

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1980

SEVENTY-FOURTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MARCH 6, 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	Kahn	Nelson	Searles
Adams	Eken	Kaley	Niehaus	Sherwood
Ainley	Elloff	Kalis	Norman	Sieben, H.
Albrecht	Ellingson	Kelly	Novak	Sieben, M.
Anderson, B.	Erickson	Kempe	Nysether	Simoneau
Anderson, D.	Esau	Knickerbocker	Olsen	Stadum
Anderson, G.	Evans	Kostohryz	Onnen	Stoa
Anderson, I.	Ewald	Kroening	Osthoff	Stowell
Anderson, R.	Faricy	Kvam	Otis	Sviggum
Battaglia	Fjoslien	Laidig	Patton	Swanson
Begich	Forsythe	Lehto	Pehler	Thiede
Berglin	Friedrich	Levi	Peterson, B.	Tomlinson
Berkelman	Fritz	Long	Peterson, D.	Valan
Biersdorf	Fudro	Ludeman	Piepho	Valento
Blatz	Greenfield	Luknic	Pleasant	Vanasek
Brinkman	Halberg	Mann	Prahl	Voss
Byrne	Haukoos	McCarron	Redalen	Waldorf
Carlson, D.	Heap	McDonald	Reding	Weaver
Carlson, L.	Heinitz	McEachern	Rees	Welch
Casserly	Hoberg	Mehrkens	Reif	Welker
Clark	Hokanson	Metzen	Rice	Wenzel
Clawson	Jacobs	Minne	Rodriguez	Wieser
Corbid	Jaros	Moe	Rose	Wigley
Crandall	Jennings	Munger	Rothenberg	Wynia
Dean	Johnson, C.	Murphy	Sarna	Zubay
Dempsey	Johnson, D.	Nelsen, B.	Schreiber	Spkr. Norton
Den Ouden	Jude	Nelsen, M.	Searle	

A quorum was present.

The Chief Clerk proceeded to read the the Journal of the preceding day. Erickson 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. 1653, 1680, 1764, 1675, 1700, 1814, 1435, 429, 593, 1799, 2095 and 1451 and S. F. Nos. 1240, 1584, 1772, 1764, 1619, 1625, 1726, 1644, 1010 and 888 have been placed in the members' files.

S. F. No. 1584 and H. F. No. 1036, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Ainley moved that the rules be so far suspended that S. F. No. 1584 be substituted for H. F. No. 1036 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communication was received:

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

March 3, 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>
1042		347	March 3	March 3
1248		348	March 3	March 3
1257		349	March 3	March 3

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

Nelson from the Committee on Energy and Utilities to which was referred:

H. F. No. 378, A bill for an act relating to nuclear waste management and disposal; requiring certificates of feasibility; administration by the Minnesota energy agency; legislative approval; providing penalties.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [CITATION.] Sections 1 to 8 shall be known and may be cited as the "Minnesota Nuclear Waste Management and Disposal Feasibility Act."

Sec. 2. [FINDINGS.] The state of Minnesota has a substantial interest in the technological and economic feasibility of safe, permanent, and terminal disposal of radioactive wastes generated by nuclear fission thermal power plants located in the state. This interest results from the fact that unsafe disposal of radioactive wastes may result in higher electrical costs, unreliable supply of electricity, higher taxes, and a danger to public health and safety.

Sec. 3. [DEFINITIONS.] Subdivision 1. For purposes of sections 1 to 8, the terms defined in this section have the following meanings.

Subd. 2. "Agency" means the Minnesota energy agency.

Subd. 3. "Person" means any individual, corporation, partnership or other unincorporated association.

Subd. 4. "Radioactive waste" means the following when produced as a result of and incident to operation of a nuclear fission thermal power plant:

(a) Useless or unwanted capturable radioactive residues produced incidental to the use of radioactive material; or

(b) Useless or unwanted radioactive material; or

(c) Otherwise nonradioactive material made radioactive by contamination with radioactive material.

Radioactive waste does not include discharges of radioactive effluents to air or surface water when subject to applicable federal or state regulations.

Sec. 4. [NUCLEAR FISSION THERMAL POWER PLANT; CERTIFICATE REQUIRED.] Subdivision 1. On and after the effective date of this act, no utility shall apply for a certificate of need pursuant to Minnesota Statutes, Section 116H.13, for a nuclear fission thermal power plant or for expansion of the generating capacity of an existing plant until it has received a certificate of economic and technological feasibility for the plant by the agency pursuant to and consistent with the requirement set forth in section 5. Receiving said certificate of economic and technological feasibility shall be the first step toward obtaining a certificate of need for a nuclear fission power plant. No other type of electrical generating facility shall require a certificate of economic and technological feasibility. For purposes of this section, expansion of the generating capacity of an existing power plant shall constitute construction. Expansion or modification of existing spent nuclear fuel assembly storage at the site of the nuclear generating facility shall not constitute construction.

Subd. 2. Application for a certificate shall be on forms and in a manner prescribed by the agency by rule. In reviewing each application the agency shall hold at least one public hearing pursuant to Minnesota Statutes, Chapter 15. For purposes of Minnesota Statutes, Chapter 15, the application shall be considered a contested case.

Subd. 3. Other state agencies with responsibilities over licensing, construction, operation and rate determination of nuclear fission power plants in the state may present testimony and participate in the certification of economic and technological feasibility process. This includes, but is not limited to, department of health, department of natural resources, pollution control agency, environmental quality board, and public service commission.

Sec. 5. [CERTIFICATE OF ECONOMIC AND TECHNOLOGICAL FEASIBILITY; CRITERIA.] In order for the agency to grant a certificate of economic and technological feasibility, the agency shall first find that each of the following conditions has been satisfied:

(1) That at the time of the application there exist demonstrated technological means and facilities for the safe, permanent, and final disposition of radioactive waste material from the proposed plant;

(2) That the cost for such demonstrated technologically feasible means and facilities can be calculated to reasonable accuracy and shown to be just and reasonable for ratepayers and the applicant; and

(3) That the Nuclear Regulatory Commission, or its successor, has licensed use of the means and facilities specified in clauses (1) and (2).

Sec. 6. [PENALTIES; INJUNCTION.] Subdivision 1. Any person who violates sections 4 to 5 or knowingly submits false information in an application for a certificate of economic and technological feasibility, or in conjunction therewith, shall be guilty of a gross misdemeanor and subject to either or both of a fine of \$1,000 or a year in jail. Each day a violation continues shall constitute a separate offense.

Subd. 2. The provisions of sections 4 to 5 may be enforced by injunction, action to compel performance, or other appropriate action in the district court of the county wherein the violation takes place. The attorney general shall bring any action under this subdivision upon the request of the agency.

Sec. 7. [PREEXISTING FACILITIES.] The provisions of sections 1 to 6 shall not apply to any nuclear fission power plant or expansion thereof if, prior to the effective date of this act, an electric utility has performed substantial construction on such power plant or expansion and has incurred substantial expense for necessary materials for such power plant or expansion.

Sec. 8. [EFFECTIVE DATE.] Sections 1 to 7 are effective the day following final enactment."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1439, A bill for an act relating to labor relations; making collective bargaining agreements binding and enforceable upon transferee employers; defining transferee employer; creating certain exclusions; requiring the disclosure of collective bargaining agreements; providing for enforcement procedures.

Reported the same back with the following amendments:

Page 1, line 20, after the comma insert "as well as an employer's rights under the contract,"

Page 1, line 20, delete "an employer sells a" and insert "ownership of a"

Page 1, line 21, after "business" insert "is transferred"

Page 2, line 8, after "employee" insert "an employer"

Page 2, line 11, after "agreement" insert "exists"

Page 2, line 12, delete "contains what is"

Page 2, line 13, delete "commonly referred to as a successor clause,"

Page 2, line 18, delete "24" and insert "36" and after the period insert "The contract shall be binding upon and enforceable against the labor organization under the same circumstances and for the same period."

Page 2, line 32, after "corporation" insert ", incorporated under sections 317.01 to 317.69 or similar law or to the labor organization in such circumstances"

Page 3, line 6, after "by" insert "and may enforce"

Further, amend the title as follows:

Page 1, line 3, delete "upon" and insert "when ownership is transferred"

Page 1, line 4, delete "transferee employers"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1488, A bill for an act relating to St. Louis County; providing authority to negotiate public employees wages; amending Laws 1941, Chapter 423, Section 5, as amended.

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

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

H. F. No. 1527, A bill for an act relating to agriculture; establishing a system for collection of disease incidence, morbidity and mortality; appropriating money.

Reported the same back with the following amendments:

Page 1, line 17, delete "\$144,000" and insert "\$72,000"

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

The report was adopted.

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

H. F. No. 1534, A bill for an act relating to real estate; increasing certain fees charged by the county recorder and registrar of titles; amending Minnesota Statutes 1978, Sections 357.18, Subdivision 1; and 508.82.

Reported the same back with the following amendments:

Page 3, after line 28, insert the following:

"Sec. 3. Minnesota Statutes 1978, Section 273.111, Subdivision 11, is amended to read:

Subd. 11. The payment of special local assessments levied after the date of Extra Session Laws 1967, Chapter 60, for improvements made to any real property described in subdivision 3 together with the interest thereon shall, on timely application as provided in subdivision 8, be deferred as long as such property meets the conditions contained in subdivisions 3 and 6. *If special assessments against the property have been deferred pursuant to this subdivision, the governmental unit shall file with the county recorder in the county in which the property is located a certificate containing the description of the affected property and of the amount deferred.* When such property is sold or no longer qualifies under subdivisions 3 and 6, all deferred special assessments plus interest shall be payable within 90 days. Penalty shall not be levied on any such special assessments if timely paid. If not paid within such 90 days, the county auditor shall include such deferred special assessments plus a 10 percent penalty on the tax list for the current year.

Sec. 4. Minnesota Statutes 1978, Section 429.061, Subdivision 2, is amended to read:

Subd. 2. [ADOPTION; INTEREST.] At such meeting or at any adjournment thereof the council shall hear and pass upon all objections to the proposed assessment, whether presented orally or in writing. The Council may amend the proposed assessment as to any parcel and by resolution adopt the same as the special assessment against the lands named in the assessment roll. Notice of any adjournment of the hearing shall be adequate if the minutes of the meeting so adjourned show the time and place when and where the hearing is to be continued, or if three days notice thereof be published in the newspaper. The assess-

ment, with accruing interest, shall be a lien upon all private and public property included therein, from the date of the resolution adopting the assessment, concurrent with general taxes; but the lien shall not be enforceable against public property as long as it is publicly owned, and during such period the assessment shall be recoverable from the owner of such property only in the manner and to the extent provided in section 435.19. Except as provided below, all assessments shall be payable in equal annual installments extending over such period, not exceeding 30 years, as the resolution determines, payable on the first Monday in January in each year, but the number of installments need not be uniform for all assessments included in a single assessment roll if a uniform criterion for determining the number of installments is provided by the resolution. The first installment of each assessment shall be included in the first tax rolls completed after its adoption and shall be payable in the same year as the taxes contained therein; except that the payment of the first installment of any assessment levied upon unimproved property may be deferred until a designated future year, or until the platting of the property or the construction of improvements thereon, upon such terms and conditions and based upon such standards and criteria as may be provided by resolution of the council. *If special assessments against the property have been deferred pursuant to this subdivision, the governmental unit shall file with the county recorder in the county in which the property is located a certificate containing the description of the affected property and of the amount deferred.* In any event, every assessment the payment of which is so deferred, when it becomes payable, shall be divided into a number of installments such that the last installment thereof will be payable not more than 30 years after the levy of the assessment. All assessments shall bear interest at such rate as the resolution determines, not exceeding eight percent per annum, except that the rate may in any event equal the average annual interest rate on bonds issued to finance the improvement for which the assessments are levied. To the first installment of each assessment shall be added interest on the entire assessment from a date specified in the resolution levying the assessment, not earlier than the date of the resolution, until December 31 of the year in which the first installment is payable, and to each subsequent installment shall be added interest for one year on all unpaid installments; or alternatively, any assessment may be made payable in equal annual installments including principal and interest, each in the amount annually required to pay the principal over such period with interest at such rate as the resolution determines, not exceeding the maximum period and rate specified above. In the latter event no prepayment shall be accepted under subdivision 3 without payment of all installments due to and including December 31 of the year of prepayment, together with the original principal amount reduced only by the amounts of principal included in such installments, computed on an annual amortization basis. When payment of an assessment is deferred, as authorized in this subdivision, interest thereon for the period of deferment may be made payable annually at the same times as the principal installments of the as-

assessment would have been payable if not deferred; or interest for this period may be added to the principal amount of the assessment when it becomes payable; or, if so provided in the resolution levying the assessment, interest thereon to December 31 of the year before the first installment is payable may be forgiven.

Sec. 5. [PRIOR SPECIAL ASSESSMENTS DEFERRED; NOTICE.] *In the case of special assessments deferred prior to the effective date of this act, the governmental unit shall file with the county recorder prior to January 1, 1982 a certified list of the affected properties and the amount of the unpaid deferment on each property."*

Further, amend the title as follows:

Page 1, line 4, after the semi-colon insert "providing that the county recorder be notified of deferred assessments;" and after "Sections" insert "273.111, Subdivision 11;"

Page 1, line 5, after the semi-colon insert "429.061, Subdivision 2;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1623, A bill for an act relating to insurance; providing for the operation of the Minnesota life and health insurance guaranty association; correcting certain oversights and ambiguities; making certain improvements; amending Minnesota Statutes 1978, Sections 61B.02, Subdivision 1; 61B.05, by adding a subdivision; 61B.07, Subdivisions 1, 2, 3 and 7; and 61B.15.

Reported the same back with the following amendments:

Page 2, line 23, delete "shall have" and insert "has"

Page 2, line 23, before "exercise" insert "shall"

Page 2, line 25, delete "Any such" and insert "This"

Page 2, line 27, delete "shall be" and insert "is"

Page 2, line 31, delete "shall"

Page 2, line 31, before "exercise" insert "shall"

Page 2, line 31, delete "*such*" and insert "*the*"

Page 2, line 32, delete "*may be*"

Page 3, line 1, delete "*might*" and insert "*may*"

Page 3, line 6, delete "*; and the*" and insert "*. This*"

Page 3, line 6, delete "*shall be*" and insert "*is*"

Page 3, line 8, delete "*such*" and insert "*an*"

Page 3, line 13, delete "*by means of*" and insert "*through*"

Page 3, line 16, delete "*shall constitute*" and insert "*constitutes*"

Page 3, line 23, strike "*such*" and insert "*the*" in both places

Page 3, line 24, strike "*as*"

Page 3, line 26, delete "*shall be*" and insert "*are*"

Page 3, line 27, delete "*, which*" and insert "*. This*"

Page 3, line 30, delete "*per annum*" and insert "*a year*"

Page 4, line 32, delete "*shall be*" and insert "*is*"

Page 5, line 12, delete "*shall be*" and insert "*is*"

Page 6, line 9, before the period insert "*including the power to purchase and maintain insurance on behalf of these persons as provided by section 300.082, subdivision 7*"

Page 6, line 12, before the period insert "*and the term 'association' shall be substituted for the term 'corporation'*"

Page 6, after line 12, insert:

"Sec. 8. Assessments made under chapter 61B prior to the effective date of this act are not affected by this act."

Renumber the sections in sequence.

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

The report was adopted.

Moe from the Committee on Governmental Operations to which was referred:

H. F. No. 1679, A bill for an act relating to agriculture; re-naming the livestock sanitary board; repealing obsolete language; regulating treatment of diseased animals; eliminating certain local boards; providing a penalty; amending Minnesota Statutes 1978, Sections 17A.04, Subdivision 6; 29.051; 29.061; 29.081; 35.01, Subdivisions 1 and 2; 35.02, Subdivision 1; 35.03; 35.05; 35.06; 35.063; 35.065; 35.08; 35.09; 35.10; 35.11; 35.12; 35.13; 35.15; 35.16; 35.245; 35.67; 35.68; 35.695; 35.70, Subdivisions 1, 3 and 4; 35.71, Subdivisions 3 and 7; 35.81; 35.82; 35.822; 35.830; 35.831; 346.26; 347.32; 347.33; 347.34; 347.35; 347.37; 347.38; and 347.39; repealing Minnesota Statutes 1978, Sections 35.01, Subdivisions 3, 4, 5, 6 and 7; 35.07; 35.131; 35.132; 35.133; 35.134; 35.135; 35.136; 35.137; 35.17; 35.18; 35.19; 35.20; 35.21; 35.22; 35.23; 35.24; 35.25; 35.26; 35.27; 35.28; 35.29; 35.30; 35.31; 35.32; 35.33; 35.34; 35.35; 35.40; 35.41; 35.42; 35.43; 35.44; 35.45; 35.46; 35.47; 35.48; 35.49; 35.50; 35.51; 35.55; 35.56; 35.57; 35.58; 35.60; 35.605; 35.70, Subdivisions 2, 5, 6 and 8; 35.73, Subdivision 2; and 35.821, Subdivision 2.

Reported the same back with the following amendments:

Page 3, line 4, strike "employing"

Page 3, line 5, strike "means and"

Page 3, line 10, after the stricken "in" insert "of"

Page 26, line 23, reinstate the stricken "railroad cars" and strike "the"

Page 26, line 24, insert a comma at the end of the line

Page 26, line 27, after "highways" insert "*and railroads*"

Page 38, line 5, strike "20" and insert "*a minimum of 30*"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1697, A bill for an act relating to education; providing mobility incentives for teachers at the school for the deaf and at the braille and sight-saving school; amending Minnesota Statutes 1978, Section 354.094, Subdivisions 1 and 5; and Minnesota

Statutes, 1979 Supplement, Section 354.094, Subdivisions 3 and 6.

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

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

H. F. No. 1699, A bill for an act relating to food; exempting certain donors of food from civil and criminal liability in certain circumstances.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [31.50.] [LIABILITY OF FOOD DONORS.]
Subdivision 1. For the purposes of this section,

"Distressed food" means, in addition to the definition in Minnesota Statutes, Section 31.495, certain perishable foods, as defined in Minnesota Statutes, Section 28A.03, which may not be readily marketable due to appearance, freshness, grade, surplus or other considerations but which are safe and adequately labeled.

Subd. 2. A food manufacturer, distributor, processor or person who donates or collects distressed food to or for a charitable organization as defined in Minnesota Statutes, Section 309.50, subdivision 4, for distribution at no charge to the elderly or needy, or who directly distributes distressed food to the elderly or needy at no charge, shall not be liable for any injury, including but not limited to injury resulting from the ingesting of the distressed food, unless the injury is caused by the gross negligence, recklessness or intentional misconduct of the food manufacturer, processor, distributor or person.

Subd. 3. A charitable organization as defined in Minnesota Statutes, Section 309.50, subdivision 4, which in good faith collects or receives distressed food and distributes it at no charge to the elderly or needy shall not be liable for any injury, including but not limited to injury resulting from the ingesting of the distressed food, unless the injury is caused by the gross negligence, recklessness or intentional misconduct of the charitable organization.

Subd. 4. The provisions of this section shall not restrict the authority of the commissioner to regulate or ban the use or

consumption of distressed food donated, collected or received for charitable purposes."

With the recommendation that when so amended the bill pass.

The report was adopted.

Vanasek from the Committee on Criminal Justice to which was referred:

H. F. No. 1707, A bill for an act relating to children; requiring reports of neglect and sexual abuse of children; amending Minnesota Statutes, 1979 Supplement, Section 626.556, Subdivision 2.

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 1742, A bill for an act relating to highway traffic regulations; authorizing pickup trucks used for certain purposes to draw two trailers under certain circumstances and within limited areas; amending Minnesota Statutes 1978, Section 169.81, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 19, delete "*Only one trailer*"

Page 1, line 20, delete "*shall carry a load.*"

Page 1, line 23, after "*truck*" insert "*nor at a speed exceeding 35 miles per hour*"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1760, A bill for an act relating to agriculture; protecting agricultural operations from nuisance suits under certain circumstances; amending Minnesota Statutes 1978, Chapter 561, by adding a section.

Reported the same back with the following amendments:

Page 2, line 5, after the comma delete "*when*" and insert "*if*" and delete "*at the time the*" and insert "*during the first year of*"

Page 2, line 6, after "*operation*" delete "*began*".

Page 2, line 18, after the comma insert "*ground water, lake,*"

Page 2, delete lines 20 to 27

Page 2, line 28, delete "*operation or its appurtenances.*"

Page 2, line 29, delete "*subdivision*" and insert "*section*"

Page 2, line 30, after "*operation*" insert "*on property not zoned for agriculture*"

Renumber the remaining section

With the recommendation that when so amended the bill pass.

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

H. F. No. 1768, A bill for an act relating to partition fences; exempting certain lands from the provisions of chapter 344; providing that when only one owner or occupant is benefited by a fence he shall be assigned the entire expenses of the fence; amending Minnesota Statutes 1978, Section 344.03, Subdivision 1; and Chapter 344, by adding a section.

Reported the same back with the following amendments:

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

"Sec. 3. Minnesota Statutes 1978, Chapter 344, is amended by adding a section to read:

[344.20] [OPTION.] *Notwithstanding any other provisions of this chapter, any government body charged with responsibilities under this chapter may by resolution adopt a policy regarding partition fences, including enforcement procedures. If said government body does adopt such policy, the provisions of Chapter 344 shall not apply. Failing to adopt a policy relative to partition fences, the provisions of Chapter 344 shall apply.*"

Further, amend the title as follows:

Page 1, line 8, delete "*a section*" and insert "*sections*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Moe from the Committee on Governmental Operations to which was referred:

H. F. No. 1796, A bill for an act relating to occupations and professions; allowing the board of cosmetology to waive certain license requirements for manager-operators with licenses from other states; amending Minnesota Statutes 1978, Section 155.14.

