

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1979

THIRTY-THIRD DAY

SAINT PAUL, MINNESOTA, MONDAY, APRIL 9, 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. Stowell 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. 253, 624, 711, 740, 823, 176, 261, 299, 384, 519, 659, 757, 819, 843, 944, 988, 479, 588, 768 and 198 and S. F. No. 606 have been placed in the members' files.

S. F. No. 52 and H. F. No. 742, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Dempsey moved that the rules be so far suspended that S. F. No. 52 be substituted for H. F. No. 742 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

April 5, 1979

The Honorable Rod Searle
Speaker of the House
State of Minnesota

Dear Speaker Searle:

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

H. F. No. 303, relating to validating and legalizing certain state assignment certificates.

Sincerely,

ALBERT H. QUIE
Governor

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

April 5, 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>
	303	19	April 5	April 5

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

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

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

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Chapter 65A, is amended by adding a section to read:

[65A.27] [DEFINITIONS.] *Subdivision 1. For purposes of sections 1 to 3 the following terms have the meanings given.*

Subd. 2. "Commissioner" means the commissioner of insurance.

Subd. 3. "Decline" or "declination" means an agent's refusal to accept an application for homeowner's insurance or an insurer's refusal to issue a policy of homeowner's insurance to a person who has submitted a written application.

Subd. 4. "Homeowner's insurance" means insurance coverage, as provided in section 60A.06, subdivision 1, clause (1)(c), normally written by the insurer as a standard homeowner's package policy or as a standard residential renter's package policy.

Subd. 5. "Insurer" means any insurer licensed to write insurance, as defined in section 60A.06, subdivision 1, clause (1), and writing homeowner's insurance in this state.

Subd. 6. "Metropolitan area" means the area defined in section 473.121, subdivision 2.

Subd. 7. "Nonpayment of premium" means a failure of the named insured to pay the premium when due on a policy of homeowner's insurance or any installment of the premium, whether the premium is payable directly to the insurer or its agent or indirectly under a premium finance plan or an extension of credit.

Subd. 8. "Renewal" or "renew" means an insurer's issuance and delivery to the insured of a new insurance policy at the end of the policy period of an existing policy written by the insurer or an insurer's issuance and delivery of a certificate or notice extending the term of a policy beyond its policy period or term.

Sec. 2. Minnesota Statutes 1978, Chapter 65A, is amended by adding a section to read:

[65A.28] [DISCLOSURE AND FILING REQUIREMENTS.] *Subdivision 1. Each insurer writing homeowner's insurance for property located in the metropolitan area or a statutory or home rule charter city of the first class shall compile and file annually with the commissioner on or before May 1 a report for the preceding calendar year. This report shall contain the following information reported by postal zip code areas for each zip code area located in a city of the first class which contains property for which the insurer wrote, declined to write, or cancelled homeowner's insurance:*

- (a) the number of policies written;*
- (b) the number of policies cancelled;*
- (c) the number of policies nonrenewed; and*

(d) the number of applications for homeowner's insurance declined.

If the commissioner determines that additional information is necessary to effectuate the purposes of this act, he may require, by rule:

(i) that the required information be reported for additional areas of the state, or

(ii) that additional types of information, including premium and claims data, be reported for some or all of the areas subject to the reporting requirements.

If the commissioner has reason to believe that an insurance company or insurance agent has violated section 72A.20, subdivision 1, clauses (13) or (14), the commissioner may issue an order requiring the company or agent to compile and submit within a reasonable time information on its homeowner's insurance marketing, underwriting, or rating practices for a specific geographic area or areas. This information may be in addition to the types and categories of information required to be reported by this section or rules promulgated under subdivision 4.

Subd. 2. The commissioner shall make the reports filed pursuant to subdivision 1 available for public inspection.

Subd. 3. Any insurer required to report under this section which fails to file a report, containing the data and within the time prescribed by this section or rules promulgated under subdivision 4, shall be subject to a penalty of \$10 for each day in default. Any penalty imposed under this section may be recovered in a civil action brought by and in the name of the state.

Subd. 4. The commissioner may prescribe rules necessary to carry out the purposes of this section. The rules may provide for classifications, differentiations, adjustments or exceptions, as in the judgment of the commissioner, are necessary and proper to effectuate the purposes of, prevent circumvention or evasion of, or to facilitate compliance with this section.

Sec. 3. Minnesota Statutes 1978, Chapter 65A, is amended by adding a section to read:

[65A.29] [CANCELLATION; NONRENEWAL; REFUSAL TO WRITE.] Subdivision 1. [CANCELLATION.] No insurer may cancel a policy of homeowner's insurance except for the reasons specified in section 65A.01.

Subd. 2. [RENEWAL; NOTICE REQUIREMENT.] No insurer may refuse to renew a policy of homeowner's insurance unless it delivers or mails to the named insured, at the most recent address furnished by the insured, at least 30 days advance

notice of its intention not to renew. This notice shall state the specific underwriting or other reason for nonrenewal. This subdivision shall not apply to a refusal to renew for nonpayment of the premium.

Subd. 3. [REFUSAL TO WRITE.] Upon completion in writing of the insurer's application form for homeowner's insurance, any person having an insurable interest in real or tangible property at a fixed location shall be entitled upon written request either (a) to the insurer's offer of coverage, including type, amount and premium cost of coverage, or (b) to a written declination, stating specifically the underwriting or other reason for the refusal to write. For purposes of this subdivision, "insurer" means only an insurer writing or offering to write homeowner's insurance for property in the same statutory or home rule charter city or town in which the applicant's property is located.

Subd. 4. [FORM REQUIREMENTS.] Any notice or statement required by subdivisions 1 to 3 shall be written in language which is easily readable and understandable by a person of average intelligence and understanding. The statement of reason shall be sufficiently specific to convey, clearly and without further inquiry, the basis for the insurer's refusal to renew or to write the insurance coverage.

Subd. 5. Notwithstanding sections 65A.01 and 65A.07, any policy of homeowner's insurance issued after January 1, 1980 shall contain nonrenewal provisions consistent with this section.

Subd. 6. [IMMUNITY OF INSURER OR COMMISSIONER.] There shall be no liability on the part of and no cause of action of any nature shall arise against the commissioner or against any insurer, its authorized representative, its agents, its employees or any firm, person or corporation furnishing to the insured information as to reasons for declination, nonrenewal, or cancellation, for any statement made by them in any written notice of declination, nonrenewal or cancellation, for the providing of information relating thereto, or for statements made or evidence submitted at any hearings or investigations conducted in connection therewith. This subdivision shall not apply to any action or proceeding arising under section 4 of this act.

Sec. 4. Minnesota Statutes 1978, Section 72A.20, Subdivision 1, is amended to read:

72A.20 [METHODS, ACTS AND PRACTICES WHICH ARE DEFINED AS UNFAIR OR DECEPTIVE.] Subdivision 1. [SCHEDULE OF UNFAIR METHODS.] The following are hereby defined as unfair methods of competition and unfair and deceptive acts or practices in the business of insurance:

(1) [MISREPRESENTATIONS AND FALSE ADVERTISING OF POLICY CONTRACTS.] Making, issuing, circulating, or causing to be made, issued, or circulated, any estimate, illustration, circular, or statement misrepresenting the terms of any policy issued or to be issued or the benefits or advantages promised thereby or the dividends or share of the surplus to be received thereon, or making any false or misleading statement as to the dividends or share of surplus previously paid on similar policies, or making any misleading representation or any misrepresentation as to the financial condition of any insurer, or as to the legal reserve system upon which any life insurer operates, or using any name or title of any policy or class of policies misrepresenting the true nature thereof, or making any misrepresentation to any policyholder insured in any company for the purpose of inducing or tending to induce such policyholder to lapse, forfeit, or surrender his insurance;

(2) [FALSE INFORMATION AND ADVERTISING GENERALLY.] Making, publishing, disseminating, circulating, or placing before the public, or causing, directly or indirectly, to be made, published, disseminated, circulated, or placed before the public, in a newspaper, magazine, or other publication, or in the form of a notice, circular, pamphlet, letter, or poster, or over any radio station, or in any other way, an advertisement, announcement, or statement, containing any assertion, representation, or statement with respect to the business of insurance, or with respect to any person in the conduct of his insurance business, which is untrue, deceptive, or misleading;

(3) [DEFAMATION.] Making, publishing, disseminating, or circulating, directly or indirectly, or aiding, abetting, or encouraging the making, publishing, disseminating, or circulating of any oral or written statement or any pamphlet, circular, article, or literature which is false, or maliciously critical of or derogatory to the financial condition of an insurer, and which is calculated to injure any person engaged in the business of insurance;

(4) [BOYCOTT, COERCION AND INTIMIDATION.] Entering into any agreement to commit, or by any concerted action committing, any act of boycott, coercion, or intimidation, resulting in or tending to result in unreasonable restraint of, or monopoly in, the business of insurance;

(5) [FALSE FINANCIAL STATEMENTS.] Filing with any supervisory or other public official, or making, publishing, disseminating, circulating, or delivering to any person, or placing before the public, or causing, directly or indirectly, to be made, published, disseminated, circulated, delivered to any person, or placed before the public, any false statement of financial condition of an insurer with intent to deceive;

(6) [FALSE ENTRIES.] Making any false entry in any book, report, or statement of any insurer with intent to deceive any agent or examiner lawfully appointed to examine into its condition or into any of its affairs, or any public official to whom such insurer is required by law to report, or who has authority by law to examine into its condition or into any of its affairs, or, with like intent, wilfully omitting to make a true entry of any material fact pertaining to the business of such insurer in any book, report, or statement of such insurer;

(7) [STOCK OPERATIONS AND ADVISORY BOARD CONTRACTS.] Issuing or delivering, or permitting agents, officers, or employees to issue or deliver, agency company stock or other capital stock, or benefit certificates or shares in any common-law corporation, or securities or any special or advisory board contracts or other contracts of any kind promising returns and profits as an inducement to insurance;

(8) [DISCRIMINATION.] Making or permitting any unfair discrimination between individuals of the same class and equal expectation of life in the rates charged for any contract of life insurance or of annuity or in the dividends or other benefits payable thereon, or in any other of the terms and conditions of such contract or in making or permitting the rejection of an individual's application for life insurance coverage, as well as the determination of the rate class for such individual, on the basis of a disability, unless the claims experience and actuarial projections and other data establish significant and substantial differences in class rates because of the disability;

(9) [DISCRIMINATION BETWEEN INDIVIDUALS OF THE SAME CLASS.] Making or permitting any unfair discrimination between individuals of the same class and of essentially the same hazard in the amount of premium, policy fees, or rates charged for any policy or contract of accident or health insurance or in the benefits payable thereunder, or in any of the terms or conditions of such contract, or in any other manner whatever, or in making or permitting the rejection of an individual's application for accident or health insurance coverage, as well as the determination of the rate class for such individual, on the basis of a disability, unless the claims experience and actuarial projections and other data establish significant and substantial differences in class rates because of the disability;

(10) [REBATES.] Except as otherwise expressly provided by law, knowingly permitting or offering to make or making any contract of life insurance, annuity, or accident and health insurance, or agreement as to such contract, other than as plainly expressed in the contract issued thereon, or paying or allowing or giving, or offering to pay, allow, or give, directly or indirectly, as inducement to such insurance or annuity, any rebate of premiums payable on the contract, or any special favor or advantage in the dividends or other benefits thereon, or any valuable con-

sideration or inducement whatever not specified in the contract; or giving or selling or purchasing, or offering to give, sell, or purchase, as inducement to such insurance or annuity, or in connection therewith, any stocks, bonds, or other securities of any insurance company or other corporation, association, or partnership, or any dividends or profits accrued thereon, or anything of value whatsoever not specified in the contract;

(11) [APPLICATION TO CERTAIN SECTIONS.] Any violation of any provision of the following sections of this chapter not set forth in clauses (1) to (10) of this subdivision: section 72A.12, subdivisions 2, 3, and 4, section 72A.16, subdivision 2, sections 72A.03 and 72A.04, section 72A.08, subdivision 1 as modified by section 72A.08, subdivision 4, and section 65B.13;

(12) [UNFAIR SERVICE.] Causing or permitting with such frequency to indicate a general business practice the claims and complaints of insureds to be processed in an unreasonable length of time, or in an unfair, deceptive, or fraudulent manner, or in violation of such regulations as the commissioner of insurance shall make in the public interest to insure the prompt, fair, and honest processing of such claims and complaints;

(13) [REFUSAL TO RENEW.] *Refusing to renew, declining to offer or write, or charging differential rates for an equivalent amount of homeowner's insurance coverage, as defined by section 1 of this act, for property located in a town or statutory or home rule charter city, in which the insurer offers to sell or writes homeowner's insurance, solely because:*

- (a) *of the geographic area in which the property is located;*
- (b) *of the age of the primary structure sought to be insured;*
- (c) *the insured or prospective insured was denied coverage of the property by another insurer, whether by cancellation, non-renewal or declination to offer coverage, for a reason other than those specified in section 65A.01, subdivision 3a, clauses (a) to (e); or*
- (d) *the property of the insured or prospective insured has been insured under the Minnesota Fair Plan Act;*

This clause (13) shall not prohibit the insurer from applying underwriting or rating standards which the insurer applies generally in all other locations in the state and which are not specifically prohibited by clauses (a) to (d). Such underwriting or rating standards shall specifically include but not be limited to standards based upon the proximity of the insured property to an extraordinary hazard or based upon the quality or availability of fire protection services or based upon the density or concentration of the insurer's risks. Clause (b) shall not prohibit the use of rating standards based upon the age of the insured structure's

plumbing, electrical, heating or cooling system or other part of the structure, the age of which affects the risk of loss. Any insurer's failure to comply with section 3, subdivisions 2 to 4 of this act, either (1) by failing to give an insured or applicant the required notice or statement or (2) by failing to state specifically a bona fide underwriting or other reason for the refusal to write shall create a presumption that the insurer has violated this clause.

(14) [APPLICATION FORM REFUSAL.] *An insurance agent refusing to supply a requested application form for homeowner's insurance with any insurer whom the agent represents or refusing to transmit forthwith any completed application form to the insurer."*

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. 294, A bill for an act relating to private passenger vehicle insurance; prohibiting certain premium increases attributable to relatives living in the same household; amending Minnesota Statutes 1978, Chapter 65B, by adding a section.

