

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1979

THIRTY-FOURTH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, APRIL 11, 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. Laidig 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. 458, 998, 1033, 227, 294, 503, 564, 614, 704, 859, 317, 594, 969 and 399 and S. F. Nos. 26, 493, 622, 444, 528, 603, 871, 57, 72, 340 and 572 have been placed in the members' files.

S. F. No. 493 and H. F. No. 704, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Swanson moved that the rules be so far suspended that S. F. No. 493 be substituted for H. F. No. 704 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 603 and H. F. No. 503, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Battaglia moved that the rules be so far suspended that S. F. No. 603 be substituted for H. F. No. 503 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 9, 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 Files:

H. F. No. 201, relating to political subdivisions; regarding public officers; permitting contracts between hospital district boards and board members; amending Minnesota Statutes 1978, Section 471.88, subdivision 1.

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

Sincerely,

ALBERT H. QUIE
Governor

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

April 9, 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>
	201	20	April 9	April 9
198		21	April 9	April 9
204		22	April 9	April 9
254		23	April 9	April 9
288		24	April 9	April 9
327		25	April 9	April 9
	472	Resolution No. 2	April 9	April 9

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

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

April 10, 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>
20		26	April 10	April 10

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

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

H. F. No. 96, A bill for an act relating to children; establishing a comprehensive child protective services program; prescribing duties of the commissioner of public welfare and county welfare boards; authorizing grants for experimental programs to encourage interagency cooperation; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [CITATION.] Sections 1 to 11 may be cited as the "comprehensive child protective services act."

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of sections 1 to 11 the terms defined in this section shall

have the meanings given them, unless the context clearly indicates otherwise.

Subd. 2. "Child protective services" means services prescribed in section 4 which are directed at the goals of identification and prevention of physical, sexual or emotional abuse or neglect of children and of safeguarding the health and welfare of children whose parents are unable or unwilling to do so.

Subd. 3. "Commissioner" means the commissioner of public welfare.

Subd. 4. "County board" means the board of county commissioners in each county.

Subd. 5. "Human services board" means a board established pursuant to Minnesota Statutes, Section 402.02, or a board given the powers and responsibilities of a human service board by other law.

Sec. 3. [DUTIES OF COUNTY BOARDS.] The county board of each county shall be responsible for the administration, planning and funding of the child protective services program as required by sections 1 to 11 and rules promulgated by the commissioner. Counties which have by resolution combined to form a multicounty board for social service purposes or which have established a human service board shall have the same powers, duties and functions as the individual county boards.

Sec. 4. [CHILD PROTECTIVE SERVICES PROGRAM.]
Subdivision 1. [STAFF.] The county board or boards or human services board shall designate a member of its staff to be responsible for the child protective services program.

Subd. 2. [REQUIREMENTS.] Each child protective services program shall:

(a) be capable 24 hours a day, seven days a week, of receiving all reports alleging that a child has been abused or neglected;

(b) assess each report to determine the need for investigation;

(c) establish, pursuant to rules established by the commissioner, detailed procedures for intervention, in cooperation with the appropriate law enforcement agency, for the protection of a child in immediate danger;

(d) provide for referral to a physician, medical clinic or hospital for emergency care when it is not otherwise available to the child;

(e) designate licensed facilities for emergency care which are available and capable of receiving children at any time;

(f) offer to each family in which an abused or neglected child is found counseling services which seek to prevent further incidents of abuse or neglect and enable children to remain in their own home if it is in the child's best interest;

(g) develop, in cooperation with or on behalf of each abused or neglected child and its family, a written individual treatment plan designed to improve the conditions which caused the abuse or neglect to occur and to prevent recurrence of the abuse or neglect, including periodic follow-up services after the initial conditions have improved;

(h) cooperate with the child protection team and any other agencies in making referrals or obtaining services needed by the child and its family;

(i) disseminate information on child abuse and neglect to the general public in order to increase awareness of the problem and encourage voluntary reporting by those not required by law to report.

Subd. 3. [PAYMENTS.] Payments to physicians, medical clinics and hospitals for diagnostic procedures may be made by the county board or boards or human services board if no other source of payment is available.

Sec. 5. [LOCAL PLAN.] Subdivision 1. [PLAN REQUIRED.] Commencing in 1980 and every two years thereafter, each board of county commissioners or human service board shall, on or before May 1 of that year, publish a proposed biennial plan for the provision of child protective services. The plan for child protective services may be part of the county's community social services plan or comprehensive annual services plan required under Title XX of the social security act.

Subd. 2. [PLAN CONTENTS.] The local plan shall describe: (a) local implementation of the comprehensive child protective services act, including the organization, staffing, method of operations and financing of the child protective service, as well as provisions made for the purchase of services and interagency cooperation; (b) programs in effect and programs planned in connection with the implementation of sections 1 to 11; (c) training programs in existence or planned for personnel involved in the diagnosis or treatment of physical or sexual abuse or neglect of children.

Subd. 3. [CONTRACTS.] The local plan shall specify the terms and conditions under which the county board or boards or human services board may purchase and utilize services of any

public or private agency to carry out its responsibilities under sections 1 to 11.

Subd. 4. [CITIZEN PARTICIPATION.] The county board or boards or human services board shall provide opportunities for participation by citizens in the development of the biennial plan and in the allocation of funds for child protective services. Compliance with citizen participation requirements in the development of community social services plans shall be deemed compliance with the requirements prescribed by this subdivision.

Subd. 5. [PLAN SUBMISSION.] The county board or boards or human services board shall submit the child protective services plan, either separately or as part of the community social services plan, to the commissioner. The date of submission to the commissioner shall be determined by the commissioner so that this plan is coordinated with the proposed and final comprehensive annual services program plan required under Title XX of the social security act and the biennial community social services plan.

Sec. 6. [INTERAGENCY COOPERATION.] Subdivision 1. [CHILD PROTECTION TEAM.] The county board or boards or human services boards shall establish methods and procedures to encourage cooperation among local public and private agencies in providing comprehensive child protective services. The board may appoint a multidisciplinary child protection team consisting of representatives of social service, health, education, mental health, law enforcement and other appropriate public or private local agencies as well as representatives of parent groups.

Subd. 2. [ROLE OF TEAMS.] The county board or boards or human services board may assign any or all of the following responsibilities to a child protection team:

(a) the development of procedures to clarify the roles and responsibilities of each discipline in the comprehensive child protective services program;

(b) the development of individualized program plans for children and families;

(c) the development of the biennial child protective services plan and recommendations concerning the allocation of available funds for child protective services;

(d) The development of projects to increase public awareness concerning child abuse and neglect.

Subd. 3. [PRIVACY.] Notwithstanding any other law to the contrary a member of a child protection team may disclose

private and confidential data on individuals to other members of the child protection team when necessary to enable the team to perform the assigned functions. All of this data shall be subject to the requirements of Minnesota Statutes, Sections 15.162 to 15.1671.

Sec. 7. [DUTIES OF THE COMMISSIONER OF PUBLIC WELFARE.] Subdivision 1. The commissioner of public welfare shall supervise the provision of child protective services by the county board or boards or human service boards. For this purpose, the commissioner shall designate within the department of public welfare an organizational unit, the director of which shall be responsible for state efforts to assist county agencies in the planning for and provision of child protective services through technical assistance, staff training and statewide dissemination of information on the prevention, identification and treatment of child abuse and neglect.

Subd. 2. The commissioner shall review each county plan for child protective services and approve the plan or return the proposed plan with specific suggestions for improving the plan and an offer of technical assistance to the county board.

Within 30 days of its submission, the commissioner shall certify whether the local plan fulfills the purposes and requirements of sections 1 to 11. If the commissioner certifies that the local plan does not do so, he shall state the reasons therefore, and the local agency shall have 30 days to submit an amended plan. The commissioner shall in such cases have 30 days to certify whether this amended plan fulfills the purposes and requirements of sections 1 to 8.

Subd. 3. The commissioner shall monitor the implementation of the county child protective services plan by requiring periodic reports from each county. Reports required by other laws which include child protective services shall fulfill the requirements of this subdivision. The commissioner shall annually publish a statewide report on child protective services which shall include recommendations to the governor and the legislature, a description of each experimental program funded under section 9, and a description of each program funded through the federal child abuse prevention and treatment act.

Sec. 8. [EDUCATION AND TRAINING.] The commissioner shall conduct a continuing education and training program designed to encourage the fullest degree of reporting of known and suspected cases of child abuse and neglect, including institutional abuse and neglect, and to improve communication and coordination among all agencies in the identification, prevention, and treatment of child abuse and neglect. The program shall inform the general public and professionals of the nature and extent of child abuse and neglect and their responsibilities, obligations and powers under sections 1 to 11 and Minnesota Statutes,

Sections 245.813, 626.555 and 626.556. It shall also include information relating to the functions and procedures of the county child protection program and child protection team. The commissioner may contract with appropriate state and other agencies for the development of curriculum for and training of professionals in the respective disciplines.

Sec. 9. [EXPERIMENTAL PROGRAMS.] The commissioner may make grants to public and private nonprofit organizations for experimental programs which encourage interagency cooperation in preventing or treating of child abuse and neglect. Each experimental program shall conform to guidelines developed by the commissioner. Applications for grants shall be made in the form prescribed by the commissioner and shall include a method whereby the program can be evaluated on the basis of measurable program objectives. The guidelines and forms prescribed by the commissioner pursuant to this section shall be exempt from the administrative procedures prescribed in chapter 15.

Sec. 10. [APPROPRIATION.] For the biennium ending June 30, 1981, there is appropriated from the general fund to the commissioner of public welfare the sum of \$..... for the purposes of section 7 and the sum of \$..... for the purposes of section 8.

Sec. 11. [EFFECTIVE DATE.] Sections 1 to 6 are effective the day following final enactment. Sections 7 to 10 are effective August 1, 1979."

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

The report was adopted.

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

H. F. No. 160, A bill for an act relating to welfare; changing income disregard provisions for certain medical assistance recipients and certain supplemental aid recipients; amending Minnesota Statutes 1978, Sections 256B.06, Subdivision 1; and 256D.37, Subdivision 1.

Reported the same back with the following amendments:

Page 3, line 3, after "to" insert "aged or"

Page 3, line 6, after "to" insert "aged and"

Page 4, line 29, after "for" insert "aged or"

Page 4, line 30, after "to" insert "aged or"

Page 5, after line 4, insert new sections to read:

"Sec. 3. Minnesota Statutes 1978, Section 256D.37, Subdivision 2, is amended to read:

Subd. 2. The eligibility criteria for supplemental aid under this section shall be those in effect December 31, 1973 for the categorical aid programs of old age assistance, aid to the blind, and aid to the disabled except that *in determining eligibility for aged or disabled individuals all actual work expenses shall be disregarded and the earned income disregard shall be the same as the earned income disregard used to determine eligibility for aged or disabled individuals in the supplemental security income program, and except that net equity of \$25,000 in one home used as a residence, one automobile the market value of which does not exceed \$1,650, and real estate not used as a home which produces net income applicable to the family's needs or which the family is making a continuing effort to sell at a fair and reasonable price, are to be disregarded in determining eligibility.* The commissioner of public welfare shall annually adjust the limitation on net equity in real property used as a home by the same percentage as the homestead base value index provided in section 273.122, subdivision 2. The local agency shall apply the relevant criteria to each application. The local agency in its discretion may permit eligibility of an applicant having assets in excess of the amount prescribed in this section if liquidation of the assets would cause undue loss or hardship.

