

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1979

THIRTY-FIRST DAY

SAINT PAUL, MINNESOTA, MONDAY, APRIL 2, 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.	Searles
Adams	Eken	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.	Haukoos	McCarron	Prahl	Weaver
Carlson, L.	Heap	McDonald	Redalen	Welch
Casserly	Heinitz	McEachern	Reding	Welker
Clark	Hoberg	Mehrkens	Rees	Wenzel
Clawson	Hokanson	Metzen	Reif	Wieser
Corbid	Jacobs	Minne	Rice	Wigley
Crandall	Jaros	Moe	Rose	Wynia
Dean	Jennings	Munger	Rothenberg	Zubay
Dempsey	Johnson, C.	Murphy	Sarna	Speaker Searle
Den Ouden	Johnson, D.	Nelsen, B.	Schreiber	

A quorum was present.

The Chief Clerk proceeded to read the Journal of the preceding day. Vanasek 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. 31, 219, 248, 481, 623, 122, 361, 103, 206, 235, 399, 810, 455, 555 and 486 and S. F. Nos. 114, 276, 340, 124 and 298 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following communications were received:

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

March 29, 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>
	3	Resolution No. 1	March 28	March 28

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

March 26, 1979

The Honorable Rod Searle
Speaker of the House of Representatives

Dear Sir:

The following appointment to the State Ethical Practices Board is hereby respectfully submitted to the House for confirmation as required by law:

Karen J. Jensen, 1016 W. Burnsville Parkway, Burnsville, Dakota County, effective March 26, 1979, for a term expiring the first Monday in January, 1983.

Sincerely,

ALBERT H. QUIE
Governor

The communication from the Governor relating to an appointment to the State Ethical Practices Board was referred to the Committee on General Legislation and Veterans Affairs.

REPORTS OF STANDING COMMITTEES

Niehaus from the Committee on Health and Welfare to which was referred:

H. F. No. 16, A bill for an act relating to public welfare; adjusting eligibility requirements for medical assistance benefits; amending Minnesota Statutes 1978, Sections 256B.06, Subdivision 1; and 256B.07.

Reported the same back with the following amendments:

Page 2, line 22, after "assets" insert "*, including the cash surrender value of life insurance policies,*"

Page 2, line 23, after "assets" insert "*, including the cash surrender value of life insurance policies,*"

Page 3, line 2, after "agency." insert "*In computing income to determine eligibility for medical assistance, who are not residents of long term care facilities, the commissioner shall, beginning in July 1979, disregard increases in income of social security or supplementary security income recipients due solely to increases required by sections 215(i) and 1617 of the social security act.*"

Page 4, line 10, strike "insurance policies with cash"

Page 4, line 11, delete the new language and strike the old

Page 4, line 12, strike "person,"

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

The report was adopted.

Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 181, A bill for an act relating to Hennepin county; authorizing the county board to self insure against claims and losses; allowing conditions of commercial insurance.

Reported the same back with the following amendments:

Page 1, line 11, delete "fortuitous" and insert "insurable"

Page 1, line 22, delete "fortuitous" and insert "insurable"

Page 2, line 9, delete section 3 and insert:

"Sec. 3. [REPEALER.] Laws 1971, Chapter 330 is repealed.

Sec. 4. [EFFECTIVE DATE.] This act shall take effect upon its approval by the board of commissioners of Hennepin county and compliance with Minnesota Statutes, Section 645.021."

Amend the title:

Page 1, line 5, after "insurance" insert "; repealing Laws 1971, Chapter 330"

With the recommendation that when so amended the bill pass.

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 183, A bill for an act relating to pollution control; authorizing the pollution control agency to assist small businesses; amending Minnesota Statutes 1978, Section 115.03, by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 115.03, is amended by adding subdivisions to read:

Subd. 6. [CERTIFICATION OF SMALL BUSINESS ADMINISTRATION LOANS.] (a) In addition to its other powers and duties, the agency shall prepare the certification statement required to be submitted by an applicant for a pollution control equipment loan under the provisions of section 7(g) of the Small

Business Act and section 8 of the Federal Water Pollution Control Act, as amended.

(b) *The agency certification shall state whether the loan applicant's proposed additions to, or alterations in, equipment facilities or methods of operation are necessary and adequate to comply with the requirements established under the Federal Water Pollution Control Act, as amended. The agency's certification statement shall comply with the requirements of 40 C.F.R., part 21.*

(c) *The agency may identify small businesses eligible for loans under section 7(g) of the Small Business Act and section 8 of the Federal Water Pollution Control Act, as amended and assist in the preparation of loan application.*

(d) *No fee shall be required of an applicant for any assistance provided under this subdivision.*

Subd. 7. [ASSISTANCE, SMALL BUSINESS ADMINISTRATION GUARANTEED POLLUTION CONTROL FACILITY BONDS.] In addition to its other powers and duties, the agency shall disseminate information and provide assistance regarding the small business administration program to guarantee payments or rentals on pollution control facility revenue bonds pursuant to Public Law 94-305 (June 4, 1976). The agency shall also encourage and assist governmental units to coordinate the joint or cooperative issuance of bonds guaranteed under this program to the end that the total amount of the bonds is sufficient in size to allow convenient sale.

Sec. 2. Minnesota Statutes 1978, Section 474.03, is amended to read:

474.03 [POWERS.] Any municipality or redevelopment agency, in addition to the powers prescribed elsewhere by the laws of this state, shall have the power to:

(1) Acquire, construct, and hold any lands, buildings, easements, water and air rights, improvements to lands and buildings, and capital equipment to be located permanently or used exclusively on a designated site and solid waste disposal and pollution control equipment, regardless of where located, which are deemed necessary in connection with a project to be situated within the state, whether wholly or partially within or without the municipality or redevelopment agency, and construct, reconstruct, improve, better, and extend such project;

(2) Issue revenue bonds, in anticipation of the collection of revenues of such project, to finance, in whole or in part, the cost of the acquisition, construction, reconstruction, improvement, betterment, or extension thereof;

(3) Issue revenue bonds to pay all or any part of the outstanding indebtedness of a contracting party engaged primarily in the operation of one or more nonprofit hospitals or nursing homes, theretofore incurred in the acquisition or betterment of its existing hospital or nursing home facilities, including, to the extent deemed necessary by the governing body of the municipality or redevelopment agency, any unpaid interest on such indebtedness accrued or to accrue to the date on which such indebtedness is finally paid; if revenue bonds are issued for this purpose, the refinancing and the existing properties of the contracting party shall be deemed to constitute a project under section 474.02, subdivision 1c. Industrial revenue bonds shall only be available under this provision if the commissioner of securities has been shown that a reduction in debt service charges to patients and third party payors will occur. All reductions in debt service charges pursuant to this program shall be passed on to patients and third party payors. These industrial revenue bonds may not be used for any purpose not consistent with the provisions of sections 145.71 to 145.83 or chapter 256B;

Nothing in this subdivision is intended to prohibit the use of revenue bond proceeds to pay outstanding indebtedness of a contracting party to the extent now permitted by law;

(4) Enter into a revenue agreement with any person, firm, or public or private corporation or federal or state governmental subdivision or agency in such manner that payments required thereby to be made by the contracting party shall be fixed, and revised from time to time as necessary, so as to produce income and revenue sufficient to provide for the prompt payment of principal of and interest on all bonds issued hereunder when due, and the revenue agreement shall also provide that the contracting party shall be required to pay all expenses of the operation and maintenance of the project including, but without limitation, adequate insurance thereon and insurance against all liability for injury to persons or property arising from the operation thereof, and all taxes and special assessments levied upon or with respect to the project and payable during the term of the revenue agreement, during which term a tax shall be imposed and collected pursuant to the provisions of section 272.01, subdivision 2, for the privilege of using and possessing the project, in the same amount and to the same extent as though the contracting party were the owner of all real and personal property comprising the project;

(5) Pledge and assign to the holders of such bonds or a trustee therefor all or any part of the revenues of one or more projects and define and segregate such revenues or provide for the payment thereof to a trustee, whether or not such trustee is in possession of the project under a mortgage or otherwise;

(6) Mortgage or otherwise encumber such projects in favor of the municipality or redevelopment agency, the holders of such bonds, or a trustee therefor, provided that in creating any such mortgages or encumbrances a municipality or redevelopment

agency shall not have the power to obligate itself except with respect to the project;

(7) Make all contracts, execute all instruments, and do all things necessary or convenient in the exercise of the powers herein granted, or in the performance of its covenants or duties, or in order to secure the payment of its bonds; including, but without limitation, a contract entered into prior to the construction of the project authorizing the contracting party, subject to such terms and conditions as the municipality or redevelopment agency shall find necessary or desirable and proper, to provide for the construction, acquisition, and installation of the buildings, improvements, and equipment to be included in the project by any means available to the contracting party and in the manner determined by the contracting party and without advertisement for bids as may be required for the construction or acquisition of other municipal facilities;

(8) Enter into and perform such contracts and agreements with other municipalities, political subdivisions, and state agencies, authorities, and institutions as the respective governing bodies of the same may deem proper and feasible for or concerning the planning, construction, lease, purchase, mortgaging or other acquisition, and the financing of a project, and the maintenance thereof, including an agreement whereby one municipality issues its revenue bonds in behalf of one or more other municipalities *pursuant to revenue agreements with the same or different contracting parties*, which contracts and agreements may establish a board, commission, or such other body as may be deemed proper for the supervision and general management of the facilities of the project; provided, no municipality or redevelopment agency shall enter into or perform any contract or agreement with any school district under which the municipality or redevelopment agency issues its revenue bonds or otherwise provides for the construction of school facilities and the school leases or otherwise acquires these facilities;

(9) Accept from any authorized agency of the federal government loans or grants for the planning, construction, acquisition, leasing, purchase, or other provision of any project, and enter into agreements with such agency respecting such loans or grants;

(10) Sell and convey all properties acquired in connection with such projects, including without limitation the sale and conveyance thereof subject to such mortgage as herein provided, and the sale and conveyance thereof under an option granted to the lessee of the project, for such price, and at such time as the governing body of the municipality or redevelopment agency may determine, provided, however, that no sale or conveyance of such properties shall ever be made in such manner as to impair the rights or interests of the holder, or holders, of any bonds issued under the authority of this chapter;

(11) Issue revenue bonds to refund, in whole or in part, bonds previously issued by such municipality or redevelopment agency under authority of this chapter;

(12) If so provided in the revenue agreement, terminate the agreement and re-enter or repossess the project upon the default of the contracting party, and operate, lease, or sell the project in such manner as may be authorized or required by the provisions of the revenue agreement or of the resolution or indenture securing the bonds issued for the project; any revenue agreement which includes provision for a conveyance of real estate to the contracting party may be terminated in accordance with the revenue agreement, notwithstanding that such revenue agreement may constitute an equitable mortgage provided that no municipality or redevelopment agency shall have power otherwise to operate any project referred to in this chapter as a business or in any manner whatsoever, and nothing herein authorizes any municipality or redevelopment agency to expend any funds on any project herein described, other than the revenues of such projects, or the proceeds of revenue bonds and notes issued hereunder, or other funds granted to the municipality or redevelopment agency for the purposes herein contemplated, except as may be otherwise permitted by law and except to enforce any right or remedy under any revenue agreement or related agreement for the benefit of the bondholders or for the protection of any security given in connection with a revenue agreement, provided that the public cost of redevelopment of land paid by a city or its redevelopment agency shall not be deemed part of the cost of any project situated on such land;

(13) Invest or deposit, or authorize a trustee to invest or deposit, any money on hand in funds or accounts established in connection with a project or payment of bonds issued therefor, to the extent they are not presently needed for the purposes for which such funds or accounts were created, in accordance with section 471.56, as amended; and

(14) Waive or require the furnishing of a contractors payment and performance bond of the kind described in section 574.26 and if such bond shall be required, then the provisions of chapter 514 relating to liens for labor and materials, shall not be applicable in respect of any work done or labor or materials supplied for the project, and if such bond be waived then the said provisions of chapter 514 shall apply in respect of work done or labor or materials supplied for the project."

Delete the title in its entirety and insert:

"A bill for an act relating to pollution control; authorizing the pollution control agency to assist small businesses; amending Minnesota Statutes 1978, Section 115.03, by adding subdivisions; and 474.03."

With the recommendation that when so amended the bill pass.

The report was adopted.

Swanson from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 222, A bill for an act relating to the public service commission; regulating commissioners' conflicts of interests; amending Minnesota Statutes 1978, Section 216A.035.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 216A.035, is amended to read:

216A.035 [CONFLICT OF INTEREST.] No person during his term of membership on the public service commission shall receive any significant portion of his income directly or indirectly from any public utility. No person shall be eligible to be appointed as a member of the public service commission unless and until he divests himself of any significant interest or abandons any employment with a utility.

No person who is an employee of the public service commission or *public service department* shall participate in any manner in any decision or action of the commission where he has a direct or indirect financial interest. *Each commissioner or employee of the public service department shall report to the ethical practices board annually before July 1 any interest he has in an industry or business regulated by the commission.*

No person who is appointed after August 1, 1979 as a member of the commission or as an employee of the public service department shall act as a consultant, agent or work on a case pending before the commission or department of public service in behalf of a regulated business or industry until one year after the end of his term of membership on the commission or employment by the public service department."

Delete the title in its entirety and insert:

"A bill for an act relating to the public service commission and public service department; regulating commissioners' and employees' conflicts of interest; amending Minnesota Statutes 1978, Section 216A.035."

With the recommendation that when so amended the bill pass.

The report was adopted.

