

STATE OF MINNESOTA

SEVENTIETH SESSION - 1978

NINETY-SEVENTH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MARCH 22, 1978

The House of Representatives convened at 1:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

Abeln	Cohen	Jude	Neisen	Sherwood
Adams	Corbid	Kahn	Nelsen, B.	Sieben, H.
Albrecht	Cummiskey	Kaley	Nelsen, M.	Siebeneau
Anderson, B.	Dean	Kalis	Nelson	Skoglund
Anderson, D.	Den Ouden	Kelly, R.	Niehaus	Smogard
Anderson, G.	Eckstein	Kelly, W.	Norton	Spanish
Anderson, I.	Eken	Kempe, A.	Novak	Stanton
Anderson, R.	Ellingson	Kempe, R.	Onnen	Stoa
Arlandson	Enebo	King	Osthoff	Suss
Battaglia	Erickson	Knickerbocker	Patton	Swanson
Beauchamp	Esau	Kostohryz	Pehler	Tomlinson
Begich	Evans	Kroening	Peterson	Vanasek
Berg	Ewald	Kvam	Petrafaso	Voss
Berglin	Faricy	Laidig	Pleasant	Waldorf
Berkelman	Fjoslien	Langseth	Prahl	Welch
Biersdorf	Forsythe	Lehto	Redalen	Wenstrom
Birnstihl	Friedrich	Lemke	Reding	Wenzel
Brandl	Fudro	Mangan	Rice	White
Braun	Fugina	Mann	Rose	Wieser
Brinkman	George	McCarron	St. Onge	Wigley
Byrne	Gunter	McCollar	Samuelson	Williamson
Carlson, A.	Hanson	McDonald	Sarna	Wynia
Carlson, D.	Heinitz	McEachern	Savelkoul	Zubay
Carlson, L.	Hokanson	Metzen	Scheid	Speaker Sabo
Casserly	Jaros	Moe	Schulz	
Clark	Jensen	Munger	Searle	
Clawson	Johnson	Murphy	Searles	

A quorum was present.

Jacobs was excused.

The Chief Clerk proceeded to read the Journal of the preceding day. McCollar moved that further reading of the Journal be dispensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of S. F. Nos. 2099 and 2165 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

March 21, 1978

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Edward J. Gearty
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1978 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1978</i>	<i>Date Filed 1978</i>
2236		508	March 21	March 21

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

HOUSE ADVISORIES

Pursuant to rule 5.3, the following House Advisory was introduced:

Adams, Sarna, Enebo and McEachern introduced:

H. A. No. 99, A proposal for a termination of the system of workers' compensation insurance.

The advisory was referred to the Committee on Governmental Operations.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 2000, A bill for an act relating to rates of interest on money; permitting higher interest rates for loans secured by savings and time deposit accounts; amending Minnesota Statutes 1976, Chapter 334, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the adoption by the Senate of the following House Concurrent Resolution, herewith returned:

House Concurrent Resolution No. 12, A Concurrent Resolution opposing the closing of the Duluth Air Force Base by the United States Department of Defense.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 2192, A bill for an act relating to transportation; establishing a rail user loan guarantee program; creating a rail user loan guarantee account; prescribing powers and duties of the commissioner of transportation; appropriating money; amending Minnesota Statutes 1976, Sections 362A.01, Subdivision 2; and 474.02, Subdivision 2.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 2196, A bill for an act relating to claims against the state; appropriating money for the payment thereof.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 85, A bill for an act relating to governmental agencies; providing for an open appointment process; requiring reports from appointing authorities and the commissioner of administration; providing for publication of agency vacancies.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1323, A bill for an act relating to education; higher education coordinating board; private post-secondary institutions; exempting certain institutions from the requirement of registration with the board; amending Minnesota Statutes 1976, Sections 136A.61; 136A.62, Subdivision 3; and Chapter 136A, by adding sections.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1091, A bill for an act relating to waters; permitting the establishment of rural water user districts.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1823, A bill for an act relating to public health; requiring certain immunizations for students; amending Minnesota Statutes 1976, Section 123.70.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 544, A bill for an act relating to highways; lifting the construction moratorium on I-35E in the city of St. Paul; removing a certain route from the trunk highway system; establishing priorities for planning for construction of a certain trunk route; amending Minnesota Statutes 1976, Sections 161.117; 161.12; 161.123; and Chapter 161, by adding a section.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1726, A bill for an act relating to special assessments; clarifying availability of certain appeal procedures; eliminating use of alternative procedures; increasing the time for appealing certain special assessments; amending Minnesota Statutes 1976, Section 429.081; and Minnesota Statutes, 1977 Supplement, Section 278.01.

The Senate has appointed as such committee Messrs. Setzepfandt, Schmitz and Engler.

House File No. 1726 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1950, A bill for an act relating to the practice of dentistry; amending Minnesota Statutes 1976, Sections 150A.03, Subdivision 1; 150A.06, Subdivisions 1, 2, 2a, and 4; 150A.08, Subdivision 1; and 150A.09, by adding subdivisions.

The Senate has appointed as such committee Messrs. Strand, Gunderson and Mrs. Brataas.

House File No. 1950 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2372, A bill for an act relating to public employee labor relations; including physical therapists and occupational therapists in the definition of "teacher"; amending Minnesota Statutes 1976, Section 179.63, Subdivision 13.

The Senate has appointed as such committee Messrs. Gunderson, Nichols and Mrs. Knaak.

House File No. 2372 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1943, A bill for an act relating to fire and related insurance; permitting cancellation of fire and related insurance policies only under certain circumstances; requiring notice of reason for cancellation or nonrenewal; amending Minnesota Statutes 1976, Section 65A.01, by adding subdivisions.

The Senate has appointed as such committee Messrs. Keefe, S., Spear and Bang.

House File No. 1943 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1227, A bill for an act relating to commerce; providing for deposits of public funds in thrift institutions; amending Minnesota Statutes 1976, Sections 51A.21, by adding a subdivision; 118.005; 118.01; 118.09; 118.11; and 118.16; repealing Minnesota Statutes 1976, Section 118.17.

The Senate has appointed as such committee Mr. Borden, Mrs. Knaak and Mr. Spear.

House File No. 1227 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 830, A bill for an act relating to public utilities; regulation of cooperative electric associations; amending Minnesota Statutes 1976, Sections 216B.01; 216B.02, Subdivision 4; 216B.06; 216B.17, by adding a subdivision; 216B.36; 216B.38, Subdivision 5; 216B.45; 216B.47; 216B.62, by adding a subdivision; repealing Minnesota Statutes 1976, Sections 216B.48, Subdivision 7; 216B.49, Subdivision 6; 216B.50, Subdivision 2; and 216B.51, Subdivision 2.

The Senate has appointed as such committee Messrs. Nichols, Ashbach, Peterson, Johnson and Dieterich.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1819, A bill for an act relating to workers' compensation; providing for the coverage of certain farm and business owners and employees; amending Minnesota Statutes, 1977 Supplement, Section 176.012.

The Senate has appointed as such committee Messrs. Strand, Engler and Nichols.

House File No. 1819 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2223, A bill for an act relating to Hennepin county municipal court; authorizing the establishment of suburban court locations; amending Minnesota Statutes 1976, Section 488A.01, Subdivision 9.

The Senate has appointed as such committee Messrs. Luther, Kirchner and Benedict.

House File No. 2223 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2225, A bill for an act relating to prepaid legal service plans; authorizing creation of nonprofit, legal service

plan corporations; providing for their formation and regulation; prescribing penalties.

The Senate has appointed as such committee Messrs. Tennesen, Dieterich and Sillers.

House File No. 2225 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2466, A bill for an act relating to privacy of data on individuals; definitions, determination and emergency classification; amending Minnesota Statutes, 1977 Supplement, Sections 15.162, Subdivision 2a; and 15.1642, Subdivisions 3 and 5; repealing Minnesota Statutes, 1977 Supplement, Section 15.1642, Subdivision 4.

The Senate has appointed as such committee Messrs. Tennesen, Merriam and Keefe, J.

House File No. 2466 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1805, A bill for an act relating to taxation; clarifying tax status of certain leased United States property; limiting the assessment and taxation of certain leased property; clarifying status of certain taconite taxes; amending Minnesota Statutes 1976, Section 273.19, Subdivision 1, and by adding a subdivision; and Chapter 275, by adding a section.

The Senate has appointed as such committee Messrs. Peterson, McCutcheon and Merriam.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 2053.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2053, A bill for an act relating to banks; open-end loan account arrangements; authorizing alternative finance charge for use of bank credit cards; providing a penalty for usury; changing the charge for open-end credit sales; providing for computation of the average daily balance; amending Minnesota Statutes 1976, Sections 48.185, Subdivision 3; 334.16; and Chapter 48, by adding a section.

The bill was read for the first time and referred to the Committee on Taxes.

There being no objection, the order of business reverted to Messages From The Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

S. F. No. 744, A bill for an act relating to elections; defining member of a political party; altering various provisions relating to publication of constitutional amendment explanation, ballots, judges, summary statements, canvasses and returns; amending Minnesota Statutes 1976, Chapter 204A, by adding a section; and Sections 3.21; 200.02, by adding a subdivision; 204A.18, Subdivision 1; 204A.32, Subdivision 4; 204A.42, Subdivision 1; 204A.45, Subdivision 1; 204A.46, Subdivisions 1, 2, 3 and 4; 204A.47; and 204A.51, Subdivisions 2 and 3; repealing Minnesota Statutes 1976, Sections 204A.45, Subdivision 2; and 204A.48.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Stokowski, Dieterich and Ueland, A., have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Lehto moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 744. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

S. F. No. 1689, A bill for an act relating to battered women; appropriating money; amending Minnesota Statutes, 1977 Supplement, Sections 241.62, Subdivisions 1 and 4 and by adding a subdivision; 241.63; 241.66, Subdivision 2, and by adding a subdivision.

