

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1979

FORTY-NINTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, MAY 8, 1979

The House of Representatives convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

Aasness	Drew	Jude	Niehaus	Sieben, H.
Adams	Eken	Kahn	Norman	Sieben, M.
Ainley	Elioff	Kaley	Norton	Simoneau
Albrecht	Ellingson	Kalis	Novak	Stadum
Anderson, B.	Enebo	Kelly	Nysether	Stoa
Anderson, D.	Erickson	Kempe	Olsen	Stowell
Anderson, G.	Esau	Knickerbocker	Onnen	Sviggum
Anderson, I.	Evans	Kroening	Osthoff	Swanson
Anderson, R.	Ewald	Kvam	Otis	Thiede
Battaglia	Faricy	Laidig	Patton	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	McCarron	Prahl	Weaver
Byrne	Halberg	McDonald	Redalen	Welch
Carlson, D.	Haukoos	McEachern	Reding	Welker
Carlson, L.	Heap	Mehrkens	Rees	Wenzel
Casserly	Heinitz	Metzen	Reif	Wieser
Clark	Hoberg	Minne	Rice	Wigley
Clawson	Hokanson	Moe	Rose	Wynia
Corbid	Jacobs	Munger	Rothenberg	Zubay
Crandall	Jaros	Murphy	Sarna	Speaker Searle
Dean	Jennings	Nelsen, B.	Schreiber	
Dempsey	Johnson, C.	Nelsen, M.	Searles	
Den Ouden	Johnson, D.	Nelson	Sherwood	

A quorum was present.

Kostohryz and Mann were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Johnson, C., 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. 143, 296, 492, 1167, 1236, 223, 1465, 860, 1234, 1123, 1091 and 8 and S. F. Nos. 1295, 134, 888, 1260, 998, 482, 1510 and 1209 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following communication was received:

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

May 7, 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>
218		70	May 7	May 7
362		71	May 7	May 7
538		72	May 7	May 7
737		73	May 7	May 7
1149		74	May 7	May 7

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

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

H. F. No. 869, A bill for an act relating to education; providing matching grants for small business institutes at certain state colleges and universities; prescribing certain duties for the higher education coordinating board; appropriating money.

Reported the same back with the recommendation that 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. 922, A bill for an act relating to transportation; authorizing the commissioner of transportation to make grants and guarantee loans to rail users for rail facilities and equipment and certain shipping facilities, to acquire, repair and dispose of rolling stock, and to provide technical assistance to rail users; establishing a state rail bank for abandoned rail lines; establishing an advisory task force on rail service improvement; providing for interest adjustment on certain guaranteed loans; amending Minnesota Statutes 1978, Sections 222.48; 222.50, Subdivisions 3 and 6, and by adding a subdivision; 222.51; 222.53; 222.55; 222.56, Subdivision 5; 222.57; 222.58, Subdivision 2, and by adding a subdivision; and Chapter 222, by adding sections.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 222.48, is amended to read:

222.48 [DEFINITIONS.] Subdivision 1. As used in sections 222.46 to 222.54, the terms defined in this section shall have the meanings given them herein.

Subd. 2. "Department" means the (STATE PLANNING AGENCY) *department of transportation*.

Subd. 3. ("DIRECTOR") "*Commissioner*" means the (DIRECTOR OF THE STATE PLANNING AGENCY) *commissioner of transportation*.

Subd. 4. "Rail line" means railroad roadbeds, track, track structure, and other appurtenances of railroad right-of-way.

Subd. 5. "Rail service" means rail transportation and local rail service.

Subd. 6. "Rail users" means shippers, consignors or other business entities that depend upon or benefit from the movement of goods and products by means of rail service.

Subd. 7. *"Federal rail service continuation program" means any federal program created under the Railroad Revitalization and Regulatory Reform Act of 1976, Public Law 94-210, as amended.*

Sec. 2. Minnesota Statutes 1978, Section 222.50, Subdivision 3, is amended to read:

Subd. 3. The (DIRECTOR) *commissioner* shall have the power to:

(a) Set priorities for the allocation *and expenditure* of money or in kind contributions (TO RAILROADS ACCORDING TO) *authorized under the rail service improvement program and develop criteria (DEVELOPED BY THE DIRECTOR) for eligibility and approval of projects under the program.* The criteria shall include the anticipated economic and social benefits to the state and to the area being served *and the economic viability of the project;*

(b) Negotiate and enter into contracts for rail line rehabilitation or other rail service improvement;

(c) Disburse state and federal money for rail service improvements; *and*

(d) Adopt rules necessary to carry out the purposes of sections 222.46 to 222.54 (; AND)

((E) ACQUIRE ELM RAILROAD TIES MANUFACTURED BY STILLWATER STATE PRISON INMATES AND DISPERSE THEM BY SALE, LEASE OR OTHERWISE TO BE USED IN RAIL LINE REHABILITATION. THE DIRECTOR MAY NEGOTIATE WITH RAIL COMPANIES CONCERNING THE USE OF THE TIES. PROGRESS REPORTS ON THIS ACTIVITY SHALL BE SUBMITTED TO THE SENATE FINANCE AND HOUSE APPROPRIATIONS COMMITTEES ON A REGULAR BASIS).

Sec. 3. Minnesota Statutes 1978, Section 222.50, Subdivision 4, is amended to read:

Subd. 4. The director may negotiate and enter into contracts for the purpose of rail line rehabilitation *and for the purpose of assisting in the payment of the local share of a rehabilitation project under the federal rail service continuation program.* The participants in these contracts shall be railroads, rail users and the department, and may be political subdivisions of the state and the federal government. In such contracts, participation by all parties shall be voluntary. The director may provide a portion of the money required to carry out the terms of any such contract by expenditure from the rail service improvement account.

Sec. 4. Minnesota Statutes 1978, Section 222.50, Subdivision 6, is amended to read:

Subd. 6. The commissioner may approve grants from the rail service improvement account for payment of the local share of the cost of any rail line project under the *federal* rail service continuation program (ESTABLISHED BY THE RAILROAD REVITALIZATION AND REGULATORY REFORM ACT OF 1976, PUBLIC LAW 94-210, SECTION 803,) provided that the amount of any grant shall not exceed the amount of state tax revenue attributable to the project rail line during the last year of operation of the line preceding the year in which the grant is approved.

