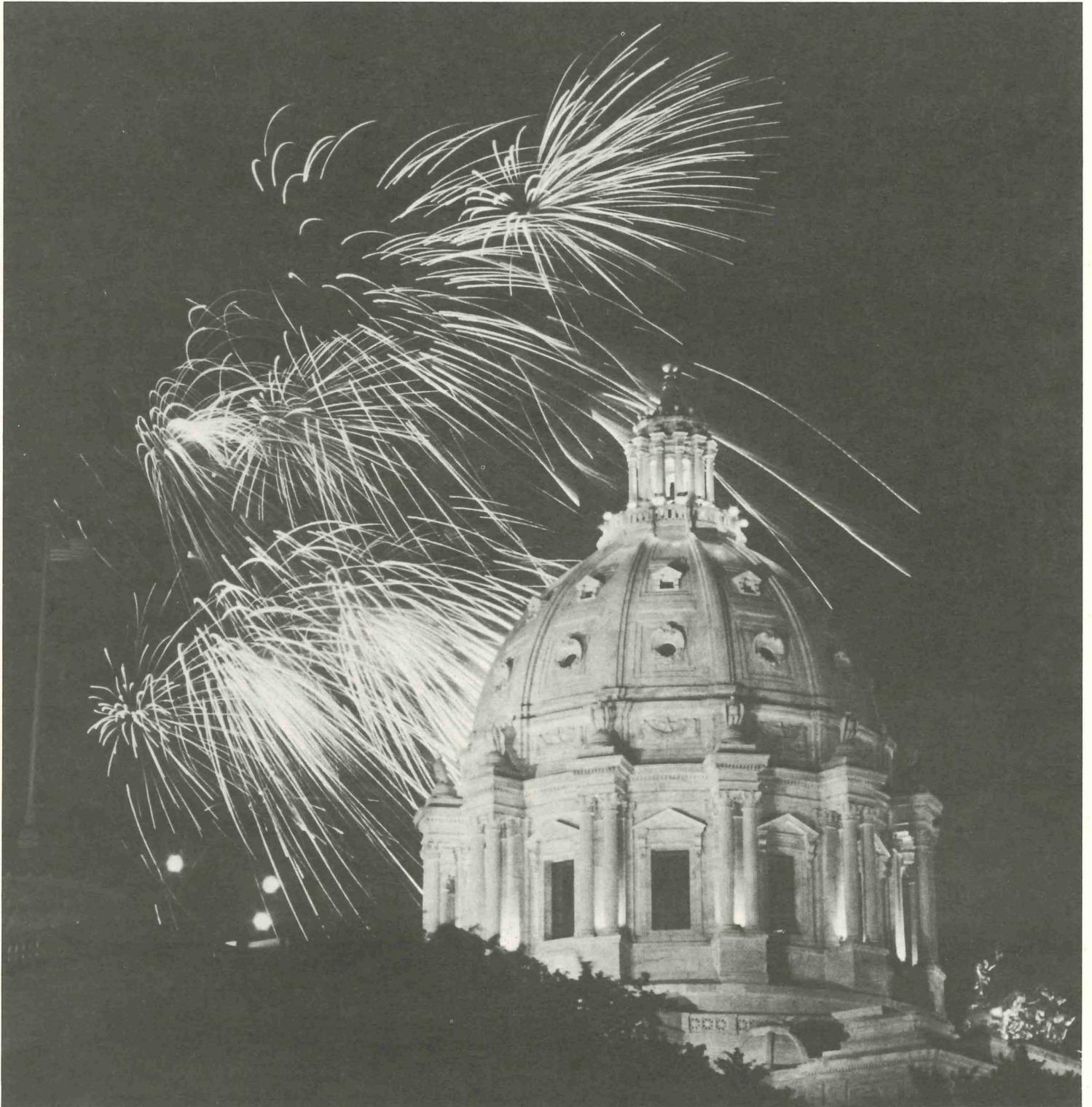


# Session Review

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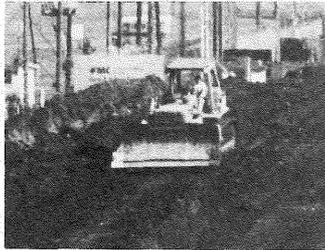


**Session '83:** aids for economic recovery

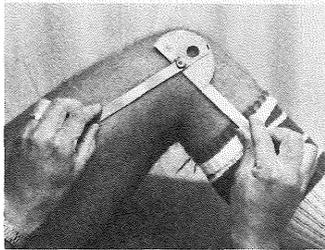
# Table of Contents



- 3 Work program to aid jobless, needy**  
Package to subsidize 14,000 six month jobs in public and private sectors.



- 5 Victory for superfund**  
Mechanism in place to expedite clean-up of hazardous waste sites.



- 7 Bi-partisan effort meets demand for workers' comp reform**  
State competitive fund and incentives to encourage employers to hire injured workers round out cost savings overhaul.



- 10 New emphasis on post-secondary programs**  
New funding method, increased financial aid and improved engineering programs highlight the \$1.08 billion higher education bill.



- 13 Tax bill seeks fiscal stability**  
The \$9.9 billion revenue bill to keep the temporary 10 percent income tax surcharge.

- 15 Bill highlights**  
**25 Session law summaries**  
**41 Indexes**

## Session Review

The 1983 legislature quickly took aim at improving the state's economic and fiscal conditions. Lawmakers instituted tax policies to encourage economic recovery and fiscal stability. A comprehensive plan to reduce high workers' compensation rates was enacted and crucial programs were created to provide immediate relief to those devastated by the economic recession.

Legislators were also forced to make some unpopular decisions. Education will cost more for post-secondary students, but programs will be improved and greater emphasis will be placed on high technology. Many state resources will be enhanced through increased user fees, including the maintenance of state roads and highways.

And the most popular state resource — Minnesota's environment — will be better protected through the enactment of the Environmental Response and Liability Act, which

expedites the clean-up of hazardous waste sites.

This edition of Session Review attempts to provide readers with insight into these and other issues enacted into law during the first half of the 73rd Legislative Session. Included is a listing of all bills passed and signed into law.

### Cover photo:

July 4, 1983, Taste of Minnesota celebration at the State Capitol. Photographed by Mark M. Nelson.

Helen Gatton, a volunteer at a local Food Shelf program, testified on behalf of the jobless at a Senate subcommittee hearing.



More jobs will be available for persons seeking work at Minnesota's Job Service Centers under new laws enacted by the legislature.



Photos by Mark M. Nelson

# Work program to aid jobless, needy

By Dawna Lichtscheidl

Helen Gatton, a former Hennepin County employee, claims that she used to be a strong critic of assistance programs. Gatton now volunteers at emergency shelters. After handing out peanut butter sandwiches in church basements to Minnesotans without jobs, without shelter, without possessions, without spirit, Gatton changed her mind. She testified at a Senate Health and Human Services meeting on behalf of those without resources to obtain food, shelter, and jobs.

Unemployment in Minnesota was at 10 percent when the legislature convened in January. State figures indicated that nearly half of the people unemployed were not receiving compensation. Gatton told senators on the Health and Human Services Committee that "emergency shelters and food shelves are not an answer, but a temporary fix." On May 23, lawmakers delivered their answer to the problem — a \$265 million emergency jobs and general assistance program.

From the onset of the legislative session, Governor Perpich and legislators agreed that the state must take specific action to remedy the high unemployment rate. Last February, during his budget address, Perpich recommended a \$100 million jobs program to put "Minnesota back to work again." Legislators were more generous. The Senate originally proposed a \$213 million program to provide 25,000 six month jobs; the House proposed a \$128 million program.

"High unemployment bogs down the economy in many ways. Unemployed workers don't pay taxes, collect unemployment benefits and, most important, unemployment almost always leads to an attitude of dissatisfaction, lethargy, even despair among people who would otherwise be satisfied, productive members of society," said Sen. Lawrence Pogemiller (DFL-Mpls.). Pogemiller authored the Senate version of the jobs program.

Senators and House members hammered out a compromise jobs

package in conference committee the day before session adjourned. The \$265 million emergency jobs and general assistance program that was agreed to is part of this year's omnibus health, welfare and corrections appropriations law. The package breaks down as follows: \$70 million to subsidize public and private sector jobs; \$19 million in special allowance grants for program recipients looking for work; \$70 million in general assistance grants for employables who cannot find work; and \$106 million for general assistance medical care.

The emergency jobs program is available to unemployed people who have no source of income, who have exhausted their unemployment compensation, or who would otherwise go on general assistance. The compromise package will subsidize about 14,000 six month jobs in the public and private sector. The Dept. of Economic Security will pay \$5 an hour to public and private employers for each person hired through the program. Persons hired for public jobs will be paid \$4 an hour, and the extra dollar pays for benefits. Private

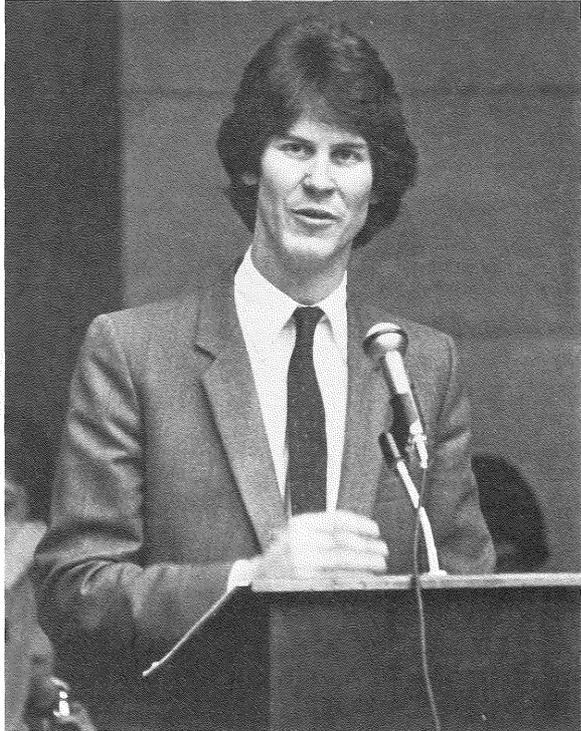


**Sen. Linda Berglin**

employers must pay a minimum of \$4 an hour. Anything more than \$5 must be paid by the company. "Public employers will put people to work on such public improvement projects as soil conservation, reforestation and weatherization of homes and public buildings . . . the whole state will benefit from the work done," said Pogemiller.

The law provides an economic incentive for private employers to keep jobs program employees longer than six months. The employer must pay the state back 70 percent of the subsidy if the employee is let go after six months. However, the employer doesn't have to pay back any of the subsidy if the employee is kept on for 18 months.

"Public service jobs will provide skills, training and work experience to people who otherwise couldn't get that experience," said Sen. Linda Berglin (DFL-Mpls.). Berglin is Chair of the



**Sen. Lawrence Pogemiller**

Senate Health and Human Services Committee and author of the general assistance portion of the law. She also stressed the importance of creating a safety net. "We aren't proud of the fact that there are people in this state who used to be tax paying citizens that have nothing . . . we need to provide a safety net for all persons without adequate income or resources to maintain a subsistence reasonably compatible with decency and health."

The new law allocates \$70 million for a general assistance safety net to aid any unemployed person who cannot find work. Two years ago, the state dropped people considered employable from general assistance rolls. In addition, the new general assistance law provides for flat grant payments rather than categorical grant payments and grant diversion agreements.

According to Berglin, the grant diversion agreement is modeled after a successful program in New York. The

program allows local welfare agencies to contract with employers. The agency would channel a person's general assistance grant through the employer. Berglin explained that the general assistance grant would subsidize the employer until the person's productivity increases and the employer can afford to hire and keep the person.

The emergency jobs program will last for two years. Proponents anticipate that by then the economy should turn around and Minnesota will get back to work on its own.

Sen. Pogemiller concludes that he is encouraged by the legislature's response to the problem of unemployment. He adds, "I am confident that the jobs program will prove to be one of the most constructive steps we took this session toward rebuilding Minnesota's economy and boosting Minnesota's morale."

Photos by Mark M. Nelson

The clean-up of the FMC hazardous waste site was facilitated by Minnesota's new Environmental Response and Liability Act, Chap. 121.



# Victory for superfund

by Karen L. Clark

One of the most hard fought legislative battles in recent years came to an end this session with the passage of Chapter 121, the Environmental Response and Liability Act. After hundreds of hours of hearings before numerous committees, the bill became law when it was signed by Gov. Perpich on May 10, 1983.

The new law, popularly known as the "Superfund," is designed to provide a mechanism for cleaning up hazardous waste sites in Minnesota. Chief author Gene Merriam (DFL-Coon Rapids) characterized the new law as one which "gives the state the tools it needs to act expeditiously when private parties fail to do so."

Although much of the controversy over the new law centered on the liability

provisions of the act, Merriam declared that the key part of the law lay in provisions allowing for prompt site clean up. "We're discovering hazardous waste dumps at the rate of one per month. The 61 sites discovered so far are the tip of the iceberg and we had no mechanism to deal with them." The new law, Merriam added, will allow the state to "clean up first and litigate later."

Chapter 121 has three main purposes, Merriam said. The act is designed to allow the state to respond to the release of hazardous substances, to create a fund to help pay for the clean up of sites not covered by the federal "Superfund," and to set a standard of strict liability for the release of hazardous waste.

Under the new law, the Pollution Control Agency is authorized to take

action to clean up a hazardous waste site whenever the release of hazardous substances poses an imminent and substantial danger to the public or the environment. The PCA must first try to get the responsible person to take the necessary action; however, if the responsible person fails to do so, the agency may then initiate the appropriate proceedings. If the responsible persons fails to make reasonable progress in making a response, they will be liable for a civil penalty of up to \$20,000 per day.

In order to allow the agency to take action, the new law establishes the Environmental Response, Compensation and Compliance fund and spells out the purposes for which the money may be spent. For example, the fund may be used for the clean up actions taken by the agency, the state share of the cost for clean up carried

Photos by Mark M. Nelson



**Sen. Gene Merriam**

out under the provisions of the federal "Superfund" act, restoring natural resources, payment for alternative water supplies, and compensating a community in which a hazardous waste site is located.

The sum of \$5 million is appropriated to establish the new fund. In addition, the new law establishes a schedule of fees and taxes on hazardous waste generators. One section of the law specifies that the purpose of the fees and taxes is to encourage the treatment and disposal of hazardous waste to protect the public and the environment, to reduce hazardous waste by encouraging alternatives to land disposal and to place the financial burden of hazardous waste management on those who generate the waste.

In order to encourage the treatment of hazardous waste, the heaviest taxes, 32 cents per gallon of liquid or 32 cents per cubic yard of solid, are imposed on hazardous waste scheduled for long

term containment without treatment. Hazardous waste which is destined for long term containment after treatment is to be taxed at 16 cents per gallon of liquid or 16 cents per cubic yard of solid. Hazardous wastes which are recycled, reused or treated at the generation site to produce non-hazardous material are not taxed under the new law. The tax provisions in Chapter 121 will generate about \$900,000 in revenue per year to be used for the special fund. In addition, each generator of hazardous waste must pay an annual fee and each facility that obtains a permit from the Pollution Control Agency must pay a permit fee, a reissuance fee and an annual operators' fee.

Much of the new law is concerned with definitions and specifications and goes into great detail in setting forth the liability provisions. As a general rule, the law defines a person as responsible for a release or threatened release of hazardous waste if the person owns or operates a facility, possesses a

hazardous substance and arranges for its disposal or transports the hazardous material and selects the disposal site. A person responsible for the release of a hazardous substance is strictly liable for the costs of removal and remedy by the government as well as for any harm to natural resources.

In addition, a person responsible for the release of a hazardous substance is strictly liable for all resulting actual economic losses, death, personal injury and disease. However, the liability for personal injury does not apply if the hazardous substance was placed in the facility before Jan. 1, 1960. If the substance was placed in the facility between Jan. 1, 1960 and Jan. 1, 1973, the defendant is not liable as long as the storage of the hazardous material was not an abnormally dangerous activity.

The law also provides a method for a claimant to prove an injury was caused by the release, and it provides for determining shares of liability if several parties are held liable. The new chapter also spells out the limits of liability for governmental units.

The new law requires the Waste Management Commission to make recommendations to the legislature regarding the allocations of liability among the owners, operators and users of a state-sited hazardous waste disposal facility and to make recommendations concerning the creation of a victim compensation fund for people who are injured by hazardous waste but are not otherwise adequately compensated. Finally, the new act directs the Commissioner of Insurance to study and report to the legislature concerning insurance against liability for personal injury under the law.

Passage of the Environmental Response and Liability Act is just the beginning of the state's effort to deal with the problem of hazardous waste. Merriam cautioned that, "Anytime legislation this comprehensive is implemented, things come to light that call for refinement." On the whole, Merriam said he was extremely well satisfied with the contents of Chapter 121. "It's going to take a commitment of time and resources for years to come, but at least we have a mechanism for dealing with the problem of hazardous waste in Minnesota."

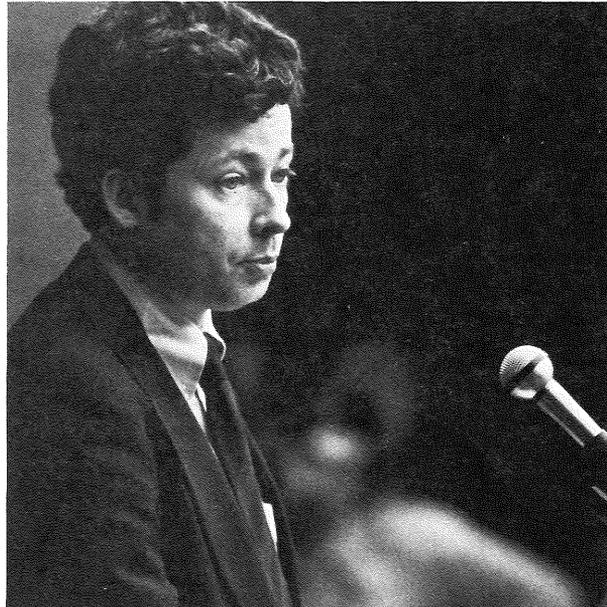
# Bi-partisan effort meets demand for workers' comp reform



**Senator  
Florian Chmielewski**

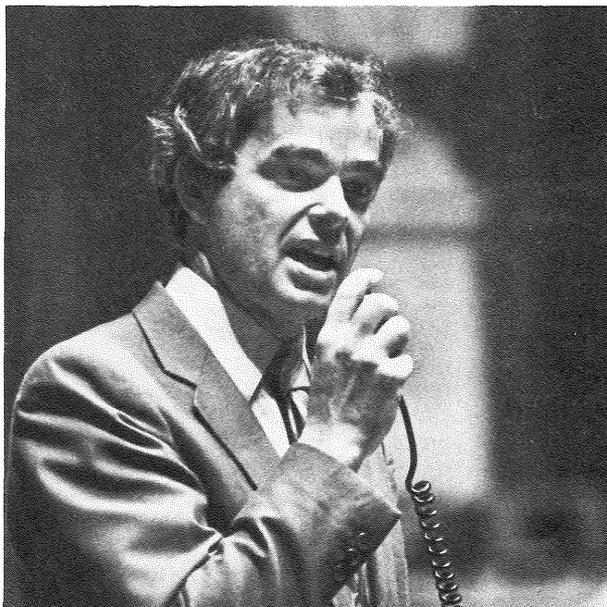
**By Steve Senyk**

Lawmakers knew that workers' compensation would be a major issue, even before the banging of the president's gavel signaled the opening of the 1983 legislative session. The business community focused on the issue during the 1982 election campaign and newspaper editorials echoed the call for reform.



**Commissioner  
Steve Keefe**

The problem was familiar. Business representatives claimed that the state's high workers' compensation insurance premiums put Minnesota at an economic disadvantage. The answer, they told legislators, is to cut the duration and the amount of benefits. Labor leaders disapproved. Premiums, they said, can be reduced by improving administrative procedures to reduce costs and by creating a non-profit insurance fund to aid small businesses that are unable to self-insure.



**Senator  
Glen Taylor**

It was these disagreements that defeated legislative reform before, and it was the same arguments that prevented legislators from reaching a solution quickly. But the pressure to arrive at some workable agreement increased when the Insurance Rating Association requested a 31 percent hike in workers' compensation premiums.

Lawmakers began postulating solutions to the dilemma early in the session. The Senate Employment Committee, chaired by Sen. Florian Chmielewski (DFL-Sturgeon Lake), reviewed a proposal that would restructure Minnesota's system to mirror that of Florida's by cutting the amount and the duration of benefits to



**Department rehabilitation specialists participate in a training session to learn new provisions of the workers' compensation law.**

the injured. They also studied a plan to establish a non-profit state fund to provide insurance to businesses and governmental units that are not able to self-insure. But the proposal that would eventually become the groundwork for reform was devised by Commissioner Steve Keefe of the Dept. of Labor and Industry.

Keefe, a former state senator who specialized in workers' compensation while in the Senate, built a plan on the premise that the state should help employers by getting workers back to work and by instituting administrative changes to instill certainty in the system in order to avoid litigation between the injured worker and the employer.

Specifically, Keefe's plan to get workers back on the job, referred to as the two-tier benefit system, reduces premiums by providing incentives to employers to provide jobs to injured workers. The purpose is to reduce the duration of disability claims and to return injured workers to a job.

To do this, the current permanent partial disability payments are changed to "impairment awards" and "economic recovery benefits." The awards are paid, in a lump sum, to workers returning to work 30 days after they start the job. The compensation is less than the current permanent partial

payments for minor injuries but more for major ones. The workers unable to find work will receive economic recovery benefits, which are more than the current permanent partial awards.

This provision stirred controversy in the labor community. Dan Gustafson of the AFL-CIO explained that labor could not support a plan that alters workers' benefits without clearly defining the amount of savings that would result. In addition, Gustafson said many workers would not be hired back into a job because employers simply do not want an injured worker.

With labor publicly against these changes, several DFL votes were lost. While the two-tier benefit plan, sponsored by Chmielewski, encourages workers to return to work, it was difficult to translate into cost savings for the employer. But with the proposal were also many administrative changes that would save money.

Among the provisions designed to bring certainty into the system and cleanup some of the administrative problems, the commissioner is required to establish a schedule of rules to determine the amount of compensation for the damage or loss of a part of the body. In addition, the bill prevents the worker from receiving compensation for more than 100

percent of the body as a whole, thus eliminating the stacking of benefits. Another significant change prohibits an injured worker from receiving temporary total benefits while eligible for permanent partial benefits.

To speed up the processing of claims, Keefe requested an increase of 90 staff people. Also, to expedite the process, employers are required to refer an injured employee to a qualified rehabilitation consultant within five days after the employee has lost 60 days of work or five days after an employee has missed work for 30 days due to a back injury.

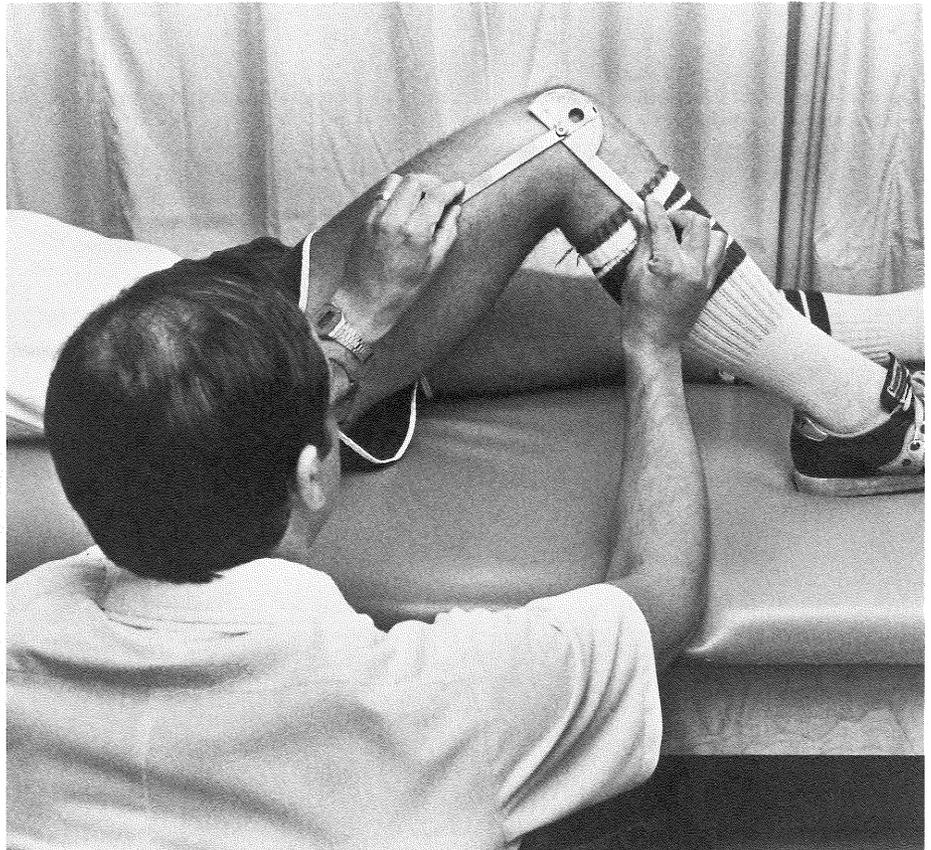
To cut back on the medical abuses of the system, a quality control system is created to monitor health care providers. A medical services review board will monitor the fees of health care providers, clinical results and style of practice and care. Also, the commissioner has the power to suspend or penalize providers.

To lessen the amount of litigation, employers and insurers may not discontinue benefits to a worker without filing a notice of intent with the commissioner and the employee. The employee then has 10 days to ask for a conference to determine if the cut in benefits is justified. If the employee does not request a conference, then the benefits will be automatically discontinued. The benefits will also discontinue when the commissioner feels that a conference is not needed.

Knowing that he would need bi-partisan support to push Keefe's workers' compensation plan through, Chmielewski added a labor-supported provision that establishes a competitive state fund and brought the bill before the Employment Committee, with a month left before session adjournment. During this time, Keefe attempted to gain both labor and business support for the bill to ease its path, but labor stood firm in its opposition to the two-tier benefit proposal. As author, Chmielewski was successful in moving the bill through his committee and then through the Finance Committee where the \$5.7 million appropriation for the state fund was approved, but it was evident that the bill would generate a fiery debate on the Senate floor.

And that was exactly what took place before some DFLers joined with IR

Below: Gayle O. Dixon has been hired as the head of the Dept. of Labor and Industry's Intervention Mediators, a new division designed to reconcile workers' compensation claims without litigation. Right: The new law encourages workers' speedy return to work through the use of services such as evaluation, physical therapy and occupational therapy.



members, who opposed the idea of the state getting into the insurance business, in blocking the proposal. But the intention of the legislature to push some reform through became evident when the proposals came before the Senate for reconsideration.

Again the two-tier benefit system went down in defeat with IR members joining the labor-supporting DFLers. Before the vote was taken, the National Council of Compensation Insurers (NCCI) released figures claiming that the two-tier benefit system would actually cause premiums to rise. The IR members said they could not support a provision that does not make what they labeled as meaningful reform. The portion creating the state fund was given final passage without IR support, however.

But even after its second defeat, the Keefe plan still did not die. Chmielewski said the department's experts disputed the findings of the NCCI. In addition, business pressure persisted. The Chmielewski bill was brought up for the third time.

The IR caucus threw its support behind the Keefe plan when Sen. Glen Taylor (IR-Mankato) successfully attached an amendment that would require the disability schedule to be based on objective medical evidence; that the

aggregate benefits determined by the disability schedule be based at two-thirds of the state average weekly wage as determined in October of 1983; that the effective date for the commissioner's proposal be moved up one year to Jan. of 1984 and that a study reviewing the impact of the two-tier proposal on small business be completed by 1985.

By attaching an amendment to base disabilities on objective medical evidence, Taylor said that in order for a worker to become eligible for workers' compensation, the doctors must diagnose the problem. "The worker would not be able to simply go in and say, 'I hurt' and then receive benefits," Taylor said. He also said that by requiring the commissioner to base the aggregate benefits at two-thirds of the average weekly wage, the commissioner will be using sound actuarial figures in the future.

