

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1980

EIGHTY-SIXTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, MARCH 25, 1980

The House of Representatives convened at 10:30 a.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	Elioff	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 Journal of the preceding day. Peterson, B., moved that further reading of the Journal be dispensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2458, 733, 1047, 1841, 2436, 1763, 1612, 251, 262, 1662, 1710, 1443 and 1768 and S. F. Nos. 1997, 2136, 2183, 336, 2071, 2074, 2134, 1801, 1832, 1865, 2264, 2265, 870, 1690, 1931, 2042, 2184, 1648, 1749, 1853, 251, 1255, 1649, 1826, 1867, 2193, 2062, 2117, 1601, 1803, 2195, 630, 1794, 507, 654 and 975 have been placed in the members' files.

S. F. No. 2195 and H. F. No. 2206, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Sieben, M., moved that S. F. No. 2195 be substituted for H. F. No. 2206 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1749 and H. F. No. 1810, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Ellingson moved that S. F. No. 1749 be substituted for H. F. No. 1810 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1649 and H. F. No. 1649, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Welch moved that the rules be so far suspended that S. F. No. 1649 be substituted for H. F. No. 1649 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2117 and H. F. No. 2356, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Johnson, D., moved that the rules be so far suspended that S. F. No. 2117 be substituted for H. F. No. 2356 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 251 and H. F. No. 2273, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Albrecht moved that the rules be so far suspended that S. F. No. 251 be substituted for H. F. No. 2273 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2183 and H. F. No. 2230, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Reding moved that the rules be so far suspended that S. F. No. 2183 be substituted for H. F. No. 2230 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1997 and H. F. No. 2022, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Reding moved that the rules be so far suspended that S. F. No. 1997 be substituted for H. F. No. 2022 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1853 and H. F. No. 2404, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Jacobs moved that the rules be so far suspended that S. F. No. 1853 be substituted for H. F. No. 2404 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2062 and H. F. No. 2101, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Adams moved that the rules be so far suspended that S. F. No. 2062 be substituted for H. F. No. 2101 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 630 and H. F. No. 615, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Patton moved that the rules be so far suspended that S. F. No. 630 be substituted for H. F. No. 615 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2184 and H. F. No. 2303, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Long moved that the rules be so far suspended that S. F. No. 2184 be substituted for H. F. No. 2303 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2193 and H. F. No. 2297, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Rees moved that the rules be so far suspended that S. F. No. 2193 be substituted for H. F. No. 2297 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1690 and H. F. No. 2086, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Elioff moved that the rules be so far suspended that S. F. No. 1690 be substituted for H. F. No. 2086 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2071 and H. F. No. 2286, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Ellingson moved that the rules be so far suspended that S. F. No. 2071 be substituted for H. F. No. 2286 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2265 and H. F. No. 2134, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Peterson, B., moved that the rules be so far suspended that S. F. No. 2265 be substituted for H. F. No. 2134 and that the House File be indefinitely postponed. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 2195, 2071, 1749, 1690, 251, 1649, 2117, 2183, 2184, 630, 1997, 2193, 2062, 1853 and 2265 were read for the second time.

INTRODUCTION AND FIRST READING
OF HOUSE BILLS

The following House File was introduced:

Jude, Wenzel, Kroening and Rose introduced:

H. F. No. 2478, A resolution memorializing Congress to pass H. R. 1918, a Service Pension for veterans of World War I and their surviving spouses.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1207, A bill for an act relating to motor vehicles; excluding owners of certain trailers from the requirement to furnish evidence of security; amending Minnesota Statutes 1978, Section 65B.68, Subdivision 2.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1090, A bill for an act relating to education; authorizing the state boards for community colleges and for vocational education to contract for certain insurance coverage for students; amending Minnesota Statutes 1978, Sections 136.62, by adding a subdivision; and 121.21, by adding a subdivision.

