

## STATE OF MINNESOTA

## SEVENTY-FIRST SESSION - 1980

## SIXTY-SIXTH DAY

SAINT PAUL, MINNESOTA, MONDAY, FEBRUARY 11, 1980

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

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Esau; Halberg; Johnson, C.; Levi; Minne and Sieben, H., were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Laidig moved that further reading of the Journal be dispensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

## REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. No. 1715 have been placed in the members' files.

## PETITIONS AND COMMUNICATIONS

The following communication was received:

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

February 7, 1980

The Honorable Fred C. Norton  
Speaker of the House of Representatives

The Honorable Edward J. Gearty  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1980 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1980</i>	<i>Date Filed 1980</i>
1128		341	February 7	February 7
960		342	February 7	February 7

Sincerely,

JOAN ANDERSON GROWE  
Secretary of State

## REPORTS OF STANDING COMMITTEES

Faricy from the Committee on Judiciary to which was referred:

H. F. No. 1012, A bill for an act relating to human rights; prohibiting discrimination in housing and real property on the basis of occupancy or prospective occupancy by one or more minors with certain exceptions; prohibiting any person from printing or causing to be printed a discriminatory advertisement; authorizing a charging party to seek temporary injunc-

tive relief from the district court; requiring the commissioner of human rights in certain circumstances to post a notice on the dwelling unit which is the subject of a charge; establishing penalties; amending Minnesota Statutes 1978, Sections 363.01, by adding a subdivision; 363.02, Subdivision 2; 363.03, Subdivision 2; 363.05, Subdivision 1; 363.06, Subdivision 4; 363.11; 363.115; and 363.12, Subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 363.01, Subdivision 24, is amended to read:

Subd. 24. [LOCAL COMMISSION.] "Local commission" means an agency of a city created pursuant to law, city charter, or municipal ordinance for the purpose of dealing with discrimination on the basis of race, color, creed, religion, national origin, sex, age, disability, marital status (OR), status with regard to public assistance, or *familial status*.

Sec. 2. Minnesota Statutes 1978, Section 363.01, is amended by adding subdivisions to read:

Subd. 30. [ELDERLY PERSON.] "*Elderly person*" means a person who is at least 55 years of age.

Subd. 31. [FAMILIAL STATUS.] "*Familial status*" means the condition of one or more minors being domiciled with their (a) parent or parents or the minor's legal guardian or (b) the designee of the parent or parents or guardian, provided the parent or parents or guardian has granted written permission for such joint domicile.

Sec. 3. Minnesota Statutes 1978, Section 363.02, Subdivision 2, is amended to read:

Subd. 2. [HOUSING.] (1) The provisions of section 363.03, subdivision 2, shall not apply to:

(a) rooms in a temporary or permanent residence home run by a nonprofit organization, if the discrimination is by sex; or

(b) the rental by an owner or occupier of a one-family accommodation in which he resides of a room or rooms in (SUCH) the accommodation to another person or persons if the discrimination is by sex, marital status, status with regard to public assistance or disability. Nothing in this chapter shall be construed to require any person or group of persons selling, renting or leasing property to modify the property in any way,

or exercise a higher degree of care for a person having a disability than for a person who does not have a disability; nor shall this chapter be construed to relieve any person or persons of any obligations generally imposed on all persons regardless of any disability in a written lease, rental agreement, or contract of purchase or sale, or to forbid distinctions based on the inability to fulfill the terms and conditions, including financial obligations of (SUCH) *the* lease, agreement or contract.

(2) *The provisions of section 363.03, subdivision 2, prohibiting discrimination because of familial status shall not be construed to defeat the applicability of any statute or ordinance prescribing the maximum number of occupants permitted to occupy a dwelling unit and shall not apply to:*

(a) *an unoccupied dwelling unit in any building in which at least a majority of the dwelling units are occupied by elderly persons or are unoccupied and available for occupancy solely by elderly persons; or*

(b) *any owner occupied building containing four or fewer dwelling units.*

Sec. 4. Minnesota Statutes 1978, Section 363.03, Subdivision 2, is amended to read:

Subd. 2. [REAL PROPERTY.] It is an unfair discriminatory practice:

(1) For an owner, lessee, sublessee, assignee, or managing agent of, or other person having the right to sell, rent or lease any real property, or any agent of any of these:

(a) to refuse to sell, rent, or lease or otherwise deny to or withhold from any person or group of persons any real property because of race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance (OR), disability, or *familial status*; or

(b) to discriminate against any person or group of persons because of race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance (OR), disability, or *familial status* in the terms, conditions or privileges of the sale, rental or lease of any real property or in the furnishing of facilities or services in connection therewith, *except that nothing in this clause shall be construed to prohibit the adoption of reasonable rules and regulations intended to protect the safety of minors in their use of the real property or any facilities or services furnished in connection therewith; or*

(c) in any transaction involving real property, to print, circulate or post or cause to be printed, circulated, or posted

any advertisement or sign, or use any form of application for the purchase, rental or lease of real property, or make any record or inquiry in connection with the prospective purchase, rental, or lease of real property which expresses, directly or indirectly, any limitation, specification, or discrimination as to race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance (OR), disability, *or familial status*, or any intent to make any such limitation, specification, or discrimination.