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 1812, A bill for an act relating to drivers licenses; providing that certain application forms include a place for applicants to indicate their desire to make an anatomical gift; requiring persons authorized to accept drivers license and renewal applications and applications for Minnesota identification cards to inquire of applicants whether they desire to make an anatomical gift; amending Minnesota Statutes 1978, Sections 171.06, Subdivision 3, and by adding a subdivision; and 171.07, Subdivision 3.

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 1813, A bill for an act relating to public finance; authorizing the issuance of Minnesota state railroad assistance bonds; appropriating money; amending Minnesota Statutes 1978, Chapter 222, by adding a section.

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

The report was adopted.

Vanasek from the Committee on Criminal Justice to which was referred:

H. F. No. 1816, A bill for an act relating to local correctional facilities; updating provisions concerning county jails, city lock-ups and workhouses; repealing provisions concerning correctional or work farms; amending Minnesota Statutes 1978, Sections 241.022, Subdivision 1; 243.91; 588.10; 609.105, Subdivision 3; 609.135, Subdivision 4; 631.461; 641.01; 641.04; 641.06; 641.14; 641.15; 641.16; 641.18; 641.21; 641.22; 642.02, Subdivision 2; 642.03; 642.07; 643.01; 643.02; and 643.29; repealing Minnesota Statutes 1978, Sections 641.17; 641.27; 641.28; 641.29; 641.30; 641.31; 641.32; 641.33; 641.34; 641.35; 641.36; 641.37; 641.38; 642.14; 643.03; 643.04; 643.05; 643.06; 643.07; 643.08; 643.09; 643.10; 643.11; 643.12; 643.13; 643.14; 643.15; 643.16; 643.17; 643.19; and 643.20.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 401.02, Subdivision 3, is amended to read:

Subd. 3. [ESTABLISHMENT AND REORGANIZATION OF ADMINISTRATIVE STRUCTURE.] Any county or group of counties which have qualified for participation in the community corrections subsidy program provided by this chapter may, *after consultation with the judges of the district court, county court, municipal court, probate court, and juvenile court having jurisdiction in the county or group of counties, establish, organize, and reorganize (ITS) an administrative structure, (INCLUDING BUT NOT LIMITED TO) and provide for the budgeting, staffing, and operation of court services and probation, juvenile detention and juvenile correctional facilities, and other activities required to conform (WITH) to the (REQUIREMENTS) purposes of (SUBDIVISION 1 NOTWITHSTANDING ANY INCONSISTENT SPECIAL LAW) this chapter. No contrary general or special statute divests any county or group of counties of the authority granted by this subdivision.*

Sec. 2. Minnesota Statutes 1978, Section 641.01, is amended to read:

641.01 [CONSTRUCTION, MAINTENANCE; PRISONERS PLACED IN JAIL, REPORTS.] The county board of each county is authorized to construct, *purchase, or lease, regulate and maintain, at the expense of the county, a jail for the safekeeping of prisoners, and also, adjoining and connected (THEREWITH) to it, a residence for the use of the sheriff.*

Any peace officer placing a prisoner in (SUCH) *the jail shall report immediately to (HIS) the officer's superior officer concerning the fact of that placement. No prisoner shall be detained without a jailer or custodian (SHALL BE) present (DURING) in the jail, awake and alert at all times, capable of responding*

to the reasonable needs of the (TIME ANY) prisoner (IS DETAINED IN SUCH JAIL).

Sec. 3. Minnesota Statutes 1978, Section 641.04, is amended to read:

641.04 [COMMITMENT PRESERVED.] Every instrument, or attested copy thereof, by which a prisoner is committed or liberated, shall be endorsed, filed, and safely (KEPT IN A SUITABLE BOX) stored by the sheriff or jailer, and delivered to (HIS) *the sheriff's or jailer's* successor (; AND,). When the process by which any prisoner is committed is required to be returned to the court, (SUCH) *the sheriff or jailer* shall keep a copy thereof, duly certified by himself, which shall be prima facie evidence of (HIS) *the sheriff's or jailer's* right to retain (SUCH) *the* prisoner in custody.

Sec. 4. Minnesota Statutes 1978, Section 641.06, is amended to read:

641.06 [APPOINTMENT OF EMPLOYEES; COMPENSATION.] The sheriff of every county maintaining a jail, shall appoint a competent woman as matron, who, under (HIS) *the sheriff's* direction, shall have exclusive charge of all female prisoners. Matrons and jailers shall hold office during the pleasure of the sheriff (AND JUDGES) and may be removed at any time by the sheriff (OR BY THE JUDGES).

Sec. 5. Minnesota Statutes 1978, Section 641.14, is amended to read:

641.14 [JAILS, HOW KEPT.] The sheriff of each county (, BY HIMSELF OR DEPUTY,) shall have charge of the jail, and be responsible for its condition. No female prisoner shall be kept in the same room with a male prisoner (, AND). No minor under 18 years shall be kept in the same room with adult prisoners. No insane prisoner shall be kept in the same room with any other prisoner (UNLESS THAT PERSON IS DETAILED AS A NURSE; AND, SO FAR AS THE CONSTRUCTION OF THE JAIL WILL PERMIT, STRICT SEPARATION OF PRISONERS SHALL BE MAINTAINED). No person awaiting trial shall be kept in a room with (ANY OTHER PRISONER) *a person convicted of a crime. No person awaiting trial shall be kept in a room with another person awaiting trial unless consistent with the person's safety, health and welfare. So far as construction of the jail will permit, and so far as consistent with prisoners' security, safety, health and welfare, strict separation of prisoners shall be maintained.*

Sec. 6. Minnesota Statutes 1978, Section 641.15, is amended to read:

641.15 [PRISONERS; FEEDING, CARE.] The county board shall provide *suitable* jail (SUITS OF COARSE MATERIAL) *clothing*, without distinctive marks, (SUITABLE) underclothing, *linen and* bedding, towels, and medical aid for prisoners, and fuel for the jail and, *if adjoining and connected*, the sheriff's residence. (UNLESS OTHERWISE FURNISHED,) The sheriff may require a prisoner to wear (A) jail (SUIT) *clothing* during his confinement, but shall restore (HIS OWN) *personal* clothing upon discharge. No prisoner shall be required to wear clothing previously used until it has been thoroughly cleansed. The sheriff or jailer shall keep the jail in a clean and healthy condition, (AND) have each prisoner's (SHIRT) *clothing* washed at least once a week, (AND SHALL) furnish to each sufficient clean water for drinking and bathing, and serve each three times a day with a sufficient quantity of wholesome, well cooked food. (IF THE CONSTRUCTION OF THE JAIL WILL PERMIT PERSONS HELD FOR TRIAL TO BE KEPT SEPARATE FROM THOSE SERVING SENTENCE, A DIFFERENCE IN THEIR DIET SHALL BE MADE.)

Sec. 7. Minnesota Statutes 1978, Section 641.16, is amended to read:

641.16 [BIBLES.] Every keeper of a jail shall provide for each prisoner able and willing to read (THE SAME) *it* a copy of the Bible, at the expense of the county (, AND ANY MINISTER OF THE GOSPEL DESIROUS OF GIVING MORAL AND RELIGIOUS INSTRUCTION TO PRISONERS SHALL HAVE ACCESS TO THEM AT PROPER TIMES. ALL IMMORAL BOOKS AND PAPERS AND THOSE LARGELY COMPOSED OF ACCOUNTS OF CRIME SHALL BE EXCLUDED FROM EVERY JAIL).

Sec. 8. Minnesota Statutes 1978, Section 641.18, is amended to read:

641.18 [SOLITARY CONFINEMENT.] When any prisoner is unruly or disobeys any regulation for the management of jails, the (SHERIFF OR JAILER) *prisoner* may (ORDER HIM) *be* kept in solitary confinement as provided in section 641.09.

Sec. 9. Minnesota Statutes 1978, Section 641.21, is amended to read:

641.21 [JAIL, ADVICE AS TO CONSTRUCTION.] When any county board determines to *purchase, lease or* erect a new jail, or to repair an existing one at an expense of more than \$5,000, it shall pass a resolution to that effect, and transmit a copy thereof to the commissioner of corrections, who, within 30 days thereafter, shall transmit to that county board the

advice and suggestions in reference to the *purchase, lease or construction thereof as (HE) the commissioner deems proper.*

Sec. 10. Minnesota Statutes 1978, Section 641.22, is amended to read:

641.22 [PLANS AND ESTIMATES SUBMITTED.] After the receipt of (SUCH) *the commissioner of correction's* advice and suggestions, (SUCH) *the board* shall procure plans and estimates of the cost of (SUCH) *the new jail or repairs,* and submit the same to the commissioner (OF CORRECTIONS) for suggestions and for approval, so far as relates to the (SAFETY) *management, operation and (SANITARY CONDITIONS) physical condition of the proposed building, and the security, safety, health, treatment and discipline of persons detained or confined therein.* (SUCH) Suggestions and approval shall be in writing and filed with the county auditor before any contract for (SUCH) *purchase, lease, erection or repairs* shall be binding, or any warrant is drawn for payment for labor or materials therefor.

Sec. 11. Minnesota Statutes 1978, Section 642.02, Subdivision 2, is amended to read:

Subd. 2. [JAILER OR CUSTODIAN.] *No prisoner shall be detained without a jailer or custodian (SHALL BE) present (DURING) in the lockup, awake and alert at all times, capable of responding to the reasonable needs of the (TIME ANY) prisoner (IS DETAINED IN SUCH LOCKUP).*

Sec. 12. Minnesota Statutes 1978, Section 642.03, is amended to read:

642.03 [TEMPORARY POLICE STATIONS AND LOCK-UPS IN CERTAIN CASES IN CITIES OF FIRST CLASS.] When, in the opinion of the board of police commissioners of any city of the first class in the state, or of any board of (SUCH) *the city* having charge, control, and direction of the administration of the police department of (SUCH) *the city,* it shall be necessary to remove from and destroy any existing police station or lockup, and to provide and equip new temporary central police stations and lockups, pending the erection by (SUCH) *the city,* upon the site of (SUCH) *the abandoned police station,* of a new and permanent central police station and lockup, (ANY SUCH) *the city* is hereby authorized and empowered, acting by and through its board of police commissioners, or other board having the control and direction of the administration of the police department, of (SUCH) *the city,* to lease a new site for (SUCH) *the temporary central police station and lockup,* and to provide and equip the same.

Section 642.02 shall (NOT) apply to, (OR) *and* be binding upon, (ANY SUCH) *the city* in the providing of a temporary

central police station and lockup, under the circumstances hereinbefore stated.

Sec. 13. Minnesota Statutes 1978, Section 642.07, is amended to read:

642.07 [CHIEF OF POLICE, MARSHAL; DUTIES.] The chief of police or statutory city marshal, as the case may be, shall cause every lockup under (HIS) *the chief's or marshal's* care, and the bedding therein, to be kept clean, wholesome, and free from vermin. (SUCH LOCKUP SHALL BE SWEEPED DAILY AND THOROUGHLY CLEANSED WITH WATER AT LEAST ONCE EVERY TWO WEEKS WHEN OCCUPIED.) *The lockup shall be kept in good repair and maintained so as to protect the health, comfort, safety and well being of prisoners and staff.* (SUCH) *Each* chief of police or marshal shall keep in a book furnished by the municipality a complete register of all prisoners committed (THERETO) *to the lockup*, and all persons admitted as lodgers therein, in the form prescribed by the commissioner of corrections. Any peace officer placing a prisoner in (SUCH) *the* lockup shall report immediately to (HIS) *the officer's* superior concerning the fact of the placement.

Sec. 14. Minnesota Statutes 1978, Section 642.12, is amended to read:

642.12 [FURNISHING LIQUOR TO INMATES.] No sheriff, jailer, police officer, marshal, or other person in charge of any jail or lockup, under any pretense, shall give, sell, or deliver to any prisoner therein any (SPIRITUOUS LIQUOR, OR ANY MIXED LIQUOR, PART OF WHICH IS SPIRITUOUS, OR ANY WINE, CIDER, OR BEER) *contraband, as defined in section 641.165, subdivision 1*, unless a reputable physician certifies in writing that the health of such prisoner or inmate requires it, in which case he may be allowed the prescribed quantity, and no more.

Sec. 15. Minnesota Statutes 1978, Section 643.01, is amended to read:

643.01 [TRANSFER OF PRISONERS BETWEEN JAIL AND WORKHOUSE.] In any county of this state in which there is now or shall be hereafter maintained by any county or by any city and county, a workhouse, correctional or work farm for the confinement of criminal offenders, *and a county jail*, any district court or county court judge of the judicial district in which the county is situated, shall have the power, either of his own motion, or on the application of the county attorney of (SUCH) *the* county, (FOR SUFFICIENT CAUSE) *in accordance with written county policy approved by the commissioner of corrections*, to order:

(1) any prisoner who shall be confined in the county jail (OF SUCH COUNTY) under sentence (TO SUCH JAIL BY ANY DISTRICT JUDGE, JUSTICE OF THE PEACE OR MUNICIPAL JUDGE), to be transferred (FROM SUCH COUNTY JAIL) and recommitted to (ANY SUCH) the workhouse, correctional or work farm at hard labor, for the remainder of the term for which (SUCH PRISONER WAS ORIGINALLY) sentenced; or

(2) any prisoner who shall be confined in the workhouse, correctional or work farm under sentence, to be transferred and recommitted to the county jail for the remainder of the term for which sentenced; or

(3) any prisoner who shall be confined in the county jail, convicted and awaiting sentence, to be transferred to and confined in the workhouse, correctional or work farm while awaiting sentence.

Transferred prisoners are subject to the rules and discipline of the confining institution. Transportation of prisoners is the responsibility of the sending institution.

Sec. 16. Minnesota Statutes 1978, Section 643.02, is amended to read:

643.02 [PROCEDURE OF DISTRICT COURT OR COUNTY COURT JUDGE IN CHARGE AND DUTY OF SHERIFF.] When any (SUCH) district court or county court judge shall make an order for the transfer of any prisoner (FROM THE COUNTY JAIL TO ANY SUCH WORKHOUSE, CORRECTIONAL OR WORK FARM SUCH) as provided in section 643.01, the order shall be made in duplicate by (SUCH) the judge, shall recite therein the name of the court by which the prisoner was sentenced (TO SUCH COUNTY JAIL) or convicted, the date of sentence or conviction, the general nature of the offense for which sentenced or convicted, the length of the original sentence (,) and the length of (SUCH) the sentence still remaining (,) or the sentencing date if known, and any other facts (OBTAINABLE FROM THE COMMITMENT UNDER WHICH THE PRISONER MAY BE HELD,) that will furnish material information regarding the case, and shall direct the superintendent or other keeper of (SUCH) the workhouse, correctional or work farm, or sheriff or other keeper of the county jail to safely keep (SUCH) the prisoner at hard labor for the remainder of (SUCH) the original term of sentence, or until further sentencing proceedings, as stated in (SUCH) the order, unless otherwise released according to law, or the parole rules and regulations of (SUCH) the workhouse, correctional or work farm, or county jail. Both of the orders for transfer (AND RECOMMITMENT) of (SUCH) the prisoner to (SUCH) the workhouse (,) correctional or work farm, or county jail (,) shall be filed forthwith (,) with the sheriff (OF SUCH COUNTY)

or other keeper of the jail, or superintendent or other keeper of the workhouse, correctional or work farm and the sheriff or other keeper of the workhouse, correctional or work farm, or workhouse, correctional or work farm shall thereupon retain one of the orders of transfer (AND RECOMMITMENT IN HIS POSSESSION) and shall without delay (, AT THE EXPENSE OF THE COUNTY,) transfer (SUCH) *the prisoner named in (SUCH) the order and deliver him or her, together with the other of the duplicate orders for the transfer (AND RECOMMITMENT) of (SUCH) the prisoner to the superintendent or other keeper of the workhouse, correctional or work farm, or sheriff or other keeper of the jail, who shall retain the order and safely keep the prisoner named therein for the remainder of the sentence at hard labor or until further sentencing proceedings, as specified in the order, unless otherwise released as hereinbefore provided. The order for transfer (AND RECOMMITMENT) of any (SUCH) prisoner, as hereinbefore mentioned, shall have the same force and effect as the writ of commitment issued by the court which sentenced the prisoner in the first instance or as the order for confinement issued by the court in the first instance, and in addition shall be full authority for the holding and keeping of the prisoner (, AT HARD LABOR,) by the superintendent or other keeper of the workhouse, correctional or work farm, or the sheriff or other keeper of the jail, and for his apprehension by any peace officer in case of the escape of (SUCH) the prisoner from (ANY SUCH) the workhouse, correctional or work farm, or county jail. On the request of any district court or county court judge of the district in which (ANY SUCH) the workhouse, correctional or work farm, and county jail (IS) are located, the sheriff of (ANY SUCH) the county, or superintendent, shall without delay furnish a copy to (SUCH) the judge of any commitment or order in his possession.*

Sec. 17. Minnesota Statutes 1978, Section 643.29, is amended to read:

643.29 [DIMINUTION OF SENTENCE.] Subdivision 1. ["GOOD CONDUCT" ALLOWANCE.] Any person sentenced for a term to any county jail, workhouse, or correctional work farm may diminish the term of (HIS) *the sentence five days for each month, commencing on the day of (HIS) arrival, during which (HE) the person has not violated any rule or discipline of the place wherein (HE) the person is incarcerated and, if required to labor, has labored with diligence and fidelity.*

Subd. 2. [ENFORCEMENT.] Any jailer, workhouse or correctional work farm superintendent, or person similarly in custody of persons incarcerated as set forth in subdivision 1 may (IN HIS DISCRETION), *pursuant to a prisoner discipline plan, take away any or all of the reduction in sentence previously gained by good conduct, and in consideration of mitigating circumstances, may afterwards restore him in whole or in part, to the standing he possessed before (SUCH) the reduction in sentence was taken away.*

Sec. 18. [REPEALER.] *Laws 1925, Chapter 12; Laws 1927, Chapter 142; Minnesota Statutes 1945, Sections 643.21, 643.22, 643.23, 643.24, 643.25, 643.26, 643.27, and 643.28; and Minnesota Statutes 1978, Sections 641.17, 641.27, 641.28, 641.29, 641.30, 641.31, 641.32, 641.33, 641.34, 641.35, 641.36, 641.37, 641.38, 642.14, 643.03, 643.04, 643.05, 643.06, 643.07, 643.08, 643.09, 643.10, 643.11, 643.12, 643.13, 643.14, 643.15, 643.16, 643.17, 643.19 and 643.20, are repealed."*

Further, amend the title as follows:

"A bill for an act relating to local correctional facilities; updating provisions concerning county jails, city lockups and workhouses; repealing provisions concerning correctional or work farms; providing for establishing and organizing court administrative structure; budgeting and operation of court services, probation, juvenile detention and correctional facilities by counties; amending Minnesota Statutes 1978, Sections 401.02, Subdivision 3; 641.01; 641.04; 641.06; 641.14; 641.15; 641.16; 641.18; 641.21; 641.22; 642.02, Subdivision 2; 642.03; 642.07; 642.12; 643.01; 643.02; and 643.29; repealing Laws 1925, Chapter 12; Laws 1927, Chapter 142; Minnesota Statutes 1945, Sections 643.21; 643.22; 643.23; 643.24; 643.25; 643.26; 643.27; 643.28; and Minnesota Statutes 1978, Sections 641.17; 641.27; 641.28; 641.29; 641.30; 641.31; 641.32; 641.33; 641.34; 641.35; 641.36; 641.37; 641.38; 642.14; 643.03; 643.04; 643.05; 643.06; 643.07; 643.08; 643.09; 643.10; 643.11; 643.12; 643.13; 643.14; 643.15; 643.16; 643.17; 643.19; and 643.20."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1834, A bill for an act relating to education; adding the commissioner of agriculture to the equalization aid review committee; amending Minnesota Statutes 1978, Section 124.212, Subdivision 10.

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

The report was adopted.

Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1837, A bill for an act relating to insurance; extending the temporary joint underwriting association act for an additional two year period; amending Minnesota Statutes 1978, Section 62F.01, Subdivision 2.

Reported the same back with the following amendments:

Page 1, after line 11, insert:

"Sec. 2. Minnesota Statutes 1978, Section 62F.06, Subdivision 1, is amended to read:

62F.06 [POLICY FORMS AND RATES.] Subdivision 1. A policy issued by the association shall provide for a continuous period of coverage beginning with its effective date and terminating automatically at 12:01 a.m. on September 1, (1978) 1982, or sooner as provided in sections 62F.01 to 62F.14. The policy shall be issued subject to the group retrospective rating plan and the stabilization reserve fund authorized by section 62F.09. The policy shall be written to apply to injury which results from acts or omissions during the policy period. No policy form shall be used by the association unless it has been filed with the commissioner, and the commissioner may disapprove the form within 30 days if he determines it is misleading or violates public policy."

Renumber the remaining sections.

Page 1, line 12, delete "Section" and insert "Sections"

Page 1, line 12, after "1" insert "and 2"

Page 1, line 12, delete "is" and insert "are"

Page 1, line 12, delete "its"

And further amend the title as follows:

Page 1, line 4, after the semicolon insert "extending the termination date of certain insurance policies;"

Page 1, line 5, delete "Section" and insert "Sections"

Page 1, line 5, after "2" insert "; and 62F.06, Subdivision 1"

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

The report was adopted.

