

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1980

SIXTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 14, 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	Drew	Kalis	Niehaus	Searles
Adams	Eken	Kelly	Norman	Sherwood
Ainley	Elioff	Kempe	Novak	Sieben, H.
Albrecht	Ellingson	Knickerbocker	Nysether	Sieben, M.
Anderson, B.	Erickson	Kostohryz	Olsen	Simoneau
Anderson, D.	Esau	Kroening	Onnen	Stadum
Anderson, G.	Ewald	Kvam	Osthoff	Stoa
Anderson, I.	Faricy	Laidig	Otis	Stowell
Anderson, R.	Fjoslien	Lehto	Patton	Sviggum
Battaglia	Forsythe	Levi	Pehler	Swanson
Begich	Friedrich	Long	Peterson, B.	Thiede
Berglin	Fritz	Ludeman	Peterson, D.	Tomlinson
Berkelman	Greenfield	Luknic	Piepho	Valan
Biersdorf	Halberg	Mann	Pleasant	Valento
Blatz	Haukoos	McCarron	Prahl	Vanasek
Brinkman	Heap	McDonald	Redalen	Voss
Byrne	Heinitz	McEachern	Reding	Waldorf
Carlson, D.	Hoberg	Mehrrens	Rees	Weaver
Carlson, L.	Hokanson	Metzen	Reif	Welch
Casserly	Jacobs	Minne	Rice	Welker
Clark	Jaros	Moe	Rodriguez	Wenzel
Clawson	Jennings	Munger	Rose	Wieser
Corbid	Johnson, C.	Murphy	Rothenberg	Wigley
Dean	Jude	Nelsen, B.	Sarna	Wynia
Dempsey	Kahn	Nelsen, M.	Schreiber	Zubay
Den Ouden	Kaley	Nelson	Searle	Spr. Norton

A quorum was present.

Crandall, Evans, Fudro and Johnson, D., were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Peterson, B., 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. 1693, 1012, 649 and 941 and S. F. Nos. 1670 and 550 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 11, 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>
687		343	February 11	February 11
1361		344	February 11	February 11

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 902, A bill for an act relating to pollution; establishing noise limits for motorboats; amending Minnesota Statutes 1978, Section 361.17.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 361.17, is amended to read:

361.17 [MOTORBOAT NOISE CONTROL.] *Subdivision 1.* No motor shall be used on any (WATERCRAFT) motorboat unless it is equipped with an efficient muffler, underwater exhaust or other device which at all times adequately muffles or suppresses the sound of the exhaust of the motor so as to prevent excessive or unusual noise, and no motor shall be equipped with any cut-out.

Subd. 2. No person shall operate a motorboat at any time or under any condition of load, acceleration, or deceleration in such a manner as to exceed the noise limits contained in subdivision 6.

Subd. 3. No person shall sell or offer for sale a new marine engine or motorboat which when maintained according to the manufacturer's specifications would exceed the noise limits contained in subdivision 6 when tested with a measurement procedure approved by the commissioner of the Minnesota department of natural resources.

Subd. 4. No person shall modify a marine engine or motorboat in a manner which will amplify or increase the noise emitted by the marine engine or motorboat above the noise limits contained in subdivision 6 when tested with a measurement procedure approved by the commissioner of the Minnesota department of natural resources. No person shall operate a motorboat so modified.

Subd. 5. No person shall sell or offer for sale replacement or additional parts for a marine engine or motorboat which when installed in the marine engine or motorboat will amplify or increase the noise emitted by the marine engine or motorboat above the noise limits contained in subdivision 6 when tested with a measurement procedure approved by the commissioner of the Minnesota department of natural resources. No person shall operate a motorboat incorporating such parts.

Subd. 6. The following limits apply to the total noise from the marine engine or motorboat and shall not be construed as limiting or precluding the enforcement of any other provision of law relating to motorboat noise:

(a) For marine engines or motorboats manufactured before January 1, 1982, a noise level of 84 decibels on the A scale measured at a distance of 50 feet from the motorboat or equivalent noise levels at other distances as specified by the commissioner of the Minnesota department of natural resources.

(b) *For marine engines or motorboats manufactured on or after January 1, 1982, a noise level of 82 decibels on the A scale measured at a distance of 50 feet from the motorboat or equivalent noise levels at other distances as specified by the commissioner of the Minnesota department of natural resources.*

Subd. 7. The provisions of this section shall not apply to motorboats operating under a permit pursuant to section 361.20 or a United States coast guard marine event permit in a regatta, or race, while on trial runs, or while on official trials for speed records during the time and in the designated area authorized by the permit.

Sec. 2. [APPROPRIATION.] *The sum of \$30,000 is appropriated from the general fund to the Minnesota department of natural resources for the purposes of purchasing motorboat noise monitoring equipment, training department personnel and county sheriff's departments in the use of the equipment, and general enforcement of the noise limits contained in subdivision 6, and shall be available until expended.*

Sec. 3. [EFFECTIVE DATE.] *Sections 1 and 2 are effective the day following final enactment."*

Further, amend the title as follows:

Page 1, line 3, after the semi-colon insert "appropriating money;"

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

S. F. No. 1215, A bill for an act relating to public safety; prohibiting scuba or skin diving during certain hours and under certain conditions; amending Minnesota Statutes 1978, Section 361.09, by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 361.085, is amended to read:

361.085 [SCUBA DIVING; FLAGS REQUIRED.] Subdivision 1. All persons who swim in any waters of the state, ex-

cept in legally designated swimming areas, pursuant to Minnesota Statutes 1974, Section 361.08, while wearing or carrying any apparatus, except a snorkel not attached to any artificial container of oxygen, permitting him to breathe while under water, shall display a diver's flag above the surface of the water and:

- (a) No more than four divers shall dive under one flag.
- (b) Every person who places a diver's flag shall remain within 50 feet of the flag, measured on the surface of the water.
- (c) No person shall place a diver's flag where it will obstruct navigation.
- (d) If a group of divers is operating in a contained area, the perimeter shall be marked and shall be outside of the normal area of navigation. The markings shall consist of the official diver's flag and shall be placed on the perimeter of the diving area at intervals not exceeding 150 feet.
- (e) A diver's flag shall measure at least 15 inches horizontally and 12 inches vertically, and both sides shall have a red-colored background bisected diagonally by a three inch wide white stripe having its upper end adjacent to the flagstaff.
- (f) A diver's flag shall be displayed in a vertical plane extended from a rigid flagstaff equipped to maintain the upper edge of the flag at least 30 inches above the water surface.
- (g) A diver's flag may be reflectorized or fluorescent provided the entire surface is uniformly reflectorized or fluorescent.
- (h) A diver's flag may be anchored or secured to the bottom when a safety hazard would result from towing the flag.
- (i) If at the discretion of the diver it would be safer and more visible, the flag may be displayed on a watercraft. When the flag is displayed on the watercraft, the craft must be at anchor or, if not at anchor, attended by a diver or a person appointed by the diver to tend the craft. Only watercraft displaying an official diver's flag are authorized in the diving area.