(2) For a real estate broker, real estate (SALESMAN) *salesperson*, or employee, or agent thereof:

(a) to refuse to sell, rent, or lease or to offer for sale, rental, or lease any real property to any person or group of persons or to negotiate for the sale, rental, or lease of any real property to any person or group of persons because of race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance (OR), disability, *or familial status* or represent that real property is not available for inspection, sale, rental, or lease when in fact it is so available, or otherwise deny or withhold any real property or any facilities of real property to or from any person or group of persons because of race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance (OR), disability, *or familial status*; or

(b) to discriminate against any person because of (HIS) race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance (OR), disability, *or familial status* in the terms, conditions or privileges of the sale, rental or lease of real property or in the furnishing of facilities or services in connection therewith; or

(c) to print, circulate, or post or cause to be printed, circulated, or posted any advertisement or sign, or use any form of application for the purchase, rental, or lease of any real property or make any record or inquiry in connection with the prospective purchase, rental or lease of any real property, which expresses directly or indirectly, any limitation, specification or discrimination as to race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance (OR), disability, *or familial status* or any intent to make any such limitation, specification or discrimination(;).

(3) For a person, bank, banking organization, mortgage company, insurance company, or other financial institution or lender to whom application is made for financial assistance for the purchase, lease, acquisition, construction, rehabilitation, repair or maintenance of any real property or any agent or employee thereof:

(a) to discriminate against any person or group of persons because of race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance (OR), disability, or *familial status* of (SUCH) *the* person or group of persons or of the prespective occupants or tenants of (SUCH) *the* real property in the granting, withholding, extending, modifying or renewing, or in the rates, terms, conditions, or privileges of (ANY SUCH) *the* financial assistance or in the extension of services in connection therewith; or

(b) to use any form of application for (SUCH) *the* financial assistance or make any record or inquiry in connection with applications for (SUCH) *the* financial assistance which expresses, directly or indirectly, any limitation, specification, or discrimination as to race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance (OR), disability, or *familial status* or any intent to make any such limitation, specification, or discrimination(.); or

(c) to discriminate against any person or group of persons who desire to purchase, lease, acquire, construct, rehabilitate, repair or maintain real property in a specific urban or rural area or any part thereof solely because of the social, economic or environmental conditions of the area in the granting, withholding, extending, modifying, or renewing, or in the rates, terms, conditions, or privileges of (ANY SUCH) *the* financial assistance or in the extension of services in connection therewith.

(4) For any real estate broker or real estate (SALESMAN) *salesperson*, for the purpose of inducing a real property transaction from which (SUCH) *the* person, his firm, or any of its members may benefit financially, to represent that a change has occurred or will or may occur in the composition with respect to race, creed, color, national origin, sex, marital status, status with regard to public assistance, or disability of the owners or occupants in the block, neighborhood, or area in which the real property is located, and to represent, directly or indirectly, that this change will or may result in undesirable consequences in the block, neighborhood, or area in which the real property is located, including but not limited to the lowering of property values, an increase in criminal or antisocial behavior, or a decline in the quality of schools or other public facilities.

Sec. 5. Minnesota Statutes 1978, Section 363.05, Subdivision 1, is amended to read:

363.05 [DUTIES OF COMMISSIONER.] Subdivision 1. [FORMULATION OF POLICIES.] The commissioner shall formulate policies to effectuate the purposes of this chapter and shall:

(1) Exercise leadership under the direction of the governor in the development of human rights policies and programs, and

make recommendations to the governor and the legislature for their consideration and implementation;

(2) cooperate and consult with appropriate commissioners and agencies in developing plans and programs to most effectively serve the needs of Indians, to assist women and to fulfill the purposes of chapter 363;

(3) establish and maintain a principal office in St. Paul, and any other necessary branch offices at any location within the state;

(4) meet and function at any place within the state;

(5) employ such hearing examiners, attorneys, clerks and other employees and agents as he may deem necessary and prescribe their duties;

(6) to the extent permitted by federal law and regulation, utilize the records of the department of economic security of the state when necessary to effectuate the purposes of this chapter;

(7) obtain upon request and utilize the services of all state governmental departments and agencies;

(8) adopt suitable rules and regulations for effectuating the purposes of this chapter;

(9) issue complaints, receive and investigate charges alleging unfair discriminatory practices, and determine whether or not probable cause exists for hearing;

(10) subpoena witnesses, administer oaths, take testimony, and require the production for examination of any books or papers relative to any matter under investigation or in question; authorize hearing examiners to exercise the authority conferred by this clause;

(11) attempt, by means of education, conference, conciliation, and persuasion to eliminate unfair discriminatory practices as being contrary to the public policy of the state;

(12) conduct research and study discriminatory practices;

(13) publish and distribute the results of research and study when in the judgment of the commissioner the purposes of this chapter, will be served thereby;

(14) develop and conduct programs of formal and informal education designed to eliminate discrimination and intergroup conflict by use of educational techniques and programs he deems necessary;

(15) make a written report of the activities of the commissioner to the governor each year and to the legislature by November 15 of each even-numbered year;

(16) accept gifts, bequests, grants or other payments public and private to help finance the activities of the department;

(17) create such local and statewide advisory committees as will in his judgment aid in effectuating the purposes of the department of human rights;

(18) appoint a hearing examiner to preside at a public hearing on any complaint;

(19) develop such programs as will aid in determining the compliance throughout the state with the provisions of this chapter, and in the furtherance of such duties, conduct research and study discriminatory practices based upon race, color, creed, religion, national origin, sex, age, disability, marital status (OR), status with regard to public assistance, *familial status*, or other factors and develop accurate data on the nature and extent of discrimination and other matters as they may affect housing, employment, public accommodations, schools, and other areas of public life;