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereon. Messrs. Lewis, Borden, Knutson, McCutcheon and Mrs. Brataas have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Kahn moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1689. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1734, A bill for an act relating to courts; permitting referees and judicial officers in certain courts; restricting appointment of referees and judicial officers; requiring the supreme court to submit recommendations; repealing Minnesota Statutes, 1977 Supplement, Sections 484.70 and 487.08.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 1734, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 744:

Lehto, Knickerbocker and Cummiskey.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1734:

Norton, Sieben, H., and Berglin.

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1786

A bill for an act relating to children; requiring a welfare agency receiving a report of a maltreated minor to notify the local police department or county sheriff; amending Minnesota Statutes 1976, Section 626.556, Subdivisions 1, 3, 4, 6, 7, 8 and 9; and Minnesota Statutes, 1977 Supplement, Section 626.556, Subdivisions 2 and 11.

March 20, 1978

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 1786, report that we have agreed upon the items in dispute and recommend as follows:

That the House concur with the Senate amendments and that H. F. No. 1786 be further amended as follows:

Page 2, line 13, after the period, insert: "*Sexual abuse also includes any act which involves a minor which constitutes a violation of section 609.32.*".

Page 6, line 31, delete "*are*" and insert "*is*".

Page 6, line 32, strike "all" and before "records" insert "each agency unable to substantiate the report shall destroy its".

Page 7, line 1, strike "shall be destroyed immediately".

We request adoption of this report and repassage of the bill.

House Conferees: SHIRLEY A. HOKANSON, PHYLLIS L. KAHN and JOHN R. KALEY.

Senate Conferees: EMILY ANNE STAPLES, HUBERT H. HUMPHREY III and DOUGLAS H. SILLERS.

Hokanson moved that the report of the Conference Committee on H. F. No. 1786 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1786, A bill for an act relating to children; requiring a welfare agency receiving a report of a maltreated minor to notify the local police department or county sheriff; amending Minnesota Statutes 1976, Section 626.556, Subdivisions 1, 3, 4, 6, 7, 8 and 9; and Minnesota Statutes, 1977 Supplement, Section 626.556, Subdivisions 2 and 11.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Clark	Heinitz	McDonald	St. Onge
Adams	Clawson	Hokanson	McEachern	Samuelson
Albrecht	Cohen	Jaros	Metzen	Sarna
Anderson, B.	Corbid	Jensen	Moe	Savelkoul
Anderson, D.	Cummiskey	Jude	Munger	Scheid
Anderson, G.	Dean	Kahn	Murphy	Schulz
Anderson, I.	Den Ouden	Kalis	Neisen	Searle
Anderson, R.	Eckstein	Kelly, R.	Nelsen, B.	Searles
Arlandson	Eken	Kelly, W.	Nelsen, M.	Sherwood
Battaglia	Ellingson	Kempe, A.	Nelson	Sieben, H.
Begich	Enebo	Kempe, R.	Niehaus	Sieben, M.
Berg	Erickson	King	Norton	Simoneau
Berglin	Esau	Knickerbocker	Novak	Skoglund
Berkelman	Evans	Kostohryz	Onnen	Smogard
Biersdorf	Ewald	Kroening	Osthoff	Spanish
Birnstihl	Faricy	Kvam	Patton	Stanton
Brandl	Fjoslien	Laidig	Pehler	Stoa
Braun	Forsythe	Langseth	Peterson	Suss
Brinkman	Friedrich	Lehto	Petrafeso	Swanson
Byrne	Fudro	Lemke	Pleasant	Tomlinson
Carlson, A.	Fugina	Mangan	Prahl	Vanasek
Carlson, D.	George	Mann	Redalen	Voss
Carlson, L.	Gunter	McCarron	Rice	Waldorf
Casserly	Hanson	McCollar	Rose	Welch

Wenstrom
Wenzel

White
Wieser

Wigley
Williamson

Wynia

Zubay

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1838

A bill for an act relating to the St. Cloud metropolitan transit commission; providing paratransit services authority; permitting contracts for certain services; amending Laws 1969, Chapter 1134, Section 3, Subdivisions 4 and 8, as amended; and by adding a subdivision.

March 20, 1978

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 1838, report that we have agreed upon the items in dispute and recommend as follows:

That the senate recede from its amendments.

We request adoption of this report and repassage of the bill.

House Conferees: JAMES C. PEHLER, BERNARD J. BRINKMAN
and JOSEPH T. NIEHAUS.

Senate Conferees: JACK I. KLEINBAUM, ED SCHROM and
ROBERT G. DUNN.

Pehler moved that the report of the Conference Committee on H. F. No. 1838 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1838, A bill for an act relating to the St. Cloud metropolitan transit commission; providing paratransit services authority; permitting contracts for certain services; amending Laws 1969, Chapter 1134, Section 3, Subdivisions 4 and 8, as amended; and by adding a subdivision.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Jude	Nelsen, B.	Sieben, H.
Adams	Cummiskey	Kahn	Nelsen, M.	Sieben, M.
Albrecht	Dean	Kalis	Nelson	Simoneau
Anderson, B.	Den Ouden	Kelly, R.	Niehaus	Skoglund
Anderson, D.	Eckstein	Kelly, W.	Norton	Smogard
Anderson, G.	Eken	Kempe, A.	Novak	Spanish
Anderson, I.	Ellingson	Kempe, R.	Onnen	Stanton
Anderson, R.	Enebo	King	Osthoff	Stoa
Arlandson	Erickson	Knickerbocker	Patton	Suss
Battaglia	Esau	Kostohryz	Pehler	Swanson
Begich	Evans	Kroening	Peterson	Tomlinson
Berg	Ewald	Kvam	Petraleso	Vanasek
Berglin	Faricy	Laidig	Pleasant	Voss
Berkelman	Fjoslien	Langseth	Prahl	Waldorf
Biersdorf	Forsythe	Lemke	Redalen	Welch
Birnstihl	Friedrich	Mangan	Rice	Wenstrom
Braun	Fudro	Mann	Rose	Wenzel
Brinkman	Fugina	McCarron	St. Onge	White
Byrne	George	McCollar	Samuelson	Wieser
Carlson, A.	Gunter	McDonald	Sarna	Wigley
Carlson, D.	Hanson	McEachern	Savelkoul	Williamson
Carlson, L.	Heinitz	Metzen	Scheid	Wynia
Casserly	Hokanson	Moe	Schulz	Zubay
Clark	Jaros	Munger	Searle	Speaker Sabo
Clawson	Jensen	Murphy	Searles	
Cohen	Johnson	Neisen	Sherwood	

The bill was repassed, as amended by Conference, and its title agreed to.

Berglin, Kaley and Reding were excused while in Conference Committee.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 669

A bill for an act relating to trespass; prohibiting trespass on certain lands of another for purposes of taking wild animals, fish or plants; limiting discharge of a firearm within 500 feet of an occupied building; amending Minnesota Statutes 1976, Sections 100.273; and 100.29, Subdivision 21; repealing Minnesota Statutes 1976, Section 100.29, Subdivision 22.

March 20, 1978

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 669, report that we have agreed upon the items in dispute and recommend as follows:

That the senate recede from its amendments and H. F. No. 669 be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 97.53, Subdivision 1, is amended to read:

97.53 [PUBLICATION OF ORDERS AND LAWS.] Subdivision 1. As soon as practicable after each legislative session, the commissioner, under the direction of the attorney general, shall make a compilation of the laws relating to wild animals, brought up to date and properly indexed. This compilation shall be printed in pamphlet form of pocket size, and 50 copies distributed to each senator, 25 copies to each representative, and ten copies to each county auditor. Not more than 10,000 copies in addition shall be printed for general distribution. The commissioner shall also prepare syllabi of the laws and deliver to county auditors a sufficient supply to furnish one copy to each person procuring a hunting, fishing, or trapping license. *At the beginning of these syllabi, under the heading "Trespass", the commissioner shall summarize the text of section 100.273.*

Sec. 2. Minnesota Statutes 1976, Section 100.273, is amended to read:

100.273 [TRESPASS.] Subdivision 1. *For purposes of this section, "agricultural lands" mean lands being used to raise agricultural products, lands enclosed by a legal fence or lands enclosing domestic livestock, except lands within 66 feet of the water's edge of streams or lakes. "Legal fence" means all fences consisting of not less than 32-inch woven wire and two barbed wires firmly fastened to well-set posts not more than one rod apart, the first barbed wire being above and not more than four inches from the woven wire and the second barbed wire being above and not more than eight inches from the first wire; all fences consisting of not less than 40-inch woven wire and one barbed wire firmly fastened to well-set posts not more than one rod apart, the barbed wire being above and not more than four inches from the woven wire; all fences consisting of woven wire not less than 48 inches in height, and one barbed wire not more than four inches above the woven wire firmly fastened to well-set posts not more than one rod apart; all fences consisting of not less than four barbed wires with at least 40 barbs to the rod, the wires to be firmly fastened to posts not more than one rod apart, the top wire to be not more than 48 inches high and the bottom wire not less than 12, nor more than 16, inches from the ground; and all fences consisting of rails, timbers, wires, boards, stone walls, or any combination thereof.*

Subd. 2. (DURING THE SEASONS FOR TAKING SMALL GAME OR BIG GAME) No person shall enter upon the agricultural lands of another (WHICH ARE BEING USED TO RAISE AGRICULTURAL PRODUCTS OR UPON LAND ENCLOSING DOMESTIC STOCK OF ANY KIND) for (THE) any recreational purpose (OF HUNTING THE ABOVE MEN-

TIONED GAME) as defined by section 87.021 unless and until the permission of the owner, occupant, or lessee is obtained. (WOODED AREAS OTHER THAN TREE FARMS SHALL IN NO CASE BE CONSTRUED TO BE AGRICULTURAL LANDS WITHIN THE MEANING OF THIS STATUTE.)

Subd. 3. No person shall enter upon any land not his own regardless if it is agricultural land with intent to take any wild animals after being notified not to do so, either orally by the owner, occupant or lessee, or by signs erected pursuant to subdivision 6.

