

## STATE OF MINNESOTA

## SEVENTY-FIRST SESSION - 1979

## FIFTY-SIXTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 17, 1979

The House of Representatives convened at 1:00 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	Kahn	Niehaus	Sieben, M.
Adams	Eken	Kaley	Norman	Simoneau
Ainley	Elioff	Kalis	Norton	Stadum
Albrecht	Ellingson	Kelly	Novak	Stoa
Anderson, B.	Enebo	Kempe	Nysether	Stowell
Anderson, D.	Erickson	Knickerbocker	Olsen	Sviggum
Anderson, G.	Esau	Kostohryz	Onnen	Swanson
Anderson, I.	Evans	Kroening	Osthoff	Thiede
Anderson, R.	Ewald	Kvam	Otis	Tomlinson
Battaglia	Faricy	Laidig	Patton	Valan
Begich	Fjoslien	Lehto	Pehler	Valento
Berglin	Forsythe	Levi	Peterson	Vanasek
Berkelman	Friedrich	Long	Piepho	Voss
Biersdorf	Fritz	Ludeman	Pleasant	Waldorf
Blatz	Fudro	Luknic	Prahl	Weaver
Brinkman	Greenfield	Mann	Redalen	Welch
Byrne	Haukoos	McDonald	Reding	Welker
Carlson, D.	Heap	McEachern	Rees	Wenzel
Carlson, L.	Heinitz	Mehrkens	Reif	Wieser
Casserly	Hoberg	Metzen	Rice	Wigley
Clark	Hokanson	Minne	Rose	Wynia
Clawson	Jacobs	Moe	Rothenberg	Zubay
Corbid	Jaros	Munger	Sarna	Speaker Searle
Crandall	Jennings	Murphy	Schreiber	
Dean	Johnson, C.	Nelsen, B.	Searles	
Dempsey	Johnson, D.	Nelsen, M.	Sherwood	
Den Ouden	Jude	Nelson	Sieben, H.	

A quorum was present.

Pavlak was excused. McCarron was excused until 2:00 p.m.  
Halberg was excused until 2:30 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Johnson, D., 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. 1246, 155, 268, 272, 326, 1241, 890, 746 and 978 and S. F. Nos. 1191, 337, 471, 437, 874 and 420 have been placed in the members' files.

S. F. No. 1128 and H. F. No. 1192, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Patton moved that the rules be so far suspended that S. F. No. 1128 be substituted for H. F. No. 1192 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1191 and H. F. No. 1246, 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. 1191 be substituted for H. F. No. 1246 and that the House File be indefinitely postponed. The motion prevailed.

## PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA  
OFFICE OF THE GOVERNOR  
ST. PAUL 55155

May 17, 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. 969, relating to corrections; institutions under the control of the commissioner of corrections; designating them as correctional facilities according to geographical locations; pre-

scribing the title for the chief executive officer of each institution; authorizing the temporary detention of persons who trespass upon institution grounds; prescribing penalties;

H. F. No. 148, relating to the City of New Hope; firefighters' pension, disability and survival benefits;

H. F. No. 859, relating to banks and other financial institutions; regulating open and loan accounts; removing certain restrictions; providing for computation of finance charges; requiring banks which offer a certain credit card program to offer another program with a specified finance charge;

H. F. No. 713, relating to banks and banking; providing for publication of certain bank reports;

H. F. No. 715, relating to interstate motor vehicle carriers; eliminating certain registration requirements for certain interstate carriers;

H. F. No. 1519, relating to transportation; appropriating money for highway development.

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

Sincerely,

ALBERT H. QUIE  
Governor

## SECOND READING OF SENATE BILLS

S. F. Nos. 1128 and 1191 were read for the second time.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Pehler, Rose, Norton, Forsythe and Otis introduced:

H. F. No. 1602, A bill for an act relating to education; establishing a categorical aid formula for English as a second language programs; appropriating money; amending Minnesota Statutes 1978, Chapter 124, by adding a section.

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

Clark and Nelson introduced:

H. F. No. 1603, A bill for an act relating to welfare; defining general assistance medical care; authorizing higher medical care payments for certain handicapped persons; establishing medical care assistance eligibility for persons with seasonal income; making various other changes in the general assistance program; amending Minnesota Statutes 1978, Sections 256D.01; 256D.02, Subdivisions 4, 10, 11, 12, and by adding a subdivision; 256D.03; 256D.04; 256D.05, Subdivision 1; 256D.06, Subdivision 1; 256D.07; 256D.08; 256D.09, Subdivision 1; 256D.11, Subdivisions 2, 3, 4, 5, 6, 7, 8 and 9; 256D.13, Subdivision 1; 256D.16; 256D.18, Subdivisions 2 and 4; repealing Minnesota Statutes 1978, Sections 256D.19; 256D.20; and 256D.21.

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

Stadum, Moe, Blatz, Prael and Nysether introduced:

H. F. No. 1604, A bill for an act relating to taxation; sales tax; increasing the tax on cigarettes; exempting residential utilities; amending Minnesota Statutes 1978, Sections 297.02, Subdivision 1; 297.22, Subdivision 1; 297A.01, Subdivision 3; and 297A.25, Subdivision 1.

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

#### HOUSE ADVISORIES

The following House Advisories were introduced:

Kelly; Biersdorf; Sieben, M.; Forsythe and Kroening introduced:

H. A. No. 38, A proposal to study deceptive practices in the automobile repair industry in Minnesota.

The advisory was referred to the Committee on Commerce, Economic Development and Housing.

Rees, Munger, Voss, McDonald and Wigley introduced:

H. A. No. 39, A proposal to study the advisability of creating a state nuclear plant operation agency.

The advisory was referred to the Committee on Energy and Utilities.

## 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:

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 at a reasonable fee; amending Minnesota Statutes 1978, Section 593.37, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1037, A bill for an act relating to interim claims against the state; appropriating money for the payment thereof.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 357, A bill for an act relating to professional regulation; regulating architects, engineers, surveyors, and landscape architects; amending Minnesota Statutes 1978, Section 326.02, Subdivision 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Patton moved that the House concur in the Senate amendments to H. F. No. 357 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 357, A bill for an act relating to professional regulation; regulating architects, engineers, surveyors, and landscape architects; adding an additional member to the board of architecture, engineering, land surveying and landscape archi-

ecture; amending Minnesota Statutes 1978, Sections 326.02, Subdivision 4; and 326.04.

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 127 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Jennings      Ludeman      Welker

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. 749, A bill for an act relating to retirement; teachers retirement fund associations in cities of the first class; codification of a coordinated program for the Minneapolis and St. Paul teachers retirement fund associations; recodification of the law governing first class city teachers retirement fund associations; amending Minnesota Statutes 1978, Sections 354A.05; 354A.08; 354A.09; 354A.091; 354A.11; 354A.12; 354A.21; 356.32, Subdi-

vision 2; and Chapter 354A by adding sections; repealing Minnesota Statutes 1978, Sections 354A.01; 354A.02; 354A.03; 354A.04; 354A.10; 354A.13; 354A.22; Laws 1976, Chapter 238, Section 12; and Laws 1977, Chapter 429, Section 60.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Patton moved that the House concur in the Senate amendments to H. F. No. 749 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 749, A bill for an act relating to retirement; teachers retirement fund associations in cities of the first class; codification of a coordinated program for the Minneapolis and St. Paul teachers retirement fund associations; recodification of the law governing first class city teachers retirement fund associations; amending Minnesota Statutes 1978, Sections 354A.05; 354A.08; 354A.09; 354A.091; 354A.11; 354A.12; 354A.21; 356.32, Subdivision 2; and Chapter 354A by adding sections; repealing Minnesota Statutes 1978, Sections 354A.01; 354A.02; 354A.03; 354A.04; 354A.10; 354A.13; 354A.22; Laws 1976, Chapter 238, Section 12; and Laws 1977, Chapter 429, Section 60.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Voss  
Waldorf  
Weaver

Welch  
Welker  
Wenzel

Wieser  
Wigley  
Wynia

Zubay

Speaker Searle

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. 521, A bill for an act relating to domestic abuse; authorizing judicial intervention to provide protection from domestic abuse; prescribing penalties.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Clark moved that the House concur in the Senate amendments to H. F. No. 521 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 521, A bill for an act relating to domestic abuse; authorizing judicial intervention to provide protection from domestic abuse; prescribing penalties.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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



Olsen	Prahl	Schreiber	Svigum	Weaver
Onnen	Redalen	Searles	Swanson	Welch
Osthoff	Reding	Sherwood	Thiede	Welker
Otis	Rees	Sieben, H.	Tomlinson	Wenzel
Patton	Reif	Sieben, M.	Valan	Wieser
Pehler	Rice	Simoneau	Valento	Wigley
Peterson	Rose	Stadum	Vanasek	Wynia
Piepho	Rothenberg	Stoa	Voss	Zubay
Pleasant	Sarna	Stowell	Waldorf	Speaker Searle

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. 747, A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; amending Minnesota Statutes 1978, Sections 353.01, Subdivisions 2b, 10, 16, and 27; 353.017, Subdivision 2; 353.03, Subdivision 3; 353.29, Subdivisions 2 and 8; 353.31, Subdivision 1; 353.32, Subdivisions 1, 3, and 9; 353.33, Subdivision 1; 353.34, Subdivision 3; 353.35; 353.64, Subdivision 1; 353.65, Subdivision 2; 353.656, Subdivision 2; 353.71, Subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Moe moved that the House concur in the Senate amendments to H. F. No. 747 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 747, A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; contributions and benefits of the Moorhead police and firefighters' relief associations; amending Minnesota Statutes 1978, Sections 353.01, Subdivisions 2b, 10, 16, and 27; 353.017, Subdivision 2; 353.03, Subdivisions 1 and 3; 353.29, Subdivisions 2 and 8; 353.31, Subdivision 1; 353.32, Subdivisions 1, 3, and 9; 353.33, Subdivision 1; 353.34, Subdivision 3; 353.35; 353.64, Subdivision 1; 353.65, Subdivision 2; 353.656, Subdivision 2; 353.71, Subdivision 5; Laws 1967, Chapter 775, Sections 2; 4; 5; 6; and 7; and by adding a section; Laws 1955, Chapter 75, Sections 10, Subdivision 3; 14, Subdivisions 1, 2, 4, 5, 6, and by adding a subdivision; 16; and 19, as added, amended or renumbered; repealing Laws 1967, Chapter 775, Section 3.