As for the study, Taylor said, "I know it (the two-tier system) will help larger business, but my concern is for the small employers who want to hire the worker but might not have the opportunity to."

The state fund will be run by a seven member board and will compete with insurance firms. Chmielewski said, "Based on experience, the system is really starting to work. Minnesota

Timber reduced workers' compensation costs by 60 percent in one year. Small business can now look at another premium source and the premiums they will pay can now be negotiable."

But Taylor had some reservations concerning the state fund. "It's generous with immediate needs but it doesn't look at the long term problem. In the long run it could create problems." As an example, he pointed to the problem the state is facing with its pension and unemployment insurance funds.

But both senators agreed that the Keefe plan will make positive changes. Taylor said, "Overall, I think it's good. But it will take longer (to reduce the systems costs) than people perceive."

Chmielewski said that the bill focuses on the close claims management of injured workers. "If intensive case management is enforced, the premiums will be reduced," he said.

Chmielewski added that the workers' comp plan is a major reform bill. "We're getting a real high acceptance from labor people, business and the general public. This bill will end four or five years of rhetoric. We will hear a lot fewer negative comments during the coming years."

More windows will be opening to help students obtain financial aid for post-secondary education. The increased aid will help offset tuition increases in higher education.



## New emphasis on post-secondary programs

By Catherine Cecil

New engineering programs, expanded financial aid opportunities and a new method for determining educational costs and state funding are all part of the state's new higher education package. Chapter 258, which earmarks \$1.08 billion for higher education during the biennium, also provides for a new state area vocational technical institute board and for salary increases for faculty members.

As part of the state's push for high technology initiatives, a total of \$17.3 million will go toward technology and natural resources programs. A Natural Resources Research Center, to be established at the University of Minnesota at Duluth, will receive \$2.2

million. In addition, new B.S. degree programs in engineering at St. Cloud State University and Mankato State University will receive \$1.1 million each. The state will also provide funds for microelectronic studies, a talented youth math program, computer research and lab repairs.

At the core of the funding law is a new mechanism for determining costs and state aid called average cost funding. In the past, the state's higher education systems, including community colleges, state universities and the University of Minnesota, were funded based on student/faculty ratios, with exceptions for bulges in enrollment. Under average cost funding, however, each system must determine instructional costs by using

enrollment and the cost of educating each student. State officials then base funding levels on enrollment of two years prior to the budget period. Under the plan, the U of M will receive \$597 million during the biennium, the State University Board will receive \$211 million, and the Community College Board will receive \$105 million. Appropriations for the AVTI system are in Chapter 314.

Sen. Gene Waldorf (DFL-St. Paul), who carried the proposal, said average cost funding is a good system because it "responds to program costs. It funds all the institutions on an equitable basis. But in some cases, such as at the U of M, where there's high costs for research, we will recognize that and appropriate extra funds."

The plan will also provide a buffer for institutions hurt by declining enrollment, Waldorf said. "This will give additional time for systems to react to enrollment declines, because it bases their funding on the enrollment two years prior to the budget year."

Eventually, then, the funding mechanism will allow more money for institutions with higher enrollment. "Students will vote with their feet," Waldorf said. "We'll be able to respond, to some extent, to students' decisions as to where they'll attend."

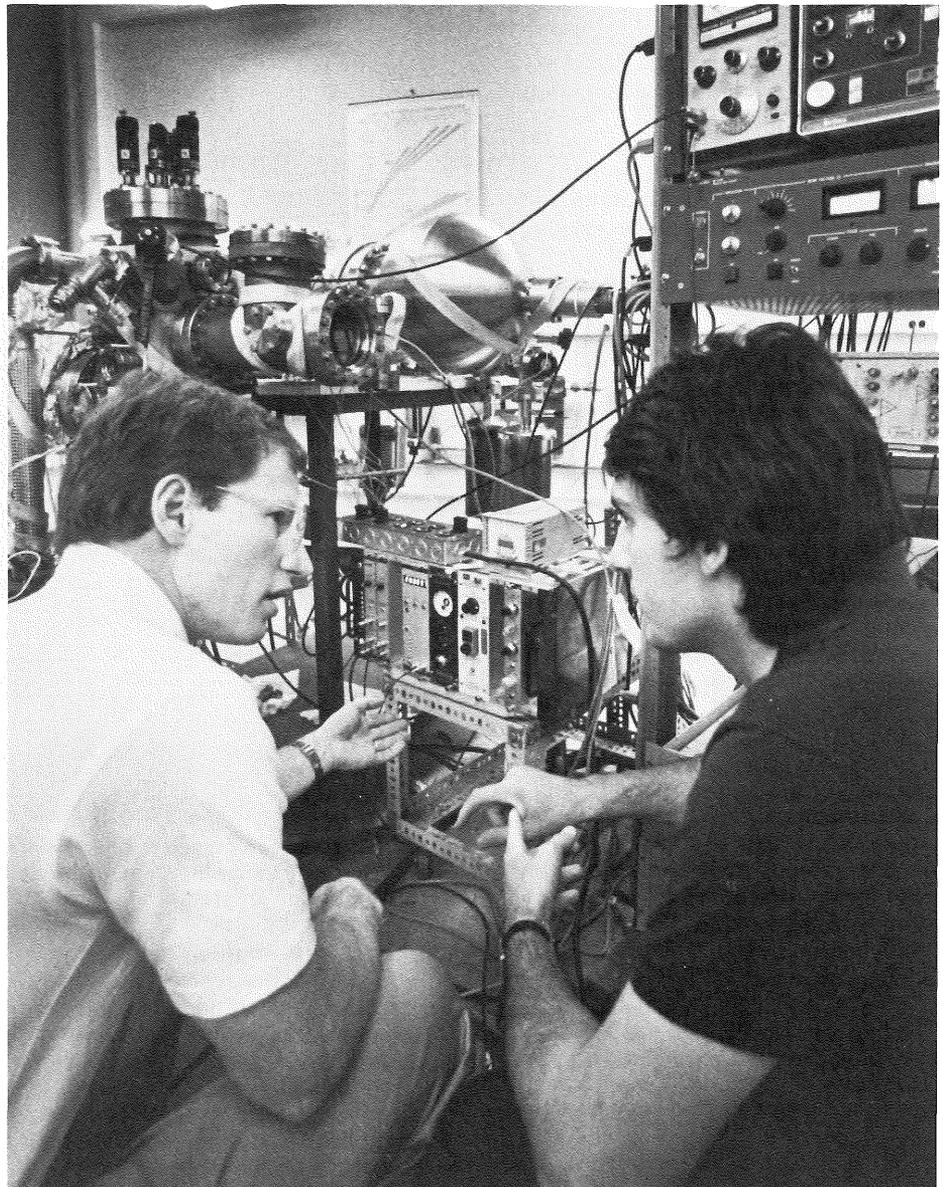
Average cost funding will also be the subject of a study by a task force made up of education officials, legislators and other state officials. The law directs the task force to report on instructional costs, the budget format and other aspects of the system.

The high technology package, inflation and the need for new equipment and library materials all boosted the cost of higher education considerably. Subsequently, both the state's contribution and tuition will rise during the biennium. Tuition levels are set by each system, but officials have arrived at estimates based on state appropriations and cost predictions.

Students in the community college system will pay an average of 31 percent more during the biennium — the average rate will rise from the current \$767 to \$1,005 in fiscal 1985. The average tuition level at state universities will increase 51 percent, from the current \$849 to \$1,279 in fiscal 1985. The U of M will increase tuition an average of 26 percent during the biennium, increasing the current level from \$1,448 to \$1,819 in fiscal 1985.

State AVTI officials have not released an estimate of future tuition levels. However, under the budget recommendation of Gov. Rudy Perpich, tuition would have risen 70 percent by fiscal 1985, from the current average of \$576 to \$776 in fiscal 1984 and \$976 in fiscal 1985. The legislature's appropriations to the AVTI system were close to those recommended by the governor, but their impact on tuition levels has not been determined.

In order to offset tuition hikes, the law also greatly expands the financial aid



Increased emphasis on high technology has resulted in an expansion of the state's commitment to educational programs. Dr. John Weaver (left) explains the operation of the University's Synchrotron Radiation X-Ray Beamline unit.

program. The system is based on the concept of shared responsibility, which is designed to target financial aid to low-income students. Under the plan, grants are awarded that do not exceed instructional costs after deducting the student's contribution of 50 percent, the parents' contribution in an amount determined by a standardized needs analysis, and the amount of any federal Pell grants.

Waldorf said that the expanded financial aid system will offset tuition hikes for needy students and will not

decrease access. "We did soften the blow (of higher tuition) for the needy. The argument that we are hurting access is a weak one," he said. "We didn't want to penalize the systems and hurt the quality by reducing their budgets. But I think those students who are needy will find that the financial aid dollars are there."

But students who cannot demonstrate a financial need should prepare to pay more, Waldorf said. "One of the things we found out this session is that there are a lot of discretionary decisions made by students," such as the

Photos by Mark M. Nelson

decision to leave home, he explained. "A total of 43 percent of UMD students are from the Twin Cities. You can't tell me those programs aren't available here — they are. Those students had the money to make those decisions."

Sen. Tom Nelson (DFL-Austin) agreed that the financial aid package will adequately offset rising tuition, even in the AVTI system, where the increases are the greatest. "I've been told that needy AVTI students will do very well under the financial aid package," he said.

The law also authorizes the Higher Education Coordinating Board (HECB) to look into establishing a supplemental loan program. Such a mechanism could provide an undergraduate student with a maximum \$4,000 per year, and a graduate student \$6,000 per year, and would be funded through nonstate sources. Any plan would require the approval of the Legislative Advisory Commission.

Another major provision of the law will establish a state board to govern Minnesota's 33 AVTIs. Currently, they are overseen by the State Dept. of Education.

The new board will give the AVTI system its "proper focus and proper



**Joe Graba has been named to head the new Dept. of Vocational Technical Education. AVTI's, formerly under the Dept. of Education, are now given the same status as other higher education programs.**

identity, and strengthen its position," Nelson said. "This evolved because we treated all higher education systems the same, with average cost funding and tuition increases.

"To continue to treat the AVTI system as part of the K-12 system was to do it a disservice," Nelson explained. "The Dept. of Education has already got an enormous job, and then to throw in the AVTI system — with a budget of over \$200 million — it becomes an awesome task for the department."

In order to save money, AVTIs and community colleges located in the same community will be encouraged to share administrators, library materials and other materials, according to the statute. The plan will benefit both systems, Nelson said, because without such cooperation, the AVTIs and community colleges "could end up fighting for the same students. They would each be reluctant to give up courses and students."

The threat of declining enrollment makes cooperation even more crucial,

Nelson said. "With fewer dollars available, they would eventually be forced to cooperate anyway, or we'd end up wasting a lot of tax dollars."

Faculty members at higher education institutions will receive a 5 percent increase in salaries and fringe benefits over the biennium, under the law. Waldorf called the increase "absolutely necessary" for maintaining quality education. "You can't keep quality people if you continually underpay them," he said. "I'm pleased that we were able to do what we did."

In order to insure fiscal efficiency and educational quality, the higher education systems will study and review their missions, instructional plans, research programs and public service. Reviews of plans for mergers, governance structures, consolidation and enrollment projections are also required by the statute.

In addition, the HECB is directed to study education policies and standards regarding student progress toward completion of degree programs.



**Sen. Gene Waldorf**

Chap. 342 allows an increase in the child care credit from \$400 to \$720 for one child and from \$800 to \$1,440 for two or more children.

Under the new law, magazines sold over the counter are subject to Minnesota's 6 percent sales tax.



# Tax bill seeks fiscal stability

by Karen L. Clark

State spending for the next biennium will be financed by a \$9.9 billion revenue bill approved during the final hours of the '83 session. The omnibus tax measure, Chapter 342, makes significant changes in several of Minnesota's tax laws in an effort to help the state regain its financial health.

For instance, tax incentives designed to encourage economic development are an integral part of the new tax law. Under the new law, economically distressed areas may be designated as "enterprise zones" with border cities getting priority for the designation. New business investments within enterprise zones could then be given state tax incentives, such as a sales tax exemption for construction materials and equipment, income tax credits for new employees, debt financing and a state paid property tax credit. The new law provides for a tax credit to a Minnesota based corporation for research expenses made on behalf of a wholly-owned subsidiary which has an election under the federal Internal

Revenue Code. In addition, the new law provides for several small business investment credits including a technology transfer credit which allows a credit of 30 percent of the value of a new technology which is transferred to a qualifying small business. Other sections of the law deal with eliminating the deduction for corporate income taxes paid to another state, a provision which will generate \$18.7 million for the state, and with providing for the issuance of bonds by a joint powers board established by two or more municipalities.

The Omnibus tax law also strives to insure more stability in the state's fiscal affairs by mandating a \$250 million budget reserve and requiring the Commissioner of Finance to transfer money from the budget reserve account when there is a budget shortfall.

In the area of income taxes, the new law extends the 10 percent surtax through June 30, 1985. By extending the surtax, it is expected that state revenue will increase by \$392 million. Indexing, the mechanism by which tax

rates are held stable in relation to inflation, is retained unless the Commissioner of Finance certifies that the state will have a budget deficit remaining after the appropriated budget reserve has been spent. If indexing is suspended, the suspension must end at the end of the biennium or when the additional revenues restore the budget, including the reserve, to full funding. Other income tax provisions provide that Minnesota itemized deductions be the same as federal deductions with a few specific modifications; that the subtractions from gross income for the federal investment tax credit, exempt interest dividends, business casualty losses, deferred compensation to city managers, contributions to individual housing accounts and the early withdrawal penalty on All-Savers Certificates all be eliminated; that the gas tax credit for gasoline sold for motorboat use be eliminated; and that the pollution control, pollution control feedlot and agricultural electricity credits be repealed. The new law also allows the full ACRS depreciation deduction for individuals beginning Jan. 1, 1983. Finally, the maximum

The new law requires specific counties to impose a gravel tax on aggregate material.



Any city may impose a 3 percent hotel-motel tax, with the proceeds designated for tourism promotion, under the new tax law.



Photos by Mark M. Nelson

child care credit is increased from \$400 to \$720 for one child and from \$800 to \$1,440 for two or more children.

An additional \$366.6 million in revenue will be generated by making the state's 6 percent sales tax permanent. In addition, the motor vehicle excise tax is increased from 5 percent to 6 percent, the sales tax exemption for magazines sold over the counter is eliminated and the 5 percent sales tax on on-sale liquor is repealed and replaced by a 2.5 percent tax on both on-sale and off-sale purchases of beer, wine and liquor.

In the area of property tax relief, Chapter 342 reduces the state paid percentage of the homestead credit from 58 percent of the gross tax to 54 percent of the gross tax levied on the first \$67,000 of market value with a maximum credit of \$650. In addition, the assessment rates and homestead brackets for non-agricultural homesteads are revised. The agricultural credit, under the new law, is computed as a percentage of gross tax rather than mills applied against assessed value, with a limit of \$2,000.

For homeowners, the maximum property tax refund is increased from \$1,000 to \$1,125 and a new schedule is adopted to target refunds to homeowners whose property taxes are high in relation to their income. For

renters, the rent credit will be based on actual rent paid rather than 23 percent of gross rent. For businesses, the assessment rate on the first \$50,000 market value of commercial and industrial property is reduced from 40 percent to 34 percent. For farmers, the farm homestead base is increased from \$54,000 to \$60,000 and the rent capitalization method for valuing farm land is delayed for a year.

In terms of levy limits and local government aid, the new law specifies that counties will receive 60 percent of their certified 1983 local government aid. Towns having an equalized mill rate of at least 2 mills will receive 50 percent of the total local government aid, attached machinery aid and reduced assessment aid received in 1983. Cities are to receive an aid amount equal to the local revenue base minus 10 mills multiplied by the equalized assessed value. All towns, special taxing districts and cities having a population of less than 5,000 are exempt from general levy limitations. The new chapter defines terms used for computing annual levy limit adjustments.

One section of the law attempts to ease Minnesota's cash flow difficulties by moving up property tax payment dates from May 30 to May 15 and from Oct. 30 to Oct. 15 starting in 1984. Starting in the fall of 1983, county auditors will

pay schools 50 percent of estimated receipts within 7 working days of the date property taxes are due and 100 percent within 14 days of the due date.

Another section of the law addresses tourism in Minnesota. Under the provision, any city may, by ordinance, impose a hotel-motel tax of up to 3 percent with the condition that 95 percent of the proceeds be used for tourism promotion. However, cities which have a lodging tax by special law may not impose an additional tax nor are they subject to the provision requiring that 95 percent be used for tourism.

One section of the measure allows the city of Rochester to impose a one percent sales tax and a motor vehicle excise tax. The proceeds of these special taxes are to be used for flood control improvements and city park and recreation improvements. Rochester is also authorized to issue general obligation bonds of up to \$32 million for the improvements.

Finally, a section of the law requires Stearns, Benton, Sherburne, Wright, Carver, Scott, Dakota, Le Sueur, Kittson, Marshall, Pennington, Red Lake, Polk, Norman, Mahnomen, Clay, Becker, Wilkin, Traverse, Big Stone, Stevens, Pope, Anoka, Hennepin, Washington and Ramsey counties to impose a gravel tax.

# Bill Highlights



Grade "A" milk from Wallace "Bud" Bischof's dairy farm in Cologne, MN is transported through tubing to a stainless steel tank, eliminating the need for milk cans. Chap. 232 aids farmers who upgrade their production methods.

## Agriculture

Farmers and home owners facing foreclosure on their farms and homes will be able to petition the courts to delay the sale of their property, and certain milk producers will have to meet U.S. requirements for milk manufacturing.

### Farm and home foreclosures

The livelihood of farmers might be saved with the aid of Chapter 215. The new law delays the sale of a farm or home under foreclosure to permit owners to meet their backpayments. The delay period will be six months for a home; one year for a farm and 90 days for an owner with a contract-for-deed. Before the law was enacted, the owner was required to meet the entire sale amount, which is usually equal to the remaining mortgage.

To obtain a stay on the sale, the owner will need to petition the court. In determining whether to allow the stay on the sale, the court may review the petitioner's work status. If a stay is permitted, the court will then determine the amount the borrower will pay on the property's rental value, taxes, insurance, interest or principal. The mortgage will be reinstated once the borrower meets past installments. If a borrower fails to meet the payments during the delay period, the right to redeem the property will cease 30 days after the default on the payment.

The new law, sponsored by Sen. Ron Dicklich (DFL-Hibbing), will not apply to new mortgages or contract-for-deeds made after the enactment of the law or mortgages made before the law was enacted which are renewed or extended for one year or longer. The law does not apply to filings made after July 1, 1984.

## Milk quality

Producers of grade B milk will have to conform their production methods to meet U.S. Dept. of Agriculture production standards, according to Chapter 232. The date for compliance is July 1, 1985.

The Dept. of Agriculture will assist farmers in achieving the milk quality standards. The new law, authored by Sen. Darril Wegscheid (DFL-Apple Valley), sets aside \$300,000 to assist farmers who are storing milk in cans and need to make certain improvements to meet the new standards, such as the construction of a separate milk house for storage. Once improvements are made, the farmer could be eligible for reimbursement of up to \$300.

## Government

A new administration and a new fiscal year prompted laws that reorganize government and appropriate money to implement plans, projects and programs. New laws promote Minnesota's economic climate in the areas of tourism, international trade, and energy. Other appropriation laws fund a variety of projects: from a women's prison in Shakopee to a bike trail in Washington and Ramsey counties. This year legislators also passed laws that increase judicial and executive branch salaries, change the precinct caucus date and reapportion Metropolitan Council districts.

### Department reorganization

Energy and economic development in Minnesota takes a giant step under a new law that reorganizes state government. Chapter 289 creates a State Planning Agency and a Dept. of Energy and Economic Development to replace the Dept. of Energy, Planning and Development.

An Energy and Economic Development authority within the new department

will provide loans and other financial assistance to spur economic development and promote energy conservation or use of alternative energy sources. This authority will replace the existing Small Business Finance Agency. According to the new law, the authority will give assistance for economic development to farmers and small businesses in border communities, enterprise zones, and high unemployment or economically distressed areas. Small businesses, businesses using state resources, and businesses likely to expand and provide permanent new jobs will be eligible for assistance provided there are private financial contributions.

The authority will give technical and financial assistance to public or private sector energy projects, such as district heating systems, energy conservation projects and alternative energy projects. In addition, the authority will coordinate a campaign promoting energy efficiency.

Chapter 289 also promotes Minnesota and Minnesota products. The new law provides for a separate office of tourism within the Dept. of Energy and Economic Development to promote Minnesota's recreational industry. Export promotion and foreign trade also get a boost from the new law. An export information office is created within the Dept. of Agriculture and an export finance authority will give financial assistance to Minnesota exporters.

Finally, the law provides for a single Commissioner of Commerce to replace the three positions of Commissioner of Banking, Insurance and Securities, and Real Estate.

## Capital improvements bonding

A new women's prison to replace the 58 year old overcrowded facility at Shakopee is funded by this year's \$121 million bonding legislation.

Chapter 344 also designates \$16 million for a new music building at the University of Minnesota. Other major appropriations include: \$19 million to remodel the State Office Building across the street from the Capitol, \$1.2 million to remodel Senate offices in the Capitol, and \$2.75 million to buy the Minnesota Education Association (MEA) building just north of the Capitol on Sherburne Avenue. The MEA building will be used for state offices



Local units of government provided the impetus for a new state hiking-biking trail in Ramsey and Washington Counties. Chap. 344 provides a total of \$17.3 million in bonding for the acquisition and betterment of parks and open space in the metro area.

and will most likely temporarily house the new Intermediate Appeals Court.

The Metropolitan Council is allocated \$17.3 million to purchase and improve parkland within the seven county metro area, while the Dept. of Natural Resources gets \$2 million to construct a biking/hiking trail in Washington and Ramsey counties.

The bonding law provides \$1.5 million for a loan for an agricultural interpretive center at Waseca and \$1.2 million for a Natural Resources Center at Duluth, contingent upon matching federal funds.

In addition, a sum of \$400,000 is appropriated to plan and pick a site for a Minnesota Historical Center and judicial building. One percent of the cost of state building construction may be set aside to purchase art to display in public areas. And, finally, \$50,000 is designated for planning and site selection for a speed skating arena in the metro area.

## Caucus date change

Assuming March in Minnesota is less severe weatherwise than February in Minnesota, legislators changed the precinct caucus date.

Chapter 168 changes the date of the precinct caucus from the fourth Tuesday in February to the third Tuesday in March. The new law hopefully will spur more public participation in the political process. The date change also corresponds with recommendations from the National Democratic Committee.

The bill prohibits any public meeting after 6:00 p.m. on the caucus date by any school, township, county board, state agency, board, commission, department or committee.

## **Transportation, agriculture and semi-states funds**

Buses, trains, highways and roads get money to keep people moving under the omnibus agriculture, transportation and semi-states law. Chapter 293 appropriates \$1.8 billion to the departments of transportation and agriculture and the semi-state agencies. Because of increased state and federal gas tax revenues, the Dept. of Transportation secured a hefty \$1.6 billion budget. This breaks down to an \$800,000 subsidy to transport people to and from Duluth during vacation season on Amtrak's Northstar route; \$22 million to the Metropolitan Transit Commission (MTC); \$10 million to Metro Mobility to give disabled people access to public transportation; and the rest will build and maintain roads and highways.

The law, Chapter 293, allows the MTC to increase its senior and student fares to 25 cents and its dime zone fares to 25 cents. The MTC is also allowed to levy up to 2 mills in communities fringing the metro area to help finance bus service to those areas.

A person whose license is revoked for driving while intoxicated (DWI) will have to pay \$100 to get the license back under transportation provisions of this law. Also, semi-trucks, buses and construction equipment will be charged higher license and permit fees.

The law provides for a variety of agricultural programs. A Family Farm Security Account is established in the State Treasury, and a provision for special uniform seed labeling standards will protect consumers buying vegetable, flower, tree or shrub seeds.

Chapter 293 also funds the Minnesota Historical Society, Science Museum of Minnesota, Board of the Arts, Disabled American Veterans, Veterans of Foreign Wars, Dept. of Public Service and the Public Utilities Commission. One provision increases nuclear power plant fees from \$75,000 to \$100,000. These fees are used to plan a public emergency response plan in the area of the plant.

## **Metro Council districts**

Population shifts documented by the 1980 census necessitated reapportionment of various political districts. This year a new law redraws boundaries for Metropolitan Council districts.

Chapter 16, authored by Sen. Robert Schmitz (DFL-Jordan), reapportions Metropolitan Council districts and directs the legislature to reapportion the districts after each federal census. Governor Perpich has the power to appoint a new council because the law ends the terms of all 16 members. Metropolitan Council members serve staggered four year terms with eight members up for reappointment every two years.

The new law also redistricts the Metropolitan Transit Commission, the Metropolitan Waste Control Commission and the Metropolitan Parks and Open Space Commission. Members appointed to the metropolitan commissions by the Metropolitan Council must be confirmed by the Senate. In addition, the Metropolitan Council must hold public hearings before filling seats on the metropolitan commissions.

## **Executive and judicial salary increases**

Judges and top executive branch officials have not received a raise in three years. Chapter 299, authored by Sen. Don Moe (DFL-St. Paul), raises their salaries and establishes a temporary 16 member compensation council to recommend the next round of salary increases. This council will also recommend salary increases for the House and Senate, which will take effect in 1985 unless the legislature vetoes them.

Governor Perpich's salary will increase to \$75,000 from \$66,500; the attorney general's, \$62,000 from \$56,000; the

lieutenant governor's, \$44,000 from \$40,000; the state auditor's, \$48,000 from \$36,000; the secretary of state's, \$44,000 from \$36,000; the state treasurer's, \$44,000 from \$36,000.

Judges' salaries increase as follows: chief justice of the supreme court, \$70,000 from \$59,000; associate judges, \$65,000 from \$56,000; the new court of appeals chief justice, \$62,500; other judges of the new court, \$60,000; and district, county probate and county municipal judges, \$55,000 from \$48,000.

The new law limits future pay raises for local government officials, excluding medical doctors, to 95 percent of the governor's salary.

Chapter 299 also authorizes Governor Perpich to recommend pay increases for state agency heads, up to \$70,000, subject to the legislature's approval.

## **State departments appropriations**

Major state agencies and the executive, judicial and legislative branches of state government will operate for the next two years under Chapter 301. The \$1 billion appropriations law designates a large sum to energy and economic development for Minnesota.

The law appropriates \$43.5 million to the new Dept. of Energy and Economic Development to promote economic development and energy initiatives in the state. Businesses in border areas or economically depressed areas are eligible for financial assistance from an enterprise fund which gets \$1.5 million.

Lakes and a whole lot more will be promoted with an \$8.5 million appropriation. The tourism office gets a big budget increase under Chapter 301 to develop Minnesota's recreational industry.

Energy assistance under the new appropriations law means \$5 million for the Housing Finance Agency for energy conservation rehabilitation loans and \$2.5 million for energy efficiency loans for rental housing. Also, the Dept. of Natural Resources is appropriated \$9.6 million for mineral resources research and development, of which \$2 million is for peat development.

Chapter 301 helps promote Minnesota products in foreign markets. An export

information office within the Dept. of Agriculture gets \$4.4 million. The Chapter also funds a commission to study the feasibility of building a world trade center in Minnesota.

Other provisions of the law change the Council on the Economic Status of Women to a commission and direct the Dept. of Administration to study parking fees and parking policies across the state.

