

Session Summary

with SPECIAL SESSION

Minnesota House of Representatives



Information Office

July 1985

1985 - 86 House of Representatives

Member directory — office rooms and phone numbers

District	Room*	Phone	District	Room*	Phone
10B Anderson, Bob (IR)	335	296-4946	20B Miller, Howard (IR)	579	296-5066
20A Anderson, Glen (DFL)	281	296-4228	5B Minne, Lona (DFL)	243	296-0172
51A Backlund, Gordon (IR)	529	296-5510	7A Munger, Willard M (DFL)	283	296-4282
6A Battaglia, David (DFL)	231	296-2190	8A Murphy, Mary (DFL)	259	296-2676
56B Beard, Patrick W (DFL)	549	296-3135	49A Nelson, Darby (DFL)	301	296-1729
19A Becklin, Lynn (IR)	337	296-5364	62A Nelson, Ken (DFL)	317	296-4244
6B Begich, Joseph R (DFL)	229	296-5063	3A Neuenschwander, Bob (DFL)	201	296-1188
53A Bennett, Tony (IR)	379	296-2907	65A Norton, Fred C (DFL)	267	296-5158
33B Bishop, David T (IR)	583	296-0573	66B O'Connor, Rich (DFL)	357	296-7807
41B Blatz, Kathleen (IR)	509	296-4218	14A Ogren, Paul Anders (DFL)	323	296-7808
27A Boerboom, Jim (IR)	423	296-5374	44A Olsen, Sally (IR)	559	296-3964
8B Boo, Ben (IR)	407	296-2228	2B Olson, Edgar (DFL)	553	296-4265
62B Brandl, John E (DFL)	311	296-4837	16A Omann, Ben (IR)	581	296-6612
16B Brinkman, Bernard J (DFL)	251	296-4373	22B Onnen, Tony (IR)	515	296-1534
11A Brown, Charles (DFL)	211	296-4929	66A Osthoff, Tom (DFL)	597	296-4224
43A Burger, John (IR)	411	296-9188	59B Otis, Todd (DFL)	313	296-9281
14B Carlson, Douglas W (IR)	485	296-4308	37B Ozment, Dennis (IR)	577	296-4306
9A Carlson, Joel (IR)	531	296-5515	65B Pappas, Sandy (DFL)	241	296-9714
46B Carlson, Lyndon R (DFL)	209	296-4255	42A Pauly, Sidney (IR)	451	296-7449
60A Clark, Karen (DFL)	225	296-0294	18A Peterson, Jerome (DFL)	253	296-6746
48A Clausnitzer, Dale A (IR)	523	296-5502	24A Piepho, Mark (IR)	565	296-3248
64B Cohen, Richard J (DFL)	273	296-5931	31B Piper, Pat (DFL)	295	296-9248
23A Dempsey, Terry (IR)	537	296-9303	10A Poppenhagen, Dennis (IR)	401	296-5387
21B DenOuden, Gaylin (IR)	381	296-4346	56A Price, Leonard (DFL)	359	296-3018
36A Dimler, Chuck (IR)	539	296-1072	50B Quinn, Joe (DFL)	261	296-2439
28A Dyke, Carol (IR)	521	296-5505	23B Quist, Allen (IR)	567	296-7065
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38A Halberg, Charles C (IR)	369	296-4212	30B Schoenfeld, Jerry (DFL)	207	296-8635
50A Hartinger, John M (IR)	413	296-5369	48B Schreiber, William (IR)	543	296-4128
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7B Jaros, Mike (DFL)	503	296-4246	61B Skoglund, Wes (DFL)	507	296-4330
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21A Kvam, Adolph L (IR)	479	296-4344	15A Uphus, Sylvester (IR)	433	296-5185
55A Levi, Connie (IR)	459	296-4124	9B Valan, Merlyn O (IR)	375	296-6829
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* Offices in the State Office Building

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List by Topic of Bills Both Houses Passed

Key

HF—House File
 SF—Senate File
 CH—Chapter in **Session Laws 1985**
 Rs—Resolution Number

VTD—Bills the Governor Vetoes
 *—bill the House and Senate passed

Upon local approval means: effective upon compliance with **Minnesota Statutes**, section 645.021

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Nothing herein is admissible as legal proof of legislative intent.

On the cover: Voting board lights flash in the background as legislators vote on bills piled high on their desks in the final days of the 1985 session. Photo by Paul Battaglia.

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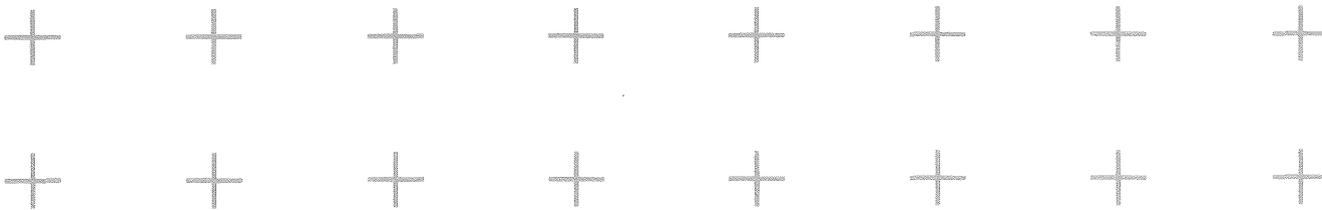
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Session Summary is an information service of the Minnesota House of Representatives—a cooperative effort of House leadership, members and staff, the Chief Clerk's Office, the Index Department, and House Research—all of whom supply and verify information. House Information Office staff members collect, write, verify, and coordinate the information to produce **Session Summary**.

Bills the Governor Signed

CH	HF	SF	TOPIC
0001	0336*	0358	Taxes
0002	0002	0100*	Taxes
0003	0404	0328*	Miscellaneous
0004	0032	0054*	Agriculture
0005	0210	0252*	Commerce/Consumer Affairs
0006	0438	0412*	Housing/Real Estate
0007	0117	0106*	Local Bills—Cities/Towns
0008	0307	0333*	Local Bills—Cities/Towns
0009	0300	0102*	Environment/Natural Resources
0010	0068*	0148	Legal/Judiciary
0011	0110	0122*	Governmental Operations
0012	0034*	0072	Commerce/Consumer Affairs
0013	0329*	0424	Crime/Corrections
0014	0509*	0435	Legal/Judiciary
0015	0263	0483*	Education
0016	0125	0198*	Housing/Real Estate
0017	0177	0247*	Veterans/Military
0018	0270	0287*	Local Bills—Cities/Towns
0019	0373	0546*	Agriculture
0020	0327*	0646	Transportation
0021	0621*	0592	Health/Human Services
0022	0894*	0843	Commerce/Consumer Affairs
0023	0470*	0518	Education
0024	0219	0177*	Legal/Judiciary
0025	0586	0635*	Transportation
0026	0881	0679*	Environment/Natural Resources
0027	0085*	0968	Local Bills—Cities/Towns
0028	0422*	0434	Local Bills—Cities/Towns
0029	0796*	1141	Local Bills—Counties
0030	0991*	1102	Governmental Operations
0031	0091*	0139	Elections
0032	0112*	0093	Employment/Labor
0033	0157*	0307	Education
0034	0241*	0393	Commerce/Consumer Affairs
0035	0221*	none	Transportation
0036	0316*	0495	Veterans/Military
0037	0320*	0360	Local Bills—Cities/Towns
0038	0335*	0422	Legal/Judiciary
0039	0379*	0365	Elections
0040	0415*	0486	Elections
0041	0461*	0388	Legal/Judiciary
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0044	0604*	0540	Agriculture
0045	0985*	1028	Health/Human Services
0046	0532	0046*	Legal/Judiciary
0047	0145	0070*	Governmental Operations
0048	0311	0379*	Commerce/Consumer Affairs
0049	0552	0437*	Insurance
0050	0626	0625*	Energy/Utilities
0051	0151*	0117	Education
0052	0158*	0194	Miscellaneous
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0054	0928*	0726	Environment/Natural Resources
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0057	0183*	0131	Commerce/Consumer Affairs
0058	0001*	0064	Local Bills—Cities/Towns
0059	0094*	0101	Agriculture
0060	0204*	0235	Education
0061	0230*	0284	Local Bills—Cities/Towns
0062	0247*	0505	Legal/Judiciary
0063	0256*	0406	Transportation
0064	0454*	0657	Transportation
0065	0468*	0463	Governmental Operations
0066	0507*	0536	Governmental Operations
0067	0565*	0526	Governmental Operations
0068	0580*	0779	Commerce/Consumer Affairs
0069	0656*	0637	Local Bills—Counties
0070	0698*	0698	Local Bills—Cities/Towns
0071	0730*	0493	Miscellaneous
0072	0759*	0231	Elections
0073	0825*	0838	Employment/Labor
0074	0831*	0803	Crime/Corrections
0075	0852*	0787	Local Bills—Cities/Towns
0076	0863*	0833	Transportation
0077	0951*	1346	Governmental Operations
0078	0982*	1185	Veterans/Military
0079	1065*	1101	Governmental Operations
0080	1570*	1197	Agriculture
0081	0967	0783*	Environment/Natural Resources
0082	1316	1119*	Governmental Operations
0083	1000	1329*	Taxes
0084	0266*	0527	Crime/Corrections
0085	0267*	0344	Governmental Operations
0086	0428*	0553	Local Bills—Cities/Towns
0087	0537*	0552	Local Bills—Counties
0088	0602*	0816	Commerce/Consumer Affairs
0089	0907*	0689	Local Bills—Counties
0090	1197*	0920	Local Bills—Cities/Towns
0091	1198*	1152	Local Bills—Cities/Towns
0092	1226*	1075	Local Bills—Cities/Towns
0093	0135	0086*	Agriculture
0094	0141	0143*	Legal/Judiciary
0095	1106	0921*	Commerce/Consumer Affairs
0096	1011	0994*	Education
0097	1161	1071*	Legal/Judiciary
0098	0362*	0355	Local Bills—Counties
0099	1199*	1167	Local Bills—Cities/Towns
0100	0708	0335*	Agriculture
0101	none	0450*	Taxes
0102	1170	1087*	Transportation
0103	1308	1208*	Local Bills—Cities/Towns
0104	0959	1214*	Legal/Judiciary
0105	1417	1291*	Local Bills—Cities/Towns
0106	1503	1411*	Local Bills—Cities/Towns
0107	0273*	0490	Commerce/Consumer Affairs
0108	0446*	1060	Housing/Real Estate
0109	0516*	0642	Governmental Operations
0110	0645*	0746	Crime/Corrections



CH	HF	SF	TOPIC
0111	0782*	0691	Families/Relationships
0112	0882*	0614	Environment/Natural Resources
0113	1193*	1157	Crime/Corrections
0114	1216*	1199	Agriculture
0115	1266	1308*	Local Bills—Counties
0116	0399*	0377	Education
0117	0603*	0768	Drugs/Alcohol
0118	0649*	0670	Local Bills—Counties
0119	0657*	0611	Crime/Corrections
0120	1113*	0795	Transportation
0121	1150*	1266	Local Bills—Counties
0122	0476	0563*	Education
0123	0683*	1223	Legal/Judiciary
0124	1152*	1078	Local Bills—Counties
0125	1382*	1371	Legal/Judiciary
0126	0448	0207*	Crime/Corrections
0127	0409	0219*	Transportation
0128	0323	0352*	Transportation
0129	0947	0661*	Commerce/Consumer Affairs
0130	1262	1254*	Employment/Labor
0131	0912	0901*	Families/Relationships
0132	1457	1458*	Taxes
0133	0970	1485*	Local Bills—Cities/Towns
0134	0097*	0157	Commerce/Consumer Affairs
0135	0143*	0855	Energy/Utilities
0136	0191*	0445	Commerce/Consumer Affairs
0137	0216*	0229	Banking
0138	0231*	0308	Local Bills—Counties
0139	0308*	0353	Drugs/Alcohol
0140	0368*	1037	Commerce/Consumer Affairs
0141	0374*	0501	Crime/Corrections
0142	0385*	0385	Commerce/Consumer Affairs
0143	0521*	0378	Local Bills—Counties
0144	0576*	0868	Miscellaneous
0145	0835*	1155	Veterans/Military
0146	0380	1131*	Local Bills—Cities/Towns
0147	0498	0375*	Insurance
0148	0988	0800*	Commerce/Consumer Affairs
0149	1075	0709*	Legal/Judiciary
0150	1437	1049*	Health/Human Services
0151	1001	1077*	Legal/Judiciary
0152	1033	0954*	Veterans/Military
0153	0449*	0591	Legal/Judiciary
0154	0018*	1461	Environment/Natural Resources
0155	0043	0071*	Commerce/Consumer Affairs
0156	0285	0082*	Housing/Real Estate
0157	0207	0118*	Employment/Labor
0158	0174	0228*	Environment/Natural Resources
0159	0800	0583*	Crime/Corrections
0160	0636	0693*	Crime/Corrections
0161	0806	0781*	Legal/Judiciary
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0163	1435	1358*	Local Bills—Cities/Towns
0164	1248	1374*	Environment/Natural Resources
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0166	1359	1429*	Legal/Judiciary
0167	0274*	0414	Crime/Corrections
0168	0345*	0314	Insurance
0169	0889*	0639	Governmental Operations
0170	0937*	0791	Environment/Natural Resources
0171	1235*	1062	Environment/Natural Resources
0172	0442	0045*	Environment/Natural Resources
0173	0071	0063*	Local Bills—Cities/Towns
0174	0689	0542*	Governmental Operations
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0176	0918	0798*	Employment/Labor
0177	0942	0904*	Local Bills—Cities/Towns
0178	1498	1347*	Local Bills—Counties
0179	1497	1353*	Local Bills—Counties
0180	1490	1414*	Local Bills—Cities/Towns
0181	1607	1499*	Local Bills—Counties
0182	0346	0243*	Health/Human Services
0183	0277	0331*	Health/Human Services
0184	0818	0364*	Health/Human Services
0185	0820	0448*	Crime/Corrections
0186	0593	0547*	Transportation
0187	0605	0581*	Banking
0188	0693	0597*	Local Bills—Cities/Towns
0189	0594	0616*	Local Bills—Cities/Towns
0190	0413	0643*	Environment/Natural Resources
0191	0998	0664*	Environment/Natural Resources
0192	0743	0721*	Local Bills—Cities/Towns
0193	0997	0825*	Local Bills—Cities/Towns
0194	0922	0925*	Environment/Natural Resources
0195	1205	1036*	Legal/Judiciary
0196	1421	1148*	Legal/Judiciary
0197	1282	1187*	Employment/Labor
0198	0718	1202*	Environment/Natural Resources
0199	1309	1220*	Local Bills—Cities/Towns
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0207	0058*	0065	Local Bills—Cities/Towns
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0209	0592*	0593	Local Bills—Cities/Towns
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0211	0755*	0678	Miscellaneous
0212	1281	1249*	Governmental Operations
0213	0347	0147*	Health/Human Services
0214	1129	1434*	Legal/Judiciary
0215	0723	0675*	Transportation
0216	1360	1279*	Housing/Real Estate
0217	0623	0658*	Environment/Natural Resources
0218	0891	0566*	Legal/Judiciary
0219	0545	0557*	Insurance
0220	0484	0521*	Crime/Corrections

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0221	0737	0374*	Legal/Judiciary
0222	0883	0821*	Commerce/Consumer Affairs
0223	1331	1320*	Health/Human Services
0224	0817	0319*	Governmental Operations
0225	1253	1171*	Local Bills—Counties
0226	1541	0966*	Health/Human Services
0227	0245*	0802	Families/Relationships
0228	0533*	0341	Miscellaneous
0229	0779*	0822	Taxes
0230	1645*	1510	Commerce/Consumer Affairs
0231	0934	0274*	Health/Human Services
0232	0452	0455*	Environment/Natural Resources
0233	0990	0919*	Agriculture
0234	1130	0986*	Employment/Labor
0235	1057	1088*	Taxes
0236	1279	1219*	Environment/Natural Resources
0237	1086	1225*	Agriculture
0238	1405	1357*	Taxes
0239	1375	1398*	Governmental Operations
0240	0282*	1508	Education
0241	0208	0087*	Agriculture
0242	0514	0281*	Crime/Corrections
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0244	1225	1045*	Commerce/Consumer Affairs
0245	1409	1067*	Commerce/Consumer Affairs
0246	1317	1118*	Commerce/Consumer Affairs
0247	1436	1130*	Employment/Labor
0248	1371	1363*	Legal/Judiciary
0249	1180	0019*	Transportation
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0253	0186*	0146	Health/Human Services
0254	0648*	0601	Governmental Operations
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0256	0957*	1033	Agriculture
0257	0619	0647*	Education
0258	1513	1140*	Agriculture
0259	0098*	0204	Pensions/Retirement
0260	0155*	0170	Environment/Natural Resources
0261	0729*	0861	Pensions/Retirement
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0263	1233*	1103	Commerce/Consumer Affairs
0264	1256*	1450	Environment/Natural Resources
0265	1370	1362*	Legal/Judiciary
0266	0275	0196*	Families/Relationships
0267	0679	0251*	Health/Human Services
0268	1443	0276*	Legal/Judiciary
0269	0366	0279*	Environment/Natural Resources
0270	0834	0565*	Miscellaneous
0271	0788	0650*	Crime/Corrections
0272	0940	0719*	Environment/Natural Resources
0273	1178	0862*	Legal/Judiciary
0274	0939	0866*	Environment/Natural Resources
0275	1107	1176*	Families/Relationships

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0277	0078*	0550	Crime/Corrections
0278	0083*	0443	Legal/Judiciary
0279	0535*	0589	Health/Human Services
0280	0633*	0622	Transportation
0281	0646*	0762	Housing/Real Estate
0282	0828*	1246	Governmental Operations
0283	1175*	1127	Families/Relationships
0284	0242*	0394	Commerce/Consumer Affairs
0285	0786*	0808	Governmental Operations
0286	0848*	none	Families/Relationships
0287	1458*	0165	Miscellaneous
0288	1029	0035*	Crime/Corrections
0289	0757	0295*	Local Bills—Counties
0290	1048	0928*	Health/Human Services
0291	1128	0930*	Transportation
0292	0140*	0144	Banking
0293	0213*	0500	Families/Relationships
0294	0264*	0348	Crime/Corrections
0295	0558*	0541	Local Bills—Metro
0296	1109*	1233	Governmental Operations
0297	1227*	1003	Crime/Corrections
0298	1589*	1013	Legal/Judiciary
0299	1155	0043*	Transportation
0300	0556	0472*	Taxes
0301	0315*	0282	Local Bills—Cities/Towns
0302	0384*	0303	Local Bills—Metro
0303	0695	0743*	Banking
0304	1037*	1163	Energy/Utilities
0305	1145*	1122	Drugs/Alcohol
0306	1097	0401*	Agriculture
0307	0677	0676*	Local Bills—Cities/Towns
0308	1343	1183*	Drugs/Alcohol
0309	0265*	0334	Insurance

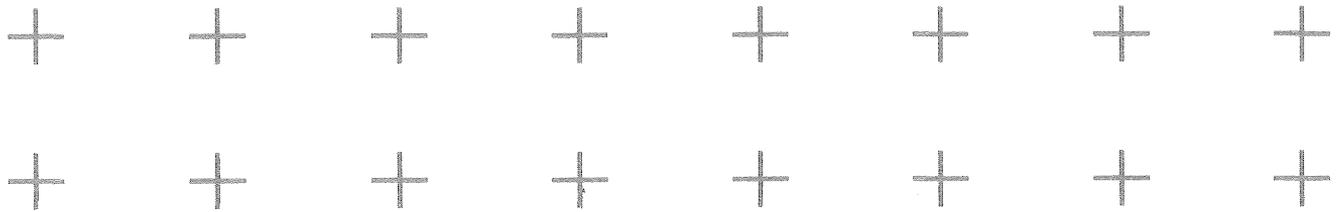
Resolutions

Rs	HF	SF	TOPIC
Rs01	0089	0090*	Resolutions
Rs02	1263	1231*	Resolutions
Rs03	0886*	1057	Resolutions
Rs04	1093*	1024	Resolutions
Rs05	1388*	none	Resolutions

House Files—Numerical Listing

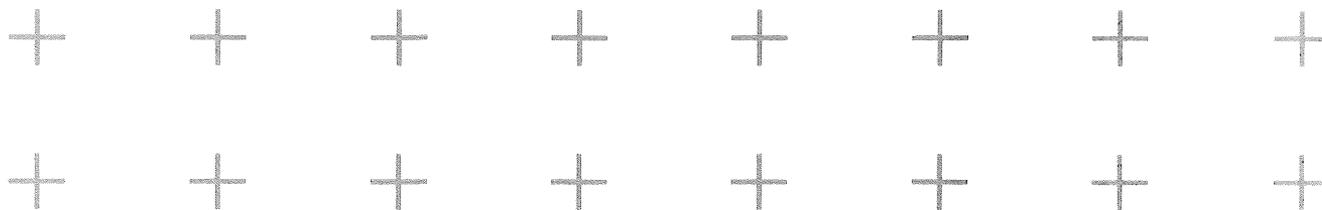
HF	SF	CH	TOPIC
0001*	0064	0058	Local Bills—Cities/Towns
0002	0100*	0002	Taxes
0018*	1461	0154	Environment/Natural Resources
0032	0054*	0004	Agriculture
0034*	0072	0012	Commerce/Consumer Affairs
0035*	0461	0276	Agriculture
0043	0071*	0155	Commerce/Consumer Affairs
0058*	0065	0207	Local Bills—Cities/Towns
0068*	0148	0010	Legal/Judiciary
0071	0063*	0173	Local Bills—Cities/Towns
0078*	0550	0277	Crime/Corrections
0083*	0443	0278	Legal/Judiciary
0085*	0968	0027	Local Bills—Cities/Towns
0089	0090*	Rs01	Resolutions
0091*	0139	0031	Elections
0094*	0101	0059	Agriculture
0097*	0157	0134	Commerce/Consumer Affairs
0098*	0204	0259	Pensions/Retirement
0110	0122*	0011	Governmental Operations
0112*	0093	0032	Employment/Labor
0117	0106*	0007	Local Bills—Cities/Towns
0125	0198*	0016	Housing/Real Estate
0135	0086*	0093	Agriculture
0140*	0144	0292	Banking
0141	0143*	0094	Legal/Judiciary
0143*	0855	0135	Energy/Utilities
0145	0070*	0047	Governmental Operations
0151*	0117	0051	Education
0155*	0170	0260	Environment/Natural Resources
0157*	0307	0033	Education
0158*	0194	0052	Miscellaneous
0174	0228*	0158	Environment/Natural Resources
0177	0247*	0017	Veterans/Military
0183*	0131	0057	Commerce/Consumer Affairs
0186*	0146	0253	Health/Human Services
0191*	0445	0136	Commerce/Consumer Affairs
0204*	0235	0060	Education
0207	0118*	0157	Employment/Labor
0208	0087*	0241	Agriculture
0210	0252	*0005	Commerce/Consumer Affairs
0213*	0500	0293	Families/Relationships
0216*	0229	0137	Banking
0219	0177*	0024	Legal/Judiciary
0221*	none	0035	Transportation
0227*	0239	0208	Miscellaneous
0230*	0284	0061	Local Bills—Cities/Towns
0231*	0308	0138	Local Bills—Counties
0241*	0393	0034	Commerce/Consumer Affairs
0242*	0394	0284	Commerce/Consumer Affairs
0245*	0802	0227	Families/Relationships
0247*	0505	0062	Legal/Judiciary
0256*	0406	0063	Transportation
0263	0483*	0015	Education
0264*	0348	0294	Crime/Corrections
0265*	0334	0309	Insurance

HF	SF	CH	TOPIC
0266*	0527	0084	Crime/Corrections
0267*	0344	0085	Governmental Operations
0270	0287*	0018	Local Bills—Cities/Towns
0273*	0490	0107	Commerce/Consumer Affairs
0274*	0414	0167	Crime/Corrections
0275	0196*	0266	Families/Relationships
0277	0331*	0183	Health/Human Services
0282*	1508	0240	Education
0285	0082*	0156	Housing/Real Estate
0300	0102*	0009	Environment/Natural Resources
0307	0333*	0008	Local Bills—Cities/Towns
0308*	0353	0139	Drugs/Alcohol
0311	0379*	0048	Commerce/Consumer Affairs
0315*	0282	0301	Local Bills—Cities/Towns
0316*	0495	0036	Veterans/Military
0320*	0360	0037	Local Bills—Cities/Towns
0323	0352*	0128	Transportation
0327*	0646	0020	Transportation
0329*	0424	0013	Crime/Corrections
0335*	0422	0038	Legal/Judiciary
0336*	0358	0001	Taxes
0345*	0314	0168	Insurance
0346	0243*	0182	Health/Human Services
0347	0147*	0213	Health/Human Services
0362*	0355	0098	Local Bills—Counties
0366	0279*	0269	Environment/Natural Resources
0368*	1037	0140	Commerce/Consumer Affairs
0373	0546*	0019	Agriculture
0374*	0501	0141	Crime/Corrections
0379*	0365	0039	Elections
0380	1131*	0146	Local Bills—Cities/Towns
0384*	0303	0302	Local Bills—Metro
0385*	0385	0142	Commerce/Consumer Affairs
0399*	0377	0116	Education
0404	0328*	0003	Miscellaneous
0409	0219*	0127	Transportation
0413	0643*	0190	Environment/Natural Resources
0415*	0486	0040	Elections
0422*	0434	0028	Local Bills—Cities/Towns
0428*	0553	0086	Local Bills—Cities/Towns
0438	0412*	0006	Housing/Real Estate
0442	0045*	0172	Environment/Natural Resources
0446*	1060	0108	Housing/Real Estate
0448	0207*	0126	Crime/Corrections
0449*	0591	0153	Legal/Judiciary
0452	0455*	0232	Environment/Natural Resources
0454*	0657	0064	Transportation
0461*	0388	0041	Legal/Judiciary
0468*	0463	0065	Governmental Operations
0470*	0518	0023	Education
0476	0563*	0122	Education
0484	0521*	0220	Crime/Corrections
0485*	0471	0042	Local Bills—Cities/Towns
0498	0375*	0147	Insurance
0507*	0536	0066	Governmental Operations



HF	SF	CH	TOPIC
0509*	0435	0014	Legal/Judiciary
0511*	0613	0053	Crime/Corrections
0514	0281*	0242	Crime/Corrections
0516*	0642	0109	Governmental Operations
0517*	0519	0043	Insurance
0521*	0378	0143	Local Bills—Counties
0532	0046*	0046	Legal/Judiciary
0533*	0341	0228	Miscellaneous
0535*	0589	0279	Health/Human Services
0537*	0552	0087	Local Bills—Counties
0543	0609*	0175	Legal/Judiciary
0545	0557*	0219	Insurance
0552	0437*	0049	Insurance
0556	0472*	0300	Taxes
0558*	0541	0295	Local Bills—Metro
0565*	0526	0067	Governmental Operations
0576*	0868	0144	Miscellaneous
0580*	0779	0068	Commerce/Consumer Affairs
0586	0635*	0025	Transportation
0592*	0593	0209	Local Bills—Cities/Towns
0593	0547*	0186	Transportation
0594	0616*	0189	Local Bills—Cities/Towns
0602*	0816	0088	Commerce/Consumer Affairs
0603*	0768	0117	Drugs/Alcohol
0604*	0540	0044	Agriculture
0605	0581*	0187	Banking
0619	0647*	0257	Education
0621*	0592	0021	Health/Human Services
0623	0658*	0217	Environment/Natural Resources
0626	0625*	0050	Energy/Utilities
0633*	0622	0280	Transportation
0636	0693*	0160	Crime/Corrections
0645*	0746	0110	Crime/Corrections
0646*	0762	0281	Housing/Real Estate
0648*	0601	0254	Governmental Operations
0649*	0670	0118	Local Bills—Counties
0656*	0637	0069	Local Bills—Counties
0657*	0611	0119	Crime/Corrections
0677	0676*	0307	Local Bills—Cities/Towns
0679	0251*	0267	Health/Human Services
0683*	1223	0123	Legal/Judiciary
0689	0542*	0174	Governmental Operations
0693	0597*	0188	Local Bills—Cities/Towns
0695	0743*	0303	Banking
0698*	0698	0070	Local Bills—Cities/Towns
0708	0335*	0100	Agriculture
0718	1202*	0198	Environment/Natural Resources
0723	0675*	0215	Transportation
0729*	0861	0261	Pensions/Retirement
0730*	0493	0071	Miscellaneous
0737	0374*	0221	Legal/Judiciary
0743	0721*	0192	Local Bills—Cities/Towns
0755*	0678	0211	Miscellaneous
0757	0295*	0289	Local Bills—Counties
0759*	0231	0072	Elections

HF	SF	CH	TOPIC
0779*	0822	0229	Taxes
0782*	0691	0111	Families/Relationships
0785	1238*	0201	Local Bills—Cities/Towns
0786*	0808	0285	Governmental Operations
0788	0650*	0271	Crime/Corrections
0796*	1141	0029	Local Bills—Counties
0800	0583*	0159	Crime/Corrections
0806	0781*	0161	Legal/Judiciary
0817	0319*	0224	Governmental Operations
0818	0364*	0184	Health/Human Services
0820	0448*	0185	Crime/Corrections
0825*	0838	0073	Employment/Labor
0828*	1246	0282	Governmental Operations
0831*	0803	0074	Crime/Corrections
0834	0565*	0270	Miscellaneous
0835*	1155	0145	Veterans/Military
0842	0882*	0251	Governmental Operations
0848*	none	0286	Families/Relationships
0852*	0787	0075	Local Bills—Cities/Towns
0857*	0905	0255	Insurance
0863*	0833	0076	Transportation
0881	0679*	0026	Environment/Natural Resources
0882*	0614	0112	Environment/Natural Resources
0883	0821*	0222	Commerce/Consumer Affairs
0886*	1057	Rs03	Resolutions
0889*	0639	0169	Governmental Operations
0891	0566*	0218	Legal/Judiciary
0894*	0843	0022	Commerce/Consumer Affairs
0897	0814*	0162	Education
0907*	0689	0089	Local Bills—Counties
0910	0916*	0252	Health/Human Services
0912	0901*	0131	Families/Relationships
0918	0798*	0176	Employment/Labor
0922	0925*	0194	Environment/Natural Resources
0928*	0726	0054	Environment/Natural Resources
0934	0274*	0231	Health/Human Services
0937*	0791	0170	Environment/Natural Resources
0939	0866*	0274	Environment/Natural Resources
0940	0719*	0272	Environment/Natural Resources
0942	0904*	0177	Local Bills—Cities/Towns
0947	0661*	0129	Commerce/Consumer Affairs
0951*	1346	0077	Governmental Operations
0953*	1096	0055	Local Bills—Cities/Towns
0957*	1033	0256	Agriculture
0959	1214*	0104	Legal/Judiciary
0967	0783*	0081	Environment/Natural Resources
0970	1485*	0133	Local Bills—Cities/Towns
0982*	1185	0078	Veterans/Military
0985*	1028	0045	Health/Human Services
0988	0800*	0148	Commerce/Consumer Affairs
0990	0919*	0233	Agriculture
0991*	1102	0030	Governmental Operations
0997	0825*	0193	Local Bills—Cities/Towns
0998	0664*	0191	Environment/Natural Resources
1000	1329*	0083	Taxes



HF	SF	CH	TOPIC
1001	1077*	0151	Legal/Judiciary
1011	0994*	0096	Education
1023	0459*	0250	Legal/Judiciary
1029	0035*	0288	Crime/Corrections
1032*	1138	VTD	Local Bills—Cities/Towns
1033	0954*	0152	Veterans/Military
1037*	1163	0304	Energy/Utilities
1045*	1104	0210	Taxes
1048	0928*	0290	Health/Human Services
1057	1088*	0235	Taxes
1065*	1101	0079	Governmental Operations
1070*	1004	0262	Families/Relationships
1075	0709*	0149	Legal/Judiciary
1076	0863*	0243	Commerce/Consumer Affairs
1086	1225*	0237	Agriculture
1093*	1024	Rs04	Resolutions
1097	0401*	0306	Agriculture
1106	0921*	0095	Commerce/Consumer Affairs
1107	1176*	0275	Families/Relationships
1109*	1233	0296	Governmental Operations
1113*	0795	0120	Transportation
1128	0930*	0291	Transportation
1129	1434*	0214	Legal/Judiciary
1130	0986*	0234	Employment/Labor
1145*	1122	0305	Drugs/Alcohol
1150*	1266	0121	Local Bills—Counties
1152*	1078	0124	Local Bills—Counties
1155	0043*	0299	Transportation
1161	1071*	0097	Legal/Judiciary
1170	1087*	0102	Transportation
1171	1234*	0200	Local Bills—Cities/Towns
1175*	1127	0283	Families/Relationships
1178	0862*	0273	Legal/Judiciary
1180	0019*	0249	Transportation
1193*	1157	0113	Crime/Corrections
1197*	0920	0090	Local Bills—Cities/Towns
1198*	1152	0091	Local Bills—Cities/Towns
1199*	1167	0099	Local Bills—Cities/Towns
1205	1036*	0195	Legal/Judiciary
1216*	1199	0114	Agriculture
1225	1045*	0244	Commerce/Consumer Affairs
1226*	1075	0092	Local Bills—Cities/Towns
1227*	1003	0297	Crime/Corrections
1233*	1103	0263	Commerce/Consumer Affairs
1235*	1062	0171	Environment/Natural Resources
1248	1374*	0164	Environment/Natural Resources
1253	1171*	0225	Local Bills—Counties
1254*	1215	0056	Governmental Operations
1256*	1450	0264	Environment/Natural Resources
1262	1254*	0130	Employment/Labor
1263	1231*	Rs02	Resolutions
1266	1308*	0115	Local Bills—Counties
1279	1219*	0236	Environment/Natural Resources
1281	1249*	0212	Governmental Operations
1282	1187*	0197	Employment/Labor

HF	SF	CH	TOPIC
1307	1244*	0202	Local Bills—Cities/Towns
1308	1208*	0103	Local Bills—Cities/Towns
1309	1220*	0199	Local Bills—Cities/Towns
1316	1119*	0082	Governmental Operations
1317	1118*	0246	Commerce/Consumer Affairs
1331	1320*	0223	Health/Human Services
1343	1183*	0308	Drugs/Alcohol
1359	1429*	0166	Legal/Judiciary
1360	1279*	0216	Housing/Real Estate
1370	1362*	0265	Legal/Judiciary
1371	1363*	0248	Legal/Judiciary
1375	1398*	0239	Governmental Operations
1382*	1371	0125	Legal/Judiciary
1388*	none	Rs05	Resolutions
1405	1357*	0238	Taxes
1409	1067*	0245	Commerce/Consumer Affairs
1417	1291*	0105	Local Bills—Cities/Towns
1421	1148*	0196	Legal/Judiciary
1435	1358*	0163	Local Bills—Cities/Towns
1436	1130*	0247	Employment/Labor
1437	1049*	0150	Health/Human Services
1443	0276*	0268	Legal/Judiciary
1457	1458*	0132	Taxes
1458*	0165	0287	Miscellaneous
1460	1404*	0204	Governmental Operations
1468	1447*	0205	Local Bills—Cities/Towns
1490	1414*	0180	Local Bills—Cities/Towns
1497	1353*	0179	Local Bills—Counties
1498	1347*	0178	Local Bills—Counties
1503	1411*	0106	Local Bills—Cities/Towns
1513	1140*	0258	Agriculture
1541	0966*	0226	Health/Human Services
1558	1278*	0203	Banking
1570*	1197	0080	Agriculture
1578	1388*	0165	Legal/Judiciary
1589*	1013	0298	Legal/Judiciary
1607	1499*	0181	Local Bills—Counties
1633	1506*	0206	Local Bills—Cities/Towns
1645*	1510	0230	Commerce/Consumer Affairs
none	0450*	0101	Taxes

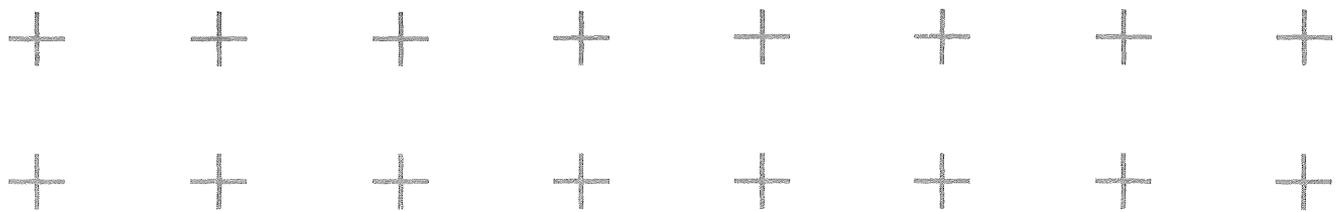
Senate Files—Numerical Listing

SF	HF	CH	TOPIC
0019*	1180	0249	Transportation
0035*	1029	0288	Crime/Corrections
0043*	1155	0299	Transportation
0045*	0442	0172	Environment/Natural Resources
0046*	0532	0046	Legal/Judiciary
0054*	0032	0004	Agriculture
0063*	0071	0173	Local Bills—Cities/Towns
0064	0001*	0058	Local Bills—Cities/Towns
0065	0058*	0207	Local Bills—Cities/Towns
0070*	0145	0047	Governmental Operations
0071*	0043	0155	Commerce/Consumer Affairs
0072	0034*	0012	Commerce/Consumer Affairs
0082*	0285	0156	Housing/Real Estate
0086*	0135	0093	Agriculture
0087*	0208	0241	Agriculture
0090*	0089	Rs01	Resolutions
0093	0112*	0032	Employment/Labor
0100*	0002	0002	Taxes
0101	0094*	0059	Agriculture
0102*	0300	0009	Environment/Natural Resources
0106*	0117	0007	Local Bills—Cities/Towns
0117	0151*	0051	Education
0118*	0207	0157	Employment/Labor
0122*	0110	0011	Governmental Operations
0131	0183*	0057	Commerce/Consumer Affairs
0139	0091*	0031	Elections
0143*	0141	0094	Legal/Judiciary
0144	0140*	0292	Banking
0146	0186*	0253	Health/Human Services
0147*	0347	0213	Health/Human Services
0148	0068*	0010	Legal/Judiciary
0157	0097*	0134	Commerce/Consumer Affairs
0165	1458*	0287	Miscellaneous
0170	0155*	0260	Environment/Natural Resources
0177*	0219	0024	Legal/Judiciary
0194	0158*	0052	Miscellaneous
0196*	0275	0266	Families/Relationships
0198*	0125	0016	Housing/Real Estate
0204	0098*	0259	Pensions/Retirement
0207*	0448	0126	Crime/Corrections
0219*	0409	0127	Transportation
0228*	0174	0158	Environment/Natural Resources
0229	0216*	0137	Banking
0231	0759*	0072	Elections
0235	0204*	0060	Education
0239	0227*	0208	Miscellaneous
0243*	0346	0182	Health/Human Services
0247*	0177	0017	Veterans/Military
0251*	0679	0267	Health/Human Services
0252*	0210	0005	Commerce/Consumer Affairs
0274*	0934	0231	Health/Human Services
0276*	1443	0268	Legal/Judiciary
0279*	0366	0269	Environment/Natural Resources
0281*	0514	0242	Crime/Corrections
0282	0315*	0301	Local Bills—Cities/Towns

SF	HF	CH	TOPIC
0284	0230*	0061	Local Bills—Cities/Towns
0287*	0270	0018	Local Bills—Cities/Towns
0295*	0757	0289	Local Bills—Counties
0303	0384*	0302	Local Bills—Metro
0307	0157*	0033	Education
0308	0231*	0138	Local Bills—Counties
0314	0345*	0168	Insurance
0319*	0817	0224	Governmental Operations
0328*	0404	0003	Miscellaneous
0331*	0277	0183	Health/Human Services
0333*	0307	0008	Local Bills—Cities/Towns
0334	0265*	0309	Insurance
0335*	0708	0100	Agriculture
0341	0533*	0228	Miscellaneous
0344	0267*	0085	Governmental Operations
0348	0264*	0294	Crime/Corrections
0352*	0323	0128	Transportation
0353	0308*	0139	Drugs/Alcohol
0355	0362*	0098	Local Bills—Counties
0358	0336*	0001	Taxes
0360	0320*	0037	Local Bills—Cities/Towns
0364*	0818	0184	Health/Human Services
0365	0379*	0039	Elections
0374*	0737	0221	Legal/Judiciary
0375*	0498	0147	Insurance
0377	0399*	0116	Education
0378	0521*	0143	Local Bills—Counties
0379*	0311	0048	Commerce/Consumer Affairs
0385	0385*	0142	Commerce/Consumer Affairs
0388	0461*	0041	Legal/Judiciary
0393	0241*	0034	Commerce/Consumer Affairs
0394	0242*	0284	Commerce/Consumer Affairs
0401*	1097	0306	Agriculture
0406	0256*	0063	Transportation
0412*	0438	0006	Housing/Real Estate
0414	0274*	0167	Crime/Corrections
0422	0335*	0038	Legal/Judiciary
0424	0329*	0013	Crime/Corrections
0434	0422*	0028	Local Bills—Cities/Towns
0435	0509*	0014	Legal/Judiciary
0437*	0552	0049	Insurance
0443	0083*	0278	Legal/Judiciary
0445	0191*	0136	Commerce/Consumer Affairs
0448*	0820	0185	Crime/Corrections
0450*	none	0101	Taxes
0455*	0452	0232	Environment/Natural Resources
0459*	1023	0250	Legal/Judiciary
0461	0035*	0276	Agriculture
0463	0468*	0065	Governmental Operations
0471	0485*	0042	Local Bills—Cities/Towns
0472*	0556	0300	Taxes
0483*	0263	0015	Education
0486	0415*	0040	Elections
0490	0273*	0107	Commerce/Consumer Affairs
0493	0730*	0071	Miscellaneous

SF	HF	CH	TOPIC
0495	0316*	0036	Veterans/Military
0500	0213*	0293	Families/Relationships
0501	0374*	0141	Crime/Corrections
0505	0247*	0062	Legal/Judiciary
0518	0470*	0023	Education
0519	0517*	0043	Insurance
0521*	0484	0220	Crime/Corrections
0526	0565*	0067	Governmental Operations
0527	0266*	0084	Crime/Corrections
0536	0507*	0066	Governmental Operations
0540	0604*	0044	Agriculture
0541	0558*	0295	Local Bills—Metro
0542*	0689	0174	Governmental Operations
0546*	0373	0019	Agriculture
0547*	0593	0186	Transportation
0550	0078*	0277	Crime/Corrections
0552	0537*	0087	Local Bills—Counties
0553	0428*	0086	Local Bills—Cities/Towns
0557*	0545	0219	Insurance
0563*	0476	0122	Education
0565*	0834	0270	Miscellaneous
0566*	0891	0218	Legal/Judiciary
0581*	0605	0187	Banking
0583*	0800	0159	Crime/Corrections
0589	0535*	0279	Health/Human Services
0591	0449*	0153	Legal/Judiciary
0592	0621*	0021	Health/Human Services
0593	0592*	0209	Local Bills—Cities/Towns
0597*	0693	0188	Local Bills—Cities/Towns
0601	0648*	0254	Governmental Operations
0609*	0543	0175	Legal/Judiciary
0611	0657*	0119	Crime/Corrections
0613	0511*	0053	Crime/Corrections
0614	0882*	0112	Environment/Natural Resources
0616*	0594	0189	Local Bills—Cities/Towns
0622	0633*	0280	Transportation
0625*	0626	0050	Energy/Utilities
0635*	0586	0025	Transportation
0637	0656*	0069	Local Bills—Counties
0639	0889*	0169	Governmental Operations
0642	0516*	0109	Governmental Operations
0643*	0413	0190	Environment/Natural Resources
0646	0327*	0020	Transportation
0647*	0619	0257	Education
0650*	0788	0271	Crime/Corrections
0657	0454*	0064	Transportation
0658*	0623	0217	Environment/Natural Resources
0661*	0947	0129	Commerce/Consumer Affairs
0664*	0998	0191	Environment/Natural Resources
0670	0649*	0118	Local Bills—Counties
0675*	0723	0215	Transportation
0676*	0677	0307	Local Bills—Cities/Towns
0678	0755*	0211	Miscellaneous
0679*	0881	0026	Environment/Natural Resources
0689	0907*	0089	Local Bills—Counties

SF	HF	CH	TOPIC
0691	0782*	0111	Families/Relationships
0693*	0636	0160	Crime/Corrections
0698	0698*	0070	Local Bills—Cities/Towns
0709*	1075	0149	Legal/Judiciary
0719*	0940	0272	Environment/Natural Resources
0721*	0743	0192	Local Bills—Cities/Towns
0726	0928*	0054	Environment/Natural Resources
0743*	0695	0303	Banking
0746	0645*	0110	Crime/Corrections
0762	0646*	0281	Housing/Real Estate
0768	0603*	0117	Drugs/Alcohol
0779	0580*	0068	Commerce/Consumer Affairs
0781*	0806	0161	Legal/Judiciary
0783*	0967	0081	Environment/Natural Resources
0787	0852*	0075	Local Bills—Cities/Towns
0791	0937*	0170	Environment/Natural Resources
0795	1113*	0120	Transportation
0798*	0918	0176	Employment/Labor
0800*	0988	0148	Commerce/Consumer Affairs
0802	0245*	0227	Families/Relationships
0803	0831*	0074	Crime/Corrections
0808	0786*	0285	Governmental Operations
0814*	0897	0162	Education
0816	0602*	0088	Commerce/Consumer Affairs
0821*	0883	0222	Commerce/Consumer Affairs
0822	0779*	0229	Taxes
0825*	0997	0193	Local Bills—Cities/Towns
0833	0863*	0076	Transportation
0838	0825*	0073	Employment/Labor
0843	0894*	0022	Commerce/Consumer Affairs
0855	0143*	0135	Energy/Utilities
0861	0729*	0261	Pensions/Retirement
0862*	1178	0273	Legal/Judiciary
0863*	1076	0243	Commerce/Consumer Affairs
0866*	0939	0274	Environment/Natural Resources
0868	0576*	0144	Miscellaneous
0882*	0842	0251	Governmental Operations
0901*	0912	0131	Families/Relationships
0904*	0942	0177	Local Bills—Cities/Towns
0905	0857*	0255	Insurance
0916*	0910	0252	Health/Human Services
0919*	0990	0233	Agriculture
0920	1197*	0090	Local Bills—Cities/Towns
0921*	1106	0095	Commerce/Consumer Affairs
0925*	0922	0194	Environment/Natural Resources
0928*	1048	0290	Health/Human Services
0930*	1128	0291	Transportation
0954*	1033	0152	Veterans/Military
0966*	1541	0226	Health/Human Services
0968	0085*	0027	Local Bills—Cities/Towns
0986*	1130	0234	Employment/Labor
0994*	1011	0096	Education
1003	1227*	0297	Families/Relationships
1004	1070*	0262	Families/Relationships
1013	1589*	0298	Legal/Judiciary



SF	HF	CH	TOPIC
1024	1093*	Rs04	Resolutions
1028	0985*	0045	Health/Human Services
1033	0957*	0256	Agriculture
1036*	1205	0195	Legal/Judiciary
1037	0368*	0140	Commerce/Consumer Affairs
1045*	1225	0244	Commerce/Consumer Affairs
1049*	1437	0150	Health/Human Services
1057	0886*	Rs03	Resolutions
1060	0446*	0108	Housing/Real Estate
1062	1235*	0171	Environment/Natural Resources
1067*	1409	0245	Commerce/Consumer Affairs
1071*	1161	0097	Legal/Judiciary
1075	1226*	0092	Local Bills—Cities/Towns
1077*	1001	0151	Legal/Judiciary
1078	1152*	0124	Local Bills—Counties
1087*	1170	0102	Transportation
1088*	1057	0235	Taxes
1096	0953*	0055	Local Bills—Cities/Towns
1101	1065*	0079	Governmental Operations
1102	0991*	0030	Governmental Operations
1103	1233*	0263	Commerce/Consumer Affairs
1104	1045*	0210	Taxes
1118*	1317	0246	Commerce/Consumer Affairs
1119*	1316	0082	Governmental Operations
1122	1145*	0305	Drugs/Alcohol
1127	1175*	0283	Families/Relationships
1130*	1436	0247	Employment/Labor
1131*	0380	0146	Local Bills—Cities/Towns
1138	1032*	VTD	Local Bills—Cities/Towns
1140*	1513	0258	Agriculture
1141	0796*	0029	Local Bills—Counties
1148*	1421	0196	Legal/Judiciary
1152	1198*	0091	Local Bills—Cities/Towns
1155	0835*	0145	Veterans/Military
1157	1193*	0113	Crime/Corrections
1163	1037*	0304	Energy/Utilities
1167	1199*	0099	Local Bills—Cities/Towns
1171*	1253	0225	Local Bills—Counties
1176*	1107	0275	Families/Relationships
1183*	1343	0308	Drugs/Alcohol
1185	0982*	0078	Veterans/Military
1187*	1282	0197	Employment/Labor
1197	1570*	0080	Agriculture
1199	1216*	0114	Agriculture
1202*	0718	0198	Environment/Natural Resources
1208*	1308	0103	Local Bills—Cities/Towns
1214*	0959	0104	Legal/Judiciary
1215	1254*	0056	Governmental Operations
1219*	1279	0236	Environment/Natural Resources
1220*	1309	0199	Local Bills—Cities/Towns
1223	0683*	0123	Legal/Judiciary
1225*	1086	0237	Agriculture
1231*	1263	Rs02	Resolutions
1233	1109*	0296	Governmental Operations
1234*	1171	0200	Local Bills—Cities/Towns

SF	HF	CH	TOPIC
1238*	0785	0201	Local Bills—Cities/Towns
1244*	1307	0202	Local Bills—Cities/Towns
1246	0828*	0282	Governmental Operations
1249*	1281	0212	Governmental Operations
1254*	1262	0130	Employment/Labor
1266	1150*	0121	Local Bills—Counties
1278*	1558	0203	Banking
1279*	1360	0216	Housing/Real Estate
1291*	1417	0105	Local Bills—Cities/Towns
1308*	1266	0115	Local Bills—Counties
1320*	1331	0223	Health/Human Services
1329*	1000	0083	Taxes
1346	0951*	0077	Governmental Operations
1347*	1498	0178	Local Bills—Counties
1353*	1497	0179	Local Bills—Counties
1357*	1405	0238	Taxes
1358*	1435	0163	Local Bills—Cities/Towns
1362*	1370	0265	Legal/Judiciary
1363*	1371	0248	Legal/Judiciary
1371	1382*	0125	Legal/Judiciary
1374*	1248	0164	Environment/Natural Resources
1388*	1578	0165	Legal/Judiciary
1398*	1375	0239	Governmental Operations
1404*	1460	0204	Governmental Operations
1411*	1503	0106	Local Bills—Cities/Towns
1414*	1490	0180	Local Bills—Cities/Towns
1429*	1359	0166	Legal/Judiciary
1434*	1129	0214	Legal/Judiciary
1447*	1468	0205	Local Bills—Cities/Towns
1450	1256*	0264	Environment/Natural Resources
1458*	1457	0132	Taxes
1461	0018*	0154	Environment/Natural Resources
1485*	0970	0133	Local Bills—Cities/Towns
1499*	1607	0181	Local Bills—Counties
1506*	1633	0206	Local Bills—Cities/Towns
1508	0282*	0240	Education
1510	1645*	0230	Commerce/Consumer Affairs
none	0221*	0035	Transportation
none	0848*	0286	Families/Relationships
none	1388*	Rs05	Resolutions

Bills Alphabetically

Session Summary reports all bills that both the House and Senate passed during the 1985 legislative session and their chapter numbers as they appear in "Laws of Minnesota 1985."