Reported the same back with the following amendments:

Page 1, line 14, delete "for" and insert "or decline to renew"

Page 1, line 15, delete "relative" and insert "person under the age of 25"

Page 1, line 17, delete "relative" and insert "person under the age of 25"

With the recommendation that when so amended the bill pass.

The report was adopted.

Pavlak from the Committee on Criminal Justice to which was referred:

H. F. No. 317, A bill for an act relating to highway traffic regulations; passing a stopped school bus displaying stop arm signals; providing civil remedies; prescribing penalties; amending Minnesota Statutes 1978, Section 169.44, by adding a subdivision.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 169.44, is amended by adding a subdivision to read:

Subd. 1a. [ARREST OF DRIVER PASSING STOPPED SCHOOL BUS; LIABILITY OF VEHICLE OWNER.] (a) A peace officer may arrest the driver of a vehicle if the peace officer has probable cause to believe that the driver has used the vehicle in violation of subdivision 1 and has reason to believe the vehicle is about to leave the state.

(b) A person registered as an owner of a motor vehicle may be fined, not to exceed \$500, if a motor vehicle bearing his registration number is operated contrary to the provisions of subdivision 1. The registered owner may not be so fined if (1) the motor vehicle was reported stolen to the commissioner or a law enforcement agency at the time of the alleged unlawful act or if (2) the registered owner demonstrates that the motor vehicle either was stolen or was not in use at the time of the alleged unlawful act or if (3) a conviction is had for the violation set forth in subdivision 1. The provisions of this subdivision do not apply to any person who rents or leases a motor vehicle if such person keeps a record of the name and address of the person or persons renting or leasing such motor vehicle, the registration number thereof, the departure date and time and expected time of return thereof. Such records shall be preserved for at least six months and shall be prima facie evidence that the person named therein was the operator thereof at the time it was operated contrary to the provisions of subdivision 1. The provisions of this subdivision do not prohibit or limit the prosecution of a motor vehicle operator for violating the provisions of subdivision 1."

Further, amend the title as follows:

Page 1, line 4, delete "civil"

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. 423, A bill for an act relating to holidays; establishing January 15, Martin Luther King, Jr.'s birthday, as a holiday; amending Minnesota Statutes 1978, Section 645.44, Subdivision 5.

Reported the same back with the following amendments:

Page 1, after line 7, insert

"Section 1. Minnesota Statutes 1978, Section 126.13, is amended to read:

126.13 [CONDUCT OF SCHOOL ON CERTAIN HOLIDAYS.] The governing body of any district may contract with any of the teachers thereof for the conduct of schools, and may conduct schools, on either, or any, of the following holidays, provided that a clause to this effect is inserted in the teacher's contract: *Martin Luther King Jr.'s birthday*, Lincoln's and Washington's birthdays, Columbus Day and Veterans' Day, provided that on Washington's birthday, Lincoln's birthday, and Veterans' Day at least one hour of the school program be devoted to a patriotic observance of the day."

Renumber the sections accordingly

Page 2, after line 9, insert "Sec. 3. *This act shall be effective on January 1, 1982.*"

Amend the title as follows:

Page 1, line 4, delete "Section" and insert "Sections 126.13; and"

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

The report was adopted.

Faricy from the Committee on Judiciary to which was referred:

H. F. No. 458, A bill for an act relating to actions involving negligence; providing that contributory fault be measured against the total fault of persons from whom recovery is sought; amending Minnesota Statutes 1978, Section 604.01, Subdivision 1.

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

The report was adopted.

Faricy from the Committee on Judiciary to which was referred:

H. F. No. 503, A bill for an act relating to courts; sixth judicial district; providing that terms of court no longer shall be held in Ely; authorizing terms of court to be held at places other than Duluth, Hibbing or Virginia; amending Minnesota Statutes 1978, Sections 484.48; 484.50; and Chapter 484, by adding a section.

Reported the same back with the following amendments:

Page 2, line 2, strike "the first term of"

Page 2, line 3, strike "court to be held at"

Page 2, line 3, strike "at which a"

Page 2, line 4, strike "grand jury is in session"

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

The report was adopted.

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

H. F. No. 564, A bill for an act relating to financial institutions; providing a new interest index for conventional home loans; regulating mortgage insurance; regulating various interest rates; granting enforcement powers to the attorney general; permitting a usury exception to certain loans; extending the contract for deed redemption period; providing penalties; amending Minnesota Statutes 1978, Sections 47.20, Subdivisions 2, 4, 13, and by adding a subdivision; 82.19, by adding a subdivision; 334.01, Subdivision 2; 334.011, Subdivision 1; 559.21; and Chapter 334, by adding sections.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 47.20, Subdivision 2, is amended to read:

Subd. 2. For the purposes of this section the terms defined in this subdivision have the meanings given them:

(1) "Actual closing costs" mean reasonable charges for or sums paid for the following, whether or not retained by the mortgagee or lender:

(a) Any insurance premiums including but not limited to premiums for title insurance, fire and extended coverage insurance, flood insurance, and private mortgage insurance, but excluding any charges or sums retained by the mortgagee or lender as self-insured retention.

(b) Abstracting, title examination and search, and examination of public records.

(c) The preparation and recording of any or all documents required by law or custom for closing a conventional loan.

(d) Appraisal and survey of real property securing a conventional loan.

(e) A single service charge, which shall include any consideration, not otherwise specified herein as an "actual closing cost" paid by the borrower and received and retained by the lender for or related to the acquisition, making, refinancing or modification of a conventional loan, and shall also include any consideration received by the lender for making a *borrower's interest rate commitment or for making a borrower's loan commitment* (FOR A CONVENTIONAL LOAN), whether or not an actual loan follows such commitment. The term service charge shall not include (DEVELOPER'S) *forward* commitment fees. The service charge shall not exceed one percent of the original bona fide principal amount of the conventional loan, except that in the case of a construction loan, the service charge shall not exceed two percent of the original bona fide principal amount of the loan. That portion of the service charge imposed because the loan is a construction loan shall be itemized and a copy of the itemization furnished the borrower. A lender shall not collect from a borrower the additional one percent service charge permitted for a construction loan if it does not perform the service for which the charge is imposed or if third parties perform and charge the borrower for the service for which the lender has imposed the charge.

(f) Charges and fees necessary for or related to the transfer of real property securing a conventional loan or the closing of a conventional loan paid by the borrower and received by any party other than the lender.

(2) "Conventional loan" means a loan or advance of credit, other than a loan or advance of credit made by a credit union or made pursuant to section 334.011, to a noncorporate borrower in an original principal amount of less than \$100,000, secured by a mortgage upon real property containing one or more residential units or upon which at the time the loan is made it is intended that one or more residential units are to be constructed, and which is not insured or guaranteed by the secretary of housing and urban development, by the administrator of veterans affairs, or by the administrator of the farmers home administration. The term mortgage shall not include contracts for deed or installment land contracts.

(3) "(DEVELOPER'S) *Forward* commitment fee" means a fee or other consideration paid to a lender. (BY A PERSON IN

THE BUSINESS OF BUILDING OR ARRANGING FOR BUILDING RESIDENTIAL UNITS) for the purpose of securing a *binding forward commitment* by or through the lender to make conventional loans to two or more credit worthy purchasers, including future purchasers, of residential units, or a fee or other consideration paid to a lender for the purpose of securing a *binding forward commitment* by or through the lender to make conventional loans to two or more credit worthy purchasers, including future purchasers, of apartments as defined in section 515.02 to be created out of existing structures pursuant to the Minnesota condominium act, (BY A PERSON CREATING THE APARTMENTS) provided that the forward commitment rate of interest does not exceed the maximum lawful rate of interest effective as of the date the forward commitment is issued by the lender.

(4) "*Borrower's interest rate commitment*" means a binding commitment made by a lender to a borrower wherein the lender agrees that, if a conventional loan is made following issuance of and pursuant to the commitment, the conventional loan shall be made at a rate of interest not in excess of the rate of interest agreed to in the commitment, provided that the rate of interest agreed to in the commitment is not in excess of the maximum lawful rate of interest effective as of the date the commitment is issued by the lender to the borrower.

(5) "*Borrower's loan commitment*" means a binding commitment made by a lender to a borrower wherein the lender agrees to make a conventional loan pursuant to the provisions, including the interest rate, of the commitment, provided that the commitment rate of interest does not exceed the maximum lawful rate of interest effective as of the date the commitment is issued and the commitment when issued and agreed to shall constitute a legally binding obligation on the part of the mortgagee or lender to make a conventional loan within a specified time period in the future at a rate of interest not exceeding the maximum lawful rate of interest effective as of the date the commitment is issued by the lender to the borrower; provided that a lender who issues a borrower's loan commitment pursuant to the provisions of a forward commitment is authorized to issue such borrower's loan commitment at a rate of interest not to exceed the maximum lawful rate of interest effective as of the date the forward commitment is issued by the lender.

((4)) (6) "*Finance charge*" means the total cost of a conventional loan including extensions or grant of credit regardless of the characterization of the same and includes interest, finders fees, and other charges levied by a lender directly or indirectly against the person obtaining the conventional loan or against a seller of real property securing a conventional loan, or any other party to the transaction except any actual closing costs and any (DEVELOPER'S) forward commitment fee. The finance charges plus the actual closing costs and any (DEVELOPER'S) forward commitment fee, charged by a lender shall in-

clude all charges made by a lender other than the principal of the conventional loan.

((5)) (7) "Lender" means any person making a conventional loan, or any person arranging financing for a conventional loan. The term shall also include the holder or assignee at any time of a conventional loan.

((6)) (8) "Loan yield" means the annual rate of return obtained by a lender over the term of a conventional loan and shall be computed as the annual percentage rate as computed in accordance with sections 226.5 (b), (c) and (d) of Regulation Z, 12 C.F.R. section 226, but using the definition of finance charge provided for in this subdivision. (THE FINANCE CHARGE SHALL BE AMORTIZED OVER THE CONTRACT TERM OF THE CONVENTIONAL LOAN.)

((7)) (9) "Monthly index of long term United States government bond yields" means the monthly unweighted average of the daily unweighted average of the closing bid yield quotations in the over the counter market for all outstanding United States treasury bond issues, based on available statistics, which are either maturing or callable in ten years or more. This index is expressed in terms of percentage interest per annum.

(9a) *"Monthly index of the federal national mortgage association auction yields" means the gross weighted average yield of accepted offers in the second free market system conventional home mortgage auction held by the federal national mortgage association in a month.*

((8)) (10) "Person" means an individual, corporation, business trust, partnership or association or any other legal entity.

((9)) (11) "Residential unit" means any structure used principally for residential purposes or any portion thereof, and shall include a unit in a townhouse or planned unit development, a condominium apartment, a non-owner occupied residence, and any other type of residence regardless of whether such unit is used as a principal residence, secondary residence, vacation residence or residence of some other denomination.

Sec. 2. Minnesota Statutes 1978, Section 47.20, Subdivision 3, is amended to read:

Subd. 3. Notwithstanding the provisions of section 334.01, lenders are authorized to make conventional loans and purchases of obligations representing conventional loans pursuant to such rules as the commissioner of banks finds to be necessary and proper, if any, at an interest rate not in excess of the maximum lawful interest rate prescribed in subdivision 4 or 4a.

Sec. 3. Minnesota Statutes 1978, Section 47.20, Subdivision 4, is amended to read:

Subd. 4. No conventional loan shall be made at a rate of interest or loan yield in excess of a maximum lawful interest rate which shall be based upon the monthly index of long term United States government bond yields as compiled by the United States treasury department and published by the department in the monthly treasury bulletin. The maximum lawful interest rate shall be computed as follows:

(1) The maximum lawful rate of interest for a conventional loan made or contracted for during any calendar month shall be equal to the monthly index of long term United States government bond yields for the second preceding calendar month plus an additional two percent per annum rounded off to the nearest quarter of one percent per annum or rounded off to the highest quarter of one percent per annum if equidistant.

(2) On or before the 20th day of each month the commissioner of banking shall determine, based on available statistics, the monthly index of long term United States government bond yields for the preceding calendar month and shall determine the maximum lawful rate of interest for conventional loans for the next succeeding month, as defined in clause (1) and shall cause the maximum lawful rate of interest to be published in a legal newspaper in Ramsey county on or before the 20th day of each month and in the state register on or before the last day of each month; the maximum lawful rate of interest to be effective on the first day of the next succeeding month.

(3) A contract rate within the maximum lawful interest rate applicable to a conventional loan at the time the loan is made shall be the maximum lawful interest rate for the term of the conventional loan.

(4) Conventional loans made pursuant to a *borrower's interest rate commitment (FOR A CONVENTIONAL LOAN), (INCLUDING) or made pursuant to a borrower's loan commitment, or made pursuant to a commitment for conventional loans made upon payment of a (DEVELOPER'S) forward commitment fee including a borrower's loan commitment issued pursuant to a forward commitment, which commitment provides for consummation within some future time following the issuance of the commitment may be consummated pursuant to the provisions, including the interest rate, of the commitment notwithstanding the fact that the maximum lawful rate of interest at the time (SUCH) the conventional loan is actually made is less than the commitment rate of interest, provided the commitment rate of interest does not exceed the maximum lawful interest rate in effect on the date the commitment was issued (AND PROVIDED THAT THE COMMITMENT WHEN ISSUED AND AGREED TO SHALL CONSTITUTE A LEGALLY*

BINDING OBLIGATION ON THE PART OF THE MORTGAGEE OR LENDER TO MAKE A CONVENTIONAL LOAN WITHIN A SPECIFIED TIME PERIOD IN THE FUTURE AT A RATE OF INTEREST NOT EXCEEDING THE MAXIMUM LAWFUL RATE OF INTEREST EFFECTIVE AS OF THE DATE THE COMMITMENT WAS ISSUED). The refinancing of (a) an existing conventional loan, (b) a loan insured or guaranteed by the secretary of housing and urban development, the administrator of veterans affairs, or the administrator of the farmers home administration, or (c) a contract for deed by making a conventional loan shall be deemed to be a new conventional loan for purposes of determining the maximum lawful rate of interest under this subdivision. A *borrower's interest rate commitment or a borrower's loan commitment* shall be deemed to be issued on the date the commitment is hand delivered by the lender to (THE BORROWER), or mailed to the borrower (OR TO ANY ONE OF THEM IF THERE SHOULD BE MORE THAN ONE). A *forward commitment* shall be deemed to be issued on the date the forward commitment is hand delivered by the lender to, or mailed to the person paying the forward commitment fee to the lender, or to any one of them if there should be more than one.