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.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1408, A bill for an act relating to motor vehicles; providing for the proration of taxes on certain vehicles on the basis of the registration period; providing for the issuance and use of certain motor vehicle dealer plates; adjusting the bond provisions for certain dealers; authorizing dealers' licenses for the sale of motorized bicycles; specifying grounds for suspension and revocation of dealers' licenses; amending Minnesota Statutes 1978, Sections 168.013, Subdivision 2; and 168.27, Subdivisions 2, 12, 20, 22 and 24.

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 with the approval of the commissioner of the department of personnel; amending Minnesota Statutes 1978, Section 6.58; and Chapter 6, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in

which amendment the concurrence of the House is respectfully requested:

H. F. No. 1121, A bill for an act relating to taxation; updating the definition of gross income for income tax purposes for individuals, trusts and estates with certain modifications; providing for exempt-interest dividends for certain mutual funds; extending the political contribution credit to congressional and local candidates; clarifying certain definitions; providing a tax credit for energy conservation expenditures; clarifying the renewable energy source credit; increasing the dependent care credit; extending investment tax credits to family corporations; making certain changes in the minimum tax and in the treatment of small business corporations; allowing a ten year carry-back of product liability losses; providing for deferral of certain gains recognized in the disposition of broadcasting property; reducing certain property tax classification ratios; increasing homestead credits; changing the property tax status of certain mobile homes; providing for delayed assessments for certain improvements; increasing homestead base value; providing a classification for neighborhood real estate trusts; adjusting levy limits and providing for certain special levies; providing for certain hearings and appeals on special assessments; clarifying property tax settlements; clarifying certain property tax refund filing due dates; extending eligibility for property tax refunds to certain claimants; providing for adjustment of property tax refunds due to abatements; providing state reimbursement for certain property; authorizing heat applied tax stamping machines; increasing the sales tax on retail sales from vending machines; providing a sales tax exemption for certain arts admissions; fixing maximum interest rates on public obligations; excepting certain debt obligations from public sale requirement; appropriating money; amending Minnesota Statutes 1978, Sections 124.212, Subdivision 2; 168.012, Subdivision 9; 273.13, Subdivisions 3 and 17b, and by adding a subdivision; 275.51, by adding a subdivision; 275.52, Subdivisions 2 and 5; 276.04; 276.09; 276.10; 276.11; 290.01, by adding a subdivision; 290.09, Subdivisions 2, 24 and 28; 290.095, by adding a subdivision; 290.13, by adding a subdivision; 290.26, Subdivision 2; 290.49, Subdivision 10; 290.971, Subdivisions 1, 3 and 6; 290.972, Subdivisions 1, 3 and 5; 290A.06; 290A.11, by adding a subdivision; 290A.17; 290A.18; 290A.19; 297.03, Subdivision 6; 297A.02; 297A.25, Subdivision 1; 375.192, Subdivision 1; 429.061, Subdivisions 1 and 2; 429.081; 474.06; 475.55; 475.60, Subdivision 2; Chapters 273, by adding sections; and 298, by adding sections; Minnesota Statutes, 1979 Supplement, Sections 273.122; 273.13, Subdivisions 4, 5a, 6, 7, 14a and 19; 275.50, Subdivision 5; 290.01, Subdivision 20; 290.06, Subdivisions 11 and 14; 290.067, Subdivisions 1 and 2; 290.09, Subdivision 3; 290.091; 290.095, Subdivision 1; 290.14; 290.17, Subdivision 1; 290.37, Subdivision 1; 290A.03, Subdivision 3; repealing Minnesota Statutes 1978, Section 290.971, Subdivision 5; and Minnesota Statutes, 1979 Supplement, Section 290.23, Subdivision 16.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, H., moved that the House refuse to concur in the Senate amendments to H. F. No. 1121, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 1169, A bill for an act relating to census taking; providing for the taking of special censuses by the United States bureau of the census rather than the secretary of state; providing for the approval of school district population estimates by the state demographer; providing for annual population estimates of governmental subdivisions by the state demographer and their use in the computation of tax levy limits and local government aid; abolishing the authority of the municipal board to determine the population of municipalities and towns; amending Minnesota Statutes 1978, Sections 4.12, Subdivision 7; 275.14; 275.45; 275.53; 414.01, Subdivision 14; 477A.01, Subdivision 4; and Chapter 477A, by adding a section; repealing Minnesota Statutes 1978, Sections 365.61; and 414.033, Subdivision 8.