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	Eken	Kahn	Nelson	Sherwood
Adams	Elioff	Kaley	Niehaus	Sieben, H.
Ainley	Ellingson	Kalis	Norman	Sieben, M.
Anderson, B.	Enebo	Kelly	Norton	Simoneau
Anderson, D.	Erickson	Kempe	Novak	Stadum
Anderson, G.	Esau	Knickerbocker	Nysether	Stoa
Anderson, R.	Evans	Kostohryz	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	Pehler	Valan
Blatz	Fritz	Long	Peterson	Valento
Brinkman	Fudro	Ludeman	Piepho	Vanasek
Byrne	Greenfield	Luknic	Pleasant	Voss
Carlson, D.	Haukoos	Mann	Prahl	Waldorf
Carlson, L.	Heap	McDonald	Redalen	Weaver
Casserly	Heinitz	McEachern	Reding	Welch
Clark	Hoberg	Mehrkens	Rees	Welker
Clawson	Hokanson	Metzen	Reif	Wenzel
Corbid	Jacobs	Minne	Rice	Wieser
Crandall	Jaros	Moe	Rose	Wigley
Dean	Jennings	Munger	Rothenberg	Wynia
Dempsey	Johnson, C.	Murphy	Sarna	Zubay
Den Ouden	Johnson, D.	Nelsen, B.	Schreiber	Speaker Searle
Drew	Jude	Nelsen, M.	Searles	

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

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Mann moved that the House concur in the Senate amendments to H. F. No. 1062 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1062, A bill for an act relating to local government; authorizing the purchase of annuity contracts for retiring Windom firefighters; legalizing proceedings precedent to the

issuance of certain Heron Lake general obligation bonds and excluding them from the net debt computation.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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. 317, A bill for an act relating to highway traffic regulation; passing a stopped school bus displaying stop arm signals; providing remedies; prescribing penalties; amending Minnesota Statutes 1978, Section 169.44, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Wenzel moved that the House concur in the Senate amendments to H. F. No. 317 and that the bill be repassed as amended by the Senate.

Rose moved that the House refuse to concur in the Senate amendments to H. F. No. 317, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses.

A roll call was requested and properly seconded.

The question was taken on the motion to refuse to concur and the roll was called. There were 94 yeas and 33 nays as follows:

Those who voted in the affirmative were:

Aasness	Corbid	Heinitz	Nelsen, B.	Schreiber
Adams	Crandall	Hoberg	Nelsen, M.	Searles
Ainley	Dean	Hokanson	Niehaus	Sherwood
Albrecht	Dempsey	Jaros	Norman	Stadum
Anderson, B.	Den Ouden	Jennings	Nysether	Stoa
Anderson, D.	Eken	Johnson, D.	Olsen	Stowell
Anderson, G.	Elioff	Kahn	Osthoff	Sviggum
Anderson, R.	Erickson	Kaley	Otis	Thiede
Battaglia	Esau	Kalis	Patton	Tomlinson
Begich	Evans	Knickerbocker	Pehler	Valento
Berkelman	Ewald	Kostohryz	Peterson	Vanasek
Biersdorf	Faricy	Kvam	Piepho	Voss
Blatz	Fjoslien	Lehto	Pleasant	Waldorf
Brinkman	Forsythe	Levi	Prahl	Weaver
Byrne	Friedrich	Ludeman	Redalen	Welch
Carlson, D.	Fritz	Mann	Reding	Wieser
Carlson, L.	Fudro	McDonald	Rees	Wigley
Casserly	Haukoos	Mehrkens	Reif	Zubay
Clawson	Heap	Metzen	Rose	

Those who voted in the negative were:

Anderson, I.	Jacobs	Long	Norton	Swanson
Berglin	Johnson, C.	Luknie	Onnen	Valan
Clark	Jude	Minne	Rothenberg	Wenzel
Drew	Kelly	Moe	Sarna	Wynia
Ellingson	Kempe	Munger	Sieben, H.	Speaker Searle
Enebo	Kroening	Murphy	Sieben, M.	
Greenfield	Laidig	Nelson	Simoneau	

The motion prevailed.

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. 218, A bill for an act relating to public utilities; removing cooperative telephone associations from the rate jurisdiction of the public service commission; granting associations an option as to rate regulation; amending Minnesota Statutes 1978, Section 237.06.

PATRICK E. FLAHAVEN, Secretary of the Senate

Fjoslien moved that the House refuse to concur in the Senate amendments to H. F. No. 218, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislation Administration shall appoint 2 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

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. 970, A bill for an act relating to unemployment compensation; limiting benefits paid to certain owners and relatives of certain businesses; amending Minnesota Statutes 1978, Section 268.07, Subdivision 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Haukoos moved that the House refuse to concur in the Senate amendments to H. F. No. 970, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

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. 914, A bill for an act relating to retirement; providing for continued membership in public safety employee pension funds for certain current public safety employees who may not have the power of arrest with a warrant; amending Minne-

sota Statutes 1978, Sections 352B.01, Subdivision 2; and 353.64, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Patton moved that the House refuse to concur in the Senate amendments to H. F. No. 914, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

S. F. No. 801, 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.

And the Senate respectfully requests that a Conference Committee be appointed thereon, Messrs. Knutson, Luther and Willet have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Carlson, D., moved that the House accede to the request of the Senate for the appointment of a Conference Committee except that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a Conference Committee to meet with the committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 801. The motion prevailed.

Mr. Speaker:

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

S. F. No. 474.

PATRICK E. FLAHAVEN, Secretary of the Senate

## FIRST READING OF SENATE BILLS

S. F. No. 474, A bill for an act relating to taxation; income tax; providing a renewable energy credit; amending Minnesota Statutes 1978, Section 290.06, by adding a subdivision.

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

There being no objection the order of business reverted to Introductions and First Reading of House Bills.

INTRODUCTION AND FIRST READING  
OF HOUSE BILLS

The following House Files were introduced:

Norton, for the Committee on Appropriations, introduced:

H. F. No. 1605, A bill for an act relating to public improvements; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state building bonds; appropriating money, and authorizing a special levy.

The bill was read for the first time and laid over one day.

Norton, for the Committee on Appropriations, introduced:

H. F. No. 1606, A bill for an act relating to public improvements; authorizing alteration, repair, rehabilitation, equipping, and replacement of equipment of public buildings with certain conditions; authorizing purchase and sale of public lands and buildings; appropriating money.

The bill was read for the first time and laid over one day.

ANNOUNCEMENTS BY THE SPEAKER AND THE CHAIRMAN OF THE  
COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1351:

Patton; Jude; Jacobs; Schreiber; Carlson, D.; and Evans.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the

following members of the House to a Conference Committee on S. F. No. 450:

Faricy, Jude, Peterson, and Crandall.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on S. F. No. 856:

Carlson, L.; Swanson; Kaley; and Drew.

### CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Sieben, H., requested immediate consideration of H. F. No. 978.

H. F. No. 978 was reported to the House.

Onnen moved to amend H. F. No. 978, as follows:

Delete Section 1 in its entirety

Renumber the sections accordingly

Amend the title:

Line 16, after "Sections" delete "10A.25, Subdivision 2;"

A roll call was requested and properly seconded.

### CALL OF THE HOUSE

On the motion of Anderson, I., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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



Nysether	Prahl	Schreiber	Swiggum	Weaver
Olsen	Redalen	Searles	Swanson	Welch
Onnen	Reding	Sherwood	Thiede	Welker
Osthoff	Rees	Sieben, H.	Tomlinson	Wenzel
Otis	Reif	Sieben, M.	Valan	Wieser
Patton	Rice	Simoneau	Valento	Wigley
Pehler	Rose	Stadum	Vanasek	Wynia
Peterson	Rothenberg	Stoa	Voss	Zubay
Piepho	Sarna	Stowell	Waldorf	

Anderson, I., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

The question recurred on the Onnen amendment and the roll was called. There were 65 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Johnson, D.	Nysether	Sherwood
Ainley	Esau	Kaley	Olsen	Stadum
Albrecht	Evans	Knickerbocker	Onnen	Stowell
Anderson, D.	Ewald	Kvam	Peterson	Swiggum
Anderson, R.	Fjoslien	Laidig	Piepho	Theide
Berkelman	Forsythe	Levi	Pleasant	Valan
Biersdorf	Friedrich	Ludeman	Redalen	Valento
Blatz	Fritz	Luknic	Rees	Weaver
Carlson, D.	Haukoos	McDonald	Reif	Welker
Crandall	Heap	Mehrkens	Rose	Wieser
Dempsey	Heinitz	Nelsen, B.	Rothenberg	Wigley
Den Ouden	Hoberg	Niehaus	Schreiber	Zubay
Drew	Jennings	Norman	Searles	Speaker Searle

Those who voted in the negative were:

Adams	Dean	Kalis	Murphy	Sieben, M.
Anderson, B.	Eken	Kelly	Nelsen, M.	Simoneau
Anderson, G.	Elioff	Kempe	Nelson	Stoa
Anderson, I.	Ellingson	Kostohryz	Norton	Swanson
Battaglia	Enebo	Kroening	Novak	Tomlinson
Begich	Faricy	Lehto	Osthoff	Vanasek
Berglin	Fudro	Long	Otis	Voss
Brinkman	Greenfield	Mann	Patton	Waldorf
Byrne	Hokanson	McCarron	Pehler	Welch
Carlson, L.	Jacobs	McEachern	Prahl	Wenzel
Casserly	Jaros	Metzen	Reding	Wynia
Clark	Johnson, C.	Minne	Rice	
Clawson	Jude	Moe	Sarna	
Corbid	Kahn	Munger	Sieben, H.	

