

## STATE OF MINNESOTA

## SEVENTY-FIRST SESSION - 1979

## TWENTY-NINTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, MARCH 27, 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	Nelson	Sherwood
Adams	Eken	Kahn	Niehaus	Sieben, H.
Ainley	Elioff	Kaley	Norman	Sieben, M.
Albrecht	Ellingson	Kalis	Norton	Simoneau
Anderson, B.	Enebo	Kelly	Novak	Stadum
Anderson, D.	Erickson	Kempe	Nysether	Stoa
Anderson, G.	Esau	Knickerbocker	Olsen	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	McDonald	Redalen	Welch
Carlson, L.	Heap	McEachern	Reding	Welker
Casserly	Heinitz	Mehrkens	Rees	Wenzel
Clark	Hoberg	Metzen	Reif	Wieser
Clawson	Hokanson	Minne	Rice	Wigley
Corbid	Jacobs	Moe	Rose	Wynia
Crandall	Jaros	Munger	Rothenberg	Zubay
Dean	Jennings	Murphy	Sarna	Speaker Searle
Dempsey	Johnson, C.	Nelsen, B.	Schreiber	
DenOuden	Johnson, D.	Nelsen, M.	Searles	

A quorum was present.

McCarron was excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Kelly 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. 713, 206, 189 and 610 and S. F. No. 327 have been placed in the members' files.

## PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA  
OFFICE OF THE GOVERNOR  
ST. PAUL 55155

March 26, 1979

The Honorable Rod Searle  
Speaker of the House  
State of Minnesota

Dear Speaker Searle:

I have the honor to inform you that I received, approved, signed and deposited in the Office of the Secretary of State the following House File:

H. F. No. 9, relating to education; authorizing the pairing of certain independent school districts; extending the time for pairing; amending Minnesota Statutes 1978, Section 122.85, Subdivision 1.

Sincerely,

ALBERT H. QUIE  
Governor

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

March 26, 1979

The Honorable Rod Searle  
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 1979 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 1979</i>	<i>Date Filed 1979</i>
	9	10	March 26	March 26
81		11	March 26	March 26
138		12	March 26	March 26
203		13	March 26	March 26

Sincerely,

JOAN ANDERSON GROWE  
Secretary of State

## REPORTS OF STANDING COMMITTEES

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

H. F. No. 345, A bill for an act relating to state property; authorizing the conveyance of certain state property in Kandiyohi County to the city of Willmar; appropriating money.

Reported the same back with the following amendments:

Page 1, delete section 3 and insert:

"Sec. 3. \$———— is appropriated from the general fund to the commissioner of administration to be used for land survey costs and to make payment to the city of Willmar for general improvements of the station including a meter to determine the flow from the Willmar State Hospital. The amount to be paid to the city of Willmar shall be as agreed upon through negotiations between the commissioner of administration, the commissioner of public welfare, and the city of Willmar. The appropriation shall expire June 30, 1980."

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

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.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

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

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.

Reported the same back with the recommendation that 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. 851, A bill for an act relating to hearing impaired persons; establishing regional service centers and advisory committees; establishing a statewide interpreter referral service; providing for a program of training and employment; prescribing duties for the commissioner of public welfare; establishing an office on hearing impairment; providing for an advisory committee for the state council for the handicapped; prescribing duties for the department of health; appropriating money.

Reported the same back with the following amendments:

Page 6, line 20, delete "section" and insert "sections" and after "and" insert "10"

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:

S. F. No. 204, A bill for an act relating to state lands; authorizing the conveyance of certain lands in Kittson County.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. No. 715 was read for the second time.

## SECOND READING OF SENATE BILLS

S. F. No. 204 was read for the second time.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Novak introduced:

H. F. No. 1044, A bill for an act relating to retirement; providing for the membership of certain persons in the public employees police and fire fund.

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

Simoneau, Pehler, Rice and Adams introduced:

H. F. No. 1045, A bill for an act relating to labor; public employment labor relations; clarifying definition of essential employee; amending Minnesota Statutes 1978, Section 179.63, Subdivision 11.