(5) A loan made pursuant to a *borrower's interest rate commitment, or made pursuant to a borrower's loan commitment, (INCLUDING) or made pursuant to a forward commitment* for conventional loans made upon payment of a (DEVELOPER'S) *forward commitment fee including a borrower's loan commitment issued pursuant to a forward commitment, (ISSUED ON OR BEFORE JULY 31, 1979)* at a rate of interest not in excess of the rate of interest authorized by this subdivision at the time the (CONTRACT OR) commitment (FOR THE LOAN) was made shall continue to be enforceable in accordance with its terms until the indebtedness is fully satisfied.

((6) THIS SUBDIVISION EXPIRES JULY 31, 1979.)

Sec. 4. Minnesota Statutes 1978, Section 47.20, is amended by adding a subdivision to read:

Subd. 4a. No conventional loan shall be made at a rate of interest or loan yield in excess of a maximum lawful interest rate which shall be based upon the monthly index of the federal national mortgage association auction yields as compiled by the federal national mortgage association. The maximum lawful interest rate shall be computed as follows:

(1) *The maximum lawful rate of interest for a conventional loan made or contracted for during any calendar month shall be equal to the monthly index of the federal national mortgage association auction yields for the first preceding calendar month rounded off to the next highest quarter of one percent per annum.*

(2) On or before the last day of each month the commissioner of banking shall determine, based on available statistics, the monthly index of the federal national mortgage association auction yields for that calendar month and shall determine the maximum lawful rate of interest for conventional loans for the next succeeding month, as defined in clause (1) and shall cause the maximum lawful rate of interest to be published in a legal newspaper in Ramsey County on or before the first day of each month or as soon thereafter, as practicable and in the state register on or before the last day of each month; the maximum lawful rate of interest to be effective on the first day of that month. If a federal national mortgage association free market system conventional home mortgage auction is not held in any month, the maximum lawful rate of interest determined by the commissioner of banks pursuant to the last auction shall be the maximum lawful rate of interest through the last day of the month in which the next auction is held.

(3) A contract rate within the maximum lawful interest rate applicable to a conventional loan at the time the loan is made shall be the maximum lawful interest rate for the term of the conventional loan.

(4) Conventional loans made pursuant to a borrower's interest rate commitment or made pursuant to a borrower's loan commitment, or made pursuant to a commitment for conventional loans made upon payment of a forward commitment fee including a borrower's loan commitment issued pursuant to a forward commitment, which commitment provides for consummation within some future time following the issuance of the commitment may be consummated pursuant to the provisions, including the interest rate, of the commitment notwithstanding the fact that the maximum lawful rate of interest at the time the conventional loan is actually made is less than the commitment rate of interest, provided the commitment rate of interest does not exceed the maximum lawful interest rate in effect on the date the commitment was issued. The refinancing of (a) an existing conventional loan, (b) a loan insured or guaranteed by the secretary of housing and urban development, the administrator of veterans affairs, or the administrator of the farmers home administration, or (c) a contract for deed by making a conventional loan shall be deemed to be a new conventional loan for purposes of determining the maximum lawful rate of interest under this subdivision. A borrower's interest rate commitment or a borrower's loan commitment shall be deemed to be issued on the date the commitment is hand delivered by the lender to, or mailed to the borrower. A forward commitment shall be deemed to be issued on the date the forward commitment is hand delivered by the lender to, or mailed to the person paying the forward commitment fee to the lender, or to any one of them if there should be more than one.

(5) A loan made pursuant to a borrower's interest rate commitment, or made pursuant to a borrower's loan commitment,

or made pursuant to a forward commitment for conventional loans made upon payment of a forward commitment fee including a borrower's loan commitment issued pursuant to a forward commitment, at a rate of interest not in excess of the rate of interest authorized by this subdivision at the time the commitment was made shall continue to be enforceable in accordance with its terms until the indebtedness is fully satisfied.

(6) This subdivision supersedes subdivision 4 from the effective date of this act until November 30, 1982.

(7) This subdivision expires November 30, 1982.

Sec. 5. Minnesota Statutes 1978, Section 47.20, Subdivision 6, is amended to read:

Subd. 6. *If the purpose of a conventional loan is to enable a borrower to purchase a one to four family dwelling for his or her residence, no lender shall disapprove the sale or transfer of the real estate where the existing borrower continues after sale or transfer to be directly liable with the purchaser for repayment of the entire indebtedness. The lender may establish, as the only condition for denying release of the existing borrower from all obligations under the loan instruments, that the person to whom the real estate will be sold or transferred does not meet the standards of creditworthiness normally used by persons in the business of making conventional loans including but not limited to the ability of the purchaser to make the loan payments and satisfactorily maintain the real estate used as collateral. No conventional loan (OR LOAN AUTHORIZED IN SUBDIVISION 1) made on or after the effective date of (LAWS 1977, CHAPTER 350) this act shall contain a provision requiring or permitting the imposition of a fee or penalty in excess of one-tenth of one percent of the remaining unpaid principal balance in the event the loan or advance of credit (AND THE OBLIGATION INCURRED THEREBY) is assumed by another person and the existing borrower continues after sale or transfer to be directly liable with the purchaser for repayment of the entire assumed indebtedness, provided that a lender is authorized to charge a fee not to exceed one percent of the remaining unpaid principal balance in the event the remaining indebtedness is assumed by another person and the existing borrower is released from all obligations under the loan instruments.*

Sec. 6. Minnesota Statutes 1978, Section 47.20, Subdivision 7, is amended to read:

Subd. 7. (1) No conventional loan made on or after the effective date of Laws 1977, Chapter 350 and prior to the effective date of this act shall contain a provision requiring or permitting the imposition, directly or indirectly, of any discount points, whether or not actually denominated as discount points, on any person. Conventional loans made on or after the effective date

of this act may contain provisions permitting discount points, if the loan does not provide a loan yield in excess of that permitted by subdivision 4 or 4a. The loan yield is computed using the amount resulting when the discount points are included in the finance charge.

(2) *Forward commitment fees are not discount points (SHALL BE DEEMED NOT TO INCLUDE A DEVELOPER'S COMMITMENT FEE) within the meaning of this subdivision.*

(3) No charges, fees, or sums permitted by this section which are paid to and received by a lender may be increased for purposes of evading compliance with this subdivision.

((4) THIS SUBDIVISION SHALL NOT APPLY TO CONVENTIONAL LOANS SECURED BY MORTGAGES COMMITTED FOR PURCHASE, PURCHASED, OR SOLD BY THE GOVERNMENT NATIONAL MORTGAGE ASSOCIATION PURSUANT TO SECTION 115 OF THE HOUSING AND URBAN DEVELOPMENT ACT OF 1969, PUBLIC LAW 91-152, IF THE CHARGE FOR ANY DISCOUNT POINTS WHEN ADDED TO THE FINANCE CHARGE DOES NOT RESULT IN A LOAN YIELD IN EXCESS OF THAT PERMITTED BY SUBDIVISION 4. THE LOAN YIELD SHALL BE COMPUTED USING THE SUM RESULTING WHEN THE DISCOUNT POINTS ARE SO ADDED TO THE FINANCE CHARGE.)

Sec. 7. Minnesota Statutes 1978, Section 47.20, Subdivision 13, is amended to read:

Subd. 13. Any conventional loan having an interest rate or loan yield in excess of the maximum lawful interest rate provided for in subdivision 4 or 4a shall be usurious and subject to the same penalties as a loan made in violation of section 334.01. Any lender intentionally violating any other provision of this section shall be fined not more than \$100 for each offense.

Sec. 8. Minnesota Statutes 1978, Section 47.20, is amended by adding a subdivision to read:

Subd. 14. (a) *A lender requiring or offering private mortgage insurance shall make available to the borrower or other person paying the insurance premium the same premium payment plans as are available to the lender in paying the private mortgage insurance premium.*

(b) *Any refund or rebate for unearned private mortgage insurance premiums shall be paid to the borrower or other person actually providing the funds for payment of the premium.*

Sec. 9. *This act is effective the day following final enactment."*

Further delete the title in its entirety and insert:

"A bill for an act relating to financial institutions; providing a new interest index for conventional home loans; regulating private mortgage insurance; regulating various interest rates; amending Minnesota Statutes 1978, Sections 47.20, Subdivisions 2, 3, 4, 6, 7, and 13, and by adding subdivisions."

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. 594, A bill for an act relating to human rights; requiring the commissioner of human rights to follow certain procedures in an investigation of allegations of unfair discriminatory practices; amending Minnesota Statutes 1978, Section 363.06, Subdivision 4.

Reported the same back with the following amendments:

Page 2, line 1, strike "such" and insert "*the*"

Page 2, line 3, strike "such" and insert "*the*"

Page 2, line 4, strike "this"

Page 2, line 7, strike "any"

Page 2, line 14, strike "thereafter"

Page 2, line 24, delete "*registered*"

Page 2, line 25, delete "*or certified*" and insert "*first class*"

Page 2, lines 25 to 27, delete everything after the comma

Page 2, line 28, delete "*of law allegedly violated*" and insert "*a notice setting forth a short plain statement of the alleged facts which support the finding of probable cause and an enumeration of the provisions of law allegedly violated*"

Page 2, line 28, delete "*Thereafter,*"

Page 2, line 31, after "*been*" insert "*or would be*"

Page 3, line 8, strike "At any time"

Page 3, line 17, strike "any" and insert "*an*"

Page 3, line 18, strike "any" and insert "an"

Page 3, line 20, strike "such"

Page 3, line 20, after "or" insert "a"

Page 3, line 21, strike "such"

Page 3, line 27, strike "such" and insert "an"

Page 3, line 28, strike "such" and insert "the"

Page 3, line 29, strike "such"

Page 3, line 33, strike "any" and insert "a"

Page 4, line 2, strike "such" and insert "a"

Page 4, line 3, strike "such" and insert "the"

Page 4, line 4, strike "any" and insert "a"

Page 4, line 4, after "respect" insert "*to the practice*"

Page 4, line 5, strike "thereto"

Page 4, line 5, strike "such" and insert "the"

Page 4, line 6, strike "such" and insert "a"

Page 4, line 6, strike "any" and insert "a"

Page 4, line 7, strike "hereunder" and insert "*as provided in this section*"

Page 4, line 7, strike "such" and insert "the" in both instances

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:

H. F. No. 614, A bill for an act relating to civil actions; statutes of limitations; providing for limits on time to commence certain real estate actions; amending Minnesota Statutes 1978, Section 541.051, Subdivision 1.

Reported the same back with the following amendments:

Page 2, line 2, strike "ten" and insert "15"

Page 2, after line 16, insert:

"Sec. 2. Minnesota Statutes 1978, Section 541.051, Subdivision 2, is amended to read:

Subd. 2. Notwithstanding the provisions of subdivision 1, in the case of such an (INJURY TO PROPERTY OR THE PERSON, OR SUCH AN INJURY CAUSING WRONGFUL DEATH) *action*, which (INJURY OCCURRED) *accrues* during the (TENTH) *14th or 15th* year after the completion of such construction, an action to recover damages (FOR SUCH AN INJURY OR WRONGFUL DEATH) may be brought within (ONE YEAR) *two years* after the date on which such (INJURY OCCURRED, IRRESPECTIVE OF THE DATE OF DEATH) *action accrued*, but in no event may such an action be brought more than (11) *17* years after the completion of such construction.

Sec. 3. Minnesota Statutes 1978, Section 541.051, Subdivision 4, is amended to read:

Subd. 4. This section shall not apply to actions based on breach of the statutory warranties set forth in section 327A.02, *or to actions based on breach of an express written warranty, provided such actions shall be brought within two years of the discovery of the breach.*"

Renumber the remaining section

Amend the title as follows:

Page 1, line 3, delete "to commence"

Page 1, line 4, after "actions" insert "accrue"

Page 1, line 5, delete "Subdivision 1" and insert "Subdivisions 1, 2, and 4"

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. 704, A bill for an act relating to elections; providing for the tabulation and announcement of votes cast on elec-

tronic voting systems; amending Minnesota Statutes 1978, Section 206.185, Subdivision 5, and by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 11, after "at" delete "the" and insert "a"

Page 1, line 12, after "center" and before the comma insert "where votes are counted by a multiple use computer"

Page 1, line 13, delete everything after the period

Page 1, delete line 14

Page 1, line 15, delete "necessary replacements, as provided in subdivision 4."

Page 1, after line 23 insert:

"For purposes of this subdivision, a multiple use computer is a type of automatic tabulating equipment which can perform functions other than counting votes."

Page 2, line 13, after "votes" insert "and the precinct summary statements prepared in accordance with section 204A.46"

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. 791, A bill for an act relating to courts; authorizing the district court to adopt by rule guidelines for the awarding of maintenance, child support and disposition of property in dissolution, legal separation and maintenance proceedings; appropriating money.

Reported the same back with the following amendments:

Page 1, line 12, delete "district" and insert "county or municipal"

Page 1, line 14, delete "his" and insert "the"

Page 1, line 23, before "advisory" insert "only"

Page 1, line 23, after "district" insert "or county"

Page 2, line 7, after "maintenance" insert "and shall clearly declare that other considerations, if relevant, are not precluded"

Page 2, line 13, after the period insert "The coordinator may solicit such advice and assistance from the practitioners in the field as he sees fit."

Page 2, line 21, after "state" insert "and such persons who register with the research coordinator their desire to receive notice of hearings on the proposed guidelines"

Pages 2 and 3, delete Subdivision 5, and renumber the subsequent subdivision

Amend the title, as follows:

Page 1, line 2, delete "the district court" and insert "a committee consisting of county and county municipal court judges"

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. 859, A bill for an act relating to banks and other financial institutions; regulating open end loan accounts; removing certain restrictions; providing for computation of finance charges; amending Minnesota Statutes 1978, Section 48.185, Subdivisions 2 and 3.