Nelson from the Committee on Energy and Utilities to which was referred:

H. F. No. 1842, A bill for an act relating to nuclear safety; licensing and regulating nuclear power plants, reactors, and spent

nuclear fuel disposal sites; empowering the department of health to conduct monitoring and emergency contingency planning; appropriating funds.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [CITATION.] *This act shall be known and may be cited as the "Minnesota Nuclear Safety Preparedness Act."*

Sec. 2. [POLICY.] *It is declared to be the policy of the legislature to protect the people of the state of Minnesota against adverse health effects resulting from radiological accidents by establishing a mechanism for emergency preparedness to mitigate the effects of such accidents. The legislature finds it appropriate that the nuclear power industry in Minnesota bear costs associated with preparing and implementing plans to deal with the effects of nuclear accidents.*

Sec. 3. Minnesota Statutes, 1979 Supplement, Section 12.03, Subdivision 4, is amended to read:

Subd. 4. "Emergency services or civil defense" means the preparation for and the carrying out of all emergency functions, other than functions for which military forces are primarily responsible, to prevent, minimize and repair injury and damage resulting from disasters, or from acute shortages of energy, or from incidents occurring at nuclear fission electrical generating plants which pose radiological or other health hazards. These functions include, without limitation, fire-fighting services, police services, medical and health services, rescue, engineering, warning services, communications, radiological, chemical and other special weapons defense, evacuation of persons from stricken areas, emergency welfare services, emergency transportation, existing or properly assigned functions of plant protection, temporary restoration of public utility services, implementation of energy supply emergency conservation and allocation measures, and other functions related to civilian protection, together with all other activities necessary or incidental to preparation for and carrying out of the foregoing functions.

Sec. 4. Minnesota Statutes 1978, Chapter 12, is amended by adding a section to read:

[12.13] [NUCLEAR POWER PLANT EMERGENCY RESPONSE PLAN.] *The state director, in cooperation with the commissioner of health and affected local units of government, shall develop the state and local portions of the emergency response plans specified in the licensing of each nuclear fission electrical generating plant located in Minnesota.*

In addition to any requirements imposed by federal law, the director shall assess the need for protective actions required to mitigate the effect of an incident at a nuclear power plant, and develop a nuclear power plant emergency response plan which shall include, but is not limited to:

(1) Purchase of equipment for state and local units of government, including public warning systems, protective devices, and communication systems, including preparation of brochures, pamphlets and educational programs;

(2) Development of a detailed nuclear emergency response plan for areas surrounding each nuclear fission electrical generating plant;

(3) Training of state and local emergency response personnel;

(4) Development of accident scenarios and exercises for nuclear emergency response plans; and

(5) Provision of any other specialized response equipment necessary to fulfill the plan.

The director shall provide any necessary assistance to other state agencies in order to improve the state's nuclear power plant emergency response capacity.

Sec. 5. Minnesota Statutes, 1979 Supplement, Section 12.21, Subdivision 1, is amended to read:

12.21 [GOVERNOR.] Subdivision 1. The governor has general direction and control of emergency services and has the power and duty to carry out the provisions of this chapter and, during a civil defense emergency declared as existing under section 12.31, or during the existence of an energy supply emergency as declared under section 116H.09, or during the existence of any emergency resulting from an incident at a nuclear fission electrical generating plant which poses radiological or other health hazard, may assume direct operational control over all or any part of the emergency services functions within this state.

Sec. 6. [ASSESSMENT FOR NUCLEAR SAFETY PREPAREDNESS ACT.] Any person, firm, corporation or association in the business of owning or operating a nuclear fission electrical generating plant located in Minnesota, shall pay an initial one-time assessment fee to cover the cost of upgrading nuclear power plant emergency response plans, and other programs necessary to deal with incidents resulting from the operation of nuclear fission electrical generating plants. Each owner or operator shall, within 90 days of the effective date of this act, pay to the state treasurer for deposit in the general fund, the sum

of \$350,000 for each nuclear fission generating plant in operation for the purpose of funding initial plan costs and a study of costs associated with monitoring equipment.

Sec. 7. [APPROPRIATIONS.] *The sum of \$700,000 is appropriated from the general fund to the director of emergency services for the purpose of furthering the policy stated in section 2 and for a study to include analysis of existing emergency planning zones, and the need for modification or extension, the capacity of state and local agencies to deal with a nuclear power plant emergency, the scope of federal assistance during an emergency, the scope and coverage of utility insurance programs, a review of the state's role in emergency planning, an evaluation of remote monitoring systems used or planned for use in other states, an evaluation and recommendations for the annual assessment fees to the owners of the nuclear power plants. The director of emergency services shall submit a report to the legislature by February 15, 1981.*

No more than \$100,000 of appropriated moneys may be utilized for purchase of equipment for local governments.

The department of public safety, division of emergency services is authorized to increase its complement by two full time positions.

The department of health is authorized to increase its complement by one full time position.

This appropriation is available immediately and shall not cancel until June 30, 1982."

Delete the title and insert:

"A bill for an act relating to nuclear safety; providing for a nuclear power plant emergency response plan; providing for assessment of costs to nuclear power plants; requiring the departments of public safety and health to monitor, provide training, and prepare plans for nuclear power plant incidents; requiring a study; appropriating money; amending Minnesota Statutes 1978, Chapter 12, by adding a section; and Minnesota Statutes, 1979 Supplement, Sections 12.03, Subdivision 4; and 12.21, Subdivision 1."

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

The report was adopted.

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

H. F. No. 1847, A bill for an act relating to public welfare; providing for a study of revisions to the nursing home rate reimbursement formula; providing for an information retrieval system; appropriating money; amending Minnesota Statutes 1978, Section 256B.47, by adding a subdivision.

Reported the same back with the following amendments:

Page 2, delete lines 21 to 25 and insert:

"(a) Revise the formula for allowable raw food cost increases based on the U.S. bureau of labor, food at home index and update the total per diem food allowances in order to reconcile it with the 1980 food at home index;

(b) Allow providers to allocate their resources in order to provide as many nursing hours as necessary within the total cost limitations of the per diem already granted; and

(c) Increase the maximum and minimum top management compensation limits to reflect the changes in the consumer price index since October 1972 except the new maximum shall not be in excess of \$49,000 per year."

Page 2, line 26, delete "Subdivision 1."

Page 2, delete lines 32 and 33

Page 3, delete lines 1 to 7

Further, amend the title as follows:

Page 1, line 4, after the semi-colon delete the balance of the line

Page 1, line 5, delete "information retrieval system;" and insert "directing the commissioner of public welfare to promulgate certain rules;"

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

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

H. F. No. 1850, A bill for an act relating to agriculture; testing cattle for anaplasmosis; amending Minnesota Statutes 1978, Chapter 35, by adding a section.

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

The report was adopted.

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

H. F. No. 1873, A bill for an act relating to local government in Ramsey county; providing for the membership and dues of the Ramsey county league of local governments; amending Laws 1963, Chapter 72B, Section 1, as amended.

Reported the same back with the following amendments:

Page 1, line 18, after "*districts*," insert "*soil and water conservation districts*,"

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

The report was adopted.

Moe from the Committee on Governmental Operations to which was referred:

H. F. No. 1884, A bill for an act relating to education; modifying rule making procedures and the tuition exemption authority of the state university board; allowing a change in the placement service registration fee at state universities; modifying a visitation and reporting duty of the state university board; eliminating a reporting duty of state university presidents; eliminating a provision governing state university rules which conflict with the provisions of certain collective bargaining contracts; amending Minnesota Statutes 1978, Sections 136.11, Subdivisions 1 and 8; and 136.14; repealing Minnesota Statutes 1978, Sections 136.148 and 136.15.

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

The report was adopted.

Vanasek from the Committee on Criminal Justice to which was referred:

H. F. No. 1896, A bill for an act relating to juveniles; amending criteria for reference to adult court; amending Minnesota Statutes 1978, Section 260.125, Subdivision 2.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 260.125, is amended by adding subdivisions to read:

Subd. 2a. Evidence shall be prima facie sufficient for a reference order pursuant to subdivision 2, clause (d) if the child:

(a) Attained the age of 16 years at the time of the alleged offense; and

(b) Is charged with murder in the first degree; or

(c) Has been adjudicated delinquent for an offense committed within the preceding 24 months, which offense would be a felony if committed by an adult, and is charged with murder in the second or third degree, manslaughter in the first degree, criminal sexual conduct in the first degree or assault in the first degree; or

(d) Has been adjudicated delinquent for two offenses, not in the same behavioral incident, which offenses were committed within the preceding 24 months and which would be felonies if committed by an adult, and is charged with manslaughter in the second degree, kidnapping, criminal sexual conduct in the second degree, arson in the first degree, aggravated robbery or assault in the second degree; or

(e) Has been previously adjudicated delinquent for three offenses, none of which offenses were committed in the same behavioral incident, which offenses were committed within the preceding 24 months and which offenses would be felonies if committed by an adult, and is charged with any felony other than those described in clauses (b), (c) or (d).

Subd. 2b. If the juvenile court orders a reference for prosecution, the order shall contain, in writing, findings of fact and conclusions of law as to why the child is not suitable to treatment or the public safety is not served under the provisions of laws relating to the juvenile courts. If the juvenile court, after a hearing pursuant to subdivision 2, decides not to order a reference for prosecution, the decision shall contain, in writing, findings of fact and conclusions of law as to why a reference for prosecution is not ordered.

Sec. 2. The crime control planning board, created pursuant to section 299A.03, shall monitor and evaluate the effect of this act and submit a report to the legislature on or before January 1, 1983. The report shall, at the minimum, compare the number of references ordered and the characteristics of juveniles re-

ferred for prosecution pursuant to section 260.125 prior and subsequent to the effective date of this act.

Sec. 3. [EFFECTIVE DATE.] *This act is effective August 1, 1980 and applies to any child charged with an offense committed on or after that date."*

Further, amend the title as follows:

Delete the title in its entirety and insert:

"A bill for an act relating to juveniles; establishing criteria for reference of certain juveniles for prosecution; requiring written findings and conclusions after reference hearings; providing monitoring by the crime control planning board; amending Minnesota Statutes 1978, Section 260.125, by adding subdivisions."

With the recommendation that when so amended the bill pass.

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 1898, A bill for an act relating to transportation; establishing a state rail bank for abandoned rail lines; amending Minnesota Statutes 1978, Chapter 222, by adding a section; Minnesota Statutes, 1979 Supplement, Sections 174.03, Subdivision 4; 222.50, Subdivision 7; and 222.65.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes, 1979 Supplement, Section 174.03, Subdivision 4, is amended to read:

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

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

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

(c) Cooperate with and may provide planning and technical assistance upon the request of any political subdivision or other

governmental agency in accordance with mutually accepted terms and conditions, except as otherwise restricted by law; and

(d) Develop, revise and monitor a statewide rail transportation plan as part of the statewide transportation planning process, including a study and evaluation of alternative methods for insuring adequate and economical transportation of agricultural commodities, supplies and other goods to and from rural areas of the state. The plan (MAY) *shall* include an analysis of rail lines in the state for the purpose of determining: (1) eligibility of rail lines for assistance under federal and state rail assistance programs; (2) *eligibility of rail lines for inclusion in the state rail bank*; and ((2)) (3) the actions required by the state to insure the continuation of rail service that meets essential state needs and objectives.

Sec. 2. Minnesota Statutes, 1979 Supplement, Section 222.50, Subdivision 7, is amended to read:

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

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

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

(c) To acquire, maintain, manage and dispose of railroad right-of-way pursuant to subdivision 8 *and the state rail bank program* (.);

(d) *To provide for aerial photography survey of proposed and abandoned railroad tracks for the purpose of recording and reestablishing by analytical triangulation the existing alignment of the inplace track.*

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

Sec. 3. Minnesota Statutes 1978, Chapter 222, is amended by adding a section to read:

[222.63] [ABANDONED RIGHT-OF-WAY; STATE RAIL BANK.] *Subdivision 1. [DEFINITION.] For the purpose of this section the term "abandoned", when used with reference to a railroad line or right-of-way, means a line or right-of-way*

with respect to which the interstate commerce commission or other empowered authority has found that the public convenience and necessity permit discontinuance of rail service.

Subd. 2. [ESTABLISHMENT; ACQUISITION; ELIGIBLE PROPERTIES.] A state rail bank is established for the acquisition, preservation and disposition of abandoned railroad right-of-way for future use for commercial transportation and transmission. The commissioner of transportation may acquire by purchase or otherwise all or part of any abandoned railroad right-of-way which is necessary for inclusion in the state rail bank to meet the future commercial transportation needs of the state. The commissioner shall not acquire any interest in an abandoned right-of-way for inclusion in the state rail bank by eminent domain except when all owners as defined in section 117.025 that are known to the court have no objection to the taking.

An abandoned right-of-way is eligible for inclusion in the state rail bank if the right-of-way meets one or more of the following criteria:

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

(b) *Provides or is expected to provide access to a major storage or terminal facility in the marketing of agricultural commodities and forest products;*

(c) *Provides important access to surrounding states;*

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

(e) *Provides access to an extractive resource requiring transportation and transmission rail services for its development.*

The commissioner shall provide for the maintenance including control of weeds, of any right-of-way that is included in the rail bank. The commissioner shall provide for the maintenance and management of any right-of-way that is acquired under the rail bank program in a manner that minimizes maintenance costs and provides a benefit to the state. The commissioner may allow interim uses of the right-of-way compatible with the adjacent land use. The commissioner may also require that any existing railroad track that is included in the acquired right-of-way shall not be removed during the period the right-of-way is included in the state rail bank.

Subd. 3. [PUBLIC AND AGENCY PARTICIPATION.] *If the commissioner desires to acquire, dispose of or utilize any right-of-way which he is authorized to acquire or has acquired pursuant to authorization under subdivision 2, he shall publish a notice of the proposed action in the state register and in at least one newspaper of general circulation in the area where the right-of-way is located. If any person objects in writing to the proposed action within 30 days of publication of notice the commissioner shall proceed in the manner provided for a contested case. If no written objection is received the commissioner may take the proposed action only after holding a public meeting to seek public comment on the action. At least one hearing or meeting required under this subdivision shall be held in the area where the right-of-way is located.*

Subd. 4. [DISPOSITION PERMITTED.] *The commissioner shall lease any right-of-way acquired under the state rail bank program for any of the purposes set forth in subdivision 2 in accordance with a fee schedule to be developed by the commissioner in consultation with the advisory task force established in section 222.65.*

Subd. 5. [SPECIFIC USE OF RIGHT-OF-WAY; DISPOSITION REQUIRED.] *If a property acquired for the state rail bank has not been disposed of according to subdivision 4 and no specific commercial transportation use for that property has been identified by the commissioner within 20 years after its acquisition the commissioner shall offer it for sale to the owners of private property adjacent to the rail bank property. If a specific commercial transportation use has been identified for a rail bank property but the property is not disposed of or utilized as provided in subdivision 4 within 30 years after its acquisition it shall be offered for sale to the owners of private property adjacent to the rail bank property. The commissioner may not offer any property required to be disposed of under this subdivision to any other state department or agency until the owners of adjacent private property have had an opportunity for at least six months to make offers to purchase the property from the commissioner at its fully appraised value.*

Subd. 6. [INTERVENTION IN ABANDONMENT PROCEEDING.] *The commissioner may intervene in a proceeding of the interstate commerce commission on the issue of suitability for a public use of a rail line proposed to be abandoned if the commissioner finds that the right-of-way of the line would be eligible for inclusion in the state rail bank. To the extent practicable before intervening as provided in this section the commissioner shall hold at least one public meeting in the area in which the line is located to solicit opinions of interested persons concerning the commissioner's proposed action.*

Subd. 7. [RULES.] *The commissioner of transportation shall adopt rules necessary to establish criteria for properties*

eligible for inclusion in the rail bank and to establish public procedures for acquisition and disposition of rail bank properties.

Sec. 4. Minnesota Statutes, 1979 Supplement, Section 222.65, is amended to read:

222.65 [ADVISORY TASK FORCE.] The commissioner of transportation may establish an advisory task force in the manner provided in section 15.059 to advise the department concerning the implementation of the rail service improvement program, the federal rail service continuation program, *the state rail bank program*, and the rail user loan guarantee program. The task force may include representatives of departments of agriculture, commerce, economic development, the energy agency, state planning agency, railroad companies, railroad labor organizations, and rail users."

With the recommendation that when so amended the bill pass.

The report was adopted.

Moe from the Committee on Governmental Operations to which was referred:

H. F. No. 1899, A bill for an act relating to the office of secretary of state; adjusting certain fees collected by that office; making them more uniform; amending Minnesota Statutes 1978, Sections 47.16; 53.01; 221.67; 303.13, Subdivision 1; 308.060, Subdivision 4; 317.04, Subdivision 3; 317.67; 540.152; and 543.08.

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

The report was adopted.

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

H. F. No. 1904, A bill for an act relating to the Nine Mile Creek Watershed District; providing for the establishment of a district water maintenance and repair fund; authorizing a tax levy for water maintenance and repair purposes.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert the following:

"Section 1. [NINE MILE CREEK AND RILEY-PURGATORY CREEK WATERSHED DISTRICTS; WATER MAIN-

TENANCE AND REPAIR FUND; CREATION OF FUND; TAX LEVY.] Notwithstanding any other law to the contrary, the Nine Mile Creek Watershed District in Hennepin County and the Riley-Purgatory Creek Watershed District in Hennepin and Carver counties are each authorized to establish a fund to be known as the water maintenance and repair fund which shall be kept distinct from all other funds of the district. This fund shall be maintained by an annual ad valorem tax levy on each dollar of assessed valuation of all taxable property within the Nine Mile Creek Watershed District sufficient to raise an amount in the first year following enactment of this legislation of up to \$30,000 and thereafter in subsequent years an amount of up to \$15,000 in each district. The board of managers of the district shall adopt each year by resolution the amount to be raised by mill levy for the fund for the ensuing year, which amount shall then be levied, collected and distributed to the district in accordance with Minnesota Statutes, Section 112.611, and is in addition to any other moneys levied, collected and distributed to the district thereby.

Sec. 2. [PURPOSE OF FUND.] The water maintenance and repair fund may be used for any maintenance, repair, restoration, upkeep and rehabilitation of any public ditch, drain, dams, sewer, river, stream, watercourse, and waterbody, natural or artificial, lying wholly or partly within the district. Any work performed in accordance with the purposes of this act may include, but is not limited to, stream and watercourse clean up and maintenance and stream and watercourse bank and bed repair and stabilization.

Sec. 3. [WORK; MUNICIPALITIES.] Any work to be undertaken and paid for from the water maintenance and repair fund under this act shall be ordered by the board of managers of the district according to law. Before the commencement of any work so ordered, any affected municipality shall be notified in writing by the district about the proposed work and estimated costs. Within 30 days following receipt of the written notice, any affected municipalities may notify the district in writing that it will perform the work ordered by the district. If the municipality undertakes such work, it shall be paid as previously prescribed by the district from the water maintenance and repair fund. If any affected municipality fails to perform any work ordered by the board of managers, the district may have such work performed in any other manner as authorized by law.

Sec. 4. [EFFECTIVE DATE.] This act is effective for each district named in section 1 upon approval by a majority of the board of managers of the respective districts, and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

Amend the title as follows:

Line 2, after "Creek" insert "and Riley-Purgatory Creek"

Line 2, delete "District" and insert "Districts"

Line 3, delete "a"

Line 4, delete "fund" and insert "funds"

Line 4, delete "a"

Line 5, delete "levy" and insert "levies"

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

The report was adopted.

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

H. F. No. 1905, A bill for an act relating to the Nine Mile Creek Watershed District; authorizing an ad valorem tax for certain purposes.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert the following:

"Section 1. [NINE MILE CREEK AND RILEY-PURGATORY CREEK WATERSHED DISTRICTS; TAX LEVY; ANNUAL ADMINISTRATIVE FUND LEVY.] Notwithstanding any other law to the contrary, the Nine Mile Creek Watershed District in Hennepin county and the Riley-Purgatory Creek Watershed District in Hennepin and Carver counties are each authorized, in addition to all powers it now possesses, to establish an administrative fund. This fund shall be maintained by an annual ad valorem tax levy on each dollar of assessed valuation of all taxable property within the respective districts sufficient to raise an amount each year of up to, but not to exceed, an amount of \$125,000 in each district. This levy is in lieu of, not in addition to, the administrative levy contained in Minnesota Statutes 1978, Section 112.61, Subdivision 3. The funds shall be used for general administrative expenses and for the construction and maintenance of projects of benefit to the district. The managers may make an annual levy for this fund as provided in Minnesota Statutes, Section 112.611. \

Sec. 2. [EFFECTIVE DATE.] This act is effective for each district named in section 1 upon approval by a majority of the board of managers of the respective districts, and upon com-

pliance with the provisions of Minnesota Statutes, Section 645.021."

Amend the title as follows:

Line 2, after "Creek" insert "and Riley-Purgatory Creek"

Line 2, delete "District" and insert "Districts"

Line 3, delete "an"

Line 4, delete "tax" and insert "taxes"

With the recommendation that when so amended the bill pass.

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 1911, A bill for an act relating to highway traffic regulations; limiting the length of certain vehicles and combinations of vehicles; prescribing a fee for certain permits; amending Minnesota Statutes 1978, Section 169.81, Subdivision 3, and by adding a subdivision.

Reported the same back with the following amendments:

Page 3, line 18, delete "39" and insert "40"

With the recommendation that when so amended the bill pass.