Subd. 2. No person shall scuba or skin dive in any waters of this state at any time from one hour after sunset to sunrise on the day following unless the diver has in his possession a diver's light visible when above water from a distance of at least 150 feet, except that no diver's light shall be required in any emergency, salvage, repair, or construction operation. Scuba or skin diving while in possession of a spear is prohibited from sunset to sunrise.

Sec. 2. *This act is effective June 15, 1980."*

Further amend the title as follows:

Page 1, line 5, delete "361.09, by adding a subdivision" and insert "361.085"

With the recommendation that when so amended the bill pass.

The report was adopted.

Voss from the Committee on Appropriations to which was referred:

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.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [EMERGENCY RESIDENTIAL HEATING GRANTS; WEATHERIZATION PROGRAMS.] *Subdivision 1. The commissioner of economic security shall make grants to community action agencies, county boards, or other public or private nonprofit agencies for the purpose of providing emergency residential heating grants to low income households. These grants shall be made to the same agencies and in the same manner as provided for federal grants under the energy crisis assistance program of 42 U.S.C.A., Section 2809, paragraph (a), clause (5), except as otherwise provided in this act.*

Subd. 2. The commissioner of economic security shall promulgate rules that provide: (a) procedures for the administration of grants; (b) data to be reported by grant recipients and heating fuel suppliers; and (c) other matters the commissioner finds necessary for the proper administration of the state and federal grant programs. The rules may take effect as temporary rules upon approval by the attorney general and publication in the state register, without the normal 20 day wait for comments from the public, and may be amended in the same manner at a later date if comments from the public demonstrate that amendments are justified.

Subd. 3. Data on individuals collected, maintained, used, or disseminated pursuant to this act are private data on individuals

and shall not be disclosed except as provided for data in the welfare system under Minnesota Statutes, 1979 Supplement, Section 15.1691.

Subd. 4. [ALLOCATIONS.] Money appropriated for grants and for local administrative costs shall be allocated among local administrative agencies on the basis of the number of households in the area served by the agency whose income falls within the limits specified in subdivisions 5 and 6, in relation to the total of these households in the state.

Subd. 5. [ELIGIBILITY; INCOME LIMITS.] Emergency residential heating grants under this section shall be paid only to households not eligible for the federal energy crisis assistance program and whose total household income does not exceed 150 percent of the poverty level as updated by the community services administration guidelines.

Subd. 6. [AMOUNT OF GRANT.] The amount of a grant under this section, in combination with any grants received for residential heating assistance under the federal energy crisis assistance program, including the special grant paid by the federal government directly to recipients of supplemental security income and money available to the state under the federal department of health, education and welfare block grant program, shall be the lesser of:

(a) The amount needed to relieve the household's energy related problems; or

(b) The following amounts graduated by level of poverty and type of fuel up to:

Percent of Poverty	Domestic Natural Gas	Other Primary Heating Fuel
above 125 to below 134	\$200	\$325
134 to below 143	\$150	\$250
143 to 150	\$100	\$175

Grants for recipients who use two or more types of fuel shall be based on the household's primary energy source.

Subd. 7. [INCOME DISREGARDED.] Payments made under this section shall not be considered as income or resources for purposes of determining eligibility or benefits under any income maintenance program including but not limited to medical assistance, aid to families with dependent children, general assistance, food stamps, or Minnesota supplemental aid.

Subd. 8. [ADMINISTRATIVE COSTS.] Money appropriated for local administrative costs shall be used to reimburse local administrative agencies for the costs involved in administering grants, including publicizing the availability of grants. Money not spent for local administrative costs shall be used for weatherization.

Subd. 9. [EMERGENCY ENERGY CONSERVATION GRANT FUND.] The housing finance agency may make grants to assist in energy conservation rehabilitation measures for existing housing owned by households whose incomes do not exceed 150 percent of the community services administration poverty guidelines, and who are referred to the housing finance agency by a community action agency or other appropriate entity. Grants shall not exceed \$2,000 per household.

To be eligible for an emergency energy conservation grant, an applicant must demonstrate that (1) his projected annual heating cost for the winter heating season or projected heating costs for the calendar year for households using an annual budget plan, exceed 10 percent of his income. Projected heating costs shall be determined by multiplying energy consumption during the preceding heating season by projected costs for the appropriate fuel type as published by the energy agency, or (2) the household has been precluded from receiving a federal energy conservation grant due to the need for directly related repairs which cannot be funded under the federal program. The energy conservation rehabilitation measures that qualify under this subdivision include: ceiling insulation, storm windows or doors, furnace or space heater repair or replacement, chimney construction or improvement, weatherstripping and caulking and structural or building envelope repairs or other directly related activities essential for proper weatherization. The entity designated to administer the program shall make a reasonable effort to determine whether other state or federal grant or loan programs are available and adequate to finance the intended improvements. An emergency energy conservation grant may be made in conjunction with grants or loans from other state or federal programs which finance other needed rehabilitation work. The receipt of a grant pursuant to this subdivision shall not affect the applicant's eligibility for other housing finance agency loan or grant programs. Temporary rules required to implement this subdivision may be promulgated and amended pursuant to Minnesota Statutes, Section 15.0412, Subdivision 5 and shall remain in effect until July 1, 1981.

Except as otherwise provided in sections 1 to 3, grants from the emergency energy conservation grant fund shall be made in the same manner and pursuant to the same procedures provided for the home improvement grant fund, administered pursuant to Minnesota Statutes, Section 462A.05, Subdivision 15, provided that grants shall not be recovered by the agency pursuant to section 462A.21, subdivision 4a. Grants may be made without regard

to the housing finance agency home improvement grant allocation formula.

Subd. 10. [PILOT RESIDENTIAL ENVELOPE IMPROVEMENT PROGRAM.] The commissioner of economic security shall establish a pilot program to assist households that are on a weatherization waiting list. Such households shall be provided, without cost, weatherization materials such as caulking compound, weatherstripping, plastic sheeting and attachment devices. The value of weatherization materials offered to an eligible household pursuant to this subdivision shall not exceed \$80. As part of the pilot program, the commissioner shall offer a course of appropriate instruction to enable eligible recipients to properly install the materials. The commissioner shall conclude the pilot program by December 31, 1980 and report to the legislature by January 31, 1981.