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

Hokanson, Fudro, Novak, Wieser and Luknic introduced:

H. F. No. 1046, A bill for an act relating to alcoholic beverages; prohibiting consumption or possession in certain highway facilities; providing a penalty; amending Minnesota Statutes 1978, Section 160.27, by adding a subdivision.

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

Anderson, G.; Patton and Nelsen, B., introduced:

H. F. No. 1047, A bill for an act relating to county and county regional jails; providing for establishment and use of county jails and county regional jails and the financing thereof by county contributions and bonds and municipal revenue bonds and leases; amending Minnesota Statutes 1978, Sections 474.01, Subdivisions 7a and 8, and by adding a subdivision; 474.02, by adding a subdivision; 641.23; 641.24; 641.262, Subdivision 1; 641.263, Subdivision 2; 641.264, Subdivision 1; 641.265; and 642.04.

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.

Kelly and Long introduced:

H. F. No. 1048, A bill for an act relating to education; requiring the higher education coordinating board to develop comprehensive regional and state plans for higher education and post-secondary vocational education; appropriating money; amending Minnesota Statutes 1978, Chapter 136A, by adding a section.

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

Pavlak, Novak, Crandall and Kelly introduced:

H. F. No. 1049, A bill for an act relating to crimes; limiting juvenile court jurisdiction with respect to certain juveniles; amending Minnesota Statutes 1978, Sections 260.015, by adding a subdivision; 260.111, by adding a subdivision.

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

Swanson; Sieben, H.; McCarron; McDonald and Forsythe introduced:

H. F. No. 1050, A bill for an act relating to the department of veterans affairs; increasing the bed capacity at the Hastings veterans home; eliminating the requirement of certain informational reports relating to the interment of deceased veterans; amending Minnesota Statutes 1978, Section 198.31; repealing Minnesota Statutes 1978, Section 149.07.

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

Schreiber and Weaver introduced:

H. F. No. 1051, A bill for an act relating to taxation; property; increasing the homestead credit for classes 3b, 3c and 3cc property; amending Minnesota Statutes 1978, Section 273.13, Subdivisions 6 and 7.

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

Begich introduced:

H. F. No. 1052, A bill for an act relating to retirement; Eveleth joint retired police and firefighters retirement trust fund; providing for a post retirement adjustment.

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

Begich introduced:

H. F. No. 1053, A bill for an act relating to predators; establishing an incentive program for the control thereof; providing a penalty; appropriating funds.

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

Begich introduced:

H. F. No. 1054, A bill for an act relating to the environment; requiring one-half of the petitioners initiating environmental impact statements to be adult residents or property owners in affected counties; amending Minnesota Statutes 1978, Section 116D.04, Subdivision 3.

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

Adams; Carlson, L.; Heinitz and Forsythe introduced:

H. F. No. 1055, A bill for an act relating to education; changing the use of the net proceeds from the lease of a schoolhouse; amending Minnesota Statutes 1978, Section 123.36, Subdivision 10.

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

Vanasek, Casserly, Luknic, Sieben, H., and Anderson, I., introduced:

H. F. No. 1056, A bill for an act relating to taxation; property tax refund; providing a credit for certain taxpayers for the cost of energy utilities and heating fuel; appropriating money; amending Minnesota Statutes 1978, Sections 290A.03, by adding a subdivision; 290A.04, by adding a subdivision; 290A.09; 290A.16; 290A.19; 290A.22; and Chapter 290A, by adding sections.

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

Crandall introduced:

H. F. No. 1057, A bill for an act relating to the financing of a metropolitan convention and sports facility; providing for the appointment of a new commission; providing for the construction of a covered multipurpose convention and sports facility; imposing a one percent tax upon the gross receipts from certain retail sales; providing a tax credit for certain low-income taxpayers; providing for the disbursement of revenues to the school districts; providing penalties; appropriating money; amending Minnesota Statutes 1978, Sections 473.551, Subdivisions 4, 7 and 8; 473.553, Subdivision 5; 473.556, Subdivision 6, and by adding a subdivision; 473.595, Subdivisions 2, 6, and by adding a subdivision; and Chapter 473, by adding sections; repealing Minnesota Statutes 1978, Sections 473.581; and 473.591.

