of Jobs and Training, the appropriation contained in Article I, Section 8 has been line-item vetoed.

I have also line-item vetoed Article 7, Sections 1, 2 and 4 of Chapter 235. Section 1 directs the Department of Public Service to study the potential market within the State for photovoltaic devices. With a wealth of information available in the private sector on this subject, a limited State examination would not be a prudent use of the Department's resources. Section 2 mandates that the Department of Public Service study the need and impact of a possible carbon emissions tax. Since the Omnibus Environment and Natural Resources Appropriations Bill mandates two state agencies to study carbon emissions in an effort to identify ways to reduce atmospheric carbon dioxide levels, and promote energy conservation, this would be a duplicative effort. Finally, Section 4 contains the operative language appropriating \$55,000 to conduct these studies.

Sincerely,
ARNE H. CARLSON
Governor

STATE OF MINNESOTA OFFICE OF THE GOVERNOR SAINT PAUL 55155

May 28, 1991

10

The Honorable Robert E. Vanasek Speaker of the House of Representatives The State of Minnesota

Dear Mr. Speaker:

I have vetoed and am returning to you Chapter 236, House File No. 1542/Senate File No. 1251, a bill authorizing motor vehicle engine replacement. This action has been taken upon the recommendation of the Office of the Attorney General which advises us that the legislation is not consistent with the Federal Clean Air Act and United States Environmental Protection Agency policy.

Chapter 236 would allow the replacement of an engine if: (1) the motor vehicle in which the engine is replaced is not subject to the State emission control equipment inspection law, or (2) after the replacement the motor vehicle complies generally with standards set for the model year of the vehicle's engine or the model year of the vehicle's chassis, whichever year is earlier.

Correspondence from both the Office of the Attorney General and

the United States Environmental Protection Agency indicates that Chapter 236 would hold a vehicle with a switched engine to the standards of the Motor Vehicle Inspection/Maintenance Program, but not to the engine and chassis design configuration needed to meet federal emission standards for vehicles. According to the documents filed with our office, an engine switch as allowed under this bill would constitute tampering with the air pollution control equipment on a motor vehicle under federal law. Violations of this nature are subject to civil penalties of up to \$25,000 per day (for manufacturers or dealers) or up to \$2,500 per day (for other persons).

Based on these facts, it would be inadvisable to allow this legislation to become law.

Sincerely,

Arne H. Carlson Governor

[NOTE: Pursuant to Joint Rule 3.2(c), the above vetoed bill (chapter 236) which was returned to the House by the Governor with his objections was laid on the table.]

a.

STATE OF MINNESOTA OFFICE OF THE GOVERNOR SAINT PAUL 55155

May 28, 1991

The Honorable Robert E. Vanasek Speaker of the House of Representatives The State of Minnesota

Dear Mr. Speaker:

I have vetoed Chapter 247, House File No. 1422/Senate File No. 1248, a bill relating to Workers' Compensation.

Early in our deliberations I established a set of principles by which I would measure any reform proposal presented to me for signature.

The legislation you passed fails to meet seven of those standards. For the record, let me reiterate the areas where the bill is deficient.

- 1. The legislation fails to provide for substantial judicial reform.
- 2. The legislation does not eliminate circumstances where claimants can receive even more in benefits than they earned while working.