

## STATE OF MINNESOTA

## SEVENTY-FIRST SESSION - 1979

## TWENTY-THIRD DAY

SAINT PAUL, MINNESOTA, THURSDAY, MARCH 8, 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	Jude	Nelsen, M.	Sherwood
Adams	Eken	Kahn	Nelson	Sieben, H.
Ainley	Elioff	Kaley	Niehaus	Sieben, M.
Albrecht	Ellingson	Kalis	Norman	Simoneau
Anderson, B.	Enebo	Kelly	Norton	Stadum
Anderson, D.	Erickson	Kempe	Novak	Stoa
Anderson, G.	Esau	Knickerbocker	Nysether	Stowell
Anderson, I.	Evans	Kostohryz	Onnen	Sviggum
Anderson, R.	Ewald	Kroening	Osthoff	Swanson
Battaglia	Faricy	Kvam	Otis	Thiede
Begich	Fjoslien	Laidig	Patton	Tomlinson
Berglin	Forsythe	Lehto	Pavlak	Valan
Berkelman	Friedrich	Levi	Pehler	Valento
Biersdorf	Fritz	Long	Peterson	Vanasek
Blatz	Fudro	Ludeman	Piepho	Voss
Brinkman	Greenfield	Luknic	Pleasant	Waldorf
Byrne	Halberg	Mann	Prahl	Weaver
Carlson, D.	Haukoos	McCarron	Redalen	Welch
Carlson, L.	Heap	McDonald	Reding	Welker
Casserly	Heinitz	McEachern	Rees	Wenzel
Clark	Hoberg	Mehrken	Reif	Wieser
Clawson	Hokanson	Metzen	Rice	Wigley
Corbid	Jacobs	Minne	Rose	Wynia
Crandall	Jaros	Moe	Rothenberg	Zubay
Dean	Jennings	Munger	Sarna	Speaker Searle
Dempsey	Johnson, C.	Murphy	Schreiber	
Den Ouden	Johnson, D.	Nelsen, B.	Searles	

A quorum was present.

Olsen was excused until 2:35 p.m.

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.

## REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 643, 300, 228 and 157 and S. F. Nos. 225, 411, 54, 61, 52 and 384 have been placed in the members' files.

S. F. No. 411 and H. F. No. 291, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Fjoslien moved that S. F. No. 411 be substituted for H. F. No. 291 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 225 and H. F. No. 237, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Swanson moved that the rules be so far suspended that S. F. No. 225 be substituted for H. F. No. 237 and that the House File be indefinitely postponed. The motion prevailed.

## REPORTS OF STANDING COMMITTEES

Fudro from the Committee on Transportation to which was referred:

H. F. No. 167, A bill for an act relating to the city of Virginia; extending an eligibility deadline for special funding for the improvement of a segment of a certain municipal state-aid street within the city.

Reported the same back with the following amendments:

Page 1, delete lines 16, 17, and 18

With the recommendation that when so amended the bill pass and be placed on the Consent Calendar.

The report was adopted.

Johnson, C., from the Committee on Education to which was referred:

H. F. No. 180, A bill for an act relating to education; requiring the board of education to establish and fill the position of

specialist for industrial arts education and to prescribe the duties of the specialist; appropriating money; amending Minnesota Statutes 1978, Section 121.11, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 15, after "education" insert ", division of instruction,"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Enebo from the Committee on Governmental Operations to which was referred:

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.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Notwithstanding Laws 1978, Chapter 791, Section 20, or any other provision of law, the commissioner of administration shall convey by quitclaim deed in such form as the attorney general approves all right, title and interest of the state in the Gillette hospital buildings and site to the city of Saint Paul. The commissioner of administration shall prepare and the attorney general shall approve the exact description of the property to be conveyed. In consideration of the conveyance, the city of Saint Paul agrees to pay all legal costs associated with the conveyance, all outstanding assessments against the property, and all expenses incurred in razing or removing the buildings on the property. The city of Saint Paul is authorized to accept such donation, and shall use the site and buildings thereon for public or governmental uses, or any other uses or purposes as may be permitted or authorized by law. The city of Saint Paul may raze or remove in whole or in part, or alter or modify, and take any other actions with respect to said buildings and site as may be necessary to carry out public, governmental or other lawful uses.

Sec. 2. [EFFECTIVE DATE] This act shall be effective the day following enactment provided that the conveyance shall occur on or before July 1, 1979, and only after its approval by the governing body of the city of Saint Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021. Failure of the governing body of the city council of Saint Paul to

act prior to July 1, 1979, shall allow the commissioner of administration to act pursuant to Laws 1978, Chapter 791, Section 20."

With the recommendation that when so amended the bill pass.

The report was adopted.

Biersdorf from the Committee on Commerce, Economic Development and Housing to which was referred:

H. F. No. 444, A bill for an act relating to intoxicating liquor; allowing clubs affiliated with national organizations in existence for at least 15 years to obtain on-sale intoxicating liquor licenses; amending Minnesota Statutes 1978, Section 340.11, Subdivision 11.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Notwithstanding any law to the contrary, the city of Spring Lake Park may issue one license for the on-sale of intoxicating liquor to a bona fide club, as defined in Minnesota Statutes, Section 340.07, Subdivision 15, which has been in existence for less than 15 years but which holds a charter from a national organization which has been in existence for 15 years or more. The license shall be subject to approval by the commissioner of public safety and shall be for the sale of intoxicating liquor to members and bona fide guests only. The fee for such license shall be \$100. The license so authorized shall be in addition to the number authorized by Minnesota Statutes, Section 340.11, Subdivision 5a.