(20) develop and disseminate technical assistance to persons subject to the provisions of this chapter, and to agencies and officers of governmental and private agencies;

(21) provide staff services to such advisory committees as may be created in aid of the functions of the department of human rights;

(22) make grants in aid to the extent that appropriations are made available for (SUCH) *that* purpose in aid of carrying out his duties and responsibilities, but no grant in aid shall be made without first obtaining the advice and consent of the board;

(23) develop educational programs, community organization programs, leadership development programs, motivational programs, and business development programs for the benefit of those persons theretofore and hereafter subject to prejudice and discrimination;

(24) provide information for and direction to a program designed to assist Indian citizens to assume all the rights, privileges, and duties of citizenship; and to coordinate and cooperate with local, state and national and private agencies providing services to the Indian people; and.



(25) cooperate and consult with the commissioner of labor and industry regarding the investigation of violations of, and resolution of complaints regarding section 363.03, subdivision 9.

Sec. 6. Minnesota Statutes 1978, Section 363.11, is amended to read:

363.11 [CONSTRUCTION.] The provisions of this chapter shall be construed liberally for the accomplishment of the purposes thereof. Nothing contained in this chapter shall be deemed to repeal any of the provisions of the civil rights law or of any other law of this state relating to discrimination because of race, creed, color, religion, sex, age, disability, marital status, status with regard to public assistance or national origin *or familial status*; but, as to acts declared unfair by sections 363.03 and 363.123, the procedure herein provided shall, while pending, be exclusive.

Sec. 7. Minnesota Statutes 1978, Section 363.115, is amended to read:

363.115 [REFERRAL TO LOCAL COMMISSION.] The commissioner, whether or not a charge has been filed under this chapter, may refer a matter involving discrimination because of race, color, religion, sex, creed, disability, marital status, status with regard to public assistance, national origin (OR), age, *or familial status* to a local commission for study and report.

Upon referral by the commissioner, the local commission shall make a report and make recommendations to the commissioner and take other appropriate action within the scope of its powers.

Sec. 8. Minnesota Statutes 1978, Section 363.12, Subdivision 1, is amended to read:

363.12 [DECLARATION OF POLICY.] Subdivision 1. It is the public policy of this state to secure for persons in this state, freedom from discrimination;

(1) In employment because of race, color, creed, religion, national origin, sex, marital status, disability, status in regard to public assistance and age;

(2) In housing and real property because of race, color, creed, religion, national origin, sex, marital status, disability (AND), status (IN) *with regard to public assistance and familial status*;

(3) In public accommodations because of race, color, creed, religion, national origin, sex and disability;

(4) In public services because of race, color, creed, religion, national origin, sex, marital status, disability and status in regard to public assistance; and

(5) In education because of race, color, creed, religion, national origin, sex, marital status, disability, status (IN) with regard to public assistance and age. Such discrimination threatens the rights and privileges of the inhabitants of this state and menaces the institutions and foundations of democracy. It is also the public policy of this state to protect all persons from wholly unfounded charges of discrimination. Nothing in this chapter shall be interpreted as restricting the implementation of positive action programs to combat discrimination.

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

Further, delete the title and insert:

"A bill for an act relating to housing; prohibiting unfair treatment in housing and real property on the basis of familial status; amending Minnesota Statutes 1978, Sections 363.01, Subdivision 24, and by adding subdivisions; 363.02, Subdivision 2; 363.03, Subdivision 2; 363.05, Subdivision 1; 363.11; 363.115; and 363.12, Subdivision 1."

With the recommendation that when so amended the bill pass.

The report was adopted.

Anderson, I., from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 1693, A bill for an act memorializing the President and Vice President of the United States, the United States Congress, and the United States Secretary of Defense to select the Duluth Air Force Base as the Space Shuttle Control Center.

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

The report was adopted.

Anderson, I., from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 550, A bill for an act relating to elections; regulating campaign financing; increasing certain expenditure limits; providing that a candidate's expenditure limit agreement is not binding unless agreements are signed by the candidate's op-

ponents; amending Minnesota Statutes 1978, Sections 10A.25, Subdivision 2; and 10A.32, Subdivisions 3 and 3b.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 10A.25, Subdivision 2, is amended to read:

Subd. 2. In a year in which an election is held for an office sought by a candidate, no expenditures shall be made by the principal campaign committee of that candidate, nor any approved expenditures made on behalf of that candidate which expenditures and approved expenditures result in an aggregate amount in excess of the following:

(a) For governor and lieutenant governor, running together, 12 1/2 cents per capita or (\$600,000) \$300,000, whichever is greater;

(b) For attorney general, 2 1/2 cents per capita or (\$100,000) \$150,000, whichever is greater;

(c) For secretary of state, state treasurer and state auditor, separately, 1 1/4 cents per capita or (\$50,000) \$75,000, whichever is greater;

(d) For state senator, 20 cents per capita or (\$15,000) \$20,000, whichever is greater;

(e) For state representative, 20 cents per capita or (\$7,500) \$10,000, whichever is greater.

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

Delete the title and insert:

"A bill for an act relating to elections; regulating campaign financing; increasing certain expenditure limits; amending Minnesota Statutes 1978, Section 10A.25, Subdivision 2."