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 1916, A bill for an act relating to motor vehicles; providing for the registration and taxation of certain vehicles for a period of less than 12 months under certain circumstances; amending Minnesota Statutes 1978, Sections 168.012, Subdivision 7; 168.013, Subdivision 6; and 168.017, Subdivision 3.

Reported the same back with the following amendments:

Pages 1 and 2, delete all of Section 1.

Page 3, line 17, delete "If"

Page 3, line 18, delete the new language and re-instate the stricken language

Page 3, lines 19 to 24, delete the new language

Page 3, after line 30, insert a new section to read:

"Sec. 3. [REPEALER.] *Minnesota Statutes 1978, Section 168.012, Subdivision 7, is repealed.*"

Renumber the sections

Further amend the title as follows:

Line 6, delete "168.012, Subdivision 7;"

Line 7, after "Subdivision 3" insert "; repealing Minnesota Statutes 1978, Section 168.012, Subdivision 7"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

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.

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

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.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 360.55, is amended by adding a subdivision to read:

Subd. 5. [SUBSTITUTE AIRCRAFT.] If an aircraft registered with the state of Minnesota is temporarily removed from service for a period not to exceed 30 days for maintenance and repair, and a like or similar aircraft is substituted for it, the substituted aircraft is exempt from the Minnesota aircraft registration tax during the period of substitution. The exemption is only permitted if the principal aircraft is removed from the state for maintenance and repair. The exemption is not permitted if the principal aircraft is removed from service in the state for scheduling or other purposes.

The owner of the principal aircraft shall notify the department of transportation of the identity of the principal aircraft being removed from the state, the date of removal, and the date that the principal aircraft being removed is returned to service in the state of Minnesota. Similar information shall be reported to the department regarding the substituted aircraft. The information shall be delivered to the commissioner within five days after removal of the principal aircraft and within five days after the substitution of the substitute aircraft, as the case may be. No refunds of aircraft registration taxes shall be made for principal aircraft removed from the state in accordance with this subdivision.

Sec. 2. Minnesota Statutes 1978, Section 360.61, is amended to read:

360.61 [DUE DATE OF TAX; PENALTY.] Subdivision 1. [FIRST REGISTRATION.] The tax required under sections 360.54 to 360.67 to be paid upon an aircraft is due as soon as (SUCH) the aircraft first uses the air space overlying the state of Minnesota or the airports (THEREOF) within the state, in accordance with section 360.54, and (SHALL BECOME DELINQUENT) a penalty shall be assessed upon the expiration of 20 days (THEREAFTER) after the aircraft first uses the air space or the airports, unless paid.

Subd. 2. [RENEWAL REGISTRATION.] The tax for that period January 1, 1966, to and including June 30, 1967, and for each succeeding fiscal year (THEREAFTER), shall be due and payable July 1, and (SHALL BECOME DELINQUENT) a penalty shall be assessed upon the expiration of ten days (THEREAFTER) after July 1 of that fiscal year, unless paid.

Subd. 3. [PENALTIES.] (EVERY) An owner or person charged with the duty to register an aircraft or pay (ANY) a tax payable under the provisions of sections 360.511 to 360.67 who fails or delays to register (SUCH) the aircraft and pay (SUCH) the tax as required by the provisions of (THIS ACT) sections 360.511 to 360.67 shall pay to the commissioner as an added fee for failure or delay after the due date in registering and paying the tax a penalty fee of \$2.50 for the (FIRST) calendar month (OR ANY PART THEREOF IN WHICH SUCH FAILURE OR DELAY CONTINUES,) in which the due date

falls plus a monthly penalty of five percent of the tax due and payable for the tax period for which the penalty is charged, (SUCH) the monthly penalty to be paid for the (SECOND) first calendar month or (ANY) a part (THEREOF) of that calendar month, after the month in which the due date falls and for each additional month (THEREAFTER) or (ANY) a part (THEREOF) of that additional month in which (SUCH) the failure or delay continues; but in no event shall (SUCH) the total added fees and penalties for (SUCH) the failure or (SUCH) the delay exceed the sum of \$200 for the tax period for which the added fee or penalty is charged. When the last day for payment without penalty of (ANY) taxes shall fall upon Sunday or (ANY) a legal holiday, (SUCH) the taxes may be paid without (SUCH) a penalty on the next succeeding business day."

Further amend the title as follows:

Line 5, delete "requiring liability insurance for"

Line 6, delete "pioneer aircraft" and insert "clarifying the penalty assessed for late payment of registration tax"

Line 8, delete "360.59, Subdivision 10" and insert "360.61"

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

The report was adopted.

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

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.

Reported the same back with the following amendments:

Page 3, line 6, after "agency" insert "*or any local housing finance agency authorized by law*"

Page 3, line 15, strike "of"

Page 3, line 15, delete "*two*"

Page 3, line 15, strike "units or more"

Amend the title as follows:

Page 1, line 5, before the semicolon insert "or any local housing finance agency authorized by law"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

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.

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

The report was adopted.

Moe from the Committee on Governmental Operations to which was referred:

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

Reported the same back with the following amendments:

Page 1, line 20, after "at" insert "or above"

Page 2, line 1, after the first "increases" insert "or in the denial of a salary increase effective July 4, 1979 pursuant to Minnesota Statutes, 1979 Supplement, Section 43.12, Subdivision 9a"

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

The report was adopted.

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

H. F. No. 2034, A bill for an act relating to the city of Minneapolis; providing for positions in the unclassified service; amending Laws 1969, Chapter 937, Section 1, Subdivision 1, as amended, and by adding subdivisions.

Reported the same back with the following amendments:

Page 1, line 16, delete "9" and insert "8"

Page 2, delete lines 4 to 6

Page 2, line 7, delete "9" and insert "8"

Page 2, line 3, delete "subdivisions" and insert "a subdivision"

Amend the title as follows:

Page 1, line 5, delete "subdivisions" and insert "a subdivision"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2045, A bill for an act relating to economic development; creating a small business finance agency with authority to borrow to provide loans for small business projects.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [362.50] [DEFINITIONS.] Subdivision 1. Each term defined in this section has the meaning given it whenever used in sections 1 to 4.

Subd. 2. "Agency" means the small business finance agency created in section 2.

Subd. 3. "Owner" means a person, partnership, firm, or corporation engaged in a small business and applying to the agency for a loan for a project.

Subd. 4. "Small business" means an enterprise defined as a small business concern by the United States small business administration or by another agency or instrumentality of the United States to which the same or similar power may be granted, as authorized by 15 U.S. Code, Sections 631 et seq. on the effective date of this section.

Sec. 2. [362.51] [SMALL BUSINESS FINANCE AGENCY.] Subdivision 1. A small business finance agency is hereby created as a public body corporate and politic and a public corporation and is constituted as an authority to act on behalf of the state within the scope of the powers granted to it in sections 1 to 4 to implement a loan program by which, in cooperation with cities, towns, counties and private or public

lenders, adequate funds may be provided on sufficiently favorable terms to assist and encourage the establishment, maintenance and growth of small business in Minnesota and to reduce to a manageable level the cost of the control of pollution and disposal of waste resulting from the operations of small business.

Subd. 2. Sections 1 to 5 are enacted to promote the welfare and prosperity of the state by maintaining and increasing the career and job opportunities of its citizens, by reducing, controlling and preventing environmental pollution and waste of resources and by protecting and enhancing the tax base on which state and local governments depend for the financing of public services.

Subd. 3. Neither the state nor any other agency or political subdivision of the state shall be liable on any bond, note or other obligation of the agency, and no bond, note, or other obligation of the agency shall constitute a debt or loan of credit of the state or any political subdivision or any individual member of the agency.

Subd. 4. The state pledges and agrees with all holders of obligations of the agency that it will not limit or alter the rights vested in the agency to fulfill their terms, and will not in any way impair the rights or remedies of the holders, until all of the obligations and interest on them, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of such holders to enforce the payment and other provisions of the obligations, are fully met and discharged. The agency is authorized to include and recite this pledge and agreement of the state in any obligation or related document.

Subd. 5. The provisions of this section do not affect the power of the state to supervise and control the agency or to discontinue its operation or alter its organization, programs or activities or transfer its powers to a successor agency, provided that the action of the state is consistent with the provisions of subdivision 4.

Subd. 6. The property of the agency and its income and operation shall be exempt from all taxation by the state or any of its political subdivisions and all bonds and notes of the agency shall be exempt from all taxation by the state or any of its political subdivisions.

Subd. 7. The state covenants with the purchasers and all subsequent holders and transferees of notes and bonds issued by the agency in consideration of the acceptance of and payment for the notes and bonds, that the notes and bonds of the agency issued pursuant to sections 1 to 4 and the income therefrom and all its fees, charges, gifts, grants, revenues, receipts, and other

moneys received or to be received, pledges to pay or secure the payment of such notes or bonds shall at all times be free and exempt from all state, city, county or other taxation provided by the laws of the state, except for estate and gift taxes and taxes on transfers, and except for the Minnesota corporate franchise tax measured by income, so long as the interest on federal bonds is included in the income by which such tax is measured.

Subd. 8. The members and governing body of the agency shall be the commissioner of economic development and six other members holding no other elective or appointive office of the state or any local government, appointed by the governor with advice and consent of the senate. The commissioner shall be vice chairman, and the governor shall designate the chairman from among the other members, to serve as chairman at the pleasure of the governor. Minnesota Statutes, Section 15.0575 governs the terms, compensation, removal and filling vacancies in the offices of members other than the commissioner.

Subd. 9. The members shall be responsible for management and control of the agency. A majority of the members, excluding vacant memberships, is a quorum. When a quorum is present at any meeting of which notice has been given to or waived by all absent members in the manner provided in bylaws adopted by the vote of a majority of all members, any action of the agency may be taken by the vote of a majority of the members present. Fewer than a quorum may hear reports and adjourn from time to time.

Subd. 10. The commissioner of economic development shall designate an assistant commissioner as executive director of the agency and may appoint permanent and temporary employees necessary for the administration of the agency. The governing body of the agency may enter into agreements under which the department will provide administrative support for the agency.

Sec. 3. [362.52] [LOANS.] Subdivision 1. The agency may participate with banks, savings institutions, investment bankers, insurance companies and other financial institutions in making and committing to make or purchase business facilities loans and pollution control facilities loans, as described in subdivisions 2 and 3 of this section.

Subd. 2. Business facilities loans shall consist of:

(a) Mortgage loans to owners of small businesses for:

(1) Interim or long term financing of projects consisting of the acquisition, construction, or improvement of land and buildings, or the substantial improvement of existing buildings and land in connection therewith, or

(2) The installation of fixtures and other capital expenditures to make facilities useful in connection with the conduct of a small business; and

(b) Secured loans to owners of small businesses for capital expenditures in the purchase of equipment useful in connection with the conduct of a small business.

Subd. 3. Pollution control facilities loans shall consist of loans for the purpose of pollution control facilities, evidenced and secured by qualified contracts under which the full amount of payments due is guaranteed or to be guaranteed, as a full faith and credit obligation of the United States, by the United States small business administration or by another agency or instrumentality of the United States to which the same or similar power may be granted. On the effective date of this section, the guaranties are authorized by 15 U.S. Code, Sections 694-1 and 694-2, in which pollution control facilities are defined as real and personal property as the administration, in its discretion, determines is likely to help prevent, reduce, abate or control noise, air, or water pollution or contamination by removing, altering, disposing or storing pollutants, contaminants, wastes or heat and real and personal property as the administration determines will be used for the collection, storage, treatment, utilization, processing or final disposal of solid or liquid waste.

Subd. 4. The agency's participation in any business facilities loan may not exceed 90 percent of the principal amount thereof. The total principal amount of any business facilities loan may not exceed 90 percent of the appraised value or the purchase price of the property which will secure the loan, whichever is less, unless the amount in excess of 90 percent is loaned from surplus funds of the agency available for that purpose under the terms of the instrument securing its outstanding obligations, or unless insurance is procured from a federal agency or from a private insurer satisfactory to the governing body of the agency and qualified to write the insurance in the state, insuring a percentage of any claim for loss at least equal to that percentage of the value or price by which the loan exceeds 90 percent of the value or price, as the case may be. The value and price of the property shall be certified by the participating bank, savings institution, investment banker, mortgage banker, insurance company or other financial institution on the basis of appraisals, bids, purchase orders and engineers' certificates as to work and materials furnished in conformity with plans and specifications and construction contracts as the agency may require. No other indebtedness of the borrower for any loan made other than pursuant to this section may be secured by a mortgage on or security interest in property securing a loan made pursuant to this section.

Subd. 5. No business facilities loan made for the purpose of providing long term financing for construction or substantial

improvement of property shall be disbursed unless the construction or improvement has been completed in accordance with plans and specifications or unless the bank, savings institution, investment banker, mortgage banker, insurance company or other financial institution furnishes an irrevocable letter of credit or a qualified corporate surety furnishes payment and performance bonds or both satisfactory to the governing body of the agency and in the aggregate amount payable under the construction contract.

Subd. 6. The maximum loan allowable under sections 1 to 6 is \$300,000.

Sec. 4. [362.53] [POWERS; DUTIES.] Subdivision 1. In implementing its corporate purposes and the programs described in sections 1 to 3, the agency shall have the powers and duties set forth in this section.

Subd. 2. It may sue and be sued.

Subd. 3. It may have a seal and alter the same at will.

Subd. 4. It may adopt, amend and repeal rules not inconsistent with the provisions of sections 1 to 4 as necessary to effectuate its corporate purposes.

Subd. 5. It may acquire, hold and dispose of personal property for its corporate purposes.

Subd. 6. It may enter into agreements or other transactions with any federal or state agency, any person and any domestic or foreign partnership, corporation, association or organization.

Subd. 7. It may acquire real property, or an interest therein, in its own name, by purchase or foreclosure, where such acquisition is necessary or appropriate to protect any loan in which the agency has an interest and may sell, transfer and convey any such property to a buyer and, in the event such sale, transfer or conveyance cannot be effected with reasonable promptness or at a reasonable price, may lease such property to a tenant.

Subd. 8. It may sell, at public or private sale, any note, mortgage or other instrument or obligation evidencing or securing a loan.

Subd. 9. It may procure insurance against any loss in connection with its property in such amounts, and from such insurers, as may be necessary or desirable.

Subd. 10. It may consent, whenever it deems it necessary or desirable in the fulfillment of its corporate purpose, to the

modification of the rate of interest, time of payment or any installment of principal or interest, or any other term, of any mortgage loan, mortgage loan commitment, construction loan, temporary loan, contract or agreement of any kind to which the agency is a party.

Subd. 11. It may borrow money to carry out and effectuate its corporate purpose and may issue its negotiable bonds or notes as evidence of any such borrowing in accordance with sections 462A.08 to 462A.13, 462A.16 and 462A.17. The aggregate principal amount of the agency's general obligation bonds and notes outstanding at any one time, excluding the amount satisfied and discharged by payment or provision for payment in accordance with their terms, and deducting amounts held in debt service reserve funds therefor, shall not exceed \$100,000,000 unless authorized by another law.

Subd. 12. It may issue and sell revenue bonds, notes and other obligations payable solely from particular moneys, assets or revenues derived from its programs.

Subd. 13. It may sell any of its obligations at public or private sale, at such price or prices as the agency shall determine, notwithstanding the limitation on sale price in the fourth sentence of section 462A.09.

Subd. 14. It may establish and collect reasonable interest and amortization payments on loans, and in connection therewith may establish and collect or authorize the collection of reasonable fees and charges or require funds to be placed in escrow, sufficient to provide for the payment and security of its bonds, notes, commitments and other obligations and for the servicing thereof, to provide reasonable allowances for or insurance against losses which may be incurred and to cover the cost of issuance of obligations and technical, consultative and project assistance services. It shall require the payment of all processing, administrative and guarantee fees and the deposit in escrow of all funds required by the small business administration or other federal agency or instrumentality guaranteeing any loan and shall comply and enforce compliance with all terms and conditions of each guarantee, and the prompt filing of all claims which may arise thereunder.

Subd. 15. It may cause any funds not required for immediate disbursement to be invested in direct obligations of or obligations guaranteed as to principal and interest by the United States, or in insured savings accounts, up to the amount of the insurance, in any institution the accounts of which are insured by the federal savings and loan insurance corporation or to be deposited in a savings or other account in a bank insured by the federal deposit insurance corporation or to be invested in time certificates of deposit issued by a bank insured by the fed-

eral deposit insurance corporation and maturing within one year or less.

Subd. 16. It may provide general consultative and technical services to assist in financing small business facilities for which loans may be made pursuant to section 3. It may enter into agreements or other transactions concerning the receipt or provision of those services.

Subd. 17. Financial information, including, but not limited to, credit reports, financial statements and net worth calculations, received or prepared by the agency regarding any project loan is private data on individuals as defined in Minnesota Statutes, Section 15.162, Subdivision 5a.

Subd. 18. It may accept appropriations, gifts, grants, bequests and devises and use or dispose of them for its corporate purposes.

Subd. 19. All proceeds of the agency's bonds, notes and other obligations, all income from their investment and all revenues from loans, fees and charges of the agency are annually appropriated to the agency for the accomplishment of its corporate purposes and shall be expended, administered and accounted for in accordance with the applicable provisions of all bond and note resolutions, indentures and other instruments, contracts, and agreements of the agency. Notwithstanding Minnesota Statutes, Section 16A.28, these appropriations are available until expended.

Sec. 5. [362.132] [SMALL BUSINESS FINANCE AGENCY.] The commissioner of economic development may enter into agreements or transactions with the small business finance agency created under section 2 to perform any or all administrative tasks in connection with the exercise and implementation of the powers and programs of the small business finance agency.

Sec. 6. [EFFECTIVE DATE.] This act is effective the day following final enactment."

Amend the title as follows:

Page 1, line 3, delete "borrow" and insert "sell tax exempt revenue bonds"

Page 1, line 4, before the period insert "; appropriating money"

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

The report was adopted.

Moe from the Committee on Governmental Operations to which was referred:

H. F. No. 2047, A bill for an act relating to state government; raising the limit on the balance allowed to remain in the state auditor's revolving fund; empowering the state auditor to establish a personnel recruitment, hiring, promotional, and salary plan in consultation with the commissioner of the department of personnel; amending Minnesota Statutes 1978, Section 6.58; and Chapter 6, by adding a section.

Reported the same back with the following amendments:

Page 3, line 3, after "*implement*" insert "*for non-clerical positions in the office of the state auditor*"

Page 3, line 5, after "*plan*" delete "*in consultation with the commissioner of personnel*" and after the period insert "*The plan shall be approved by the commissioner of personnel before becoming effective.*"

Further amend the title:

Page 1, line 6, delete "in"

Page 1, line 7, delete "consultation" and after "with" insert "the approval of"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2069, A bill for an act relating to commerce; providing for ownership rights in dies and molds under certain conditions.

Reported the same back with the following amendments:

Page 1, line 10, before the period insert "to be used for the manufacture of plastic products"

Page 1, line 13, before the period insert "to be used for the manufacture of plastic products"

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

The report was adopted.

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

H. F. No. 2090, A bill for an act relating to intoxicating liquor; authorizing the issuance of Sunday sales licenses by county boards in unorganized territory without voter approval; amending Minnesota Statutes 1978, Section 340.14, Subdivision 5.

Reported the same back with the following amendments:

Page 3, after line 1, add new sections to read:

"Sec. 2. Any Sunday on-sale intoxicating liquor license issued to a licensed premises before the effective date of this act is hereby legalized and validated.

Sec. 3. This act is effective on the day following its final enactment."

With the recommendation that when so amended the bill pass.

The report was adopted.

Moe from the Committee on Governmental Operations to which was referred:

H. F. No. 2099, A bill for an act relating to state government; creating a state council on Black Minnesotans; appropriating money.

Reported the same back with the following amendments:

Page 1, line 12, after "membership" delete the comma

Page 1, line 13, after "vacancies" insert "for non-legislative members"

Page 1, line 14, delete "15.0575" and insert "15.059" and after the period insert "In addition, two members of the house of representatives appointed by the speaker and two members of the senate appointed by the committee on rules and administration shall serve as ex-officio, non-voting members of the council."

Page 2, line 6, delete "commissioner of personnel" and insert "governor and the legislature"

Page 3, line 3, delete "will have their primary"

Page 3, line 4, delete "effect" and insert "impact significantly"

Page 3, line 5, delete "and recommendation"

Page 3, delete Section 6

Renumber the remaining sections in sequence

Page 3, line 18, delete "11" and insert "8"

Page 3, line 24, delete "11" and insert "8"

Page 4, line 16, delete "\$82,000" and insert "\$....."

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 2110, A bill for an act relating to motor vehicles; authorizing the identification of certain tax exempt vehicles by use of removable plates or placards; amending Minnesota Statutes 1978, Section 168.012, Subdivision 1.

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

The report was adopted.

Moe from the Committee on Governmental Operations to which was referred:

H. F. No. 2115, A bill for an act relating to state government; providing for the publication of certain agency data and for notice of vacancies on boards, commissions, councils, task forces, and similar agencies; appropriating money; amending Minnesota Statutes 1978, Section 15.0597, Subdivisions 3, 4, 5, 6 and 7.

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

The report was adopted.

Moe from the Committee on Governmental Operations to which was referred:

H. F. No. 2191, A bill for an act relating to unemployment compensation; including certain services as within definition of employment; providing for the noncharging of certain benefits; regulating accounts of successor employers; regulating reimbursements; providing for deductions from benefits; clarifying a certain disqualification from benefits; regulating employ-

er protests; regulating certain interest charges and penalties; providing for adjustments; amending Minnesota Statutes 1978, Sections 268.06, Subdivisions 25, 26 and 28; 268.10, Subdivision 1; 268.16, Subdivisions 1, 2 and 6; and Minnesota Statutes, 1979 Supplement, Sections 268.04, Subdivision 12; 268.06, Subdivisions 5, 22 and 33; 268.08, Subdivision 3; and 268.09, Subdivision 1.