Niehaus from the Committee on Health and Welfare to which was referred:

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

Reported the same back with the following amendments:

Page 1, line 15, delete "14" and insert "12"

Page 1, lines 22 and 23, delete "and health maintenance organizations"

Page 2, line 1, delete "14" and insert "12"

Page 2, line 3, delete "and health maintenance organizations"

Page 2, line 7, delete "14" and insert "12"

Page 2, line 10, delete "14" and insert "12"

Page 2, delete lines 26 to 28 and renumber the subdivisions in order

Page 2, line 29, after "all" insert "clinically related services, diagnostic or rehabilitative, that are"

Page 2, lines 30 and 31, delete "or a health maintenance organization"

Page 3, lines 6 and 7, delete ", health maintenance organization"

Page 3, line 10, delete "\$100,000" and insert "\$150,000"

Page 3, lines 19 and 20, delete "or health maintenance organization"

Page 3, line 22, delete "\$100,000" and insert "\$150,000"

Page 3, line 33, delete "or a health maintenance organization"

Page 4, line 6, delete "or health maintenance organization"

Page 4, line 8, delete "14" and insert "12"

Page 4, line 11, delete "or a health maintenance organization"

Page 4, lines 12 and 13, delete "or a health maintenance organization"

Page 4, line 14, delete ", or organization"

Page 4, line 23, delete "100,000" and insert "150,000"

Page 4, line 26, delete "14" and insert "12"

Page 4, line 28, delete "14" and insert "12"

Page 5, line 2, delete "4" and insert "12"

Page 5, line 8, delete "24" and insert "12"

Page 5, line 10, delete "24" and insert "12"

Page 5, line 13, delete "24" and insert "12"

Page 5, after line 23, insert:

"Subd. 13. "Develop" means to undertake those activities which on their completion will result in the offering of a new institutional health service or the incurring of a financial obligation in relation to offering the service.

Subd. 14. "Offer" means that the health care facility holds itself out as capable of providing or as having the means for the provision of a specified health service.

Subd. 15. "Person" means an individual; a trust or estate; a partnership; a corporation, including associations, joint stock companies, and insurance companies; a state; or political subdivision or instrumentality including a municipal corporation of the state."

Page 5, line 25, after "modification of or" insert "predevelopment activities"

Page 5, line 26, delete "or health maintenance organization"

Page 5, line 27, after "commenced" insert "or offered"

Page 5, line 29, after "sections 1 to" delete "14" and insert "12" and after the period insert "The state planning agency, as the administrative authority for the National Health Planning and Development Act of 1974, 42 U.S.C., Section 300k, shall enter into an agreement with the commissioner of health under which the commissioner shall promulgate rules governing the administration of sections 1 to 12."

Page 5, line 31, after "modification" insert "or predevelopment activities and other rules necessary to implement, enforce and administer sections 1 to 12"

Page 6, line 4, delete "health maintenance organization,"

Page 6, line 7, delete "or health maintenance organization"

Page 6, line 26, delete "14" and insert "12"

Page 7, delete line 15

Page 7, line 16, delete "items" and insert "\$150,000"

Page 7, line 23, delete "14" and insert "12"

Page 7, line 29, delete "14" and insert "12"

Page 7, line 33, delete "14" and insert "12"

Page 8, line 8, delete "or health maintenance organization"

Page 8, line 20, delete "14" and insert "12"

Page 9, line 3, delete "or health maintenance organization"

Page 10, line 12, delete "or health maintenance organization"

Page 11, line 2, delete "health maintenance organization,"

Page 11, lines 7 and 8, delete ", the home health service or health maintenance organization"

Page 11, delete lines 10 to 26, renumber the subdivisions in order

Page 11, line 33, delete "14" and insert "12"

Page 12, line 1, delete "factors" and insert "criteria"

Page 12, line 7, delete "health maintenance organization or the"

Page 12, lines 10 and 11, delete "and health maintenance organizations"

Page 12, line 25, after "needs" insert "for the provision of the services proposed to be provided and the availability of alternative uses of such resources for the provision of other health services"

Page 12, line 29, delete "or health maintenance organization"

Page 12, delete lines 30 to 33

Page 13, delete line 1

Page 13, line 2, delete "(i)" and insert "(h)"

Page 13, line 5, delete "j" and insert "i"

Page 13, after line 9, insert "(j) The special needs and circumstances of biomedical and behavioral research projects which are designed to meet a national need and for which local conditions offer special advantages;

Page 13, delete lines 10 to 15

Page 13, after line 15, insert "(k) In the case of a construction project: the costs and methods of the proposed construction, including the costs and methods of energy provision and the probable impact of the construction project reviewed on the costs of providing health services by the person proposing the project."

Page 13, line 22, after "hearing" insert "and notify affected persons which shall include at least the applicant and other persons subject to review, contiguous health systems agencies, the health care facilities located in the health service area and which provide institutional health services, and the rate review agency."

Page 14, line 1, delete "2" and insert "1"

Page 14, line 6, delete "14" and insert "12"

Page 14, line 17, delete "14" and insert "7"

Page 14, lines 20 and 21, delete ", or health maintenance organization"

Page 15, line 5, after "subdivision" delete "3," and insert "1, and the provisions of the National Health Planning and Resources Development Act, 42 U.S.C., Section 300k, et. seq."

Page 15, line 6 delete "The health"

Page 15, delete lines 7 to 14 and insert:

"Within 30 days of receipt of this decision, any person may make a written request to the commissioner of health to reconsider his decision. If the commissioner determines that good

cause has been shown, a new public hearing shall be held. The commissioner shall determine whether the request:

(a) presents significant, relevant information not previously considered by the commissioner; or

(b) demonstrates that there have been significant changes in the factors, criteria or circumstances relied upon by the commissioner in reaching his decision; or

(c) demonstrates that the commissioner has materially failed to follow his rules in reaching his decision; or

(d) any such other bases for a public hearing as the commissioner determines constitutes good cause. The commissioner may by rule establish procedures for the reconsideration process.

Following disposition of the reconsideration request, the health systems agency or the group, organization, association or persons submitting the application may submit to the commissioner of health a request for review of his decision within 30 days of receipt of the reconsideration decision.

The request for review shall state in detail why the commissioner's decision was not supported by the record as a whole and should be changed to be consistent with the recommendation of the health systems agency. The commissioner of health within 10 days of receipt of the request for review shall serve a notice of an order of hearing upon the party requesting the review and the health systems agency and shall file the entire record with the hearing examiner assigned by the chief hearing examiner. The review shall be confined to the record, oral argument, and, if requested by the hearing examiner, written briefs. The hearing for oral argument shall be scheduled within 30 days of receipt by the commissioner of health of the request for review; provided, however, that if the hearing examiner requests the submission of written briefs, the hearing shall be continued until such briefs are submitted but the continuance shall be for no more than 30 days. The burden shall be on the party requesting the review to demonstrate that the commissioner's decision was not supported by the record as a whole. The decision of the hearing examiner shall be in writing and shall be rendered within 45 days after the conclusion of the hearing. The decision of the hearing examiner shall be the final administrative decision and subject to court appeal as provided for in this section.

Subd. 3. Any persons aggrieved by the decision of the commissioner of health pursuant to subdivision 1 of this section or of the hearing examiner pursuant to subdivision 2 of this sec-

tion denying a certificate of need or by the commissioner of health denying a waiver pursuant to section 4, subdivision 4 shall be entitled to judicial review in the manner provided for in sections 15.0414 to 15.0426; provided, however, that the commissioner of health may appeal the decision of the hearing examiner whenever the decision changes, modifies, or reverses the decision of the commissioner of health.

Subd. 4. In order to effectively carry out the public policy of the certificate of need law as expressed in section 1, the commissioner of health shall not be prohibited from securing a review of any final order or judgment of the district court rendered pursuant to subdivision 3 of this section but may appeal to the supreme court pursuant to section 15.0426."

Page 15, line 22, delete ", health maintenance organization"

Page 15, line 24, delete "14" and insert "12"

Page 15, delete lines 26 to 33

Page 16, delete lines 1 to 9

Page 16, line 11, delete "or health maintenance organization"

Page 16, line 14, delete "6" and insert "5"

Page 16, line 17, delete "14" and insert "12"

Page 16, line 19, after "violation" insert a period

Page 16, lines 24 and 25, delete "or health maintenance organization"

Page 16, lines 26 and 27, delete "or health maintenance organization"

Page 17, delete lines 7 to 11

Page 17, delete lines 24 to 26 and renumber the following clauses

Page 18, line 2, delete "14" and insert "12"

Page 18, line 5, delete "14" and insert "12"

Page 18, line 7, after "area." insert "In this specific instance, the state planning agency shall be exempt from utilizing the services of the hearing examiner."

Renumber sections in sequence

Further, amend the title as follows:

Line 5, delete "and health maintenance organizations"

With the recommendation that when so amended the bill pass.

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 282, A bill for an act relating to game and fish; establishing a procedure for selection of applicants for licenses to take wild turkeys; providing a penalty; amending Minnesota Statutes 1978, Section 100.271.

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

The report was adopted.

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

H. F. No. 354, A bill for an act relating to housing; creating a grant program for accessible housing; appropriating money; amending Minnesota Statutes 1978, Sections 462A.05, Subdivision 15, and by adding a subdivision; and 462A.21, Subdivision 6, and by adding a subdivision.

Reported the same back with the following amendments:

Page 3, line 7, after "loan" insert "or grant"

Page 3, line 7, delete "," and insert ";

Page 3, line 17, delete "shall" and insert "may"

Page 3, line 18, after "housing" insert "financed under this program"

Page 3, line 33, delete "For the biennium ending June"

Page 4, line 1, delete "30, 1981,"

Page 4, line 1, delete the first "the" and insert "The"

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 384, A bill for an act relating to game and fish; authorizing resident deer or bear licenses for certain non-resident minors; amending Minnesota Statutes 1978, Section 98.45, by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 98.45, Subdivision 6, is amended to read:

Subd. 6. (AN ALIEN WIFE OR HUSBAND) *A spouse or nonresident child* of a resident of this state may take, buy, sell, transport, or possess wild animals as a resident. Any other alien who has made a declaration of intention to become a citizen of the United States in accordance with the statutes of the United States relating to the naturalization of aliens, and who is qualified as a resident of the state except for citizenship, may take, buy, sell, transport, or possess wild animals as a resident."

Delete the title in its entirety and insert:

"A bill for an act relating to game and fish; authorizing certain non-resident minors and spouses to be treated as Minnesota residents for the purpose of taking wild game; amending Minnesota Statutes 1978, Section 98.45, Subdivision 6."

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

The report was adopted.

Niehaus from the Committee on Health and Welfare to which was referred:

H. F. No. 475, A bill for an act relating to hospitals; requiring adoption of federal medicare standards for hospital licensing; regulating hospital inspections; providing for licensing of hospitals accredited by the joint commission on hospital accreditation; amending Minnesota Statutes 1978, Section 144.55; repealing Minnesota Statutes 1978, Sections 144.50, Subdivision 1; 144.54; and 144.56.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 144.55, is amended to read:

144.55 [LICENSES; ISSUANCE, SUSPENSION AND REVOCATION BY COMMISSIONER.] *Subdivision 1. [ISSUANCE.]* The state commissioner of health is hereby authorized to issue licenses to operate hospitals, sanatoriums or other institutions for the hospitalization or care of human beings, which (AFTER INSPECTION) are found to comply with the provisions of sections 144.50 to 144.56 and any reasonable (REGULATIONS ADOPTED) *rules promulgated* by the state commissioner of health. All decisions of the state commissioner of health thereunder may be reviewed in the district court in the county in which the institution is located or contemplated. *Upon receipt of a completed application and fee, the commissioner shall investigate the qualification of the applicant and shall inspect the premises as provided in subdivision 3. The commissioner shall issue a license to any applicant found to comply with the provisions of this section.*

Subd. 2. [DEFINITION.] For the purposes of this section "JCAH" means the joint commission on accreditation of hospitals.

Subd. 3. [STANDARDS FOR LICENSURE.] Notwithstanding the provisions of Minnesota Statutes, Section 144.56, for the purpose of hospital licensure, the commissioner of health shall use as the minimum standards the certification standards set forth in 42 Code of Federal Regulations, Sections 405.1020 to 405.1034, in effect September, 1978 and he shall promulgate in rule minimum standards for new construction. The commissioner may use as minimum standards changes in the Federal Regulations after September 1978 if he finds that such changes are reasonably necessary for public health and safety.

Subd. 4. [ROUTINE INSPECTIONS; PRESUMPTION.] Any hospital surveyed and accredited under the standards of the hospital accreditation program of the JCAH that submits to the commissioner within a reasonable time copies of (a) its currently valid accreditation certificate and accreditation letter, together with accompanying recommendations and comments and (b) any further recommendations, progress reports and correspondence directly related to the accreditation is presumed to comply with application requirements of subdivision 1 and the standards requirements of subdivision 3 and no further routine inspections or information shall be required by the commissioner to determine compliance. Notwithstanding the provisions of sections 144.54 and 144.653, subdivisions 2 and 4, hospitals shall be inspected only as provided in this section. The provisions of section 144.653 relating to the assessment and collection of fines shall not apply to any hospital. The commissioner of health shall annually conduct, with notice, validation inspections of a selected sample of the number of hospitals

accredited by JCAH, not to exceed ten percent of such hospitals for the purpose of determining compliance with the provisions of subdivision 3. If a validation survey discloses a failure to comply with subdivision 3, the provisions of section 144.653 relating to correction orders, reinspections, and notices of non-compliance shall apply. The commissioner shall inspect annually any hospital that does not have a currently valid hospital accreditation certificate from JCAH. Nothing in this subdivision shall be construed to limit the investigative powers of the office of health facility complaints as established in sections 144A.51 to 144A.54.