Sec. 4. [REPEALER.] *Minnesota Statutes 1978, Section 256B.36, is repealed."*

Further, amend the title as follows:

Page 1, delete line 7 and insert "Subdivisions 1 and 2; repealing Minnesota Statutes 1978, Section 256B.36."

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

The report was adopted.

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

H. F. No. 307, A bill for an act relating to commerce; regulating building movers; amending Minnesota Statutes 1978, Chapter 221, by adding a section.

Reported the same back with the following amendments:

Page 1, line 12, delete "or" and insert "and"

Page 2, line 22, delete "shall" and insert "may"

Page 2, line 23, before the semicolon, insert "*of building movers*"

Page 2, line 24, delete the comma and insert "*; and other rules as necessary to implement this section. The department shall promulgate rules establishing*"

Page 2, line 25, delete everything before the period

Page 3, line 2, delete "or otherwise"

Page 3, line 2, after "routing," insert "movement,"

Page 3, line 4, delete "or highways"

Page 3, line 5, after "or" insert "*highways within the jurisdiction of*"

Page 3, after line 7, insert:

"Subd. 6. [ENFORCEMENT POWERS; VIOLATIONS; PENALTIES.]

The enforcement powers of the department of transportation and its representatives under section 221.221, and the violations and penalty provisions of section 221.68 shall be applicable to this section."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 448, A bill for an act relating to public health; authorizing the funding of a statewide poison information center; giving grant and program monitoring responsibilities to the commissioner of health; appropriating money.

Reported the same back with the following amendments:

Page 1, line 12, delete "referral or treatment" and insert "appropriate home management or referral"

Page 2, line 12, after "users" insert "and in a manner that utilizes 911 emergency telephone services developed pursuant to Minnesota Statutes, Chapter 403"

Page 2, line 14, delete the comma and insert "direction as well as the"

Page 2, line 15, after "resources" insert "needed for poison information services"

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

The report was adopted.

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

H. F. No. 500, A bill for an act relating to interest rates; increasing permissible finance charges for open end credit sales; amending Minnesota Statutes 1978, Section 334.16, Subdivision 1.

Reported the same back with the following amendments:

Page 2, after line 7, insert:

"Sec. 2. [COMPUTATION OF AVERAGE DAILY BALANCE.] *If a plan, agreement or arrangement provides that if full payment is made within a certain time a finance charge will not be imposed, and if full payment is not made within that time, then the calculation of the average daily balance for the purpose of the limitation on rates imposed by section 334.16, subdivision 1, clause (b) shall be made by excluding from the daily balances the amount of each sale from the date of the sale until the last day of the regular billing cycle during which the sale was made. The portion of any balance arising from the sale of goods which are returned shall be excluded from the unpaid balance as of the date the goods are returned.*"

Renumber sections accordingly.

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 523, A bill for an act relating to public health; prescribing fees for diagnostic laboratory services provided by

the department of health; providing exemptions for charging fees; authorizing the commissioner of health to promulgate rules; amending Minnesota Statutes 1978, Chapter 144, by adding a section.

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

The report was adopted.

Pleasant from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 611, A bill for an act relating to metropolitan government; fixing the location of metropolitan sports facilities; amending Minnesota Statutes 1978, Sections 473.556, Subdivision 3; and 473.571, Subdivision 1; repealing Minnesota Statutes 1978, Section 473.571, Subdivisions 2, 3, 4, 5 and 6.

Reported the same back with the following amendments:

Page 1, delete lines 10 to 23

Page 2, delete lines 1 and 2

Page 2, after line 2, add a section to read:

"Section 1. Minnesota Statutes 1978, Section 473.581, Subdivision 3, is amended to read:

Subd. 3. [LIMITATIONS.] The principal amount of the bonds issued pursuant to subdivision 1, clause (a), shall not exceed the amounts hereinafter authorized. If the commission's proposal and the construction contracts referred to in clause (g) of this subdivision provide for the construction of a covered multipurpose sports facility, the principal amount of bonds issued pursuant to subdivision 1, clause (a), shall be limited to \$55,000,000. If the commission's proposal and the construction contracts do not provide for the construction of a cover on a proposed multipurpose sports facility and the commission does not otherwise contract for the construction or acquisition of a cover for the sports facility, the principal amount shall be limited to (\$42,000,000) \$46,000,000. (IF THE SITE FOR THE FACILITY IS IN THE COUNTY OF ANOKA, NO MORE THAN \$3,000,000 OF ADDITIONAL BONDS MAY BE ISSUED FOR LAND ACQUISITION, CLEARANCE, RELOCATION AND LEGAL COSTS REFERRED TO IN CLAUSES (D) AND (E) OF THIS SUBDIVISION IN CONNECTION WITH THE CONSTRUCTION OF A MULTI PURPOSE STADIUM.) If the commission's proposal and the construction contracts provide for the construction of a new sports facility for football and soccer

and for remodeling the existing metropolitan stadium for baseball, the principal amount shall be limited to (\$37,500,000) \$46,000,000. If the commission's proposal and the construction contracts provide for the reconstruction and remodeling of the existing metropolitan stadium as an uncovered multipurpose sports facility, the principal amount shall be limited to \$25,000,000. The bonds issued pursuant to subdivision 1, clause (a), shall bear an average annual rate of interest, including discount, not in excess of seven and one-half percent. The proceeds of the bonds issued pursuant to subdivision 1, clause (a), shall be used only for the acquisition and betterment of sports facilities suitable for baseball, football and soccer, with a seating capacity for football and soccer of approximately (65,000) 60,000 persons. The council shall issue its bonds and construction of sports facilities may commence when the council has made the following determinations:

(a) The commission has executed agreements with major league professional baseball and football organizations to use its sports facilities for all scheduled regular season home games and play-off home games and, in the case of the football organization, for at least one-half of its exhibition games played each season. The agreements shall be for a period of not more than 30 years nor less than the term of the longest term bonds that in the council's judgment it may find it necessary to issue to finance the acquisition and betterment of the (COMMISSION'S) sports (FACILITIES) *facility intended for use by the particular organization*. The agreements shall provide that, in the event of breach of the agreements, the defaulting organization shall pay damages annually to the commission. The annual payment shall be in an amount equal to the annual average of all revenue derived by the commission from attendance at events and activities of the defaulting organization during the years prior to default, provided that the damages shall not exceed in any year an amount sufficient, with other revenues of the commission but excluding proceeds of the tax under section 473.591, to pay all expenses of operation, maintenance, administration, and debt service for the facilities used by the defaulting organization during the same year. The damages shall be payable during the period from the occurrence of the default to the date on which another major league professional baseball or football organization, replacing the defaulting organization, enters into a use agreement with the commission for not less than the then remaining term of the original agreement. The agreements with the teams shall provide that no closed circuit or pay television broadcasting of events in the sports facility may be allowed without the approval of the commission. The agreements shall include provisions protecting the commission and the council in the event of change in ownership of the professional teams.

(b) The commission has executed agreements with professional baseball and football major leagues which guarantee the continuance of franchises in the metropolitan area for the period of the agreements referred to in clause (a).

(c) The proceeds of bonds provided for in this subdivision will be sufficient, together with other capital funds that may be available to the commission, to construct or remodel and to furnish the sports facilities proposed by the commission, including the appropriate professional fees and charges but excluding, except as otherwise provided in this subdivision, the acquisition, clearance, relocation, and legal costs referred to in clauses (d) and (e).

(d) The commission has acquired, without cost to the commission or the council except as provided in this subdivision, title to all real property including all easements and other appurtenances needed for the construction and operation of any proposed sports facilities or has received a grant of funds or has entered into an agreement or agreements sufficient in the judgment of the council to assure the receipt of funds, at the time and in the amount required, to make any payment upon which the commission's acquisition of title and possession of the real property is conditioned.

(e) The commission has received a grant of funds or entered into an agreement or agreements sufficient in the judgment of the council to assure the receipt of funds, at the time and in the amount required, to pay all costs, except as provided in this subdivision, of clearing the real property needed for the construction and operation of any proposed sports facilities of all buildings, railroad tracks and other structures, including without limitation all relocation costs, all utility relocation costs, and all legal costs.

(f) The commission has executed agreements with appropriate labor organizations and construction contractor organizations which provide that no labor strike or management lockout will halt, delay or impede construction.

(g) The commission has executed contracts for the construction of its sports facilities.

(h) The environmental impact statement for the sports facility or facilities has been accepted by the environmental quality board, and the pollution control agency and any other department, agency, or unit of government have taken final action to approve or deny any permits necessary for the sports facility or facilities.

(i) At least 50 percent of the private boxes provided for in the sports facility or facilities are leased for at least five years.

(j) The anticipated revenue from the operation of the sports facility or facilities plus any additional available revenue of the commission, but not including proceeds of the tax under section 473.591, will be an amount sufficient to pay when due all debt service plus all operating and maintenance expenses, unless

the proposed facility is a covered multipurpose sports facility, in which case the aforementioned revenues need only be an amount sufficient to pay when due all debt service plus a substantial portion of operating and maintenance expense.

(k) The commission has studied and considered the needs of the university of Minnesota for athletic facilities for a prospective 20 year period.

The validity of any bonds issued under subdivision 1, clause (a), and the obligations of the council and commission related thereto, shall not be conditioned upon or impaired by the council's determinations made pursuant to this subdivision. For purposes of issuing the bonds the determinations made by the council shall be deemed conclusive, and the council shall be and remain obligated for the security and payment of the bonds irrespective of determinations which may be erroneous, inaccurate, or otherwise mistaken."

Renumber the sections.

Further amend the title:

Page 1, lines 2 and 3, delete "fixing the location of" and insert "changing certain bond amount maximums and seating capacity requirements related to"

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

Page 1, line 5 delete "473.556, Subdivision 3; and 473.571" and insert "473.581"

Page 1, line 6 delete "1" and insert "3"

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

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

H. F. No. 686, A bill for an act relating to public health; permitting statewide use of plastic water well casings; repealing Minnesota Statutes 1978, Section 156A.031, Subdivision 2.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 156A.031, Subdivision 2, is amended to read:

Subd. 2. This section applies only to the counties of Traverse, Grant, Douglas, Stevens, Pope, Big Stone, Swift, Lac

qui Parle, Chippewa, Kandiyohi, Yellow Medicine, Renville, Lincoln, Lyon, Pipestone, Murray, Rock, (AND) Nobles, Kittson, Roseau, Lake of the Woods, Marshall, Pennington, Polk, Red Lake, Norman, Mahnomen, Clearwater, Clay, Becker, Wilkin, Ottertail, Wadena, Todd, Martin, Jackson, and Cottonwood.

Sec. 2. *This act is effective the day following its final enactment.*"

Amend the title as follows:

Page 1, line 2, delete "statewide"

Page 1, line 3, after "casings" insert "in additional counties" and delete "repealing" and insert "amending"

With the recommendation that when so amended the bill pass.

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

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

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

The report was adopted.

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

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

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 256B.35, is amended to read:

256B.35 [PERSONAL ALLOWANCE, PERSONS IN SKILLED NURSING HOMES OR INTERMEDIATE CARE FACILITIES.] Subdivision 1. Notwithstanding any law to the contrary, welfare allowances for clothing and personal needs for individuals receiving medical assistance while residing in any skilled nursing home or intermediate care facility, including recipients of supplemental security income, in this state shall not be less than (\$30) \$50 per month from all sources. *When benefit amounts for social security or supplementary security income recipients are increased pursuant to sections 215(i) and 1617 of the Social Security Act, the commissioner shall, effective in the month in which the increase takes effect, increase by the same percentage the clothing and personal needs allowance for individuals receiving medical assistance while residing in any skilled nursing home or intermediate care facility. The commissioner of public welfare shall provide timely notice to local agencies, providers, and recipients of increases pursuant to this provision.*

Provided that this personal needs allowance may be paid as part of the Minnesota supplemental aid program, notwithstanding the provisions of section 256D.37, subdivision 2, and payments to the recipients from Minnesota supplemental aid funds may be made once each three months beginning in October, 1977 covering liabilities that accrued during the preceding three months.