Reported the same back with the following amendments:

Page 2, after line 15, insert:

"Sec. 3. Minnesota Statutes 1978, Section 48.185 is amended by adding a subdivision to read:

Subd. 4a. Any bank or savings bank that operates a national bank credit card program providing for a periodic finance charge not to exceed 1-1/2 percent per month with no additional annual charge shall also have available to the debtor a plan providing for a periodic finance charge not to exceed one percent per month with an additional annual charge of up to \$15 per year. Any bank or savings bank that operates more than one national bank credit card program may comply with this subdivision by having available to the debtor under at least one national bank credit card program a plan providing for a periodic finance charge not to exceed one percent per month and an additional

charge of up to \$15 per year and under at least one other national bank credit card program a plan providing for a periodic charge not to exceed 1-1/2 percent per month with no additional annual charge."

Renumber subsequent sections accordingly

Amend the title as follows:

Page 1, line 5, after the semicolon, insert:

"requiring banks which offer a certain credit card program to offer another program with a specified finance charge;"

Page 1, line 6, after "2" delete "and" and insert a comma

Page 1, line 6, after "3" insert "and by adding a subdivision"

With the recommendation that when so amended the bill pass.

The report was adopted.

Pavlak from the Committee on Criminal Justice to which was referred:

H. F. No. 969, A bill for an act relating to corrections; institutions under the control of the commissioner of corrections; designating them as correctional facilities according to geographical location; prescribing the title for the chief executive officer of each institution; authorizing the temporary detention of persons who trespass upon institution grounds; prescribing penalties; amending Minnesota Statutes 1978, Sections 242.41; 242.51; 243.21; 243.40; 243.48; 243.55; 243.56; 243.59; 243.75; and 243.90; repealing Minnesota Statutes 1978, Sections 243.54 and 243.92.

Reported the same back with the following amendments:

Page 3, line 14 delete *"engages in any conduct prohibited by law"* and insert *"introduces or attempts to introduce contraband prohibited by section 243.55 or anything usable in making an escape, or assaults or attempts to assault an officer or employee of the facility"*

Page 5, delete lines 14, 15, 16, 17

Page 5, line 23, delete *"director"* and insert *"chief executive officer of the facility"*

With the recommendation that when so amended the bill pass.

The report was adopted.

Pavlak from the Committee on Criminal Justice to which was referred:

H. F. No. 998, A bill for an act relating to corrections; providing for vocational training of the inmates of state correctional facilities; reorganizing and harmonizing the various laws relating to the industrial activities conducted at such facilities; amending Minnesota Statutes 1978, Sections 241.26, Subdivision 7; and 241.27; repealing Minnesota Statutes 1978, Sections 243.19; 243.41; 243.42; 243.43; 243.44; 243.45; 243.46; 243.47; 243.63; 243.66; 243.67; 243.68; 243.80; 243.84; 243.85; 325.45; 325.46; and 325.47.

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

The report was adopted.

Faricy from the Committee on Judiciary to which was referred:

H. F. No. 1033, A bill for an act relating to wrongful death; a clarification of the time limitations for maintaining an action for death by intentional wrongful act where the act responsible for the death constitutes the crime of murder; amending Minnesota Statutes 1978, Section 573.02, Subdivision 1.

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

The report was adopted.

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

S. F. No. 72, A bill for an act relating to elections; providing for the official identification of ballots; amending Minnesota Statutes 1978, Sections 123.11, Subdivision 4; 123.32, Subdivision 5; 203A.13; 203A.15; 204A.26, Subdivision 1; 204A.31; 204A.32, Subdivision 3; and 206.17.

Reported the same back with the following amendments:

Page 2, line 19, reinstate "(THE BACK OF)"

Page 2, lines 23 to 25, reinstate everything after the period.

Page 3, line 14, reinstate "(BACKS OF ALL THE)"

Page 4, line 4, reinstate "(THE BACK OF)"

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

The report was adopted.

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

S. F. No. 340, A bill for an act relating to ethics in government; defining administrative action; clarifying campaign report filing dates; providing for the registration of political committees and political funds; defining candidate to include candidates for certain judicial offices and excluding those candidates from reporting under the Fair Campaign Practices Act; amending Minnesota Statutes 1978, Sections 10A.01, Subdivisions 2 and 5; 10A.14, Subdivision 1; 10A.20, Subdivision 2; 210A.01, Subdivision 3; and 290.06, Subdivision 11.

Reported the same back with the following amendments:

Page 2, after line 17 insert:

"Sec. 2. Minnesota Statutes 1978, Section 10A.01, Subdivision 11, is amended to read:

Subd. 11. "Lobbyist" means any individual:

(a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than \$250, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or

(b) Who spends more than \$250, not including his own traveling expenses and membership dues, in any year for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

"Lobbyist" does not include any:

(a) Public official or employee of the state or any of its political subdivisions or public bodies acting in his official capacity;

(b) Party or his representative appearing in a proceeding before a state board, commission or agency of the executive branch unless the board, commission or agency is taking administrative action;

(c) Individual while engaged in selling goods or services to be paid for by public funds;

(d) News media or their employees or agents while engaged in the publishing or broadcasting of news items, editorial comments or paid advertisements which directly or indirectly urge official action;

(e) Paid expert witness whose testimony is requested by the body before which he is appearing, but only to the extent of preparing or delivering testimony; or

(f) Stockholder of a family farm corporation as defined in section 500.24, subdivision 1, who does not spend over \$250, excluding his own travel expenses, in any year in communicating with public officials ; or

(g) Party or his representative appearing to present a claim to the legislature and communicating to legislators only by the filing of a claim form and supporting documents and by appearing at public hearings on the claim."

Renumber the sections in sequence

Amend the title as follows :

Page 1, line 3, after the semicolon, insert "excluding persons presenting legislative claims from the definition of "lobbyist" under certain conditions;"

Page 1, line 10, delete "and" and insert a comma and after "5" insert "and 11"

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 227, 294, 317, 458, 503, 564, 594, 614, 704, 859, 969, 998 and 1033 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 52, 72 and 340 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced :

Swanson, Heinitz, Niehaus and Clawson introduced:

H. F. No. 1248, A bill for an act relating to public welfare; authorizing the commissioner of public welfare to make grants to certain types of facilities for the mentally handicapped; exempting such facilities from certain licensing requirements, building code requirements, and minimum wage requirements; appropriating money.

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

Fjoslien; Johnson, D.; McEachern and Murphy introduced:

H. F. No. 1249, A bill for an act relating to town roads; providing for the establishment of certain cartways, and authorizing the expenditure of town road and bridge funds under certain conditions; amending Minnesota Statutes 1978, Section 164.08, Subdivision 2.

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

Den Ouden introduced:

H. F. No. 1250, A bill for an act relating to education; raising the reimbursement paid G.E.D. testing centers; amending Minnesota Statutes 1978, Section 124.26, Subdivision 3.

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

Wynia, Waldorf, McCarron, Mehrkens and Corbid introduced:

H. F. No. 1251, A bill for an act relating to public welfare; prohibiting denial or reduction of benefits under certain private health care plans to public assistance recipients; providing subrogation rights for counties to recover costs of services provided; amending Minnesota Statutes 1978, Sections 62A.045; 62C.141; 62E.04, Subdivision 8; 64A.221; and Chapter 393, by adding a section.

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

Prahl, Battaglia, Begich, Anderson, I., and Nelsen, M., introduced:

H. F. No. 1252, A bill for an act relating to crimes; authorizing application for a permit to carry a pistol to be made either to the local chief of police or county sheriff; amending Minnesota Statutes 1978, Section 624.714, Subdivision 2.

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

Casserly, Heinitz, Norton, Schreiber and Pleasant introduced:

H. F. No. 1253, A bill for an act relating to the metropolitan council; providing for the acquisition and betterment of regional recreation open space; authorizing the issuance of Minnesota state general obligation bonds; appropriating money.

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

Stadum and Eken introduced:

H. F. No. 1254, A bill for an act relating to Polk County; permitting the imposition of a tax on removing gravel; providing for its administration; providing a penalty.

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

Casserly, Heinitz, Clawson, Schreiber and Sieben, H., introduced:

H. F. No. 1255, A bill for an act relating to taxation; clarifying the taxable status of Title II property owned by a non-profit entity; amending Minnesota Statutes 1978, Section 272.02, Subdivision 1.

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

Wynia, Brinkman, Heinitz, Biersdorf and Adams introduced:

H. F. No. 1256, A bill for an act relating to fire insurance; repealing certain requirements for examination and appraisal of insured structures; repealing Minnesota Statutes 1978, Section 65A.08, Subdivision 1.

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

Waldorf, Norton, Fjoslien and Kostohryz introduced:

H. F. No. 1257, A bill for an act relating to public transit; authorizing the acquisition, betterment, operation and maintenance of a people mover system in St. Paul; authorizing financial participation in its construction and operation by the metropolitan transit commission; providing for assistance by the state; appropriating money; amending Minnesota Statutes 1978, Section 473.446, Subdivision 1; repealing Laws 1977, Chapter 454, Section 45.

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

Voss, Ewald, Ellingson and Blatz introduced:

H. F. No. 1258, A bill for an act relating to banks; authorizing the closing of loans at detached facilities; amending Minnesota Statutes 1978, Section 47.53.

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

Wenzel introduced:

H. F. No. 1259, A resolution memorializing the United States Congress to take responsible action regarding their own pay.

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

Rees introduced:

H. F. No. 1260, A bill for an act relating to the city of Shakopee; permitting the city to impose an amusements tax; providing for its administration.

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

Dempsey introduced:

H. F. No. 1261, A bill for an act relating to the city of New Ulm; authorizing an increase in firefighters service pensions and death and disability benefits; amending Laws 1973, Chapter 182, Section 1, as amended.

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

Thiede introduced:

H. F. No. 1262, A bill for an act relating to the city of Breezy Point; relating to its tax levy for general purposes; repealing Laws 1971, Chapter 110.

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

Luknic, Fudro and Ainley introduced:

H. F. No. 1263, A bill for an act relating to education; changing the applicability of certain provisions relating to equipment of a school bus, use of the equipment, compliance with certain rules of the state board of education and loading and unloading of school children; requiring unobstructed aisles and exits in school buses; regulating the pulling of trailers by school buses; eliminating provisions dealing with the maximum speed and color of a school bus; amending Minnesota Statutes 1978, Section 169.44, Subdivisions 1 and 2, and by adding subdivisions; repealing Minnesota Statutes 1978, Section 169.44, Subdivisions 5 and 7.

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

Drew and Ainley introduced:

H. F. No. 1264, A bill for an act relating to health; establishing an American Indian advisory board to assist the department of public welfare in formulating policies relating to chemical dependency and the abuse of alcohol and other drugs by American Indians; amending Minnesota Statutes 1978, Section 254A.03, Subdivision 2.

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

Esau, Aasness, Kempe, Rees and Battaglia introduced:

H. F. No. 1265, A bill for an act relating to cable communications; exempting systems with fewer than 1,000 subscribers from cable communications board regulation; amending Minnesota Statutes 1978, Section 238.02, Subdivision 3.

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

Ainley, Anderson, I., and Nysether introduced:

H. F. No. 1266, A bill for an act relating to state lands; authorizing conveyance of certain parcels of land in Beltrami County.

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

Den Ouden introduced:

H. F. No. 1267, A bill for an act relating to education; extending the time period for calculating library system grants; altering the percentage of funds distributed on a per capita basis; amending Minnesota Statutes 1978, Section 134.35, Subdivisions 1 and 2.

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

Aasness; Fjoslien; Anderson, R.; Evans and Valan introduced:

H. F. No. 1268, A bill for an act relating to state lands; authorizing the conveyance of certain lands in Otter Tail County to the city of Fergus Falls.

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

Metzen, Adams, Patton, Olsen and Osthoff introduced:

H. F. No. 1269, A bill for an act relating to retirement; state payment of social security taxes and employer's retirement contribution for school district employees who are members of the public employees retirement association; appropriating money; amending Minnesota Statutes 1978, Sections 355.41, Subdivision 4; 355.46, Subdivision 3; 355.49; and Chapter 353, by adding a section.

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

Elioff, Battaglia, Biersdorf, Begich and Sherwood introduced:

H. F. No. 1270, A bill for an act relating to game and fish; altering the dates on the season for taking lake trout; amending Minnesota Statutes 1978, Section 101.41, Subdivision 2.

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

Ellingson and Carlson, L., introduced:

H. F. No. 1271, A bill for an act relating to the city of Brooklyn Center; authorizing housing and rehabilitation loan and grant program.

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

Fjoslien, Osthoff, Dempsey, Sarna and McEachern introduced:

H. F. No. 1272, A bill for an act relating to aeronautics; excluding parachutes and parachuting from the jurisdiction of the department of transportation; amending Minnesota Statutes 1978, Section 360.013, Subdivisions 2, 3 and 11.

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

Patton and Biersdorf introduced:

H. F. No. 1273, A bill for an act relating to the public employees retirement association; reducing penalty for early retirement; increasing interest on refunds; providing for coordinated survivor benefits and survivor benefits after retirement; increasing the amount retirees may earn in public service without affecting the payment of their annuity; amending Minnesota Statutes 1978, Sections 353.30, Subdivisions 1, 1b, 1c, and 3; 353.31, by adding subdivisions; 353.32, Subdivision 1; 353.34, Subdivision 2; 353.37, Subdivision 1; and 353.657, by adding a subdivision.

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

Moe, Patton, Biersdorf and Kaley introduced:

H. F. No. 1274, A bill for an act relating to retirement; payment of teachers' annuities; refunds of accumulated contributions; amending Minnesota Statutes 1978, Sections 354.44, by adding a subdivision; and 354.47, Subdivision 1.

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

Moe, Patton, Biersdorf and Kaley introduced:

H. F. No. 1275, A bill for an act relating to Minnesota retirement funds; concerning the fixed return account; clarifying early redemption valuations for organizational participants; amending Minnesota Statutes 1978, Section 11.18, Subdivision 3a.

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

Patton and Biersdorf introduced:

H. F. No. 1276, A bill for an act relating to retirement; state payment of employer's retirement contributions for members of the public employees retirement association; appropriating money; amending Minnesota Statutes 1978, Section 353.27, Subdivisions 3, 3a, 4, 7, 9, 11, and 12; and Chapter 353, by adding a section; repealing Minnesota Statutes 1978, Section 353.28.