Sec. 2. This act is effective upon approval by the governing body of the city of Spring Lake Park and compliance with the provisions of Minnesota Statutes, Section 645.021."

Delete the title and insert:

"A bill for an act relating to intoxicating liquor; authorizing the city of Spring Lake Park to issue an on-sale intoxicating liquor license to a club in existence for less than 15 years."

With the recommendation that when so amended the bill pass.

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 472, A resolution urging the President, Congress and the Secretary of Transportation to retain the Amtrak North Coast Hiawatha in the National Amtrak Transportation System.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

### SECOND READING OF HOUSE BILLS

H. F. Nos. 167, 246, 444, and 472 were read for the second time.

### SECOND READING OF SENATE BILLS

S. F. Nos. 411 and 225 were read for the second time.

### SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Swanson moved that the rule therein be suspended and an urgency be declared so that S.F. No. 225 be given its third reading and be placed upon its final passage. The motion prevailed.

Swanson moved that the rules of the House be so far suspended that S. F. No. 225 be given its third reading and be placed upon its final passage. The motion prevailed.

S. F. No. 225, 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 third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Battaglia	Byrne	Dean	Esau
Adams	Begich	Carlson, D.	Dempsey	Evans
Ainley	Berglin	Carlson, L.	Den Ouden	Ewald
Albrecht	Berkelman	Casserly	Drew	Faricy
Anderson, D.	Biersdorf	Clark	Elioff	Fjoslien
Anderson, I.	Blatz	Clawson	Enebo	Forsythe
Anderson, R.	Brinkman	Crandall	Erickson	Friedrich

Fritz	Kelly	Minne	Piepho	Stoa
Fudro	Kempe	Moe	Pleasant	Swiggum
Greenfield	Knickerbocker	Munger	Prahl	Swanson
Halberg	Kostohryz	Murphy	Redalen	Thiede
Haukoos	Kroening	Nelsen, B.	Reding	Tomlinson
Heap	Kvam	Nelsen, M.	Rees	Valan
Heinitz	Laidig	Nelson	Reif	Valento
Hoberg	Lehto	Niehaus	Rice	Vanasek
Hokanson	Levi	Norton	Rose	Voss
Jacobs	Long	Novak	Rothenberg	Waldorf
Jaros	Ludeman	Nysether	Sarna	Weaver
Jennings	Luknic	Onnen	Schreiber	Welker
Johnson, C.	Mann	Osthoff	Searles	Wenzel
Johnson, D.	McCarron	Otis	Sherwood	Wieser
Jude	McDonald	Patton	Sieben, H.	Wigley
Kahn	McEachern	Pavlak	Sieben, M.	Wynia
Kaley	Mehrkens	Pehler	Simoneau	Zubay
Kalis	Metzen	Peterson	Stadum	Speaker Searle

The bill was passed and its title agreed to.

#### INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Wenzel, Heinitz and Brinkman introduced:

H. F. No. 714, A bill for an act relating to local government; authorizing self insurance by political subdivisions for health care services; providing for the regulation of the administration of self insurance plans; providing compliance with certain statutes relating to health and accident insurance; amending Minnesota Statutes 1978, Sections 471.61, Subdivisions 1 and 2a; and 471.616, Subdivision 1, and by adding subdivisions.

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

Kalis, Adams, Dempsey, Nelsen, B., and Novak introduced:

H. F. No. 715, A bill for an act relating to interstate motor vehicle carriers; eliminating certain registration requirements for certain interstate carriers; amending Minnesota Statutes 1978, Section 221.62.

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

Carlson, D.; Brinkman; Ludeman and Mann introduced:

H. F. No. 716, A bill for an act relating to non-alcoholic beverages; requiring laboratory examination of certain beverages; deleting registration exemption for identified beverages; amending Minnesota Statutes 1978, Section 34.05, Subdivision 1; repealing Minnesota Statutes 1978, Section 34.05, Subdivision 2.

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

Osthoff, Metzen, Friedrich, Sieben, M., and Biersdorf introduced:

H. F. No. 717, A bill for an act proposing an amendment to the Minnesota Constitution, adding a section to Article X; permitting parimutuel betting on horse races if authorized by law.

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

Hokanson, Kroening, Swanson, Blatz and Halberg introduced:

H. F. No. 718, A bill for an act relating to taxation; income; providing an income tax credit for blind dependents; amending Minnesota Statutes 1978, Section 290.06, Subdivision 3c.

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

Wenzel, Jude, Fritz, Osthoff and Valento introduced:

H. F. No. 719, A bill for an act relating to elections; providing for a presidential primary election; regulating the selection of convention delegates; appropriating money.

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

Norman; Sieben, M.; Drew and Faricy introduced:

H. F. No. 720, A bill for an act relating to public employment labor relations; providing for student participation in collective bargaining at certain educational institutions; amending Minnesota Statutes 1978, Section 179.61.

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

Norman, Haukoos, Stadium and Fritz introduced:

H. F. No. 721, A bill for an act relating to elections; regulating certain conduct in the polling place; allowing certain individuals to provide proof of residence for certain other individuals; requiring voters and other individuals to leave the polling place immediately after completing authorized activities; amending Minnesota Statutes 1978, Sections 201.061, Subdivision 3; and 204A.-37, Subdivision 1.