All bills are in alphabetical order by subject under the alphabetical listing of their major topic categories such as Agriculture, Banking, and Commerce/Consumer Affairs and others as listed in the table of contents. Subjects are cross-referenced to other topics when appropriate.

If you would like a copy of a bill in the *Summary*, call the Chief Clerk's Office, (612) 296-2314 and ask for a copy by Chapter number, or by the House file or Senate file number, if no chapter number appears.



Adulterated milk or cream— purchase/sale prohibited

HF135—Uphus, McDonald,
Tunheim, Redalen
SF86*—Wegscheid, Bertram

Chapter 93:

- prohibits the sale or purchase of adulterated milk or cream;
 - defines adulterated milk or cream and prohibits its use in the manufacture of food for human consumption;
 - defines violators and establishes penalties, including fines and suspension periods for violations;
 - requires that commissioner to notify milk producers who violate this section of penalties on first and subsequent offenses by certified mail;
 - requires that money from penalties under this section shall go to the milk inspection service account.
- Effective:** Aug. 1, 1985

Agricultural input lien— lender's response

- (See Commerce/Consumer Affairs)

Agricultural land— property of a nursing home

HF1570*—Dempsey
SF1197—Frederickson

Chapter 80:

- provides that the restrictions on corporate farm land ownership do not apply to agricultural land a nursing home owns in a city with a population between 900 and 1,000, in a county with a population between 18,000 and 19,000, if the donor gave the land to the nursing home with the expectation that the nursing home would not sell it during his/her lifetime. This exemption is available until July 1, 1995.
- Enactment:** May 6, 1985
Effective: day after enactment

Agricultural products— buyer registration system

HF990—Dimler, McDonald,
Carlson, D., Schoenfeld
SF919*—Wegscheid, DeCramer,
Nelson, Benson, Merriam

Chapter 233:

- sets up a centralized registration system for buyers of crops, livestock, and other farm products;
- establishes procedures for the commissioner of agriculture to serve as a registration agent for all counties where these buyers want to register;
- sets fees for county registration which the commissioner will collect and pay to the appropriate county;
- provides that a buyer of farm products will take the products free of security interests if:
 - the buyer is registered in the county where the farmer lives,
 - the purchase is in the ordinary course of business,
 - the secured party hasn't notified the buyer about the security interest;

- provides that an unregistered buyer is always subject to perfected security interest in the purchase of crops or livestock;
- allows a secured party to notify registered buyers in the farmer's county of residence so as to retain a security interest;
- provides that:
 - the security interest is not retained without notification,
 - a buyer must issue joint payments to debtors and secured parties under certain circumstances,
 - secured parties are not liable to debtors for giving notice of liens;
- requires the financing statement covering farm crops to designate the crop years it covers, and requires:
 - the secretary of state to adopt rules for the filing and management of financing statements;
 - each county recorder to establish and maintain records of registered livestock and grain buyers, and buyers of other farm products; this list of registered buyers is available to anyone who asks for it for a \$5 fee;
 - updating of list of registered livestock and grain buyers about Sept. 1 of each year;
- repeals existing procedures a county must use to provide notice of mortgages and liens on grain or crops.

Effective: July 1, 1985

Board of Animal Health— powers and duties

HF708—McDonald, Carlson, D.
SF335*—DeCramer, Purfeerst,
Renneke, Isackson, Bernhagen

Chapter 100:

- requires Board of Animal Health to make rules to protect the health of domestic animals;
- requires the board to meet at least quarterly, elect officers each April, and issue an annual report on or before Nov. 1 each year;
- authorizes the board to quarantine or kill any domestic animal which is infected with, or has been exposed to, any contagious or infectious dangerous disease if killing is necessary to protect the health of domestic animals of the state;
- makes violation of a quarantine or any rule the board adopts a gross misdemeanor.

Effective: Aug. 1, 1985

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Family Farm Security Program—changes

HF35*—Dimler, Schoenfeld, McDonald, Brinkman, Uphus

SF461—Schmitz, Moe, R., Bernhagen, Wegscheid, Purfeerst

Chapter 276:

- allows the commissioner of agriculture to use special account funds to make payments on defaulted Family Farm Security Program loans for up to 2 consecutive years for participants (farmers who have borrowed money under the Family Farm Security Program) whose circumstances are unique or temporary and who can prove future cash flow;
- requires participating farmers to pay this money back within 8 years at an interest rate 4 percent below Federal Land Bank rates;
- allows the commissioner to provide a 100 percent loan guarantee (formerly 90 percent) for participants and lenders who agree to reduce the principal balance of a contract for deed loan by at least 10 percent;
- increases the time the state has to sell defaulted farm property from 2 years to 3;
- changes the procedures the commissioner must follow when selling farm property for cash so that an additional notice of sale is not needed on sales completed more than 15 days after the last sale notice;
- allows the commissioner to sell the property by bids through negotiation in addition to a public auction;
- adds money orders and bank drafts to the list of allowable forms of payment from a bidder;
- allows the use of special account funds for repairs and maintenance costs, advertising, and to satisfy certain fixture loans and other sale expenses;
- authorizes the commissioner of natural resources to lease any state-owned lands for wild rice farming; prescribes terms of the lease;
- requires the commissioner to prepare a plan on wild rice land designation and development;

- provides that a commission merchant or selling agent, who sells farm products for a fee for someone else, and who is a registered buyer under Minnesota Statutes, is a buyer in the ordinary course of business, under this chapter of the law, for transactions involving farm products (See Chapter 233, Agriculture).

Enactment: May 31, 1985

Effective: day after enactment

Farm crisis intervention—funding/study

HF373—Frerichs, McDonald, Erickson, Sparby, Wenzel

SF546*—Wegscheid, Langseth, Moe, R., Isackson, Davis

Chapter 19:

- creates a data collection task force to:
 - develop a uniform procedure for collecting data on the financial status of agriculture in Minnesota,
 - oversee the implementation of the farm crisis intervention act,
 - report results of the program to the Legislature no later than Dec. 31, 1985;
- provides that task force members will be 2 members of the House of Representatives, 2 senators, the directors of the University of Minnesota Agricultural Extension Service and Vocational Technical Education System, a governor appointee, and 2 appointees of the commissioner of agriculture;
- requires that the report to the Legislature must summarize the financial condition of farmers in Minnesota and other related information;
- provides that staff to assemble the report shall come from the existing staff of the agricultural extension services and the vocational technical education system;
- provides that summaries of all data be available for release to the Legislature to the extent allowable under the data privacy act, and that the task force shall forward public information it collects to the Department of Agriculture;
- prescribes compensation for task force members;
- provides that the task force will expire within 10 days of submitting its report to the Legislature;
- appropriates additional funding from the general fund to the state board of vocational technical education (\$1,166,500) and to the Uni-

versity of Minnesota Agricultural Extension Service (\$402,550), for farm financial crisis intervention services;

- prohibits use of this funding for already budgeted or funded programs, staff, or materials.

Enactment: April 16, 1985

Effective: day after enactment

Fur farm registration

HF604*—McDonald, Fjoslien, Sparby, McEachern

SF540—Merriam, Darrel Peterson, Frederick, Taylor, Peterson, C.

Chapter 44:

- eliminates the license requirement for fur farms and requires the commissioner of agriculture to set up a registration system;
- allows fur farmers to register with the commissioner by Dec. 31, a completed registration form which must state the name of the applicant, the location of fur farm activity, the species of fur-bearing animals on the farm, and other information the commissioner requires;
- sets a \$10 registration fee due Dec. 31;
- provides that the registration form is valid for one calendar year;
- requires the commissioner, if requested, to furnish tags to registered fur farmers without a fee for the transport and sale of fur-bearing animals and their products;
- allows a fur farmer transporting or selling pelts of fur-bearing animals to attach the tag to a package containing pelts;
- requires registered fur farmers to file with the commissioner by Dec. 31, a verified report of the number of pelts of each species of fur-bearing animals they've sold during the preceding calendar year;
- provides that this law doesn't affect provisions of law relating to wild animals.

Effective: Aug. 1, 1985

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**Garnishment—farm machinery/
foreclosures—remedies****

HF1097—Dempsey, Anderson, G.,
Carlson, D., Halberg, Vanasek
SF401*—DeCramer

Chapter 306:

- increases the value of farm machines and implements which are exempt from court-ordered garnishment, attachment, or sale from \$5,000 to \$10,000;
- specifies requirements for format of temporary notice of eligibility for an extension of time prior to foreclosure and execution sale; and for minimum notice prior to foreclosure sale of a homestead; violation of these requirements is a petty misdemeanor;
- changes "wages" to "earnings" in the exemption provision clarifying that earnings means compensation that a family farm producer of agricultural products, livestock or livestock products, milk or milk products, fruit or other horticultural products receives;
- extends the effective period for a garnishee summons from 30 to 60 days;
- extends and modifies the remedies of a 1983 law which allowed a borrower to ask a court for delay of a foreclosure sale for up to 12 months (but which required the court to subtract the delay from the redemption period), to make partial payments for use of the property during the delay, and to pay attorney's fees for both sides;
- retains the 1983 provision allowing the borrower to ask for a delay of the foreclosure sale for up to 1 year, but the new law allows (not requires) the court to subtract the redemption period from the delay and limits a borrower's legal expenses to \$150;
- allows a borrower, without filing a bond with the court, to regain possession of property a lender claims and which the borrower pledged as security for a loan if the borrower meets certain conditions;
- allows the court to postpone the lender's claim for a reasonable time not to exceed 6 months if the borrower meets the same conditions;
- limits to a single growing season the crops a farmer must list on a fi-

ncial statement to pledge as collateral;

- reduces from 5 to 2 years the length of time a crops financing statement is effective;
- requires the secretary of state to adopt rules for filing, amendment, continuation, termination, removal, and destruction of financing statements.

Enactment: June 7, 1985

Effective: various dates

**For changes, see Special Session, Agriculture, Chapter 18, page 76

**Late payment to
farm implement retailers**
• (See Commerce/Consumer Affairs)

Livestock weighing fees**

HF208—Sviggum, Dimler,
Waltman, Brinkman

SF87*—Wegscheid, Bertram,
DeCramer, Berg

Chapter 241:

- removes the limitation on fees for state livestock weighing services;
- provides state-paid insurance benefits for employees of the livestock licensing and weighing and grain inspection divisions of the Department of Agriculture who are eligible for retirement under the rule of 85, and who voluntarily retire before age 65;
- prescribes eligibility requirements for state-paid insurance benefits;
- provides that state-paid insurance benefits will discontinue when the employee reaches 65 or becomes eligible for similar paid benefits under other employment;
- provides for repeal of the state-paid insurance provision, June 30, 1986.

Effective: Aug. 1, 1985

**The Agriculture, Transportation, and Semi-State Omnibus Bill repeals section 2 relating to state-paid insurance benefits; see Special Session, Appropriations, Chapter 10, page 76

**MN Emergency Farm
Operating Loans Act**

HF32—Anderson, G., Uphus,
Dyke, Sparby

SF54*—Davis, Moe, R., Stumpf,
DeCramer, Freeman

Chapter 4:

- establishes an interest payment program on new farm operating loans and existing farm operating and real estate loans;
- specifies qualifications for lenders which includes an agreement with the commissioner of commerce to submit certain existing or new farm

loans to the Farmers Home Administration (FmHA) for review and possible debt restructuring, and an agreement not to foreclose on these loans for at least 90 days or until after FmHA notifies the lender of acceptance or denial of the application, whichever comes first;

- allows the commissioner to pay the interest attributable to the first 60 days of a 120-day period on the first \$25,000 of each loan that a qualified lender submits to FmHA;

- prohibits the commissioner from making interest payments if the lender has foreclosed the loan;

- requires lenders to forgive 60 days of interest if FmHA doesn't accept the account for restructuring and to add the foregone interest on the loan principal if FmHA accepts the account;

- sets guidelines for the new farm operating loan program;

- allows qualifying farmers to apply for operating loans of up to \$75,000 on which the state will pay part of the interest;

- requires the state to pay 2/3 of the difference between the interest rate to the farmer and the commissioner's interest rate, and the lender to forego the other 1/3;

- requires that the interest rate for a farmer must be between 7 and 10 per percent per year;

- limits the maximum amount of interest payment per farmer to \$3,750;

- requires lenders to encourage farm borrowers to enroll in an adult farm management program and agree to pay enrollment costs not covered by a scholarship from other sources;

- provides that no farmer may receive more than \$75,000 in state supported new operating loans and that no combination of new operating loans and old debt loan assistance may exceed \$100,000 in debt principal;

- allows the commissioner to adopt guidelines for the program without complying with normal rulemaking procedures and to present quarterly reports and a final program report to the Legislature and governor on Apr. 15, 1986;

- sets penalties that apply to farmers or lenders for misrepresentation of operating expenses or other required information; people who misuse money they obtain under this act are guilty of fraud and subject to the penalties for using fraud to obtain credit;
- appropriates \$25.05 million from the general fund to the commissioner of commerce, of which \$15.8 million will go for the new operating loans program; \$9.2 million for old-debt restructuring assistance, but amounts unused for that purpose could go to the new loans program; and \$50,000 for administrative costs;
- provides for repeal of this act on July 1, 1986.

Enactment: Mar. 5, 1985

Effective: day after enactment

MN Emergency Farm Operating Loans Act—clarifies lender

HF1216*—Redalen

SF1199—Stumpf

Chapter 114:

- clarifies that "lender" in the Minnesota emergency farm operating loans act includes savings and loan associations, credit unions, and the Federal Deposit Insurance Corporation;
- removes the eligibility requirement under the act that a farmer must not have a positive cash flow at the commissioner's interest index rate;
- removes the requirement that lenders certify that they have submitted the approved farm operating loan to the Farmers Home Administration for any available loan guarantee programs;
- requires the commissioner of commerce, at the request of the lender, to pay 50 percent of the total amount due within 10 days of the request and to pay all interest due by Mar. 1, 1986.

Enactment: May 10, 1985

Effective: day after enactment

Organic food—regulation

HF1086—Omann, Waltman,

McDonald, Krueger, Riveness

SF1225*—Davis, Merriam, Schmitz,

Laidig, Petty

Chapter 237:

- exempts manufactured home parks and recreational camping areas from food-handling licenses;

- establishes standards for food products on the market bearing a label that uses the term "organic" or a derivative of the term "organic;"
- prohibits the use of synthetic fertilizers, pesticides, hormones, antibiotics, growth stimulants, and arsenicals in the growing, raising, or in the ingredients of organic food;
- allows the use of other natural substances such as diatomaceous earth (earth that contains microscopic algae which is the source of food for much marine life) soaps, elemental and lime sulfur, and basic copper in the growing of organic food;
- allows the use of treated seed where untreated seed is unavailable;
- sets soil restrictions for growing and raising organic food;
- requires producers, manufacturers, and sellers to provide the Department of Agriculture, upon request, with relevant information from records;
- allows storage of organic food in a regular, cold, or controlled atmosphere;
- limits fumigation, when necessary, to the use of only diatomaceous earth or inert gas;
- outlines duties of the Department of Agriculture and gives it rulemaking authority, including emergency rulemaking power.

Effective: Apr. 1, 1986

Soil and water conservation—cost-sharing funds

HF94*—Redalen, Kalis, Waltman,

Uphus, Tunheim

SF101—DeCramer, Benson, Davis,

Wegscheid

Chapter 59:

- changes the formula for allocating soil and water conservation cost-sharing funds to areas with high priority erosion problems;
- requires that use of allocated funds must be for conservation practices for high priority problems that the districts' comprehensive and work plans identify;
- allows remaining cost-sharing funds to go for technical and administrative assistance not to exceed 20 percent of available funds and for lower priority erosion, sedimentation, or water quality problems;
- requires the board to adopt certain rules.

Effective: Aug. 1, 1985

Soil loss controls

HF957*—Knuth, Redalen, Valan, Shaver

SF1033—Davis, DeCramer,

Merriam, Purfeerst

Chapter 256:

- makes various changes to the laws governing soil and water conservation and excessive soil loss controls;
- modifies provisions relating to soil and water conservation practices and agreements;
- allows a local government that adopts a soil loss ordinance to enter an agreement with its agent, allowing the agent to administer the function and perform the duties of the local government according to specific guidelines in sections of this law;
- specifies procedures for complaints of excessive soil loss and mediation processes for resolving them;
- establishes standards for eligibility for cost-sharing funds.

Effective: July 1, 1985

Swine herd—disease control/meat inspection**

HF1513—McDonald

SF1140*—Darrel Peterson, Davis,

Isackson, Moe, R.

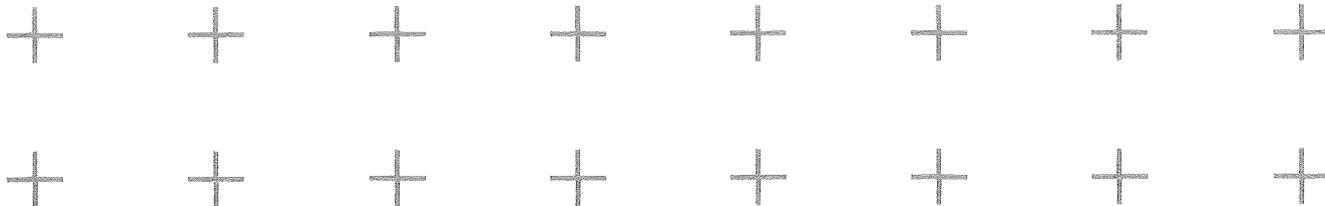
Chapter 258:

- requires any livestock dealer, market operator, stockyard operator, commission company, buying station, or slaughtering establishment to identify the herd of origin, regardless of the country of origin, of sows, boars, stags, and other swine for the purpose of disease control and meat inspection;
- provides that animals delivered in a U.S. Department of Agriculture sealed shipment may not be slaughtered for 7 days after receipt or until laboratory tests on 50 percent of the animals in a shipment show the animals meet U.S. Department of Agriculture and U.S. Food and Drug Administration standards, whichever is later.

Enactment: May 30, 1985

Effective: day after enactment

**For changes, see Special Session, Appropriations, Chapter 13, page 84



**Cannon Falls—
detached facility**

• (See Local Bills—Cities/Towns)

**Credit union powers/
Savage—detached facility**

HF216*—Halberg, Vellenga,
McKasy, Brinkman

SF229—Dahl, Laidig, Lantry

Chapter 137:

• permits credit unions to advertise their “draft accounts” as “checking accounts” and permits a credit union’s board of directors to decide whether a state chartered credit union may exercise the powers of federally chartered credit unions (present law gives the commissioner of commerce the authority to grant the federal powers);

• allows, upon approval of the commissioner of commerce, any state-chartered bank and its existing detached facility, operating in the city of Savage as of July 1, 1983, which a national bank acquired through a merger prior to Jan. 1, 1984, to continue to operate as a detached facility of the acquiring bank and the acquiring national bank to continue to operate its existing detached facilities.

Effective: Aug. 1, 1985 for section relating to credit union powers; upon local approval for section relating to city of Savage

**Investments in federal
debt—mutual funds**

HF605—Knickerbocker, McKasy,
Boo, Skoglund, Voss

SF581*—Wegscheid, Petty, Luther,
Solon, Laidig

Chapter 187:

• permits any bank and trust company to make investments in federal debt (obligations the U.S. government issues or guarantees) through mutual funds;

• limits mutual fund investments to obligations and repurchase agreements entered into only with those primary reporting dealers that report to the Federal Reserve Bank of New York and with the 100 largest U.S. commercial banks;

• limits the amount of mutual fund shares to not more than 20 percent of a bank’s capital stock and paid-in surplus;

• permits investments in federal debt that local units of government make through mutual funds to include repurchase agreements only if those agreements are entered into with those primary reporting dealers that report to the Federal Reserve Bank of New York and with the 100 largest U.S. commercial banks;

• allows a trustee of a private trust to invest trust-authorized investments in federal debt through mutual funds which limit the fund’s investments to federal obligations and repurchase agreements, entered into only with those primary reporting dealers that report to the Federal Reserve Bank of New York and with the 100 largest U.S. commercial banks.

Enactment: May 23, 1985

Effective: day after enactment

**Loan assumptions—
provides extension**

HF1558—Knickerbocker, Voss,
Halberg, Scheid, Osthoff

SF1278*—Dicklich

Chapter 203:

• provides that conventional loans financial institutions make on or after June 1, 1979, and before May 9, 1981, continue to be assumable until Sept. 31, 1990.

Effective: Aug. 1, 1985

**MN Emergency Farm
Operating Loans Act**

• (See Agriculture)

**MN Emergency Farm Operating
Loans Act—clarifies lender**

• (See Agriculture)

Multi-Party Accounts Act

HF140*—McKasy, Wynia, Voss,
Dempsey, Halberg

SF144—Peterson, R., Petty, Solon,
Sieloff

Chapter 292:

• reclassifies the in-trust-for bank account (ITF) as a payable-on-death bank account (POD). (the ITF account, in reality, is not a true trust

account, but a POD account, the proceeds of which are payable to the named beneficiary upon the death of the depositor or owner of the account);

• allows banks to use 1 form;

• suggests language for the setting up of individual and joint POD accounts and for setting up accounts where one desires only a power of withdrawal without survivorship rights;

• allows municipalities to deposit their funds in credit unions insured by the National Credit Union Administration.

Effective: Aug. 1, 1985

**Non-profit corporations—
common trust funds**

HF695—Onnen, Rees, DenOuden,
Quinn, Dempsey

SF743*—Jude

Chapter 303:

• allows non-profit corporations to establish, maintain, and operate common trust funds (may include any money or property belonging to any trust or fund in the corporation’s care) for the purposes of facilitating investments, providing diversification, and obtaining a reasonable income;

• requires the corporations to keep proper books;

• provides investments in a single corporation or organization can be no more than 10 percent of the fund, except as deposits in a savings bank or in obligations of any unit of government;

• provides that any fund or trust included in the common trust retains a proportional share of the assets and earns a proportional share of the interest and may be divided out again consistent with its share of the common fund.

Enactment: June 5, 1985

Effective: day after enactment

Tofte—detached facility

• (See Local Bills—Cities/Towns)

**Usury laws—effect of
repeal/change in rate**

• (See Commerce/Consumer Affairs)

Upon local approval means: effective upon compliance with Minnesota Statutes, section 645.021



Agreements to extend credit—in writing

HF1409—Dempsey, Brinkman, Sherman, Rees
SF1067*—Peterson, R., Merriam, Freeman, Dean Johnson, Benson

Chapter 245:

- defines credit agreement as an agreement to lend or forbear (postpone) repayment of money or goods or otherwise extend credit;
- provides that a debtor may not maintain an action on a credit agreement unless it is in writing, expresses consideration, contains the signature of the creditor and the debtor, and establishes terms and conditions;
- details actions that do not give rise to new credit agreements unless they satisfy the above requirements, including financial advice a creditor renders to a debtor, consultations between the parties, or a creditor's agreement to take certain actions.

Enactment: May 28, 1985

Effective: day after enactment; applies to all actions started after that date that arise out of a credit agreement or relationship relating to a credit agreement

Agricultural input lender's response

HF1317—Brinkman
SF1118*—DeCramer, Wegscheid

Chapter 246:

- provides that a supplier of agricultural production inputs (such as fertilizer or seeds for producing, planting, or growing) who notifies a lender of an agricultural input lien to include on the lien-notification statement the name and business address of the lender who is to receive the notification;
- requires lenders, who must by law respond to the statement within 10 days indicating whether suppliers may obtain a lien, to send a copy of their response to the borrower;

- removes a provision stating that a lien doesn't continue in grain after a cash sale;

- provides that a lien-statement is void 18 months after the day of filing and allows the filing officer to remove it from the filing system, and to physically destroy the lien-statement 30 months after the date of filing;

- authorizes the secretary of state to adopt rules for the filing, amending, termination, and removal of lien-notification statements.

Enactment: May 28, 1985

Effective: day after enactment

Bad checks

HF368*—DenOuden, McKasy, Pappas, Quinn, Piepho

SF1037—Reichgott, Ramstad, Luther, Novak, Pogemiller

Chapter 140:

- requires someone giving notice of dishonor for issuing a bad check to cite laws creating civil and criminal liability, rather than sending a copy of the law;
- clarifies that the \$15 service fee for a returned check is a minimum fee;
- allows parties involved in a transaction to agree to a higher dollar amount; puts a \$30 cap on the fee for dishonored checks.

Effective: Aug. 1, 1985

Car loans—

permanent usury rate

HF273*—McKasy, Boo, Knickerbocker, Skoglund, Osthoff

SF490—Wegscheid, Laidig, Solon, Dahl, Belanger

Chapter 107:

- makes permanent the time price differential rate (maximum interest rate) of 18 percent for new and 1-year-old cars. This interest rate applies only to dealer financing and is the difference between the installment sale price and the cash sale price.

Enactment: May 10, 1985

Effective: various dates

Cheese sold in wineries

HF97*—Redalen

SF157—Benson, Wegscheid

Chapter 134:

- allows licensed farm wineries to sell cheese and cheese spreads.

Effective: Aug. 1, 1985

**Commerce—
 registration/real estate**

- (See Governmental Operations)

**Community development corps—
 board members' income levels**

HF580*—O'Connor

SF779—Lantry, Solon

Chapter 68:

- changes the income level that certain members of the board of directors of community development corporations must meet, from an income below poverty level, as current law provides, to an income not to exceed 80 percent of the county and statewide median family income.

Effective: Aug. 1, 1985

**Corporate article changes—
 shareholder vote**

HF210—Heap, Bennett,

Halberg, Ogren, Marsh

SF252*—Petty, Peterson, R., Spear, Ramstad, Moe, R.,

Chapter 5:

- permits a simple majority of shareholders of a corporation with more than 35 shareholders to impose a super-majority requirement to transact a specific type of business at a shareholder meeting.

Enactment: Mar. 8, 1985

Effective: day after enactment

**Corporate records—
 shareholders' access**

- (See Legal/Judiciary)

**Financial transaction
 card fraud**

HF1076—Seaberg, Bennett,

Jacobs, Stanius, Vanasek

SF863*—Reichgott, Ramstad,

Wegscheid, Anderson

Chapter 243:

- replaces in state law the term "credit card" with the term "financial transaction card," which includes banking cards and debit cards;

- broadens the definition of "issuer" to include the agent of an issuer, and by incorporating the newly defined term "financial transaction card";

- adds to the list of acts that constitute a theft, use of a financial transaction card or the number without the consent of the cardholder;
 - provides that anyone making or altering financial transaction cards is guilty of aggravated forgery, and may be subject to up to 10 years imprisonment and/or a fine up to \$20,000;
 - defines activities that constitute financial transaction card fraud, and prescribes penalties.
- Effective:** Aug. 1, 1985

**Funeral services—
regulation of prepayments**

HF1106—Frerichs, Bennett, Haukoos, Marsh, Sarna
SF921*—Samuelson, Solon, Moe, R., Taylor, Kroening

Chapter 95:

- clarifies procedures for prepaying funeral and burial goods and services;
 - provides that prepayments held in trust go to the provider of the goods and services upon the death of the person purchasing them rather than when the provider fulfills the contract;
 - requires the trustee to inform the provider that all the money plus interest will be held in trust until the death of the person or until a request for refund;
 - lists the type of personal property for which one could prepay, including caskets, burial vault not interred in a grave, combination casket-vault or other receptacles for the interment, entombment, cremation, or other disposition of human remains;
 - provides that nothing in this law shall prevent the sale and delivery of cemetery lots, graves, burial vaults preinterred in a grave, cremation urns, crypt spaces, niches, columbaria, or grave or lot markers or monuments before their use is necessary;
 - provides that nothing in this law prevents the preconstruction sale of permanent crypt spaces.
- Effective:** Aug. 1, 1985

Independent telephone company

HF894*—Dyke, Redalen, Jacobs, Kalis, Haukoos
SF843—Frank, Peterson, C., Darrel Peterson, Isackson

Chapter 22:

- changes the definition of an independent telephone company to include a telephone company that the Minnesota Foreign Corporation Act allows to do business in the state as of Jan. 1, 1983, and one that provides local exchange service to fewer than 15,000 subscribers within the state.

Effective: Aug. 1, 1985

**Late payment to
farm implement retailers**

HF43—Johnson, Sparby, Fjoslien, Valan, Tunheim
SF71*—Schmitz, Purfeerst, DeCramer, Renneke, Stumpf

Chapter 155:

- requires manufacturers, wholesalers, or distributors of farm implements to pay a retailer who returns machinery, attachments, or repair parts within 90 days after the retailer returns the materials or face an interest penalty of 1.5 percent per month.

Effective: Aug. 1, 1985

Lemon law—amendment

HF242*—Bennett, Sparby, Sarna, Himle, Marsh
SF394—Dahl, Wegscheid, Laidig, Luther

Chapter 284:

- requires motor vehicle manufacturers to give directly to new car buyers, a written notice of their rights under the state's lemon law (prior to this change, the lemon law required the manufacturer, its agent, or the dealer to supply this notice);
- requires the consumer services unit of the attorney general's office to study the need for consumer protection legislation for purchasers of farm vehicles and to report the results of the study to the Legislature by Nov. 1, 1985.

Enactment: May 31, 1985

Effective: Jan. 1, 1986 for section on rights notices to new car buyers; day after enactment for section on consumer protection legislation

Liquor licensees—

3.2 beer sales
 • (See Drugs/Alcohol)

**Liquor licenses—
towns/counties**

HF1233*—Marsh, Frederick, Poppenhagen, Ogren, Sarna
SF1103—Dieterich

Chapter 263:

- allows counties (except Ramsey) to issue off-sale liquor licenses to an exclusive liquor store within towns exercising urban powers (towns of over 1,200 in population and within 20 miles of cities of the first class having populations over 200,000), and to issue combination licenses (off-sale and on-sale) to restaurants within other towns, upon the approval of the town board and commissioner of public safety;
- requires a public hearing on the issuance of the license and notice to all interested parties and to any city within 3 miles of the premises proposed for licensure;
- prohibits a county board from issuing a license to a person for an establishment that is less than 3 miles from the boundary of any statutory or home rule charter city, except cities of the first class or in Pine or Kanabec counties, within 3 miles of a statutory or home rule city with a municipal liquor store;
- allows the town board to impose an additional license fee in an amount not to exceed 20 percent of the county license fee;
- gives the county board authority to transfer or renew a license that a town board issued prior to Jan. 1, 1985;
- allows Ramsey County town boards of any town exercising urban powers to issue off-sale intoxicating licenses to exclusive liquor stores with the approval of the commissioner.

Effective: Aug. 1, 1985

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**Local government agencies—
prompt payment of bills**

HF191*—Piepho, Ogren, Valento,
Jacobs, Bennett

SF445—Wegscheid, Reichgott,
Freeman, Solon, Knaak

Chapter 136:

- increases from 1 to 1.5 percent per month the interest an agency must pay to a vendor on undisputed bills not paid within 30 days;
- provides that the University of Minnesota may comply with prompt payment requirements;
- exempts from the requirement for prompt payment, state agency purchases from or contracts for service with a public utility or telephone company with which agencies have an approved practice regarding late fees;
- requires municipalities to pay vendors according to the terms of the contract, or within the standard payment period, with certain exceptions;
- defines the standard payment period as within 35 days of receipt for municipalities with governing boards that meet regularly at least once a month; 45 days after receipt of the goods or services, or an invoice, for municipalities with governing bodies that don't meet regularly at least once a month; and within 45 days of receipt for joint powers organizations;
- requires municipalities to notify the vendor within 10 days of receiving an incorrect or improper invoice;
- requires municipalities to calculate and pay interest to a vendor if the municipality hasn't paid the obligation according to the terms of the contract or within the standard period of payment;
- sets the interest rate on the outstanding balance at 1.5 percent per month or part of month;
- prohibits interest from accruing against a purchaser who delays payment to a vendor because of a good faith dispute with the vendor regarding the product or service;

- provides that the minimum monthly interest penalty payment a municipality has to pay a vendor for the unpaid balance for any one overdue bill of \$100 or more is \$10;
 - applies to all goods, leases and rents, contracts for services, construction, repair, and remodeling.
- Effective:** Jan. 1, 1986 for section regarding increased interest rate on unpaid bills where the contract or agreement needs an audit, and is effective for purchases and contracts entered into on or after that date; Aug. 1, 1985 for remaining sections

Master plumber ad requirement

HF385*—Himle, Elioff,
Bennett, Segal, Sarna

SF385—Kroening, Solon, McQuaid,
Belanger, Samuelson

Chapter 142:

- restricts advertising by persons offering plumbing services so that only a licensed master plumber can advertise, or append one's name to, or represent oneself as a "plumbing contractor," "master plumber," or "plumber";
- requires a person who advertises as a master plumber or plumber contractor to include their license number in the ad;
- requires a vehicle that's used in a plumbing business to display the license number of the master plumber performing the work;
- exempts persons who advertise plumbing services if that person doesn't engage in or work at the business of a master plumber in a city of 5,000 or more, or in a city of less than 5,000, which by ordinance, requires licensing to do business as a master plumber.

Effective: Jan. 1, 1986

**Membership camping—
regulations**

HF947—Zaffke, Peterson,
Ogren, Thorson, Bennett

SF661*—Freeman, Solon,
Anderson, Wegscheid,
Donna Peterson

Chapter 129:

- provides statutory authority for the commissioner of commerce to regulate membership camping;
- defines a "membership camping operator" as a person who owns or operates a campground and offers or sells membership camping contracts; and defines a "membership camping

- contract" as an agreement offered or sold within this state which provides for the purchaser's right or license to use for more than 3 years a campground a membership camping operator owns or operates;
- requires membership camping operators to register the membership camping contracts with the commissioner and also pay a \$500 filing fee;
- prohibits the sale or offer of sale of membership camping contracts unless the operators register them;
- outlines the information that operators must include in the application for registration;
- outlines the information that operators must include in the written disclosure, which they must give to each person to whom they make an offer;
- requires a separate disclosure for non-guaranteed amenities (any major recreational building, swimming pool, utility-serviced camping sites, or similar facilities);
- exempts from the registration requirement: single sales unless the sale is through a broker, sales by a government agency, a membership camping contract pledge, and any transaction the commissioner determines by rule to be exempt;
- requires operators to file an annual report with the commissioner including the number of membership contracts sold and other financial information, and pay a \$100 filing fee with the report;
- requires operators to file with the commissioner advertising material associated with the sale of membership camping contracts;
- permits the commissioner to inspect the advertising and membership contract sales records of the operator or broker;
- allows the commissioner to issue a cease and desist order if an operator is in violation of the law;
- outlines prohibited practices including false misrepresentations on the registration application and fraudulent or deceitful practices in the sale of membership camping contracts;

- transfers the rights, claims, and defenses of a purchaser or holder of a membership contract to any assignee of the membership contract unless otherwise noted;
- requires salespersons and brokers of membership contracts to be licensed annually;
- establishes civil and criminal penalties.

Effective: Jan. 1, 1986

Motor vehicle sale/distribution regulations—changes

HF241*—Dempsey, Bennett, Sarna, Sparby, Marsh
SF393—Dahl, Wegscheid, Belanger, Benson, Luther

Chapter 34:

- decreases the amount of time a manufacturer has to audit a dealer's records on warranty claims and charge backs from 2 years to 1;
- allows manufacturers to charge-back to dealers any amount they pay on claims a dealer can't reasonably substantiate;
- extends audit and charge-back provisions to all other incentive and reimbursement programs that are subject to the manufacturer's audit;
- clarifies treatment of a nonrenewal of a franchise agreement of less than 5 years as a termination or cancellation and subject to certain notice, good faith, and good cause requirements;
- ensures that the manufacturer may not request or demand that dealers relinquish rights under the act;
- requires the manufacturer of a new car dealership which opens the same line make within 2 miles of a former dealership to carry out the reopening in good faith and to not violate unfair trade practices that would make the reopening subject to notice requirements and possible court action.

Effective: Aug. 1, 1985

Non-alcoholic beverages—wholesaler credit

HF602*—Marsh, Gruenes, O'Connor, Frederick, Himle
SF816—Bertram

Chapter 88:

- allows intoxicating liquor and 3.2 beer manufacturers and wholesalers to extend customary commercial credit to a retailer in connection with sales of non-alcoholic beverages only.

Effective: Aug. 1, 1985

Non-profit corporation mail address

HF311—Vellenga, Quinn
SF379*—Sieloff, Knaak

Chapter 48:

- requires non-profit corporations to state in their articles of incorporation, the address of their registered office in this state (not a post office box);
- requires a corporation that changes the location of its registered office to file a certificate stating the new address with the secretary of state.

Effective: Aug. 1, 1985

Real estate disclosures/going-out-of-business sales

HF988—Becklin, Scheid, Piepho, Tjornhom, Sarna
SF800*—Reichgott, Benson, Mehrkens, Dahl, Wegscheid

Chapter 148:

- requires real estate brokers or salespersons to make a written disclosure prior to any offers to all parties of a real estate transaction as to which party they represent in the transaction;
- makes it illegal for any person to falsely represent a sale as a "going-out-of-business sale";
- defines a "going-out-of-business sale" as any sale advertised or offered to the public as a sale in anticipation of the termination of a business, including any sale advertised or offered to the public as a "close-out sale," a "loss-of-lease sale," a "must-vacate sale," a "bankruptcy sale," or in any similar terms;
- provides that a "going-out-of-business sale," is false or illegal, if:
 - the business, at the same location within a market area, has represented the "going-out-of-business sale" longer than 120 days,

- the business increases its inventory by an unusual amount during the sale or 90 days before the sale,
- the business has had a "going-out-of-business sale" during the preceding 120 days,
- the sale has continued past the date the business represented as its termination date;
- doesn't apply to sales in cities that require people who conduct "going-out-of-business sales" to have a license, nor to public officers carrying out their duties.

Effective: Aug. 1, 1985

Retailer credit interest rates

HF183*—Himle, Bennett, Jennings, D., Brinkman, Cohen
SF131—Solon, Moe, R., Taylor, Wegscheid, Frederickson

Chapter 57:

- permits all retailers in Minnesota to charge up to 18 percent interest on credit card accounts, except for those whose customers primarily use the credit card the retailer issues to purchase motor fuel and related products, and whose annual gross national sales exceed \$10 million;
- requires retailers to give adequate notice to open end consumer credit customers before applying any higher interest rate to their accounts.

Enactment: May 1, 1985

Effective: day after enactment, but does not apply to account balances outstanding on that date; the finance charges on these account balances may not exceed 16 percent per month

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Saturn proposal

HF1645*—Beard, Boo, Price, Battaglia, Sparby

SF1510—Luther, Doug Johnson, Solon, Diessner, Freeman

Chapter 230:

- creates a special enterprise zone for a new manufacturing facility (Saturn) — one that has a projected employment of no less than 5,000 people and a projected capital investment of at least \$3 billion;
- provides for financial incentives: 30-year property tax abatement; 30-year sales tax exemption on construction materials or equipment; 30-year corporate income tax abatement; grant of site to the special enterprise city and infrastructure improvements (\$30 million); creation of University Center of Advanced Manufacturing Technologies (\$16.4 million); customized job training at an on-site center (\$20.6 million);
- provides that the commissioner of finance, upon request of the governor, shall sell and issue bonds up to \$35.1 million;
- appropriates \$5 million to the Department of Revenue to reimburse municipalities for loss of property tax revenues for fiscal years 1986-87.

Effective: July 1, 1985; section 1 is effective only if the commissioner of energy and economic development designates an enterprise zone before Sept. 30, 1985

Unclaimed property—extending coverage to corporate stock

HF883—Tomlinson, Bennett, Heap, Kelly, Staten

SF821*—Laidig, Peterson, R., Knaak, Dahl, Petty

Chapter 222:

- extends the unclaimed property law to include corporate stock;

- provides that the period of abandonment for stock and similar ownership interests in a business begins to run from the date on which an unclaimed dividend is payable;
- provides that the period runs 7 years, or for a longer time until at least 7 successive unclaimed dividends have become payable;
- provides that once the period of abandonment has run, the stock or ownership interest, together with all dividends, are presumed abandoned;
- requires a holder of the stock or other interest to deliver a duplicate certificate of ownership to the commissioner of commerce after the period of abandonment has run;
- requires the commissioner to hold the stock for an additional 3 years before selling it.

Effective: Jan. 1, 1986

Usury laws—effect of repeal/change in rate

HF1225—Carlson, L.,

Clark, Bennett, Rest

SF1045*—Kroening, Willet, Solon, Freeman

Chapter 244:

- provides that the law and penalty in force at the time a contract was made will govern in determining a usurious contract, even in the event of a later change or repeal of the usury rate (a usurious contract is one that exceeds the maximum statutory rate);
- provides that this law doesn't apply to open-end consumer credit sales.

Enactment: May 28, 1985

Effective: day after enactment

Wineries—

grapes exemption

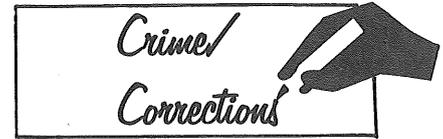
HF34*—Redalen

SF72—Benson

Chapter 12:

- allows the commissioner of agriculture to grant to a newly established farm winery, an exemption from the requirement for using Minnesota grapes for the period of time needed to establish a suitable crop;
- provides for repeal of this exemption Aug. 1, 1989.

Effective: Aug. 1, 1985



Arson/fire scene investigations

HF374*—Seaberg, Ozment,

Poppenhagen, Stanius, Blatz

SF501—Freeman, Merriam, Sieloff, Knaak, Pogemiller

Chapter 141:

- allows fire officials to prevent people from entering or removing property from the scene of a fire for up to 48 hours after they've put out the fire while fire investigators are getting search warrants or an investigation of the fire is underway;
- provides that people who don't comply with the fire safety measures are guilty of obstructing legal process;
- expands the crime of arson in the 3rd degree to include the intentional destruction or damage of one's own property with fire or explosives;
- excludes from arson laws, fires set under a license or permit, or with written permission from the local fire department;
- clarifies and updates criminal penalties for people who damage the property of another by negligently causing a fire.

Effective: Aug. 1, 1985; applies to crimes committed on or after that date

Assault and trespass—increases penalties

HF800—Blatz, Clausnitzer,

Nelson, K., Tjornhom, Thorson

SF583*—Spear, Petty, Reichgott, Luther, Ramstad

Chapter 159:

- makes changes to assault and trespass provisions in state law to impose gross misdemeanor penalties on:
 - people courts convict of a misdemeanor assault against the same victim within 5 years of a previous assault conviction,

-people who trespass, without consent, on the grounds of facilities that provide emergency shelter services for battered women or that provide transitional housing for battered women and their children and who refuse to leave upon demand;

- permits, as evidence in court, prior acts of domestic abuse that an accused person committed against the victim unless the danger of unfair prejudice toward the defendant or jury confusion outweighs the value of that evidence.

Effective: Aug. 1, 1985; applies to crimes committed and cases commenced on or after that date

**Assault—
clarifies second degree**

HF511*—Bishop, Blatz, Hartinger, Staten

SF613—Peterson, R.

Chapter 53:

- clarifies that proof of bodily harm is not an element of the crime of assault in the second degree (assault with a dangerous weapon).

Effective: Aug. 1, 1985; applies to crimes committed on or after that date

**Assault—increases
certain penalties**

HF820—Tompkins, Clausnitzer, Ozment, Solberg, Brown

SF448*—Wegscheid, Merriam, Reichgott, Sieloff, Dahl

Chapter 185:

- makes it a gross misdemeanor to assault and inflict demonstrable bodily harm on a member of a municipal or volunteer fire department or emergency medical services personnel unit who's performing his/her duties, or an employee of the Department of Natural Resources who's engaged in forest fire activities.

Effective: Aug. 1, 1985; applies to crimes committed on or after that date

**Child sex abuse victims—
prohibiting access to identity**

HF657*—Levi, Stanius, McEachern, Carlson, J., Himle

SF611—Petty, Merriam

Chapter 119:

- clarifies that only parts of records or reports relating to criminal child sex abuse indictments or complaints that specifically identify child victims of criminal sexual behavior are not available to the public, but other data in the records or reports, or the identity of the defendant, is available.

Effective: Aug. 1, 1985

**Claims against the state
for injuries or death**

HF514—Ogren, O'Connor, Price, Blatz

SF281*—Petty

Chapter 242:

- permits claims against the state for injuries or death that someone causes while performing work on release from prison, restitution, in lieu of fines or incarceration, or as a term of sentence;

- requires the Department of Corrections to pay the portion of any approved claim that the claimant's insurance doesn't cover;

- limits compensation the state pays for reimbursement of medical expenses and compensation for disability, and clarifies that "insurance policy" does not include medical assistance or general assistance medical care;

- prohibits courts from ordering work at a location that fails to observe state safety or child labor law requirements.

Effective: Aug. 1, 1985

Corrections—inmates' earnings

HF484—Sherman, Kiffmeyer,

Kelly, Valento, Pappas

SF521*—Solon

Chapter 220:

- authorizes the commissioner of corrections to prescribe conditions under which people on work release can keep and spend their earnings;

- allows inmates or the commissioner to contribute up to 20 percent of an inmate's gross wages to programs to help crime victims;

- clarifies the degree of force that prison guards and officers may use to resist assault, property damage,

or an inmate's escape;

- permits a job preference for existing county probation officers and other county employees displaced when a county changes from local provision of probation services to state provision of probation services;

- makes technical changes to laws relating to corrections.

Enactment: May 23, 1985

Effective: day after enactment

**Criminal liability—
dangerous animals**

HF264*—Heap, Blatz, McPherson, Hartinger

SF348—Ramstad, Dahl, Jude, Merriam, Petty

Chapter 294:

- provides for a rabies control program requiring dog owners or custodians who allow their dog(s) to run off their premises to properly identify the dog in one of the ways the legislation specifies, and imposes a petty misdemeanor penalty on a dog owner or custodian who doesn't comply;

- imposes a petty misdemeanor on a dog owner or custodian whose dog has not had an appropriate anti-rabies vaccination, and the dog bites someone or otherwise exposes a person to rabies virus;

- allows local governmental units to impose an identification or rabies control program with more restrictive provisions or to prohibit dogs from running uncontrolled;

- requires animal shelter personnel who receive animals to check identification on each animal, identify the owner when possible, and notify the owner;

- imposes criminal liability on people who cause the death or substantial bodily harm of another because they didn't confine, or they improperly confined, certain animals;

• sets penalties:
-a person who causes the death of another by negligently or intentionally permitting any animal that the person knows has caused great or substantial bodily harm in the past, to run uncontrolled off the owner's premises is guilty of manslaughter in the second degree and subject to a penalty of up to 7 years imprisonment and/or a fine of up to \$14,000,

-a person who causes great or substantial bodily harm to another by negligently or intentionally permitting any dog to run uncontrolled off the owner's premises, or negligently failing to confine it is guilty of a petty misdemeanor—2 or more such convictions involving the same dog is a gross misdemeanor;

• permits the killing of dangerous animals upon the conviction of the person who caused the death or injury, and requires the animal's owner to pay the cost of killing the animal.

Effective: Aug. 1, 1985; applies to crimes committed on or after that date for sections relating to criminal liability and penalties for animals or dogs that cause injury or death and the killing of dangerous animals

Dangerous weapon—flammable liquids

HF274*—Ozment, Miller, Nelson, K., Haukoos, Piepho
SF414—Frank, Wegscheid, Pogemiller, Dahl

Chapter 167:

• includes flammable liquids in the definition of "dangerous weapon" in laws relating to crimes.

Effective: Aug. 1, 1985

Disorderly houses—crime of owning/operating

HF78*—Staten, McLaughlin, Blatz, Clark, Riveness
SF550—Berglin

Chapter 277:

• changes the current gross misdemeanor prohibition against owning and operating disorderly houses by stating that it is a gross misdemeanor

to own, operate, lease, manage, maintain, or conduct a disorderly house, invite others or attempt to invite others, to visit or remain in a disorderly house;

• defines disorderly house as a building, dwelling, place, establishment, or premises in which illegal sale of intoxicating liquor or nonintoxicating malt liquor, gambling, prostitution, or the sale or possession of controlled substances occurs;

• sets mandatory minimum penalties; defines evidence;

• allows local governments to impose more restrictive provisions.

Effective: Aug. 1, 1985; applies to crimes committed on or after that date

Extradition under treaty

HF831*—Ozment

SF803—Spear

Chapter 74:

• allows the governor, under a treaty between the U.S. and a foreign country, to authorize the commissioner of corrections to transfer an inmate of a state corrections facility to foreign officials for trial and imprisonment in the foreign country;

• provides that, if imprisoned in the foreign country, the inmate's Minnesota sentence would continue to run, but he or she would have to serve any remaining portion of the Minnesota sentence upon release from foreign custody and return to the U.S.

Effective: Aug. 1, 1985

Health professionals—reporting suspicious wounds

HF1029—Bennett, Ozment, Marsh, Krueger, Rodosovich

SF35*—Diessner, Spear, Peterson, R., Pogemiller, Merriam

Chapter 288:

• requires health professionals who treat a wounded person, who has committed a crime, to report that a dangerous weapon, other than a firearm caused the wound, when they have reasonable cause to believe that is true (current law requires health professionals to report injuries from firearms only);

• provides health professionals with immunity from civil and criminal liability when they report in good faith and with due care, and prohibits law suits against health profes-

sionals for failure to report a suspicious wound from a dangerous weapon.

Effective: Aug. 1, 1985

Indian inmates—counseling; jails, lockups/records

HF1193*—Clausnitzer

SF1157—Bertram

Chapter 113:

• requires the commissioner of corrections to develop a policy for counseling services to American Indian inmates of juvenile and adult state correctional facilities and community-based programs, and contract with appropriate American Indian private and nonprofit organizations for counseling services;

• provides that counseling services would include, among other things, the teaching of good work habits and the development of cultural pride;

• updates the recordkeeping requirements on sheriffs and chiefs of police regarding people in a jail or police lockup.

Effective: Aug. 1, 1985

Mentally impaired—definition

• (See Legal/Judiciary)

Parental abduction—clarification

• (See Families/Relationships)

Peace officers—arrest authority

HF266*—Marsh, Rose, Lieder,

Kelly, Stanius

SF527—Spear, Jude, Bertram, Ramstad, Dahl

Chapter 84:

• expands the enforcement jurisdiction of conservation officers to include related natural resources and environmental statutes, and criminal laws relating to the use of dangerous weapons;

• specifies the circumstances under which peace officers, constables, and part-time peace officers may make on- or off-duty arrests outside their jurisdictions, and off-duty arrests within their jurisdictions;

- allows peace officers, who are off-duty and outside their jurisdictions, to respond to criminal activity and/or make arrests without a warrant only when they're facing circumstances where the law permits them to use deadly force against others, e.g., to protect themselves or others from death or great harm;
- provides that the state will defend and indemnify off-duty officers acting outside their jurisdictions in deadly force situations, provided the officer is not acting on behalf of a private employer;
- allows local governments to limit the power and authority that this law grants their officers.