Sec. 5. Minnesota Statutes 1978, Section 222.50, is amended by adding a subdivision to read:

Subd. 7. *The commissioner may expend money from the rail service improvement account for the following purposes:*

(a) *To pay interest adjustments on loans guaranteed under the state rail user loan guarantee program;*

(b) *To pay all or a portion of the costs of small capital improvement demonstration projects designed to improve rail service including construction or improvement of short segments of rail line such as side track, team track and connections between existing lines, and construction and improvement of loading, unloading, storage and transfer facilities of a rail user;*

(c) *To acquire, maintain, manage and dispose of railroad right-of-way under the state rail bank program;*

(d) *To assist in the placement of monuments or markers necessary to indicate the boundary lines of tracts of property adjoining a railroad right-of-way abandoned after the effective date of this section; and*

(e) *To provide for aerial photography coverage of proposed and abandoned railroad tracks for the purpose of mapping and recording the existing alignment of the in-place track.*

All money derived by the commissioner from the disposition of railroad right-of-way acquired under the state rail bank program or of any other property acquired pursuant to sections 222.46 to 222.62 shall be deposited in the rail service improvement account.

Sec. 6. Minnesota Statutes 1978, Section 222.51, is amended to read:

222.51 [PARTICIPATION BY POLITICAL SUBDIVISIONS.] The governing body of any political subdivision of the state may with the approval of the (DIRECTOR) *commissioner* appropriate money for rail service improvement and may participate in the state rail service improvement program *and the federal rail service continuation program.*

Sec. 7. Minnesota Statutes 1978, Section 222.53, is amended to read:

222.53 [ACCEPTANCE OF FEDERAL MONEY.] The (DIRECTOR) *commissioner* may exercise those powers necessary for the state to qualify for, accept, and disburse any federal money that may be made available pursuant to the provisions of the federal rail (REVITALIZATION AND REGULATORY REFORM ACT OF 1976) *service continuation program*, including the power to:

(a) Establish an adequate plan for rail service in the state as part of an overall planning process for all transportation services in the state, including a suitable process for updating, revising, and amending the plan;

(b) Administer and coordinate the plan with other state agencies, and provide for the equitable distribution of resources;

(c) Develop, promote, and support safe, adequate and efficient rail transportation services; employ qualified personnel; maintain adequate programs of investigation, research, promotion and development, with provisions for public participation; and take all practical steps to improve transportation safety and reduce transportation related energy utilization and pollution;

(d) Adopt and maintain adequate procedures for financial control, accounting and performance evaluation in order to assure proper use of state and federal money;

(e) Do all things otherwise necessary to maximize federal assistance to the state under the federal rail (REVITALIZATION AND REGULATORY REFORM ACT OF 1976) *service continuation program*.

Sec. 8. Minnesota Statutes 1978, Chapter 222, is amended by adding a section to read:

[222.545] [ADVOCACY OF IMPROVED SERVICE.] *The commissioner may advocate and promote improved rail service and more effective use of available rail service at a reasonable cost by: (a) providing technical assistance to rail users; (b) negotiating with persons representing the rail industry and other transportation modes; and (c) appearing on behalf of the public in the regulatory, rulemaking and other proceedings of state and federal agencies in support of improved and innovative rail service and for other purposes.*

Sec. 9. Minnesota Statutes 1978, Section 222.55, is amended to read:

222.55 [RAIL USER LOAN GUARANTEE PROGRAM; PURPOSE.] *In order to aid rail users in obtaining credit for participation in contracts for rail line rehabilitation and for paying the costs of capital improvements necessary to improve rail service or reduce the impact of discontinuance of rail service, there is established a rail user loan guarantee program to provide state money in guarantee of loans made according to the provisions of sections 222.55 to 222.62.*

Sec. 10. Minnesota Statutes 1978, Section 222.56, Subdivision 5, is amended to read:

Subd. 5. "Loan" means a loan or advance of credit to a rail user for participation in contracts for rail line rehabilitation or for paying the costs of capital improvements necessary to improve rail service or reduce the impact of discontinuance of rail service.

Sec. 11. Minnesota Statutes 1978, Section 222.57, is amended to read:

222.57 [RAIL USER LOAN GUARANTEE ACCOUNT.] *There is created a rail user loan guarantee account as a separate account in the (SPECIAL REVENUE FUND IN THE STATE TREASURY) rail service improvement account, which shall be used by the commissioner for carrying out the provisions of sections 222.55 to 222.62 with respect to loans insured under section 222.58. The commissioner may transfer to the rail user loan guarantee account from money otherwise available in the rail service improvement account whatever amount is necessary to implement the rail user loan guarantee program and may*

withdraw any amount from the rail user loan guarantee account which is not required to insure outstanding loans as provided in section 222.60, subdivision 1.

Sec. 12. Minnesota Statutes 1978, Section 222.58, Subdivision 2, is amended to read:

Subd. 2. [ELIGIBILITY REQUIREMENTS.] A loan is eligible for insurance under this section under the following conditions:

(a) The loan shall be in an original principal amount, bear an interest rate, contain complete amortization provisions, and have a maturity satisfactory under such terms as the commissioner may prescribe by rule.

(b) The proceeds of the loan shall be used solely for

(i) participation in contracts for capital investment loans for rail line rehabilitation, or

(ii) capital improvement projects designed to improve rail service or reduce the economic impact of discontinuance of rail service. The projects may include but are not limited to construction or improvement of short segments of rail line such as side track, team track and connections between existing lines; and construction and improvement of loading, unloading, storage and transfer facilities of the rail user.

(c) The loan agreement shall contain such terms and provisions with respect to any other matters as the commissioner may, in his discretion, prescribe.

(d) The borrower provides a personal guarantee and collateral for the loan which is acceptable to the commissioner as sufficient security to protect the interests of the state.

Sec. 13. Minnesota Statutes 1978, Section 222.58, is amended by adding a subdivision to read:

Subd. 5a. [INTEREST ADJUSTMENT.] A loan insured under this section that is amortized over a term of not more than ten years with equal annual installments of principal and interest is eligible for an interest adjustment under this subdivision. The commissioner may pay annually to the lender a percentage of the outstanding balance due on an eligible loan at the beginning of the year equal to the difference between the interest rate on the loan and an interest rate of seven percent per annum. The percentage paid by the commissioner shall not exceed four percent. The borrower shall reimburse the commissioner for any amounts paid pursuant to this subdivision

the year after the last payment is due on the loan. The obligation to reimburse the commissioner shall be a lien against any property of the borrower in which the proceeds of the loan have been invested. As a condition of receiving an interest adjustment the commissioner may require the borrower to demonstrate inability to obtain similar assistance or a low interest loan from other available sources. The commissioner may adopt by rule additional reasonable conditions or qualifications for payment of interest adjustments under this subdivision.

Sec. 14. Minnesota Statutes 1978, Chapter 222, is amended by adding a section to read:

[222.63] [ABANDONED RIGHT-OF-WAY; STATE RAIL BANK.] *Subdivision 1. [DEFINITION.] For the purpose of this section the term "abandoned", when used with reference to a railroad line or right-of-way, means a line or right-of-way with respect to which the interstate commerce commission has found that the public convenience and necessity permit discontinuance of rail service.*

Subd. 2. [ESTABLISHMENT; ACQUISITION; ELIGIBLE PROPERTIES.] A state rail bank is established for the acquisition, preservation and disposition of abandoned railroad right-of-way for future use for commercial transportation of people and goods and transmission of electrical energy.