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

Norman, Haukoos, Stadium and Fritz introduced:

H. F. No. 722, A bill for an act relating to elections; requiring date of birth on voter registration cards; requiring election judges to initial voter registration cards submitted on election day; amending Minnesota Statutes 1978, Sections 201.061, by adding a subdivision; and 201.071, Subdivisions 1 and 3.

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

Norman, Dean and Crandall introduced:

H. F. No. 723, A bill for an act relating to elections; removing party designation from certain offices in cities of the first class; amending Minnesota Statutes 1978, Sections 202A.28; and 205.-17, Subdivisions 1 and 3; repealing Minnesota Statutes 1978, Section 205.17, Subdivisions 2 and 4.

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

Ewald, Kroening, Biersdorf, Sieben, H., and Anderson, I., introduced:

H. F. No. 724, A bill for an act relating to housing; providing for an increase in the authorization for bonds and notes for the housing finance agency; appropriating money; amending Minnesota Statutes 1978, Section 462A.22, Subdivision 1.

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

Zubay, Patton, Pleasant, Norton and Kempe introduced:

H. F. No. 725, A bill for an act relating to transcript fees; providing for court transcript fees; authorizing the supreme court to adopt by rule a uniform transcript fee schedule; authorizing the commissioner of labor and industry to maintain a court reporter system for the workers' compensation division; providing for department transcript fees; amending Minnesota Statutes 1978, Sections 175.101, by adding a subdivision; 176.421, Subdivisions 4, 5 and 7; 488A.05, Subdivision 2; 488A.22, Subdivision 2; 525.11; 525.111; and 525.112; repealing Minnesota Statutes 1978, Section 486.06.

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

Wenzel, Luknic, Novak, Fritz and Begich introduced:

H. F. No. 726, A bill for an act relating to public welfare; establishing an energy assistance program in the department of economic security; appropriating money.

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

Prahl, Anderson, I., and Sherwood introduced:

H. F. No. 727, A bill for an act relating to courts; authorizing the Itasca County court district to elect an additional judge; amending Minnesota Statutes 1978, Section 487.01, Subdivision 5.

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

Carlson, L.; Johnson, C.; Knickerbocker, Kostohryz and Thiede introduced:

H. F. No. 728, A bill for an act relating to education; allowing not more than ten days used by kindergarten teachers for parent-teacher conferences or teachers' workshops to count as part of the required minimum number of days school is in session; amending Minnesota Statutes 1978, Section 124.19, Subdivision 1.

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

Greenfield, Waldorf, Drew, Blatz and Berglin introduced:

H. F. No. 729, A bill for an act relating to public welfare; increasing personal needs allowance for residents of certain facilities; restricting the use of allowances by third parties; providing for a civil action and damages; providing a penalty; amending Minnesota Statutes 1978, Section 256B.35.

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

Tomlinson, Faricy, Novak, Luknic and Norman introduced:

H. F. No. 730, A bill for an act relating to taxation; income; removing the state tax on any federal tax credit for renewable energy systems; 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.

Casserly, Dempsey, Norton, Sieben, M., and Crandall introduced:

H. F. No. 731, A bill for an act relating to corporations; altering quorum requirements; permitting loans and other transactions with officers and employees; empowering corporations to engage in certain transactions; amending Minnesota Statutes 1978, Sections 301.25, Subdivision 7; 301.32; and 301.36.

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

Sherwood, Den Ouden, Thiede, Reding and Lehto introduced:

H. F. No. 732, A bill for an act relating to game and fish; modifying the definitions of rough fish and minnows; amending Minnesota Statutes 1978, Section 97.40, Subdivisions 11 and 12.

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

Swanson, Otis, Kostohryz, McDonald and Zubay introduced:

H. F. No. 733, A bill for an act relating to veterans; increasing the maximum amount of certain educational grants to certain persons; amending Minnesota Statutes 1978, Section 197.75, Subdivision 1.

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

Swanson, Otis, Kostohryz and McDonald introduced:

H. F. No. 734, A bill for an act relating to veterans; honoring Vietnam veterans by certain flag displays; amending Minnesota Statutes 1978, Chapter 196, by adding a section.

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

Greenfield, Berglin, Drew, Waldorf and Onnen introduced:

H. F. No. 735, A bill for an act relating to public welfare; disregarding certain income in determining eligibility for medical assistance; amending Minnesota Statutes 1978, Section 256B.06, Subdivision 1.

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

Olsen, Munger, Searle, Metzen and Forsythe introduced:

H. F. No. 736, A bill for an act relating to education; equalizing the summer school foundation aid formula; amending Minnesota Statutes 1978, Section 124.20.

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

Patton, Biersdorf, Kaley and Sarna introduced:

H. F. No. 737, A bill for an act relating to retirement; highway patrolmen; extending survivor benefit coverage to certain disabled employees; providing for increased employee and employer contributions and for an annual post retirement increase to certain retirees; amending Minnesota Statutes 1978, Sections 352B.02, Subdivision 1; 352B.11, Subdivision 2; and Chapter 352B, by adding a section.

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

Stoa introduced:

H. F. No. 738, A bill for an act relating to collection and dissemination of data; clarifying information practices; defining terms; prescribing remedies; prescribing penalties; appropriating money; amending Minnesota Statutes 1978, Sections 15.1642, Subdivision 5; 15.165; Chapter 15, by adding sections; and Chapter 138, by adding a section; repealing Minnesota Statutes 1978, Sections 15.162; 15.163; 15.1641; 15.1642, Subdivision 4; 15.166; 15.167; 15.1671; 15.169; 15.17; 15.171; 15.172; 15.173; 15.174; 138.161; 138.163; 138.17; 138.18; 138.19; 138.20; 138.21; and 138.22.