Effective: Aug. 1, 1985

Peace officers (part-time)—requirements

HF329*—Olsen, S., Blatz, Bennett, Kelly, Kiffmeyer
SF424—Bertram, Laidig, Pogemiller, Jude

Chapter 13:

- requires anyone appointed or employed as a part-time peace officer to provide the board of peace officer standards and training with proof that he or she has complied with selection and education requirements;
- prohibits law enforcement agencies from having more than two part-time positions;
- allows agencies to keep all the part-time officer positions the board approved as of Jan. 1, 1985.

Effective: Aug. 1, 1985

Psychotherapists—prohibiting sexual relations with patients

HF1227*—Bishop, Levi, Pappas, Blatz, Greenfield
SF1003—Donna Peterson, Petty, Berglin, Wegscheid

Chapter 297:

- includes certain prohibited acts involving sexual contact and penetration by psychotherapists in the crimes of criminal sexual conduct in the third and fourth degrees;
- provides that a psychotherapist is guilty of criminal sexual conduct in the third degree if she or he engages in sexual penetration with a patient when:

-sexual penetration took place during the psychotherapy session with or without the patient's consent, -the patient or former patient filing the complaint is emotionally dependent upon the psychotherapist (to the extent that the patient or former patient is unable to withhold consent), or

-sexual penetration occurred by means of therapeutic deception, where the psychotherapist represents sexual penetration as part of the patient's treatment, and the patient's consent is not a defense for the psychotherapist's actions;

- provides that a psychotherapist is guilty of criminal sexual conduct in the fourth degree if she or he engaged in sexual contact with the patient or former patient under any of the preceding circumstances;
- prohibits the admissibility of a patient's personal or medical history in criminal sexual prosecutions involving a psychotherapist's sexual involvement with a patient or former patient, with certain exceptions.

Effective: Aug. 1, 1985; applies to crimes committed on or after that date

Regulation of firearms

- (See Miscellaneous)

Restitution—enforcement

HF645*—Bishop, Ogren, Sherman, Kelly, Stanius
SF746—Peterson, R.

Chapter 110:

- allows a victim who's supposed to get restitution (a form of payment from an offender to the victim) to enforce an order of restitution in the same manner as they would a judgment in a civil action, e.g., through garnishment of wages;
- describes the procedure for issuing an order of restitution against an offender;
- requires the court to consider the victim's economic loss when setting the amount.

Effective: Aug. 1, 1985

Sports bookmaking

HF448—Blatz, Vellenga, Kiffmeyer, Tjornhom, Greenfield
SF207*—Spear, Purfeerst, Waldorf, Freeman, Knaak

Chapter 126:

- redefines the felony crime of sports bookmaking to mean inten-

tionally receiving, recording, or forwarding more than 5 bets or offers to bet on 1 or more sporting events in a 30-day period totaling more than \$2,500.

Effective: Aug. 1, 1985; applies to crimes committed on or after that date

Stun gun regulation/forfeiture law changes

HF636—Bishop, Seaberg, Blatz, Segal, Hartinger

SF693*—Spear, Waldorf, Peterson, R., Ramstad, Knaak

Chapter 160:

- includes in the current forfeiture law (which, upon an offender's conviction, allows law enforcement officials to confiscate and sell weapons, transport devices and containers the offender used to commit certain felony offenses) the forfeiture of "communications devices or components," such as computers, or information offenders used in committing crimes;
- includes the forfeiture of proceeds the offender gets from committing a crime;
- provides that any forfeited proceeds would go first to pay forfeiture expenses and to satisfy liens against the property, and second towards a victim's claim for restitution, before a law enforcement agency could sell the proceeds or keep them for official use;
- defines "electronic incapacitation device" (stun gun) as a portable device designed to temporarily immobilize or incapacitate persons by means of electric pulse or current;
- allows persons to possess and use an electronic incapacitation device only in the exercise of reasonable force in defense of the person or his/her property and only if the device bears a label with instructions for its use and dangers involved, or is accompanied by such written instructions;

- prohibits certain people from possessing or using an electronic incapacitation device, including anyone under 18 years old, and anyone the law prohibits from possessing a pistol;
 - prohibits use of the device against a peace officer;
 - prohibits the sale of the devices to anyone the law prohibits from possessing them, wherever liquor is sold, and wherever they're in violation of local licensing requirements;
 - prohibits the sale of devices that don't meet the labeling requirements;
 - provides that an electronic incapacitation device legally constitutes a weapon when someone uses it to commit a crime;
 - establishes criminal penalties for the illegal sale, possession or use of the device;
 - provides that this law supersedes and preempts any local regulation of electronic incapacitation devices.
- Effective:** Aug. 1, 1985

Transit operators/providers—crimes against

HF788—Valento, Blatz, Stanius, Vellenga, Kelly
SF650*—Pogemiller, Jude, Spear, Wegscheid

Chapter 271:

- increases the penalty, from a petty misdemeanor to a misdemeanor, for an offense against a transit provider or operator that doesn't involve violence or a threat of violence (when violence or threat of violence is involved, the crime remains a gross misdemeanor).
- Effective:** Aug. 1, 1985; applies to crimes committed on or after that date



Burnsville—additional liquor licenses

- (See Local Bills—Cities/Towns)

Liquor—city issuance of temporary on-sale licenses

- (See Local Bills—Cities/Towns)

Liquor—hours for Sunday sale

HF308*—Frederick, Piepho, Jacobs, O'Connor, Murphy
SF353—Purfeerst, Solon

Chapter 139:

- allows any municipality, after one public hearing, to adopt an ordinance allowing intoxicating liquor licenses to serve liquor between 10 a.m. and noon on Sundays (prior to this change, state law allowed municipalities outside the 7-county metropolitan area to serve liquor from noon until midnight on Sundays in conjunction with the serving of food, and municipalities within the 7-county area to serve liquor from 10 a.m. until midnight).

Effective: Aug. 1, 1985

Liquor licensees—3.2 beer sales

HF603*—Marsh, O'Connor, Frederick, Himle, Jacobs
SF768—Novak

Chapter 117:

- permits retailers who have on-sale or off-sale licenses to sell intoxicating liquor to also sell non-intoxicating malt beverages without an additional license;
- defines "low-alcohol malt liquor" as a malt beverage containing 2 percent or less of alcohol by weight;
- provides that if the term "low alcohol" appears on the label of the beverage container, or a brewer has provided written certification to the Department of Public Safety establishing an alcoholic content of 2 percent or less, no further label is needed on that container.

Enactment: May 14, 1985

Effective: day after enactment

Liquor licenses—towns/counties

- (See Commerce/Consumer Affairs)

Liquor/non-intoxicating malt liquor—recodifies laws

HF1145*—Bennett, Sarna, Seaberg, Jacobs, Heap

SF1122—Dieterich, Novak, Spear, DeCramer, Darrel Peterson

Chapter 305:

- recodifies statutory provisions relating to liquor taxation, licensing, and regulation.

Effective: Aug. 1, 1985

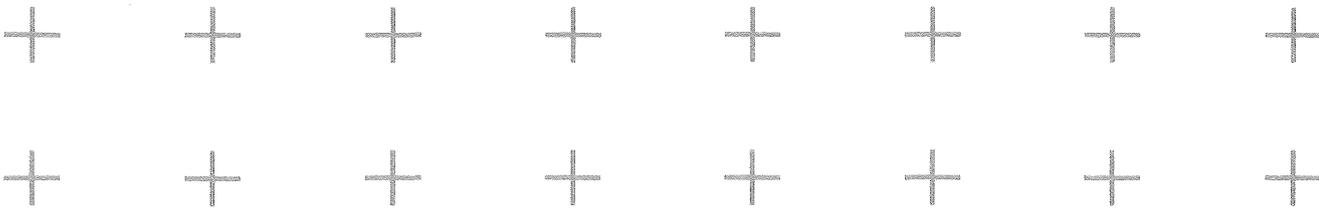
Liquor—regulation/charitable gambling

HF1343—Bennett

SF1183*—Dieterich, Spear, Willet, DeCramer, Darrel Peterson

Chapter 308:

- allows beer can collectors to sell discontinued brands of canned beer without a license;
- provides that an on-sale or off-sale liquor license the governing body of an Indian tribe issues to an Indian tribal member or entity for an establishment within Indian country is valid with the approval of the commissioner of public safety and no further licensing is needed from local bodies of government (effective within any Indian reservation where the governing body of the tribe has adopted an amendment to its tribal ordinance providing approval without a fee for similar licenses that a city, county, or town has issued to a non-Indian for an establishment within Indian country);
- requires licensing of liquor brokers and their employees; defines a broker as a person who represents a distillery, winery, or importer, and is not an employee of the distillery, winery, or importer; establishes license fees and makes the license valid for one year; authorizes the commissioner of public safety to revoke or suspend for up to 60 days, the licenses of brokers or their employees and the importation licenses of distilleries or wineries, if they violate any rules or laws relating to alcoholic beverages;



- authorizes the city of Minneapolis to renew or issue on-sale intoxicating liquor licenses to theaters which have seating capacity for more than 2,500;
- gives operators of charitable gambling devices the choice of regulation by the state or by their local governments until July 1, 1985.

Enactment: June 7, 1985
Effective: various dates

Non-alcoholic beverages—wholesaler credit

- (See Commerce/Consumer Affairs)

St. Paul—temporary on-sale wine license

- (See Local Bills—Cities/Towns)



AVTIs—combined districts

HF470*—Erickson, Haukoos, Anderson, G., Jennings, D., McEachern
SF518—DeCramer, Kamrath, Stumpf, Isackson, Nelson

Chapter 23:

- allows 2 or more independent school districts, each operating an area vocational technical institute, to enter into an agreement to establish a joint vocational technical district upon a majority vote of all members of each of the districts' boards;
- requires a joint district to establish a governing board and prescribes membership, an ex officio member, terms, organizational meetings, officers, a quorum, and powers and duties;
- authorizes the board to provide post-secondary and adult vocational education, and other secondary educational programs or secondary services;

- provides that employee organizations certified as the exclusive representative for the teachers in a particular member district, who are assigned to the joint district, will continue to be the exclusive representative for those teachers until it is decertified or another organization is certified in its place, and provides for certain other labor issues;
- provides that when an independent school district becomes a member of the joint vocational technical school district, the member district must transfer to the joint board all real and personal property, and provides that the deed transferring the property may specify that title to the property reverts back to the granting school district if the district no longer uses the property for vocation or technical education purposes;
- allows the joint board to levy upon all taxable property in the joint vocational technical district an amount necessary to pay certain obligations;
- provides that if member districts cannot meet debt obligations under conditions in the bill the state will assume the balance of the debt.

Enactment: Apr. 17, 1985

Effective date: day after enactment

AVTIs—policy/rules

HF476—Heap, Nelson, K., Piepho, Haukoos, Carlson, L.
SF563*—Stumpf, DeCramer, Waldorf, Mehrkens, Olson

Chapter 122:

- requires the State Board of Vocational Technical Education to adopt policies about minimum class sizes and placement ratios;
- allows the State Board of Vocational Technical Education to adopt emergency licensure rules under certain conditions;
- provides that state and federal aids and discretionary or entitlement grants that the state board distributes are not subject to some contract approval procedures;
- validates emergency rules the Higher Education Coordinating Board (HECB) adopted on March 21, 1985, and allows students to borrow retroactively under those rules to cover educational expenses they incurred during the 1984-85 academic year;

- requests the revisor of statutes to change a heading in Minnesota Statutes from "AVTI Aid Definitions" to "Vocational Aid Definitions";
- repeals statute relating to adoption of temporary licensure rules, and eliminates programs of study.

Effective: July 1, 1985

Community colleges—sale of lands

HF1011—Dyke, Erickson, Piper, Frerichs
SF994*—Nelson, Belanger

Chapter 96:

- requires the commissioner of administration, at the request of the state board for community colleges, to transfer state land, which a community college controls but doesn't need, to the city where the college is;
- requires the city to use the acquired land for student housing;
- allows the sale of 2 parcels of community college land in Worthington that the college doesn't need;
- allows proceeds to go to the state board for community colleges.

Effective: Aug. 1, 1985

Education—mission statement; academies for deaf/blind

HF282*—Nelson, K., Levi, McEachern, Erickson, Olsen, S.
SF1508—Pehler, Purfeerst, Nelson, Taylor

Chapter 240:

- establishes a mission statement for Minnesota elementary and post-secondary education declaring that public education is to help all individuals acquire knowledge, skills, and positive attitudes toward self and others that will enable them to solve problems, think creatively, continue learning, and develop maximum potential for leading productive, fulfilling lives in a complex and changing society;
- changes the name of the Minnesota School for the Deaf to the Minnesota State Academy for the Deaf, and the Minnesota Braille and Sight-Saving School to the Minnesota State Academy for the Blind;

- requires the State Board of Education to develop a 2-year plan for the academies and update it annually; states what the plan should include; requires the board to submit the plan and recommendations for improvement to the Legislature's education committees by Jan. 15 of the odd-numbered year;
 - requires the State Board of Education to make the position of residential academy administrator unclassified;
 - requires the State Board of Education to provide employees as of Aug. 1, 1985 with training in sign language or Braille communications skills (employees who fail to become proficient within 12 months face dismissal, disciplinary, or corrective action);
 - requires the State Planning Agency to coordinate with other designated departments, a study of issues that relate to the academies;
 - requires the State Planning Agency to report to designated House and Senate committees by Jan. 1, 1986 and with a progress report by Oct. 1, 1985; academies must pay the cost of the study.
- Effective:** Aug. 1, 1985

HECB—student advisory council
HF204*—Piepho, Gruenes, Nelson D., Carlson L., Erickson
SF235—Hughes, Pehler, Stumpf, Nelson, Olson

Chapter 60:

- establishes a student advisory council to the Higher Education Coordinating Board (HECB) to include the chairs or presidents of the 4 public systems' student associations, the president of the Minnesota Association of Private College Students, and a student whom the Minnesota Association of Private Post-Secondary Schools appoints;

- includes as the council's responsibilities to the board:
 - bringing matters to the attention of the HECB,
 - making recommendations,
 - reviewing and commenting on proposals,
 - providing assistance,
 - selecting a member to serve as chair and as a non-voting member of the board;
 - requires the council to report to the board on a quarterly basis, and at other times it considers desirable.
- Effective:** Aug. 1, 1985

IDB authority—
1984 allocation allowed
 • (See Taxes)

MECC—removes restrictions
HF619—Erickson, Kahn, Carlson, D., Bennett, Knuth
SF647*—Pehler, Moe, R., Nelson, Taylor, Knaak
Chapter 257:

- removes language requiring compensation of the chief officer of the Minnesota Educational Computing Corporation (MECC) be within the statutory limits set for a commissioner of finance (currently \$57,000-\$70,000);
- removes language prohibiting MECC from forming a subsidiary, and language requiring MECC to establish market-based prices for sale of products and services to institutions other than Minnesota educational institutions;
- exempts MECC-developed administrative microcomputer software from the section authorizing Minnesota educational institutions to contract directly with MECC for the development of computer programs and documentation and for instructional and management computing services.

Effective: Aug. 1, 1985

School board elections—
qualification of candidates
HF157*—Waltman
SF307—Mehrkens, Donna Peterson, Hughes, Luther, Dean Johnson
Chapter 33:
 • requires school board candidates to be eligible to hold office in their school districts.

Effective: Aug. 1, 1985

School fund lands
exchange/inventory
HF399*—McEachern, Carlson L., Rest, Erickson, Olsen, S.
SF377—Pehler, Willet, Merriam, Darrel Peterson, Stumpf

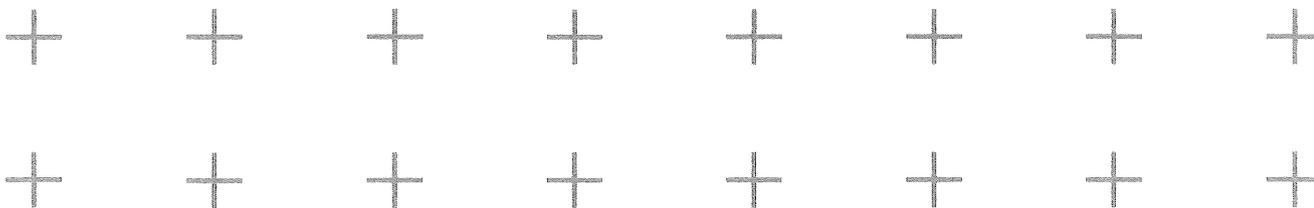
Chapter 116:

- requires the commissioner of natural resources to exchange permanent school fund lands in state parks and waysides for other state lands that are compatible with the goal of permanent school fund lands;
 - states that the goal of the permanent school fund (PSF) is to secure the maximum long-term economic return from the school trust lands, consistent with sound natural resource conservation and management principles and policies in state law;
 - requires the commissioner to inventory state lands in parks and waysides that are not exchanged and other school fund lands where use is not compatible with the goal of permanent school fund lands, and prepare a report including the inventory and recommendations for use of the PSF for legislative committees.
- Effective:** Aug. 1, 1985

Schools—after-Labor-Day start
HF151*—Thiede, Quist, Schafer, Wenzel, Neuenschwander
SF117—Stumpf, Pehler, Hughes, Anderson, Peterson, C.

Chapter 51:

- prohibits school districts from beginning their elementary or secondary school year before Labor Day, except for learning programs during summer and for flexible school year programs;
 - encourages districts in cooperative agreements to adopt similar school calendars.
- Effective:** 1986-1987 school year and thereafter



Vocational technical education—state council

HF897—Gruenes, Erickson, Kelly, Haukoos, Knickerbocker

SF814*—Peterson, R., Olson, Stumpf, Darrel Peterson, Hughes

Chapter 162:

- establishes the State Council on Vocational Technical Education, formerly the Minnesota State Advisory Council for Vocational Education, as a state agency in the executive branch of the Department of Administration;
- requires the governor to appoint council members;
- establishes rules for spending and contracting for services, and requires the State Board of Vocational Technical Education to act as fiscal agent for the council;
- allows the council to employ an executive director and staff;
- appoints employees of the council to the civil service, who will then become state employees without competitive or qualifying examination.

Effective: Aug. 1, 1985

Warroad school district—capital loan

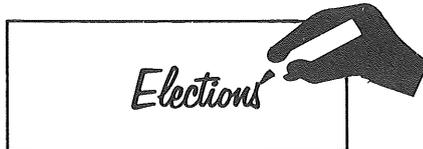
HF263—Tunheim

SF483*—Stumpf

Chapter 15:

- approves a capital loan in the amount of \$1,295,000 to Independent School District #690, in Warroad, to partially pay for one new junior and senior secondary school;
- requires the commissioner of finance to issue bonds.

Effective: Aug. 1, 1985



Campaign contribution reports—allows certified mail

HF415*—Minne, Shaver, Fjoslien, Dimler, Osthoff

SF486—Donna Peterson

Chapter 40:

- relates to reports of campaign contributions that campaign committees make between the last report and election day to the Ethical Practices Board;
- adds the following ways committees can make reports: in person within 48 hours after receipt of the contribution; by mailgram within 48 hours after receipt; or by certified mail within 48 hours after receipt;
- requires that these contributions also be in the next required report. (Current law provides that committees can make the reports in person immediately after receipt or by telegram within 48 hours after receipt).

Effective: Aug. 1, 1985

Elections—absentee ballot changes

HF759*—Backlund, Scheid, Uphus, Minne, Kiffmeyer

SF231—Schmitz, Luther, Mehrkens, Willet, Chmielewski

Chapter 72:

- changes certain procedures and deadlines relating to absentee ballots and filing for municipal elections;
- requires that absentee ballots and envelopes for return of the ballots for people outside the United States or in military service show the voters' passport number or military identification number;
- requires county auditors to prepare absentee ballots 30 days (currently 20 days) before the election;
- requires candidates in municipal elections to file between 8 and 6 weeks (currently 6 and 4 weeks) before the primary.

Effective: Aug. 1, 1985

Elections—

correct precinct lists

HF91*—Shaver, Voss, Beard, Price, Quinn

SF139—Dahl, Dicklich, Langseth, Willet, Darrel Peterson

Chapter 31:

- directs the county auditor to prepare correct precinct lists on Feb. 15 of each year rather than the current 90 days after each state general election and provide the information at cost in the form of accessible computer data.

Effective: Aug. 1, 1985

Elections judges—persons qualified

HF379*—Fjoslien, Uphus, Schoenfeld, Minne, Johnson

SF365—Hughes, Chmielewski, Bertram, Dean Johnson, Frederick

Chapter 39:

- allows the spouse, parent, child, or sibling of any member of the governing body of the municipality or county to be an election judge.

Effective: Aug. 1, 1985

School board elections—qualification of candidates

- (See Education)

West St. Paul—election changes

- (See Local Bills—Cities/Towns)



**American Legion—officer/
employee benefit coverage**

HF112*—Sviggum, Osthoff,
Kiffmeyer, Metzen, Fjoslien
SF93—Lessard, DeCramer,
Bertram, Merriam, Dahl

Chapter 32:

- authorizes certain officers or employees of the state office of the American Legion or its auxiliary to elect state employee benefit coverage for themselves or their dependents at their own expense.

Effective: Aug. 1, 1985

**Education assistants—removes
from Duluth civil service**

HF918—Jaros, Munger, Boo
SF798*—Solon, Gustafson

Chapter 176:

- removes educational assistants (teacher's aides) from civil service roles in Independent School District #709.

Enactment: May 21, 1985

Effective: upon local approval

**Firefighters—
residency requirements**

HF1282—Blatz, Vanasek, Haukoos,
Schreiber, Metzen
SF1187*—Novak, Schmitz,
Wegscheid, Renneke

Chapter 197:

- permits statutory or home rule cities and counties to impose reasonable residency requirements for people employed as volunteer or nonprofit firefighters, if there's a demonstrated, job-related necessity.

Effective: Aug. 1, 1985

**Health professionals—
license/discipline revision**

HF1436—Onnen, Segal, Greenfield,
Kvam, Stanius

SF1130*—Waldorf, Diessner,
Brataas, Luther, Spear

Chapter 247:

- makes changes in the standards for the licensing and disciplining of physicians;
- makes changes in the method of appointing members to the Board of Medical Examiners;
- provides that all information on disciplinary action remain confidential except if the board imposes disciplinary action;
- provides that the nature of the misconduct, the name and business address of the licensee, and the action the board takes must be public;
- requires the board to exchange disciplinary information with other licensing boards, agencies, or departments within the state;
- lists the requirements for licensure for a graduate of a medical or osteopathic school in the U.S. or its territories or Canada;
- requires the board to adopt written procedures for handling complaints, reviewing misconduct cases and imposing disciplinary actions;
- requires the board to publish and release to the public, at least annually, a description of all disciplinary action the board takes, which includes the name and business address of the licensee, the nature of the misconduct, and the disciplinary action;
- clarifies and expands upon the grounds for disciplinary action; allows the automatic suspension of the license of a licensee who is not mentally capable;
- allows the board to require a physician to submit to a mental or physical examination;
- describes licensure requirements for someone a proper agency in another state or agency has already licensed, and for foreign school graduates;
- relates to recordkeeping of complaints against physicians, and assures patient name confidentiality;
- provides that licensure does not grant the right of admission to any medical staff;

- clarifies that certain licensed professionals do not have to have a medical license if practicing within authorized scope of practice;
- defines "practice of medicine" and re-states that it's unlawful to practice without a license;
- requires people, health care facilities or organizations, medical societies, licensed health professionals, officers of the court, and physicians to report to the board any misconduct by a physician;
- requires malpractice insurers to report to the board the names of physicians for whom they've made settlements or awards because of actions against the physicians;
- requires insurers to report any information they may have to substantiate a misconduct charge against a physician;
- grants immunity from legal liability against anyone who does submit a report, and to anyone investigating a report;
- requires physician cooperation in any investigation;
- lists various forms of disciplinary action available to the board;
- provides that the administrative record, except for the board's final decision, remains sealed and not open to the public;
- allows licensed estheticians to operate independently in performing their services, rather than working under the supervision of a cosmetologist;
- strikes resident physicians, as employees, in the workers' compensation law;
- requires 2 board members to review a complaint before the board can dismiss it;
- provides complaint procedures that all health-related licensing boards must follow, except the board of veterinary medicine;
- requires health-related licensing boards to report to the Legislature on certain information regarding complaints;
- instructs the revisor on recodification and a name change;
- repeals obsolete sections.

Effective: Aug. 1, 1985

Upon local approval means: effective upon compliance with Minnesota Statutes, section 645.021

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Minnesota Electrical Act—changes

HF825*—Bennett, Sarna, Carlson, L., Thorson
SF838—Waldorf

Chapter 73:

- defines a Class “B” installer of electrical wiring, apparatus, and equipment (which is different from a class “B” licensed master electrician), and amends the definition of master electrician to include installing and repairing wiring, apparatus, or equipment for electrical light, heat, power, or other purposes;
- prohibits the issuance of new class “B” master and journeyman electrician license but allows those currently holding licenses to retain their licenses and privileges;
- increases bond requirements and general liability insurance coverage for electrical contractors;
- prescribes reasons for denial, suspension, and revocation of licenses;
- sites the National Electrical Code as adopted by the National Fire Protection Association, Inc. and which the American National Standards Institute has approved to be the prima facie evidence of accepted standards of safe construction;
- makes it a crime to violate a statute or any city ordinance which pertains to political subdivisions that have certain powers.

Effective: Aug. 1, 1985

OSHA—right-to-know changes

HF1262—Himle, Heap, Hartle, Simoneau, Clark
SF1254*—Dicklich

Chapter 130:

- makes changes in Occupational Safety and Health Administration (OSHA) regulations for workers’ right-to-know laws and brings state regulations into federal compliance;
- expands and further defines “hazardous substance” section;
- repeals small business exemption to conform to federal standards;
- updates language on hazardous substance information list for employees;

- includes farmers who operate temporary labor camps in the right-to-know act and training plan, effective Mar. 1, 1986;

- deletes exemptions for use of infectious agents in a manufacturing process for health care facilities;
- clarifies right to refuse work with a hazardous substance for which an employer hasn’t provided proper training;

- makes labeling requirements of hazardous substances consistent with federal standards;

- clarifies that employers pay for required protective equipment;

- states that neither the commissioner nor any employee of the Department of Labor and Industry is subject to a subpoena to testify in third party disputes;

- allows Department of Labor to seek court injunctions against employers who refuse to comply with orders of the board;

- provides that the Office of Administrative Hearings, not District Court, will handle OSHA discrimination hearings;

Effective: Aug. 1, 1985; May 25, 1986 for repeal of small business exemption

School board elections—qualification of candidates

- (See Education)

Teacher/school board mediation—changes PELRA

HF207—Sviggum, Levi, Heap, Nelson, K.

SF118*—Nelson, Mehrkens, Pehler, Chmielewski

Chapter 157:

- makes changes in the Minnesota Public Employee Labor Relations Act;

- includes the collection of certain fees in the powers and duties of the director of mediation services and the Public Employment Relations Board;

- requires a party to a contract who wishes to negotiate an agreement subsequent to the initial agreement to give 60 days written notice to the other party and the director of mediation services before the termination date of the existing contract; failing to do so makes the party subject to a fine of \$10 for each day the notice is late, which the director may waive in certain circumstances;

- provides that if the director determines that mediation would be useful in resolving a dispute, the director may mediate the dispute even if neither party filed a petition for mediation;

- restricts arbitration panel to final offers of the parties on each impasse item in cases involving principals and assistant principals;

- makes some changes in the conditions under which school personnel may strike.

Enactment: May 20, 1985

Effective: various dates

Trade secrets—definition

- (See Legal/Judiciary)

Workers’ compensation insurance premium—removes credit limit

- (See Insurance)

Workers’ compensation—statute changes

HF1130—Sviggum, Heap, Simoneau
SF986*—Chmielewski, Diessner, Brataas

Chapter 234:

- changes representation on the board of directors of the Reinsurance Association; requires commissioner of finance and the executive director of the State Board of Investment or their designees to serve as directors; one director shall represent the public; insurer and self-insurer association members shall elect the directors who represent them;

- requires the board to be responsible for the association’s management and to report to the governor regarding selection of the entity the board chooses to manage the association and reasons for the selection;

- makes statute changes on the basis of recommendations by the Department of Labor and Industry;

- states that an employee who returns to work for at least 6 months after completing a rehabilitation plan, may receive compensation for permanent partial disability although he or she is getting compensation for temporary partial disability, regardless of date of injury;

- provides for selection of alternates in review panels and boards;

- requires health insurers to reimburse the compensation carrier for overpayment of certain medical expenses which exceed a reasonable value as provided by rule;
- excludes employer from responsibility for injuries to an employee while participating in employer-sponsored voluntary recreational programs except if the employer orders or assigns the employee to participate;
- provides that employees who receive monitoring period compensation because of seasonal layoffs will get payment until the monitoring period expires, or the sum of paid or payable monitoring periods and impairment compensation is equal to the amount of economic recovery compensation an employee would have received if that compensation were payable, whichever happens first;
- provides minimum monitoring period compensation is 66-2/3 percent of the weekly wage for permanent partial disability as in present law and subject to the specified maximums;
- removes requirement that, for employees receiving economic recovery compensation, the monitoring period must be at least 120 percent of the weeks during which impairment compensation would be payable if paid weekly;
- allows employee the right to an administrative conference to determine recommencement of temporary total compensation;
- provides that the employee must request the conference within 10 days after he or she stops working; commissioner must schedule the conference 10 days after receiving a timely request;
- transfers certain duties and responsibilities of the Department of Commerce to the Department of Labor and Industry.

Enactment: May 24, 1985

Effective: various dates



Energy/Utilities

Certificate of need—exemptions

HF1037*—Tjornhom, Boerboom

SF1163—Vega, Frank, Darrel Peterson

Chapter 304:

- exempts small, qualifying cogeneration or power production facilities from the certificate of need process.

Effective: Aug. 1, 1985

Petroleum product standards

- (See Miscellaneous)

Room air-conditioners—energy efficiency rating

HF626—Gruenes, Redalen,

Olson, E., Jacobs, Carlson, J.

SF625*—Reichgott, Frederickson, Vega, McQuaid, Donna Peterson

Chapter 50:

- extends to Jan. 1, 1987, the date that the increase from 7.0 to 7.8 in minimum energy efficiency ratio is effective for room air-conditioners sold in Minnesota and makes the requirement apply only to those with a BTU per hour rating of 6,000 or higher (present date is Jan. 1, 1985).

Effective: Aug. 1, 1985

Utilities—no recourse against landlords on tenant contracts

HF143*—Blatz, Hartinger

SF855—Frank, Dahl

Chapter 135:

- provides that utility companies shall not:
 - recover or attempt to recover payment from a landlord, property owner or manager, or manufactured home park owner or dealer who has not contracted for the service;
 - condition service on payment of an outstanding bill or other charge for utility service due upon the outstanding account of a previous customer or customers when all of the previous customers have vacated the property; or
 - place a lien on the landlord's or owner's property for a tenant's outstanding bill or charge whether created by local ordinance or otherwise;

- allows a utility to recover or attempt to recover payment from a property owner where the manager, acting as the owner's agent, contracted for the utility service.

Effective: Aug. 1, 1985



Environment/ Natural Resources

Aspen cord weight

HF155*—Carlson, D.,

Neuenschwander

SF170—Willet, Davis, Doug Johnson, Bernhagen, Lessard

Chapter 260:

- provides that, when measuring by weight, the term "cord," or any other term people use to describe freshly cut rough green aspen in 100 inch, or pole lengths of 133-1/3 cubic feet of loosely or irregularly piled wood for transportation, constitutes 4,300 pounds from May 1 through Oct. 31, and 4,500 pounds from Nov. 1 through April 30; specified weights are on the basis of 74 cubic feet of solid wood content per cord.

Effective: Aug. 1, 1985

Dogs that chase or kill big game animals—shooting of

HF366—Hartinger

SF279*—Merriam, Lessard, Berg, Willet

Chapter 269:

- changes current law by allowing conservation or peace officers to kill a dog that has killed or is observed wounding, killing or pursuing a big game animal in a manner that endangers the big game animal's life;
- limits other people killing dogs under above conditions to between Jan. 1 and July 14;
- changes the penalty for owners of dogs that kill deer to a petty misdemeanor with a possible civil penalty of up to \$500 for each violation.

Effective: Aug. 1, 1985

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Drainage law—recodified

HF442—Jennings, L., Carlson, D.,
Schafer, DenOuden, Lieder
SF45*—DeCramer, Peterson, R.

Chapter 172:

- recodifies and reorganizes the state's drainage law.

Effective: Aug. 1, 1985

Fishing licenses—

Camp Ripley personnel

HF18*—Wenzel

SF1461—Samuelson

Chapter 154:

- authorizes resident fishing licenses for people in military training at Camp Ripley.

Effective: Aug. 1, 1985

Forest fires—

interstate agreements

HF882*—Thorson, Riveness,

Waltman, Jennings, L.

SF614—Merriam, Wegscheid

Chapter 112:

- allows the commissioner of natural resources to enter into agreements with other states to cooperatively prevent and suppress forest fires;
- provides certain exceptions to law requiring contractor's bonds on any contract with the state or other public body, for contracts with the state for forestry development projects;
- defines forestry development projects.

Enactment: May 10, 1985

Effective: day after enactment for section relating to interstate agreements; Aug. 1, 1985 for sections relating to contractor's bonds

Fort Snelling—

lease rate/terms

HF1248—Tjornhom, Osthoff

SF1374*—Freeman

Chapter 164:

- establishes a lease rate for part of Fort Snelling State Park.

Effective: Aug. 1, 1985

**Hunting and fishing—
law changes**

HF623—Thiede, Zaffke,
Neuenschwander, Battaglia,
Thorson

SF658*—Peterson, C., Merriam,
Bernhagen, Stumpf, Lessard

Chapter 217:

- increases the minimum fine, from \$700 to \$3,000, for illegally buying or selling game fish, big game, or small game when the total amount of the sale or sales is \$300 or more, and nullifies for 3 years a violator's license;

- reinstates a \$13 license to prepare dressed fish for transport;

- allows owners of private land or the proper authority of public land to post signs prohibiting trespassing, hunting, trapping, or fishing in wooded areas where boundary lines are not clear, at intervals of not more than 500 feet;

- provides that people who knowingly disregard signs prohibiting trespass, trespass even though the owner or lessee has personally told them not to, or who are convicted of trespass violations more than once in a 3-year period, are guilty of a gross misdemeanor;

- provides that anyone a court convicts of a gross misdemeanor for the above actions may not get a license to hunt or trap any wild animal for 2 years;

- repeals a penalty in current law relating to certain prohibited types of guns or ammunition or certain prohibited methods of fishing.

Enactment: May 23, 1985

Effective: day after enactment for sections relating to illegally buying or selling game fish, big game, or small game and license to prepare dressed fish; 30 days after enactment for repealer provision; Aug. 1, 1985 for remaining sections

**Hunting—permits 2 deer;
elk—northern counties**

HF940—Rose, Sparby, Johnson,
Neuenschwander, Haukoos

SF719*—Stumpf, Donna Peterson,
Davis, Berg, Moe, R.

Chapter 272:

- authorizes the commissioner of natural resources to permit, on an experimental 3-year basis, the taking of 2 deer a year per hunter;

- provides that the commissioner may require hunters to get an additional license and pay a fee not to exceed what a person must pay for a license to take deer by firearm;

- requires the commissioner to remove all elk from the agricultural areas of the state, specifically Marshall, Roseau, Pennington, and Beltrami counties, by Sept. 1, 1985, and appropriates \$20,000 from the non-game wildlife account for those purposes.

Effective: July 1, 1985

IDB authority—

1984 allocation

- (See Taxes)
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Municipalities—

economic development powers

HF922—Pauly, Otis, Bishop,

Norton, Valento

SF925*—Pogemiller, Moe, R.,
Taylor, Novak

Chapter 194:

- authorizes municipalities to encourage and promote public and private development of mined underground space;

- permits acquisition of land by various methods including condemnation;

- permits municipalities to regulate all drilling in, around or through mined underground space, except for well water and exploratory drilling;
- reserves the right of the state to royalties for minerals;

- requires a permit from the commissioner of natural resources for any project affecting the quantity or quality of underground water;

- allows mined underground space to be a tax increment financing district and/or an economic development district;

- permits the issuance of bonding for the development of such projects;

- applies the same building codes and conditions to underground facilities as currently exist for above-ground facilities.

Effective: Aug. 1, 1985

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**Muskie lakes—
changing designation**

HF413—Stanius, Becklin,
Schoenfeld, Osthoff
SF643*—Wegscheid, Knaak,
Ramstad, Merriam

Chapter 190:

- makes it a misdemeanor to illegally take or possess a muskellunge (muskie) punishable by a fine of up to \$1,000;
- allows the commissioner of natural resources, after holding a public meeting, to designate waters with muskies as muskie waters and to prescribe rules for muskie lakes that restrict spearing and/or angling from a darkhouse, limit the open season to take fish, and limit the size and number of fish people may keep;
- provides that a provision that requires closing of a lake in the angling season in proportion to the spearing season does not apply to designated muskie lakes;
- repeals a provision in state law that says designated muskie lakes may not exceed an area of 40,000 acres.

Enactment: May 23, 1985

Effective: day after enactment

**Pheasant stamp exemption—
northern counties**

HF174—Neuenschwander, Solberg,
Carlson, D., Thiede, Battaglia
SF228*—Lessard, Stumpf, Novak,
Peterson, C., Doug Johnson

Chapter 158:

- exempts hunters on licensed private shooting preserves in the northern portion of the state from the requirement of a pheasant stamp; counties include Norman, Becker, Wadena, Cass, Crow Wing, Aitkin, Carlton, and other counties north of them.

Effective: Aug. 1, 1985

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**School fund lands—
exchange/inventory**

- (See Education)

**Snowmobile registration—
correction in law**

HF928*—Thiede, Zaffke, Backlund,
Battaglia, Kahn

SF726—Kronebusch, Stumpf,
Bernhagen, Willet, Merriam

Chapter 54:

- requires registration of snowmobiles (corrects an error in previous legislation that repealed a portion of the law that required registration of snowmobiles);
- exempts from registration requirements snowmobiles in transit by a manufacturer, distributor, or dealer;
- abolishes special registration requirements for collector's snowmobiles.

Enactment: May 1, 1985

Effective: day after enactment

Solid waste management

HF939—Rose, Clausnitzer, Long,
Tompkins, Hartinger

SF866*—Merriam, Pehler, Schmitz,
Laidig, Wegscheid

Chapter 274:

- requires the commissioner of administration to develop policies to require state agencies and the Legislature to separate all recyclable and reusable commodities wherever possible;
- allows the reviewing authority (Metropolitan Council or Waste Management Board) to attach conditions to its approval of a flow control plan and to review all amendments to a plan;
- extends to 30 days the time the Metropolitan Council and Waste Management Board have to review local flow control plans to create a filing period for those seeking exclusion from flow control;
- requires a designated resource recovery facility to accept all designated solid waste, unless the facility has notified waste collectors in the area that the facility is not operating;
- allows any person proposing to own or operate a resource recovery facility using waste materials already subject to a designation ordinance (flow control) to petition for exclusion of the materials from the designation ordinance;

- provides that a resource recovery facility burning waste or converting waste to energy or to materials for burning, and which a public agency or publicly supported agency owns or operates, does not have to accept recyclable materials except for transfer to a recycler;
- provides that a county that enters into a joint powers agreement with a metropolitan county for solid waste management purposes may exercise the powers of the metropolitan county for purposes of solid waste management;
- requires the Metropolitan Council, by Jan. 1, 1987 and each odd-number year afterward, to report to the Legislature on the operating, capital, and debt service costs of solid waste facilities in the metro area and on other cost factors;
- allows the Metropolitan Council to delay the environmental impact statement (EIS) on proposed disposal sites for sludge ash until the council completes its study and evaluation of need for land disposal and alternatives to land disposal;
- reduces the number of candidate solid waste disposal sites from 4 to 3, which the Metropolitan Waste Control Commission must select;
- clarifies that metropolitan counties have the responsibility and authority to plan for and oversee the development of effective local abatement programs within the county;
- allows metropolitan counties to adopt ordinances requiring separation of mixed municipal waste, and provides that if a county adopts a separation ordinance, the ordinance would apply to all local units within the county that have failed to meet the local abatement performance standards;

- provides that home rule charter cities or towns implementing waste reduction and source separation programs and facilities are exempt from levy limits;
- allows the Metropolitan Council to authorize the issuance of general obligation bonds to provide funds for acquisition and improvement of resource recovery facilities;
- requires the Metropolitan Council, by Jan. 31, 1986 and each Jan. 31 thereafter, to pay cities and towns in the metro area \$4 per ton of recyclable material collected and recycled from residential sources within the city or town, in addition to some other expenses;
- provides that after Jan. 1, 1990 waste disposal facilities in the metropolitan area may not accept mixed municipal solid waste for disposal unless the waste is transferred from a resource recovery facility which the metro council has identified;
- provides that mixed municipal solid waste does not include street sweepings, construction debris, mining waste, foundry sand, and other materials that resource recovery is not capable of processing;
- appropriates money from the metropolitan landfill contingency action and abatement funds;
- allows Anoka County to impose service charges for solid waste services and allows the county to sell or lease property for solid waste management;
- allows Murray, Nobles, Pipestone and Rock counties to jointly negotiate and enter into 30-year contracts for the management of solid waste generated in the counties;

- allows other counties to enter into contracts with those 4 counties in the same manner;
- allows Pennington County to sell or lease facilities or property or property rights to fulfill solid waste management laws;
- allows Itasca County, by ordinance, to accept from the governments of the U.S. or Minnesota, grants, loans or advances of money for energy improvements to certain heating facilities;
- requires the Legislative Commission on Waste Management to recommend to the Legislature by Jan. 1, 1986, mechanisms that will enable owners and operators of solid waste land disposal facilities to comply with requirements of certain financial responsibility rules, and delays the adoption of the rules until after the 1986 Legislative Session;
- appropriates money.
Enactment: May 31, 1985
Effective: various dates

**State forests—
boundary changes**

HF998—Waltman, Carlson, D., Johnson, Redalen, Tjornhom
SF664*—Jude

Chapter 191:

- revises the boundaries of Fond du Lac, Koochiching, and the Richard J. Dorer Memorial Hardwood state forests, and creates a new state forest, Lost River State Forest, which would border Canada in the northwest part of the state.
Enactment: May 23, 1985
Effective: day after enactment

**State parks—
additions/deletions**

HF967—Olson, E., Erickson, Fjoslien
SF783*—Moe, R., DeCramer

Chapter 81:

- deletes certain land from Blue Mounds State Park, adds certain land to Itasca State Park, and requires the Department of Natural Resources to maintain the fire department in Itasca State Park;
- requires that tax-forfeited land under the custody, control, and supervision of the Clearwater County Board shall remain under that supervision until Clearwater County

receives the transfer of state lands equal in value to the land that's becoming part of Itasca State Park.

Enactment: May 8, 1985

Effective: day after enactment

State trail lands—conveyance

HF1235*—Zaffke, Thorson

SF1062—Willet

Chapter 171:

- authorizes the commissioner of natural resources to convey certain state trail lands no longer needed for trails;
- repeals a prior land conveyance in Morrison County.
Enactment: May 21, 1985
Effective: day after enactment

**Timber harvest—
informational meeting**

HF881—Thorson, Sherman, Waltman, Zaffke, Neuenschwander
SF679*—Lessard, Doug Johnson, Bernhagen, Willet, Stumpf

Chapter 26:

- requires the commissioner of natural resources to hold an annual timber harvest public informational meeting in each forest area sometime each year, instead of in May of each year as current law provides.
Enactment: April 19, 1985
Effective: day after enactment

Timber sales—terms of payment

HF300—Thorson, Sparby, Thiede, Zaffke
SF102*—Willet, Lessard, Chmielewski, Bernhagen, Samuelson

Chapter 9:

- requires buyers, in the case of oral or sealed bid auction sales of timber on tax-forfeited lands, to make a down payment of 25 percent of the timber's appraised value and pay the balance prior to entry (instead of paying 20 percent down on the sale value as current law provides).
Effective: Aug. 1, 1985

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**Uniform Conservation
Easement Act**

HF452—McKasy, Dempsey,
Olsen, S., Piepho
SF455*—Jude, Merriam, Freeman,
Sieloff, Knaak

Chapter 232:

- provides for the creation, holding, enforcement, and termination, of conservation easements; that is, interests in real property that a government or conservation group holds to protect and enhance conservation aspects of the property; ownership of the land remains with the original owner;
- exempts conservation easements from some of the traditional common law requirements for easements; generally and specifically lists those who may enforce the provisions of a conservation easement;
- provides that creating a conservation easement is like creating any other easement and courts can't enforce it until it is a matter of record and the holder has accepted it;
- provides that a conservation easement has unlimited duration unless otherwise specified and is enforceable only against persons with interests in the property who are parties to the easement or who consented to it;
- provides that an interest in the property burdened by the easement, a holder, a person with a third-party right of enforcement, or any person authorized by other law can bring an action affecting a conservation easement.

Effective: Aug. 1, 1985

Water permit fees—changes

HF1256*—DenOuden,
Jennings, L., Kalis
SF1450—Peterson, R., Nelson,
DeCramer, Bertram, Isackson

Chapter 264:

- provides that amusement parks existing before the designation of a flood plain are exempt from certain requirements of the law relating to flood plain management if the park continues to be an amusement park;
- provides that the state is not liable for any flood damage to an amusement park operating in a flood plain;
- prohibits the commissioner of natural resources from charging more than \$500 per water permit fee;
- allows the \$30 water permit fee to apply to amendments and transfer of any permits;
- prohibits the commissioner from charging more than \$250 per application for any additional water permit fee;
- requires an additional field inspection permit fee of at least \$25, but not more than \$750, for water permit applications on projects not having proper authorization.

Effective: Aug. 1, 1985

**Water quality monitoring—
private wells in metro area**

HF718—Nelson, D., Rose,
Pauly, Segal, Price
SF1202*—Dahl, Merriam,
Novak, Frank, Wegscheid

Chapter 198:

- requires the commissioner of health to monitor the quality of water in public water supply wells in the metropolitan area.

Effective: Aug. 1, 1985

**Watershed districts—
law changes**

HF1279—Waltman,
Frerichs, Uphus, Rees
SF1219*—Stumpf, Wegscheid

Chapter 236:

- includes protection of groundwater as a purpose for forming a watershed district;
- increases from 5 to 9 the number of managers allowable for a watershed district;

- changes procedures involved in Water Resources Board public hearings to require hearings according to the Administrative Procedures Act in certain cases, e.g., in proceedings to establish or terminate a watershed district;
- requires public notice in cases of noncontroversial plans or petitions;
- establishes a procedure for increasing the number of watershed district managers;
- repeals provision that allows 9 watershed district managers if a watershed board has multi-county representation.

Effective: Aug. 1, 1985

**Wild animals—
hunting law changes**

HF937*—Richter, Zaffke,
Sparby, Haukoos, Poppenhagen
SF791—Peterson, C.,
Bertram, Bernhagen, Novak

Chapter 170:

- removes the license requirement to take beaver that are doing damage to property;
- allows a season on opossum and pine marten;
- increases the number of days for trapping otter from 15 to 30;
- allows trapping of raccoon in a muskrat runway;
- prohibits trapping between the hours of 7 p.m. and 5 a.m. instead of 6 p.m. and 6 a.m.

Enactment: May 21, 1985

Effective: day after enactment for section on beaver; Aug. 1, 1985 for other sections



Abuse reporting—notice to parents/guardians

HF213*—Stanius, Valento,

Tompkins, Clark, Blatz

SF500—Spear, Merriam, Ramstad, Petty, Olson

Chapter 293:

- allows the commissioner of human services or local welfare agencies to interview any children who are or have been in the care of a facility under investigation for neglect or abuse, and to interview the children's parents, guardians or other legal custodians;
- requires that prior to an interview with a child, the commissioner or local welfare agency must provide certain information to a parent, guardian or legal custodian of a child they're interviewing;
- provides that when the commissioner or local welfare agency gets a report of neglect, physical or sexual abuse of a child in a facility, they must provide certain information to the parent, guardian or legal custodian of the allegedly abused or neglected child regarding the report and the investigation;
- allows the commissioner or local welfare agency to also provide the information to the parent, guardian or legal custodian of any other child in the facility if the investigating agency knows or has reason to believe that the alleged neglect or abuse took place;
- requires the commissioner or local welfare agency, when the investigation is complete, to provide information about the investigation to every parent, guardian or custodian they've previously notified of the investigation, e.g., the nature of the neglect and a summary of the findings;

- provides that provisions regarding notice of reports of alleged abuse and resulting investigations also apply to neglect or abuse of vulnerable adults in certain licensed facilities with respect to their guardians or conservators;
- clarifies that restrictions in the data practices provision does not prohibit the release of information that this law requires.