Reported the same back with the following amendments:

Page 16, line 28, after "to" insert *"an employer that is liable for payments in lieu of contributions or to"*

Page 16, line 29, strike "who" and insert *"if the employer"*

Page 17, delete lines 17 and 18 and insert *"Benefits shall not be charged to an employer that is liable for payments in lieu of contributions or to the experience rating account of an employer for"*

Page 17, line 22, after "the" insert *"unemployed"*

Page 17, delete lines 26 to 28

Page 19, line 26, strike "this chapter, including"

Page 19, line 27, strike the comma

Page 27, line 11, after the period insert *"For the purpose of this clause, a separation from employment by reason of its temporary nature or for inability to pass a test or for inability to meet performance standards necessary for continuation of employment shall not be deemed voluntary."*

Page 27, delete lines 25 to 30 and insert *"An individual who is separated from his employment due to his illness of chemical dependency which has been professionally diagnosed or who has voluntarily submitted for treatment and who fails to make consistent efforts to maintain the treatment he knows or has been professionally advised is necessary to control that illness has not made reasonable efforts to retain his employment."*

Page 35, after line 24, insert:

"Sec. 14. (EFFECTIVE DATE.) The provision of section 9 which amends Minnesota Statutes, Section 268.09, Subdivision 1, clause (1) is effective July 27, 1979. All other provisions of this act are effective the day following final enactment."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

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

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

The report was adopted.

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

S. F. No. 1114, A bill for an act relating to the town of White Bear in Ramsey County; permitting exercise of powers relating to sewers, drains and waterworks.

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

The report was adopted.

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

S. F. No. 1438, A bill for an act relating to towns; providing for the date and notice of town meetings; amending Minnesota Statutes 1978, Section 365.51.

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

The report was adopted.

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

S. F. No. 1611, A bill for an act relating to local government; establishing the Moorhead-Clay County area redevelopment authority; terminating the existence of the Moorhead local redevelopment agency and the Clay County local redevelopment agency; granting certain powers to the city of Moorhead and the county of Clay.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [ESTABLISHMENT OF AUTHORITY.] The Moorhead-Clay County area redevelopment agency, heretofore established and operating as a joint board under Minnesota Statutes, Chapter 472, is declared to be a public corporation and political subdivision of the state with perpetual succession and all rights, powers, privileges, immunities, and duties which may be validly granted to or imposed upon a municipal corporation, as provided in this act, and shall be known hereafter as the Moorhead-Clay County area redevelopment authority. The passage of this act shall not affect the title or interest of the authority in or to any real or personal property, contract or obligation, and shall not impair the effectiveness of any action taken heretofore by the board or any employee or agent of the authority.

Sec. 2. [GENERAL POWERS OF THE AUTHORITY.] Minnesota Statutes, Sections 472.01 to 472.16, with all the powers and duties therein granted, apply to the Moorhead-Clay County area redevelopment authority, except as hereinafter provided.

Sec. 3. [POWERS OF EMINENT DOMAIN.] In addition to the powers granted in Minnesota Statutes, Sections 472.01 to 472.16, the Moorhead-Clay County area redevelopment authority may acquire real and personal property which it deems necessary for its purposes under this act by exercise of the power of eminent domain, as provided by Minnesota Statutes, Chapter 117, without regard to the procedural requirements of Minnesota Statutes, Section 472.08, Subdivision 1.

Sec. 4. [STATUS AS REDEVELOPMENT AGENCY.] The Moorhead-Clay County area redevelopment authority is declared to be a "redevelopment agency," as that term is defined in Minnesota Statutes, Chapter 474, with all the powers and duties which that designation entails under Minnesota Statutes, Chapter 474.

Sec. 5. [TRANSFER OF REAL PROPERTY.] Notwithstanding the provisions of any other law or of any city charter, the city of Moorhead and Clay County, separately or jointly, may transfer, with or without consideration and upon the terms and conditions their respective governing bodies may determine, any interest in real property, including fee title, to the Moorhead-Clay County area redevelopment authority. Any transfer shall be authorized by a resolution which shall contain among its provisions the following: (a) a general description and a legal description of the property; (b) a finding by the appropriate governing body that the real property involved is a "redevelopment area" as that term is defined in Minnesota Statutes, Section 472.03, Subdivision 7; (c) a statement as to the consideration, if any, to be received at the time of transfer; and (d) any other information deemed appropriate by the governing body. Any conveyance or transfer of real property pursuant to this section shall be by quitclaim deed.

Sec. 6. [CONTRIBUTIONS; CONTRACTS FOR SERVICE.] Notwithstanding the provisions of any other law or of any city charter, the city of Moorhead and Clay County, separately or jointly, may make grants and loans of money, services or personal property to the Moorhead-Clay County area redevelopment authority, and the Moorhead-Clay County area redevelopment authority may receive the grants and loans, on the terms and conditions the respective governing bodies of the city and county deem appropriate. Notwithstanding the provisions of any other law or of any city charter, the city of Moorhead and Clay County, separately or jointly, may lease, sell or otherwise provide to the Moorhead-Clay County area redevelopment authority any services or personal property, on terms and conditions the respective governing bodies of the city and county deem appropriate. The provisions of Minnesota Statutes, Chapter 475, shall not apply to loans, sales contracts or leases made pursuant to this section.

Sec. 7. [GIFTS, GRANTS AND LOANS.] Notwithstanding any contrary provision of law, the Moorhead-Clay County area redevelopment authority may accept gifts of money, property or services, may apply for and accept grants or loans of money or other property from the United States, the state, any subdivision of the state, or any person for any of its purposes, may enter into any agreement required in connection therewith, and may hold, use, and dispose of the money, property, or services in accordance with the terms of the gift, grant, loan or agreement relating thereto. Any loan accepted by the Moorhead-Clay County area redevelopment authority under this section may be secured by mortgages or other security interests upon property held by or to be held by the Moorhead-Clay County area redevelopment authority or by pledge of all or any part of the revenues of the Moorhead-Clay County area redevelopment authority, including any grants or gifts.

Sec. 8. [ISSUANCE OF BONDS.] Bonds issued by the Moorhead-Clay County area redevelopment authority under Minnesota Statutes, Chapter 472, may be sold at a price equal to the percentage of the par value thereof, plus interest, and bearing interest at the rate or rates, without limitation, as the board may determine, notwithstanding contrary provisions contained in Minnesota Statutes, Section 472.09, Subdivision 6. The bonds are securities in which all public officers and bodies of the state, its agencies and political subdivisions, all banks, all insurance companies and associations, and all savings banks and institutions, including savings and loan associations, may properly and legally invest funds within their control, notwithstanding the contrary provisions contained in Minnesota Statutes, Section 472.09, Subdivision 7.

Sec. 9. [CONSENT OF CITY.] The powers granted by this act to the Moorhead-Clay County area redevelopment authority shall not be effective within the corporate boundaries of any statutory or home rule charter city except the city of Moorhead

unless the city council of the city has given its consent to the exercise of powers.

Sec. 10. [CONFLICT OF INTEREST.] No commissioner or employee of the Moorhead-Clay County area redevelopment authority may have or acquire any interest, direct or indirect, in any redevelopment project or property included or planned to be included in any redevelopment project, or any interest, direct or indirect, in any contract or proposed contract for materials or services to be furnished or used in connection with any redevelopment project, except that:

(a) A commissioner or employee may have or acquire an interest, direct or indirect, in a contract for materials to be provided or services to be performed in connection with the improvement of any land previously owned by the authority, if (1) the contract is entered into subsequent to the time that the authority has transferred title to the land to a developer or expected user of land; (2) disclosure of the contract is made to the authority in writing when the contract is entered; and (3) the disclosure is entered upon the minutes of the authority;

(b) No contract between the authority and the Greater Moorhead Development Corporation for the sale, lease or development of any land owned by the authority shall be in violation of this section. Any commissioner or employee of the authority who has any interest, direct or indirect, in the Greater Moorhead Development Corporation shall disclose the interest to the authority in writing and the disclosure shall be entered upon the minutes of the authority. A commissioner with an interest shall abstain from the discussion, consideration and vote on the sale, lease or contract for development. An employee with an interest shall refrain from discussion or consideration of or making any recommendation with respect to the sale, lease or contract for development.

Violation of this section shall not impair the validity of any bonds or the underlying security therefor.

Sec. 11. [EXISTING AREA REDEVELOPMENT AGENCIES.] On July 1, 1980, or an earlier date as the board of the Moorhead-Clay County area redevelopment authority shall determine, the corporate existence of the city of Moorhead local redevelopment agency and the Clay County local redevelopment agency, heretofore established under Minnesota Statutes, Chapter 472, shall terminate. On July 1, 1980, or the earlier date, all funds of the redevelopment agencies then on hand shall be transferred to or made payable to the Moorhead-Clay County area redevelopment authority. On July 1, 1980, or the earlier date, the Moorhead-Clay County area redevelopment authority shall succeed to and become vested with all right, title and interest in and to any property real or personal, owned or operated by the local redevelopment agencies. Prior to that date the proper officers of the local redevelopment agencies shall execute and de-

liver to the Moorhead-Clay County area redevelopment authority all deeds, conveyances, bills of sale, and other documents or instruments required to vest in the board good and marketable title to all the real or personal property, but this act shall operate as transfer and conveyance to the board of the real or personal property, if not so transferred, as may be required under the law or under the circumstances. On July 1, 1980, or the earlier date, the Moorhead-Clay County area redevelopment authority shall become obliged to pay or assume all outstanding contracts or obligations incurred by the local redevelopment agencies.

Sec. 12. [MEMBERSHIP OF BOARD OF COMMISSIONERS.] The Moorhead-Clay County area redevelopment authority shall be governed by a board of seven commissioners, two of which may be elected public officials. The present commissioners of the Moorhead-Clay County area redevelopment agency are confirmed in their offices for the terms for which they were respectively originally appointed and until the expiration dates that the board determines by resolution for the purpose of staggering the terms of the present commissioners. Future appointments to the board, whether occasioned by a vacancy or the expiration of a term, shall be made as follows:

(a) The city council of the city of Moorhead shall appoint three commissioners. The commissioners to be hereafter appointed by the city council of the city of Moorhead are for the positions now held by the persons originally appointed to the board by the city council of the city of Moorhead.

(b) The board of Clay County commissioners shall appoint four commissioners. The commissioners to be hereafter appointed by the board of Clay County commissioners are for the positions now held by the persons originally appointed to the board by the board of Clay County commissioners and the person originally appointed to the board by the governor of the state of Minnesota.

(c) All future appointments shall be for a term of five years unless made for the unexpired portion of an existing term. All commissioners shall be residents of Clay County. Determination of a vacancy in the office of a commissioner shall be made under Minnesota Statutes, Section 351.02. A commissioner appointed by the city council of the city of Moorhead may be removed by the unanimous vote of the city council of the city of Moorhead, with or without cause. A commissioner appointed other than by the city council of the city of Moorhead may be removed by the unanimous vote of the board of commissioners of Clay County, with or without cause.

Sec. 13. [COMMISSIONERS' COMPENSATION.] Each commissioner, including the chairman, may be paid for attending meetings of the board, or any meetings designated by the board for attendance by board members. No commissioner shall be entitled to be paid for attending meetings of the board until

a resolution has been passed by the board authorizing the payments and detailing the rates, terms and conditions of the payment and until that resolution has been approved by the city council of the city of Moorhead and the board of Clay County commissioners. In addition to the payment for attendance at meetings of the board, each commissioner shall be entitled to receive reimbursement for necessary expenses, including travel expenses, incurred in the performance of activities authorized by the board, but only upon the submission of reimbursement requests in a written form satisfactory to the board.

Sec. 14. [EXEMPTION OF PROPERTY.] Notwithstanding any contrary provision of law, any real or personal property acquired, owned, leased, controlled, used or occupied by the Moorhead-Clay County area redevelopment authority for any of its purposes is declared to be acquired, owned, leased, controlled, used and occupied for public, governmental, and municipal purposes, and shall be exempt from taxation by the state or any political subdivision of the state, subject however to the requirements of Minnesota Statutes, Section 272.01, Subdivision 2. The properties are subject to special assessments levied by a political subdivision for a local improvement in amounts proportionate to and not exceeding the special benefit received by the properties from the improvement.

Sec. 15. [FOREIGN TRADE ZONE POWERS.] The board may apply to the board defined in 19 U.S.C., Section 81a, for authorization to exercise the powers provided for in 19 U.S.C., Sections 81a to 81u, and may upon receiving authorization exercise those powers.

Sec. 16. [LOCAL APPROVAL.] This act is effective upon its approval by the city council of the city of Moorhead and the board of county commissioners of Clay County and compliance with Minnesota Statutes, Section 645.021."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 1625, A bill for an act relating to the town of Greenwood; granting the town the power to specially assess for a bridge improvement.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 378, 1439, 1488, 1534, 1623, 1679, 1699, 1707, 1742, 1760, 1768, 1796, 1812, 1816, 1834, 1837, 1850, 1873, 1884, 1896, 1898, 1899, 1904, 1905, 1911, 1916, 1932, 1991, 2024, 2028, 2034, 2047, 2069, 2090, 2110 and 2191 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1584, 824, 1114, 1438, 1611 and 1625 were read for the second time.

INTRODUCTION AND FIRST READING
OF HOUSE BILLS

The following House Files were introduced:

Peterson, B.; Rothenberg; Faricy; Sieben, M., and Pleasant introduced:

H. F. No. 2307, A bill for an act relating to human rights; prohibiting employment discrimination based on activity in a local human rights commission; amending Minnesota Statutes 1978, Section 363.03, Subdivision 1.

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

Eken introduced:

H. F. No. 2308, A bill for an act relating to the state building code; authorizing municipalities under 5,000 to elect that the code not apply within their jurisdictions.

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

Simoneau introduced:

H. F. No. 2309, A bill for an act relating to workers' compensation; creating a small claims division within the workers' compensation division of the department of labor and industry.

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

Prahl introduced:

H. F. No. 2310, A bill for an act relating to taxation; income; providing a deduction for carpool and vanpool commuting costs; amending Minnesota Statutes 1978, Section 290.09, Subdivision 2.

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

Prahl introduced:

H. F. No. 2311, A bill for an act relating to taxation; income; providing a deduction for commuting costs; amending Minnesota Statutes 1978, Section 290.09, Subdivision 2.

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

Simoneau introduced:

H. F. No. 2312, A bill for an act relating to public safety; regulating boilers, other apparatus and their operators; providing penalties; amending Minnesota Statutes 1978, Sections 183.375, Subdivision 2; 183.38; 183.39, Subdivision 1; 183.41, Subdivision 2; 183.42; 183.44; 183.45; 183.46; 183.465; 183.48; 183.50; 183.51; 183.52; 183.53; 183.54; 183.545; 183.56; 183.57; 183.59; 183.60; 183.61; 183.62; and Chapter 183, by adding sections; repealing Minnesota Statutes 1978, Section 183.39, Subdivision 2.

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

Simoneau introduced:

H. F. No. 2313, A bill for an act relating to health; establishing a fund to compensate employees with disabilities attributable to occupational diseases and to smoking; imposing an additional excise tax on cigarettes; imposing duties on the commissioner of labor and industry; amending Minnesota Statutes 1978, Sections 297.02, Subdivision 1; 297.13; and Chapter 176, by adding a section.

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

Moe, for the Committee on Governmental Operations, introduced:

H. F. No. 2314, A bill for an act relating to the legislative auditor; clarifying access to data; amending Minnesota Statutes 1978, Section 3.97, by adding subdivisions.

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

Jacobs; Fudro; Nelsen, B.; Jude and Haukoos introduced:

H. F. No. 2315, A bill for an act relating to advertising devices; providing for local regulation of certain devices; requiring compensation for removing certain devices; providing for maintenance of areas; amending Minnesota Statutes 1978, Section 173.08, Subdivision 2; 173.13, Subdivision 1; 173.17; and Chapter 173, by adding a section.

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

Berglin and Wenzel introduced:

H. F. No. 2316, A bill for an act relating to public welfare; changing certain eligibility requirements for medical assistance; amending Minnesota Statutes, 1979 Supplement, Section 256B.06, Subdivision 1.

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

Berglin; Kahn; Anderson, D., and Anderson, G., introduced:

H. F. No. 2317, A bill for an act relating to the arts; providing for a payment to the artist and to the board of the arts upon the sale of certain works of fine art; providing for the use of the payments by the board; authorizing an action for damages if a payment is not made; appropriating money.

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

Jennings; Dempsey; Johnson, D.; Ainley and Thiede introduced:

H. F. No. 2318, A bill for an act relating to local government; permitting local governmental bodies to set mileage allowances for officers and employees; amending Minnesota Statutes 1978, Section 471.665, Subdivision 3; and Minnesota Statutes, 1979 Supplement, Section 471.665, Subdivision 1.

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

Jennings, Stowell, Haukoos, Drew and Blatz introduced:

H. F. No. 2319, A bill for an act relating to crimes; appropriating money for the investigation of narcotics offenses; amending Minnesota Statutes, 1979 Supplement, Section 299C.065, Subdivision 1.

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

Long, Dean and Peterson, D., introduced:

H. F. No. 2320, A bill for an act relating to the city of Minneapolis; authorizing the creation of an economic development and redevelopment agency or department.

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

Weaver, McCarron, Pleasant, Casserly and Schreiber introduced:

H. F. No. 2321, A bill for an act relating to the environment; providing for studies of potential soil and ground water contamination in cases where there is actual or potential danger to drinking water supplies resulting from the disposal of hazardous wastes; authorizing the attorney general to recover the costs of the studies under certain circumstances; appropriating money.

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

Simoneau introduced:

H. F. No. 2322, A bill for an act relating to health; regulating the use of ionizing radiation; directing the commissioner of health to set standards related to the use of x-ray equipment; setting a penalty.

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

Osthoff introduced:

H. F. No. 2323, A bill for an act relating to retirement; specifying eligibility for early retirement health and welfare insurance coverage for certain employees of the city of St. Paul.

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

Heinitz introduced:

H. F. No. 2324, A bill for an act relating to children; defining and specifying disposition of endangered children; changing procedures relative to termination of parental rights; amending Minnesota Statutes 1978, Sections 260.015, by adding a subdivision; 260.103, Subdivision 1; 260.111, Subdivision 1; 260.121, Subdivision 1; 260.131, Subdivision 1; 260.135, Subdivision 3; 260.155, Subdivision 4; 260.191, Subdivisions 1, 4, and by adding a subdivision; 260.221; 260.235; 260.255, Subdivisions 1 and 2; 260.291, Subdivision 1; 260.315; 260.35; 260.36; 260.41; 260.44; and 260.45.

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

Johnson, D.; Lehto; Welker; Wenzel and Forsythe introduced:

H. F. No. 2325, A bill for an act relating to taxation; providing for interest on certain generally tax exempt obligations; amending Minnesota Statutes 1978, Section 475.55, by adding a subdivision.

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

Nysether introduced:

H. F. No. 2326, A bill for an act relating to taxation; imposing penalties for failure to file returns for Kittson and Marshall counties' gravel tax; amending Laws 1977, Chapter 112, Section 3.

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

Otis introduced:

H. F. No. 2327, A bill for an act relating to taxation; income tax; allowing certain transportation expenses as a medical deduction; amending Minnesota Statutes 1978, Section 290.09, Subdivision 10.

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

Olsen and Knickerbocker introduced:

H. F. No. 2328, A bill for an act appropriating money to Independent School District No. 274, Hopkins, to reimburse the district for certain consolidation costs.

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

Crandall and Sieben, M., introduced:

H. F. No. 2329, A bill for an act relating to attachment, garnishment and executions; exempting certain insurance contracts and rights of action from garnishment or attachment; amending Minnesota Statutes 1978, Section 550.37, by adding subdivisions.

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

Anderson, R., introduced:

H. F. No. 2330, A bill for an act relating to state government; establishing a grant-in-aid program to partially fund construction of historical interpretive centers; appropriating money.

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

Novak introduced:

H. F. No. 2331, A bill for an act relating to transportation; permitting certain exemptions from motor carrier reporting requirements; permitting establishment of driver qualifications and safety requirements for certain carriers; creating a single annual renewal date for holders of multiple permits; permitting issuance of "floater" identification cards to motor carriers; clarifying enforcement powers; amending Minnesota Statutes 1978, Sections 221.031; 221.131; and 221.221.

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

Niehaus, Brinkman, Jude, Aasness and Fjoslien introduced:

H. F. No. 2332, A bill for an act relating to health; directing the department of health to undertake studies for determining health and environmental effects of high voltage transmission lines; appropriating money.

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

Norman and Drew introduced:

H. F. No. 2333, A bill for an act relating to crimes; prohibiting the setting of certain traps; increasing the penalties for the setting of certain devices; amending Minnesota Statutes 1978, Section 609.665.

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

Fudro, Rees and Johnson, C., introduced:

H. F. No. 2334, A bill for an act relating to transportation; permitting establishment of toll bridges on county highways and county state aid highways; authorizing the issuance of revenue bonds to finance their cost; amending Minnesota Statutes 1978, Chapter 165, by adding a section.

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

Wenzel; Carlson, D.; Voss; Ludeman and Novak introduced:

H. F. No. 2335, A bill for an act relating to state government; eliminating pay increases for certain government employees; amending Minnesota Statutes, 1979 Supplement, Sections 15A.081, Subdivision 6; and 15A.083, Subdivisions 1 and 2.