PATRICK E. FLAHAVEN, Secretary of the Senate

Weaver moved that the House refuse to concur in the Senate amendments to H. F. No. 1169, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 1732, A bill for an act relating to motor vehicle carriers; defining courier services carrier; providing the procedures for granting permits to courier services carriers; excluding courier service carriers from the term regular route common carrier; amending Minnesota Statutes 1978, Sections 221.011, Subdivision 9, and by adding a subdivision; and 221.121, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Novak moved that the House concur in the Senate amendments to H. F. No. 1732 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1732, A bill for an act relating to motor vehicle carriers; defining courier services carrier; providing the procedures for granting permits to courier services carriers; excluding courier service carriers from the term regular route common carrier; amending Minnesota Statutes 1978, Sections 221.011, Subdivision 9, and by adding a subdivision; and 221.121, by adding a subdivision.

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

The question was taken on the repassage of the bill and the roll was called. There were 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 1871, A bill for an act relating to the Minnesota-Wisconsin boundary area commission; providing that the terms of commissioners shall be staggered; amending Minnesota Statutes 1978, Section 1.33.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Mehrkens moved that the House concur in the Senate amendments to H. F. No. 1871 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1871, A bill for an act relating to boundary waters; changing the terms of office of the Minnesota-Wisconsin boundary area commission; providing that the terms of commissioners shall be staggered; creating the South Dakota-Minnesota boundary waters commission; changing the duties of the commissioner of natural resources; amending Minnesota Statutes 1978, Sections 1.33; 114.13, Subdivisions 1, 2, and 4, and by adding a subdivision; repealing Minnesota Statutes 1978, Section 114.13, Subdivision 3.

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

The question was taken on the repassage of the bill and the roll was called. There were 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

S. F. Nos. 2044 and 2092.

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. 1618 and 1655.

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. 210, 1021, 1235 and 1962.

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. 1805, 1861 and 2172.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2044, A bill for an act relating to eminent domain; limiting the authority to acquire certain property by condemnation; repealing certain obsolete provisions of law authorizing acquisition by condemnation; changing certain obsolete language; amending Minnesota Statutes 1978, Sections 84.033; 84.154, Subdivision 3; 84A.10; 84A.39; 84A.55, Subdivision 13; 85.015, Subdivisions 12 and 13; 88.09, Subdivision 2; 89.032, Subdivision 1; 105.39, Subdivision 4; 123.64; 136.65, Subdivision 1; 137.01, Subdivision 2; 137.02, Subdivisions 1 and 3; 190.11; 193.143; 193.144, Subdivisions 2 and 3; 459.06, Subdivision 1; 463.03;

and 641.263, Subdivision 2; repealing Minnesota Statutes 1978, Sections 38.05; 85A.02, Subdivision 6; 117.31; 123.40, Subdivision 6; 123.63; 161.29; 193.144, Subdivision 4; 222.42; and 643.-06.

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

S. F. No. 2092, A bill for an act relating to state parks; clarifying the law governing state acquisitions and landowners' rights; hunting and fishing within boundaries; amending Minnesota Statutes 1978, Sections 85.0115; and 99.25, Subdivision 1.

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

S. F. No. 1618, A bill for an act relating to taxation; authorizing certain taxing districts to provide property tax exemption or abatement for certain new business facilities; requiring an adjustment of the EARC valuation; adjusting the local government aid formula; amending Minnesota Statutes 1978, Section 124.212, by adding a subdivision; and Minnesota Statutes, 1979 Supplement, Section 477A.01, Subdivision 4.

The bill was read for the first time.

Valan moved that S. F. No. 1618 and H. F. No. 1678, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1655, A bill for an act relating to education; permitting certain previous nonresident students to be treated as resident students in their district of attendance, and authorizing the state board of education and school superintendents to make these exceptions; amending Minnesota Statutes 1978, Chapter 120, by adding sections; and Minnesota Statutes, 1979 Supplement, Section 120.075, Subdivision 4, and by adding a subdivision.