With the recommendation that when so amended the bill pass.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 1012 and 1693 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. No. 550 was read for the second time.

INTRODUCTION AND FIRST READING  
OF HOUSE BILLS

The following House Files were introduced:

McDonald, Olsen and Wenzel introduced:

H. F. No. 1923, A bill for an act relating to the state building code; requiring municipalities to enforce certain building requirements related to handicapped persons; amending Minnesota Statutes 1978, Section 16.851, by adding a subdivision; and Minnesota Statutes, 1979 Supplement, Section 16.868.

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

McDonald, Welker and Kempe introduced:

H. F. No. 1924, A bill for an act relating to regional development; providing advisory referenda on regional development commissions and the metropolitan council.

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

Crandall; Sieben, M.; Halberg and Faricy introduced:

H. F. No. 1925, A bill for an act relating to motor vehicles; clarifying penalty provisions for certain traffic violations; clarifying provisions which prohibit the operation of a motor vehicle while a driver's license is revoked or suspended; amending Minnesota Statutes 1978, Sections 169.141, Subdivision 2; 169.89, Subdivision 1; 171.20, Subdivision 2; and 171.24.

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

Patton, Brinkman, Wigley, Kroening and Biersdorf introduced:

H. F. No. 1926, A bill for an act relating to electricity; providing for the payment of electrical inspection costs; appropriating money; amending Minnesota Statutes 1978, Section 326.241, Subdivision 3.

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

Rees, Tomlinson, Nelson, Dempsey and Munger introduced :

H. F. No. 1927, A bill for an act relating to energy; modifying certain planning and zoning statutes to remove barriers to biomass energy production; amending Minnesota Statutes, 1979 Supplement, Sections 394.25, Subdivision 3; and 394.27, Subdivision 7; 462.357, Subdivisions 1 and 6.

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

Rose, by request, introduced :

H. F. No. 1928, A bill for an act relating to workers' compensation insurance; permitting certain local units of government to join the reinsurance association; amending Minnesota Statutes, 1979 Supplement, Section 79.34, Subdivision 1.

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

Laidig, Moe, Zubay, Vanasek and Rothenberg introduced :

H. F. No. 1929, A bill for an act relating to corrections; providing for licensing of correctional facilities; regulating inmate earnings; providing for the investment of funds in the correctional industries revolving account; prohibiting the introduction of contraband into other state institutions; prescribing penalties; amending Minnesota Statutes 1978, Sections 241.021, Subdivision 1; 243.24, Subdivision 1; Minnesota Statutes, 1979 Supplement, Sections 241.27, Subdivision 2; and 243.55, Subdivision 1.

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

Laidig, Lehto, Jennings, Vanasek and Rothenberg introduced :

H. F. No. 1930, A bill for an act relating to corrections; altering the provisions related to the granting of furloughs for persons on work release; clarifying the provisions relating to the accrual of good time by inmates of state correctional facilities; amending Minnesota Statutes 1978, Sections 241.26, Subdivision 3; and 244.04, Subdivisions 1 and 2.

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

Wynia, Rodriguez, Tomlinson, Kostohryz and Valento introduced:

H. F. No. 1931, A bill for an act relating to Ramsey County; simplifying the numbering of the county code; amending Laws 1974, Chapter 435, Articles I to IV, as amended.

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

Zubay, Kaley and Friedrich introduced:

H. F. No. 1932, A bill for an act relating to Independent School District No. 535, Rochester; providing that its school board may organize at a time other than the time required for the organization of the board of an independent district; amending Laws 1969, Chapter 193, Section 3, as amended.

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

Zubay, Kaley, Begich and Clawson introduced:

H. F. No. 1933, A bill for an act relating to occupations and professions; abolishing the board of examiners in watchmaking; transferring certain of its powers to the department of commerce; amending Minnesota Statutes 1978, Section 214.01, Subdivision 3; repealing Minnesota Statutes 1978, Sections 326.01, Subdivisions 20 and 21; 326.54; 326.541; 326.542; 326.543; 326.544; 326.545; 326.546; and 326.547.

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

Searle introduced:

H. F. No. 1934, A bill for an act relating to transportation; providing for the financing of certain transportation services; providing for the distribution of the motor vehicle excise tax and providing that certain portions of the proceeds be used by certain political subdivisions for optional transportation purposes; creating a contingent bond retirement account; reducing the excise tax on gasoline and special fuel used in producing power to propel motor vehicles on the public highways; imposing an additional excise tax on gasoline and special fuel based on net price; providing for refunds; appropriating money; amending Minnesota Statutes 1978, Sections 168.27, Subdivision 16; 296.02, Subdivision 1; 296.18, Subdivisions 4 and 5; 297B.035, Subdivision 2; 297B.09; Chapter 296, by adding a section; and Minnesota Statutes, 1979 Supplement, Section 296.18, Subdivisions 1 and 2.

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

Osthoff and Norton introduced:

H. F. No. 1935, A bill for an act relating to the city of St. Paul; providing for the number of the city council and the election of council members from separate districts.

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

Nelsen, B.; Kalis; Stadum; Mann and Carlson, D., introduced:

H. F. No. 1936, A bill for an act relating to elections; fixing compensation for county canvassing boards and county and township election judges; amending Minnesota Statutes, 1979 Supplement, Section 204A.23.