An abandoned right-of-way is eligible for inclusion in the state rail bank if the right-of-way:

(1) Provides or is expected to provide access to a major energy using facility such as an electrical generating plant, major heating plant or other major industrial user of energy;

(2) Provides or is expected to provide access to a major storage or terminal facility of statewide significance in the marketing of agricultural commodities;

(3) Provides important access to surrounding states;

(4) Is a potential corridor for a pipeline, electrical transmission line, highway, transit route, rail passenger line or other similar commercial transportation use; or

(5) Provides access to an extractive resource requiring rail service for its development.

Subd. 3. [PUBLIC AND AGENCY PARTICIPATION.] If the commissioner desires to acquire, dispose of or utilize any right-of-way which he is authorized to acquire or has acquired pursuant to authorization under subdivision 5, he shall publish a notice of the proposed action in the state register and in at least

one newspaper of general circulation in the area where the right-of-way is located. If any person objects in writing to the proposed action within 30 days of publication of notice the commissioner shall proceed in the manner provided for a contested case. If no written objection is received the commissioner may take the proposed action only after holding a public meeting to seek public comment on the action. At least one hearing or meeting required under this subdivision shall be held in the area where the right-of-way is located.

Subd. 4. [INTERVENTION IN ABANDONMENT PROCEEDING.] The commissioner shall annually review the status of each property included in the state rail bank to determine whether to retain or dispose of the property. The commissioner shall dispose of any property for which no specific commercial transportation use has been identified by the commissioner within five years after its acquisition. The commissioner may intervene in a proceeding of the interstate commerce commission on the issue of suitability for a public use of a rail line proposed to be abandoned if the commissioner finds that the right-of-way of the line would be eligible for inclusion in the state rail bank. To the extent practicable before intervening as provided in this section the commissioner shall hold at least one public meeting in the area in which the line is located to solicit opinions of interested persons concerning the commissioner's proposed action.

Subd. 5. [AUTHORIZATION TO ACQUIRE.] The commissioner shall not acquire any right-of-way for inclusion in the rail bank until he has determined that the right-of-way is eligible for inclusion and the legislature has authorized the acquisition. The commissioner shall annually submit a report to the legislature on the status of the rail bank including an analysis of eligible lines in the state, the service status of eligible lines, the status of any lines acquired for the rail bank and recommendations concerning rights-of-way that the commissioner desires to acquire.

Subd. 6. [RULES.] The commissioner of transportation may adopt rules necessary to establish criteria for properties eligible for inclusion in the rail bank and to establish public procedures for acquisition and disposition of rail bank properties.

Subd. 7. [PROPERTY MAINTENANCE AND MANAGEMENT.] The commissioner shall provide for the maintenance and management of any right-of-way that is acquired under the rail bank program, including control of weeds, maintenance of drainage and protection of public safety. The commissioner shall manage the property in a manner that minimizes maintenance costs and provides a benefit to the state. The commissioner may allow interim uses of the property that are consistent with this section. An interim use other than for agricultural or conserva-

tion purposes shall not be continued for more than one year unless the commissioner submits that interim use to the procedures required pursuant to subdivision 3.

Sec. 15. Minnesota Statutes 1978, Section 174.03, Subdivision 4, is amended to read:

Subd. 4. [OTHER DUTIES.] The commissioner shall:

(a) Construct and maintain transportation facilities as authorized by law;

(b) Cooperate with, and may provide technical and financial assistance to, the metropolitan council and regional development commissions in the regional transportation planning process, in accordance with mutually acceptable terms and conditions;

(c) Cooperate with and may provide planning and technical assistance upon the request of any political subdivision or other governmental agency in accordance with mutually accepted terms and conditions, except as otherwise restricted by law; and

(d) Develop, revise and monitor a statewide rail transportation plan as part of the statewide transportation planning process, including a study and evaluation of alternative methods for insuring adequate and economical transportation of agricultural commodities, supplies and other goods to and from rural areas of the state. The (COMMISSIONER SHALL) *plan may include (IN THE STUDY CONSIDERATION OF RAIL LINE IMPROVEMENT PROGRAMS INCLUDING THOSE ADOPTED OR PROPOSED IN OTHER STATES. BASED ON THE STUDY AND EVALUATION, THE COMMISSIONER SHALL RECOMMEND AN APPROPRIATE STATE ASSISTANCE PROGRAM TO THE GOVERNOR AND THE LEGISLATURE NO LATER THAN JULY 1, 1978. UPON COMPLETION OF EACH STAGE OF ANY RAIL IMPROVEMENT STUDY CONDUCTED BY A STATE DEPARTMENT OR AGENCY, THE INFORMATION DEVELOPED BY THE STUDY SHALL BE MADE AVAILABLE TO THE COMMISSIONER) an analysis of rail lines in the state for the purpose of determining: (1) eligibility of rail lines for assistance under federal and state rail assistance programs; (2) eligibility of rail lines for inclusion in the state rail bank; and (3) the actions required by the state to insure the continuation of rail service which meets essential state needs and objectives.*

Sec. 16. Minnesota Statutes 1978, Chapter 222, is amended by adding a section to read:

[222.65] [ADVISORY TASK FORCE.] *The commissioner of transportation may establish an advisory task force in the manner provided in section 15.059 to advise the department con-*

cerning the implementation of the rail service improvement program, the federal rail service continuation program, the rail service loan guarantee program and the state rail bank. The task force may include representatives of departments of agriculture, commerce, economic development, the energy agency, state planning agency, railroad companies, railroad labor organizations and rail users.

Sec. 17. [TEMPORARY RULE MAKING POWER.] *The commissioner of transportation may adopt temporary rules necessary to implement the provisions of this act. This section, and any temporary rules adopted under this section, expire one year after the effective date of this act.*

Sec. 18. [DIRECTION TO REVISOR.] *In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall substitute the term "commissioner" for the term "director" whenever that term appears in sections 222.46 to 222.54.*

Sec. 19. [EFFECTIVE DATE.] *This act is effective the day following its final enactment."*

Further amend the title as follows:

Line 12, after "Sections" insert "174.03, Subdivision 4;"

Line 13, after "3" insert ", 4"

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

The report was adopted.