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

Tomlinson, McCarron, Byrne and Valento introduced:

H. F. No. 739, A bill for an act relating to Ramsey County; providing the age for mandatory retirement of county employees; providing for civil service rules; removing a provision for health insurance; amending Laws 1974, Chapter 435, Sections 3.02, Subdivision 4, as amended; and 3.03; repealing Laws 1974, Chapter 435, Section 1.0214, Subdivision 2, as amended.

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

Kelly, Byrne and Valento introduced:

H. F. No. 740, A bill for an act relating to Ramsey County; changing the day of county board meetings; amending Laws 1974, Chapter 435, Section 2.05, Subdivision 1, as amended.

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

McEachern introduced:

H. F. No. 741, A bill for an act relating to education; allowing certain superintendents to take certain leaves of absence; amending Minnesota Statutes 1978, Section 125.60, Subdivision 1.

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

Dempsey, Rees and Piepho introduced:

H. F. No. 742, A bill for an act relating to the uniform commercial code; providing for the appropriation of the proceeds of bulk transfers; providing for the payment of creditors; amending Minnesota Statutes 1978, Sections 336.6-107; 336.6-108; and 336.6-109; and Chapter 336 by adding a section.

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

Dempsey and Piepho introduced:

H. F. No. 743, A bill for an act relating to special acts passed in accordance with the Constitution, Article XII, Section 2; requiring local approval in certain cases; amending Minnesota Statutes 1978, Sections 645.021 and 645.023, Subdivision 1.

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.

Dempsey, Rees and Piepho introduced:

H. F. No. 744, A bill for an act relating to civil actions; providing for the issuance of process in proceedings supplementary to execution; amending Minnesota Statutes 1978, Section 575.02.

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

Otis introduced:

H. F. No. 745, A bill for an act relating to appropriations; appropriating funds to the Minnesota energy agency to match federal funds for certain energy related studies.

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

Patton, Moe, Biersdorf and Sarna introduced:

H. F. No. 746, A bill for an act relating to retirement; teachers retirement association; increase in employer contribution; amending Minnesota Statutes 1978, Sections 354.42, Subdivisions 3 and 5; and 354A.12.

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

Moe, Patton and Biersdorf and introduced:

H. F. No. 747, A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; amending Minnesota Statutes 1978, Sections 353.01, Subdivisions 2b, 10, 16, and 27; 353.017, Subdivision 2; 353.29, Subdivisions 2 and 8; 353.31, Subdivision 1; 353.32, Subdivisions 1, 3, and 9; 353.33, Subdivision 1 and by adding a subdivision; 353.34, Subdivision 3; 353.35; 353.46, Subdivision 1; 353.656, Subdivision 2; 353.657, Subdivision 1; 353.71, Subdivision 5; repealing Minnesota Statutes 1978, Sections 353.272; 353.33, Subdivisions 4 and 6.

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

Patton, Moe, Biersdorf and Kaley introduced:

H. F. No. 748, A bill for an act relating to retirement; actuarial reporting law; implementing a procedure to extend the period for the amortization of unfunded liabilities in the event of changes in actuarial assumptions for increases in annuities and benefits; amending Minnesota Statutes 1978, Sections 356.215, Subdivision 4; 356.22, Subdivision 2; 422A.08, Subdivision 2; and 422A.39, Subdivision 2.

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

Patton, Biersdorf, Moe and Kaley introduced:

H. F. No. 749, A bill for an act relating to retirement; teachers retirement fund associations in cities of the first class; codification of a coordinated program for the Minneapolis and St. Paul teachers retirement fund associations; recodification of the law governing first class city teachers retirement fund associations; amending Minnesota Statutes 1978, Sections 354A.05; 354A.08; 354A.09; 354A.091; 354A.11; 354A.12; 354A.21; and 356.32, Subdivision 2; and Chapter 354A by adding sections; repealing Minnesota Statutes 1978, Sections 354A.01; 354A.02; 354A.03; 354A.04; 354A.10; 354A.13; and 354A.22.

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

Patton, Biersdorf, Moe and Kaley introduced:

H. F. No. 750, A bill for an act relating to retirement; prohibiting volunteer firefighters relief association membership for fire chiefs.

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

Anderson, G.; Vanasek; Valan and Kalis introduced:

H. F. No. 751, A bill for an act relating to agriculture; prohibiting certain contracts for certain agricultural products.

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

Levi, Hoberg, Long and Pehler introduced:

H. F. No. 752, A bill for an act relating to education; modifying a subdivision providing for identification, assessment and educational placement of handicapped school children; setting tuition at certain schools for the handicapped and providing for certain tuition reimbursement; establishing which school districts shall claim certain aid; providing for certain participation in and notification of certain child placement decisions; abolishing certain expenditure limitations; amending Minnesota Statutes 1978, Sections 120.17, Subdivisions 3b and 7a; and 124.212, Subdivision 20; repealing Minnesota Statutes 1978, Section 120.171.

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

Voss, Ewald, Corbid, Ellingson and Blatz introduced:

H. F. No. 753, A bill for an act relating to banks and banking; removing certain restrictions on services that may be offered at detached facilities; amending Minnesota Statutes 1978, Section 47.53.