Subd. 5. [COORDINATION OF INSPECTIONS.] Prior to conducting a routine inspection of a hospital, a state agency shall notify the commissioner of its intention to inspect. The commissioner shall then determine whether such inspection is necessary in light of any previous inspections conducted by the commissioner, any other state agency, or the JCAH. The commissioner shall notify the agency of his determination and may authorize the agency to conduct the inspection. No state agency shall routinely inspect any hospital without the authorization of the commissioner. The commissioner shall coordinate, insofar as is possible, routine inspections conducted by state agencies, so as to minimize the number of inspections to which hospitals are subject.

Subd. 6. [SUSPENSION, REVOCATION, AND REFUSAL TO RENEW.] The (STATE) commissioner (OF HEALTH) may refuse to grant (, REFUSE TO) or renew, or may suspend or revoke, a license on any of the following grounds:

(1) Violation of any of the provisions of sections 144.50 to 144.56 or the rules, regulations, or standards issued pursuant thereto;

(2) Permitting, aiding, or abetting the commission of any illegal act in the institution;

(3) Conduct or practices detrimental to the welfare of the patient; or

(4) Obtaining (,) or attempting to obtain a license by (FRAUDULENT MEANS) fraud or misrepresentation.

(BEFORE ANY LICENSE ISSUED THEREUNDER IS SUSPENDED, OR REVOKED, OR ITS RENEWAL REFUSED, 30 DAYS WRITTEN NOTICE SHALL BE GIVEN THE HOLDER THEREOF OF THE DATE SET FOR HEARING OF THE COMPLAINT. THE HOLDER OF THE LICENSE SHALL BE FURNISHED WITH A COPY OF THE COMPLAINT AND BE ENTITLED TO BE REPRESENTED BY LEGAL COUNSEL AT THE HEARING. THE NOTICE

MAY BE GIVEN BY THE STATE COMMISSIONER OF HEALTH BY CERTIFIED MAIL. THE COMMISSIONER MAY APPOINT, IN WRITING, ANY COMPETENT PERSON TO PRESIDE AT THE HEARING WHO SHALL TAKE TESTIMONY, ADMINISTER OATHS, ISSUE SUBPOENAS, AND COMPEL THE ATTENDANCE OF WITNESSES AND TRANSMIT THE RECORD OF THE HEARING TO THE COMMISSIONER. THE DECISION OF THE COMMISSIONER SHALL BE BASED ON THE TESTIMONY AND RECORDS.)

Subd. 7. [HEARING.] Prior to any suspension, revocation or refusal to renew a license, the licensee shall be entitled to notice and a hearing as provided by sections 15.0418 to 15.0426. For all licenses, the commissioner shall have the burden of establishing that a violation of applicable standards has occurred, that any corrective action has been inadequate or incomplete, and that the public health and safety will be impaired substantially unless the license is revoked, suspended or not renewed.

If a license is revoked (AS HEREIN PROVIDED) , suspended, or not renewed, a new application for license may be considered by the (STATE) commissioner (OF HEALTH) if (, WHEN, AND AFTER) the conditions upon which revocation was based have been corrected and evidence of this fact has been satisfactorily furnished. A new license may then be granted after proper inspection has been made and all provisions of sections 144.50 to 144.56 and any rules promulgated thereunder have been complied with and recommendation has been made (THEREFOR) by the (HOSPITAL) inspector as an agent of the (STATE) commissioner (OF HEALTH).

Subd. 8. [RULES.] The commissioner may promulgate such rules as are necessary to implement the provisions of this section, except that the standards stated in subdivision 2 shall constitute the sole rules for licensure of hospitals.

Subd. 9. [EXPIRATION OF PRESENTLY VALID LICENSES.] All licenses presently in effect shall remain valid following the effective date of this section and shall expire on the dates specified on the licenses unless suspended or revoked.

Subd. 10. [PROGRAM EVALUATION REPORT.] On November 15, 1982, the commissioner shall provide the legislature and the governor with a written report evaluating the utilization of JCAH hospital accreditation program for licensure purposes, paying particular attention to its effect upon the public health and safety.

Sec. 2. Minnesota Statutes 1978, Section 144.50, Subdivision 1, is amended to read:

144.50 [HOSPITALS, LICENSES; DEFINITIONS.] Subdivision 1. No person, partnership, association, or corporation, nor any state, county, or local governmental units, nor any division, department, board, or agency thereof, shall establish, operate, conduct, or maintain in the state any hospital, sanatorium or other institution for the hospitalization or care of human beings without first obtaining a license therefor in the manner provided (BY LAW) in sections 144.50 to 144.56.

Sec. 3. [EFFECTIVE DATE.] *This act shall take effect the day following its enactment.*"

Further, amend the title as follows:

Line 7, delete "Section" and insert "Sections"

Line 7, delete " ; repealing"

Delete lines 8 and 9 and insert "and 144.50, Subdivision 1."

With the recommendation that when so amended the bill pass.

The report was adopted.

Brinkman from the Committee on Financial Institutions to which was referred:

H. F. No. 545, A bill for an act relating to life insurance; providing for advance payment of certain benefits under policies insuring persons who are absent and presumed dead; amending Minnesota Statutes 1978, Chapter 576, by adding sections.

Reported the same back with the following amendments:

Page 2, line 7, after "policy" insert "*of the date, time and place of the hearing. The insurer may appear at the hearing as a party in interest*"

Page 2, line 19, after "policy" insert "*, the possibility of the beneficiary providing the insurer with security for any reimbursement that may be required under section 3, subdivision 2,*"

Page 2, line 20, after the period insert "*Payment made by the insurer under a court order shall discharge it from any liability to any party for the amounts paid.*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 592, A bill for an act relating to game and fish; prohibiting removal or tampering with legally set traps; providing a penalty; amending Minnesota Statutes 1978, Section 100.29, by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 98.46, Subdivision 14, is amended to read:

Subd. 14. Fees for the following licenses, to be issued to non-residents, shall be:

(1) To take small game and unprotected quadrupeds with firearms and bow and arrows, \$25;

(2) To take deer and bear during the period in which the licensee may take deer, and unprotected quadrupeds with firearms and bow and arrows, \$60;

(3) To take deer and bear during the period in which the licensee may take deer, and unprotected quadrupeds with a bow and arrows only, \$25;

(4) To take bear, \$25.25;

(5) To take turkeys, \$30, in addition to a small game license;

(6) To hunt raccoon, (\$50) \$100, in addition to nonresident small game license.

Sec. 2. Minnesota Statutes 1978, Section 100.29, is amended by adding a subdivision to read:

Subd. 33. It shall be unlawful for any person, other than the trapper or his agent or landowner or lessee of the land or an agent of the commissioner, to remove or tamper with any trap legally set for the purpose of taking fur bearing animals or unprotected wild animals. A violation of this subdivision shall be a misdemeanor.

Sec. 3. [EFFECTIVE DATE.] *This act is effective March 1, 1980.*

Delete the title in its entirety and insert:

"A bill for an act relating to game and fish; fees for non-resident licenses to hunt raccoon; prohibiting removal or tampering with legally set traps; providing a penalty; amending Minnesota Statutes 1978, Sections 98.46, Subdivision 14; and 100.29, by adding a subdivision."

With the recommendation that when so amended the bill pass.

The report was adopted.

Faricy from the Committee on Judiciary to which was referred:

H. F. No. 616, A bill for an act relating to courts; board on judicial standards; providing for appointment of an executive secretary by the board; providing for appointment of board members by certain organizations; amending Minnesota Statutes 1978, Section 490.15, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 15, strike "court, one judge of" and insert "or"

Page 1, line 16, strike "four" and insert "five"

Page 1, line 21, delete ", municipal,"

Page 1, line 22, delete "their" and insert "the"

Page 1, line 22, after "respective" insert "district and county"

Page 2, line 3, reinstate "(WITH THE ADVICE AND CONSENT OF THE SENATE)"

Page 2, after line 6, insert "*The additional citizen member shall be appointed to fill the term of the first vacancy of a municipal or county court representative.*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 627, A bill for an act relating to natural resources; authorizing cities to acquire conservation easements; amending Minnesota Statutes 1978, Sections 84.64, Subdivision 1; and 84.65, Subdivision 1.

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. 644, A bill for an act relating to health; prohibiting applicants for certain dental licenses who fail a clinical examination twice from further taking the examination without additional education and training; requiring the board of dentistry to promulgate rules establishing requirements for this education and training; requiring licensed dentists, dental hygienists and registered dental assistants to inform the board of dentistry when changing addresses; setting standards for the names under which dentists may practice; authorizing the board of dentistry to promulgate rules governing advertising by dentists; establishing penalties; amending Minnesota Statutes 1978, Sections 150A.06, Subdivisions 1, 2 and 2a; 150A.09, Subdivision 3; and 150A.11, Subdivisions 1 and 2.

Reported the same back with the following amendments:

Page 5, line 13, delete "*name or*"

Page 5, line 14, delete "*one or more*" and insert "*all*"

Page 5, line 15, delete "*is*" and insert "*be*"

Page 5, line 15, delete "*, cards*"

Page 5, line 17, after "*name.*" insert "*Any communication between dentist and patient shall clearly indicate the name of the dentist treating the patient.*"

Page 6, lines 21 and 22, delete "*the day after final enactment*" and insert "*January 1, 1980*"

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. 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.

Reported the same back with the following amendments:

Page 1, before line 9, insert:

"Section 1. Minnesota Statutes 1978, Section 462A.07, Subdivision 15, is amended to read:

Subd. 15. It may engage in housing programs for low and moderate income native Americans as that term is defined in section 254A.02, subdivision 11, residing in the metropolitan area defined in section 473.121, subdivision 2, and cities with a population greater than 50,000 persons. The programs *shall demonstrate innovative methods of providing housing for urban Indians*, may involve the construction, purchase and rehabilitation of residential housing and may be administered through any other provision of this chapter. *To the extent possible, the programs shall combine appropriated funds with other funds from both public and private sources.* The agency shall consult with the advisory council on urban Indians created pursuant to section 3.922, subdivision 8, in the development of programs pursuant to this subdivision. Rules to implement this section may be promulgated as emergency rules pursuant to chapter 15."

Page 1, after line 20, insert:

"Sec. 3. Minnesota Statutes 1978, Section 462A.22, Subdivision 1a, is amended to read:

Subd. 1a. (NOT LESS THAN TEN PERCENT OF THE PROCEEDS OF THE ADDITIONAL BONDS AUTHORIZED BY LAWS 1977, CHAPTER 401 FOR SUBDIVISION 1, PARAGRAPH (B) WHICH ARE USED FOR THE PURPOSE OF PROVIDING FOR MULTIFAMILY RESIDENTIAL HOUSING SHALL BE ALLOCATED BY THE AGENCY FOR ELIGIBLE LOANS INVOLVING THE REHABILITATION OF EXISTING BUILDINGS.) *From the proceeds of bonds hereafter issued from time to time, the agency shall use its best efforts to make mortgage loans in an aggregate principal amount of at least \$10,000,000 for the rehabilitation of existing buildings for multifamily residential housing."*

Renumber the sections in sequence

Page 1, lines 22 and 23, delete "for the biennium ending June 30, 1981,"

Page 2, line 10, delete "\$6,000,000" and insert "\$10,000,000"

Page 2, line 15, delete "\$10,000,000" and insert "\$15,000,000"

Page 2, line 18, delete "\$5,000,000" and insert "\$3,500,000"

Page 2, line 19, delete "*funds*" and insert "*fund*"

Page 2, line 20, delete "*Subdivisions 4c and 4d*" and insert "*Subdivision 4c*"

Page 2, after line 20, insert:

"Subd. 6. There is appropriated the sum of \$1,500,000 for the urban native Americans revolving fund created in Minnesota Statutes, Section 462A.21, Subdivision 4d.

Sec. 5. *Sections 2 and 3 of this act are effective on the day following final enactment."*

Further, amend the title as follows:

Line 4, after "agency;" insert "making certain changes in the laws relating to the operation of the agency;"

Line 5, delete "Section" and insert "Sections 462A.07, Subdivision 15, and"

Line 6, delete "Subdivision 1" and insert "Subdivisions 1 and 1a".

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

The report was adopted.

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

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.

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

The report was adopted.

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

H. F. No. 815, A bill for an act relating to state lands; authorizing the conveyance by the state of certain lands in Beltrami County.

Reported the same back with the following amendments:

Page 1, line 7, after the period delete the balance of the line and lines 8 and 9 and insert "Beltrami County may sell at its regular tax-forfeited land sale the following described land:"

Page 1, line 10, delete "660" and insert "990"

Page 1, line 11, delete "5" and insert "7-1/2"

Page 1, delete lines 14, 15 and 16

Amend the title as follows:

Page 1, delete line 3 and insert "sale of certain lands within"

With the recommendation that when so amended the bill pass.

The report was adopted.

Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 988, A bill for an act relating to banks; including safe deposit box rental as a function of a detached banking facility; altering certain definitions and time limits; amending Minnesota Statutes 1978, Sections 47.51; 47.53; and 47.54.

Reported the same back with the following amendments:

Page 2, line 15, delete "other"

Page 2, delete lines 16 to 19 and insert "*detached area, pursuant to section 473.625, operated as a major airport by the metropolitan airports commission pursuant to sections 473.601 to 473.679*"

Page 2, delete section 2

Renumber the remaining sections

Further amend the title:

Page 1, line 6, delete "47.53;"

With the recommendation that when so amended 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. 1029, A bill for an act relating to employments licensed by the state; prescribing certain duties of the board of architecture, engineering, land surveying and landscape architecture; limiting certain rule making powers of the board, and extending the time limit for the making of the rules; amending Minnesota Statutes 1978, Section 326.06.