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

S. F. No. 333, A bill for an act relating to education; providing for nonpublic school administrative unit representation at organizational meetings of educational cooperative service units, for participation in their programs, the composition of their governing boards and advisory councils and for their annual reports; changing the name of the advisory task force on nonpublic schools and extending its term; amending Minnesota Statutes 1978, Section 123.58, Subdivisions 2, 4, 5, 6, 7, and 8; and Laws 1976, Chapter 271, Section 8, Subdivision 1, as amended.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

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

S. F. No. 486, A bill for an act relating to education; changing the requirements for membership on the state university board and on the state board for community colleges; amending Minnesota Statutes 1978, Sections 136.12, Subdivision 1; and 136.61, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 22, delete *"one director"* and insert *"three but no more than four directors"*

Page 2, line 15, delete *"one member"* and insert *"three but no more than four members"*

Page 2, line 20, delete *"as their terms expire, as"*

Page 2, delete line 21

Page 2, line 22, delete *"increased,"* and insert *"thereafter"*

Page 2, line 24, before the period insert *"by July 1, 1983"*

With the recommendation that when so amended the bill pass.

The report was adopted.

Rice from the Committee on Labor-Management Relations to which was referred:

S. F. No. 579, A bill for an act relating to workers' compensation; requiring employer to provide certain podiatric treatment and orthotics; permitting change of podiatrists; amending Minnesota Statutes 1978, Section 176.135, Subdivisions 1 and 2.

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

The report was adopted.

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

S. F. No. 830, A bill for an act relating to education; requiring the state board for vocational education and the higher education coordinating board to review a new program for an area vocational-technical institute within a time limit; amending Min-

nesota Statutes 1978, Chapter 121, by adding a section; and Section 136A.04.

Reported the same back with the following amendments:

Page 4, line 1, delete "*approve or disapprove*" and insert "*review and make recommendations regarding*"

Page 4, line 9, delete "*decision*" and insert "*recommendations*"

Page 4, line 10, delete "*the decision*" and insert "*board action*"

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

The report was adopted.

Rice from the Committee on Labor-Management Relations to which was referred:

S. F. No. 1047, A bill for an act relating to workers' compensation; providing for settlement of claims; amending Minnesota Statutes 1978, Section 176.521, Subdivisions 1 and 2.

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

The report was adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 486, 579, 830 and 1047 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Norman, Begich, Olsen, Schreiber and Wenzel introduced:

H. F. No. 1579, A bill for an act relating to state employees; providing for wage and fringe benefits for certain state employees; ratifying collective bargaining agreements.

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

Laidig, Pavlak, Lehto, Greenfield and McDonald introduced:

H. F. No. 1580, A bill for an act relating to state employees; providing for wage and fringe benefits for certain state employees; ratifying a collective bargaining agreement.

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

Stowell, Wieser and Redalen introduced:

H. F. No. 1581, A bill for an act relating to state parks; excluding land from Whitewater State Park; providing for scenic easements in land excluded.

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

Anderson, B.; Stowell; Welch; Vanasek and Sviggum introduced:

H. F. No. 1582, A bill for an act relating to taxation; real property; providing a method for determining the value of agricultural land; amending Minnesota Statutes 1978, Section 273.11, Subdivision 1, and by adding a subdivision.

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

Kempe, Kroening, Jacobs, Jude and Adams introduced:

H. F. No. 1583, A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 2; providing for a legislature of 56 senators and 112 representatives.

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

Mehrkens, Corbid, Minne, Wigley and Haukoos introduced:

H. F. No. 1584, A bill for an act relating to state employees; providing salaries for certain members of the Minnesota state patrol; ratifying collective bargaining agreements; amending Minnesota Statutes 1978, Section 299D.03, Subdivisions 2, 3 and 9.

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

Adams; Sieben, H.; Heinitz; Forsythe and Osthoff introduced:

H. F. No. 1585, A bill for an act relating to the operation of state government; providing for the expiration or periodic re-evaluation of various regulatory programs; requiring program and fiscal review of regulatory programs; providing for performance audits by the legislative auditor; establishing a pilot program; appropriating money.

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

Nelsen, M.; Munger; Prahl; Jaros and Blatz introduced:

H. F. No. 1586, A bill for an act relating to public health; providing for a referendum to determine whether the fluoride in municipal water supplies should be controlled; amending Minnesota Statutes 1978, Section 144.145.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Thiede moved that the rule therein be suspended and an urgency be declared so that H. F. No. 1586 be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

The question was taken on the motion by Thiede and the roll was called. There were 59 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Aasness	Evans	Johnson, D.	Nysether	Stadum
Ainley	Ewald	Kaley	Olsen	Stowell
Albrecht	Fjoslien	Kempe	Onnen	Sviggun
Anderson, R.	Forsythe	Knickerbocker	Pavlak	Thiede
Biersdorf	Friedrich	Kvam	Peterson	Valan
Blatz	Fritz	Levi	Piepho	Valento
Carlson, D.	Halberg	Ludeman	Redalen	Weaver
Dempsey	Haukoos	McDonald	Reif	Welker
Den Ouden	Heap	Mehrkens	Rose	Wieser
Drew	Heinitz	Nelsen, B.	Schreiber	Wigley
Erickson	Hoberg	Niehaus	Searles	Zubay
Esau	Jennings	Norman	Sherwood	

Those who voted in the negative were:

Adams	Anderson, D.	Anderson, I.	Begich	Berkelman
Anderson, B.	Anderson, G.	Battaglia	Berglin	Brinkman

Byrne	Faricy	Laidig	Nelson	Sieben, M.
Carlson, L.	Fudro	Lehto	Norton	Stoa
Casserly	Greenfield	Long	Novak	Swanson
Clark	Hokanson	Luknic	Osthoff	Tomlinson
Clawson	Jacobs	McCarron	Otis	Vanasek
Corbid	Jaros	McEachern	Patton	Voss
Crandall	Johnson, C.	Metzen	Pehler	Waldorf
Dean	Jude	Minne	Prahl	Welch
Eken	Kahn	Moe	Reding	Wenzel
Elioff	Kalis	Munger	Rice	Wynia
Ellingson	Kelly	Murphy	Sarna	Speaker Searle
Enebo	Kroening	Nelsen, M.	Sieben, H.	

The motion did not prevail.

H. F. No. 1586 was referred to the Committee on Health and Welfare.

INTRODUCTION AND FIRST READINGS—Continued

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

H. F. No. 1587, A bill for an act relating to the legislature; creating a committee on human and economic development; prescribing duties.

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

Anderson, B.; Kalis; Brinkman and Welch introduced:

H. F. No. 1588, A bill for an act relating to retirement; granting legislators an option of eight year vesting of retirement allowances; amending Minnesota Statutes 1978, Section 3A.02, Subdivision 1.