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

Fritz introduced:

H. F. No. 1058, A bill for an act relating to accountancy; prescribing qualifications for licensing as certified public accountants; providing for examination and licensing of certain individuals who qualified for examination under prior law.

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

Norman, Drew, Valan and Clawson introduced:

H. F. No. 1059, A bill for an act relating to state government; making changes in the powers and duties of the state personnel board; amending Minnesota Statutes 1978, Sections 43.06; 43.062, Subdivision 3; 43.069, Subdivision 1; 43.09, Subdivision 2a; 43.24, Subdivision 1; and 43.323, Subdivision 1.

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



Norman, Clawson, Valan, Hoberg and Kroening introduced:

H. F. No. 1060, A bill for an act relating to occupational and professional licensing; allowing executive secretaries of licensing boards to expend certain sums; providing temporary exemptions from licensure for certain qualified practitioners; granting the board of podiatry rule making powers; authorizing licensing boards to temporarily suspend licenses under certain circumstances; amending Minnesota Statutes 1978, Sections 16A.16; 148.271; 148.295; 214.10, by adding a subdivision; and Chapter 153, by adding a section.

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

Moe, Patton, Kaley, Biersdorf and Sarna introduced:

H. F. No. 1061, A bill for an act relating to Minnesota retirement funds; concerning the fixed return account; clarifying early redemption valuations for organizational participants; amending Minnesota Statutes 1978, Section 11.18, Subdivision 3a.

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

Mann introduced:

H. F. No. 1062, A bill for an act relating to the city of Windom; authorizing the purchase of annuity contracts for retiring firefighters.

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

Lehto, Berkelman, Munger and Jaros introduced:

H. F. No. 1063, A bill for an act relating to the city of Duluth; increasing the number of directors on the Duluth Transit Authority and permitting representation of the city of Superior, Wisconsin; amending Laws 1969, Chapter 720, Sections 1, as amended, and 11, Subdivision 3.

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

Lehto, Clark, Crandall, Rothenberg and Zubay introduced:

H. F. No. 1064, A bill for an act relating to crimes; requiring reporting of firearm discharges by private security officers.

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

Enebo, Greenfield, Minne, Kaley and Pavlak introduced:

H. F. No. 1065, A bill for an act relating to state government; regulating meetings, indemnification and appointment of the investment advisory council and annual reports of the state board of investment; amending Minnesota Statutes 1978, Sections 11.117. Subdivisions 4 and 6; 11.118 and 11.145.

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

McDonald; Aasness; Carlson, D.; Kalis and Jennings introduced:

H. F. No. 1066, A bill for an act relating to agriculture; providing for corn industry promotion; appropriating money.

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

Luknic, Kaley, Zubay, Vanasek and Hokanson introduced:

H. F. No. 1067, A bill for an act relating to welfare; providing state aid through matching grants from the department of public welfare to counties for certain semi-independent living services programs; requiring counties to monitor the services; requiring bonds for private providers of the services; directing the commissioner of public welfare to promulgate rules to implement administration of the grant program; appropriating money.

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

Kempe introduced:

H. F. No. 1068, A bill for an act relating to the city of Apple Valley; authorizing a housing finance program; providing for the issuance of bonds to finance the program.

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

Kempe introduced:

H. F. No. 1069, A bill for an act relating to the city of Eagan; authorizing a housing finance program; providing for the issuance of bonds to finance the program.

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

Kempe introduced:

H. F. No. 1070, A bill for an act relating to the city of West St. Paul; authorizing a housing finance program; providing for the issuance of bonds to finance the program.

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

Halberg, Crandall, Dempsey, Jude and Kempe introduced:

H. F. No. 1071, A bill for an act relating to insurance; providing for payment of certain attorney fees in automobile insurance claims; setting limits on fees recoverable by subrogation; amending Minnesota Statutes 1978, Chapter 65B, by adding a section.

