

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1979

TWELFTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 1, 1979

The House of Representatives convened at 2:00 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:

Aasness	Drew	Kahn	Norman	Sieben, M.
Adams	Eken	Kaley	Norton	Simoneau
Ainley	Elioff	Kalis	Novak	Stadum
Albrecht	Ellingson	Kelly	Nysether	Stoa
Anderson, B.	Erickson	Kempe	Olsen	Stowell
Anderson, D.	Esau	Knickerbocker	Onnen	Sviggum
Anderson, G.	Evans	Kroening	Osthoff	Swanson
Anderson, I.	Ewald	Kvam	Otis	Thiede
Anderson, R.	Faricy	Laidig	Patton	Tomlinson
Battaglia	Fjoslien	Lehto	Pavlak	Valan
Begich	Forsythe	Levi	Pehler	Valento
Berglin	Friedrich	Long	Peterson	Vanasek
Berkelman	Fritz	Ludeman	Piepho	Voss
Biersdorf	Fudro	Luknic	Pleasant	Waldorf
Blatz	Greenfield	Mann	Prahl	Weaver
Brinkman	Halberg	McCarron	Redalen	Welch
Byrne	Haukoos	McDonald	Reding	Welker
Carlson, D.	Heap	McEachern	Rees	Wenzel
Carlson, L.	Heinitz	Mehrkens	Reif	Wieser
Casserly	Hoberg	Metzen	Rice	Wigley
Clark	Hokanson	Minne	Rose	Wynia
Clawson	Jacobs	Moe	Rothenberg	Zubay
Corbid	Jaros	Murphy	Sarna	Speaker Searle
Crandall	Jennings	Nelsen, B.	Schreiber	
Dean	Johnson, C.	Nelsen, M.	Searles	
Dempsey	Johnson, D.	Nelson	Sherwood	
Den Ouden	Jude	Niehaus	Sieben, H.	

A quorum was present.

Enebo, Kostohryz and Munger were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Peterson 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.

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
HOUSE OF REPRESENTATIVES

February 1, 1979

The Honorable Rod Searle
Speaker
House of Representatives
and
The Honorable Irvin N. Anderson
Chairman, Committee on Rules and
Legislative Administration

Dear Sirs:

I hereby resign effective today, February 1, 1979, as Postmaster of the Minnesota House of Representatives.

Yours truly,
JOHN KIVIMAKI

Sieben, H., moved that the resignation of John Kivimaki as Postmaster be accepted. The motion prevailed.

INTRODUCTION AND FIRST READING
OF HOUSE BILLS

The following House Files were introduced:

Kelly and Otis introduced:

H. F. No. 224, A bill for an act relating to education; exempting certain handicapped pupils from certain tuition at a post-secondary vocational-technical school; amending Minnesota Statutes 1978, Section 124.565, Subdivision 3.

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

Stoa introduced:

H. F. No. 225, A bill for an act relating to taxation; sales; exempting solar energy systems; amending Minnesota Statutes 1978, Section 297A.25, Subdivision 1.

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

Stowell, Friedrich, Piepho, Stoa and Greenfield introduced:

H. F. No. 226, A bill for an act relating to motor vehicles; defining physically handicapped persons entitled to secure special license plates; amending Minnesota Statutes 1978, Section 168.021, Subdivision 5.

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

Casslerly, Norton, Pavlak, Heinritz and Anderson, I., introduced:

H. F. No. 227, A bill for an act relating to insurance; regulating homeowner's insurance; requiring insurers to disclose and file information; prescribing certain procedures for an insurer's refusal to renew or to write homeowner's insurance; prohibiting redlining; amending Minnesota Statutes 1978, Section 72A.20, Subdivision 1; and Chapter 65A, by adding sections.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Casslerly, Norton, Faricy, Schreiber and Rothenberg introduced:

H. F. No. 228, A bill for an act relating to real estate; providing a flexible procedure for registering land; amending Minnesota Statutes 1978, Section 508.52.

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

Kelly, Moe and Novak introduced:

H. F. No. 229, A bill for an act relating to the administration of criminal justice; establishing a program for the undercover investigation of cross jurisdictional criminal activity through the purchase of narcotics, stolen property and information; providing for the restoration or disposal of stolen property; amending Minnesota Statutes 1978, Section 299C.07; and Chapter 299C, by adding a section.

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

Kelly, Zubay, Novak and Moe introduced:

H. F. No. 230, A bill for an act relating to the administration of criminal justice; appropriating money to be used by law enforcement agencies for the purchase of drugs and contraband.