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

Clawson, Ellingson and Fjoslien introduced:

H. F. No. 754, A bill for an act relating to eminent domain; enacting the uniform eminent domain act; repealing Minnesota Statutes 1978, Sections 117.011; 117.025; 117.035; 117.041; 117.042; 117.045; 117.055; 117.065; 117.075; 117.085; 117.086; 117.105; 117.115; 117.125; 117.135; 117.145; 117.155; 117.165; 117.175; 117.185; 117.195; 117.205; 117.215; 117.225; 117.231; 117.232; 117.50; 117.51; 117.52; 117.521; 117.53; 117.54; 117.55 and 117.56.

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

Novak; Sieben, H.; Anderson, I.; Tomlinson and Faricy introduced:

H. F. No. 755, A bill for an act relating to taxation; property tax; providing for assessment of real property at full market value; limiting property tax on homesteads to one percent of market value; amending Minnesota Statutes 1978, Sections 273.-11, Subdivisions 1 and 5; 273.13, by adding a subdivision; and 273.17, Subdivision 1; repealing Minnesota Statutes 1978, Section 273.11, Subdivision 2.

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

#### 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 Senate Files, herewith transmitted:

S. F. Nos. 60, 203 and 432.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 57, 93 and 233.

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, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested.

House Concurrent Resolution No. 1, a house concurrent resolution providing for a joint convention of the Senate and the House of Representatives to elect members of the Board of Regents of the University of Minnesota.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, H., moved that the House concur in the Senate amendments to House Concurrent Resolution No. 1 and that the resolution be adopted as amended by the Senate. The motion prevailed. House Concurrent Resolution No. 1 as amended by the Senate was readopted.

#### FIRST READING OF SENATE BILLS

S. F. No. 60, A bill for an act relating to elections; prohibiting certain uses of campaign funds; providing a civil penalty; providing that compensation for personal services rendered to influence election of a candidate is not a prohibited expenditure; amending Minnesota Statutes 1978, Section 210A.19, Subdivision 1; and Chapter 210A, by adding a section.

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

S. F. No. 203, 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.

Casserly moved that S. F. No. 203 and H. F. No. 228, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 432, A bill for an act relating to general assistance; eliminating the notarizing requirement for general assistance applications; amending Minnesota Statutes 1978, Section 256D-07.

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

S. F. No. 57, A bill for an act relating to insurance; providing for the coordination of reparations benefits for automobile losses; amending Minnesota Statutes 1978, Section 65B.61, Subdivision 3; repealing Minnesota Statutes 1978, Section 65B.61, Subdivision 4.

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

S. F. No. 93, A bill for an act relating to taxation; income tax; changing definition of gross income; subtracting certain capital gains realized in divorce settlement; amending Minnesota Statutes 1978, Sections 290.01, Subdivision 20; and 290.14.

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

S. F. No. 233, A bill for an act relating to the city of Faribault; authorizing subletting of certain property leased from the state; directing disposition of rentals therefrom; amending Laws 1977, Chapter 245, Section 1, Subdivision 1.

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

### CONSENT CALENDAR

S. F. No. 231, A bill for an act relating to bonds; requiring claimant filing notice of action on a bond to pay postage costs; amending Minnesota Statutes 1978, Section 574.32.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

### CALENDAR

H. F. No. 3, A resolution ratifying a proposed amendment to the Constitution of the United States of America relating to the District of Columbia.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called.

Carlson, D., moved that those not voting be excused from voting. The motion did not prevail.

There were 66 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Adams	Ellingson	Knickerbocker	Norton	Sieben, M.
Anderson, B.	Enebo	Kostohryz	Novak	Simoneau
Anderson, G.	Ewald	Kroening	Nysether	Stoa
Berglin	Faricy	Lehto	Oisen	Swanson
Berkelman	Forsythe	Long	Otis	Tomlinson
Byrne	Fudro	Mann	Pehler	Vanasek
Carlson, L.	Greenfield	McCarron	Peterson	Voss
Casserly	Hokanson	Metzen	Pleasant	Welch
Clark	Jacobs	Minne	Prahl	Wynia
Clawson	Jaros	Moe	Reding	Speaker Searle
Corbid	Johnson, C.	Munger	Rice	
Crandall	Jude	Murphy	Sarna	
Dean	Kahn	Nelsen, M.	Schreiber	
Eken	Kelly	Nelson	Sieben, H.	

Those who voted in the negative were:

Aasness	Drew	Johnson, D.	Norman	Stowell
Ainley	Elioff	Kaley	Onnen	Sviggum
Albrecht	Erickson	Kalis	Osthoff	Thiede
Anderson, D.	Esau	Kempe	Patton	Valan
Anderson, I.	Evans	Kvam	Pavlak	Valento
Anderson, R.	Fjoslien	Laidig	Piepho	Waldorf
Battaglia	Friedrich	Levi	Redalen	Weaver
Beginch	Fritz	Ludeman	Rees	Welker
Biersdorf	Halberg	Luknic	Reif	Wenzel
Blatz	Haukoos	McDonald	Rose	Wieser
Brinkman	Heap	McEachern	Rothenberg	Wigley
Carlson, D.	Heinitz	Mehrkens	Searles	Zubay
Dempsey	Hoberg	Nelsen, B.	Sherwood	
Den Ouden	Jennings	Niehaus	Stadum	

The bill was not passed.

H. F. No. 59, A bill for an act relating to towns in Houston County; providing a method for determining whether to open or maintain certain town roads.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 119 yeas and 9 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Clark	Faricy	Nelsen, M.	Pehler	Sieben, M.
Enebo	Kroening	Osthoff	Sarna	

The bill was passed and its title agreed to.