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

Levi, Kalis and McEachern introduced:

H. F. No. 1072, A bill for an act relating to education; appropriating money to the department of education for the purpose of certain assistance to educational cooperative service units.

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

Levi introduced:

H. F. No. 1073, A bill for an act relating to education; appropriating money for grants to enable certain schools to experiment with a mastery learning methodology to achieve minimum student competency in mathematics and reading.

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

Levi, Laidig and Sieben, M., introduced:

H. F. No. 1074, A bill for an act relating to courts; tenth judicial district; authorizing the position of civil commitment referee in Washington County; amending Minnesota Statutes 1978, Section 253A.21, by adding a subdivision; and Chapter 484, by adding a section.

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.

Levi, Simoneau, Jennings and Thiede introduced:

H. F. No. 1075, A bill for an act relating to education; changing the foundation aid formula for certain school years; amending Minnesota Statutes 1978, Section 124.212, Subdivisions 6c and 7c.

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

Sarna, Patton and Biersdorf introduced:

H. F. No. 1076, A bill for an act relating to retirement; public employees retirement association; purchase of prior service by certain elected officials.

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

#### HOUSE ADVISORIES

The following House Advisory was introduced:

Heinitz, Enebo, Kaley, Adams and Pavlak introduced:

H. A. No. 10, A proposal to study the state personnel system and department of personnel.

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, as amended by the Senate, in

which amendment the concurrence of the House is respectfully requested:

H. F. No. 303, A bill for an act validating and legalizing certain state assignment certificates.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Jaros moved that the House concur in the Senate amendments to H. F. No. 303 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 303, A bill for an act validating and legalizing certain state assignment certificates.

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:

Aasness	Elioff	Jude	Nelson	Sherwood
Adams	Ellingson	Kaley	Niehaus	Sieben, H.
Ainley	Enebo	Kalis	Norman	Sieben, M.
Albrecht	Erickson	Kelly	Novak	Simoneau
Anderson, B.	Esau	Kempe	Nysether	Stadum
Anderson, D.	Evans	Knickerbocker	Olsen	Stoa
Anderson, I.	Ewald	Kostohryz	Onnen	Stowell
Anderson, R.	Faricy	Kroening	Osthoff	Sviggum
Battaglia	Fjoslien	Kvam	Otis	Swanson
Begich	Forsythe	Laidig	Patton	Tomlinson
Berglin	Friedrich	Lehto	Pavlak	Valan
Berkelman	Fritz	Levi	Pehler	Valento
Blatz	Fudro	Long	Peterson	Vanasek
Brinkman	Greenfield	Ludeman	Piepho	Voss
Byrne	Halberg	Luknic	Pleasant	Waldorf
Carlson, D.	Haukoos	Mann	Prahl	Weaver
Carlson, L.	Heap	McDonald	Redalen	Welch
Clark	Heinitz	McEachern	Reding	Welker
Clawson	Hoberg	Mehrkens	Rees	Wenzel
Corbid	Hokanson	Metzen	Reif	Wieser
Crandall	Jacobs	Minne	Rice	Wigley
Dean	Jaros	Munger	Rose	Wynia
Dempsey	Jennings	Murphy	Rothenberg	Zubay
Den Ouden	Johnson, C.	Nelsen, B.	Sarna	Speaker Searle
Drew	Johnson, D.	Nelsen, M.	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. 416, A bill for an act relating to legal process; providing for replevin of personal property before and after a hearing; providing for bonds; providing a penalty; repealing Minnesota Statutes 1978, Sections 565.01; 565.02; 565.03; 565.04; 565.05; 565.06; 565.07; 565.08; 565.09; 565.10; and 565.11.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Ellingson moved that the House concur in the Senate amendments to H. F. No. 416 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 416, A bill for an act relating to legal process; providing for replevin of personal property before and after a hearing; providing for bonds; providing a penalty; amending Minnesota Statutes 1978, Sections 542.06; and 546.23; repealing Minnesota Statutes 1978, Sections 565.01; 565.02; 565.03; 565.04; 565.05; 565.06; 565.07; 565.08; 565.09; 565.10; and 565.11.