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## Health and Human Services

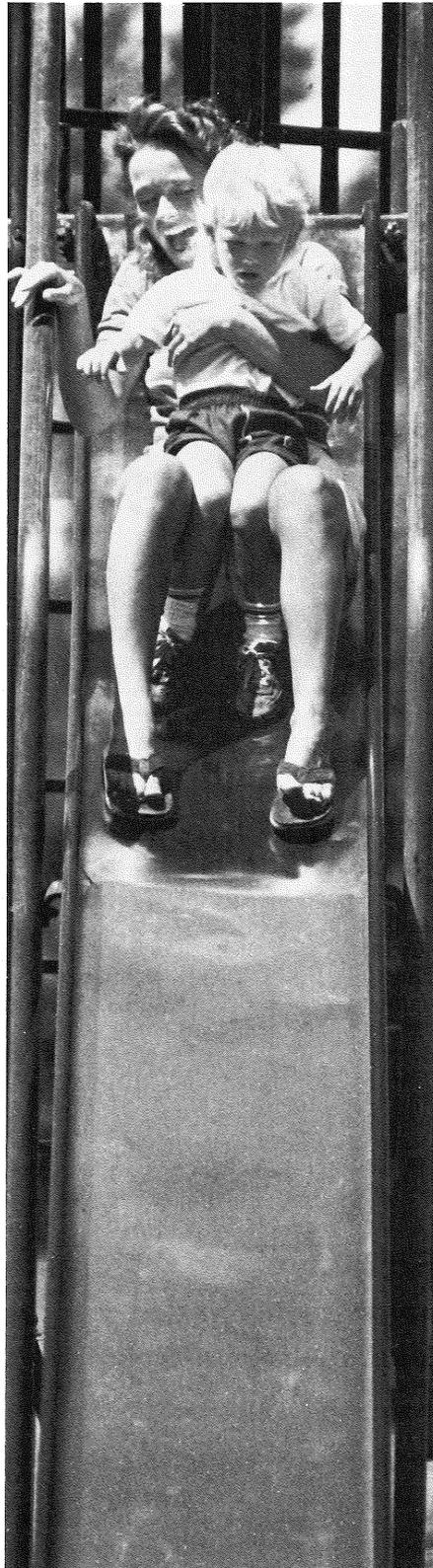
Laws that establish a new reimbursement formula for nursing home payments and tighten enforcement of child support payments were passed. A law that puts a moratorium on nursing home beds will help control the state's nursing home payments under medical assistance. Another law that establishes child support payment guidelines will make payments throughout the state more uniform.

### Nursing home payment rate

Ever escalating nursing home costs prompted a law that establishes a completely new method for determining nursing home payment rates under medical assistance.

Previously, nursing homes received medical assistance payments based on a cost-plus system. Chapter 199, sponsored by Health and Human Services Committee Chair Linda Berglin (DFL-Mpls.), establishes a prospective payment reimbursement system. The reimbursement rate would be set at the 60th percentile of historic operating costs in the industry. This base figure will be adjusted annually by an inflationary factor. Nursing homes will be "peer" grouped by case mix, skill level and geographic location when determining the base figure.

The new law places a moratorium on new nursing home beds and prohibits recertifying intermediate care facility (ICF) beds to skilled nursing facility (SNF) beds. Because SNF beds receive a higher rate of reimbursement, there has been a substantial shift in the industry in Minnesota toward more



**Single parents are aided in the collection of child support payments under Chap. 308, which also details procedures for the determination and enforcement of support payments.**

SNF beds. Nursing home construction costs are also frozen under this provision. The law allows exceptions to the moratorium if the nursing home has already started construction or if there is a hardship situation, such as a county where there are less than 60 beds per 1,000 elderly.

Chapter 199 adopts federal standards for nursing home payment and allows for a two year phase in of the prospective payment reimbursement system. The new law will reward efficiency in nursing homes since homes that operate below the 60th percentile can keep the entire payment.

Other provisions of the law expand the preadmission screening program. This program screens medical assistance applicants and helps them choose appropriate services, institutional or alternative care. Also, an interagency board is established and charged to develop an inspection system and stronger enforcement methods.

Finally, Chapter 199 defines nonallowable nursing home costs, allows for alternative care grants, and allows for special rate negotiations for nursing homes providing extensive care services.

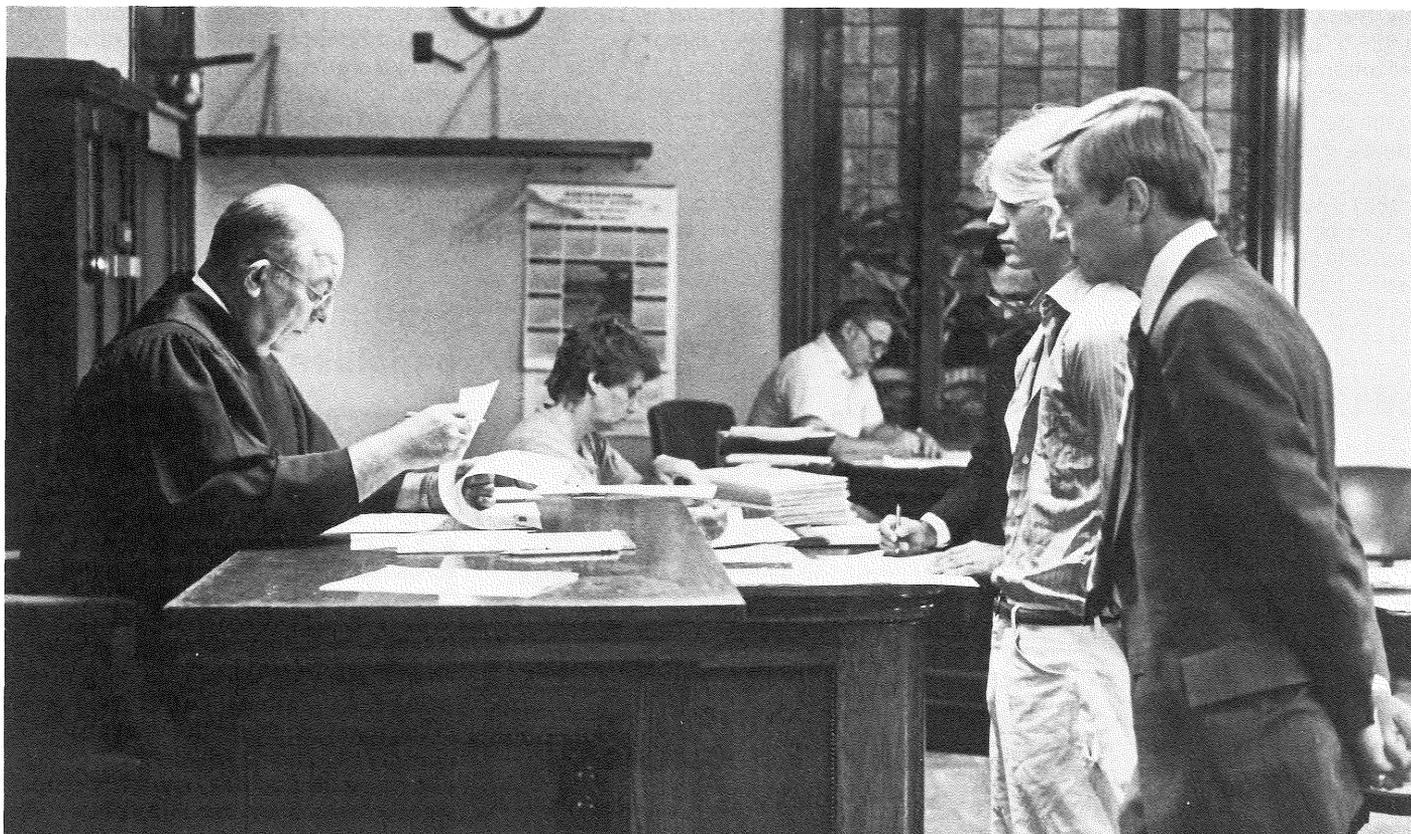
### Child support guidelines

In order to tighten enforcement of child support payments, a new law codifies payment guidelines that were developed by the Dept. of Public Welfare.

Chapter 308 establishes a payment schedule that takes into consideration parents' income, number of children, debts and needs. The guidelines will also help achieve consistency of child support payments throughout the state.

The new law states that the natural mother will have sole custody of a child born out of wedlock until paternity is established. There are also provisions for mother's and father's rights.

Chapter 308 allows a parent to request a cost of living adjustment for child support payments. The law also provides for income withholding orders, service of summons, pre-trial orders, and recommendations and blood tests in certain circumstances.



## Judiciary

Topics ranging from crime victims' rights to establishing a new level in the state's court system were discussed, and acted upon, by the '83 legislature. Laws relating to laws provide a broad subject area for discussion and this session was no exception. Other bills that became law added amendments to the DWI and domestic abuse laws, made it a crime to tamper with food or drugs, toughened penalties for burglary and writing bad checks and provided data privacy rules for financial data.

## Bad checks and financial data privacy

Laws concerning bad checks and the release of data by financial institutions were toughened under a single bill passed by the legislature this year. Chapter 225 specifies that no government agency may have access to, or obtain copies of, the financial records of any customer unless the customer has authorized the disclosure, the financial records are disclosed in response to a search

warrant or subpoena, or the financial records are disclosed pursuant to specific state law.

The new law also requires the government authority to notify the customer of its action within 180 days unless a delay of notice is obtained. According to chief author, Sen. Gene Merriam (DFL-Coon Rapids), the new law is designed to "provide consumers with the reasonable assurance of confidentiality in regards to the financial records held by financial institutions."

The second part of the new chapter contains portions of the bill, authored by Sen. Marilyn Lantry (DFL-St. Paul), dealing with bad checks. The new law requires financial institutions to obtain and verify more information from individuals seeking to open a checking account; and increases the liability for writing a bad check to the amount of the check plus a civil penalty of up to \$100, interest at the rate payable on judgments, reasonable attorney fees if the amount of the check is over \$1,250 and service charges of up to \$15. In addition, the chapter specifies that whoever issues a check which, at the time of issuance, he intends not be paid, is guilty of a misdemeanor and the court may order restitution.

## Crime victims' rights

Individuals who have been the victims of crimes will have more involvement in the judicial process under Chapter 262, a new law expanding crime victims' rights. The new law, sponsored by Sen. Ron Dicklich (DFL-Hibbing), requires the prosecuting attorney to inform the victim of a plea agreement, of the victims right to be present at the sentencing hearing and of the victims right to express, in writing, any objection he has to the plea agreement. Further, the victim also has a right to request that restitution be considered as part of the disposition against the offender. The courts decision for or against restitution does not, however, prevent the victim from filing a civil suit against the offender.

In addition, the pre-sentence investigation must also include information relating to victims, such as a summary of the damages or harm done to the victim, a statement of what disposition the victim thinks is appropriate for the offender and an attachment of the victims written objections, if any, to the proposed disposition.

The definition of the crime of tampering with a witness is also

broadened to provide more protection for crime victims who are called as witnesses at the trial. Under the new law, threats against the victim, his family or property will fall under the definition of tampering with a witness. The new law also specifies that the victim be notified prior to the offenders release from prison.

Finally, the new chapter requires that victims be notified of the services available, such as victim crises centers, victim witness programs and victim assistance hotlines.

## **DWI amendments**

Amendments toughening last year's major DWI legislation were among the laws enacted this session. Under Chapter 306, sponsored by Sen. Michael Freeman (DFL-Mpls.), penalties for repeat violations are strengthened, refusal to take an alcohol test is admissible as evidence, and "probable cause" arrest at the scene of an accident is allowed. The new law specifies that if testing is refused, the person's right to drive will be revoked for a minimum period of six months and that if a test is taken and the results indicate that the person is under the influence of alcohol, the person will be subject to criminal penalties and the person's right to drive may be revoked for a minimum period of 90 days.

In addition, the new law allows a peace officer to enter another jurisdiction in fresh pursuit of an individual when the peace officer has "probable cause" to believe the individual is driving or operating a motor vehicle under the influence of alcohol or controlled substance.

Finally, Chapter 306 repeals the provision requiring intoxicated drivers be taken to detoxification centers.

## **Court of Appeals**

Legislation establishing a new Intermediate Court of Appeals was enacted during the 1983 session. The legislation was necessary because voters approved an amendment to the Minnesota Constitution authorizing the new level of court in the judiciary branch of government.

Under Chapter 247, sponsored by Sen. Ember Reichgott (DFL-Robbinsdale), the new Intermediate Court of Appeals will hear appeals from all trial courts except appeals of first degree murder

convictions, workers' compensation court appeals, tax court appeals, and contested legislative races. The exceptions will continue to be heard by the state Supreme Court.

The Intermediate Court of Appeals will consist of twelve judges appointed by the governor. Six judges will be appointed by November of this year and six will be appointed by April of 1984. Each judge will serve six year terms; however, the appointees must stand for election in the next general election occurring at least one year after their appointment to office.

Under the new law, appeals from county court and county municipal courts will go to the new appellate court rather than to a three-judge district court as is the case at present.

Finally, the lengthy new law also makes all of the necessary statutory changes to include references to the new Intermediate Court of Appeals.

## **Burglary penalties**

The crime of burglary is further defined under a new law passed this year. Under Chapter 321, sponsored by Sen. Randolph Peterson (DFL-Wyoming), four degrees of burglary are defined along with the corresponding penalty levels.

Burglary in the first degree is defined as the situation in which the burglar illegally enters a dwelling, there is another person present, and the burglar possesses a dangerous weapon or assaults the other person in the building. The first degree burglary offense is punishable by imprisonment for not more than 20 years and/or payment of a fine of not more than \$20,000.

Burglary in the second degree is defined as burglary of a residence, banking facility when the entry is by force or pharmacy when the entry is by force, and when entering the burglar possesses a tool to gain access to money or property. The new law sets the penalty for second degree burglary as imprisonment for not more than 10 years and/or a fine of not more than \$10,000.

Under the new law, whoever enters a building without consent and with intent to steal or commit any felony or gross misdemeanor commits burglary in the third degree and may be sentenced to imprisonment for not

more than five years and/or to payment of a fine of not more than \$5,000.

Finally, whoever enters a building without consent and with intent to commit a misdemeanor other than to steal, commits burglary in the fourth degree. The penalty for fourth degree burglary is not more than one year imprisonment and/or payment of a fine of not more than \$1,000.

## **Product adulteration penalties**

A new state law makes it a crime to tamper with or adulterate any substance intended for human use with another substance to cause bodily harm or death. The new law, Chapter 3, was enacted in response to the so-called "Tylenol murders" in the Chicago area last year.

Under the new law, authored by Sen. Allan Spear (DFL-Mpls.), an individual who adulterates any food or drug or other substance with the intent of causing death or bodily harm is guilty of a crime. In addition, any individual who knows a substance has been tampered with and who gives, sells, distributes or transfers that substance with the intent of causing death or injury is also guilty of a crime.

Finally, Chapter 8 goes on to set the maximum penalties for the crimes. If the adulteration causes death, the new law prescribes a penalty of imprisonment for not more than 40 years. A penalty of imprisonment for not more than five years is prescribed if the adulteration causes any illness, pain or other bodily harm.

## **Domestic abuse amendments**

A bill mandating arrests in domestic abuse cases was enacted into law this session. Chapter 226 requires police officers to make an arrest if the officer observes recent physical injury to the alleged victim and it appears that the victim, or another, is in danger of further harm if an arrest is not made. The new law also allows a peace officer to make an arrest if the officer has probable cause to believe the person has threatened a spouse, former spouse or other person with whom he has resided, with a dangerous weapon or fear of immediate bodily harm.

The new law, chapter 226, authored by Sen. Eric Petty (DFL-Mpls.), also requires the peace officer to advise the victim of the availability of a shelter or other community services and of the legal rights and remedies available to the victim.

## Recreation

Horse racing fans are going to have a chance to try their luck at the track, and the state's ski trails, fishing resources and pheasant habitat will be enhanced through increased user fees.

### Pari-mutuel

The 1983 legislature responded to the wishes of the voters and established a law to get racing out of the starting gate.

Chapter 214 creates a nine member commission which will be responsible for choosing track sites and issuing licenses for construction. The metropolitan area will only have one facility, while the commission will determine the number outstate. The commission will also issue licenses for the management of each racing facility; licenses for the employees (trainers, jockeys, etc.); and licenses for county fair races. Choosing the number of racing days and regulating the betting will also be handled by the commission.

The Bureau of Criminal Apprehension will check and verify license applicants backgrounds and will conduct investigations into alleged misplay once the track is in operation.

Minimum bets will be two dollars and an individual must be 18 years of age to place a bet.

The new law, sponsored by Sen. Clarence Purfeerst (DFL-Faribault), creates the crime of sports bookmaking. It will be a felony to accept more than five bets totaling more than \$1,500 on one event.

### Fishing bill

Fishermen will be paying \$2.50 more for a license beginning in 1984, and their money will be used to upgrade fishing waters through aeration, stocking and increased enforcement.



Pheasant habitat will be improved under Chap. 65. Hunters will be required to purchase a \$5 stamp in order to take pheasant. The stamp was designed by Daniel Smith.

The new law, Chapter 356, will start the phase out of commercial fishing in Lake of the Woods and Rainy Lake. Commercial fishermen will only be allowed to take a certain poundage of walleye, starting March 1, 1984. Each year the number will be reduced until 1992, when commercial fishing for walleye will be outlawed. Commercial fishermen will be able to sell their quota to the state, but if they choose to do so, they must sell their remaining quota for the coming years. They may also transfer or sell their quota to other fishermen.

After 1987, gill net licenses will no longer be issued on Lake of the Woods and Rainy Lake, but pound or trap nets may be used. The new law was sponsored by Sen. Collin Peterson (DFL-Detroit Lakes).

The bill also permits the Commissioner of the Dept. of Natural Resources to designate experimental waters. The lakes will be designated for use as trophy lakes, family fishing lakes, special species management lakes along with other categories of use.

### Pheasant stamp

State efforts to improve the habitat of pheasants will be greatly aided under Chapter 65. The new law requires pheasant hunters to purchase a \$5 pheasant stamp in addition to buying a small game license. Money from the stamp, estimated to be about \$500,000 a year, will be used for the development and maintenance of suitable habitat for pheasants on both public and private land. The new law was sponsored by Sen. Collin Peterson (DFL-Detroit Lakes).

### Cross country ski fee

Next winter, cross country skiers will need to pay a \$5 license fee for skiing on public trails, according to Chapter 325. Carried by Sen. William Luther (DFL-Brooklyn Park), the law also creates family fees of \$7.50 and \$1 daily permits. The money from the fees will be used for the grooming and maintenance of state trails and for current local grant-in-aid programs, which provide funds for the acquisition and improvement of ski trails.

## Transportation

A highway funding bill that also raises the gas tax was the most significant law passed regarding transportation this session. However, legislators also established rules for new car owners, parents of toddlers and drivers under age 19.

### Gas Tax

Construction and repair of Minnesota's roads and highways will be financed through a gas tax approved by the legislature. Chapter 17 increases Minnesota's gas tax by 4 cents per gallon: the tax increased by 3 cents on May 1, 1983 and will increase by another cent on Jan. 1, 1984.

Under the increase in H.F. 371, carried by Sen. Clarence Purfeerst (DFL-Faribault), the state will receive \$147 million during the biennium, counties will receive \$43 million and small towns will receive \$13 million. A total of \$91 million will be available for county highways and bridge repair through a combination of unsold bonds and \$56 million in new bonds.

In addition, the motor vehicle excise tax revenue transfer will be delayed until fiscal 1986.

The law establishes a commission to study jurisdiction of state, county and town highways.

The tax on gasohol will drop by a total of 6 cents. A 2 cents per gallon decrease will go into effect from July 1, 1983 to June 30 1985, and a 4 cents per gallon drop will go into effect from July 1, 1985 until June 30, 1992.

Funds from a town road account, established with 37 percent of the county turnback funds, will be available for construction and repair in towns that levy at least 2 mills for roads and bridges.

### Lemon Car Bill

Owners of "lemon" cars will be protected under Chapter 108.

Under the law, H.F. 26, sponsored by Sen. Gregory Dahl (DFL-Lino Lakes), a manufacturer is required to repair a



According to the American Academy of Pediatrics, auto accidents are the number one killer of children in the U.S. Chap. 261 requires children under four to be placed in approved child restraint systems.

substantial defect under warranty if the defect is reported during the warranty period or one year later. A manufacturer must refund or replace a vehicle if it is in the shop for 30 business days during the warranty period or if the vehicle is not repaired in four attempts. If the defect is life threatening, the vehicle must be fixed after one attempt.

The consumer will be allowed to make a choice between a refund or replacement. In the case of a refund, 10 percent of the purchase price, or 10 cents per mile, whichever is less, would be subtracted from the refund.

A consumer must notify the dealer or manufacturer in writing of a defect in order to receive a refund or replacement. At that time, the dealer has one more chance to fix the car. In order to be covered by the law, a consumer would have to start proceedings within 6 months of the end of the warranty period.

In addition, if a car manufacturer participates in an informal dispute settlement procedure, a consumer would have to use this procedure first. The law does not apply when the defect is the result of neglect or unauthorized modifications.

### Child restraint systems

The legislature voted to toughen the law prohibiting parents from transporting children under age four in an automobile without child restraint systems.

A violator of Chapter 261, originally H.F. 90, carried by Sen. Marilyn Lantry (DFL-St. Paul), will be guilty of a petty misdemeanor. The fine for a second violation in a year is set at \$25, but violators who prove they have purchased a child restraint system within 30 days of the violation are exempt from fines.

### Provisional drivers licenses

Persons under the age of 19 will be issued provisional drivers licenses of a distinguishing color under Chapter 272.

The intent behind S.F. 337, authored by Sen. Robert Schmitz (DFL-Jordan), is to help bartenders and liquor dealers identify those not old enough to drink. In the past, provisional licenses were only issued to those up to 18 years of age.

## Miscellaneous

Strengthening Minnesota's economy through jobs and education was a major theme of the legislative session. Legislators voted for a comprehensive education bill that includes a high technology plan to bring Minnesota into the emerging information world and a job skills partnership to match training programs with the needs of employers. Legislators also voted to protect employees who work with hazardous substances. Finally, a "Buy Minnesota" law will encourage state agencies to use Minnesota services and products.

## Education aids

All of Minnesota's 434 school districts will receive a minimum increase of \$25 per pupil unit through state aids and local levies. The \$2.2 billion education aids in Chapter 314 also establishes a new five-tier discretionary aid and levy system, as well as a mechanism to insure revenue equity.

School districts are guaranteed a basic formula allowance of \$1,475 per pupil unit through a combination of state aid and local levies. The districts are authorized to levy 24 EARC mills, and legislators earmarked \$1.1 billion to make up the difference to bring all districts up to the guarantee.

Beyond that, districts have the option of participating in the new discretionary aid and levy system, which replaces the old discretionary, replacement, grandfather and low fund balance aids and levies. Proponents say the system will make more dollars available to school districts, to be used at the discretion of local district officials.

The first tier, the Cost Differential Tier, authorizes aid and levies on the basis of the training and experience of a district's teachers. The second tier provides \$150 per pupil unit equalized at 100 percent; the third tier provides \$100 per pupil unit equalized at 75 percent of the basic foundation rate; the fourth tier provides \$100 per pupil unit equalized at 50 percent of the basic foundation rate. The fifth tier provides the amount by which revenue from the old formula exceeds that from the new formula plus \$25 per pupil unit.

A revenue equity provision in the aids law will reduce certain categorial aids to the state's 62 districts that are "off the formula," because the local mill effort raises enough revenue so that no state aid is contributed. The reduction will equal one-sixth of the amount by which the district is off the formula. The provision will be phased in over six years and affect the basic maintenance levy and the transportation levy.

A total of \$174.4 million is set aside for transportation aid. During fiscal 1984, the presence of lakes in a school district will be dropped from the formula, and in fiscal 1985, the formula's nine factors will be reduced to three: the log of density, whether a district is nonrural, and the percentage of students transported on contracted buses.

A \$6.7 million appropriation for high technology will provide for 20 individual pilot programs, evaluation of computer materials, and training in computer literacy. A public and private partnership called the Minnesota Excellence Foundation will promote academic achievement. Special education programs will be appropriated \$258.7 million for the biennium. Summer school special

education programs will be funded from the current basic levy.

The state area vocational technical institute system will receive \$260.1 million during the biennium, with individual allocations based on the systemwide student teacher ratio. Community and adult education programs will receive \$9.9 million, and the Early Childhood and Family Education Program will be continued through an additional 50 cents per capita of aid. The Council on Quality Education will receive \$2.6 million, but these grants will be phased out and moved into the community education program.

The aids bill, originally H.F. 92, carried by Sen. Tom Nelson (DFL-Austin), also provides \$4.8 million for teacher mobility programs. The limit on the number of applicants for extended leaves of absence will be reduced, but the number of applicants for part time teaching will be increased.

A legislative commission to study the mission and delivery of education in Minnesota is also formed in the law, and miscellaneous aids and levies are available for a variety of purposes, including the cleanup of asbestos and PCBs in school facilities.



The 1984-85 Education Aids bill increases foundation aid to \$1,475 per pupil unit.



Glenn Skeie, First Line Supervisor, reviews instructions for the safe handling of potentially hazardous chemicals with Don Oberg, machine operator, at Honeywell's Residential Controls Plymouth Plant. Chap. 316 requires all employers to inform employees of the proper procedures for handling hazardous materials.

## Employees' right to know

The "Employee Right to Know Act of 1983" in Chapter 316 covers labeling of hazardous substances, training for handling the substances, and the rights of employees who deal with them. The law, originally H.F. 242, carried by Sen. Ron Dicklich (DFL-Hibbing), defines hazardous substances and directs the Commissioner of Labor and Industry to adopt standards for safe handling of hazardous substances.

The manufacturer of a hazardous substance or harmful physical agent is required to provide an employer who purchases the substance information on the substance's effects, symptoms of the effects, and rules for safe use.

Employers, in turn, must provide training to inform their employees on the substance's name, conditions for its safe use, effects and cleanup procedures. The training programs must be repeated and kept up to date at least once a year.

Safety training programs are also required for employees who collect, process or dispose of hazardous waste, as well as for hospital employees and farm workers on farms with more than 10 employees.

Under the law, an employee who believes he or she is working under imminent danger of death or serious

physical harm also has the right to refuse to work. In such a case, the employer is prohibited from discriminating against the employee.

A manufacturer who believes that information about a substance is a trade secret could register the information with the Commissioner of Labor and Industry, instead of making it public.

## Job skills partnership

Job training programs will be coordinated with employers' personnel needs under a new Minnesota job skills partnership. The program, which will receive \$1.5 million from the state, is also authorized to receive and distribute federal funds and other grants.

Under Chapter 334, grants of up to \$200,000 will be awarded to educational institutions, with preference given to educational or non-profit groups that serve the economically disadvantaged, minorities and victims of economic dislocation. Participating businesses must match partnerships grants, according to H.F. 857, sponsored by Sen. Roger Moe (DFL-Ada).

A board of 21 directors will be responsible for distributing the grants, collecting and distributing information on employment needs and training, and distributing gifts and grants from other sources.

## Buy Minnesota

The "Buy Minnesota" law in Chapter 336 encourages officials to award public contracts to Minnesota residents.

Under H.F. 916, sponsored by Sen. Conrad Vega (DFL-South St. Paul), preference for state contracts that don't require competitive bidding will be given to persons who have lived in Minnesota for a year. Preference is also extended to partnerships or associations, including a Minnesota resident or a company incorporated in Minnesota that has been in the state at least one year.

When competitive bids are made on a public contract, the lowest bid by a Minnesota resident will be accepted, provided it doesn't exceed the lowest nonresident bid by 10 percent

State agencies also must give preference to Minnesota products, or when that is not possible, to U.S. products. However, there are several exceptions to this rule. If a comparable product can be purchased for at least 10 percent less, or a Minnesota or U.S. product is not available in sufficient quantities, a state agency can be exempted. In addition, purchases will be excepted if the quality of Minnesota or U.S. materials is lower than that of comparable products, or if materials are purchased in order to be resold commercially or used to produce goods for commercial sale.

# Session Law Summaries

compiled by Barb Burleigh

This is a complete listing of all bills passed by the Minnesota legislature and signed into law by the governor during the 1983 session. The legislation is identified by its 1983 Session Law Chapter number and the Senate or House File the legislature acted upon. The author of that Senate or House File is identified first at the end of each bill summary. The chief author of the companion bill in the other body is identified last.

Three indexes follow the Chapter listing to provide easy access to the new laws by their Chapter number, Senate File number and House File number.

