HF42 (McLaughlin, DFL-Mpls)—recommended to pass as amended\*\*; rereferred to Local Government & Metropolitan Affairs Committee.

Would permit public agencies to contribute money to a guarantee fund that makes or guarantees working capital loans to businesses owned by socially or economically disadvantaged persons.

\*\*Amendment would make technical clarifications.

## HEALTH & HUMAN SERVICES

Tuesday, Jan. 31

### Healthspan—health care access program

HF150 (Ogren, DFL-Aitkin)—heard.

Would provide a program of affordable health care coverage for Minnesota residents. Provisions would:

- create a health care access commission to implement and administer the program;
- establish eligibility requirements and funding sources;
- modify income eligibility requirements for medical assistance;
- impose penalties for employees and employers who withhold or provide false health care coverage information;
- appropriate money from the general fund to the health care access commission to pay for administrative and operating expenses.

Wednesday, Feb. 1

### Healthspan—health care access program

HF150 (Ogren, DFL-Aitkin)—heard.

Would provide a program of affordable health care coverage for Minnesota residents.

(See bill summary under Health & Human Services, Jan. 31)

Thursday, Feb. 2

### Healthspan—health care access program

HF150 (Ogren, DFL-Aitkin)—heard.

Would provide affordable health care coverage for Minnesota residents.

(See bill summary under Health & Human Services, Feb. 1)

## JUDICIARY

Monday, Jan. 30

### Deputy title examiners—appointments

HF29/SF53 (Rest, DFL-New Hope)—recommended to pass; placed on Consent Calendar.  
(SF in Senate Judiciary Committee)

Would authorize judges in the Fourth Judicial District (Hennepin County) to appoint up to seven full time deputy title examiners; would authorize judges in the Second Judicial District (Ramsey County) to increase the number of deputy title examiners from three to five.

### Buses—passenger regulation

HF122/SF241 (Beard, DFL-Cottage Grove)—recommended to pass; placed on Consent Calendar.  
(SF in Senate Judiciary Committee)

Would permit bus passengers to consume food or beverages when necessary for medical reasons.

## LOCAL GOVERNMENT & METROPOLITAN AFFAIRS

Thursday, Feb. 2

**Town subordinate service districts—establishment**  
HF115/SF119 (Jennings, DFL-Harris)—reconsidered; recommended to pass; rereferred to Taxes Committee.  
(SF in Senate Local & Urban Government Committee)

Would establish town subordinate service districts.

(See bill summary in HWR, Vol. 5, No. 1, Pg. 3, Local Government & Metropolitan Affairs, Jan. 26)

## TAXES

Thursday, Feb. 2

### Corporate technical bill—

#### mining, corporate franchise taxes

HF68/SF61 (Welle, DFL-Willmar)—recommended to pass as amended.\*\*  
(SF in Senate Taxes & Tax Laws Committee)

Would make technical corrections and tax capacity rate changes to property taxation of unmined iron ore.

\*\*Delete-everything amendment would:

- make technical corrections and clarifications to corporate franchise tax;
- retroactively modify corporate franchise tax for mining income or gains;
- clarify computation of mining occupation taxes.

### Individual income tax—child care credit

HF94/SF157 (McLaughlin, DFL-Mpls)—heard.  
(SF in Senate Taxes & Tax Laws Committee)

Would modify computation of dependent care credit.  
Provisions would:

- provide credits to taxpayers whose incomes are too high to qualify for credit;
- increase from \$12,200 to \$15,600 the household income threshold at which maximum child care credit begins to phase-out;
- provide indexing of income to offset inflation.

## Floor Action

## CALENDAR

Monday, Jan. 30

### Victims' rights—restitution

HF14\*/SF51 (Kelly DFL-St. Paul)—passed (126-0).  
(SF in Senate Judiciary Committee)

Would make changes to the laws governing the awarding and payment of restitution to crime victims.

(See bill summary under General Orders, Jan. 26)

### Computer crime—unauthorized access

HF22\*/SF213 (Kelly DFL-St. Paul)—passed (127-0).  
(SF in Senate Judiciary Committee)

Would create the crime of unauthorized computer access: person who intentionally and without authority penetrates or attempts to penetrate a computer security system.

(See bill summary under General Orders, Jan. 26)

## GENERAL ORDERS

Thursday, Jan. 26

### Victims' rights—restitution

HF14/SF51 (Kelly, DFL-St. Paul)—recommended to pass.

Would make changes to the laws governing the awarding and payment of restitution to crime victims.

(See bill summary in HWR, Vol. 5, No. 1, Pg. 2, Judiciary, Jan. 20)

### Computer crime—unauthorized access

HF22 (Kelly, DFL-St. Paul)—recommended to pass as amended.\*\*

Would create the crime of unauthorized computer access: person who intentionally and without authority penetrates or attempts to penetrate a computer security system.

(See bill summary in HWR, Vol. 5, No. 1, Pg. 2, Judiciary, Jan. 20)

\*\*Amendment deletes a provision that would specify what constitutes selling protected data.

Monday, Jan. 30

### Bodily harm—definition expansion

HF27 (Vellenga DFL-St. Paul)—recommended to pass.

Would expand the definition of bodily harm in the crime of third-degree assault of an unborn child to include preterm birth.

(See bill summary in HWR, Vol. 5, No. 1, Pg. 2, Judiciary, Jan. 20)

### Victims' reparations—revisions

HF95 (Bishop IR-Rochester)—recommended to pass.

Would increase the maximum amount of reparations payable for funeral, burial, or cremation expenses; clarify the state's right to deny reparation on the basis of the claimant's contributory misconduct.

(See bill summary in HWR, Vol. 5, No. 1, Pg. 2 Judiciary, Jan. 23)

### Presentence investigations—prosecution request

HF97 (Hasskamp DFL-Crosby)—recommended to pass.

Would require the court to order a presentence investigation report in gross misdemeanor and misdemeanor cases at a prosecutor's request.

(See bill summary in HWR, Vol. 5, No. 1, Pg. 3, Judiciary, Jan. 23)

## SUSPENSION OF RULES

Thursday, Jan. 26

### Veterans' medical centers—resolution

HF52/SF83\* (Kostohryz, DFL-North St. Paul)—passed (122-0).

Would memorialize the United States Congress to restore full funding to veterans' medical service centers.

(See bill summary in HWR, Vol. 5, No. 1, Pg. 1, General Legislation, Veterans Affairs & Gaming, Jan. 24)

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