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

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. 969, A bill for an act relating to corrections; institutions under the control of the commissioner of corrections; designating them as correctional facilities according to geo-

graphical location; prescribing the title for the chief executive officer of each institution; authorizing the temporary detention of persons who trespass upon institution grounds; prescribing penalties; amending Minnesota Statutes 1978, Sections 242.41; 242.51; 243.21; 243.40; 243.48; 243.55; 243.56; 243.59; 243.75; and 243.90; repealing Minnesota Statutes 1978, Sections 243.54 and 243.92.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Minne moved that the House concur in the Senate amendments to H. F. No. 969 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

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 126 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Rice

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

Mr. Speaker:

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

S. F. Nos. 1296 and 1436.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 544, 1074 and 1099.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 851 and 937.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1072, 1189 and 1309.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 326, 744 and 1425.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 797.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 693, 1000 and 1040.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 824 and 1299.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1025 and 1293.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 169, 1115 and 1376.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 255 and 1403.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 808, 1042 and 1248.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 768 and 874.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 74 and 615.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1296, A bill for an act relating to public welfare; authorizing grants for community residential facilities; amending Minnesota Statutes 1978, Section 252.30.

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

S. F. No. 1436, A bill for an act relating to human services; altering provisions related to membership of human services boards; establishing procedures for planning by the boards; prescribing additional duties of the state planning officer; providing for reports by the board; amending Minnesota Statutes 1978, Sections 402.01; 402.02; 402.03; 402.04, Subdivision 1; 402.045; 402.05, by adding a subdivision; 402.06; 402.065; 402.07; and 402.095; and Chapter 402, by adding a section; repealing Minnesota Statutes 1978, Sections 402.046; and 402.05, Subdivision 2.

The bill was read for the first time.

Hokanson moved that S. F. No. 1436 and H. F. No. 1300, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 544, A bill for an act relating to tax delinquent real estate; requiring notice to the commissioner of natural resources of forfeiture and sale of tax delinquent real estate; clarifying ownership of certain tax forfeited real estate; amending Minnesota Statutes 1978, Sections 281.23, Subdivision 8; 281.25; and 282.01, Subdivisions 1 and 3.

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

S. F. No. 1074, A bill for an act relating to elections; increasing compensation for presidential electors; amending Minnesota Statutes 1978, Section 204A.23.

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

S. F. No. 1099, A bill for an act relating to newspapers; raising the fees for publishing legal notices; amending Minnesota Statutes 1978, Sections 3.21; 331.08; 375.12; and 375.17.

The bill was read for the first time.

Dean moved that S. F. No. 1099 and H. F. No. 1234, now on the Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 851, A bill for an act relating to transportation; authorizing the commissioner of transportation to make grants and guarantee loans to rail users for rail facilities and equipment and certain shipping facilities, to acquire, repair and dispose of rolling stock, and to provide technical assistance to rail users; establishing a state rail bank for abandoned rail lines; establishing an advisory task force on rail service improvement; providing for interest adjustment on certain guaranteed loans; amending Minnesota Statutes 1978, Sections 174.03, Subdivision 4; 222.48; 222.50, Subdivisions 3, 4 and 6, and by adding a subdivision; 222.51; 222.53; 222.55; 222.56, Subdivision 5; 222.57; 222.58, Subdivision 2, and by adding a subdivision; and Chapter 222, by adding a section.

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

S. F. No. 937, A bill for an act relating to liquor; giving local governing authorities exclusive control over process of issuing off-sale licenses without review by the commissioner of public safety; requiring filing of off-sale licenses with the commissioner of public safety; canceling appropriations and reducing approved personnel for abolished functions; amending Minnesota Statutes 1978, Sections 299A.02; Subdivision 2; 340.07, Subdivision 5; 340.11, Subdivisions 4, 8, 10, 10a, 11, 13, and 20; 340.119, Subdivision 3; 340.355; 340.485, Subdivisions 2 and 3; 340.492; 340.55; and 340.85, Subdivision 2.

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

S. F. No. 1072, A bill for an act relating to motor vehicles; establishing gross weight limitations on certain highways for certain vehicles and combinations of vehicles; providing an exception; providing maximum limits for weight carried on any motor vehicle tire or wheel; providing for the enforcement of weight limitations and providing penalties; amending Minnesota Statutes 1978, Sections 168.013, Subdivision 3; 169.03, Subdivision 6; 169.80, by adding a subdivision; 169.83, Subdivision 2; 169.832, Subdivision 2, and by adding a subdivision; and 169.85.

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

S. F. No. 1189, A bill for an act relating to labor; public employment labor relations; clarifying definition of essential employee; amending Minnesota Statutes 1978, Sections 179.63, Subdivisions 11 and 17; and 179.65, Subdivision 6.

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

S. F. No. 1309, A bill for an act relating to local government; providing that mileage allowances be set locally; amending Minnesota Statutes 1978, Section 471.665, Subdivision 1.

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

S. F. No. 326, A bill for an act relating to retirement; providing a retirement allowance for members of the legislature after eight years of service; amending Minnesota Statutes 1978, Section 3A.02, Subdivision 1.

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

S. F. No. 744, A bill for an act relating to automobile insurance; regulating damage appraisals, adjustments and related repair practices; prohibiting certain acts by insurers, adjusters and appraisers; amending Minnesota Statutes 1978, Section 72B.02, by adding a subdivision; and Chapter 72B, by adding sections.

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

S. F. No. 1425, A bill for an act relating to local government; providing that part of the town of Laketown is in the Lake Minnetonka conservation district for tax purposes.

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

S. F. No. 797, A bill for an act relating to game and fish; authorizing, licensing and regulating nonresidents' fish houses; amending Minnesota Statutes 1978, Section 98.46, Subdivision 15.

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

S. F. No. 693, A bill for an act relating to insurance; excepting certain policies from readability requirements; limiting the applicability of readability requirement with respect to certain forms of insurance policies; permitting delays in compliance for certain forms of insurance policies; amending Minnesota Statutes 1978, Sections 72C.03; 72C.09; and 72C.11, Subdivision 1.

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

S. F. No. 1000, A bill for an act relating to liquor; permitting an additional wine license near a University of Minnesota cam-

pus; amending Minnesota Statutes 1978, Section 340.14, Subdivision 3.

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

S. F. No. 1040, A bill for an act relating to insurance; authorizing use of facsimile signatures on certain insurance policies; amending Minnesota Statutes 1978, Sections 60A.08, Subdivision 5; and 65A.01, by adding a subdivision.

The bill was read for the first time.

Brinkman moved that S. F. No. 1040 and H. F. No. 1165, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 824, A bill for an act relating to local government; limiting spending for certain cemeteries; amending Minnesota Statutes 1978, Section 471.24; repealing Minnesota Statutes 1978, Section 471.25.

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

S. F. No. 1299, A bill for an act relating to sheriffs; requiring licensure within one year of assuming office; amending Minnesota Statutes 1978, Section 387.01.

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

S. F. No. 1025, A bill for an act relating to intoxicating liquor; permitting persons to hold more than one on-sale liquor license; amending Minnesota Statutes 1978, Section 340.13, Subdivisions 3 and 7.