Subd. 2. Neither the skilled nursing home, the intermediate care facility nor the department of public welfare shall withhold or deduct any amount of this allowance for any purpose contrary to this section.

Subd. 3. The nursing home may not commingle the patient's funds with nursing home funds or in any way use the funds for nursing home purposes.

Subd. 4. The (DEPARTMENT) commissioner of public welfare (IS AUTHORIZED TO) shall conduct field audits at least once every three years without notice to determine whether this section was complied with by the skilled nursing home or intermediate care facility and that the funds provided residents for their personal needs were actually expended for that purpose. *The field audits may be conducted at the same time as cost report audits required under section 256B.27, subdivision 2a.*

Subd. 5. The nursing home may transfer the personal allowance to someone other than the recipient only when the recipient or his guardian or conservator designates that person in writing to receive or expend funds on behalf of the recipient and that person certifies in writing that the allowance is spent for the well being of the recipient. *Persons, other than the recipient, in possession of the personal allowance, shall use the*

allowance only for the well being of the recipient. Any person, other than the recipient, who, with intent to defraud, uses the personal needs allowance for purposes other than the well being of the recipient shall be guilty of theft and shall be sentenced pursuant to section 609.52, subdivision 3, clauses (1), (2) and (5). To prosecute under this subdivision, the attorney general or the appropriate county attorney, acting independently or at the direction of the attorney general, may institute a criminal action. A nursing home that transfers personal needs allowance funds to a person other than the recipient in good faith and in compliance with this section shall not be held liable under this subdivision.

Subd. 6. In addition to the remedies otherwise provided by law, any person injured by a violation of any of the provisions of this section, may bring a civil action and recover damages, together with costs and disbursements, including costs of investigation and reasonable attorney's fees, and receive other equitable relief as determined by the court."

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. 792, A bill for an act relating to claims against the state; providing for claims arising out of injury or death of persons conditionally released by the Minnesota corrections board to perform community service; amending Minnesota Statutes 1978, Section 3.738, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 14, after "of" insert "*the circumstances described in this subdivision shall be presented to, heard, and determined by the legislature*"

Page 1, line 15, after "(1)" insert "An"

Page 1, line 18, delete ", or (2)" and insert ";; (2) An"

Page 1, line 21, delete "volunteer" and insert "uncompensated"

Page 1, line 21, delete "or service"

Page 2, line 2, delete "such" and insert "the"

Page 2, line 2, delete "or service"

Page 2, lines 2 and 3, strike "shall be presented to, heard and determined by the legislature" and insert "; (3) *An injury to or death of a person who has been placed on probation by a court and who is performing work in restitution pursuant to court order;* (4) *An injury to or death of a person, including a juvenile, who has been diverted from the court system and who is performing work in restitution pursuant to a written agreement signed by himself, and if a juvenile, by his parent or guardian;* or (5) *An injury to or loss of property or personal injury or death of a third person caused by a person performing any of the work described above*"

Amend the title as follows:

Page 1, line 3, delete "injury or death of"

Delete lines 4 and 5 and insert "various restitution programs to be heard by the legislature;"

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. 912, A bill for an act relating to juries; requiring the department of public safety to provide jury commissioners with drivers' license lists without fee; amending Minnesota Statutes 1978, Section 593.37, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 12, delete "no" and insert "a reasonable"

Amend the title as follows:

Page 1, line 4, delete "without" and insert "at a reasonable"

With the recommendation that when so amended the bill pass.

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 940, A bill for an act relating to transportation; authorizing an increase in the approved complement of the department for certain services; providing for reimbursement for the services; appropriating money.

Reported the same back with the following amendments:

Page 2, line 13, after the period, insert "The commissioner shall deposit all money reimbursed under this section in the trunk highway fund."

Page 2, line 15, after "for" insert "each year of"

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 982, A bill for an act relating to transportation; authorizing an increase in the mileage of the municipal state-aid street system; amending Minnesota Statutes 1978, Section 162.09, Subdivision 1.

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

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

H. F. No. 1097, A bill for an act relating to agriculture; regulating alien ownership of land; providing for permanent resident alien and loss of status; amending Minnesota Statutes 1978, Section 500.221, Subdivisions 1, 3, and by adding a subdivision.

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

The report was adopted.

Sieben, H., from the Committee on Taxes to which was referred:

H. F. No. 1129, A bill for an act relating to taxation; providing for an ad valorem tax on railroads in lieu of the gross earnings tax; providing a one year extension of a reduced gross earnings tax equivalent to ad valorem tax during transition; eliminating the use of limited market valuation in the assessment of property; reducing the classification ratios applied to homesteads and agricultural and seasonal recreational property; increasing the percentage and maximum amount of the homestead credit; pro-

viding state aid to local taxing authorities containing reduced assessment property and natural resources land; increasing the percentage of rent to be used to compute property tax refunds; increasing maximum amounts of property tax refunds; increasing the amount of local government aid paid by the state; appropriating money; amending Minnesota Statutes 1978, Sections 273.061, Subdivision 8; 273.11, Subdivision 2; 273.13, Subdivisions 4, 6, 7, and 14a; 273.17, Subdivision 1; 275.51, Subdivision 3d; 276.04; 290A.03, Subdivision 11; 290A.04, Subdivisions 2, 2a and 2b; 295.02; 477A.01, Subdivisions 1 and 4; and Chapters 270 and 273, by adding sections; repealing Minnesota Statutes 1978, Sections 295.01, Subdivisions 2 and 3; 295.02; 295.03; 295.04; 295.05; 295.12; 295.13; and 295.14.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 273.11, is amended to read:

273.11 [VALUATION OF PROPERTY.] Subdivision 1. Except as provided in (SUBDIVISIONS 2 AND) *subdivision* 6 or section 273.17, subdivision 1, all property shall be valued at its market value. In estimating and determining such value, the assessor shall not adopt a lower or different standard of value because the same is to serve as a basis of taxation, nor shall he adopt as a criterion of value the price for which such property would sell at auction or at a forced sale, or in the aggregate with all the property in the town or district; but he shall value each article or description of property by itself, and at such sum or price as he believes the same to be fairly worth in money. In assessing any tract or lot of real property, the value of the land, exclusive of structures and improvements, shall be determined, and also the value of all structures and improvements thereon, and the aggregate value of the property, including all structures and improvements, excluding the value of crops growing upon cultivated land. In valuing real property upon which there is a mine or quarry, it shall be valued at such price as such property, including the mine or quarry, would sell for a fair, voluntary sale, for cash. In valuing real property which is vacant, the fact that such property is platted shall not be taken into account. An individual lot of such platted property shall not be assessed in excess of the assessment of the land as if it were unplatted until the lot is improved with a permanent improvement all or a portion of which is located upon the lot, or for a period of three years after final approval of said plat whichever is shorter. When a lot is sold or construction begun, the assessed value of that lot or any single contiguous lot fronting on the same street shall be eligible for reassessment. All property, or the use thereof, which is taxable under sections 272.01, subdivision 2, or 273.-

19, shall be valued at the market value of such property and not at the value of a leasehold estate in such property, or at some lesser value than its market value.

(SUBD. 2. (A) THE ASSESSOR AFTER DETERMINING THE VALUE OF ANY PROPERTY SHALL COMPARE THE VALUE WITH THAT DETERMINED IN THE PRECEDING ASSESSMENT. NOTWITHSTANDING THE PROVISIONS OF SECTION 273.17, THE AMOUNT OF THE INCREASE ENTERED IN THE CURRENT ASSESSMENT SHALL NOT EXCEED TEN PERCENT OF THE VALUE IN THE PRECEDING ASSESSMENT OR ONE-FOURTH OF THE TOTAL AMOUNT OF THE INCREASE IN VALUATION WHICHEVER IS GREATER; THE EXCESS SHALL BE ENTERED IN A SUBSEQUENT YEAR OR YEARS; PROVIDED, HOWEVER, THAT IF THE AMOUNT OF THE INCREASE IN MARKET VALUE IS

(I) MORE THAN TEN PERCENT BUT NO MORE THAN 20 PERCENT, THE EXCESS SHALL BE ENTERED IN THE FOLLOWING YEAR;

(II) MORE THAN 20 PERCENT BUT NO MORE THAN 40 PERCENT, TEN PERCENT SHALL BE ENTERED IN EACH SUBSEQUENT YEAR UNTIL THE AMOUNT REMAINING TO BE ENTERED IS LESS THAN 10 PERCENT IN WHICH CASE THE AMOUNT REMAINING WILL BE ENTERED IN THE NEXT SUBSEQUENT YEAR; OR

(III) MORE THAN 40 PERCENT, THE EXCESS SHALL BE ENTERED EQUALLY IN THE THREE SUBSEQUENT YEARS.

(B) IN THE CASE OF PROPERTY DESCRIBED IN SECTION 273.13, SUBDIVISIONS 6, 7, 7B, 10, 12, 17, 17B AND 19, PLUS ALL AGRICULTURAL PROPERTY AND ALL REAL ESTATE DEVOTED TO TEMPORARY AND SEASONAL RESIDENTIAL OCCUPANCY FOR RECREATIONAL PURPOSES WHICH WAS NOT SUBJECT TO THE FIVE PERCENT LIMITATION IN VALUATION INCREASE FOR THE 1973 OR THE 1974 ASSESSMENT THAT WAS PREVIOUSLY PROVIDED PURSUANT TO MINNESOTA STATUTES 1974, SECTION 273.11, SUBDIVISION 2, THE VALUE TO BE USED FOR LEVYING THE 1976 TAXES PAYABLE IN 1977 SHALL BE SET AT THE AVERAGE PERCENT OF MARKET VALUE USED FOR THE RESPECTIVE CLASS OF PROPERTY IN THE 1976 TAX LEVIES IN ITS ASSESSMENT DISTRICT IF THE MARKET VALUE AS DETERMINED BY THE ASSESSOR PURSUANT TO SECTION 273.11, SUBDIVISION 1 EXCEEDS BY MORE THAN TEN PERCENT THE LIMITED MARKET VALUE ESTABLISHED FOR THAT CLASS OF PROPERTY. SUCH PROPERTY

SHALL SUBSEQUENTLY INCREASE IN VALUE FOR PROPERTY TAX PURPOSES AS PRESCRIBED IN CLAUSE (A).)

Subd. 5. Notwithstanding any other provision of law to the contrary, the limitation contained in (SUBDIVISIONS) *subdivision* 1 (TO 5) shall also apply to the authority of the local board of review as provided in section 274.01, the county board of equalization as provided in section 274.13, and the state board of equalization and the commissioner of revenue as provided in section 270.11, 270.12 and 270.16 (, AND ANY INCREASE EFFECTED BY THESE BOARDS OVER THE VALUATION CURRENTLY BEING USED IN COMPUTING TAXES SHALL BE ADDED TO THE PREVIOUS ASSESSED VALUATION IN ANNUAL INCREMENTS AS PROVIDED IN SUBDIVISION 2).

Subd. 6. For purposes of property taxation, the market value of real and personal property installed prior to January 1, 1984, which is a solar, wind, or agriculturally derived methane gas system used as a heating, cooling, or electric power source of a building or structure shall be excluded from the market value of that building or structure if the property is not used to provide energy for sale.