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

Onnen moved that H. F. No. 978 be returned to General Orders.

A roll call was requested and properly seconded.

The question was taken on the motion to return H. F. No. 978 to General Orders and the roll was called. There were 65 yeas and 67 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams	Corbid	Kalis	Murphy	Sieben, M.
Anderson, B.	Eken	Kelly	Nelsen, M.	Simoneau
Anderson, G.	Elioff	Kempe	Nelson	Stoa
Anderson, I.	Ellingson	Kostohryz	Norton	Swanson
Battaglia	Enebo	Kroening	Novak	Tomlinson
Begich	Faricy	Lehto	Osthoff	Vanasek
Berglin	Fudro	Long	Otis	Voss
Berkelman	Greenfield	Mann	Patton	Waldorf
Brinkman	Hokanson	McCarron	Pehler	Welch
Byrne	Jacobs	McEachern	Prahl	Wenzel
Carlson, L.	Jaros	Metzen	Reding	Wynia
Casserly	Johnson, C.	Minne	Rice	
Clark	Jude	Moe	Sarna	
Clawson	Kahn	Munger	Sieben, H.	

The motion did not prevail.

Prahl moved to amend H. F. No. 978 as follows:

Page 8, line 3, reinstate the old language

Page 8, lines 4 to 8 delete the new language

Page 8, line 12, delete the new language

Page 8, line 13, delete the new language and reinstate the stricken language

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

H. F. No. 978, A bill for an act relating to taxation; clarifying the method of computing the homestead credit; clarifying distribution of tax on transmission lines; changing penalties for late payment of property taxes; changing filing requirements for

royalty tax; clarifying penalties; providing procedures for payment of tax on special fuel; clarifying refund procedures, providing procedure for refunding excise taxes; providing deed tax meters for certain counties; appropriating money; defining certain powers of the commissioner of revenue; delaying the assessment dispersion penalty; amending Minnesota Statutes 1978, Sections 10A.25, Subdivision 2; 10A.31, Subdivision 5; 272.70; 273.13, Subdivision 6; 273.42; 274.13, Subdivision 1; 274.14; 279.01; 287.27, by adding a subdivision; 296.12, by adding a subdivision; 296.18, Subdivision 5; 297.01, Subdivision 14; 297.03, Subdivision 8; 299.05; 299.08; 340.485, Subdivision 1; 340.492; 477A.04, Subdivision 2; Chapter 270, by adding sections; Chapter 291, by adding a section; Chapter 299, by adding a section; repealing Minnesota Statutes 1978, Sections 299.03 and 299.06.

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 67 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Adams	Corbid	Kalis	Murphy	Sieben, M.
Anderson, B.	Eken	Kelly	Nelsen, M.	Simoneau
Anderson, G.	Elioff	Kempe	Nelson	Stoa
Anderson, I.	Ellingson	Kostobryz	Norton	Swanson
Battaglia	Enebo	Kroening	Novak	Tomlinson
Begich	Faricy	Lehto	Osthoff	Vanasek
Berglin	Fudro	Long	Otis	Voss
Berkelman	Greenfield	Mann	Patton	Waldorf
Brinkman	Hokanson	McCarron	Pehler	Welch
Byrne	Jacobs	McEachern	Prahl	Wenzel
Carlson, L.	Jaros	Metzen	Reding	Wynia
Casserly	Johnson, C.	Minne	Rice	
Clark	Jude	Moe	Sarna	
Clawson	Kahn	Munger	Sieben, H.	

Those who voted in the negative were:

Aasness	Erickson	Johnson, D.	Nysether	Sherwood
Ainley	Esau	Kaley	Olsen	Stadum
Albrecht	Evans	Knickerbocker	Onnen	Stowell
Anderson, D.	Ewald	Kvam	Peterson	Sviggum
Anderson, R.	Fjoslien	Laidig	Piepho	Thiede
Biersdorf	Forsythe	Levi	Pleasant	Valan
Blatz	Friedrich	Ludeman	Redalen	Valento
Carlson, D.	Fritz	Luknic	Rees	Weaver
Crandall	Haukoos	McDonald	Reif	Welker
Dean	Heap	Mehrkins	Rose	Wieser
Dempsey	Heinitz	Nelsen, B.	Rothenberg	Wigley
Den Ouden	Hoberg	Niehaus	Schreiber	Zubay
Drew	Jennings	Norman	Searles	Speaker Searle

The bill was not passed.

ANNOUNCEMENT BY THE SPEAKER AND THE CHAIRMAN OF THE  
COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 317:

Wenzel, Faricy, Rose, and Onnen.

CALL OF THE HOUSE LIFTED

Nelsen, B., moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

MOTION FOR RECONSIDERATION

Nelson moved that the vote whereby S. F. No. 831, as amended, was not passed on Special Orders for Tuesday, May 15, 1979 be now reconsidered. The motion prevailed.

S. F. No. 831, as amended, was reported to the House.

Nelson moved that the action whereby S. F. No. 831, as amended, was given a third reading be now reconsidered. The motion prevailed.

Ellingson moved to amend S. F. No. 831, as amended, as follows:

Delete everything after the enacting clause and insert:

"Section I. Laws 1967, Chapter 721, Section 2, as amended by Laws 1969, Chapter 885, Section 1; Laws 1971, Chapter 954, Section 1; and Laws 1973, Chapter 473, Section I, is amended to read:

Sec. 2. [HENNEPIN COUNTY; PARK RESERVE DISTRICT; TAX LEVY.] To provide funds for the purposes of the Hennepin county park reserve district as set forth in its annual budget, in lieu of the levies authorized by any other special law for such purposes, the board of county commissioners of Hennepin county upon approval of each annual budget may levy taxes on all the taxable property in the county and park district at a rate not exceeding (.67) 1.0 mill on the assessed valuation thereof. To provide funds for the acquisition and betterment of park properties and facilities of the district in accordance with plans filed by it under Minnesota Statutes, Section 398.19, upon request of the board of park district commissioners by a resolution or resolutions regularly adopted by a majority of all members thereof, the board of county commis-

sioners of Hennepin county may, in addition to bonds issued by the county for this purpose before January 1, 1973, by resolution issue and sell general obligation bonds of the county in the manner provided in Minnesota Statutes, Sections 475.60 to 475.753, in an aggregate amount not exceeding \$2,500,000. Taxes for the payment of the principal of and interest on such bonds shall be assessed and extended upon all taxable property in the county. Such bonds shall not be subject to the limitations of Minnesota Statutes, Sections 475.51 to 475.59, but the maturity years and amounts and interest rates of each series of bonds shall be fixed so that the maximum amount of principal and interest to become due in any year on the bonds authorized by this law and all bonds issued by the county for the purposes of the district before January 1, 1973, shall not exceed an amount equal to three tenths of one mill times the assessed value of all taxable property in the county as last finally equalized before the issuance of the new series.

**Sec. 2. [HENNEPIN COUNTY PARK RESERVE DISTRICT; COMMISSIONERS.]** *Subdivision 1. Effective January 1, 1983, and notwithstanding any provision of Minnesota Statutes, Sections 398.02 to 398.04 to the contrary, the board of park district commissioners of the Hennepin county park reserve district shall consist of seven commissioners appointed or elected as provided in this section.*

*Subd. 2. Three park district commissioners shall be appointed by the park and recreation board of the city of Minneapolis from among its membership. Each park district commissioner appointed pursuant to this subdivision shall serve for a term coinciding with his term on the park and recreation board of the city of Minneapolis, and until a successor is appointed and qualifies. If a vacancy occurs among the commissioners appointed pursuant to this subdivision, the park and recreation board of the city of Minneapolis shall appoint a successor.*

*Subd. 3. Four park district commissioners shall be elected as provided in this subdivision to represent those portions of Hennepin county outside of the city of Minneapolis. One park district commissioner shall be elected without party designation from each of the park reserve commissioner districts established pursuant to subdivision 4. Elections under this subdivision shall be held at the same time and in the same manner as elections for the office of county commissioner. Each park district commissioner elected pursuant to this subdivision shall be a resident of the district he represents and shall serve for a term of four years and until a successor is elected and qualifies, except that the term of office of each park district commissioner elected at the general election held in the year of a federal census shall be only two years and until a successor is elected and qualifies. If a vacancy occurs in the office of any commissioner elected pursuant to this subdivision, the board of park district commissioners*

shall appoint a successor residing in that district to fill the unexpired term.

Subd. 4. By no later than August 1, 1980, and after at least 30 days notice and public hearing, the board of park district commissioners of the Hennepin county park reserve district shall divide the territory of Hennepin county outside the city of Minneapolis into four park district commissioner districts. Each district shall be composed of contiguous territory as regular and compact in form as practicable and as nearly equal in population as possible, provided that no district shall vary in population more than ten percent from the average of all the districts, unless to comply with this requirement a voting precinct would have to be divided. After each federal census and by no later than 70 days before the next ensuing general election, after at least 30 days notice and public hearing, the board of park district commissioners of the Hennepin county park reserve district shall redistrict the territory of Hennepin county outside the city of Minneapolis into new commissioner districts as necessary to comply with the provisions of this subdivision. The districts established pursuant to this subdivision shall remain effective until new districts are established. Any person aggrieved by a districting plan established pursuant to this subdivision may challenge the plan in the same manner as a county commissioner districting plan may be challenged pursuant to Minnesota Statutes, Section 375.025. The district court in reviewing any challenge to a districting plan under this subdivision shall proceed in the manner prescribed by Minnesota Statutes, Section 375.025. Each districting plan established pursuant to this subdivision shall be filed in the office of the director of finance of Hennepin county and shall be effective 31 days after its publication in a newspaper of general circulation in the county.