Sec. 2. Minnesota Statutes, 1979 Supplement, Section 268.37, is amended to read:

268.37 [COORDINATION OF FEDERAL AND STATE RESIDENTIAL WEATHERIZATION PROGRAMS.] Subdivision 1. The department of economic security is the state agency to apply for, receive, and disburse (FEDERAL) money made available to the state by federal law (OR RULES PROMULGATED THEREUNDER) for the purpose of weatherizing the residences of low-income persons. The commissioner of economic security shall coordinate available federal money with (ANY) state money appropriated for this purpose.

Subd. 2. The commissioner shall make grants of federal and state money to community action agencies and other public or private nonprofit agencies for the purpose of weatherizing the residences of low-income persons. Grant applications shall be submitted in accordance with rules developed pursuant to 42 U.S.C., Sections 6861 to 6872, any other relevant federal weatherization program, and rules promulgated by the commissioner.

Subd. 3. The commissioner shall promulgate temporary rules as necessary to administer the grants program (BY JULY 1, 1979) and shall promulgate permanent rules by July 1, 1980. The rules shall describe: (a) procedures for the administration of grants, (b) data to be reported by grant recipients, and (c) other matters the commissioner finds necessary for the proper administration of the grant program including compliance with relevant federal regulations. Weatherization assistance shall be given to households where the total income does not exceed 125 percent of the poverty level as updated by the federal office of management and budget poverty guidelines.

Subd. 4. [SUPPLEMENTARY STATE GRANTS.] *The commissioner shall distribute supplementary state grants in a*

manner consistent with the goal of producing the maximum number of weatherized units feasible. Supplementary state grants are provided primarily for the payment of additional labor costs for the federal weatherization program, and as an incentive for the increased production of weatherized units.

Criteria for the allocation of state grants to local agencies include: (a) existing local agency production levels, (b) availability of CETA resources in the area, (c) emergency needs, and (d) the potential for maintaining or increasing acceptable levels of production in the area.

An eligible local agency may receive advance funding for three month's production, but thereafter shall receive grants solely on the basis of program criteria.

Subd. 5. The commissioner shall submit reports to the legislature by March 1 of each year, (1980, AND MARCH 1, 1981,) evaluating the weatherization program. The reports shall describe: (a) the number of households weatherized, (b) the average cost per household, (c) any change in energy consumption after weatherization, (d) outreach efforts, and (e) any other information the commissioner feels is relevant, including information routinely submitted to the federal government.

Sec. 3. [APPROPRIATIONS.] Subdivision 1. The sum of \$20,000,000 is appropriated from the general fund to the commissioner of economic security for the following purposes:

(a) Grants pursuant to section 1, subdivision 6 \$8,000,000

If grants are paid from this appropriation of state money to persons eligible to receive grants for the same purposes from federal money, this appropriation shall be reimbursed for those grants from federal money when the federal money becomes available if reimbursement is permitted under federal law.

(b) Weatherization of residences \$12,000,000

The appropriations in clause (a) is available until September 30, 1981. The appropriation in clause (b) is added to the appropriation for the same purposes in Laws 1979, Extra Session, Chapter 2, Section 45, Subdivision 3. Grants made for a residence under clause (b) of this subdivision shall not exceed (1) \$500 in state monies when used in combination with federal funds or (2) \$1500 when made exclusively from state funds. Local and state administrating agencies may retain up to ten percent of these appropriations for administrative costs.

Subd. 2. The sum of \$5,000,000 is appropriated from the general fund to the housing development fund created in Min-

nesota Statutes, Section 462A.20 for the purpose of the emergency energy conservation grant program specified in section 1, subdivision 9, and for the payment of related costs and expenses. This appropriation shall be for the biennium ending June 30, 1981. The complement of the housing finance agency is increased by two positions.

Subd. 3. The sum of \$2,480,000 is appropriated for the biennium ending June 30, 1981 from the general fund to the commissioner of public welfare to reimburse counties for the county portion of expenses incurred by them in providing residential heating assistance under the emergency assistance and special needs allowance programs during fiscal years 1980 and 1981. No county match is required for this money.

Subd. 4. There is appropriated for the period ending January 31, 1981 to the Minnesota energy agency from the general fund the sum of \$100,000, or so much thereof as may be required for the purpose of making a study of residential energy conservation in Minnesota. The study shall determine the energy efficiency of the existing housing stock as it relates to fuel type, household income, ownership, and geographic location. The study shall determine the effectiveness of existing residential conservation efforts including federal weatherization programs, Minnesota housing finance agency grant and loan programs, local programs and others. The study may review programs in other states which show potential for implementation in Minnesota. The study shall recommend methods for meeting identified residential energy conservation needs through new or existing public or private programs, including new or proposed federal programs, and the estimated costs of such programs. The agency shall report its findings to the legislature by January 31, 1981.

Subd. 5. The sum of \$5,000,000 is appropriated to the general contingent account and shall be expended with the approval of the governor after consultation with the legislative advisory commission pursuant to section 3.30. This appropriation is available until June 30, 1981. This appropriation is intended to ensure the most effective and efficient delivery of fuel assistance and weatherization programs requiring a coordination of state and federal monies. To the extent that state matching funds are required for participation in federal programs, the legislative advisory commission shall provide the match from these appropriated monies. In case no state matching funds are required by federal rule the legislative advisory commission shall use this appropriation to extend the scope or effectiveness of programs of fuel assistance and weatherization.

Subd. 6. The sum of \$1,000,000 is appropriated from the general fund to the commissioner of economic security for purposes of section 1, subdivision 10. This appropriation shall remain available until January 31, 1981.

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

Further, delete the title and insert:

"A bill for an act relating to energy; creating a state emergency residential heating grant program; broadening the scope of state weatherization programs; reimbursing counties; appropriating money; amending Minnesota Statutes, 1979 Supplement, Section 268.37."

With the recommendation that when so amended the bill pass.

The report was adopted.

Eken from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1715, A resolution memorializing the Civil Aeronautics Board and the President of the United States to authorize non-stop service by Northwest Airlines between Minneapolis-St. Paul and London.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 1715 was read for the second time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Swanson moved that the rule therein be suspended and an urgency be declared so that H. F. No. 1715 be given its third reading and be placed upon its final passage. The motion prevailed.

Swanson moved that the rules of the House be so far suspended that H. F. No. 1715 be given its third reading and be placed upon its final passage. The motion prevailed.

H. F. No. 1715, A resolution memorializing the Civil Aeronautics Board and the President of the United States to authorize non-stop service by Northwest Airlines between Minneapolis-St. Paul and London.

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 114 yeas and 4 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Corbid Faricy Voss Wynia

The bill was passed and its title agreed to.