Sec. 2. Minnesota Statutes 1978, Section 273.122, is amended to read:

273.122 [FLEXIBLE HOMESTEAD BASE VALUE.] Subdivision 1. [HOMESTEAD BASE VALUE.] For (1975 AND PRIOR YEARS) *the 1979 assessment*, the homestead base value shall mean (\$12,000) *\$30,000* of market value of any property which qualifies as homestead property for assessment purposes. The homestead base value shall be increased in any subsequent assessment year as provided in subdivision 2.

Subd. 2. [HOMESTEAD BASE VALUE INDEX.] In assessment years subsequent to (1975) *1979*, the homestead base value shall be adjusted pursuant to the homestead base value index. The homestead base value index shall be computed by the equalization aid review committee for each year immediately preceding an assessment year. This index is computed in the following manner. The annual statewide average market value of homestead property as indicated by bona fide real estate sales during the year shall be divided by the statewide average market value of all homestead property sold in (1974) *1978*. This quotient is multiplied by 100. For each increase of a full three and one-half points in the index the homestead base value shall be increased (\$500) *\$1,000* in the following assessment year. On or before December 1 of any year preceding an assessment year the commissioner of revenue shall certify the homestead base value for that year.

Sec. 3. Minnesota Statutes 1978, Section 273.13, Subdivision 4, is amended to read:

Subd. 4. [CLASS 3.] (a) Tools, implements and machinery of an electric generating, transmission or distribution system or a pipeline system transporting or distributing water, gas, or petroleum products or mains and pipes used in the distribution of steam or hot or chilled water for heating or cooling buildings, which are fixtures, all agricultural land, except as provided by classes 1, 3b, 3e, all buildings and structures assessed as personal property and situated upon land of the state of Minnesota or the United States government which is rural in character and devoted or adaptable to rural but not necessarily agricultural use shall constitute class 3 and shall be valued and assessed at 33 1/3 percent of the market value thereof, except as provided in clause (b). Except as provided in subdivision 5a, all real property devoted to temporary and seasonal residential occupancy for recreational purposes, and which is not devoted to commercial purposes for more than 200 days in the year preceding the year of assessment, shall be class 3 property and assessed accordingly. For this purpose, property is devoted to commercial use on a specific day if it is used, or offered for use, and a fee is charged for such use.

(b) For taxes (ASSESSED) levied in (1977) 1979, payable in (1978) 1980 and subsequent years, agricultural land and real property devoted to temporary and seasonal residential occupancy for recreation purposes which is classified as class 3 shall be assessed at (31) 26 percent of its market value (, AND FOR TAXES ASSESSED IN 1978, PAYABLE IN 1979 AND THEREAFTER, IT SHALL BE ASSESSED AT 30 PERCENT OF ITS MARKET VALUE).

Sec. 4. Minnesota Statutes 1978, Section 273.13, Subdivision 6, is amended to read:

Subd. 6. [CLASS 3B.] Agricultural land, except as provided by class 1 hereof, and which is used for the purposes of a homestead shall constitute class 3b and shall be valued and assessed at (18) 12 percent of the market value thereof in (1977) 1979, for taxes payable in (1978) 1980, and (AT 16 PERCENT THEREAFTER) subsequent years. The property tax to be paid on class 3b property as otherwise determined by law not exceeding (120) 320 acres less any reduction received pursuant to section 273.135, regardless of whether or not the market value is in excess of the homestead base value, shall be reduced by (45) 60 percent of the tax; provided that the amount of said reduction shall not exceed (\$325) \$650. (VALUATION SUBJECT TO RELIEF IN 1977 FOR TAXES PAYABLE IN 1978 SHALL BE LIMITED TO 120 ACRES OF LAND, MOST CONTIGUOUS SURROUNDING, OR BORDERING THE HOUSE OCCUPIED BY THE OWNER AS HIS DWELLING

PLACE, AND, SUCH OTHER STRUCTURES AS MAY BE INCLUDED THEREON UTILIZED BY THE OWNER IN AN AGRICULTURAL PURSUIT. FOR TAXES LEVIED IN 1978 PAYABLE 1979 AND SUBSEQUENT YEARS,) Valuation subject to relief shall be limited to (160) 320 acres of land, most contiguous surrounding, (OR) bordering, or *closest* to the house occupied by the owner as his dwelling place, and such other structures as may be included thereon utilized by the owner in an agricultural pursuit. If the market value is in excess of the homestead base value, the amount in excess of that sum shall be valued and assessed at (31) 26 percent of its market value in (1977,) 1979 for taxes payable in (1978,) 1980 and (AT 30 PERCENT THEREAFTER) *subsequent years*. The first \$12,000 market value of each tract of real estate which is rural in character and devoted or adaptable to rural but not necessarily agricultural use, used for the purpose of a homestead shall be exempt from taxation for state purposes; except as specifically provided otherwise by law.

Agricultural land as used herein, and in section 273.132, shall mean contiguous acreage of ten acres or more, primarily used during the preceding year for agricultural purposes. Agricultural use may include pasture, timber, waste, unusable wild land and land included in federal farm programs.

Real estate of less than ten acres used principally for raising poultry, livestock, fruit, vegetables or other agricultural products, shall be considered as agricultural land, if it is not used primarily for residential purposes.

Sec. 5. Minnesota Statutes 1978, Section 273.13, Subdivision 6a, is amended to read:

Subd. 6a. [HOMESTEAD OWNED BY FAMILY FARM CORPORATION OR PARTNERSHIP.] (a) Each family farm corporation and each partnership operating a family farm shall be entitled to class 3b assessment and shall be eligible for the credit provided in subdivision 6 for one homestead occupied by a shareholder or partner thereof who is residing on the land and actively engaged in farming of the land owned by the corporation or partnership. Such a homestead shall not exceed (160) 320 acres, and shall be assessed as provided in subdivision 6, notwithstanding the fact that legal title to the property may be in the name of the corporation or partnership and not in the name of the person residing thereon. "Family farm corporation" and "family farm" shall mean as defined in section 500.24.

(b) In addition to property specified in paragraph (a), any other residences owned by corporations or partnerships described in paragraph (a) which are located on agricultural land and occupied as homesteads by shareholders or partners who are actively engaged in farming on behalf of the corporation or part-

nership shall also be assessed as class 3b property, and be entitled to the credit provided in subdivision 6, but the property eligible shall be limited to the residence itself and as much of the land surrounding the homestead, not exceeding one acre, as is reasonably necessary for the use of the dwelling as a home, and shall not include any other structures that may be located thereon.

Sec. 6. Minnesota Statutes 1978, Section 273.13, Subdivision 7, is amended to read:

Subd. 7. [CLASS 3C, 3CC.] All other real estate and class 2a property, except as provided by classes 1 and 3cc, which is used for the purposes of a homestead, shall constitute class 3c, and shall be valued and assessed at (22) 19 percent of the market value thereof in (1977,) 1979 for taxes payable in (1978,) 1980 and (AT 20 PERCENT THEREAFTER) *subsequent years*. The property tax to be paid on class 3c property as otherwise determined by law, less any reduction received pursuant to section 273.135, regardless of whether or not the market value is in excess of the homestead base value, shall be reduced by (45) 60 percent of the amount of such tax; provided that the amount of said reduction shall not exceed (\$325) \$650. If the market value is in excess of the sum of the homestead base value, the amount in excess of that sum shall be valued and assessed at (36) 32 percent of market value in (1977,) 1979 for taxes payable in (1978,) 1980 and (AT 33 1/3 PERCENT THEREAFTER) *subsequent years*. The first \$12,000 market value of each tract of such real estate used for the purposes of a homestead shall be exempt from taxation for state purposes; except as specifically provided otherwise by law. Class 3cc property shall include only real estate which is used for the purposes of a homestead by (a) any blind person, if such blind person is the owner thereof or if such blind person and his or her spouse are the sole owners thereof; or (b) any person (hereinafter referred to as veteran) who: (1) served in the active military or naval service of the United States and (2) is entitled to compensation under the laws and regulations of the United States for permanent and total service-connected disability due to the loss, or loss of use, by reason of amputation, ankylosis, progressive muscular dystrophies, or paralysis, of both lower extremities, such as to preclude motion without the aid of braces, crutches, canes, or a wheelchair, and (3) with assistance by the administration of veterans affairs has acquired a special housing unit with special fixtures or movable facilities made necessary by the nature of the veteran's disability; or (c) any person who: (1) is permanently and totally disabled and (2) is receiving (i) aid from any state as a result of that disability, or (ii) supplemental security income for the disabled, or (iii) workers' compensation based on a finding of total and permanent disability, or (iv) social security disability, or (v) aid under the federal railroad retirement act of 1937, 45 United States Code Annotated, Section 228b(a)5; which aid is at least 90 percent of the total income of such disabled person from all sources. Class 3cc property shall be valued and assessed at five percent of the

market value thereof. Permanently and totally disabled for the purpose of this subdivision means a condition which is permanent in nature and totally incapacitates the person from working at an occupation which brings him an income. The property tax to be paid on class 3cc property as otherwise determined by law, less any reduction received pursuant to section 273.135, regardless of whether or not the market value is in excess of the homestead base value, for all purposes shall be reduced by (45) 60 percent of the amount of such tax; provided that the amount of said reduction shall not exceed (\$325) \$650. If the market value is in excess of the sum of \$28,000, the amount in excess of that sum shall be valued and assessed at (31) 26 percent in (1977,) 1979 for taxes payable in (1978) 1980 and (30 PERCENT THEREAFTER) *subsequent years*, in the case of agricultural land used for a homestead and (36) 32 percent in the case of all other real estate used for a homestead for taxes payable in (1978) 1980 (AND 33 1/3 PERCENT FOR TAXES PAYABLE IN 1979) and subsequent years.

Sec. 7. Minnesota Statutes 1978, Section 273.13, Subdivision 14a, is amended to read:

Subd. 14a. [BUILDINGS AND APPURTENANCES ON LAND NOT OWNED BY OCCUPANT.] The property tax to be paid in respect of the value of all buildings and appurtenances thereto owned and used by the occupant as a permanent residence, which are located upon land subject to property taxes and the title to which is vested in a person or entity other than the occupant, for all purposes shall be reduced by (45) 60 percent of the amount of the tax in respect of said value as otherwise determined by law, but not by more than (\$325) \$650.

Sec. 8. *The 1978 adjusted assessed values determined under the provisions of section 124.212 shall be computed using the assessment ratios for taxes payable in 1980 provided by sections 3, 4, and 6. In the case of adjusted assessed values which are limited under the provisions of section 124.212, subdivision 11, clause (a), the recomputation provided in this section shall be made on the limited value.*

Sec. 9. Minnesota Statutes 1978, Section 273.17, Subdivision 1, is amended to read:

273.17 [ASSESSMENT OF REAL PROPERTY.] Subdivision 1. In every year, on January 2, the assessor shall also assess all real property that may have become subject to taxation since the last previous assessment, including all real property platted since the last real estate assessment, and all buildings or other structures of any kind, whether completed or in process of construction, of over \$1,000 in value, the value of which has not been previously added to or included in the valuation of the land on which they have been erected. (THE NEWLY ASSESSED PROPERTY SHALL BE VALUED INITIALLY AT

A VALUE NOT EXCEEDING THE AVERAGE PERCENT OF MARKET VALUE USED IN THE TAX LEVIES FOR ITS RESPECTIVE CLASS OF PROPERTY IN ITS ASSESMENT DISTRICT IF THE MARKET VALUE AS DETERMINED BY THE ASSESSOR PURSUANT TO SECTION 273.11, SUBDIVISION 1 EXCEEDS BY MORE THAN TEN PERCENT THE LIMITED MARKET VALUE ESTABLISHED FOR THAT CLASS OF PROPERTY. THE ASSESSMENT SHALL BE INCREASED TO MARKET VALUE IN ANNUAL INCREMENTS AS PROVIDED IN SECTION 273.11, SUBDIVISION 2 UNTIL SUCH TIME AS THE PROPERTY IS REASSESSED.) He shall make return thereof to the county auditor, with his return of personal property, showing the tract or lot on which each structure has been erected and the market value added thereto by such erection. Every assessor shall list, without revaluing, in each year, on a form to be prescribed by the commissioner of revenue, all parcels of land that shall have become homesteads or shall have ceased to be homesteads for taxation purposes since the last real estate assessment, and other parcels of land when the use of the land requires a change in classification or the land has been incorrectly classified in a previous assessment.