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

Kelly introduced:

H. F. No. 231, A bill for an act relating to health; permitting placement of pets with certain individuals in certain institutions; amending Minnesota Statutes 1978, Chapters 144A, by adding a section; and 343, by adding a section.

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

Stoa; Voss; Anderson, D.; Laidig and Simoneau introduced:

H. F. No. 232, A bill for an act relating to the secretary of state; providing for printing and distributing the student edition of the legislative manual; appropriating money; amending Minnesota Statutes 1978, Section 5.09.

The bill was read for the first time and referred to the Committee on Appropriations. Anderson, I., objected to the reference and the bill was referred to the Committee on Rules and Legislative Administration.

Dean introduced:

H. F. No. 233, A bill for an act relating to retirement; judicial service credit for referees in juvenile court; amending Minnesota Statutes 1978, Section 490.121, Subdivision 4.

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

Reding, Zubay, Esau, Kalis and Lehto introduced:

H. F. No. 234, A bill for an act relating to state government; abolishing achievement awards for commissioners and assistant commissioners; amending Minnesota Statutes 1978, Sections 15A.081, Subdivision 6; 43.062, Subdivision 3; and 43.067, Subdivision 4; repealing Minnesota Statutes 1978, Section 43.069.

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

Battaglia, Voss, Kahn, Pavlak and Kroening introduced:

H. F. No. 235, A bill for an act relating to state parks; removing certain lands from within the boundaries of Split Rock Lighthouse State Park.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Battaglia, Elioff, Minne, Prah! and Begich introduced:

H. F. No. 236, A bill for an act relating to intoxicating liquor; prohibiting local authorities from requiring early payment of property taxes as a condition for the issuance or renewal of licenses; amending Minnesota Statutes 1978, Section 340.11, Subdivision 17.

The bill was read for the first time and referred to the Committee on Governmental Operations. Anderson, I., objected to the reference and the bill was referred to the Committee on Rules and Legislative Administration.

Swanson, Hokanson, Pleasant, Blatz and Peterson introduced:

H. F. No. 237, A bill for an act relating to the city of Richfield; authorizing the issuance of bonds for a certain recreational facility; authorizing the pledge of certain revenues as security therefor.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Dean, Ewald and Nelsen, B., introduced:

H. F. No. 238, A bill for an act relating to taxation; inheritance tax; exempting federal survivor benefit plan benefits from taxation; amending Minnesota Statutes 1978, Section 291.05.

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

Casserly, Voss, Dean, Olsen and Ewald introduced:

H. F. No. 239, A bill for an act relating to metropolitan government; providing for election of the members of the council; amending Minnesota Statutes 1978, Section 473.123, Subdivisions 2, 3, 4, and 5; and by adding subdivisions.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Lehto, Fjoslien and Nelsen, M., introduced:

H. F. No. 240, A bill for an act proposing an amendment to the Minnesota constitution, adding a section to Article IV; providing for popular initiative on taxes and appropriations.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Sieben, M., and Laidig introduced:

H. F. No. 241, A bill for an act relating to mobile homes; requiring mobile homes to be secured to the ground; providing penalties; amending Minnesota Statutes 1978, Section 327.32, by adding a subdivision; and 327.34, Subdivision 4.

The bill was read for the first time and referred to the Committee on Commerce, Economic Development and Housing.

Erickson, Kempe, Olsen, Kahn and Sherwood introduced:

H. F. No. 242, A bill for an act relating to taxation; inheritance; establishing a presumption of contribution by a spouse in property held jointly with the decedent; amending Minnesota Statutes 1978, Section 291.01, Subdivision 4.

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

Ewald, Enebo, Swanson, Schreiber and Laidig introduced:

H. F. No. 243, A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Section 2; limiting the number of terms of governors and lieutenant governors.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Clark, Forsythe, Pleasant, Enebo and Berglin introduced:

H. F. No. 244, A bill for an act relating to Hennepin County; providing for the appointment, compensation, duties and powers of the medical examiner; amending Laws 1963, Chapter 848, Section 1, Subdivision 2; Section 5; and by adding a section; repealing Laws 1963, Chapter 848, Section 1, Subdivision 4.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Clawson introduced:

H. F. No. 245, A bill for an act relating to the department of public safety; changing the name of the highway patrol to the state patrol; amending Minnesota Statutes 1978, Section 299D.01, Subdivision 1.

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

Waldorf, Kelly, Wynia, Drew and Kempe introduced:

H. F. No. 246, A bill for an act relating to the city of Saint Paul; authorizing the disposition of the Gillette state hospital property, building and grounds.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs. Anderson, I., objected to the reference and the bill was referred to the Committee on Rules and Legislative Administration.