Subd. 5. Notwithstanding any law to the contrary, until January 1, 1983, the park district commissioners of the Hennepin county park reserve district shall continue to be appointed and vacancies shall continue to be filled as provided in Laws 1963, Chapter 883, Section 1. On January 1, 1983, the terms of office of all commissioners appointed pursuant to Laws 1963, Chapter 883, Section 1, shall expire and the first commissioners appointed or elected as provided in this section shall take office. Thereafter the park district commissioners of the Hennepin county park reserve district shall be appointed or elected and vacancies shall be filled as provided in this section.

Sec. 3. [REPEALER.] Laws 1963, Chapter 883, Section 2, is repealed, effective January 1, 1983.

Sec. 4. [EFFECTIVE DATE.] This act is effective the day following its final enactment."

Further, delete the title and insert:

"A bill for an act relating to the Hennepin county park reserve district; regulating tax levies; providing for election and appointment of park commissioners; amending Laws 1967, Chapter 721, Section 2, as amended; repealing Laws 1963, Chapter 883, Section 2."

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 107 yeas and 11 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams	Den Ouden	Fudro	Osthoff	Swigum
Anderson, R.	Esau	Kaley	Sarna	Thiede
Crandall				

The motion prevailed and the amendment was adopted.

S. F. No. 831, A bill for an act relating to the Hennepin county park reserve district; regulating tax levies; reaffirming the requirement that the environmental quality board make its decisions by a majority vote; permitting certain requests for reconsideration of board decisions; amending Laws 1967, Chapter 721, Section 2, as amended; and Minnesota Statutes 1978, Section 116D.04, Subdivision 3.

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 107 yeas and 16 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Aasness	Crandall	Esau	Kalis	Sarna
Adams	Den Ouden	Fudro	Kempe	Sviggum
Anderson, R.	Enebo	Kaley	Kroening	Thiede
Corbid				

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

### CONSENT CALENDAR

S. F. No. 1328, A bill for an act relating to labor; authorizing commissioner of labor and industry to seek restraining orders against certain violators of child labor laws; amending Minnesota Statutes 1978, Section 181A.08, 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 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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



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

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. 1253.

Forsythe, McCarron, Reif and Searles were excused from 4:30 p.m. to 5:30 p.m.

H. F. No. 1253 was reported to the House.

Battaglia moved to amend H. F. No. 1253, as follows:

Page 8, line 16 to page 13, line 33, delete section 10 from the bill

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 59 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Aasness	Den Ouden	Kaley	Nelsen, M.	Stowell
Adams	Drew	Kalis	Niehaus	Sviggum
Ainley	Eken	Knickerbocker	Nysether	Swanson
Albrecht	Elioff	Kroening	Onnen	Thiede
Anderson, I.	Enebo	Kvam	Osthoff	Valento
Anderson, R.	Evans	Ludeman	Prahl	Waldorf
Battaglia	Friedrich	Luknic	Redalen	Welker
Begich	Fritz	McDonald	Reding	Wenzel
Biersdorf	Fudro	McEachern	Rees	Wieser
Brinkman	Hoberg	Metzen	Rice	Wigley
Carlson, D.	Hokanson	Minne	Sarna	Zubay
Crandall	Jennings	Murphy	Stadum	

Those who voted in the negative were:

Anderson, B.	Anderson, G.	Blatz	Carlson, L.	Clark
Anderson, D.	Berglin	Byrne	Cassery	Clawson

Corbid	Heinitz	Long	Otis	Stoa
Dean	Jarós	Mann	Pehler	Tomlinson
Dempsey	Johnson, C.	Mehrkens	Peterson	Valan
Ellingson	Johnson, D.	Moe	Piepho	Vanasek
Erickson	Jude	Munger	Pleasant	Voss
Esau	Kahn	Nelsen, B.	Rose	Weaver
Ewald	Kelly	Nelson	Rothenberg	Welch
Faricy	Kempe	Norman	Schreiber	Wynia
Greenfield	Laidig	Norton	Sieben, H.	Speaker Searle
Haukoos	Lehto	Novak	Sieben, M.	
Heap	Levi	Olsen	Simoneau	

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

H. F. No. 1253 was temporarily laid over.

There being no objection the order of business reverted to Reports of Standing Committees.

### REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

H. F. No. 38, A bill for an act relating to reapportionment of the legislature and congressional districts; proposing an amendment to the Minnesota Constitution, Article IV, Sections 2 and 3 to provide for congressional and legislative apportionments by a commission; implementing the proposed amendment by providing by law for the duties, powers and operation of the commission; appropriating money; imposing a penalty; and repealing Minnesota Statutes 1978, Sections 2.041 to 2.712 and 2.731 to 2.811.

Reported the same back with the following amendments:

Page 5, line 13, after "*follow*" insert "*natural boundaries,*"

Page 15, line 19, after "\$" insert "70,000"

With the recommendation that when so amended the bill pass.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 381, A bill for an act relating to education; increasing the maximum awards for scholarships and grants-in-aid; changing the eligibility for certain financial assistance; increasing the bonding authority of the higher education coordinating board; requiring that data on certain applicants for student financial assistance be classified as private and providing an exception; increasing the eligibility for a tuition subsidy for a public post-secondary vocational-technical school; appropriating

money; amending Minnesota Statutes 1978, Sections 136A.121, Subdivisions 4, 5, 7 and 8; 136A.162; 136A.171; and 136A.236, Subdivision 2.

Reported the same back with the following amendments:

Page 4, line 19, delete "*Subdivision 1.*"

Page 4, line 22, delete "\$725,000" and insert "\$475,000"

Page 4, delete lines 27 to 30

With the recommendation that when so amended the bill pass.

The report was adopted.

Norton from the Committee on Appropriations 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.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 946, A bill for an act relating to workers' compensation; changing certain insurance rate making procedures; changing rehabilitation procedures; adding definitions; providing for a joint legislative commission; transferring functions to the commissioner of insurance; directing certain studies; providing for certain schedules and lists; increasing certain staff; relocating workers' compensation court of appeals; changing availability, amounts and procedures for obtaining and discontinuing certain benefits; changing certain presumptions; changing basis for attorneys' fees; changing notice provisions; establishing a reopened case fund and a compensation reinsurance association; creating procedures for group self insurance pooling; providing penalties; appropriating money; amending Minnesota Statutes 1978, Sections 79.01, by adding subdivisions; 79.095; 79.10; 79.21; 79.22; 175.08; 176.011, Subdivisions 9 and 15; 176.021, Subdivision 3; 176.061, Subdivision 5; 176.081, Subdivision 5; 176.101, Subdivisions 1, 2, 3 and 4; 176.111, Subdivision 1; 176.131, Subdivisions 3, 10 and by adding a subdivision; 176.132, Subdivision 2; 176.135, by adding a subdivision; 176.141; 176.179; 176.181, Subdivision 2; 176.191; 176.221; 176.231, Sub-

divisions 1 and 2; 176.235; 176.241; 176.271; 176.391, Subdivision 2; 176.521, Subdivision 1; Chapters 79, by adding sections; and 176, by adding sections; repealing Minnesota Statutes 1978, Sections 79.05; 79.06; 79.07; and 176.101, Subdivision 7.

Reported the same back with the following amendments:

Page 8, line 16, after the period insert the following: "*Workers' compensation premiums charged to insureds during the pendency of the proceedings held pursuant to the petition shall be based on the current manual.*"

Page 68, line 21, insert "35,500" and "72,500"

Page 68, line 27, insert "78,525" and "77,900"

Page 68, delete lines 28 to 30

Page 69, line 2, insert "234,432" and "226,932"

Page 69, line 6, after "by" insert "8"

Page 69, line 12, insert "407,188" and "347,313"

Page 69, line 15, after "by" insert "10"

Page 69, line 18, insert "25,000" in the first blank and delete the second blank

Page 69, after line 18 insert "*The appropriation is available for the biennium ending June 30, 1981.*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 1578, A bill for an act relating to claims against the state; appropriating money for the payment thereof.

Reported the same back with the following amendments:

Page 4, line 3, delete "tract" and insert "track"

With the recommendation that when so amended the bill pass.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

S. F. No. 481, A bill for an act relating to transportation; appropriating money to the department of transportation for the purpose of providing operating subsidies for Medicine Lake transit service under certain conditions.

Reported the same back with the following amendments:

Page 1, line 19, after the period insert "This appropriation or any other public subsidy to the Medicine Lake Lines is not available unless the complete financial records of the Medicine Lake Lines are available for inspection by the department of transportation."

With the recommendation that when so amended the bill pass.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

S. F. No. 765, A bill for an act relating to the state civil service; including veterans in the protected group for the purpose of the statewide affirmative action program; amending Minnesota Statutes 1978, Section 43.15, Subdivision 1.

Reported the same back with the following amendments:

Page 2, line 6, delete "*entered*" and insert "*served in the*"

With the recommendation that when so amended the bill pass.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 38, 381, 869, 946 and 1578 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 481 and 765 were read for the second time.