Effective: Aug. 1, 1985

Child abuse—juvenile/criminal code changes

HF848*—Blatz, Vellenga, Clausnitzer, Rees, Greenfield

no companion

Chapter 286:

- makes changes to the juvenile and criminal codes to give additional protection to children and their families when they face allegations of abuse in juvenile or criminal courts;
- states that one of the purposes of the juvenile code is to provide judicial procedures that protect the welfare of the child;
- removes the requirement that the welfare agency has to develop a plan for providing appropriate social services to the family prior to getting a temporary order for protection from the juvenile court to remove the alleged abusing party from the home, rather than the allegedly abused child, but provides that the local welfare agency will advise the court, before the court issues a temporary order, that the agency will provide the appropriate social services to the family or household members during the time the order is in effect;
- requires juvenile courts to give docket priority on their calendar to any dependency, neglect, neglected and foster care, or delinquency petitions that contain allegations of child abuse over other cases, except cases involving delinquency matters where a child is held in a secure detention facility;
- requires criminal courts to give these cases third priority on the calendar when the defendant is out on bail (first and second are felony and misdemeanor complaints where the defendant is in custody);
- allows juvenile and criminal courts, in child protection cases, to take the testimony of a child witness in an informal setting outside the

courtroom when it's in the child's best interest to do so;

- allows the admissibility of evidence in juvenile and criminal courts, of reliable out-of-court statements that a child under 10 years old makes about any act of physical abuse to themselves (reliable hearsay statements about neglect of the child would also be admissible in juvenile court proceedings);
- requires the Juvenile Court to notify children, parents, guardians, or other custodians that they have the right to be present and represented at a detention hearing, and that if they can't afford counsel, the court will order appointment of counsel at public expense;
- allows parents of children the Juvenile Court placed outside of the home to visit their children, unless the court determines visitation would endanger the child's physical or emotional well-being;
- prohibits mental health counseling or therapy to alleged child abuse victims in out-of-home placements, such as in sheltered care, until the court finds child abuse has probably taken place, unless with parental consent or a court order;
- requires a hearing to determine a child's placement within 60 days of an order for detention at the request of any party involved, if a court removes a child from home prior to a juvenile court hearing, unless a party shows good reason not to hold a hearing within that time period;
- requires social service agencies placing children out of the home under a Juvenile Court order to place the child, if possible, with someone of the same racial, ethnic heritage or religious affiliation as the child;
- permits the court to order that the mental health treatment professional who makes a diagnosis that a child victim needs mental health treatment, not be the person providing the child with treatment if it's in the child's best interest;

- merges the crime of "intrafamilial sexual abuse" and "criminal sexual conduct";
 - places certain conditions on the power of the court to place offenders on probation rather than imprisoning them, which includes some amount of jail time and requirements for treatment of offenders;
 - provides that it's a policy of the state to encourage adequate and accurate records of the number and content of interviews with alleged child abuse victims during a child abuse assessment or criminal investigation or prosecution and to discourage interviews that are unnecessary, duplicative, or not in the best interest of the child;
 - requires those interviewing the child to make a record of the interview containing certain information;
 - requires every county attorney's office to develop written guidelines on the tape recording of interviews that government employees conduct in child abuse assessments, criminal investigations, or prosecutions;
 - allows a parent or other supportive family member to attend a trial during the testimony of a child abuse witness who's under 18 years old.
- Effective:** Aug. 1, 1985

Child abuse reporting—changes; divorce—spousal maintenance

HF275—Levi, Blatz, Nelson, K., Greenfield, Kiffmeyer
SF196*—Reichgott, Petty, Pogemiller, Spear, Knaak

Chapter 266:

- requires county attorneys, instead of city attorneys, to prosecute mandated reporters who fail to report child abuse or neglect;
- clarifies a factor the court should find in determining both reasonable needs and ability to support in awarding maintenance in marriage dissolution actions to include the standard of living established during the marriage;

- adds factors the court should consider in determining whether maintenance should be temporary or permanent to include:
 - the loss of earnings, seniority, retirement benefits and other employment opportunities a spouse seeking the maintenance has foregone,
 - the contribution of the spouse in seeking maintenance in furtherance of the other party's employment or business;
- adds a subdivision to preclude the court favoring temporary over permanent maintenance where the factors justify a permanent award;
- requires the court to order a permanent award of maintenance when some uncertainty exists as to the necessity of a permanent award and to leave the order open for later modification;
- includes in the definition of "reasonable force" those actions by teachers or other school staff that are necessary to keep a child from hurting him/herself or any other person or property;
- changes definition of "person responsible for the child's care" to include people within, as well as outside, the family unit who have child care responsibilities;
- clarifies the standard for mandated and voluntary reporting as "knows or has reason to believe" abuse or neglect has or is taking place;
- requires welfare agencies, county sheriffs, and police departments to designate a person within the agency who is responsible for making sure that notice of abuse reports goes out to other proper authorities;
- requires local welfare agency to give mandated reporters a summary of what happened in a child's case, at the person's request, and a concise summary to voluntary reporters, at their request, if the release doesn't harm the child's best interest;
- removes "exercise of due care" limitation on certain people who make reports and get immunity from civil and criminal liability;
- requires only that the reporter makes the report in good faith, except that supervisors and social workers in a local welfare agency must comply with both to be immune from liability;

- holds civilly liable for actual and punitive damages, those who "knowingly" make a false report, as opposed to "willfully";
- provides for disciplinary action against the designated welfare agency workers who don't notify police or sheriff of an abuse report, and the designated law enforcement officers who fail to notify the local welfare agency of abuse reports;
- clarifies the duties of the local welfare agencies and local law enforcement when investigating alleged abuse and when they interview children on school property;
- provides that school officials may not notify parents or guardians of an interview until they receive notice in writing from the local welfare or law enforcement agency that the agency has concluded the investigation or assessment—if the court ordered the interview to take place without parental notification;
- makes it a misdemeanor for any person conducting an investigation or assessment to intentionally disclose the identity of an abuse reporter before the investigation or assessment is complete;
- requires schools to destroy notice of intent to interview children when the agency conducting an assessment or investigation orders a school to do so.

Effective: Aug. 1, 1985

Child protection workers—training

HF1107—Blatz, Ozment, Pappas, Valento, Kelly
SF1176*—Merriam

Chapter 275:

- requires the commissioner of human services to create a job classification consisting of people who have specialized knowledge, skills, and experience to perform child protection duties under the Child Abuse Reporting Act;
- requires all child protection workers and social services staff who perform these duties to get 15 hours of continuing education or in-service training each year;

- requires the commissioners of human services and public safety to cooperate in the development of a joint program for training child abuse service professionals in appropriate techniques for child abuse assessment and investigation;
- requires the commissioners to provide the program courses at convenient times and locations in the state and report on the program to the Legislature by Feb. 1, 1986;
- appropriates \$53,400 from the general fund to the commissioner of human services; \$156,000 to the commissioner of public safety.

Effective: July 1, 1985

**Child support—
enforcement incentives**

HF912—Clausnitzer, Segal, Clark, Olsen, S., Brandl
SF901*—Berglin, Davis, Spear, Lantry, Dean Johnson

Chapter 131:

- amends current AFDC paternity and dissolution statutes to increase incentives for enforcement and collection of child support payments;
- requires a local agency to pay AFDC recipients the first \$50 of collected support payments, to make payment within 15 days, and to disregard the \$50 amount when determining the level of AFDC assistance;
- requires those who receive child support for a child in foster care to assign their child support payment to the proper public agency;
- extends to 5 months the length of time an order for support remains effective after a person ceases to receive AFDC; and to 5 months the time allowed for a person going off AFDC to apply for a continuation of court-ordered child support;
- removes the 3-year limitation on actions to establish paternity of children without a presumed father;
- requires child support obligors to file all address and residence changes, and provides for assessment of fees;
- requires withholding of child support when an obligor fails to make required payments;
- limits an obligor to defenses based on factual mistakes;

- requires the employer to withhold an additional 20 percent of the monthly child support until payment of the past due amount;
- requires the employer to begin withholding of support no later than the first pay period that occurs 14 days after the notice;
- requires that amounts withheld not exceed the maximum permitted under the Consumer Credit Protection Act;
- permits service of summons to enrolled individuals at post-secondary education institutions;
- requires the educational institution to make an individual's schedule, or the individual, available for the purpose of delivering the summons;
- prohibits post-secondary institutions from denying admittance to a process server;
- prohibits the institutions from retaliatory action.

Effective: Aug. 1, 1985

**Domestic Abuse Act—
service by publication**

- (See Legal/Judiciary)

Indian children—placement

HF782*—Sviggum, Boo, Clark, Levi, Zaffke

SF691—Berglin, DeCramer, Spear, Dean Johnson, Dicklich

Chapter 111:

- creates the Minnesota Indian Family Preservation Act and provides for participation in the placement of Indian children by Indian tribes;
- requires local service agency or private child placing agency, upon determining that an Indian child is in need of out-of-home placement services, to notify the child's tribal social service agency within 7 days;
- requires any agency considering placement of an Indian child to make reasonable efforts to identify and locate extended family members;
- provides for notice of placement to a child's parents, tribal social service agency, and the Indian custodian in cases of voluntary foster care placement;
- provides for the return of a child in voluntary placement if a parent or custodian requests the child's return;
- provides that an Indian tribe with a tribal court has exclusive jurisdiction over an Indian child's placement

proceedings if the child lives within the tribe's reservation when the trial begins;

- provides for transfer of child placement proceedings from state court to tribal court where the proceeding involves an Indian child residing off the reservation, unless either parent or the tribe objects, or the state court finds good cause for not transferring the case;
- requires the commissioner of human services to publish, on an annual basis, an inventory of all Indian children in residential facilities;
- requires a state court entering a final decree or order in the adoption of an Indian child to provide the Department of Human Services (DHS) and the child's social service agency with a copy of the decree or order, along with certain other information pertaining to the child's name and tribal affiliation, the names and addresses of the biological and adoptive parents, and the identity of any agency that has files or information relating to the adoptive placement;
- allows the DHS to disclose information at the request of an adopted Indian person over 18 years old, the adoptive or foster parents of an Indian person, or an Indian tribal social service agency, if the information is necessary for the person's membership in a tribe;
- requires the DHS to make a rule change so that an agency placing Indian children must cooperate with the child's tribe to make sure that placement is consistent with the child's racial or ethnic heritage.

Effective: Aug. 1, 1985

**Neglected children—
expanded definition**

HF1175*—Kiffmeyer, Quinn, Jacobs, DenOuden, Dyke

SF1127—Chmielewski, Waldorf, Wegscheid, Benson

Chapter 283:

- expands the definition of a neglected child to one who is medically neglected, which includes the withholding of medically indicated treatment from a disabled infant with a life-threatening condition;

- defines "withholding of medically indicated treatment" as the failure to respond to the infant's life-threatening conditions by providing treatment including appropriate nutrition, hydration, and medication except when, in the treating physician's reasonable medical judgment:
 - the infant is chronically and irreversibly comatose,
 - the treatment would merely prolong the infant's dying, or
 - the treatment would be virtually futile in terms of the survival of the infant and the treatment, itself, would be inhumane;
- provides for the intervention by the commissioner of human services after a report of medical neglect;
- requires the local welfare agency to obtain an independent medical review and intervene when findings show medical neglect.

Effective: Aug. 1, 1985

Parental abduction—clarification

HF245*—Segal, Blatz, Staten, Kelly, Cohen

SF802—Pogemiller

Chapter 227:

- clarifies portions of the crime of depriving another person of custodial or parental rights;
- limits the non-concealment offense of the law to cover only abductions from parents, and would no longer apply to abductions from other persons having custody or visitation rights unless one person is concealing the child from the other;
- eliminates the defense to parental abduction of a child that the parent took the child to protect the parent from emotional harm;
- permits as defenses that the parent took the child to protect the child from substantial emotional harm or took the child to protect the child or the parent from physical or sexual assault;
- clarifies that the defense of taking a child following a court order for

custody is limited to orders courts issued before the abduction.

Effective: Aug. 1, 1985; applies to crimes committed on or after that date

Sexual exploitation by psychotherapists

HF1070*—Ozment, Rees, Levi, Pappas, Pauly

SF1004—Donna Peterson, Petty, Berglin, Wegscheid

Chapter 262:

- authorizes the commissioner of corrections to do background studies on personnel that facilities serving children or youth employ;
- requires the commissioner to establish, as part of the program for victims of sexual assault, a program to prevent sexual exploitation by psychotherapists;
- requires the commissioner, in consultation with the task force on sexual exploitation by psychotherapists to, among other things, develop policy and procedure models and materials for professionals and educational groups to use, collect, and distribute on the problem of sexual exploitation by psychotherapists;
- requires commissioner to report back to the Legislature, at its request, on the problem of sexual exploitation by psychotherapists and on the activities of the department in this area;
- extends the existing task force on sexual exploitation by psychotherapists for 1 year (until July 1, 1986);
- establishes an advisory task force on the regulation of psychotherapists, which will study and report to the commissioner of health and the Legislature on the need for licensing or regulation of currently unregulated occupations, professions, and individuals who work in the area of psychotherapy;
- prescribes membership on the regulation task force and the criteria for regulation that the task force must address;
- requires the task force to report back to the Legislature and commissioner of health by June 30, 1986;
- appropriates \$30,000 from the general fund to the commissioner of corrections;
- repeals on July 1, 1987, section on program to prevent sexual exploitation by psychotherapists.

Effective: July 1, 1985



Breckenridge—establishes port authority

- (See Local Bills—Cities/Towns)

Commerce—registration/real estate

HF842—Marsh, Heap, Sarna, Ogren

SF882*—Donna Peterson, Solon, Dahl, Petty, Luther

Chapter 251:

- clarifies provisions relating to applications for directors and officers liability insurance;
- provides for withdrawal of a registration statement that has been on file for a period of 9 months and hasn't become effective;
- broadens the securities transaction exemptions for isolated sales and limited offerings;
- simplifies an exemption from franchise registration;
- allows licensed real estate brokers or salespersons to assign commissions or other compensation to a corporation of which the real estate broker or salesperson is the sole owner;
- provides that real estate brokers and salespersons must provide a disclosure of whom they represent in a real estate transaction;
- requires another officer, as well as the president of a corporation, to verify an application for a real estate broker license;
- expands from 1 to 2 years the lapse in licensure as a real estate broker or salesperson before re-examination is necessary;
- increases to \$500 the amount of allowable personal funds in a real estate broker's or salesperson's trust account;

- raises from \$10 to \$25 the amount of property a holder may aggregate on its report forms, and changes from May 1 to Oct. 1 the deadline for reporting unclaimed property that life insurance companies hold;
- provides for the advertising of owners of abandoned property on or before Apr. 1 of each year;
- provides for the notification of all lienholders by a unit owners' association in an assessment lien foreclosure.

Effective: Jan. 1, 1986 for sections relating to abandoned property; Aug. 1, 1985 for remaining sections

Community action program financial aid requirements

HF828*—Sviggum, Anderson, R., Staten

SF1246—Solon, Moe, R., Taylor

Chapter 282:

- specifies that the commissioner of economic security is to administer federal block grant funds in accordance with the Omnibus Budget Reconciliation Act of 1981;
- amends the allocation formula for community service block grant funds as follows:
 - available annual money will provide base funding to all community action agencies and Indian reservations on the basis of population,
 - allocation of all remaining money is in proportion to the size of the poverty level population the agency or reservation serves compared to the size of the state's poverty population,
 - certain community action agencies and Indian reservations are designated to receive base funding allocations;
- makes technical changes and changes in the requirements for community action board membership.

Enactment: May 31, 1985

Effective: day after enactment

County governments—revises statute language

HF516*—Johnson, Dyke,

Frederickson, Hartle, Hartinger

SF642—Adkins, Schmitz, Langseth, Frederickson, Chmielewski

Chapter 109:

- authorizes reimbursements to new county officers for training expenses;
- fixes expenditure authority for county activities;
- updates county laws, removes obsolete language and recodifies statutes;
- revises language in chapters concerning powers of new counties and county boundary changes, including municipal construction and bonding;
- allows sale of bonds or certificates for county and city hospital improvements without a popular vote;
- removes provisions for demonstration and experimental farms and provisions for county purchasing agents.

Effective: Aug. 1, 1985

Electronic fund transfers/federal payment transfers

HF1460—Ozment

SF1404*—Wegscheid

Chapter 204:

- authorizes counties to make electronic fund transfers (exchange of value via mechanical means without use of checks, drafts, or similar negotiable instruments) for investment purposes and all county expenditures;
 - requires the county board to establish policies and procedures for investment and expenditure transactions via electronic funds transfer;
 - provides for the transfer of certain federal payments in lieu of taxes from a county to a city or town on entitlement lands if the annual federal payment to the county is \$5,000 or more;
 - sets requirements county boards must meet in making determinations dealing with the federal payments.
- Effective:** Aug. 1, 1985 for sections on electronic fund transfers; Jan. 1, 1986 for section on entitlement lands

Hennepin County commissioners—salaries

HF507*—Olsen, S., Knickerbocker, Heap, Blatz, Pauly

SF536—McQuaid, Belanger, Storm, Ramstad, Olson

Chapter 66:

- requires Hennepin County board of commissioners to state commissioners' salaries and adjustments to salaries as fixed dollar amounts in resolutions on that subject.

Enactment: May 6, 1985

Effective: day after enactment

Heritage preservation commissions—laws governing

HF951*—Piepho, Frederick,

Kalis, Valan

SF1346—Taylor, Bernhagen

Chapter 77:

- rewrites laws governing the powers and purpose of local heritage preservation commissions, and changes the policy statement to say that the purpose of the law is to authorize local governing bodies to engage in a comprehensive program of historic preservation and to promote historic properties for the benefit of citizens;
- authorizes the governing body of a statutory or home rule charter city, a county, or town to establish a heritage preservation commission;
- defines the powers and duties of the commissions;
- requires that commission members have interest and expertise in historic preservation, and live in the area that the ordinance establishing the commission regulates;
- provides for Minnesota Historical Society review and comment on proposed site designations and design guidelines, and requires each commission to submit an annual report to the state historic preservation officer at the society.

Effective: Aug. 1, 1985

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Highway projects—relocation assistance for residents

HF145—Dimler, Nelson, D., Pauly, Knuth, Segal
SF70*—Schmitz, Purfeerst, Renneke, Wegscheid

Chapter 47:

- allows the metropolitan council to make hardship loans to acquiring authorities, i.e., counties, towns, and statutory and home rule charter cities in the metropolitan area, to purchase homestead property in a proposed state trunk highway right-of-way or project and to provide relocation assistance;
- prescribes conditions under which the council may make hardship loans;
- allows the council to levy a tax on all taxable property in the metropolitan area to provide funds for purposes of this law.

Effective: Aug. 1, 1985 in the counties of Anoka, Carver, Dakota, excluding city of Northfield; Hennepin excluding city of Hanover; Ramsey, Scott excluding city of New Prague; and Washington

Investment of public funds—modifies requirements

HF1375—Schreiber, Knickerbocker, Scheid
SF1398*—Wegscheid, Adkins, McQuaid

Chapter 239:

- modifies the collateral requirements for public deposits relating to deposit and investment of public funds.

Effective: Aug. 1, 1985

Land conveyance for historical purposes

- (See Transportation)

Local government—dissolutions/annexations

HF991*—Valento, Voss, Thiede
SF1102—Wegscheid, Schmitz, Davis

Chapter 30:

- regulates certain municipal annexations and dissolutions;
- requires the municipal board, previously the city council, to hold a hearing before a special election to dissolve a city; and after the hearing, to issue election date and other determinations and provisions;
- provides that when territory of a dissolved city goes to more than one town the board shall distribute surplus cash assets by order;
- allows the board to require city or property owners to furnish additional information concerning annexation by ordinance;
- allows property owners by petition to initiate annexation proceedings.

Effective: Aug. 1, 1985

Local governments—joint insurance arrangements

HF267*—Solberg, Elioff, Battaglia, Carlson, D.
SF344—Lessard, Dicklich, Doug Johnson

Chapter 85:

- authorizes the counties of Aitkin, Itasca, Koochiching, and St. Louis (except city of Duluth) and their political subdivisions to act jointly to provide group insurance coverage for employees of governmental units and their dependents;
- entitles nonprofit organizations to enter into joint agreements with 2 or more political subdivisions acting jointly to provide insurance coverage for employees of nonprofit organizations and their dependents.

Enactment: May 8, 1985

Effective: day after enactment

Minnesota municipal boards—may require hearings

HF1065*—Boerboom, Voss, Valento, Schafer, Neuenschwander
SF1101—DeCramer, Schmitz, Bertram, McQuaid, Davis

Chapter 79:

- allows municipal boards to require representatives from cities, towns, counties, or other entities to meet to discuss the resolution of issues at hearings before the board;

- allows boards to require the parties to meet at least 3 times during a 60-day period.

Effective: Aug. 1, 1985

Minnesota Racing Commission—housekeeping changes

HF1281—Kostohryz, Osthoff, Bishop, Omann, Price
SF1249*—Purfeerst

Chapter 212:

- makes technical and clarifying amendments to the procedures in law governing the Minnesota Racing Commission;
- allows the commission to appoint an executive director, a deputy director, a director of parimutuels, a director of racing security, a veterinarian, and to contract with outside personnel to assist the director;
- specifies procedures for claiming the proceeds from unredeemed parimutuel tickets after the proceeds go to the commission; prescribes timetable for handling contested cases of license suspension or revocation;
- changes to not less than 5 percent (formerly 5 percent) the amounts licensees deduct from all money in all parimutuel pools to set aside for purses for races licensees conduct;
- requires commission to establish fees for costs of medical testing, not to exceed \$30 per horse; requires deposit of fees in state treasury equine drug testing account in the special revenue fund.

Enactment: May 23, 1985

Effective: various dates

Municipal improvements—advertisement of bids

HF689—Himle, Blatz, Riveness, Valento, Becklin
SF542*—Freeman, Belanger

Chapter 174:

- requires the publication for bids no less than 3 weeks before the last day for submission of bids when the estimated cost of an improvement by a municipality is \$100,000 or more in

either a newspaper in a first class city or a trade paper (previously, the municipality had to publish in either a newspaper or trade paper in a city of the first class).

Enactment: May 21, 1985

Effective: day after enactment

PERA reorganization

HF110—Knickerbocker, Knuth, Ozment, Gutknecht, Simoneau
SF122*—Moe, D.

Chapter 11:

- reaffirms the Legislature's responsibility to oversee the Public Employees Retirement Association (PERA);
- includes the salary for the PERA executive director in the range of salaries for state agency heads;
- treats PERA staff as executive branch employees;
- changes the membership of the board, so that it would be a 9-member board consisting of the state auditor, 5 governor-appointed (1 each to represent school boards, cities, and counties, 1 member who is a retired annuitant, and 1 member who is knowledgeable in pension matters), and 3 members the association elects;
- changes the process of electing PERA members to the board;
- defines the duties and powers of the board and the executive director;
- provides qualifications for the executive director, and requires the Senate's advice and consent for appointment of an executive director;
- ends the terms of current board members and requires the governor to appoint a transitional board;
- assigns PERA staff to classified civil service and places them on a temporary probation period.

Enactment: Apr. 10, 1985

Effective: July 1, 1985 for sections that treat PERA staff as executive branch employees and assign them to classified civil service; day after enactment for other sections

Plymouth— establishes port authority

- (See Local Bills—Cities/Towns)

Red Wing/Hastings— establish port authorities

- (See Local Bills—Cities/Towns)

Rural Rehabilitation Corp.

Trust Liquidation Act

HF648*—Sparby, Redalen, Carlson, D., Becklin

SF601—Davis, Wegscheid, Adkins, DeCramer

Chapter 254:

- transfers authority for the administration of the Rural Rehabilitation Corporation Trust Liquidation Act from the State Executive Council to the commissioner of energy and economic development;
- creates in law a governor's Rural Development Council in the Department of Energy and Economic Development and prescribes membership, membership selection, and duties, which include advising the governor and Legislature on matters of public policy relating to rural development (the council currently exists by virtue of executive order);
- provides for the administration of annual investment income from the rural rehabilitation revolving fund;
- requires state departments and agencies to cooperate with and assist the council in its work;
- repeals current statute on rural rehabilitation revolving fund.

Effective: Aug. 1, 1985

Set-aside program—changes

HF1109*—Frerichs, Bennett

SF1233—Adkins, Solon, Lessard, Bernhagen

Chapter 296:

- makes changes to the Department of Administration's set-aside program;
- requires that at least 9 percent (formerly 6 percent) of the value of all procurements (state purchases of goods and services) goes to SED businesses (businesses that socially or economically disadvantaged persons own and operate principally in Minnesota);
- allows the commissioner of administration to set aside at least 3 percent of all procurements for bidding only by SED businesses to reach the

9 percent goal and to award a 5 percent preference in bids by SED businesses;

- redefines SED persons to include sheltered workshops and work activity programs and exempts these workshops and programs from some procedures;

- provides that at least 10 percent of all construction or consultant, professional, and technical services contracts over \$200,000 go for purchasing materials or supplies from SED businesses; if no SED business or other small business can fulfill the 10 percent requirement, the Department can award the contract to another business if it makes up the 10 percent requirement in other contracts by the same state agency;

- provides that the state set-aside program doesn't apply to construction contracts or contracts for consultant, professional, or technical services, which the federal government funds in whole or in part and which are subject to federal disadvantaged business enterprise regulations;

- removes the expiration date of June 30, 1986 for preference programs and makes the preference program an option for the Department;
- requires the Department to submit to the governor and the Legislature, a report that examines the short-term and long-term effects of the preference bidding process on each category of SED businesses by Feb. 15, 1986;

- requires a state contract for the purchase of a product that carries a manufacturer's warranty to provide for service under the warranty by the vendor or vendor's designated agent.

Effective: Aug. 1, 1985

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**Sheriff's contingency fund—
credit amounts increased**

HF1316—Brinkman, Welle
SF1119*—Bertram

Chapter 82:

- increases the amount a county board may credit to the sheriff's contingency fund (for advancement and reimbursement of expenses of the sheriff and his/her office) from \$1,000 to \$3,000;
- requires transfer of any balance remaining at the end of the year to the revenue fund.

Effective: Aug. 1, 1985

**Soil and water conservation
board—powers/duties**

HF565*—Welle, Redalen,
Peterson, McKasy
SF526—DeCramer

Chapter 67:

- requires the state soil and water conservation board to ensure compliance with the soil and water conservation policies in state law, and allows the board to ensure compliance through grant agreements with soil and water conservation districts.

Effective: Aug. 1, 1985

**State councils—appointments/
abolishments/size reduction**

HF786*—Gutknecht, Knuth, Dyke,
Rodosovich, Knickerbocker
SF808—Pogemiller

Chapter 285:

- transfers the authority to appoint members to certain state councils, boards, and commissions from the governor to various state agency heads;
- reduces the size of the Alcohol and Drug Abuse Advisory Council from 11 to 10 members;
- abolishes the Cable Communications Board and transfers certain functions to the commissioner of commerce, and incorporates much of the substance of cable board rules into statute;
- abolishes the Telecommunications Council.

Effective: July 1, 1985 for most sections; Aug. 1, 1985 for remaining sections

**State demographer—
clarifying duties**

HF468*—McPherson, Becklin,
Kelly, Gutknecht, Clausnitzer
SF463—Wegscheid,
Lantry, Renneke

Chapter 65:

- clarifies duties of the state demographer, and brings into agreement all language in state laws that relates to the way cities and towns adopt population estimates for purposes of setting levy limits.

Effective: July 1, 1985

**State Investment Board—
departmental bill**

HF817—Knickerbocker, Sviggum,
Gutknecht, Simoneau, Dempsey
SF319*—Moe, D., Spear,
Renneke, Wegscheid

Chapter 224:

- allows the State Board of Investment to include accounts, other than the basic retirement funds, in the accounts that participate in the combined investment funds, such as the permanent school fund, the supplemental investment fund, and the variable annuity investment fund;
- allows the board to set an assumed interest rate for moneys invested in the fixed return account as often as the board determines appropriate, instead of only at the beginning of each fiscal year;
- clarifies the types of government obligations that the board may invest in;
- simplifies financial restrictions on the types of corporate obligations eligible for board investment;
- expands the board's investment authority to include guaranteed investment contracts.

Enactment: May 23, 1985

Effective: day after enactment

**Town laws—
voting times/other changes**

HF889*—Frederickson, Becklin,
Dyke, Sparby, McEachern
SF639—Bertram, Schmitz, Adkins,
Frederickson, Samuelson

Chapter 169:

- provides for filing of plans and specifications for construction and improvement of town roads and county state-aid highways over certain amounts with the town clerk;
- allows user fees for cost of tunnel maintenance;

- allows the governing body of a town with fewer than 500 inhabitants, with approval of town electors at the annual town meeting, to set shorter voting hours;
- sets procedures for publishing of notice;
- allows unorganized territories that constitute a voting district to have shorter voting hours if at least 20 percent of registered voters petition the county auditor;
- authorizes town boards, by resolution, to decide whether to open or maintain, under jurisdiction of the town board, town cartways which haven't had maintenance or construction for 25 years or more;
- maintains the right of petition for town voters or land owners;
- provides for conduct of business of towns; authorizes certain towns to provide various services; revises other town laws.

Effective: Aug. 1, 1985

**Utilities—personnel
insurance indemnification**

HF1254*—Redalen
SF1215—Isackson

Chapter 56:

- changes a statutory cross-reference to permit insurance and indemnification of certain municipal electrical power personnel.

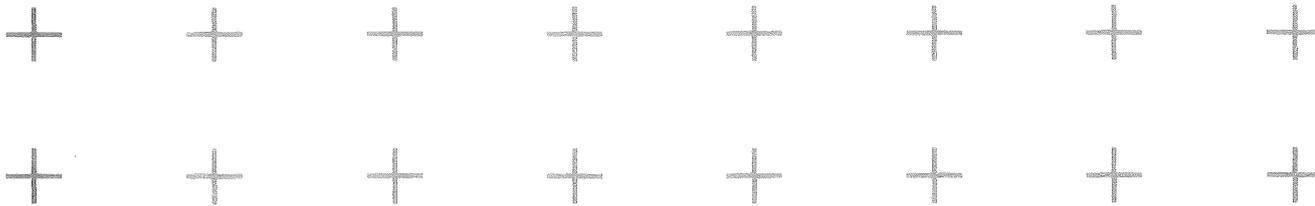
Effective: Aug. 1, 1985

**Wadena—
establishes port authority**

- (See Local Bills—Cities/Towns)

**Warroad—
establishes port authority**

- (See Local Bills—Cities/Towns)



Aid for unborn children—eligibility extended

HF985*—Blatz, Thiede, Onnen, Jacobs, Sarna
SF1028—Adkins, Chmielewski, Waldorf, Knutson, Sieloff

Chapter 45:

- clarifies eligibility for aid for unborn children and prenatal care payments;
- allows medical assistance payments at the time a physician confirms the pregnancy for a woman who has no other children and otherwise qualifies for assistance;
- requires the human services commissioner, according to the rules, to authorize payment for medically necessary prenatal care of the pregnant woman and the unborn child.

Effective: Aug. 1, 1985

Brain impairments—task force to study

HF1541—Riveness, Clark, Onnen, Himle, Nelson, D.
SF966*—Solon, Wegscheid

Chapter 226:

- directs the commissioner of human resources to establish a task force to study and report on the needs of persons with brain impairments;
- requires the task force to assess the needs of brain impaired individuals and their families; develop a model for a continuum of care; identify current resources to meet the needs of those brain impaired; identify the gaps in current delivery services; determine the possibility and cost effectiveness of new programs; identify potential funding sources; and examine potential for expanding existing disability definitions to allow brain impaired individuals access to certain programs available to other groups.

Effective: Aug. 1, 1985

Child support—enforcement incentives

- (See Families/Relationships)

Health care review organizations—changes

HF818—Poppenhagen, Gruenes, Vellenga
SF364*—Wegscheid, Dean Johnson, Peterson, R.

Chapter 184:

- expands the purposes of health care review organizations to include providing underwriting assistance for liability insurance coverage for dentists and to providing assistance to underwriters in evaluating claims against dentists;
- provides an exception to the law which relieves employees or members of review organizations from certain types of liability;
- provides that certain federally designated review organizations are liable for damages for failure to provide medical care or treatment to Medicare patients.

Effective: Aug. 1, 1985

Health professionals—license/discipline revision

- (See Employment/Labor)

Hearing aid dispensing—regulations**

HF1048—Frerichs, Heap, Jacobs, Tjornhom, Sarna
SF928*—Wegscheid, Solon, Laidig, Moe, R.

Chapter 290:

- establishes procedures for regulating hearing instrument dispensers through the Department of Commerce;
- requires licensing of hearing aid dispensers and requires dispensers to take an examination before the commissioner issues them a license;
- establishes examination fees, procedures, and contents;
- exempts physicians, surgeons, and osteopaths from all requirements;
- exempts audiologists who hold the certificate of clinical competence of the American Speech, Language, and Hearing Association from examination and education requirements, but requires them to have licenses;
- prescribes certain prohibited acts such as dispensing hearing instruments without a license;

- sets penalty of a misdemeanor for persons violating any of the above prohibited acts;

- allows reciprocity with other states for licensing if the commerce commissioner finds the other states' licensure requirements are equivalent to Minnesota's;

- requires a person or business engaged in hearing instrument dispensing to provide a surety bond of \$10,000 for every 5 or fewer licensees (the maximum bond for a business is \$20,000);

- requires the commissioner to adopt rules about advertising hearing instruments;

- allows licensing of interns for up to 12 months but restricts their work experience to that under the supervision of a licensed hearing instrument dispenser;

- requires the commissioner of health to reconsider the application of speech language pathologists and audiologists for credentialing.

Enactment: June 4, 1985

Effective: various dates

**For effective date changes, see Special Session, Appropriations, Chapter 10, page 76

Mental health—language revisions

HF621*—Gruenes, Quist, Vellenga, Clausnitzer, Simoneau
SF592—Frank, Lantry

Chapter 21:

- revises the language of laws concerning: people with mental illness and mental retardation, and state treatment facilities.

Effective: Aug. 1, 1985

Mental health services—interstate contracts

HF186*—Sherman, Gruenes, Onnen, Segal, Elioff
SF146—Samuelson, Dicklich, Kronebusch, Solon

Chapter 253:

- authorizes interstate contracts with Iowa, North Dakota, South Dakota, or Wisconsin for mental health services;

- provides that contracts may not be entered into for services to people who are:
 - serving a sentence after conviction of a criminal offense,
 - the subject of a pre-sentence investigation,
 - involuntarily committed, or
 - who will get treatment for chemical dependency;
- requires that the contracts describe the services; establish responsibility for costs of services and transportation; establish the duration of the contract; specify the means of terminating the contract; specify the terms and conditions for refusal to admit or retain an individual; and identify the goals of the placement.

Enactment: May 29, 1985

Effective: day after enactment

**Mentally ill—
state planning council**

HF910—Gruenes, Greenfield

SF916*—Berglin,

Diessner, Lantry, Petty

Chapter 252:

- designates certain funds for the mentally ill rather than the mentally retarded (bringing state law in line with current federal law);
- authorizes the commissioner of human services to establish a state advisory planning council on the coordination of mental health services among state agencies;
- allows counties to contract with individuals or not-for-profit agencies and organizations for comprehensive programs for prevention, care, and treatment of mentally ill individuals, using federal Block Grant funds; and to provide comprehensive program grants to profit or not-for-profit agencies and organizations, using only state and county money;

- allows the commissioner to reduce grants to counties by amounts needed to serve minority groups and for demonstration and research projects for disturbed children and other special populations;
- revises procedures and requirements under Aid to Families with Dependent Children (AFDC), medical assistance, and general assistance programs;
- allows women in the last trimester of pregnancy to be eligible for AFDC and not have to comply with certain AFDC requirements such as registering for employment services, training, and employment.

Effective: Aug. 1, 1985

**Mentally retarded—
continued commitment**

HF934—Long, Cohen, Vanasek

SF274*—Spear

Chapter 231:

- requires a hearing for the continued commitment of mentally retarded persons.

Effective: Aug. 1, 1985

**Neglected children—
expanded definition**

- (See Families/Relationships)

**Nursing homes—advisory
council education/license fee**

HF679—Boo, Anderson, R.,

Wynia, Clark, Greenfield

SF251*—Berglin, Samuelson,

Dicklich, Storm, Renneke

Chapter 267:

- establishes educational programs for resident and family advisory councils in nursing homes and board and care homes;
- authorizes funding by increasing licensing fees by \$1.73 per bed;
- requires the Board on Aging to evaluate programs and report to the Legislature annually;
- provides that the appropriation of money in the nursing home advisory council fund is available until June 30, 1987.

Effective: Aug. 1, 1985

**Physical therapy—
clarifying role**

HF346—Gruenes, Greenfield,

Kiffmeyer, Sviggum, McEachern

SF243*—Wegscheid, Donna

Peterson, Moe, D., Lantry, Knaak

Chapter 182:

- clarifies and expands the role of physical therapists to include pro-

- viding services upon a referral from dentists as well as doctors;
- expands the definition of physical therapy to include treatment and evaluation other than medical diagnosis;
- clarifies that physical therapy does not include the practice of medicine or the practice of chiropractic;
- expands the board of medical examiners' authority to discipline physical therapists who perform medical or chiropractic practices but who have not obtained appropriate ability to practice; or who engage in or profit from any compensation for referral of a patient.

Effective: Aug. 1, 1985

**Pituitary gland—
removal by county coroner**

HF277—McEachern

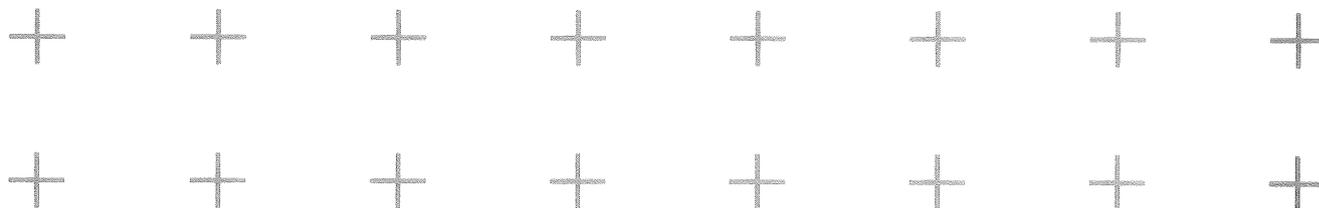
SF331*—Adkins, Diessner, Jude

Chapter 183:

- permits county coroners to remove pituitary glands from bodies undergoing autopsy for medical research if:

- the removal wouldn't alter a donor's gift under Minnesota Statutes,
- coroner or medical examiner has no knowledge of any objection to the removal by the decedent or other person having the right to control the disposition of the body, and
- coroner or medical examiner has followed generally accepted ethical guidelines, and removal wouldn't violate the tenets of the deceased's religion.

Effective: Aug. 1, 1985



Condo floor plans—approval by county surveyor
HF285—Beard, Price, McPherson
SF82*—Diessner, Schmitz, Laidig
Chapter 156:

- allows counties to adopt an ordinance requiring anyone submitting condominium floor plans for recording, after July 31, 1985, to get prior approval of the county surveyor;
- allows for a reasonable fee for service in accordance with a fee schedule the county governing body establishes by resolution.

Effective: Aug. 1, 1985

County recorder, registrar/secretary of state—fees

HF646*—Dempsey, Rees, Schafer, Piper, Price
SF762—Peterson, R., Schmitz, Bernhagen, Chmielewski, Taylor

Chapter 281:

- changes or doubles most existing fees for filing and registering real estate transactions with the county recorder and registrar and changes tax lien search fees by the secretary of state;
- requires a fee of \$10 for conducting a lien search and preparing a certificate showing federal and state tax liens on file with the filing officer naming a particular debtor;
- requires county boards to determine by resolution and upon recommendation of the county recorder fees for an abstract of title, not to exceed \$2.50 for every entry, \$25 for abstract certificates, \$1 per page for each exhibit, and \$2 for each name search certification;
- requires the state, its agency, or benefited subdivision to pay document and recording and filing fees;

- adds experience, qualifications, and performance to the grounds county auditors, treasurers, recorders, attorneys, sheriffs, and District Court clerks may use to appeal salaries county boards set;
- specifies changes in registrar fees in counties that compensate the examiner of titles as they do other county employees; relates to certified possessory titles (CPTs).

Effective: Aug. 1, 1985

Formaldehyde standards

HF1360—Zaffke, Frerichs, Sparby, Bennett
SF1279*—Vega, Reichgott, Anderson, McQuaid

Chapter 216:

- establishes product standards for formaldehyde in building materials for use in construction of new housing units, including manufactured homes, or materials for sale to the public;
- requires the indoor air levels of formaldehyde not to exceed 0.4 parts per million;
- allows the commissioner of health to adopt specific rules if formaldehyde emissions exceed 0.4 parts per million;
- specifies language manufacturers and builders must use in written health notices to consumers or lessees of housing units;
- amends the definition of building materials to include materials for renovating housing units or nonresidential buildings;
- describes the responsibilities of manufacturers in meeting product standards and separates potential liabilities of manufacturers and builders if a person documents that construction products in a housing unit didn't meet formaldehyde standards;
- makes the manufacturer or builder liable only if the consumer has a documented medical record of illness related to formaldehyde and a statement from a physician that the consumer must vacate the premises;
- requires all plywood, particleboard, and fiberboard in new housing units to comply with product standards, certification and labeling requirements, and prescribed federal standards;

- requires the commissioner to conduct a study of the feasibility of developing product standards for materials exempt from the definition of building materials, and to report to the Legislature by Jan. 1, 1987.

Effective: June 30, 1985

Housing Finance Agency—bond limit increase**

HF438—Seaberg, Vellenga, Anderson, R., Clark
SF412*—Moe, R., Vega, Taylor, Donna Peterson, Pogemiller

Chapter 6:

- raises the limit to \$1.62 billion on the total amount of outstanding Minnesota Housing Finance Agency bonds and notes.

Enactment: Mar. 18, 1985

Effective: day after enactment

**For change, see Special Session, Taxes, Chapter 14, page 99

Real estate disclosures/going-out-of-business sales

- (See Commerce/Consumer Affairs)

Real estate—unlawful detainer actions/summons
• (See Legal/Judiciary)

Registered land surveys/title transfers

HF125—Blatz, Ellingson, Shaver, Halberg, Neuenschwander
SF198*—Reichgott, Sieloff, Jude, Peterson, R., Freeman

Chapter 16:

- makes various changes to laws relating to the conveyance and registration of real estate;
- changes authority for requiring registered land surveys from the district court to the registrar of titles upon conveyance of unplatted registered land;
- requires that registered land surveys for multilevel tracts include a map referencing elevations;
- changes the circumstances under which an instrument affecting registered land held in trust needs special authorization for registration;

• removes special requirement, in a joint tenancy ownership, that the survivor register an affidavit of survivorship upon the death of a joint tenant which occurred before Jan. 1, 1980, before issuance of a new certificate.

Effective: Aug. 1, 1985

**Transportation Dept.—
county property sales**

HF446*—Johnson, Anderson G., Frederickson, Anderson R., Richter
SF1060—Stumpf, Langseth, Darrel Peterson, Davis

Chapter 108:

- requires commissioner of transportation to notify adjacent landowners by mail of the sale of excess highway lands;
- allows the commissioner to hire a broker to sell the lands if they remain unsold after offering land to the highest bidder;
- requires the sale price be at least 90 percent of its appraised value;
- requires prior agreement on brokers' fees, which must not exceed 10 percent of sale price on sales of \$10,000 or more, and which must come from the proceeds of the sale;
- increases from \$500 to \$15,000 the value of personal property a county must advertise for bids or proposals before selling;
- allows the county to hire a broker to sell personal or real property if it remains unsold after advertising for and considering bids or proposals;
- requires that the sale price be at least 90 percent of market value;
- requires prior agreement on brokers' fees, which may not exceed 10 percent of the sale price, and which must come from proceeds of the sale.

Enactment: May 10, 1985

Effective: day after enactment

**Uniform Conservation
Easement Act**

• (See Environment/Natural Resources)



**Dramshop Act, insurance—
changes, aggregate limit****

HF265*—Kvam, Bennett, Jacobs

SF334—Luther, Wegscheid, Stumpf, Peterson, C., Solon

Chapter 309:

- provides for uninsured and underinsured motorist coverage (see Chapter 168 under Insurance);
- makes changes in the Dramshop Act which presently allows a person who suffers an injury, property loss, loss of support, or other pecuniary loss due to the intoxication of another person to sue the person or entity selling the liquor that caused the intoxication;
- repeals the provision allowing for "other pecuniary loss" which generally means loss of companionship, guidance, advice, love, and affection;
- repeals the provision that makes comparative fault not applicable to dramshop actions by a dependent of an intoxicated person;
- prohibits recovery by an insurance company providing uninsured, underinsured, collision, or other first party coverage from liquor vendors under any subrogation clauses;
- provides a conclusive presumption, for those claiming damages under the Dramshop Act on behalf of someone who has died and another has been found liable for the death, that the claimant has suffered a \$30,000 minimum amount in damages;
- requires liquor vendors who receive notice from someone claiming damage under the act to, upon the claimant's request, furnish the claimant's attorney the names and addresses of other liquor vendors who sold liquor to the alleged intoxicated person;
- subjects a claimant, who in bad faith gives notice to a licensee who did not sell liquor to the alleged intoxicated person, to liability for actual damages which shall include reasonable out-of-pocket attorney fees;
- authorizes an annual aggregate policy limit for dramshop liability insurance of not less than \$300,000 per policy;

• modifies provisions relating to the assigned risk plan.

Enactment: June 7, 1985

Effective: various dates

**For effective date changes, see Special Session, Appropriations, Chapter 10, page 76

**Fraternal benefit
societies—regulation**

HF552—Halberg, Brinkman, Dempsey, Voss, Gruenes

SF437*—Petty, Solon, Adkins, Kronebusch, Laidig

Chapter 49:

- defines fraternal benefit society;
- recodifies existing law (Chapter 64A) governing the organization and operation of fraternal benefit societies into a new Chapter 64B and makes no substantive changes except for a provision broadening the societies' power to offer variable life insurance policies and variable annuities;
- directs the revisor of statutes to change any reference to Chapter 64A to Chapter 64B in Minnesota Statutes 1986.

Effective: Aug. 1, 1985

**Insolvent insurers—
distribution of assets**

HF857*—Olsen, S., Voss, Brinkman, Blatz, Sviggum

SF905—Jude, Petty, Brataas, Solon

Chapter 255:

- authorizes the receiver of an insolvent insurance company to accelerate the distribution of available assets in payment of claims against the insurer;
- establishes the following order of priority for claims from an insurer's estate: administration costs, wages, loss claims, unearned premiums and small loss claims, residual classification, judgments, interest on paid claims; miscellaneous subordinated claims, and preferred ownership claims;

- requires the liquidator to apply for court approval of a proposal to disburse assets within 120 days of final determination of insolvency to the Minnesota Insurance and Minnesota Life and Health Insurance Guaranty Association, and to entities performing similar functions in other states;
- details contents of such proposals, disbursements, and notices;
- requires the Insurance Guaranty Association to issue certificates of contribution to insurers paying assessments;
- allows insurers to show the certificate of contribution as an asset in their financial statement.

Effective: Aug. 1, 1985

Insurance company investments

HF498—Skoglund, McKasy, Blatz, Olsen, S., Voss
SF375*—Wegscheid, Knaak, Dicklich

Chapter 147:

- permits Minnesota life insurance companies to buy or sell futures and options contracts on U.S. treasury or agency bonds.

Effective: Aug. 1, 1985

Life insurance companies— funding agreements

HF517*—Knickerbocker, Skoglund, Olsen, S., Hartle, Otis
SF519—Freeman, Solon, Dicklich, Knaak, Benson

Chapter 43:

- permits life insurance companies that Minnesota law authorizes to do business in the state to issue funding agreements (such agreements are essentially investments with a fixed rate of return);
- allows insurance companies to sell these investments to: individuals, other insurance companies, organizations to fund employee benefit plans, tax-exempt activities, government programs, and structured settlements;

- prohibits insurance companies from issuing funding agreements of less than \$1 million;
- allows the commissioner of commerce to adopt rules relating to:
 - standards the department will follow in approving forms of the funding agreements,
 - the reserves insurers issuing the funding agreements should maintain,
 - the accounting and funding of funds insurers credit under the funding agreements,
 - the disclosure of information insurers should give to holders and prospective holders of funding agreements,
 - the qualification and compensation of persons selling funding agreements on behalf of insurers.

Effective: Aug. 1, 1985

No-fault insurance— changes; eliminates stacking**

HF345*—Seaberg, Brinkman, Voss, Poppenhagen
SF314—Petty, Benson, Solon, Wegscheid, Frederick

Chapter 168:

- eliminates court-established "stacking" rule for personal injury protection (PIP) under the state's no-fault auto insurance law unless the insured chooses to add the 2 policies together (stacking is the right of the injured to recover out-of-pocket losses from more than 1 auto insurance policy);
- eliminates stacking of uninsured motorist coverage and underinsured motorist coverage;
- requires insureds to carry underinsured motorist coverage;
- prohibits insureds from collecting benefits from their underinsured and uninsured coverages until payments from judgments or settlements have exhausted the limits of the policies of all insured autos causing an injury;***
- defines uninsured and underinsured coverages;
- replaces the current "add-on" approach with a "difference of limits" approach for underinsured motorist coverage (the "add-on" approach al-

- allows the insured to recover underinsured policy limits in addition to the other driver's insurance coverage, up to their total loss, the "difference of limits" sets the maximum liability of the insurer at the lesser of 2 amounts, the difference between their policyholder's coverage and the amount that policyholder receives from the insurance of the underinsured-driver, or the amount of sustained but uncovered damages);
- increases the overall maximum amount of PIP benefits an insurance policy must provide for basic economic losses and maximums of disability and income loss benefits;
- removes bonding requirements for self-insuring local units of government, the metropolitan council, and other metropolitan boards or commissions;
- increases the maximum amount of liability coverage an insurance policy must provide from \$25,000 to \$30,000 for injury to 1 person and from \$50,000 to \$60,000 for injury to 2 or more persons;
- provides mandatory arbitration when an accident victim claims \$5,000 or less in damages.

Effective: May 21, 1985

Effective: various dates

**For effective date changes, see Special Session, Appropriations, Chapter 10, page 76

***The Agriculture, Transportation, and Semi-State Omnibus Bill deletes this provision; see Special Session, Appropriations, Chapter 10, page 76

Workers' compensation insurance premium—removes credit limit

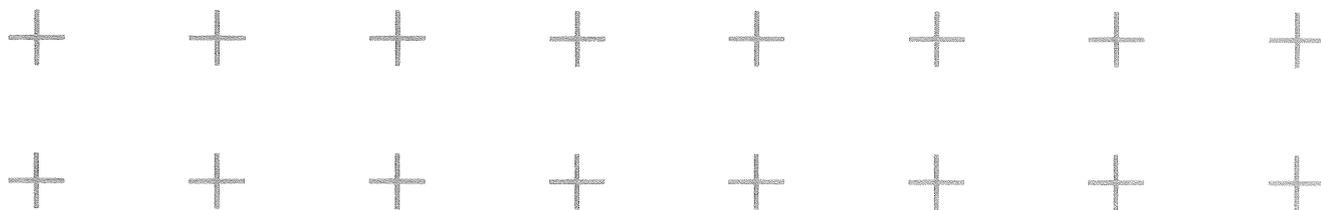
HF545—Poppenhagen, Sviggum, Simoneau, Schoenfeld, Heap
SF557*—Frank, Pehler, Chmielewski, Ramstad, Reichgott

Chapter 219:

- allows insurers to offer discounts on workers' compensation insurance manual premiums which otherwise comply with state law.

Effective: retroactive to July 1, 1984

Note: The Agriculture, Transportation, and Semi-State Omnibus Bill includes numerous provisions relating to insurance; see Special Session, Appropriations, Chapter 10, page 76.



**Commitment records—
eliminating required information**

HF335*—Bishop, Blatz,
Valento, Krueger, Kelly
SF422—Knaak, Freeman,
Laidig, Sieloff, Kamrath

Chapter 38:

- eliminates the requirement that the clerk of every court which sentences a defendant for a felony or gross misdemeanor must include in a certified record for commitment, the names and addresses of the trial judge, prosecutor, defense attorney, jurors, and witnesses who participated in a trial.

Effective: Aug. 1, 1985

**Conciliation Court—
raises limit on claims**

HF1075—McKasy, Backlund,
Tjornhom
SF709*—Jude, Knaak, Wegscheid,
Reichgott, Merriam

Chapter 149:

- raises the jurisdictional limit on claims in Conciliation Court from \$1,250 to \$2,000.

Effective: Aug. 1, 1985

**Conciliation Court—
student loans**

HF1178—McKasy,
Vanasek, Burger, McPherson
SF862*—Pehler

Chapter 273:

- gives the Conciliation Court in all counties, including Hennepin and Ramsey, jurisdiction to hear student loan default cases if:
 - the student loan originated in the county where the Conciliation Court is,
 - the loan is overdue at the time when the action begins,

-the amount of any single loan the lender is seeking to recover isn't more than \$2,000,

-an overdue notice has gone to the borrower at his or her last known address, and

-the notice states that a Conciliation Court action may begin in the county where the student obtained the loan;

- changes the title "Clerk of District Court" to "Court Administrator";
- eliminates the requirement that court reporters reside in the district of their appointment and eliminates certain mileage expenses that court reporters may claim for reimbursement.