H. F. No. 87, A bill for an act relating to highways; providing for bus shelters and benches on streets and highways; authorizing road authorities to grant franchises; amending Minnesota Statutes 1978, Section 160.27, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 8 nays as follows:

Those who voted in the affirmative were:

Aasness	Blatz	Eken	Fudro	Kaley
Adams	Brinkman	Eliooff	Greenfield	Kalis
Ainley	Byrne	Ellingson	Halberg	Kelly
Albrecht	Carlson, D.	Enebo	Heap	Kempe
Anderson, B.	Carlson, L.	Erickson	Heinitz	Knickerbocker
Anderson, D.	Casserly	Esau	Hoberg	Kostohryz
Anderson, I.	Clark	Evans	Hokanson	Kroening
Anderson, R.	Corbid	Ewald	Jacobs	Lehto
Battaglia	Crandall	Faricy	Jaros	Levi
Begich	Dean	Fjoslien	Johnson, C.	Long
Berglin	Dempsey	Forsythe	Johnson, D.	Ludeman
Berkelman	Den Ouden	Friedrich	Jude	Luknic
Biersdorf	Drew	Fritz	Kahn	Mann

McCarron	Niehaus	Piepho	Sieben, H.	Vanasek
McDonald	Norman	Prahl	Sieben, M.	Voss
McEachern	Norton	Reding	Simoneau	Waldorf
Mehrkens	Novak	Rees	Stadium	Weaver
Metzen	Nysether	Reif	Stoa	Welch
Minne	Olsen	Rice	Stowell	Welker
Moe	Onnen	Rose	Sviggum	Wenzel
Munger	Osthoff	Rothenberg	Swanson	Wigley
Murphy	Otis	Sarna	Thiede	Wynia
Nelsen, B.	Patton	Schreiber	Tomlinson	Zubay
Nelsen, M.	Pavlak	Searles	Valan	Speaker Searle
Nelson	Pehler	Sherwood	Valento	

Those who voted in the negative were:

Anderson, G.	Jennings	Laidig	Redalen	Wieser
Haukoos	Kvam	Peterson		

The bill was passed and its title agreed to.

H. F. No. 102, A bill for an act relating to children; changing liability of parents for damage done by their minor children; amending Minnesota Statutes 1978, Section 540.18, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 116, A bill for an act relating to banks and banking; extending the period for activation of detached facilities after issuance of certificates of authorization; amending Minnesota Statutes 1978, Section 47.54, Subdivision 4.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 9 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, G.	Eken	Kroening	Redalen	Rice
Berglin	Kostohryz	Prahl	Reif	

The bill was passed and its title agreed to.

H. F. No. 157, A bill for an act relating to labor and employment; prohibiting mandatory retirement of public and private employees before the age of 70; amending Minnesota Statutes 1978, Sections 43.051, Subdivision 1; 125.12, Subdivision 5; 181.81; 181.811; 354.44, Subdivision 1a; 354.49, Subdivision 3; 354A.05; 354A.21; 356.32, Subdivision 1; 423.076; 473.419; and Chapter 181, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

#### MOTION FOR RECONSIDERATION

Anderson, I., moved that the vote whereby H. F. No. 3 was not passed on the Calendar earlier today be now reconsidered.

A roll call was requested and properly seconded.

#### CALL OF THE HOUSE

On the motion of Sieben, H., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Aasness	Blatz	Drew	Friedrich	Jennings
Adams	Brinkman	Eken	Fritz	Johnson, C.
Ainley	Byrne	Elioff	Fudro	Johnson, D.
Albrecht	Carlson, D.	Ellingson	Greenfield	Jude
Anderson, D.	Carlson, L.	Enebo	Halberg	Kahn
Anderson, G.	Casserly	Erickson	Haukoos	Kaley
Anderson, I.	Clark	Esau	Heap	Kalis
Battaglia	Corbid	Evans	Heinitz	Kelly
Begich	Crandall	Ewald	Hoberg	Kempe
Berglin	Dean	Faricy	Hokanson	Knickerbocker
Berkelman	Dempsey	Fjoslien	Jacobs	Kostohryz
Biersdorf	Den Ouden	Forsythe	Jaros	Kroening

Kvam	Munger	Pavlak	Searles	Voss
Laidig	Murphy	Pehler	Sherwood	Waldorf
Lehto	Nelsen, B.	Peterson	Sieben, H.	Weaver
Levi	Neisen, M.	Piepho	Sieben, M.	Welch
Long	Nelson	Pleasant	Simoneau	Welker
Ludeman	Niehaus	Prahla	Stadum	Wenzel
Luknic	Norman	Redalen	Stoa	Wieser
Mann	Norton	Reding	Stowell	Wigley
McCarron	Novak	Rees	Sviggum	Wynia
McDonald	Nysether	Reif	Swanson	Zubay
McEachern	Olsen	Rice	Thiede	Speaker Searle
Mehrkens	Onnen	Rose	Tomlinson	
Metzen	Osthoff	Rothenberg	Valan	
Minne	Otis	Sarna	Valento	
Moe	Patton	Schreiber	Vanasek	