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

Reif, Elioff, Onnen, Hokanson and Heinitz introduced:

H. F. No. 1937, A bill for an act relating to health; eliminating certain obsolete language from tuberculosis statutes; requiring detection and treatment of tuberculosis under certain circumstances; amending Minnesota Statutes 1978, Sections 144.422, Subdivisions 2 and 7; 144.424, Subdivision 9; 144.45; 144.471; 144.49, Subdivisions 5 and 8; 241.07; 241.15; 246.28; and 251.15, Subdivision 1; repealing Minnesota Statutes 1978, Sections 144.13; 144.42; 144.421; 144.424, Subdivision 10; 144.427; 144.428; 144.429; 144.43; 144.46; 144.47; 144.50, Subdivision 4; 144.60, Subdivisions 2 and 3; 145.13; 145.24, Subdivision 4; 251.08; 251.09; 251.10; 251.12; 251.13; 251.14; 251.16; and 376.18 to 376.54.

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

Crandall, Haukoos, Knickerbocker, Sherwood and Heinitz introduced:

H. F. No. 1938, A bill for an act relating to occupations and professions; allowing legal education courses to substitute for real estate education courses under certain circumstances; amending Minnesota Statutes 1978, Section 82.22, Subdivision 13.

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

Sviggum and Mehrkens introduced:

H. F. No. 1939, A bill for an act relating to retirement; increasing the service requirement for the legislator's retirement program; amending Minnesota Statutes 1978, Sections 3A.02, Subdivision 1; and 3A.03, Subdivision 2.

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

Luknic; Carlson, L.; Simoneau; Biersdorf and Murphy introduced:

H. F. No. 1940, A bill for an act relating to unemployment compensation; restoring eligibility to certain employees of Minnesota school for the deaf and Minnesota braille and sight saving school; amending Minnesota Statutes 1978, Section 268.08, Subdivision 6.

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

Den Ouden introduced:

H. F. No. 1941, A bill for an act relating to mobile homes; permitting the sale of mobile homes from a residence; amending Minnesota Statutes 1978, Section 327.55, Subdivision 1.

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

Hokanson, Clawson, Wynia, Reif and Den Ouden introduced:

H. F. No. 1942, A bill for an act relating to public welfare; requiring reporting of abuse or neglect of vulnerable adults; requiring certain facilities to establish abuse prevention plans; establishing a penalty; appropriating money; amending Minnesota Statutes 1978, Section 245.813, by adding a subdivision; and Chapter 626, by adding a section; repealing Minnesota Statutes 1978, Sections 245.813, Subdivisions 2, 3, 4, 5, 6, 7, 8, and 9; and 626.555.

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



Sherwood, Battaglia, Begich, Thiede and Nysether introduced:

H. F. No. 1943, A bill for an act relating to taxation; establishing an income tax credit for certain taxpayers using wood to heat their residences; extending the residential energy credit to wood burning stoves and furnaces; amending Minnesota Statutes 1978, Section 290.06, by adding a subdivision; and Minnesota Statutes, 1979 Supplement, Section 290.06, Subdivision 14.

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

Vanasek, Pehler, Casserly and Berglin introduced:

H. F. No. 1944, A bill for an act relating to taxation; imposing a tax on the gross revenues of certain electric utility companies in lieu of certain ad valorem taxes; prescribing penalties for failure to file reports or make payments; providing for distribution of the tax; appropriating money; amending Minnesota Statutes 1978, Sections 116C.04, by adding a subdivision; 124.212, Subdivision 4; 273.13, Subdivisions 4 and 9; 275.125, Subdivision 4, and by adding a subdivision; 298.25; 473F.04; 473F.06; and 475.53, by adding a subdivision.

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

Anderson, B.; Haukoos; Aasness; Mann and Kalis introduced:

H. F. No. 1945, A bill for an act relating to regional railroad authorities; providing for their organization and governmental purpose, powers and duties.

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

Simoneau, Begich and Kaley introduced:

H. F. No. 1946, A bill for an act relating to workers' compensation; allowing flexibility in election of insurance coverage for certain businesses, partnerships and corporations; amending Minnesota Statutes, 1979 Supplement, Section 176.012.

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

Begich, Rodriguez, Battaglia, Kroening and Rice introduced:

H. F. No. 1947, A bill for an act relating to unemployment compensation; changing certain provisions relating to disqualification from benefits; amending Minnesota Statutes 1978, Section 268.09, Subdivisions 1, as amended, and 2, as amended, and by adding a subdivision.

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

Brinkman, Mann and Patton introduced:

H. F. No. 1948, A bill for an act relating to taxation; motor vehicle excise tax; providing that proceeds from the transfer of a motor vehicle shall be deposited in the highway user tax distribution fund for highway purposes; amending Minnesota Statutes 1978, Sections 168.27, Subdivision 16; 297B.035, Subdivision 2; and 297B.09.

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

Aasness, Clawson, Schreiber, Mann and Fjoslien introduced:

H. F. No. 1949, A bill for an act relating to zoning; providing for notice of hearings; changing notice provisions for variance hearings; amending Minnesota Statutes 1978, Section 394.26, Subdivision 2.

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

Rothenberg, Laidig, Heap, Rose and Jaros introduced:

H. F. No. 1950, A bill for an act relating to crimes; requiring prosecuting attorneys to notify victims and witnesses of the final disposition of criminal actions.

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

Rothenberg, Laidig, Heap, Rose and Jaros introduced:

H. F. No. 1951, A bill for an act relating to the administration of criminal justice; providing senior citizen priority on the criminal calendar; amending Minnesota Statutes 1978, Section 630.36.