Effective: Aug. 1, 1985

**Corporate records—
shareholders' access**

HF1161—McKasy, Heap,
Halberg, Jacobs, Ellingson
SF1071*—Petty, Peterson, R.,
Ramstad, Knaak, Luther

Chapter 97:

- provides that a shareholder, beneficial owner, or holder of a voting trust certificate of a publicly held corporation has the right, upon written demand, to examine and copy the corporation's share register and other corporate records only for a proper purpose;
- defines "proper purpose" as one reasonably related to the person's interest as a shareholder, beneficial owner, or holder of a voting trust certificate of the corporation;
- provides that a shareholder, beneficial owner, or holder of a voting trust certificate of a corporation that is not a publicly held corporation has the absolute right, upon written demand, to examine and copy the share register, and certain other statutorily defined corporate records;
- prohibits a shareholder, beneficial owner, or holder of a voting trust certificate who has gained access to the corporation's share register and other corporate records, from using or furnishing the records for any other purpose;
- allows a court to use its equitable powers to issue a protective order to enforce the law if a shareholder uses the corporate records for any other purpose.

Enactment: May 9, 1985 .

Effective: day after enactment

**Court of Appeals—
clarifies jurisdiction**

HF1578—Bishop, Halberg, Vanasek
SF1388*—Reichgott

Chapter 165:

- provides that the Court of Appeals has jurisdiction to issue writs of certiorari (an order whether or not to hear an appeal) to all agencies, public corporations, and public officials, except the Tax Court and the Workers' Compensation Court of Appeals.

Enactment: May 20, 1985

Effective: day after enactment

Data privacy

HF1589*—Dempsey
SF1013—Peterson, R.,
Merriam, Freeman, Sieloff

Chapter 298:

- relates to the collection and dissemination of data, classifying government data as confidential, private, nonpublic, protected nonpublic, and public;
- amends the public access to data section of the Minnesota Government Data Practices Act to clarify that governmental agencies may charge the cost of searching out and retrieving public data;
- clarifies the effect of discovery requests and court-ordered release of data as not public;
- provides for the "declassification" of data on individuals which, under present law, has been nonpublic or protected nonpublic after a period of 10 years unless the harm to the public or to a data subject outweighs the benefit to the public;
- gives the representative of a decedent the authority to bring an action under the remedies section of the act;
- clarifies that an agency is immune from a legal action if it releases data pursuant to a court order or order for discovery;

- defines and creates two new classes of data which are private data on decedents and confidential data on decedents;
- provides that private and confidential data on decedents become public when 10 years have elapsed from the death of the data subject and 30 years have elapsed from the creation of the data and clarifies:
 - the status of civil investigative data after the investigation is no longer active,
 - the dissemination of private personnel data pursuant to a court order;
- adds a definition of mental health data to the general welfare data section;
- clarifies what provision of the "welfare data" section regulates the dissemination of mental health data and exempts mental health centers from disseminating data pursuant to a provision which provides the general rule of data dissemination within the welfare system;
- clarifies that the responsible authority for a mental health center determines who may get mental health data;
- creates several temporary classifications;
- provides for treatment of law enforcement investigative data on deceased individuals as parallel to the treatment of data on living individuals.

Enactment: June 4, 1985

Effective: day after enactment

Dissolution of cooperatives

HF532—Poppenhagen

SF46*—Peterson, C.

Chapter 46:

- changes a cross reference relating to undistributed property after dissolution of a cooperative.

Effective: Aug. 1, 1984

Domestic Abuse Act—service by publication

HF1205—Greenfield, Bishop,

Staten, Blatz, Marsh

SF1036*—Reichgott, Spear, Petty, Ramstad, DeCramer

Chapter 195:

- makes certain changes to the Domestic Abuse Act, including expanding a statutory provision, which currently requires courts to help people who don't have attorney representation in filing petitions under the law, to cover all petitioners, whether or not counsel is representing them;
- permits service of process (summons and complaint) by one week's published notice in a qualified newspaper if:
 - the petitioner files an affidavit with the court stating that an attempt at personal service by a sheriff was unsuccessful because the respondent is avoiding service, and
 - that the petitioner mailed a copy of the notice of hearing to the respondent at the respondent's address, or
 - the petitioner doesn't know the respondent's address;
- allows the court to order temporary custody or visitation during the effective period of the protective order on a basis that gives primary consideration to the safety of the victim and the children, rather than on the same basis as divorce law provides;
- allows the court to restrict or deny visitation if it finds the safety of the victim or the children will be at risk because of unsupervised or unrestricted visitation;
- permits the court to order counseling or social services for the parties at the petitioner's request;
- allows the court to award temporary use and possession of property and prevent one or both parties from transferring, encumbering, concealing, or selling property in most cases while the protective order is in force;
- permits the court to issue a protective order with a duration longer than a year;
- allows the petitioner to apply for a 14-day extension of an existing ex parte temporary order (an order a court issues without input from the other party, pending a full hearing) for protection when a petitioner is making service by published notice.

Effective: Aug. 1, 1985

Guardians/conservators—costs; intestate succession, wills

HF1023—Vanasek, Cohen, Quinn,

Halberg, Bishop

SF459*—Spear

Chapter 250:

- Provisions relating to guardians/conservators:
 - clarifies provisions relating to the award of costs in guardianship and conservatorship proceedings;
 - allows a proceeding to be in forma pauperis (brought by an indigent person who won't have to pay court fees and costs);
 - allows the court to order reasonable compensation for a guardian or conservator who renders necessary services or has incurred necessary expenses and mandates the court to order reasonable compensation for court or county-nominated guardians or conservators;
 - mandates the court to order reasonable compensation for a guardian or conservator who is a county employee where the county does not compensate the employee directly for related services and expenses;
 - allows the court to order reimbursement if the county can show it couldn't find an independent guardian or conservator;
- provisions relating to intestate succession/wills:
 - adopts provisions of the uniform probate code;
 - clarifies laws on intestate succession, spouse's elective share, and omitted spouses and children;
 - defines the share of the surviving spouse of someone who dies without a will as follows:
 - if the decedent has no surviving children, the surviving spouse receives the entire estate,
 - if surviving children are also children of the spouse, the spouse receives \$70,000 plus 1/2 of the intestate estate,

-if surviving children are not also children of the spouse (stepchildren), spouse receives 1/2 of the intestate share (current law provides that the spouse gets 1/3 of the estate if 2 or more children survive and 1/2 of the estate if no children or only 1 child survives);

- allows the surviving spouse to reject the will and take 1/3 of the estate;

- spells out more specifically, than current law, the kinds of property included and excluded from the estate and includes certain property the spouse owns or has transferred (current law allows the spouse to elect to receive his/her intestacy share from the decedent's estate—see above);

- provides that a spouse who marries the person whose will is in question (testator) after execution of the will, and who was not in the will, receives the appropriate intestate share unless the testator intentionally omitted the spouse or provided for other transfer of property to take care of the spouse.

Effective: for estates of decedents dying after Dec. 31, 1986 except for section relating to guardians and conservators which is effective Aug. 1, 1985

Hennepin, Ramsey counties—juvenile judges

HF83*—Forsythe, Halberg, Long, Ellingson, Kelly

SF443—Reichgott, McQuaid, Jude, Luther, Pogemiller

Chapter 278:

- removes the restriction that juvenile court judges in Hennepin and Ramsey counties can serve for no more than 6 years out of any 12-year period, bringing those counties into conformity with the other 85 counties.

Enactment: May 31, 1985

Effective: day after enactment

Immunity for volunteers

HF959—Marsh, Omann

SF1214*—Pehler

Chapter 104:

- clarifies “Good Samaritan” law, which provides immunity from liability for people who help as volunteers at the scene of an emergency without expecting compensation;

- provides that compensation does not include payments, reimbursements for expenses, or pension benefits such persons receive as members of volunteer organizations.

Effective: Aug. 1, 1985

Indemnification—judges

HF1359—Bishop, McKasy,

Seaberg, Ellingson, Dempsey

SF1429*—Peterson, R., Knaak, Dieterich

Chapter 166:

- extends the indemnification (protection) of state employees from tort claims to also include civil and equitable claims and to cover judges and employees of the legislative and judicial branches;

- excludes from indemnification any expenses, attorneys' fees, judgments, indemnified people incur in a proceeding brought by or held before a responsibility or ethics board or committee;

- preserves the defense of judicial or legislative immunity except for amounts the state covers through insurance.

Effective: Aug. 1, 1985

Juvenile Court records—authority to release

HF806—Kelly, Marsh, Segal,

Pappas, Clark

SF781*—Donna Peterson, Dicklich

Chapter 161:

- clarifies that Juvenile Court records will be available for public inspection for the following purposes which currently exist in law:

- victim notification of plea agreements,

- victim requests for restitution,

- notices of an offender's release to a victim.

Effective: Aug. 1, 1985

Local governments—

comprehensive municipal plans

HF247*—Olsen, S., Valento,

McEachern, Pauly

SF505—McQuaid, Olson, Ramstad, Jude

Chapter 62:

- provides conditions for adoption or amendment of comprehensive municipal plans and for resolution of conflicts between plans and zoning ordinances;

- prohibits the governing body to act on a proposed comprehensive plan or an amendment to it until the body has received the recommendation of the planning agency or until 60 days after submission of the plan or amendment;

- requires a 2/3 vote, instead of a majority, to adopt and amend the comprehensive plan or a portion of it;

- provides that zoning ordinances supersede plans.

Effective: July 1, 1985

Mentally impaired—definition

HF219—Staten, Blatz, Segal, Kelly, Greenfield

SF177*—Petty, Luther, Reichgott, Ramstad, Dean Johnson

Chapter 24:

- replaces the current definition of “mentally defective” person in criminal sexual conduct laws with a definition of “mentally impaired” person;

- defines mentally impaired persons as those who lack the ability to give reasoned consent to sexual conduct because of underdeveloped or impaired intelligence, a substantial psychiatric disorder of mood or thought, or lack of judgment to give reasoned consent;

- allows, as evidence in court, reliable hearsay statements that mentally impaired children, between 10 and 18 years old, make about sexual abuse (current law permits the admission of such hearsay statements only when the child is under 10).

Effective: Aug. 1, 1985

**Minnesota Statutes—
copies to libraries**

HF509*—Ogren, Rose, Segal, Kvam, Schafer

SF435—Chmielewski, Frederickson, Renneke, Bernhagen, Reichgott

Chapter 14:

- provides that the public library of the largest municipality in each county will get a set of Minnesota Statutes without charge.

Effective: Aug. 1, 1985

**Prejudgment seizure of
property—procedures**

HF449*—Blatz, Ellingson, Halberg, McPherson, Quinn

SF591—Luther, Peterson, R., Spear, Jude, Knaak

Chapter 153:

- establishes a comprehensive system for attaching (taking of) property as security for an eventual judgment in a civil action before final judgment;

- allows a court to order attachment before a hearing only if:

- the creditor has made a good faith effort to inform the debtor of the preliminary attachment, or informing the debtor would endanger recovery of any subsequent judgment,
- the creditor has shown the probability of success on the merits,
- the creditor has shown the existence of grounds for attachment,
- extraordinary circumstances prevent protection of the creditor's interests;

- requires the court to order actual damages and reasonable attorney fees to the debtor if it finds the creditor requested preliminary attachment in bad faith;

- requires the creditor to serve the debtor with the preliminary order and supporting documents to provide actual notice to the debtor;

- allows the court to order attachment after hearing on the issue if the creditor establishes sufficient grounds and the likelihood of success on the merits, with exceptions;

- requires a creditor to post a bond of at least \$500 before the court can enter any attachment order, and requires the sheriff to execute the order of attachment within 90 days or it automatically terminates.

Effective: Aug. 1, 1985

**Ramsey County—Conciliation
Court referees' salaries**

HF461*—Cohen, Vellenga, Bennett, Rose, Norton

SF388—Knaak, Sieloff, Dieterich

Chapter 41:

- provides that Ramsey County Municipal Court judges, rather than county commissioners, shall set the salaries of Conciliation Court referees.

Enactment: Apr. 29, 1985

Effective: day after enactment

**Real estate—unlawful
detainer actions/summons**

HF1129—McPherson, Dempsey, McKasy

SF1434*—Jude

Chapter 214:

- relates to service of summons in unlawful detainer proceedings (an action to remove a tenant who unjustifiably remains on leased property);

- allows service of summons by mailing a copy to the defendant and by posting a copy on the premises, in the case of non-residential premises where no person actually occupies the premises;

- allows, in the case of residential property, service of summons by attempting the service at least twice on different days with at least one of the attempts occurring between the hours of 6 and 10 p.m., by mailing the summons to the defendant, and by posting a copy on the premises.

Effective: Aug. 1, 1985

**Registered land
surveys/title transfers**

- (See Housing/Real Estate)

**Residents testifying outside
state—increased fees**

HF1001—Backlund,

Anderson, R., Rest, Clark

SF1077*—Pogemiller

Chapter 151:

- changes reimbursement to Minnesota residents who must testify in another state's court in a criminal trial;

- provides for reasonable travel and lodging expenses and \$25 per day (previously 10 cents a mile and \$5 per day).

Effective: Aug. 1, 1985

**Revisor's changes—
corrects Minnesota Statutes**

HF1371—Bishop

SF1363*—Jude, Reichgott, Knaak

Chapter 248:

- amends many sections of Minnesota Statutes, correcting omissions, erroneous, ambiguous, and obsolete references and text, and eliminating redundant, conflicting, or superseded provisions.

Effective: Aug. 1, 1985

**Revisor's changes—
revises 11 chapters**

HF1370—Bishop

SF1362—Jude, Reichgott, Knaak

Chapter 265:

- revises 11 chapters of Minnesota Statutes to remove redundant and obsolete language, to simplify grammar and syntax, and to improve the style of language without causing any changes in the meaning of the laws and expands the mandatory free distribution of Minnesota Rules.

Effective: Aug. 1, 1985

**Testamentary trustees—
eliminates qualification**

HF68*—McKasy, McPherson, Halberg, Quinn, Kelly

SF148—Dieterich, Merriam, Peterson, R., Dean Johnson, Sieloff

Chapter 10:

- allows a personal representative (PR) to make distributions to a testamentary trustee without requiring the trustee having to first qualify, unless the will expressly requests qualification or an interested person requests qualification (under present law, before a PR can distribute the estate to a testamentary trustee, he or she must require the court to qualify the trustee or seek a waiver of qualification by the court);

• provides that an interested party can demand qualification by written demand, delivered or mailed to the PR, or by petition to the court having jurisdiction over the probate estate.
Effective: Aug. 1, 1985; applies to wills executed or amended on or after the effective date.

Trade secrets—definition

HF1421—McKasy, Halberg, Quinn, McPherson, Bishop

SF1148*—Freeman, Pogemiller, Donna Peterson, Laidig, Solon

Chapter 196:

• provides that even though an employee or other person has acquired a trade secret without express or specific notice that it's a trade secret doesn't negate the trade secret if, under all the circumstances, the employee or other person knows, or has reason to know, that the owner intends or expects the type of information comprising the trade secret to remain secret.

Enactment: May 23, 1985

Effective: day after enactment

Transcript fees— chief judges may set ceilings

HF1382*—Cohen

SF1372—Sieloff

Chapter 125:

• allows chief judges in the judicial districts by order to establish new transcript fee ceilings annually.

Effective: Aug. 1, 1985

Uniform Anatomical Gift Act—minors

HF683*—Johnson, Forsythe, Gutknecht

SF1223—Kronebusch, Peterson, R., Diessner, Adkins

Chapter 123:

• allows minors to participate in the Uniform Anatomical Gift Act which allows anyone over the age of 18 to sign a gift card, a will, a driver's license, or some other document stating they would like to give all or part of their bodies after death;

• provides that a minor may make the gift through a signed gift card, driver's license, or document other than a will (to have a will, a person must be 18);

• requires that the card or document includes:

-the donor's signature;

-the signature of both parents, a legal guardian, or parent who has legal custody;

-the donor's date of birth and address; and

-the statement, "In hope that I may help others to live, I hereby make this anatomical gift, if medically acceptable, to take effect upon my death. I give (organ name) for the purpose of transplantation."

Effective: Aug. 1, 1985

Uniform Conservation Easement Act

• (See Envir./Natural Resources)

Uniform Foreign Money Judgment Act

HF891—Rees, Backlund, Kiffmeyer, Cohen, McKasy

SF566*—Jude, Luther

Chapter 218:

• governs the recognition and enforcement of judgments foreign states render;

• defines foreign states and provides specific instances when U.S. courts need not recognize or consider foreign judgments as conclusive;

• provides that a foreign judgment receives full faith and credit and is enforceable in this country with the following exceptions:

-the rendering of the judgment was under a system that doesn't provide impartial tribunals or procedures,

-the foreign court lacked personal jurisdiction over the defendant or subject matter jurisdiction,

-the defendant didn't receive enough notice in time to defend or the forum was seriously inconvenient,

-obtaining of the judgment was fraudulent;

-the judgment is repugnant to public policy of this state, or conflicts with another final and conclusive judgment, and

-the proceeding in the foreign court was contrary to any dispute resolution mechanism within an agreement by the parties.

Effective: Aug. 1, 1985

Uniform Notarial Act

HF1443—Onnen, Pappas

SF276*—Spear

Chapter 268:

• enacts the Uniform Law on Notarial Acts, provides procedures for various notarial acts, and establishes several forms;

• lists those who can perform notarial acts, including: notary publics, members of the Legislature, judges, clerks or deputy clerks of any Minnesota court; a person the law authorizes to administer the law; and any other person the law authorizes to perform the specific act;

• provides uniformity of forms and provides that notarial acts in other states, commonwealths, territories, districts, or possessions of the United States and foreign nations have the same effect under Minnesota laws as those in this state.

Effective: Aug. 1, 1985

Uniform Transfers to Minors Act

HF737—Backlund, Halberg, Levi, Rest, Skoglund

SF374*—Sieloff, Spear

Chapter 221:

• replaces the Uniform Gifts to Minors Act governing the type of property someone can transfer to a minor, who can serve as a custodian, procedures for transfers, the powers and duties of a custodian, the procedures for choosing a successor custodian, procedures for removing a custodian, and for terminating a custodianship;

• defines "minor" as a person under the age of 21 (under the Uniform Gifts to Minors Act, a minor was under the age of 18);

• provides for the transfer into a custodianship of any type of property—real or personal, tangible or intangible (under the Uniform Gifts to Minors Act property included securities, life insurance policies, annuity contracts, and money).

Effective: Jan. 1, 1986

Validation of foreclosure sales—effective dates

HF141—Dempsey, Quinn, Halberg
SF143*—Peterson, R., Sieloff

Chapter 94:

- changes effective dates for provisions relating to validation of foreclosure sales.

Enactment: May 9, 1985

Effective: various dates

Waiver of rights—human rights cases

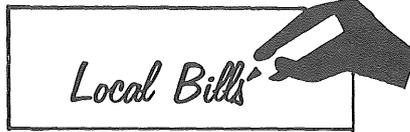
HF543—Halberg, Tompkins, Cohen, Himle, Backlund

SF609*—Reichgott, Brataas, Freeman, Pogemiller, Sieloff

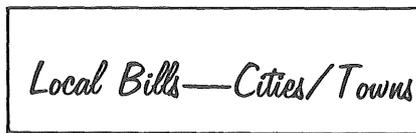
Chapter 175:

- prohibits prospective (future) waivers or releases of rights the human rights laws provide in any contract, lease, or other agreement;
- allows a party to retract a waiver or release of retrospective (past) rights within a 15-day "cooling off period" (the cooling off period does not apply to those waivers or releases settling claims on file with the Department of Human Rights, another agency, or judicial body);
- requires informing a waiving party of the right to rescind the waiver or release;
- requires an effective recision must be in writing and delivered within the 15-day period.

Effective: retroactive to Aug. 1, 1984 (prohibition on prospective waivers); Aug. 1, 1985 for remaining section



Upon local approval means: effective upon compliance with Minnesota Statutes, section 645.021



Belle Plaine—use of term 'borough'

VETOED

HF1032*—Rees

SF1138—Schmitz

- would have permitted the borough of Belle Plaine, by resolution, to use the term 'borough' for all purposes.

Bemidji—community seed capital fund

HF1503—Thorson

SF1411*—Willet

Chapter 106:

- permits the city of Bemidji to contribute to a community seed capital fund to assist the economic development of the city and the neighboring area.

Enactment: May 10, 1985

Effective: upon local approval

Breckenridge—establishes port authority

HF1468—Valan

SF1447*—Langseth

Chapter 205:

- permits the city of Breckenridge to establish a port authority and exercise all the powers of a port authority under Minnesota Statutes and, if the city establishes a port authority commission, allows it to exercise the powers of a municipal housing and redevelopment authority.

Effective: Aug. 1, 1985

Burnsville—additional liquor licenses

HF1307—Seaberg, Halberg

SF1244*—Knutson

Chapter 202:

- authorizes the city of Burnsville to issue 5 additional on-sale intoxicat-

ing liquor licenses.

Enactment: May 23, 1985

Effective: upon local approval

Cannon Falls—detached facility

HF307—Sviggum, Metzen

SF333*—Mehrkens,

Solon, Wegscheid

Chapter 8:

- permits any bank within 25 miles of the city of Cannon Falls, with prior approval of the commissioner of commerce, to establish and operate not more than one detached facility in the town of Cannon Falls, outside the city of Cannon Falls.

Enactment: March 21, 1985

Effective: upon local approval

Circle Pines Utilities Commission

HF1197*—Voss, Quinn

SF920—Dahl, Novak

Chapter 90:

- permits the cities of Circle Pines and Lino Lakes to determine, by joint resolution, the number of members to serve on the Circle Pines Utilities Commission, and establishes terms.

Enactment: May 8, 1985

Effective: upon local approval

Credit union powers/Savage—detached facility

- (See Banking)

Crystal—council members in other public offices

HF997—Carlson, L., Rest

SF825*—Reichgott

Chapter 193:

- permits members of the Crystal City Council to hold any other public office that's compatible with the office of council member;
- permits Crystal City Council to adopt an emergency ordinance by majority vote of its members.

Enactment: May 23, 1985

Effective: upon local approval

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Duluth—easement conveyance

HF852*—Boo, Jaros, Munger

SF787—Gustafson, Solon

Chapter 75:

- allows the commissioner of administration to convey an easement over certain state lands to the city of Duluth for sidewalks.

Effective: Aug. 1, 1985

Eden Prairie—

one-day liquor license

HF428*—Pauly, Knickerbocker

SF553—Storm, Laidig,
Knaak, Lessard, Schmitz

Chapter 86:

- authorizes the city of Eden Prairie to issue an annual one-day, on-sale intoxicating liquor license to the Eden Prairie Foundation for a social event;
- authorizes on-sales on premises other than that which the foundation owns or permanently occupies;
- allows the licensee to contract for liquor catering services with a holder of a city on-sale liquor license;
- provides that the licenses are subject to terms the city imposes, including a license fee, and are subject to all other laws and ordinances governing the sale of intoxicating liquor with the exception of liability insurance and other laws and ordinances that don't apply;
- requires the commissioner of public safety to approve the license.

Enactment: May 8, 1985

Effective: upon local approval

Education assistants—removes from Duluth civil service

- (See Employment/Labor)

Fergus Falls/Detroit Lakes—establish port authorities

HF71—Anderson, R.

SF63*—Peterson, C.

Chapter 173:

- grants the cities of Fergus Falls and Detroit Lakes the powers of port authority;
- authorizes either city to exercise the powers of a municipal housing and redevelopment authority upon establishing a port authority commission.

Effective: upon local approval

Gaylord—

general obligation bonds

HF1308—Schafer, Valento

SF1208*—Renneke

Chapter 103:

- authorizes the city of Gaylord to issue general obligation bonds not exceeding \$650,000 to finance the acquisition, betterment, and remodeling of municipal buildings including an emergency service center, the municipal library, and facilities for public fire and ambulance services;
- requires the city council to publish in the official newspaper of the city a resolution authorizing the issuance of the bonds;
- provides if more than 10 percent of voters who voted in the last election petition the council, the council shall not issue the bonds until a majority of the town approves at a regular or special election.

Enactment: May 10, 1985

Effective: day after enactment

Harmony—

funds to replace bridge

HF1417—Redalen

SF1291*—Benson

Chapter 105:

- allows the commissioner of transportation to allocate money on a 90 percent matching basis with the town of Harmony from the Minnesota state transportation fund for the purpose of replacing or reconstructing a bridge on the border of Iowa and Minnesota in the town of Harmony;
- requires disbursement of the allocation by July 1, 1986 following local approval.

Enactment: May 10, 1985

Effective: upon local approval

Hastings—

purchase of state lands

HF230*—Ozment

SF284—Wegscheid

Chapter 61:

- authorizes the sale of certain surplus state land in Dakota County (farm land at the Minnesota veterans home in Hastings) to the city of Hastings.

Enactment: May 6, 1985

Effective: day after enactment

Hermantown—

Public Utility Commission

HF953*—Murphy

SF1096—Gustafson

Chapter 55:

- allows the town of Hermantown to have up to 7 members on its public utility commission, and establishes terms.

Enactment: May 1, 1985

Effective: upon local approval

Hibbing—sets term of mayor, council

HF270—Minne

SF287*—Dicklich

Chapter 18:

- provides for the election of the mayor of Hibbing at the 1986 general election and thereafter at regular elections for a term of 4 years, and city council members at the 1986 general election as follows:

-3 for 2 years and 2 for 4 years,

-4-year terms for all council members at all subsequent regular elections.

Enactment: April 16, 1985

Effective: upon local approval

Upon local approval means: effective upon compliance with **Minnesota Statutes**, section 645.021

Int'l Falls,
South Int'l Falls—consolidation
HF1*—Neuenschwander
SF64—Lessard

Chapter 58:

- sets up a procedure to consolidate the cities of International Falls and South International Falls;
- allows the 2 cities to hold an election on May 21, 1985, or on a later convenient date, in which a majority of those voting in each city would have to approve the consolidation for it to take effect;
- authorizes a special mill levy in the event of consolidation.

Enactment: May 6, 1985

Effective: day after enactment

Liquor—city issuance of temporary on-sale licenses

HF785—Pauly, Bennett, Carlson, L., Frerichs, Gutknecht
SF1238*—Storm, Gustafson, Novak

Chapter 201:

- authorizes the governing body of a statutory or home rule city to issue to a club or charitable, religious, or nonprofit organization, in existence for at least 3 years, a temporary license for the on-sale of intoxicating liquor in connection with a social event within the city;
- provides that the license is valid for up to 3 consecutive days and authorizes on-sales on premises other than that which the licensee owns or permanently occupies;
- allows licensees to contract for intoxicating liquor catering services with a holder of a full-year municipal on-sale intoxicating liquor license;
- provides that licenses are subject to the terms the city imposes, including a license fee, and are subject to all laws and ordinances governing the sale of intoxicating liquor with the exception of liability insurance and other laws and ordinances that don't apply;
- requires commissioner of public safety to approve the license;

- permits manufacturers and wholesalers, and brewers to give, lend, sell, or lease tap trailers, cold plates, or other dispensing equipment to retailers.

Enactment: May 23, 1985

Effective: day after enactment

Liquor licenses—towns/counties

- (See Commerce/Consumer Affairs)

Lismore—bonds for municipal facilities

HF485*—Erickson
SF471—DeCramer

Chapter 42:

- authorizes the town of Lismore to issue up to \$60,000 in general obligation bonds for municipal fire, meeting, and related facilities;
- allows the city to levy taxes necessary for payment of the bonds and interest on them.

Enactment: April 29, 1985

Effective: upon local approval

Local governments—McGregor/St. Louis-Carlton Co./Thomson

- (See Local Bills—Counties)

Local—memorial highway, spec'l districts, port authorities

HF315*—Becklin, Anderson, R., Dyke, McEachern, Piper
SF282—Adkins, Schmitz, Isackson, Davis, Frederickson

Chapter 301:

- designates the portion of trunk highway No. 23 in St. Louis, Pine, and Carlton counties as "Veterans' Evergreen Memorial Drive" and calls for the commissioner of transportation to install a bronze plaque in memory of all men and women from those counties who served in World War I, World War II, Korea, Vietnam, and all future conflicts;
- removes the restriction on the number of mills a town board may levy to provide fire protection for special fire protection districts which border cities of the first and second class, or for payment of a deficit from a prior fire contract;
- permits the cities of Roseville and White Bear Lake to exercise all the powers of a port authority;
- permits the cities of Sartell, Sauk Rapids, St. Cloud, Isle, Mora, Becker and Waite Park to establish special service districts;
- provides for levying of ad valorem taxes on taxable non-homestead

property within the districts and sets forth guidelines for their application;

- permits these cities to issue bonds to pay improvement costs and to create and appoint an advisory board for each district;
- requires a public hearing before establishment of districts at request of owners of 15 percent or more of assessed value of a proposed district;
- prohibits establishment of a district if owners of 35 percent of the land area subject to the resulting tax levies file an objection;
- sets forth exclusions from petition requirements and veto power.

Enactment: June 5, 1985

Effective: day after enactment for sections relating to the cities of Sartell, Sauk Rapids, St. Cloud, Isle, Mora, Becker and Waite Park; Aug. 1, 1985 for remaining sections

Minneapolis—youth coordinating board

HF1198*—Nelson, K., Clark, McLaughlin
SF1152—Donna Peterson, Pogemiller

Chapter 91:

- authorizes the city of Minneapolis, its park and recreation board, and its library board, and Special School District #1 to create a youth coordinating board for the needs and issues of youth within the city.

Enactment: May 8, 1985

Effective: upon local approval

Moorhead—town powers

HF58*—Valan
SF65—Langseth

Chapter 207:

- grants the town of Moorhead in Clay County the power to exercise certain powers as described in Minnesota Statutes section 368.01, subdivision 1.

Enactment: May 23, 1985

Effective: day after enactment

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**New Brighton—
civil service exemptions**

HF1199*—Knuth
SF1167—Novak

Chapter 99:

• provides an exemption from the city of New Brighton's police civil service system for the chief and deputy chief of police and also provides they are not subject to the jurisdiction of the New Brighton Police Civil Service Commission.

Enactment: May 9, 1985

Effective: upon local approval

**New Ulm—
special service districts**

HF592*—Dempsey,
SF593—Frederickson

Chapter 209:

• authorizes the city of New Ulm to establish special service districts;
• defines special services;
• defines special service district as an area within a city where the city provides special services paid for through revenues from taxes and service charges imposed in the area;
• requires public hearings to adopt ordinances establishing special service districts;
• authorizes the levy of a property tax or service charge in the district for special services; sale of bonds for improvements; and creation of an advisory board;
• requires New Ulm's city manager to file a written report with the chairs of the House and Senate Local and Urban Affairs and Local and Urban Government committees on or before Jan. 31, 1986 recommending changes to consider if the Legislature were to enact statewide legislation for the establishment of special service districts.

Enactment: May 23, 1985

Effective: day after enactment

**North Mankato—
establishes port authority**

HF693—Frederick
SF597*—Taylor

Chapter 188:

• permits the city of North Mankato to establish a port authority;

• authorizes the port authority to exercise the powers of a municipal housing and redevelopment authority upon establishment of a port authority.

Effective: Aug. 1, 1985

**North Mankato—
short-term liquor license**

HF698*—Frederick
SF698—Taylor

Chapter 70:

• authorizes the city of North Mankato to issue, without fee, to a non-profit organization or corporation, 1 short-term, on-sale liquor license for the sale and serving of intoxicating liquor in any building or property of the city of North Mankato;
• provides the license shall be valid for a term not to exceed 7 consecutive days during 1986.

Enactment: May 6, 1985

Effective: upon local approval

**Plymouth—
establishes port authority**

HF743—Clausnitzer, Heap, Shaver, Scheid
SF721*—Ramstad, Jude

Chapter: 192:

• permits the city of Plymouth to establish a port authority and exercise all the powers of a port authority under Minnesota Statutes.

Enactment: May 23, 1985

Effective: upon local approval

**Plymouth—reassessment
of special assessments**

HF1490—Shaver,
Clausnitzer, Heap
SF1414*—Jude, Ramstad

Chapter 180:

• authorizes the city council of the city of Plymouth to make a reassessment of special assessments against property within the city; supplements present authority.

Enactment: May 21, 1985

Effective: day after enactment

**Red Wing/Hastings—
establish port authorities**

HF942—Sviggum, Ozment
SF904*—Mehrkens

Chapter 177:

• permits the cities of Red Wing and Hastings to establish port authorities;
• allows each city to exercise the power of a municipal housing and redevelopment authority;

• authorizes the cities to impose restrictions and limitations on the powers and procedures of the port authority;

• permits each city to choose the name of the port authority;
• allows removal of port authority commissioners, only after a hearing for inefficiency, neglect of duty or misconduct in office.

Enactment: May 21, 1985

Effective: upon local approval

Regulation of firearms

• (See Miscellaneous)

Retirement—local plans

• (See Pensions/Retirement)

Retirement—public plans

• (See Pensions/Retirement)

**Roseville—
on-sale liquor licenses**

HF320*—Rose, Valento, Osthoff
SF360—Dieterich, Hughes, Knaak, Novak

Chapter 37:

• authorizes the Roseville City Council to issue a total of 30 on-sale licenses for the sale of intoxicating liquor.

Enactment: April 29, 1985

Effective: upon local approval

**St. Paul—temporary
on-sale wine licenses**

HF1171—Osthoff, Pappas,
Norton, O'Connor, Tomlinson
SF1234*—Waldorf, Lantry, Moe, D.

Chapter 200:

• allows the St. Paul City Council to issue temporary on-sale wine licenses to nonprofit charitable, religious, or veterans organizations;
• provides that the licenses are valid for up to 3 consecutive days and that the sales are for consumption on the licensed premises only;
• allows the city to set the license fee;
• provides that licensees are eligible for the same dramshop insurance exemption that's available for restaurants with wine licenses.

Enactment: May 23, 1985

Effective: upon local approval

Upon local approval means: effective upon compliance with Minnesota Statutes, section 645.021

Santiago—detached facility

HF85*—Brinkman

SF968—Davis

Chapter 27:

- permits any bank doing business within 25 miles of the town of Santiago to establish and operate not more than one detached banking facility in Santiago, with the approval of the commissioner of commerce.

Enactment: April 19, 1985

Effective: upon local approval

South St. Paul—

bonds for sewer separation

HF380—McKasy, Metzen

SF1131*—Vega

Chapter 146:

- permits the city of South St. Paul to refund all or any part of the collections of previously levied special assessments for a sewer separation project if the city issues bonds to finance the cost of the project;
- permits the city to cancel all remaining installments of the special assessments if it refunds the already collected assessments;
- requires public hearings if the governing body of the city takes these actions.

Enactment: May 20, 1985

Effective: day after enactment

South St. Paul—

sewer tax increments

HF970—Metzen, McKasy

SF1485*—Vega

Chapter 133:

- permits the city of South St. Paul, by resolution, to authorize the expenditure of a portion of the property tax from its Concord Street redevelopment project to pay the costs of a combined storm-sanitary sewer system.

Enactment: May 17, 1985

Effective: day after enactment

Tofte—detached facility

HF117—Battaglia, Begich

SF106*—Doug Johnson, Dicklich, Solon

Chapter 7:

- permits any bank doing business within 27 miles of the town of Tofte, with the prior approval of the commissioner of commerce, to establish and operate not more than one detached facility in the town of Tofte.

Enactment: March 21, 1985

Effective: upon local approval

Town cartways—maintenance

HF1435—Quist

SF1358*—Frederickson, Davis, Peterson, C.

Chapter 163:

- allows owners of private property adjacent to town cartways or who have no access to their land except by way of the cartway to maintain the cartway if the town doesn't maintain it;
- provides that property owners may divide the maintenance cost using these factors:
 - frequency of use,
 - type and weight of the vehicles and equipment,
 - the distance necessary to travel on the cartway to get to the individual's property;
- allows the town board to determine the costs for each property owner when the owners can't agree;
- allows the owners to appeal the town board's decision within 30 days to the county court;
- owners who pay the cost shall have a cause of action against the other owners who refuse to share the cost.

Effective: Aug. 1, 1985

Towns—business, elections, liquor licenses, roads

HF677—Uphus, Frederickson, Sparby, Dyke, Anderson, G.

SF676*—Chmielewski, Adkins, Kronebusch, Bernhagen, Schmitz

Chapter 307:

- authorizes the conduct of town business, including all elections, at places outside the town, if the location is not more than 5 miles from one boundary of the town and no suitable place is available within the town;
- allows specified towns of a population of 1,000 or more, which erroneously issued off-sale liquor licenses

ses pursuant to a state law granting the power to certain towns with urban powers prior to Jan. 1, 1985, to continue to renew the licenses;

- allows the town board of Cannon Falls to issue an off-sale license to an establishment within the town;
- allows the Pine County Board to issue 1 off-sale liquor license to a premises within the town of Finlayson;

• allows the Kanabee County Board to issue 1 off-sale liquor license to a premises within the town of Haybrook;

- allows the governing body of the city of Mora to adopt, after a public hearing, an ordinance establishing a special service district, which is to include only property zoned for commercial, business, or industrial use;
- allows the levy of taxes on taxable non-homesteaded property within the special service district;
- prohibits the town board from taking action on the special service district unless owners of 10 percent or more of the assessed valuation petition requesting the hearing;

• permits the city to create an advisory board for each special service district;

• prescribes petition requirements, veto power of property owners and requirement for a veto, and exclusions from requirements and veto power;

• requires the administrator of the city of Mora to file a written report with the legislative local and urban affairs committees on or before Jan. 31, 1986;

• exempts town boards from liability for any claims for injury arising from the use of roads the board has closed and barricaded for seasonal recreation use or other purposes.

Enactment: June 7, 1985

Effective: day after enactment for sections relating to town business, elections, and off-sale liquor licenses; upon local approval for remaining sections

Upon local approval means: effective upon compliance with Minnesota Statutes, section 645.021

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- permits the Stearns County Board, by resolution, to exempt from the gravel tax, crushed granite rock which is: produced in Stearns County for railroad ballasts only; transported by rail; and isn't transported on or used on any roads, streets, or highways.

Enactment: June 4, 1985

Effective: upon local approval

**County humane societies/
Otter Tail County ordinance**

HF656*—Anderson, R.

SF637—Peterson, C.

Chapter 69:

- allows counties to increase yearly appropriations for county humane societies;

- authorizes Otter Tail County board to adopt an ordinance for control of dogs and cats within the county.

Enactment: May 6, 1985

Effective: day after enactment for section on county humane societies; upon local approval for section on ordinance

**County recorder, registrar/
secretary of state—fees**

- (See Housing/Real Estate)

Goodhue County—

levy for historical society

HF1607—Sviggum, Waltman

SF1499*—Mehrkens

Chapter 181:

- permits Goodhue County to levy a property tax for the county historical society;

- requires the Goodhue County Board, if it intends to levy the tax, to pass a resolution so stating before Jan. 1, 1986, publish the resolution, and hold a public hearing on the matter;

- provides that if the county determines to take further action it must adopt a resolution confirming its intention to exercise the levy authority and publish the resolution;

- provides that if, within 30 days of a resolution's publication, a number of voters equal to 5 percent of the votes cast in the last general election in the county request a vote on the proposed resolution, the resolution shall not be effective until approval by a majority of the voters voting on the issue at a special or general election prior to Dec. 1, 1986.

Enactment: May 21, 1985

Effective: day after enactment

**Hennepin County
commissioners—salaries**

- (See Governmental Operations)

**Hunting—permits 2 deer;
elk—northern counties**

- (See Environment/Natural Resources)

**Itasca, Koochiching counties—
promotional expenditures**

HF537*—Solberg, Neuenschwander

SF552—Lessard

Chapter 87:

- increases the allowable expenditure on tourist, agricultural, and industrial promotion in Itasca and Koochiching counties;

- changes apportionment of certain proceeds from forfeited land sales in both counties so that they get a greater percentage.

Enactment: May 8, 1985

Effective: upon local approval

**Koochiching County—
sale of land**

HF1498—Neuenschwander

SF1347*—Lessard

Chapter 178:

- authorizes the commissioner of natural resources to sell certain lands in Koochiching County to an individual.

Enactment: May 21, 1985

Effective: day after enactment

Liquor licenses—towns/counties

- (See Commerce/Consumer Affairs)

**Local governments—McGregor/
St. Louis-Carlton Co./Thomson**

HF231*—Boo

SF308—Solon

Chapter 138:

- authorizes the private sale of certain tax-forfeited land in St. Louis County;

- authorizes the city of Carlton to issue up to \$555,000 in general obligation bonds to finance the purchase and improvement of a new fire hall;

- permits other local governments in Carlton County to contract with and pay the city of Carlton for fire services;

- increases the amount of debt the city of McGregor may incur to pay for construction of a library and related facilities;

- provides that if parcels of land subject to sale under laws relating to tax-forfeited land sales include land within the Fond du Lac Indian reservation, the county auditor must first offer the land to the Fond du Lac band of Chippewa Indians at the appraised value;

- authorizes the city of Thomson to levy taxes in excess of its per capita limitation for 1985.

Enactment: May 17, 1985

Effective: day after enactment (section on cities of Carlton and McGregor); upon local approval (section on Fond du Lac Indian reservation); Aug. 1, 1985 (remaining sections)

**Local—memorial highway, spec'l
districts, port authorities**

- (See Local Bills—Cities/Towns)

**Olmsted County—land
sale, lease, conveyance**

HF1266—Frerichs, Bishop

SF1308*—Benson, Brataas

Chapter 115:

- provides for the sale, lease, and conveyance of land in Olmsted County;

- prescribes use of taxes for any payments under the installment purchase contract or lease purchase agreement;

- provides for exceptions to public bidding requirements.

Enactment: May 14, 1985

Effective: day after enactment

Upon local approval means: effective upon compliance with Minnesota Statutes, section 645.021

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**Olmsted County—
state land conveyance**
HF1253—Bishop, Gutknecht, Rose,
Frerichs, Knickerbocker
SF1171*—Brataas, Benson,
Frederick, Bernhagen, Wegscheid
Chapter 225:

- requires the commissioner of natural resources to convey an easement in certain state wildlife lands in Rochester for use as a roadway, and to offer by Aug. 1, 1985, the land at the appraised value plus costs;
- provides that Olmsted County has until Mar. 1, 1986 to accept the offer, and requires the conveyance to be in a form the attorney general approves;
- provides that the design of the roadway must meet certain requirements to get approval;
- describes the parcel of land, which includes about 16.11 acres;
- allows the Department of Natural Resources (DNR) to purchase other wildlife lands in Olmsted County.
Enactment: May 23, 1985
Effective: day after enactment

**Pheasant stamp exemption—
northern counties**
• (See Environment/Natural Resources)

**Ramsey County—
no seasonal load restrictions**
HF796*—Kostohryz, Rose,
Knuth, Pappas, Bennett
SF1141—Lantry

Chapter 29:
• exempts county highways and county state-aid highways in Ramsey County from seasonal load restrictions from Mar. 20 to May 15 of each year, unless the county authority posts and restricts them.
Effective: upon local approval

**Ramsey County—
personnel system**
HF907*—Valento, Wynia, Vellenga
SF689—Lantry, Knaak, Waldorf,
Moe, D., Hughes
Chapter 89:
• provides for the creation, organization, powers, and duties of a personnel system in Ramsey County and prescribes penalties.
Enactment: May 8, 1985
Effective: upon local approval

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**St. Louis County—
increases emergency fund**
HF649*—Jaros, Murphy, Battaglia,
Munger, Boo
SF670—Solon, Dicklich,
Doug Johnson
Chapter 118:
• raises the maximum amount of the St. Louis County emergency fund from \$20,000 to \$100,000.
Enactment: May 14, 1985
Effective: upon local approval

**St. Louis County—
land conveyance**
HF1497—Battaglia
SF1353*—Lessard, Doug Johnson
Chapter 179:
• authorizes the commissioner of natural resources to sell certain lands in St. Louis County to an individual.
Enactment: May 21, 1985
Effective: day after enactment

**State parks—
additions/deletions**
• (See Environ./Nat. Resources)

State trail lands—conveyance
• (See Environ./Nat. Resources)

**White Bear/Ramsey
County—land transfer**
• (See Local Bills—Cities/Towns)

**Winona County land—
sale with mineral rights**
HF521*—Johnson,
Anderson, G., Zaffke
SF378—Benson, Kronebusch
Chapter 143:
• permits the county board of Winona to convey to a private person by private sale, free of any public purposes requirement or limitations, any interests, including minerals and mineral rights of a specific piece of property the county acquired in error for highway purposes.
Enactment: May 17, 1985
Effective: day after enactment

**Winona County—
sale of county land**
HF1152*—Sherman, Johnson
SF1078—Kronebusch, Benson
Chapter 124:
• authorizes the Winona County board to sell, without any public purposes requirement or limitation, the Winona County Humane Society Shelter building and the land it's on

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in Winona County to a private person at the appraised value.
Enactment: May 15, 1985
Effective: upon local approval

Local Bills—Metro

**Burnsville—
additional liquor licenses**
• (See Local Bills—Cities/Towns)

**Crystal—council members
in other public offices**
• (See Local Bills—Cities/Towns)

**Eden Prairie—
one-day liquor license**
• (See Local Bills—Cities/Towns)

**Hastings—
purchase of state lands**
• (See Local Bills—Cities/Towns)

**Metro government—sales of
sports facility property**
HF558*—Blatz, Riveness, Himle
SF541—Freeman,
Belanger, Schmitz, Novak
Chapter 295:
• allows the city of Bloomington and the Department of Transportation to contract for a specified highway improvement project;
• permits the city of Bloomington, by resolution, to issue and sell general obligation bonds up to the amount of the advance the contract specifies;
• provides conditions for disposal of Metropolitan Stadium, allowing sale or lease of the property for residential purposes and to the Bloomington port authority to further the general plan of port improvement or industrial development or any other purpose the authority considers to be in the best interests of the district and its people;

- allows the Metropolitan Mosquito Control Commission to establish a research program to evaluate the effects of mosquito and blackfly control on fish and wildlife and associated food chain invertebrates;
- applies (except provision relating to Bloomington) to Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington counties.

Enactment: June 4, 1985

Effective: upon local approval

Mpls—spec'l service district;

Blaine—city council powers

HF384*—Otis, Long

SF303—Spear, Donna Peterson

Chapter 302:

- allows the governing body of Minneapolis to adopt an ordinance establishing a special service district following a public hearing on the question, and prescribes a procedure for holding hearings;
- states that the special service district would be in the area south of 28th Street, west of Fremont Avenue South, north of 31st Street, and east of Humboldt Avenue South;
- allows the city to levy a tax on taxable property, or impose service charges within the special district at a rate or in an amount sufficient to produce revenues to cover the cost of the services;
- allows the enlargement of the special service district to an area not to exceed 1 square mile;
- provides for notice to the original district and proposed added district;
- subjects the additional area to taxes and service charges;

- requires the governing body of Minneapolis to create and appoint an advisory board for the special service district in the city to advise the governing body in connection with the construction, maintenance, and operation of improvements, and the furnishing of special services to the district;

- authorizes members of the governing body of the city of Blaine to serve as commissioners of the Blaine Housing and Redevelopment Authority.

Enactment: June 5, 1985

Effective: upon local approval

Minneapolis—youth coordinating board

- (See Local Bills—Cities/Towns)

New Brighton—civil service exemptions

- (See Local Bills—Cities/Towns)

Plymouth—establishes port authority

- (See Local Bills—Cities/Towns)

Plymouth—reassessment of special assessments

- (See Local Bills—Cities/Towns)

Red Wing/Hastings—establishes port authorities

- (See Local Bills—Cities/Towns)

Roseville—on-sale liquor licenses

- (See Local Bills—Cities/Towns)

St. Paul—temporary on-sale wine licenses

- (See Local Bills—Cities/Towns)

South St. Paul—bonds for sewer separation

- (See Local Bills—Cities/Towns)

South St. Paul—sewer tax increments

- (See Local Bills—Cities/Towns)

West St. Paul—election changes

- (See Local Bills—Cities/Towns)

White Bear/Ramsey County—land transfer

- (See Local Bills—Cities/Towns)



Animals—decompression chambers prohibited

HF834—Kelly, Kostohryz,

O'Connor, Greenfield, Clark

SF565*—Chmielewski, Merriam,

Lantry

Chapter 270:

- prohibits the use of a decompression chamber to destroy an animal and makes violation of this prohibition a misdemeanor.

Effective: June 1, 1986

Cemeteries—increased levies

HF158*—Solberg

SF194—Lessard

Chapter 52:

- raises the amount from \$5,000 to \$10,000 that a statutory city or town may levy or appropriate for a cemetery in any one year.

Effective: Aug. 1, 1985

Charitable gambling—effective date

HF404—Wenzel, Kvam,

Neuenschwander

SF328*—Dieterich, Schmitz, Storm,

Langseth, Samuelson

Chapter 3:

- provides additional time for organizations who conduct charitable gambling activities to get a state license;

- allows those organizations who hold a local license on Feb. 28, 1985, to conduct lawful gambling without a state license until June 1, 1985, or obtain a temporary local license (the 1984 charitable gambling law required organizations that conducted charitable gambling to have a state license by Mar. 1);

- requires that organizations comply with all other Charitable Control Gambling Board rules or with the local ordinance;

Upon local approval means: effective upon compliance with **Minnesota Statutes**, section 645.021

• delays effective date for state licensing of distributors from Mar. 1 until June 1;
• reassigns taxes from charitable gambling profits from the state arts high school to the state general fund.
Enactment: Mar. 4, 1985
Effective: day after enactment

Claims against the state

HF1458*—Valan, DenOuden, Kalis
SF165—Dahl, Willet, Ramstad, Lantry

Chapter 287:

• provides for payment of various claims against the state.
Enactment: May 31, 1985
Effective: day after enactment

Horseracing— county fair racing days

HF227*—Minne, Elioff, Brown, Frerichs, Redalen
SF239—Dicklich, Nelson

Chapter 208:

• authorizes the Minnesota Racing Commission to assign up to 10 racing days at county fairs and up to 10 additional racing days immediately before or after the county fairs.
Enactment: May 23, 1985
Effective: day after enactment

Horseracing— medication/medical testing

HF755*—Carlson, D., McDonald, Minne, Osthoff, Redalen
SF678—Purfeerst, Darrel Peterson, Isackson, Doug Johnson, Frank

Chapter 211:

• authorizes the racing commission until Dec. 31, 1987, to adopt certain medication rules to allow the use of:
-topical external applications that don't contain anesthetics or steroids;
-food additives;
-Furosemide or other pulmonary hemostatic agents, under the visual supervision of the veterinarian or assistant veterinarian the commission employs;
-nonsteroidal anti-inflammatory drugs, if the test sample doesn't contain more than 3 micrograms of the substance or metabolites thereof per milliliter of blood plasma;

• gives the commission emergency rulemaking authority;
• provides that the emergency rules expire on Nov. 15, 1985 and requires the commission to publish permanent rules by Oct. 1, 1985;
• authorizes the attorney general to prosecute the following felonies: off-track bets; influencing races; tampering with horses; altered tickets; and illegal bets allegedly accepted on the premises of a licensed racetrack;
• authorizes the legislative auditor to audit or contract for an audit of the books and accounts of the racing commission.
Enactment: May 23, 1985
Effective: various dates

Liquor regulation/ charitable gambling

• (See Drugs/Alcohol)

Landscape contractors—payment

• (See Transportation)

Minnesota Statutes— copies to libraries

• (See Legal/Judiciary)

Petroleum product standards

HF730*—Tjornhom, Frederick, Stanius, Himle, Ogren
SF493—Jude, Wegscheid

Chapter 71:

• sets new standards for fuel oil, diesel fuel, and kerosene according to standards of the American Society for Testing and Materials relating to: flash points, pour points, distillation, specific gravity, and copper corrosion;
• prohibits the sale of these petroleum products if they don't conform with the standards.
Effective: Aug. 1, 1985

Regulation of firearms

HF576*—Begich, Valento, Neuenschwander, Sviggum, Battaglia
SF868—Lessard, Moe, R., Peterson, C., Bernhagen, Dahl

Chapter 144:

• preempts all authority of political subdivisions of the state to regulate firearms, ammunition, or components except that a political subdivision may regulate the discharge of firearms and the governmental unit may adopt regulations identical to state law;

• removes provisions in state law allowing cities of the first class to have more restrictive regulations on the transferring, carrying, or possessing of pistols and on "Saturday Night Specials".
Effective: Aug. 1, 1985

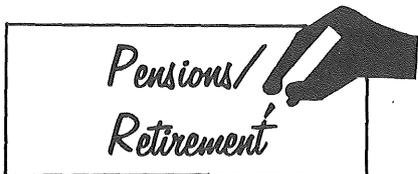
Veterinarians— foreign graduates practice

HF533*—Rose, Kalis, Knuth, Himle, Carlson, D.
SF341—Wegscheid, DeCramer, Isackson, Frederickson, Purfeerst

Chapter 228:

• allows graduates of foreign veterinary schools to apply for licensing to practice in Minnesota if they have a degree of doctor of veterinary medicine or equivalent degree from an accredited or approved college of veterinary medicine or an ECFVG certificate, which is a certificate that the American Veterinary Medical Association Education Commission for graduates of a foreign college of veterinary medicine issues, indicating that the holder has demonstrated knowledge and skill equivalent to that which a graduate of an accredited or approved college of veterinary medicine possesses;
• defines "accredited or approved college of veterinary medicine" as a university or college that offers the degree of doctor of veterinary medicine or its equivalent that conforms to the standards the American Veterinary Medical Association requires for accreditation;
• expands the authority of the Board of Veterinary Medicine to revoke or suspend licenses on the basis of unprofessional conduct as defined in the board's rules;
• does not prohibit a graduate of a foreign college of veterinary medicine from working under the direct personal instruction, control, or supervision of a licensed veterinarian to complete the requirements necessary to obtain an ECFVG certificate;
• repeals section in law relating to filing a license with the clerk of District Court.