SECOND READING OF SENATE BILLS

S. F. Nos. 1215 and 1670 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Rose, Valento, Ellingson and Blatz introduced:

H. F. No. 1966, A bill for an act relating to real estate; enacting the uniform condominium act; providing for taxation as a separate parcel; regulating eminent domain awards; regulating the creation of condominiums; protecting the purchasers of condominiums; regulating condominium declaration; regulating the management of condominiums.

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

Simoneau and McCarron introduced:

H. F. No. 1967, A bill for an act relating to names; changing residence requirements for change of name proceedings; amending Minnesota Statutes 1978, Section 259.10.

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

Pleasant, Hoberg, Clawson, Peterson, D., and Fritz introduced:

H. F. No. 1968, A bill for an act relating to metropolitan transit; permitting employers to purchase passes for resale to employees at discount; amending Minnesota Statutes, 1979 Supplement, Section 473.408, Subdivision 7.

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

Searles, Brinkman, Kvam and Evans introduced:

H. F. No. 1969, A bill for an act relating to taxation; income tax; excluding certain interest income from gross income; amending Minnesota Statutes, 1979 Supplement, Section 290.01, Subdivision 20.

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

Mehrkens, Fudro, McEachern, Den Ouden and Dempsey introduced:

H. F. No. 1970, A bill for an act relating to transportation; exempting certain substituted aircraft from payment of the aircraft registration tax; limiting refunds under certain circumstances; requiring liability insurance for pioneer aircraft; amending Minnesota Statutes 1978, Sections 360.55, by adding a subdivision; and 360.59, Subdivision 10.

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

McEachern, Fudro, Sarna, Mehrkens and Dempsey introduced:

H. F. No. 1971, A bill for an act relating to drivers licenses; establishing a driver's license point system; authorizing the commissioner of public safety to suspend the driver's license of certain persons; amending Minnesota Statutes 1978, Sections 171.17; 171.30, Subdivision 1; and Chapter 171, by adding a section.

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

Friedrich, Stowell, McEachern, Patton and Ludeman introduced:

H. F. No. 1972, A bill for an act relating to elections; providing for towns to set their own hours for town elections; requiring polls to be open at least three hours; amending Minnesota Statutes 1978, Section 205.03, Subdivision 3.

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

Crandall, Norman, Swanson and Hokanson introduced:

H. F. No. 1973, A bill for an act relating to the environment; directing the pollution control agency to adopt rules relating to noise pollution and take off and landing procedures of airports; establishing a penalty; amending Minnesota Statutes 1978, Chapters 116, by adding a section; and 360, by adding a section.

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

Berkelman and Lehto introduced:

H. F. No. 1974, A bill for an act relating to certain towns in St. Louis County; providing a method for determining whether to open or maintain certain town roads.

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

Kvam, Tomlinson, Dempsey, Jacobs and Eken introduced:

H. F. No. 1975, A bill for an act relating to taxation; property tax; providing for uncontested hearings for property valuation; availability of assessor's field cards; information to be included on valuation notices; clarifying the computation of agricultural aid credit; clarifying acreage available for homestead credit; changing date for county board of equalization meeting and transfer of books to treasurer; changing penalty and interest rates; clarifying the role of administrative auditor in fiscal disparities; amending Minnesota Statutes 1978, Sections 270.11, Subdivision 6; 272.70; 273.121; 273.13, Subdivision 6a; 273.135, Subdivision 1; 274.13, Subdivision 1; 274.14; 276.01; 279.01; 279.37, Subdivision 2; 282.01, Subdivisions 1 and 4; 282.222, Subdivision 4; 282.261; and 473F.08, by adding a subdivision; Minnesota Statutes, 1979 Supplement, Sections 273.13, Subdivision 6; and 282.15; repealing Minnesota Statutes 1978, Sections 275.31; 275.32; 275.33; 275.34; 275.35; and 473F.08, Subdivisions 7 and 8.

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

Heinitz, Kaley, Simoneau and Adams introduced:

H. F. No. 1976, A bill for an act relating to workers' compensation; providing an annual date for adjusting supplementary benefit levels; amending Minnesota Statutes, 1979 Supplement, Section 176.132, Subdivision 2.

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

Olsen, Heinitz, Adams, Casserly and Ellingson introduced:

H. F. No. 1977, A bill for an act relating to cable communications; authorizing joint municipal franchising; amending Minnesota Statutes 1978, Section 238.08, by adding a subdivision.

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

Kelly, Greenfield, Battaglia, Tomlinson and Crandall introduced:

H. F. No. 1978, A bill for an act relating to children; increasing parental liability for damage done by children; amending Minnesota Statutes 1978, Section 540.18, Subdivision 1.

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

Piepho, Wigley and Biersdorf introduced:

H. F. No. 1979, A bill for an act relating to elections; changing the time for precinct caucuses; amending Minnesota Statutes 1978, Section 202A.14, Subdivision 1.

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

Piepho, Johnson, D., and Sviggum introduced:

H. F. No. 1980, A bill for an act relating to drivers licenses; providing for certain court reports; requiring the suspension of a driver's license for certain convictions; amending Minnesota Statutes 1978, Section 171.16, Subdivision 1, and by adding a subdivision.

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

McCarron; Forsythe; Anderson, I.; Berglin and Reif introduced:

H. F. No. 1981, A bill for an act relating to public welfare; authorizing certain payments to shelter facilities for battered women; requiring direct payments to shelter facilities from general assistance; amending Minnesota Statutes 1978, Section 256D.05, Subdivision 3.

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

Heap, Heinitz and Swanson introduced:

H. F. No. 1982, A bill for an act relating to public welfare; authorizing the department of vocational rehabilitation to provide funds for power assisted wheelchairs to handicapped persons under certain circumstances; appropriating money; amending Minnesota Statutes 1978, Chapter 129A, by adding a section.

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

Mehrkens, Anderson, B., and Erickson introduced:

H. F. No. 1983, A bill for an act relating to local government; providing for the financial reports of certain municipal hospitals and nursing homes; amending Minnesota Statutes, 1979 Supplement, Sections 471.697, Subdivision 1; and 471.698, Subdivision 1.