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

Rothenberg, Laidig, Heap, Rose and Jaros introduced:

H. F. No. 1952, A bill for an act relating to crimes; requiring presentence investigation reports to include comments from victims; amending Minnesota Statutes, 1979 Supplement, Section 609.115, Subdivision 1.

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

Berglin, Greenfield and Simoneau introduced:

H. F. No. 1953, A bill for an act relating to health; authorizing the registration of nursing pools; imposing requirements for registration; requiring the promulgation of rules; providing penalties for violations; requiring the establishment of maximum reimbursement rates for nursing pools; amending Minnesota Statutes 1978, Section 256B.47, by adding a subdivision.

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

Olsen, Tomlinson, Nelson, Jennings and Knickerbocker introduced:

H. F. No. 1954, A bill for an act relating to education; clarifying responsibility for certain educational programs in chemical dependency day-treatment centers; providing funds to school districts for chemical dependency leadership activities; appropriating money; amending Minnesota Statutes 1978, Section 120.17, by adding a subdivision; and Chapter 124, by adding a section.

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

Kostohryz and Nelson introduced:

H. F. No. 1955, A bill for an act relating to education; defining "nonsectarian nonpublic school" and modifying the definition of "neutral site" to include a nonsectarian nonpublic school for purposes of certain sections providing aid to nonpublic school children; amending Minnesota Statutes 1978, Section 123.932, Subdivision 9, and by adding a subdivision.

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

Casserly, Faricy and Sieben, M., introduced:

H. F. No. 1956, A bill for an act relating to real estate; providing for a state land registration assurance fund; combining the tax forfeited land assurance account with the land registration assurance fund; eliminating separate county assurance funds; appropriating money; amending Minnesota Statutes 1978, Sections 284.28, Subdivisions 8, 9 and 10; 508.75; 508.77; 508.79; 508.82; and 508.83.

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

Peterson, D.; Clark and Schreiber introduced:

H. F. No. 1957, A bill for an act relating to drivers licenses; authorizing instruction permit holders to operate a motor vehicle while receiving behind the wheel training when accompanied by licensed adults; amending Minnesota Statutes 1978, Section 171.05, Subdivision 2.

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

Sieben, M., introduced:

H. F. No. 1958, A bill for an act relating to commerce; expanding the definition of a "sale of goods" as it applies to consumer credit sales to include certain terminable bailments or leases; clarifying the interests of the respective parties; providing for a certain contract provision; amending Minnesota Statutes 1978, Sections 325.94, Subdivision 5; and 325.941, by adding subdivisions.

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

Otis; Carlson, L.; Osthoff; Rothenberg and Blatz introduced:

H. F. No. 1959, A bill for an act relating to recreation; requiring minimum insurance and a certificate of inspection for certain ski lifts, amusement rides, and amusement attractions before their operation; authorizing the commissioner of labor and industry to make the inspections and to prescribe safety rules; authorizing the commissioner to delegate inspection authority to other agencies or political subdivisions; establishing an advisory board; requiring disconnection of hazardous lifts or rides and reporting of serious injuries; establishing penalties; appropriating money.

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

Anderson, I.; Berglin; Sieben, H., and McCarron introduced:

H. F. No. 1960, A bill for an act relating to health; providing a subsidy for prescription drugs for certain persons eligible for catastrophic health expense protection; amending Minnesota Statutes 1978, Sections 62E.52, Subdivision 2, and by adding a subdivision; and 62E.53, Subdivision 2.

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

Brinkman; Johnson, D.; Mann; Stoa and Kaley introduced:

H. F. No. 1961, A bill for an act relating to elections; providing that the cost of special elections may be discharged by special local levies.

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

Simoneau, Kvam, Fudro, Schreiber and Wenzel introduced:

H. F. No. 1962, A bill for an act relating to motor vehicles; permitting the use of foreign state dealer plates in certain circumstances; restricting sales of new motor vehicles by wholesalers; authorizing the use of in-transit plates on used vehicles; imposing certain duties on the registrar of motor vehicles; amending Minnesota Statutes 1978, Sections 168.181, Subdivision 2; 168.27, Subdivisions 6 and 17; and 168A.15, by adding a subdivision.

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

Kempe, Den Ouden, Metzen and Valan introduced:

H. F. No. 1963, A bill for an act relating to interim claims against the state; appropriating money for the payment thereof.

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

Moe introduced:

H. F. No. 1964, A bill for an act relating to retirement; providing for an increase in employer contributions for teachers retirement funds; amending Minnesota Statutes, 1979 Supplement, Sections 354.42, Subdivision 5; and 354A.12, Subdivision 2.

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

Anderson, G., introduced:

H. F. No. 1965, A bill for an act relating to corrections; appropriating money for local correctional facility construction.

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

### MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

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

S. F. No. 1670.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 1670, A bill for an act relating to energy; creating a state emergency residential heating grant program; broadening the scope of state weatherization programs; providing a credit for energy conservation expenditures; providing a pass-through of federal energy credits; reimbursing counties; appropriating money; amending Minnesota Statutes 1978, Section 462A.21, by adding a subdivision; and Minnesota Statutes, 1979 Supplement, Sections 268.37; 290.01, Subdivision 20; and 290.06, Subdivision 14.