Subd. (2) 4. No person while engaged in (HUNTING SMALL GAME OR BIG GAME) any recreational purpose as defined by section 87.021 shall enter or leave the lands of another, or pass from one portion of another person's land, through a closed gate without returning the gate to its original position, nor shall any person destroy, cut or tear down any fence, building, grain, crops, any sign erected pursuant to subdivision 6 or live trees, or wound or kill any domestic (LIVESTOCK) animals.

Subd. 5. No person shall take any wild animal on any private agricultural land not his own or any public right-of-way with a firearm within 500 feet of any building occupied by a human being or by livestock, or within 500 feet of any stockade or corral containing livestock, or within 200 feet of any building occupied by a human being on any land other than agricultural land without the written or oral permission of the owner or occupant of such premises, or within 500 feet of any burning area.

Subd. 6. No person shall erect "no hunting", "no trapping", "no fishing", "no trespassing", or other signs prohibiting trespass upon any lands or waters in which he has no right, title, interests, or license. The owner, occupant, or lessee of any private land, or a duly constituted legal authority of public land, may erect signs prohibiting trespassing, hunting, trapping, or fishing if the signs bear letters not less than two inches high, are signed by the owner, occupant, or lessee, and are posted at intervals of not more than 500 feet upon the boundaries of the area so protected.

Subd. 7. In taking raccoon, when treed on private land with the aid of dogs while on foot, a person may, without permission of the landowner, enter such private land to retrieve any dogs and then shall immediately leave the premises.

Subd. (3) 8. All peace officers shall enforce the provisions of this section.

Subd. (4) 9. Violation of any provision of this section is a misdemeanor. Upon a person's first conviction for violating any provision of this section, any license issued to him pursuant to chapter 98 and under which he was exercising or attempting to

exercise a privilege while violating this section, and any registration pursuant to section 84.82, if he was operating a snowmobile while violating this section, shall immediately become null and void and he shall forfeit his right to secure any license for that purpose authorized in chapter 98 and any registration pursuant to section 84.82 for a period of one year from the date of the conviction. Except as otherwise provided in this subdivision, if a person is convicted of a second or subsequent offense prohibited by any provision of this section, any license issued to him pursuant to chapter 98, and under which he was exercising or attempting to exercise a privilege while violating this section, and any registration pursuant to section 84.82, if he was operating a snowmobile while violating this section, shall immediately become null and void and he shall forfeit his right to secure any license for that purpose authorized in chapter 98 and any registration pursuant to section 84.82 for a period of three years from the date of the conviction. If a person is exercising or attempting to exercise a privilege under a license issued pursuant to chapter 98 when arrested for a second violation of this section and the purpose of the license is different from the purpose of the license under which he was exercising or attempting to exercise a privilege when arrested for the first offense, the license involved in the second violation shall immediately become null and void, and he shall forfeit his right to secure a license for that purpose for a period of one year from the date of conviction.

Sec. 3. Minnesota Statutes 1976, Section 100.29, Subdivisions 21 and 22, are repealed."

Further, strike the title and insert:

"A bill for an act relating to natural resources; modifying certain trespass laws; requiring permission to enter agricultural lands owned by another person; prohibiting the taking of wild animals within certain distances of buildings or livestock; providing penalties; amending Minnesota Statutes 1976, Sections 97.53, Subdivision 1; and 100.273; repealing Minnesota Statutes 1976, Section 100.29, Subdivisions 21 and 22."

We request adoption of this report and repassage of the bill.

House Conferees: JOHN T. CLAWSON, ROD SEARLE and KEN G. NELSON.

Senate Conferees: CLARENCE M. PURFEERST, EUGENE E. STOKOWSKI and JOHN BERNHAGEN.

Clawson moved that the report of the Conference Committee on H. F. No. 669 be adopted and that the bill be repassed as amended by the Conference Committee.

Wenstrom moved that the House refuse to adopt the Conference Committee report on H. F. No. 669, that the Speaker ap-

point a new Conference Committee consisting of 3 members on the part of the House.

A roll call was requested and properly seconded.

The question was taken on the Wenstrom motion and the roll was called. There were 76 yeas and 42 nays as follows:

Those who voted in the affirmative were:

Adams	Dean	Kalis	Neisen	Schulz
Albrecht	Den Ouden	Kelly, R.	Nelsen, B.	Searles
Anderson, D.	Eckstein	Kelly, W.	Nelsen, M.	Smogard
Anderson, G.	Eken	Kempe, R.	Niehaus	Spanish
Anderson, I.	Esau	King	Norton	Stanton
Anderson, R.	Evans	Knickerbocker	Novak	Suss
Battaglia	Ewald	Kostohryz	Onnen	Swanson
Beauchamp	Fjoslien	Kvam	Osthoff	Wenstrom
Begich	Fudro	Langseth	Patton	Wenzel
Biersdorf	Fugina	Lemke	Peterson	White
Birnstihl	Gunter	Mann	Prahl	Wieser
Brinkman	Hanson	McCollar	Redalen	Wigley
Carlson, D.	Heinitz	McDonald	Rice	
Carlson, L.	Jensen	McEachern	Rose	
Corbid	Johnson	Metzen	Samuelson	
Cummiskey	Jude	Murphy	Sarna	

Those who voted in the negative were:

Abeln	Ellingson	Lehto	Savelkoul	Tomlinson
Anderson, B.	Erickson	Mangan	Scheid	Vanasek
Berkelman	Friedrich	Moe	Searle	Welch
Brandl	George	Munger	Sherwood	Wynna
Braun	Hokanson	Nelson	Sieben, H.	Zubay
Byrne	Jaros	Pehler	Sieben, M.	Speaker Sabo
Clark	Kahn	Petrafeso	Simoneau	
Clawson	Kroening	Pleasant	Skoglund	
Cohen	Laidig	St. Onge	Stoa	

The motion prevailed.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1119

A bill for an act relating to Ramsey county; providing for additional membership on its civil service commission; further prescribing and clarifying the duties of the commission; eliminating per diem payments for library board members; amending Laws 1974, Chapter 435, Section 3.02; repealing Laws 1974, Chapter 435, Section 1.0208.

March 20, 1978

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 1119, report that we have agreed upon the items in dispute and recommend as follows:

That the house concur with the senate amendments and that H. F. No. 1119 be further amended as follows:

Page 10, after line 26, insert:

“(14) The executive secretary or the principal administrative officer of the county and seven principal assistants, appointed and terminated by the executive secretary or the principal administrative officer, except that until January 1, 1980 such appointments and terms shall be submitted to the Ramsey county government study commission. Such consideration shall be advisory only.”

Page 17, after line 10, insert:

“Sec. 2. Notwithstanding the provisions of Minnesota Statutes, Section 375A.13 or any other law to the contrary, the Ramsey county government study commission established pursuant to Minnesota Statutes, Section 375A.13 and dissolved in December, 1977, shall be reestablished in the manner provided by law for the establishment of county government study commissions and shall remain in existence until January 1, 1980. The sole purpose of the commission shall be that as provided in Laws 1974, Chapter 435, Section 3.02, Subdivision 6.”

Renumber the remaining sections.

We request adoption of this report and repassage of the bill.

House Conferees: ANN WYNIA, STEVEN G. NOVAK and RANDY C. KELLY.

Senate Conferees: NEIL DIETERICH, PETER P. STUMPF and DELORES KNAAK.

Wynia moved that the report of the Conference Committee on H. F. No. 1119 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1119, A bill for an act relating to Ramsey county; providing for additional membership on its civil service commission; further prescribing and clarifying the duties of the commission; eliminating per diem payments for library board members; amending Laws 1974, Chapter 435, Section 3.02; repealing Laws 1974, Chapter 435, Section 1.0208.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 116 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Abeln	Cohen	Johnson	Nelsen, M.	Smogard
Adams	Corbid	Jude	Nelson	Spanish
Albrecht	Cumiskey	Kahn	Niehaus	Stanton
Anderson, B.	Dean	Kalis	Norton	Stoa
Anderson, D.	Den Ouden	Kelly, R.	Novak	Suss
Anderson, G.	Eckstein	Kelly, W.	Onnen	Swanson
Anderson, I.	Eken	Kempe, R.	Patton	Tomlinson
Anderson, R.	Ellingson	King	Pehler	Vanasek
Arlandson	Enebo	Knickerbocker	Petrafeso	Voss
Begich	Erickson	Kroening	Redalen	Waldorf
Berg	Esau	Kvam	Rice	Welch
Berkelman	Evans	Laidig	Rose	Wenstrom
Biersdorf	Ewald	Langseth	St. Onge	Wenzel
Birnstihl	Fjoslien	Lehto	Samuelson	White
Brandl	Friedrich	Lemke	Sarna	Wieser
Braun	Fudro	Mann	Savelkoul	Wigley
Brinkman	Fugina	McCarron	Scheid	Williamson
Byrne	George	McEachern	Schulz	Wynia
Carlson, A.	Gunter	Metzen	Searle	Zubay
Carlson, D.	Hanson	Moe	Searles	Speaker Sabo
Carlson, L.	Heinitz	Munger	Sieben, H.	
Casserly	Hokanson	Murphy	Sieben, M.	
Clark	Jaros	Neisen	Simoneau	
Clawson	Jensen	Nelsen, B.	Skoglund	

Those who voted in the negative were:

Kostohryz McCollar Osthoff

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1915

A bill for an act relating to taxation; providing that all orders relating to valuation of property for ad valorem taxes be issued on or before November 15; authorizing the commissioner of revenue to provide new income tax tables; defining the deduction for tuition and transportation expense in computing income tax; providing a seven year carryforward for farm losses; limiting the deduction for charitable contributions; authorizing the commissioner to require a copy of computations used to compute federal income tax; allowing spouses to file combined returns even if one is a nonresident; requiring employers to file a withholding application; providing property tax relief benefits for persons becoming disabled before June 1; defining the acreage eligible for homestead exemption for inheritance tax purposes; changing gift tax rates and credits for certain donees; changing interest rates on certain gift tax refunds; altering classification of alcoholic beverages for tax purposes; eliminating inheritance tax receipts; repealing the deduction for alimony; altering the method of computing metropolitan council tax levies; amending Minnesota Statutes 1976, Sections 270.12, Subdivision 3; 290.09, Subdivision 22; 290.37, Subdivision 3; 290.39, Subdivision 2, and by adding a subdivision; 290.92, by adding a subdivision; 290A.04, Subdivision 1; 291.05; 292.07, Subdivisions 3 and 5; 292.125;

340.47, Subdivision 1; 473.249, Subdivisions 1 and 2; and Minnesota Statutes, 1977 Supplement, Sections 290.09, Subdivision 29; 290.21, Subdivision 3; 290A.04, Subdivision 2b; 340.47, Subdivision 1a; repealing Minnesota Statutes 1976, Section 291.13, Subdivision 2; and Minnesota Statutes, 1977 Supplement, Section 290.09, Subdivision 14.