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

Dean, Nelson, Wigley, Munger and Rees introduced:

H. F. No. 1984, A bill for an act relating to energy; providing for a community development and assistance program; requiring inspection of combustion air intakes; regulating rates of cogenerating power plants; authorizing tax levies for energy conservation measures; authorizing income tax credits for commuter van purchases; inspection of insulation materials; renewable energy grants, ride sharing, fuelwood management, ethanol plant demonstration; appropriating funds; amending Minnesota Statutes 1978, Sections 116H.087; 116H.12, Subdivision 11; 116H.129, Subdivision 5; and by adding a subdivision; 275.125, by adding a subdivision; 275.50, by adding a subdivision; 290.06, by adding a subdivision; and 325.986, by adding subdivisions; Chapters 116H and 216B, by adding sections; and Minnesota Statutes, 1979 Supplement, Sections 116H.02, Subdivision 5; and 116H.22; repealing Minnesota Statutes 1978, Sections 116H.125; and 325.986, Subdivisions 1 and 2.

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

Reding introduced:

H. F. No. 1985, A bill for an act relating to municipal electric power; permitting municipal power agencies to contract and do business with foreign entities; amending Minnesota Statutes 1978, Section 453.52, Subdivision 9.

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

Reding introduced:

H. F. No. 1986, A bill for an act relating to air pollution; allowing local option to permit certain open burning; amending Minnesota Statutes 1978, Section 116.07, Subdivision 4.

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

Anderson, B.; Erickson and Mehrkens introduced:

H. F. No. 1987, A bill for an act relating to local government; regulating financial reports of certain municipal hospitals and nursing homes; amending Minnesota Statutes, 1979 Supplement, Sections 471.697, Subdivision 1; and 471.698, Subdivision 1.

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

Berkelman, Battaglia, Rose, Pehler and Kaley introduced:

H. F. No. 1988, A bill for an act relating to police and firefighters' relief associations; providing for per diems for officers and members of the board of trustees of a police, salaried firefighters' or volunteer firefighters' relief association; amending Minnesota Statutes 1978, Section 69.80.

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

Berkelman, Heinitz, Waldorf, McCarron and Kaley introduced:

H. F. No. 1989, A bill for an act relating to public health; providing for the establishment of programs for oral and dental health for nursing home residents; appropriating money.

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

Simoneau, Heinitz, Osthoff, Biersdorf and Clark introduced:

H. F. No. 1990, A bill for an act proposing an amendment to the Minnesota Constitution, Article XIII, Section 5; permitting a state lottery if authorized by law.

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

Schreiber, Kroening, Olsen, Simoneau and Ainley introduced:

H. F. No. 1991, A bill for an act relating to housing; permitting an increase in certain grants made by the housing finance agency; authorizing limitations on the assumability of mortgages made or purchased by the agency; modifying the program for moderate rehabilitation of rental properties; amending Minnesota Statutes 1978, Section 462A.05, Subdivision 17; and Minnesota Statutes, 1979 Supplement, Sections 462A.05, Subdivision 15; and 462A.21, Subdivision 11.

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

Fjoslien, Kalis, Mann, Anderson, B., and Stadum introduced:

H. F. No. 1992, A bill for an act relating to taxation; providing a property tax exemption for alcohol fuel production equipment; amending Minnesota Statutes 1978, Section 273.11, Subdivision 6.

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

Rothenberg, Nelson, Crandall and Lehto introduced:

H. F. No. 1993, A bill for an act relating to crimes; authorizing a court to impose as a condition of release for a person charged with a criminal offense a bail procedure that provides for a ten percent deposit.

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

Jude and Onnen introduced:

H. F. No. 1994, A bill for an act relating to education; extending the coverage of a grandfather provision allowing certain pupils to attend school in a school district other than the district in which the pupil resides; amending Minnesota Statutes, 1979 Supplement, Section 120.075.

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

Swanson, Berglin, Forsythe, Rice and Heinitz introduced:

H. F. No. 1995, A bill for an act relating to health care; further defining "qualified expense" as it relates to catastrophic health expense protection; amending Minnesota Statutes 1978, Section 62E.52, Subdivision 3.

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

Casserly, Nelson, Schreiber, Fjoslien and Osthoff introduced:

H. F. No. 1996, A bill for an act relating to industrial development; providing for various energy related projects; amending Minnesota Statutes 1978, Sections 474.01, Subdivision 4; and 474.02, by adding subdivisions; and Minnesota Statutes, 1979 Supplement, Section 474.03.

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

Forsythe, Jude, Dean, Stoa and Byrne introduced:

H. F. No. 1997, A bill for an act relating to courts; providing for distribution of rules proposed by the supreme court; amending Minnesota Statutes 1978, Section 480.054.

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

Stoa, Norman, Piepho, Jude and Hoberg introduced:

H. F. No. 1998, A bill for an act relating to public employment; providing student participation in certain negotiations; amending Minnesota Statutes 1978, Sections 179.61; 179.63, by adding a subdivision; and Chapter 179, by adding a section.

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

Aasness, Stadum, Anderson, G., and Fjoslien introduced:

H. F. No. 1999, A bill for an act relating to public welfare; allowing county boards to delegate certain powers to county welfare boards; allowing human services boards to appoint a director on a permissive basis; amending Minnesota Statutes, 1979 Supplement, Sections 256E.08, by adding a subdivision; and 402.05, Subdivision 1a.

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

Clawson, Berkelman, Hokanson, Kvam and Crandall introduced:

H. F. No. 2000, A bill for an act relating to public welfare; directing the commissioner of public welfare to establish and maintain personnel standards on a merit basis for certain employees of county boards, county welfare boards, and human services boards; amending Minnesota Statutes 1978, Chapter 256, by adding a section.

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

Forsythe, Byrne, Casserly, Crandall and Dempsey introduced:

H. F. No. 2001, A bill for an act relating to children; providing for venue for child custody proceedings; amending Minnesota Statutes, 1979 Supplement, Section 518.156, Subdivision 1.

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

Metzen, Sarna, Biersdorf and Osthoff introduced:

H. F. No. 2002, A bill for an act relating to retirement; authorizing the purchase of prior service by certain persons formerly employed by the city of St. Paul.

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

Eken; Mehrkens; Anderson, G.; Johnson, C., and Aasness introduced:

H. F. No. 2003, A bill for an act relating to taxation; clarifying the provisions of the wetland credit for property tax purposes; amending Minnesota Statutes, 1979 Supplement, Section 273.115, Subdivisions 2 and 6.

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

Long, Peterson, D., and Crandall introduced:

H. F. No. 2004, A bill for an act relating to industrial development; permitting hearings by a committee of the governing body; providing for published notice; amending Minnesota Statutes, 1979 Supplement, Section 474.01, Subdivision 7b.

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

Clawson, Friedrich and Reding introduced:

H. F. No. 2005, A bill for an act relating to local government; providing for the publication of certain ordinances of statutory cities; amending Minnesota Statutes 1978, Section 412.191, by adding a subdivision.