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

Greenfield, Novak, Jennings, Vanasek and Kelly introduced:

H. F. No. 2336, A bill for an act relating to crimes; establishing the crime of commercial bribery; prescribing penalties.

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

Peterson, B.; Zubay; Johnson, D.; Reif and Heinitz introduced:

H. F. No. 2337, A bill for an act relating to education; creating a commission to study equalization of the compensation of teachers at community colleges, state universities and the University of Minnesota; appropriating money.

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

Dean introduced:

H. F. No. 2338, A bill for an act relating to foreign corporations; removing certain deficiencies and ambiguities; defining certain activities that do not constitute transacting business in the state; and removing limitations on engaging in the business of making real estate loans; amending Minnesota Statutes 1978, Sections 303.02, Subdivision 3; 303.03; 303.04; and 303.25.

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

Dean; Ewald; Clark; Kahn and Carlson, D., introduced:

H. F. No. 2339, A bill for an act relating to transportation; granting an income tax credit for commuter van purchases; establishing a Minnesota rideshare program; appropriating funds; amending Minnesota Statutes 1978, Section 290.06, by adding a subdivision.

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

Dean, Greenfield, Nysether, Rees and Otis introduced:

H. F. No. 2340, A bill for an act relating to public utilities; establishment of rates for cogenerating power plants; amending Minnesota Statutes 1978, Chapter 216B, by adding a section.

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

Adams, Corbid, Ellingson and Ewald introduced:

H. F. No. 2341, A bill for an act relating to financial institutions; granting certain lending powers to savings associations and savings and loan associations; amending Minnesota Statutes 1978, Section 51A.21, by adding a subdivision.

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

Jude and McEachern introduced:

H. F. No. 2342, A bill for an act relating to witnesses; exempting parents and minors from testifying with respect to confidential communications made by the minor to parent; amending Minnesota Statutes 1978, Section 595.02.

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

Nelsen, M., introduced:

H. F. No. 2343, A bill for an act relating to taxation; sales and use; exempting certain sales made by persons age 60 or over; amending Minnesota Statutes, 1979 Supplement, Section 297A.25, Subdivision 1.

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

Long and Casserly introduced:

H. F. No. 2344, A bill for an act relating to commerce; restricting the scope of the corporate take-over statute; amending Minnesota Statutes 1978, Sections 80B.02, Subdivision 5; 80B.03, Subdivisions 2 and 3; repealing Minnesota Statutes 1978, Sections 80B.02, Subdivision 8; and 80B.03, Subdivisions 4 and 5.

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

Long, Casserly, Byrne and Dempsey introduced:

H. F. No. 2345, A bill for an act relating to eminent domain; providing for the taking of possession and title by the petitioner under certain circumstances; providing that certain payments deposited with the court shall be paid out under direction of the court; amending Minnesota Statutes 1978, Section 117.042.

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

Long, Casserly, Byrne and Dempsey introduced:

H. F. No. 2346, A bill for an act relating to children; providing for review of foster care of certain developmentally disabled children; amending Minnesota Statutes 1978, Section 257.071, Subdivision 3, and by adding a subdivision.

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

Long, Casserly, Byrne and Dempsey introduced:

H. F. No. 2347, A bill for an act relating to the family; changing certain procedures and criteria for termination of parental rights; amending Minnesota Statutes 1978, Sections 260.221; 260.241, Subdivisions 1 and 2; and Chapter 260, by adding a section.

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

Ellingson introduced:

H. F. No. 2348, A bill for an act relating to probate; changing certain time limits and procedures for a personal representative to file an inventory and appraisal; amending Minnesota Statutes, 1979 Supplement, Section 524.3-706.

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

Welch introduced:

H. F. No. 2349, A bill for an act relating to retirement; authorizing the purchase of prior service credit in the public employees retirement association by a certain county commissioner.

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

Nelsen, M.; Brinkman; Reding; Kalis and Pehler introduced:

H. F. No. 2350, A bill for an act relating to regional development commissions; requiring a report on the commission's effectiveness; providing procedures for terminating commissions; amending Minnesota Statutes 1978, Section 462.398; and Chapter 462, by adding a section.

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

Den Ouden introduced:

H. F. No. 2351, A bill for an act relating to the city of Redwood Falls; authorizing the issuance of general obligation revenue bonds to finance improvements to the electric utility of the city.

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

Clawson; Anderson, B.; Kalis; Jennings and Weaver introduced:

H. F. No. 2352, A bill for an act relating to education; providing for school bus safety education; eliminating certain requirements relating to the use of stop signal arms, flashing red signals and school patrol flags and signals in connection with school buses; imposing a duty on the driver of a school bus; amending Minnesota Statutes 1978, Section 169.44, Subdivision 2.

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

Johnson, C.; Munger and Dempsey introduced:

H. F. No. 2353, A bill for an act relating to water resources; continuing the water planning board; changing its membership and duties; appropriating money; amending Minnesota Statutes 1978, Section 105.401; and Laws 1979, Chapter 333, Section 31, Subdivision 5.

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

Welch; Anderson, B.; Stadum and Carlson, D., introduced:

H. F. No. 2354, A bill for an act relating to agriculture; agreeing to the Interstate Compact on Agricultural Grain Marketing.

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

Kempe, Metzen and Halberg introduced:

H. F. No. 2355, A bill for an act relating to local improvements; fixing the date for prepayment of special assessments; amending Minnesota Statutes 1978, Section 429.061, Subdivision 3.

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

Johnson, D., and Jennings introduced:

H. F. No. 2356, A bill for an act relating to commerce; exempting savings associations from licensing and bonding requirements of safe deposit companies; deleting the dollar limitation on examination fees; amending Minnesota Statutes 1978, Sections 55.06, Subdivision 1; and 55.095.

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

Anderson, R.; Wenzel; Evans; Redalen and Esau introduced:

H. F. No. 2357, A bill for an act relating to waters; effective date of notice of cancellation of permits to appropriate public waters; amending Minnesota Statutes 1978, Section 105.44, Subdivision 9.

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

Wynia; Hokanson; Anderson, R.; Rice and Den Ouden introduced:

H. F. No. 2358, A bill for an act relating to handicapped persons; providing for the establishment of centers for independent living; authorizing the promulgation of rules; appropriating money.

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

Nelsen, M., introduced:

H. F. No. 2359, A bill for an act relating to health; assisting rural health cooperatives; appropriating money.

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

Jennings, Brinkman, Metzen and Ludeman introduced:

H. F. No. 2360, A bill for an act relating to interest; regulating rates of interest on loans for business and agricultural transactions; removing certain deficiencies and ambiguities; amending Minnesota Statutes, 1979 Supplement, Section 334.011, Subdivision 1.

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

Corbid introduced:

H. F. No. 2361, A bill for an act relating to retirement; police survivor benefits in the city of Thief River Falls.

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

Simoneau introduced:

H. F. No. 2362, A bill for an act relating to highways; prohibiting the use of salt and chemicals for the removal of snow and ice from highways and streets; amending Minnesota Statutes 1978, Chapter 160, by adding a section; repealing Minnesota Statutes 1978, Section 160.215.

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

Pleasant, Clawson, Olsen, Casserly and Valento introduced:

H. F. No. 2363, A bill for an act relating to metropolitan government; providing for a metropolitan rail transit program; providing financing; appropriating money; amending Minnesota Statutes 1978, Sections 473.401, by adding subdivisions; 473.402, by adding a subdivision; and Chapter 473, by adding sections.

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

Swanson introduced:

H. F. No. 2364, A bill for an act relating to taxation; changing the eligibility of the election by small business corporations; amending Minnesota Statutes 1978, Section 290.972, Subdivision 1.

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

Rees, Brinkman, Heinitz, Wynia and Wenzel introduced:

H. F. No. 2365, A bill for an act relating to insurance; providing for a program of continuing education; establishing a continuing insurance education advisory committee; authorizing the commissioner of insurance to promulgate rules and to implement the program.

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

Carlson, D., introduced:

H. F. No. 2366, A bill for an act relating to public utilities and telephone companies; regulating delinquency charges on customer or subscriber accounts.

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

Carlson, D.; Munger; Reding and Rothenberg introduced:

H. F. No. 2367, A bill for an act relating to the environmental quality board; authorizing intervention in the proceedings of other states and provinces relating to certain energy facilities; clarifying considerations to be made in adopting site and route criteria and standards; authorizing the environmental quality board to consider upgrading of existing facilities; specifying amounts of application fees; creating limitations on judicial review of certain decisions; providing notice for entry onto land; authorizing temporary emergency suspension of construction; providing for enforcement of certificates and permits; requiring the promulgation of emergency rules; amending Minnesota Statutes 1978, Sections 116C.52, by adding subdivisions; 116C.53, by adding a subdivision; 116C.55, Subdivision 2; 116C.57, Subdivisions 1, 2, 4, and by adding a subdivision; 116C.63, by adding subdivisions; 116C.645; 116C.65; 116C.68; and 116C.69, Subdivisions 2, 2a, and 3.

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

Knickerbocker introduced:

H. F. No. 2368, A bill for an act relating to elections; changing certain procedures and the effect of absentee ballots; amending Minnesota Statutes 1978, Section 207.05, Subdivision 1.

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

Faricy, for the Committee on Judiciary, introduced:

H. F. No. 2369, A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted and obsolete references and text; eliminating certain redundant, conflicting and superseded provisions; reenacting a law; amending Minnesota Statutes 1978, Sections 15.052, Subdivision 9; 16.851, Subdivision 1; 16A.26; 25.31; 25.32; 25.33, Subdivisions 1 and 5; 25.34, Subdivision 3; 25.36; 25.40; 25.41, Subdivisions 1 and 5; 25.42; 25.43; 25.44; 28A.15, Subdivision 4; 89.35; 89.36, Subdivision 1; 89.39; 93.45, Subdivision 2; 111.21, Subdivision 1; 112.46; 116.02, Subdivision 2; 116.16, Subdivision 2; 116C.65; 116H.06; 120.17, Subdivision 9; 122.531, Subdivision 2; 123.42; 124.212, Subdivision 8a; 124.46, Subdivision 3; 125.12, Subdivision 4; 126.41, Subdivision 2; 128A.04; 136.148; 136.501; 136.503, Subdivision 1; 136.506; 144.225, Subdivision 1; 144A.01, Subdivision 5; 144A.10, Subdivision 1; 144A.24; 145.22; 147.073, Subdivision 1; 161.171, Subdivision 5; 161.173; 162.02, Subdivision 11; 168B.02, Subdivisions 1 and 2; 168B.05; 168B.07, Subdivision 2; 168B.08, Subdivision 3; 169.751; 169.99, Subdivision 3; 179.61; 179.62; 179.63, Subdivisions 1 and 4; 179.65, Subdivision 1; 179.66, Subdivisions 5, 6 and 9; 179.67, Subdivision 1; 179.68; 179.71, Subdivisions 2, 4 and 5; 179.74, Subdivision 2; 181.12; 197.17; 202A.61; 238.01; 238.02, Subdivisions 1 and 4; 238.03; 238.04, Subdivision 9; 238.06, Subdivision 2; 238.08, Subdivision 4; 238.10; 238.16, Subdivision 2; 241.08, Subdivision 2; 241.44, Subdivision 1a; 242.37; 243.07; 243.12; 245.813, Subdivision 9; 256.09; 256.736, Subdivision 3; 256.76, Subdivision 2; 256.78; 256D.10; 256D.13; 260.251, Subdivision 3; 268.013, Subdivision 6; 296.01, Subdivision 1; 296.11; 296.15, Subdivision 2; 296.17, Subdivisions 1 and 5; 296.19; 296.20; 296.24; 301.511, Subdivision 2; 325.01, Subdivision 1; 325.907, Subdivision 1; 326.33, Subdivision 1; 333.055, Subdivision 2; 340.07, Subdivision 11; 340.11, Subdivision 9; 340.12; 340.14, Subdivision 5; 352.116; 352.1191; 352E.01, Subdivision 1; 352E.04; 352E.045; 354.44, Subdivision 5; 359.07, Subdivision 2; 360.018, Subdivisions 7 and 9; 363.02, Subdivision 3; 365.22; 367.33, Subdivision 3; 387.45; 390.23; 394.24, Subdivision 3; 394.25, Subdivision 5a; 401.02, Subdivision 1; 412.251; 419.07; 419.075, Subdivision 2; 422A.06, Subdivision 2; 422A.11, Subdivision 1; 429.061, Subdivision 1; 435.191; 440.40; 459.14, Subdivision 7; 462.352, Subdivision 10; 462.36, Subdivision 1; 465.56, Subdivision 2; 471.591, Subdivision 1; 473.163, Subdivision 3; 473.223; 473F.02,

Subdivision 21; 474.02, Subdivision 1b; 485.018, Subdivision 4; 485.021; 505.178, Subdivision 2; 525.72; 546.10; 626.556, Subdivision 11; 628.41, Subdivision 6; Chapter 390, by adding a section; Minnesota Statutes, 1979 Supplement, Sections 10A.01, Subdivision 11; 62A.02, Subdivision 3; 69.771, Subdivision 1; 179.74, Subdivision 4; 256B.06, Subdivision 1; 273.73, Subdivision 6; 273.76, Subdivision 2; 273.77; 273.86, Subdivision 4; 275.125, Subdivision 9; 290.06, Subdivisions 3g and 14; 326.211, Subdivision 9; 354A.094, Subdivisions 2, 3, 8, and by adding a subdivision; 354A.38, Subdivision 3; 402.01, Subdivision 1; 424A.06, Subdivision 2; 462A.22, Subdivision 1a; 519.11, Subdivision 1; 549.09, Subdivision 1; Laws 1979, Chapters 134, Section 2; 333, Sections 26, and 31, Subdivision 3; 335, Section 3, Subdivision 20; and reenacting Laws 1979, Chapter 303, Article 1, Section 14; repealing Minnesota Statutes 1978, Sections 239.27; 325.01, Subdivisions 8, 9, 10, 11 and 12; 354A.22, as amended by Laws 1979, Chapter 334, Article VII, Sections 23 to 26; 390.33, Subdivision 7; Laws 1976, Chapters 155, Section 1; 222, Sections 30 and 31; 348, Section 15; Laws 1977, Chapter 323, Section 1; Laws 1979, Chapters 31, Section 2; 217, Section 11; and 316, Section 11.

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

Sieben, M., introduced:

H. F. No. 2370, A bill for an act relating to Washington County; permitting the imposition of a tax on removing gravel; providing for its administration; providing a penalty.

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

Reding introduced:

H. F. No. 2371, A resolution memorializing the President and Congress to adopt federal legislation concerning the destruction of certain energy facilities.

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

Anderson, G., introduced:

H. F. No. 2372, A bill for an act relating to waters; creating a South Dakota-Minnesota boundary waters commission; assigning duties and powers; amending Minnesota Statutes 1978, Section 114.13, Subdivisions 1, 2, 4, and by adding a subdivision; repealing Minnesota Statutes 1978, Section 114.13, Subdivision 3.

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

Murphy introduced:

H. F. No. 2373, A bill for an act relating to game and fish; hours for taking of lake trout; repealing Minnesota Statutes 1978, Section 101.42, Subdivision 8.

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

Moe, for the Committee on Governmental Operations, introduced:

H. F. No. 2374, A bill for an act relating to the state ceremonial building; creating the state ceremonial building board; amending Minnesota Statutes 1978, Section 16.872.

The bill was read for the first time and laid over one day. Pursuant to rule 5.5 and the Committee recommendation, the bill was placed on the Consent Calendar.

Patton, Sarna and Kaley introduced:

H. F. No. 2375, A bill for an act relating to the public employees retirement association; providing for an exemption from membership therein for certain public employees; amending Minnesota Statutes 1978, Chapter 353, by adding a section.

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

Johnson, C.; Begich; Jennings; Ainley and Hoberg introduced:

H. F. No. 2376, A bill for an act relating to peace officers; exempting municipalities with a population of less than or equal to 5,000 from part-time officer licensing by the board of peace officer standards and training; authorizing such municipalities to adopt part-time officer licensing ordinances; amending Minnesota Statutes 1978, Chapter 626, by adding a section; and Minnesota Statutes, 1979 Supplement, Section 626.8461.

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

Murphy, Pehler and Long introduced:

H. F. No. 2377, A bill for an act relating to veterans; prohibiting discrimination against Vietnam veterans; appropriating money; amending Minnesota Statutes 1978, Sections 43.15, Subdivision 6; 363.01, by adding a subdivision; 363.03, Subdivisions 1, 2, 3, 4 and 5; Minnesota Statutes, 1979 Supplement, Section 43.15, Subdivision 1.

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

Fjoslien, Schreiber and Casserly introduced:

H. F. No. 2378, A bill for an act relating to state government; regulating hearing procedures of the public service commission; amending Minnesota Statutes 1978, Section 216A.05, Subdivision 5.

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

Heinitz, Pleasant and Voss introduced:

H. F. No. 2379, A bill for an act relating to commerce; prohibiting certain indemnification clauses in construction contracts.

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

Byrne introduced:

H. F. No. 2380, A bill for an act relating to retirement; correcting gender references in the St. Paul police retirement law; amending Laws 1955, Chapter 151, Sections 1, Subdivision 5, as amended; 3, Subdivision 2; 13, as amended; and 16.

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

Corbid introduced:

H. F. No. 2381, A bill for an act relating to workers' compensation; permitting the commissioner of labor and industry to enter reciprocity agreements with workers' compensation agencies of other states; amending Minnesota Statutes 1978, Section 176.041, by adding a subdivision.

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

Kvam, Dempsey and Schreiber introduced:

H. F. No. 2382, A bill for an act relating to taxation; property tax refund; providing an additional credit for certain homeowners; appropriating money; amending Minnesota Statutes 1978, Section 290A.04, by adding a subdivision.

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

Kvam, Dempsey and Schreiber introduced:

H. F. No. 2383, A bill for an act relating to taxation; abolishing the minimum tax on tax preference income; repealing Minnesota Statutes, 1979 Supplement, Section 290.091.

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

Anderson, I., introduced:

H. F. No. 2384, A bill for an act relating to unemployment compensation; creating an acute local unemployment benefits program; establishing eligibility for such benefits; imposing duties upon the commissioner of economic security; appropriating money; amending Minnesota Statutes 1978, Chapter 268, by adding a section.

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

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

H. F. No. 2385, A bill for an act relating to elections; providing for hearings of contested legislative elections; amending Minnesota Statutes 1978, Sections 209.02, Subdivision 4a; 209.09; and 209.10, Subdivision 1.

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

Reding introduced:

H. F. No. 2386, A bill for an act relating to public utilities; removing municipal utilities from public service commission jurisdiction and granting an option in regard thereto; amending Minnesota Statutes 1978, Section 216B.11; and Chapter 216B, by adding a section; repealing Minnesota Statutes 1978, Sections 216B.10, Subdivision 6; 216B.12, Subdivision 2; and 216B.13, Subdivision 2.

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

Begich and Elioff introduced:

H. F. No. 2387, A bill for an act relating to retirement; authorizing an increase in retirement and survivor benefits payable by the Eveleth police and firefighters relief associations.

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

Ellingson introduced:

H. F. No. 2388, A bill for an act relating to delivery or filing of documents; providing for timely delivery or filing of certain documents with respect to weekends and holidays; amending Minnesota Statutes 1978, Chapter 645, by adding a section.

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

Ellingson introduced:

H. F. No. 2389, A bill for an act relating to local government; permitting the acquisition and financing of data processing equipment by Local Government Information Systems and its members.

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

Jacobs introduced:

H. F. No. 2390, A bill for an act relating to the cities of Coon Rapids in Anoka County and Vadnais Heights in Ramsey County; financing housing programs; amending Laws 1979, Chapter 306, Section 14, Subdivision 3.

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

Jacobs introduced:

H. F. No. 2391, A bill for an act relating to taxation; removing property tax refund return check-off provisions from state elections campaign fund law; amending Minnesota Statutes 1978, Sections 10A.31, Subdivisions 1 and 3; and 10A.335.

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

Wynia, Greenfield, Sviggum, Rice and Voss introduced:

H. F. No. 2392, A bill for an act relating to insurance; requiring automobile insurers to disclose surcharge rates and practices; requiring automobile insurers to provide a cost breakdown of premiums; amending Minnesota Statutes 1978, Section 65B.49, Subdivision 1.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

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

And the Senate respectfully requests that a Conference Committee be appointed thereon. Messrs. Davies, Keefe, S. and Jensen have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Osthoff moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 74. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 407, 1605 and 1709.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 507, 523 and 1728.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1734 and 1802.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1789 and 1842.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 407, A bill for an act relating to regional development commissions; requiring a report on the commission's effectiveness; providing procedures for terminating commission; amending Minnesota Statutes 1978, Section 462.393; and Chapter 462, by adding a section.

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

S. F. No. 1605, A bill for an act relating to elections; providing for a place on tax forms to indicate a desire not to allocate state money to finance election campaigns; amending Minnesota Statutes 1978, Section 10A.31, Subdivision 3.

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

S. F. No. 1709, A bill for an act relating to corrections; providing for licensing of correctional facilities; regulating inmate earnings; providing for the investment of money in the correctional industries revolving account; authorizing the commissioner of corrections to amend 11 MCAR, sections 2.402 to 2.403; amending Minnesota Statutes 1978, Sections 241.021, Subdivision 1; 243.24, Subdivision 1; 243.88, Subdivision 2; and Minnesota Statutes, 1979 Supplement, Section 241.27, Subdivision 2.