The county auditor shall note such change in the assessed valuation upon the tax lists, caused by a change in classification, and shall calculate the taxes for such year on such changed valuation. In case of the destruction by fire, flood, or otherwise of any building or structure, over \$100 in value, which has been erected previous to the last valuation of the land on which it stood, or the value of which has been added to any former valuation, the assessor shall determine, as nearly as practicable, how much less such land would sell for at private sale in consequence of such destruction, and make return thereof to the auditor.

Sec. 10. Minnesota Statutes 1978, Section 290A.03, Subdivision 11, is amended to read:

Subd. 11. [RENT CONSTITUTING PROPERTY TAXES.] "Rent constituting property taxes" means (22) 25 percent of the gross rent actually paid in cash, or its equivalent, or that portion of gross rent which is paid in lieu of property taxes, in (1977) 1979 or any subsequent calendar year by a claimant solely for the right of occupancy of his Minnesota homestead in the calendar year, and which rent constitutes the basis, in the succeeding calendar year of a claim for relief under sections 290A.01 to 290A.21 by the claimant.

Sec. 11. Minnesota Statutes 1978, Section 290A.03, Subdivision 13, is amended to read:

Subd. 13. [PROPERTY TAXES PAYABLE.] "Property taxes payable" means the property tax exclusive of special assessments, penalties, and interest payable on a claimant's home-

stead before reductions made pursuant to section 273.13, subdivisions 6 and 7, but after deductions made pursuant to sections 273.132 and 273.135, in 1977 or any calendar year thereafter. No apportionment or reduction of the "property taxes payable" shall be required for the use of a portion of the claimant's homestead for a business purpose if the claimant does not deduct any business depreciation expenses for the use of a portion of the homestead in the determination of federal adjusted gross income. For homesteads which are mobile homes as defined in section 168.011, subdivision 8, "property taxes payable" shall also include (22) 25 percent of gross rent paid in the preceding year for the site on which the homestead is located, exclusive of charges for utilities or services. When a homestead is owned by two or more persons as joint tenants or tenants in common, such tenants shall determine between them which tenant may claim the property taxes payable on the homestead. If they are unable to agree, the matter shall be referred to the commissioner of revenue and his decision shall be final. Property taxes are considered payable in the year prescribed by law for payment of the taxes.

In the case of a claim relating to "property taxes payable", the claimant must have owned and occupied the homestead on January 2 of the year in which the tax is payable.

Sec. 12. Minnesota Statutes 1978, Section 290A.04, Subdivision 2, is amended to read:

Subd. 2. The refund shall be paid to claimants whose property taxes payable exceed the following percentages of their income, up to the designated maximum credit amounts:

For claimants earning:

\$0 to (\$2,999) \$3,599, 0.5 percent, up to \$475;

(3,000) 3,600 to (3,999) 4,799, 0.6 percent, up to \$475;

(4,000) 4,800 to (4,999) 5,999, 0.7 percent, up to \$475;

(5,000) 6,000 to (5,999) 7,199, 0.8 percent, up to \$475;

(6,000) 7,200 to (6,999) 8,399, 0.9 percent, up to \$475;

(7,000) 8,400 to (7,999) 9,599, 1.0 percent, up to \$475;

(8,000) 9,600 to (8,999) 10,799, 1.1 percent, up to \$475;

(9,000) 10,800 to (9,999) 11,999, 1.2 percent, up to \$475;

(10,000) 12,000 to (10,999) 13,199, 1.3 percent, up to \$475;

(11,000) 13,200 to (11,999) 14,399, 1.4 percent, up to \$475;
(12,000) 14,400 to (19,999) 23,999, 1.5 percent, up to \$475;
(20,000) 24,000 to (22,999) 27,599, 1.6 percent, up to \$475;
(23,000) 27,600 to (25,999) 31,199, 1.8 percent, up to \$425;
(26,000) 31,200 to (30,999) 37,199, 2.0 percent, up to \$375;
(31,000) 37,200 to (35,999) 43,199, 2.2 percent, up to \$350;
(36,000) 43,200 to (40,999) 49,199, 2.4 percent, up to \$325;
(41,000) 49,200 to (44,999) 53,999, 2.6 percent, up to \$325;
(45,000) 54,000 to (52,999) 63,599, 2.8 percent, up to \$325;
(53,000) 63,600 to (65,999) 79,199, 3.0 percent, up to \$325;
(66,000) 79,200 to (81,999) 98,399, 3.2 percent, up to \$325;
(82,000) 98,400 to (99,999) 119,999, 3.5 percent, up to \$325;
(100,000) 120,000 and over, 4.0 percent, up to \$325;

provided that maximum credits for incomes above (\$20,000) \$24,000 decline according to the following schedule:

between (\$20,000) \$24,000 and (\$26,000) \$31,200 decline (\$16.67) \$1.39 per (\$1,000) \$100; between (\$26,000) \$31,200 and (\$36,000) \$43,200 decline (\$5) \$.42 per (\$1,000) \$100.

The payment made to a claimant shall be the amount of refund calculated pursuant to this subdivision, but not exceeding \$675, less the homestead credit given pursuant to section 273.13, subdivisions 6 and 7.

Sec. 13. Minnesota Statutes 1978, Section 290A.04, Subdivision 2a, is amended to read:

Subd. 2a. An additional refund shall be allowed each claimant who was not disabled or who had not attained the age of 65 by June 1 of the year in which the taxes were payable (AND WHOSE CLAIM IS BASED ON TAXES PAID ON THE HOME HE OWNS) in an amount equal to (35) 50 percent of the amount by which property taxes payable (AND) or rent constituting property taxes exceed the sum of (a) the refund calculated pursuant to subdivision 2 and (b) the percentage of the

claimant's household income specified in subdivision 2. The sum of the refunds provided in subdivision 2 and this subdivision shall not exceed the maximum amounts provided below.

For claimants earning:

\$0 to (19,999) 23,999, up to (\$800) \$1,100;

(20,000) 24,000 to (25,999) 43,199, up to (\$800) \$1,100;

(26,000 TO 35,999, UP TO \$650;)

(36,000) 43,000 and over, up to \$325;

provided that maximum refunds for incomes above (\$20,000) \$24,000 decline according to the following schedule:

between (\$20,000) \$24,000 and (\$26,000) \$43,200 decline (\$25) \$4.04 per (\$1,000) \$100 (; BETWEEN \$26,000 AND \$36,000 DECLINE \$32.50 PER 1,000). A claimant who owns his own homestead part of the year and rents part of the year may add his rent constituting property taxes to the qualifying tax on his homestead and receive the additional refund provided in subdivision 2a.

Sec. 14. Minnesota Statutes 1978, Section 290A.04, Subdivision 2b, is amended to read:

Subd. 2b. An additional refund shall be allowed each claimant who is disabled or has attained the age of 65 by June 1 of the year in which the taxes were payable in an amount equal to 50 percent of the amount by which property taxes payable or rent constituting property taxes exceed the sum of (a) the refund calculated pursuant to subdivision 2 and (b) the percentage of the claimant's household income specified in subdivision 2. The sum of the refunds provided in subdivision 2 and this subdivision shall not exceed the maximum amounts provided below.

For claimants earning:

\$0 to (19,999) 23,999, up to (\$800) \$1,100;

(20,000) 24,000 to (22,999) 43,199, up to (\$800) \$1,100;

(23,000 TO 25,999, UP TO \$763;)

(26,000 TO 35,999, UP TO \$725;)

(36,000) 43,200 and over, up to \$525;

provided that maximum refunds for incomes above (\$20,000) \$24,000 decline according to the following schedule:

between (\$20,000) \$24,000 and (\$26,000) \$43,200 decline (\$12.50) \$3.00 per (\$1,000) \$100 (; BETWEEN \$26,000 AND \$36,000 DECLINE \$20 PER \$1,000).

In the case of a claimant who was disabled on or before June 1 or who attained the age of 65 on the date specified in subdivision 1, the refund shall not be less than the refund which the claimant's household income as defined in section 290A.03 and property tax or rent constituting property tax would have entitled him to receive under Minnesota Statutes 1974, Section 290.0618.

Sec. 15. Minnesota Statutes 1978, Section 290A.04, is amended by adding a subdivision to read:

Subd. 2c. [INFLATION ADJUSTMENT.] For claims based on property taxes payable in 1981 and rent constituting property taxes paid in 1980 and thereafter, the income amounts in subdivisions 2, 2a, and 2b shall be adjusted for inflation. The commissioner of revenue shall annually determine the percentage increase in the consumer price index (revised series) for the Minneapolis-St. Paul metropolitan area prepared by the United States department of labor with 1967 as a base year. The commissioner of revenue shall determine the percentage change occurring over the prior one year period ending in August of the current year. The commissioner shall then multiply each of the income amounts by that percentage and add the resulting product, rounded to the nearest dollar, to such base income amounts which shall be allowed under this subdivision for that taxable year. The commissioner shall announce his determination by November 1 of each taxable year.

Sec. 16. Minnesota Statutes 1978, Section 290A.04, Subdivision 3, is amended to read:

Subd. 3. The commissioner of revenue shall construct and make available to taxpayers a comprehensive table showing the property taxes to be paid and credit allowed at various levels of income and assessment. The table shall follow the schedule of income percentages, maximums and other provisions specified in (SUBDIVISION) subdivisions 2, 2a, 2b, and 2c, except that the commissioner may graduate the transition between income brackets.

For homestead property owners who are disabled or are 65 or older, as provided in subdivision 1, the commissioner shall base his determination of the credit on the gross qualifying tax reduced by the average statewide effective homestead credit percentage for taxes payable in 1975 calculated under section 273.13, subdivisions 6 and 7.

Sec. 17. [EFFECTIVE DATE.] *Sections 1, 2, 3, 4, 5, 6, 7 and 9 are effective for taxes levied in 1979 payable in 1980 and subsequent years. Sections 10, 11, 12, 13, 14 and 16 are effective for claims based on property taxes payable in 1980 and rent constituting property taxes paid in 1979 and subsequent years. Section 15 is effective for claims based on property taxes payable in 1981 and rent constituting property taxes paid in 1980 and subsequent years."*

Delete the title in its entirety and insert:

"A bill for an act relating to taxation; repealing limited market value; changing homestead base value; decreasing classification ratios on certain property; increasing homestead credit percentage and maximum amount; increasing property tax refund amounts for renters and homeowners; providing a basic adjustment and annual adjustments to property tax refund income amounts according to rate of change in the cost of living index; amending Minnesota Statutes 1978, Sections 273.11; 273.122; 273.13, Subdivisions 4, 6, 6a, 7 and 14a; 273.17, Subdivision 1; 290A.03, Subdivisions 11 and 13; 290A.04, Subdivisions 2, 2a, 2b and 3, and by adding a subdivision."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

House Concurrent Resolution No. 2, A house concurrent resolution urging the Food and Drug Administration and the National Cancer Institute to proceed with scientific testing of laetrile.