Effective: Aug. 1, 1985



Retirement—local plans

HF98*—Knickerbocker, Simoneau, Gutknecht, Sviggum, Dempsey
SF204—Moe, D., Renneke

Chapter 259:

- provides payment to the Pension Commission actuary for qualified services (required prerequisite work) prior to the June 30, 1985 actuarial valuations;
- authorizes Duluth Teachers Retirement Fund Association Board to amend articles of incorporation authorizing annual post retirement adjustments to its retirees or beneficiaries on the basis of years of service and years of retirement;
- provides for adjustment payments to come from 1 percent of fund assets if the fund earns at least 6 percent during the prior fiscal year;
- gives the Duluth teachers' board of trustees discretion to eliminate or reduce the adjustment in any fiscal year;
- establishes a minimum period during which a recipient must receive benefits or payments to be eligible for an adjustment;
- provides that the St. Paul Teachers Retirement Fund Board may make an adjustment from 1 percent of its assets if the fund's investment income during the preceding fiscal year was at least 6 percent of asset value at the end of that fiscal year;
- provides consideration of number of years retired in determining adjustments;
- removes the 30-year cap from number-of-years-of-service credit the Minneapolis Teachers' Retirement Fund Association uses to compute benefits for Minneapolis teachers;
- provides legislative confirmation of Mar. 26, 1985 Faribault City Council action that rescinded the adoption of a 1980 resolution to retain local relief associations; (the action allows salaried firefighters and police officers the city hired before Oct. 23,

1984 to remain members of the Faribault firefighters or police relief associations, and those the city hired on or after that date to be Public Employees Retirement Association members);

- entitles city of Faribault to payment of amortization state aid;
- provides for lump-sum payments of \$18 in 1985, and \$19 in 1986, for each full year of allowable service credit, to public employees who retired prior to 1973;
- provides that the pre-'73 adjustment applies to the Public Employees Retirement Fund, Public Employees Police and Fire Fund, Teachers Retirement Fund, State Patrol Retirement Fund, State Employees Retirement Fund of the Minnesota statewide retirement system, and the Minneapolis Employees Retirement Fund; appropriates \$11,429,317.

Enactment: May 30, 1985

Effective: day after enactment for sections relating to actuarial services, Duluth Teachers Retirement Fund, Minneapolis and St. Paul teachers, and ratification of rescission by Faribault City Council; July 1, 1985 for remaining sections

Retirement—public plans

HF729*—Scheid, Knickerbocker, Clausnitzer, Nelson, K., Simoneau
SF861—Pogemiller, Donna
 Peterson, McQuaid, Olson, Luther

Chapter 261:

- allows University of Minnesota police officers to qualify for state aid local government units get to help pay costs for police officer pensions;
- provides that firefighters relief associations in cities of the first class may provide for participation of retired members in governing associations as each association deems appropriate;
- allows associations to amend bylaws to give retirees the right to vote, to serve on the board, and to pay dues;
- includes employees of county historical societies in the Public Employees Retirement Association;
- allows certain former municipal judges to get a deferred early retirement annuity, despite the law in effect on the date they terminated public service;
- provides municipalities previously qualifying for amortization state aid

will continue to get the aid after the local police or salaried firefighters' relief association consolidates with the Public Employees Police and Fire Fund;

- allows local police and salaried firefighters relief associations to amend bylaws and articles of incorporation to include retirees on the board;
- allows police and firefighters, disabled before Mar. 24, 1982, service credit for time on disability if they're able to return to active service;
- clarifies the calculation of service pensions and ancillary benefits for volunteer firefighters;
- provides for transfer of service credits for a volunteer firefighter who was a member of a volunteer fire department that disbanded and who serves as a firefighter with a new district fire department;
- clarifies that no persons Hennepin County hires, rehires, or reinstates as employees in the classified or unclassified service, on or after Apr. 14, 1982, will be eligible for Hennepin County Supplemental Retirement Program coverage;
- provides an increased redemption benefit option for plan participants;
- allows withdrawal from the plan for an "unforeseeable emergency";
- increases current Thief River Falls Trust Fund surviving spouse benefit from \$250 per month to \$300;
- provides that future surviving spouse benefit increases be in proportion to the increases active employees get but not more than 3.5 percent per year or \$600 per month;
- changes current law so the pension of a retiree from the Virginia Police Relief Association won't decrease if the position's salary decreased;
- doubles supplemental benefits to Virginia police retirees from \$50 to \$100 a month and to survivors from \$25 to \$50 per month;
- changes Buhl Police Relief Association's benefit-computing methods;
- provides increases for recipients (retired police officers, firefighters and surviving spouses) of the Eveleth Police and Firefighters Trust;

- authorizes New Ulm Police Relief Association to pay retired members an \$80-a-month supplemental benefit from date of benefit eligibility until age 65;
- provides for refunds of accumulated employee and employer contributions or a deferred annuity to Public Employees Retirement Association members who were Stevens County Medical Hospital employees or employees of the city of St. Paul assigned to the Model Cities Health Center Project when a private corporation or organization took over the hospital or health center project;
- extends the deadline for the refund of contributions or payment of a deferred annuity to Owatonna City Hospital employees until July 1, 1985;
- consolidates active employees and retirees of the Moorhead Police and Firefighters Relief Associations into PERA Police and Fire Fund; transfers assets;
- provides for faster vesting of St. Louis Park Firefighters Relief Association members and updates association's special laws to reflect 1980 changes;
- authorizes Albert Lea police and firefighters relief associations to amend bylaws to provide reinstatement of benefits to a surviving spouse who remarried following termination of that marriage;
- updates Edina Volunteer Firefighters Relief Association laws on survivors and funeral benefits; provides general law provisions under volunteer firefighters' retirement law apply to Edina firefighters.

Enactment: May 30, 1985

Effective: various dates



Resolutions

Acid rain

HF1263—Rose, Munger, Bennett, Skoglund, Redalen
SF1231*—Willet, Merriam, Davis, Novak, Wegscheid

Resolution 2:

- memorializes the President and Congress of the United States to take immediate steps to reduce acid rain deposition.

Hogs—fair trade regulations

HF1093*—Wenzel, McDonald, Krueger, Waltman, Richter
SF1024—Bertram, DeCramer, Stumpf

Resolution 4:

- memorializes the President and the U.S. secretary of agriculture to require the government of Canada to comply with the fair trade regulations on hogs, or impose quotas and strict tariffs on Canadian swine imports.

Milk requirements

HF1388*—Richter, McDonald
no companion

Resolution 5:

- memorializes the President, Congress, and the U.S. secretary of agriculture to require minimum levels of solids-not-fat in fluid milk markets for direct human consumption;
- initially, the standard should require no less than 8.8 percent solids-not-fat with the understanding that in future years the minimum standard would increase.

Missing in action

HF89—Dimler, Fjoslien, Osthoff, Anderson, G., Richter
SF90*—Laidig, Lessard, Isackson, Chmielewski, Ramstad

Resolution 1:

- memorializes Congress and the Socialist Republic of Vietnam to take all possible actions to determine the fate of Americans missing in action (MIAs) in Southeast Asia; joins with the families of those who are missing in the hope that their long wait will soon be over.

Sister state—

County of Kronoberg, Sweden

HF886*—Jennings, L., Peterson, Nelson, D., Carlson, D., Johnson

SF1057—Peterson R., Benson, Doug Johnson, Peterson, C., Olson

Resolution 3:

- memorializes the governments of the United States and Sweden that the State of Minnesota adopts the County of Kronoberg as a sister state.



Taxes

Corporations—

income tax changes

HF779*—McKasy, Jacobs, Tjornhom, Shaver, Tomlinson
SF822—Reichgott, Pogemiller, Berg, Novak

Chapter 229:

- makes changes in income tax provisions relating to corporations;
- clarifies in existing law that insurance companies are exempt from corporate income tax;
- allows the commissioner of revenue to prescribe by rule that corporations may file a combined report on 1 return;
- clarifies in existing law that an amended corporate return claiming a refund does constitute a refund claim and does trigger the abilities of the taxpayer to sue in court;
- extends the time for corporations to file their returns from 6 months after the due date to 7 months after the date.

Enactment: May 24, 1985

Effective: various dates

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**Dept. of Revenue—
property, special taxes**

HF556—Dempsey, Minne,
Scheid, Marsh, Carlson, J.
SF472*—Doug Johnson, Dicklich

Chapter 300:

- relates to property taxes, special taxes, or state-paid credits and aids;
- allows the commissioner of revenue to refuse to hear property tax appeals within the jurisdiction of the small claims division of the Tax Court;
- modifies procedures relating to airline company appeals;
- requires apportionment of levies in specific situations, e.g., the levy for the metropolitan mosquito control district, metropolitan council, metropolitan transit district, and metropolitan transit area;
- clarifies the calculation of property tax credits and modifies provisions relating to the payment of property taxes;
- clarifies the tax treatment of pipelines transporting crude oil;
- provides for the recording of state deeds and modifies the deed stamp tax procedure;
- clarifies the computation of gross earnings tax for taconite railroads;
- clarifies labor credit procedures;
- modifies the taconite production tax distribution;
- reduces occupation and royalty tax rates for ore;
- clarifies process of taconite aid guaranty phase out;
- requires payment of current taxes before conveyance of registered land;
- allows for memorializing of state deeds on certificates of title;
- clarifies cancellation of contract deed provisions.

Enactment: June 5, 1985

Effective: various dates

**IDB authority—
1984 allocation**

HF336*—Pauly, Scheid, Dempsey,
Blatz
SF358—Pogemiller, Stumpf

Chapter 1:

- requires the Department of Energy and Economic Development to allocate 1984 industrial development authority bonds (IDBs) to local units of government for certain wastewater projects that qualify for carryforward treatment and the Higher Education Coordinating Board (HECB) for student loans.

Enactment: Feb. 21, 1985

Effective: day after enactment

**Income tax, property tax—
administration changes****

HF1045*—McKasy, Tomlinson,
Schreiber, Kvam, Scheid
SF1104—Reichgott, Doug Johnson,
Merriam

Chapter 210:

- makes administrative and technical changes to income tax and property tax refund provisions, some of which relate to:
 - taxability of corporate bond interest,
 - audit procedures,
 - interest on underpayment of estimated tax,
 - foreign tax credit relating to federal tax deduction (correction to previous law),
 - statute of limitations for claim of refund, and
 - verification of withholding exemptions;
- changes responsibilities for withholding taxes from jockeys' wages from the racetrack to the person who directly pays the jockey, effective after Apr. 1, 1988;
- changes circuit breaker program relating to rent-reduction programs.

Enactment: May 23, 1985

Effective: various dates

**For effective date changes, see Special Session, Taxes, Chapter 14, page 99

**Income taxes—penalty
for failure to file**

HF1405—Halberg
SF1357*—Reichgott, Pogemiller

Chapter 238:

- provides certain penalties for failure to file a complete income tax return pursuant to court order;
- allows the court to assess a \$50 penalty for each day the contempt of court continues;

- allows the court to grant the commissioner costs and attorney's fees without the current showing of an actual loss or injury prejudicial to the right of the other party.

Enactment: May 24, 1985

Effective: day after enactment

**Mortgage subsidy bonds—
tax-free interest**

HF2—Pauly, Begich,
Himle, Tjornhom, Knuth
SF100*—Novak, Doug Johnson

Chapter 2:

- exempts from state income tax the earned interest on mortgage subsidy bonds that finance low-interest loans to first-time homebuyers.

Effective: for obligations issued after Dec. 31, 1983

**Moving mobile homes—
removes permit restriction**

HF1457—Blatz, Kvam,
Marsh, Osthoff, Quinn
SF1458*—Novak, Stumpf,
Vega, Sieloff

Chapter 132:

- relates to the issuance of permits to move oversize and overweight vehicles on state highways;
- deletes the requirement for people seeking to move over-width, over-length manufactured homes to present a statement that they've paid all personal and real property taxes.

Effective: Aug. 1, 1985

**New Ulm—
special service districts**

- (See Local Bills—Cities/Towns)

**Sales/motor vehicle
excise tax—changes**

HF1000—Tjornhom,
Tomlinson, Schreiber
SF1329*—Merriam, Peterson, C.,
Doug Johnson, Novak

Chapter 83:

- makes various changes in the sales and excise tax laws;

- adopts into law the "ponderous machinery test" in determining whether the state sales tax applies to an entire sales contract when an industry modernizes, expands, or builds manufacturing plants in Minnesota;

- The "ponderous machinery test" says when machinery is attached to real property, the contract is an improvement to real property, a construction contract for sales tax purposes which has the following effect:
 - only materials, supplies, and equipment industry uses in completing the contract are subject to the sales tax,

- labor is not taxable,
- machinery built into the structure for manufacturing and processing will, as machinery, retain its status as personal property for property assessment (section 1);

- provides that persons who rent space for convention exhibits are responsible for assuring that exhibitors have sales tax permits (section 2);

- removes conflicting language in the area of food and allows a sales tax exemption for cleaning materials used in agricultural processing consistent with current interpretation and policy (section 3);

- provides a sales tax exemption for mailing and reply envelopes and cards where the exclusive use is for advertising and promoting materials going out of the state (section 3);

- provides penalties and audit authority consistent with tax law in the area of motor vehicle excise tax (sections 4 and 5);

- repeals refund provision for exempt agricultural electricity (section 6).

Enactment: May 8, 1985

Effective: day after enactment (sections 1 to 3); July 1, 1985 (sections 4 and 5); effective for sales tax paid on electricity billed on or after Jan. 1, 1987 (section 6).

Saturn proposal

- (See Commerce/Consumer Affairs)

South St. Paul—sewer tax increments

- (See Local Bills—Cities/Towns)

Tax compliance—changes SF450*—Jude, Peterson, C. no companion

Chapter 101:

- allows the Department of Revenue to contract with revenue departments of other states on a contingency fund fee basis to collect delinquent taxes that residents in those states owe Minnesota;

- amends the statute of limitations in the vendor set off statute which allows the state to collect delinquent taxes from funds the state or its agencies owe the taxpayer; increases the statute of limitations from 5 to 10 years after the state assesses the tax;

- amends the Department of Revenue's statute of limitations for bringing a lawsuit for failure of taxpayers to pay their taxes so the Department has from 5 years from the date of assessment of the tax rather than 5 years from the date the original tax was due;

- provides for a suspension of the statute of limitations during bankruptcy proceedings;

- allows state tax liens to effectively compete in priority with federal tax liens;

- clarifies that a taxpayer's homestead is exempt from a state tax lien to the same extent that a judgment debtor's homestead is exempt from execution under Minnesota judgment law;

- provides for a suspension of the statute of limitations for assessing or collecting petroleum taxes while a taxpayer is in bankruptcy and changes the collection period for petroleum taxes from 6 to 5 years;

Enactment: May 10, 1985

Effective: day after enactment except for certain provisions

U of M—debt collection from income tax refunds

HF1057—Greenfield, Carlson, L., Schreiber, Rose, Skoglund
SF1088*—Donna Peterson, Pogemiller

Chapter 235:

- includes the University of Minne-

sota in the definition of "claimant agency" under the Revenue Recapture Act. The purpose of the act is to collect debts that individuals owe to state government or to certain local governments. The act applies any income tax refund or property tax refund to specified outstanding debts that an individual owes the government. The debts individuals owe to the U of M would include, among other things, student loans and hospital bills.

Effective: for refunds payable after July 31, 1985



Compressed natural gas—annual user permits

HF323—McKasy, Carlson, D., Tomlinson, Frerichs, Kelly
SF352*—Freeman, Purfeerst, Anderson, Sieloff, Novak

Chapter 128:

- requires owners of vehicles that run on compressed natural gas to get an annual compressed natural gas user permit for each such vehicle from the Department of Public Safety (DPS);

- defines an "annual compressed natural gas user permit" as a permit DPS issues annually to owners of motor vehicles that use compressed natural gas for a fee in lieu of the gasoline excise tax;

- provides that the valid permit period must coincide with the vehicle registration period, and requires people to get this permit within 30 days of becoming a compressed natural gas user;

- bases fees on each vehicle's mileage in the preceding year;

- requires that the maximum fee in all gross vehicle weight classes must not be more than the fee for 22,000 actual miles driven (if no cumulative mileage figures are available for the preceding year, the DPS shall base the fee on 15,000 driven miles);
 - requires DPS to calculate the permit fee on the number of unexpired months remaining in the registration year of the vehicle from the date of the occurrence of the event requiring the permit;
 - requires display of the permit on the lower left corner of the vehicle's windshield, and requires the permit to have a space to enter the vehicle's license number, year for which DPS issued the permit, and the expiration date;
 - makes permits nontransferable; allows credit for unexpired months upon transfer of the vehicle's ownership but not within the same month the owner acquired the vehicle;
 - requires any person who converts a vehicle to natural gas to report it to DPS within 30 days;
 - provides that there is no additional tax on the purchase of compressed natural gas as a fuel for motor vehicles displaying a valid annual permit;
 - requires DPS to credit all fees the department collects to the highway user tax distribution fund;
 - provides that any person who gives false information, including false odometer readings, or otherwise violates this statute is guilty of a misdemeanor;
 - requires commissioner of public safety in cooperation with the commissioners of revenue, transportation, and the director of the Department of Public Service to report to the Legislature by Oct. 1, 1988.
- Effective:** Oct. 1, 1985

Dept. of Public Safety omnibus bill

HF1128—Carlson, D.
SF930*—Purfeerst, Schmitz, Mehrkens

Chapter 291:

- deletes three-wheel off-road vehicles from the definition of motor vehicle in the vehicle registration law;
- changes definition of "vans" and "pickup trucks" in the vehicle registration law to mean a vehicle with a manufacturer's nominal rated carrying capacity of 3/4 ton or less (formerly 2,000 pounds or less);
- establishes certification procedures for the license plates of unmarked vehicles that law enforcement agencies use;
- prescribes fees and registration periods for tax-exempt vehicles;
- prohibits semi-trailers from taxation as motor vehicles using public streets and highways;
- requires display of a number plate on semi-trailers for identification purposes only;
- repeals the tax schedule for urban trucks and the provision governing duplicate plates for classic motorcycles;
- removes obsolete language relating to tax on farm trucks, trucks, tractors, semi-trailers combinations, and self-propelled recreational vehicles;
- increases by \$5 the base rate tax on trucks and combinations over 33,000 pounds;
- raises the fee for a motor vehicle dealer's license from \$76 to \$100;
- removes language for duplicate plates for tax-exempt vehicles;
- sets a \$10 fee for persons paying vehicle tax in installments, and provides that a taxpayer may avoid the fee by posting security for the tax due;
- specifies location for license plate tabs;
- increases to 26,000 pounds the gross weight of trucks that permit the operator to hold a class "C" driver's license;
- requires court clerks to forward driver license applications and fees to the Department of Transportation within 72 hours of the final day of any established reporting period;

- changes the reference to "criminal negligence" to "criminal vehicular operation" in the driver's license revocation law;
- expands the definition of "misdemeanor" for purpose of driver's license revocation to correspond with the definition in the traffic code;
- authorizes prima facie evidentiary status for certified department driver records;
- authorizes the commissioner of public safety in consultation with the commissioner of education to establish school bus driver qualification rules;
- authorizes access to private vehicle tax information in connection with state or federal tax proceedings or upon request of the person whose name is on the purchaser's certificate;
- imposes a \$20 fee for reinstatement of a suspended drivers license;
- appropriates \$200,000 to the commissioner of public safety to establish and equip a decentralized animated audio-visual traffic accident reconstruction system;
- requires the House and Senate transportation committees to study and report to the Legislature by Jan. 1, 1986, on which state agency should enforce laws relating to motor carriers and transportation of hazardous materials;
- requires the report to include proposed legislation necessary to carry out the recommendations.

Effective: Aug. 1, 1985

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**Dept. of Transportation—
housekeeping bill**

HF1155—Johnson,
Carlson, D., Lieder
SF43*—Langseth, DeCramer

Chapter 299:

- establishes conflict of interest requirements for court-appointed commissioners in condemnation cases;
- allows the Department of Transportation (Mn/DOT) to relocate historic buildings and structures;
- prohibits Mn/DOT and local authorities from issuing goods and services contracts to persons courts have convicted of contract crimes;
- requires one-year debarment for such persons (debarment applies to violations committed after June 30, 1985);
- repeals the 24-foot restriction on county state-aid money needs (effective Jan. 1, 1988);
- lowers the population requirement for classification of an urban county from 200,000 to 175,000 for purposes of determining the mill-rate deduction from money needs;
- provides for county state-aid apportionment in calendar years 1986 and 1987;
- modifies penalties for certain seasonal weight violations;
- requires each highway division to submit to the commissioner of transportation a priority list of market artery highways that need upgrading;
- allows the commissioner of transportation to issue permits for wide loads of baled agricultural products and prescribes days and times during which these vehicles may operate;
- establishes a good faith exception to gross weight penalties for shippers;

• exempts persons who weigh raw and unfinished farm products transported in a single unit vehicle with not more than 3 axles or by a trailer pulled by a farm tractor from weight recordkeeping requirements;

• redefines "courier service carriers" to provide that measurement of the capacity of their vehicles will be by gross vehicle weight rather than rated capacity;

• deletes the requirement that farm trucks within a 25-mile radius of the home farm must have the owner's name and address on the cab;

• exempts farm vehicles of up to 4 axles from the vehicle identification rule;

• exempts farm vehicles from Mn/DOT's hours-of-service rules;

• exempts farmers transporting fuel or farm chemicals from certain hazardous material shipping regulations;

• allows Mn/DOT to grant variances from vehicle specifications for vehicles manufactured between 1950 and 1975;

• allows Mn/DOT to issue annual cab cards to courier service carriers;

• changes "schedules" to "tariffs" in the rate-filing law for permit carriers;

• provides for reinstatement of cancelled permits if a carrier has insurance coverage;

• exempts modular home movers from the building movers license law;

• creates a new state-surveying coordinate system;

• allows the commissioner of transportation to issue a special permit to test certain 3-vehicle combinations until July 31, 1986;

• allows Mn/DOT to build and operate certain parking facilities for interstate highway I-394;

• removes and modifies some restrictions on the expenditure of proceeds from state transportation bonds that finance local bridges;

• requires the House and Senate transportation committees to study and report to the Legislature by Jan. 15, 1986, on the size and weight of vehicles and combination vehicles on streets and highways in the state.

Enactment: June 5, 1985

Effective: various dates

**Drainage proceedings—
road construction**

HF1170—Hartle, Lieder, Uphus,
Johnson, Kalis
SF1087*—Frederick

Chapter 102:

• authorizes the drainage authority to order the construction of a private road instead of a bridge or culvert, if the authority finds that constructing a road would be more practical or cost-effective;

• requires construction of roads in a manner suitable for farm vehicles and allows for the right-of-way to be no wider than 33 feet;

• requires construction and maintenance of roads to be the same as for bridges or culverts;

• gives the drainage authority jurisdiction over the land for the private road and provides that the road is part of the drainage system.

Effective: Aug. 1, 1985

George Mann Memorial Highway

HF221*—Kalis, Carlson, D.,
Frederickson, Munger, Forsythe
no companion

Chapter 35:

• designates Trunk Highway 60 from Mankato to Worthington as the "George Mann Memorial Highway";

• requires the commissioner to adopt a suitable marking design to mark this highway and erect appropriate signs.

Enactment: Apr. 29, 1985

Effective: day after enactment

**Highway projects—relocation
assistance for residents**

- (See Governmental Operations)

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**Land conveyance
for historical purposes**

HF1113*—Pappas,
Neuenschwander
SF795—Lessard, Chmielewski

Chapter 120:

- allows the commissioner of transportation to convey certain state-owned land to the Minnesota Historical Society, at no cost, for historical preservation purposes;
- provides that the lands are specifically related to and border the properties of the James J. Hill House in Ramsey County and the Grand Mound in Koochiching County.

Effective: Aug. 1, 1985

Landscape contractors—payment

HF863*—Schreiber, Anderson, G.,
Frerichs, Ozment, Knuth
SF833—Jude

Chapter 76:

- requires the commissioner of transportation to pay a landscape contractor 100 percent of the value of the contract upon completion of the work;
- allows the commissioner to require landscape contractors to post a bond for not more than 125 percent of the contract value, on the condition that the work complies with contract terms for a year beyond the completion date.

Effective: Aug. 1, 1985

Minimum-maintenance roads

HF723—Johnson, Lieder, Jennings,
L., Anderson, G., Carlson, D.
SF675*—Schmitz, Adkins,
Purfeerst, Kronebusch, Bernhagen

Chapter 215:

- allows road authorities (other than the commissioner of transportation) to designate, by resolution, certain

roads and road segments under their jurisdiction that get use only occasionally or intermittently for passenger and commercial travel, as minimum-maintenance roads;

- requires posting of signs at entry points and at regular intervals along minimum-maintenance roads warning the public that they travel on the roads at their own risk (signs must conform to the commissioner's manual of uniform traffic control devices);

- requires road authorities to notify adjoining jurisdictions of minimum-maintenance road designations;

- prohibits authorities from designating trunk highways as minimum-maintenance roads, and any other roads that, if designated, will reduce federal-state aid;

- prohibits road authorities from acquiring additional right-of-way or easement by eminent domain without the consent of the landowner to construct or designate a minimum-maintenance road, except where necessary for drainage or public safety;

- allows road authorities to maintain minimum-maintenance roads at a level less than minimum-maintenance standards for state-aid highways, roads and streets, but at a level to serve the occasional or intermittent traffic;

- provides that road authorities, officers, and employees are immune from liability for any tort claim for injury to person or property arising from travel on a designated minimum-maintenance road in their jurisdiction that has proper signing.

Effective: Aug. 1, 1985

**Motor vehicle dealers—
licensing/sales**

HF593—Dempsey, Johnson,
Krueger, Ozment, Anderson, G.
SF547*—DeCramer, Purfeerst,
Bernhagen, Mehrkens, Novak

Chapter 186:

- exempts from certain franchise requirements dealers who remodel or convert motor vehicles for medical purposes;

- prohibits the issuance of a motor vehicle dealer license to a person convicted of certain crimes within the previous 5 years;

- authorizes immediate revocation or suspension of a dealer's license upon conviction of certain crimes relating to prohibited trade practices, e.g., tampering or adjusting motor vehicle odometers and other federal regulations;

- removes an exception that allowed a dealer to register a vehicle without a certificate of title.

Enactment: May 23, 1985

Effective: day after enactment

Motorist—

unregistered vehicles

HF454*—McKasy, Halberg,
Blatz, Carlson D., Vanasek
SF657—Dieterich, Peterson, R.,
Sieloff

Chapter 64:

- prohibits charging any person with operating an unregistered vehicle because of failure to renew registration, if the accused person:

- produces a statement from the motor vehicle registrar of the registrar's failure to notify the person of the annual vehicle registration renewal,

- renews the registration and pays the tax and fees within 10 days of the citation;

- requires the registrar who fails to mail a renewal notice to a registered motor vehicle owner (who has paid all past due taxes and fees) at least 30 days before the registration expires, to give a written statement of that fact upon the owner's request, at no charge;

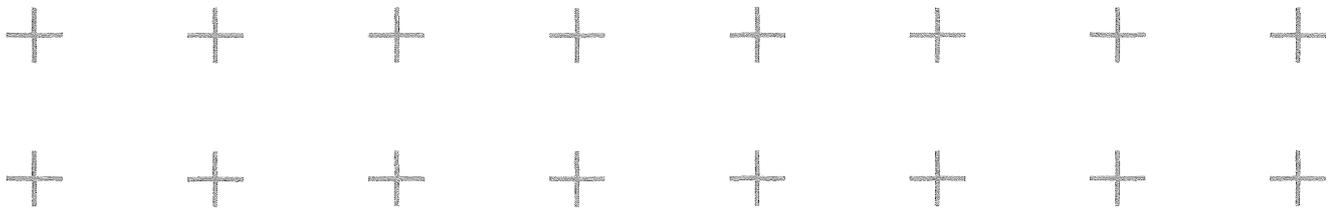
- requires the registrar to keep records of mailed renewal notices.

Enactment: May 6, 1985

Effective: day after enactment

**Moving mobile homes—
removes permit restrictions**

- (See Taxes)



Roadside mowing—restrictions

HF409—Rose, Peterson, Welle, Schoenfeld, Carlson, D.
SF219*—Davis, Willet, Merriam, Novak

Chapter 127:

- restricts road authorities' mowing of rights-of-way along highways outside of cities;
- allows mowing the first 8 feet away from the road, surface, or shoulder on any highway at any time and mowing an entire right-of-way after July 31;
- allows mowing entire right-of-way from Aug. 31 to the following July 31 for safety reasons, but not to a height of less than 12 inches;
- allows mowing a right-of-way as necessary to maintain sight distance for safety, and at other times under rules of the commissioner of transportation, or by resolution of a local road authority.

Enactment: May 17, 1985

Effective: day after enactment

School bus—overhead rack/“MN” serial on bus body**

HF633*—Valan, Poppenhagen, Dyke, Boerboom, McPherson
SF622—Dean Johnson, Jude, Anderson

Chapter 280:

- allows type I and II school buses (all vehicles used as school buses except autos, station wagons, and other vehicles which carry 9 or fewer passengers) to have padded, permanent overhead book racks that don't extend over the center aisle of the bus;

- requires school buses manufactured after Jan. 1, 1986 and used in Minnesota to have the designation “MN” in the bus body identification number;
- provides that the “MN” designation certifies that the bus body meets minimum required standards;
- prohibits, after July 1, 1985, the use of school buses manufactured before Jan. 2, 1986 and not bearing a current inspection sticker, unless the manufacturer recertifies that it meets minimum standards;
- provides a temporary definition of school bus so that a vehicle designed to carry fewer than 16 passengers and that doesn't drop off or pick up passengers from a highway right-of-way is not included in the definition of a school bus; repeals this section Sept. 1, 1986.

Enactment: May 31, 1985

Effective: day after enactment

****For change, see Special Session, Education, Chapter 12, page 91**

“Star City” signs on interstate highways

HF586—McEachern, Brinkman, Kiffmeyer, Neuenschwander, Rees
SF635*—Adkins

Chapter 25:

- allows a lesser populated city to have one “star city” sign at each approach to the city, within the right-of-way of an interstate highway or other highway passing through the city upon payment of a fee to the Minnesota Department of Transportation (Mn/DOT);
- allows these cities that have an official sign in an area next to an approach of an interstate highway passing through or near the city, to replace that sign with a “star city” sign upon payment of a fee to Mn/DOT;
- directs Mn/DOT to make signs in compliance with federal and state highway sign standards, and similar to those “star city” signs approved for display on state highways.

Effective: Aug. 1, 1985

Traffic at unmarked T-intersections

HF1180—Lieder, Johnson, Valan, Krueger, Kalis
SF19*—Wegscheid

Chapter 249:

- requires a driver who approaches an uncontrolled T-shaped intersection where a turn is necessary, to yield to the cross traffic.

Effective: Aug. 1, 1985

Transit operators/providers—crimes against

- (See Crime/Corrections)

Tree removal—highway right-of-way

HF327*—Jennings, L., Carlson, D., Johnson, Lieder, Anderson, G.
SF646—Chmielewski

Chapter 20:

- defines a “tree,” for purposes of removal from a highway right-of-way, as a tree or woody perennial shrub or vine which is at least 6 inches in diameter at a point 2 feet from the ground, and a “hedge” as any planted and maintained hedge within the right-of-way.

Enactment: Apr. 16, 1985

Effective: day after enactment

Van-type motor homes—regulation

HF256*—Bennett, Dempsey, Ozment, Welle, Krueger
SF406—Schmitz, DeCramer, Bernhagen, Mehrkens, Novak

Chapter 63:

- removes “converted vans” from the definition of recreational equipment for registration and taxation purposes;

- sets minimum requirements for the life-support systems, e.g., cooking facility, refrigerator, and toilet, that a motor home must have to qualify as recreational equipment that provides temporary living quarters;
- classifies motor homes as:
Type A - a raw chassis with a built-on body,
Type B - a van-type vehicle the final-stage manufacturer has completed or altered and certified as a motor home,
Type C - an incomplete vehicle with a permanently attached body designed for temporary living quarters;
- defines "first-stage manufacturer" as a person or company that manufactures, assembles, and sells new motor vehicles for resale in the state, and "final-stage manufacturer" as a person or company that performs manufacturing operations on an incomplete motor vehicle or van-type motor vehicle so that it becomes a Type A, B, or C motor home;
- provides that the modification or conversion of a new van-type vehicle into a multipurpose passenger vehicle which is not a motor home doesn't constitute dealing in new or unused motor vehicle bodies;
- requires persons or firms that sell these van-type vehicles to have a franchise with the appropriate manufacturer;
- allows van converters or modifiers to sell vehicles they own at wholesale to motor vehicle dealers having a franchise with the first-stage manufacturer;
- allows licensed new motor vehicle dealers to have a franchise with a first-stage manufacturer or distributor of new motor vehicles bought from a van converter or modifier, or with a final-stage manufacturer of motor homes.

Enactment: May 6, 1985

Effective: day after enactment



Veterans/Military

Adjutant general— additional assistant

HF316*—Thorson, Fjoslien,

Dimler, Quinn, Osthoff

SF495—DeCramer, Schmitz,
Storm, Bertram, Lessard

Chapter 36:

- increases the number of assistant adjutant generals (Army National Guard) from 1 to 2.

Enactment: April 29, 1985

Effective: day after enactment

Armed Forces— spouse's driver's license

HF835*—Miller, Ozment

SF1155—Kamrath, Bertram,
Gustafson, Jude

Chapter 145:

- allows the spouse of someone on active duty in the Armed Forces additional time to renew a Minnesota driver's license;
- provides that the spouse must renew the license within 90 days after he/she returns to Minnesota and resides in the state, but must renew the license at the time it expires if residing in the state at that time.

Effective: Aug. 1, 1985

Big Island Veterans Camp— board of governors

HF1033—Kostohryz,

Olsen, S., Riveness, Nelson, D.

SF954*—Jude, Lessard, Olson,
DeCramer, Schmitz

Chapter 152:

- reestablishes the Big Island Veterans Camp board of governors to supervise and manage the camp; a rest camp for disabled veterans;
- provides for a board of 9 members, from various veterans' organizations;
- requires the board to make the camp available to veterans using the following priorities:
 - qualified disabled veterans and their dependents,
 - qualified veterans, their dependents, and widows of qualified veterans who were campers prior to the deed transfer,
 - qualified veterans, their dependents, and
 - widows of qualified veterans;

- requires that the board operate the camp as a family camp for the rest and relaxation of veterans and their dependents;
- provides that the board is not a state agency;
- allows a majority of the board to dispose of the camp or a portion of the camp at market value if in the best interests of Minnesota veterans;
- provides that the proceeds would go into an irrevocable trust for the initiation or maintenance of veterans' programs;
- provides that the state transfer the title to the camp to the board of governors.

Enactment: May 20, 1985

Effective: day after enactment

Local—memorial highway, spec'l districts, port authorities

- (See Local Bills—Cities/Towns)

Veterans of foreign wars—memorial

HF177—Valento, Stanius,

Elioff, Osthoff, Pauly

SF247*—McQuaid, Laidig,
Kronebusch, Schmitz, Lessard

Chapter 17:

- establishes a memorial in the Court of Honor on the Capitol grounds to honor Minnesota Veterans of the Civil War, Spanish-American War, World War I, World War II, and the Korean conflict.

Effective: Aug. 1, 1985

Veterans Service Building space

HF982*—Metzen, Fjoslien,

Cohen, Quinn, Dimler

SF1185—Adkins, Schmitz,
Berg, Lessard, Bertram

Chapter 78:

- provides space in the Veterans Service Building for congressionally chartered veterans' organizations and requires the commissioner of administration to honor requests for space from those organizations on a first-come, first-served basis until all available space is occupied.

Effective: Aug. 1, 1985

Special Session Numerical Lists

Bills the Governor Signed

CH	HF	SF	TOPIC
0001	0008*	0002	Banking
0002	0009*	0020	Environment/Natural Resources
0003	none	0004*	Health/Human Services
0004	none	0008*	Crime/Corrections
0005	none	0010*	Commerce/Consumer Affairs
0006	none	0015*	Employment/Labor
0007	0002*	0003	Pensions/Retirement
0008	0006*	0012	Environment/Natural Resources
0009	none	0019*	Appropriations
0010	none	0024*	Appropriations
0011	none	0017*	Appropriations
0012	0003*	0001	Education
0013	0016*	0018	Appropriations
0014	0010*	0022	Taxes
0015	0001*	0016	Appropriations
0016	0011	0025*	Legal/Judiciary
0017	0005*	0009	Governmental Operations
0118	none	0030*	Agriculture

Resolutions

Rs	HF	SF	TOPIC
Rs01	none	0013*	Resolutions
Rs02	0007*	none	Resolutions

Senate Files—Numerical Listing

SF	HF	CH	TOPIC
0001	0003*	0012	Education
0002	0008*	0001	Banking
0003	0002*	0007	Pensions/Retirement
0004*	none	0003	Health/Human Services
0008*	none	0004	Crime/Corrections
0009	0005*	0017	Governmental Operations
0010*	none	0005	Commerce/Consumer Affairs
0012	0006*	0008	Environment/Natural Resources
0013*	none	Rs01	Resolutions
0015*	none	0006	Employment/Labor
0016	0001*	0015	Appropriations
0017*	none	0011	Appropriations
0018	0016*	0013	Appropriations
0019*	none	0009	Appropriations
0020	0009*	0002	Environment/Natural Resources
0022	0010*	0014	Taxes
0024*	none	0010	Appropriations
0025*	0011	0016	Legal/Judiciary
0030*	none	0018	Agriculture
none	0007*	Rs02	Resolutions

House Files—Numerical Listing

HF	SF	CH	TOPIC
0001*	0016	0015	Appropriations
0002*	0003	0007	Pensions/Retirement
0003*	0001	0012	Education
0005*	0009	0017	Governmental Operations
0006*	0012	0008	Environment/Natural Resources
0007*	none	Rs02	Resolutions
0008*	0002	0001	Banking
0009*	0020	0002	Environment/Natural Resources
0010*	0022	0014	Taxes
0011	0025*	0016	Legal/Judiciary
0016*	0018	0013	Appropriations
none	0004*	0003	Health/Human Services
none	0008*	0004	Crime/Corrections
none	0010*	0005	Commerce/Consumer Affairs
none	0013*	Rs01	Resolutions
none	0015*	0006	Employment/Labor
none	0017*	0011	Appropriations
none	0019*	0009	Appropriations
none	0024*	0010	Appropriations
none	0030*	0018	Agriculture

Special Session Bills

Session Summary reports all bills that both the House and the Senate passed during the 1985 Special Session and their chapter numbers as they appear in *Laws of Minnesota 1985*.

Summaries of the spending bills are **general overviews**; they do not include all details. Dollar figures above one million are rounded off to the nearest one hundred thousandth; those below one million are exact figures. A small "m" means million. Where two dollar figures appear one after the other, the first is for fiscal year 1986; the second is for fiscal year 1987. "FY" means fiscal year.

If you would like a copy of a bill, call the Chief Clerk's Office, (612) 296-2314, and ask for a copy by Chapter number, or by the House file or Senate file number.

• restores a provision that Chapter 306, 1985 laws, deleted requiring a mandatory reduction in the redemption period after court postponement of a foreclosure sale;***

Enactment: July 5, 1985

Effective: retroactive to June 8, 1985 for sections with corrective amendments to Chapter 306, 1985 laws; day after enactment for section relating to time for a mortgagor to petition the court; Aug. 1, 1985 for remaining sections

**Changes Chapter 233; see Agriculture, page 13

***Changes Chapter 306; see Agriculture, page 15



**Mortgage foreclosure/
contract for deed termination
no companion
SF30***—Luther, DeCramer, Sieloff
Chapter 18:

- requires mortgage print on default notices to be in large type and easily distinguishable;
 - amends a section in chapter 233, 1985 laws, relating to security interests in farm products, by stating that the definition in the uniform commercial code apply to the section;**
 - clarifies that certain mortgages (such as one resulting from a marriage dissolution decree or one correcting a misdescription of property) are exempt from taxation;
 - repeals provisions of Chapter 306, 1985, laws, which limited to a single season the crops a farmer may list on a financial statement to pledge as collateral and which reduced from 5 to 2 years the length of time a crops financing statement is effective;***
 - makes more uniform the procedure for terminating a contract for the conveyance of real estate; provides that the contract will terminate unless the purchaser:
- complies with the conditions in default,

- makes all payments due and owing,
- pays costs of service,
- pays 2 percent of any amount in default, and
- pays attorneys' fees;
- alters the notice of termination of a contract for purchase of real estate to conform to the notice in default procedures;
- provides that earnest money contracts, purchase agreements, and exercised options that are subject to notice requirements may provide for a termination period of not less than 30 days;
- adds a penalty payment of 2 percent of the amount in default to the conditions necessary to meet to cure a default;
- allows the seller's attorney to receive service as an agent for the seller;
- amends a provision of Chapter 306, 1985 laws, which extended the coverage of the 1983 mortgage moratorium law to mortgages and contracts for deed made between May 24, 1983 and June 8, 1985; returns to prior law which excludes mortgages and contracts for deed made after May 24, 1983, from the mortgage moratorium law;***
- amends a provision of Chapter 306, 1985 laws, which allowed mortgagors to petition the District Court for postponement of the sale as soon as they received notice of the default; restores prior law which allows mortgagors to petition any time after the issuance of notice of foreclosure;***
- repeals provision of Chapter 306, 1985 laws, which prohibited the publishing of a new sale date until the expiration of the postponement period;***



**Agriculture,
Transportation,
& Semi-State
Omnibus Bill**

**no companion
SF24***—Langseth, Lantry,
Purfeerst, Schmitz, Mehrkens
Chapter 10
Total: \$989.0m; \$994.9m

**Department of
Transportation**

Total: \$860.1m; \$868.6m
**State, County, and City Highway
Construction:**
\$591.1m; \$601.6m
**Highway Maintenance, Construc-
tion, Supervision, and Preliminary
Engineering:**
\$160.7m; \$163.2m
**Highway Engineering, Lighting,
Signals, and Landscaping:**
\$37.1m; \$35.0m
Public Transit Assistance:
\$27.9m; \$28.7m
**Highway Planning, Truck Safety
and Regulatory Enforcement, and
Railroad Rehabilitation:**
\$6.0m; \$6.0m

Highway Equipment, Finance, Administration, and Legal Services: \$25.3m; \$22.9m
Airport Development and Maintenance and State Air Transportation Services: \$12.0m; \$11.3m

Transportation Regulation Board
Total: \$465,400; \$470,400

Department of Public Safety
Total: \$78.7m; \$75.7m
Administration and Related Services: \$2.9m; \$2.9m
Emergency Services: \$752,800; \$745,000
Criminal Apprehension: \$10.3m; \$10.1m
Fire Safety: \$1.6m; \$1.7m
State Patrol: \$33.1m; \$32.1m
Capitol Security: \$349,000; \$349,400
Driver and Vehicle Licensing: \$28.2m; \$26.3m
Liquor Control: \$644,200; \$638,500
Private Detective Board and Crime Victims Reparations Board: \$789,400; \$855,900

Department of Agriculture
Total: \$16.2m; \$16.5m
Agricultural Protection Service: \$4.1m; \$4.0m
Agricultural Promotion Service: \$4.2m; \$4.5m
Administration and Financial Aids Service: \$2.9m; \$2.9m
Soil and Water Conservation Board: \$3.5m; \$3.5m
International Trade: \$1.6m; \$1.6m

Board of Animal Health
Total: \$1.5m; \$1.5m

Department of Commerce
Total: \$8.3m; \$8.3m
Financial Examinations: \$2.7m; \$2.7m
Registration and Licensing: \$1.4m; \$1.4m
Policy Analysis and Insurance: \$1.7m; \$1.7m
Administrative Services: \$1.4m; \$1.4m
Enforcement: \$1.1m; \$1.1m

Non-Health-Related Boards
Total: \$2.9m; \$2.9m
Board of Abstractors: \$3,800; \$3,900
Board of Accountancy: \$250,300; \$248,800
Board of Architecture, Engineering and Land Surveying: \$274,100; \$279,400
Board of Barber Examiners: \$119,100; \$120,300
Board of Boxing: \$48,800; \$49,200
Board of Electricity: \$734,200; \$734,000
Board of Peace Officer Standards and Training: \$1.4m; \$1.5m

Public Utilities Commission
Total: \$1.3m; \$1.3m

Department of Public Service
Total: \$3.8m; \$3.8m
Utility Regulation: \$1.6m; \$1.6m
Weights and Measures: \$1.7m; \$1.7m
Administrative Services: \$514,400; \$516,500

Racing Commission
Total: \$874,400; \$780,500

Charitable Gambling Control Board
Total: \$500,000; \$500,000

Ethical Practices Board
Total: \$198,500; \$200,000

Minnesota Municipal Board
Total: \$214,400; \$216,600

Minnesota-Wisconsin Boundary Area Commission
Total: \$72,900; \$76,800

Uniform Laws Commission
Total: \$10,700; \$13,600

Voyaguers National Park Citizens Committee
Total: \$56,200; \$57,700

Minnesota Historical Society
Total: \$9.1m; \$9.2m
Minnesota Historical Society Operations: \$8.3m; \$8.4m
Repair and Betterment: \$324,300; \$324,300
Historic Grant-in-Aid: \$345,400; \$348,400
Fiscal Agent: \$157,700; \$108,100

Board of the Arts
Total: \$2.7m; \$2.7m

Minnesota Humane Society
Total: \$48,000

Minnesota Horticultural Society
Total: \$67,900; \$67,900

Minnesota Academy of Science
Total: \$20,500; \$20,600

Science Museum of Minnesota
Total: \$409,500; \$432,600

Minnesota Safety Council
Total: \$50,700; \$50,700

Disabled American Veterans
Total: \$25,000; \$25,000

Veterans of Foreign Wars
Total: \$30,000; \$30,000

General Contingent Accounts—
Departments of Transportation and Public Safety
Total: \$650,000; \$650,000

Tort Claims—
Department of Transportation
Total: \$600,000; \$600,000

Other Provisions

- requires commissioner of transportation to establish and direct a series of studies that recommend any changes in responsibility for roads between the state, counties and cities;
- requires the metropolitan Regional Transit Board to prepare a statement of the policies relative to user charges for various types of transit service and policies that will govern board decisions to increase or change fares;
- requires that the Minnesota Department of Agriculture's livestock weighing activity recover costs through fees charged, provides state-paid insurance for certain livestock weighers who wish to retire under the rule of '85; makes state livestock weighing optional at public stockyards;
- permits the cities of Hastings and St. Cloud to exercise powers of an incorporated municipal power agency with respect to hydroelectric power plants, even if the electricity produced is not distributed locally;
- exempts a hydroelectric plant from duty paid in lieu of property taxes;
- permits the acquisition or construction of hydroelectric generating plants without advertising for bids;
- provides that when the state proposes to mandate that a local agency or school district take action that forces the local agency or school district to incur costs, the agency imposing the mandate must prepare a fiscal note, and requires that in administrative rulemaking procedures, state agencies must prepare required fiscal notes at the same time as the statement of need and reasonableness;

- places the chairs of the Metropolitan Council and Regional Transit Board in the salary ranges for state department and agency heads, and requires the governor, rather than the Legislature, to set the salary rate; similarly sets a range for the part-time positions of the chairs of the Metropolitan Airports Commission and Metropolitan Waste Control Commission with the governor setting the salary rate;
- changes various technical provisions dealing with the state's regulation of insurance companies, including agent licensing requirements, policy coverage limits, fees, definitions of unfair and deceptive trade practices, and memberships on insurance-related boards;
- requires issuance of license plates every 6 years for automobiles, motorcycles, motorized bicycles, and motor scooters, instead of for the life of the vehicle, and allows additional fee of \$6 for automobiles;
- makes the Regional Transit Board responsible for distributing transit assistance in the metro area, and prohibits state financial assistance for Amtrak or any trolley system outside the metro area;
- exempts from general sales tax any petroleum products used for constructing, maintaining, and repairing erosion control structures on agricultural land;
- changes the number of members on the Regional Transit Board from 15 to 9, and requires an annual audit of the board;
- requires the Regional Transit Board to design and administer programs to better target transit services and expenditures on transit-dependent persons, and to increase efficiency and effectiveness and control the cost of transit services for people who lack private means of transportation;
- provides for issuance of general obligation bonds, which property taxes in the metropolitan area would finance, and designates \$1.5 million of the \$8.5 million toward transit improvements that are part of the I-394 project;

- prohibits the Metropolitan Council, the Regional Transit Board, the Metropolitan Transit Commission, and any regional rail authority or political subdivision in the metro area from expending or obligating any money from public sources for any purpose related to facilities for transporting passengers by cars operating on fixed rails, without express legislative authorization (the Regional Transit Board, however, is authorized to complete a transit needs assessment for the region, consider alternative ways of serving these needs and prepare a plan for the Legislature);
- gives the Regional Transit Board responsibility for establishing and enforcing uniform fare policies for public transit in the metro area;
- makes changes to effective dates in 1985 laws, including Chapter 168 no-fault—changes, eliminates stacking; CH290 Hearing aid dispensing—regulations; and CH309 Dramshop Act, insurance changes, aggregate limit.**

Enactment: June 27, 1985

Effective: various dates

** Changes Chapter 168; see Insurance, page 50
Changes Chapter 290; see Health/Human Services, page 45
Changes Chapter 309; see Insurance, page 49

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Capital Improvements Bonding Bill

HF1*—Forsythe

SF16—Willet, Kroening, Samuelson, Waldorf, Langseth

Chapter 15:

• authorizes department spending to acquire and to improve public land and buildings and other public improvements of a capital nature; reduces and cancels certain appropriations; authorizes issuance of state bonds; appropriates money:

Total: \$198.7m

• **Supreme Court**—\$2.5m for planning for a judicial facility in the existing historical society building

• **Administration**—\$9.8m for projects that include asbestos removal, Capitol repairs and renovation planning, remodeling Centennial Building, relocation of Pollution Control Agency and Waste Management Board

• **Natural Resources**—\$11.5m for projects that include land acquisition and improvements of state parks, recreation areas, trails, and forests, fishing and hatcheries improvements, dam safety, and construction of an educational center at the Environmental Learning Center at Isabella

• **Energy and Economic Development**—\$29.0m for metropolitan parks improvements, a grant to the Duluth State Convention Center, and park and trail development

• **Waste Management Board**—\$11.4m for development of alternatives to solid waste disposal

• **Military Affairs**—\$1.4m for building repairs and improvements

• **Veterans Affairs**—\$313,300 for building repairs and improvements

• **Transportation**—\$10.4m for building construction projects

• **Agriculture**—\$2.0m for construction of an agricultural interpretative center at Waseca and a grant to the Duluth Port Authority to purchase a building

• **Minnesota Historical Society**—\$5.7m for plans for the state historical society building, repair of the Sibley House, and development of Red River Valley Center

• **Education**—\$545,200 for repairs and improvements to the Braille and Sight Saving School (Minnesota State Academy for the Blind) and the School for the Deaf (Minnesota State Academy for the Deaf);

• **Vocational Technical Education**—\$7.2m for post-secondary vocational technical construction in certain school districts

• **Community Colleges**—\$5.3m for projects that include plans for construction at Itasca Community College and the Minneapolis Community College and improvements at community college buildings around the state

• **State Universities**—\$14.6m for construction and repairs of university facilities

• **University of Minnesota**—\$72.4m for projects including construction of a Minneapolis campus Electrical Engineering and Computer Science Building and construction of an Engineering and Technology Building on the Duluth campus

• **Corrections**—\$3.4m for projects including improvements at Oak Park Heights, Red Wing, St. Cloud, Stillwater and Thistledeew Camp correctional facilities

• **Human Services**—\$4.8m for improvements at state hospitals

Other Provisions

• expands the boundaries of the Capitol area to the south to include the new historical society site in the comprehensive use plan for the Capitol area;

• requires Waste Management Board to provide technical and financial assistance for the acquisition and betterment of solid waste management projects to demonstrate whether an ongoing state capital assistance program to help local development of alternatives to disposal is a desirable method to further state waste management policies;

• renames the "Duluth Arena-Auditorium Administrative Board" the "Duluth State Convention Center Administrative Board", increases board membership, and requires the board to select a specific site in the city for a national class state convention center;

• allows Lake of the Woods County commissioners to issue and sell general obligation bonds to acquire and construct jetties and related public improvements in Zippel Bay.