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

S. F. No. 1293, A bill for an act relating to insurance; providing for certain group coverages to be continued; amending Minnesota Statutes 1978, Chapter 60A, by adding a section.

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

S. F. No. 169, A bill for an act relating to education; extending teacher mobility incentives to area vocational-technical school teachers and cooperative center for vocational education teachers; providing for approval of certain extended leaves of

absence; amending Minnesota Statutes 1978, Sections 125.60, Subdivision 2; 125.61, Subdivision 1; 354.66, Subdivision 2; and 354A.091, Subdivision 1.

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

S. F. No. 1115, A bill for an act relating to real estate; changing interest provisions payable in redemption of mortgages; amending Minnesota Statutes 1978, Section 580.23, Subdivision 1.

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

S. F. No. 1376, A bill for an act relating to peace officers; authorizing the peace officers standards and training board to receive complaints, require investigations, and hold revocation hearings with respect to statutes or rules it is empowered to enforce; amending Minnesota Statutes 1978, Section 214.10, Subdivision 3, and by adding subdivisions.

The bill was read for the first time.

Pavlak moved that S. F. No. 1376 and H. F. No. 1379, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 255, A bill for an act relating to credit unions; allowing membership by surviving spouses of regularly qualified members; amending Minnesota Statutes 1978, Section 52.05.

The bill was read for the first time.

Simoneau moved that S. F. No. 255 and H. F. No. 311, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1403, A bill for an act relating to workers' compensation; providing that certain farmers shall not be considered employees; amending Minnesota Statutes 1978, Section 176.011, Subdivision 11a, and by adding a subdivision.

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

S. F. No. 808, A bill for an act relating to waters; redefining public waters; defining wetlands; providing new procedures for the determination of public waters and wetlands; reappropriating money; amending Minnesota Statutes 1978, Sections 105.37, by adding subdivisions; 105.38; 105.39, Subdivision 3;

105.391, Subdivisions 1 and 3, and by adding subdivisions; 105.-392, Subdivisions 2 and 5; and 105.42, Subdivision 1; repealing Minnesota Statutes 1978, Sections 105.37, Subdivision 6; and 105.391, Subdivisions 2, and 4 to 8.

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

S. F. No. 1042, A bill for an act relating to dogs; removing the urban location requirement in actions for damages against a dog owner; amending Minnesota Statutes 1978, Section 347.22.

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

S. F. No. 1248, A bill for an act relating to guardianship; establishing criteria for the selection of guardians and conservators; amending Minnesota Statutes 1978, Section 525.544.

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

S. F. No. 768, A bill for an act relating to natural resources; requiring county board or land exchange board approval on the acquisition of wildlife lands by the commissioner of natural resources; amending Minnesota Statutes 1978, Section 97.481.

The bill was read for the first time.

Rothenberg moved that S. F. No. 768 and H. F. No. 860, now on the Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 874, A bill for an act relating to the Memorial Hardwood Forest; directing the sale or exchange of certain tillable parcels; responsibility for roads; retention of easements; authorizing exemptions; appropriating money.

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

S. F. No. 74, A bill for an act relating to elections; allowing post-election challenges to absent voters; permitting certain challenges of voters in an election contest; establishing conditions for compelling voters to disclose the manner in which they voted; clarifying and simplifying the procedures for instituting an election contest; extending the deadline for instituting an election contest after a general election; amending Minnesota Statutes 1978, Sections 204A.32, Subdivision 4; 209.02, Subdivisions 3, 4 and 4a; 209.06, Subdivision 2; and Chapter 209, by adding a section.

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

S. F. No. 615, A bill for an act relating to retirement; St. Paul teachers retirement fund association; post retirement adjustments for certain retirees and benefit recipients; retirement annuity computation for certain coordinated members; recomputation of disability benefits; augmentation of benefits.

The bill was read for the first time.

Moe moved that S. F. No. 615 and H. F. No. 863, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

CONSENT CALENDAR

S. F. No. 276, A bill for an act relating to workers' compensation; prohibiting the refusal to cover under accident or health policy because of certain workers' compensation option; defining "closely held corporation"; providing for coverage of certain business owners upon election; amending Minnesota Statutes 1978, Chapter 62A, by adding a section; Sections 176.011, by adding a subdivision; 176.012; and 176.041, 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 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Welker
Wenzel

Wieser
Wigley

Wynia

Zubay

Speaker Searle

The bill was passed and its title agreed to.

S. F. No. 1392, A bill for an act relating to local government; providing for fire protection services in various local units in Cass and Morrison counties.

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

The question was taken on the passage of the bill and the roll was called. There were 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Norton requested immediate consideration of H. F. No. 1563.

H. F. No. 1563, A bill for an act relating to the organization and operation of state government; appropriating money for the department of transportation and for other purposes with certain conditions; amending Minnesota Statutes 1978, Sections 161.123; 174.24, Subdivision 3; 360.015, by adding a subdivision;

and Laws 1973, Chapter 567, Section 8; repealing Minnesota Statutes 1978, Section 174.28.

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

The question was taken on the passage of the bill and the roll was called. There were 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

Pursuant to rule 1.10, Sieben, H., requested immediate consideration of H. F. Nos. 143, 296, 492, 1123, 1167, 1465 and 1236; and S. F. No. 144.

H. F. No. 143, A bill for an act relating to taxation; inheritance tax; clarifying certain deductions; amending Minnesota Statutes 1978, Section 291.07, Subdivision 2.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 296, A bill for an act relating to flood plain management; authorizing counties within the southern Minnesota river basin area II to levy an additional tax for flood control, improved water quality and erosion and sediment control; amending Minnesota Statutes 1978, Section 275.50, Subdivision 5.

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

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

Those who voted in the affirmative were:

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

Sieben, H.	Stowell	Valan	Welch	Wynia
Sieben, M.	Sviggum	Valento	Welker	Zubay
Simoneau	Swanson	Vanasek	Wenzel	Speaker Searle
Stadum	Thiede	Waldorf	Wieser	
Stoa	Tomlinson	Weaver	Wigley	

The bill was passed and its title agreed to.