Sieben, H., moved that the House recess until 8:00 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

CONSIDERATION UNDER RULE 1.10

H. F. No. 1253, temporarily laid over, was again reported to the House.

Casserly moved to amend H. F. No. 1253 as follows:

Page 6, line 12, after "(1)" insert "and (11)"

Page 6, line 17, before the period insert "*and property owners*"

Page 6, line 29, after "*public*" insert "*informational*"

Page 6, line 30, after "*acquisition*" insert ". *A public hearing pursuant to Chapter 15 shall be held on each trail acquisition not less than 30 nor more than 90 days after the publication of the notice,*"

Page 6, line 32, delete everything after the period

Page 6, delete line 33

Page 7, delete line 1

Page 7, line 2, delete everything before "*Following*"

Page 7, line 3, delete "*meeting or meetings*" and insert "*hearing*"

Page 7, line 4, after "*determine*" insert ", *based on the record,*"

Page 7, line 11, after the period, insert "*The court shall not consider the fact of acquisition in making its decision.*"

Page 8, line 11, delete "*fiscal year*"

Page 8, line 13, delete "\$400,000" and insert "\$580,000"

Page 13, line 26, delete "*Provisions of*" and "*shall not be*"

Page 13, line 27, delete "*effective*" and insert "*is effective the day following final enactment, provided no land may be purchased*"

Page 13, delete line 32

Page 13, delete line 33

Page 13, after line 33, insert "Sec. 11. Laws 1977, Chapter 421, Section 13, Subdivision 3, is amended to read:

Subd. 3. For acquisition of state trails, as listed and described in section 85.015, and pursuant to section 84.029, subdivision 2 ..... 1,805,000

For betterment of the trails ..... 1,800,000

No further expenditure of money for development of the Luce Line Trail shall be made until the commissioner of natural resources has prepared a comprehensive (FISCAL) management plan covering all costs associated with development of the trail, submitted the plan to *the senate agriculture and natural resources committee*, to the house environment and natural resources committee, the house appropriations committee, and the senate finance committee for the purpose of consultation, and received their recommendations thereon. The recommendations are advisory only."

Amend the title:

Line 13, after "Subdivision 3" insert "; and Laws 1977, Chapter 421, Section 13, Subdivision 3"

The motion prevailed and the amendment was adopted.

Forsythe, Hokanson and Reif were excused from 8:45 p.m. to 10:00 p.m.

Redalen and Sviggum moved to amend H. F. No. 1253 as follows:

Page 2, lines 23 to 26, delete all of the language

Renumber the clauses in sequence

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 49 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Aasness	Den Ouden	Hoberg	Niehaus	Stowell
Ainley	Elioff	Jennings	Nysether	Sviggum
Albrecht	Erickson	Johnson, D.	Onnen	Valan
Anderson, R.	Esau	Kaley	Piepho	Weaver
Battaglia	Evans	Kalis	Prahl	Welker
Begich	Fjoslien	Kvam	Redalen	Wenzel
Berkelman	Friedrich	Levi	Reding	Wieser
Blatz	Fritz	Ludeman	Rees	Wigley
Brinkman	Fudro	Luknic	Searles	Speaker Searle
Carlson, D.	Haukoos	Mehrkins	Stadum	

Those who voted in the negative were:

Adams	Ellingson	Kroening	Novak	Simoneau
Anderson, B.	Enebo	Laidig	Olsen	Stoa
Anderson, D.	Ewald	Lehto	Osthoff	Swanson
Anderson, G.	Faricy	Long	Otis	Thiede
Berglin	Greenfield	Mann	Patton	Tomlinson
Biersdorf	Heap	McEachern	Pehler	Valento
Byrne	Heinitz	Metzen	Peterson	Vanasek
Carlson, L.	Jacobs	Minne	Pleasant	Voss
Casserly	Jaros	Moe	Rice	Waldorf
Clark	Johnson, C.	Munger	Rose	Welch
Corbid	Jude	Nelsen, B.	Rothenberg	Wynia
Dean	Kahn	Nelsen, M.	Sarna	Zubay
Dempsey	Kelly	Nelson	Schreiber	
Drew	Kempe	Norman	Sherwood	
Eken	Kostohryz	Norton	Sieben, H.	

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

Fritz moved to amend H. F. No. 1253, as follows:

Page 1, line 20, strike "\$48,065,000" and insert "\$45,265,000"

Page 1, line 25, strike "\$27,000,000" and insert "\$24,200,000"

Page 2, after line 17, insert a paragraph as follows:

*"None of the money appropriated in this section shall be used for the improvement or expansion of the Como Park Zoo in the 1979-81 biennium."*

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 47 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Aasness	Elioff	Johnson, D.	Norman	Sviggum
Ainley	Erickson	Kaley	Nysether	Thiede
Albrecht	Esau	Kalis	Peterson	Valento
Anderson, R.	Evans	Knickerbocker	Piepho	Weaver
Battaglia	Friedrich	Kvam	Pleasant	Welker
Blatz	Fritz	Ludeman	Redalen	Zubay
Carlson, D.	Haukoos	Luknic	Rees	Speaker Searle
Dempsey	Heinitz	McDonald	Searles	
Den Ouden	Hoberg	Nelsen, B.	Sherwood	
Drew	Jennings	Niehaus	Stadum	

Those who voted in the negative were:

Adams	Berkelman	Carlson, L.	Corbid	Ellingson
Anderson, B.	Biersdorf	Casserly	Crandall	Enebo
Anderson, G.	Brinkman	Clark	Dean	Ewald
Anderson, I.	Byrne	Clawson	Eken	Faricy



Fjoslien	Kostohryz	Munger	Prahl	Swanson
Fudro	Kroening	Murphy	Reding	Tomlinson
Greenfield	Laidig	Nelsen, M.	Rice	Vanasek
Halberg	Lehto	Nelson	Rothenberg	Voss
Jacobs	Long	Norton	Sarna	Waldorf
Jaros	Mann	Novak	Schreiber	Welch
Johnson, C.	McCarron	Olsen	Sieben, H.	Wenzel
Jude	McEachern	Osthoff	Sieben, M.	Wynia
Kahn	Metzen	Otis	Simoneau	
Kelly	Minne	Patton	Stoa	
Kempe	Moe	Pehler	Stowell	

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

Stadum moved to amend H. F. No. 1253 as follows:

Page 3, line 25, after "areas" insert "*in the seven county metro area*"

Page 3, line 27, delete "4,000,000" and insert "1,000,000"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 47 yeas and 73 nays as follows:

Those who voted in the affirmative were:

Aasness	Eken	Jennings	Mehrkens	Svigum
Ainley	Elioff	Johnson, D.	Nelsen, B.	Thiede
Albrecht	Erickson	Kaley	Niehaus	Valan
Anderson, R.	Esau	Kalis	Nysether	Valento
Battaglia	Evans	Kvam	Onnen	Weaver
Begich	Fjoslien	Ludeman	Piepho	Welker
Blatz	Friedrich	Luknic	Prahl	Zubay
Carlson, D.	Fritz	Mann	Redalen	
Dempsey	Haukoos	McDonald	Rees	
Den Ouden	Hoberg	McEachern	Stadum	

Those who voted in the negative were:

Adams	Dean	Kostohryz	Novak	Sieben, H.
Anderson, B.	Ellingson	Kroening	Olsen	Sieben, M.
Anderson, D.	Enebo	Laidig	Osthoff	Simoneau
Anderson, G.	Ewald	Lehto	Otis	Stoa
Anderson, I.	Faricy	Levi	Patton	Swanson
Berglin	Fudro	Long	Pehler	Tomlinson
Berkelman	Greenfield	Metzen	Peterson	Vanasek
Biersdorf	Heap	Minne	Reding	Voss
Byrne	Heinitz	Moe	Rice	Waldorf
Carlson, L.	Jacobs	Munger	Rose	Welch
Casserly	Johnson, C.	Murphy	Rothenberg	Wenzel
Clark	Jude	Nelsen, M.	Sarna	Wynia
Clawson	Kahn	Nelson	Schreiber	Speaker Searle
Corbid	Kempe	Norman	Searles	
Crandall	Knickerbocker	Norton	Sherwood	

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

## CALL OF THE HOUSE

On the motion of Battaglia and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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

Casserly moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

H. F. No. 1253, A bill for an act relating to open space and recreation; providing for the acquisition and betterment of open space lands, state trails, forests, fish and wildlife management, natural and scientific areas, and accesses to public waters; payments to counties in lieu of taxes on public hunting grounds and game refuges; establishing Tettegouche State Park; prescribing the powers and duties of the commissioner of natural resources in relation to Tettegouche State Park; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1978, Section 97.49, Subdivision 3; and Laws 1977, Chapter 421, Section 13, Subdivision 3.

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.

Sieben, H., moved that those not voting be excused from voting. The motion prevailed.

There were 87 yeas and 43 nays as follows:

Those who voted in the affirmative were:

Adams	Enebo	Kaley	Norman	Sieben, M.
Anderson, B.	Erickson	Kelly	Norton	Simoneau
Anderson, D.	Evans	Kempe	Novak	Stoa
Anderson, G.	Ewald	Knickerbocker	Olsen	Tomlinson
Anderson, R.	Faricy	Kostohryz	Otis	Valan
Berglin	Fjoslien	Kroening	Pehler	Valento
Berkelman	Forsythe	Laidig	Peterson	Vanasek
Blatz	Friedrich	Lehto	Piepho	Voss
Byrne	Greenfield	Levi	Pleasant	Waldorf
Carlson, L.	Halberg	Long	Reding	Weaver
Casserly	Heap	Mann	Reif	Welch
Clark	Heinitz	McCarron	Rice	Wenzel
Clawson	Hokanson	Metzen	Rose	Wynia
Corbid	Jacobs	Moe	Rothenberg	Zubay
Crandall	Jaros	Munger	Schreiber	Speaker Searle
Dean	Johnson, C.	Nelsen, B.	Searles	
Drew	Jude	Nelsen, M.	Sherwood	
Ellingson	Kahn	Nelson	Sieben, H.	

Those who voted in the negative were:

Aasness	Den Ouden	Kalis	Niehaus	Stadum
Ainley	Elioff	Kvam	Nysether	Stowell
Albrecht	Esau	Ludeman	Onnen	Sviggum
Anderson, I.	Fritz	Luknic	Osthoff	Swanson
Battaglia	Fudro	McDonald	Patton	Welker
Begich	Haukoos	McEachern	Prahl	Wieser
Biersdorf	Hoberg	Mehrken	Redalen	Wigley
Carlson, D.	Jennings	Minne	Rees	
Dempsey	Johnson, D.	Murphy	Sarna	

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

Pursuant to rule 1.10, Norton requested immediate consideration of H. F. No. 866 and S. F. No. 961.