## Agriculture & Natural Resources

**Chap. 31-S.F. 107** Provides for the regulation of apiaries; specifies that the agriculture commissioner's duties are to include prevention of disease and parasites; provides for the appointment of an apiary supervisor, inspections, and fees; provides for notification of disease; provides for the destruction of certain bees and hives; and provides for bee and honey importation by permit and an inspection certificate from state of origin. SAMUELSON, FJOSLIEN

**Chap. 65-S.F. 47** Requires a stamp for hunting or taking pheasants; establishes a fee; provides for the use of revenue for pheasant habitat development, restoration, maintenance and preservation; and allows the sale of multiple stamps for a single issuing fee. NOVAK, BATTAGLIA

**Chap. 111-S.F. 148** Authorizes the commissioner of natural resources to extend timber permits which expire during a certain time period. LESSARD, NEUENSCHWANDER

**Chap. 116-S.F. 653** Authorizes the commissioner of natural resources to mark canoe and boating routes on the Pine River. SAMUELSON, OGREN

**Chap. 121-H.F. 76** "Environmental Response and Liability Act"; provides for an environmental response, compensation and compliance fund to pay for removal of and remedial action associated with certain hazardous substances and provides for the liability of the responsible person for response costs and damages related to releases or threatened releases occurring after a certain date. LONG, MERRIAM

**Chap. 133-S.F. 987** Updates certain provisions relating to Christmas trees and other decorative trees; increases the number of trees allowed to be cut, removed or transported without written consent; provides that a bill of sale provided by the landowner be a consent to cut, remove or transport decorative trees; removes language relating to certain permits; modifies a penalty relating to certain false statements; and repeals a certain posted notice requirement. MERRIAM, GRABA

**Chap. 156-H.F. 758** Extends the time period within which certain idle open pit mines must be fenced. BEGICH, DICKLICH

**Chap. 181-H.F. 259** Requires a rear view mirror on watercraft towing skiers. BENNETT, KNAAK

**Chap. 182-H.F. 270** Protects agricultural operations of family farms within city limits from private or public nuisance suits and repeals the exemption from provisions for metropolitan area counties and counties in which the county board has disapproved the application. SCHOENFELD, JUDE

**Chap. 196-H.F. 1101** Authorizes the commissioner of natural resources to sell to or exchange surplus tree planting stock and seed with other states or the federal government for certain purposes related to acquiring other tree planting stock. GRABA, WEGSCHEID

**Chap. 202-S.F. 755** Defines dairy product, artificial dairy product, milk and milk-derived ingredients for purposes of the Artificial Dairy Products Act; sets artificial dairy product labeling requirements; requires food products resembling dairy products to display a statement of ingredients and nutritional differences; and authorizes the commissioner of agriculture to set rules. BERTRAM, KRUEGER

**Chap. 211-H.F. 1108** Permits town boards to petition the county board or joint county ditch authority to cancel ditch assessments against a town road vacated pursuant to certain provisions. WELLE, JOHNSON, D.E.

**Chap. 232-S.F. 652** Requires producers of milk used for manufacturing purposes to conform to certain federal standards; provides for the phase-in of inspections and compliance; requires the commissioner of agriculture to develop methods for compliance without violation of religious beliefs, and to perform, to contract for or to certify inspections and to consult with dairy industry personnel; requires assistance to producers through use of U of M Agricultural Extension Service; and provides for reimbursements to dairy farmers producing milk in cans for improvements or equipment installation relating to compliance, conditions. WEGSCHEID, OGREN

**Chap. 240-S.F. 857** Excludes pipeline companies from restrictions relating to aliens and non-American corporations in the acquisition of agricultural land of certain acreage. SOLON, GUSTAFSON

**Chap. 245-H.F. 149** Deletes the additional license fee required to take raccoon, bobcat, coyote or fox with the aid of dogs and requires the commissioner of natural resources to establish criteria for special permits for possession of wild and native deer as pets. SVIGUM, MEHRKENS

**Chap. 270-S.F. 238** Includes peat under mineland reclamation laws; provides for permit exceptions; and requires the commissioner of natural resources to amend or adopt new rules for land reclamation before issuing permits to mine metallic minerals. DIESSNER, BEARD

**Chap. 281-S.F. 932** Removes the restriction limiting the use of muzzle loading firearms to use on public lands only. MERRIAM, ELLINGSON

**Chap. 297-S.F. 791** Authorizes the commissioner of natural resources to convey, to certain property owners, road easements across abandoned railroad rights-of-way acquired for state trail purposes under certain conditions; requires payment of the market value; and requires reversion to the state in event of nonuse. CHMIELEWSKI, KNUTH

**Chap. 300-S.F. 346** Grants the commissioner of agriculture powers relating to agricultural promotion; changes certain procedures for grain inspection and weighing fees; exempts certain candy vending machines from state inspection fee; permits sale of certain eggs for human consumption; specifies certain water supply, plumbing and sewage disposal requirements; clarifies application of certain animal processing laws; prohibits sale or possession of certain meat; requires commissioner of agriculture to establish collective rate making procedure for warehouses; provides for license fees to be based

on warehouse storage capacity; requires money collected to be paid into grain buyers and storage fund; changes certain fees; changes the dates of reports from and payments to certain agricultural societies; eliminates certain commissioner and county agricultural agent duties; and authorizes the sale of certain canning compounds and butter. STUMPF, SHEA

**Chap. 325-H.F. 654** Requires cross country skiers between certain ages skiing on public trails or trails funded with cross country ski grants-in-aid to be licensed by county auditors as appointed agents of the commissioner of natural resources; exempts races and official school activities under certain special use permit conditions; provides for county auditor appointment of subagents, surety bonds, license and agent fees; provides for the DNR to offer a grant-in-aid program to local units of government and special park districts for development and maintenance of ski trails; establishes reimbursement criteria; authorizes acquisition of easements to cross private land; prohibits acquisition of certain land; provides for a penalty for license violation; and regulates motor vehicle entry into state parks or other facilities for certain pageants. NELSON, D., LUTHER

**Chap. 332-H.F. 851** Changes in provisions relating to the family farm security loan program; sets residency and farm management program participation requirements; provides for defaulted property sale procedures; requires the agriculture commissioner to attempt to sell to the person eligible for the loan; provides for cash sale or lease; requires sale after a certain time; authorizes contracting for real estate agent services; provides for proceed distribution; provides for insurance against disaster loss; provides for variable interest rates, interest on certain delinquent payments, and foreclosure; provides for new owner assumption of payment adjustment reimbursement responsibility; and extends a special account to pay insurance premiums and taxes on defaulted farms. GRABA, BERTRAM

**Chap. 338-H.F. 1031** Removes the ten year tax levy limitation by watershed districts which are members of the Lower Red River Watershed Management Board and transfers a certain unclassified Red River Watershed coordinator position to the classified service in the Dept. of Natural Resources. SPARBY, MOE, R.D.

**Chap. 349-S.F. 320** Relates to the Minnesota Fertilizer, Soil Amendment and Plant Amendment Law; authorizes specialty fertilizers to be guaranteed in fractional units of certain elements relating to grade; requires persons storing or distributing bulk fertilizer to be licensed; authorizes the commissioner of agriculture to adopt rules without public hearing; liming materials sold for agricultural purposes to be registered as fertilizers; prohibits fees for retail sales; and increases the penalty for subsequent violations. WEGSCHEID, SPARBY

**Chap. 352-S.F. 466** Permits the commissioner of natural resources to prohibit the discharge of firearms or bows and arrows upon, over or across public highways for the purpose of taking migratory waterfowl in specifically designated locations. PETERSON, C.C., FJOSLIEN

**Chap. 353-S.F. 511** Allows Minnesota to enter the Midwest Interstate Low-level Radioactive Waste Compact for management of waste disposal on a regional basis; creates the Midwest Interstate Low-level Radioactive Waste Commission as a separate legal entity; provides that its powers include agreements to use regional facilities, approval of waste disposal and review of emergency closures; and provides additional duties, penalties and enforcement. PEHLER, KAHN

**Chap. 356-S.F. 634** Provides for additional experimental and specialized fishing waters designation; requires citizen participation in designation and evaluation; permits DNR commissioner to develop system of classification of certain waters for special use; places a surcharge on certain fishing licenses to be used for improvement of fishing resources; requires a posted notice of netting season on certain fish; sets fishing license fee increases; designates lakes for muskellunge; restricts tip-up use; provides for legislative committee review of fishing resource management and improvement; prohibits new commercial licenses for netting game fish and reduces commercial walleye take on Lake of the Woods and Rainy Lake; and authorizes the state to buy a certain walleye quota. PETERSON, C.C., SARNA

**Chap. 367-S.F. 950** Requires the Board of Animal Health to adopt rules to implement a program to control pseudorabies in swine, including pseudorabies testing of breeding swine, and restricts movement of feeder pigs. DAVIS, SCHOENFELD

**Chap. 369-S.F. 985** Provides a penalty for taking or illegally possessing big game during the closed season; prohibits the use between certain times and dates of artificial light in fields, woodlands or forests for the purpose of spotting or taking wild animals except raccoons under certain conditions. MERRIAM, NEUENSCHWANDER

**Chap. 373-S.F. 1012** Miscellaneous amendments to the Waste Management Act of 1980. MERRIAM, LONG

**Chap. 374-S.F. 1097** Grain Buyers Act revisions; adds and modifies definitions; establishes license fees; increases surety bond requirements and bases the amount on gross annual purchases; establishes payment procedures for cash sales or purchase from unlicensed producers; sets annual financial statement requirements; provides for license refusal, suspension or revocation modifications, suspension or revocation for certain violations; sets purchase by voluntary extension of credit contracts, contracts and purchaser requirements; provides for record inspection by agriculture commissioner and legislative investigation; provides a penalty for certain recordkeeping violations; provides attorney general enforcement upon commissioner request; requires the commissioner to inform buyers and producers of protections and exposures; retains certain bonding requirements for public local grain warehouse; and changes the place of filing of farm product liens. STUMPF, SHEA

## Economic Development and Commerce

**Chap. 5-S.F. 118** Authorizes expenditures for job retraining and workers' compensation insurance from the Northeast Minnesota Economic Protection Trust Fund and provides for reimbursement to the Iron Range Resources and Rehabilitation Board for program administration expenses. JOHNSON, D.J., BATTAGLIA

**Chap. 43-H.F. 268** Removes restrictions on the amounts that credit unions may invest in accounts of credit unions in the corporate credit union; requires applications for written approval to exceed borrowing limit and banking commissioner's approval to include certain information; and changes references to the Central Credit Union to reflect the name change from Central to Corporate. NORTON, SOLON

**Chap. 44-H.F. 316** Extends the time period during which terminated employees are eligible to continue group accident and health insurance coverage. GREENFIELD, DICKLICH

**Chap. 46-S.F. 96** Specifies duties of the Northeast Minnesota Economic Protection Trust Fund; purposes to include projects to encourage diversification of the economy; limits loans to private enterprise to a certain portion of the project cost; specifies a minimum interest rate; authorizes expenditures without declaration of economic emergency; increases expenditure limits; directs the Iron Range Resources and Rehabilitation Board to prepare an annual list of projects; requires approval by a certain number of board members and the IRRR commissioner; provides for administration technical advisory committee membership; abolishes the board of trustees; and provides for a long range plan by IRRRB. JOHNSON, D.J., BEGICH

**Chap. 50-H.F. 633** Extends the time period for the perfection of, or priority over, certain security interests under the Uniform Commercial Code. BRINKMAN, SCHMITZ

**Chap. 56-H.F. 576** Requires certain health and accident insurance policies, plans, subscriber contracts and health maintenance organizations to provide coverage for adopted children on the same basis as other dependents from the date of placement for adoption. SKOGLUND, PETERSON, D.C.

**Chap. 57-H.F. 609** Requires motor vehicle manufacturers to totally reimburse dealers for certain motor vehicle accessories and parts upon dealer franchise termination or cancellation. DEMPSEY, PETTY

**Chap. 80-S.F. 332** Repeals the provision prohibiting state banks from leasing personal property to its directors, officers, stockholders or employees and provides liability for unpaid rental obligations. DAHL, BRINKMAN

**Chap. 91-H.F. 176** Provides that certain small business administration loans and federally secured or guaranteed loans are to be col-

lateral in lieu of corporate or personal surety bonds to secure public deposits. SKOGLUND, DAHL

**Chap. 94-H.F. 508** Requires homeowners insurance cancellation notices to be written in easily readable and understandable language. WELLE, PETERSON, D.C.

**Chap. 98-H.F. 721** Authorizes the establishment of detached banking facilities in the city of Babbitt. BEGICH, JOHNSON, D.J.

**Chap. 102-H.F. 801** Authorizes electronic financial terminals to be located at other than retail locations established by other than retailers. BRINKMAN, SAMUELSON

**Chap. 104-H.F. 903** Repeals obsolete provisions relating to assessment benefit associations. CLAWSON, PETERSON, R.W.

**Chap. 105-H.F. 953** Authorizes the establishment of detached banking facilities in the city of Silver Bay. BATTAGLIA, JOHNSON, D.J.

**Chap. 106-H.F. 959** Authorizes certain motor vehicle fuel retailers to compute fuel pump sales by the half-gallon. QUIST, FREDERICKSON

**Chap. 108-H.F. 26** "Lemon Car Bill"; requires manufacturers or authorized dealers to repair new motor vehicles used for personal, family or household purposes to conform with express warranties; requires manufacturer refund or replacement of vehicle if a reasonable number of repair attempts fail; provides a defense to claims; describes presumptions for reasonable number of attempts to conform to warranty; provides an alternative dispute settlement procedure; details civil remedies, time limits on actions; and provides conditions for resale of returned motor vehicles. BEGICH, DAHL

**Chap. 123-H.F. 230** Prohibits sex discrimination in establishing premiums under the Minnesota comprehensive health insurance plan. CLARK, K., PETTY

**Chap. 154-H.F. 608** Exempts administrators of self insured health plans established by collective bargaining agreements from certain regulatory provisions. METZEN, FREEMAN

**Chap. 165-H.F. 584** Regulates the consignment of works of art; specifies the rights and duties of consignors and consignees; and provides that works of art received on consignment remain trust property until the price is paid in full by the consignor. MURPHY, SPEAR

**Chap. 200-S.F. 598** Authorizes finance charges based on the federal discount rate on agreements for personal, family or household insurance contracts; provides for a flat rate service fee for certain expenses incurred in servicing the loans; requires the finance charges to be computed in advance according to the actuarial method; requires the insurer upon contract cancellation to return gross unearned premiums computed pro rata within a certain period of time to the finance company; and requires the finance company to refund excess to the insured within a certain period of time after receipt of returned premium. SOLON, KELLY

**Chap. 203-S.F. 1168** Includes certain additional unpaid claims in the definition of covered claims under the Insurance Guaranty Association Act; authorizes the insurance commissioner to adopt rules specifying grounds for nonrenewal of automobile insurance policies; provides that the rules are to limit the basis for nonrenewal to certain factors including certain reasons for cancellation, certain payments and driver moving violations and to specify the manner of factor consideration; authorizes establishment of a penalty for insurer violation; establishes a nonrefundable application fee for automobile self insurers; and authorizes self insurance rules by the commissioner. FREEMAN, ELLINGSON

**Chap. 208-H.F. 419** Requires insured persons, in cases of loss due to fire, to show damaged property and related records to the insurance company and to consent to be examined under oath; provides for exchange of information on fire loss or potential fire loss between insurance companies and the state fire marshal or other authorized persons for arson investigation purposes; and provides for the appraisal of losses due to hail, tornadoes and cyclones, appraiser and umpire selection, and damage awards. BERKELMAN, DAHL

**Chap. 230-S.F. 597** Requires credit union applicants forming a credit union to provide certain membership and financial information to the commissioner of banks; requires a duplicate certificate of organization to be filed with the secretary of state; expands the class of persons who may become members to include blood or adoptive relatives of the qualified member's spouse and their spouses; allows certain small groups to join existing credit unions upon determination by the commissioner; and exempts credit unions from motor vehicle sales finance company license requirements. PETTY, SIMONEAU

**Chap. 241-S.F. 892** Authorizes private employers to establish joint self insurance employee health, dental and short term disability plans; requires the plan to include aggregate and individual excess stop-losses coverage; requires participating employers to fund a cer-

tain amount; requires submission of the proposed contract to the insurance commissioner for review; provides that marketing risk management or administrative services be provided by certain licensed vendors; funds from employers to be held in trust subject to certain requirements; provides for fund investment and annual reports; exempts certain group health plans established by tax exempt associations before a certain date; authorizes certain local units to self insure for long term disability benefits; provides for exemption from excess or stop-loss coverage requirement. PETTY, BERKELMAN

**Chap. 242-S.F. 996** Authorizes Commerce Dept. approval of bank charter applications without notice and hearing if the new bank locality coincides with the closing of an existing bank; and authorizes the waiver of certain limits on detached facility establishment to prevent the loss of banking services in a community as a result of a failing bank. CHMIELEWSKI, OGREN

**Chap. 250-H.F. 521** Comprehensive bill revising various provisions relating to credit unions, banks and industrial loan and thrifts. BERKELMAN, SAMUELSON

**Chap. 252-H.F. 610** Permits industrial loan and thrift companies and lenders of regulated loans to utilize electronic funds transfer facilities; extends a certain penalty for usurious interest to industrial loan and thrift companies and lenders of regulated loans; authorizes real estate secured loans to contain a provision for discount points under certain conditions; authorizes loan and thrifts to receive savings accounts or deposits and exempts them from security registration requirements; modifies capital and reserve limits on loan and thrift loans; defines regulated loan splitting changes; clarifies that there is no receipt requirement for money orders; deletes certain penalties for certain violations; and excepts loan and thrifts and regulated loan lenders from real estate broker and salesperson licensing. BERKELMAN, WEGSCHEID

**Chap. 263-H.F. 314** Provides penalties for insurance agents acting without a license; provides for both license suspension or revocation and civil penalties under certain conditions; requires agents to maintain bank accounts for deposit of certain funds from insurance transactions unless forwarded directly to insurer; requires disclosure of certain information to potential buyers upon initial contact; provides for client privacy; requires certain life insurance and medicare supplement policies to be accompanied by a copy of application if applicant is 65 or older; provides group health insurance for handicapped dependents; continues insurance for laid off employees; provides medicare supplement insurance policy and sets deductible limit; and prohibits sale to persons having a supplement policy. WYNIA, PETTY

**Chap. 284-H.F. 973** Defines and regulates investment adviser representatives; sets licensing provisions; modifies definitions of investment adviser and investment metal contract; modifies real estate education requirements; provides for license suspension pending hearing; clarifies certain language relating to the Real Estate Education Research and Recovery Fund; sets registration and reporting requirements for social and charitable organizations, including tax returns, with religious societies and organizations exempt. SEGAL, REICHGOTT

**Chap. 285-H.F. 765** Relates to group health insurance policies; permits the payment of differing amounts of reimbursement to certain insureds; requires insurer to submit certain information with annual statements; and requires insurance commissioner recordkeeping of arrangements and complaints. REIF, DIESSNER

**Chap. 288-H.F. 558** Alters the maximum lawful interest rate on renegotiations of conventional or cooperative apartment loans and contracts for deed; changes the index for determining the maximum lawful interest rate for conventional mortgages, cooperative apartment loans and contracts for deed; and clarifies the definition of consumer contract in relation to mortgages for plain language requirement purposes. BERKELMAN, WEGSCHEID

**Chap. 292-H.F. 250** Requires life insurance policies providing loans to contain an interest rate provision; provides for a rate set at less than a certain amount or for an adjustable interest rate; requires a fixed rate option; provides for notice requirements; requires written plans for adjustable rate showing policyholder benefits; requires summaries to be available upon policyholder request; authorizes insurance commissioner rules; provides a penalty; and requires certain automobile insurance policies to provide an option to purchase coverage for damaged safety glass repair or replacement without regard to any deductible or minimum. NORTON, PETTY

**Chap. 328-H.F. 674** Establishes a continuing insurance education program for insurance agents as a licensing requirement; provides for exemptions; provides that company exam fee go into the insur-

ance division revolving fund; authorizes a continuing insurance education advisory task force appointed by the insurance commissioner to recommend procedures for program accreditation; provides for reporting of compliance with requirements; sets accreditation application fee; provides for approval of nonaccredited courses; provides for license denial for noncompliance; increases or imposes certain fees; provides for self insurance plan and pool provisions; and requires approval of certain continuing legal education courses for real estate broker and insurance agent continuing education requirements. SKOGLUND, PETTY

**Chap. 336-H.F. 916** Creates a preference for Minnesota residents in award of contracts by local government units, state agencies, the U of M and the state university and community college boards; provides that contracts not requiring competitive bidding be awarded to residents; provides that contracts requiring bids be awarded to the lowest resident bid if it does not exceed the lowest nonresident bid by a certain percent; limits subcontracting; requires contractors to use resident workers wherever possible; creates a public agency preference for products manufactured in Minnesota, and cites U.S. manufactured products as second preference; provides for exemption; requires preference for Minnesota or American made products to include food. BEARD, VEGA

**Chap. 340-H.F. 1106** Corrects certain errors, deficiencies, ambiguities and omissions in laws relating to insurance company investments; modifies definitions; expands domestic insurance company investments to include certain certificates of deposits, time deposits, bankers acceptances, securities, trusts and foreign obligations; provides for insurance commissioner consideration of certain matters for approval of liability to asset ratio; provides additional limits for domestic life insurance company investments in mortgage secured loans; provides for domestic life insurance investments in foreign obligations and in real property including oil, gas and mineral interests; and increases certain coverage required of a certain medicare supplement plan. BRINKMAN, LUTHER

**Chap. 350-S.F. 338** Maintains the current maximum time price differential on certain loans under the Motor Vehicle Retail Installment Sales Act. DAHL, OSTHOFF

**Chap. 354-S.F. 591** Requires group policies and subscriber contracts providing benefits for certain mental or nervous disorder treatments in a hospital to provide reimbursement for the services if performed by a licensed consulting psychologist. PETTY, SKOGLUND

**Chap. 357-S.F. 679** Authorizes the commissioner of the Iron Range Resources and Rehabilitation Board to exercise certain powers to finance certain projects and programs within taconite tax relief areas through bonding and the use of tax increments; requires project approval or modification by the IRRR Board and Legislative Advisory Committee review; requires approval of tax increment financing projects by affected municipalities or counties; requires approval by the governor of all projects; provides that obligations issued are not to be state debt. DICKLICH, BEGICH

**Chap. 375-S.F. 1189** Exempts personnel consulting firms from employment agency licensing requirements under certain conditions; requires certain search firms to submit certain statements to the labor and industry commissioner, to pay a registration fee and to furnish a surety bond upon establishment; and provides a penalty. FREEMAN, OGREN

## Education

**Chap. 28-H.F. 236** Clarifies the temporary certificate requirement exemption for physicians attending the graduate program of the Mayo Foundation. BISHOP, BRATAAS

**Chap. 29-H.F. 252** Exempts graduate dentistry programs of the U of M and the Mayo Foundation from laws governing practicing dentists. BISHOP, BRATAAS

**Chap. 163-H.F. 159** Requires school boards to adopt district-wide school discipline policies including rules of conduct for pupils and grounds and procedures for removal from class; requires teacher, pupil, parent and community participation in policy development; requires policy components to include procedures for early detection of behavioral problems and for referral of pupils needing special education services; and requires annual review of the policy and enforcement by principal and licensed employees. RODRIGUEZ, C., HUGHES

**Chap. 166-H.F. 605** Requires the Higher Education Coordinating Board, in cooperation with the vocational education, community colleges and state university boards and the U of M Regents, to recommend to the legislature measures to assure credit transferability among the systems; requires students to be entitled to complete programs according to requirements existing at the time of entrance to the program for certain periods of time; and requires the boards to study and report to the legislature problems concerning clarity and frequency of change of institutional and program requirements and to develop guidelines for students. PIEPHO, TAYLOR

**Chap. 258-H.F. 1283** Omnibus higher education appropriations bill. RICE, WILLET

**Chap. 314-H.F. 92** Omnibus school aids bill. NELSON, K., NELSON, T.

## Elections

**Chap. 62-H.F. 552** Recodifies the municipal elections law for cities and certain towns. MINNE, PETERSON, D.C.

**Chap. 112-S.F. 246** Reduces the election filing fee for soil and water conservation district supervisors. BERNHAGEN, DEN OUDEN

**Chap. 124-H.F. 513** Changes certain voting registration procedures including requiring the date of birth on voter registration cards and deleting the requirement for duplicate registration cards; prohibits the date of birth inclusion on registered voter lists available for examination or purchase; requires public bodies to make certain facilities, including parking, available for elections; authorizes a fee for use; and changes the time requirement for the locking of voting machines after elections. MINNE, PETERSON, D.C.

**Chap. 126-H.F. 673** Permits federal, state, municipal or county employees or officers to serve as election judges; permits time off from work to serve as an election judge; provides that mileage compensation for presidential electors be according to a certain Employee Relations Department plan; and provides for compensation to election judges for attendance at certain training sessions. OSTHOFF, PETERSON, D.C.

**Chap. 168-S.F. 281** Changes the date for election precinct caucuses and prohibits various public meetings and university and college events on major political party precinct caucus nights. POGEMILLER, OSTHOFF

**Chap. 191-H.F. 794** Adopts the present legislative apportionment plan with minor alterations. OSTHOFF, VEGA

**Chap. 253-H.F. 653** Makes procedural changes in election laws including election judge duties, mileage compensation for presidential electors and the form of certain ballots; removes or clarifies obsolete and inappropriate language; rearranges certain provisions; provides for optional absentee voting; and requires secretary of state rules for uniform recount procedures. OSTHOFF, HUGHES

**Chap. 303-H.F. 553** Changes certain election procedures, requirements and time limits including those for ballots, candidate withdrawals, appointment of election judges, canvassing, election hours and service of notice of election contest; prohibits certain state public meetings on state primary or general election days; and requires county auditor offices to be open for absentee ballot application and casting purposes for a certain period of time on certain days prior to primary or general elections. OSTHOFF, HUGHES

## Employment

**Chap. 41-S.F. 589** Requires persons employed exclusively as farm laborers to be included under provisions relating to prompt payment of wages. VEGA, RODRIGUIZ, F.

**Chap. 60-H.F. 459** Alters the exclusion of farm unit or operation workers under the definition of employee for purposes of the Fair Labor Standards Act for wage and compensation standards; and reenacts a certain overtime provision. RODRIGUEZ, F., VEGA

**Chap. 95-H.F. 511** Exempts certain farm silo construction workers or installers of silo equipment from wage overtime provisions under certain conditions. GRABA, STUMPF

**Chap. 122-H.F. 194** Provides a state minimum wage exemption for county child care employees residing in single family residences owned by county home schools under certain conditions. ST. ONGE, WILLET

**Chap. 161-S.F. 927** Removes clerical or similar workers employed by I.S.D. #709, Duluth, from civil service. SOLON, GUSTAFSON

**Chap. 193-H.F. 859** Redefines categories of military service into state, federally funded, state and federal active service for purposes of limiting state liability for workers' compensation claims, tort claims and special compensation payments; reenacts the authority of the adjutant general to contract for repair, restoration and preservation of regimental battle flags, standards and guidons in the state capitol; and clarifies applicability of the state's uniform code of military justice. KOSTOHRYZ, BERTRAM

**Chap. 209-H.F. 599** Authorizes the commissioner of labor and industry, under the Fair Labor Standards Act, to require employer records relating to wages, hours and other conditions of employment to be delivered personally or by certified mail; and provides penalties for employers failing to maintain required records or fulfill certain posting requirements. MURPHY, KROENING

**Chap. 268-H.F. 870** Authorizes the commissioner of economic security to adopt rules relating to the administration of programs for which the commissioner is responsible. RODOSOVICH, POGEMILLER

**Chap. 287-H.F. 575** Creates a state compensation insurance fund as a nonprofit independent public corporation to provide workers' compensation insurance to employers; provides for a board of directors, manager, surety bonds, and state compensation account; authorizes sale of fund insurance by certain licensed private insurance agents; requires manager and labor and industry commissioner reports; ratifies state and U of M labor agreements and other plans; ratifies changes in the state unit composition schedule; and provides for the continuing treatment of employees in a certain unit as supervisory employees for certain purposes. SIMONEAU, CHMIELEWSKI

**Chap. 290-H.F. 274** Omnibus workers' compensation bill. SIMONEAU, CHMIELEWSKI

**Chap. 307-S.F. 541** Establishes emergency jobs programs for certain economically disadvantaged persons in counties with unemployment higher than the national average; provides jobs through public works projects; permits county boards to set working hours, benefits and payment terms; permits Hennepin County Personnel Board members to serve as political party delegates. KROENING, SARNA

**Chap. 316-H.F. 242** "Employee Right to Know Act of 1983"; requires manufacturers of toxic substances to provide certain information to purchasers; requires employers using toxic substances to provide employees with certain training and information; provides specific provisions for the waste disposal business, certain agricultural operations, hospitals and laboratories; creates a right to refuse to work under conditions believed to present imminent danger; requires hazardous substance labels, data sheets and protective equipment under certain conditions; prohibits the waiver of any employee rights under the Occupational Safety and Health Act; provides penalties; provides protection for trade secrets; and defines the Act's relationship to bargaining agreements. CLARK, K., DICKLICH

**Chap. 322-H.F. 537** Provides for the inclusion of certain community college and state university faculty members and employees in the definition of employee under the Public Employment Labor Relations Act; excludes Metropolitan State University faculty members, certain short term employees and graduate assistants; and continues final offer arbitration for certain public employees. SIMONEAU, PEHLER

**Chap. 334-H.F. 857** Creates the Minnesota Job Skills Partnership to work with employers to train and place workers; allows educational institutions or other nonprofit institutions to develop training programs to fill employer requirements; provides grants for training displaced workers and requires a business match; establishes a board of directors; sets grant guidelines, including preference to institutions serving economically disadvantaged, minorities or victims of economic dislocation; permits use of federal moneys; and allows the Legislative Advisory Commission to expand funds upon board approval. BRANDL, MOE, R.D.