Reported the same back with the following amendments:

Page 2, line 3, delete "*clauses (e) and (f),*"

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

The report was adopted.

Faricy from the Committee on Judiciary to which was referred:

S. F. No. 51, A bill for an act relating to liens; enacting the revised uniform federal lien registration act; amending Minnesota Statutes 1978, Sections 272.481; 272.482; 272.483; 272.484; 272.486; and Chapter 272, by adding a section.

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

The report was adopted.

Faricy from the Committee on Judiciary to which was referred:

S. F. No. 63, 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.

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

The report was adopted.

Swanson from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 384, A bill for an act relating to elections; providing additional compensation for election judges who travel to pick up election supplies or deliver ballots; authorizing town

boards to fix the compensation of town election judges; amending Minnesota Statutes 1978, Section 204A.23.

Reported the same back with the following amendments:

Page 2, line 1, strike "\$2" and insert "*a sum not less than the prevailing Minnesota minimum wage*"

Page 2, line 20, delete everything after the period

Page 2, delete lines 21 through 24

Page 2, line 25, delete "*county auditor*" and insert "*An election judge who travels to pick up election supplies or to deliver election returns to the county auditor shall receive, in addition to other compensation authorized by this section, a sum not less than the prevailing Minnesota minimum wage for each hour spent performing these duties*"

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 181, 183, 222, 260, 282, 384, 475, 545, 592, 616, 627, 644, 742, 815, 988 and 1029 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 51, 63 and 384 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Novak, Moe, Laidig, Nysether and Lehto introduced:

H. F. No. 1134, A bill for an act relating to motor vehicles; limiting the issuance of vehicle registration plates or tabs under certain circumstances; prohibiting the issuance of arrest warrants for violations of parking laws by certain courts; defining parking violations and participating jurisdictions; requiring notice to violators; appropriating money; amending Minnesota Statutes 1978, Section 169.99, Subdivision 1, and by adding a subdivision; and 171.16, Subdivision 3, and by adding subdivisions.

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

Ellingson, Rothenberg, Greenfield, Crandall and Casserly introduced:

H. F. No. 1135, A bill for an act relating to the county of Hennepin; creating the office of county administrator; providing financial procedures; providing for the operation of county government; providing bonding limits; creating a corrections facility; providing for central purchasing; establishing set aside contracts; providing a penalty; amending Laws 1965, Chapter 533, Section 1, as amended; Extra Session Laws 1967, Chapter 24, Section 1, Subdivision 1; Extra Session Laws 1967, Chapter 24, Section 1, Subdivision 2, as amended; Extra Session Laws 1967, Chapter 47, Section 1, as amended; Extra Session Laws 1967, Chapter 47, Section 3, as amended; Laws 1969, Chapter 476, Section 1, as amended; repealing Laws 1951, Chapter 556; Laws 1951, Chapter 598; Laws 1951, Chapter 636, Section 4; Laws 1951, Chapter 702; Laws 1953, Chapter 270; Laws 1953, Chapter 703, Section 1; Laws 1953, Chapter 753; Laws 1955, Chapter 875; Laws 1957, Chapter 671, Section 7; Laws 1957, Chapter 950; Laws 1959, Chapter 200; Laws 1959, Chapter 297; Extra Session Laws 1959, Chapter 17; Extra Session Laws 1961, Chapter 45; Extra Session Laws 1961, Chapter 47; Laws 1963, Chapter 857; Laws 1965, Chapter 294; Laws 1965, Chapter 633; Laws 1965, Chapter 850; Laws 1967, Chapter 441; Laws 1967, Chapter 588; Laws 1967, Chapter 599, Section 4; Laws 1967, Chapter 796; Laws 1969, Chapter 473; Laws 1969, Chapter 692; Laws 1969, Chapter 918; Laws 1969, Chapter 1053; Laws 1971, Chapter 495; Laws 1971, Chapter 744, Section 2; Laws 1973, Chapter 261.

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

Patton, Biersdorf, Moe, Kaley and Sarna introduced:

H. F. No. 1136, A bill for an act relating to retirement; judges' retirement age and benefits; amending Minnesota Statutes 1978, Sections 490.121, Subdivision 10; and 490.124, Subdivisions 1, 2, 3, and 5, and by adding a subdivision.

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

Anderson, G., and Vanasek introduced:

H. F. No. 1137, A bill for an act relating to taxation; property; changing the definition of class 3b homestead property; increasing the maximum homestead reduction; altering the amount of the state paid agricultural credit for certain property; amending Minnesota Statutes 1978, Sections 273.13, Subdivisions 6, 6a, and 7; and 273.132.

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

Schreiber; Johnson, C.; Pleasant and Clawson introduced:

H. F. No. 1138, A bill for an act relating to local government; authorizing the establishment of a local government training board; prescribing the board's powers and duties; appropriating money.

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

Brinkman, Halberg, Berkelman, Mehrkens and Clawson introduced:

H. F. No. 1139, A bill for an act relating to public safety; establishing a ski safety board; providing for the licensing of ski area operators; establishing minimum standards of conduct by ski area operators, skiers and other users of ski area facilities.

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

Searle, Mann, Mehrkens, Kalis and Den Ouden introduced:

H. F. No. 1140, A bill for an act relating to agriculture; providing financial assistance for an agricultural interpretive center; appropriating money.

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

Pavlak, Voss, Ewald and Ellingson introduced:

H. F. No. 1141, A bill for an act relating to savings associations; authorizing savings associations to establish negotiable order of withdrawal accounts; imposing reserve requirements; amending Minnesota Statutes 1978, Chapter 51A, by adding a section.

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

Pavlak; Johnson, D.; Blatz; Greenfield and Brinkman introduced:

H. F. No. 1142, A bill for an act relating to insurance; providing for continuation of waiver of premium benefits for the disabled, regardless of continuation of the master policy; amending Minnesota Statutes 1978, Section 61A.091.

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

Pavlak; Johnson, D.; Blatz; Greenfield and Brinkman introduced:

H. F. No. 1143, A bill for an act relating to insurance; providing that an employer group disability income policy provide coverage for pre-termination claims.

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

Heap and Heinitz introduced:

H. F. No. 1144, A bill for an act relating to state lands; authorizing conveyance of certain land to Independent School District No. 281.

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

Johnson, D.; Ellingson; Blatz; Voss and Swanson introduced:

H. F. No. 1145, A bill for an act relating to banks and banking; providing for implementation of certain statutes relating to electronic fund transfers; authorizing the commissioner of banks to adopt temporary rules; amending Minnesota Statutes 1978, Section 47.71.

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

Valento and Reif introduced:

H. F. No. 1146, A bill for an act relating to the town of White Bear in Ramsey County; permitting exercise of powers relating to sewers, drains and waterworks.

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

Reding introduced:

H. F. No. 1147, A bill for an act relating to state government; altering the encumbrance requirements on contractual obligations incurred for the construction, improvement and maintenance of the trunk highway system; amending Minnesota Statutes 1978, Section 16A.15, by adding a subdivision.

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

Elioff, Battaglia, Begich, Minne and Crandall introduced:

H. F. No. 1148, A bill for an act relating to the issuance of bonds by Independent School District No. 703, St. Louis County; for the acquisition and betterment of school facilities; and the levying of taxes for their payment.

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

Rees, Voss, Vanasek, Wynia and Biersdorf introduced:

H. F. No. 1149, A bill for an act relating to insurance; requiring life insurance agents to have errors and omissions coverage; amending Minnesota Statutes 1978, Section 60A.17, by adding a subdivision.

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

Jude, Patton, Erickson, Byrne and Crandall introduced:

H. F. No. 1150, A bill for an act relating to conciliation court; providing for a uniform filing fee of \$5; amending Minnesota Statutes 1978, Sections 487.31, Subdivision 1; 488A.14, Subdivisions 1 and 5; and 488A.31, Subdivisions 1 and 5.

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

Thiede, Aasness, Sviggum, Crandall and Welker introduced:

H. F. No. 1151, A bill for an act relating to initiative and referendum; proposing an amendment to the Minnesota Constitution, Article IV, by adding sections; authorizing direct initiative and referendum on laws; providing a comprehensive statute implementing the amendment; providing for the manner of petitioning and voting on initiative and referendum measures; providing for disclosure of campaign costs on ballot issues; providing for judicial review; providing certain restrictions on the consideration of measures; providing penalties; amending Minnesota Statutes 1978, Sections 3.21; 10A.01, Subdivision 15; 10A.20, by adding a subdivision; 203A.31, Subdivision 2; and 210A.26, Subdivision 3.

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.

Sherwood; Nelsen, M.; Reding; Fjoslien and Carlson, D., introduced:

H. F. No. 1152, A bill for an act relating to game and fish; providing that a portion of big game license fees shall be used for deer habitat improvement; appropriating money; amending Minnesota Statutes 1978, Section 97.49, by adding a subdivision.

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

Ludeman and Anderson, B., introduced:

H. F. No. 1153, A bill for an act relating to Independent School Districts No. 408, No. 409, No. 411, No. 415, No. 418 and No. 584; providing for certain agreements between or among those districts.

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

Corbid introduced:

H. F. No. 1154, A bill for an act relating to public drainage systems; increasing repair authority; providing for abandonment of systems; increasing repair funds; amending Minnesota Statutes 1978, Sections 106.011, by adding a subdivision; 106.471, Subdivisions 1, 2, and 6; 106.651; and Chapter 106, by adding a section.

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

Nysether, Corbid, Fjoslien, Eken and Sherwood introduced:

H. F. No. 1155, A bill for an act relating to game and fish; granting preference to landowners in obtaining moose licenses; amending Minnesota Statutes 1978, Section 100.271, Subdivision 1.

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

Nysether, Wenzel, Sherwood, Battaglia and Jennings introduced:

H. F. No. 1156, A bill for an act relating to crimes; creating new crimes relating to assaults on children; providing penalties; amending Minnesota Statutes 1978, Section 609.225, by adding subdivisions.

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

Kalis; Stadum; Anderson, G.; Biersdorf and Lehto introduced:

H. F. No. 1157, A bill for an act relating to workers' compensation; allowing certain owners and partners of farms or businesses, and their close relatives, to elect workers' compensation coverage; amending Minnesota Statutes 1978, Section 176.012.

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

Olsen, Adams, Heap, Carlson, L., and Knickerbocker introduced:

H. F. No. 1158, A bill for an act relating to Independent School District No. 275; providing for the consolidation of Independent School District No. 275.

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

Patton, Brinkman, Welch, Pehler and Niehaus introduced:

H. F. No. 1159, A bill for an act relating to retirement; Minnesota state retirement system correctional employees retirement plan; eliminating the social security offset for certain retired and active correctional officers.

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

Prahl, Begich, and Anderson, I., introduced:

H. F. No. 1160, A bill for an act relating to tax-forfeited land sales; increasing the interest rate on the unpaid balance of the purchase price; amending Minnesota Statutes 1978, Sections 282.01, Subdivision 4; 282.15; 282.222, Subdivision 4; 282.261; and 282.35, Subdivisions 2 and 3.

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

Patton and Osthoff introduced:

H. F. No. 1161, A bill for an act relating to retirement; public employees retirement association; exclusion from pension coverage for certain tradesmen of the city of St. Paul and Independent School District No. 625 (St. Paul); amending Minnesota Statutes 1978, Section 353.01, Subdivision 2b.

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

Wigley; Swanson; Carlson, L.; Friedrich and Kvam introduced:

H. F. No. 1162, A bill for an act relating to taxation; income tax; requiring indication on tax return of school district in which taxpayer resides; amending Minnesota Statutes 1978, Section 290.39, Subdivision 1.

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

Redalen; Johnson, C.; Friedrich and Kalis introduced:

H. F. No. 1163, A bill for an act relating to taxation; property; altering the assessment dispersion penalty on assessment districts; amending Minnesota Statutes 1978, Section 477A.04, Subdivision 2.

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

Kempe introduced:

H. F. No. 1164, A bill for an act relating to taxes; providing an income tax deduction for trees destroyed by certain diseases; amending Minnesota Statutes 1978, Section 290.09, by adding a subdivision.

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

Brinkman introduced:

H. F. No. 1165, A bill for an act relating to insurance; authorizing use of facsimile signatures on certain insurance policies; amending Minnesota Statutes 1978, Sections 60A.08, Subdivision 5; and 65A.01, by adding a subdivision.

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

Patton, Den Ouden, Halberg, Sarna and Metzen introduced:

H. F. No. 1166, A bill for an act relating to weights and measures; providing for inspection of portable pitless scales used for highway and road construction materials; amending Minnesota Statutes 1978, Chapter 239, by adding a section.

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

Biersdorf, Brinkman, Evans, Jaros and Anderson, I., introduced:

H. F. No. 1167, A bill for an act relating to taxation; lowering the excise tax on natural and artificial sparkling wines on a temporary basis.

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

Pavlak introduced:

H. F. No. 1168, A bill for an act relating to retirement; providing an exception to the 40 year maximum in computation of public pensions; amending Minnesota Statutes 1978, Section 356.60, Subdivision 3.