March 21, 1978

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 1915, report that we have agreed upon the items in dispute and recommend as follows:

That the senate recede from its amendments and that H. F. No. 1915 be amended as follows:

Delete page 4, line 3 to page 6, line 4, and insert:

“Sec. 4. Minnesota Statutes 1976, Chapter 272, is amended by adding a section to read:

[272.70] [AVAILABILITY OF ASSESSOR'S FIELD CARDS.] *Upon request of the owner of a homestead, the assessor shall furnish the owner with a copy of the field card relating to the most recent appraisal of the property. The assessor may charge the owner a fee to meet the cost of furnishing the copy of the field card.”*

Page 11, line 3 delete “before the employer pays”.

Page 11, line 4 delete “wages from which taxes are required to be withheld” and insert “on or before the due date of the first payment required to be made”.

Page 11, line 5 delete “subdivisions 2a and 3” and insert “subdivision 6”.

Page 22, line 23 delete “4, 5,”.

Page 22, line 24 after the period insert “Section 5 is effective for taxable years beginning after December 31, 1978.”.

Page 22, line 25 after the period insert: “Section 9 is effective for claims based on property taxes payable in 1976 and subsequent years and rent paid in 1975 and subsequent years. A claimant who would qualify for a credit pursuant to the provisions of

section 9 which is greater than that which he has received pursuant to Minnesota Statutes 1976, Section 290A.04, Subdivision 1, may file with the department of revenue a claim for an additional refund in the amount of the excess. Claims made pursuant to this provision shall not be subject to the penalties provided in Minnesota Statutes, Section 290A.06, if filed before December 31, 1978."

Page 22, line 25 delete "Sections 9 and 10 are" and insert "Section 10 is".

Further amend the title as follows:

Page 1, line 4 after the semicolon insert "requiring assessors to furnish copies of field cards to homeowners;"

Page 1, line 8 delete "providing a seven year carryforward".

Page 1, line 9 delete "for farm losses;"

Page 1, line 32 before "and" insert "and Chapter 272, by adding a section;"

Page 1, line 34 delete "290.09, Subdivision 29;"

We request adoption of this report and repassage of the bill.

House Conferees: ROBERT E. VANASEK, JAMES R. CASSERLY and ROBERT L. SEARLES.

Senate Conferees: A.O.H. SETZEPFANDT, MARVIN B. HANSON and JOHN BERNHAGEN.

Vanasek moved that the report of the Conference Committee on H. F. No. 1915 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1915, A bill for an act relating to taxation; providing that all orders relating to valuation of property for ad valorem taxes be issued on or before November 15; authorizing the commissioner of revenue to provide new income tax tables; defining the deduction for tuition and transportation expense in computing income tax; providing a seven year carryforward for farm losses; limiting the deduction for charitable contributions; authorizing the commissioner to require a copy of computations used to compute federal income tax; allowing spouses to file combined returns even if one is a nonresident; requiring employers to file a withholding application; providing property tax relief benefits for persons becoming disabled before June 1; defining the acreage eligible for homestead exemption for inheritance tax purposes; changing gift tax rates and credits for

certain donees; changing interest rates on certain gift tax refunds; altering classification of alcoholic beverages for tax purposes; eliminating inheritance tax receipts; repealing the deduction for alimony; altering the method of computing metropolitan council tax levies; amending Minnesota Statutes 1976, Sections 270.12, Subdivision 3; 290.09, Subdivision 22; 290.37, Subdivision 3; 290.39, Subdivision 2, and by adding a subdivision; 290.92, by adding a subdivision; 290A.04, Subdivision 1; 291.05; 292.07, Subdivisions 3 and 5; 292.125; 340.47, Subdivision 1; 473.249, Subdivisions 1 and 2; and Minnesota Statutes, 1977 Supplement, Sections 290.09, Subdivision 29; 290.21, Subdivision 3; 290A.04, Subdivision 2b; 340.47, Subdivision 1a; repealing Minnesota Statutes 1976, Section 291.13, Subdivision 2; and Minnesota Statutes, 1977 Supplement, Section 290.09, Subdivision 14.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Cohen	Jude	Nelsen, B.	Simoneau
Adams	Corbid	Kahn	Nelsen, M.	Skoglund
Albrecht	Cummiskey	Kalis	Nelson	Smogard
Anderson, B.	Dean	Kelly, R.	Niehaus	Spanish
Anderson, D.	Den Ouden	Kelly, W.	Norton	Stanton
Anderson, G.	Eckstein	Kempe, R.	Novak	Stoa
Anderson, I.	Eken	King	Onnen	Suss
Anderson, R.	Ellingson	Knickerbocker	Osthoff	Swanson
Arlandson	Enebo	Kostohryz	Pehler	Tomlinson
Battaglia	Erickson	Kroening	Peterson	Vanasek
Beauchamp	Esau	Kvam	Petrafeso	Voss
Begich	Evans	Laidig	Pleasant	Waldorf
Berg	Ewald	Langseth	Prahl	Welch
Berkeľman	Faricy	Lehto	Redalen	Wenstrom
Biersdorf	Fjoslien	Lemke	Rice	Wenzel
Birnstihl	Friedrich	Mangan	Rose	White
Brandl	Fudro	Mann	St. Onge	Wieser
Braun	Fugina	McCarron	Samuelson	Wigley
Brinkman	George	McCollar	Sarna	Williamson
Byrne	Gunter	McDonald	Scheid	Wynia
Carlson, A.	Hanson	McEachern	Schulz	Zubay
Carlson, D.	Heinitz	Metzen	Searle	Speaker Sabo
Carlson, L.	Hokanson	Moe	Searles	
Casserly	Jaros	Munger	Sherwood	
Clark	Jensen	Murphy	Sieben, H.	
Clawson	Johnson	Neisen	Sieben, M.	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2124

A bill for an act relating to corrections; providing for the licensing of correctional facilities; prohibiting the introduction of contraband or weapons into correctional facilities; providing

penalties; amending Minnesota Statutes 1976, Sections 241.021, Subdivision 1; 260.185, Subdivision 1; 641.09; 641.165; and 641.18.

March 20, 1978

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 2124, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 2124 be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 241.021, Subdivision 1, is amended to read:

241.021 [LICENSING AND SUPERVISION OF INSTITUTIONS AND FACILITIES.] Subdivision 1. [SUPERVISION OVER CORRECTIONAL INSTITUTIONS; ADVISORY TASK FORCE.] (1) The commissioner of corrections shall inspect *and license* all correctional facilities throughout the state, whether public or private, established and operated for the detention and confinement of persons detained or confined therein according to law except to the extent that they are inspected or licensed by other state regulating agencies. He shall promulgate (, BY JANUARY 1, 1977,) pursuant to chapter 15, rules establishing minimum standards for these facilities with respect to their management, operation, physical condition, and the security, safety, health, treatment and discipline of persons detained or confined therein. *Commencing September 1, 1980, no individual, corporation, partnership, voluntary association or other private organization legally responsible for the operation of a correctional facility may operate the facility unless licensed by the commissioner of corrections. The commissioner may provide by rule for provisional licenses which authorize the operation of a correctional facility on a temporary basis where the operator is temporarily unable to comply with all of the requirements for a license.* Notwithstanding the provisions of sections 15.0412 and 15.0413, (THESE) rules *setting standards for group homes established under the direction of the juvenile courts* shall not take effect until (JUNE 15, 1977. TO ASSIST IN THE DEVELOPMENT OF STANDARDS FOR JAILS AND LOCKUPS THE COMMISSIONER SHALL PURSUANT TO SECTION 15.059, SUBDIVISION 6, APPOINT A CITIZENS ADVISORY TASK FORCE OF NINE PERSONS, INCLUDING FIVE PERSONS WHO HAVE BEEN ELECTED TO THE OFFICE OF COUN-

TY SHERIFF AND FOUR PERSONS WHO HAVE BEEN ELECTED TO THE OFFICE OF COUNTY BOARD OF COMMISSIONERS) *September 1, 1979*. The commissioner shall have access to the buildings, grounds, books, records, staff and to persons detained or confined in these facilities. He may require the officers in charge of these facilities to furnish all information and statistics he deems necessary, upon forms furnished by him.

(2) Any state agency which regulates, inspects, or licenses certain aspects of correctional facilities shall, insofar as is possible, ensure that the minimum standards it requires are substantially the same as those required by other state agencies which regulate, inspect, or license the same aspects of similar types of correctional facilities, although at different correctional facilities.

(3) Nothing in this section shall be construed to limit the commissioner of corrections' authority to promulgate rules establishing standards of eligibility for counties to receive funds under sections 401.01 to 401.16, or to require counties to comply with operating standards the commissioner establishes as a condition precedent for counties to receive that funding.