**Chap. 339-H.F. 1067** Authorizes the commissioner of economic security to accept gifts, payments for services and other public and private funds to finance department activities; modifies certain summer youth employment program provisions including payment of certain costs; deletes certain language relating to compliance with federal rules for residential weatherization program grants; modifies

the weatherization program reporting requirement of the commissioner and extends the deadline; and provides for allocation of economic opportunity grants and community service block grants. NEUENSCHWANDER, DIETERICH

**Chap. 364-S.F. 862** Relates to the Public Employees Labor Relations Act; decreases the number of days per year certain temporary or seasonal employees must work to be covered; excludes temporary or part time employees who are full time students under a certain age; requires the Bureau of Mediation Services director to approve removal of employees from nonsupervisory bargaining units to designate them as supervisory employees; provides that the duty of public employers to negotiate with exclusive representatives is not to be restricted by municipal charter, ordinance or resolution; and requires the director to set time and place of mediation hearings. CHMIELEWSKI, BEGICH

**Chap. 372-S.F. 1011** Comprehensive unemployment compensation bill. CHMIELEWSKI, RIVENESS

## Energy and Housing

**Chap. 142-H.F. 830** Requires manufactured home sales license applicants to provide evidence of having had prior experience working with a licensed dealer; adds an appeals provision relating to license denial, suspension or revocation; clarifies the prohibition of net listing agreements; corrects cross references; and removes reference to "officer of a corporation" in certain provisions relating to corporate dealer liability. VOSS, PETERSON, D.C.

**Chap. 179-H.F. 189** Requires public utilities with revenues over a certain amount to operate at least one program making investments and expenditures in energy conservation improvements, to take into consideration the needs of renters and low income persons; requires energy conservation improvements to include renewable resources meeting certain standards; requires a pilot program in renewable resource investments; permits DEP participation in certain PUC rate issue hearings; requires DEP and Public Service Dept. to prepare testimony to encourage energy conservation improvements; requires PUC rate design policy to include descriptions of energy conservation improvements; and requires rates to be set to encourage conservation. OTIS, VEGA

**Chap. 185-H.F. 441** Increases the maximum return to limited dividend mortgagors; increases the maximum amount for Housing Finance Agency rehabilitation loans; permits loans to for-profit sponsors and participation with financial institutions in making certain loans; provides for sale of certain certificates relating to securing loans; authorizes compliance or noncompliance with conditions necessary for interest exemption from federal tax; provides bond and note criteria and amount; authorizes reserves against losses on loans made from certain combined funds; provides for a multifamily development assistance fund; combines certain bonding categories; clarifies certain powers and duties; and provides for municipal housing bond sale. VELLENGA, KROENING

**Chap. 201-S.F. 601** Exempts interest earned on certain funds to be expended for housing finance agency housing programs for Indians in the city of Duluth from the requirement of combining funds with money from other sources and with bond sale proceeds. ULLAND, GUSTAFSON

**Chap. 206-H.F. 294** Permits manufactured home owners to make in-park sales of homes more than fifteen years old; requires residents or their agents selling mobile homes to disclose in writing certain safety information including information on windows, smoke detectors, electrical wiring, furnace compartment and hot water heater lining, fireplace and blocking supports; requires the disclosure form to include certain recommendations to buyers; and requires buyer to bring mobile home into compliance with certain standards within certain time periods. VOSS, NOVAK

**Chap. 215-H.F. 102** "Mortgage Moratorium"; relates to agricultural and residential homesteads; extends the time to cure a mortgage or contract for deed default; provides for postponement of certain mortgage foreclosures, contract for deed terminations and execution of real property sales under certain conditions; provides for notice requirements; provides for a petition to district court, court orders and findings; sets compromise agreements; sets a redemption period

reduction; provides for certain partial payments; alters terms and hearings; and sets limits. BERGSTROM, DICKLICH

**Chap. 228-S.F. 427** Changes the term "fixed flat glazed panels" immediately adjacent to a building entrance or exit doors to "operable" and "inoperable" glazed panels; establishes new requirements for the panels; and exempts certain hospitals from the state building code requirement for automatic or self-closing doors on certain patient rooms. ADKINS, MURPHY

**Chap. 231-S.F. 639** Classifies data furnished to the Dept. of Energy, Planning and Development by coal or petroleum suppliers pursuant to the state set-aside program as nonpublic; redefines earth sheltered; and changes the due date of the energy policy and conservation report. FRANK, PIPER

**Chap. 309-S.F. 554** Changes provisions for the appointment of commissioners of multicounty housing authorities; allows all Marshall City Council members to serve on the HRA; creates the Public Housing Commission of the city of Marshall to administer certain federally funded housing programs; and sets limits. MEHRKENS, SVIGGUM

**Chap. 323-H.F. 549** Establishes a loan program to fund school energy conservation expenditures; provides for administration by DEPDP with transfer to the Minnesota Energy Authority upon creation; requires approval to be based on certain conditions including economic feasibility, assurance of efficient operation and of financing by levy or other source; provides for payments to be credited to the state building fund; requires rules to include program monitoring and evaluation guidelines; permits proceeds of certain capital expenditure levies and school district energy conservation levies to be used to repay loans; and authorizes a state bond issue. OTIS, NELSON

## Governmental Operations

**Chap. 1-H.F. 14** Delays submission of the governor's budget message to the legislature. EKEN, MOE, R.D.

**Chap. 39-S.F. 351** Changes the words "are confined to wheelchairs" to the words "have mobility impairments requiring the use of a wheelchair" in the civil service statute. WEGSCHEID, KNUTH

**Chap. 66-S.F. 402** Transfers the Soil and Water Conservation Board from the Department of Natural Resources to the Department of Agriculture. DAVIS

**Chap. 79-S.F. 322** Authorizes the state auditor, at the request of soil and water conservation district supervisors, to contract for annual audits by certified public accountants; and provides for the audit to be conducted only every four years if the auditor determines an annual audit to be unnecessary. DE CRAMER, ERICKSON

**Chap. 81-S.F. 372** Provides for payment of various claims against the state for medical expenses, legal expenses, erroneous commitments to correctional facilities, uncompleted transportation projects and veterans' bonuses. DAHL, BERKELMAN

**Chap. 99-H.F. 741** Modifies certain duties of county recorders; modifies certain fee provisions; and permits certain documents relating to mortgage foreclosure to be filed with either the county recorder or registrar of titles. DEMPSEY, PETERSON, R.W.

**Chap. 120-S.F. 1198** Provides for deficiencies in appropriations for the expenses of the Legislative Coordinating Commission relating to certain unemployment compensation costs, the Dept. of Natural Resources relating to certain workers' and unemployment compensation costs, the Dept. of Labor & Industry relating to certain workers' compensation costs, the U of M relating to county indigent patient costs and the Dept. of Public Welfare relating to income maintenance costs. WILLET

**Chap. 137-H.F. 482** Requires certain printed materials prepared or distributed at the direction of a governing body relating to agenda items of open meetings to be available for inspection by the public; excepts materials not classified as public and materials for certain closed meetings; provides a civil penalty for violation; and provides for enforcement. WYNIA, PETERSON, D.C.

**Chap. 138-H.F. 684** Exempts rules relating to wild animals from the requirement of approval by the revisor of statutes and related procedures. BEARD, JUDE

**Chap. 145-S.F. 568** Provides for a permanent job sharing program within state government to be coordinated by the commissioner of employee relations and provides that positions be governed by the applicable collective bargaining agreement or plan. BERGLIN, KNUTH

**Chap. 150-H.F. 360** Transfers the authority to appoint the commissioner of education from the state board of education to the governor. MC EACHERN, NELSON

**Chap. 188-H.F. 491** Relates to administrative rulemaking; requires agency consideration and incorporation, under certain conditions, of certain methods to reduce the impact of permanent rules on small business; requires documentation in the statement of need and reasonableness; requires the agency to provide an opportunity for a small business to participate in rulemaking; provides that rules are not to be adopted if the agency fails to comply; requires periodic agency review of current rules; provides for exemptions; and requires the Legislative Commission to Review Administrative Rules to supervise and report on implementation. OTIS, PETERSON, C.C.

**Chap. 210-H.F. 745** Administrative Procedure Act provisions; clarifies duties of the revisor of statutes relating to approving the form of administrative rules; requires the chief hearing examiner to advise the revisor of actions correcting defects; requires the attorney general to send statements of reasons for rule disapproval to the revisor, agency, LCRAR and chief hearing examiner; provides for notice requirements; increases the time period for adopting rules under certain conditions; applies the deadline to rules adopted without public hearing; modifies the sending of rule compilations to libraries; and allows the use of tape recording devices in hearings. BERKELMAN, LUTHER

**Chap. 255-H.F. 836** Requires state departments and agencies submitting reports of publications to the legislative reference library to supply certain bibliographic information including complete title, authorship, publisher and the date and place of publication. CLAWSON, FRANK

**Chap. 260-S.F. 428** Extends the expiration date of certain advisory committees and councils; sunsets or abolishes certain commissions, committees, councils and task forces; changes certain mandated advisory councils, committees, boards and task forces to authorized task forces; modifies certain memberships, terms and duties; modifies task force expiration; requires legislative study of advisory group status; makes the Council for the Handicapped permanent, changes membership and terms, modifies the definition of handicapped persons, and clarifies duties and purpose. POGEMILLER, KNUTH

**Chap. 269-S.F. 72** Authorizes the commissioner of public safety to provide administrative support services to the Board of Peace Officer Standards and Training; requires the board to adopt rules establishing procedures for investigating and resolving allegations of misconduct by persons licensed by the board; provides for assistance to local units and state law enforcement agencies in establishing procedures; requires the superintendent of the Bureau of Criminal Apprehension to include instruction in the development of procedures for investigation and resolution upon board request; and prohibits peace officers informally admitted to treatment facilities for chemical dependency from possessing pistols without a certain certificate. WEGSCHEID, CLARK, J.

**Chap. 277-S.F. 616** Modifies the definition of handicapped person; reduces the number of members on the Council for the Handicapped; changes the composition and terms; makes the council permanent; and clarifies the duties of the executive director and the purpose and duties of the council and its committees. SOLON, CLARK, K.

**Chap. 289-H.F. 300** Reorganization of state government; creates an Office of Debt and Loan Management in the Finance Dept. and an Export Finance Agency and Export Information Office in the Agriculture Dept.; reorganizes the Commerce Dept. and DEPDP; places certain consumer services duties under the attorney general including utility rates and service; places rural credit records and duties under DNR; provides for environmental permits coordination by the Bureau of Business Licenses; provides for large energy facility certification by PUC; establishes Office of Tourism; establishes Energy and Economic Development Authority to replace Small Business Finance Agency; provides for an economic development fund for small business loans; establishes an Energy Intervention Office in the Public Service Dept.; and provides for employment of unemployed or eco-

nomically disadvantaged persons in municipal industrial development projects. OTIS, VEGA

**Chap. 299-S.F. 415** Sets salaries for constitutional officers, agency heads and certain judicial positions; requires the governor to recommend salaries of certain agency heads; provides LCER approval; establishes a compensation council; sets expense allowance and salary limits; prohibits cash payment prior to separation for accumulated vacation pay under certain compensation plans; provides managerial plan modifications; expands employee relations commissioner salary setting authority; removes certain board and commission salary setting authority; ratifies state and U of M labor agreements; and requires the LCC to set IRRRB commissioner salary. MOE, D.M., SIMONEAU

**Chap. 301-H.F. 1290** Omnibus state departments appropriations bill. RICE, WILLET

**Chap. 305-S.F. 164** Removes the requirement of Senate confirmation of appointments to certain boards and commissions; changes the time requirement for filing an economic interest statement with the Ethical Practices Board in Senate confirmation cases; requires the Board to send a copy of the statement to the secretary of state and the presiding officer of the body approving the nomination; limits terms of certain holdover appointees; and establishes a procedure for Senate confirmation of appointments. MOE, D.M., NORTON

**Chap. 317-H.F. 253** Clarifies certain provisions regarding the term of the legislative auditor and requires the legislative auditor to review certain auditing contracts made by state departments, boards, commissions or other state agencies with public accountants. NORTON, MOE, D.M.

**Chap. 343-H.F. 1308** Reduces appropriations to certain state departments and agencies for certain purposes; provides a deficiency appropriation to the commissioner of public welfare for medical assistance; cancels the family farm security program special account and the reassessment revolving fund for payment of special assessors to the general funds; and provides for delay of certain payments to the U of M. RICE, WILLET

**Chap. 344-H.F. 1310** Appropriates money and authorizes the sale of state building bonds for the acquisition and betterment of public lands and buildings. RICE, WILLET

**Chap. 355-S.F. 607** Provides for state employee salary or wage deductions for contributions to certain registered combined charitable funds by written request; provides for charitable organization option to offer designated contributions; sets registration procedures including disclosure and annual report requirements; requires a list of charitable agencies receiving funds; requires the commissioner of securities and real estate to register applications; and requires the commissioner to set rules. SPEAR, CLAWSON

**Chap. 360-S.F. 767** Authorizes the purchase of prior service credit from the Minnesota State Retirement System by certain employees or former employees of the legislature or of joint legislative agencies or commissions; establishes employee and employer contributions and certification; and authorizes the transfer of employee and applicable employer contributions to the supplemental fund for certain legislative employees transferring from the Revenue Dept. PETTY, SIMONEAU

Board access to certain medical data; provides immunity from self incrimination; permits temporary license suspension without a hearing under certain conditions; authorizes a fee for continuing education sponsors; and exempts registered dental assistants and certain professional corporations from business licensing review. BERKELMAN, DIESSNER

**Chap. 141-H.F. 598** Clarifies the county of financial responsibility for payment of costs of certain temporary confinements in state hospitals and provides for payment in disputes over the county responsibility pending settlement by the commissioner of public welfare. RODOSOVICH, DIESSNER

**Chap. 151-H.F. 490** Sets standards for determining the county of financial responsibility for medical assistance, supplemental aid and community social service purposes and provides for redetermination for certain former medical assistance recipients under certain conditions. GRUENES, JOHNSON, D.E.

**Chap. 157-H.F. 958** Requires the commissioners of health and public welfare to review the 1982 Minnesota Long Term Care Plan and prepare a report to the legislature addressing progress on implementation, modifications of recommendations and an analysis of options to establish a state mechanism for addressing long term care policy issues on an ongoing basis. RODOSOVICH, DE CRAMER

**Chap. 164-H.F. 519** Abolishes the funding priority for Public Welfare Dept. grants to be given to counties for residential facilities for adult mentally ill persons. CLAWSON, DICKLICH

**Chap. 199-S.F. 695** Requires a moratorium on certification of new nursing home beds, changes status of existing beds and licensing of nursing homes; provides for exceptions; provides for monitoring and analysis by commissioners of health and public welfare; requires DEP D report; increases the maximum fine for correction order non-compliance; sets up an interagency board for quality care assurance, inspections, development of methods for determining resident care needs, and enforcement; includes boarding care homes in the preadmission screening program; extends the deadline for medical assistance eligibility; requires the public welfare commissioner to establish sliding fee schedules for certain alternative care recipients and new rules to determine nursing home payment rates for medical assistance recipients; prohibits charging private paying patients rates exceeding those approved for medical assistance recipients; requires nursing homes to report certain information to the commissioner; provides for appeals; and creates a legislative commission on long term health care. BERGLIN, CLAWSON

**Chap. 205-H.F. 290** Authorizes cities or counties to operate as health maintenance organizations, and requires the establishment of an elected enrollee advisory body to the organization. STATEN, KROENING

**Chap. 221-S.F. 263** Requires accident and health insurance policies and contracts providing reimbursement for treatment or services of licensed physicians to provide reimbursement for treatment and services of licensed registered nurses certified in advanced nursing practice on an equal basis with other licensed health professional services and defines advanced nursing practice to include acts performed by nurse anesthetists, nurse midwives, nurse practitioners and clinical nurse specialists. LANTRY, WYNIA

**Chap. 237-S.F. 800** Provides for the retention of certain portions of individual permanent hospital medical records on photographic film; authorizes destruction of other portions after a certain period of time; requires the maintenance of all portions of individual medical records of minors for a certain period of time following the age of majority; and requires the health commissioner to enumerate types of permanent records. PETERSON, R.W., BRANDL

**Chap. 248-H.F. 365** Clarifies the rights and responsibilities of patients and residents in health care facilities including the rights to certain information, participation in planning treatment, continuity of care, refusal of care, freedom from abuse, confidentiality of records, grievances and privacy; authorizes resident advisory councils; restricts requirements for patients or residents to perform services for the facility; prohibits arbitrary transfers or discharges; authorizes the deletion of certain sections in posted bill of rights with notation; provides for complaints to the office of health facility complaints; and provides for compliance exemption for certain emergency conditions. CLARK, K., BERGLIN

**Chap. 249-H.F. 375** Authorizes the commissioner of public welfare to establish pilot community work experience demonstration programs to assist public welfare recipients in achieving self sufficiency through meaningful work experience and job search skill development; provides that the commissioner's duties include assistance to counties in program implementation and evaluation, rule-

## Health and Human Services

**Chap. 10-S.F. 24** Changes the term "epileptic" to "person having epilepsy" in Minnesota statutes. LANTRY, REIF

**Chap. 70-H.F. 342** Modifies provisions for the licensing of dentists, dental hygienists and assistants; increases the powers of the Board of Dentistry relating to license denial, suspension and revocation; sets a time limit for license application following completion of exam or professional training; permits the Board to require a dentist, dental hygienist or assistant to submit to a mental or physical exam or chemical dependency assessment under certain conditions; permits

making and seeking of certain federal waivers; and requires a report to the legislature. BLATZ, SAMUELSON

**Chap. 264-H.F. 582** Clarifies the powers and duties of the commissioner of corrections; allows certain inmate functions with the written permission of the chief executive officer of the facility; allows the commissioner to place juveniles and adults at the same minimum security facility under certain conditions; provides for the costs of transporting juvenile delinquents committed to the custody of the commissioner; authorizes the use of necessary force to prevent escape; requires the commissioner to issue warrants to peace officers requiring immediate custody and return of escaped inmates; provides for the supervision of gross misdemeanor probationers; and removes archaic language. KELLY, POGEMILLER

**Chap. 271-S.F. 253** Retroactively and prospectively exempts medical assistance vendors having current risk-based contracts with the public welfare commissioner under which payment is made on a prospective capitation basis from the four percent medical assistance payment reduction. BERGLIN, SWANSON

**Chap. 274-S.F. 412** Provides for supervision and control of parolees and persons on supervised or work release by the commissioner of corrections; transfers duties and powers of Corrections Board to the commissioner, including duties relating to final discharge, deputization of out-of-state agents and appointment of parole agents; provides rulemaking authority for conditional release and final discharge; removes expiration date on contracts with U.S. attorney general and counties for temporary detention of certain pretrial detainees; requires state reimbursement to counties of foster care costs for certain delinquent juveniles; reduces certain sentences; defines second or subsequent violation or offense; and provides for Ramsey County corrections services administration. MOE, D.M., STATEN

**Chap. 278-S.F. 723** Provides guidelines for the consideration of race and ethnic origin in foster care and adoption placement; requires initial foster care or adoption placement preference to be with a relative of the child; requires adoption placement with a family meeting religious preference of genetic parent upon request; requires recruiting of minority foster and adoptive families; requires record-keeping and periodic review; requires DPW annual foster care report; requires the commissioner and adoption agencies or county welfare departments to determine whether proposed foster or adoption homes meet certain preferences; requires court orders for disposition of neglected or dependent children to contain written findings of compliance with certain requirements; establishes a foster care and adoption advisory task force; and sets DPW rules. BERGLIN, STATEN

**Chap. 295-S.F. 1003** Permits the commissioner of public welfare to participate in social health maintenance organization demonstration projects to determine if combined prepayment and alternative services are effective and cost containing; provides for case management by providers; permits medical assistance recipients to enroll in the project; provides for development of payment method by the commissioner in consultation with local project staff and a federal office; and waives nursing home preadmission screening requirements for project participants. PETTY, BRANDL

**Chap. 304-S.F. 87** Provides for arrest information, child abuse or neglect report and investigation results to be made available to public welfare commissioner for day care or residential facility licensing purposes; provides for local welfare agency demonstration of cause for license denial or revocation, with the burden of proof on the licensee; provides for guardianship and legal custody of children of deceased parents; and exempts eligibility for day or foster care licenses from criminal offenders rehabilitation law. PETTY, WYNIA

**Chap. 308-S.F. 545** Relates to child support enforcement; requires that a court order for continuing child support is to remain in effect for former AFDC recipients under certain conditions; provides that a natural mother is to have sole custody of a child born out of wedlock until paternity is established; provides for the father's right to visitation; provides for the public welfare commissioner to be a party to certain actions; provides for blood tests of certain persons, with results conclusive evidence as to paternity; requires alleged father to pay support under certain conditions; establishes child support guidelines for AFDC recipients; establishes income withholding order, employer expenses, and notice of termination; provides for cost-of-living adjustments; and includes parents of children born out of wedlock and the children under domestic abuse laws. BERGLIN, BRANDL

**Chap. 310-S.F. 620** Requires the commissioner of public welfare to establish a statewide program of grants to county boards to provide

for semi-independent living services for the mentally retarded; provides for board application, criteria, and commissioner approval; requires the commissioner to allocate funds to finance a certain percentage of the county's costs and to adopt rules governing application, approval, grant allocation and program and financial statement maintenance by recipients; provides for collection of data and a report to the legislature regarding program effects on reducing the number of mentally retarded in state hospitals and intermediate care facilities; and requires use of federal funds and reasonable efforts to hire certain displaced state hospital workers. WEGSCHEID, CLARK, K.

**Chap. 312-S.F. 1234** Omnibus welfare, corrections and health appropriations. WILLET, RICE

**Chap. 346-S.F. 159** Clarifies certain provisions relating to chiropractic practice; requires Board of Chiropractic Examiners rules to protect the health, safety and welfare of the public and to govern chiropractic practice under certain conditions; Board expenditures and revenues to be managed according to statewide accounting principles; provides additional grounds for license denial, revocation or suspension based on inability to practice with reasonable skill and safety due to mental or physical condition; and creates a legislative commission to study and report on the use of venipuncture for diagnostic purposes. SAMUELSON, OGREN.

## Judiciary

**Chap. 6-S.F. 26** Provides a criminal penalty for the false declaration of automobile or motorcycle insurance coverage and requires the commissioner of public safety to include notice of penalties on registration forms. SPEAR, LONG

**Chap. 7-S.F. 71** Changes obsolete terms relating to "illegitimacy" and "birth out of wedlock" in statutes relating to children and family. LANTRY, VELLENGA

**Chap. 8-S.F. 25** Prohibits the adulteration of substances intended for use by persons with substances causing death, bodily harm or illness; prohibits the distribution or sale of adulterated products with intent to cause death, bodily harm or illness; and prescribes penalties. SPEAR, STATEN

**Chap. 12-S.F. 121** Provides a penalty for the operation of a motor vehicle, aircraft or watercraft in a negligent manner while under the influence of alcohol or controlled substance which results in death or substantial bodily harm. POGEMILLER, NELSON, K.

**Chap. 13-S.F. 195** Increases the mileage allowance paid to court witnesses; increases the fee paid to witnesses in criminal cases; provides for a fee and mileage allowance to be paid to witnesses in juvenile proceedings; and provides for compensation to the parent or guardian of a minor witness under certain conditions. SPEAR, LONG

**Chap. 20-S.F. 152** Eliminates certain obsolete provisions relating to conciliation courts, traffic violations bureaus and ordinance violations bureaus. KNAAK, BENNETT

**Chap. 25-H.F. 79** Requires the juvenile court to order references for prosecution of juveniles who have previously been referred for prosecution on a felony charge as an adult under certain circumstances except if a prior reference was for the same case or the child was acquitted of the offense for which prosecuted under the reference and permits the head of a juvenile detention facility to require separate detention of a child believed to have been previously prosecuted for a felony. CLARK, J., POGEMILLER

**Chap. 30-H.F. 298** Provides that findings of fact are conclusive if supported by sufficient recorded evidence in hearings and appeals conducted by the St. Paul Human Rights Commission. VELLENGA, LANTRY

**Chap. 40-S.F. 552** Clarifies the duties of the clerk of court regarding the preparation of necessary papers when a person is sentenced for a felony or gross misdemeanor to the custody of the corrections commissioner or to the superintendent of a work house or work farm. SOLON, GUSTAFSON

**Chap. 51-S.F. 233** Requires guardians and conservators to file annual reports on the medical, living, mental and emotional conditions of their wards or conservatees. SPEAR, CLAWSON

**Chap. 52-S.F. 240** Includes intrafamilial sexual abuse in the definition

of domestic abuse; includes former spouses, persons presently or formerly living together and persons having a child in common in the definition of family or household members; requires a protection order to be forwarded to the local law enforcement agency; requires arrest without warrant by peace officer having probable cause to believe a protection order has been violated; provides that officers are not liable for failure to arrest; and requires a summons and hearing for alleged protection order violations. REICHGOTT, CLARK, J.

**Chap. 92-H.F. 325** Revises and clarifies certain provisions relating to the registration of real property by certificate of title or of possessory title including boundary line determination by registered land surveyor, outstanding mechanics lien rights and surrender of duplicate certificate for an exchange certificate. ELLINGSON, REICHGOTT

**Chap. 93-H.F. 406** Allows prevailing parties in civil actions in district court and in certain mortgage foreclosure proceedings to recover reasonable disbursements, including fees and mileage paid for service of process by a county sheriff or by a private person. NORTON, PETERSON, R.W.

**Chap. 103-H.F. 804** Authorizes district court reporters to charge transcript fees in addition to their salary; removes language exempting the Fourth Judicial District from the transcript fee provision; and authorizes the chief judge of each judicial district to annually establish new fee ceilings. COHEN, SIELOFF

**Chap. 109-H.F. 602** Provides for nonpossessory mechanics liens on aircraft under certain conditions; details the filing procedure; requires liens to be secured transactions under the Uniform Commercial Code, and provides exemptions. MARSH, PEHLER

**Chap. 127-H.F. 730** Prohibits the operation of a motor vehicle in this state by residents or nonresidents whose licenses have been revoked, suspended, or canceled until Minnesota driving privileges have been reinstated, and repeals the automatic Minnesota driving privilege reinstatement for nonresidents whose home state driving privileges have been reinstated after suspension or revocation resulting from a Minnesota conviction. SEGAL, WEGSCHEID

**Chap. 134-S.F. 1067** Exempts persons from arrest for driving while under the influence of alcohol or controlled substance if the violation occurred while participating in supervised research or demonstration programs through the Highway Safety Center. PEHLER, MARSH

**Chap. 136-H.F. 190** Provides for the appointment of a former court commissioner by county courts of the Third or Fifth Judicial districts to solemnize marriages in Brown, Dodge, Fillmore and Olmsted counties. FRERICHS, BENSON

**Chap. 139-H.F. 529** Provides that prosecution for or conviction of the crime of kidnapping does not prohibit prosecution for any other crime committed during the kidnapping. COLEMAN, REICHGOTT

**Chap. 140-H.F. 592** Provides a penalty for failure to relinquish a coin operated telephone for an emergency or for falsely stating that the coin operated phone is needed for an emergency. CLAWSON, PETERSON, R.W.