Enactment: June 28, 1985

Effective: day after enactment for all sections, except one relating to Lake of the Woods County bond issuance, which is effective upon local approval

Health and Human Services Omnibus Bill

no companion

SF19—Samuelson, Solon, Berglin, Spear, Knutson

Chapter 9

Total: \$1,012.7m; \$1,046.3m

ARTICLE 1

Department of Human Services

Total: \$844.7m; \$904.8m

• specifies any excess of federal funds the state receives will reduce state appropriations by a like amount

Human Services Management:

\$1.5m; \$1.5m

Support Services:

\$15.1m; \$14.9m

Includes:

• study of methods for paying people who provide services for the mentally retarded—\$140,000

Social Services:

\$69.8m; \$72.0m

• allows commissioner of human services to use money from this appropriation to pay appropriate administrative and training costs for child foster care programs to maximize federal reimbursement

• allows use of state money only if federal or other state money replaces the appropriation

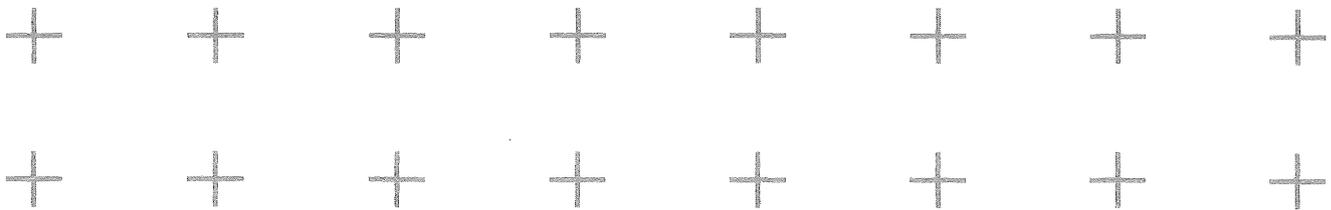
Includes:

• Community Social Services Subsidies—\$51.2m; \$51.2 (CSSA payments to counties will be in the same proportion as payments for the first 6 months of calendar year 1985)

• Aging, Blind, and Deaf Services—\$7.1m; \$7.1m

• Social Services Support—

\$11.5m; \$13.7m



Income Maintenance:

\$559.8m; \$620.3m

Includes:

- Aid to Families with Dependent Children (AFDC), General Assistance (GA), Minnesota Supplemental Assistance (MSA)—\$143.3m; \$153.0m

-raises AFDC special needs grant money to \$816,800 per year

-authorizes the commissioner of human services to transfer day care sliding fee money into the AFDC special needs account to maximize federal funds

-allows funding for AFDC alternative health insurance project

-provides for a 1 percent inflationary grant increase each year for AFDC and GA recipients

- Medical Assistance, General Assistance Medical Care, and Preadmission Screening—\$395.0m; \$445.6m
- increases the general assistance medical care vendor base from the 50th percentile of 1978 to the 50th percentile of 1982 beginning Nov. 1, 1985

-increases by 20 percent rates paid to private duty nurses under the medical assistance program

-sets the maximum pharmacy dispensing fee at \$4.30 under the medical assistance program

- Income Maintenance Support—\$21.5m; \$21.7m

Mental Health:

\$198.5m; \$196.1m

Includes:

- Compulsive Gamblers Project—\$25,000 (available until June 30, 1987)

• Chronic Mental Illness Grant Program—\$1.2m (of which up to \$400,000 FY'87, may go for a demonstration project)

• funding for state hospitals and nursing homes (includes sub appropriations for salaries, current expense, special equipment, and repairs and betterments)

-allows the commissioner of human services to establish pilot projects to demonstrate the feasibility of state-operated, community-based services for state hospital residents

- Mental Health Support—\$19.3m; \$20.6m

-directs the commissioner of human services to study methods for implementing a consolidated chemical dependency treatment fund

Department of Economic Security

Total: \$50.6m; \$21.9m

Jobs Program:

\$27.0m FY'86

Employment Programs:

\$3.9m; \$2.4m

Vocational Rehabilitation

Services:

\$18.2m; \$18.0m

- includes over \$9m per year for long-term sheltered employment

Training and Community Services:

\$1.4m; \$1.4m

Program and Management

Support:

\$150,000; \$150,000 (for opportunity industrialization centers)

Minnesota Jobs Skills

Partnership Board

Total: \$500,000 FY'86

Department of Corrections

Total: \$85.6m; \$89.0m

Management Services:

\$3.3m; \$3.4m

Community Services:

\$21.5m; \$21.9m

Includes:

- Support—\$8.9m; \$9.1m (includes funds for certain juvenile correction centers, nonadjudicated community corrections programs, and services for battered women)
- Community Correction Act—\$12.6m; \$12.7m

Correctional Institutions: \$60.8m; \$63.8m (includes sub appropriations for salaries, current expense, repairs and betterments, special equipment, and institution support)

Sentencing Guidelines Commission

Total: \$188,100; \$189,100

Corrections Ombudsman

Total: \$316,000; \$302,000

Department of Health

Total: \$28.5m; \$27.7m

Preventive and

Personal Health Services:

\$5.3m; \$5.5m

- includes—\$140,000 each year

from the metropolitan landfill contingency fund for monitoring metropolitan area well water supplies

Health Delivery Systems:

\$21.0m; \$20.0m

Includes:

- emergency medical services activities—\$461,000; \$484,600 from the trunk highway fund

• Emergency Medical Services System Support Act—\$1.5m (available until June 30, 1987) of which \$200,000 is for a rural emergency response training site

• Community Health Services Subsidy—\$11.7m; \$12.3m

Health Support Services:

\$2.6m; \$2.5m

Health Related Boards

Total: \$2.3m; \$2.4m

Board of Chiropractic Examiners:

\$65,600; \$66,800

Board of Dentistry:

\$233,700; \$237,500

Board of Medical Examiners:

\$557,900; \$564,100

Board of Nursing:

\$775,500; \$786,700

Board of Examiner for Nursing

Home Administrators:

\$113,700; \$115,400

Board of Optometry:

\$44,000; \$45,000

Board of Pharmacy:

\$349,900; \$353,400

Board of Podiatry:

\$5,700; \$5,900

Board of Psychology:

\$123,000; \$120,400

Board of Veterinary Medicine:

\$68,400; \$69,900

ARTICLE 2

Coverage for PKU Treatment

- mandates health plan coverage of the costs of special dietary treatment for phenylketonuria (PKU);

• requires the commissioner of health to provide statewide free treatment control testing for PKU and similar diseases and to arrange for treatment when the family can't afford it.

Independent Living Centers

- requires Division of Vocational Rehabilitation certification for independent living centers;
- defines an independent living center as a private non-profit organization providing independent living services to disabled persons.

Long-Term Sheltered Workshops

- adds requirements for certification and grievance procedures for long-term sheltered workshops and specifies requirements for county-operated sheltered workshops;
- extends to July 1, 1986, rule authority for evaluation criteria for sheltered workshops.

Alzheimer's Disease Research

- allows physicians or pathologists to remove the brain of a deceased recipient of medical assistance if the attending physician believes the person had Alzheimer's disease;
- requires, prior to removal, that the attending physician get permission from the deceased person's next of kin, the authorization of the county coroner or medical examiner, and the appropriate department of the St. Paul Ramsey Medical Center;
- provides for transportation of the extracted brain to St. Paul Ramsey Medical Center for examination and research;
- gives coroners the authority, under certain circumstances, to permit the removal of the brain of a deceased person if a physician or pathologist informs them of the likelihood that the deceased person had Alzheimer's disease;
- appropriates \$50,000.

Permanency Planning

- establishes a permanency planning grant program through which the counties will provide intensive services directed at keeping families together;
- replaces the existing system of funding under the permanency planning grant program with a grant distribution formula (effective in 1988) based on the proportion of county residents under age 19, and the proportion of minority children in substitute placement;

- requires counties to submit plans to the Department of Human Services and to account for expenditures of grant money.

General Assistance/ Work Readiness Programs

- revises the general assistance program so that it limits payments to people who are not employable (i.e., people who are ill or disabled or in a treatment facility, or who have serious problems that affect their ability to find work);
- provides that people who are borderline mentally retarded or certified as mentally ill are eligible for a maximum of 6 months of General Assistance during any consecutive 12-month period, after registering with and completing 6 months in a work readiness program;
- establishes a new work readiness program for employable persons;
- provides that people eligible for the program will receive assistance in an amount equal to the General Assistance grant;
- provides that employable participants will get 2 months of assistance during a 24-month period;
- provides that people with borderline mental retardation or who are certified as mentally ill, or who can't find work because they live in a distressed county or because no jobs are available they can perform, are eligible for 6 months of assistance during a 12-month period;
- requires local agencies to provide a number of services to help participants become employed;
- requires participants to cooperate with the program that the local agency develops as a condition of receiving assistance.

Other Provisions

- puts a limit on master lease-purchases;
- requires that money from workers' compensation carriers for vocational rehabilitation services to injured workers goes into the general fund;
- requires the commissioner of health to prepare a biennial report on health care market issues;
- establishes an emergency medical service system fund to improve regional emergency medical services;
- bases community health service funds on population;
- raises from \$100 to \$150 the license reinstatement fee after revocation for driving while intoxicated;

- defines case management services for the mentally retarded;
- requires the commissioner of human services to work in conjunction with county boards when making certain decisions regarding services and facilities for the mentally retarded;
- extends the community work experience program demonstrations until June 30, 1987;
- allows recovery of payments for past public assistance from a parent who was able to make child support payments at the time the assistance was furnished;
- clarifies AFDC-Emergency Assistance and sets criteria under which a family may receive assistance;
- extends the 5 percent cap on inpatient hospital rate increases until June 30, 1987;
- allows the commissioner of human services to selectively contract with hospitals for mental illness and chemical dependency services;
- authorizes the commissioner of human services to base inpatient hospital rate adjustments on audits;
- expands medical assistance volume purchasing to include wheelchair transportation services;
- extends from 9 months to 12 months the medical assistance eligibility of AFDC families following termination of their grants;
- clarifies procedures for determining state payments to counties participating in the Medicaid Prepayment Demonstration Project;
- provides for medical assistance payments to nursing homes;
- requires all skilled nursing homes certified for medical assistance to participate in Medicare;
- equalizes General Assistance grants for families with AFDC grants effective July 1, 1986;
- makes various changes in General Assistance Medical Care and the Minnesota Supplemental Aid program;
- raises marriage license fees \$5;
- extends the Battered Women Advisory Council and makes it an ongoing council;

- revises existing law to allow people committed for chemical dependency to possess a pistol after they complete treatment;
- extends and modifies the demonstration project for treatment of compulsive gamblers;
- provides for studies on mentally retarded reimbursement, home equity conversion, and public guardianship.

Enactment: June 27, 1985

Effective: various dates

Higher Education Omnibus Bill**

no companion

SF17*—Waldorf, Nelson, Hughes, Taylor, Dicklich

Chapter 11

Total: \$752.6m; \$787.0m

Department of Education

Total: \$22.6m; \$22.7m

Instructional Services:

\$6.3m; \$6.4m

Includes:

- Indian Scholarships—\$1.5m; 1.6m
- Indian post-secondary preparation grants—\$306,000; \$312,100
- Minnesota Education Office in Bemidji—provides funds
- Minnesota Historical Society—\$25,000 each year to provide historical and governmental educational information; requires appointment of advisory task force

Faribault Residential Schools:

\$5.9m; \$5.7m

- includes money for repairs and betterments

Support Services:

\$1.7m; \$1.7m

- eliminates the complement for the Council on Quality Education, unless other legislation provides program funding

District Management Services:

\$6.2m; \$6.3m

Includes:

- education data systems—\$981,100; \$990,900; requires yearly submission of budget and work plan
- computer software—\$348,800; \$357,800
- management information centers—\$3.2m; \$3.3m

Auxiliary and General Services:

\$2.3m; \$2.4m

- includes elementary-secondary-vocational computer council—\$109,900; \$111,000

Board of Teaching:

\$199,100; \$201,600

Higher Education Coordinating Board

Total: \$63.4m; \$72.5m

Agency Administration:

\$2.6m; \$2.5m

Includes:

- Optometry Contract Program—\$27,000; \$54,000
- task force on Teacher Education Programs—\$75,000 per year; requires report to the Legislature by Jan. 1, 1987
- coordination of system missions, and planning—\$100,000; \$100,000
- program to inform secondary students of post-secondary opportunities—\$34,900; \$35,000; requires report to the Legislature by Jan. 1, 1987

- scholarships and grants to eligible optometry students—\$25,000; \$25,000

- provides for HECB to study the financial assistance need of optometry students and report to the Legislature by Dec. 1, 1986

- requires HECB to review determining qualifications for student financial aid need and report to the Legislature by Jan. 1, 1986

- requires HECB to study educational services to meet unique areas of need in the state and report to the Legislature by July 1, 1986

- funds for the average cost funding task force to review and submit its report on the instructional component of the University of Minnesota Hospitals to the Legislature by Oct. 1, 1986

State Scholarships and Grants:

\$52.3; \$59.8m

Includes:

- increased living allowances—\$2,850; \$2,960
- AVTI short-term living expenses—\$100,000 FY'86
- special consideration of some farm families

Interstate Tuition Reciprocity:

\$2.8m; \$4.0m

State Work Study:

\$4.4m; \$4.4m

Income Contingent Loans:

\$20,000; \$600,000

- creates a repayment program available to graduates of the medical, dental, pharmacy, and veterinary medicine graduate programs on the basis of their average incomes
- requires Board to examine the feasibility of expanding this program to other graduate students and report to the Legislature by Jan. 15, 1987

Medical Student Loans:

\$95,000 FY'86

Minitex Library Program:

\$909,600; \$739,300

Enterprise Development

Partnerships:

\$200,000; \$400,000

- authorizes HECB to coordinate the distribution of grants and awards, determine the funding proposal method, and report to the Legislature by Feb. 1, 1987

State Board of Vocational Technical Education:

Total: \$140.0m; \$145.0m

Instructional Expenditures:

\$182.4m; \$184.3m

Noninstructional Expenditures:

\$7.2m; \$6.8m

Includes:

- firefighter training programs—\$212,500; \$250,000 for up to 25 percent of total tuition cost

- AVTI building service payments—\$6.5m; \$6.0m

- veteran farmer cooperative training—\$212,000; \$90,600

- operation and management of FIRE center—\$100,000 FY'87; management is to transfer from the University Board to the AVTI Board

- authority for St. Cloud AVTI construction with up to \$450,000 from local money

- authority for St. Cloud AVTI improvements with up to \$1.2m from local money

- authority for Willmar AVTI construction of electronics program with up to \$225,000 from local money

- broadens authority for the State Board to spend proceeds from bond sales from the 1983-1984 biennium for the Minneapolis Aviation Mechanics program

- up to 33 percent cost of pilot alcohol fuel plant program
- money for an advisory task force on hazardous substances; requires report to the Legislature by Feb. 1, 1986

State Council on Vocational Technical Education
\$37,500; \$37,500

State Board for Community Colleges

Total: \$61.2m, \$60.8m

Instructional Expenditures:

\$77.8m; \$76.6m

Noninstructional Expenditures:

\$10.2m; \$10.7m

- Minneapolis Community College—\$260,000; \$285,000 for move and rental space

Cambridge Center:

\$160,000; \$180,000

- for operating costs contingent upon the opening of this new facility

State University Board

Total: \$118.4m; \$122.5m

Science and Technology Resource Pilot Project at Southwest State University:

\$600,300; \$524,700

- requires action of a pilot project for regional economic development with an evaluation report to the Legislature by Jan. 15 each year
- provides that all revenue the State University Board generates goes for the continued operation of this pilot project

Instructional Expenditures:

\$163.8; \$169.5

- requires continued assurance of English-proficient teaching assistants and a report to the Legislature by Jan. 15, 1986

Noninstructional Expenditures:

\$9.0m; \$9.3m

- includes \$500,000 in FY'86 and \$500,000 in FY'87 for the library automation cooperative project with the community college system

State University Construction:

- requires the State University Board to control and supervise the construction plans of state university buildings

Board of Regents of the University of Minnesota

Total: \$345.9m; \$362.6m

Operations and Maintenance:

\$284.6m; \$298.5m

- income is to come from investments of the permanent university fund but not to exceed \$3.8m, and from the general fund for \$280.8m in FY'86 and \$298.5m in FY'87; requires a comprehensive funding report to the Legislature by Dec. 1 each year

Instructional Expenditures:

\$310.7m; \$319.5m

Includes:

- funding for the Duluth engineering program
- University's commitment to academic excellence—\$4.0m; \$4.0m
- final faculty retirement plan payment—\$960,000 FY'86
- final fuel and utilities deficiency payment—\$3.1m FY'86
- funds University's continued assurance of teaching assistants' English proficiency; requires report to the Legislature by Jan. 15, 1986

Noninstructional Expenditures:

\$90.5m; \$97.6m

- includes graduate fellowship program—\$2.5m FY'87; requires report to the Legislature by Jan. 15, 1987 on the fellowship distribution with particular emphasis on liberal arts

Special Appropriations:

\$61.4m; \$64.1m

Includes:

- Agriculture Extension Service—\$11.7m; \$12.1m providing for Agriculture Extension work, county agricultural agents, home demonstration and 4-H club work, soil conservation and extension consultation
- Agricultural Research—\$11.9m FY'86; \$12.8m FY'87 including \$100,000 in FY'86 for the operation of the FIRE center; requires a report to the Legislature by Jan. 1, 1986 on the changes necessary to transfer management of the FIRE center to the AVTI's Board
- Veterinary Diagnostic Laboratory—\$1.2m; \$1.3m
- Coleman Leukemia Research Center—\$226,300; \$235,300
- Indigent Patients—\$1.7m; \$1.7m
- Rural Physicians' Associates Program—\$528,500; \$549,600
- Medical Research—\$2.2m; \$2.2m
- Special Hospitals, Service and Educational Offset—\$13.3m; \$13.9m

which includes instructional costs—\$8.0m; \$8.3m

- China Center—\$77,200; \$80,300
- Fellowship for Minority and Disadvantaged Students—\$51,500; \$53,600
- General Research—\$2.0m; \$2.0m
- Intercollegiate Athletics—\$2.8m FY'86; \$2.9m FY'87 which includes Duluth—\$492,600; \$504,500; Morris—\$59,100; \$60,500; Crookston—\$40,000; \$41,100; Waseca—\$39,500; \$40,900
- Student Loans Matching Money—\$95,600; \$99,400
- Talented Youths Mathematics Program—\$157,800; \$247,800 which includes \$40,000 to match teacher education grant funds
- Geological Survey—\$895,300; \$923,100
- Mineral Resources Research Center—\$719,000; \$738,700
- Natural Resources Research Institute—\$2.3m; \$2.4m which allocates up to \$80,000 for wild rice marketing research
- Plant Biomass Energy Research—\$136,100; \$141,500
- Sea Grant College Program—\$275,200; \$305,200 and report to the Legislature by Jan. 1, 1986 studying the program's relocation to the Duluth campus
- Underground Space Center—\$206,000; \$214,200
- Biotechnology Center—\$532,600; \$599,900
- Hormel Institute—\$367,300; \$374,000 which includes the stipulation that local money shall match state money equal to at least 1/2 the state money
- Industrial Relations Education—\$638,600; \$664,100
- Institute for Human Genetics—\$300,000; \$485,000
- Lake Superior Basin Studies—\$137,800; \$143,300 which is to be its final appropriation
- Microelectronics and Information Science Center—\$617,500; \$642,200
- Productivity Center—\$309,000; \$321,400
- Supercomputer Institute—\$6.0m; \$6.0m which includes money for the leasing of two supercomputer buildings

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Mayo Medical Foundation

Total: \$1.1m; \$966,400

Medical School:

\$883,700; \$783,000

- includes payment of \$8,580 in FY'86 and \$9,000 in FY'87 for each Minnesota resident student, for up to 20 students per class for those entering during the 1984-1985 academic year or thereafter, and up to 40 students per class for those entering before the 1984-1985 academic year, to increase the number of rural doctors
- #### Family Practice and Graduate Residency Program:
- \$168,300; \$183,400
- includes a state capitation figure of \$14,025 FY'86 and \$14,730 FY'87 for a maximum of 12 students per year

Other Provisions

- establishes the Minnesota Indian Scholarship Committee;
- changes administration of the task force on average cost funding and requires them to submit a legislative report by Dec. 1 of each odd-numbered year;
- requires the governing boards to establish course equivalency guides for inter-institution credit transfer, a common numbering system to distinguish course work level, and a system-wide standard of distributed general education requirements for the associate of arts degree;
- redefines a student for the purposes of state scholarships and grants to include those enrolled at least halftime in a program leading to a degree;
- eliminates the honorary scholarships to academically eligible students;
- allows any eligible undergraduate student to receive scholarship or grant money;
- allows any eligible undergraduate student to receive 4 non-consecutive years of financial aid;

- allows any eligible part-time undergraduate student eligibility for part-time grants fully on the basis of financial need;
- redefines a "Minnesota resident" to include those who have graduated from a Minnesota high school and have not established residence in another state;
- removes the cap on unexpended funds that may carry over into the following biennium for the Vocational Board, the State University Board, and the Community College Board;
- provides that Vietnam veterans who enroll in an AVTI programs before July 1, 1990 will be exempt from tuition;
- provides for payment of 85 percent of AVTI instructional aid entitlement during the fiscal year of entitlement in the 11 months from July to May, with payment of the remaining 15 percent in July of the next fiscal year;
- provides that allocation of 1/2 the cost of endowing 50-70 professorial chairs be from the permanent university fund appropriation; requires the remaining cost come from non-state sources;
- requires maintenance of a permanent record for all students in private proprietary schools;
- creates a task force on private, proprietary schools the HECB and the Department of Education coordinate; requires report to the Legislature by Feb. 1, 1986;
- requires the HECB to report to the Legislature by Dec. 1, 1986 on its findings regarding information technology, and on systems plans and mission coordination;
- requires the HECB and the AVTI Board to examine credit transfer equivalency from an AVTI to other public or private institutions, and report to the Legislature by Feb. 1, 1986;
- requires the HECB to study and report to the Legislature by Nov. 1, 1986 the development of credit transfer provisions relating to course equivalency.

Enactment: June 27, 1985.

Effective: various dates

**The Education Finance Omnibus Bill, Chapter 12, appears under Education, page 91

State Departments Omnibus Bill

HF16*—DenOuden, Bishop, Battaglia, Piepho

SF18—Kroening, Willet, Luther, Dahl

Chapter 13

Total: \$461.7m; \$483.6m

Minnesota Legislature

Total: \$32.4m; \$33.2m

Senate:

\$10.1m; \$11.2m

House of Representatives:

\$15.9m; \$15.2m

- reimburses the House of Representatives for State Office Building rehabilitation and renovation—\$1.2m
- #### Legislative Coordinating Commission:

\$3.4m; \$3.9m

Includes:

- Legislative Reference Library—\$758,900; \$787,000
- Revisor of Statutes—\$1.2m; 1.5m
- Legislative Commission on the Economic Status of Women—\$110,400; \$114,700
- Legislative Commission on Economic Development Strategy—\$85,000; \$85,000
- Legislative Commission on Employee Relations—\$86,200; \$88,800
- Legislative Commission on Energy—\$25,000; \$25,000
- Great Lakes Commission—\$34,500; \$38,600
- Legislative Commission on Pensions and Retirement—\$592,500; \$612,500
- Legislative Commission on Public Education—\$50,000; \$50,000
- Legislative Commission to Review Administrative Rules—\$98,500; \$101,300
- Legislative Commission on Waste Management—\$104,800; \$109,800
- Mississippi River Parkway Commission—\$19,500; \$19,500
- Legislative Coordinating Commission-General Support—\$245,000; \$242,900
- Visitor Services—\$30,000; \$30,000
- Legislative Audit Commission—\$2.8m; \$2.8m

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Supreme Court

Total: \$7.1m; \$7.1m

Court of Appeals

Total: \$2.9m; \$2.9m

Trial Courts

Total: \$16.0m; \$16.0m

Board on Judicial Standards

Total: \$149,700; \$150,800

Board of Public Defense

Total: \$529,600; \$557,300

Public Defender

Total: \$1.2m; \$1.3m

Governor

Total: \$2.1m; \$2.1m

- costs of hearing a complaint against the Scott County attorney—\$88,000 for FY'85

Lieutenant Governor

Total: \$252,300; \$253,200

Secretary of State

Total: \$1.5m; \$1.6m—special revenue fund

State Auditor

Total: \$434,800; \$437,200

State Treasurer

Total: \$162,600; \$163,700

- abolishes 7 positions; transfers responsibilities to Department of Finance
- directs the commissioner of employee relations to help place persons from the abolished positions elsewhere in state employment

Attorney General

Total: \$16.3m; \$16.8m

Investment Board

Total: \$1.4m; \$1.4m

Administrative Hearings

Total: \$1.7m; \$1.8m—from workers' compensation special fund

Administration

Total: \$24.2m; \$18.8m

- 911 emergency telephone service—\$2.7m; \$1.8m
- transfers funds to central motor pool; allocates costs of the revisor of statutes
- abolishes the Cable Communications Board and transfers some responsibilities to the commissioner of commerce
- requires a cost benefit and effectiveness analysis of co-locating Pollution Control Agency and Department of Natural Resources central and regional offices
- restricts master leases as financing for large equipment with a specified capital value and useful life
- requires Department of Natural Resources and Department of Transportation to reimburse the general fund for the cost of energy audits
- requires the commissioner of administration to report on the effect of rules assuring adequate facilities for handicapped in public buildings
- requires the commissioner of administration to develop a plan for a citizen suggestion system for state government
- provides a grant to the World Theater Corporation of Minnesota if the corporation meets certain criteria

Capitol Area Architectural Planning Board

Total: \$132,100; \$133,100

Department of Finance

Total: \$7.2m; \$7.1m

- approved personnel complement includes transferred positions from state treasurer's office
- provides for the exchange of certain outstanding bonds
- requires the commissioner of finance to review the Metropolitan Council budget and tax levy of the Metropolitan Council and each commission or board; requires the commissioners of finance and of employee relations to review the council's personnel practices, the number of managerial employees, and their compensation
- requires the Governor's Advisory Council on State-Local and Inter-Agency Relations and the commissioner of finance to review the apportionment of governmental costs between the state and local units of

government and recommend ways state agencies should reflect the appropriate costs to the federal government, local governments, or other revenue producers or service users

Department of Employee Relations

Total: \$4.0m; \$3.9m

- requires the Management Analysis Division of the Department of Administration, the commissioner of employee relations, and heads of affected agencies to report methods for speeding up the process of examining, certifying, and hiring people to fill vacancies in state employment and methods for dismissing state employees who aren't performing up to standards

Department of Revenue

Total: \$39.3m; \$39.9m

- requires a report on alternative methods for reducing the costs in paying unemployment compensation to Department of Revenue seasonal employees
- requires a computer information systems strategic plan detailing the systems, projects, and developments that will begin in the next 6 years

Tax Court

Total: \$391,100; \$379,400

Department of Natural Resources

Total: \$96.4m; \$94.4m

- requires a study of the feasibility of providing a multi-year or lifetime cross-country ski stamp in lieu of an annual cross-country ski license
- appropriates funds to purchase land in Voyageurs National Park
- appropriates additional money for construction of the Winger Dam in Polk County
- appropriates money with a matching requirement for cleanup of Crooked Lake in Coon Rapids

- requires the commissioner of natural resources and the Iron Range Resources and Rehabilitation Board to study the adequacy of present laws protecting the public from hazards of existing mining excavations, open pits, shafts, or caves

- provides money and temporary staff for peat development and a detailed peat survey, environmental monitoring, and reclamation field work

- funds emergency fire fighting; county forestry assistance programs; and requires the commissioner to establish a pilot project to recycle aspen

- provides grants to a private non-profit organization for the production of game fish fingerlings

- appropriates funds for a Region 7E historical center feasibility study

- requires a study of the amount of unrefunded gasoline tax attributable to the operation of motor boats on state waters

Zoological Board

Total: \$4.5m; \$4.7m

- permits the Zoological Board to purchase the zoo ride (monorail) for a specific amount

- directs the Zoological Board, the State Planning Agency and the Departments of Administration, Finance, and Employee Relations to develop recommendations on governance of the zoo

Water Resources Board

Total: \$124,700; \$125,200

Pollution Control Agency

Total: \$14.0m; \$14.7m

- grants money to the Moose Lake and Windemere Area Sanitary Sewer District

- requires the Metropolitan Council to submit yearly to the Legislative Commission on Waste Management, a budget and work program showing planned expenditures from the Metropolitan Landfill Abatement Fund

- transfers money from the general fund to the motor vehicle transfer fund to clean up waste tire dumps

Waste Management Board

Total: \$1.8m; \$1.8m

Department of Energy and Economic Development

Total: \$32.2m; \$28.6m

- appropriates money for a sweet sorghum demonstration project to produce butanol and ethanol

- requires the commissioner of energy and economic development, in consultation with the commissioner of agriculture, to consider doing a feasibility study for a beef-packing plant in Minnesota

- allows the Office of Tourism to market tourism related publications and media promotional materials to businesses and organizations and to use the proceeds for the preparation of those materials

- sets up a separate account for tourism marketing activities and makes any funds expenditure contingent on receiving an equal match of nonstate contributions, 1/3 of which may be in-kind contributions

- makes appropriated funds for the tourism department to purchase computer equipment available in either year of the biennium

- requires the tourism director to submit reports to the Legislature

- reduces the 1984 appropriation for regional solid waste disposal and makes some of the remaining funds available to certain counties to use in dealing with solid waste disposal if the commissioner of energy and economic development determines that the additional financing is necessary

- pays a grant to Hubbard County for construction of the Viking Epic Drama Amphitheater if the commissioner determines that any necessary additional financing is available; requires Hubbard County to repay 60 percent of the grant within 10 years

- appropriates money for the Council on Biotechnology

- grants money to the Minnesota Inventors' Congress to establish a focal point for developing an invention support system

- transfers money to the economic development fund and to the agricultural resource loan guarantee fund

- appropriates money for matching grants to conduct building energy audits and to the city of Duluth for planning, design, and site improvements for the Duluth Zoo

World Trade Center Board

Total: \$807,500; \$995,100

- makes a portion of the appropriation contingent on receiving an equal amount of non-state matching funds which may include in-kind contributions

State Planning Agency

Total: \$4.9m; \$4.9m

- directs the preparation of a report on petroleum marketing practices in Minnesota

Natural Resources Acceleration

Total: \$9.2m; \$8.1m

Labor and Industry

Total: \$14.3m; \$14.2m

- includes funds to pay peace officer survivor benefits

- appropriates money for passenger elevator inspection and for the study of construction elevator safety inspections

- directs the commissioner of labor and industry to study the value of specially designed vests in reducing back injuries and pain

Workers' Compensation Court of Appeals

Total: \$467,000; \$469,800

Mediation Services

Total: \$1.3m; \$1.2m

Public Employment Relations Board

Total: \$56,200; \$56,600

Military Affairs

Total: \$5.7m; \$5.7m

- requires a report on the state's operating costs for each national guard armory, the income that local units of government generate from using each armory, and the amount of levied local assessments

- appropriates money for expenses of military forces ordered to active duty

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Veterans Affairs

Total: \$12.7m; \$12.7m

- requires the commissioner of veterans affairs to ensure that veterans participate in all federally funded benefit programs before receiving state assistance
- appropriates money for veterans' emergency financial and medical needs; limits assistance to 6 months unless no other assistance is available

Indian Affairs Council

Total: \$258,100; \$258,900**

Council on Affairs of Spanish-Speaking People

Total: \$121,700; \$121,700**

Council on Black Minnesotans

Total: \$121,800; \$122,200**

Council On Asian-Pacific Minnesotans

Total: \$75,000; \$75,000**

Council for the Handicapped

Total: \$376,400; \$378,200**

Human Rights

Total: \$2.3m; \$2.3m

- requires the department's mobile unit to investigate complaints and provide services in Duluth

Housing Finance Agency

Total: \$12.1m; \$11.9m

- appropriates funds for home ownership assistance, single family interest rate writedowns, tribal Indian mortgage loan and other housing programs
- appropriates money to make deferred loans to members of the Minnesota Chippewa tribe and the Red Lake band of Chippewa Indians to rehabilitate single family homes, for home improvement interest rate writedowns, and improving housing accessibility

General Contingent Accounts

Total: \$1.6m; \$1.6m

- appropriations are contingent on the governor's and Legislative Advisory Commission's approval

Tort Claims

Total: \$468,200; \$25,000

Debt Service

Total: \$137.3m; \$150.5m

Minnesota State Retirement System

Total: \$4.3m; \$4.7m

Public Employees Retirement Association

Total: \$30,000; \$30,000

Minneapolis Employees Retirement Fund

Total: \$8.3m; \$11.9m

Police and Fire Amortization Aid

Total: \$7.54; \$7.54

Salary Supplement

Total: \$32.9m; \$56.6m

Public Safety

Total: \$40,000; \$0

- appropriates money for maintaining and operating the Minnesota automated fingerprint identification network

Agriculture

Total: \$125,000; \$0

- appropriates money for grants to Minnesota nonprofit organizations to buy Minnesota-produced agricultural commodities and food and to ship the commodities and food to areas of Africa in need of famine relief
- requires each nonprofit organization to provide at least 2 to 1 non-state matching funds

Other provisions

- requires the commissioner of labor and industry to direct a study to establish a statewide, annual construction elevator inspection program; requires a report to the Legislature on Jan. 1, 1986;
- creates a new district judgeship in the 10th district;
- allows the State Supreme Court, in the instance of a district, county, or county municipal judicial vacancy, to determine, within 90 days, whether the vacant office is necessary for effective judicial administration; options include continuing, abolishing, or transferring the position to another judicial district;
- changes procedures for publishing proposed constitutional amendments

in newspapers; requires secretary of state to give notice once, rather than twice;

- defines "documents" (for deposit in the Legislative Reference Library) to include task force, advisory task force, and executive branch agency publications;

- requires the Legislative Coordinating Commission to assist state agencies in making arrangements for representatives from other states or governments visiting Minnesota; allows the commission to hire staff for this purpose;

- requires the Legislative Commission on Energy to develop a plan for spending money resulting from litigation or settlements of alleged violations of federal petroleum pricing regulations when use of the money is not federally governed;

- provides that the state is not liable for losses arising from construction, operation, or maintenance of an Iron Range Resources and Rehabilitation Board-created water access site;

- creates the Legislative Commission on Economic Development Strategy to review state economic development efforts and recommend strategies for activities; commission membership shall be 5 House appointees and 5 Senate appointees; provides compensation; permits the commission to appoint an executive director and hire staff; designates the commission's duties and powers; repeals this section July 1, 1987;

- requires membership on the Council on the Affairs of Spanish-Speaking People to reflect the demographic composition of Minnesota's Spanish-speaking community (including migrant workers);

- creates the Council on Asian-Pacific Minnesotans; designates membership, powers, and duties;

- sets deadlines for state departments and agencies requesting bill drafting services from the revisor of statutes; requires agencies to pay for these services; restricts the use of outside consultants unless special expertise is necessary;

- requires the revisor to allocate to the executive, judicial, and legislative branches, the costs of editing and publishing various publications; creates a revisor's account in the state treasury; governs the cost of certain revisor's publications;
- requires the attorney general to assess executive branch agencies for legal service costs;
- transfers various administrative duties of the state treasurer to the commissioner of finance;
- classifies as nonpublic data, information on individual business customers of a public utility;
- permits the Legislative Commission to Review Administrative Rules (LCRAR), when considering a rule adopted without a public hearing, to request that the Office of Administrative Hearings hold a public hearing, summarize the testimony, and assess the costs of the hearing to the agency whose rules are the subject of the hearing;
- permits the chief administrative law judge to delegate to a subordinate employee specific statutory powers and duties;
- requires the chief administrative law judge to adopt rules to govern the conduct of voluntary mediation sessions for rulemaking and contested cases;
- permits the chief administrative law judge to contract with political subdivisions to provide administrative law judges and reporters for informal dispute resolution services;
- includes certain advisory task forces in the definition of "agency" in open appointments law;
- changes the salary range for the Metropolitan Waste Control Commission chair so it will be from \$15,000 to \$25,000; requires the governor to set the specific rate;
- sets Oct. 1 as the date for appointments to the compensation council for legislative, judicial, and constitutional office salaries; recommended salaries for each office must be a fixed amount per year to take effect on the first Monday in January of the next odd-numbered year;
- excludes any federally paid employees from the Department of Military Affairs approved employee complement;
- defines "agency indirect costs," and makes changes to the calculation of these costs; provides that this section doesn't apply to higher education systems; amends laws governing agency fee-setting;
- authorizes use of a master lease program to purchase property for state departments;
- permits state licensed hospitals to purchase supplies, materials, or equipment under a shared service purchasing arrangement without adhering to competitive bidding requirements if they meet certain conditions;
- requires the commissioner of administration to report additional costs the state incurs under set-aside contracts; provides that a business is eligible for a maximum of 5 years from the date of the first set-aside award receipt;
- includes forest land preservation and conservation in the goals of the Agricultural Land Preservation Program, and makes several other changes in the agricultural land preservation law which include the following provisions:
 - grants the commissioner of agriculture the power to determine that certain county plans and controls are not adequate,
 - states that municipalities must amend their agricultural land preservation plans to conform with county-approved plans and sets out procedures for amending plans,
 - restricts the annexation of land within an exclusive agricultural use zone,
 - sets procedures for eminent domain actions for land in an exclusive agricultural use zone,
 - limits certain public construction projects.
- amends the Agricultural Resource Loan Guaranty Program; includes following provisions:
 - allows use of the best available collateral to secure loans (instead of requiring a first mortgage lien),
 - limits the state's liability to funds appropriated to the guaranty fund,
 - enables the Agricultural Resource Loan Guaranty Board to waive certain loan application requirements,
- extends the Board's emergency rulemaking authority; grants authority for permanent rules,
- provides the Board additional power to make loans for agricultural resource projects,
- allows the commissioner of energy and economic development to employ necessary staff or consultants.
- requires the commissioner of employee relations to adopt examination procedures for certain handicapped candidates;
- allows, rather than requires, the commissioner of employee relations to conduct a job classification study if an employee so requests:
 - requires a written explanation if the request is denied,
 - requires the commissioner to conduct the study if an appointing authority makes the request;
- removes revenue department seasonal help from the list of unclassified state employees;
- extends work experience examination procedures for handicapped persons to include appointments, promotions, or transfers;
- authorizes administering a qualifying selection process for filling revenue department seasonal positions;
- provides for the appointment of certain revenue department current seasonal employees to the state classified service;
- includes salaries for metropolitan board or commission chairs in the salaries the governor recommends;
- imposes additional requirements in the state's affirmative action program, including employing affirmative action officers;
- requires a study on sanctions for non-compliance with the program;
- permits the deposit of certain state employee insurance payments into an employee insurance trust fund;
- allows the commissioner of employee relations to assess other agencies the costs of the insurance program administrative services;
- simplifies procedures and extends the commerce commissioner's regulatory powers over financial institutions safety and soundness;

- requires specific disclosure of the legal authority for interest rates industrial loan companies charge;
- grants industrial loan and thrift companies additional time to obtain permanent deposit insurance;
- requires interest accrual on certain fire and police aid payments to counties if payments are late;
- requires the commissioner of natural resources to operate a Minnesota youth program, and a year-round young adult program; establishes participation requirements; appropriates funding;
- creates a snowmobile trail and enforcement account in the Department of Natural Resources;
- conveys certain land in Voyageurs National Park to the U.S. government after the Department of Natural Resources condemns the land;
- adds land to Banning State Park;
- adds physically handicapped persons to the list of persons exempt from paying 1/2 of certain state park camp fees;
- increases yearly state park sticker fee from \$10 to \$15;
- makes yearly and daily state park fees the same for residents and non-residents;
- provides half-price fees for handicapped persons;
- provides special daily vehicle permits for groups;
- sets up a special revenue account for the Minnesota Zoological Garden (MZG) to enable the MZG to operate independently, efficiently, and economically; specifies board membership, authority and responsibilities; provides for a director's appointment and salary; establishes a summer youth program;
- establishes an emergency assistance program for state timber loggers; excuses certain loggers from their permit obligations;
- increases fees from \$3 to \$5 for small game hunting, and trout and salmon fishing stamps;
- allows the Department of Natural Resources to charge up to \$10 for advanced hunter education courses;
- allows adults, when with a child under 16 years, to take fish by angling without a license during the first weekend after opening weekend, beginning in 1986;
- increases moose hunting fees from \$140 to \$200 and bear from \$15 to \$25;
- requires the commissioner of natural resources to issue permits establishing control elevations for landlocked lakes up to 3 feet below the ordinary high water level for the lake if necessary to prevent flooding;
- requires the Pollution Control Agency director to give public notice of a completed national pollutant discharge elimination system permit application for new municipal discharges in the official county newspaper of the county where the discharge is proposed;
- regulates and directs the Pollution Control Agency to adopt rules on certain hazardous materials underground storage tanks;
- establishes the Governor's Nuclear Waste Council to monitor the federal high-level radioactive waste disposal program;
- creates the council on biotechnology to facilitate economic expansion in the state by encouraging biotechnology-related developments;
- amends definition of "employee" and rules governing employers; prohibits minors under 16 years of age to work past 9 p.m. (presently 9:30 p.m.);
- establishes a grant program, which the Bureau of Mediation Services will administer, to improve labor management relations and enhance economic development; sets maximum grant at \$100,000 per year;
- requires fences, barriers, or notices posted around certain mining areas;
- increases active service pay for certain enlisted persons from \$50 to \$65 per day;
- redefines "temporary housing" for purposes of awards under the temporary housing program; specifies awarding of funds and repeals program's sunset date;
- creates county human rights commissions;
- imposes fee on telephone customers of \$.08 to \$.30 per month to pay for the 911 telephone system, effective Jan. 1, 1987; directs the commissioner of administration to set one fee for all customers;
- permits the housing finance agency to engage in housing programs for low and moderate income and elderly persons;
- requires a separate account for per diem and travel expenses of the chairman and members of the Metropolitan Council and certain metropolitan commissions;
- requires the Metropolitan Council to provide funding for the operation and maintenance of regional parks;
- provides for sharing of the cost of operating a trial court information system between the state and the participating counties of a judicial district;
- provides for paying court reporters for travel expenses while absent from their "home chambers" rather than "districts";
- credits receipts from penalty assessments on fines for traffic violations to a peace officers training account in the special revenue fund;
- authorizes Dakota County to exercise certain powers and to expend money for resource recovery purposes;
- changes 1985 laws relating to agriculture; excepts sows, boars, and stags from herd-identification requirement and from the delay period for U. S. Department of Agriculture sealed shipments ***.

Enactment: June 27, 1985

Effective: various dates

** makes 10 percent of the appropriation for each year available only if the council receives a dollar for dollar match of nonstate contributions, 1/3 of which may be in-kind contributions

*** Changes Chapter 258; see Agriculture, page 16



**Industrial loan/thrifts—
authority/regulations**

HF8*—Blatz

SF2—Wegscheid, Solon, Belanger, Adkins, Benson

Chapter 1:

- reduces regulatory restrictions and expands lending authority for industrial loan and thrift companies and regulated lenders.

Industrial Loan and Thrifts:

- exempts industrial loan and thrifts with deposit liabilities from posting a \$5,000 bond before they can issue cashier's checks;
- enables the Federal Deposit Insurance Corporation (FDIC) to insure deposits in industrial loan and thrifts;
- makes it a business decision rather than a decision of the Department of Commerce to open new non-deposit-taking industrial loan and thrifts; requires the Department to assess the need to do so;
- removes the commissioner's discretionary authority to require a contested case hearing on an application to operate an industrial loan and thrift when no one has filed an objection;
- eliminates the Department's review of whether the proposed name for an industrial loan and thrift may be mistaken for another one in Minnesota;
- permits non-deposit-taking industrial loan and thrifts to change locations without the commissioner's approval;
- permits industrial loan and thrifts to charge discount points, fees, late payment charges and insurance premiums;
- permits federally approved mortgage bankers to purchase mortgage loans from industrial loan and thrifts without obtaining a license as an industrial loan and thrift;

- permits an industrial loan and thrift to use "savings" in its corporate name if the savings deposits are FDIC insured and then only if the word "loan" does not follow "savings";
- repeals the requirement for filing a certificate of authorization for an industrial loan and thrift with the secretary of state.

Regulated Lender:

- allows a regulated lender to make loans in amounts up to 10 percent of the lender's capital;
- replaces the \$38,500 limit on loans a regulated lender makes with a limit of the greater of \$35,000 or 10 percent of the company's capital;
- eliminates consideration of the convenience and advantage of the community in reviewing an application to become a regulated lender;
- permits a regulated lender to relocate its business outside the municipality it currently operates in;
- increases the minimum late payment charge from \$2.20 to \$4;
- provides a civil penalty of \$100 for intentionally violating a provision of the law governing regulated lenders;
- provides an inflation adjustment for the amount of debtor's personal property which is exempt from creditors;
- removes the \$165 cap on fees for mortgage preparation.

Enactment: June 24, 1985

Effective: day after enactment except for provision relating to inflation adjustment of a debtor's personal property which is effective July 1, 1986



**Corporations—
takeover/business law changes
no companion**

SF10*—Luther, Freeman, Moe, R.

Chapter 5:

- amends the state's corporate takeover law (Chapter 80B) and business corporations law (Chapter 302A);
- makes various definition changes;
- clarifies that a target company is one with assets in Minnesota worth at least \$1 million (current law uses

the phrase "substantial assets in Minnesota");

- amends the definition of "takeover offer" to include an offer:

- that would increase ownership by 10 percent increments of the outstanding shares rather than by 5 percent,
- to exchange the shares of 1 company for another company,
- by a company to acquire its own shares during a takeover offer someone else has made;
- removes the commissioner of commerce's power to:

- extend the time period for hearings and review of a takeover offer beyond the statutory limits,
- assess the fairness of the required disclosure,
- exempt people from the requirement to file registration statements under Chapter 80B;

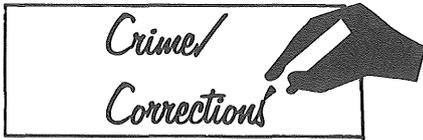
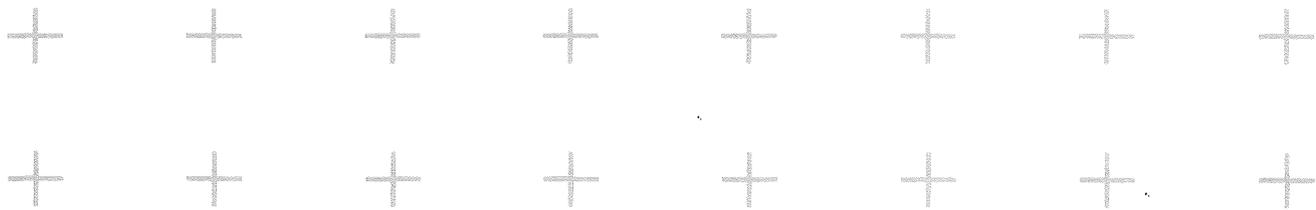
- permits an offeror to distribute materials to Minnesota residents for information purposes only while the offer is suspended and allows the target company to then distribute "information only" materials to offerees who are residents in this state;
- provides that beginning Aug. 1, 1986, section 302A.671 does not govern a control share acquisition unless the articles or bylaws expressly provide for it (this requires shareholder approval);

- amends the ranges of voting power to which the control share acquisition law applies;

- permits the board of directors to reject a control share acquisition proposal;

- permits acquiring persons to vote their shares on the control share acquisition proposal (prior to this change, the law disqualified those shares from voting on the proposal);
- requires immediate return of any acquired shares if the control share acquisition isn't completed.