H. F. No. 866 was reported to the House.

Lehto moved to amend H. F. No. 866 as follows:

Page 7, line 9, delete "*section*" and insert "*act*"

The motion prevailed and the amendment was adopted.

Anderson, I., moved to amend H. F. No. 866 as follows:

Page 5, line 25 after "*officer*", delete "*to*" and insert "*after the effective date of this act*"

Page 5, delete all of lines 26, 27 and 28

Page 5, line 29, before "*shall*", delete "*section*"

Page 6, delete all of lines 6 through 22

Renumber the remaining sections appropriately

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 38 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Adams	Carlson, L.	Fudro	Osthoff	Sherwood
Albrecht	Dempsey	Heap	Patton	Svigum
Anderson, I.	Elioff	Jude	Pehler	Thiede
Anderson, R.	Enebo	Kvam	Piepho	Wenzel
Battaglia	Erickson	McEachern	Prahl	Wieser
Begich	Esau	Metzen	Redalen	Wigley
Biersdorf	Evans	Niehaus	Sarna	
Brinkman	Fjoslien	Nysether	Searles	

Those who voted in the negative were:

Aasness	Forsythe	Knickerbocker	Norton	Stoa
Ainley	Friedrich	Kostohryz	Novak	Stowell
Anderson, B.	Fritz	Kroening	Olsen	Tomlinson
Anderson, G.	Greenfield	Laidig	Onnen	Valan
Berkelman	Halberg	Lehto	Otis	Valento
Blatz	Heinitz	Levi	Peterson	Vanasek
Byrne	Hoberg	Long	Pleasant	Voss
Casserly	Hokanson	Ludeman	Reding	Waldorf
Clark	Jacobs	Mann	Rees	Welch
Clawson	Jaros	McCarron	Reif	Welker
Corbid	Jennings	Mehrkens	Rose	Wynia
Dean	Johnson, C.	Minne	Rothenberg	Zubay
Den Ouden	Johnson, D.	Moe	Schreiber	Speaker Searle
Drew	Kahn	Munger	Sieben, H.	
Eken	Kalis	Murphy	Sieben, M.	
Ewald	Kelly	Nelsen, B.	Simoneau	
Farcy	Kempe	Norman	Stadum	

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

Wenzel moved to amend H. F. No. 866, as follows:

Page 6, line 29, after "*supervision*" insert "*, directly or indirectly*"

Page 6, line 30, after "*Supervision*" insert "*also*"

The motion prevailed and the amendment was adopted.

H. F. No. 866, A bill for an act relating to peace officers; regulating part-time officers; appropriating money; amending Minnesota Statutes 1978, Sections 626.84 and 626.841; and Chapter 626, by adding sections.

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 123 yeas and 9 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, I.	Begich	Kvam	Osthoff	Stadum
Battaglia	Elioff	Niehaus	Redalen	

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

S. F. No. 961 was reported to the House.

Reding moved to amend S. F. No. 961, as follows:

Page 24, line 10, delete "36" and insert "15"

Page 61, after line 2, insert a section to read:

"Sec. 43. [NEW ULM VOLUNTEER FIREFIGHTERS' RELIEF ASSOCIATION.] *Subdivision 1. Notwithstanding any provisions of section 12 to the contrary, the bylaws of the New Ulm volunteer firefighters' relief association may provide that whenever the amount of the service pension is increased for active members of the relief association, the amount of the service pension payable to each retired member receiving a service pension as of the effective date of the bylaw amendment may be in-*

*creased by the same amount per year of service credit as the amount of the service pension for active members is increased.*

*Subd. 2. This section shall be effective upon the approval by the governing body of the city of New Ulm and upon compliance with the provisions of Minnesota Statutes, Section 645.021."*

Page 62, line 12, delete "25" and insert "4"

Page 62, line 15, after "receiving" insert "on the effective date of this act"

The motion prevailed and the amendment was adopted.

Patton moved to amend S. F. No. 961, as amended, as follows:

Page 62, delete section 45

Renumber remaining sections

The motion prevailed and the amendment was adopted.

S. F. No. 961, A bill for an act relating to retirement; volunteer firefighters' relief associations and independent nonprofit firefighting corporations; providing for a flexible statutory service pension maximum; providing a procedure for the recognition of a funding surplus in the calculation of the financial requirements of a relief association and the minimum obligation of a municipality; clarifying the calculation of the time period for the amortization of unfunded accrued liabilities of volunteer firefighters' relief associations; clarifying and updating various ambiguous and obsolete provisions regarding the fire state aid program, the authorization of retirement benefits for volunteer firefighters and the mandated guidelines for the financing of volunteer firefighters' relief associations; amending Minnesota Statutes 1978, Sections 69.771; 69.772; Subdivisions 1, 2, 3, 4, 5, 6, and by adding a subdivision; 69.773; and 69.774; and Laws 1963, Chapter 429, Section 1; Laws 1967, Chapters 575, Sections 1, Subdivision 1; and 2; 829, Section 1; Laws 1969, Chapters 526, Section 2a, as added; 664, Section 1; Laws 1971, Chapters 114, Section 10; 127, Section 1; 140, Section 7; and 214, Sections 1, as amended, and 2; Laws 1973, Chapters 304, Section 4; and 472, Section 1, as amended; Laws 1975, Chapter 237, Sections 1 and 2; Laws 1976, Chapter 209, Section 1; Laws 1977, Chapter 374, Sections 41; 50, Subdivision 2; 51; and 57; Laws 1978, Chapter 685, Sections 1 and 4; repealing Minnesota Statutes 1978, Sections 69.04; 69.055; 69.06; 69.22; 69.23; 69.24; 69.66; 69.67; 69.68; 69.691; 424.30; and 424.31; Laws 1959, Chapter 324; Laws 1965, Chapters 592, Section 1; and 598, Section 1; Laws 1967, Chapters 575, Section 1, Subdivision 2; 742, Section 1; 815, Sections 1 and 2, Subdivision 1; and 831; Laws 1969, Chapters

252, Section 1, Subdivisions 1 and 2; 526, Sections 1 and 2; 530; 644, Section 1; 714; 719, Section 1; 877; 1088, Section 2, Subdivision 1; and 1105, Sections 1, 2 and 3; Laws 1971, Chapters 2; 114, Section 3, Subdivision 2; 140, Section 1; 184, Section 1, Subdivisions 1 and 2; 200; and 233; Laws 1973, Chapters 30, Section 1, Subdivision 1; 33; 166; 170; 173; 175; 181; 182; 280; 283, Section 1; 288; 304, Section 1, Subdivision 2; 311; and 464; Laws 1974, Chapters 112; Laws 1975, Chapters 36; 43; 117; 118; 119; 124; 125; 178; 197; 229, Section 1; 306, Section 33, Subdivisions 1 and 2; and 367; Laws 1976, Chapters 71; 97; 100, Section 1, Subdivisions 1 and 3; 206; 208; 214; 267; 272, Section 2; and 288, Section 1; Laws 1977, Chapters 294; 295; and 374, Section 50, Subdivision 1; Laws 1978, Chapters 599, Section 1, Subdivisions 2 and 3; 606; 617, Section 1; 622; 631; 673; 683, Sections 1 and 2, Subdivision 1; 753, Section 2, Subdivisions 1 and 1a; and 754.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Pursuant to rule 1.10, Sieben, H., requested immediate consideration of S. F. Nos. 529 and 182.

S. F. No. 529, A bill for an act relating to the city of St. Cloud; authorizing the imposition of a tax on the gross receipts from the furnishing of certain lodging.

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 124 yeas and 5 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.
Anderson, B.	Ellingson	Kalis	Norman	Sieben, M.
Anderson, D.	Enebo	Kelly	Norton	Simoneau
Anderson, G.	Erickson	Kempe	Novak	Stadum
Anderson, I.	Esau	Knickerbocker	Nysether	Stoa
Battaglia	Evans	Kostohryz	Olsen	Stowell
Begich	Ewald	Kvam	Onnen	Sviggunn
Berglin	Faricy	Laidig	Osthoff	Swanson
Berkelman	Forsythe	Lehto	Otis	Thiede
Biersdorf	Friedrich	Levi	Patton	Tomlinson
Blatz	Fritz	Long	Pehler	Valan
Brinkman	Fudro	Ludeman	Peterson	Vanasek
Byrne	Greenfield	Mann	Piepho	Waldorf
Carlson, D.	Haukoos	McCarron	Pleasant	Weaver
Carlson, L.	Heap	McDonald	Redalen	Welch
Cassery	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	

Those who voted in the negative were:

Anderson, R.	Kroening	Prahl	Valento	Voss
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The bill was passed and its title agreed to.

S. F. No. 182, A bill for an act relating to taxes; exempting from the sales and use tax sales to associations of the elderly; amending Minnesota Statutes 1978, Section 297A.25, 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 132 yeas and 0 nays as follows:



## Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

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

The Senate has appointed as such committee Mrs. Brataas, Messrs. Lessard and Stumpf.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

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; directing the metropolitan airports commission to consider a certain alternative; amending Minnesota Statutes 1978, Sections 360.061, Subdivision 3; 360.063, Subdivision 3; 360.065; and 473.608, by adding a subdivision.