**Chap. 144-S.F. 44** Redefines "child" to include an individual under age 20 who is still attending secondary school for purposes of child support. NELSON, PIPER

**Chap. 152-H.F. 530** Provides that conviction or acquittal of a crime in another jurisdiction does not prohibit prosecution in this state when the act or omission constitutes a crime in both the other jurisdiction and this state, unless the elements of both law and fact are identical. COLEMAN, REICHGOTT

**Chap. 159-S.F. 756** Removes bars to certain negligence actions by expanding the definition of peace officer relating to the common law doctrine known as the "fireman's rule." MERRIAM, VOSS

**Chap. 169-S.F. 752** Prohibits assaulting a peace officer and prescribes penalties. DAHL, HOBERG

**Chap. 175-H.F. 74** Increases certain fees charged by notaries public. BRANDL, PETTY

**Chap. 177-H.F. 166** Provides for prosecution of certain violations including certain DWI violations and fleeing a peace officer; provides for witness fee payment to city police officers by the city in prosecution of certain crimes; permits county board and attorney agreements with private attorneys, except Ramsey and Hennepin counties, for prosecution of certain violations including those pursuant to contracts for county prosecution of municipal ordinance, rule or regulation and charter violations; authorizes city agreements for county prosecution of violations; provides for the disposition of fine proceeds; and provides exceptions and specific provisions for Chisago and Anoka counties. BRINKMAN, BERTRAM

**Chap. 189-H.F. 540** Creates the crimes of unlawfully obtaining services from providers of regular route transit and unlawfully interfering with a transit operator in the performance of duties; prescribes

penalties, with an increased penalty for violation accompanied by force or violence or a communication of a threat of force or violence; prohibits certain rider activities including certain radio operation, smoking, eating, littering and certain disruptive behavior; and provides penalties. CLARK, J., JUDE

**Chap. 204-H.F. 114** Changes the maximum penalties for crimes of criminal sexual assault and of intrafamilial sexual abuse; changes the definition of actor under intrafamilial sexual abuse; changes the penalties for distribution of obscene materials; prohibits the use of minors in sexual performances; prohibits dissemination and possession of works depicting minors in sexual performances; and sets forth definitions and penalties. LEVI, MERRIAM

**Chap. 216-H.F. 1124** "Revisor's Bill"; corrects erroneous, ambiguous, omitted, and obsolete references and text; eliminates certain redundant, conflicting, and superseded provisions; and provides instructions to the revisor. COHEN, JUDE

**Chap. 217-S.F. 50** Establishes new crimes relating to child abuse by a parent, legal guardian, caretaker, or facility operator or worker to include unreasonable restraint, malicious punishment and neglect; provides penalties; provides that reasonable apprehension of substantial bodily harm is a defense against prosecution relating to neglect by parent, guardian or caretaker; provides that spiritual means or prayer for treatment of diseases constitutes health care; allows for use of reasonable force or deprivation by parent, legal guardian, teacher or caretaker to lawfully restrain or correct the child or pupil; and permits the court to stay the sentence under certain conditions. PETTY, CLARK, J.

**Chap. 225-S.F. 280** Establishes standards and procedures for the release of information by financial institutions to government authorities; permits access to financial records by government agencies for law enforcement purposes, including worthless check investigation, by customer authorization, search warrant or subpoena; requires authority to notify customer; provides for delayed notice under certain conditions; sets forth the duty of financial institutions; regulates the use of information including transfer; provides that exceptions include access for loan purposes; provides procedures for opening checking accounts; and provides for worthless check collection, civil liability, conciliation court jurisdiction, and release of information. MERRIAM, QUINN

**Chap. 226-S.F. 297** Authorizes peace officer arrests without warrant based on probable cause in cases of domestic assault, threat with a dangerous weapon or fear of immediate bodily harm of spouses, former spouses and persons currently or formerly residing together; requires peace officers to notify victims of shelters, services and legal rights and remedies available; requires written peace officer reports of alleged incidents; provides for peace officer training in handling domestic violence; and provides that protection orders be served on arrested persons during detention under certain circumstances. PETTY, COLEMAN

**Chap. 229-S.F. 527** Clarifies immunity provisions for good faith compliance to the Child Abuse Reporting Act; prohibits employer retaliation against any person complying in good faith; retaliation by employer to be liable for damages; provides a penalty; provides for rebuttable presumption that adverse action within a certain number of days of report is retaliatory; and provides that adverse action includes discharge, suspension, termination or transfer from facility, school, agency or employment, demotion, pay reduction or restriction or prohibition of access. REICHGOTT, RIVENESS

**Chap. 233-S.F. 684** Marriage dissolution decree or instrument to be valid as security for any debt and to be exempt from the mortgage registry tax. BERGLIN, ELLINGSON

**Chap. 235-S.F. 769** Defines property exempt from attachment, garnishment, and levy of execution; provides for a time limit on creditor certification of certain partnership judgment satisfactions; requires notice to judgment debtors prior to delivery of funds owed to judgment debtor by a third party to satisfy creditor claims; increases small judgment debt limit; provides for an exemption notice within certain time limits; defines financial institution duties; defines bad faith claims; increases and indexes the amount of household goods exempt; clarifies and modifies certain exempt fund provisions; removes the restriction on the frequency of claiming certain exemptions; and provides penalties for certain violations. SPEAR, ELLINGSON

**Chap. 236-S.F. 782** Defines operation of a motor vehicle in a manner that endangers or is likely to endanger persons or property. WEGSCHEID, COLEMAN

**Chap. 238-S.F. 844** Changes the penalty for the theft of controlled substances. REICHGOTT, KELLY

**Chap. 239-S.F. 856** Requires certification by the municipality of certain unplatted properties prior to transfer by the county auditor and extends the right to restrict certain conveyances of partial parcels of platted land to any municipality. MERRIAM, JACOBS

**Chap. 243-S.F. 1146** Provides for judicial decisions of unconstitutionality for laws relating to automobile insurance basic economic loss deductions, barbers apprentices and survival of causes of certain actions on death of person against whom the action exists. JUDE, BISHOP

**Chap. 247-H.F. 330** Provides for the appeal of various matters to the Court of Appeals; provides for election compensation and travelling expenses of judges and for insurance and retirement benefits for judges and employees; and requires the revisor of statutes to report to the legislature on certain inconsistencies. CLAWSON, REICH-GOTT

**Chap. 251-H.F. 606** Clarifies definitions for commitment; clarifies public welfare commissioner duty to review correspondence rights of patients in regional facilities; permits persons under 16 to be informally admitted to a facility with parental consent; provides for emergency admissions of certain intoxicated or chemically dependent persons; provides for examination of persons hospitalized as chemically dependent; provides for involuntary return to facility after provision discharge revocation under certain conditions; requires a hearing for persons committed as mentally ill and dangerous; sets a time limit on certain special review board petitions; provides for DPW contracts with the federal government for care of Red Lake Chipewa Indians committed by tribal court order; and provides review board membership relating to chemical dependency treatment. CLAWSON, SPEAR

**Chap. 262-H.F. 218** Provides for crime victims' rights; requires the corrections commissioner, with the Crime Victims Reparations Board, to develop a victim services information plan, with no duplication of local services; expands the crime of tampering with a witness; provides for victim or survivor civil actions against offenders; makes certain court information available to victim crisis centers; requires notice to victim of any plea agreement; requires presence investigations to consider victim; provides the right for victims to appear at sentencing hearing, to recommend sentence and to request restitution; provides for monetary restitution from an inmate; and requires notice to victim of offender release. KELLY, DICKLICH

**Chap. 266-H.F. 667** Requires employers offering personal leave to employees becoming biological parents to allow personal leave on the same terms to employees becoming adoptive parents and provides for a minimum leave period. BLATZ, BENSON

**Chap. 273-S.F. 398** Expands definitions relating to vulnerable adults as home health agency service recipients and excludes certain outpatients; requires patient or guardian consent for reporting of abuse by persons prohibited by federal law from disclosing patient identifying information; requires that social service professionals and certain rehabilitation facility employees are persons mandated to report; provides certain aggression not to constitute abuse unless it causes serious harm; requires recording of incidents for periodic review; requires licensing agencies to prepare investigations memoranda containing certain information; provides for classification of all data collected, and prescribes availability to prosecuting authorities, law enforcement officials and welfare agencies; provides for record destruction; and exempts home health agencies from the abuse prevention plan requirement. SPEAR, CLAWSON

**Chap. 276-S.F. 529** Prohibits discrimination on the basis of disability; defines disability to include physical or mental impairments; defines discrimination to include refusal to provide reasonable accommodation in employment and failure to ensure physical or program access to public services including transportation; defines reasonable accommodation; specifies factors to be considered in providing access; and clarifies the meaning of a change in the time for filing certain discrimination suits in district court. SPEAR, GREENFIELD

**Chap. 279-S.F. 879** Increases the mileage allowance for jurors to 24 cents per mile. WEGSCHEID, RODRIGUEZ, C.

**Chap. 280-S.F. 923** Includes the public library, regional public library system and multicounty multitype library system in the definition of municipality for tort liability purposes; provides penalties for removing, damaging or detaining library materials; provides for notice requirements; and provides for county attorneys to prosecute violations for regional libraries. WEGSCHEID, ANDERSON, B.

**Chap. 283-S.F. 1152** Requires courts to consider the financial circumstances of the spouse of each party in modifying child support orders. RAMSTAD, FORSYTHE

**Chap. 296-S.F. 954** Requires certain contractors to include lien

notice provisions in the written contracts to be given to the owner of the real property being improved and increases the time periods for payment to the contractor and for lien duration. SIELOFF, ELLINGSON

**Chap. 298-S.F. 455** Defines written action relating to nonprofit corporations; allows the use of assumed names; and provides procedures for approval of certain actions by boards of directors without formal board meetings. PETTY, RIVENESS

**Chap. 306-S.F. 473** Changes in laws concerning driving under the influence of alcohol or controlled substances. FREEMAN, VELLENGA

**Chap. 319-H.F. 380** "Good Samaritan Law"; requires persons knowing that another is exposed to grave physical harm to give reasonable assistance to the exposed person under certain conditions; provides a penalty; limits civil liability unless emergency care is provided in a willful, wanton or reckless manner; specifically includes certain public volunteer providers and excludes persons rendering emergency services for compensation or in the course of regular employment. STATEN, LUTHER

**Chap. 321-H.F. 435** Establishes classifications for the crime of burglary in the first, second, third and fourth degrees; prescribes penalties; requires incarceration as a condition of probation after a conviction of burglary of a dwelling under certain conditions and permits stay of sentence imposition if supported by certain written findings. CLARK, J.; PETERSON, R.W.

**Chap. 331-H.F. 782** Increases the maximum tort liability limits of the state and local governmental units; provides for increases in maximum authorized fines for misdemeanors, gross misdemeanors, felonies and ordinance violations; provides for exceptions; and increases the value of stolen property necessary for felony theft. VANASEK, SPEAR

**Chap. 333-H.F. 855** Prohibits the enforcement of indemnification agreements in building and construction contracts except in cases of negligence or other wrongful acts; provides that the prohibition does not affect the validity of insurance contracts or agreements; provides for workers' compensation agreements or construction bonds or agreements; provides for nonapplication to certain agreements; and provides for indemnification of breach of certain insurance agreements. NORTON, PETERSON, R.W.

**Chap. 345-S.F. 61** Prohibits no-fault automobile insurers from prorating weekly disability and income loss benefits maximum on a daily basis; increases penalties for failure to stop at the scene of traffic accidents resulting in bodily injury to or death of any person; provides insurance information to investigating peace officer; modifies attorney prosecution of gross misdemeanor violations in metro counties; prohibits the carrying on motorcycles of cargo, including animals, that prohibits keeping both hands on the handlebars; and modifies definitions under the child abuse reporting law. LUTHER, BRANDL

**Chap. 347-S.F. 194** Permits a cause of action arising out of an injury to survive the death of the person against whom it exists; permits an action to recover damages for a death caused by murder to be commenced at any time after the death of the decedent; and allows an award of punitive damages for death by wrongful act. SPEAR, ELLINGSON

**Chap. 348-S.F. 218** Requires county attorneys to file a petition for commitment of person acquitted of a crime while mentally ill or mentally deficient; provides for preliminary investigation; requires commitment proceedings to be held in the court where acquittal took place and before the same judge; establishes acquittal as evidence that imminent physical harm is likely or that proposed patient is mentally ill and dangerous based on the crime committed; provides for confinement for crimes against persons; and provides for appeal to the Court of Appeals. FREEMAN, KELLY

**Chap. 359-S.F. 708** Removes obsolete language relating to the justice of the peace and magistrate and creates a court study commission to determine the desirability of unifying the current county, municipal and district courts into a single trial court. PETERSON, R.W., CLAWSON

**Chap. 362-S.F. 845** Provides tort liability exceptions to local government units for unimproved real property owned by the unit. REICH-GOTT, CARLSON, L.

**Chap. 368-S.F. 964** Relates to corporations; provides for determination of eligibility for indemnification of and certain advance payments to certain persons by a committee of the board of directors; defines "closely held corporation"; provides for use of protective orders to prevent premature disclosure of certain confidential information; provides for an award of certain expenses if order is not

issued; provides for the loss of right to exclusive use of name for failing to file active status report by a certain date; restricts denial or limiting of director's cumulative voting and shareholder preemptive rights; provides for equitable relief availability to shareholders; and provides for considerations in granting relief involving closely held corporations. PETTY, ELLINGSON

**Chap. 370-S.F. 1008** Authorizes the appointment of juvenile and district court referees by the chief judge of the judicial district and provides for continuation of certain referees. FREEMAN, ELLINGSON

## Local and Urban Government

**Chap. 3-H.F. 55** Changes the time for posting town audit reports. MC EACHERN, ADKINS

**Chap. 4-H.F. 57** Permits towns to use a self insurance revolving fund or pool to discharge the bond requirements for town clerks and treasurers. CLAWSON, ADKINS

**Chap. 9-S.F. 65** Reduces the petition requirement authorizing certain local improvements by certain towns without electorate approval. ADKINS, BERKELMAN

**Chap. 14-H.F. 215** Authorizes flood control improvement projects by the city of Rochester, Olmsted County and the Olmsted County Soil & Water Conservation District in the watershed of a portion of the Zumbro River pursuant to a joint powers agreement. FRERICHS, BRA-TAAS

**Chap. 16-S.F. 15** Changes the terms of Metropolitan Council members; requires the legislature to redraw Council district lines after each federal census; redraws Council district lines; provides for members appointments and changes the terms of commission members and chairs. SCHMITZ, OSTHOFF

**Chap. 18-H.F. 56** Provides for orderly annexations in accordance with the terms of the resolutions of local government units without municipal board alteration or consideration. MC EACHERN, DAVIS

**Chap. 21-S.F. 221** Provides for the conveyance of certain state lands to the city of Tracy. DE CRAMER, LUDEMAN

**Chap. 22-S.F. 224** Permits the city of Big Falls and certain unorganized townships in Koochiching County to join a hospital district in Itasca County without regard to contiguity requirements; permits the Koochiching County Board to act on behalf of the townships; and requires city, county and town approval. LESSARD, NEUEN-SCHWANDER

**Chap. 23-S.F. 270** Authorizes Hennepin County to issue general obligation bonds to acquire and improve county jail facilities. PETERSON, D.C., CLARK, J.

**Chap. 32-S.F. 128** Adds the Governor Floyd B. Olson monument in Minneapolis to the list of state monuments. KROENING, STATEN

**Chap. 33-S.F. 207** Permits I.S.D. #466, Dassel-Cokato, to sell land known as the Cokato Elementary Tennis Courts subject to certain agreed conditions. ADKINS, ONNEN

**Chap. 35-S.F. 325** Authorizes the conveyance of a fractional interest in certain state owned land in Bear Island State Forest to a certain individual and corrects an erroneous description in a certain conveyance of tax-forfeited land in St. Louis County. JOHNSON, D.J., BATTAGLIA

**Chap. 36-S.F. 327** Authorizes I.S.D. #748, Sartell, and I.S.D. #742, St. Cloud, to be detached and annexed and authorizes transportation and transportation aid for certain nonpublic pupils not otherwise eligible for transportation as a result of the transfers. PEHLER, GRUENES

**Chap. 37-S.F. 73** Authorizes the sale, lease or conveyance of county owned land, except public park land, abutting Lake Byllesby in Dakota County without regard to certain statutory requirements. WEGSCHEID, JENSEN

**Chap. 42-H.F. 68** Increases the dollar amount of contracts subject to the open bidding requirements for certain local government units. BERKELMAN, DAVIS

**Chap. 45-H.F. 364** Provides for the conveyance of certain state lands and temporary bridge construction easements to the city of St.

Cloud; requires the city to complete certain projects necessitated by the land transfers including construction of a new maintenance building and replacement of certain oil tanks, tennis courts, fencing and bleachers. GRUENES, PEHLER

**Chap. 48-H.F. 25** Authorizes the city of Lake Park in Becker County to issue general obligation bonds to finance construction of a municipal facility to house the city offices, fire hall and senior citizen center. VALAN, LANGSETH

**Chap. 54-S.F. 369** Provides for the investment of local unit debt service funds in certain bankers acceptances and certain commercial paper. WEGSCHEID, COHEN

**Chap. 59-H.F. 413** Allows the city of Edina to, by ordinance, make special assessments against benefited property for certain improvement and maintenance purposes and authorizes the city council to adopt regulations including provisions for placing primary responsibility on the property owner or occupant to do certain work and for collecting charges from persons served before making a special assessment. FORSYTHE, STORM

**Chap. 64-H.F. 909** Expands the area of the Range Association of Municipalities and Schools to include cities, towns or schools located in whole or part in taconite and iron ore tax relief areas and removes dues limit for certain members. BATTAGLIA, JOHNSON, D.J.

**Chap. 76-S.F. 115** Alters the date for the submission of the annual budget by the Hennepin County Municipal Building Commission to the Hennepin County Board and the Minneapolis City Council. KROENING, CLARK, J.

**Chap. 78-H.F. 516** Permits the city of Montevideo to exercise statutory city powers relating to vacating streets, alleys, public grounds and public ways. WELKER, KAMRATH

**Chap. 82-S.F. 464** Provides for approval of port authority land sales by a two-thirds majority of the members. LANTRY, OSTHOFF

**Chap. 83-S.F. 530** Allows the Roseville Chief and Deputy Chief of Police to be exempt from the Roseville police civil service system. DIETERICH, ROSE

**Chap. 89-S.F. 972** Authorizes the sale of certain state lands in St. Louis County by the commissioner of natural resources and requires reimbursement to a certain person for improvements on the land under certain conditions. JOHNSON, D.J., BATTAGLIA

**Chap. 90-H.F. 132** Authorizes Sherburne County to sell and convey a certain tract of tax-forfeited lakeshore land in the city of Zimmerman by public or private sale. BERGSTROM, DAVIS

**Chap. 107-H.F. 1122** Permits the town of Flowing in Clay County to conduct town business in the city of Felton and permits use of the town hall as a polling place for all elections. VALAN, LANGSETH

**Chap. 110-H.F. 697** Authorizes the St. Paul Port Authority to issue bonds to finance parking facilities and facilities for the Civic Center complex; authorizes lease or other financing agreements with the city; provides that the bond interest rate not be subject to statutory limit; requires city council approval of projects financed by revenue bond proceeds; and authorizes port authority participation with public or private corporations to provide venture capital to small businesses with facilities located in the district. TOMLINSON, SIELOFF

**Chap. 114-S.F. 358** Provides for an immediate appointment to fill a vacancy in the office of coroner in certain counties and authorizes certain county boards to, by resolution, resume death investigations under certain circumstances. SCHMITZ, JENSEN

**Chap. 118-S.F. 721** Authorizes Carver and Washington counties, under joint powers agreements, to finance the acquisition, construction, installation and improvement of sewage disposal facilities on behalf of cities and towns in the counties and authorizes the issuance of bonds. RENNEKE, MC DONALD

**Chap. 125-H.F. 581** Provides for the formal extinction of certain abandoned interests in county highways by county board resolution. MINNE, DICKLICH

**Chap. 129-H.F. 787** Expands the responsibility of the Metropolitan Mosquito Control Commission to include control of black gnats; sets the commission membership for each county; increases the number of votes for each commissioner; authorizes participating counties to agree to levy an additional tax for the commission; and authorizes and provides for county withdrawal from participation. SKOGLUND, PETTY

**Chap. 130-H.F. 954** Provides for the appointment of certain Minneapolis Park and Recreation Board employees by the superintendent of the board. SARNA, PETTY

**Chap. 131-H.F. 1062** Provides for the term of service of a county commissioner serving as a port authority commissioner. BERKELMAN, SOLON

**Chap. 132-S.F. 664** Authorizes the city of St. Cloud to create a downtown parking district by ordinance; permits the city to acquire, construct, contract for, equip, maintain and operate parking facilities within the district; requires the establishment of an advisory commission, the membership to include owners of property in the district; authorizes imposition of parking service fees on property owners; authorizes bond issue and special assessments levy; and authorizes the establishment of a downtown parking authority to govern operation. PEHLER, GRUENES

**Chap. 146-S.F. 705** Makes the Rapidan Dam in Blue Earth County subject to the property tax and exempts the dam from the gross earnings tax. TAYLOR, WIGLEY

**Chap. 153-H.F. 588** Applies certain hospital district board provisions to the North Suburban Hospital District in Anoka and Ramsey counties and provides exceptions for detachment of a city from the district and for the board member candidate filing date. SIMONEAU, FRANK

**Chap. 155-H.F. 694** Increases the size of the St. Paul-Ramsey Medical Center Commission; changes the membership terms; requires citizen members to reside in Ramsey County; and increases per diem. KELLY, LANTRY

**Chap. 158-S.F. 689** Permits the town of St. Cloud to divide its area into urban and rural service districts in the same manner as a statutory city for property tax purposes. PEHLER, GRUENES

**Chap. 160-S.F. 824** Abolishes the office of comptroller-treasurer in the city of Minneapolis; requires the city council to, by ordinance, direct the reorganization or delegation of duties and responsibilities of the office and certain other fiscal management functions. PETTY, SKOGLUND

**Chap. 171-S.F. 948** Provides that the term of the chair of the Metropolitan Airports Commission coincide with the term of the governor. SCHMITZ, NELSON, D.

**Chap. 183-H.F. 318** Authorizes certain municipalities and counties to construct, repair, improve or obtain storm sewer systems including mains, holding areas and ponds; provides limitations for cities which have adopted metropolitan watershed or local water management plans; allows service charges to be based on quantity of storm water treated; and permits a tax levy for payment of charges to municipality or county for proper storm water drainage for public places. RIVENESS, FREEMAN

**Chap. 186-H.F. 462** Provides that St. Louis County elected officers not be entitled to payment for accumulated vacation or sick leave days upon leaving office; county board to set fees for tax search certificates; increases the fee limit; removes certain limits on travel expense reimbursement to county commissioners; and allows the county board to designate a clerk other than the auditor. BEGICH, JOHNSON, D.J.

**Chap. 187-H.F. 463** Relates to municipal planning and zoning; requires copies of certain documents relating to a plan effectuation to be filed with the county recorder; and provides that failure to file does not affect document validity or enforceability. PAULY, STORM

**Chap. 190-H.F. 749** Authorizes the city of Fergus Falls to issue general obligation bonds to finance a solid waste disposal facility; authorizes contracting for services; and provides for equipment lease and bond security. ANDERSON, R., PETERSON, C.C.

**Chap. 192-H.F. 849** Authorizes the sale of a certain lakeshore lot in Douglas County to an adjoining property owner. FJOSLIEN, BERG

**Chap. 197-H.F. 1147** Authorizes the cities of Bloomington and Richfield to develop and administer energy improvement or rehabilitation loan programs for existing single family, multifamily and rental housing by city council resolution without regard to income level; provides that the interest rate be established by the city; sets limitations; authorizes a revenue bond issuance; prohibits a tax levy; and requires a report to the legislature. RIVENESS, FREEMAN

**Chap. 218-S.F. 92** Requires the state or local government units to notify affected towns or cities and counties of action directly affecting the use of land in the town, city or county relating to sanitary landfills, waste disposal sites, certain new building construction, road construction and park establishment or boundary expansion except when other notice is required by law and provides that failure to give notice is not grounds for civil or criminal action. BERTRAM, WENZEL

**Chap. 220-S.F. 161** Changes the position of cable communications officer to the unclassified service in Minneapolis; requires mayoral approval for appointment to certain positions; provides for the return of certain unclassified employees to the classified service and for the retention of certain benefits; permits the transfer of the assistant city coordinator for economic development and the administrative assistant to the housing and redevelopment authority. SPEAR, CLARK, J.

**Chap. 223-S.F. 271** Provides for the establishment and maintenance of radio broadcasting stations in Hennepin County to be used for public safety communications; allows public safety communications to include police, fire, highway maintenance and emergency medical services; provides for the system to be under the direction of the sheriff; permits the county to establish policies; and permits services to be extended to adjoining counties and certain cities upon request and a fee for those services. PETTY, OTIS

**Chap. 224-S.F. 278** Authorizes Hennepin County to issue general obligation or revenue bonds to finance off-street parking facilities; authorizes the net revenues to be pledged to repay the bonds and interest; provides that there be no election requirement for bonds so pledged; permits certain revenue bonds to be sold by private negotiation on terms and conditions determined by the county board; and authorizes the construction of one off-street parking facility within the city of Minneapolis to be primarily used for the Hennepin County Medical Center and juvenile justice facility. POGEMILLER, GREENFIELD

**Chap. 254-H.F. 798** Authorizes the sale of certain tax-forfeited land in the city of Orono; provides specific provisions for purchase by an adjoining landowner; authorizes the sale of certain state land in Itasca County in the manner provided for trust fund land sales; and authorizes the private sale of certain tax-forfeited land in St. Louis County to a certain association. BURGER, OLSON

**Chap. 257-H.F. 1236** Permits the port authority of the city of Bloomington to purchase, lease or accept conveyances of real property from public agencies, commissions or other governmental units, including certain property at the Metropolitan Sports Area from the Metropolitan Sports Facilities Commission, under certain conditions; and authorizes a bond issuance. RIVENESS, FREEMAN

**Chap. 265-H.F. 636** Authorizes sewer and water commissions to obtain the services of a certified public accountant to provide annual operating statement, balance sheet and other financial reports; requires reports to be filed with county and state auditors; authorizes the commission to request the state auditor to prepare reports instead of a public accountant; authorizes Mower, Steele, Rice and Goodhue counties to sell certain jointly held property formerly known as the Mineral Spring Sanatorium in the open market without competitive bids, notice or hearing. TUNHEIM, PETERSON, C.C.