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

Stowell, Nysether and Sviggum introduced:

H. F. No. 1277, A bill for an act relating to retirement; increasing the minimum period of service required to qualify for legislators retirement; amending Minnesota Statutes 1978, Section 3A.02, Subdivision 1.

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

Stowell and Fritz introduced:

H. F. No. 1278, A bill for an act relating to retirement; authorizing the purchase of non-Minnesota teaching service in the teachers retirement association by certain members; amending Minnesota Statutes 1978, Chapter 354, by adding a section; repealing Minnesota Statutes 1978, Section 354.09.

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

Berkelman, Munger, Lehto and Jaros introduced:

H. F. No. 1279, A bill for an act relating to city of Duluth; providing for the management of the Spirit Mountain recreation area authority; amending Laws 1973, Chapter 327, Sections 2, Subdivision 2; 5, Subdivision 4; 7, as amended; and 8.

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

Nysether, Evans, Battaglia, Anderson, I., and Elioff introduced:

H. F. No. 1280, A bill for an act relating to taxation; income; providing a tax credit to a Minnesota resident for income taxes paid to a province of Canada; amending Minnesota Statutes 1978, Section 290.081.

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

Stowell, Redalen, Friedrich and Fudro introduced:

H. F. No. 1281, A bill for an act relating to taxation; special fuel; providing procedures for payment of tax on special fuel for taxable use at the time of sale; amending Minnesota Statutes 1978, Section 296.12, by adding a subdivision.

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

Minne, Elioff, Battaglia, Wigley and Munger introduced:

H. F. No. 1282, A bill for an act relating to energy; requiring land authorities to make certain trees and hedges available to the public for use as firewood.

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

Stadum; Eken; Nelsen, B.; Osthoff and Evans introduced:

H. F. No. 1283, A bill for an act relating to gambling; requiring distributors of gambling devices to be licensed; prescribing penalties; amending Minnesota Statutes 1978, Section 349.26, Subdivision 1; and Chapter 349, by adding a section.

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

Rothenberg introduced:

H. F. No. 1284, A bill for an act relating to nuclear electric generating facilities; requiring safety inspection; providing for updated public evacuation plans.

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

Clawson introduced:

H. F. No. 1285, A bill for an act relating to public welfare; altering miscellaneous provisions related to a grant program for developmental achievement centers; amending Minnesota Statutes 1978, Sections 252.21; 252.22; 252.23; 252.24, Subdivisions 1 and 4; 252.25; 252.26; and 252.261.

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

Clawson introduced:

H. F. No. 1286, A bill for an act relating to commerce; providing for the qualification of free distribution newspapers as legal newspapers; amending Minnesota Statutes 1978, Section 331.02, Subdivisions 1 and 8.

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

Clawson, Clark and Greenfield introduced:

H. F. No. 1287, A bill for an act relating to nursing homes; providing for the management of personal funds of nursing home residents.

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

Kalis, Mann, Munger, Carlson, D., and Levi introduced:

H. F. No. 1288, A bill for an act relating to game and fish; allowing associations to undertake emergency conservation projects upon petition to the commissioner of natural resources.

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

Heinitz and Swanson introduced:

H. F. No. 1289, A bill for an act relating to public welfare; requiring certain recipients of state aid for medical care to authorize the commissioner of public welfare to have access to their medical records for certain purposes; authorizing the commissioner to promulgate certain rules related to investigation of fraud perpetrated by health care vendors; authorizing certain sanctions against fraudulent vendors; authorizing the commissioner to institute an action to recover moneys wrongfully paid; amending Minnesota Statutes 1978, Sections 62E.53, by adding a subdivision; 62E.54, Subdivision 1; 256.01, by adding a subdivision; 256B.04, Subdivision 10; 256B.064, Subdivision 2, and by adding subdivisions; 256B.27, Subdivisions 3 and 4; 256D.03, Subdivision 3; and 256D.05, by adding a subdivision.

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

Reding introduced:

H. F. No. 1290, A bill for an act relating to the operation of state government; abolishing the board of abstracters and the board of assessors and transferring their respective powers and duties; altering the membership, regulatory powers, practices and supervision of certain boards; limiting criteria for issuing licenses; providing for registration rather than licensing of watchmakers; providing for review of certain functions of certain boards; permitting certain occupational advertising; requiring the collection of certain health manpower information; amending Minnesota Statutes 1978, Sections 125.05, Subdivision 1; 147.02, Subdivision 1; 147.021, Subdivision 1; 148.211, Subdivision 1; 148.10, Subdivision 1; 148.291, Subdivision 1; 148.57, Subdivisions 1 and 3; 148.91, Subdivision 4; 148.93; 150A.06, Subdivisions 1, 2, 2a and 4; 151.10; 153.04; 153.15; 154.05; 154.06; 154.11; 154.12; 154.22; 155.04; 155.05; 155.09, Subdivision 1; 156.02, Subdivision 1; 156.071; 156.072, Subdivision 2; 156.081, Subdivision 2; 214.01, Subdivision 3; 214.04; 214.06; 214.09, Subdivision 2; 326.10, Subdivision 1; 326.19, Subdivision 2; 326.332, Subdivision 1; 326.54; 326.546; Chapter 214, by adding sections; 270, by adding a section; and 386, by adding a section; repealing Minnesota Statutes 1978, Sections 147.11; 150A.11, Subdivision 2; 151.28; 270.41; 270.42; 270.43; 341.09; 386.61, Subdivision 3; and 386.63; and Chapter 186.

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

Kempe, McDonald, Metzen, Osthoff and Sarna introduced:

H. F. No. 1291, A bill for an act relating to public welfare; modifying the definition of dependent child; amending Minnesota Statutes 1978, Section 256.12, Subdivision 14; repealing Minnesota Statutes 1978, Section 256.73, Subdivision 5.

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

Laidig, Pavlak, Clawson, Lehto and Levi introduced:

H. F. No. 1292, A bill for an act relating to administration of criminal justice; establishing a criminal justice records code; establishing procedures for information maintained by criminal justice agencies; amending Minnesota Statutes 1978, Section 15.162, Subdivisions 1a, 2a, and 5a.

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

Nelsen, M.; Anderson, I.; Reding; Weaver and Biersdorf introduced:

H. F. No. 1293, A bill for an act relating to game and fish; migratory waterfowl hunting hours; amending Minnesota Statutes 1978, Section 100.27, by adding a subdivision.

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

Welker, Weaver, Ludeman, Ainley and Nysether introduced:

H. F. No. 1294, A bill for an act relating to retirement; legislators retirement plan; providing for an election to be excluded from retirement coverage; amending Minnesota Statutes 1978, Section 3A.01, Subdivision 3; and Chapter 3A, by adding a section.

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

Long, Rothenberg, Otis, Berkelman and Faricy introduced:

H. F. No. 1295, A resolution memorializing the President and Secretary of State of the United States to urge the German Federal Republic to abolish or extend the statute of limitations on Nazi war crimes.

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

Welch, Nelson, Luknic and McEachern introduced:

H. F. No. 1296, A bill for an act relating to education; requiring the department of education to provide for the education of inmates of state correctional institutions; transferring certain powers, duties, property and employees from the commissioner of corrections and the corrections board to the department of education; imposing certain duties on the commissioner of corrections and the corrections board; giving the commissioner of corrections certain powers; providing for an advisory council on education in state correctional institutions; requiring a report; removing a restriction on labor at the reformatory; amending Minnesota Statutes 1978, Sections 242.20; 242.21; 242.385, Subdivision 1; 242.43; 242.44; 242.53; 242.55; 243.80; 243.85; and 243.92.

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

Metzen; Sieben, H.; Jacobs; Evans and Novak introduced:

H. F. No. 1297, A bill for an act relating to taxation; allowing use of lump sum distribution tax computation upon receipt of severance pay in certain instances; amending Minnesota Statutes 1978, Section 290.032, by adding a subdivision.

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

Battaglia, Prael, Elloff and Begich introduced:

H. F. No. 1298, A bill for an act relating to taxation; real property; extending the homestead credit, and taconite credit to class 3a property; amending Minnesota Statutes 1978, Sections 273.13, Subdivision 5a; and 273.135, Subdivision 1.

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

Greenfield, Jennings, Lehto, Crandall and Moe introduced:

H. F. No. 1299, A bill for an act relating to crimes; property seized by authorized law enforcement officers; providing for identification and return of seized property; amending Minnesota Statutes 1978, Section 299C.07; repealing Minnesota Statutes 1978, Sections 626.04 and 629.361.

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

Hokanson and Niehaus introduced:

H. F. No. 1300, A bill for an act relating to human services; eliminating certain minimum population requirements related to human services boards; authorizing county boards to be human services boards; amending Minnesota Statutes 1978, Sections 402.01, Subdivision 1; and 402.02.

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

Hokanson, Ewald and Berglin introduced:

H. F. No. 1301, A bill for an act relating to children; providing for limited retention of report records relating to maltreatment of minors; amending Minnesota Statutes 1978, Section 626.556, Subdivision 11.

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

Ellingson; Blatz; Johnson, D.; Brinkman and Ewald introduced:

H. F. No. 1302, A bill for an act relating to financial institutions; permitting banks and trust companies to take junior liens under certain circumstances; amending Minnesota Statutes 1978, Section 48.19, Subdivision 1.

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

Ellingson; Valan; Johnson, C.; Redalen and Novak introduced:

H. F. No. 1303, A bill for an act relating to taxation; abolishing the inheritance tax; imposing an estate tax; repealing the gift tax; amending Minnesota Statutes 1978, Sections 291.005, Subdivision 1; 291.01; 291.03; 291.05; 291.051; 291.06; 291.065; 291.07, Subdivision 1; 291.08; 291.09, Subdivisions 1, 2, 3, 4, 5, and 7, and by adding a subdivision; 291.11, Subdivision 1; 291.111, Subdivision 1; 291.132; 291.14; 291.19, Subdivisions 3 and 5; 291.20, Subdivision 1; 291.21, Subdivision 2; 291.27; 291.33, Subdivision 1; 352.15, Subdivision 1; 353.15; 354.10; 354A.11; 524.3-916; 524.3-1001; 525.091, Subdivisions 1 and 2; 525.71; 525.74; and 525.841; and Chapter 291, by adding sections; repealing Minnesota Statutes 1978, Sections 3A.08; 291.02; 291.07,

Subdivisions 2 and 2a; 291.10; 291.11, Subdivisions 2, 3, 4, 5, 6, 7, 8, and 9; 291.12, Subdivision 3; 291.22; 291.23; 291.24; 291.25; 291.26; 291.29, Subdivisions 1, 2, 3 and 4; 291.30; 291.34; 291.35; 291.36; 291.37; 291.38; 291.39; 291.40; 292.01; 292.02; 292.03; 292.031; 292.04; 292.05; 292.06; 292.07; 292.08; 292.09; 292.105; 292.111; 292.112; 292.12; 292.125; 292.14; 292.15; and 525.151.

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

Adams, Ainley, Friedrich and Biersdorf introduced:

H. F. No. 1304, A bill for an act relating to consumer credit sales; restricting and regulating finance charges on sales not involving open end credit; amending Minnesota Statutes 1978, Chapter 334, by adding sections.

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

Ainley, Elioff, Thiede and Johnson, C., introduced:

H. F. No. 1305, A bill for an act relating to education; authorizing the state board for community colleges to purchase certain insurance and to reimburse members of local advisory committees for expenses; making a substitution for a masculine pronoun; amending Minnesota Statutes 1978, Sections 136.62, by adding a subdivision; 136.63, Subdivision 1; and 136.70, Subdivision 1.

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

Ellingson, Wenzel, Sieben, M., and Drew introduced:

H. F. No. 1306, A bill for an act relating to financial corporations; requiring payment of interest on certain escrow accounts required by mortgagees of multiple unit residential buildings; amending Minnesota Statutes 1978, Section 47.20, Subdivision 9.

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

Rice, Kroening, Enebo, Sviggum and Dean introduced:

H. F. No. 1307, A bill for an act relating to cable communications; regulating the franchising and operating of cable communications systems; amending Minnesota Statutes 1978, Sections 238.01; 238.02, Subdivisions 3, 6 and 8; 238.04, Subdivision 2; 238.05, Subdivisions 2, 7, 10, 11, 16 and 17; 238.06, Subdivision 6; 238.07; 238.08; 238.09, Subdivisions 6 and 7; 238.11, Subdivision 2; 238.12; and 238.17, Subdivisions 2 and 3; repealing Minnesota Statutes 1978, Sections 238.09, Subdivision 10; and 238.17, Subdivision 5.

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

Greenfield and Niehaus introduced:

H. F. No. 1308, A bill for an act relating to children; requiring reports of neglect and sexual abuse of children; amending Minnesota Statutes 1978, Section 626.556, Subdivision 2.

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

Voss, Jacobs, Begich and McDonald introduced:

H. F. No. 1309, A bill for an act relating to mobile homes; regulating space and lot rentals and leases; prohibiting unreasonable park rules and regulations; requiring notice; specifying grounds for eviction and access; prohibiting retaliatory conduct; amending Minnesota Statutes 1978, Sections 327.42, Subdivisions 1 and 2; 327.43, Subdivision 2, and by adding a subdivision; 327.44; and Chapter 327, by adding sections.

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

Rees introduced:

H. F. No. 1310, A bill for an act relating to public welfare; limiting emergency temporary general assistance to 30 days within a 12 month period; exceptions; amending Minnesota Statutes 1978, Section 256D.06, Subdivision 2.

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

HOUSE ADVISORIES

The following House Advisory was introduced:

Biersdorf, Metzen, Adams, Sarna and Friedrich introduced:

H. A. No. 21, A proposal to study installment credit sales practices in Minnesota for the purpose of determining whether rate ceiling and additional consumer protections should be enacted.

The advisory was referred to the Committee on Financial Institutions and Insurance. Anderson, I., objected to the reference and the advisory was referred to the Committee on Rules and Legislative Administration.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 127, A bill for an act relating to the Minnesota historical society; repealing Minnesota Statutes 1978, Section 138.02.