(4) When the commissioner finds that any facility described in clause (1) of this subdivision, except foster care facilities for delinquent children and youth as provided in subdivision 2, does not conform to the minimum standards established by law or by the commissioner, he shall promptly notify the chief executive officer and the governing board of the facility of the deficiencies and order that they be remedied within a reasonable period of time. The commissioner may by written order restrict the use of any facility which does not substantially conform to minimum standards to prohibit the detention of any person therein for more than 72 hours at one time. *When, after due notice and hearing, the commissioner finds that any facility described in this subdivision, except county jails and lockups as provided in sections 641.26, 642.10, and 642.11, does not conform to minimum standards, or is not making satisfactory progress toward substantial compliance therewith, he may issue his order revoking the license of that facility. After revocation of its license, that facility shall not be used until its license is renewed.* When the commissioner is satisfied that satisfactory progress towards substantial compliance with minimum standard is being made, he may, at the request of the appropriate officials of the affected facility supported by a written schedule for compliance, grant an extension of time for a period not to exceed one year.

(5) *As used in this subdivision, "correctional facility" means any facility, including a group home, having a residential component, the primary purpose of which is to serve persons placed therein by a court, court services department, parole authority, or other correctional agency having dispositional power over persons charged with, convicted or adjudicated to be guilty or delinquent.*

Sec. 2. Minnesota Statutes 1976, Section 260.185, Subdivision 1, is amended to read:

260.185 [DISPOSITIONS; DELINQUENT CHILD.] Subdivision 1. If the court finds that the child is delinquent, it shall enter an order making any of the following dispositions of the case which are deemed necessary to the rehabilitation of the child:

(a) Counsel the child or his parents, guardian, or custodian;

(b) Place the child under the supervision of a probation officer or other suitable person in his own home under conditions prescribed by the court including reasonable rules for his conduct and the conduct of his parents, guardian, or custodian, designed for the physical, mental, and moral well-being and behavior of the child, or with the consent of the commissioner of corrections, in a group foster care facility which is under the management and supervision of said commissioner;

(c) Subject to the supervision of the court, transfer legal custody of the child to one of the following:

(1) A child placing agency; or

(2) The county welfare board; or

(3) A reputable individual of good moral character. *No person may receive custody of two or more unrelated children unless he is licensed as a residential facility pursuant to sections 245.781 to 245.813; or*

(4) Except for children found to be delinquent as defined in section 260.015, subdivision 5, clauses (c) and (d), unless the child has previously appeared before a juvenile court on the same charge, and in the judgment of the court, community resources have been exhausted, a county home school, if the county maintains a home school or enters into an agreement with a county home school; or

(5) A county probation officer for placement in a group foster home established under the direction of the juvenile court (IN ACCORDANCE WITH STANDARDS ESTABLISHED BY THE COMMISSIONER OF CORRECTIONS) *and licensed pursuant to section 241.021;*

(d) Except for children found to be delinquent as defined in section 260.015, subdivision 5, clauses (c) and (d), unless the child has previously appeared before a juvenile court on the same charge, and in the judgment of the court, community resources have been exhausted, transfer legal custody by commitment to the commissioner of corrections;

(e) If the child is found to have violated a state or local law or ordinance which has resulted in damage to the property of another, the court may order the child to make reasonable restitution for such damage;

(f) If the child is in need of special treatment and care for his physical or mental health, the court may order the child's parent, guardian, or custodian to provide it. If the parent, guardian, or custodian fails to provide this treatment or care, the court may order it provided.

(g) If the court believes that it is in the best interests of the child and of public safety that the driver's license of the child be cancelled until his eighteenth birthday, the court may recommend to the commissioner of transportation the cancellation of the child's license for any period up to the child's eighteenth birthday, and the commissioner is hereby authorized to cancel such license without a hearing. At any time before the termination of the period of cancellation, the court may, for good cause, recommend to the commissioner of transportation that the child be authorized to apply for a new license, and the commissioner may so authorize.

Any order for a disposition authorized under this section shall contain written findings of fact to support the disposition ordered, and shall also set forth in writing the following information:

(a) Why the best interests of the child are served by the disposition ordered; and

(b) What alternative dispositions were considered by the court and why such dispositions were not appropriate in the instant case.

Sec. 3. Minnesota Statutes 1976, Section 641.09, is amended to read:

641.09 [POWER OF OFFICERS.] The officer in charge of prisoners so sentenced to labor may use all reasonable means necessary to prevent escape or enforce obedience. For refusal to labor or obey necessary orders in reference thereto, a prisoner may be kept in solitary confinement (ON BREAD AND WATER, UNLESS OTHER FOOD IS REQUIRED FOR THE PRESERVATION OF HEALTH,) but shall not be so confined more than ten days for any one offense, nor more than 90 days in all. Such punishment shall not be treated as any part of the sentence.

Sec. 4. Minnesota Statutes 1976, Section 641.165, is amended to read:

641.165 [CONTRABAND ARTICLES FORBIDDEN; PENALTY.] (ANY PERSON WHO, IN ANY MANNER, CAUSES THE INTRODUCTION INTO A JAIL, LOCKUP OR OTHER PLACE OF CONFINEMENT, OR UPON THE GROUNDS THEREOF, OF ANY CONTROLLED SUBSTANCE AS DEFINED IN SECTION 152.01, SUBDIVISION 4, OR ANY INTOXICATING OR ALCOHOLIC LIQUOR, OR MALT BEVERAGE, REGARDLESS OF ALCOHOLIC CONTENT, OR ANY WEAPON OR EXPLOSIVE WITHOUT THE CONSENT OF THE PERSON IN CHARGE OF THE JAIL, LOCKUP OR PLACE OF CONFINEMENT SHALL BE GUILTY OF A GROSS MISDEMEANOR.) *Subdivision 1. [DEFINITION.] "Contraband" is any controlled substance as defined in section 152.01, subdivision 4, or any intoxicating or alcoholic liquor or malt beverage.*

Subd. 2. [ACTS PROHIBITED.] (a) Whoever introduces or in any manner causes the introduction of contraband, as defined in subdivision 1, into any jail, lockup, or correctional facility, as defined in section 1 of this act, without the consent of the person in charge, is guilty of a gross misdemeanor.

(b) Whoever introduces or in any manner causes the introduction of a dangerous weapon, as defined in section 609.02, subdivision 6, into any jail, lockup, or correctional facility, as defined in section 1 of this act, without the consent of the person in charge, is guilty of a felony and, upon conviction, may be sentenced to imprisonment for not more than five years.

Subd. 3. The provisions of this section shall not apply to physicians carrying drugs into such institutions for use in the practice of their profession, nor to peace officers carrying revolvers or firearms in the discharge of their duties.

Sec. 5. Minnesota Statutes 1976, Section 641.18, is amended to read:

641.18 [SOLITARY CONFINEMENT.] When any prisoner is unruly or disobeys any regulation for the management of jails, the sheriff or jailer may order him kept in solitary confinement (ON BREAD AND WATER FOR NOT MORE THAN 20 DAYS FOR EACH OFFENSE) as provided in section 641.09.

Sec. 6. The commissioner shall appoint an advisory task force, to serve for a period of three years after the effective date of this act, consisting of at least nine persons and including representation from the judiciary serving the juvenile court, county probation officers, and county board members to assist in the development of standards for the correctional facilities defined in section 241.021, subdivision 1 (5), including group foster homes established under the direction of the juvenile court. The provisions of section 15.059, subdivision 6, shall

govern the terms, compensation and removal of the members of the advisory task force.

Sec. 7. *Section 2 of this act is effective September 1, 1979. Section 6 shall expire August 1, 1981."*

We request adoption of this report and repassage of the bill.

House Conferees: MIKE JAROS, KEN G. NELSON and GILBERT D. ESAU.

Senate Conferees: B. ROBERT LEWIS, CONRAD M. VEGA and WILLIAM G. KIRCHNER.

Jaros moved that the report of the Conference Committee on H. F. No. 2124 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2124, A bill for an act relating to corrections; providing for the licensing of correctional facilities; prohibiting the introduction of contraband or weapons into correctional facilities; providing penalties; amending Minnesota Statutes 1976, Sections 241.021, Subdivision 1; 260.185, Subdivision 1; 641.09; 641.165; and 641.18.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Cohen	Johnson	Neisen	Sherwood
Adams	Corbid	Jude	Nelsen, B.	Sieben, H.
Albrecht	Cummiskey	Kahn	Nelsen, M.	Sieben, M.
Anderson, B.	Dean	Kalis	Nelson	Simoneau
Anderson, D.	Den Ouden	Kelly, R.	Niehau	Skoglund
Anderson, G.	Eckstein	Kelly, W.	Norton	Smogard
Anderson, I.	Eken	Kempe, R.	Novak	Spanish
Anderson, R.	Ellingson	King	Onnen	Stanton
Arlandson	Enebo	Knickerbocker	Osthoff	Stoa
Battaglia	Erickson	Kostohryz	Patton	Suss
Beauchamp	Esau	Kroening	Pehler	Swanson
Begich	Evans	Kvam	Peterson	Tomlinson
Berg	Ewald	Laidig	Petraseso	Vanasek
Berkelman	Faricy	Langseth	Pleasant	Voss
Bjersdorf	Fjoslien	Lehto	Prahl	Waldorf
Birnstihl	Forsythe	Lemke	Redalen	Welch
Brandl	Friedrich	Mangan	Rice	Wenstrom
Braun	Fudro	Mann	Rose	Wenzel
Brinkman	Fugina	McCarron	St. Onge	White
Byrne	George	McCollar	Samuelson	Wieser
Carlson, A.	Gunter	McDonald	Sarna	Wigley
Carlson, D.	Hanson	McEachern	Savelkoul	Williamson
Carlson, L.	Heinitz	Metzen	Scheid	Wynia
Casserly	Hokanson	Moe	Schulz	Zubay
Clark	Jaros	Munger	Searle	Speaker Sabo
Clawson	Jensen	Murphy	Searles	

The bill was repassed, as amended by Conference, and its title agreed to.