**Chap. 302-H.F. 445** Sets maximum amounts for issuance of general obligation bonds for capital improvements in the city of St. Paul; changes the membership requirements of the capital improvements committee; and requires the mayor, prior to filling a vacancy, to consult with legislators of the senate district in which the vacancy occurs. COHEN, WALDORF

**Chap. 351-S.F. 463** Permits port authorities to enter into partnership agreements under which the authority serves as a limited partner; authorizes the operation of public parking or other public facilities to promote development in an industrial development district; removes the interest rate limit on revenue bonds and authorizes private sale; exempts certain revenue bonds from Municipal Industrial Development Act provisions; authorizes law agreements with persons, firms, corporations, federal and state agencies and local government units; provides that loans by local government units not be subject to certain public indebtedness laws. LANTRY, COHEN

**Chap. 361-S.F. 823** Authorizes home rule charter cities to, without an election, issue capital notes for the acquisition of certain capital equipment; requires a tax levy governing body approval; permits the city of Bloomington to establish, by ordinance, special service districts in certain areas; provides for notice and hearing requirements; authorizes ad valorem property taxes or certain service charges; provides for certain property to be tax exempt; provides for levy limit exemption and homestead credit exclusion; provides for enlargement, a bond issue, an advisory board and a petition prior to public hearings; establishes property owner veto power; and provides for exclusion from petition requirements and veto power. BELANGER, BLATZ

**Chap. 365-S.F. 889** Municipal Industrial Development Act amendments; clarifies powers of certain cities, towns, counties and development agencies relating to acquisition, construction, lease, sale, loans, investments and revenue bond issuance. KROENING, BERKELMAN

# Pensions

**Chap. 34-S.F. 269** Clarifies that certain contracts subject to the Federal Employee Retirement Income Security Act of 1974, as amended, are exempt from applicable interest rates and clarifies that time limits for certain express trusts do not apply to certain employee trusts. SIELOFF, DEMPSEY

**Chap. 38-S.F. 81** Repeals obsolete fund investment language applicable to third and fourth class city police relief associations. PURFEERST, RODOSOVICH

**Chap. 47-S.F. 101** Authorizes the St. Paul Police Relief Association to reinstate pension benefits to a deceased member's surviving spouse, whose benefits terminated due to remarriage, upon termination of the remarriage; and prohibits retroactive payments. WALDORF, O'CONNOR

**Chap. 49-H.F. 624** Restates the definition of average monthly salary for highway patrol retirement annuity calculation purposes to mean the average for the five high years of service as a member. SARNA, PETERSON, C.C.

**Chap. 55-H.F. 396** Authorizes benefit increases from the Eveleth Police and Fire Trust Fund for retired police officers, firefighters and surviving spouses. BEGICH, JOHNSON, D.J.

**Chap. 58-H.F. 706** Provides for a refund of accumulated employee contributions or a deferred annuity for members of the Public Employees Retirement Association after a continuous layoff of a certain number of days. CLAWSON, PETERSON, C.C.

**Chap. 61-H.F. 468** Authorizes the commissioner of education to approve, for fiscal year 1982, one additional application for authorization to assign a teacher to a part time teaching position qualifying for service credit from and employee contributions to the teachers retirement fund if the employing district rather than the state makes the required employer contributions to the fund for the year. ANDERSON, B., ISACKSON

**Chap. 63-H.F. 597** Adds a correctional employees retirement plan member to the Minnesota State Retirement System board of directors and consolidates and eliminates obsolete language relating to the board. MARSH, PETERSON, C.C.

**Chap. 67-H.F. 157** Authorizes allowable service years to be used for the teacher early retirement incentive program and extends the date for application to the school board. CARLSON, L., REICHHGOTT

**Chap. 69-H.F. 277** Authorizes service pension and survivor benefit increases for certain retired members and widows of deceased members of the Virginia Firefighters Relief Association. ELIOFF, DICKLICH

**Chap. 71-H.F. 384** Deletes the quadrennial experience studies requirement for police and salaried firefighters relief associations; requires certain actuarial valuations to be made annually; and removes obsolete language. RODRIGUEZ, F., RENNEKE

**Chap. 72-H.F. 430** Authorizes the Tracy Firefighters Relief Association to purchase annuity contracts for certain retiring members. LUDEMAN, DE CRAMER

**Chap. 73-H.F. 601** Changes certain salary deduction and delinquent contribution recovery procedures for the PERA; extends certain annuity or refund benefits to all members; and clarifies the provision relating to benefits paid under workers' compensation laws. RODRIGUEZ, F., PETERSON, C.C.

**Chap. 74-H.F. 638** Authorizes increases in survivor benefits payable by the Hibbing Police Relief Association. MINNE, DICKLICH

**Chap. 84-S.F. 659** Provides for the transfer of memberships and contributions for a certain prior period of service from the Crookston Police Relief Association to the Public Employees Police and Fire Fund for a certain former Crookston police officer and current Polk County deputy sheriff. MOE, R.D., STADUM

**Chap. 85-S.F. 827** Removes the waiting period prior to the effect of an optional annuity for disabled members of PERA and the Public Employees Police and Fire Fund. JUDE, SCHREIBER

**Chap. 86-S.F. 833** Permits an increase in the base service pension by providing for additional incentive benefit amounts for the White Bear Lake Volunteer Firefighters Relief Association; provides that the total service pension may not exceed a certain flexible service pension maximum; and validates certain prior actions. KNAAK, REIF

**Chap. 88-S.F. 936** Modifies membership provisions, specifies active and retired members in the Minneapolis Police Relief Association; provides for gradually changing board membership to retired members; increases sources and uses of funds; and increases member contributions. SPEAR, SARNA

**Chap. 96-H.F. 573** Repeals a local law relating to the Brooklyn Park Volunteer Firefighters Relief Association. SCHEID, JUDE

**Chap. 100-H.F. 631** Authorizes Hennepin County employees to withdraw from participation in the Hennepin County supplemental retirement program; provides for share redemption; and prohibits further participation in the program by withdrawn employees. ELLINGSON, POGEMILLER

**Chap. 101-H.F. 764** Qualifies park district peace officers for certain police state aid for retirement purposes. ELLINGSON, REICHHGOTT

**Chap. 113-S.F. 323** Extends the date by which policy and firefighters relief associations must submit the certification and financial reports required to qualify for state aid. PETERSON, C.C.

**Chap. 128-H.F. 760** Makes various administrative and clarifying amendments to laws governing the Minnesota State Retirement System and other plans administered by the system; includes allowable service and benefit application provisions; and raises certain refund limits. RODRIGUEZ, F., RENNEKE

**Chap. 148-S.F. 900** Includes therapists in the definition of teacher and certain payments in the definition of salary for teachers retirement purposes, coordinates teachers retirement with social security benefits; and makes various administrative changes including the compounding of interest on certain amounts due. MOE, D., RODRIGUEZ, F.

**Chap. 219-S.F. 160** Relates to volunteer firefighters relief associations; adds definitions; clarifies ambiguous language; alters accrued liability calculation; provides for distribution of assets upon fire department dissolution; changes certain board of trustee provisions; and removes the requirement of state auditor to examine accounts. PETERSON, C.C., CLAWSON

**Chap. 246-H.F. 233** Provides post-retirement annuity or benefit increases for certain retired or disabled public employees including pre-1973 retirees. SARNA, PETERSON, C.C.

**Chap. 286-H.F. 652** Public retirement; provides for refund of legislator and state elective officer contributions with interest; excludes severance pay from the definition of salary under MSRS and State Patrol Retirement Fund; provides for the fiduciary obligation of trustees or directors; provides for optional annuity on death of beneficiary and survivor benefits under first class city TRA's; provides for retirement annuity from different funds through duplicated service credit; provides that funds are for exclusive benefit of participants under all public plans; provides for asset transfers, survivor benefits and investments under MERF; provides a definition of separation from active service for volunteer firefighters; and defines service credit for certain state employee leaves. SARNA, PETERSON, C.C.

**Chap. 291-H.F. 251** Authorizes certain public pension plan investments in certain Minnesota situs nonfarm real estate; provides for a private and public pension fund committee to investigate investments; defines state auditor's duties; modifies certain police and salaried firefighters relief association provisions; provides for trust fund governance after association cessation; and provides for automatic post-retirement adjustments. RODRIGUEZ, F., FREDERICKSON

**Chap. 324-H.F. 564** Requires the director of the State Board of Investment to establish a policy for the purchase and sale of securities on a competitive basis subject to board approval; extends the date for the filing of the annual report; clarifies investment advisory council membership; permits supplemental investment fund growth share accounts to be invested entirely in corporate stocks; modifies post-retirement investment fund procedures, including mortality gain and loss adjustments; and authorizes additional investment alternatives in corporate stocks and in certain mutual funds. LARSEN, MOE, D.M.

# Public Utilities and State Regulated Industries

**Chap. 87-S.F. 854** Changes the procedures for the filing and recording of mortgages and deeds of trust of pipeline companies. SOLON, GUSTAFSON

**Chap. 97-H.F. 656** Allows the city of Marble to permit on-sale liquor sales between certain hours on July 3, 1983. SOLBERG, LESSARD

**Chap. 162-H.F. 91** Provides for the rights of stockholders, their spouses and the directors of cooperative electric associations; requires record maintenance including roll call votes, to be open to stockholders, their spouses and director's inspection; requires open meetings and prior notice to stockholders, spouses and directors; provides exceptions; and provides for stockholder petitions concerning governance matters. MINNE, DICKLICH

**Chap. 167-H.F. 987** Provides for the additional investment authority of public utility bond proceeds. BERGSTROM, JUDE.

**Chap. 176-H.F. 140** Requires public utilities providing natural gas or electricity at retail to make reasonable efforts to read nonaccessible meters periodically; requires the utility to consider customer schedules; permits utilities to allow customer-read meters under certain conditions; and permits service termination if the customer refuses a utility company employee access to a nonaccessible meter over a certain period of time. SKOGLUND

**Chap. 178-H.F. 167** Authorizes the city of Dilworth to issue one on-sale liquor license to an Eagles Club located within the city. VALAN, LANGSETH

**Chap. 194-H.F. 1006** Permits cities to authorize on-sale liquor licenses to dispense liquor at events held in facilities owned by the Metropolitan Sports Facilities Commission. RIVENESS, BELANGER

**Chap. 214-H.F. 77** Creates the Minnesota Racing Commission to license and regulate the operation and management of racetracks, racing, related occupations and county fairs; provides for hearings and investigations; provides for parimutuel betting; sets racing days; provides for bets and admission taxes; establishes a board of stewards; provides local approval for certain racetrack locations; provides for a breeders fund; provides for the medication and medical testing of horses; describes prohibited acts and penalties; requires commission members to file economic interest statements; provides racetrack liquor licenses; and excludes certain in-package chance promotions from lottery definition. KOSTOHRYZ, PURFEERST

**Chap. 259-S.F. 201** Authorizes liquor sales on election day; reduces the required period of existence for club licenses; authorizes off-sale licensees or municipal liquor stores to dispense wine, liqueur and cordial samples without additional licenses under certain conditions; prohibits on-sale after a certain time on Christmas Eve; authorizes off-sale price advertising in certain bordering state newspapers; regulates volume discounts; authorizes on-sale licensees to dispense liquor at certain events at the St. Paul Phalen Park clubhouse; authorizes on-sale beer and wine licenses to the St. Paul Downtown Council for the July 4th Taste of Minnesota Festival at the State Capitol; and authorizes issuance of additional liquor licenses by Minnetonka and Long Prairie. SPEAR, JACOBS

**Chap. 275-S.F. 462** Authorizes the employment of persons under 18 years of age to serve only food in restaurants, hotels or motels licensed to serve only wine. BELANGER, HIMLE

**Chap. 320-H.F. 409** Extends the date for requiring dram shop insurance; exempts certain nonintoxicating malt liquor licensees from insurance requirements; provides for exemption affidavit submission; requires the insurance commissioner to establish a program to assist licensees in obtaining insurance; provides for assigned risk plan for rejected licensees; requires insurer assessments to fund plan; and prohibits variable volume prices or discounts to be offered to retailers upon certain joint purchases of distilled liquor or wine at wholesale. JACOBS, PURFEERST

**Chap. 329-H.F. 722** Authorizes cable communications companies to use public roads for certain purposes; requires access by franchised cable communications companies installing equipment with a certain channel capacity to certain multiple dwelling complexes; permits property owners to require and approve installation plans, to require surety bond and relocation of facilities for rehabilitation or maintenance; provides for indemnification; requires the company to bear certain costs in initial franchise service area and to compensate property owner for access; requires companies to allow alternative providers to use equipment installed, provides for reimbursement, service of notice, petitions and order for access; provides for the awarding of damages; and provides for utility easement use. JACOBS, FRANK

**Chap. 337-H.F. 995** Authorizes Clearwater County to issue an additional off-sale liquor license; authorizes St. Louis County to issue an off-sale liquor license to an establishment in Angora Township; authorizes Hennepin County to issue one-day on-sale licenses to non-profit organizations for the sale of liquor in the Hennepin County Government Center in connection with certain events; and regulates

State Agricultural Society contracts with entertainers performing during the state fair. EKEN, MOE, R.D.

**Chap. 366-S.F. 911** Prohibits the Public Utilities Commission or a public utility from limiting the availability of electric submetering to a building occupant when the building is served by a master meter measuring the total electric energy delivered to the building and clarifies the exemption from public utility provisions for owners of buildings providing services only to building tenants to include cooperative or condominium owners. FRANK, O'CONNOR

## Resolutions

**Res. 1-S.F. 390** Requests the U.S. Congress to immediately authorize the president to present a Congressional Medal of Honor to Herman Miller. STORM, FORSYTHE

**Res. 2-H.F. 46** Requests the president and U.S. Congress to repeal the secretary of agriculture's authority to deduct 50 cents per hundredweight from payments to milk producers. WENZEL, BERTRAM

**Res. 3-S.F. 186** Requests the president and U.S. Congress to temporarily freeze natural gas prices under the Natural Gas Policy Act of 1978. VEGA, PIPER

**Res. 4-S.F. 1195** Requests the U.S. Congress to vote favorably on the Railroad Retirement Solvency Act of 1983. NOVAK, GREENFIELD

**Res. 5-H.F. 1059** Requests the president and U.S. Congress to take immediate action to reduce the sources of acid rain. MUNGER, WILLET

**Res. 6-S.F. 863** Requests the U.S. president and secretary of state to express opposition to the anti-Semitic and anti-religious policies of the Soviet government and urge an end to restrictions on the emigration of Soviet Jews. SPEAR, SEGAL

**Res. 7-S.F. 645** Requests the president and U.S. Congress to enact legislation to authorize the issuance of qualified mortgage bonds beyond the current expiration date. POGEMILLER, VELLENGA

**Res. 8-H.F. 452** Requests the postmaster general to authorize issuance of a special stamp to commemorate the centennial of the first shipment of iron ore from Minnesota's Iron Range. ELIOFF, DICKLICH

**Res. 9-H.F. 1081** Requests the president and U.S. Congress to enact legislation to provide service connected disability compensation for former military members exposed to toxic herbicides, chemicals, medications and other environmental hazards and conditions in Vietnam and urges an investigation of the health and genetic complaints of veterans so exposed. QUINN, DE CRAMER

**Res. 10-H.F. 1188** Requests the U.S. Congress to conduct an in-depth investigation of steel industry practices of importing foreign steel and iron ore that have cost American jobs. MINNE, DICKLICH

**Res. 11-H.F. 1269** Declares the province of Taiwan a sister state of Minnesota and invites the people and government of Taiwan to conduct mutually beneficial programs to bring the citizens closer together and strengthen international understanding and goodwill. BERGSTROM, DAVIS

## Taxes and Tax Laws

**Chap. 2-S.F. 41** Delays the effective date of the requirement that certain securities be in registered form before interest deduction can be allowed for income tax purposes and reauthorizes Ramsey County to issue bonds or levy taxes to finance the installation or improvement of heating, cooling and domestic hot water systems serving buildings owned or maintained by the county or the medical center commission. JOHNSON, D.J., KELLY

**Chap. 11-S.F. 113** Prohibits the imposition of penalties for a certain portion of underpayments of estimated property tax by certain handicapped or older individuals. PETTY, O'CONNOR

**Chap. 15-H.F. 201** Department of Revenue bill that makes administrative and technical changes in income tax and property tax provisions of the law. O'CONNOR, NOVAK

**Chap. 180-H.F. 223** Revenue Department compliance bill. OGREN, PETERSON, R.W.

**Chap. 184-H.F. 403** Provides for special levies to pay county jail operating costs. CLAWSON, PETERSON, R.W.

**Chap. 207-H.F. 381** Miscellaneous tax provisions adopting federal income tax provisions and updating Internal Revenue Code references. OTIS, PETTY

**Chap. 212-H.F. 1111** Removes certain conditions regulating town levies in Crow Wing County. THIEDE, SAMUELSON

**Chap. 213-H.F. 1171** Clarifies the income tax treatment of certain debt obligations of state and local governments and related interest by eliminating duplicative, inconsistent and ambiguous statutory references. OTIS, MERRIAM

**Chap. 222-S.F. 267** Corrects erroneous, ambiguous, omitted and obsolete references and text relating to taxes. POGEMILLER, SCHEID

**Chap. 227-S.F. 366** Authorizes the Arrowhead Regional Development Commission to repay a certain appropriation with funds raised by a property tax levy or funds leveraged from other sources used in conjunction with levy funds. SOLON, BATTAGLIA

**Chap. 294-S.F. 1151** Imposes or alters certain income, withholding, property tax refund, sales and motor vehicle excise tax penalties; extends time limits for filing certain indictments; alters the apportionment of property tax refund claims for certain unrelated persons occupying a homestead; and requires the commissioners of revenue and economic security to prepare a report to the legislature containing recommendations and proposed legislation on combining agency functions to reduce costs and paperwork. SIELOFF, VANASEK

**Chap. 315-H.F. 210** Changes the maximum amount certain cities or towns may appropriate to the county historical society for various historical purposes. CARLSON, D., CHMIELEWSKI

**Chap. 327-H.F. 672** Clarifies taxable or exempt status of certain items or transactions including computer software sales and certain horse sales and breeding fees for purposes of the sales and use tax; authorizes the revenue commissioner to require flea markets or show operators to obtain evidence of seller permit validity as a renting or leasing prerequisite; authorizes the commissioner to require certain retailers to file a surety bond; provides for the use of sampling techniques in return examination; sets refund restrictions; requires payments before appeal; repeals retailer application fee and taconite plant material exemption; and provides that short duration nonprofit organization sales and admissions are exempt from the tax. MINNE, MERRIAM

**Chap. 342-H.F. 1259** Omnibus tax bill. TOMLINSON, JOHNSON, D.J.

## Transportation

**Chap. 17-H.F. 371** "Gas tax bill"; provides for transportation funding by increasing the gasoline tax by 3 cents per gallon on May 1, 1983 and by 1 cent per gallon on Jan. 1, 1984; reduces the state tax on gasohol; adds designated routes to the trunk highway system; authorizes \$56 million in new trunk highway bonds and creates a town road account to be distributed to towns for road construction. JENSEN, PURFEERST

**Chap. 19-S.F. 31** Specifies the types of motor vehicles which may be furnished with special amateur radio station operator license plates; and provides for personalized license plates for motorcycles. CHMIELEWSKI, THIEDE

**Chap. 24-S.F. 421** Prohibits the obstruction of access to designated handicapped parking spaces; requires designating signs to be non-movable or only movable by authorized persons; and grants law enforcement officers the authority to tag violations on either private or public property. PEHLER, BERKELMAN

**Chap. 27-H.F. 182** Authorizes the Metropolitan Transit Commission to issue special bus passes to government agencies and nonprofit organizations to give to persons seeking employment for use Monday through Friday during certain off-peak hours. RIVENESS, LANTRY

**Chap. 53-S.F. 356** Requires the driver's license examination to in-

clude a test of knowledge of the effects of alcohol and drugs on the ability to operate a motor vehicle safely and legally. JUDE, GUSTAFSON

**Chap. 68-H.F. 231** Increases the time period for the validity of temporary motor vehicle permits. MC EACHERN, ADKINS

**Chap. 77-H.F. 838** Conforms the common rail carrier provisions with federal requirements to allow the Transportation Regulation Board and transportation commissioner to exercise jurisdiction over intrastate transportation provided by rail carrier. GRABA, FREEMAN

**Chap. 115-S.F. 611** Limits the regulation of certain tow truck operators by municipalities or towns and limits the tow truck removal of motor vehicles from private property. NOVAK, HOFFMAN

**Chap. 117-S.F. 673** Allows handicapped persons to obtain special license plates for self-propelled recreational vehicles and changes the maximum weight allowed to obtain special plates for other self-propelled motor vehicles. MERRIAM, JACOBS

**Chap. 135-S.F. 1104** Removes restrictions on the issuance of a Minnesota identification card and provides for the marking of the identification card. MERRIAM, JACOBS

**Chap. 143-H.F. 725** Classifies certain highway right-of-way appraisals as confidential data; alters certain provisions relating to conveying and leasing certain highway and railroad rights-of-way, to alteration of public drainage ditches affecting trunk highways and to conveying land to a utility; provides for consideration paid upon relinquishment of certain lands to fee owner to be equal to estimated current market value; authorizes fee title acquisition under certain conditions; provides for the sale of lands and the use of real estate broker services under certain conditions; allows fee establishment; authorizes the leasing of highway easements; and provides for rent distribution. KALIS, SCHMITZ

**Chap. 170-S.F. 812** Clarifies certain motor vehicle bumper requirements; restricts the height of bumpers on certain vehicles; and provides that evidence that a vehicle was originally manufactured with bumpers higher than prescribed to be affirmative defense to any action. VEGA, HOFFMAN

**Chap. 172-S.F. 1105** Provides for the conveyance of certain state land to the city of St. Peter for use as a roadway, and provides for reversion to the state under certain conditions. FREDERICKSON, QUIST

**Chap. 173-S.F. 1165** Provides for the registration, taxation and special license plates for classic motorcycles. JUDE, SCHREIBER

**Chap. 195-H.F. 1092** Allows holders of personalized motor vehicle license plates to receive duplicate plates with the same letters and numbers after loss, theft or destruction of the personalized plates and permits personalized plate transfer to jointly owned vehicles. NORTON, MOE, D.M.

**Chap. 198-S.F. 883** Defines truck-tractor to include the power unit of automobile carriers; adjusts the motor vehicle tax on certain trailers; increases maximum allowable width on certain vehicles; provides for permits and fees for semi-trailers over a certain length; modifies gross weight seasonal increase permit requirement; and modifies the civil penalty for an overweight vehicle. NOVAK, ANDERSON, G.

**Chap. 234-S.F. 699** Regulates the use of reflective or light reducing materials on motor vehicle windshields, side and rear windows; requires materials applied to motor vehicle windows after a certain date to be permanently marked indicating the percent of light transmittance and reflectance; and provides exceptions including vans, pickup trucks and funeral cars. LANTRY, NEUENSCHWANDER

**Chap. 256-H.F. 904** Requires the Transportation Regulation Board to establish a collective rate making procedure for determination of reasonable rates and charges for motor vehicle carriers; provides for carrier petition for deviation; and provides for the public utilities commissioner to perform the duties until a certain date. ANDERSON, G., FREEMAN

**Chap. 261-H.F. 90** Prescribes a penalty for failure to securely fasten a child, under the age of four, in a federally approved child passenger restraint system when traveling on state streets and highways in certain motor vehicles; waives the penalty if there is evidence of purchase of a restraint system; and provides that offense not be chargeable for insurance surcharge purposes. SKOGLUND, LANTRY

**Chap. 267-H.F. 744** Provides for special free license plates for Congressional Medal of Honor recipients and allows transfer to another vehicle upon notice to the registrar. SOLBERG, LESSARD

**Chap. 272-S.F. 337** Increases the age requirement for provisional drivers' licenses of a distinguishing color to 19 and requires drivers licensees to add date of birth to pen and ink signature. SCHMITZ, VANASEK

**Chap. 293-S.F. 1233** Omnibus transportation and semi-state appropriations. WILLET

**Chap. 311-S.F. 891** Provides for a unique registration category and special license plates for commuter vans; requires commissioners of public safety and transportation to establish criteria and procedures; prohibits local taxing or licensing of ridesharing arrangements; provides for state vehicle use, reimbursement and demonstration program; excludes employees injured in arrangements from workers' compensation unless employer assumes liability coverage; excludes ridesharing participation from overtime and minimum wage provisions; excludes nonsalary payments to drivers from gross income definition for tax purposes; and excludes participating vehicles from commercial vehicle definition for gas tax purposes. ADKINS, SEGAL

**Chap. 318-H.F. 257** Provides for special license plates for certain motor vehicles owned by certain active members of the Minnesota National Guard and requires fees to be credited to the highway user tax distribution fund. ANDERSON, R., ADKINS

**Chap. 326-H.F. 657** Authorizes certain expenditures for regional railroad authority rail line acquisition; provides for zoning regulation compliance for municipal airports with hazard areas; allows variance based on social and economic costs of restricting land uses; allows ordinances stricter than DOT standards; modifies aircraft base price for taxation; allows municipalities to form regional railroad authorities if counties do not organize within a certain time; expands authorized use of rail service improvement account funds to all rail service improvement projects; provides for certain noise standard exemptions for certain trunk highways; provides for aviation gasoline tax; provides for a Washington County bond issue for library buildings; and provides for Metropolitan Airports Commission hearings on Anoka County-Blaine Airport master plan with Metropolitan Council review. ANDERSON, G., DE CRAMER

**Chap. 330-H.F. 769** Extends the design selection deadline for noise suppression equipment at the Minneapolis-St. Paul International Airport and excludes the city of Hanover from the metropolitan area. SKOGLUND, FREEMAN

**Chap. 363-S.F. 855** Authorizes the use of unmarked state cars by arson investigators from the division of the fire marshal and exempts vehicles used in arson investigations from license fees. NOVAK, NEUENSCHWANDER

**Chap. 371-S.F. 1009** Defines, modifies and clarifies certain terms relating to motor vehicle carriers; delineates exemptions; provides additional rules for operation; provides for investigation; regulates hazardous material carriers, shipping documents, and penalties; provides for filing of certain rates, fares, and tariffs; sets liability insurance requirements; provides a schedule of rates and charges; provides for suspension and cancellation of operating authority under certain conditions; sets transportation commissioner enforcement powers; provides for document inspection by peace officers; delays the transfer of powers from the Public Utilities Commission to the Transportation Regulation Board; and provides technical changes. NOVAK, DEMPSEY

## Veterans' and General Legislation

**Chap. 26-H.F. 121** Designates the old administration building at the Minnesota Veterans' Home and the Henry Wadsworth Longfellow House in Minneapolis as state historic sites. SKOGLUND, PETERSON, D.C.

**Chap. 75-H.F. 1079** Includes fund raising, campaign planning and developing expenses as fund raising costs for social and charitable organizations. GUSTAFSON, SOLON

**Chap. 119-S.F. 808** Provides a description of the official state seal; requires the secretary of state to secure and file a photograph or a

graphic replica for use by the public for copy purposes; requires the state to bring seals currently fixed to permanent objects into accordance; and provides for nonconforming dies and engravings to be given to the Minnesota Historical Society. KRONEBUSCH, SHERMAN

**Chap. 147-S.F. 843** Authorizes the commissioner of veterans' affairs to accept and administer gifts, grants and bequests; provides that the funds be credited to the veterans' affairs endowment, bequest and devises fund to be used for certain purposes; provides that the excess funds be invested by the State Board of Investment; changes procedures for veterans' grave marker requests and purchases; provides that the number of markers placed in a county to be proportionate to the amount of funds received from the county; provides for the sale of unclaimed personal property of discharged veterans' home residents, and requires a separate account; provides for an imprest cash fund at the veterans' home for certain resident requests and for campus work therapy program costs; and provides for veterans' advisory committee abolishment. DE CRAMER, KNUTH

**Chap. 149-H.F. 171** Provides for the simplified reinvestment in cemetery associations of public cemetery land remaining unused for a certain period of time; permits a resolution by an association requiring a statement of owner interest and evidence of intention to use the plot; and provides for termination of owner rights for failure to respond after a certain period of time. ERICKSON, RENNEKE

**Chap. 174-H.F. 31** Prohibits searches of rooms or of personal property at the Minnesota Veterans' Home except under certain conditions; requires written authorization and reasons for the search and the presence of the resident during the search; unauthorized search or seizure constitutes grounds for employee dismissal; and prohibits waiver of protection against unreasonable search and seizure as a condition of Home residency. SKOGLUND, PETERSON, D.C.

**Chap. 244-S.F. 1241** Provides for payment of various claims against the state including certain veteran bonus claims. DAHL, BERKELMAN

**Chap. 282-S.F. 1015** Increases the penalty for illegal molestation, removal or destruction of human remains, markers, fences, plants or shrubs and artifacts and for firearm discharge within the limits of a cemetery or burial ground; requires the state to obtain the services of an archaeologist to authenticate Indian burial grounds existing on public lands or waters; and requires state or local units controlling the land or waters to pay for the cost of removal. KRONEBUSCH, OGREN

**Chap. 313-H.F. 30** Provides Minnesota Veterans' Home residents with the right to complain about accommodations and services; requires the home administrator to notify each resident of this right; requires posted notice; prohibits denial of certain tenant rights; and prohibits retaliatory eviction of a resident who voices a grievance. SKOGLUND, PETERSON, D.C.