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

Anderson, B.; Wynia; Sherwood; Clawson and Berglin introduced:

H. F. No. 2006, A bill for an act relating to crimes; specifying the crime of incest; prescribing penalties; amending Minnesota Statutes 1978, Section 609.35; and Chapter 609, by adding a section; Minnesota Statutes, 1979 Supplement, Section 518B.01, Subdivision 2; and 626.556, Subdivision 2.

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

Anderson, B.; Kalis; Erickson and Sherwood introduced:

H. F. No. 2007, A bill for an act relating to cooperative associations; allowing board of directors to elect an executive committee; prescribing certain powers of the executive committee and board; amending Minnesota Statutes, 1979 Supplement, Section 308.11.

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

Prahl introduced:

H. F. No. 2008, A bill for an act relating to the city of Nashwauk; police relief widows benefits; officers of association; amending Laws 1943, Chapter 196, Section 4, as amended.

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

Erickson introduced:

H. F. No. 2009, A bill for an act relating to retirement; authorizing escalation of pension benefits of retired members of the Worthington Fire Department Relief Association.

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

Faricy introduced:

H. F. No. 2010, A bill for an act relating to real property; deleting an obsolete provision requiring duplicates of certain plats be filed in the office of the county auditor; amending Minnesota Statutes 1978, Section 505.178, Subdivision 2.

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

Patton, Brinkman, Heinitz, Metzen and Rose introduced:

H. F. No. 2011, A bill for an act relating to motor vehicles; exempting certain retail installment contracts from the Motor Vehicle Installment Sales Act; amending Minnesota Statutes 1978, Section 168.66, Subdivision 4.

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

Berkelman, Friedrich, Hokanson and Nelsen, B., introduced:

H. F. No. 2012, A bill for an act relating to motor vehicles; authorizing personalized license plates bearing radio or television station call signals or letters; amending Minnesota Statutes 1978, Section 168.12, Subdivision 2a.

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

Simoneau, Eken and Battaglia introduced:

H. F. No. 2013, A bill for an act relating to intoxicating liquor; authorizing the use of wine catalogs by off-sale dealers; amending Minnesota Statutes 1978, Section 340.15, Subdivision 1.

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

McCarron, Laidig, Otis, McDonald and Osthoff introduced:

H. F. No. 2014, A bill for an act relating to elections; requiring recounts of elections on county, municipal, school district and special purpose district ballot questions under certain conditions; providing for notice of recounts and for opening recounts to the public; amending Minnesota Statutes 1978, Section 123.32, by adding a subdivision; Chapter 204A, by adding a section; and Minnesota Statutes, 1979 Supplement, Sections 123.32, Subdivision 8a and 204A.515.

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

Carlson, D.; Ainley and Munger introduced:

H. F. No. 2015, A bill for an act relating to natural resources; authorizing additional conservation officers; appropriating money.

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

Nelson, Casserly, Clark, Long and Dean introduced:

H. F. No. 2016, A bill for an act relating to Special Independent School District No. 1, Minneapolis, and Independent School District No. 709; authorizing certain agreements between Special School District No. 1 and the exclusive representative of its teachers about teacher terminations; expanding the definition of teachers in the same authorization for Independent School District No. 709; amending Laws 1974, Chapter 237, Section 1.

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

Nelson, Casserly, Clark, Long and Dean introduced:

H. F. No. 2017, A bill for an act relating to education; extending the applicability of an early retirement incentive for teachers employed by school districts implementing certain desegregation plans; amending Minnesota Statutes, 1979 Supplement, Section 125.61, Subdivision 3a.

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

Reding, Heap, Rice, Rodriguez and Simoneau introduced:

H. F. No. 2018, A bill for an act relating to public employees; expanding the right of public employees to strike; requiring joint requests for arbitration; amending Minnesota Statutes 1978, Sections 179.61; 179.65, Subdivision 7; 179.66, Subdivision 8; 179.69, Subdivisions 3, 5 and 6; 179.72, Subdivisions 6 and 10; and Minnesota Statutes, 1979 Supplement, Section 179.64, Subdivision 7.

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

Nelsen, M.; McEachern; Nelsen, B., and Anderson, D., introduced:

H. F. No. 2019, A bill for an act relating to education; the maximum effort school aid law; changing the definition of "maximum effort debt service levy"; authorizing the sale of bonds for the maximum effort school loan fund; appropriating money; amending Minnesota Statutes 1978, Sections 124.38, Subdivision 7; 124.43, Subdivisions 1 and 2.

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

Wynia, Clawson, Osthoff, Corbid and Heinitz introduced:

H. F. No. 2020, A bill for an act relating to state government; requiring certain state-leased space and state agency meetings to be accessible to physically handicapped persons; requiring certain auxiliary aids for physically handicapped participants at state agency meetings; amending Minnesota Statutes 1978, Section 16.85, Subdivisions 1b and 1c; and Chapter 15, by adding a section.

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

Nelson introduced:

H. F. No. 2021, A bill for an act relating to public and private transit; encouraging and facilitating the use of car pooling, van pooling, ride sharing and public transportation; requiring use of gasohol in certain state-owned vehicles; requiring certain studies and reports; creating a commuter vehicle investment income tax credit; appropriating money; amending Minnesota Statutes 1978, Sections 16.72, Subdivisions 1 and 7; and Minnesota Statutes, 1979 Supplement, Section 16.723.

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

Reding introduced:

H. F. No. 2022, A bill for an act relating to the city of Austin; authorizing the establishment and financing of the capital cost of a solid waste disposal system and program.

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

Casserly, Pehler, Schreiber, Wynia and Pleasant introduced:

H. F. No. 2023, A bill for an act relating to waste management; establishing a waste management board and a legislative commission; providing for a state government resource recovery program; providing for solid waste planning assistance and demonstration programs; providing for the issuance of state waste management bonds; providing for the establishment of solid waste management districts; requiring hazardous waste management planning and development; establishing procedures for the review and approval of permits for waste facilities; authorizing debt; appropriating money; amending Minnesota Statutes 1978, Sections 116.06, Subdivisions 9, 10, 13, and by adding subdivisions; 116.07, Subdivisions 2, 4, 4a, and by adding a subdivision; 116.081, Subdivision 1; 116.101; 116.11; 116.41; 400.03, Subdivision 1; 400.04; 400.06; 400.07; 400.13; 400.16; 400.161; 473.121, by adding a subdivision; 473.149; 473.502; 473.516; 473.802; 473.803; 473.811; 473.812, Subdivision 3; 473.813; 473.823, by adding a subdivision; Chapter 400, by adding a section; and Chapter 473, by adding sections; repealing Minnesota Statutes 1978, Sections 116F.01 to 116F.05; 400.03, Subdivisions 2 to 7; 473.121, Subdivisions 27 to 31c; and 473.823, Subdivisions 1, 2, and 4.