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

S. F. No. 507, A bill for an act relating to taxation; providing for a levy apportionment for certain jurisdictions upon an assessment level differential greater than five percent; amending Minnesota Statutes 1978, Section 270.12, Subdivision 3.

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

S. F. No. 523, A bill for an act relating to highway traffic regulations; limiting the length of certain vehicles and combinations of vehicles; prescribing a fee for certain permits; amending Minnesota Statutes 1978, Section 169.81, Subdivision 3, and by adding a subdivision.

The bill was read for the first time.

Kalis moved that S. F. No. 523 and H. F. No. 1911, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1728, A bill for an act relating to witnesses; exempting parents and minors from testifying with respect to confidential communications made by the minor to parent; amending Minnesota Statutes 1978, Section 595.02.

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

S. F. No. 1734, A bill for an act relating to agriculture; renaming the livestock sanitary board; repealing obsolete language; regulating treatment of diseased animals; eliminating certain local boards; providing a penalty; amending Minnesota Statutes 1978, Sections 17A.04, Subdivision 6; 29.051; 29.061; 29.081; 35.01, Subdivisions 1 and 2; 35.02, Subdivision 1; 35.03; 35.05; 35.06; 35.063; 35.065; 35.06; 35.09; 35.10; 35.11; 35.12; 35.13; 35.15; 35.16; 35.245; 35.67; 35.68; 35.695; 35.70, Subdivision 1, 3 and 4; 35.71, Subdivisions 3 and 7; 35.81; 35.82; 35.822; 35.830; 35.831; 346.26; 347.32; 347.33; 347.34; 347.35; 347.37; 347.38; and 347.39; repealing Minnesota Statutes 1978, Sections 35.01, Subdivisions 3, 4, 5, 6 and 7; 35.07; 35.131; 35.132; 35.133; 35.134; 35.135; 35.136; 35.137; 35.17; 35.18; 35.19; 35.20; 35.21; 35.22; 35.23; 35.24; 35.25; 35.26; 35.27; 35.28; 35.29; 35.30; 35.31; 35.32; 35.33; 35.34; 35.35; 35.40; 35.41; 35.42; 35.43; 35.44; 35.45; 35.46; 35.47; 35.48; 35.49; 35.50; 35.51; 35.55; 35.56; 35.57; 35.58; 35.60; 35.605; 35.70, Subdivisions 2, 5, 6 and 8; 35.73, Subdivision 2; and 35.821, Subdivision 2.

The bill was read for the first time.

Carlson, D., moved that S. F. No. 1734 and H. F. No. 1679, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1802, A bill for an act relating to foreign corporations; removing certain deficiencies and ambiguities; defining certain activities that do not constitute transacting business in the state; and removing limitations on engaging in the business of making real estate loans; amending Minnesota Statutes 1978, Sections 303.02, Subdivision 3; 303.03; 303.04; and 303.25.

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

S. F. No. 1789, A bill for an act relating to taxation; estate tax; making technical adjustments and clarifying certain provisions; amending Minnesota Statutes 1978, Sections 290.077, Subdivision 4; 291.07, Subdivision 3; 291.111, Subdivision 2; 291.15; 291.18; 291.32, Subdivision 1; 291.33, by adding a subdivision; 501.211, Subdivision 3, and by adding a subdivision; 524.3-505; 524.3-1003; 525.532, Subdivision 3; and Minnesota Statutes, 1979 Supplement, Sections 290.01, Subdivision 20; 290.14; 291.005, Subdivision 1; 291.01; 291.015; 291.03; 291.05; 291.051; 291.06; 291.07, Subdivision 1; 291.075; 291.09, Subdivisions 1a and 4a; 291.11, Subdivision 1; 291.132; 291.14; 291.215, Subdivision 1; 291.33, Subdivision 1; 291.48; 524.3-105; and 524.3-1001; repealing Minnesota Statutes 1978, Sections 291.17; 291.19, Subdivisions 1, 2 and 4; 291.20, Subdivision 4; and Minnesota Statutes, 1979 Supplement, Sections 291.111, Subdivision 1; and 291.19, Subdivision 3.

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

S. F. No. 1842, A bill for an act relating to agriculture; requiring denaturing and labeling of certain foods; adopting certain federal food regulations; striking certain obsolete language; changing certain procedures; amending Minnesota Statutes 1978, Sections 31.02; and 218.041, Subdivisions 3 and 4; and Minnesota Statutes, 1979 Supplement, Section 31.101, Subdivision 8; and 231.01, Subdivision 5.

The bill was read for the first time.

Stowell moved that S. F. No. 1842 and H. F. No. 1799, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Progress by Conference Committees was reported to the House on the following bills: S. F. Nos. 129, 273 and 1670.

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 455

A bill for an act relating to education; providing equal opportunity for members of both sexes to participate in certain athletics; modifying the coverage and terms of the current law providing for equal opportunity in certain athletics; requiring the state board of education to promulgate certain rules and giving it exclusive jurisdiction over certain sex discrimination charges; providing for the rights of certain parties in the case of certain sex discrimination charges; amending Minnesota Statutes 1978, Sections 126.21 and 363.02, Subdivision 3.

February 29, 1980

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

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 455, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 455 be further amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 126.21, is amended to read:

126.21 [ATHLETIC PROGRAMS; SEX DISCRIMINATION.] Subdivision 1. **[POLICY.]** *The legislature recognizes certain past inequities in access to athletic programs and in the various degrees of athletic opportunity previously afforded members of each sex. The purpose of this section is to provide an equal opportunity for members of both sexes to participate in athletic programs.*

Subd. 2. Each educational institution or public service shall provide equal opportunity for members of both sexes to participate in its athletic program. In determining whether equal opportunity to participate in athletic programs is available for the purposes of this section, at least the following factors shall be considered to the extent that they are applicable to a given situation: whether the opportunity for males and females to participate in the athletic program reflects the demonstrated interest in athletics of the males and females in the student body of the educational institution or the population served by the public service; whether the variety and selection of sports and levels of competition effectively accommodate the demonstrated interests of members of both sexes; the provision of equipment and supplies; scheduling of games and practice times; assignment of coaches; provision of locker rooms; practice and competitive facilities; and the provision of necessary funds for teams of one sex.

Subd. 3. (1) Notwithstanding any other state law to the contrary, in athletic programs operated by educational institutions or public services and designed for participants 12 years old or older or in the seventh grade or above, it is not an unfair discriminatory practice (: (1)) to restrict membership on an athletic team to participants of one sex (, IF THIS RESTRICTION IS NECESSARY TO PROVIDE MEMBERS OF EACH SEX WITH AN EQUAL OPPORTUNITY TO PARTICIPATE IN THE ATHLETIC PROGRAM; PROVIDED, IF A MEMBERSHIP RESTRICTION ON THE BASIS OF SEX RESULTS IN THE OPERATION OF TWO TEAMS IN THE SAME SPORT WHICH ARE SEPARATED OR SUBSTANTIALLY SEPARATED ACCORDING TO SEX, THE TWO TEAMS SHALL BE OPERATED IN COMPLIANCE WITH ALL THE PROVISIONS OF CLAUSE (2); OR) whose overall athletic opportunities have previously been limited.

(2) When an educational institution or a public service provides athletic teams for children eleven years old or younger or in the sixth grade or below, those teams shall be operated with-

out restrictions on the basis of sex, except that when overall athletic opportunities for one sex have previously been limited and there is a demonstrated interest by members of that sex to participate on a team restricted to members of that sex, the educational institution or public service may provide a team restricted to members of that sex.

(2) TO PROVIDE) (3) *When two teams in the same sport (WHICH) are in fact separated or substantially separated according to sex, (IF) the two teams (ARE) shall be provided with substantially equal budgets per participant, exclusive of gate receipts and other revenues generated by that sport, and in all other respects (ARE) shall be treated in a substantially equal manner. (THE TWO TEAMS SHALL BE OPERATED SEPARATELY ONLY IN THOSE ACTIVITIES WHERE SEPARATION IS NECESSARY TO PROVIDE THE MEMBERS OF EACH SEX EQUAL OPPORTUNITY TO PARTICIPATE IN THE ATHLETIC PROGRAM.) However, nothing in this section shall be construed to require the two teams to conduct combined practice sessions or any other combined activities related to athletics.*

(4) *If two teams are provided in the same sport, one of these teams may be restricted to members of a sex whose overall athletic opportunities have previously been limited, and members of either sex shall be permitted to try out for the other team.*

Subd. 4. When an equal opportunity to participate in the elementary or secondary school level athletic program of an educational institution or public service is not provided to members of a sex whose overall athletic opportunities have previously been limited, that educational institution or public service shall, where there is demonstrated interest, provide separate teams for members of the excluded sex in sports which it determines will provide members of that excluded sex with an equal opportunity to participate in its athletic program and which will attempt to accommodate their demonstrated interests.

Subd. (2) 5. *The state board of education, after consultation with the commissioner of human rights shall promulgate rules in accordance with chapter 15 to implement this section to prevent discrimination in elementary and secondary school athletic programs operated by educational institutions. The rules promulgated by the state board pursuant to this section shall not require athletic competition or tournaments for teams whose membership may be restricted to members of a sex whose overall athletic opportunities have previously been limited to be scheduled in conjunction with the scheduling of athletic competition or tournaments for teams whose membership is not so restricted by this section. Any organization, association or league entered into by (EDUCATIONAL INSTITUTIONS) elementary or secondary schools or public services for the purpose of promoting sports or adopting rules and regulations for the conduct of ath-*

letic contests between members shall (EFFECTIVE JULY 1, 1976) provide rules and regulations and conduct its activities so as to permit its members to comply fully with (SUBDIVISION 1 AND SECTION 363.03, SUBDIVISIONS 4 AND 5) *this section. The rules of that organization, association or league may provide separate seasons for athletic competition or tournaments in a sport for teams whose membership may be restricted to members of a sex whose overall athletic opportunities have previously been limited from athletic competition or tournaments established for teams in that same sport whose membership is not so restricted by this section, and its rules may prohibit a participating student from competing on more than one school team in a given sport during a single school year.*

(SUBD. 3. EDUCATIONAL INSTITUTIONS AND PUBLIC SERVICES SHALL MAKE EVERY REASONABLE EFFORT TO PROVIDE SUBSTANTIALLY EQUAL BUDGETS PER PARTICIPANT PURSUANT TO SUBDIVISION 1 DURING THE SCHOOL YEAR 1975-1976, AND THEREAFTER SHALL PROVIDE SUBSTANTIALLY EQUAL BUDGETS PER PARTICIPANT PURSUANT TO SUBDIVISION 1. EDUCATIONAL INSTITUTIONS AND PUBLIC SERVICES SHALL PHASE OUT SEPARATION BASED ON SEX IN ATHLETIC PROGRAMS DESIGNED FOR PARTICIPANTS 11 YEARS OLD OR YOUNGER AND IN THE SIXTH GRADE OR BELOW DURING THE SCHOOL YEARS 1975-1976, 1976-1977, AND 1977-1978, AND THEREAFTER SHALL COMPLY FULLY WITH SUBDIVISION 1 AND SECTION 363.03, SUBDIVISIONS 4 AND 5.)

Sec. 2. Minnesota Statutes 1978, Section 129.121, is amended by adding a subdivision to read:

Subd. 5. For the purposes of section 471.705, the Minnesota state high school league shall be deemed to be a state agency required by law to transact business in meetings open to the public.

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

Subd. 3. [EDUCATION.] (a) It is not an unfair discriminatory practice for a religious or denominational institution to limit admission or give preference to applicants of the same religion. The provisions of section 363.03, subdivision 5, relating to sex, shall not apply to a private educational institution, or branch or level of a private educational institution, in which students of only one sex are permitted to enroll. Nothing in this chapter shall be construed to require any educational institution to provide any special service to any person because of the disability of such person or to modify in any manner its buildings, grounds, facilities, or admission procedures because of the disability of any such person. Nothing in this chapter shall pro-

hibit an educational institution from discriminating on the basis of academic qualifications or achievements or requiring from applicant's information which relates to academic qualifications or achievements.

(b) Notwithstanding any other provisions of this chapter or any law to the contrary, it is not an unfair discriminatory practice for an educational institution or a public service to operate or sponsor separate athletic teams and activities for members of each sex or to restrict membership on an athletic team to participants of one sex, if this separation or restriction meets the requirements of section 126.21.

(c) The department of human rights shall investigate all charges alleging sex discrimination in athletic programs in educational institutions and public services pursuant to the standards and requirements of section 126.21 and the procedures enumerated in chapter 363."

Further, delete the title and insert:

"A bill for an act relating to education; providing equal opportunity for members of both sexes to participate in certain athletics; modifying the coverage and terms of the current law providing for equal opportunity in certain athletics; requiring the state board of education after consultation with the commissioner of human rights to promulgate certain rules; providing for the rights of certain parties in the case of certain sex discrimination charges; requiring the Minnesota state high school league to transact business in an open meeting; amending Minnesota Statutes 1978, Sections 126.21; 129.121, by adding a subdivision; and 363.02, Subdivision 3."

We request adoption of this report and repassage of the bill.

House Conferees: CARL M. JOHNSON, BOB MCEACHERN, JOHN L. WEAVER and SALLY OLSEN.

Senate Conferees: GENE MERRIAM, DELORES J. KNAAK, EMILY ANNE STAPLES, NANCY BRATAAS and COLLIN C. PETERSON.

Johnson, C., moved that the report of the Conference Committee on H. F. No. 455 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 455, A bill for an act relating to education; providing equal opportunity for members of both sexes to participate in certain athletics; modifying the coverage and terms of the current law providing for equal opportunity in certain athletics; requiring the state board of education to promulgate certain rules and giving it exclusive jurisdiction over certain sex discrimination charges; providing for the rights of certain parties

in the case of certain sex discrimination charges; amending Minnesota Statutes 1978, Sections 126.21 and 363.02, Subdivision 3.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 87 yeas and 41 nays as follows:

Those who voted in the affirmative were:

Aasness	Evans	Knickerbocker	Olsen	Svigum
Ainley	Fjoslien	Kostohryz	Onnen	Swanson
Albrecht	Forsythe	Kroening	Peterson, B.	Thiede
Anderson, B.	Friedrich	Kvam	Piepho	Tomlinson
Anderson, I.	Fritz	Laidig	Prahl	Valan
Anderson, R.	Halberg	Levi	Redalen	Valento
Begich	Haukoos	Ludeman	Reding	Voss
Biersdorf	Heap	Luknic	Rees	Waldorf
Brinkman	Heinitz	Mann	Reif	Weaver
Carlson, L.	Hoberg	McCarron	Rose	Welch
Clawson	Hokanson	McDonald	Schreiber	Welker
Crandall	Jacobs	McEachern	Searle	Wenzel
Dempsey	Jennings	Mehrkens	Searles	Wieser
Den Ouden	Johnson, C.	Metzen	Sherwood	Wigley
Drew	Johnson, D.	Nelsen, B.	Sieben, M.	Zubay
Eken	Jude	Niehaus	Simoneau	
Erickson	Kelly	Norman	Stadum	
Esau	Kempe	Nysether	Stowell	

Those who voted in the negative were:

Adams	Corbid	Kahn	Novak	Sarna
Anderson, G.	Dean	Kaley	Osthoff	Stoa
Battaglia	Elioff	Lehto	Otis	Vanasek
Berglin	Ellingson	Long	Patton	Wynia
Berkelman	Ewald	Minne	Pehler	Spkr. Norton
Blatz	Faricy	Moe	Peterson, D.	
Byrne	Fudro	Munger	Rice	
Casserly	Greenfield	Murphy	Rodriguez	
Clark	Jaros	Nelson	Rothenberg	

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

CONSENT CALENDAR

H. F. No. 1435, A bill for an act relating to health; exempting out of state physicians from licensing regulations under certain conditions; amending Minnesota Statutes 1978, Section 147.09.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1653, A bill for an act relating to public welfare; eliminating authorization for Minnesota State Children's Center; repealing Minnesota Statutes 1978, Sections 260.41 to 260.46.

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

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

Those who voted in the affirmative were:

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

Peterson, D.	Rice	Sieben, H.	Thiede	Welch
Piepho	Rodriguez	Sieben, M.	Tomlinson	Welker
Pleasant	Rose	Simoneau	Valan	Wenzel
Prahl	Rothenberg	Stadum	Valento	Wieser
Redalen	Sarna	Stoa	Vanasek	Wigley
Reding	Searle	Stowell	Voss	Wynia
Rees	Searles	Sviggum	Waldorf	Zubay
Reif	Sherwood	Swanson	Weaver	Spkr. Norton

The bill was passed and its title agreed to.

H. F. No. 1764, A resolution memorializing the United States Congress to enact legislation to extend the deadline for states to comply with recent amendments to the National Health Planning and Resources Development Act.

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

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 888, A bill for an act relating to tuberculosis; closing the Glen Lake State Sanatorium; requiring the treatment of tuberculosis; allocating costs of tuberculosis treatment for persons in the welfare system; amending Minnesota Statutes 1978,

Sections 144.422, Subdivisions 6 and 9; 144.424, Subdivisions 8 and 11; 144.425; 197.01; 246.014; 251.043, Subdivision 1; 251.-053; and 256.01, Subdivision 2; repealing Minnesota Statutes 1978, Sections 246.014, Subdivision 8; 251.01; 251.011, Subdivisions 2 and 5; 251.02; 251.03; and 251.11.

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

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Searle moved that the vote whereby S. F. No. 58 was not passed on the Calendar on Monday, March 3, 1980 be now reconsidered. The motion prevailed.

S. F. No. 58 was reported to the House.

S. F. No. 58, A bill for an act relating to no-fault automobile insurance; increasing basic economic loss benefits; clarifying legislative intent concerning stacking of insurance policies; amending Minnesota Statutes 1978, Sections 65B.44, Subdivision 1; and 65B.47, by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 47 yeas and 84 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Eken	Kostohryz	Nelsen, M.	Simoneau
Anderson, D.	Ellingson	Laidig	Nelson	Vanasek
Anderson, G.	Ewald	Lehto	Norman	Voss
Berkelman	Greenfield	Levi	Novak	Waldorf
Byrne	Heap	Long	Otis	Welch
Carlson, L.	Heinitz	Mann	Peterson, D.	Wynia
Casserly	Johnson, C.	McCarron	Reif	Spkr. Norton
Clark	Kahn	Moe	Rose	
Corbid	Kaley	Munger	Searle	
Dean	Kelly	Murphy	Sieben, M.	

Those who voted in the negative were:

Aasness	Elioff	Jude	Onnen	Sieben, H.
Adams	Erickson	Kalis	Osthoff	Stadum
Ainley	Esau	Kempe	Patton	Stoa
Albrecht	Evans	Knickerbocker	Pehler	Stowell
Anderson, I.	Faricy	Kroening	Peterson, B.	Sviggum
Anderson, R.	Fjoslien	Kvam	Piepho	Swanson
Battaglia	Forsythe	Ludeman	Pleasant	Thiede
Begich	Friedrich	Luknic	Prahl	Tomlinson
Berglin	Fritz	McDonald	Redalen	Valan
Biersdorf	Fudro	McEachern	Reding	Valento
Blatz	Halberg	Mehrkens	Rees	Weaver
Brinkman	Hankooos	Metzen	Rice	Welker
Carlson, D.	Hoberg	Minne	Rodriguez	Wenzel
Clawson	Hokanson	Nelsen, B.	Sarna	Wieser
Crandall	Jacobs	Niehaus	Schreiber	Wigley
Dempsey	Jennings	Nysether	Searles	Zubay
Den Ouden	Johnson, D.	Olsen	Sherwood	

The bill was not passed.

CALENDAR

S. F. No. 1010, A bill for an act relating to elections; regulating the financing of political campaigns and disclosure of economic interests by certain candidates and elected officials in Hennepin county; imposing duties on the ethical practices board, county election officials and city clerks; superseding other special laws, home rule charters and local ordinances; imposing late filing fees and criminal penalties; repealing Laws 1977, Chapter 131.

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 82 yeas and 45 nays as follows:

Those who voted in the affirmative were:

Adams	Dean	Kelly	Norman	Sieben, H.
Anderson, B.	Eken	Kempe	Novak	Sieben, M.
Anderson, G.	Elioff	Knickerbocker	Nysether	Simoneau
Anderson, I.	Ellingson	Kostohryz	Osthoff	Stoa
Battaglia	Faricy	Kroening	Otis	Swanson
Begich	Fudro	Lehto	Patton	Tomlinson
Berglin	Greenfield	Long	Pehler	Vanasek
Berkelman	Halberg	Luknic	Peterson, B.	Voss
Blatz	Haukoos	Mann	Peterson, D.	Waldorf
Brinkman	Heap	McCarron	Prahl	Weaver
Byrne	Hokanson	McEachern	Reding	Welch
Carlson, L.	Jacobs	Metzen	Rice	Wenzel
Casserly	Jaros	Minne	Rodriguez	Wynia
Clark	Johnson, C.	Moe	Rose	Spkr. Norton
Clawson	Jude	Murphy	Rothenberg	
Corbid	Kahn	Nelsen, M.	Sarna	
Crandall	Kalis	Nelson	Schreiber	

Those who voted in the negative were:

Aasness	Drew	Jennings	Onnen	Stadium
Ainley	Erickson	Kaley	Piepho	Stowell
Albrecht	Esau	Laidig	Pleasant	Thiede
Anderson, D.	Evans	Levi	Redalen	Valan
Anderson, R.	Fjoslien	Ludeman	Rees	Valento
Biersdorf	Forsythe	McDonald	Reif	Welker
Carlson, D.	Friedrich	Mehrken	Searle	Wieser
Dempsey	Fritz	Nelsen, B.	Searles	Wigley
Den Ouden	Hoberg	Niehaus	Sherwood	Zubay

The bill was passed and its title agreed to.