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

Weaver, Enebo, Schreiber, Kroening and Nelsen, B., introduced:

H. F. No. 1169, A bill for an act relating to census taking; providing for the taking of special censuses by the United States bureau of the census rather than the secretary of state; providing for the approval of school district population estimates by the state demographer; providing for annual population estimates of governmental subdivisions by the state demographer and their use in the computation of tax levy limits and local government aid; abolishing the authority of the municipal board to determine the population of municipalities and towns; amending Minnesota Statutes 1976, Sections 4.12, Subdivision 7; 275.14; 275.45; 275.53; 414.01, Subdivision 14; 477A.01, Subdivision 4; and Chapter 477A, by adding a section; repealing Minnesota Statutes 1978, Sections 365.61; and 414.033, Subdivision 8.

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

Pavlak, Waldorf, Drew, Tomlinson and Osthoff introduced:

H. F. No. 1170, A bill for an act relating to the city of Saint Paul; authorizing the port authority to make certain investments.

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

Rees, Brinkman, Swanson, Heinitz and Kelly introduced:

H. F. No. 1171, A bill for an act relating to insurance; clarifying certain ambiguous provisions regarding what kinds of business an insurance company may transact; requiring a majority of outside directors for domestic mutual insurance companies; requiring the commissioner to approve amendments to articles of incorporation and bylaws; limiting the amount domestic insurance companies may invest in a single mortgage loan; clarifying provisions requiring foreign insurance companies to file amended articles of incorporation and bylaws; correcting a provision relating to surplus line insurers; limiting amount domestic life companies may invest or deposit in savings and loan associations; changing the time period under which foreign insurance companies must file amendments to bylaws and articles of incorporation; amending Minnesota Statutes 1978, Sections 60A.07, Subdivisions 5c, 8, and by adding a subdivision; 60A.11, Subdivision 2; 60A.19, by adding a subdivision; 60A.20, Subdivision 2; 61A.28, Subdivisions 3 and 5; and 72A.061, Subdivision 2.

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

Rothenberg introduced:

H. F. No. 1172, A bill for an act relating to taxation; income; providing a one time exclusion of gain from the sale of a residence by an older taxpayer; providing for nonrecognition of gain from certain multiple sales of residences; eliminating gain from the sale of a principal residence as a tax preference item; amending Minnesota Statutes 1978, Sections 290.01, Subdivision 20, and 290.091.

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

Niehaus, Berkelman, Esau, Clawson and Forsythe introduced:

H. F. No. 1173, A bill for an act relating to public welfare; authorizing grants for community residential facilities; amending Minnesota Statutes 1978, Section 252.30.

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

Ellingson, Brinkman, Stadum, Drew and Sviggum introduced:

H. F. No. 1174, A bill for an act relating to insurance; no-fault automobile insurance; clarifying eligibility to participate in the assigned claims plan; amending Minnesota Statutes 1978, Section 65B.64, Subdivision 3.

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

Fritz, Rice and Enebo introduced:

H. F. No. 1175, A bill for an act relating to public employees labor relations; providing for inclusion of registered nurses in appropriate units; amending Minnesota Statutes 1978, Sections 179.63, Subdivision 11; and 179.71, Subdivision 3.

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

Norman, Drew, Mehrkens, Haukoos and Pleasant introduced:

H. F. No. 1176, 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.

Novak, Pehler, McCarron and Drew introduced:

H. F. No. 1177, A bill for an act relating to public safety; bureau of criminal apprehension; providing for identification data of persons convicted of certain crimes; prohibiting fingerprint records and other identifying data of juvenile offenders from being forwarded to the bureau of criminal apprehension except under certain circumstances; appropriating money; amending Minnesota Statutes 1978, Sections 299C.10; and 299C.11.

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

Anderson, G.; Peterson; Eken and Searle introduced:

H. F. No. 1178, A bill for an act relating to waters; redefining public waters; defining wetlands; providing new procedures for the determination of public waters and wetlands; reappropriating money; amending Minnesota Statutes 1978, Sections 105.37, by adding subdivisions; 105.38; 105.39, Subdivision 3; 105.391, Subdivisions 1 and 3, and by adding subdivisions; 105.392, Subdivisions 2 and 5; repealing Minnesota Statutes 1978, Section 105.391, Subdivisions 2, and 4 to 8.

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

Munger, Peterson, Kostohryz and Anderson, G., introduced:

H. F. No. 1179, A bill for an act relating to taxation; limiting property tax increases on certain riverfront property; amending Minnesota Statutes 1978, Section 273.11, by adding a subdivision.

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

Clawson, Munger, Kostohryz and Carlson, D., introduced:

H. F. No. 1180, A bill for an act relating to waters; requiring executive council designation of wild and scenic rivers; authorizing legislative review of the designation of wild and scenic rivers; permitting county administration of certain areas within the wild and scenic rivers system; providing for informational meetings prior to adoption of management plans; assisting local governments in preparation and administration of required ordinances; restricting acquisition of lands by the state; protecting landowners rights; amending Minnesota Statutes 1978, Sections 104.34; 104.35, Subdivisions 1, 2 and 3; 104.36, by adding a subdivision; and 104.37, Subdivision 1; repealing Minnesota Statutes 1978, Sections 104.35, Subdivision 4; and 104.39.

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

Clawson, Swanson and Carlson, L., introduced:

H. F. No. 1181, A bill for an act relating to nursing homes; providing a revised method for determination of nursing home rates under medical assistance; amending Minnesota Statutes 1978, Sections 256B.44; 256B.45; 256B.47, Subdivision 1, and by adding a subdivision; and 256B.48.

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

McCarron, Osthoff, Biersdorf, Anderson, R., and Swanson introduced:

H. F. No. 1182, A bill for an act relating to the Minnesota housing finance agency; establishing a veterans' homeownership assistance program; providing for an increase in the authorization for agency bonds and notes; appropriating money; amending Minnesota Statutes 1978, Sections 462A.03, by adding subdivisions; 462A.05, by adding a subdivision; and 462A.22, Subdivision 1.

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

HOUSE ADVISORIES

The following House Advisories were introduced:

Sieben, H., introduced:

H. A. No. 13, A proposal to study the appeals process for judicial commitment.

The advisory was referred to the Committee on Judiciary.

Murphy; Carlson, L.; Evans; Heap and Rice introduced:

H. A. No. 14, A proposal to study the administration of Minnesota Statutes known as "Little Davis-Bacon Act".

The advisory was referred to the Committee on Labor-Management Relations.

McDonald, Rees, Ludeman, Welker and Reif introduced:

H. A. No. 15, A proposal for the Governmental Operations Committee to review the organization of the Labor Department.

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 Senate Files, herewith transmitted:

S. F. Nos. 117, 322 and 324.

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. 362 and 606.

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. 466, 483 and 601.

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. 470, 530, 538 and 572.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 549.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 117, 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 Local and Urban Affairs.

S. F. No. 322, A bill for an act relating to guardianship; providing that a petition for guardianship may be treated as

a petition for conservatorship; providing for the transfer of guardianship to conservatorship; amending Minnesota Statutes 1978, Sections 201.15; 525.551; and 525.61.

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

S. F. No. 324, A bill for an act relating to crimes; escape from custody; authorizing prosecution of persons who escape jail while serving time as a condition of probation and persons who fail to report to or return from employment while under work release programs; providing penalties; amending Minnesota Statutes 1978, Section 609.485, Subdivisions 3 and 4, and by adding a subdivision.

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

S. F. No. 362, A bill for an act relating to Hennepin County; providing for the appointment, compensation, and duties of the medical examiner; amending Laws 1963, Chapter 848, Section 1, Subdivision 2; Section 5; repealing Laws 1963, Chapter 848, Section 1, Subdivision 4.

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

S. F. No. 606, A bill for an act relating to the revisor of statutes; publication of the Minnesota Statutes, Supplement and Session Laws by the revisor; correcting certain obsolete provisions; clarifying certain provisions; amending Minnesota Statutes 1978, Sections 482.09; 482.11; 648.31, Subdivision 1; 648.32; 648.40; and 648.41, Subdivision 1.

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

S. F. No. 466, A bill for an act relating to counties; providing for the use of certain tax-forfeited lands; regulating the terms of small timber sales; amending Minnesota Statutes 1978, Section 282.04, Subdivision 1.

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

S. F. No. 483, A bill for an act relating to state parks; deleting certain land from the boundaries of Judge C. R. Magney State Park; authorizing the state to buy certain lands for the purpose of adding lands to the Judge C. R. Magney State Park; authorizing the commissioner of natural resources to acquire a conservation easement along the Brule River and Lake Superior shoreline.

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

S. F. No. 601, A bill for an act relating to trunk highways; requiring reimbursement of local expenses for fighting fires originating in the trunk highway right-of-way; amending Minnesota Statutes 1978, Section 161.465.

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

S. F. No. 470, A bill for an act relating to highway traffic regulations; requiring the commissioner of transportation to adopt uniform specifications for senior citizen and handicapped crossings; authorizing local authorities to designate senior citizen and handicapped crossings in conformance with specifications; providing a penalty; amending Minnesota Statutes 1978, Chapter 169, by adding a section.

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

S. F. No. 530, A bill for an act relating to historic sites; authorizing the Minnesota Historical Society to exchange certain state owned nonhistoric land for certain privately owned historic land.

The bill was read for the first time.

Esau moved that S. F. No. 530 and H. F. No. 481, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 538, A bill for an act relating to state lands; authorizing the lease of certain state lands in Itasca County for use by the Itasca Ski and Outing Club, Inc.

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

S. F. No. 572, A bill for an act relating to the city of Bloomington; authorizing additional on-sale liquor licenses.

The bill was read for the first time.

Peterson moved that S. F. No. 572 and H. F. No. 356, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 549, A bill for an act relating to local government; requiring additional local participation in consolidation procedures; amending Minnesota Statutes 1978, Section 414.041.

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

CONSENT CALENDAR

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

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 219, A bill for an act relating to electricians; establishing an additional class of installers license; amending Minnesota Statutes 1978, Sections 326.01, Subdivision 6b; and 326.242, Subdivision 3.

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

The bill was passed and its title agreed to.

H. F. No. 810, A bill for an act relating to motor vehicles; providing for taxing and registering modified vehicles manufactured prior to 1949; regulating storage of modified vehicles and requiring certain equipment; providing for use of original plates on certain vehicles; amending Minnesota Statutes 1978, Section 168.10.

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 134 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 288, A bill for an act relating to unemployment compensation; making certain employees of educational cooperative service units ineligible for benefits during certain periods; amending Minnesota Statutes 1978, Section 268.08, Subdivision 6.

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 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Corbid

McCarron

The bill was passed and its title agreed to.

S. F. No. 298, A bill for an act relating to the city of South International Falls; authorizing the city to lease municipal buildings.

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 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Sarna

The bill was passed and its title agreed to.

S. F. No. 307 was reported to the House. Upon objection of ten members S. F. No. 307 was stricken from the Consent Calendar and returned to General Orders.

CALENDAR

H. F. No. 486, A bill for an act relating to usury; removing the expiration date from the law authorizing flexible interest rates on home loans; amending Minnesota Statutes 1978, Section 47.20, Subdivisions 4, 6 and 9.

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 110 yeas and 19 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, G.	Elioff	Jaros	McCarron	Osthoff
Battaglia	Enebo	Kahn	Minne	Prahl
Begich	Fritz	Kroening	Munger	Rice
Berkelman	Greenfield	Long	Nelsen, M.	

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Sieben, H., requested immediate consideration of S. F. No. 20.

S. F. No. 20 was reported to the House.

Schreiber, Patton, Pehler, Evans and Adams moved to amend S. F. No. 20 as follows:

Page 1, after line 9, insert a section to read:

"Section 1. Minnesota Statutes 1978, Section 473.571, Subdivision 6, is amended to read:

Subd. 6. [COMMISSION PROPOSAL.] On December 1, 1978, following the acceptance of the environmental impact statements by the environmental quality board, the commission shall make a (FINAL) determination on design and location and shall submit to the metropolitan council a proposal to bond for and construct or remodel the sports facility or facilities. The commission's proposal shall contain all information deemed appropriate or necessary by the council to its determinations pursuant to section 473.581. The commission, in preparing the proposal for the council, may require of the potential lessee professional teams any and all relevant corporate financial data, including, but not limited to, profit and loss statements, annual audit statements, and balance sheets. The commission may keep the corporate financial data confidential except for members of the commission, the council, and designated staff. In evaluating the alternatives, the commission shall consider, among other factors, (a) access to the locations from the rest of the metropolitan area and the state, (b) access to parking and public transit, (c) environmental impact, (d) total capital and operating costs to the commission and total commission revenues over the expected life of the facility, including the sale of land by the commission and any contributions by local units of government or other organizations, (e) the report of the council, (f) the availability of land and utilities, (g) the total governmental costs associated with the construction and operation of the commission's facilities, including the cost to all units and agencies of government as well as the cost to the commission, (h) the net gain or loss of property taxes to all local governmental units, (i) the feasibility of funding a portion of the total cost through a grant or grants from the economic development administration of the federal government, (j) the feasibility of constructing a waste facility or a solar energy system to provide energy for heating and ventilating the sports facility, and (k) the needs of the university of Minnesota for athletic facilities for a prospective 20 year period. Before submitting its proposal to the metropolitan council the commission shall hold hearings at locations both within and without the metropolitan area after appropriate notice to receive public testimony on location and design. *On or after April 25, 1979, unless the council has determined that the commission has executed the agreements required by paragraphs (a) and (b) of section 473.581 as preconditions to the issuance of bonds, the commission may amend or alter its determination on design and location and its proposal to the council at any time prior to the issuance of bonds under section 473.581, subdivision 1, clause (1)."*

Renumber the remaining sections accordingly

Page 4, lines 8 and 9, restore the stricken language

Page 6, lines 10 and 11, restore the stricken language

Page 6, line 11, before "will" insert "*subdivision 2,*"

Page 6, line 13, strike everything after "expenses"

Page 6, strike lines 14 to 17 and insert a period

Page 6, lines 32 and 33, delete "*section*" and restore the stricken language

Page 7, lines 29 and 30, restore the stricken language

Page 8, lines 26 and 27, restore the stricken language

Page 9, after line 23, insert sections to read:

"Sec. 3. Minnesota Statutes 1978, Section 473.591, Subdivision 2, is amended to read:

Subd. 2. [TAX.] The council shall impose a tax, effective August 1, 1977, supplemental to the general sales tax imposed in chapter 297A, in the amount of two percent on all retail on-sales of intoxicating liquor and fermented malt beverages when sold at licensed on-sale liquor establishments and municipal liquor stores located within the metropolitan area. The tax shall remain in effect until (AUGUST 1, 1980) *July 1, 1979. The tax shall not be levied or collected after July 1, 1979.* (THEREAFTER, THE COUNCIL MAY LEVY SUCH A TAX UP TO AN AMOUNT SUFFICIENT TO PRODUCE REVENUES TO THE COUNCIL EQUAL TO THE PRINCIPAL AND INTEREST ON BONDS OUTSTANDING UNDER SECTION 473.581, SUBDIVISION 1, BUT NOT TO EXCEED \$4,500,000 IN ANY YEAR.) The tax shall be reported and paid to the commissioner of revenue with and as part of the state sales and use taxes, and shall be subject to the same penalties, interest, and enforcement provisions.