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

Minne introduced:

H. F. No. 2024, A bill for an act relating to the city of Hibbing; authorizing development and administration of a housing program within the city, including that part of the city which formerly comprised the town of Stuntz.

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

Osthoff, Ainley, Wieser, Kostohryz and Munger introduced:

H. F. No. 2025, A bill for an act relating to game and fish; requiring field identification of big game licensees; amending Minnesota Statutes 1978, Section 98.46, by adding a subdivision.

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

Osthoff introduced:

H. F. No. 2026, A bill for an act relating to state government; revising the civil service law; amending Minnesota Statutes 1978, Section 43.30.

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

Osthoff introduced:

H. F. No. 2027, A bill for an act relating to intoxicating liquor; fees for club or veterans' organization on-sale licenses; amending Minnesota Statutes, 1979 Supplement, Section 340.11, Subdivision 11.

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

Sieben, H., introduced:

H. F. No. 2028, A bill for an act relating to state government; clarifying benefits of employees of former Hastings state hospital.

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

Blatz, Rothenberg and Reif introduced:

H. F. No. 2029, A bill for an act relating to highway traffic regulations; driving while under the influence of alcohol or a controlled substance; chemical tests for intoxication; authorizing the admission into evidence of a statement made by a person authorized to withdraw blood in lieu of direct testimony at trial; amending Minnesota Statutes 1978, Section 169.123, by adding a subdivision.

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

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 Files, herewith transmitted:

S. F. Nos. 1471 and 1609.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1471, A bill for an act relating to local government; regulating elections in the city of Duluth and Independent School District 709; setting the filing dates in local primary elections back four weeks to allow the city additional time to prepare.

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

S. F. No. 1609, A bill for an act relating to education; extending the coverage of a grandfather provision allowing certain pupils to attend school in a school district other than the district in which the pupil resides; amending Minnesota Statutes, 1979 Supplement, Section 120.075.

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

POINT OF ORDER

Halberg raised a point of order that his request relating to H. F. No. 1371 pursuant to rule 1.16 was not entered in the journal.

The Speaker ruled that the point of order was not well taken.

Halberg appealed the decision of the chair.

A roll call was requested and properly seconded.

Friedrich and Nelson were excused for the remainder of today's session.

CALL OF THE HOUSE

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

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

Sieben, H., 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.

Casserly moved that the appeal of the decision of the chair by Halberg be laid on the table.

A roll call on the Casserly motion was requested and properly seconded.

The question was taken on the Casserly motion and the roll was called. There were 65 yeas and 63 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The Casserly motion prevailed and the appeal of the decision of the chair by Halberg was laid on the table.

CALL OF THE HOUSE LIFTED

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

CONSENT CALENDAR

H. F. No. 1693, A resolution 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.

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

Those who voted in the negative were:

Corbid

The bill was passed and its title agreed to.

CALENDAR

H. F. No. 941, A bill for an act relating to corrections; creating a code of corrections; reorganizing various laws relating to corrections, including laws relating to the commissioner, personnel, the ombudsman, compacts, acts, and agreements, institutions, industries, offenders, community-based services, and releases; providing penalties; amending Minnesota Statutes 1978, Sections 244.01, Subdivisions 1 and 2; 244.08; 609.165, Subdivi-

sion 1; Chapters 144, by adding a section; 244, by adding a section; and 631, by adding sections; repealing Minnesota Statutes 1978, Sections 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; 260.51; 260.52; 260.53; 260.54; 260.55; 260.56; 260.57; 609.105, Subdivision 2; 609.12; 629.292; 629.294; and Chapter 401; 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.

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 118 yeas and 8 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Aasness	Anderson, I.	Fjoslien	Onnen	Wieser
Albrecht	Anderson, R.	Knickerbocker		

The bill was passed and its title agreed to.

H. F. No. 649 was reported to the House and given its third reading.

McDonald moved that H. F. No. 649 be re-referred to the Committee on Governmental Operations.

A roll call was requested and properly seconded.

The question was taken on the motion and the roll was called. There were 55 yeas and 64 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	McDonald	Redalen	Stowell
Adams	Forsythe	McEachern	Rees	Svigum
Ainley	Fritz	Mehrkens	Reif	Swanson
Albrecht	Halberg	Nelsen, B.	Rice	Thiede
Anderson, R.	Haukoos	Niehaus	Rose	Valan
Biersdorf	Hoberg	Norman	Sarna	Valento
Brinkman	Jennings	Nysether	Schreiber	Weaver
Dempsey	Kvam	Onnen	Searle	Welker
Den Ouden	Levi	Osthoff	Searles	Wenzel
Drew	Ludeman	Piepho	Sherwood	Wieser
Erickson	Luknic	Pleasant	Stadum	Zubay

Those who voted in the negative were:

Anderson, B.	Eken	Kaley	Murphy	Sieben, H.
Anderson, D.	Elioff	Kalis	Nelsen, M.	Sieben, M.
Anderson, G.	Ellingson	Kelly	Novak	Simoneau
Berglin	Ewald	Kempe	Olsen	Stoa
Berkelman	Faricy	Kostohryz	Otis	Tomlinson
Byrne	Fjoslien	Kroening	Patton	Vanasek
Carlson, D.	Greenfield	Laidig	Pehler	Voss
Carlson, L.	Hokanson	Lehto	Peterson, B.	Waldorf
Casserly	Jacobs	Long	Peterson, D.	Welch
Clark	Jaros	Mann	Prahl	Wigley
Clawson	Johnson, C.	McCarron	Reding	Wynia
Corbid	Jude	Minne	Rodriguez	Spkr. Norton
Dean	Kahn	Munger	Rothenberg	

The motion did not prevail.

H. F. No. 649, A bill for an act relating to nuclear energy; providing for the storage and disposal of certain radioactive wastes; requiring licensure of radioactive waste management facilities in Minnesota.

The bill was placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 64 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Corbid	Kahn	Nelsen, M.	Sieben, M.
Anderson, D.	Dean	Kelly	Norman	Simoneau
Anderson, G.	Eken	Kempe	Novak	Stoa
Battaglia	Elioff	Kostohryz	Otis	Swanson
Begich	Ellingson	Kroening	Pehler	Tomlinson
Berglin	Faricy	Laidig	Peterson, B.	Vanasek
Berkelman	Fjoslien	Lehto	Peterson, D.	Voss
Byrne	Greenfield	Long	Prahl	Waldorf
Carlson, D.	Hokanson	Mann	Reding	Welch
Carlson, L.	Jacobs	McCarron	Rodriguez	Wenzel
Casserly	Jaros	Moe	Rothenberg	Wynia
Clark	Johnson, C.	Munger	Sherwood	Spkr. Norton
Clawson	Jude	Murphy	Sieben, H.	