Kempe, Waldorf, Erickson, Sherwood and McDonald introduced:

H. F. No. 247, A bill for an act relating to health; providing for the canceling of an appropriation for the family planning services grant program under certain conditions.

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

Wieser, Brinkman, Pavlak, Wenzel and Ellingson introduced:

H. F. No. 248, A bill for an act relating to banks and banking; authorizing state banks to lease personal property under certain conditions; amending Minnesota Statutes 1978, Section 48.152.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Clawson, Heinitz, Kvam and Berkelman introduced:

H. F. No. 249, A bill for an act relating to public welfare; providing exemptions from licensing for certain facilities; amending Minnesota Statutes 1978, Section 245.791.

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

Searle, Olsen, Vanasek and Haukoos introduced:

H. F. No. 250, A bill for an act relating to elections; restoring the right to vote to certain persons under guardianship; amending Minnesota Statutes 1978, Section 201.15.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Brinkman, Heinitz, Voss, Stoa and Wieser introduced:

H. F. No. 251, A bill for an act relating to local government; permitting self insurance of health benefits; authorizing joint self insurance; amending Minnesota Statutes 1978, Section 471.616, Subdivision 1; and Chapter 471, by adding a section.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Brinkman, Patton, Anderson, D., and Mann introduced:

H. F. No. 252, A bill for an act relating to workers' compensation; providing for appointments to court of appeals; providing for disability payments; altering retraining payments; providing time limitations on actions; amending Minnesota Statutes 1978, Sections 175.006, Subdivision 1; 176.101, Subdivisions 3, 4, 7 and by adding a subdivision; 176.131, Subdivision 8; and 176.151; repealing Minnesota Statutes 1978, Sections 176.101, Subdivisions 1 and 2; and 176.645.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Sieben, M., introduced:

H. F. No. 253, A bill for an act relating to Washington County; authorizing the commissioner of public safety under certain circumstances to appoint an agent to assist the clerk of the district court in Washington County in accepting applications for drivers licenses and permits; repealing Minnesota Statutes 1978, Section 171.06, Subdivision 5.

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

Murphy, Hokanson, Jacobs, Carlson, L., and Otis introduced:

H. F. No. 254, A bill for an act relating to taxation; exempting certain military pay from income taxation; amending Minnesota Statutes 1978, Section 290.08, by adding a subdivision.

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

Eken; Anderson, G.; Redalen; Mehrkens and Johnson, C., introduced:

H. F. No. 255, A bill for an act relating to taxation; property tax; exempting certain wetlands from taxation; providing a wetlands credit; providing for state reimbursement of lost local revenues; appropriating money; amending Minnesota Statutes 1978, Section 272.02, Subdivision 1; and Chapter 273, by adding a section; repealing Minnesota Statutes 1978, Section 272.59.

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

McDonald, Kalis, Stadum, Anderson, G., and Rees introduced:

H. F. No. 256, A bill for an act relating to agriculture; providing for the promotion of Minnesota agricultural products; providing for production research; appropriating money; amending Minnesota Statutes 1978, Sections 15.057; and 17.101.

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

Casserly, Tomlinson, Pehler, Hoberg and Knickerbocker introduced:

H. F. No. 257, A bill for an act relating to taxation; providing standards and procedures for tax increment financing; authorizing the issuance of bonds; authorizing tax increment financing for the payment of principal and interest on such bonds; providing limitation on extent of districts to which tax increment financing applies; amending Minnesota Statutes 1978, Sections 362A.05; 458.192, Subdivision 11; 462.545, Subdivision 5; 462.585, Subdivisions 2, 3 and 4; 472A.06; 472A.07, by adding a subdivision; 473F.02, Subdivision 3; 473F.05; 473F.08, Subdivisions 2, 4 and 6; 474.10, Subdivisions 2 and 3; and Chapter 273, by adding sections; repealing Minnesota Statutes 1978, Sections 472A.02, Subdivision 3; 472A.07, Subdivision 4; and 472A.08.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Welch; Nelsen, M.; Rose; Patton and Sherwood introduced:

H. F. No. 258, A bill for an act relating to crimes; littering; prohibiting the owner or operator of certain vehicles from permitting certain articles and materials being thrown, deposited, or dumped from vehicles; prescribing penalties; amending Minnesota Statutes 1978, Sections 169.42, by adding a subdivision; and 609.68.