Effective: Aug. 1, 1986



Drunk driving/hit-run penalties/crime victims no companion

SF8*—Pogemiller, Diessner, Knaak, Donna Peterson, Spear

Chapter 4:

- requires the commissioner of public safety to follow the Administrative Procedure Act in adopting administrative rules relating to laws on drunk driving;
- clarifies that laws on drunk driving apply to motor vehicles operating on the ice of any boundary water in the state;
- clarifies and changes criminal penalties in hit and run accidents so that:

-if the driver causes an accident resulting in death, the maximum sentence increases from 5 years in prison and/or \$10,000 to 10 years and/or \$20,000;

-if the driver causes the accident resulting in great bodily harm she or he may get a maximum sentence of 5 years and/or \$10,000;

-if the driver didn't cause the accident that resulted in death, the maximum sentence decreases from 5 years and/or \$10,000 to 3 years and/or \$5,000;

-if the driver didn't cause the accident that resulted in great bodily harm, the maximum sentence decreases from 3 years and/or \$5,000 to 1 year and 1 day and/or \$3,000;

- permits use of driver's license photographic negatives for law enforcement purposes in the investigation and prosecution of violations relating to motor vehicle accidents, drunk driving, drivers licenses, or fleeing from a peace officer in a motor vehicle;
- makes the following changes to the Crime Victims Reparations Act:

-includes violations involving criminal vehicular operations resulting in death or great bodily harm in the definition of crime, so that victims of that crime are entitled to reparations;

-permits victims to recover reparations even if the offender is a spouse, next of kin, or household member;

-exempts domestic child abuse victims from some time limit requirements that apply to reporting crimes and filing claims;

-eliminates \$100 deductible that applied to economic loss claims, and raises the individual maximum reparations limit from \$25,000 to \$50,000;

-increases the size of the Reparations Board from 3 to 5 members;

- establishes a 12-member Minnesota Crime Victim and Witness Advisory Council;
- creates a Crime Victim Ombudsman; prescribes powers and duties contingent on the receipt of federal funds to pay the costs of the ombudsman's office;

• requires the commissioner of public safety to report to the Legislature by Feb. 1, 1987 and biennially thereafter on sections regarding changes to the Crime Victims Reparations Act, the Crime Victim and Witness Advisory Council, and the Crime Victim Ombudsman.

Enactment: June 24, 1985
Effective: various dates



Education Finance Omnibus Bill**

HF3*—Olsen, S., Backlund, Thiede, Erickson, Kostohryz

SF1—Nelson, Pehler, Peterson, R., Darrel Peterson, Donna Peterson

Chapter 12

Total: \$1,215.6m; \$1,312.0m

Article 1—Foundation Aid

Total: \$689.0m; \$804.6m

Foundation Aid:

\$685.4m; \$797.2m

Summer Instruction:

\$7.9m; \$7.4m

• sets foundation aid formula at \$1,690 for the 1986-87 school year;

• sets basic maintenance mill rate at the dollar equivalent of 23 mills;

• bases Aid to Families with Dependent Children (AFDC) pupil units

will be based on a current year count for the 1986-87 school year and each year thereafter;

• increases minimum increase guaranteed by the tier allowances from \$25 per pupil unit in 1984-85 and 1985-86 to \$50 per pupil unit in 1986-87 and subsequent years;

• requires basing county apportionment on the proportion of each district's assessed value within the county in the prior year;

• provides that each handicapped prekindergarten pupil in an approved program counts as 1/2 pupil unit if the individual education plan (IEP) requires less than 437 hours of services, or the ratio of the number of hours of service to 875, if the IEP requires more than 437 hours;

• repeals revenue equity aid recapture for districts which are off the basic foundation formula, effective for the 1986-87 school year;

• removes curriculum and staff development, parent or community involvement, and experimental delivery systems from authorized uses of summer program aid and levy;

• establishes formulas for declining pupil unit aid and declining pupil unit levy;

• prohibits resident district from claiming foundation aid on a pupil attending school at a "program of excellence" in another district;

• changes computation of equalization aid for referendum levies in taconite districts by reducing the levy subtraction from 2.0 mills to 1.75 mills;

• encourages the Legislative Commission on Public Education to conduct a study of school district foundation and retirement revenue;

• provides additional foundation aid of \$50 per pupil unit to a district with more than 2,500 square miles in area and 6 or more secondary schools, for the 1985-86 and 1986-87 school years.

Article 2—Transportation

Total: \$89.0m; \$84.7m

Transportation Aid:

\$89.0m; \$84.6m

Programs of Excellence Transportation Aid:

\$17,000; \$17,000

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Post-secondary Institutions Transportation:

\$50,000 FY'86

- sets the inflation factors for determining transportation aid entitlement at 8.9 percent for 1985-86 and 6.7 percent for 1986-87;
- increases the basic transportation levy limitation from 1.75 to 2.25 mills for the 1986-87 school year and thereafter, for purposes of computing transportation aid;
- allows districts to provide bus transportation along regular bus routes for participants in early childhood programs if these services do not increase the district's expenditures for transportation; cost allocations for these services are part of regular transportation costs for the purposes of determining transportation aid;
- changes repealer date of the law that passed in 1985 regular session relating to definition of school bus carrying fewer than 16 passengers, from Sept. 1, 1986 to Sept. 1, 1985.***

Article 3—

Special Education

Total: \$150.5m; \$155.6m

Special Education Aid:

\$138.0m; \$142.8m

Special Education Summer Programs:

\$4.2m; \$4.1m

Limited English Proficiency Program Aid:

\$2.7m; \$2.8m

Indian Language and Culture Program:

\$585,200; \$588,300

Secondary Vocational Handicapped Aid:

\$3.5m; \$3.6m

- sets state reimbursement for regular special education teachers and teachers in secondary vocational handicapped programs at the lesser of 70 percent of salary or \$19,500; prorates reimbursement for part-time teachers;
- reduces state reimbursement level for contracted services from 60 percent to 55 percent;

- sets reimbursement level for limited English proficiency (LEP) teachers at the lesser of 65 percent of the salary or \$18,100; prorates reimbursement for part-time teachers;
- removes student-to-staff ratios for pupils in levels 1, 2, or 3;
- defines school age for handicapped children as ages 3 to 21 instead of ages 4 to 21;
- requires local health, education, and social service agencies to refer to the school district children from age 3 to 5 whom they suspect need special instruction and services;
- encourages school districts to contract with developmental achievement centers for services for handicapped children under the age of 5 and their families;
- requires school districts to provide special instruction and services appropriate to the child's level of functioning and needs for handicapped children between the ages of 3 and 5 and their families;
- requires school districts or groups of districts to establish an inter-agency early learning committee for handicapped children under age 5 and their families, and requires a report to the commissioner of education by Dec. 1, 1985; requires the commissioner to report the results of the study to the Legislature by Feb. 1, 1986;
- requires the 1986 Legislature to consider the feasibility of establishing and funding a comprehensive delivery system for providing services to handicapped children under age 3 and their families, on the basis of recommendations of the handicapped children report;
- prohibits the Departments of Education, Health, and Human Services, counties, and school districts from reducing the level of funding for services for handicapped children under age 5 and their families below the level of funding for FY'85;
- requires the Department of Education to establish an office to facilitate transition of handicapped pupils from secondary education to employment or post-secondary programs;
- provides for state reimbursement for 1/2 of district expenditures for necessary travel of essential personnel providing home-based services to handicapped children under age 5 and their families;

- authorizes school districts, except the intermediate districts, to levy an amount equal to 70 percent of the costs of salaries of special education and 65 percent of LEP essential personnel not reimbursed by aid;
- authorizes an additional reimbursement special education levy in 1985 for the 1985-86 school year;
- requires the Department of Education to conduct a study and make recommendations to the Legislature on the fiscal impact and educational effectiveness of providing state aid for occupational therapy in special education programs by Feb. 1, 1986;
- requires the Departments of Health, Education, and Human Services to collect information and data on the revenues and expenditures for serving handicapped children under age 5 for FY'86 through FY'88;
- allows current employees of developmental achievement centers 3 years to meet the board of teaching licensure requirements;
- requires the commissioner to report to the Legislature about the transition of handicapped pupils from school to post-secondary training and employment by Feb. 1, 1987.

Article 4—Community and Adult Education

Total: \$9.0m; \$10.0m

Community Education Aid:

\$1.7m; \$1.7m

Adult Basic Education Aid:

\$1.8m; \$1.8m

Early Childhood Family Education Aid:

\$5.2m; \$6.0m

- sets adult basic education program aid at 75 percent of program costs;
- provides for payment of aid only for programs the commissioner of education approves and provides that total aid will not exceed the amount appropriated;
- sets the community education formula at the greater of \$7,140 or \$5.35 per capita minus a .8 mill levy for FY'87 and thereafter;
- establishes that districts offering an approved program for handicapped adults will receive aid equal to the lesser of \$25,000 or 1/2 of the amount of the approved budget;

- provides for levy authority for handicapped adult programs equal to the lesser of \$25,000 or 1/2 of the approved budget;
- changes the formula for early childhood family education revenue from 5 percent of the current year foundation aid formula allowance to 5 percent of the previous year foundation aid formula allowance beginning with FY'87;
- changes the early childhood family education levy from .4 mill to .5 mill;
- authorizes school boards to offer handicapped adult programs as part of their community education programs; requires program and budget approval by the Department of Education;
- includes expectant parents as early childhood family education program participants;
- requires periodical review of early childhood family education programs to assure the instruction and materials are not racially, culturally, or sexually biased;
- authorizes an additional levy in 1985 for handicapped adult programs for FY'86;
- requires the Department of Education to conduct a thorough evaluation study of early childhood family education programs and to report to the Legislature by Mar. 1, 1986.

**Article 5—
Access to Excellence**

Total: \$1.6m; \$3.3m

Arts Education Aid:

\$990,000; \$990,000

Arts Planning Grants:

\$100,000; \$100,000

Arts School and Resource Center:

\$491,000; \$2.2m

- establishes Minnesota School of the Arts and Resource Center:
- establishes a 15-member governor appointed board which the Senate will approve and which will have at least 1 member from each Congressional district and will have the power necessary for the care, management, and control of the school,

- provides for resource center programs, beginning in 1985-86, to improve arts education in elementary and secondary schools throughout the state,
- requires public post-secondary institutions to provide space at no cost to the school and resource center if available,
- requires the board to report to the Legislature by Feb. 1, 1986 and 1987, including a recommendation about the continuation of the school and resource center;
- establishes the "post-secondary enrollment options act" to promote rigorous academic pursuits and to provide a wider variety of options to high school pupils by encouraging and enabling secondary pupils to enroll full time or part time in eligible post-secondary institutions;

- makes provisions to:

- require school districts to grant academic credit for courses students completed at post-secondary institutions,
- require the Department of Education to pay a tuition reimbursement amount to post-secondary institutions under this program,
- allow a parent of a pupil to apply for reimbursement for transporting students to post-secondary institutions;

- establishes arts education aid at \$2.25 per pupil in grades K-6, with a minimum per district of \$1,200;
- authorizes the Department of Education to designate up to 30 sites for the comprehensive arts planning program; requires selection of sites by Nov. 1, 1985;
- increases arts planning grants from \$1,000 to \$1,250 for each of the 2 years;
- requires payment of funds for the arts education sites by Jan. 15, 1986 for the 1985-86 school year, and by Aug. 15, 1986 for the 1986-87 school year.

- requires payment of funds for the arts education sites by Jan. 15, 1986 for the 1985-86 school year, and by Aug. 15, 1986 for the 1986-87 school year.

- requires payment of funds for the arts education sites by Jan. 15, 1986 for the 1985-86 school year, and by Aug. 15, 1986 for the 1986-87 school year.

**Article 6—
Other Aids and Levies**

Total: \$47.7m; \$48.3m

Secondary Vocational

Education Aid:

\$21.1m; \$21.5m

Gifted and Talented Aid:

\$1.3m; \$1.4m

Council on Quality Education Venture Fund Grants:

\$717,700; \$450,000

Capital Expenditure Aid:

\$249,600; \$256,700

Maximum Effort Loans:

\$2.4m; \$2.6m

Educational Cooperative

Service Units:

\$715,700; \$743,700

Interdistrict Cooperation Aid:

\$1.5m; \$2.1m

Health Screening Programs:

\$882,000; \$527,400

School Lunch Aid:

\$4.6m; \$4.6m

Chemical Dependency Programs:

\$1.0m; \$1.0m

Non-Public School Aid:

\$6.8m; \$7.2m

Abatement Aid:

\$4.9m; \$5.0m

Extended Leaves of Absence:

\$938,000; \$602,000

- allows each district to receive the greater of \$40 per gifted and talented student or \$500 per district;
- sets secondary vocational aid at 41.5 percent of eligible expenses;
- requires that interdistrict cooperation plans include the attributable administrative cost, which may not exceed 5 percent of the instructional costs;
- establishes tobacco-use prevention programs that:
 - specify each tobacco-use prevention curriculum must include inservice training, evaluation of program results, a continuum of educational intervention related to tobacco use, targeted intervention for 12 to 14-year-old students, and prohibition of the use of tobacco on school premises by minors,
 - allow eligible districts to receive 52 cents in 1986 and 54 cents in 1987 for each pupil in an eligible school,
 - allow eligible districts to apply to the commissioner for aid by Oct. 1 of each school year, and
 - require commissioners of education and of health to provide assistance to districts;
- establishes preschool screening aid at \$16.15 per child screened in FY'86 and \$8.15 in FY'87;
- sets school lunch aid at 7.5 cents per full-paid lunch in FY'86 and FY'87;

- limits Council on Quality Education (CQE) grants to 3 years duration; specifies that 3rd year grant may not exceed 50 percent of 1st year grant; requires CQE to notify grant applicants that the applicant is expected to continue successful programs after the 3rd year;
- allows interdistrict cooperation levy amount to include administrative costs, up to 5 percent of the instructional costs;
- allows use of special purpose and hazardous substances capital expenditure levies for cleanup of fuel spills and associated expenses;
- requires department to make a grant to Jordan school district to compensate for pupil units lost in the 1984-85 school year because of sexual abuse investigations and resulting court actions;
- authorizes Dover-Eyota district to levy an additional \$91,000 in 1985 for capital expenditures;
- allows Mountain Iron-Buhl school district to levy \$63,000 for additional teacher salary expenditures, and \$50,000 for uniforms for teams and music groups of the new districts;
- allows Trimont school district to levy \$75,000 in 1985 to replace blacktop on the school parking lot;
- allows Edina school district to levy \$5 per capita in 1985 and 1986 for repairs to surplus school buildings used for public nonschool purposes.

Article 7—Miscellaneous

Total: \$0

- authorizes the State Board of Education to authorize local school boards to make permanent fund transfers;
- prohibits districts from permanently transferring money from a non-operating fund to another nonoperating or operating fund;
- authorizes school districts to develop voluntary fingerprinting programs to assist in the location and identification of missing children;
- allows school districts that received a federal institutional building grant for converting heating systems to wood to calculate payback of

conservation measures on the basis of cost of traditional fuel in use prior to wood conversion;

- makes compulsory attendance laws apply to students under the age of 7 who are enrolled in school, but clarifies that parents may withdraw a child under 7 from school at any time;
- permits school districts to use management information systems other than the ESV-IS subsystem if available through the regional centers or approved by the state board;
- removes minimum area requirements for school districts;
- requires the commissioner to appoint a 15-member advisory committee on nonpublic schools by Sept. 1, 1985;
- requires school districts to keep information relating to annual session days, and record of student attendance and transportation aid for 3 years;
- exempts certificates with a maturity of less than 12 months from public sale;
- authorizes the State Board of Teaching to grant provisional licenses, valid for 2 years, in fields where licenses were not previously issued or in fields where a shortage of licensed teachers exists;
- exempts the hiring of or promotion of individuals to certain administrative/supervisory positions from seniority requirements;
- allows school districts to prohibit guns in schools;
- provides that the White Earth Tribal Council is the school board for the Pine Point Experimental School and extends authorization of the school until July 1, 1989;
- allows districts to carry excess balances in their severance pay accounts until June 30, 1988 and requires elimination of 1/4 of the excess each year, beginning in 1985;
- requires the Department of Education to study the following:
 - the feasibility and development of alternate methods of financing construction costs for a secondary school when more than 3 school districts consolidate,
 - reducing class sizes of grades kindergarten through 3 to create optimum pupil-teacher ratios,
 - programs designed to meet the developmental needs of young children;

- allows the Minneapolis and Lambert school districts to accept interest-free loans from the federal government without voter approval;

Article 8—Technology and Educational Improvements

Total: \$7.5m; \$4.9m

Educational

Effectiveness Programs:

\$1.0m; \$781,000

Summer Program Scholarships:

\$500,000 FY'86

Assessment Item Bank:

\$300,000; \$300,000

Local Assessment Program:

\$233,000 FY'86

Planning, Evaluation, and Reporting (PER) Process Aid:

\$1.0m FY'87

PER Assistance:

\$120,000; \$120,000

Mastery Learning Program:

\$160,000; \$1.3m

Technology Demonstration Sites:

\$2.3m FY'86

Courseware Purchase Subsidy:

\$351,000; \$351,000

Courseware Integration Centers:

\$710,000 FY'86

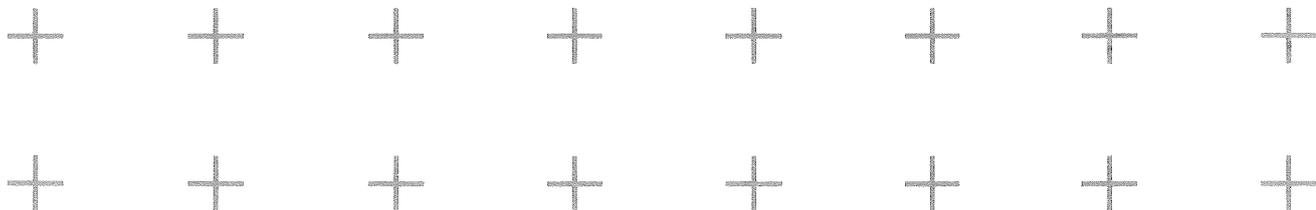
Technology Services:

\$649,000; \$649,000

Exemplary Teacher Education Programs:

\$150,000; \$150,000

- requires the state to adopt examinations to measure academic knowledge of teachers in their field of licensure; provides for field testing of exams and a report to the Legislature;
- requires beginning teachers who are applying for initial licenses issued after Apr. 4, 1988, to complete an examination of skills in reading, writing, and mathematics, in addition to an examination in their field of licensure;
- requires the Board of Teaching to develop a plan to evaluate, before issuing a continuing license, the teaching skills of beginning teachers by July 1, 1986;
- encourages school districts to develop plans for excellence in teaching and curriculum;



- allows school districts to enter into short-term, limited contracts with classroom teachers and requires a report to the Legislature by Jan. 15, 1987;
- requires the Board of Teaching to award at least 3 grants to public post-secondary institutions to develop exemplary teacher education programs;
- establishes mastery learning programs for grades kindergarten through 3 to provide optimal learning in reading through individualized learning plans that:
 - require the commissioner of education to designate 10 districts as demonstration sites for mastery learning by Mar. 15, 1986, and to pay each designated district a grant for the 1986-87 school year, and
 - require the commissioner to evaluate the program in a report to the Legislature by Dec. 1, 1987;
- requires each school board to establish a process to assure individual pupil mastery in communications and mathematics;
- establishes a scholarship program to enable secondary students to attend summer programs post-secondary institutions sponsor;
- requires the commissioner to determine which of the existing technology demonstration sites are eligible for continuation grants for the next 2 years and provides that grants will be from \$125,000 to \$175,000 and that grantees must continue to match the grants;
- allows the Board of Teaching to permit school districts to hire nonlicensed community experts to teach in the public schools;
- requires the commissioner to appoint an 11-member state curriculum advisory committee to advise the State Board and the Department on the planning, evaluation, and reporting process;
- requires the commissioner to establish educational courseware integration centers to assist in integrating technology materials into the curriculum;

- sets courseware subsidy aid at the lesser of \$1 times the number of pupils in the district or 25 percent of a district's courseware purchases during the coming biennium;
- requires evaluation and report on the sex equity of participation in the technology demonstration sites;
- allows a technology demonstration site district to levy the lesser of an amount equal to 1 mill times the adjusted assessed valuation of the district or the unreimbursed cost of the expenses associated with the purchase of equipment and the operation of the site and additional program costs attributable to the site;
- appropriates additional technology grants in FY'86 to:
 - 4 Sibley County school districts for \$150,000,
 - the Southwest Minnesota telecommunications project for \$200,000,
 - the Sherburne-Wright educational technology cooperative for \$130,000, and
 - the Mid State educational cooperative for \$130,000
- requires commissioner to designate and make grants to 4 courseware integration centers, 2 of which should be mobile centers;
- establishes a task force on an academic high school league;
- allows a district to use the 1985 summer educational improvement revenue allowance during the school year.

Article 9—Libraries

Total: \$5.1m; \$5.3m

Basic Support Grants:

\$4.9m; \$5.0m

Multi-County Library Systems:

\$205,100; \$213,000

- revises the public library grant formula.

Article 10—Cash Flow

Total: \$0

- codifies reduction of property tax shift amount from 32 percent to 24 percent of year's levy;
- allows commissioner to fund deficiency appropriations in the future with cancellations from other appropriations, except foundation aid deficiencies, which an open and standing appropriation funds;
- bases aid payments to non-operating funds and districts on 85 percent in the current year and 15 percent in the following year;

- requires payment of 100 percent of the following aids in the current year of entitlement:

- grants for transportation to post-secondary institutions for secondary pupils taking classes under the post-secondary choice program,
- grants for transportation to a program of excellence,
- handicapped adult program aid, arts education aid, technology site grants, and
- courseware purchase aid.

Article 11—Retirement

Total: \$216.2m; \$195.5m

- defines "Teacher Retirement and FICA Aid Allowance" as equal to the district's teacher retirement and social security contributions for the base year, multiplied by inflation factors, then divided by the number of pupils in the base year;
- provides that a district's teacher retirement and Federal Insurance Contribution Act (FICA) aid is its aid allowance times the number of pupils for the current school year, beginning in FY'87;
- provides for payment of aid to intermediate districts, joint vocational-technical districts, cooperatives, Education Cooperative Service Units (ECSU), and, regional management information centers based upon inflated base year costs, adjusted for changes in full-time equivalent (FTE) number of teachers;
- requires districts to make payments for retirement and social security instead of the state.

Enactment: June 27, 1985

Effective: various dates

**The Higher Education Omnibus Bill, Chapter 11, appears under Appropriations, page 82

***Changes Chapter 280; see Transportation, page 73



Alarm/communications systems—licensing regulations no companion

SF15*—Waldorf, Wegscheid, Brataas

Chapter 6:

- regulates persons who lay out, install, or maintain certain alarm and communications systems and requires them to have a contractor's license;
- provides a misdemeanor penalty for anyone who undertakes or offers to undertake such work without having the required bond and insurance (repeals penalty July 1, 1986);
- increases the number of members on the board of electricity from 9 to 11;
- provides for inspection of installation of alarm systems;
- defines "alarm and communication system" and other terms.

Effective: July 1, 1985



Local Water Management Act

HF9*—Johnson, Valan, Norton, Kalis, Shaver
SF20—Peterson, R.

Chapter 2:

- encourages counties to develop and implement a comprehensive water plan and prescribes planning duties and authority, and sets requirements for content and scope of county water plans;
- establishes procedures for review and adoption of county water plans;

- outlines duties of the state Water Resources Board, which include coordinating assistance to counties, resolving disputes between local units of government, establishing a process of review of comprehensive water plans, adopting rules and establishing an advisory committee;
- requires local units of government to amend existing water and related land resources plans and official controls to conform them to the approved comprehensive water plan; establishes special powers;
- outlines procedures counties have under approved comprehensive water plans;
- allows governing body of any county, municipality, or township to levy a tax in an amount necessary to implement the local water management act;
- provides procedures for solving disputes between local units of government that arise out of the comprehensive water plan or its implementation;
- requires Water Resources Board to report each year to the Legislative Commission on Minnesota Resources on the board's functions and implementation of the act;
- provides, with certain exceptions, that the act does not apply to communities within the Twin Cities metropolitan area that are planning under the mandatory Metropolitan Surface Water Planning Act (enacted in 1982).

Effective: Aug. 1, 1985

Superfund changes/victims' compensation fund

HF6*—Sviggum, Olsen, S., Neuenschwander
SF12—Merriam, Moe, R., Knaak, Wegscheid, Berg

Chapter 8:

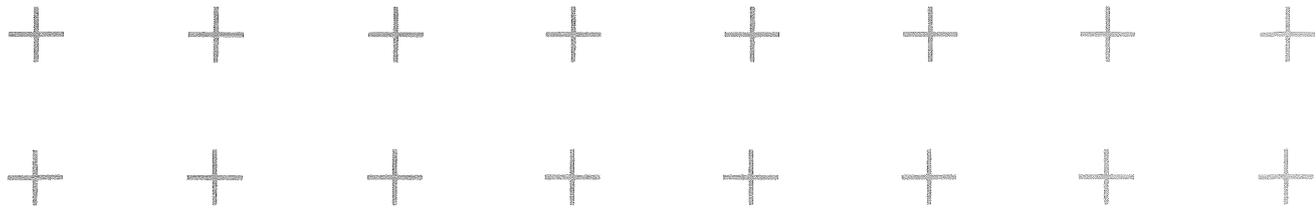
- makes changes to the Minnesota Response and Liability Act (MERLA), otherwise known as "superfund" and establishes a fund and procedure for compensating people with chronic or progressive illness or disability because of exposure to releases of hazardous substances.

Major provisions:

- repeals the statutorily mandated joint and several liability provision for personal injury and economic loss and lets common law apply (joint and several liability allows plaintiffs to sue one or more parties

to such liability separately, or all of them together at their option; common law allows such liability only when the person claiming the injury can show there's no single source for the injury);

- changes the retroactivity date for damage claims for economic loss or personal injury liability from Jan. 1, 1960 to July 1, 1983;
- deletes the cap which limits the amount of damages a victim can recover in a joint and several liability action (that cap was twice the percentage of fault of each person jointly liable);
- repeals the causation section for personal injury that eased the plaintiff's burden in getting a case before a jury and lets common law apply (prior to this change, to get the case before a jury, a plaintiff will have to show a probability that a certain release caused the injury; under the new law, a plaintiff would have to show that a specific release caused the injury);
- sets up a 5-member board the governor will appoint to administer the fund consisting of: a physician knowledgeable in toxicology, an attorney, a specialist in hazardous substance injury, and 2 members of the public;
- allows persons with personal injuries or persons with certain property damage (replacing or decontaminating their primary source of drinking water) to file a claim if the injury or damage could reasonably have resulted from exposure in Minnesota to a hazardous substance released from a facility;
- allows persons with other property damage (lowering of property value) to file a claim only if the responsible persons are unknown or they haven't been able to get a judgment satisfied;
- provides that eligible personal injuries include medically verified chronic or progressive diseases, illnesses or disabilities; or acute diseases or conditions after a single or



limited exposure where the responsible persons are unknown or injured persons haven't been able to collect on a judgment;

- provides that people cannot collect compensation for the following injuries: those workers' compensation covers; those occurring through the use of consumer products; those occurring outside Minnesota; those where the claimant was responsible for the release;

- requires a claimant to file a claim for personal injury within 2 years of the injury and the discovery of its connection to exposure to a hazardous substance; requires a claimant to file a claim for property damage within 6 years of discovery;

- prohibits a person from filing a claim with the board if he/she has:
 - settled with responsible persons for the release either before or after a court action,

- won a judgment in court on the same claim unless part or all of the judgment cannot be satisfied,
- filed the same claim with the board;

- prohibits a person from filing a claim in court if he/she has received and accepted an award on the same claim from the board;

- requires a claimant to include all known injuries or damages in 1 claim;

- prohibits a claimant from filing a claim with the board and pursuing a court action at the same time; suspends the time for filing a claim or bringing a court action while the other is pending;

- requires the board to grant compensation to persons claiming personal injury who show that:

- more likely than not they suffer a medically verified injury eligible for compensation from the fund that has resulted in a compensable loss,
- they have been exposed to a hazardous substance,

- the release of the substance could have reasonably resulted in their exposure, and the exposure can cause or significantly contribute to their injury;

- requires the board to grant compensation to persons claiming property damage who show that more likely than not they suffer compensable property damage reasonably resulting from release of a hazardous substance from a facility;

- provides that a final decision of the board is not appealable;

- limits the amount of compensation an injured person may recover from the fund to \$250,000 per claimant, per claim;

- appropriates \$2 million to the Hazardous Injury Compensation Fund.

Effective: July 1, 1985



State government—employee relations/other provisions

HF5*—Sviggum, Pappas, McPherson, Knuth

SF9—Moe, D., Spear, Wegscheid

Chapter 17:

- requires state agencies that provide information or services to the public and that serve a substantial number of non-English-speaking people, to employ enough bilingual people or interpreters, when filling vacancies, to ensure provision of information and services to non-English-speaking people;

- encourages those state agencies to provide materials in non-English language for the non-English population they serve, and to provide their local offices with written materials in foreign language under certain circumstances;

- provides that public employees who qualify as members on the world championship or Pan American team will get a leave of absence without loss of pay or benefits for a certain amount of time to prepare for and participate in competition (already applies for Olympic competition);

- excludes employees who have an active workers' compensation claim from inclusion in an agency's approved complement;

- allows the commissioner of employee relations to negotiate a collec-

tive bargaining agreement or approve a compensation plan allowing employees to get payment for accumulated vacation leave upon beginning a long-term unpaid leave of absence, if the leave is not for the purpose of accepting an unclassified position in state civil service;

- provides that the number of women designated for inclusion in the career executive service must be proportional to the number of women eligible for membership, and removes requirement that 40 percent of persons designated for inclusion must be women;

- allows commissioner of employee relations to assess agencies a fee for each employee of the agency who belongs to the career executive service to cover the cost of providing training and development services;

- includes among activities that constitute executive branch conflict of interest, the solicitation of a financial agreement for an employee or entity other than the state when the state is currently providing or intends to provide the services in the agreement;

- requires approval of commissioner of administration, instead of executive council, to grant right-of-way over state-owned land to any railroad company;

- provides for review of state trooper arbitration awards in the District Court of the county where the trooper resides, instead of in the Court of Appeals.

Enactment: June 28, 1985

Effective: day after enactment for sections relating to public employees who qualify for athletic competition on world championship or Pan American levels, exclusions from agency complements, accumulated vacation leave, career executive service, conflicts of interest, and state troopers; Aug. 1, 1985 for remaining sections



*Health/
Human Services*

**Nursing homes—changes
no companion**

SF4*—Berglin, Knutson

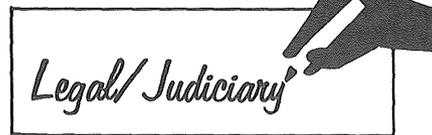
Chapter 3:

- requires the commissioner of health to establish resident reimbursement classifications on the basis of assessments of residents under rules set forth by the commissioner of human services; describes procedures for requesting reconsideration of classification;
- imposes restrictions on hospital swing beds (licensed hospital beds certified to participate in the federal Medicare program) by limiting hospital license eligibility for swing beds and setting other conditions that swing bed hospitals must meet for licensure;
- clarifies and strengthens current laws on the enforcement of laws and rules regulating nursing homes, particularly violations that risk resident care and safety;
- expands the moratorium on medical assistance certified nursing home beds to include all licensed nursing home beds;
- prohibits medical assistance payments to a patient in a swing bed;
- expands the preadmission screening requirement to all applicants seeking admission to a licensed nursing home or boarding care home in the medical assistance program;
- requires Medicare certification of all nursing homes certified as skilled nursing facilities, with certain exceptions;
- expands the scope of the Long Term Health Care Commission to include the goal of controlling health care costs;

- allows bingo in nursing homes and senior citizen housing projects or organizations under certain conditions without complying with the state's charitable gambling laws, and exempts winnings from taxation;
- requires the commissioners of health and of human services to review all applications for public financing of nursing home projects.

Enactment: June 24, 1985

Effective: various dates



Legal/Judiciary

**Revisor's changes—
unconstitutional statutes**

HF11—Bishop

SF25*—Jude, Reichgott, Knaak

Chapter 16:

- conforms various laws to judicial decisions of unconstitutionality and suggestions for clarity;
- corrects various legislative enactments.

Enactment: June 28, 1985

Effective: various dates



*Pensions/
Retirement*

Pensions—changes

HF2*—Knickerbocker, Sviggum, Simoneau, Sarna, Gutknecht

SF3—Moe, D., Spear, Renneke, Wegscheid, Pogemiller

Chapter 7:

- makes technical corrections to the major pension revision law the Legislature passed in 1984;
- makes administrative changes for the Minnesota State Retirement System, one of which reverses the workers' compensation offset, reducing the workers' compensation benefit by the amount of the pension disability benefit;

- makes administrative changes for the Public Employees Retirement Association and the Teachers Retirement Association;

- repeals certain language to correspond to changes in this legislation.

Enactment: June 25, 1985

Effective: various dates



Resolutions

**Radioactive waste
disposal site**

no companion

SF13*—Merriam, Bernhagen, Frederickson, Doug Johnson, DeCramer

Resolution 1:

- memorializes the U.S. Department of Energy of the state's opposition to having a high-level radioactive waste disposal site in Minnesota (the Department is presently considering Minnesota for one of 2 national permanent repositories for high-level radioactive waste).

**State income taxes—
federal deductibility**

HF7*—Schreiber

no companion

Resolution 2:

- memorializes the President and Congress to retain the federal income tax deduction for state and local taxes.



Taxes Omnibus Bill

HF10*—Schreiber, McKasy,

Dempsey, Himle, Kvam

SF22—Doug Johnson, Peterson, C.,
Novak, Merriam, Petty

Chapter 14:

- provides \$866.1 million in individual income, sales, corporate and property tax relief over the next biennium and drops Minnesota's top income tax rate from 1st in the country to 15th.

Article 1—Income Tax

- reduces individual income tax rates and restructures and simplifies the tax;
- eliminates 69 pages, schedules, and bulletins; and provides for a 1-page tax form;
- combines husbands' and wives' income and deductions and requires them to pay on a joint filing basis; requires them to file a joint return if they filed jointly for federal income tax purposes;
- makes the federal tax deduction optional; allows the taxpayer to deduct federal taxes and pay on the basis of a schedule of higher tax rates or to forgo the deduction and pay under a schedule of lower tax rates;
- provides that married couples with taxable incomes of \$31,750 and over and single filers with taxable incomes of \$19,400 and over who take the federal deduction pay the maximum statutory rate of 14 percent; married couples with taxable incomes of \$30,800 and over and single filers with taxable incomes of \$16,200 and over who do not take the federal tax deduction pay the maximum statutory rate of 9.9 percent;
- eliminates the following additions to federal adjusted gross income (FAGI) (taxpayers currently add back these items on their Minnesota returns making them subject to taxation):

- contributions to individual retirement accounts (IRAs) and self-employed pension plans,

- contributions to a public pension plan,

- farm losses when non-farm income exceeds \$30,000,

- the federal deduction for married couples where both people are wage earners,

- a portion of the capital gain on property with a family farm security loan;

- eliminates the following subtractions to FAGI (taxpayers currently subtract these items on their Minnesota return):

- one-half of social security and retirement benefits when income exceeds \$25,000 (single) and \$32,000 (married),

- interest on family farm security loans,

- interest on certain contracts for deed entered into in 1981 through 1983 for the sale of a farm,

- amount of federal targeted jobs credit;

- makes the following changes to the current pension exclusion (presently, a taxpayer can deduct up to \$11,000 of pension income reduced by the greater of (1) the amount of FAGI in excess of \$17,000 excluding the social security and railroad benefits which a taxpayer included in FAGI, or (2) social security and railroad retirement benefits and the excess over \$23,000 of FAGI excluding social security and railroad benefits which a taxpayer included in FAGI:

- restricts the pension exclusion to persons who are 65 or older or who are disabled except for public safety pension recipients (police, fire, highway patrol, and correctional employees),

- makes railroad retirement benefits fully exempt and not subject to the income offset,

- repeals the \$23,000 alternative income offset,

- retains the exemption of \$11,000 for volunteer firefighter's pensions (not subject to income offset);

- automatically incorporates federal tax deductions except that taxpayers will have to add back state income taxes and will be able to continue to deduct their dependent education expenses (Note: the effect of automatically incorporating federal deductions increases the amount of charitable contributions allowable

from the current 30 percent of income to 50 percent of income; it also changes the allowable deduction for adoption expenses to \$1,500 for children with special needs rather than \$1,250 for all children);

- provides a standard deduction of 10 percent of a taxpayer's gross income, up to a maximum of \$2,400 (single and married) and \$1,200 (married filing separately);

- provides for a personal credit of \$70 and restricts the credit to those persons meeting the federal definition of dependent (present law provides for \$70 plus the 1985 inflation adjustment);

- limits the research and development credit to corporations only;

- eliminates the following credits:

- pollution control equipment,
- feedlot pollution control equipment,

- conservation tillage planter,

- homemaker,

- residential energy,

- resource recovery equipment,

- equity investment; and low income;

- replaces the add-on minimum tax with a Minnesota alternative minimum tax, calculated in a manner similar to the federal alternative minimum tax (the basis for the current minimum tax is the federal alternative minimum tax amount, with certain subtractions, and a 40 percent rate applied to the remaining tax); the new tax is calculated by:

- adding FAGI and federal tax preference items,

- subtracting U.S. Bond interest, non-business interest expenses to the extent of investment income, and the exemption amount (\$40,000 for married and \$30,000 for single taxpayers),

- multiplying the balance by 4 percent (the taxpayer pays the tax only if it is higher than the regular state income tax);

- permits deduction of 40 percent (currently 25 percent) of social security taxes self-employed individuals pay, effective for tax year 1986;

- provides that the tax due on a gain from a farm foreclosure sale is dischargeable in bankruptcy;
- becomes effective, generally, for tax year 1985.

Article 2—Sales Tax

- exempts from the sales and use tax the following:

- farm machinery repair and replacement parts (except tires),
- ticket sales or admissions to regular season school games, events and activities,
- electricity for making snow for outdoor use for ski hills, ski slopes, and ski trails (effective for sales after June 30, 1985);

- repeals the exemption for the sales and use tax for central telephone equipment (effective Dec. 31, 1986);
- decreases the sales tax on farm machinery from the current 4 percent to 2 percent (effective for sales after June 30, 1985);
- imposes a flat \$10 tax on sales of cars which are 10 years or older, excluding certain above-market old cars worth \$3,000 or more (effective for sales or transfers after July 31, 1985);
- increases the beer tax credit from \$2 per barrel to \$4 per barrel on 25,000 barrels; the maximum credit is equal to the lesser of the tax liability or \$100,000 (effective Aug. 1, 1985).
- amends effective date of a section of Chapter 83 of 1985 laws, relating to the "ponderous machinery test," providing that the section does not apply to written contracts entered into before July 1, 1985, or to written bids submitted for contracts before July 1, 1985.**

Articles 3 and 4—Property Tax; Property Tax Recodification

- increases the maximum homestead credit from \$650 to \$700;
- increases the agricultural credit percentages from 33 to 36 percent for the first 320 acres of homestead property and from either 10 or 15 percent to 26 percent for all other agricultural and timber property;

- reduces the highest classification ratio on agricultural and timber property from 19 to 18 percent;
- becomes effective (Article 3), generally, with taxes levied in 1985, payable in 1986;
- recodifies the property tax classification and homestead credit law (effective for taxes payable in 1987).

Article 5—Property Tax Refund

- restructures the property tax refund rate schedules and eliminates the "free zone" (where the state provides a 100 percent refund for certain amounts of tax); provides for new phase-out schedules of the maximum credits;
- requires all filers to pay at least 1 percent of their income in property tax, or equivalent, to qualify for benefits;
- eliminates the special rate schedules for those 65 or older or disabled and replaces with an exemption allowing seniors and the disabled to subtract the first \$2,000 of income in determining "household income";
- becomes effective, generally, for claims based on rent paid in 1985 and property taxes payable in 1986.

Article 6—

Local Government Aids

- increases local government aids to cities by 8 percent over 1985, or a total of \$286 million for 1986;
- enacts a new local government aid formula which equalizes for fiscal capacity, while providing for declining levels of aid at higher levels of spending;
- provides the maximum increase a city may receive is 12 percent, and guarantees that all cities receive at least their 1985 level of aid;
- guarantees that first class cities receive a 2 percent increase in aid (Minneapolis will get a 2 percent increase, St. Paul an 8 percent increase, and Duluth a 12 percent increase);
- increases aids to towns from 50 to 60 percent of their 1983 aid;
- becomes effective for calendar year 1986 local government aids.

Article 7—

Hennepin County Park Reserve

- increases the mill rate limit for the Hennepin County Park Reserve District from 1 to 1.3 mills and authorizes the district, rather than the Hennepin County Board, to levy park district taxes;

- requires the district to submit its budget to the Hennepin County Board and allows it to approve items over a board veto with a 2/3 vote;
- provides that the Hennepin County Park Reserve District consists of the area outside the city of Minneapolis and renames the district the Suburban Hennepin Regional Park District;
- becomes effective upon local approval.

Article 8—

Economic Development

- limits the state fair's power to contractually prohibit performers at the fair from performing elsewhere in Minnesota (effective Aug. 1, 1985);
- exempts purchases of capital equipment in excess of \$100,000 for new or expanded manufacturing plants in distressed counties from the state sales tax (effective for sales after Aug. 1, 1985);
- establishes a program of economic diversification grants for property and sales tax abatements and interest rate reductions to targeted businesses; appropriates \$8.8 million to the program with 1/2 of the amount going for businesses in distressed counties (effective Aug. 1, 1985);
- restructures the industrial development bond allocation law; reduces the entitlements for local units of government and makes larger amounts of authority available through a competitive pool for all local units of government; modifies priorities for distribution of pool authority to grant preference to industrial, waste management, and commercial redevelopment projects; places limits on authority available for waste management and commercial projects (effective, generally, for 1986 allocations);
- authorizes municipalities to issue variable rate and crossover refunding bonds and allows the issuance of general obligation bonds to pay unfunded pension liabilities (effective day after enactment);
- increases the bonding authority of the Minnesota Housing Finance Agency by \$370 million (up to \$1.99 billion);***

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- becomes effective on various dates.

Article 9—Jobs Bill

- establishes the purpose of the act as the streamlining and coordination of the state's employment and training delivery system, the simultaneous reduction in unemployment rates and welfare caseloads, and maximization of human resource productivity and economic opportunity;
- reorganizes the coordination of the state's employment and training delivery system by changing responsibilities among state agencies and local jurisdictions;
- creates a new Department of Jobs and Training which will have many of the same responsibilities as the current Department of Economic Security;
- creates an Office of Full Productivity and Opportunity to coordinate and plan state employment and training services;
- transfers programs between state agencies including sliding-fee child care, hearing impaired, and services for the blind;
- integrates the new Work Readiness program (see Health and Human Services Omnibus Bill) into the state's "Job Strategy";
- replaces the Minnesota Emergency Employment Development (MEED) program with a wage subsidy program and places local responsibility with counties;
- creates 2 new public employment programs: the Employment Experience Program (EEP) which counties may require work readiness registrants to participate in as a condition to receiving their checks, and a Community Investment Program (CIP) which pays recipients a wage;
- becomes effective on various dates.

Article 10—Mining Tax

- provides that the commissioner of revenue will no longer collect taconite production taxes, deposit them in the state general fund, and then distribute them to the local governments and the Iron Range Resources Rehabilitation Board (IRRRB); provides that beginning with taxes payable in 1986, taconite production taxes will go directly to the eligible counties and the IRRRB;
- eliminates the 1-cent production tax distribution to the state and provides for a production tax distribution to townships having more than 75 percent of their Jan. 2, 1982 assessed value in iron ore;
- reduces the occupation and royalty tax rates on taconite and natural ores to 14.5 percent of ores produced in 1986 and 14 percent on ores produced in 1987 and thereafter;
- allows producers of natural iron ore to deduct property taxes paid on mine property in determining the taconite occupation tax due;
- becomes effective on various dates.

Article 11—Mortgage Registration and Deed Tax

- deposits revenue from mortgage registrations and deed taxes with the counties and provides that 95 percent of the statutory mortgage registry rate and 97 percent of the deed tax go to reduce welfare aids to the counties;
- becomes effective July 1, 1985.

Article 12—Railroad Refunds

- appropriates sufficient funds to the commissioner of revenue to make railroad property tax refunds for the 1983 assessment year resulting from court orders or abatements the county board has approved;
- allows an additional 1985 levy, for taxes payable in 1986, equal to the difference between a court-ordered refund a county paid to a railroad and any reimbursement for that refund the county received from the state;
- becomes effective day after enactment.

Article 13—Estate Tax

- repeals the regular Minnesota estate tax, but continues to impose the "pick-up tax" equal to the amount of the state death tax credit under the federal estate tax (the federal credit provides a dollar-for-dollar reduc-

tion of federal tax liability. As a result, an estate's total state and federal tax liability will equal the amount of the imposed federal estate tax);

- becomes effective, generally, for individuals who die after Dec. 31, 1985.

Article 14—

Telephone Gross Earnings

- phases out the telephone gross earnings tax over a 5-year period ending in 1990;
- repeals the sales tax exemption for central telephone equipment for sales after Dec. 31, 1986;
- subjects telephone company property to regular property taxes beginning for taxes payable in 1987.

Article 15—

Payments and Refunds

- increases the interest rate on tax refunds from 6 percent to 80 percent of the floating rate charged on late payments of the tax;
- becomes effective for interest earned after Dec. 31, 1985.

Article 16—Revenue

Department Enforcement

- authorizes the commissioner of revenue to enter into an agreement with the commissioner of public safety allowing certain Department of Revenue employees to have access to the criminal justice data communications network;
- authorizes the commissioner to request the attorney general or a county attorney to assist in criminal tax investigations;
- provides that a tax preparer who knowingly prepares a fraudulent tax return is guilty of a gross misdemeanor, regardless of whether the taxpayer knew of the fraud;
- becomes effective day after enactment.

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Article 17—State Leased Land

- provides for basing the appraised value of leased Department of Natural Resources (DNR) land on the comparable market value of equivalent land within the county and requires the commissioner of natural resources in consultation with the commissioners of revenue and finance to adopt rules establishing procedures for valuing lands by July 1, 1986 (effective Jan. 1, 1986);
- exempts the trust fund lands that the DNR leases from ad valorem property taxation and continues the property taxation on the structure and improvements on the land (effective for taxes payable in 1986);
- requires phasing in, in 3 equal annual increments, the increased lease rates, effective Jan. 1, 1986, for DNR leased lands.

Article 18—Budget Reserve

- renames the budget reserve account the cashflow and budget reserve account and increases it from \$375 to \$450 million (effective July 1, 1985);
- provides for reversal of the school aids property tax levy recognition and percentage of current aid shifts if additional unbudgeted revenues become available.

Article 19—Cigarette Tax

- increases the state's cigarette tax from 18 cents per pack to 23 cents per pack effective July 1, 1985, and provides that if the federal government reduces its tax by up to 8 cents per pack, the state tax will increase by an equivalent amount;
- provides that the revenue resulting from 4 cents of the tax increase will go to finance the combined sewer overflow (CSO) assistance and out-state sewer grants;
- provides CSO financial assistance to Minneapolis and St. Paul, 1/2 in the form of grants and 1/2 as interest-free loans; provides CSO assistance to South St. Paul, solely in the form of grants;

- provides that revenue coming from 1 cent of the increase in the cigarette tax will go to the public health fund for anti-smoking programs, a lead contamination study, and maternal and child health programs; and, if the federal government reduces its tax, the revenue generated by an additional 0.4 cent tax will go to the fund for mosquito research;
- appropriates \$64.7 million for the various authorized programs including:
 - \$41.6 million for continuation of the wastewater treatment grant program,
 - \$13.5 million for abatement of combined sewer overflow,
 - \$800,000 to analyze and abate lead contamination,
 - \$4.0 million for smoking prevention programs,
 - \$2.3 million for mosquito research (contingent on the decrease in the federal cigarette tax), and
 - \$2.3 million for the maternal and child health block grant program;
- provides that the tax increases apply to cigarettes, tobacco products, and little cigars in possession of distributors on July 1, 1985.

Article 20—Miscellaneous

- allows property owners to file an appeal in Tax or District Court without an appearance before the county board of equalization if the market value of their property increases or the classification changes after they receive notice of the value;
- allows for an adjustment of the levy limit base equal to any decrease in the federal revenue sharing allotment;
- allows county boards to increase fees for the filing of various documents;
- allows taxpayers to confess judgment on their property before the May sale;
- allows commercial industrial property which has a total market value of less than \$100,000 to be eligible for a "modified" confession of judgment;
- eliminates the county board discretion on granting confession of judgment;
- exempts from property taxation certain leased property the Metropolitan Sports Facilities Commission owns;
- provides that for 1985 property tax assessments, the state board of

equalization must adjust values on the basis of data from sales which occurred in calendar year 1984;

- becomes effective on various dates.

Article 21—Federal Update

- makes various changes in state income tax laws to conform with 1984 federal tax changes. Some of the major changes include:
 - changing capital gain holding period for individuals and corporations from 1 year to 6 months for assets purchased after June 22, 1984, and before Jan. 1, 1988,
 - making certain restrictions on like kind exchanges,
 - imputing a minimum amount of interest on loans made with below market interest rates,
 - adopting federal itemized deduction provisions retroactively; one change is allowance of \$50 a night for lodging expenses as a medical deduction; another is an increase in the charitable mileage allowance from 9 cents to 12 cents,
 - allowing corporations' start-up expenses as a deduction,
 - adopting new recordkeeping requirements for business use of a car,
 - making changes relating to the assessment of the additional tax on underpaid estimated taxes,
 - adopting new federal provisions in the tax treatment of corporations,
 - providing that in installment sales, corporations must recognize ordinary income in the year of the sale, and
 - conforming to federal provisions on the civil penalty for promoting abusive tax shelters;
- becomes effective on various dates.

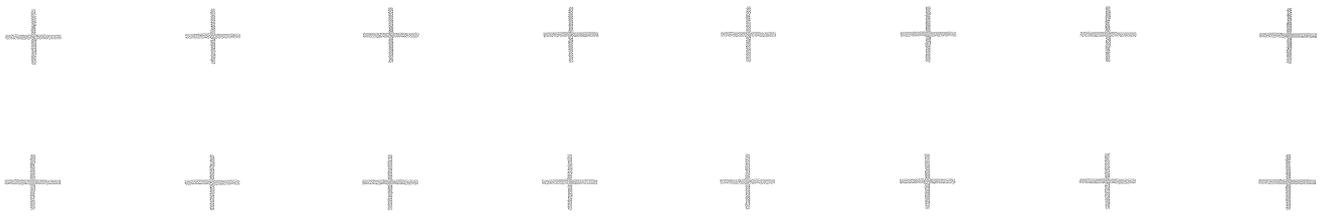
Enactment: June 28, 1985

Effective: various dates

**Changes Chapter 83; See Taxes, page 68
***Changes Chapter 6; See Housing/Real Estate, page 48

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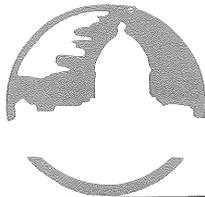
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