H. F. No. 492, A bill for an act relating to aeronautics; clarifying the property tax status of municipal airport property leased to private persons or entities; amending Minnesota Statutes 1978, Section 360.035.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1123, A bill for an act relating to taxation; sales and use tax; clarifying the definition of a sale; specifying tax on food, meals, drinks, and lodging; providing methods of collecting unpaid taxes; amending Minnesota Statutes 1978, Sections 297A.01, Subdivision 3; 297A.14; 297A.33, Subdivision 1, and by adding a subdivision.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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

The bill was read for the 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 90 yeas and 38 nays as follows:

Those who voted in the affirmative were:

Adams	Crandall	Heinitz	Long	Otis
Ainley	Dean	Hoberg	Ludeman	Patton
Albrecht	Dempsey	Hokanson	Luknic	Pavlak
Anderson, I.	Drew	Jacobs	McCarron	Pehler
Anderson, R.	Eken	Jaros	Mehrkens	Peterson
Battaglia	Elioff	Jennings	Metzen	Piepho
Begich	Esau	Johnson, C.	Minne	Pleasant
Berkelman	Evans	Jude	Munger	Prahl
Biersdorf	Fjoslien	Kaley	Murphy	Redalen
Blatz	Forsythe	Kempe	Nelsen, M.	Reding
Brinkman	Friedrich	Knickerbocker	Nelson	Rees
Byrne	Fritz	Kvam	Norman	Reif
Carlson, D.	Fudro	Laidig	Novak	Rose
Carlson, L.	Halberg	Lehto	Olsen	Sarna
Casserly	Heap	Levi	Osthoff	Schreiber

Searles	Simoneau	Thiede	Welker	Wigley
Sieben, H.	Stadum	Valan	Wenzel	Wynia
Sieben, M.	Swanson	Valento	Wieser	Zubay

Those who voted in the negative were:

Aasness	Den Ouden	Kalis	Onnen	Vanasek
Anderson, B.	Ellingson	Kelly	Rice	Voss
Anderson, D.	Enebo	Kroening	Rothenberg	Waldorf
Anderson, G.	Erickson	McDonald	Sherwood	Weaver
Berglin	Greenfield	Nelsen, B.	Stoa	Welch
Clark	Haukoos	Niehaus	Stowell	Speaker Searle
Clawson	Johnson, D.	Norton	Sviggunn	
Corbid	Kahn	Nysether	Tomlinson	

The bill was passed and its title agreed to.

H. F. No. 1465, A bill for an act relating to taxation; extending the time for claiming credits against the tax on taconite and iron sulphides; amending Minnesota Statutes 1978, Section 298.24, Subdivision 3.

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

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

Those who voted in the affirmative were:

Aasness	Drew	Jude	Niehaus	Sieben, H.
Adams	Eken	Kahn	Norman	Sieben, M.
Ainley	Elioff	Kaley	Norton	Simoneau
Albrecht	Ellingson	Kalis	Novak	Stadum
Anderson, B.	Enebo	Kelly	Nysether	Stoa
Anderson, D.	Erickson	Kempe	Olsen	Stowell
Anderson, G.	Esau	Knickerbocker	Onnen	Sviggunn
Anderson, I.	Evans	Kroening	Osthoff	Swanson
Anderson, R.	Ewald	Kvam	Otis	Thiede
Battaglia	Faricy	Laidig	Patton	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	McCarron	Prahl	Weaver
Byrne	Halberg	McDonald	Redalen	Welch
Carlson, D.	Haukoos	McEachern	Reding	Welker
Carlson, L.	Heap	Mehrkens	Rees	Wenzel
Casserly	Heinitz	Metzen	Reif	Wieser
Clark	Hoberg	Minne	Rice	Wigley
Clawson	Hokanson	Moe	Rose	Wynia
Corbid	Jacobs	Munger	Rothenberg	Zubay
Crandall	Jaros	Murphy	Sarna	Speaker Searle
Dean	Jennings	Nelsen, B.	Schreiber	
Dempsey	Johnson, C.	Nelsen, M.	Searles	
Den Ouden	Johnson, D.	Nelson	Sherwood	

The bill was passed and its title agreed to.

H. F. No. 1236, A bill for an act relating to the town of Forest Lake; exempting it from certain tax levy limitations.

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

The question was taken on the passage of the bill and the roll was called. There were 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 144, A bill for an act relating to taxation; repealing obsolete references to a tax on money and credits; repealing Minnesota Statutes 1978, Chapter 285.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

SPECIAL ORDERS

H. F. No. 1206, A bill for an act relating to energy; encouraging municipalities to use diseased trees.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1392 was reported to the House.

Enebo moved to amend H. F. No. 1392 as follows:

Delete everything after the enacting clause and insert:

"Section 1. [179.131] Any person who operates a motor vehicle which is entering or leaving a place of business or employment where there is a clear notice that a labor dispute is in progress and who fails to bring the vehicle to a full stop at the entrance to or exit from that place, or who fails to exercise caution in entering or leaving that place, is guilty of a misdemeanor."

Amend the title as follows:

Page 1, line 4, before the period, insert "; imposing a penalty"

Halberg moved to amend the Enebo amendment, after "is guilty of a" and before "misdemeanor" insert "petty"

A roll call was requested and properly seconded.

The question was taken on the Halberg amendment to the Enebo amendment and the roll was called. There were 56 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	Jennings	Olsen	Stowell
Ainley	Evans	Johnson, D.	Onnen	Thiede
Albrecht	Ewald	Jude	Patton	Valan
Anderson, R.	Ejoslien	Kaley	Pavlak	Valento
Biersdorf	Forsythe	Knickerbocker	Peterson	Welker
Brinkman	Friedrich	Kvam	Piepho	Wigley
Carlson, D.	Halberg	Laidig	Pleasant	Zubay
Crandall	Haukoos	Levi	Redalen	Speaker Searle
Dean	Heap	Ludeman	Schreiber	
Dempsey	Heinitz	Luknic	Searles	
Den Ouden	Hoberg	Nelsen, B.	Sherwood	
Erickson	Jacobs	Niehaus	Stadum	

Those who voted in the negative were:

Anderson, B.	Eken	Kempe	Norman	Sieben, M.
Anderson, G.	Elioff	Kroening	Norton	Simoneau
Anderson, I.	Ellingson	Lehto	Novak	Stoa
Battaglia	Enebo	Long	Nysether	Swigum
Begich	Faricy	McCarron	Osthoff	Swanson
Berkelman	Fritz	McDonald	Otis	Tomlinson
Blatz	Fudro	Mehrrens	Pehler	Vanasek
Byrne	Greenfield	Metzen	Prahl	Voss
Carlson, L.	Hokanson	Minne	Reding	Waldorf
Casserly	Jaros	Moe	Rees	Weaver
Clark	Johnson, C.	Munger	Reif	Wenzel
Clawson	Kahn	Murphy	Rice	Wieser
Corbid	Kalis	Nelsen, M.	Rothenberg	Wynia
Drew	Kelly	Nelson	Sarna	

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

The question recurred on the Enebo amendment. The motion prevailed and the amendment was adopted.

H. F. No. 1392, A bill for an act relating to labor; requiring operators of motor vehicles to stop and proceed with caution at certain entrances and exits; imposing a penalty.