H. F. No. 373, A bill for an act relating to agriculture; allowing food products grown, processed or manufactured in Minnesota to be so labeled; amending Minnesota Statutes 1978, Chapter 17, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 295, A bill for an act relating to nursing homes; requiring notice of rate increases to residents who are not recipients of medical assistance; amending Minnesota Statutes 1978, Section 144A.04, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Berkelman moved that the House concur in the Senate amendments to H. F. No. 295 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 295, A bill for an act relating to nursing homes; requiring notice of rate increases to residents who are not recipients of medical assistance; amending Minnesota Statutes 1978, Section 256B.47, by adding a subdivision.

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

The question was taken on the repassage of the bill and the roll was called. There were 117 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berglin Corbid Den Ouden

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

Mr. Speaker:

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

S. F. Nos. 444, 528, 603 and 871.

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. 26 and 493.

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. Nos. 622.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 444, A bill for an act relating to fences; providing for the compensation of fence viewers; amending Minnesota Statutes 1978, Section 344.18.

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

S. F. No. 528, A bill for an act relating to courts; conforming civil fees collected by the Hennepin county municipal court with the district court; amending Minnesota Statutes 1978, Section 488A.03, Subdivision 11.

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

S. F. No. 603, A bill for an act relating to courts; sixth judicial district; providing that terms of court no longer shall be held in Ely; authorizing terms of court to be held at places other than Duluth, Hibbing or Virginia; amending Minnesota Statutes 1978, Sections 484.48; 484.50; and Chapter 484, by adding a section.

The bill was read for the first time.

Battaglia moved that S. F. No. 603 and H. F. No. 503, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 871, A bill for an act relating to Anoka County; permitting redistricting of commissioner districts to seven for the 1982 election.

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

S. F. No. 26, A bill for an act relating to the City of Moorhead; authorizing a housing finance program and providing for the issuance of revenue bonds to finance the program.

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

S. F. No. 493, A bill for an act relating to elections; providing for the tabulation and announcement of votes cast on electronic voting systems; amending Minnesota Statutes 1978, Section 206.185, Subdivision 5, and by adding a subdivision.

The bill was read for the first time.

Swanson moved that S. F. No. 493 and H. F. No. 704, now on the Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 622, 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.

CONSENT CALENDAR

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 third time and placed upon its final passage.

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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

The bill was read for the 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 126 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Aasness	Albrecht	Anderson, D.	Anderson, I.	Battaglia
Ainley	Anderson, B.	Anderson, G.	Anderson, R.	Begich

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

Those who voted in the negative were:

Den Ouden Ludeman Thiede

The bill was passed and its title agreed to.

H. F. No. 299, A bill for an act relating to emergency services; authorizing the governor to declare a peacetime emergency under certain circumstances prior to federal declaration; clarifying the term "civil defense"; amending Minnesota Statutes 1978, Sections 12.03, Subdivision 4; and 12.31; repealing Minnesota Statutes 1978, Section 12.25, Subdivision 4.

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

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

McCarron

The bill was passed and its title agreed to.

H. F. No. 588, A bill for an act relating to the county of Anoka; authorizing the county to enter into agreements with the Anoka State Hospital for community mental health services.

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	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	Paviak	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	

The bill was passed and its title agreed to.

H. F. No. 624, A bill for an act relating to counties; fixing the amounts that may be spent for Memorial Day observances; amending Minnesota Statutes 1978, Sections 375.34; and 375.35.

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

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

Those who voted in the affirmative were:

Aasness	Drew	Jude	Nelsen, M.	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	Svigum
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	Voss
Brinkman	Greenfield	Luknic	Piepho	Waldorf
Byrne	Halberg	Mann	Pleasant	Weaver
Carlson, D.	Haukoos	McCarron	Prahl	Welch
Carlson, L.	Heap	McDonald	Redalen	Welker
Casserly	Heinitz	McEachern	Reding	Wenzel
Clark	Hoberg	Mehrkens	Rees	Wieser
Clawson	Hokanson	Metzen	Reif	Wigley
Corbid	Jacobs	Minne	Rice	Wynia
Crandall	Jaros	Moe	Rose	Zubay
Dean	Jennings	Munger	Rothenberg	Speaker Searle
Dempsey	Johnson, C.	Murphy	Sarna	
Den Ouden	Johnson, D.	Nelsen, B.	Schreiber	

The bill was passed and its title agreed to.

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

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

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

Those who voted in the affirmative were:

Aasness	Albrecht	Anderson, G.	Battaglia	Berkelman
Adams	Anderson, B.	Anderson, I.	Begich	Biersdorf
Ainley	Anderson, D.	Anderson, R.	Berglin	Blatz

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

The bill was passed and its title agreed to.

H. F. No. 757, A bill for an act relating to commerce; exempting certain sales of motor vehicles from provisions regulating home solicitation sales; amending Minnesota Statutes 1978, Section 325.933, Subdivision 2.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Simoneau	Swanson	Vanasek	Welker	Zubay
Stadum	Thiede	Voss	Wenzel	Speaker Searle
Stoa	Tomlinson	Waldorf	Wieser	
Stowell	Valan	Weaver	Wigley	
Sviggun	Valento	Welch	Wynia	

Those who voted in the negative were:

Kempe

The bill was passed and its title agreed to.

H. F. No. 819, A bill for an act relating to local government; fixing a maximum amount for airport revenue certificates; amending Minnesota Statutes 1978, Section 360.71.

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

The bill was passed and its title agreed to.

H. F. No. 823, A bill for an act relating to Olmsted County; permitting the intermittent inundation by flood water and temporary closing of county and town roads.

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

The question was taken on the passage of the bill and the roll was called. There were 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.	Enebo	Kempe	Novak	Stoa
Anderson, D.	Erickson	Knickerbocker	Nysether	Stowell
Anderson, G.	Esau	Kostohryz	Olsen	Sviggum
Anderson, I.	Evans	Kroening	Onnen	Swanson
Anderson, R.	Ewald	Kvam	Osthoff	Thiede
Battaglia	Faricy	Laidig	Otis	Tomlinson
Begich	Forsythe	Lehto	Patton	Valan
Berglin	Friedrich	Levi	Pavlak	Valento
Berkelman	Fritz	Long	Pehler	Vanasek
Biersdorf	Fudro	Ludeman	Peterson	Voss
Blatz	Greenfield	Luknic	Piepho	Waldorf
Brinkman	Halberg	Mann	Pleasant	Weaver
Byrne	Haukoos	McCarron	Prahl	Welch
Carlson, D.	Heap	McDonald	Redalen	Welker
Carlson, L.	Heinitz	McEachern	Reding	Wenzel
Casserly	Hoberg	Mehrkens	Rees	Wieser
Clark	Hokanson	Metzen	Reif	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. 843, A bill for an act relating to housing and re-development authorities; providing that by agreement a housing and redevelopment authority may exercise powers in a county or municipality which has no active housing and redevelopment authority; amending Minnesota Statutes 1978, Section 462.445, Subdivision 5.

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 2 nays as follows:

Those who voted in the affirmative were:

Aasness	Anderson, G.	Berkelman	Carlson, L.	Dempsey
Adams	Anderson, I.	Biersdorf	Casserly	Den Ouden
Ainley	Anderson, R.	Blatz	Clark	Drew
Albrecht	Battaglia	Brinkman	Clawson	Eken
Anderson, B.	Begich	Byrne	Crandall	Elioff
Anderson, D.	Berglin	Carlson, D.	Dean	Ellingson

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

Those who voted in the negative were:

Corbid Voss

The bill was passed and its title agreed to.

CALENDAR

H. F. No. 479, A bill for an act relating to health maintenance organizations; declaring legislative intent and public policy favoring childbirth and family planning over abortion; eliminating any requirements that health maintenance organizations provide elective, induced abortions; requiring the organizations to notify enrollees if elective, induced abortions are eliminated from coverage; amending Minnesota Statutes 1978, Sections 62D.01, by adding a subdivision; 62D.02, Subdivision 7; 62D.07, Subdivision 4; and 62D.20.

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 111 yeas and 20 nays as follows:

Those who voted in the affirmative were:

Aasness	Berkelman	Drew	Friedrich	Jude
Adams	Biersdorf	Eken	Fritz	Kalis
Ainley	Blatz	Elioff	Fudro	Kelly
Albrecht	Brinkman	Ellingson	Halberg	Kempe
Anderson, B.	Byrne	Erickson	Heap	Knickerbocker
Anderson, D.	Carlson, D.	Esau	Hoberg	Kostohryz
Anderson, G.	Clawson	Evans	Hokanson	Kroening
Anderson, I.	Corbid	Ewald	Jacobs	Kvam
Anderson, R.	Crandall	Faricy	Jennings	Laidig
Battaglia	Dempsey	Fjoslien	Johnson, C.	Levi
Begich	Den Ouden	Forsythe	Johnson, D.	Ludeman

Luknic	Norman	Prahl	Simoneau	Weaver
Mann	Novak	Redalen	Stadum	Welch
McCarron	Nysether	Reding	Stoa	Welker
McDonald	Olson	Rees	Stowell	Wenzel
McEachern	Onnen	Reif	Svigum	Wieser
Mehrkins	Osthoﬀ	Rose	Swanson	Wigley
Metzen	Patton	Rothenberg	Thiede	Zubay
Minne	Pavlak	Sarna	Valan	Speaker Searle
Murphy	Pehler	Schreiber	Valento	
Nelsen, B.	Peterson	Sherwood	Vanasek	
Nelsen, M.	Piepho	Sieben, H.	Voss	
Niehaus	Pleasant	Sieben, M.	Waldorf	

Those who voted in the negative were:

Berglin	Dean	Heinitz	Long	Norton
Carlson, L.	Enebo	Jaros	Moe	Otis
Casserly	Greenfield	Kahn	Munger	Tomlinson
Clark	Haukoos	Kaley	Nelson	Wynia

The bill was passed and its title agreed to.

H. F. No. 656, A bill for an act relating to probate; clarifying certain witness requirements for inheritance by illegitimates; amending Minnesota Statutes 1978, Section 525.172.

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.	Enebo	Kempe	Novak	Stoa
Anderson, D.	Erickson	Knickerbocker	Nysether	Stowell
Anderson, G.	Esau	Kostohryz	Olson	Svigum
Anderson, I.	Evans	Kroening	Onnen	Swanson
Anderson, R.	Ewald	Kvam	Osthoﬀ	Thiede
Battaglia	Faricy	Laidig	Otis	Tomlinson
Begich	Fjoslien	Lehto	Patton	Valan
Berglin	Forsythe	Levi	Pavlak	Valento
Berkelman	Fritz	Long	Pehler	Vanasek
Biersdorf	Fudro	Ludeman	Peterson	Voss
Blatz	Greenfield	Luknic	Piepho	Waldorf
Brinkman	Halberg	Mann	Pleasant	Weaver
Byrne	Haukoos	McCarron	Prahl	Welch
Carlson, D.	Heap	McDonald	Redalen	Welker
Carlson, L.	Heinitz	McEachern	Reding	Wenzel
Casserly	Hoberg	Mehrkins	Rees	Wieser
Clark	Hokanson	Metzen	Reif	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. 389, A bill for an act relating to towns; removing certain levy limitations; amending Minnesota Statutes 1978, Section 164.041; repealing Minnesota Statutes 1978, Section 275.10.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 768, A bill for an act relating to agriculture; changing certain fees and expenses; eliminating certain bonding requirements; adopting certain federal food regulations; amending Minnesota Statutes 1978, Sections 17B.13, Subdivision 1; 21.54, Subdivisions 2 and 3; 24.25, Subdivision 2; and 31.101, Subdivision 8; repealing Minnesota Statutes 1978, Section 17B.08; 17B.09; and 21.114.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 31, A bill for an act relating to taconite and semi-taconite companies; withdrawing the right to exercise eminent domain; authorizing the grant of licenses, permits and leases of state owned land; amending Minnesota Statutes 1978, Section 117.47; repealing Minnesota Statutes 1978, Sections 117.46; and 117.461.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 103, A bill for an act relating to highway traffic regulations; allowing loads of round baled hay with a width of 11-1/2 feet to be transported pursuant to permit; amending Minnesota Statutes 1978, Chapter 169, by adding a section.

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

The question was taken on the passage of the bill and the roll was called. There were 121 yeas and 10 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams	Enebo	Kroening	McEachern	Sarna
Anderson, I.	Kostohryz	Lehto	Osthoff	Voss

The bill was passed and its title agreed to.

H. F. No. 122, A bill for an act relating to juveniles; providing for a hearing to determine detrimental relationships involving children; providing for a penalty for those engaging children in detrimental relationships; amending Minnesota Statutes 1978, Section 260.315; and Chapter 260, by adding a section.

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

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Greenfield

The bill was passed and its title agreed to.

Carlson, D. and Schreiber were excused at 5:45 p.m. Searles was excused at 6:15 p.m.

GENERAL ORDERS

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

REPORT OF COMMITTEE OF THE WHOLE

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

H. F. Nos. 235 and 248 which it recommended to pass.

H. F. No. 361 which it recommended progress until Monday, April 16, 1979.

S. F. No. 57 which it recommended to pass with the following amendment offered by Sieben, M.:

Page 1, line 12, delete the new language

Page 1, line 13, delete "premium rates,"

Page 1, line 20, after the period insert "*No entity may coordinate benefits pursuant to this subdivision, unless it provides an appropriately reduced premium rate. The amount of this rate reduction shall be not less than the amount of the projected reduction in benefits and claims for which the entity will be liable on that class of risks, less the additional reasonable expenses incurred to administer the plan coordinating benefits. The projected reduction in benefits and claims shall be based upon sound actuarial principles.*"

Further amend the title:

Line 4, after "losses;" insert "requiring reduced premium rates;"

S. F. No. 572 which it recommended to pass with the following amendment offered by Pehler:

Page 1, lines 13 to 15, delete all of the language and insert:

"Sec. 2. This act is effective only upon its approval by a majority of the voters of the city of Bloomington voting on the question at any regular city election or special election, and upon compliance with Minnesota Statutes, Section 645.021."