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

Nelsen, M., was excused at 3:00 p.m. Metzen was excused at 3:45 p.m.

### GENERAL ORDERS

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

### REPORT OF COMMITTEE OF THE WHOLE

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

H. F. No. 929 which it recommended progress.

H. F. No. 1049 which it recommended progress until Monday, February 25, 1980.

H. F. No. 941 which it recommended to pass with the following amendment offered by Moe:

Page 140, line 16, delete "144.123" and insert "144.124"

Page 144, line 22, after "Sections" insert "241.01; 241.02; 241.021; 241.022; 241.045; 241.05; 241.06; 241.07; 241.08; 241.09; 241.10; 241.11; 241.13; 241.14; 241.15; 241.16; 241.17; 241.18; 241.19; 241.20; 241.21; 241.22; 241.23; 241.25; 241.251; 241.26, Subdivisions 1 to 6; 241.271; 241.28; 241.29; 241.30; 241.31; 241.32; 241.41; 241.42; 241.43; 241.44; 241.45; 241.51; 241.52; 241.53; 241.55; 241.56; 241.57; 241.58; 241.61; 241.62; 241.63; 241.64; 241.65; 241.66; 241.69; 242.09; 242.10; 242.14; 242.18; 242.19; 242.20; 242.21; 242.22; 242.23; 242.24; 242.31; 242.32; 242.37; 242.375; 242.385; 242.43; 242.44; 242.45; 242.46; 242.47; 242.48; 242.52; 242.53; 242.55; 243.05; 243.06; 243.07; 243.09; 243.10; 243.12; 243.14; 243.15; 243.16; 243.17; 243.18; 243.20; 243.211; 243.22; 243.23; 243.24; 243.25; 243.26; 243.465; 243.49; 243.50; 243.51; 243.52; 243.53; 243.57; 243.58; 243.61; 243.62; 243.64; 243.78; 243.87; 243.88; 243.91;"

Page 144, line 23, delete "325.45; 325.46; 325.47;"

Page 144, line 24, delete "Chapters 241; 242; 243; and" and insert "Chapter"

Page 144, line 25, after "401" insert "; and Minnesota Statutes, 1979 Supplement, Sections 241.023; 241.024; 241.26, Subdivision 7; 241.27; 242.41; 242.51; 243.21; 243.40; 243.48; 243.55; 243.56; 243.59; 243.75 and 243.90"

Page 144, line 31, delete "August 1, 1979" and insert "May 1, 1980"

Further, amend the title as follows:

Page 1, line 13, after "Sections" insert "241.01; 241.02; 241.021; 241.022; 241.045; 241.05; 241.06; 241.07; 241.08; 241.09; 241.10; 241.11; 241.13; 241.14; 241.15; 241.16; 241.17; 241.18; 241.19; 241.20; 241.21; 241.22; 241.23; 241.25; 241.251; 241.26, Subdivisions 1 to 6; 241.271; 241.28; 241.29; 241.30; 241.31; 241.32; 241.41; 241.42; 241.43; 241.44; 241.45; 241.51; 241.52; 241.53; 241.55; 241.56; 241.57; 241.58; 241.61; 241.62; 241.63; 241.64; 241.65; 241.66; 241.69; 242.09; 242.10; 242.14; 242.18; 242.19; 242.20; 242.21; 242.22; 242.23; 242.24; 242.31; 242.32; 242.37; 242.375; 242.385; 242.43; 242.44; 242.45;

242.46; 242.47; 242.48; 242.52; 242.53; 242.55; 243.05; 243.06; 243.07; 243.09; 243.10; 243.12; 243.14; 243.15; 243.16; 243.17; 243.18; 243.20; 243.21; 243.22; 243.23; 243.24; 243.25; 243.26; 243.465; 243.49; 243.50; 243.51; 243.52; 243.53; 243.57; 243.58; 243.61; 243.62; 243.64; 243.78; 243.87; 243.88; 243.91;"

Page 1, line 14, delete "325.45; 325.46;"

Page 1, line 15, delete "325.47;"

Page 1, line 16, delete "Chapters 241; 242; 243; and" and insert "Chapter"

Page 1, line 16, after "401" insert "; and Minnesota Statutes, 1979 Supplement, Sections 241.023; 241.024; 241.26, Subdivision 7; 241.27; 242.41; 242.51; 243.21; 243.40; 243.48; 243.55; 243.56; 243.59; 243.75; and 243.90"

H. F. No. 649 which it recommended to pass with the following amendment offered by Mehrkens:

Page 2, line 14, delete "If either the"

Page 2, delete lines 15 and 16

Page 2, line 17, delete "refuse to issue the license."

Page 2, line 17, delete "other" and insert "these"

On the motion of Berglin the report of the Committee of the Whole was adopted.