Reported the same back with the recommendation that the resolution be adopted and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

SECOND READING OF HOUSE BILLS

H.F. Nos. 307, 500, 523, 686, 716, 792, 912, 982, 1097 and 1129 were read for the second time.

SECOND READING OF SENATE BILLS

S.F. Nos. 493 and 603 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Berglin, Jaros, Greenfield and Casserly introduced:

H. F. No. 1311, A bill for an act relating to taxation; providing homestead taxation for certain apartments.

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

Esau, Berkelman, Drew, Onnen and Clark introduced:

H. F. No. 1312, A bill for an act relating to public welfare; general assistance; changing the county of financial responsibility for social services in certain cases; amending Minnesota Statutes 1978, Section 256D.18, Subdivision 2.

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

Olsen, Eken, Adams, McEachern and Piepho introduced:

H. F. No. 1313, A bill for an act relating to commerce; setting a time limit on requests for hearings on orders denying, revoking or suspending franchises; amending Minnesota Statutes 1978, Section 80C.12, Subdivision 2.

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

Osthoff introduced:

H. F. No. 1314, A bill for an act relating to alcoholic beverages; authorizing the sale of intoxicating liquor and nonintoxicating malt liquor on election days; amending Minnesota Statutes 1978, Sections 340.034, Subdivision 1; and 340.14, Subdivision 1.

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

Adams, Wenzel, Patton, Osthoff and Kaley introduced:

H. F. No. 1315, A bill for an act relating to retirement; directing the legislative commission on pensions and retirement to study the 40 year service credit maximum and the appropriate employee contribution rate for public pension fund members affected; requiring report.

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

Heinitz; Sieben, H.; Dean; Berkelman and Pleasant introduced:

H. F. No. 1316, A bill for an act relating to statutory definitions; providing an alternative definition for determination of death; enacting the uniform brain death act.

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

Rees introduced:

H. F. No. 1317, A bill for an act relating to energy; repealing the requirement that home sellers disclose to prospective buyers the energy efficiency report on the residence; repealing Minnesota Statutes 1978, Section 116H.129, Subdivisions 5, 6 and 7.

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

Voss, Clawson and Zubay introduced:

H. F. No. 1318, A bill for an act relating to public defense; establishing the board of public defense; transferring public defender responsibilities from the judicial council to the board of public defense; abolishing the judicial council; amending Minnesota Statutes 1978, Sections 611.23; 611.26, Subdivisions 1, 2, 3, 4 and 5; and Chapter 611, by adding a section; repealing Minnesota Statutes 1978, Sections 480.053; 483.01 and 483.02.

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

Clawson, Welch, Carlson, L., and McCarron introduced:

H. F. No. 1319, A bill for an act relating to health; providing for a moratorium on the construction of certain hospital beds; providing for a study of excess hospital bed supply; appropriating money; amending Minnesota Statutes 1978, Chapter 145, by adding a section.

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

Hoberg, Battaglia, Searles, Begich and Valento introduced:

H. F. No. 1320, A bill for an act relating to taxation; levy limits; allowing a governmental subdivision to make a supplementary levy equal to the amount by which the levy limitations for certain years exceeds the actual levy for those years; amending Minnesota Statutes 1978, Section 275.50, by adding a subdivision.

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

Piepho; Johnson, C.; Johnson, D.; Anderson, B., and Kalis introduced:

H. F. No. 1321, A bill for an act relating to public safety; providing for optional emergency telephone services in the non-metropolitan area; amending Minnesota Statutes 1978, Section 403.01, Subdivision 1.

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

Piepho, Reding, Anderson, B., and Stowell introduced:

H. F. No. 1322, A bill for an act relating to motor vehicles; extending the effective date for certain truck fuel economy labeling; amending Minnesota Statutes 1978, Section 168.271.

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

Drew, Ainley, Corbid, Mehrkens and Anderson, I., introduced:

H. F. No. 1323, A bill for an act relating to Indians; providing for use of the nomenclature "American Indians" in Minnesota Statutes; amending Minnesota Statutes 1978, Sections 145.922, Subdivision 2; 152.02, Subdivision 2; 254A.02, Subdivision 11; 254A.03; 254A.031; 254A.07, Subdivision 2; 462A.07, Subdivisions 13, 14, and 15; 462A.21, Subdivisions 4c and 4d; and 517.18, Subdivision 4.

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

Drew, Jennings, Novak and Norman introduced:

H. F. No. 1324, A bill for an act relating to arson; fire loss information; authorizing certain agencies to request and receive from insurance companies information relating to fire losses; providing for immunity to insurance companies providing fire loss information; providing for confidentiality of released information; providing for testimony in matters under litigation; providing for penalties.

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

Nelson introduced:

H. F. No. 1325, A bill for an act relating to welfare; excluding certain payments made to members of Indian tribes from resources considered in determining eligibility for general assistance; amending Minnesota Statutes 1978, Section 256D.08, Subdivision 1.

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

Corbid and Nysether introduced:

H. F. No. 1326, A bill for an act relating to waters; limiting the rule making power of the commissioner of natural resources in regard to flood plain management; amending Minnesota Statutes 1978, Section 104.05.

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

Corbid and Crandall introduced:

H. F. No. 1327, A bill for an act relating to banks; clarifying that certain branch banks may establish detached facilities; amending Minnesota Statutes 1978, Section 47.51.

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

Redalen, Patton, Searles, Mann and Nelsen, B., introduced:

H. F. No. 1328, A bill for an act relating to taxation; providing for an annual adjustment of the excise tax on gasoline and special fuel based on changes in the consumer price index; amending Minnesota Statutes 1978, Section 296.02, Subdivision 1; and Chapter 296, by adding a section.

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

Lehto, Murphy, Stowell, Fudro and McCarron introduced:

H. F. No. 1329, A bill for an act relating to aeronautics; providing representation for affected communities on airport zoning boards; regulating the process of airport zoning; amending Minnesota Statutes 1978, Sections 360.061, Subdivision 3; 360.063, Subdivision 3; and 360.065.

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

Sherwood, Ainley, Nelson, Battaglia and Nysether introduced:

H. F. No. 1330, A bill for an act relating to education; requiring additional qualifications for receipt of certain Indian scholarships; providing for the composition of the Minnesota Indian scholarship committee for the appointment, terms, compensation and removal of members, for the filling of vacancies and for the expiration of the committee; amending Minnesota Statutes 1978, Section 124.48.

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

Munger, Wigley, Kahn, Dean and Anderson, I., introduced:

H. F. No. 1331, A bill for an act relating to energy; establishing and empowering a commission on nuclear power; appropriating funds.

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

Greenfield; Anderson, I.; Rice; Moe and Fritz introduced:

H. F. No. 1332, A bill for an act relating to labor; overtime; changing the minimum workweek; amending Minnesota Statutes 1978, Section 177.25, Subdivision 1.

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

Luknic, Hokanson and Mehrkens introduced:

H. F. No. 1333, A bill for an act relating to highways; providing for the priority construction of protective fences on certain bridges; appropriating money; amending Minnesota Statutes 1978, Chapter 165, by adding a section.

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

Luknic introduced:

H. F. No. 1334, A bill for an act relating to crimes; prescribing a gross misdemeanor penalty for a person who hurls objects upon motor vehicles on highways; amending Minnesota Statutes 1978, Section 169.42, Subdivision 5.

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

Murphy, Lehto, Norman and McCarron introduced:

H. F. No. 1335, A bill for an act relating to aeronautics; providing compensation for land takings due to airport zoning; regulating airport zoning; amending Minnesota Statutes 1978, Section 360.062; 360.066, Subdivision 1a; and 360.067, Subdivision 1.

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

Pavlak; Johnson, D.; Reif; Osthoff and Kelly introduced:

H. F. No. 1336, A bill for an act relating to the legislature; establishing a temporary joint legislative study commission and empowering it to examine the educational programs for primary patient care of the University of Minnesota Medical School; appropriating money.

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

Wynia, Jaros, Wieser, Anderson, R., and Faricy introduced:

H. F. No. 1337, A bill for an act relating to credit transactions; regulating finance charges and certain other terms and conditions of certain credit transactions; providing for territorial application of state laws; amending Minnesota Statutes 1978, Section 56.18; and Chapter 334, by adding a section; repealing Minnesota Statutes 1978, Section 48.185, Subdivision 6.

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

Greenfield, Jude, Pleasant, Byrne and Crandall introduced:

H. F. No. 1338, A bill for an act relating to courts; Hennepin and Ramsey county municipal courts; providing for removal of certain actions to district court; amending Minnesota Statutes 1978, Sections 488A.01, by adding a subdivision; and 488A.18, by adding a subdivision.

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

Biersdorf; Carlson, D.; Nelsen, M.; Anderson, G., and Brinkman introduced:

H. F. No. 1339, A bill for an act relating to insurance; eliminating the right of an insurer to refuse to renew an automobile insurance policy under certain circumstances; amending Minnesota Statutes 1978, Section 65B.17.

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

Sieben, M., introduced:

H. F. No. 1340, A bill for an act relating to search warrants; requiring a finding of reasonable possibility that evidence will be concealed or destroyed before the issuance of a search warrant for the premises of persons not suspected of criminal activity; providing for civil penalties and injunctive relief; amending Minnesota Statutes 1978, Section 626.07.

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

Clawson introduced:

H. F. No. 1341, A bill for an act relating to legislative oversight; requiring that bills be more specific in setting program objectives; requiring continuing information from state agencies on the extent to which programs are achieving their stated objectives; providing for periodic review of authorizations of funds; and requiring certain descriptions in the governor's biennial budget.

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

Pavlak, Moe, Novak and Rothenberg introduced:

H. F. No. 1342, A bill for an act relating to public safety; reducing the period of time stolen property in the custody of the bureau of criminal apprehension must be held; including the superintendent of the bureau of criminal apprehension under the provisions of the workers' compensation law; protecting the status of certain bureau of criminal apprehension employees in the highway patrolmen's retirement fund; removing obsolete gender references; repealing the law prohibiting the release of certain data to the international organization known as Interpol; prohibiting the use of police radios in non-police vehicles without approval of the county sheriff; repealing obsolete provisions of law relating to the state police radio system; providing penalties; amending Minnesota Statutes 1978, Sections 299C.07; 299C.19; 299C.38; 352B.01, Subdivision 2; 373.041, by adding a subdivision; and 631.412; repealing Minnesota Statutes 1978, Sections 15.1643; and 299C.30 to 299C.37.

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

Kahn introduced:

H. F. No. 1343, A bill for an act relating to highways; allowing construction of Motley bypass; amending Minnesota Statutes 1978, Section 161.123.

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

Clawson introduced:

H. F. No. 1344, A bill for an act relating to health care; providing additional protection against catastrophic health expenses; expanding coverage for certain nursing home expenses under the Minnesota catastrophic health expense protection act of 1976; amending Minnesota Statutes 1978, Section 62E.52, Subdivision 3a.

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

Clawson introduced:

H. F. No. 1345, A bill for an act relating to local government aids; fixing rates; changing the definition of population used in computing local government aids; amending Minnesota Statutes 1978, Section 477A.01, Subdivisions 1 and 4; repealing Minnesota Statutes 1978, Section 477A.01, Subdivision 3.

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

McDonald, McEachern, Hoberg and Fritz introduced:

H. F. No. 1346, A bill for an act relating to education; providing for actions against school districts to restrain violations of the rules and regulations of the state board of education; amending Minnesota Statutes 1978, Section 127.03, by adding a subdivision.