H. F. No. 399 which it recommended to pass with the following amendments:

Offered by Byrne:

Page 1, after line 8, insert a new section to read:

"Section 1. Minnesota Statutes 1978, Section 145.912, Subdivision 9, is amended to read:

Subd. 9. "Family planning services" means counseling by trained personnel regarding family planning; distribution of information relating to family planning; referral to licensed physicians or local health agencies for consultation, examination, medical treatment, genetic counseling, and prescriptions for the purpose of family planning; and the distribution of family planning products, such as charts, thermometers, drugs, medical preparations, and contraceptive devices. For purposes of sections 145.911 to (145.922) *145.925*, family planning shall mean voluntary action by individuals to prevent or aid conception but shall not include the performance or dissemination of information on abortion, or make referrals for encouragement of voluntary termination of pregnancy."

Renumber the next section

Offered by Waldorf:

As previously amended, page 1, lines 11 and 12, reinstate the stricken language

Page 1, line 13, reinstate the stricken words "corporation which performs abortions."

Page 1, line 13, after "abortions" insert "*other than abortions certified in writing by the attending physician as medically necessary to prevent the death of the mother*"

Page 1, line 18, delete "*No state family planning funds*"

Page 1, delete lines 19, 20 and 21 and insert "*Cities, counties, groups of cities or counties or nonprofit corporations shall not use family planning funds received pursuant to this section to contract with any corporation, agency, individual or entity which performs*"

Further, amend the title as follows:

Page 1, lines 3 and 4, delete ", agency, individual, or entity"

Page 1, line 4, after "abortions;" insert "prohibiting counties or cities from contracting with any corporation, agency, individual or entity which performs abortions;"

Offered by Waldorf:

As previously amended, page 2, line 1, after "mother." insert *"If any provision of this subdivision is found to be unconstitutional and void, the provisions of Minnesota Statutes 1978, Section 145.925 shall not be severable."*

Further, amend the title as follows:

Page 1, line 4, after "abortions;" insert "providing that certain provisions of law are nonseverable under certain conditions;"

Offered by Waldorf:

As previously amended, page 2, after line 1, insert a new section to read:

"Sec. 3. Minnesota Statutes 1978, Section 145.92, Subdivision 1, is amended to read:

145.92 [COMMUNITY HEALTH SERVICE PLANS.] Subdivision 1. [PLAN CONTENT.] The community health services plan shall be a written plan for the development, implementation, coordination, and operation of community health services that meet the priority needs of the community. Financial constraints and differing priorities may result in variations in levels of effort for different services. The plan shall include the following:

(a) A description of the process used to encourage full community participation in the development of the plan;

(b) An explanation of the extent to which the planning and service delivery systems have been integrated with the delivery of personal health services, institutional health services, health related environmental programs and services, and with related human services in the community. The plan shall include a statement of the priority needs of the community and an inventory of existing health related services in the community;

(c) Descriptions of each service program including each of the following: Community nursing services, home health services, disease prevention and control services including immunization, emergency medical services, health education, and environmental health services;

(d) The projected amount and sources of funding for carrying out the plan;

(e) A report and evaluation of the two preceding years' community health service programs;

(f) *If funds authorized by sections 145.911 to 145.921 are to be used by a community health board to contract for family planning services, the plan shall identify as a distinct line item the funds budgeted for this purpose. Community health boards shall not use funds received pursuant to sections 145.911 to 145.921 and budgeted for family planning services to contract for family planning services with any corporation, agency, individual or entity which performs abortions other than abortions certified in writing by the attending physician as medically necessary to prevent the death of the mother."*

Delete the title amendment adopted by Byrne amendment and further, amend the title as follows:

Page 1, line 5, after "1978" delete "Section" and insert "Sections 145.912, Subdivision 9; 145.92, Subdivision 1; and"

Offered by Waldorf:

As previously amended, page 2, after line 1, insert a new section to read:

"Sec. 4. *This act shall be effective on the day following final enactment.*"

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

ROLL CALLS IN COMMITTEE OF THE WHOLE

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

The question was taken on the Nelsen, M., motion to recommend re-referral of S. F. No. 57 to the Committee on Commerce, Economic Development and Housing and the roll was called. There were 46 yeas and 82 nays as follows:

Those who voted in the affirmative were:

Aasness	Den Ouden	Johnson, D.	Onnen	Sarna
Adams	Drew	Kempe	Osthoff	Searles
Anderson, I.	Elioff	Kostohryz	Otis	Sherwood
Battaglia	Evans	Kroening	Patton	Thiede
Begich	Faricy	Long	Piepho	Valento
Blatz	Forsythe	McEachern	Prahl	Wieser
Carlson, D.	Fudro	Metzen	Redalen	
Carlson, L.	Halberg	Murphy	Reding	
Crandall	Haukoos	Nelsen, M.	Rees	
Dempsey	Jennings	Nysether	Rice	

Those who voted in the negative were:

Ainley	Anderson, B.	Anderson, G.	Berglin	Biersdorf
Albrecht	Anderson, D.	Anderson, R.	Berkelman	Brinkman

Byrne	Heinitz	Levi	Novak	Tomlinson
Casserly	Hoberg	Ludeman	Olsen	Vanasek
Clark	Hokanson	Luknic	Pavlak	Voss
Clawson	Jacobs	Mann	Pehler	Waldorf
Corbid	Jaros	McCarron	Peterson	Weaver
Dean	Johnson, C.	McDonald	Pleasant	Welch
Eken	Jude	Mehrkens	Reif	Welker
Ellingson	Kahn	Minne	Rose	Wenzel
Enebo	Kaley	Moe	Rothenberg	Wigley
Esau	Kalis	Munger	Schreiber	Wynia
Ewald	Kelly	Nelsen, B.	Simoneau	Zubay
Fjoslien	Knickerbocker	Nelson	Stadum	Speaker Searle
Fritz	Kvam	Niehaus	Stoa	
Greenfield	Laidig	Norman	Stowell	
Heap	Lehto	Norton	Sviggun	

The motion did not prevail.

The question was taken on the motion to recommend passage of S. F. No. 57, as amended, and the roll was called. There were 97 yeas and 33 nays as follows:

Those who voted in the affirmative were:

Adams	Esau	Kalis	Niehaus	Stadum
Ainley	Evans	Kelly	Norman	Stoa
Albrecht	Ewald	Knickerbocker	Norton	Stowell
Anderson, B.	Faricy	Kostohryz	Novak	Swanson
Anderson, D.	Forsythe	Kvam	Nysether	Tomlinson
Anderson, R.	Friedrich	Laidig	Olsen	Valan
Berglin	Fritz	Lehto	Otis	Valento
Berkelman	Greenfield	Levi	Pavlak	Vanasek
Biersdorf	Haukoos	Ludeman	Pehler	Voss
Blatz	Heap	Luknic	Peterson	Waldorf
Brinkman	Heinitz	Mann	Pleasant	Weaver
Byrne	Hoberg	McCarron	Redalen	Welch
Casserly	Hokanson	McDonald	Reding	Welker
Clark	Jacobs	McEachern	Rees	Wenzel
Clawson	Jaros	Mehrkens	Reif	Wynia
Corbid	Jennings	Minne	Rose	Zubay
Dean	Johnson, C.	Moe	Rothenberg	Speaker Searle
Eken	Johnson, D.	Munger	Schreiber	
Ellingson	Jude	Nelsen, B.	Sieben, M.	
Enebo	Kahn	Nelson	Simoneau	

Those who voted in the negative were:

Aasness	Crandall	Halberg	Nelsen, M.	Sherwood
Anderson, G.	Dempsey	Kaley	Onnen	Sieben, H.
Anderson, I.	Den Ouden	Kempe	Osthoff	Sviggun
Battaglia	Drew	Kroening	Patton	Thiede
Begich	Elioff	Long	Piepho	Wieser
Carlson, D.	Fjoslien	Metzen	Prahl	
Carlson, L.	Fudro	Murphy	Sarna	

The motion prevailed.

Pehler moved to amend S. F. No. 572 as follows:

Page 1, lines 13 to 15, delete all of the language and insert:

"Sec. 2. This act is effective only upon its approval by a majority of the voters of the city of Bloomington voting on the question at any regular city election or special election, and upon compliance with Minnesota Statutes, Section 645.021."

The question was taken on the adoption of the amendment and the roll was called. There were 85 yeas and 46 nays as follows:

Those who voted in the affirmative were:

Aasness	Crandall	Johnson, D.	Minne	Sherwood
Adams	Dean	Jude	Moe	Sieben, H.
Anderson, B.	Den Ouden	Kahn	Murphy	Simoneau
Anderson, G.	Eken	Kaley	Nelsen, B.	Stadum
Anderson, I.	Elioff	Kalis	Nelsen, M.	Stoa
Battaglia	Ellingson	Kelly	Nelson	Sviggum
Begich	Enebo	Kempe	Norman	Swanson
Berglin	Ewald	Kostohryz	Novak	Thiede
Berkelman	Faricy	Kroening	Nysether	Tomlinson
Biersdorf	Fudro	Lehto	Onnen	Vanasek
Brinkman	Greenfield	Long	Osthoff	Voss
Byrne	Halberg	Luknie	Otis	Waldorf
Carlson, L.	Haukoos	Mann	Pehler	Weaver
Casserly	Hokanson	McCarron	Prahl	Welch
Clark	Jacobs	McEachern	Reding	Wenzel
Clawson	Jaros	Mehrkens	Rice	Zubay
Corbid	Johnson, C.	Metzen	Sarna	Speaker Searle

Those who voted in the negative were:

Ainley	Fjoslien	Laidig	Piepho	Stowell
Albrecht	Forsythe	Levi	Pleasant	Valan
Anderson, D.	Friedrich	Ludeman	Redalen	Valento
Anderson, R.	Fritz	McDonald	Rees	Welker
Blatz	Heap	Munger	Reif	Wieser
Carlson, D.	Heinitz	Niehaus	Rose	Wigley
Dempsey	Hoberg	Olsen	Rothenberg	
Drew	Jennings	Patton	Schreiber	
Esau	Knickerbocker	Pavlak	Searles	
Evans	Kvam	Peterson	Sieben, M.	

The motion prevailed and the amendment was adopted.

Swanson moved to amend S. F. No. 572, as amended, as follows:

Page 1, line 13, delete section 2 and insert:

"Sec. 2. [VOTER APPROVAL.] The city council of the city of Bloomington prior to the issuance of any licenses authorized by section 1 shall adopt an initial resolution stating the amount, and shall publish the resolution once each week for two consecutive weeks in the official newspaper of the city. The licenses may be issued without the submission of the question of their issuance to the voters of the city unless within 21 days after the second publication of the resolution a petition requesting an election signed by at least five percent of the registered voters of the

city voting in the last general election is filed with the city clerk-treasurer. If a petition is filed, no licenses shall be issued unless approved by a majority of the voters of the city voting on the question of their issuance at a regular or special election."

The question was taken on the adoption of the amendment and the roll was called. There were 40 yeas and 79 nays as follows:

Those who voted in the affirmative were:

Albrecht	Heinitz	Laidig	Peterson	Searles
Blatz	Hoberg	Levi	Piepho	Stowell
Dean	Jaros	McDonald	Pleasant	Swanson
Dempsey	Jennings	Munger	Reding	Valan
Drew	Johnson, D.	Nelsen, B.	Reif	Valento
Forsythe	Kaley	Niehaus	Rose	Wieser
Friedrich	Kelly	Olsen	Rothenberg	Wigley
Heap	Knickerbocker	Pavlak	Schreiber	Speaker Searle

Those who voted in the negative were:

Aasness	Clark	Johnson, C.	Norman	Simoneau
Adams	Corbid	Jude	Novak	Stadum
Ainley	Crandall	Kahn	Nysether	Stoa
Anderson, D.	Den Ouden	Kalis	Onnen	Sviggun
Anderson, G.	Eken	Kempe	Osthoff	Thiede
Anderson, I.	Elioff	Kostohryz	Otis	Tomlinson
Anderson, R.	Ellingson	Kroening	Patton	Vanasek
Battaglia	Enebo	Lehto	Pehler	Voss
Begich	Esau	Long	Prahl	Waldorf
Berglin	Evans	Ludeman	Redalen	Weaver
Berkelman	Ewald	Luknic	Rees	Welch
Biersdorf	Faricy	Mann	Rice	Welker
Brinkman	Fudro	McEachern	Sarna	Wenzel
Byrne	Greenfield	Minne	Sherwood	Wynia
Carlson, L.	Haukoos	Murphy	Sieben, H.	Zubay
Casserly	Jacobs	Nelson	Sieben, M.	

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

The question was taken on the motion to recommend passage of S. F. No. 572, as amended, and the roll was called. There were 119 yeas and 13 nays as follows:

Those who voted in the affirmative were:

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

Mann	Niehaus	Peterson	Simoneau	Waldorf
McCarron	Norman	Pleasant	Stadum	Weaver
Mehrkens	Norton	Prahl	Stoa	Welch
Metzen	Novak	Redalen	Stowell	Welker
Minne	Nysether	Reif	Sviggum	Wenzel
Moe	Olsen	Rose	Swanson	Wieser
Munger	Onnen	Rothenberg	Thiede	Wigley
Murphy	Otis	Schreiber	Tomlinson	Wynia
Nelsen, B.	Patton	Searles	Valan	Zubay
Nelsen, M.	Pavlak	Sieben, H.	Valento	Speaker Searle
Nelson	Pehler	Sieben, M.	Voss	

Those who voted in the negative were:

Anderson, D.	Dempsey	Piepho	Rice	Sherwood
Brinkman	McDonald	Reding	Sarna	Vanasek
Corbid	McEachern	Rees		

The motion prevailed.

Byrne moved to amend H. F. No. 399 as follows:

Page 2, after line 1, insert new sections to read:

"Sec. 3. Minnesota Statutes 1978, Section 145.925, Subdivision 5, is amended to read:

Subd. 5. The commissioner of health shall promulgate rules for approval of plans and budgets of prospective grant recipients, for the submission of annual financial and statistical reports, and the maintenance of statements of source and application of funds by grant recipients. *The rules promulgated by the commissioner shall require a separate account of the use of state family planning funds.* The commissioner of health may not require that any home rule charter or statutory city or county apply for or receive grants under this subdivision as a condition for the receipt of any state or federal funds unrelated to family planning services.