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

The question was taken on the passage of the bill and the roll was called. There were 102 yeas and 19 nays as follows:

Those who voted in the affirmative were:

Aasness	Elioff	Kaley	Nelson	Sieben, M.
Adams	Ellingson	Kalis	Niehaus	Simoneau
Anderson, B.	Enebo	Kelly	Norman	Stadum
Anderson, I.	Erickson	Kempe	Norton	Stoa
Battaglia	Evans	Knickerbocker	Novak	Stowell
Begich	Ewald	Kroening	Nyzether	Swanson
Berglin	Faricy	Laidig	Onnen	Thiede
Berkelman	Fjoslien	Lehto	Osthoff	Tomlinson
Biersdorf	Fritz	Long	Otis	Valan
Blatz	Fudro	Luknic	Patton	Vanasek
Brinkman	Greenfield	McCarron	Pehler	Voss
Byrne	Haukoos	McDonald	Peterson	Waldorf
Carlson, D.	Heap	McEachern	Prahl	Weaver
Carlson, L.	Hoberg	Mehrkens	Reding	Welch
Casserly	Hokanson	Metzen	Rees	Wenzel
Clark	Jacobs	Minne	Reif	Wieser
Clawson	Jaros	Moe	Rice	Wynia
Corbid	Johnson, C.	Munger	Rothenberg	Zubay
Dean	Johnson, D.	Murphy	Sarna	
Drew	Jude	Nelsen, B.	Sherwood	
Eken	Kahn	Nelsen, M.	Sieben, H.	

Those who voted in the negative were:

Ainley	Den Ouden	Halberg	Pleasant	Welker
Albrecht	Esau	Kvam	Redalen	Wigley
Crandall	Forsythe	Ludeman	Searles	Speaker Searle
Dempsey	Friedrich	Piepho	Valento	

The bill was passed, as amended, and its title agreed to.

H. F. No. 323 was reported to the House.

Kahn moved to amend H. F. No. 323, as follows:

Page 1, line 20, after "shall" insert "*be provided with information on both the benefits and the risks of frequent x-ray examinations and shall*"

The motion prevailed and the amendment was adopted.

Dempsey was excused for the remainder of today's session.

Fjoslien moved to amend H. F. No. 323, as follows:

Page 1, line 10, after "employer" insert "*who employs two or more full-time employees*"

The motion prevailed and the amendment was adopted.

H. F. No. 323, A bill for an act relating to labor; requiring certain employers to provide employees with chest x-rays, hearing tests and lung tests; amending Minnesota Statutes 1978, Section 182.653, by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 94 yeas and 30 nays as follows:

Those who voted in the affirmative were:

Adams	Drew	Kelly	Nelson	Schreiber
Anderson, B.	Eken	Kempe	Norman	Searles
Anderson, D.	Elioff	Knickerbocker	Norton	Sieben, H.
Anderson, G.	Ellingson	Kroening	Novak	Sieben, M.
Anderson, I.	Enebo	Laidig	Nysether	Simoneau
Anderson, R.	Ewald	Lehto	Olsen	Stoa
Battaglia	Faricy	Levi	Onnen	Swanson
Begich	Forsythe	Long	Osthoff	Tomlinson
Berglin	Fudro	Luknic	Otis	Valan
Berkelman	Greenfield	McCarron	Patton	Valento
Blatz	Haukoos	McDonald	Paviak	Vanasek
Brinkman	Hoberg	McEachern	Pehler	Voss
Byrne	Hokanson	Mehrkens	Prahl	Waldorf
Carlson, L.	Jacobs	Metzen	Reding	Weaver
Cassery	Jaros	Minne	Rees	Welch
Clark	Johnson, C.	Moe	Reif	Wenzel
Clawson	Johnson, D.	Munger	Rice	Wynia
Corbid	Jude	Murphy	Rose	Speaker Searle
Dean	Kahn	Nelsen, M.	Sarna	

Those who voted in the negative were:

Aasness	Erickson	Heinitz	Niehaus	Swiggum
Albrecht	Esau	Kaley	Peterson	Thiede
Biersdorf	Evans	Kalis	Piepho	Welker
Carlson, D.	Fjoslien	Kvam	Redalen	Wieser
Crandall	Friedrich	Ludeman	Sherwood	Wigley
Den Ouden	Halberg	Nelsen, B.	Stowell	Zubay

The bill was passed, as amended, and its title agreed to.

H. F. No. 874 was reported to the House.

Kroening moved to amend H. F. No. 874 as follows:

Page 8, line 27, strike "subdivision 4" and insert "*subdivisions 4 through 4g*"

The motion prevailed and the amendment was adopted.

Stadum was excused for the remainder of today's session.

Peterson moved to amend H. F. No. 874, as follows:

Page 14, after line 8, insert:

"Sec. 18. Minnesota Statutes 1978, Section 15.052, Subdivision 3, is amended to read:

Subd. 3. All hearings of state agencies required to be conducted under this chapter shall be conducted by a hearing examiner assigned by the chief hearing examiner. In assigning hearing examiners to conduct such hearings, the chief hearing examiner shall attempt to utilize personnel having expertise in the subject to be dealt with in the hearing. (ONLY HEARING EXAMINERS LEARNED IN THE LAW SHALL BE ASSIGNED TO CONTESTED CASE HEARINGS.) It shall be the duty of the hearing examiner to: (1) advise an agency as to the location at which and time during which a hearing should be held so as to allow for participation by all affected interests; (2) conduct only hearings for which proper notice has been given; (3) see to it that all hearings are conducted in a fair and impartial manner; and (4) make a report on each proposed agency action in which the hearing examiner functioned in an official capacity, stating his findings of fact and his conclusions and recommendations, taking notice of the degree to which the agency has (i) documented its statutory authority to take the proposed action, (ii) fulfilled all relevant substantive and procedural requirements of law or rule, and (iii) demonstrated the need for and reasonableness of its proposed action with an affirmative presentation of facts."

Renumber remaining sections

Amend the title, as follows:

Page 1, line 9, after "2," insert "3,"

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

Peterson moved to amend H. F. No. 874, as follows:

Page 11, line 6, delete "agency" insert "office of administrative hearings"

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

H. F. No. 874, A bill for an act relating to state government; changing certain administrative procedures; amending Minnesota Statutes 1978, Sections 15.0411, Subdivision 2; 15.0412, Subdivisions 2, 4, 5, and by adding subdivisions; 15.0413, Subdivisions 1 and 2; 15.0418; 15.0419, Subdivisions 1 and 4; 15.0422; 15.0424, Subdivision 6; and 15.052, Subdivisions 1, 2, 5, 7, 8 and 9; repealing Minnesota Statutes 1978, Sections 5.21, and 15.0423.

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

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

Those who voted in the affirmative were:

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

The bill was passed, as amended, and its title agreed to.

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

ADJOURNMENT

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Wednesday, May 9, 1979.

EDWARD A. BURDICK, Chief Clerk, House of Representatives