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

Hoberg, Eken, Evans, Olsen and Levi introduced:

H. F. No. 1347, A bill for an act relating to education; authorizing a district in statutory operating debt to transfer annually certain funds from one account to another; extending the time by which the clerk of an independent school district must file a report with the board; authorizing the state auditor to examine that report at district expense; authorizing the payment of claims against a school district prior to board approval under certain conditions; providing for termination of state aid for extraordinary tax delinquency and for advances outstanding at the time of termination; eliminating certain requirements relating to the adoption, sale and exchange of textbooks; amending Minnesota Statutes 1978, Sections 121.912, by adding a subdivision; 123.34, Subdivision 8; 123.35, by adding a subdivision; 124.241, Subdivision 4, and by adding a subdivision; repealing Minnesota Statutes 1978, Sections 126.16 and 126.18.

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

Redalen, Patton, Searles, Mann and Nelsen, B., introduced:

H. F. No. 1348, A bill for an act relating to taxation; increasing the excise tax on gasoline and special fuel; amending Minnesota Statutes 1978, Section 296.02, Subdivision 1.

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

Den Ouden introduced:

H. F. No. 1349, A bill for an act relating to natural resources; authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Kandiyohi county for the purpose of correcting conveyancing errors.

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

Kaley and Adams introduced:

H. F. No. 1350, A bill for an act relating to unemployment compensation; providing for conformity with federal requirements; altering certain definitions; altering certain provisions as to employer contributions; altering provisions as to deductions from benefits; altering provisions as to between term denial of benefits to certain educational employees; altering certain provisions for disqualification from benefits; altering certain appeal provisions; removing limitation on certain reciprocal benefit arrangements; amending Minnesota Statutes 1978, Sections 268.04, Subdivisions 10, 12 and 23; 268.06, Subdivisions 5, 8, 21, 22, and by adding a subdivision; 268.08, Subdivisions 3, 4 and 6; 268.09, Subdivisions 1, 2 and 3; 268.10, Subdivision 2; 268.12, Subdivision 13; 268.13, Subdivision 2; and 268.18, Subdivisions 1 and 2.

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

Kaley, Heinritz and Nelsen, B., introduced:

H. F. No. 1351, A bill for an act relating to workers' compensation; providing for settlement of claims; amending Minnesota Statutes 1978, Section 176.521, Subdivision 2.

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

Schreiber, Casserly, Weaver, Levi and Clawson introduced:

H. F. No. 1352, A bill for an act relating to local government; providing for municipal planning; authorizing regulation of subdivisions; providing a penalty; amending Minnesota Statutes 1978, Sections 462.351; 462.352, by adding subdivisions; 462.355, Subdivision 4; 462.358, by adding subdivisions; repealing Minnesota Statutes 1978, Section 462.358, Subdivisions 1, 2, 3 and 4.

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

Nelsen, B.; Esau; Novak; Jacobs and Blatz introduced:

H. F. No. 1353, A bill for an act relating to motor vehicles; establishing fees for motorized bicycle operator permits; excepting motorized bicycles from seat belt requirements; amending Minnesota Statutes 1978, Sections 169.685, Subdivision 1; and 171.02, Subdivision 3.

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

HOUSE ADVISORIES

The following House Advisory was introduced:

Fjoslien, Sherwood, Zubay, Johnson, D., and Wigley introduced:

H. A. No. 22, A proposal to study the funding of student publications of state post-secondary educational institutions.

The advisory was referred to the Committee on Education.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 52, A bill for an act relating to physically handicapped persons; providing parking privileges for the physically handicapped; authorizing parking privileges for operators of vehicles used in transporting the physically handicapped; amending Minnesota Statutes 1978, Sections 169.345, Subdivisions 3 and 4; and 169.346, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Nelson moved that the House concur in the Senate amendments to H. F. No. 52 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 52, A bill for an act relating to physically handicapped persons; providing parking privileges for the physically

handicapped; authorizing parking privileges for operators of vehicles used in transporting the physically handicapped; amending Minnesota Statutes 1978, Sections 169.345, Subdivisions 3 and 4; and 169.346, Subdivision 1.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

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

CONCURRENCE AND REPASSAGE

Kahn moved that the House concur in the Senate amendments to H. F. No. 259 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

The bill was read for the 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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 270, A bill for an act relating to education; changing definition of textbook to include certain text substitutes; amending Minnesota Statutes 1978, Section 123.932, Subdivision 1b.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Pehler moved that the House concur in the Senate amendments to H. F. No. 270 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 270, A bill for an act relating to education; changing definition of textbook to include certain text substitutes; amending Minnesota Statutes 1978, Section 123.932, Subdivision 1b.

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 133 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Jennings

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

CONSENT CALENDAR

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.

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	Elioff	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	Kroening	Onnen	Swanson
Anderson, R.	Ewald	Kvam	Osthoff	Thiede
Battaglia	Faricy	Laidig	Otis	Tomlinson
Begich	Fjoslien	Lehto	Pavlak	Valan
Berglin	Forsythe	Levi	Pehler	Valento
Berkelman	Friedrich	Long	Peterson	Vanasek
Biersdorf	Fritz	Ludeman	Piepho	Voss
Blatz	Fudro	Luknic	Pleasant	Waldorf
Brinkman	Greenfield	Mann	Prahl	Weaver
Byrne	Halberg	McCarron	Redalen	Welch
Carlson, D.	Haukoos	McDonald	Reding	Welker
Carlson, L.	Heap	McEachern	Rees	Wenzel
Casserly	Heinitz	Mehrkens	Reif	Wieser
Clark	Hoberg	Metzen	Rice	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. 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.

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	Eken	Kahn	Nelson	Sherwood
Adams	Elioff	Kaley	Niehaus	Sieben, H.
Ainley	Ellingson	Kalis	Norman	Sieben, M.
Albrecht	Enebo	Kelly	Norton	Simoneau
Anderson, B.	Erickson	Kempe	Novak	Stadum
Anderson, D.	Esau	Knickerbocker	Nysether	Stoa
Anderson, G.	Evans	Kostohryz	Olsen	Stowell
Anderson, I.	Ewald	Kroening	Onnen	Sviggun
Anderson, R.	Faricy	Kvam	Osthoff	Swanson
Battaglia	Fjoslien	Laidig	Otis	Thiede
Begich	Forsythe	Lehto	Patton	Tomlinson
Berglin	Friedrich	Levi	Pavlak	Valan
Berkelman	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	Mehrrens	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	
Drew	Jude	Nelsen, M.	Searles	

The bill was passed and its title agreed to.

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.

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

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

Those who voted in the negative were:

Rice

The bill was passed and its title agreed to.

CALENDAR

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

The bill was read for the 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	Enebo	Kalis	Norton	Stadum
Adams	Erickson	Kelly	Novak	Stoa
Ainley	Esau	Kempe	Nysether	Stowell
Albrecht	Evans	Kostohryz	Olsen	Sviggum
Anderson, B.	Ewald	Kroening	Otis	Swanson
Anderson, I.	Faricy	Kvam	Patton	Tomlinson
Anderson, R.	Fjoslien	Laidig	Pavlak	Valan
Battaglia	Forsythe	Lehto	Pehler	Valento
Berglin	Friedrich	Levi	Peterson	Vanasek
Berkelman	Greenfield	Ludeman	Piepho	Voss
Biersdorf	Haukoos	Luknic	Pleasant	Waldorf
Blatz	Heap	Mann	Prahl	Weaver
Brinkman	Heinitz	McCarron	Redalen	Welch
Byrne	Hoberg	McDonald	Reding	Welker
Carlson, D.	Hokanson	Mehrkens	Rees	Wenzel
Carlson, L.	Jacobs	Minne	Reif	Wieser
Casserly	Jaros	Moe	Rose	Wynia
Clark	Jennings	Munger	Rothenberg	Zubay
Clawson	Johnson, C.	Murphy	Schreiber	Speaker Searle
Corbid	Johnson, D.	Nelsen, B.	Searles	
Eken	Jude	Nelson	Sherwood	
Elioff	Kahn	Niehaus	Sieben, M.	
Ellingson	Kaley	Norman	Simoneau	

Those who voted in the negative were:

Anderson, D.	Dean	Fudro	Metzen	Rice
Anderson, G.	Dempsey	Halberg	Nelsen, M.	Sarna
Begich	Den Ouden	Long	Onnen	Sieben, H.
Crandall	Fritz	McEachern	Osthoff	Thiede

The bill was passed and its title agreed to.

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

The bill was read for the 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 122 yeas and 8 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Aasness	Corbid	McDonald	Rees	Sherwood
Anderson, D.	Enebo	Osthoff		

The bill was passed and its title agreed to.

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

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	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	

The bill was passed and its title agreed to.

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

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

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

The bill was passed and its title agreed to.

H. F. No. 399 was reported to the House and given its third reading.

Pehler moved that H. F. No. 399 be returned to General Orders and considered first by the Committee of the Whole for today.

A roll call was requested and properly seconded.

The question was taken on the Pehler motion and the roll was called. There were 73 yeas and 61 nays as follows:

Those who voted in the affirmative were:

Adams	Ellingson	Johnson, C.	Nelson	Simoneau
Anderson, B.	Enebo	Johnson, D.	Norman	Stoa
Anderson, G.	Esau	Kahn	Norton	Stowell
Begich	Evans	Kaley	Novak	Sviggun
Berglin	Ewald	Kelly	Olsen	Swanson
Berkelman	Farcy	Knickerbocker	Osthoff	Tomlinson
Blatz	Fjoslien	Kostohryz	Otis	Vanasek
Byrne	Forsythe	Lehto	Pehler	Voss
Carlson, L.	Friedrich	Levi	Reding	Waldorf
Casserly	Greenfield	Long	Rees	Welch
Clark	Halberg	Luknic	Rice	Wigley
Clawson	Heinitz	McCarron	Rothenberg	Wynia
Crandall	Hokanson	Metzen	Searles	Zubay
Dean	Jacobs	Minne	Sieben, H.	
Eken	Jaros	Moe	Sieben, M.	

Those who voted in the negative were:

Aasness	Corbid	Hoberg	McDonald	Patton
Ainley	Dempsey	Jennings	McEachern	Pavlak
Albrecht	Den Ouden	Jude	Mehrkins	Peterson
Anderson, D.	Drew	Kalis	Munger	Piepho
Anderson, I.	Elioff	Kempe	Murphy	Pleasant
Anderson, R.	Erickson	Kroening	Nelsen, B.	Prahl
Battaglia	Fritz	Kvam	Nelsen, M.	Redalen
Biersdorf	Fudro	Laidig	Niehaus	Reif
Brinkman	Haukoos	Ludeman	Nysether	Rose
Carlson, D.	Heap	Mann	Onnen	Sarna

Schreiber
Sherwood
Stadum

Thiede
Valan
Valento

Weaver
Welker
Wenzel

Wieser

Speaker Searle

The motion prevailed.

Kahn was excused at 3:45 p.m.

GENERAL ORDERS

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

REPORT OF COMMITTEE OF THE WHOLE

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

H. F. No. 399 which it recommended to pass.

H. F. No. 455 which it recommended progress.

H. F. No. 555 which it recommended to pass with the following amendments:

Offered by McCarron:

Page 3, line 25, delete "*at the time the defendant is charged. The*" and insert a period.