Sec. 4. Minnesota Statutes 1978, Section 145.925, is amended by adding a subdivision to read:

Subd. 9. The commissioner shall prohibit recipients from using funds received pursuant to this section to reduce in any way present expenditure levels supporting family planning services or diverting funds otherwise available for family planning services to other purposes. Reduction in funds from other sources due to causes other than receipt of state family planning funds shall not affect eligibility for grants authorized by this section. In no case shall funds authorized by this section be used to perform, make referrals for or disseminate information on abortion."

Further amend the title as follows:

Page 1, line 6, delete "Subdivision" and insert "Subdivisions" and after "2" insert "and 5 and by adding a subdivision"

The question was taken on the adoption of the amendment and the roll was called. There were 38 yeas and 88 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Ellingson	Jaros	Munger	Simoneau
Berglin	Enebo	Kahn	Murphy	Stoa
Berkelman	Ewald	Kaley	Nelson	Tomlinson
Byrne	Faricy	Lehto	Norton	Vanasek
Carlson, L.	Forsythe	Levi	Novak	Voss
Casserly	Greenfield	Long	Otis	Wynia
Clark	Heinitz	Minne	Rothenberg	
Dean	Hokanson	Moe	Searles	

Those who voted in the negative were:

Aasness	Drew	Kempe	Onnen	Stadum
Adams	Eken	Kostohryz	Osthoff	Stowell
Ainley	Elioff	Kroening	Patton	Svigum
Albrecht	Erickson	Kvam	Pavlak	Swanson
Anderson, B.	Esau	Laidig	Pehler	Thiede
Anderson, I.	Evans	Ludeman	Peterson	Valan
Anderson, R.	Fjoslien	Luknic	Piepho	Valento
Battaglia	Friedrich	Mann	Prahl	Waldorf
Beigich	Fritz	McCarron	Redalen	Weaver
Biersdorf	Fudro	McDonald	Reding	Welch
Blatz	Halberg	McEachern	Rees	Welker
Brinkman	Haukoos	Mehrrens	Reif	Wenzel
Carlson, D.	Heap	Metzen	Rose	Wieser
Clawson	Hoberg	Nelsen, B.	Sarna	Wigley
Corbid	Jacobs	Nelsen, M.	Schreiber	Zubay
Crandall	Johnson, D.	Niehaus	Sherwood	Speaker Searle
Dempsey	Jude	Norman	Sieben, H.	
Den Ouden	Kalis	Nysether	Sieben, M.	

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

Waldorf moved to amend H. F. No. 399, as amended, as follows:

Page 1, lines 11 and 12, reinstate the stricken language

Page 1, line 13, reinstate the stricken words "corporation which performs abortions."

Page 1, line 13, after "abortions" insert "*other than abortions certified in writing by the attending physician as medically necessary to prevent the death of the mother*"

Page 1, line 18, delete "No state family planning funds"

Page 1, delete lines 19, 20 and 21 and insert "*Cities, counties, groups of cities or counties or nonprofit corporations shall not use family planning funds received pursuant to this section to contract with any corporation, agency, individual or entity which performs*"

Further, amend the title as follows:

Page 1, lines 3 and 4, delete ", agency, individual, or entity"

Page 1, line 4, after "abortions;" insert "prohibiting counties or cities from contracting with any corporation, agency, individual or entity which performs abortions;"

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

Those who voted in the affirmative were:

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

The motion prevailed and the amendment was adopted.

Waldorf moved to amend H. F. No. 399, as amended, as follows:

Page 2, line 1, after "mother." insert "If any provision of this subdivision is found to be unconstitutional and void, the provisions of Minnesota Statutes 1978, Section 145.925 shall not be severable."

Further, amend the title as follows:

Page 1, line 4, after "abortions;" insert "providing that certain provisions of law are nonseverable under certain conditions;"

The question was taken on the adoption of the amendment and the roll was called. There were 83 yeas and 50 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Kempe	Niehaus	Sherwood
Adams	Elioff	Knickerbocker	Norman	Sieben, M.
Ainley	Erickson	Kostohryz	Nysether	Stadum
Albrecht	Esau	Kroening	Onnen	Sviggum
Anderson, B.	Evans	Kvam	Osthoff	Thiede
Anderson, D.	Fjoslien	Laidig	Patton	Valan
Anderson, I.	Fritz	Ludeman	Pavlak	Valento
Anderson, R.	Fudro	Luknic	Pehler	Waldorf
Battaglia	Halberg	Mann	Peterson	Weaver
Begich	Heap	McCarron	Piepho	Welch
Biersdorf	Hoberg	McDonald	Prahl	Welker
Blatz	Jacobs	McEachern	Redalen	Wenzel
Brinkman	Jennings	Mehrkens	Rees	Wieser
Corbid	Johnson, D.	Metzen	Reif	Wigley
Crandall	Jude	Murphy	Rose	Zubay
Dempsey	Kalis	Nelsen, B.	Sarna	
Den Ouden	Kelly	Nelsen, M.	Schreiber	

Those who voted in the negative were:

Anderson, G.	Ellingson	Jaros	Nelson	Sieben, H.
Berglin	Enebo	Johnson, C.	Norton	Simoneau
Berkelman	Ewald	Kahn	Novak	Stoa
Byrne	Farcy	Kaley	Olsen	Stowell
Carlson, D.	Forsythe	Lehto	Otis	Swanson
Carlson, L.	Friedrich	Levi	Pleasant	Tomlinson
Casserly	Greenfield	Long	Reding	Vanasek
Clark	Haukoos	Minne	Rice	Voss
Dean	Heinitz	Moe	Rothenberg	Wynia
Eken	Hokanson	Munger	Searles	Speaker Searle

The motion prevailed and the amendment was adopted.

Waldorf moved to amend H. F. No. 399, as amended, as follows:

Page 2, after line 1, insert a new section to read:

"Sec. 3. Minnesota Statutes 1978, Section 145.92, Subdivision 1, is amended to read:

145.92 [COMMUNITY HEALTH SERVICE PLANS.] Subdivision 1. [PLAN CONTENT.] The community health services plan shall be a written plan for the development, implementation, coordination, and operation of community health services that meet the priority needs of the community. Financial constraints and differing priorities may result in variations in levels of effort for different services. The plan shall include the following:

(a) A description of the process used to encourage full community participation in the development of the plan;

(b) An explanation of the extent to which the planning and service delivery systems have been integrated with the delivery of personal health services, institutional health services, health related environmental programs and services, and with related human services in the community. The plan shall include a statement of the priority needs of the community and an inventory of existing health related services in the community;

(c) Descriptions of each service program including each of the following: Community nursing services, home health services, disease prevention and control services including immunization, emergency medical services, health education, and environmental health services;

(d) The projected amount and sources of funding for carrying out the plan;

(e) A report and evaluation of the two preceding years' community health service programs;

(f) *If funds authorized by sections 145.911 to 145.921 are to be used by a community health board to contract for family planning services, the plan shall identify as a distinct line item the funds budgeted for this purpose. Community health boards shall not use funds received pursuant to sections 145.911 to 145.921 and budgeted for family planning services to contract for family planning services with any corporation, agency, individual or entity which performs abortions other than abortions certified in writing by the attending physician as medically necessary to prevent the death of the mother. If the restrictions prescribed in this paragraph for the use of community health funds for family planning services are found to be unconstitutional and void, no funds authorized by sections 145.911 to 145.921 shall be used for family planning services."*

Delete the title amendment adopted by the Byrne amendment and further, amend the title as follows:

Page 1, line 5, after "1978" delete "Section" and insert "Sections 145.912, Subdivision 9; 145.92, Subdivision 1; and"

McCarron moved to amend the preceding Waldorf amendment to H. F. No. 399, as amended, as follows:

Delete the last sentence in clause (f) which reads as follows: *"If the restrictions prescribed in this paragraph for the use of community health funds for family planning services are found to be unconstitutional and void, no funds authorized by sections 145.911 to 145.921 shall be used for family planning services."*

The question was taken on the adoption of the McCarron amendment to the Waldorf amendment and the roll was called. There were 91 yeas and 37 nays as follows:

Those who voted in the affirmative were:

Adams	Eken	Johnson, D.	Nelsen, B.	Sieben, M.
Ainley	Elioff	Jude	Nelson	Simoneau
Anderson, B.	Ellingson	Kahn	Norman	Stadum
Anderson, D.	Enebo	Kaley	Norton	Stoa
Anderson, G.	Evans	Kelly	Novak	Stowell
Anderson, R.	Ewald	Knickerbocker	Olsen	Sviggum
Battaglia	Faricy	Kvam	Onnen	Swanson
Begich	Forsythe	Lehto	Osthoff	Tomlinson
Berglin	Friedrich	Levi	Otis	Valan
Biersdorf	Greenfield	Long	Peterson	Vanasek
Blatz	Halberg	Ludeman	Piepho	Voss
Byrne	Haukoos	Luknic	Pleasant	Weaver
Carlson, L.	Heinitz	McCarron	Prahl	Wynia
Casserly	Hoberg	Mehrken	Redalen	Zubay
Clark	Hokanson	Metzen	Reding	Speaker Searle
Clawson	Jacobs	Minne	Reif	
Crandall	Jaros	Moe	Rice	
Dean	Jennings	Munger	Rothenberg	
Drew	Johnson, C.	Murphy	Sieben, H.	

Those who voted in the negative were:

Albrecht	Fjoslien	Laidig	Pehler	Welch
Anderson, I.	Fritz	McDonald	Rees	Welker
Berkelman	Fudro	McEachern	Rose	Wenzel
Brinkman	Heap	Nelsen, M.	Sarna	Wieser
Corbid	Kalis	Niehaus	Sherwood	Wigley
Dempsey	Kempe	Nysether	Thiede	
Den Ouden	Kostohryz	Patton	Valento	
Erickson	Kroening	Pavlak	Waldorf	

The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the adoption of the Waldorf amendment, as amended, and the roll was called. There were 113 yeas and 15 nays as follows:

Those who voted in the affirmative were:

Aasness	Dempsey	Hokanson	McEachern	Pleasant
Adams	Den Ouden	Jacobs	Mehrken	Prahl
Ainley	Drew	Jennings	Metzen	Redalen
Albrecht	Eken	Johnson, C.	Minne	Reding
Anderson, B.	Elioff	Johnson, D.	Munger	Rees
Anderson, D.	Ellingson	Jude	Murphy	Reif
Anderson, G.	Erickson	Kalis	Nelsen, B.	Rice
Anderson, I.	Esau	Kelly	Nelsen, M.	Rose
Anderson, R.	Evans	Kempe	Niehaus	Rothenberg
Battaglia	Ewald	Knickerbocker	Norman	Sarna
Begich	Faricy	Kostohryz	Novak	Sherwood
Berkelman	Fjoslien	Kroening	Nysether	Sieben, H.
Biersdorf	Forsythe	Kvam	Olsen	Sieben, M.
Blatz	Friedrich	Laidig	Onnen	Stadum
Brinkman	Fritz	Levi	Osthoff	Stowell
Byrne	Fudro	Ludeman	Patton	Sviggum
Carlson, L.	Halberg	Luknic	Pavlak	Swanson
Clawson	Haukoos	Mann	Pehler	Thiede
Corbid	Heap	McCarron	Peterson	Tomlinson
Crandall	Hoberg	McDonald	Piepho	Valan

Valento	Waldorf	Welker	Wigley	Speaker Searle
Vanasek	Weaver	Wenzel	Wynia	
Voss	Welch	Wieser	Zubay	

Those who voted in the negative were:

Berglin	Dean	Heinitz	Kaley	Moe
Casserly	Enebo	Jaros	Lehto	Norton
Clark	Greenfield	Kahn	Long	Otis

The motion prevailed and the amendment, as amended, was adopted.

The question was taken on the motion to recommend passage of H. F. No. 399, as amended, and the roll was called. There were 86 yeas and 43 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Kempe	Onnen	Thiede
Adams	Elioff	Kostohryz	Osthoff	Valan
Ainley	Erickson	Kroening	Patton	Valento
Albrecht	Esau	Kvam	Pavlak	Vanasek
Anderson, B.	Evans	Laidig	Pehler	Voss
Anderson, D.	Fjoslien	Ludeman	Peterson	Waldorf
Anderson, I.	Fritz	Luknic	Piepho	Weaver
Anderson, R.	Fudro	Mann	Redalen	Welch
Battaglia	Halberg	McCarron	Rees	Welker
Begich	Heap	McDonald	Reif	Wenzel
Biersdorf	Hoberg	McEachern	Rice	Wieser
Blatz	Jacobs	Mehrkens	Rose	Wigley
Brinkman	Jennings	Metzen	Sarna	Zubay
Clawson	Johnson, C.	Murphy	Sherwood	Speaker Searle
Corbid	Johnson, D.	Nelsen, M.	Sieben, H.	
Crandall	Jude	Niehaus	Sieben, M.	
Dempsey	Kalis	Norman	Stadum	
Den Ouden	Kelly	Nysether	Sviggum	

Those who voted in the negative were:

Anderson, G.	Ellingson	Hokanson	Moe	Rothenberg
Berglin	Enebo	Jaros	Munger	Simoneau
Berkelman	Ewald	Kahn	Nelson	Stoa
Byrne	Faricy	Kaley	Norton	Stowell
Carlson, L.	Forsythe	Knickerbocker	Novak	Swanson
Casserly	Friedrich	Lehto	Olsen	Tomlinson
Clark	Greenfield	Levi	Otis	Wynia
Dean	Haukoos	Long	Pleasant	
Eken	Heinitz	Minne	Reding	

The motion prevailed.

MOTIONS AND RESOLUTIONS

Reding moved that the name of Reding be stricken and the name of Dean be added as chief author on H. F. No. 631. The motion prevailed.

Fjoslien moved that the name of Wieser be added as an author on H. F. No. 1249. The motion prevailed.

Berglin moved that H. F. No. 1131 be recalled from the Committee on Health and Welfare and be re-referred to the Committee on Appropriations. The motion prevailed.

Waldorf moved that H. F. No. 1257 be recalled from the Committee on Transportation and be re-referred to the Committee on Local and Urban Affairs. The motion prevailed.

ADJOURNMENT

Sieben, H., moved that when the House adjourns today it adjourn until 2:00 p.m., Wednesday, April 11, 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., Wednesday, April 11, 1979.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