Sieben, H., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

The question recurred on the motion to reconsider the vote whereby H. F. No. 3 was not passed on the Calendar earlier today and the roll was called. There were 69 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Adams	Eken	Kahn	Nelsen, M.	Sarna
Anderson, B.	Ellingson	Kalis	Nelson	Sieben, H.
Anderson, G.	Enebo	Kelly	Norton	Sieben, M.
Anderson, I.	Ewald	Kostohryz	Novak	Simoneau
Berglin	Faricy	Kroening	Olsen	Stoa
Berkelman	Forsythe	Lehto	Onnen	Swanson
Byrne	Fudro	Long	Otis	Tomlinson
Carlson, L.	Greenfield	Mann	Patton	Vanasek
Cassery	Halberg	McCarron	Pehler	Voss
Clark	Hokanson	Metzen	Peterson	Welch
Clawson	Jacobs	Minne	Pleasant	Wenzel
Corbid	Jaros	Moe	Prahla	Wynia
Crandall	Johnson, C.	Munger	Reding	Speaker Searle
Dean	Jude	Murphy	Rice	

Those who voted in the negative were:

Aasness	Drew	Johnson, D.	Nysether	Stowell
Ainley	Eliooff	Kaley	Osthoff	Sviggum
Albrecht	Erickson	Kempe	Pavlak	Thiede
Anderson, D.	Esau	Knickerbocker	Piepho	Valan
Anderson, R.	Evans	Kvam	Redalen	Valento
Battaglia	Fjoslien	Laidig	Rees	Waldorf
Begich	Friedrich	Levi	Reif	Weaver
Biersdorf	Fritz	Ludeman	Rose	Welker
Blatz	Haukoos	Luknic	Rothenberg	Wieser
Brinkman	Heap	McDonald	Schreiber	Wigley
Carlson, D.	Heinitz	Mehrkens	Searles	Zubay
Dempsey	Hoberg	Nelsen, B.	Sherwood	
Den Ouden	Jennings	Norman	Stadum	

The motion prevailed.

H. F. No. 3 was reported to the House.

H. F. No. 3, A resolution ratifying a proposed amendment to the Constitution of the United States of America relating to the District of Columbia.

The bill was placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 68 yeas and 66 nays as follows:

Those who voted in the affirmative were:

Adams	Eken	Kelly	Nelson	Sieben, H.
Anderson, B.	Ellingson	Knickerbocker	Norton	Sieben, M.
Anderson, G.	Enebo	Kostohryz	Novak	Simoneau
Anderson, I.	Ewald	Kroening	Olsen	Stoa
Berglin	Faricy	Lehto	Otis	Swanson
Berkelman	Forsythe	Long	Patton	Tomlinson
Byrne	Fudro	Mann	Pehler	Vanasek
Carlson, L.	Greenfield	McCarron	Peterson	Voss
Casserly	Hokanson	Metzen	Pleasant	Welch
Clark	Jacobs	Minne	Prahl	Wenzel
Clawson	Jaros	Moe	Reding	Wynia
Corbid	Johnson, C.	Munger	Rice	Speaker Searle
Crandall	Jude	Murphy	Sarna	
Dean	Kahn	Nelsen, M.	Schreiber	

Those who voted in the negative were:

Aasness	Eliooff	Kaley	Nysether	Sviggum
Ainley	Erickson	Kalis	Onnen	Thiede
Albrecht	Esau	Kempe	Osthoff	Valan
Anderson, D.	Evans	Kvam	Pavlak	Valento
Anderson, R.	Fjoslien	Laidig	Piepho	Waldorf
Battaglia	Friedrich	Levi	Redalen	Weaver
Beigh	Fritz	Ludeman	Rees	Welker
Biersdorf	Halberg	Luknic	Reif	Wieser
Blatz	Haukoos	McDonald	Rose	Wigley
Brinkman	Heap	McEachern	Rothenberg	Zubay
Carlson, D.	Heinitz	Mehrkens	Searles	
Dempsey	Hoberg	Nelsen, B.	Sherwood	
Den Ouden	Jennings	Niehaus	Stadum	
Drew	Johnson, D.	Norman	Stowell	

The bill was passed and its title agreed to.

**REPORT FROM THE COMMITTEE ON RULES AND  
LEGISLATIVE ADMINISTRATION**

Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

House Resolution No. 5, A house resolution relating to the payment of living expenses and mileage for members of the House of Representatives.

Reported the same back with the recommendation that the resolution be adopted.

The report was adopted.

Anderson, I., moved that House Resolution No. 5 be now adopted.

#### HOUSE RESOLUTION NO. 5

A house resolution relating to the payment of living expenses and mileage for members of the House of Representatives.

*Whereas*, Minnesota Statutes 1978, Section 3.099, authorizes the payment of mileage and living expenses of members of the House of Representatives in the amount and for the purposes approved by the House of Representatives; *Now, Therefore*,

*Be it Resolved*, by the House of Representatives of the State of Minnesota:

(1) The Chief Clerk of the House of Representatives is directed to issue warrants in payment of living expenses and mileage to each member of the house from the legislative expense fund for each calendar day of the 71st Legislature.

(2) The per diem living expenses for all members of the house who shall request reimbursement in writing shall be the amount requested by each member which is not more than the maximum daily amount allowed by statute.

(3) Those members of the house who move from their usual place of lodging during a substantial part of the 71st Legislature shall, upon written request, be additionally reimbursed for travel to the state capitol and from their homes at the rate of 16 cents per mile, or such greater amount as may be authorized by the commissioner of personnel for state employees. The reimbursement shall not exceed one round trip per session week of the 71st Legislature.

(4) Each member of the house shall certify in writing to the Chief Clerk, prior to the issuance of the first of such warrants for living expenses, whether or not he or she has moved from his or her usual place of lodging.