**Chap. 335-H.F. 858** Clarifies eligibility for certain veterans' educational assistance; requires submission of certain proofs of eligibility; requires reimbursement form to be prescribed by the commissioner of veterans' affairs; changes the definition of veteran; provides a residency requirement; provides for higher and vocational educational assistance to dependents of certain prisoners of war; and sets no dollar limit. RIVENESS, BERTRAM

**Chap. 341-H.F. 1224** Regulates the period of time between boxer participation in professional boxing contests, matches or exhibitions; removes and changes certain inclusion requirements for boxer physical fitness affidavits; requires or authorizes an electroencephalogram under certain conditions; requires an eye examination; and includes full contact karate and kick boxing in the terms boxing and sparring for Board of Wrestling and Boxing regulation purposes. OGREN, CHMIELEWSKI

**Chap. 358-S.F. 682** "Pet and Companion Animal Welfare Act"; provides for the welfare of animals abandoned with veterinarians, boarding facilities or commercial facilities; prohibits liability for rendering assistance to injured pets or companion animals; requires veterinarians to report known or suspect cases of abuse, cruelty or neglect of animals to the state or local humane societies; provides specific provisions for treatment of equines, dogs, cats, pet birds and rodents; excludes agricultural or farm animals; and provides penalties. CHMIELEWSKI, OSTHOFF

# Chapter Index

Chap.	S.F.	H.F.	Topic	Chap.	S.F.	H.F.	Topic
1	18	14	Governmental Operations	69	239	277	Pensions
2	41	66	Taxes and Tax Laws	70	577	342	Health and Human Services
3	63	55	Local and Urban Government	71	437	384	Pensions
4	40	57	Local and Urban Government	72	475	430	Pensions
5	118	103	Economic Development and Commerce	73	436	601	Pensions
6	26	85	Judiciary	74	573	638	Pensions
7	71	94	Judiciary	75	969	1079	Veterans' and General Legislation
8	25	48	Judiciary	76	115	151	Local and Urban Government
9	65	67	Local and Urban Government	77	786	838	Transportation
10	24	150	Health and Human Services	78	538	516	Local and Urban Government
11	113	339	Taxes and Tax Laws	79	322	172	Governmental Operations
12	121	113	Judiciary	80	332	369	Economic Development and Commerce
13	195	96	Judiciary	81	372	173	Governmental Operations
14	198	215	Local and Urban Government	82	464	502	Local and Urban Government
15	251	201	Taxes and Tax Laws	83	530	1086	Local and Urban Government
16	15	22	Local and Urban Government	84	659	792	Pensions
17	342	371	Transportation	85	827	793	Pensions
18	39	56	Local and Urban Government	86	833	907	Pensions
19	31	395	Transportation	87	854	1129	Public Utilities and State Regulated Industries
20	152	260	Judiciary	88	936	911	Pensions
21	221	283	Local and Urban Government	89	972	1051	Local and Urban Government
22	224	528	Local and Urban Government	90	108	132	Local and Urban Government
23	270	569	Local and Urban Government	90	108	132	Local and Urban Government
24	421	341	Transportation	91	306	176	Economic Development and Commerce
25	144	79	Judiciary	92	630	325	Judiciary
26	354	121	Veterans' and General Legislation	93	328	406	Judiciary
27	459	182	Transportation	94	714	508	Economic Development and Commerce
28	468	236	Education	95	392	511	Employment
29	469	252	Education	96	564	573	Pensions
30	476	298	Judiciary	97	677	656	Public Utilities and State Regulated Industries
31	107	73	Agriculture and Natural Resources	98	822	721	Economic Development and Commerce
32	128	112	Local and Urban Government	99	817	741	Governmental Operations
33	207	282	Local and Urban Government	100	272	631	Pensions
34	269	311	Pensions	101	1175	764	Pensions
35	325	313	Local and Urban Government	102	850	801	Economic Development and Commerce
36	327	367	Local and Urban Government	103	716	804	Judiciary
37	73	131	Local and Urban Government	104	1037	903	Economic Development and Commerce
38	81	88	Pensions	105	1147	953	Economic Development and Commerce
39	351	662	Governmental Operations	106	980	959	Economic Development and Commerce
40	552	578	Judiciary	107	1090	1122	Local and Urban Government
41	589	460	Employment	108	110	26	Economic Development and Commerce
42	62	68	Local and Urban Government	109	665	602	Judiciary
43	236	268	Economic Development and Commerce	110	825	697	Local and Urban Government
44	287	316	Economic Development and Commerce	111	148	170	Agriculture and Natural Resources
45	344	364	Local and Urban Government	112	246	757	Elections and Ethics
46	96	95	Economic Development and Commerce	113	323	None	Pensions
47	101	213	Pensions	114	358	689	Local and Urban Government
48	43	25	Local and Urban Government	115	611	1084	Transportation
49	509	624	Pensions	116	653	809	Agriculture and Natural Resources
50	676	633	Economic Development and Commerce	117	673	826	Transportation
51	233	212	Judiciary	118	721	777	Local and Urban Government
52	240	287	Judiciary	119	808	1150	Veterans' and General Legislation
53	356	344	Transportation	120	1198	None	Governmental Operations
54	369	603	Local and Urban Government	121	220	76	Agriculture and Natural Resources
55	370	396	Pensions	122	248	194	Employment
56	534	576	Economic Development and Commerce	123	1055	230	Economic Development and Commerce
57	599	609	Economic Development and Commerce	124	494	513	Elections and Ethics
58	582	706	Pensions	125	546	581	Local and Urban Government
59	655	413	Local and Urban Government	126	842	673	Elections and Ethics
60	580	459	Employment	127	781	730	Judiciary
61	550	468	Pensions	128	719	760	Pensions
62	560	552	Elections and Ethics	129	921	787	Local and Urban Government
63	316	597	Pensions	130	1056	954	Local and Urban Government
64	865	909	Local and Urban Government	131	1014	1062	Local and Urban Government
65	47	75	Agriculture and Natural Resources	132	664	507	Local and Urban Government
66	402	None	Governmental Operations	133	987	1100	Agriculture and Natural Resources
67	156	157	Pensions	134	1067	1136	Judiciary
68	276	231	Transportation				

Chap.	S.F.	H.F.	Topic	Chap.	S.F.	H.F.	Topic
135	1104	1130	Transportation	198	883	1029	Transportation
136	258	190	Judiciary	199	695	670	Health and Human Services
137	495	482	Governmental Operations	200	598	161	Economic Development and Commerce
138	852	684	Governmental Operations	201	601	659	Energy and Housing
139	528	529	Judiciary	202	755	1057	Agriculture and Natural Resources
140	666	592	Judiciary	203	1168	1027	Economic Development and Commerce
141	1091	598	Health and Human Services	204	986	114	Judiciary
142	740	830	Energy and Housing	205	743	290	Health and Human Services
143	818	725	Transportation	206	610	294	Energy and Housing
144	44	444	Judiciary	207	448	381	Taxes and Tax Laws
145	568	976	Governmental Operations	208	613	419	Economic Development and Commerce
146	705	835	Local and Urban Government	209	642	599	Employment
147	843	892	Veterans' and General Legislation	210	737	745	Governmental Operations
148	900	891	Pensions	211	1040	1108	Agriculture and Natural Resources
149	385	171	Veterans' and General Legislation	212	910	1111	Taxes and Tax Laws
150	289	360	Governmental Operations	213	1157	1171	Taxes and Tax Laws
151	647	490	Health and Human Services	214	79	77	Public Utilities and State Regulated Industries
152	549	530	Judiciary	215	142	102	Energy and Housing
153	629	588	Local and Urban Government	216	1108	1124	Judiciary
154	533	608	Economic Development and Commerce	217	50	93	Judiciary
155	774	694	Local and Urban Government	218	92	81	Local and Urban Government
156	1086	758	Agriculture and Natural Resources	219	160	622	Pensions
157	830	958	Health and Human Services	220	161	193	Local and Urban Government
158	689	423	Local and Urban Government	221	263	356	Health and Human Services
159	756	873	Judiciary	222	267	211	Taxes and Tax Laws
160	824	818	Local and Urban Government	223	271	1041	Local and Urban Government
161	927	869	Employment	224	278	565	Local and Urban Government
162	60	91	Public Utilities and State Regulated Industries	225	280	332	Judiciary
163	217	159	Education	226	297	532	Judiciary
164	958	519	Health and Human Services	227	366	640	Taxes and Tax Laws
165	814	584	Economic Development and Commerce	228	427	147	Energy and Housing
166	471	605	Education	229	527	536	Judiciary
167	926	987	Public Utilities and State Regulated Industries	230	597	269	Economic Development and Commerce
168	281	254	Elections and Ethics	231	639	1154	Energy and Housing
169	752	774	Judiciary	232	652	481	Agriculture and Natural Resources
170	812	814	Transportation	233	684	917	Judiciary
171	948	1161	Local and Urban Government	234	699	1113	Transportation
172	1105	1151	Transportation	235	769	790	Judiciary
173	1165	886	Transportation	236	782	926	Judiciary
174	151	31	Veterans' and General Legislation	237	800	544	Health and Human Services
175	675	74	Judiciary	238	844	999	Judiciary
176	None	140	Public Utilities and State Regulated Industries	239	856	831	Judiciary
177	52	166	Judiciary	240	857	1163	Agriculture and Natural Resources
178	252	167	Public Utilities and State Regulated Industries	241	892	1033	Economic Development and Commerce
179	411	189	Energy and Housing	242	996	1049	Economic Development and Commerce
180	361	223	Taxes and Tax Laws	243	1146	1172	Judiciary
181	470	259	Agriculture and Natural Resources	244	1241	1305	Veterans' and General Legislation
182	84	270	Agriculture and Natural Resources	245	174	149	Agriculture and Natural Resources
183	219	318	Local and Urban Government	246	112	233	Pensions
184	1038	403	Taxes and Tax Laws	247	308	330	Judiciary
185	324	441	Energy and Housing	248	333	365	Health and Human Services
186	561	462	Local and Urban Government	249	572	375	Health and Human Services
187	725	463	Local and Urban Government	250	853	521	Economic Development and Commerce
188	558	491	Governmental Operations	251	732	606	Judiciary
189	788	540	Judiciary	252	609	610	Economic Development and Commerce
190	762	749	Local and Urban Government	253	866	653	Elections and Ethics
191	919	794	Elections and Ethics	254	803	798	Local and Urban Government
192	929	849	Local and Urban Government	255	858	836	Governmental Operations
193	512	859	Employment	256	904	904	Transportation
194	1043	1006	Public Utilities and State Regulated Industries	257	1109	1236	Local and Urban Government
195	1119	1092	Transportation	258	1232	1283	Education
196	922	1101	Agriculture and Natural Resources	259	201	910	Public Utilities and State Regulated Industries
197	1096	1147	Local and Urban Government	260	428	488	Governmental Operations
				261	231	90	Transportation
				262	196	218	Judiciary
				263	368	314	Economic Development and Commerce

Chap.	S.F.	H.F.	Topic	Chap.	S.F.	H.F.	Topic
264	713	582	Health and Human Services	329	789	722	Public Utilities and State Regulated Industries
265	472	636	Local and Urban Government	330	768	769	Transportation
266	702	667	Judiciary	331	795	782	Judiciary
267	717	744	Transportation	332	403	851	Agriculture and Natural Resources
268	711	870	Employment	333	1142	855	Judiciary
269	72	541	Governmental Operations	334	584	857	Employment
270	238	179	Agriculture and Natural Resources	335	839	858	Veterans' and General Legislation
271	253	335	Health and Human Services	336	906	916	Economic Development and Commerce
272	337	143	Transportation	337	886	995	Public Utilities and State Regulated Industries
273	398	806	Judiciary	338	893	1031	Agriculture and Natural Resources
274	412	594	Health and Human Services	339	880	1067	Employment
275	462	681	Public Utilities and State Regulated Industries	340	1052	1106	Economic Development and Commerce
276	529	668	Judiciary	341	952	1224	Veterans' and General Legislation
277	616	570	Governmental Operations	342	11	1259	Taxes and Tax Laws
278	723	776	Health and Human Services	343	1250	1308	Governmental Operations
279	879	947	Judiciary	344	1254	1310	Governmental Operations
280	923	874	Judiciary	345	61	64	Judiciary
281	932	763	Agriculture and Natural Resources	346	159	237	Health and Human Services
282	1015	1037	Veterans' and General Legislation	347	194	1176	Judiciary
283	1152	802	Judiciary	348	218	219	Judiciary
284	722	973	Economic Development and Commerce	349	320	872	Agriculture and Natural Resources
285	1093	765	Economic Development and Commerce	350	338	556	Economic Development and Commerce
286	660	652	Pensions	351	463	520	Local and Urban Government
287	6	575	Employment	352	466	454	Agriculture and Natural Resources
288	500	558	Economic Development and Commerce	353	511	524	Agriculture and Natural Resources
289	810	300	Governmental Operations	354	591	1181	Economic Development and Commerce
290	141	274	Employment	355	607	642	Governmental Operations
291	294	251	Pensions	356	634	786	Agriculture and Natural Resources
292	163	250	Economic Development and Commerce	357	679	669	Economic Development and Commerce
293	1233	None	Transportation	358	682	929	Veterans' and General Legislation
294	1151	547	Taxes and Tax Laws	359	708	853	Judiciary
295	1003	933	Health and Human Services	360	767	759	Governmental Operations
296	954	1208	Judiciary	361	823	372	Local and Urban Government
297	791	957	Agriculture and Natural Resources	362	845	847	Judiciary
298	455	1245	Judiciary	363	855	960	Transportation
299	415	422	Governmental Operations	364	862	748	Employment
300	346	1034	Agriculture and Natural Resources	365	889	1040	Local and Urban Government
301	1244	1290	Governmental Operations	366	911	854	Public Utilities and State Regulated Industries
302	479	445	Local and Urban Government	367	950	512	Agriculture and Natural Resources
303	446	553	Elections and Ethics	368	964	1021	Judiciary
304	87	107	Health and Human Services	369	985	1065	Agriculture and Natural Resources
305	164	359	Governmental Operations	370	1008	898	Judiciary
306	473	918	Judiciary	371	1009	1020	Transportation
307	541	661	Employment	372	1011	1190	Employment
308	545	762	Health and Human Services	373	1012	1074	Agriculture and Natural Resources
309	554	781	Energy and Housing	374	1097	424	Agriculture and Natural Resources
310	620	405	Health and Human Services	375	1189	1090	Economic Development and Commerce
311	891	837	Transportation				
312	1234	1298	Health and Human Services				
313	150	30	Veterans' and General Legislation	<b>Veto</b>	510	648	
314	86	92	Education				
315	13	210	Taxes and Tax Laws				
316	183	242	Employment				
317	20	253	Governmental Operations				
318	860	257	Transportation	<b>Resolutions</b>			
319	373	380	Judiciary	<b>Rs1</b>	390	383	Resolutions
320	257	409	Public Utilities and State Regulated Industries	<b>RS2</b>	93	46	Resolutions
321	483	435	Judiciary	<b>Rs3</b>	186	312	Resolutions
322	574	537	Employment	<b>Rs4</b>	1195	1243	Resolutions
323	409	549	Energy and Housing	<b>Rs5</b>	1191	1059	Resolutions
324	395	564	Pensions	<b>Rs6</b>	863	800	Resolutions
325	912	654	Agriculture and Natural Resources	<b>Rs7</b>	645	613	Resolutions
326	636	657	Transportation	<b>Rs8</b>	423	452	Resolutions
327	726	672	Taxes and Tax Laws	<b>Rs8</b>	423	452	Resolutions
328	489	674	Economic Development and Commerce	<b>Rs9</b>	1010	1081	Resolutions
				<b>Rs10</b>	1126	1188	Resolutions
				<b>Rs11</b>	1263	1269	Resolutions

# Senate File Index

S.F.	H.F.	Chap.									
6	575	287	198	215	14	373	380	319	573	638	74
11	1259	342	201	910	259	385	171	149	574	537	322
13	210	315	207	282	33	390	383	Rs1	577	342	70
15	22	16	217	159	163	392	511	95	580	459	60
18	14	1	218	219	348	395	564	324	582	706	58
20	253	317	219	318	183	398	806	273	584	857	334
24	150	10	220	76	121	402	None	66	589	460	41
25	48	8	221	283	21	403	851	332	591	1181	354
26	85	6	224	528	22	409	549	323	597	269	230
31	395	19	231	90	261	411	189	179	598	161	200
39	56	18	233	212	51	412	594	274	599	609	57
40	57	4	236	268	43	415	422	299	601	659	201
41	66	2	238	179	270	421	341	24	607	642	355
43	25	48	239	277	69	423	452	Rs8	609	610	252
44	444	144	240	287	52	427	147	228	610	294	206
47	75	65	246	757	112	428	488	260	611	1084	115
50	93	217	248	194	122	436	601	73	613	419	208
52	166	177	251	201	15	437	384	71	616	570	277
60	91	162	252	167	178	446	553	303	620	405	310
61	64	345	253	335	271	448	381	207	629	588	153
62	68	42	257	409	320	455	1245	298	630	325	92
63	55	3	258	190	136	459	182	27	634	786	356
65	67	9	263	356	221	462	681	275	636	657	326
71	94	7	267	211	222	463	520	351	639	1154	231
72	541	269	269	311	34	464	502	82	642	599	209
73	131	37	270	569	23	466	454	352	645	613	Rs7
79	77	214	271	1041	223	468	236	28	647	490	151
81	88	38	272	631	100	469	252	29	652	481	232
84	270	182	276	231	68	470	259	181	653	809	116
86	92	314	278	565	224	471	605	166	655	413	59
87	107	304	280	332	225	472	636	265	659	792	84
92	81	218	281	254	168	473	918	306	660	652	286
93	46	Rs2	287	316	44	475	430	72	664	507	132
96	95	46	289	360	150	476	298	30	665	602	109
101	213	47	294	251	291	479	445	302	666	592	140
107	73	31	297	532	226	483	435	321	673	826	117
108	132	90	306	176	91	489	674	328	675	74	175
110	26	108	308	330	247	494	513	124	676	633	50
112	233	246	316	597	63	495	482	137	677	656	97
113	339	11	320	872	349	500	558	288	679	669	357
115	151	76	322	172	79	509	624	49	682	929	358
118	103	5	323	None	113	511	524	353	684	917	233
121	113	12	324	441	185	512	859	193	689	423	158
128	112	32	325	313	35	527	536	229	695	670	199
141	274	290	327	367	36	528	529	139	699	1113	234
142	102	215	328	406	93	529	668	276	702	667	266
144	79	25	332	369	80	530	1086	83	705	835	146
148	170	111	333	365	248	533	608	154	708	853	359
150	30	313	337	143	272	534	576	56	711	870	268
151	31	174	338	556	350	538	516	78	713	582	264
152	260	20	342	371	17	541	661	307	714	508	94
156	157	67	344	364	45	545	762	308	716	804	103
159	237	346	346	1034	300	546	581	125	717	744	267
160	622	219	351	662	39	549	530	152	719	760	128
161	193	220	354	121	26	550	468	61	721	777	118
163	250	292	356	344	53	552	578	40	722	973	284
164	359	305	358	689	114	554	781	309	723	776	278
174	149	245	361	223	180	558	491	188	725	463	187
183	242	316	366	640	227	560	552	62	726	672	327
186	312	Rs3	368	314	263	561	462	186	732	606	251
194	1176	347	369	603	54	564	573	96	737	745	210
195	96	13	370	396	55	568	976	145	740	830	142
196	218	262	372	173	81	572	375	249	743	290	205

S.F.	H.F.	Chap.									
752	774	169	845	847	362	929	849	192	1091	598	141
755	1057	202	850	801	102	932	763	281	1093	765	285
756	873	159	852	684	138	936	911	88	1096	1147	197
762	749	190	853	521	250	948	1161	171	1097	424	374
767	759	360	854	1129	87	950	512	367	1104	1130	135
768	769	330	855	960	363	952	1224	341	1105	1151	172
769	790	235	856	831	239	954	1208	296	1108	1124	216
774	694	155	857	1163	240	958	519	164	1109	1236	257
781	730	127	858	836	255	964	1021	368	1119	1092	195
782	926	236	860	257	318	969	1079	75	1126	1188	Rs10
786	838	77	862	748	364	972	1051	89	1142	855	333
788	540	189	863	800	Rs6	980	959	106	1146	1172	243
789	722	329	865	909	64	985	1065	369	1147	953	105
791	957	297	866	653	253	986	114	204	1151	547	294
795	782	331	879	947	279	987	1100	133	1152	802	283
800	544	237	880	1067	339	996	1049	242	1157	1171	213
803	798	254	883	1029	198	1003	933	295	1165	886	173
808	1150	119	886	995	337	1008	898	370	1168	1027	203
810	300	289	889	1040	365	1009	1020	371	1175	764	101
812	814	170	891	837	311	1010	1081	Rs9	1189	1090	375
814	584	165	892	1033	241	1011	1190	372	1191	1059	Rs5
817	741	99	893	1031	338	1012	1074	373	1195	1243	Rs4
818	725	143	900	891	148	1014	1062	131	1198	None	120
822	721	98	904	904	256	1015	1037	282	1232	1283	258
823	372	361	906	916	336	1037	903	104	1233	None	293
824	818	160	910	1111	212	1038	403	184	1234	1298	312
825	697	110	911	854	366	1040	1108	211	1241	1305	244
827	793	85	912	654	325	1043	1006	194	1244	1290	301
830	958	157	919	794	191	1052	1106	340	1250	1308	343
833	907	86	921	787	129	1055	230	123	1254	1310	344
839	858	335	922	1101	196	1056	954	130	1263	1269	Rs11
842	673	126	923	874	280	1067	1136	134	Veto		
843	892	147	926	987	167	1086	758	156	510	648	
844	999	238	927	869	161	1090	1122	107			

# House File Index

H.F.	S.F.	Chap.									
14	18	1	210	13	315	396	370	55	584	814	165
22	15	16	211	267	222	403	1038	184	588	629	153
25	43	48	212	233	51	405	620	310	592	666	140
26	110	108	213	101	47	406	328	93	594	412	274
30	150	313	215	198	14	409	257	320	597	316	63
31	151	174	218	196	262	413	655	59	598	1091	141
46	93	Rs2	219	218	348	419	613	208	599	642	209
48	25	8	223	361	180	422	415	299	601	436	73
55	63	3	230	1055	123	423	689	158	602	665	109
56	39	18	231	276	68	424	1097	374	603	369	54
57	40	4	233	112	246	430	475	72	605	471	166
64	61	345	236	468	28	435	483	321	606	732	251
66	41	2	237	159	346	441	324	185	608	533	154
67	65	9	242	183	316	444	44	144	609	599	57
68	62	42	250	163	292	445	479	302	610	609	252
73	107	31	251	294	291	452	423	Rs8	613	645	Rs7
74	675	175	252	469	29	454	466	352	622	160	219
75	47	65	253	20	317	459	580	60	624	509	49
76	220	121	254	281	168	460	589	41	631	272	100
77	79	214	257	860	318	462	561	186	633	676	50
79	144	25	259	470	181	463	725	187	636	472	265
81	92	218	260	152	20	468	550	61	638	573	74
85	26	6	268	236	43	481	652	232	640	366	227
88	81	38	269	597	230	482	495	137	642	607	355
90	231	261	270	84	182	488	428	260	652	660	286
91	60	162	274	141	290	490	647	151	653	866	253
92	86	314	277	239	69	491	558	188	654	912	325
93	50	217	282	207	33	502	464	82	656	677	97
94	71	7	283	221	21	507	664	132	657	636	326
95	96	46	287	240	52	508	714	94	659	601	201
96	195	13	290	743	205	511	392	95	661	541	307
102	142	215	294	610	206	512	950	367	662	351	39
103	118	5	298	476	30	513	494	124	667	702	266
107	87	304	300	810	289	516	538	78	668	529	276
112	128	32	311	269	34	519	958	164	669	679	357
113	121	12	312	186	Rs3	520	463	351	670	695	199
114	986	204	313	325	35	521	853	250	672	726	327
121	354	26	314	368	263	524	511	353	673	842	126
131	73	37	316	287	44	528	224	22	674	489	328
132	108	90	318	219	183	529	528	139	681	462	275
140	None	176	325	630	92	530	549	152	684	852	138
143	337	272	330	308	247	532	297	226	689	358	114
147	427	228	332	280	225	536	527	229	694	774	155
149	174	245	335	253	271	537	574	322	697	825	110
150	24	10	339	113	11	540	788	189	706	582	58
151	115	76	341	421	24	541	72	269	721	822	98
157	156	67	342	577	70	544	800	237	722	789	329
159	217	163	344	356	53	547	1151	294	725	818	143
161	598	200	356	263	221	549	409	323	730	781	127
166	52	177	359	164	305	552	560	62	741	817	99
167	252	178	360	289	150	553	446	303	744	717	267
170	148	111	364	344	45	556	338	350	745	737	210
171	385	149	365	333	248	558	500	288	748	862	364
172	322	79	367	327	36	564	395	324	749	762	190
173	372	81	369	332	80	565	278	224	757	246	112
176	306	91	371	342	17	569	270	23	758	1086	156
179	238	270	372	823	361	570	616	277	759	767	360
182	459	27	375	572	249	573	564	96	760	719	128
189	411	179	380	373	319	575	6	287	762	545	308
190	258	136	381	448	207	576	534	56	763	932	281
193	161	220	383	390	Rs1	578	552	40	764	1175	101
194	248	122	384	437	71	581	546	125	765	1093	285
201	251	15	395	31	19	582	713	264	769	768	330

H.F.	S.F.	Chap.									
774	752	169	858	839	335	999	844	238	1129	854	87
776	723	278	859	512	193	1006	1043	194	1130	1104	135
777	721	118	869	927	161	1020	1009	371	1136	1067	134
781	554	309	870	711	268	1021	964	368	1147	1096	197
782	795	331	872	320	349	1027	1168	203	1150	808	119
786	634	356	873	756	159	1029	883	198	1151	1105	172
787	921	129	874	923	280	1031	893	338	1154	639	231
790	769	235	886	1165	173	1033	892	241	1161	948	171
792	659	84	891	900	148	1034	346	300	1163	857	240
793	827	85	892	843	147	1037	1015	282	1171	1157	213
794	919	191	898	1008	370	1040	889	365	1172	1146	243
798	803	254	903	1037	104	1041	271	223	1176	194	347
800	863	Rs6	904	904	256	1049	996	242	1181	591	354
801	850	102	907	833	86	1051	972	89	1188	1126	Rs10
802	1152	283	909	865	64	1057	755	202	1190	1011	372
804	716	103	910	201	259	1059	1191	Rs5	1208	954	296
806	398	273	911	936	88	1062	1014	131	1224	952	341
809	653	116	916	906	336	1065	985	369	1236	1109	257
814	812	170	917	684	233	1067	880	339	1243	1195	Rs4
818	824	160	918	473	306	1074	1012	373	1245	455	298
826	673	117	926	782	236	1079	969	75	1259	11	342
830	740	142	929	682	358	1081	1010	Rs9	1269	1263	Rs11
831	856	239	933	1003	295	1084	611	115	1283	1232	258
835	705	146	947	879	279	1086	530	83	1290	1244	301
836	858	255	953	1147	105	1090	1189	375	1298	1234	312
837	891	311	954	1056	130	1092	1119	195	1305	1241	244
838	786	77	957	791	297	1100	987	133	1308	1250	343
847	845	362	958	830	157	1101	922	196	1310	1254	344
849	929	192	959	980	106	1106	1052	340			
851	403	332	960	855	363	1108	1040	211			
853	708	359	973	722	284	1111	910	212			
854	911	366	976	568	145	1113	699	234			
855	1142	333	987	926	167	1122	1090	107			
857	584	334	995	886	337	1124	1108	216			
									Veto		
									648	510	