MESSAGES FROM THE SENATE, Continued

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1916, A bill for an act relating to taxation; defining the use of sales ratio studies; requiring social security numbers; providing a procedure for handling ad valorem tax abatements; providing a uniform appeal and demand period; clarifying classification of certain homesteads; recodifying the classification of resort property; allowing a special levy for commuter van program; providing adjustments to the levy limit base; defining resident estate and resident trust for income tax purposes; defining income in computing low income credit; providing apportionment in computing minimum tax on preference items; allowing a carryback period for out-of-state losses; authorizing the commissioner of revenue to release information to assessors; amending Minnesota Statutes 1976, Sections 270.07, by adding a subdivision; 270.075, Subdivision 2; 270.076, Subdivision 1; 272.08; 273.13, Subdivision 19, and by adding a subdivision; 290.01, by adding subdivisions; 290.46; 290.47; 290.48, Subdivisions 1 and 2; 290A.11, Subdivision 1; 290A.12; 292.03, Subdivision 4; 292.09, Subdivision 3; 294.02; 294.021; 297.07, Subdivision 3; 297.09, Subdivision 5; 297.35, Subdivision 3; 297.37, Subdivision 5; 297A.31, Subdivision 1; 297A.33, Subdivision 1; and Chapter 270, by adding a section; Minnesota Statutes, 1977 Supplement, Sections 124.212, Subdivision 11; 273.13, Subdivisions 4 and 6; 275.50, Subdivision 5; 275.51, Subdivision 3d; 290.012, Subdivision 2; 290.091; 290.17; 298.282, Subdivision 2; 298.48, Subdivision 4; repealing Laws 1977, Chapter 307, Section 27.

PATRICK E. FLAHAVEN, Secretary of the Senate

Pehler moved that the House refuse to concur in the Senate amendments to H. F. No. 1916, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1863, A bill for an act relating to the operation of state government; allowing the state to make advance payments or deposits for certain items; providing for centralized rental payments to be made from the general services revolving fund; extending the time in which to repay loans from the general fund to revolving funds; allowing the commissioner of administration to publish agency descriptions in the state register biennially instead of annually; amending Minnesota Statutes 1976, Section 16.096; Minnesota Statutes, 1977 Supplement, Sections 15.0412, Subdivision 2; 16.80, Subdivision 1; and 16A.126.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, H., moved that the House refuse to concur in the Senate amendments to H. F. No. 1863, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Pehler was excused while in Conference Committee.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1863:

Reding; Sieben, H.; Casserly; Kahn and Zubay.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1689:

Kahn, Samuelson, McCarron, St. Onge and Zubay.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 669:

Clawson, Searle and Wenstrom.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1916:

Pehler, Casserly and Skoglund.

MESSAGES FROM THE SENATE, Continued

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 338, A bill for an act relating to commerce; providing an exclusive remedy for products liability actions; providing a statute of limitations; providing certain defenses; providing for the reporting of claims to the commissioner of insurance.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Berkelman moved that the House concur in the Senate amendments to H. F. No. 338 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 338, A bill for an act relating to civil actions; limiting ad damnum clauses; establishing rules for punitive damages; authorizing costs and attorney fees to be awarded when one party acts in bad faith; modifying rules of comparative fault, contribution, and joint liability; codifying a useful life defense; requiring notice of possible claims; establishing a statute of limitations for certain strict liability actions and for actions based on the application of pesticides; amending Minnesota Statutes 1976, Sections 541.05; 541.07; 604.01, Subdivision 1, and by adding a subdivision; and Chapters 544, by adding a section; 549, by adding sections; and 604, by adding sections.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 97 yeas and 21 nays as follows:

Those who voted in the affirmative were:

Abeln	Anderson, B.	Anderson, G.	Anderson, R.	Beauchamp
Adams	Anderson, D.	Anderson, I.	Battaglia	Begich

Berkelman	Faricy	King	Niehaus	Spanish
Biersdorf	Fjoslien	Kostohryz	Norton	Stanton
Brandl	Friedrich	Kvam	Novak	Stoa
Byrne	Fudro	Laidig	Onnen	Swanson
Carlson, A.	Fugina	Langseth	Patton	Tomlinson
Carlson, D.	George	Lehto	Peterson	Vanasek
Carlson, L.	Gunter	Mangan	Petrafeso	Voss
Casserly	Hanson	Mann	Pleasant	Waldorf
Clark	Heinitz	McCarron	Redalen	Welch
Clawson	Hokanson	McCollar	Rose	Wenstrom
Cohen	Jaros	McDonald	Sarna	Wenzel
Cummiskey	Jensen	McEachern	Scheid	White
Dean	Johnson	Munger	Searle	Wieser
Den Ouden	Jude	Murphy	Searles	Williamson
Ellingson	Kahn	Neisen	Sherwood	Speaker Sabo
Erickson	Kalis	Nelsen, B.	Simoneau	
Evans	Kelly, W.	Nelsen, M.	Skoglund	
Ewald	Kempe, R.	Nelson	Smogard	

Those who voted in the negative were:

Albrecht	Esau	Osthoff	Sieben, H.	Zubay
Birnstihl	Kelly, R.	Prahl	Sieben, M.	
Braun	Kroening	Rice	Suss	
Corbid	Lemke	St. Onge	Wigley	
Eckstein	Metzen	Schulz	Wynia	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2087, A bill for an act relating to the adoption of rules concerning the process and procedures for designating power plant sites and transmission line routes; amending Minnesota Statutes, 1977 Supplement, Sections 116C.645 and 116C.66; and Laws 1977, Chapter 439, Section 26.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Wenstrom moved that the House concur in the Senate amendments to H. F. No. 2087 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2087, A bill for an act relating to the process and procedures for designating power plant sites and transmission line routes; clarifying the grounds for revocation or suspension of a site certificate or route suspension permit; extending the effective date of the board's emergency rules; altering the distribution of proceeds of tax on certain transmission and distribution lines; amending Minnesota Statutes 1976, Section 273.42;

and Minnesota Statutes, 1977 Supplement, Sections 116C.645 and 116C.66; and Laws 1977, Chapter 439, Section 26.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Cohen	Jensen	Neisen	Sieben, M.
Adams	Corbid	Johnson	Nelsen, B.	Simoneau
Albrecht	Cummiskey	Jude	Nelson	Skoglund
Anderson, B.	Dean	Kahn	Niehaus	Smogard
Anderson, D.	Den Ouden	Kalis	Norton	Spanish
Anderson, G.	Eckstein	Kelly, R.	Novak	Stanton
Anderson, I.	Eken	Kelly, W.	Onnen	Stoa
Anderson, R.	Ellingson	Kempe, R.	Osthoff	Suss
Arlandson	Enebo	King	Patton	Swanson
Battaglia	Erickson	Kostohryz	Peterson	Tomlinson
Beauchamp	Esau	Kroening	Petrafeso	Vanasek
Begich	Evans	Kvam	Pleasant	Voss
Berg	Ewald	Laidig	Prahl	Waldorf
Berkelman	Faricy	Langseth	Redalen	Welch
Biersdorf	Fjoslien	Lehto	Rice	Wenstrom
Birnstihl	Forsythe	Lemke	Rose	Wenzel
Brandl	Friedrich	Mangan	St. Onge	White
Braun	Fudro	Mann	Sarna	Wieser
Byrne	Fugina	McCarron	Savelkoul	Wigley
Carlson, A.	George	McCollar	Scheid	Williamson
Carlson, D.	Gunter	McDonald	Schulz	Wynia
Carlson, L.	Hanson	McEachern	Searle	Zubay
Casserly	Heinitz	Metzen	Searles	Speaker Sabo
Clark	Hokanson	Munger	Sherwood	
Clawson	Jaros	Murphy	Sieben, H.	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 649, A bill for an act relating to intoxicating liquor; authorizing certain counties to issue off-sale liquor licenses in unorganized areas of the county; amending Minnesota Statutes 1976, Section 340.11, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Fugina moved that the House concur in the Senate amendments to H. F. No. 649 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 649 was read for the third time, as amended by the Senate.

MOTION FOR RECONSIDERATION

Savelkoul moved that the action whereby H. F. No. 649 was given its third reading, as amended by the Senate, be now reconsidered. The motion prevailed.

Savelkoul moved that the vote whereby the House concurred in the Senate amendments to H. F. No. 649 be now reconsidered. The motion prevailed.

Savelkoul moved that the House refuse to concur in the Senate amendments to H. F. No. 649, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1707, A bill for an act relating to automobile insurance; authorizing exclusion of certain high risk drivers from household coverages; requiring exclusion of such drivers from premium calculations under certain circumstances; prescribing penalties; amending Minnesota Statutes 1976, Chapter 65B, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

Cohen moved that the House concur in the Senate amendments to H. F. No. 1707 and that the bill be re-passed as amended by the Senate.