The question was taken on the adoption of House Resolution No. 5 and the roll was called. There were 111 yeas and 18 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, D.	Byrne	Heap	Olsen	Tomlinson
Anderson, R.	Drew	Kelly	Piepho	Waldorf
Berkelman	Faricy	Kempe	Rees	
Blatz	Fjoslien	Nelsen, M.	Rothenberg	

The motion prevailed and House Resolution No. 5 was adopted.

Biersdorf and Metzen were excused at 4:05 p.m.

### GENERAL ORDERS

Pursuant to rules of the House, the House resolved itself into the Committee of the Whole, with Anderson, I., in the chair, for the consideration of bills pending on General Orders of the Day. After some time spent therein the Committee arose.

### REPORT OF COMMITTEE OF THE WHOLE

The Speaker resumed the Chair, whereupon the following proceedings of the Committee as kept by the Chief Clerk were reported to the House:

H. F. Nos. 218, 245, 263, 303 and 340 which it recommended to pass.

S. F. No. 67 which it recommended to pass.

H. F. No. 360 which it recommended progress until Thursday, March 15, 1979.

H. F. No. 416 which it recommended to pass with the following amendment offered by Ellingson:

Page 3, after line 31, add the following:

"This amount is [1-1/4 times the claimant's estimate of the value of the property] [1-1/2 times the claimant's claim against you]. If you believe the [value of the property] [amount of the claim] has been overstated, you may ask the court to lower it."

On the motion of Sieben, H., the report of the Committee of the Whole was adopted.

#### ROLL CALLS IN COMMITTEE OF THE WHOLE

Pursuant to rule 1.6, the following roll calls were taken in the Committee of the Whole:

Kelly moved to amend H. F. No. 218, as follows:

Page 1, delete lines 9 through 22, and insert:

"Section 1. Minnesota Statutes 1978, Section 237.01, is amended to read:

237.01 [TELEPHONE COMPANY DEFINED.] The term "telephone company," as used in this chapter, means and applies to any person, firm, association or any corporation, private or municipal, owning or operating any telephone line or telephone exchange for hire, wholly or partly within this state, or furnishing any telephone service to the public. *Notwithstanding the foregoing, a cooperative telephone association shall not be included within the definition of "telephone company" and shall not be subject to regulation under this chapter except as authorized pursuant to section 2.*"

Page 1, line 23, delete "Subd. 2." and insert "Sec. 2. [OPTION AS TO REGULATION.]"

Page 2, line 1, delete "rate"

Page 2, line 2, delete "sections 237.06 to 237.075" and insert "this chapter"

Page 2, line 19, delete "rate"

Renumber the remaining section

Further, amend the title in line 5 by deleting "rate" and in line 6 by deleting "237.06" and inserting "237.01"

The question was taken on the adoption of the amendment and the roll was called. There were 11 yeas and 103 nays as follows:

Those who voted in the affirmative were:

Berglin	Kelly	Minne	Rothenberg	Sieben, M.
Greenfield	Long	Olsen	Sieben, H.	Waldorf
Kahn				

Those who voted in the negative were:

Aasness	Dempsey	Jennings	Nelsen, M.	Simoneau
Adams	Den Ouden	Johnson, D.	Niehaus	Stadum
Ainley	Drew	Jude	Norman	Stoa
Albrecht	Eken	Kaley	Norton	Stowell
Anderson, B.	Eloff	Kalis	Novak	Sviggum
Anderson, D.	Enebo	Kempe	Nysether	Thiede
Anderson, G.	Erickson	Knickerbocker	Onnen	Tomlinson
Anderson, R.	Esau	Kroening	Osthoff	Valan
Battaglia	Evans	Laidig	Otis	Valento
Begich	Faricy	Lehto	Patton	Vanasek
Berkelman	Fjoslien	Levi	Pavlak	Voss
Biersdorf	Forsythe	Ludeman	Peterson	Weaver
Blatz	Friedrich	Mann	Piepho	Welch
Brinkman	Fritz	McDonald	Redalen	Welker
Byrne	Fudro	McEachern	Reding	Wenzel
Carlson, D.	Halberg	Mehrkins	Rees	Wieser
Carlson, L.	Haukoos	Metzen	Reif	Wigley
Casserly	Heap	Moe	Rice	Wynia
Clark	Heinitz	Munger	Sarna	Zubay
Corbid	Hoberg	Murphy	Schreiber	
Dean	Hokanson	Nelsen, B.	Sherwood	

The motion did not prevail and the amendment was not adopted.

## MOTIONS AND RESOLUTIONS

Simoneau moved that the name of Laidig be added as an author on H. F. No. 562. The motion prevailed.

Biersdorf moved that his name be stricken as an author on H. F. No. 507. The motion prevailed.

McCarron moved that the name of Greenfield be added as an author on H. F. No. 707. The motion prevailed.

## ANNOUNCEMENT BY THE SPEAKER AND THE CHAIRMAN OF THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House of Representatives to the following commissions:

*Mississippi River Parkway Commission*, pursuant to Minnesota Statutes 1978, Section 161.1419: Jude, Norman and Stowell.

*Legislative Commission to Review Administrative Rules*, pursuant to Minnesota Statutes 1978, Section 3.965: Berkelman, Fjoslien, McCarron, Peterson and Simoneau.

**ADJOURNMENT**

Sieben, H., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, March 12, 1979. The motion prevailed.

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, March 12, 1979.

**EDWARD A. BURDICK, Chief Clerk, House of Representatives**