#### ROLL CALLS IN COMMITTEE OF THE WHOLE

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

The question was taken on the Welker motion to re-refer H. F. No. 649, as amended, to the Committee on Energy and Utilities and the roll was called. There were 30 yeas and 79 nays as follows:

Those who voted in the affirmative were:

Aasness	Haukoos	Ludeman	Onnen	Thiede
Albrecht	Heinitz	McDonald	Redalen	Valento
Den Ouden	Hoberg	Mehrkins	Rose	Welker
Evans	Jennings	Nelsen, B.	Searles	Wieser
Friedrich	Knickerbocker	Niehaus	Stadum	Wigley
Fritz	Kvam	Nysether	Sviggunn	Zubay



Those who voted in the negative were:

Adams	Clawson	Kaley	Nelson	Rothenberg
Ainley	Corbid	Kelly	Norman	Sarna
Anderson, B.	Dempsey	Kempe	Novak	Searle
Anderson, G.	Eken	Kostohryz	Olsen	Sieben, M.
Anderson, I.	Elioff	Kroening	Otis	Simoneau
Battaglia	Ellingson	Laidig	Patton	Stoa
Begich	Faricy	Lehto	Pehler	Stowell
Berglin	Forsythe	Long	Peterson, B.	Tomlinson
Biersdorf	Greenfield	Luknic	Peterson, D.	Valan
Blatz	Heap	Mann	Piepho	Vanasek
Brinkman	Hokanson	McCarron	Pleasant	Voss
Byrne	Jacobs	McEachern	Prahl	Welch
Carlson, D.	Jaros	Metzen	Rees	Wenzel
Carlson, L.	Johnson, D.	Moe	Reif	Wynia
Casserly	Jude	Munger	Rice	Spkr. Norton
Clark	Kahn	Murphy	Rodriguez	

The motion did not prevail.

The question was taken on the McDonald motion to re-refer H. F. No. 649, as amended, to the Committee on Governmental Operations and the roll was called. There were 56 yeas and 66 nays as follows:

Those who voted in the affirmative were:

Aasness	Friedrich	Ludeman	Pleasant	Valan
Ainley	Fritz	Luknic	Redalen	Valento
Albrecht	Haukoos	McDonald	Rees	Weaver
Anderson, R.	Heap	Mehrkens	Reif	Welker
Brinkman	Heinitz	Nelsen, B.	Rose	Wenzel
Crandall	Hoberg	Nichaus	Schreiber	Wieser
Dean	Jennings	Norman	Searles	Wigley
Den Ouden	Johnson, D.	Nysether	Sherwood	Zubay
Drew	Kaley	Onnen	Stadum	
Erickson	Knickerbocker	Osthoff	Stowell	
Evans	Kvam	Patton	Sviggum	
Ewald	Laidig	Piepho	Thiede	

Those who voted in the negative were:

Adams	Corbid	Kahn	Nelson	Simoneau
Anderson, B.	Dempsey	Kalis	Novak	Stoa
Anderson, G.	Eken	Kelly	Otis	Swanson
Anderson, I.	Elioff	Kempe	Pehler	Tomlinson
Battaglia	Ellingson	Kostohryz	Peterson, B.	Vanasek
Begich	Faricy	Kroening	Peterson, D.	Voss
Berglin	Fjoslien	Lehto	Prahl	Waldorf
Berkelman	Forsythe	Long	Reding	Welch
Blatz	Fudro	Mann	Rice	Wynia
Byrne	Greenfield	McCarron	Rodriguez	Spkr. Norton
Carlson, D.	Hokanson	McEachern	Rothenberg	
Carlson, L.	Jacobs	Moe	Sarna	
Casserly	Jaros	Munger	Searle	
Clark	Jude	Murphy	Sieben, M.	

The motion did not prevail.

## MOTIONS AND RESOLUTIONS

Heap moved that the names of Nelson and Forsythe be added as authors on H. F. No. 1699. The motion prevailed.

Rees and Prah! moved that H. F. No. 1715, now on General Orders, be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.

Kempe moved that the name of Rees be added as an author on H. F. No. 1670. The motion prevailed.

McDonald moved that the name of Rees be added as an author on H. F. No. 1924. The motion prevailed.

Reding moved that the name of Lehto be added as an author on H. F. No. 1867. The motion prevailed.

Anderson, G., moved that the name of McCarron be added as an author on H. F. No. 1965. The motion prevailed.

Reding moved that the name of Jude be added as an author on H. F. No. 1756. The motion prevailed.

Adams moved that his name be stricken and the name of Patton be added as chief author on H. F. No. 1216. The motion prevailed.

Sviggum moved that the name of Kalis be added as an author on H. F. No. 1939. The motion prevailed.

Kostohryz moved that the name of Byrne be added as an author on H. F. No. 1955. The motion prevailed.

Anderson, I., moved that the name of Peterson, D., be added as an author on H. F. No. 1960. The motion prevailed.

Casserly moved that H. F. No. 1956 be recalled from the Committee on Taxes and be re-referred to the Committee on Judiciary. The motion prevailed.

Kostohryz moved that the name of Waldorf be added as an author on H. F. No. 1686. The motion prevailed.

Faricy moved that the name of Crandall be added as an author on H. F. No. 1910. The motion prevailed.

Searle moved that H. F. No. 1934 be recalled from the Committee on Transportation and be re-referred to the Committee on Taxes. The motion prevailed.

Otis moved that H. F. No. 1959 be recalled from the Committee on Governmental Operations and be re-referred to the Committee on General Legislation and Veterans Affairs. The motion prevailed.

Nelsen, B.; Patton and Redalen introduced:

House Resolution No. 29, A house resolution requesting the United States Congress to continue dedicating all motor fuel tax revenues for transportation related purposes if any motor fuel tax increase is deemed necessary by Congress.

The resolution was referred to the Committee on Taxes.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 129:

Sieben, M.; Otis; Osthoff; Peterson, B.; and Ewald.

#### ADJOURNMENT

Berglin moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, February 14, 1980. The motion prevailed.

Berglin moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, February 14, 1980.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