Sieben, M., moved that the House refuse to concur in the Senate amendments to H. F. No. 1707, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2027, A bill for an act relating to marriage and divorce; revising provisions allowing minors to marry; modifying prohibitions of marriage between certain parties; modifying requirements to receive a marriage license; modifying penalties for certain offenses; providing that children born of a prohibited marriage are legitimate; revising procedures and grounds for annulment actions; declaring the legal rights of putative spouses; providing new procedures for actions of dissolution and legal separation; limiting grounds for a dissolution to a finding that the marriage is irretrievably broken; modifying procedures for custody proceedings; declaring the right of a custodial parent to determine a child's upbringing; defining marital property; defining provisions for an award of maintenance to a spouse; amending Minnesota Statutes 1976, Sections 517.02; 517.03; 517.04; 517.05; 517.06; 517.07; 517.09; 517.13; 517.14; 517.15; 517.16; 517.19; 518.01; 518.02; 518.03; 518.05; 518.06, Subdivision 1, and by adding a subdivision; 518.07; 518.09; 518.10; 518.11; 518.13; 518.14; 518.16; 518.165; 518.17; 518.175, Subdivisions 1 and 3, and by adding a subdivision; 518.18; 518.24; 518.27; 518.54; 518.55; 518.57; 518.58; 518.61; 518.62; 518.63; 518.64; 518.65; Chapter 517, by adding a section; and Chapter 518, by adding sections; and Minnesota Statutes, 1977 Supplement, Sections 517.01; 517.08, Subdivisions 1 and 3; 518.155; and 518.551; repealing Minnesota Statutes 1976, Sections 517.17; 518.06, Subdivision 2; 518.15; 518.29; 518.59; and 518.67.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Berglin moved that the House concur in the Senate amendments to H. F. No. 2027 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2027, A bill for an act relating to marriage and divorce; modifying prohibitions of marriage between certain parties; modifying requirements to receive a marriage license; modifying penalties for certain offenses; providing that children born of a prohibited marriage are legitimate; revising procedures and grounds for annulment actions; declaring the legal rights of putative spouses; providing new procedures for actions of dissolution and legal separation; limiting grounds for a dissolution to a finding that the marriage is irretrievably broken; modifying procedures for custody proceedings; declaring the right of a custodial parent to determine a child's upbringing;

defining marital property; defining provisions for an award of maintenance to a spouse; amending Minnesota Statutes 1976, Sections 517.03; 517.04; 517.05; 517.06; 517.07; 517.09; 517.13; 517.14; 517.15; 517.16; 517.19; 518.01; 518.02; 518.03; 518.05; 518.06, Subdivision 1, and by adding a subdivision; 518.07; 518.09; 518.10; 518.11; 518.13; 518.14; 518.16; 518.165; 518.17; 518.175, Subdivisions 1 and 3, and by adding a subdivision; 518.18; 518.24; 518.27; 518.54; 518.55; 518.57; 518.58; 518.61; 518.62; 518.63; 518.64; 518.65; Chapter 517, by adding a section; and Chapter 518, by adding sections; and Minnesota Statutes, 1977 Supplement, Sections 517.01; 517.08, Subdivisions 1 and 3; 518.155; and 518.551; repealing Minnesota Statutes 1976, Sections 517.17; 518.06, Subdivision 2; 518.15; 518.29; 518.59; and 518.67.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 70 yeas and 52 nays as follows:

Those who voted in the affirmative were:

Abeln	Cohen	Jaros	Moe	Sieben, M.
Adams	Corbid	Kahn	Munger	Simoneau
Anderson, I.	Cummiskey	Kelly, R.	Neisen	Skoglund
Arlandson	Dean	Kelly, W.	Nelson	Smogard
Beauchamp	Eken	King	Norton	Stanton
Berg	Ellingson	Knickerbocker	Novak	Suss
Berglin	Enebo	Laidig	Peterson	Swanson
Brandl	Ewald	Langseth	Petraseso	Tomlinson
Byrne	Fudro	Lehto	Prahl	Vanasek
Carlson, A.	Fugina	Mangan	Rice	Wenstrom
Carlson, L.	George	McCarron	Samuelson	White
Casserly	Hanson	McCollar	Sarna	Williamson
Clark	Heinitz	McEachern	Scheid	Wynia
Clawson	Hokanson	Metzen	Sieben, H.	Speaker Sabo

Those who voted in the negative were:

Albrecht	Den Ouden	Kalis	Niehaus	Spanish
Anderson, D.	Eckstein	Kempe, R.	Onnen	Stoa
Anderson, G.	Erickson	Kostohryz	Osthoff	Waldorf
Anderson, R.	Esau	Kroening	Patton	Welch
Battaglia	Evans	Kvam	Pleasant	Wenzel
Begich	Fjoslien	Lemke	Redalen	Wieser
Biersdorf	Friedrich	Mann	Rose	Wigley
Birnstihl	Gunter	McDonald	St. Onge	Zubay
Braun	Jensen	Murphy	Schulz	
Brinkman	Johnson	Nelsen, B.	Searle	
Carlson, D.	Jude	Nelsen, M.	Sherwood	

The bill was repassed, as amended by the Senate, and its title agreed to.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 649:

Fugina, Jaros and Pleasant.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1707:

Cohen, Sieben, M., and Brinkman.

MESSAGES FROM THE SENATE, Continued

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 37, A bill for an act relating to commerce; requiring individually marked prices on certain retail merchandise; providing exceptions; providing penalties.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Hokanson moved that the House concur in the Senate amendments to H. F. No. 37 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 37, A bill for an act relating to commerce; requiring individually marked prices on certain retail merchandise; providing exceptions; providing penalties.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 104 yeas and 9 nays as follows:

Those who voted in the affirmative were:

Abeln	Anderson, R.	Beauchamp	Berkelman	Brandl
Adams	Arlandson	Begich	Biersdorf	Braun
Anderson, B.	Battaglia	Berg	Birnstihl	Brinkman

Byrne	Fugina	Laidig	Patton	Skoglund
Carlson, A.	George	Langseth	Peterson	Smogard
Carlson, D.	Hanson	Lehto	Petrafeso	Spanish
Carlson, L.	Heinitz	Mangan	Pleasant	Stoa
Casserly	Hokanson	Mann	Prahl	Suss
Clark	Jaros	McCarron	Redalen	Swanson
Cohen	Jensen	McCollar	Rice	Tomlinson
Corbid	Johnson	McEachern	Rose	Vanasek
Cummiskey	Jude	Metzen	St. Onge	Voss
Dean	Kalis	Moe	Samuelson	Waldorf
Den Ouden	Kelly, R.	Munger	Sarna	Welch
Eken	Kelly, W.	Murphy	Scheid	Wenstrom
Enebo	Kempe, A.	Neisen	Searle	Wenzel
Erickson	Kempe, R.	Nelson	Searles	White
Evans	King	Norton	Sherwood	Williamson
Ewald	Knickerbocker	Novak	Sieben, H.	Wynia
Faricy	Kostohryz	Onnen	Sieben, M.	Speaker Sabo
Fudro	Kroening	Osthoff	Simoneau	

Those who voted in the negative were:

Albrecht	Anderson, G.	Gunter	Nelsen, B.	Wieser
Anderson, D.	Esau	Lemke	Niehaus	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1931, A bill for an act relating to agriculture; corporate farming; providing new definitions; declaring the desirability of family farm stability; amending Minnesota Statutes 1976, Sections 268.04, Subdivision 31; 308.11; 500.24; and Minnesota Statutes, 1977 Supplement, Section 176.041, Subdivision 1.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Wenstrom moved that the House concur in the Senate amendments to H. F. No. 1931 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1931, A bill for an act relating to agriculture; corporate farming; providing new definitions; declaring the desirability of family farm stability; amending Minnesota Statutes 1976, Sections 268.04, Subdivision 31; 308.11; 500.24; and Minnesota Statutes, 1977 Supplement, Section 176.041, Subdivision 1.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 119 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Cohen	Johnson	Munger	Sherwood
Adams	Corbid	Jude	Murphy	Sieben, H.
Albrecht	Cummiskey	Kahn	Neisen	Sieben, M.
Anderson, B.	Dean	Kelly, R.	Nelsen, B.	Simoneau
Anderson, D.	Den Ouden	Kelly, W.	Nelson	Skoglund
Anderson, G.	Eckstein	Kempe, A.	Niehaus	Smogard
Anderson, R.	Eken	Kempe, R.	Norton	Spanish
Arlandson	Enebo	King	Novak	Stanton
Battaglia	Erickson	Knickerbocker	Onnen	Stoa
Beauchamp	Esau	Kostohryz	Osthoff	Suss
Begich	Evans	Kroening	Patton	Swanson
Berg	Ewald	Kvam	Peterson	Tomlinson
Biersdorf	Faricy	Laidig	Petrafeso	Vanasek
Birnstihl	Fjoslien	Langseth	Pleasant	Voss
Brandl	Friedrich	Lehto	Prahl	Welch
Braun	Fudro	Lemke	Redalen	Wenstrom
Brinkman	Fugina	Mangan	Rice	Wenzel
Byrne	George	Mann	Rose	White
Carlson, A.	Gunter	McCarron	St. Onge	Wieser
Carlson, D.	Hanson	McCollar	Samuelson	Wigley
Carlson, L.	Heinitz	McDonald	Sarna	Williamson
Casserly	Hokanson	McEachern	Schulz	Wynia
Clark	Jaros	Metzen	Searle	Speaker Sabo
Clawson	Jensen	Moe	Searles	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2292, A bill for an act relating to cities; establishing requirements for financial statements, reports and audits; providing a time limit for submissions of certain reports to the state auditor; providing for enforcement of reporting requirements; appropriating money; amending Minnesota Statutes 1976, Chapter 471, by adding sections; repealing Minnesota Statutes 1976, Sections 412.281 and 412.291.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Petrafeso moved that the House concur in the Senate amendments to H. F. No. 2292 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2292, A bill for an act relating to cities; establishing requirements for financial statements, reports and audits; providing a time limit for submissions of certain reports to the state auditor; providing for enforcement of reporting requirements; appropriating money; amending Minnesota Statutes 1976, Chapter 471, by adding sections; repealing Minnesota Statutes 1976, Sections 412.281 and 412.291.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 95 yeas and 15 nays as follows:

Those who voted in the affirmative were:

Abeln	Clark	Heinitz	McEachern	Sieben, H.
Adams	Clawson	Hokanson	Metzen	Sieben, M.
Anderson, B.	Cohen	Jaros	Moe	Simoneau
Anderson, D.	Corbid	Jensen	Munger	Skoglund
Anderson, G.	Cummiskey	Jude	Neisen	Smogard
Arlandson	Dean	Kahn	Nelson	Spanish
Battaglia	Den Ouden	Kalis	Norton	Stanton
Beauchamp	Eckstein	Kelly, W.	Novak	Stoa
Begich	Eken	Kempe, A.	Onnen	Suss
Berg	Enebo	Kempe, R.	Osthoff	Swanson
Biersdorf	Erickson	King	Peterson	Tomlinson
Birnstihl	Ewald	Kostohryz	Petrafeso	Waldorf
Brandl	Faricy	Laidig	Pleasant	Welch
Brinkman	Friedrich	Langseth	Rose	Wenstrom
Byrne	Fudro	Lehto	Samuelson	Wenzel
Carlson, A.	Fugina	Mangan	Sarna	White
Carlson, D.	George	Mann	Scheid	Williamson
Carlson, L.	Gunter	McCollar	Schulz	Wynia
Casserly	Hanson	McDonald	Searle	Speaker Sabo