Sec. 4. Minnesota Statutes 1978, Section 473.591, Subdivision 3, is amended to read:

Subd. 3. [PROCEEDS; USE.] The collections of the tax imposed by subdivision 2, less refunds and a proportionate share of the cost of collection, shall be remitted at least quarterly to the council. The commissioner of revenue shall deduct from the proceeds remitted to the council an amount that equals the indirect statewide costs as well as the direct and indirect department costs necessary to administer, audit, and collect (THIS) *the tax imposed by subdivisions 2 and 4.* The amount deducted shall be deposited in the general fund of the state. The proceeds

remitted under the tax imposed by subdivision 2 shall be placed, together with the net revenues of the commission under section 473.595, into the debt service fund or special funds established under section 473.581, subdivisions 4 and 5, provided however that during the first year the tax imposed by subdivision 2 is imposed pursuant to this section the council may reappropriate to the commission a total amount not to exceed one-half of the proceeds from the first year of the tax imposed by subdivision 2, to be used by the commission to pay its expenses related to planning, designing, and locating sports facilities pursuant to sections 473.551 to 473.595. Collection of the tax imposed by (THIS SECTION) subdivision 4 shall be suspended at the end of any calendar year upon a determination by the metropolitan council that the balance in the debt service fund, including any reserve fund has reached an amount sufficient to pay the principal and interest on bonds which will become due within the next succeeding three year period. Collection shall be resumed by the commissioner of revenue at the end of any calendar year upon notice from the metropolitan council that the balance in the debt service fund, including any reserve fund has fallen below an amount sufficient to pay the principal and interest on bonds which will become due within the next succeeding (TWO) year (PERIOD).

Sec. 5. Minnesota Statutes 1978, Section 473.591 is amended by adding a subdivision to read:

Subd. 4. [SUPPLEMENTAL TAX.] Effective July 1, 1979, a tax shall be imposed supplemental to the general sales tax imposed in chapter 297A in the amount of two percent on all retail on-sales of intoxicating liquor and fermented malt beverages when sold at licensed on-sale liquor establishments located only within the city or cities within which the sports facility or facilities is located and upon all gross receipts received from the furnishing of hotel, motel or room services within the city or cities within which the sports facility or facilities are located. In the event that the anticipated revenue from the operation of the sports facility or facilities plus any additional revenues of the commission is not sufficient to pay when due all debt service plus all operating and maintenance expense the tax shall be imposed at a level sufficient, in the metropolitan council's judgment, to produce revenues which, together with the anticipated revenue from the operation of the sports facility or facilities plus any additional available revenue of the commission will be sufficient to pay when due all debt service plus all operating and maintenance expenses. The tax shall be reported and paid to the commissioner of revenue with and as part of the state sales and use taxes, and shall be subject to the same penalties, interest, and enforcement provisions. The proceeds of the tax, less refunds and a proportionate share of the cost of collection, shall be remitted at least quarterly to the commission for use in operation, maintenance or improvement of, or payment of principal or interest on any bonds issued in connection with, a sports facility located only in the city or cities within which the sports facility or facilities is

located and for payment of principal and interest on any bonds upon which the council is obligated under section 473.564, subject to such covenants as are applicable and made pursuant to a bond resolution or trust indenture under section 473.581, subdivision 4.

The tax imposed by this subdivision shall not be levied after the final payment for bonds issued pursuant to section 473.581, subdivision 1, clause (a) or (b) has been made.

Sec. 6. Pursuant to article VI, section 2 of the Minnesota constitution the supreme court shall have original jurisdiction of any action brought or maintained in which an issue is presented as to the validity of a provision of sections 1 to 4 of this act, and may hear and determine the issue as provided in title V of the rules of civil appellate procedure, after notice given as provided in rule 144."

Renumber remaining sections accordingly

Page 9, lines 27 and 28, delete Section 3 of the bill

Page 9, after line 28 insert a section to read:

"Sec. 7. This act is effective the day following final enactment."

Amend the title:

Line 6, after "473.581;" delete the remainder of the line

Delete line 7 and insert "amending Minnesota Statutes 1978, Sections 473.571, Subdivision 6; 473.591, Subdivisions 2, 3, and by adding a subdivision."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 59 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Adams	Dean	Johnson, C.	Novak	Searles
Ainley	Dempsey	Johnson, D.	Onnen	Sieben, H.
Anderson, G.	Eken	Kahn	Otis	Sieben, M.
Battaglia	Ellingson	Laidig	Patton	Stadum
Berglin	Enebo	Lehto	Pehler	Stoa
Berkelman	Erickson	Levi	Prahl	Valan
Biersdorf	Evans	McDonald	Redalen	Vanasek
Carlson, L.	Forsythe	McEachern	Rees	Weaver
Cassery	Fudro	Mehrrens	Rose	Welch
Clark	Halberg	Nelsen, B.	Rothenberg	Wenzel
Corbid	Hoberg	Nelson	Sarna	Wieser
Crandall	Jaros	Norman	Schreiber	

Those who voted in the negative were:

Aasness	Esau	Kaley	Murphy	Sherwood
Albrecht	Ewald	Kalis	Nelsen, M.	Stowell
Anderson, B.	Faricy	Kelly	Niehaus	Sviggum
Anderson, I.	Fjoslien	Kempe	Norton	Swanson
Anderson, R.	Friedrich	Knickerbocker	Nysether	Thiede
Begich	Fritz	Kroening	Olsen	Tomlinson
Blatz	Greenfield	Kvam	Osthoff	Valento
Brinkman	Haukoos	Long	Pavlak	Voss
Byrne	Heap	Ludeman	Peterson	Waldorf
Carlson, D.	Heinitz	Luknie	Piepho	Welker
Clawson	Hokanson	Mann	Pleasant	Wigley
Den Ouden	Jacobs	Metzen	Reding	Wynia
Drew	Jennings	Minne	Reif	Zubay
Elioff	Jude	Moe	Rice	Speaker Searle

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

Kahn moved to amend S.F. No. 20, as follows:

Page 9, after line 23 insert:

"Sec. 3. Within 60 days of the repeal of Minnesota Statutes, 1978, Section 473.591, all licensed on-sale liquor establishments and municipal liquor stores located within the metropolitan area shall reduce the price in the amount of at least two percent on all retail on-sales of intoxicating liquor and fermented malt beverages. This action shall be reported to the commissioner of revenue with and as part of the establishment's report of state sales and use taxes. Violation of this section is a misdemeanor."

Renumber remaining sections accordingly

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 65 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Erickson	Knickerbocker	Nelsen, M.	Rice
Anderson, R.	Evans	Kostohryz	Nelson	Rose
Battaglia	Ewald	Kroening	Norman	Rothenberg
Begich	Halberg	Laidig	Norton	Schreiber
Berglin	Heap	Lehto	Novak	Stoa
Berkelman	Hoberg	Levi	Olsen	Stowell
Byrne	Hokanson	Long	Onnen	Vanasek
Carlson, L.	Jaros	McCarron	Osthoff	Voss
Clark	Johnson, C.	McDonald	Otis	Welch
Clawson	Kahn	Minne	Patton	Wenzel
Corbid	Kalis	Munger	Pehler	Wieser
Ellingson	Kelly	Murphy	Prahl	Wynia
Enebo	Kempe	Nelsen, B.	Redalen	Speaker Searle

Those who voted in the negative were:

Adams	Drew	Jennings	Nysether	Simoneau
Ainley	Elioff	Johnson, D.	Pavlak	Stadum
Albrecht	Esau	Jude	Peterson	Sviggum
Anderson, D.	Faricy	Kaley	Piepho	Swanson
Anderson, I.	Fjoslien	Kvam	Pleasant	Thiede
Biersdorf	Forsythe	Ludeman	Reding	Tomlinson
Blatz	Friedrich	Luknic	Rees	Valan
Brinkman	Fritz	Mann	Reif	Valento
Carlson, D.	Fudro	McEachern	Sarna	Waldorf
Crandall	Greenfield	Mehrkens	Searles	Weaver
Dean	Haukoos	Metzen	Sherwood	Welker
Dempsey	Heinitz	Moe	Sieben, H.	Wigley
Den Ouden	Jacobs	Niehaus	Sieben, M.	Zubay

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

Berglin moved to amend S. F. No. 20, as follows:

Page 9, after line 23 insert:

"Sec. 2. The Metropolitan Sports Facilities Commission shall reimburse each city which submitted an application for the location of a sports facility to the commission, for all costs incurred by the city, and any co-sponsorers with the city, in preparing the application for the commission, and also all costs incurred by a city, and any co-sponsorers of the application, in providing additional information to the commission or other state agency in order to assist the commission or other state agency in making an informed decision on matters relating to the location of a sports facility. To the extent funds are available, the Sports Facilities Commission shall reimburse the City of Minneapolis for all costs incurred or for which the city has become obligated to incur after December 1, 1978, in reliance upon the selection of the Industry Square Site for a new covered multipurpose sports facility by the commission. The costs for which the city shall be reimbursed shall include a) all contractual obligations entered into by the city in order to obtain the Industry Square Site for transfer to the commission in order for the commission to comply with Minnesota Statutes 1978, Section 473.581, subdivision 3, b) all amounts expended in order to relocate publicly owned utilities and public streets necessary for the commission to comply with the provisions of Minnesota Statutes 1978, Section 473.581, subdivision 3, c) all legal costs incurred by the City of Minneapolis in complying with requests of the commission, d) all costs for which the city is obligated as a result of the inability of the commission to construct a sports facility on the Industry Square Site, and e) the value of all land transferred to or for which the city is obligated to transfer to Hennepin County as part of an agreement to secure the Industry Square Site in order for the commission to comply with Minnesota Statutes 1978, Section 473.581, subdivision 3. To the extent funds are

available, the commission shall reimburse all private utility companies for all costs incurred in the relocation of utilities in order for the commission to comply with the provisions of Minnesota Statutes 473.581, subdivision 3. To the extent funds are available, the Sports Facilities Commission shall reimburse the Industry Square Development Corporation for all costs incurred in assisting the City of Minneapolis in providing the Industry Square Site to the commission in order for the commission to comply with Minnesota Statutes 1978, Section 473.581, subdivision 3. To the extent funds are available, the commission shall reimburse the Housing and Redevelopment Authority in and for the City of Minneapolis for all costs incurred in assisting the City of Minneapolis in providing the Industry Square Site to the commission in order for the commission to comply with Minnesota Statutes, 1978, Section 473.581, subdivision 3. To the extent funds are available, the commission shall also reimburse the City of Minneapolis for the amount to be paid by the city in 1980 for outstanding bonds which were issued to acquire land which the commission included in the Industry Square Site. To the extent funds are available, the commission shall also reimburse all public and private utilities for costs which will be incurred in order to relocate utilities which were relocated in order to accommodate a sports facility on the Industry Square Site. All reimbursements required by this section shall be for all costs including labor, materials and contracts for services. The commission, in determining the amount of reimbursement to a city, public or private utility, or the Industry Square Development Corporation, shall rely primarily upon the figures provided by such entity, and shall accept such figures as accurate, unless there is clear and convincing evidence to the contrary. All reimbursements required by this section shall be paid from the proceeds of the tax authorized by Minnesota Statutes 1978, Section 473.591, and the commission shall be authorized to expend the proceeds of such tax for such purposes. In the event that funds are not sufficient, the Commission shall be empowered to determine the nature, extent and validity of claims submitted and said determination shall be conclusive."