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.

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

The question was taken on the passage of the bill and the roll was called. There were 123 yeas and 6 nays as follows:

Those who voted in the affirmative were:

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

Mann	Nelson	Piepho	Sherwood	Vanasek
McCarron	Niehaus	Prahl	Sieben, H.	Voss
McDonald	Norman	Redalen	Sieben, M.	Waldorf
McEachern	Novak	Reding	Simoneau	Weaver
Mehrkens	Nysether	Rees	Stadum	Welch
Metzen	Olsen	Rice	Stoa	Wenzel
Minne	Onnen	Rodriguez	Stowell	Wigley
Moe	Otis	Rothenberg	Swanson	Wynia
Munger	Patton	Sarna	Thiede	Zubay
Murphy	Pehler	Schreiber	Tomlinson	Spkr. Norton
Nelsen, B.	Peterson, B.	Searle	Valan	
Nelsen, M.	Peterson, D.	Searles	Valento	

Those who voted in the negative were:

Ainley	Pleasant	Rose	Welker	Wieser
Ludeman				

The bill was passed and its title agreed to.

S. F. No. 482, A bill for an act relating to corporations; authorizing purchase of insurance to provide indemnification of certain persons for certain liabilities and expenses; amending Minnesota Statutes 1978, Sections 300.082, Subdivisions 4 and 5; and 301.095, Subdivisions 4 and 5.

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

The question was taken on the passage of the bill and the roll was called. There were 128 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Voss

The bill was passed and its title agreed to.

Long was excused at 4:10 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. 649 which it recommended progress retaining its place on General Orders.

S. F. No. 1199 which it recommended progress until Thursday, March 13, 1980 retaining its place on General Orders.

S. F. No. 895 which it recommended progress.

H. F. No. 1216 which it recommended to pass with the following amendment offered by Nelsen, B.:

Delete everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1978, Section 340.62, is amended to read:

340.62 [CERTAIN LIQUOR REGISTERED.] *Subdivision 1.* No licensed manufacturer or wholesaler shall manufacture or import for sale within the state, any brand of intoxicating liquor or non-intoxicating malt beverage such as distilled spirits and wine, beer or malt beverage, or any distilled or vinous liquor designated as a specialty, wherein such liquor is ready for sale for beverage purposes without further processing, unless the label of such brand has been registered with and approved by the commissioner.

Subd. 2. The label of any brand of distilled liquor, beer or malt beverage may be registered only by the owner thereof or an authorized agent of the owner. No brand of distilled liquor, beer or malt beverage may be imported for sale within the state

without the consent of the brand owner or authorized agent of the owner. Nothing in this subdivision shall be construed to repeal, limit or otherwise affect the provisions of section 340-114.

Subd. 3. The label of any brand of wine may be registered by the owner thereof or an authorized agent of the owner.

Subd. 4. The commissioner shall (HEREINAFTER) establish a register for (SUCH) brand labels (, WHICH LABELS SHALL BE ACCEPTABLE UNDER THE FOLLOWING CONDITIONS:)

((1) NO BRAND OF INTOXICATING LIQUOR AS HEREINBEFORE DESCRIBED SHALL BE MANUFACTURED OR IMPORTED FOR SALE WITHIN THE STATE AFTER THE PASSAGE OF THIS ACT UNLESS THE BRAND LABEL THEREOF HAS BEEN SUBMITTED TO AND APPROVED BY THE COMMISSIONER). The fee for (SUCH) registration shall be (\$10) \$15 for each brand label.

((2) THE SAME REGISTRATION AND FEE SHALL BE REQUIRED FOR ANY BRAND OF LIQUOR AS HEREINBEFORE DESCRIBED WHICH HAS BEEN MANUFACTURED OR IMPORTED FOR SALE WITHIN THIS STATE AND IN WHICH THE BRAND LABEL FOR SUCH BRAND HAS BEEN FILED WITH THE COMMISSIONER AND WHEREIN THE SALE OF SUCH BRAND HAS BEEN DISCONTINUED WITHIN THE STATE BY THE MANUFACTURER OR WHOLESALE FOR A PERIOD OF TWO YEARS.)

((3) AFTER THE SALE OF ANY BRAND OF INTOXICATING LIQUOR AS HEREINBEFORE DESCRIBED HAS BEEN DISCONTINUED WITHIN THIS STATE FOR A PERIOD OF THREE YEARS BY THE MANUFACTURER OR WHOLESALE DISTRIBUTING IT, SAID BRAND AND ITS BRAND LABEL AND ANY AND ALL REGISTRATIONS THEREOF IN THIS STATE SHALL THEREAFTER BE CONCLUSIVELY PRESUMED TO HAVE BEEN ABANDONED BY SAID MANUFACTURER OR WHOLESALE.)

All labels shall be registered for a two year period. The registration period shall begin on the first day of the month in which the application is approved by the commissioner. When a label approval expires, it may be re-registered for another two year period, by refiling, paying the fee and obtaining the approval of the commissioner. In order to implement the provisions of this act, all labels approved before July 1, 1978 shall expire June 30, 1980 and all labels approved between July 1, 1978 and June 30, 1979 shall expire June 30, 1981.

((4)) The terms "brand" and "brand label," when used (HEREIN) *in this section*, shall each be construed to mean and include trademarks and designs used in connection therewith.

((5)) All money received by the commissioner under the provisions of this section shall be paid to the state treasurer and (SUCH MONEY) shall be credited to the general fund.

Sec. 2. [EFFECTIVE DATE.] *This act is effective July 1, 1980.*"

H. F. No. 1012 which it recommended to pass with the following amendments:

Offered by McCarron:

Page 3, line 1, after the colon insert "(a) *any unit in a condominium created prior to the effective date of this act and any unit in a condominium constructed on vacant land on or after the effective date of this act; or*"

Reletter the clauses in sequence.

Offered by McCarron:

As previously amended:

Page 3, line 1, after the colon insert:

"(a) *any unoccupied dwelling unit in one building of a housing complex consisting of no more than two buildings on a contiguous parcel of land and owned by the same person, or any unoccupied dwelling unit in up to one-third of all buildings in a housing complex consisting of three or more buildings on a contiguous parcel of land and owned by the same person; for the purposes of this clause, "building" means a structure containing more than one dwelling unit; or*"

Reletter the clauses in sequence.

Offered by Drew:

Page 10, line 21, after the period, insert: "*To carry out the purpose of this act, the local commission shall review any proposals for housing which contemplate a whole or partial subsidy of the housing project through funds provided by local bonds, to determine their compliance with this act. The local commission shall make recommendations to the local governing body based upon their review.*"

Offered by Tomlinson:

Page 11, line 17, before the period insert "*except that this act shall not apply to adult-only residential buildings until either all the leases in effect on the effective date of this act pertaining to rental units within these buildings have, by their terms, expired, or until one year from the effective date of this act, whichever is less*"

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

ROLL CALLS IN COMMITTEE OF THE WHOLE

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

The question was taken on the motion to recommend passage of H. F. No. 1216, as amended, and the roll was called. There were 82 yeas and 32 nays as follows:

Those who voted in the affirmative were:

Adams	Corbid	Johnson, D.	Osthoff	Simoneau
Albrecht	Crandall	Kahn	Otis	Stadum
Anderson, B.	Dean	Kaley	Patton	Stoa
Anderson, D.	Dempsey	Kalis	Pehler	Swanson
Anderson, G.	Drew	Knickerbocker	Peterson, B.	Thiede
Anderson, I.	Eken	Kostohryz	Piepho	Tomlinson
Anderson, R.	Ellingson	McCarron	Redalen	Valan
Battaglia	Evans	McDonald	Reding	Valento
Berkelman	Forsythe	Mehrkens	Rees	Voss
Biersdorf	Friedrich	Metzen	Rice	Waldorf
Blatz	Fudro	Minne	Rodriguez	Weaver
Byrne	Halberg	Moe	Sarna	Welch
Carlson, D.	Haukoos	Nelsen, B.	Schreiber	Wenzel
Carlson, L.	Heap	Nelson	Searle	Wigley
Casserly	Hokanson	Norman	Searles	
Clark	Jacobs	Nysether	Sieben, H.	
Clawson	Jaros	Olsen	Sieben, M.	

Those who voted in the negative were:

Aasness	Esau	Kempe	Munger	Welker
Ainley	Faricy	Kroening	Murphy	Wieser
Begich	Fjoslien	Kvam	Niehaus	Wynia
Brinkman	Fritz	Laidig	Onnen	Zubay
Den Ouden	Hoberg	Ludeman	Prahl	
Elioff	Jude	Mann	Sherwood	
Erickson	Kelly	McEachern	Svigum	

The motion prevailed.

Dempsey moved to amend H. F. No. 1012, as amended, as follows:

Page 1, strike lines 22 and 23. Renumber the subdivisions accordingly.

Page 3, line 1, after "*dwelling unit*" insert "." and strike "and shall not apply to:".

Page 3, strike lines 2, 3, 4, 5, 6 and 7.

The question was taken on the amendment and the roll was called. There were 29 yeas and 92 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	Kalis	Onnen	Sherwood
Albrecht	Ewald	Kvam	Piepho	Stowell
Carlson, D.	Fjoslien	Ludeman	Rees	Sviggum
Dempsey	Fritz	McDonald	Reif	Valento
Drew	Jennings	Mehrkens	Searle	Wigley
Erickson	Johnson, D.	Niehaus	Searles	

Those who voted in the negative were:

Adams	Dean	Kaley	Nysether	Stoa
Ainley	Den Ouden	Kelly	Olsen	Swanson
Anderson, B.	Eken	Kempe	Osthoff	Thiede
Anderson, G.	Elioff	Kroening	Otis	Tomlinson
Anderson, I.	Ellingson	Laidig	Patton	Valan
Anderson, R.	Faricy	Lehto	Pehler	Vanasek
Battaglia	Forsythe	Levi	Peterson, B.	Voss
Begich	Fudro	Luknic	Peterson, D.	Waldorf
Berglin	Greenfield	Mann	Pleasant	Weaver
Berkelman	Halberg	McCarron	Prahl	Welch
Blatz	Haukoos	McEachern	Reding	Welker
Brinkman	Heap	Metzen	Rodriguez	Wenzel
Byrne	Hoberg	Minne	Rose	Wieser
Carlson, L.	Hokanson	Moe	Rothenberg	Wynia
Casserly	Jacobs	Munger	Sarna	Zubay
Clark	Jaros	Murphy	Sieben, H.	Spkr. Norton
Clawson	Johnson, C.	Nelson	Sieben, M.	
Corbid	Jude	Norman	Simoneau	
Crandall	Kahn	Novak	Stadum	

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

Den Ouden moved to amend H. F. No. 1012, as amended by the Tomlinson amendment, as follows:

In the last line of the Tomlinson amendment, delete "*less*" and insert "*greater*"

The question was taken on the amendment and the roll was called. There were 34 yeas and 82 nays as follows:

Those who voted in the affirmative were:

Aasness	Adams	Albrecht	Carlson, D.	Den Ouden
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Drew	Kvam	Niehaus	Reif	Stowell
Erickson	Levi	Osthoff	Rose	Svigum
Esau	Ludeman	Peterson, B.	Rothenberg	Thiede
Forsythe	McDonald	Piepho	Searle	Welker
Fritz	Mehrkens	Redalen	Searles	Wieser
Fudro	Nelsen, B.	Rees	Sherwood	

Those who voted in the negative were:

Ainley	Dean	Kahn	Nelson	Simoneau
Anderson, B.	Dempsey	Kaley	Norman	Stadum
Anderson, D.	Eken	Kelly	Novak	Stoa
Anderson, G.	Elioff	Kempe	Nysether	Tomlinson
Anderson, I.	Ellingson	Kostohryz	Olsen	Valan
Anderson, R.	Faricy	Kroening	Onnen	Vanasek
Battaglia	Greenfield	Laidig	Otis	Voss
Begich	Halberg	Lehto	Patton	Waldorf
Berglin	Haukoos	Luknic	Pehler	Weaver
Berkelman	Hoberg	Mann	Peterson, D.	Welch
Brinkman	Hokanson	McCarron	Pleasant	Wenzel
Byrne	Jacobs	McEachern	Reding	Wynia
Carlson, L.	Jaros	Metzen	Rice	Zubay
Casserly	Jennings	Minne	Rodriguez	Spkr. Norton
Clark	Johnson, C.	Munger	Sarna	
Corbid	Johnson, D.	Murphy	Sieben, H.	
Crandall	Jude	Nelsen, M.	Sieben, M.	

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

Osthoff moved to amend H. F. No. 1012, as amended, as follows:

Page 3, lines 6 and 7 delete sub clause (b) from the bill

The question was taken on the amendment and the roll was called. There were 41 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Adams	Friedrich	Metzen	Reif	Waldorf
Albrecht	Fudro	Nysether	Rice	Weaver
Anderson, B.	Haukoos	Onnen	Rose	Wieser
Brinkman	Heap	Osthoff	Rothenberg	Wigley
Carlson, D.	Jacobs	Patton	Schreiber	Zubay
Carlson, L.	Kaley	Peterson, B.	Stadum	
Dean	Kvam	Piepho	Stowell	
Dempsey	Laidig	Pleasant	Swanson	
Drew	Mehrkens	Redalen	Valento	

Those who voted in the negative were:

Aasness	Berkelman	Crandall	Faricy	Jennings
Ainley	Biersdorf	Den Ouden	Forsythe	Johnson, C.
Anderson, D.	Blatz	Eken	Fritz	Johnson, D.
Anderson, G.	Byrne	Elioff	Greenfield	Jude
Anderson, I.	Casserly	Ellingson	Halberg	Kahn
Battaglia	Clark	Erickson	Heinitz	Kelly
Begich	Clawson	Esau	Hoberg	Kempe
Berglin	Corbid	Ewald	Hokanson	Kostohryz

Kroening	Moe	Otis	Sieben, M.	Welch
Levi	Munger	Pehler	Simoneau	Welker
Ludeman	Murphy	Peterson, D.	Stoa	Wenzel
Luknic	Nelson, M.	Reding	Swiggum	Wynia
Mann	Nelson	Rees	Thiede	Spkr. Norton
McCarron	Niehaus	Rodriguez	Tomlinson	
McDonald	Norman	Sarna	Valan	
McEachern	Novak	Searle	Vanasek	
Minne	Olsen	Sherwood	Voss	

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

Den Ouden moved to amend H. F. No. 1012, as follows:

Page 11, after line 15, insert "Sec. 9. *The familial status provisions of this act are effective only for cities of the first class.*"

Renumber the following section.

The question was taken on the amendment and the roll was called. There were 13 yeas and 108 nays as follows:

Those who voted in the affirmative were:

Anderson, D.	Den Ouden	Ludeman	Redalen	Welker
Carlson, D.	Fritz	Peterson, B.	Sherwood	
Dempsey	Kvam	Piepho	Thiede	

Those who voted in the negative were:

Aasness	Elioff	Kelly	Novak	Sieben, M.
Adams	Ellingson	Kempe	Nysether	Simoneau
Anderson, B.	Ewald	Kostohryz	Olsen	Stadum
Anderson, G.	Faricy	Kroening	Onnen	Stoa
Anderson, I.	Forsythe	Laidig	Osthoff	Stowell
Battaglia	Fudro	Lehto	Otis	Swiggum
Begich	Greenfield	Levi	Patton	Swanson
Berglin	Halberg	Luknic	Pehler	Tomlinson
Berkelman	Haukoos	Mann	Peterson, D.	Valan
Biersdorf	Heap	McCarron	Pleasant	Vanasek
Blatz	Heinitz	McEachern	Prahl	Voss
Brinkman	Hoberg	Mehrkins	Reding	Waldorf
Byrne	Hokanson	Metzen	Rees	Weaver
Carlson, L.	Jacobs	Minne	Reif	Welch
Casserly	Jaros	Moe	Rice	Wenzel
Clark	Jennings	Munger	Rodriguez	Wieser
Clawson	Johnson, C.	Murphy	Rose	Wigley
Corbid	Johnson, D.	Neisen, B.	Rothenberg	Wynia
Crandall	Jude	Nelsen, M.	Sarna	Zubay
Dean	Kahn	Nelson	Schreiber	Spkr. Norton
Drew	Kaley	Niehaus	Searle	
Eken	Kalis	Norman	Sieben, H.	

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

The question was taken on the motion to recommend passage of H. F. No. 1012, as amended, and the roll was called. There were 82 yeas and 47 nays as follows:

Those who voted in the affirmative were:

Adams	Crandall	Kelly	Novak	Sieben, M.
Anderson, B.	Dean	Kempe	Nysether	Simoneau
Anderson, G.	Eken	Kostohryz	Otis	Stadum
Anderson, I.	Elioff	Kroening	Patton	Stoa
Battaglia	Ellingson	Lehto	Pehler	Tomlinson
Begich	Faricy	Luknic	Peterson, D.	Valan
Berglin	Greenfield	Mann	Pleasant	Vanasek
Berkelman	Haukoos	McCarron	Prahl	Voss
Biersdorf	Heinitz	McEachern	Reding	Waldorf
Blatz	Hoberg	Metzen	Rees	Weaver
Brinkman	Hokanson	Minne	Reif	Welch
Byrne	Jacobs	Moe	Rice	Wenzel
Carlson, L.	Jaros	Munger	Rodriguez	Wynia
Casserly	Johnson, C.	Murphy	Rothenberg	Spkr. Norton
Clark	Jude	Nelsen, M.	Sarna	
Clawson	Kahn	Nelson	Searles	
Corbid	Kalis	Niehaus	Sieben, H.	

Those who voted in the negative were:

Aasness	Esau	Kaley	Olsen	Stowell
Ainley	Ewald	Knickerbocker	Onnen	Svigggum
Albrecht	Forsythe	Kvam	Osthoff	Thiede
Anderson, D.	Friedrich	Laidig	Peterson, B.	Welker
Anderson, R.	Fritz	Levi	Piepho	Wieser
Carlson, D.	Fudro	Ludeman	Redalen	Wigley
Dempsey	Halberg	McDonald	Rose	Zubay
Den Ouden	Heap	Mehrkens	Schreiber	
Drew	Jennings	Nelsen, B.	Searle	
Erickson	Johnson, D.	Norman	Sherwood	

The motion prevailed.

MOTIONS AND RESOLUTIONS

Ludeman moved that his name be stricken as an author on H. F. No. 1203. The motion prevailed.

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

McEachern moved that his name be stricken as an author on H. F. No. 1745. The motion prevailed.

Clawson moved that the name of Drew be added as an author on H. F. No. 1844. The motion prevailed.

Hokanson moved that the name of Crandall be added as an author on H. F. No. 1866. The motion prevailed.

Clawson and Hokanson moved that the name of Crandall be added as an author on H. F. Nos. 1909 and 1913. The motion prevailed.

Brinkman moved that the name of Jude be added as an author on H. F. No. 1948. The motion prevailed.

Anderson, B., moved that the name of Mehrkens be shown as chief author and Anderson, B., be shown as third author on H. F. No. 1987. The motion prevailed.

Laidig and Halberg moved that their names be stricken as authors on H. F. No. 2043. The motion prevailed.

Jennings moved that the name of Piepho be stricken and the name of Haukoos be added as an author on H. F. No. 2052. The motion prevailed.

Berglin moved that the name of Berglin be stricken and the name of Greenfield be added as chief author on H. F. No. 2183. The motion prevailed.

Begich moved that the name of Minne be added as an author on H. F. Nos. 2290 and 2291. The motion prevailed.

Simoneau moved that the name of Lehto be added as an author on H. F. No. 2313. The motion prevailed.

Berglin moved that the name of Berkelman be added as an author on H. F. No. 2317. The motion prevailed.

Fudro moved that the name of Fudro be shown as fourth author and Jacobs be added as chief author on H. F. No. 2334. The motion prevailed.

Welch moved that the name of Clawson be added as an author on H. F. No. 2354. The motion prevailed.

Jacobs moved that the name of Valento be added as an author on H. F. No. 2390. The motion prevailed.

Stowell moved that H. F. No. 1581 be returned to its author. The motion prevailed.

Peterson, B., moved that H. F. No. 2238 be returned to its author. The motion prevailed.

Clawson moved that S. F. No. 544, now on General Orders, be re-referred to the Committee on Taxes. The motion prevailed.

Prahl moved that S. F. No. 1115 be recalled from the Committee on Commerce, Economic Development and Housing and be re-referred to the Committee on Financial Institutions and Insurance. The motion prevailed.

Clawson moved that H. F. No. 632 be recalled from the Committee on Judiciary and be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.

Lehto moved that H. F. No. 2262 be recalled from the Committee on Transportation and be re-referred to the Committee on Criminal Justice. The motion prevailed.

Pehler moved that H. F. No. 2298 be recalled from the Committee on Education and be re-referred to the Committee on Appropriations. The motion prevailed.

Nelsen, B., and Sherwood introduced:

House Resolution No. 32, A house resolution congratulating the Staples Public High School Wrestling Team on winning the State Class A Wrestling Championship.

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

Peterson, B.; and Blatz introduced:

House Resolution No. 33, A house resolution congratulating the Bloomington Kennedy High School Wrestling Team on winning the State Class AA Wrestling Championship.

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

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 768:

Rothenberg, Stoa, and Kvam.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 410:

Rothenberg, McCarron, and Voss.

ADJOURNMENT

Sieben, H., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, March 10, 1980. The motion prevailed.

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, March 10, 1980.

EDWARD A. BURDICK, Chief Clerk, House of Representatives