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 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Sviggum	Valan	Waldorf	Wenzel	Zubay
Swanson	Valento	Weaver	Wieser	Speaker Searle
Thiede	Vanasek	Welch	Wigley	
Tomlinson	Voss	Welker	Wynia	

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

### CONSENT CALENDAR

S. F. No. 207, A bill for an act relating to transportation; authorizing the commissioner of transportation to enter into an agreement with the state of Iowa for the construction and improvement of a short segment of highway within the state of Iowa to connect a trunk highway with the highway system of that state; providing for the payment of the costs 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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 356 was reported to the House.

There being no objection H. F. No. 356 was returned to the bottom of General Orders for today.

## CALENDAR

S. F. No. 327, 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 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 105 yeas and 26 nays as follows:

Those who voted in the affirmative were:

Aasness	Dempsey	Jaros	Munger	Rose
Adams	Den Ouden	Johnson, D.	Murphy	Rothenberg
Ainley	Drew	Jude	Nelsen, B.	Sarna
Albrecht	Elioff	Kahn	Nelsen, M.	Searles
Anderson, B.	Enebo	Kelly	Niehaus	Sherwood
Anderson, D.	Erickson	Kempe	Norman	Sieben, H.
Anderson, I.	Esau	Knickerbocker	Norton	Sieben, M.
Anderson, R.	Evans	Kostohryz	Novak	Simoneau
Battaglia	Ewald	Kroening	Osthoff	Stoa
Begich	Faricy	Kvam	Otis	Stowell
Berglin	Fjoslien	Laidig	Patton	Tomlinson
Berkelman	Friedrich	Lehto	Pavlak	Valan
Blatz	Fritz	Levi	Pehler	Valento
Brinkman	Fudro	Long	Peterson	Voss
Byrne	Greenfield	Luknie	Piepho	Waldorf
Carlson, D.	Halberg	Mann	Prahl	Weaver
Carlson, L.	Heap	McDonald	Redalen	Welch
Casserly	Heinitz	McEachern	Reding	Wenzel
Clark	Hoberg	Mehrkens	Rees	Wigley
Clawson	Hokanson	Metzen	Reif	Wynia
Crandall	Jacobs	Moe	Rice	Speaker Searle

Those who voted in the negative were:

Anderson, G.	Jennings	Nelson	Stadum	Wieser
Corbid	Johnson, C.	Nysether	Sviggum	Zubay
Dean	Kaley	Olsen	Swanson	
Eken	Kalis	Onnen	Thiede	
Forsythe	Ludeman	Pleasant	Vanasek	
Haukoos	Minne	Schreiber	Welker	

The bill was passed and its title agreed to.

H. F. No. 206 was reported to the House.

There being no objection H. F. No. 206 was continued on the Calendar for one day.

Ewald and Murphy were excused between 4:00 p.m. and 4:45 p.m.

## GENERAL ORDERS

Pursuant to rules of the House, the House resolved itself into the Committee of the Whole, with Searle 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. 677, 60 and 214 which it recommended to pass.

S. F. Nos. 254 and 198 which it recommended to pass.

H. F. Nos. 656 and 479 which it recommended progress.

S. F. No. 20 which it recommended progress until Monday, April 2, 1979.

H. F. No. 486 which it recommended progress retaining its place on General Orders.

H. F. No. 451 which it recommended to pass with the following amendment offered by Kaley:

Page 6, after line 1, add a new section as follows:

"Sec. 7. Minnesota Statutes 1978, Section 169.346, Subdivision 3, is amended to read:

Subd. 3. Any person who violates the provisions of subdivision 1 shall be (FINED \$10) *guilty of a petty misdemeanor*. This subdivision shall be enforced in the same manner as parking ordinances or regulations are enforced in the governmental subdivision in which the violation occurs. A handicapped person charged with violating subdivision 1 because he parked in a handicapped parking space without the required certificate or insignia shall not be convicted if he produces in court or prior to the court appearance the required certificate or insignia and demonstrates that he was entitled to the certificate or insignia at the time of arrest or tagging."