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

Kahn; Carlson, D.; Anderson, G., and Biersdorf introduced:

H. F. No. 259, A bill for an act relating to cooperative associations; providing for boards of directors; prescribing the minimum number of directors governing a cooperative apartment corporation; amending Minnesota Statutes 1978, Section 308.11.

The bill was read for the first time and referred to the Committee on Commerce, Economic Development and Housing.

Carlson, L.; Berglin and Swanson introduced:

H. F. No. 260, A bill for an act relating to health; providing for health planning; requiring certificates of need for construction or modification of certain health care facilities and services and health maintenance organizations; repealing Minnesota Statutes 1978, Sections 145.71 to 145.831.

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

Schreiber, Casserly, Adams, Pehler and Friedrich introduced:

H. F. No. 261, A bill for an act relating to municipal industrial development; excepting certain projects; amending Minnesota Statutes 1978, Section 474.02, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Brinkman, Heinitz, Voss, Wieser and Stoa introduced:

H. F. No. 262, A bill for an act relating to local government; permitting self insurance for local governments; authorizing insurance pooling; amending Minnesota Statutes 1978, Sections 60A.02, Subdivisions 3 and 4; 79.01, Subdivisions 2 and 3; and Chapter 471, by adding sections.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Faricy introduced:

H. F. No. 263, A bill for an act relating to juvenile court referees; authorizing referees to hear contested trials or motions unless objection is made; amending Minnesota Statutes 1978, Section 484.70, Subdivision 3.

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

Pehler introduced:

H. F. No. 264, A bill for an act relating to taxation; income tax; changing the rates of certain income tax brackets; amending Minnesota Statutes 1978, Section 290.06, Subdivision 2c.

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

Heinitz, Adams, Heap and Carlson, L., introduced:

H. F. No. 265, A bill for an act relating to transportation; appropriating money to the department of transportation for the purpose of providing operating subsidies for Medicine Lake transit service.

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

McEachern, Sarna, Fudro and Friedrich introduced:

H. F. No. 266, A bill for an act relating to taxation; providing that the proceeds of the motor vehicle excise tax shall be deposited in the highway user tax distribution fund for highway purposes; amending Minnesota Statutes 1978, Sections 168.27, Subdivision 16; 297B.035, Subdivision 2; and 297B.09.

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

McEachern and McCarron introduced:

H. F. No. 267, A bill for an act relating to aeronautics; providing a referendum on certain airport locations; amending Minnesota Statutes 1978, Section 360.032, by adding a subdivision.

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

Forsythe, Wieser, Hokanson, McCarron and Niehaus introduced:

H. F. No. 268, A bill for an act relating to children; establishing a program in the department of public welfare to allow subsidized adoptions under certain circumstances; appropriating money; amending Minnesota Statutes 1978, Chapter 259, by adding a section; repealing Minnesota Statutes 1978, Section 393.07, Subdivision 1a.

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

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Anderson, I., for the Committee on Rules and Legislative Administration, designated the committee referral of the following bills, which bills were referred to the committee upon objection pursuant to the organizational agreement:

<i>H.F. No.</i>	<i>Date Referred to Committee</i>	<i>Committee Referral</i>
164	Jan. 25, 1979	Local and Urban Affairs
166	Jan. 25, 1979	Taxes
167	Jan. 25, 1979	Transportation
181	Jan. 25, 1979	Financial Institutions and Insurance
193	Jan. 29, 1979	Appropriations
194	Jan. 29, 1979	Appropriations
198	Jan. 29, 1979	Local and Urban Affairs
200	Jan. 29, 1979	Appropriations
216	Jan. 29, 1979	Local and Urban Affairs
219	Jan. 29, 1979	Labor-Management Relations

MOTIONS AND RESOLUTIONS

Sieben, M., moved that the names of Faricy, Zubay, Lehto and Laidig be added as authors on H. F. No. 38. The motion prevailed.

Pleasant moved that the name of Ewald be added as an author on H. F. No. 113. The motion prevailed.

Evans moved that the names of Luknic and Stadum be added as authors on H. F. No. 195. The motion prevailed.

Thiede moved that the name of Aasness be added as an author on H. F. No. 112. The motion prevailed.

Ainley moved that his name be stricken as an author on H. F. No. 161. The motion prevailed.

Sieben, H., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, February 5, 1979. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following changes in House Standing Committee assignments:

Local and Urban Affairs: strike the name of Rees and add the name of Fritz.

Financial Institutions and Insurance: strike the name of Fritz and add the name of Rees.

Sieben, H., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

ADJOURNMENT

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, February 5, 1979.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