Renumber the remaining section of the bill.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 29 yeas and 91 nays as follows:

Those who voted in the affirmative were:

Adams	Clark	Fudro	Long	Reding
Anderson, D.	Corbid	Halberg	Nelsen, M.	Rice
Anderson, I.	Crandall	Jaros	Nelson	Sarna
Battaglia	Dean	Johnson, C.	Norman	Tomlinson
Berglin	Enebo	Kahn	Otis	Vanasek
Casserly	Fjoslien	Kroening	Prahl	

Those who voted in the negative were:

Aasness	Esau	Kempe	Novak	Sviggum
Albrecht	Evans	Knickerbocker	Nysether	Swanson
Anderson, B.	Faricy	Kostohryz	Olsen	Thiede
Anderson, G.	Forsythe	Kvam	Onnen	Valan
Anderson, R.	Friedrich	Laidig	Osthoff	Valento
Berkelman	Fritz	Levi	Pavlak	Voss
Biersdorf	Greenfield	Luknic	Peterson	Weaver
Blatz	Haukoos	Mann	Piepho	Welch
Brinkman	Heap	McCarron	Pleasant	Welker
Byrne	Heinitz	McDonald	Redalen	Wenzel
Carlson, D.	Hoberg	McEachern	Rees	Wieser
Carlson, L.	Hokanson	Mehrkins	Reif	Wigley
Clawson	Jacobs	Metzen	Rose	Wynia
Dempsey	Jennings	Minne	Sherwood	Zubay
Den Ouden	Johnson, D.	Moe	Sieben, H.	Speaker Searle
Drew	Jude	Murphy	Sieben, M.	
Eken	Kaley	Nelsen, B.	Stadium	
Elioff	Kalis	Niehaus	Stoa	
Ellingson	Kelly	Norton	Stowell	

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

Berglin offered an amendment to S. F. No. 20.

POINT OF ORDER

Faricy raised a point of order pursuant to rule 3.9 that the Berglin amendment was out of order. The Speaker ruled the point of order well taken.

Kahn moved to amend S. F. No. 20, as follows:

Page 9, after line 23 insert:

"Sec. 3. Upon the effective date of the repeal of Minnesota Statutes, 1978, Section 473.591, all licensed on-sale liquor establishments and municipal liquor stores located within the metropolitan area shall reduce the price in the amount of at least two percent on all retail on-sales of intoxicating liquor and fermented malt beverages until August 1, 1980. This action shall be reported to the commissioner of revenue with and as part of the establishment's report of state sales and use taxes. Violation of this section is a misdemeanor."

Renumber remaining sections accordingly

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 65 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Corbid	Johnson, C.	Munger	Rice
Anderson, D.	Crandall	Kahn	Murphy	Rose
Anderson, G.	Dean	Kalis	Nelsen, B.	Rothenberg
Anderson, R.	Eken	Kelly	Nelsen, M.	Sieben, H.
Battaglia	Elioff	Knickerbocker	Nelson	Sieben, M.
Begich	Ellingson	Kroening	Norman	Stoa
Berglin	Enebo	Laidig	Norton	Stowell
Berkelman	Erickson	Lehto	Novak	Vanasek
Byrne	Esau	Levi	Otis	Voss
Carlson, L.	Evans	Long	Patton	Welch
Casserly	Ewald	McCarron	Pehler	Wenzel
Clark	Hokanson	Minne	Prahl	Wieser
Clawson	Jaros	Moe	Redalen	Wynia

Those who voted in the negative were:

Aasness	Forsythe	Kaley	Onnen	Stadum
Adams	Friedrich	Kempe	Osthoff	Sviggun
Ainley	Fritz	Kostohryz	Pavlak	Swanson
Albrecht	Fudro	Kvam	Peterson	Thiede
Anderson, I.	Greenfield	Ludeman	Piepho	Tomlinson
Biersdorf	Halberg	Luknic	Pleasant	Valan
Blatz	Haukoos	Mann	Reding	Valento
Brinkman	Heap	McDonald	Rees	Waldorf
Carlson, D.	Heinitz	McEachern	Reif	Weaver
Dempsey	Hoberg	Mehrkens	Sarna	Welker
Den Ouden	Jacobs	Metzen	Schreiber	Wigley
Drew	Jennings	Niehaus	Searles	Zubay
Faricy	Johnson, D.	Nysether	Sherwood	Speaker Searle
Fjoslien	Jude	Olsen	Simoneau	

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

Wenzel; Anderson, G.; Nelsen, B., and McCarron moved to amend S. F. No. 20, as follows:

Page 9, after line 23, insert:

"Sec. 2. Minnesota Statutes 1978, Chapter 473, is amended by adding a section to read:

[473.592] [DESIGNATION OF ADDITIONAL INCOME TAX PAYMENT.] *Subdivision 1. Every individual who files an income tax return with the commissioner of revenue may designate that an additional \$1 be added to his tax liability for purposes of financing the construction and operation of a multipurpose sports facility. If a husband and wife file a joint return, each spouse may designate that \$1 shall be paid.*

Subd. 2. The commissioner of revenue shall on the first page of the income tax form notify the filing individual of the option provided in subdivision 1.

Subd. 3. All amounts so designated and paid by individuals shall be appropriated from the general fund to the metropolitan

stadium commission for deposit in the debt service fund or other special funds established under section 473.581, subdivisions 4 and 5."

Renumber the remaining sections accordingly

Further, amend the title

Page 1, line 6, before "repealing" insert "Chapter 473, by adding a section;"

A roll call was requested and properly seconded.

POINT OF ORDER

Kostohryz raised a point of order pursuant to rule 3.9 that the Wenzel amendment was out of order. The Speaker ruled the point of order not well taken.

The question recurred on the adoption of the amendment and the roll was called. There were 50 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Elioff	Kalis	Niehaus	Sieben, H.
Anderson, G.	Enebo	Kroening	Norman	Sieben, M.
Battaglia	Erickson	Lehto	Novak	Simoneau
Begich	Evans	Long	Prahl	Stadum
Berglin	Fjoslien	McCarron	Reding	Stoa
Biersdorf	Fudro	McDonald	Rees	Svigum
Clark	Halberg	Minne	Rice	Thiede
Clawson	Hokanson	Murphy	Rose	Waldorf
Dean	Johnson, C.	Nelsen, B.	Rothenberg	Welch
Eken	Jude	Nelson	Sherwood	Wenzel

Those who voted in the negative were:

Aasness	Den Ouden	Kahn	Munger	Stowell
Adams	Drew	Kaley	Nelsen, M.	Swanson
Ainley	Ellingson	Kelly	Nysether	Tomlinson
Albrecht	Esau	Kempe	Olsen	Valan
Anderson, D.	Faricy	Knickerbocker	Onnen	Valento
Anderson, I.	Forsythe	Kostohryz	Osthoff	Vanasek
Anderson, R.	Friedrich	Kvam	Otis	Voss
Berkelman	Fritz	Laidig	Pavlak	Weaver
Blatz	Greenfield	Levi	Pehler	Weiker
Brinkman	Haukoos	Ludeman	Peterson	Wieser
Byrne	Heap	Luknic	Piepho	Wigley
Carlson, D.	Heinitz	Mann	Pleasant	Wynia
Carlson, L.	Hoberg	McEachern	Reif	Zubay
Casserly	Jacobs	Mehrkens	Sarna	Speaker Searle
Corbid	Jennings	Metzen	Schreiber	
Dempsey	Johnson, D.	Moe	Searles	

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

Olsen and Rice moved to amend S. F. No. 20, as follows:

Pages 1 to 8, reinstate the stricken language

Page 6, line 32, delete "section"

Page 9, delete Sections 2 and 3 and insert:

"Sec. 2. Minnesota Statutes 1978, Section 473.591, Subdivision 2., to read:

Subd. 2. [TAX.] The council shall impose a tax, effective August 1, 1977, supplemental to the general sales tax imposed in chapter 297A, in the amount of (TWO) *one* percent on all retail on-sales of intoxicating liquor and fermented malt beverages when sold at licensed on-sale liquor establishments and municipal liquor stores (LOCATED WITHIN THE METROPOLITAN AREA). The tax shall remain in effect until August 1, (1980) 1984. Thereafter, the council may levy such a tax up to an amount sufficient to produce revenues to the council equal to the principal and interest on bonds outstanding under section 473.581, subdivision 1, but not to exceed \$4,500,000 in any year. The tax shall be reported and paid to the commissioner of revenue with and as part of the state sales and use taxes, and shall be subject to the same penalties, interest, and enforcement provisions."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 30 yeas and 101 nays as follows:

Those who voted in the affirmative were:

Adams	Enebo	Knickerbocker	Metzen	Rice
Berglin	Forsythe	Kostohryz	Nelson	Rothenberg
Carlson, L.	Fudro	Kroening	Norman	Sarna
Casserly	Heap	Long	Norton	Schreiber
Clark	Heinitz	McCarron	Olsen	Simoneau
Dean	Kahn	McDonald	Otis	Voss

Those who voted in the negative were:

Aasness	Brinkman	Esau	Jennings	Luknic
Ainley	Byrne	Evans	Johnson, C.	Mann
Albrecht	Carlson, D.	Ewald	Johnson, D.	McEachern
Anderson, B.	Clawson	Faricy	Jude	Mehrkens
Anderson, D.	Corbid	Fjoslien	Kaley	Minne
Anderson, G.	Crandall	Friedrich	Kalis	Moe
Anderson, I.	Dempsey	Fritz	Kelly	Murphy
Anderson, R.	Den Ouden	Greenfield	Kempe	Nelsen, B.
Battaglia	Drew	Halberg	Kvam	Nelsen, M.
Begich	Eken	Haukoos	Laidig	Niehaus
Berkelman	Elioff	Hoberg	Lehto	Novak
Biersdorf	Ellingson	Hokanson	Levi	Nysether
Blatz	Erickson	Jacobs	Ludeman	Onnen

Osthoff	Reding	Stadum	Valento	Wigley
Pavlak	Rees	Stoa	Vanasek	Wynia
Pehler	Reif	Stowell	Waldorf	Zubay
Peterson	Rose	Svigum	Weaver	Speaker Searle
Piepho	Searles	Swanson	Welch	
Pleasant	Sherwood	Thiede	Welker	
Prahl	Sieben, H.	Tomlinson	Wenzel	
Redalen	Sieben, M.	Valan	Wieser	

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

MOTION FOR RECONSIDERATION

Anderson, R., moved that the vote whereby the Schreiber, Patton, Pehler, Evans, and Adams amendment to S. F. No. 20 was not adopted earlier today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the motion for reconsideration and the roll was called. There were 72 yeas and 61 nays as follows:

Those who voted in the affirmative were:

Aasness	Crandall	Johnson, D.	Norman	Sieben, M.
Adams	Dean	Kahn	Novak	Simoneau
Ainley	Dempsey	Knickerbocker	Olsen	Stadum
Anderson, G.	Den Ouden	Laidig	Onnen	Stoa
Anderson, I.	Eken	Lehto	Otis	Thiede
Battaglia	Ellioff	Levi	Patton	Valan
Begich	Ellingson	Long	Pehler	Vanasek
Berglin	Enebo	McCarron	Redalen	Weaver
Berkelman	Evans	McDonald	Rees	Welch
Brinkman	Forsythe	Mehrkens	Rose	Welker
Carlson, L.	Fudro	Minne	Rothenberg	Wenzel
Casserly	Halberg	Munger	Sarna	Wieser
Clark	Heap	Murphy	Schreiber	
Clawson	Hoberg	Nelsen, B.	Searles	
Corbid	Johnson, C.	Nelson	Sieben, H.	

Those who voted in the negative were:

Albrecht	Friedrich	Kempe	Nysether	Swanson
Anderson, B.	Fritz	Kostohryz	Osthoff	Tomlinson
Anderson, D.	Greenfield	Kroening	Pavlak	Valento
Anderson, R.	Haukoos	Kvam	Peterson	Voss
Biersdorf	Heinitz	Ludeman	Piepho	Waldorf
Blatz	Hokanson	Luknic	Pleasant	Wigley
Byrne	Jacobs	Mann	Prahl	Wynia
Carlson, D.	Jaros	McEachern	Reding	Zubay
Drew	Jennings	Metzen	Reif	Speaker Searle
Erickson	Jude	Moe	Rice	
Ewald	Kaley	Nelsen, M.	Sherwood	
Faricy	Kalis	Niehaus	Stowell	
Fjoslien	Kelly	Norton	Svigum	

The motion prevailed.