The Senate has appointed as such committee Messrs. Solon, Ulland, J. and Chmielewski.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 738, A bill for an act relating to the collection and dissemination of data; classifying data; clarifying information practices; extending the period of time during which the emergency classifications of data may be made; defining terms; clarifying the duties of the responsible authority; providing remedies; prescribing penalties; amending Minnesota Statutes 1978, Sections 15.1642, Subdivisions 3 and 5; and 15.165; and Chapter 15, by adding sections; repealing Minnesota Statutes 1978, Sections 15.162; 15.163; 15.1641; 15.1642, Subdivision 4; 15.166; 15.167; 15.1671; 15.169; and 15.17, Subdivision 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

Stoa moved that the House refuse to concur in the Senate amendments to H. F. No. 738, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

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. 1206, A bill for an act relating to energy; encouraging municipalities to use diseased trees.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sviggum moved that the House refuse to concur in the Senate amendments to H. F. No. 1206, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

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. 257, A bill for an act relating to taxation; providing standards and procedures for tax increment financing; authorizing the issuance of bonds; authorizing tax increment financing for the payment of principal and interest on such bonds; providing limitation on extent of districts to which tax increment financing applies; amending Minnesota Statutes 1978, Sections 362A.05; 458.192, Subdivision 11; 462.545, Subdivision 5; 462.585, Subdivisions 2, 3 and 4; 472A.06; 472A.07, by adding a subdivision; 473F.02, Subdivision 3; 473F.05; 473F.08, Subdivisions 2, 4 and 6; 474.10, Subdivisions 2 and 3; and Chapter 273, by adding sections; repealing Minnesota Statutes 1978, Sections 458.192, Subdivision 12; 472A.02, Subdivision 3; 472A.07, Subdivision 4; and 472A.08.

PATRICK E. FLAHAVEN, Secretary of the Senate

Casslerly moved that the House refuse to concur in the Senate amendments to H. F. No. 257, that the Speaker shall appoint 3 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 3 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

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.

And the Senate respectfully requests that a Conference Committee be appointed thereon. Messrs. Pillsbury, Laufenburger and Vega have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Kaley moved that the House accede to the request of the Senate for the appointment of a Conference Committee except that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a Conference Committee to meet with the committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1047. The motion prevailed.

#### CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Sieben, H., requested immediate consideration of S. F. No. 332 and H. F. No. 1499.

S. F. No. 332 was reported to the House.

Schreiber moved to amend S. F. No. 332, the unofficial engrossment, as follows:

Page 1, line 24, delete "12" and insert "11"

Page 10, delete lines 14 to 33

Page 11, delete lines 1 to 11

Page 11, line 25, delete "12" and insert "11"

Renumber the remaining sections in order

Amend the title as follows:

Page 1, line 13, after the semi-colon, delete "requiring annual payments to owners of"

Page 1, line 14, delete "property crossed by a pipeline;"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 68 yeas and 59 nays as follows:

Those who voted in the affirmative were:

Aasness	Ewald	Knickerbocker	Norton	Schreiber
Adams	Fjoslien	Kvam	Novak	Searles
Ainley	Forsythe	Laidig	Nysether	Sieben, H.
Anderson, R.	Fritz	Levi	Olsen	Swanson
Berkelman	Fudro	Long	Osthoft	Tomlinson
Blatz	Halberg	McCarron	Patton	Valento
Brinkman	Heap	McDonald	Peterson	Voss
Carlson, L.	Heinitz	McEachern	Piepho	Waldorf
Crandall	Hokanson	Metzen	Pleasant	Weaver
Dean	Jacobs	Moe	Prahl	Wigley
Dempsey	Jaros	Murphy	Reif	Zubay
Drew	Jude	Nelsen, B.	Rose	Speaker Searle
Elioff	Kaley	Nelson	Rothenberg	
Esau	Kelly	Norman	Sarna	

Those who voted in the negative were:

Albrecht	Clawson	Jennings	Munger	Stadum
Anderson, B.	Corbid	Johnson, C.	Nelsen, M.	Stoa
Anderson, D.	Den Ouden	Johnson, D.	Niehaus	Stowell
Anderson, G.	Eken	Kahn	Onnen	Thiede
Anderson, I.	Ellingson	Kalis	Otis	Valan
Battaglia	Enebo	Kempe	Pehler	Vanasek
Begich	Erickson	Lehto	Redalen	Welch
Berglin	Evans	Ludeman	Reding	Welker
Biersdorf	Faricy	Luknic	Rees	Wenzel
Byrne	Greenfield	Mann	Rice	Wieser
Carlson, D.	Haukoos	Mehrkens	Sieben, M.	Wynia
Cassery	Hoberg	Minne	Simoneau	

The motion prevailed and the amendment was adopted.

Albrecht moved to amend S. F. No. 332, the unofficial engrossment, as amended, as follows:

Page 6, line 13, strike "public"

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

S. F. No. 332, A bill for an act relating to pipelines; limiting negotiation and acquisition of easements; requiring public meetings and information books for affected landowners; requiring minimum depth of cover on cultivated land; authorizing adoption of local ordinances to protect public roads and drainage facilities; authorizing counties to adopt ordinances to establish pipeline construction standards; requiring pipelines to pay inspection fees; providing for a county inspector; limiting liability for certain unintentional damage to pipelines; establishing a pipeline

property tax credit; providing for reversion of certain easements and recording of survey points; imposing duties on the environmental quality board and certain county boards; providing for enforcement by injunctive relief; imposing criminal and civil penalties; appropriating money.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 1499, A bill for an act relating to minerals; providing for notice and opportunity for hearing prior to forfeiture for failure to file a statement of severed mineral interest, and amending certain laws related thereto; validating certain statements; amending Minnesota Statutes 1978, Sections 93.55; 273.-13, Subdivision 2a; and Chapter 93, by adding a section.

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

The question was taken on the passage of the bill and the roll was called. There were 126 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Onnen

The bill was passed and its title agreed to.

### SPECIAL ORDERS

S. F. No. 843 was reported to the House.

Lehto moved to amend S. F. No. 843 as follows:

Delete everything after the enacting clause and insert:

"Section 1. Notwithstanding any law to the contrary, the governing body of the city of Duluth may by ordinance provide that holders of on-sale wine licenses issued pursuant to Minnesota Statutes, Section 340.11, Subdivision 20 who are also licensed to sell non-intoxicating malt liquor at on-sale pursuant to Minnesota Statutes, Section 340.01 may make on-sales of beer not exceeding 7 percent alcohol by weight brewed and bottled outside the United States, without an additional license. Except as herein provided, all such sales shall be subject to the applicable provisions of Minnesota Statutes, Chapter 340.

Sec. 2. This act is effective upon approval of the governing body of the city of Duluth and upon compliance with Minnesota Statutes, Section 645.021."

Further amend the title as follows:

Delete lines 2 through 5 and insert:

"relating to the city of Duluth; permitting the city to authorize on-sale wine licenses to sell certain beer not exceeding 7 percent alcohol by weight."

The motion prevailed and the amendment was adopted.

S. F. No. 843, A bill for an act relating to intoxicating liquor; authorizing on-sale wine licensees to sell certain beer; amending Minnesota Statutes 1978, Section 340.11, Subdivision 20.

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 98 yeas and 28 nays as follows:

Those who voted in the affirmative were:

Adams	Forsythe	Knickerbocker	Norton	Sieben, M.
Anderson, B.	Friedrich	Kostohryz	Novak	Simoneau
Anderson, G.	Fritz	Laidig	Nysether	Stoa
Berglin	Fudro	Lehto	Olsen	Stowell
Berkelman	Greenfield	Levi	Osthoff	Sviggum
Biersdorf	Halberg	Long	Otis	Swanson
Blatz	Haukoos	Luknic	Patton	Tomlinson
Byrne	Heap	Mann	Pehler	Valan
Carlson, L.	Heinitz	McCarron	Peterson	Valento
Casserly	Hoberg	McEachern	Pleasant	Vanasek
Clark	Hokanson	Mehrkens	Prahl	Voss
Clawson	Jacobs	Metzen	Redalen	Waldorf
Dean	Jaros	Minne	Reding	Welch
Drew	Jennings	Moe	Reif	Welker
Eken	Johnson, C.	Munger	Rice	Wenzel
Elioff	Jude	Murphy	Rose	Wynia
Ellingson	Kahn	Nelsen, M.	Rothenberg	Zubay
Enebo	Kaley	Nelson	Sarna	Speaker Searle
Ewald	Kelly	Niehaus	Schreiber	
Faricy	Kempe	Norman	Sieben, H.	

Those who voted in the negative were:

Aasness	Battaglia	Erickson	Kroening	Sherwood
Ainley	Begich	Esau	McDonald	Thiede
Albrecht	Brinkman	Evans	Nelsen, B.	Weaver
Anderson, D.	Carlson, D.	Fjoslien	Onnen	Wigley
Anderson, I.	Dempsey	Johnson, D.	Piepho	
Anderson, R.	Den Ouden	Kalis	Rees	

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

S. F. No. 186 was reported to the House.



Byrne moved to amend S. F. No. 186, as follows:

Page 1, line 14, delete "*charged with*" and insert "*convicted of*"

Page 1, line 14, after "*crime*" insert "*in this state*"

Page 1, line 15, delete "*not charged solely*" and insert "*found not guilty*"

Page 1, line 21, delete "*submit a copy*" and insert "*notify the crime victims reparations board of the existence*"

Page 1, line 22, delete "*a proportion of*"

Page 1, line 23, after "*representatives*" insert "*by virtue of the contract*"

Page 1, line 23, delete "*If the crime*"

Page 2, delete lines 1 to 8

Page 2, line 9, delete "*States.*"

Page 2, line 23, after "*case*" insert "*; provided that once the person has been discharged from his sentence by court order or upon expiration of sentence, this section shall not apply*"

Page 3, line 3, delete "*Subject to the provisions of subdivision 5,*"

Page 3, delete lines 4 and 5

Page 3, line 6, delete "*by reason of insanity, or*"

Page 3, line 6, after "*person*" insert "*convicted of a crime or found not guilty by reason of insanity, or his representative,*"

Page 3, delete lines 12 to 17 and renumber remaining subdivisions

Page 3, line 19, delete "*accused*" and insert "*convicted*"

Page 3, line 20, after "*crime*" insert "*or found not guilty by reason of insanity*"

Page 3, line 24, delete "*to the criminal charge*" and insert "*in the appeal of his criminal conviction or in civil proceedings pursuant to this section.*"

The motion prevailed and the amendment was adopted.