Those who voted in the negative were:

Aasness	Esau	Levi	Osthoff	Stadum
Adams	Forsythe	Ludeman	Patton	Stowell
Ainley	Fritz	Luknic	Piepho	Sviggum
Albrecht	Halberg	McDonald	Pleasant	Thiede
Anderson, I.	Haukoos	McEachern	Redalen	Valan
Anderson, R.	Heap	Mehrkens	Rees	Valento
Biersdorf	Heinitz	Metzen	Reif	Weaver
Blatz	Hoberg	Minne	Rice	Welker
Brinkman	Jennings	Nelsen, B.	Rose	Wieser
Dempsey	Kaley	Niehaus	Sarna	Wigley
Den Ouden	Kalis	Nysether	Schreiber	Zubay
Drew	Knickerbocker	Olsen	Searle	
Erickson	Kvam	Onnen	Searles	

The bill was not passed.

Aasness was excused at 4:15 p.m. Wigley was excused at 4:30 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 re-referral to the Committee on Appropriations.

H. F. No. 980 which it recommended progress until Monday, March 3, 1980.

S. F. No. 1166 which it recommended progress until Monday, February 18, 1980 retaining its place on General Orders.

S. F. No. 1199 which it recommended progress until Monday, February 25, 1980.

S. F. No. 410 which it recommended to pass with the following amendments to the unofficial engrossment:

Offered by McCarron:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 490.15, Subdivision 1, is amended to read:

490.15 [ESTABLISHMENT; COMPOSITION.] Subdivision 1. The board on judicial standards is established and consists of one judge of the district court, one judge of a municipal (COURT, ONE JUDGE OF) or county court, two lawyers who have practiced law in the state for ten years and (FOUR) five citizens who are not judges, retired judges or lawyers. The board may employ or appoint an executive secretary (IS APPOINTED BY THE GOVERNOR. COMMENCING JULY 1, 1980, THE BOARD SHALL APPOINT THE EXECUTIVE SECRETARY). *Members representing the district, municipal, and county courts shall be appointed by the chief justice of the supreme court. All other members shall be appointed by the governor (WITH). The appointment of all members shall be subject to the advice and consent of the senate and house. No member shall serve more than two full four-year terms or their equivalent. Membership terminates if a member ceases to hold the position that qualified him for appointment. The additional citizen member shall be appointed to fill the term of the first vacancy of a municipal or county court representative.*"

Amend the title, as follows:

Page 1, line 4, after the semicolon insert "providing for appointment of members to the board;"

Offered by Voss as amended by the McCarron amendment:

Page 2, after line 4, add a section to read:

"Sec. 2. Minnesota Statutes 1978, Section 490.15, is amended by adding a subdivision to read:

Subd. 3. Notwithstanding the provisions of chapter 480, no rule promulgated by the supreme court shall supersede the provisions of sections 490.15, 490.16 and 490.18."

Further amend the title:

Page 1, line 5, after "Subdivision 1" insert ", and by adding a subdivision"

H. F. No. 1307 which it recommended to pass with the following amendments:

Offered by Rice:

Page 2, line 32, delete section 5 from the bill

Page 3, line 32, delete section 6 from the bill

Renumber sections accordingly

Further, amend the title as follows:

Page 1, line 6, delete "238.07; 238.08, Subdivision 4;"

Offered by Laidig:

Page 5, line 1, delete "*obscene or*"

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

ROLL CALLS IN COMMITTEE OF THE WHOLE

Pursuant to rule 1.6, the following roll call was taken in the Committee of the Whole:

Welker moved to amend H. F. No. 1307, as amended, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Sections 238.01 through 238.17 are repealed. All rules promulgated pursuant to these sections are repealed.

Sec. 2. Any contested case or court action pending before the cable communications board on the effective date of this section may be completed by the department of administration, if such action is not made moot by section 1.

Sec. 3. All contracts, books, maps, plans, papers, records and property of every description within the jurisdiction or control of the cable communications board shall become the property of the department of administration.

Sec. 4. All unexpended funds appropriated to the cable communications board shall revert to the general fund.

Sec. 5. All classified employees of the cable communications board are transferred to the department of administration. The positions of all unclassified employees of the cable communications board are abolished. Nothing herein shall be construed as abrogating or modifying any rights now enjoyed by affected employees under terms of an agreement between an exclusive bargaining representative and the state."

Delete the title and insert:

"A bill for an act relating to cable communications; abolishing the cable communications board; repealing Minnesota Statutes 1978, Sections 238.01 through 238.17."

The question was taken on the amendment and the roll was called. There were 59 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Kaley	Olsen	Sherwood
Ainley	Esau	Kalis	Onnen	Stadum
Albrecht	Fjoslien	Knickerbocker	Peterson, B.	Stoa
Anderson, B.	Forsythe	Kvam	Piepho	Stowell
Anderson, G.	Fritz	Laidig	Pleasant	Sviggum
Biersdorf	Halberg	Levi	Redalen	Thiede
Blatz	Haukoos	Ludeman	Rees	Valan
Carlson, D.	Heap	McDonald	Reif	Valento
Dean	Heinitz	Mehrkens	Rose	Welker
Dempsey	Hoberg	Nelsen, B.	Rothenberg	Wieser
Den Ouden	Jennings	Niehaus	Searle	Zubay
Drew	Jude	Nysether	Searles	

Those who voted in the negative were:

Adams	Eken	Kroening	Nelsen, M.	Sieben, M.
Anderson, I.	Elioff	Lehto	Novak	Simoneau
Battaglia	Ellingson	Long	Osthoff	Swanson
Begich	Faricy	Luknic	Otis	Tomlinson
Berglin	Greenfield	Mann	Patton	Vanasek
Brinkman	Hokanson	McCarron	Peterson, D.	Voss
Byrne	Jacobs	McEachern	Prahl	Waldorf
Carlson, L.	Jaros	Metzen	Reding	Weaver
Casserly	Kahn	Minne	Rice	Welch
Clark	Kelly	Moe	Rodriguez	Wenzel
Clawson	Kempe	Munger	Sarna	Wynia
Corbid	Kostohryz	Murphy	Sieben, H.	Spkr. Norton

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

Sieben, H., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, February 18, 1980. The motion prevailed.

McDonald moved that the vote whereby H. F. No. 649 was not passed on the Calendar for today be now reconsidered.

ADJOURNMENT

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, February 18, 1980.

EDWARD A. BURDICK, Chief Clerk, House of Representatives