Page 3, delete lines 26 to 28

Offered by Crandall:

Page 13, line 26, after the word "*notify*" insert "*the chief of police of an organized fulltime police department of the municipality or, if there is no such local chief of police,*"

Offered by Crandall:

Page 14, line 20, delete "*to 6 and 9 to 31*" and insert "*to 25*"

Page 14, line 20, after the word "*section*" delete "*32*" and insert "*26*"

Page 14, line 24, after the word "*Section*" delete "*32*" and insert "*26*"

H. F. No. 623 which it recommended to pass with the following amendment offered by Patton:

Page 2, line 9, after "less" insert "subject to easements of record and excepting therefrom the right of way of Trunk Highway No. 301 as now located and established"

S. F. No. 307 which it recommended to pass with the following amendment offered by Welker:

Page 1, line 22 to page 2, line 4, delete section 3 from the bill

Further amend the title:

Line 3, delete "requiring placement"

Line 4, delete "efforts by the Minnesota humane society;"

Line 6, before "144A" insert "and"

Line 6, delete "; and 343, by"

Line 7, delete "adding a section"

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:

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

Page 2, line 10, delete "If"

Page 2, delete lines 11 and 12

Page 2, line 13, delete the new language

Further amend the title:

Page 1, line 6, delete "providing that certain"

Page 1, delete line 7

Page 1, line 8, delete "conditions;"

The question was taken on the adoption of the amendment and the roll was called. There were 56 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Adams	Enebo	Kaley	Norton	Stoa
Anderson, G.	Ewald	Kelly	Novak	Stowell
Berglin	Faricy	Knickerbocker	Olsen	Swanson
Berkelman	Forsythe	Kostohryz	Otis	Tomlinson
Blatz	Friedrich	Lehto	Pehler	Vanasek
Byrne	Greenfield	Levi	Reding	Voss
Carlson, L.	Haukoos	Long	Rice	Wynia
Casserly	Heinitz	McCarron	Rothenberg	Zubay
Clark	Hokanson	Mehrkens	Searles	
Dean	Jaros	Minne	Sieben, H.	
Eken	Johnson, C.	Moe	Sieben, M.	
Ellingson	Kahn	Nelson	Simoneau	

Those who voted in the negative were:

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

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

The question was taken on the motion to recommend passage of H. F. No. 399 and the roll was called. There were 84 yeas and 47 nays as follows:

Those who voted in the affirmative were:

Aasness	Corbid	Hoberg	McCarron	Patton
Adams	Crandall	Jacobs	McDonald	Pavlak
Ainley	Dempsey	Jennings	McEachern	Pehler
Albrecht	Den Ouden	Johnson, C.	Mehrkens	Peterson
Anderson, B.	Drew	Johnson, D.	Metzen	Piepho
Anderson, D.	Elioff	Jude	Murphy	Redalen
Anderson, I.	Erickson	Kalis	Nelsen, B.	Rees
Anderson, R.	Esau	Kelly	Nelsen, M.	Reif
Battaglia	Evans	Kempe	Niehaus	Rice
Begich	Fjoslien	Kroening	Norman	Rose
Biersdorf	Fritz	Kvam	Nysether	Sarna
Blatz	Fudro	Laidig	Olsen	Schreiber
Brinkman	Halberg	Ludeman	Onnen	Sherwood
Carlson, D.	Heap	Luknic	Osthoff	Sieben, H.

Stowell
Sviggum
Thiede

Valan
Valento
Vanasek

Waldorf
Weaver
Welch

Welker
Wenzel
Wieser

Wigley
Zubay

Those who voted in the negative were:

Anderson, G.
Berglin
Berkelman
Byrne
Carlson, L.
Casserly
Clark
Clawson
Dean
Eken

Ellingson
Enebo
Ewald
Faricy
Forsythe
Friedrich
Greenfield
Haukoos
Heinitz
Hokanson

Jaros
Kahn
Kaley
Knickerbocker
Kostohryz
Lehto
Levi
Long
Mann
Minne

Moe
Munger
Nelson
Norton
Novak
Otis
Prah
Reding
Rothenberg
Searles

Sieben, M.
Simoneau
Stoa
Swanson
Tomlinson
Voss
Wynia

The motion prevailed.

Welker moved to amend S. F. No. 307, as follows:

Page 1, line 22 to page 2, line 4, delete Section 3 from the bill

Further amend the title:

Line 3, delete "requiring placement"

Line 4, delete "efforts by the Minnesota humane society;"

Line 6, before "144A" insert "and"

Line 6, delete "; and 343, by"

Line 7, delete "adding a section"

The question was taken on the adoption of the amendment and the roll was called. There were 98 yeas and 17 nays as follows:

Those who voted in the affirmative were:

Aasness
Adams
Ainley
Albrecht
Anderson, B.
Anderson, D.
Anderson, G.
Anderson, I.
Anderson, R.
Battaglia
Begich
Biersdorf
Blatz
Brinkman
Byrne
Carlson, D.

Carlson, L.
Corbid
Crandall
Dean
Dempsey
Den Ouden
Drew
Eken
Elloff
Ellingson
Erickson
Esau
Evans
Ewald
Faricy
Forsythe

Friedrich
Fudro
Halberg
Haukoos
Heap
Heinitz
Hoberg
Hokanson
Jacobs
Jennings
Johnson, C.
Johnson, D.
Jude
Kaley
Kalis
Kempe

Knickerbocker
Kroening
Kvam
Laidig
Levi
Ludeman
Luknic
Mann
McDonald
McEachern
Mehrkens
Metzen
Minne
Murphy
Nelsen, B.
Niehaus

Novak
Nysether
Olsen
Onnen
Patton
Pavlak
Peterson
Piepho
Prah
Redalen
Rees
Reif
Rice
Sarna
Schreiber
Searles

Sherwood	Stoa	Tomlinson	Welker	Zubay
Sieben, H.	Stowell	Valan	Wenzel	Speaker Searle
Sieben, M.	Sviggum	Valento	Wieser	
Stadum	Thiede	Weaver	Wigley	

Those who voted in the negative were:

Berglin	Fritz	Long	Simoneau	Wynia
Casserly	Greenfield	Moe	Vanasek	
Clark	Kelly	Nelson	Waldorf	
Fjoslien	Lehto	Otis	Welch	

The motion prevailed and the amendment was adopted.

The question was taken on the Carlson, D., motion to re-refer S. F. No. 307, as amended, to the Committee on Agriculture and the roll was called. There were 28 yeas and 94 nays as follows:

Those who voted in the affirmative were:

Albrecht	Dempsey	Kalis	Piepho	Valan
Anderson, D.	Den Ouden	Ludeman	Prahl	Valento
Anderson, R.	Erickson	Mann	Redalen	Wenzel
Begich	Evans	McDonald	Stadum	Wigley
Biersdorf	Friedrich	Nelsen, B.	Sviggum	
Carlson, D.	Haukoos	Pavlak	Thiede	

Those who voted in the negative were:

Aasness	Elioff	Kaley	Nelson	Sherwood
Adams	Enebo	Kelly	Niehaus	Sieben, H.
Ainley	Esau	Kempe	Norman	Sieben, M.
Anderson, B.	Ewald	Knickerbocker	Norton	Simoneau
Anderson, G.	Faricy	Kostohryz	Novak	Stoa
Anderson, I.	Forsythe	Kroening	Nysether	Stowell
Battaglia	Fritz	Laidig	Olsen	Swanson
Berglin	Fudro	Lehto	Onnen	Tomlinson
Berkelman	Greenfield	Levi	Otis	Vanasek
Blatz	Halberg	Long	Patton	Voss
Brinkman	Heap	Luknic	Pehler	Waldorf
Byrne	Heinitz	McCarron	Peterson	Weaver
Carlson, L.	Hoberg	McEachern	Pleasant	Welch
Casserly	Hokanson	Mehrkens	Rees	Welker
Clark	Jacobs	Metzen	Reif	Wieser
Corbid	Jennings	Minne	Rothenberg	Wynia
Crandall	Johnson, C.	Moe	Sarna	Zubay
Drew	Johnson, D.	Munger	Schreiber	Speaker Searle
Eken	Jude	Murphy	Searles	

The motion did not prevail.

The question was taken on the motion to recommend passage of S. F. No. 307, as amended, and the roll was called. There were 73 yeas and 50 nays as follows:

Those who voted in the affirmative were:

Adams	Esau	Knickerbocker	Nelson	Sieben, H.
Anderson, B.	Ewald	Kostohryz	Norman	Sieben, M.
Anderson, I.	Fjoslien	Kroening	Norton	Simoneau
Anderson, R.	Forsythe	Laidig	Nysether	Stoa
Berglin	Fritz	Lehto	Olsen	Tomlinson
Berkelman	Fudro	Levi	Onnen	Vanasek
Blatz	Greenfield	Long	Otis	Voss
Byrne	Halberg	Luknic	Pehler	Welch
Carlson, L.	Heap	McCarron	Prahl	Welker
Casserly	Heinitz	Mehrkens	Reding	Wieser
Clark	Hoberg	Minne	Rees	Wynia
Corbid	Jacobs	Moe	Reif	Zubay
Crandall	Jude	Munger	Rothenberg	Speaker Searle
Drew	Kaley	Murphy	Searles	
Enebo	Kelly	Nelsen, B.	Sherwood	

Those who voted in the negative were:

Aasness	Den Ouden	Johnson, C.	Novak	Stowell
Ainley	Eken	Johnson, D.	Osthoff	Sviggum
Albrecht	Elioff	Kalis	Pavlak	Swanson
Anderson, D.	Erickson	Kempe	Peterson	Thiede
Battaglia	Evans	Ludeman	Piepho	Valan
Begich	Faricy	Mann	Pleasant	Valento
Biersdorf	Friedrich	McDonald	Redalen	Waldorf
Brinkman	Haukoos	McEachern	Sarna	Weaver
Carlson, D.	Hokanson	Metzen	Schreiber	Wenzel
Dempsey	Jennings	Niehaus	Stadum	Wigley

The motion prevailed.

MOTIONS AND RESOLUTIONS

Heap moved that the name of Carlson, L., be added as an author on H. F. No. 305. The motion prevailed.

Crandall moved that the name of Blatz be added as an author on H. F. No. 523. The motion prevailed.

Fritz moved that his name be stricken as an author on H. F. No. 719. The motion prevailed.

Valento moved that his name be stricken as an author on H. F. No. 719. The motion prevailed.

Prahl moved that the name of Faricy be stricken and the name of Kaley be added as an author on H. F. No. 876. The motion prevailed.

Jacobs moved that the name of Swanson be added as an author on H. F. No. 976. The motion prevailed.

Faricy moved that the name of Clawson be added as an author on H. F. No. 1188. The motion prevailed.

Waldorf moved that the name of Valento be added as an author on H. F. No. 1257. The motion prevailed.

Murphy moved that the name of Jude be added as an author on H. F. No. 1335. The motion prevailed.

Clawson moved that the names of Weaver and Jude be added as authors on H. F. No. 1345. The motion prevailed.

Greenfield moved that H. F. No. 1308 be recalled from the Committee on Criminal Justice and be re-referred to the Committee on Health and Welfare. The motion prevailed.

Osthoff moved that the name of Metzen be added as an author on H. F. No. 1314. The motion prevailed.

Biersdorf; Anderson, D.; Munger; Searle; and Fudro introduced:

House Resolution No. 18, A house resolution eulogizing John A. Hartle and commemorating the exemplary nature of his life and work.

The resolution was referred to the Committee on Rules and Legislative Administration.

ADJOURNMENT

Sieben, H., moved that when the House adjourns today it adjourn until 1:00 p.m., Thursday, April 12, 1979. The motion prevailed.

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 1:00 p.m., Thursday, April 12, 1979.

EDWARD A. BURDICK, Chief Clerk, House of Representatives