S. F. No. 186, A bill for an act relating to crimes; limiting a perpetrator's right to commercially exploit the crime; providing for the payment of crime victims; appropriating money; amending Minnesota Statutes 1978, Chapter 299B, by adding a section.

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 105 yeas and 19 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Johnson, D.	Munger	Rose
Adams	Elihoff	Jude	Murphy	Rothenberg
Anderson, B.	Ellingson	Kahn	Nelsen, M.	Sarna
Anderson, D.	Enebo	Kaley	Nelson	Sherwood
Anderson, G.	Erickson	Kalis	Niehaus	Sieben, H.
Anderson, I.	Faricy	Kelly	Norman	Sieben, M.
Battaglia	Fjoslien	Kempe	Norton	Simoneau
Begich	Forsythe	Knickerbocker	Novak	Stadum
Berglin	Friedrich	Kostohryz	Nysether	Stowell
Berkelman	Fritz	Kroening	Olsen	Swanson
Biersdorf	Fudro	Lehto	Onnen	Tomlinson
Blatz	Greenfield	Levi	Osthoff	Valan
Brinkman	Halberg	Long	Pehler	Valento
Byrne	Haukoos	Luknic	Peterson	Voss
Carlson, D.	Heap	Mann	Pleasant	Waldorf
Carlson, L.	Heinitz	McCarron	Prahl	Welch
Casserly	Hoberg	McEachern	Redalen	Welker
Clark	Hokanson	Mehrrens	Reding	Wenzel
Clawson	Jacobs	Metzen	Rees	Wieser
Corbid	Jaros	Minne	Reif	Wynia
Den Ouden	Johnson, C.	Moe	Rice	Zubay

Those who voted in the negative were:

Ainley	Esau	Nelsen, B.	Schreiber	Weaver
Crandall	Jennings	Otis	Stoa	Wigley
Dean	Laidig	Patton	Sviggum	Speaker Searle
Dempsey	Ludeman	Piepho	Thiede	

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

S. F. No. 622 was reported to the House.

Olsen moved to amend S. F. No. 622, the unofficial engrossment, as follows:

Page 9, line 33, delete "two percent" insert "one percent"

The motion prevailed and the amendment was adopted.

S. F. No. 622, A bill for an act relating to the county of Hennepin; creating the office of county administrator; providing financial procedures; providing for the operation of county gov-

ernment; providing bonding limits; creating a corrections facility; providing for central purchasing; establishing set aside contracts; providing a penalty; amending Laws 1965, Chapter 533, Section 1, as amended; Extra Session Laws 1967, Chapter 24, Section 1, Subdivision 1; Extra Session Laws 1967, Chapter 24, Section 1, Subdivision 2, as amended; Extra Session Laws 1967, Chapter 47, Section 1, as amended; Extra Session Laws 1967, Chapter 47, Section 3, as amended; Laws 1969, Chapter 476, Section 1, as amended; repealing Laws 1951, Chapter 556; Laws 1951, Chapter 598; Laws 1951, Chapter 636, Section 4; Laws 1951, Chapter 702; Laws 1953, Chapter 270; Laws 1953, Chapter 703, Section 1; Laws 1953, Chapter 753; Laws 1955, Chapter 875; Laws 1957, Chapter 671, Section 7; Laws 1957, Chapter 950; Laws 1959, Chapter 200; Laws 1959, Chapter 297; Extra Session Laws 1959, Chapter 17; Extra Session Laws 1961, Chapter 45; Extra Session Laws 1961, Chapter 47; Laws 1963, Chapter 857; Laws 1965, Chapter 294; Laws 1965, Chapter 633; Laws 1965, Chapter 850; Laws 1967, Chapter 441; Laws 1967, Chapter 588; Laws 1967, Chapter 599, Section 4; Laws 1967, Chapter 796; Laws 1969, Chapter 473; Laws 1969, Chapter 692; Laws 1969, Chapter 918; Laws 1969, Chapter 1053; Laws 1971, Chapter 495; Laws 1971, Chapter 744, Section 2; Laws 1973, Chapter 261.

The bill was read for the 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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 607 was reported to the House.

Faricy moved to amend S. F. No. 607 as follows:

Page 2, after line 6, insert:

"Sec. 2. Minnesota Statutes 1978, Chapter 144, is amended by adding a section to read:

[144.147] [DEFINITIONS.] *Subdivision 1. As used in sections 2 and 3, the following terms shall have the meaning given:*

*Subd. 2. "Commissioner" means the commissioner of health.*

*Subd. 3. "Marijuana" means marijuana as defined in Minnesota Statutes, Section 152.01, Subdivision 9, and tetrahydrocannabinols or a chemical derivative of tetrahydrocannabinols, and all species of the genus Cannabis.*

*Subd. 4. "Practitioner" means a physician licensed to prescribe and administer controlled substances.*

Sec. 3. Minnesota Statutes 1978, Chapter 144 is amended by adding a section to read:

[144.148] [THERAPEUTIC RESEARCH PROGRAM.] *Subdivision 1. The commissioner shall promulgate rules necessary for the administration of a therapeutic research program designed to determine whether the use of marijuana under strictly controlled circumstances relieves the negative effects of glaucoma, cancer chemotherapy and other diseases in certain patients.*

*Subd. 2. The commissioner, upon the recommendation of the state medical society, shall appoint a patient qualification review board comprised of:*

*(a) a physician licensed to practice medicine in this state and certified by the American board of ophthalmology;*

*(b) a physician licensed to practice medicine in this state and certified by the American board of internal medicine and also certified in the subspecialty of medical oncology; and*

*(c) a physician licensed to practice medicine in this state and certified by the American board of psychiatry.*

*Members of the board may be compensated according to the provisions of Minnesota Statutes, Section 15.059, Subdivision 3. The board shall review relevant medical data for all patients recommended by practitioners and certify their participation in the research program. The board shall review and certify practitioners and licensed hospital pharmacies for the distribution of marijuana.*

*Subd. 3. To be eligible for the therapeutic research program, patients must be involved in a life-threatening or sense-threatening situation and must have not responded to or suffered severe side effects from conventional controlled substances. First priority shall be given to glaucoma and cancer chemotherapy patients.*

*Subd. 4. The commissioner shall apply to contract with the national institute on drug abuse for receipt of marijuana pursuant to federal regulations and the provisions of this act and shall transfer the marijuana to certified licensed hospital pharmacies. The certified pharmacies shall distribute marijuana to certified patients upon the written prescription of certified practitioners, pursuant to this act.*

*Subd. 5. The commissioner, in conjunction with the patient qualification review board, shall report to the governor and the legislature by January 15, 1981, regarding the effectiveness of the therapeutic research program."*

Further, amend the title:

Line 4, after "premises;" insert "providing for therapeutic research program using marijuana"

Line 4, after "1978," insert "Chapter 144, by adding a Section;"

The motion prevailed and the amendment was adopted.

S. F. No. 607, A bill for an act relating to crimes; prescribing penalties for the possession of controlled substances on school premises; amending Minnesota Statutes 1978, Section 152.15, 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 123 yeas and 6 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	Evans	Kroening	Novak	Sieben, M.
Berglin	Ewald	Kvam	Nysether	Simoneau
Berkelman	Faricy	Laidig	Olsen	Stadum
Biersdorf	Fjoslien	Lehto	Osthoff	Stoa
Blatz	Forsythe	Levi	Otis	Stowell
Brinkman	Friedrich	Long	Patton	Swiggum
Byrne	Fritz	Ludeman	Pehler	Thiede
Carlson, D.	Fudro	Luknic	Peterson	Tomlinson
Carlson, L.	Greenfield	Mann	Piepho	Valento
Casserly	Halberg	McCarron	Pleasant	Vanasek
Clark	Heap	McDonald	Prahl	Voss
Clawson	Heinitz	McEachern	Redalen	Waldorf
Corbid	Hoberg	Mehrkens	Reding	Weaver
Crandall	Jacobs	Metzen	Rees	Welch
Dean	Jaros	Moe	Reif	Welker
Dempsey	Johnson, D.	Munger	Rice	Wenzel
Den Ouden	Jude	Murphy	Rose	Wieser
Drew	Kahn	Nelsen, B.	Rothenberg	Wigley
Eken	Kaley	Nelsen, M.	Sarna	Wynia
Elioff	Kelly	Nelson	Schreiber	Zubay
Enebo	Kempe	Niehaus	Searles	Speaker Searle
Erickson	Knickerbocker	Norman	Sherwood	
Esau	Kostohryz	Norton	Sieben, H.	

Those who voted in the negative were:

Haukoos	Jennings	Minne	Onnen	Swanson
Hokanson				

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.

#### ANNOUNCEMENTS BY THE SPEAKER AND THE CHAIRMAN OF THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 218:

Fjoslien, Stowell, Adams, and Battaglia.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 686:

Corbid, Elioff, Nysether, and Anderson, R.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 738:

Stoa, Hokanson, Dean, and Ainley.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 914:

Patton, Sarna, Biersdorf, and Johnson, D.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 970:

Haukoos, Rose, Adams, and Osthoff.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1206:

Sviggum, Wigley, Kalis, and Greenfield.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on S. F. No. 801:

Carlson, D.; Redalen; Mann; and Kalis.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1047:

Kaley, Stadum, Simoneau, and Begich.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 257:

Casserly, Pehler, Vanasek, Pleasant, Hoberg, and Halberg.

## ADJOURNMENT

Sieben, H., moved that when the House adjourns today it adjourn until 10:15 a.m., Friday, May 18, 1979. The motion prevailed.

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:15 a.m., Friday, May 18, 1979.

EDWARD A. BURDICK, Chief Clerk, House of Representatives