Renumber the sections accordingly.

Amend the title on page 1 in line 15 as follows:

After "Subdivisions 1", delete "and 2." and insert ", 2 and 3."

H. F. No. 521 which it recommended to pass with the following amendment offered by Clark:

Page 2, line 3, after "court." delete "Personal"

Page 2, line 31, after "order." insert "Personal"

H. F. No. 191 which it recommended to pass with the following amendments:

Offered by Sieben, H.:

Page 2, delete section 2 and insert:

"Sec. 2. Whenever the department of veterans affairs determines that any land under its supervision in the city of Hastings is not needed for the Minnesota veterans home the commissioner of veterans affairs shall promptly inform the commissioner of administration and the city of Hastings. If the city decides that it has use for all or part of the land it shall inform the commissioner of administration. The commissioner of administration shall then convey to the city of Hastings, in the form approved by the attorney general, the land requested by the city of Hastings. Land conveyed pursuant to sections 1 and 2 may be used by the city only for public purposes."

Offered by Dean:

In the second sentence of the Sieben, H., amendment after "If the" insert "governing board of the"

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:

Anderson, R., moved to amend H. F. No. 60, as follows:

Page 1, line 14, after "livestock" strike ", except lands" delete "*used while on foot*" strike "within"

Page 1, line 15, delete "33" strike "feet of the water's edge of streams or lakes"

The question was taken on the adoption of the amendment and the roll was called. There were 37 yeas and 89 nays as follows:

Those who voted in the affirmative were:

Aasness	Brinkman	Fjoslien	Nelsen, B.	Valan
Ainley	Carlson, D.	Heap	Niehaus	Valento
Albrecht	Corbid	Hoberg	Onnen	Welker
Anderson, B.	Den Ouden	Johnson, C.	Rees	Wenzel
Anderson, D.	Eken	Kalis	Rothenberg	Wieser
Anderson, G.	Erickson	Ludeman	Stadum	
Anderson, I.	Esau	Mann	Sviggum	
Anderson, R.	Evans	Mehrkens	Thiede	

Those who voted in the negative were:

Adams	Ewald	Knickerbocker	Norton	Sherwood
Battaglia	Faricy	Kostohryz	Novak	Sieben, H.
Begich	Forsythe	Kroening	Nysether	Sieben, M.
Berglin	Friedrich	Kvam	Olsen	Simoneau
Berkelman	Fritz	Laidig	Osthoff	Stoa
Biersdorf	Fudro	Lehto	Otis	Stowell
Blatz	Greenfield	Levi	Pavlak	Swanson
Byrne	Halberg	Long	Pehler	Tomlinson
Carlson, L.	Haukoos	Luknic	Peterson	Vanasek
Casserly	Hokanson	McDonald	Piepho	Voss
Clark	Jacobs	McEachern	Prahl	Waldorf
Crandall	Jennings	Metzen	Redalen	Weaver
Dean	Johnson, D.	Minne	Reding	Welch
Dempsey	Jude	Munger	Reif	Wigley
Drew	Kahn	Murphy	Rice	Wynia
Elioff	Kaley	Nelsen, M.	Rose	Zubay
Ellingson	Kelly	Nelson	Sarna	Speaker Searle
Enebo	Kempe	Norman	Searles	

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

Fjoslien moved to amend H. F. No. 60, as follows:

Page 1, line 15, after "streams" delete "or lakes"

The question was taken on the adoption of the amendment and the roll was called. There were 20 yeas and 97 nays as follows:

Those who voted in the affirmative were:

Aasness	Anderson, R.	Fjoslien	Nelsen, B.	Valan
Ainley	Corbid	Hoberg	Niehaus	Valento
Albrecht	Den Ouden	Johnson, C.	Stadum	Welker
Anderson, D.	Evans	Kalis	Sviggum	Wigley

Those who voted in the negative were:

Adams	Byrne	Eken	Greenfield	Johnson, D.
Anderson, B.	Carlson, L.	Elioff	Halberg	Jude
Anderson, G.	Casserly	Ellingson	Haukoos	Kahn
Battaglia	Clark	Ewald	Heap	Kaley
Begich	Crandall	Faricy	Hokanson	Kelly
Berglin	Dean	Forsythe	Jacobs	Kempe
Berkelman	Dempsey	Fritz	Jaros	Knickerbocker
Biersdorf	Drew	Fudro	Jennings	Kostohryz

Kroening	Minne	Pavlak	Sarna	Voss
Kvam	Munger	Pehler	Schreiber	Waldorf
Laidig	Nelsen, M.	Peterson	Sherwood	Weaver
Lehto	Nelson	Piepho	Sieben, H.	Welch
Levi	Norman	Prahl	Sieben, M.	Wenzel
Long	Norton	Redalen	Simoneau	Wieser
Ludeman	Novak	Reding	Stoa	Wynia
Luknic	Nysether	Rees	Stowell	Zubay
McDonald	Olsen	Reif	Swanson	Speaker Searle
McEachern	Osthoff	Rice	Thiede	
Mehrkens	Otis	Rose	Tomlinson	
Metzen	Patton	Rothenberg	Vanasek	

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

The question was taken on the motion to recommend passage of H. F. No. 60 and the roll was called. There were 95 yeas and 33 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Kaley	Nelsen, M.	Simoneau
Ainley	Esau	Kalis	Niehaus	Stadum
Albrecht	Evans	Kelly	Norton	Stowell
Anderson, B.	Faricy	Knickerbocker	Nysether	Svigum
Anderson, D.	Forsythe	Kostohryz	Olsen	Thiede
Anderson, G.	Friedrich	Kvam	Onnen	Tomlinson
Anderson, I.	Fritz	Laidig	Otis	Valan
Battaglia	Greenfield	Lehto	Patton	Valento
Begich	Haukoos	Levi	Pavlak	Vanasek
Berkelman	Heap	Long	Peterson	Voss
Biersdorf	Heinitz	Ludeman	Pleasant	Waldorf
Blatz	Hoberg	Luknic	Prahl	Weaver
Brinkman	Hokanson	Mann	Redalen	Welch
Corbid	Jacobs	McDonald	Rees	Welker
Dean	Jennings	McEachern	Reif	Wenzel
Den Ouden	Johnson, C.	Mehrkens	Rothenberg	Wieser
Drew	Johnson, D.	Minne	Schreiber	Wigley
Eken	Jude	Munger	Searles	Wynia
Ellingson	Kahn	Nelsen, B.	Sherwood	Speaker Searle

Those who voted in the negative were:

Adams	Clark	Halberg	Osthoff	Sieben, H.
Anderson, R.	Crandall	Kempe	Pehler	Sieben, M.
Berglin	Dempsey	Kroening	Piepho	Stoa
Byrne	Elioff	Metzen	Reding	Swanson
Carlson, D.	Enebo	Nelson	Rice	Zubay
Carlson, L.	Fjoslien	Norman	Rose	
Casserly	Fudro	Novak	Sarna	

The motion prevailed.

## MOTIONS AND RESOLUTIONS

Carlson, D., moved that the name of Svigum be added as an author on H. F. No. 963. The motion prevailed.

Reding moved that the name of Reding be stricken and the name of Redalen be shown as chief author on H. F. No. 593. The motion prevailed.

Luknic moved that her name be stricken as an author on H. F. No. 1006. The motion prevailed.

Novak moved that the name of Sarna be added as an author on H. F. No. 1044. The motion prevailed.

Anderson, I., moved that S. F. No. 298 be recalled from the Committee on Local and Urban Affairs and be re-referred to the Committee on Governmental Operations. The motion prevailed.

Battaglia moved that the names of Carlson, D., and Biersdorf be added as authors on H. F. No. 1000. The motion prevailed.

Wenzel moved that the name of Jude be added as an author on H. F. No. 979. The motion prevailed.

#### ADJOURNMENT

Sieben, H., moved that when the House adjourns today it adjourn until 12:00 noon, Thursday, March 29, 1979. The motion prevailed.

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:00 noon, Thursday, March 29, 1979.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