Those who voted in the negative were:

Albrecht	Evans	Kvam	Niehaus	Sherwood
Anderson, R.	Fjoslien	McCarron	Prahl	Wieser
Braun	Johnson	Nelsen, B.	Searles	Wigley

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1825, A bill for an act relating to examining and licensing boards; concerning public health; requiring information at the time of license application; allowing the collection of in-

formation at the time of license renewal; amending Minnesota Statutes 1976, Chapter 214, by adding sections.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Swanson moved that the House concur in the Senate amendments to H. F. No. 1825 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1825, A bill for an act relating to examining and licensing boards; concerning public health; requiring information at the time of license application; allowing the collection of information at the time of license renewal; amending Minnesota Statutes 1976, Chapter 144, by adding sections.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Jude	Neisen	Sieben, H.
Adams	Cummiskey	Kahn	Nelsen, B.	Sieben, M.
Albrecht	Dean	Kalis	Nelsen, M.	Simoneau
Anderson, B.	Den Ouden	Kelly, R.	Nelson	Skoglund
Anderson, D.	Eckstein	Kelly, W.	Niehaus	Smogard
Anderson, G.	Eken	Kempe, A.	Norton	Spanish
Anderson, I.	Ellingson	Kempe, R.	Novak	Stanton
Anderson, R.	Enebo	King	Onnen	Stoa
Arlandson	Erickson	Knickerbocker	Osthoff	Suss
Battaglia	Esau	Kostohryz	Patton	Swanson
Beauchamp	Evans	Kroening	Peterson	Tomlinson
Begich	Ewald	Kvam	Petrafaso	Vanasek
Berg	Faricy	Laidig	Pleasant	Voss
Biersdorf	Fjoslien	Langseth	Prahl	Waldorf
Birnstihl	Friedrich	Lehto	Redalen	Welch
Brandl	Fudro	Lemke	Rose	Wenstrom
Braun	Fugina	Mangan	St. Onge	Wenzel
Brinkman	George	Mann	Samuelson	White
Byrne	Gunter	McCarron	Sarna	Wieser
Carlson, A.	Hanson	McCollar	Savelkoul	Wigley
Carlson, D.	Heinitz	McDonald	Scheid	Williamson
Carlson, L.	Hokanson	McEachern	Schulz	Wynia
Casserly	Jaros	Metzen	Searle	Zubay
Clark	Jensen	Moe	Searles	Speaker Sabo
Clawson	Johnson	Munger	Sherwood	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1891, A bill for an act relating to taxation; property tax; exempting certain cities containing utility plants from per capita levy limitations; amending Minnesota Statutes 1976, Section 275.11, by adding a subdivision.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1891

A bill for an act relating to taxation; property tax; exempting certain cities containing utility plants from per capita levy limitations; amending Minnesota Statutes 1976, Section 275.11, by adding a subdivision.

March 20, 1978

The Honorable Edward J. Gearty
President of the Senate
The Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 1891, report that we have agreed upon the items in dispute and recommend as follows:

That the house recede from its amendments and that S.F. No. 1891, be amended as follows:

Page 1, line 13, delete "200" and insert "500".

We request adoption of this report and repassage of the bill.

Senate Conferees: ROBERT G. DUNN, EUGENE E. STOKOWSKI and DAVID D. SCHAAF.

House Conferees: BOB MCEACHERN, WILLIAM N. KELLY and RAY O. PLEASANT.

McEachern moved that the report of the Conference Committee on S. F. No. 1891 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1891, A bill for an act relating to taxation; property tax; exempting certain cities containing utility plants from per capita levy limitations; amending Minnesota Statutes 1976, Section 275.11, by adding a subdivision.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abein	Clawson	Johnson	Munger	Searles
Adams	Corbid	Jude	Murphy	Sherwood
Albrecht	Cummiskey	Kahn	Neisen	Sieben, H.
Anderson, B.	Dean	Kalis	Nelsen, B.	Sieben, M.
Anderson, D.	Den Ouden	Kelly, R.	Nelson	Simoneau
Anderson, G.	Eckstein	Kelly, W.	Niehaus	Skoglund
Anderson, I.	Eken	Kempe, A.	Norton	Smogard
Anderson, R.	Ellingson	Kempe, R.	Novak	Spanish
Arlandson	Enebo	King	Onnen	Stanton
Battaglia	Erickson	Knickerbocker	Osthoff	Stoa
Beauchamp	Esau	Kostohryz	Patton	Suss
Begich	Evans	Kroening	Peterson	Swanson
Berg	Ewald	Kvam	Petrafeso	Tomlinson
Berkelman	Faricy	Laidig	Pleasant	Vanasek
Biersdorf	Fjoslien	Langseth	Prahl	Voss
Birnstihl	Friedrich	Lehto	Redalen	Waldorf
Brandl	Fudro	Lemke	Rice	Welch
Braun	Fugina	Mangan	Rose	Wenstrom
Brinkman	George	Mann	St. Onge	Wenzel
Byrne	Gunter	McCarron	Samuelson	White
Carlson, A.	Hanson	McCollar	Sarna	Wieser
Carlson, D.	Heinitz	McDonald	Savelkoul	Wigley
Carlson, L.	Hokanson	McEachern	Scheid	Williamson
Casserly	Jaros	Metzen	Schulz	Speaker Sabo
Clark	Jensen	Moe	Searle	

The bill was repassed, as amended by Conference, and its title agreed to.

MOTION FOR RECONSIDERATION

Berkelman moved that the vote whereby H. F. No. 338, as amended by the Senate, was repassed earlier today be now reconsidered. The motion prevailed.

H. F. No. 338, as amended by the Senate, was reported to House.

Rice moved that the action whereby H. F. No. 338 was given its third reading, as amended by the Senate, be now reconsidered. The motion prevailed.

Rice moved that the vote whereby the House concurred in the Senate amendments to H. F. No. 338 be now reconsidered. The motion prevailed.

Rice moved that the House refuse to concur in the Senate amendments to H. F. No. 338, that the Speaker appoint a Conference Committee of 3 members of the House, and that the

House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2188, A bill for an act relating to drivers' licenses; providing for automatic reinstatement of nonresident driving privilege in certain circumstances; providing limited protection to a resident whose driving privilege in another state has been suspended or revoked; amending Minnesota Statutes 1976, Section 171.15; and Chapter 171, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Beauchamp moved that the House concur in the Senate amendments to H. F. No. 2188 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2188, A bill for an act relating to transportation; authorizing release of certain traffic and motor vehicle law offenders upon written promise to appear in court, and specifying procedures upon nonappearance; providing for the suspension of driving privileges for violation of the written promise to appear; authorizing the commissioner of public safety to enter into reciprocal agreements; providing for automatic reinstatement of nonresident driving privilege in certain circumstances; providing limited protection to a resident whose driving privilege in another state has been suspended or revoked; amending Minnesota Statutes 1976, Sections 169.91, Subdivisions 1, 3, and by adding a subdivision; 169.92; 171.01, Subdivision 13; 171.15; 171.18; and Chapter 171, by adding a section.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 68 yeas and 45 nays as follows:

Those who voted in the affirmative were:

Abeln	Anderson, I.	Brandl	Casserly	Dean
Adams	Arlandson	Brinkman	Clark	Ellingson
Anderson, B.	Beauchamp	Byrne	Corbid	Fudro
Anderson, G.	Berkelman	Carlson, L.	Cummiskey	Fugina

Gunter	Knickerbocker	Nelsen, M.	Scheid	Tomlinson
Hanson	Laidig	Nelson	Schulz	Waldorf
Heinitz	Langseth	Norton	Sherwood	Welch
Hokanson	Lehto	Novak	Sieben, M.	Wenstrom
Jaros	Mangan	Osthoff	Simoneau	White
Jude	McDonald	Patton	Skoglund	Williamson
Kalis	McEachern	Petrafeso	Smogard	Wynia
Kempe, A.	Moe	Rose	Stanton	Speaker Sabo
Kempe, R.	Munger	Samuelson	Stoa	
King	Nelsen, B.	Sarna	Swanson	

Those who voted in the negative were:

Albrecht	Carlson, D.	Fjoslien	Mann	St. Onge
Anderson, D.	Den Ouden	Friedrich	McCarron	Searle
Anderson, R.	Eckstein	George	Metzen	Searles
Battaglia	Eken	Jensen	Neisen	Spanish
Begich	Enebo	Kelly, R.	Niehaus	Suss
Biersdorf	Erickson	Kostohryz	Peterson	Vanasek
Birnstihl	Esau	Kroening	Pleasant	Wenzel
Braun	Evans	Kvam	Redalen	Wieser
Carlson, A.	Ewald	Lemke	Rice	Wigley

The bill was repassed, as amended by the Senate, and its title agreed to.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 338:

Berkelman, Heinitz and Sieben, H.

MOTIONS AND RESOLUTIONS

Fugina and Begich introduced:

House Resolution No. 28, A house resolution congratulating the Mountain Iron Red Raiders on winning the consolation championship in the state high school Class A girls basketball tournament.

The resolution was referred to the Committee on Rules and Legislative Administration.

Searles introduced:

House Resolution No. 29, A house resolution congratulating the Minnetonka Senior High School swimming team on winning the state swimming meet.

The resolution was referred to the Committee on Rules and Legislative Administration.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 10:00 a.m., Thursday, March 23, 1978. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Thursday, March 23, 1978.

EDWARD A. BURDICK, Chief Clerk, House of Representatives