Schreiber, Patton, Pehler, Evans and Adams renewed their amendment to S. F. No. 20 as follows:

Page 1, after line 9, insert a section to read:

"Section 1. Minnesota Statutes 1978, Section 473.571, Subdivision 6, is amended to read:

Subd. 6. [COMMISSION PROPOSAL.] On December 1, 1978, following the acceptance of the environmental impact statements by the environmental quality board, the commission shall make a (FINAL) determination on design and location and shall submit to the metropolitan council a proposal to bond for and construct or remodel the sports facility or facilities. The commission's proposal shall contain all information deemed appropriate or necessary by the council to its determinations pursuant to section 473.581. The commission, in preparing the proposal for the council, may require of the potential lessee professional teams any and all relevant corporate financial data, including, but not limited to, profit and loss statements, annual audit statements, and balance sheets. The commission may keep the corporate financial data confidential except for members of the commission, the council, and designated staff. In evaluating the alternatives, the commission shall consider, among other factors, (a) access to the locations from the rest of the metropolitan area and the state, (b) access to parking and public transit, (c) environmental impact, (d) total capital and operating costs to the commission and total commission revenues over the expected life of the facility, including the sale of land by the commission and any contributions by local units of government or other organizations, (e) the report of the council, (f) the availability of land and utilities, (g) the total governmental costs associated with the construction and operation of the commission's facilities, including the cost to all units and agencies of government as well as the cost to the commission, (h) the net gain or loss of property taxes to all local governmental units, (i) the feasibility of funding a portion of the total cost through a grant or grants from the economic development administration of the federal government, (j) the feasibility of constructing a waste facility or a solar energy system to provide energy for heating and ventilating the sports facility, and (k) the needs of the university of Minnesota for athletic facilities for a prospective 20 year period. Before submitting its proposal to the metropolitan council the commission shall hold hearings at locations both within and without the metropolitan area after appropriate notice to receive public testimony on location and design. *On or after April 25, 1979, unless the council has determined that the commission has executed the agreements required by paragraphs (a) and (b) of section 473.581 as preconditions to the issuance of bonds, the commission may amend or alter its determination on design and location and its proposal to the council at any time prior to the issuance of bonds under section 473.581, subdivision 1, clause (1)."*

Renumber the remaining sections accordingly

Page 4, lines 8 and 9, restore the stricken language

Page 6, lines 10 and 11, restore the stricken language

Page 6, line 11, before "will" insert "*subdivision 2,*"

Page 6, line 13, strike everything after "expenses"

Page 6, strike lines 14 to 17 and insert a period

Page 6, lines 32 and 33, delete "*section*" and restore the stricken language

Page 7, lines 29 and 30, restore the stricken language

Page 8, lines 26 and 27, restore the stricken language

Page 9, after line 23, insert sections to read:

"Sec. 3. Minnesota Statutes 1978, Section 473.591, Subdivision 2, is amended to read:

Subd. 2. [TAX.] The council shall impose a tax, effective August 1, 1977, supplemental to the general sales tax imposed in chapter 297A, in the amount of two percent on all retail on-sales of intoxicating liquor and fermented malt beverages when sold at licensed on-sale liquor establishments and municipal liquor stores located within the metropolitan area. The tax shall remain in effect until (AUGUST 1, 1980) *July 1, 1979. The tax shall not be levied or collected after July 1, 1979.* (THEREAFTER, THE COUNCIL MAY LEVY SUCH A TAX UP TO AN AMOUNT SUFFICIENT TO PRODUCE REVENUES TO THE COUNCIL EQUAL TO THE PRINCIPAL AND INTEREST ON BONDS OUTSTANDING UNDER SECTION 473.581, SUBDIVISION 1, BUT NOT TO EXCEED \$4,500,000 IN ANY YEAR.) The tax shall be reported and paid to the commissioner of revenue with and as part of the state sales and use taxes, and shall be subject to the same penalties, interest, and enforcement provisions.

Sec. 4. Minnesota Statutes 1978, Section 473.591, Subdivision 3, is amended to read:

Subd. 3. [PROCEEDS; USE.] The collections of the tax imposed by *subdivision 2*, less refunds and a proportionate share of the cost of collection, shall be remitted at least quarterly to the council. The commissioner of revenue shall deduct from the proceeds remitted to the council an amount that equals the indirect statewide costs as well as the direct and indirect department costs necessary to administer, audit, and collect (THIS) *the* tax

imposed by subdivisions 2 and 4. The amount deducted shall be deposited in the general fund of the state. The proceeds remitted under the tax imposed by subdivision 2 shall be placed, together with the net revenues of the commission under section 473.595, into the debt service fund or special funds established under section 473.581, subdivisions 4 and 5, provided however that during the first year the tax imposed by subdivision 2 is imposed pursuant to this section the council may reappropriate to the commission a total amount not to exceed one-half of the proceeds from the first year of the tax imposed by subdivision 2, to be used by the commission to pay its expenses related to planning, designing, and locating sports facilities pursuant to sections 473.551 to 473.595. Collection of the tax imposed by (THIS SECTION) subdivision 4 shall be suspended at the end of any calendar year upon a determination by the metropolitan council that the balance in the debt service fund, including any reserve fund has reached an amount sufficient to pay the principal and interest on bonds which will become due within the next succeeding three year period. Collection shall be resumed by the commissioner of revenue at the end of any calendar year upon notice from the metropolitan council that the balance in the debt service fund, including any reserve fund has fallen below an amount sufficient to pay the principal and interest on bonds which will become due within the next succeeding (TWO) year (PERIOD).

Sec. 5. Minnesota Statutes 1978, Section 473.591 is amended by adding a subdivision to read:

Subd. 4. [SUPPLEMENTAL TAX.] Effective July 1, 1979, a tax shall be imposed supplemental to the general sales tax imposed in chapter 297A in the amount of two percent on all retail on-sales of intoxicating liquor and fermented malt beverages when sold at licensed on-sale liquor establishments located only within the city or cities within which the sports facility or facilities is located and upon all gross receipts received from the furnishing of hotel, motel or room services within the city or cities within which the sports facility or facilities are located. In the event that the anticipated revenue from the operation of the sports facility or facilities plus any additional revenues of the commission is not sufficient to pay when due all debt service plus all operating and maintenance expense the tax shall be imposed at a level sufficient, in the metropolitan council's judgement, to produce revenues which, together with the anticipated revenue from the operation of the sports facility or facilities plus any additional available revenue of the commission will be sufficient to pay when due all debt service plus all operating and maintenance expenses. The tax shall be reported and paid to the commissioner of revenue with and as part of the state sales and use taxes, and shall be subject to the same penalties, interest, and enforcement provisions. The proceeds of the tax, less refunds and a proportionate share of the cost of collection, shall be remitted at least quarterly to the commission for use in operation, maintenance or improvement of, or payment of principal or interest on any bonds issued in connection with, a sports facility located only in

the city or cities within which the sports facility or facilities is located and for payment of principal and interest on any bonds upon which the council is obligated under section 473.564, subject to such covenants as are applicable and made pursuant to a bond resolution or trust indenture under section 473.581, subdivision 4.

The tax imposed by this subdivision shall not be levied after the final payment for bonds issued pursuant to section 473.581, subdivision 1, clause (a) or (b) has been made.

Sec. 6. Pursuant to article VI, section 2 of the Minnesota constitution the supreme court shall have original jurisdiction of any action brought or maintained in which an issue is presented as to the validity of a provision of sections 1 to 4 of this act, and may hear and determine the issue as provided in title V of the rules of civil appellate procedure, after notice given as provided in rule 144."

Renumber remaining sections accordingly

Page 9, lines 27 and 28, delete Section 3 of the bill

Page 9, after line 28 insert a section to read:

"Sec. 7. This act is effective the day following final enactment."

Amend the title:

Line 6, after "473.581;" delete the remainder of the line

Delete line 7 and insert "amending Minnesota Statutes 1978, Sections 473.571, Subdivision 6; 473.591, Subdivisions 2, 3, and by adding a subdivision."

A roll call was requested and properly seconded.

Pleasant moved to amend the Schreiber amendment to S. F. No. 20, as follows:

Page 2, line 32, after "location" insert "*which shall be within the metropolitan sports area*"

A roll call was requested and properly seconded.

The question was taken on the adoption of the Pleasant amendment to the Schreiber amendment and the roll was called. There were 63 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Aasness

Albrecht

Anderson, B.

Anderson, R.

Biersdorf

Blatz	Friedrich	Knickerbocker	Olsen	Sherwood
Carlson, D.	Fritz	Kvam	Osthoff	Svigum
Carlson, L.	Greenfield	Laidig	Peterson	Swanson
Clawson	Haukoos	Levi	Piepho	Valento
Dempsey	Heap	Ludeman	Pleasant	Vanasek
Den Ouden	Hokanson	Luknie	Prahl	Wenzel
Drew	Jennings	Mann	Reding	Wieser
Erickson	Johnson, C.	McEachern	Rees	Wigley
Esau	Johnson, D.	Mehrkens	Reif	Zubay
Ewald	Jude	Metzen	Rose	Speaker Searle
Fjoslien	Kaley	Nelsen, B.	Schreiber	
Forsythe	Kalis	Niehaus	Searles	

Those who voted in the negative were:

Adams	Crandall	Kelly	Norman	Sieben, M.
Ainley	Dean	Kempe	Norton	Simoneau
Anderson, D.	Eken	Kostohryz	Novak	Stadum
Anderson, G.	Elioff	Kroening	Nysether	Stoa
Anderson, I.	Ellingson	Lehto	Onnen	Stowell
Battaglia	Enebo	Long	Otis	Thiede
Begich	Evans	McCarron	Patton	Tomlinson
Berglin	Fudro	McDonald	Pavlak	Valan
Berkelman	Halberg	Minne	Pehler	Voss
Brinkman	Heinitz	Moe	Redalen	Waldorf
Byrne	Hoberg	Munger	Rice	Weaver
Casserly	Jacobs	Murphy	Rothenberg	Welch
Clark	Jaros	Nelsen, M.	Sarna	Welker
Corbid	Kahn	Nelson	Sieben, H.	

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

The question recurred on the adoption of the Schreiber, Patton, Pehler, Evans and Adams amendment and the roll was called. There were 64 yeas and 70 nays as follows:

Those voted in the affirmative were:

Adams	Eken	Knickerbocker	Olsen	Sieben, H.
Ainley	Ellingson	Laidig	Onnen	Sieben, M.
Anderson, G.	Enebo	Lehto	Otis	Simoneau
Battaglia	Evans	Levi	Patton	Stadum
Berglin	Forsythe	Long	Pehler	Stoa
Berkelman	Fudro	McCarron	Piepho	Valan
Carlson, L.	Halberg	McDonald	Redalen	Vanasek
Casserly	Heap	Mehrkens	Rees	Weaver
Clark	Hoberg	Munger	Rose	Welch
Corbid	Jaros	Nelsen, B.	Rothenberg	Welker
Crandall	Johnson, C.	Nelson	Sarna	Wenzel
Dean	Johnson, D.	Norman	Schreiber	Wieser
Dempsey	Kahn	Novak	Searles	

Those who voted in the negative were:

Aasness	Biersdorf	Drew	Friedrich	Jennings
Albrecht	Blatz	Elioff	Fritz	Jude
Anderson, B.	Brinkman	Erickson	Greenfield	Kaley
Anderson, D.	Byrne	Esau	Haukoos	Kalis
Anderson, I.	Carlson, D.	Ewald	Heinitz	Kelly
Anderson, R.	Clawson	Faricy	Hokanson	Kempe
Begich	Den Ouden	Fjoslien	Jacobs	Kostohryz

Kroening	Minne	Osthoff	Rice	Valento
Kvam	Moe	Pavlak	Sherwood	Voss
Ludeman	Murphy	Peterson	Stowell	Waldorf
Luknic	Nelsen, M.	Pleasant	Sviggum	Wigley
Mann	Niehaus	Prahl	Swanson	Wynia
McEachern	Norton	Reding	Thiede	Zubay
Metzen	Nysether	Reif	Tomlinson	Speaker Searle

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

S. F. No. 20, A bill for an act relating to metropolitan government; fixing the revenues of the metropolitan sports facilities commission; repealing the commission liquor tax authority; amending Minnesota Statutes 1978, Section 473.581; repealing Minnesota Statutes 1978, Section 473.591.

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 71 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Aasness	Friedrich	Kostohryz	Norton	Stowell
Albrecht	Fritz	Laidig	Novak	Sviggum
Anderson, R.	Greenfield	Lehto	Osthoff	Swanson
Biersdorf	Halberg	Levi	Pavlak	Tomlinson
Blatz	Haukoos	Long	Peterson	Valento
Brinkman	Heap	Ludeman	Piepho	Waldorf
Eyrne	Heinitz	Luknic	Pleasant	Wenzel
Carlson, D.	Hokanson	Mann	Prahl	Wigley
Den Ouden	Jennings	McDonald	Reding	Wynia
Drew	Jude	McEachern	Rees	Zubay
Esau	Kaley	Metzen	Reif	Speaker Searle
Ewald	Kalis	Moe	Rose	
Faricy	Kelly	Nelsen, B.	Sherwood	
Fjoslien	Kempe	Nelsen, M.	Sieben, H.	
Forsythe	Knickerbocker	Niehaus	Sieben, M.	

Those who voted in the negative were:

Adams	Clawson	Jacobs	Norman	Simoneau
Ainley	Corbid	Jaros	Nysether	Stadum
Anderson, B.	Crandall	Johnson, C.	Olsen	Stoa
Anderson, D.	Dean	Johnson, D.	Onnen	Thiede
Anderson, G.	Dempsey	Kahn	Otis	Valan
Anderson, I.	Eken	Kroening	Patton	Vanasek
Battaglia	Elioff	Kvam	Pehler	Voss
Beigich	Ellingson	McCarron	Redalen	Weaver
Berglin	Enebo	Mehrkens	Rice	Welch
Berkelman	Erickson	Minne	Rothenberg	Welker
Carlson, L.	Evans	Munger	Sarna	Wieser
Cassery	Fudro	Murphy	Schreiber	
Clark	Hoberg	Nelson	Searles	

The bill was passed and its title agreed to.

GENERAL ORDERS

Sieben, H., moved that the bills on General Orders for today be continued for one day. The motion prevailed.

MOTIONS AND RESOLUTIONS

Berglin moved that the names of Greenfield and Adams be added as authors on H. F. No. 16. The motion prevailed.

Svigum moved that the name of Biersdorf be added as an author on H. F. No. 771. The motion prevailed.

Rothenberg moved that the name of Olsen be added as an author on H. F. No. 1172. The motion prevailed.

Anderson, G., moved that the name of Anderson, B. be added as an author on H. F. No. 1009. The motion prevailed.

Reding moved that the name of Lehto be added as an author on H. F. No. 1092. The motion prevailed.

Anderson, G., moved that the name of Munger be added as an author on H. F. No. 1178. The motion prevailed.

Elioff moved that the name of Elioff be shown as second author and the name of Minne be shown as chief author on H. F. No. 386. The motion prevailed.

Corbid moved that the name of Kalis be added as an author on H. F. No. 1154. The motion prevailed.

Norman moved that H. F. No. 721 be returned to its author. The motion prevailed.

ADJOURNMENT

Sieben, H., moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, April 5, 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., Thursday, April 5, 1979.

EDWARD A. BURDICK, Chief Clerk, House of Representatives