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

S. F. No. 210, A bill for an act relating to education; providing and regulating certain mobility incentives for certain teachers in the community colleges and state universities; amending Minnesota Statutes 1978, Sections 354.094, Subdivisions 1, 2 and 5; 354.66, Subdivisions 1, 7, 9 and 10, and by adding subdivisions; 354.69; Minnesota Statutes, 1979 Supplement, Sections 354.094, Subdivision 3; and 354.66, Subdivision 2.

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

S. F. No. 1021, A bill for an act relating to taxation; providing for continuation of homestead classification of property owned by Peace Corps or VISTA volunteer; amending Minnesota Statutes 1978, Section 273.13, Subdivision 10.

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

S. F. No. 1235, A bill for an act relating to public improvements; permitting deferral of special assessments in instances of hardship; amending Minnesota Statutes 1978, Section 435.193.

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

S. F. No. 1962, A bill for an act relating to environment; altering the procedure for environmental review; providing for alternative forms of environmental review; amending Minnesota Statutes 1978, Section 116D.04, by adding subdivisions; repealing Minnesota Statutes 1978, Section 116D.04, Subdivisions 1, 2, 3, 4, and 5.

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

S. F. No. 1805, A bill for an act relating to education; designating the birthday of Martin Luther King as a special observance day in public schools; eliminating a reference to the amount of time that may be spent for certain instruction and programs on a special observance day; amending Minnesota Statutes 1978, Section 126.10.

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

S. F. No. 1861, A bill for an act relating to education; changing the term "community schools" to "community education"; amending Minnesota Statutes 1978, Sections 120.76; 121.85; 121.86; 121.87; 121.88, Subdivisions 1, 2 and 3; and 124.271, Subdivision 4; Minnesota Statutes, 1979 Supplement, Sections 3.9279, Subdivision 7; 124.271, Subdivisions 1a, 2 and 5; and 275.125, Subdivision 8.

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

S. F. No. 2172, A bill for an act relating to the Moose Lake-Windemere Sewer District; definitions; board membership and compensation; powers; amending Laws 1974, Chapter 400, Sections 3, Subdivisions 5 and 12; 4, Subdivisions 2 and 9; and 8, by adding a subdivision.

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

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Eken, from the Committee on Rules and Legislative Administration, pursuant to rule 1.9, designated the following bills as a Special Order to be acted upon immediately following Special Orders pending for Tuesday, March 25, 1980:

S. F. Nos. 1166, 1054, 744, 1293, 1900, 1630, 1734, 1843, 523, 1996, 1875, 1611, 1842, 1541, 1922, 1811, 2067, 1772, 789, 1813, 1937, 2090, 1679, 1652, 2110, 704, 1240, 1619 and 1665.

CONSENT CALENDAR

S. F. No. 2168, A bill for an act relating to historic sites; designating additional historic sites; requiring notice to the Minnesota Historical Society when the state or a political subdivision acquires certain property; amending Minnesota Statutes 1978, Sections 138.56, by adding a subdivision; and 138.59.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Voss requested immediate consideration of H. F. Nos. 1710, 1662, 251, 262 and 1443; S. F. Nos. 654 and 975; and H. F. Nos. 733 and 1841.

H. F. No. 1710 was reported to the House.

Ainley moved to amend H. F. No. 1710 as follows:

Page 7, delete lines 18 to 23

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 51 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Aasness	Ewald	Kalis	Piepho	Thiede
Ainley	Fjoslien	Kvam	Pleasant	Valan
Albrecht	Friedrich	Laidig	Redalen	Valento
Biersdorf	Fritz	Ludeman	Rees	Welker
Blatz	Halberg	McDonald	Rothenberg	Wieser
Carlson, D.	Haukoos	Mehrkens	Searle	Wigley
Crandall	Heap	Nelsen, B.	Searles	Zubay
Dempsey	Heinitz	Niehaus	Sherwood	
Den Ouden	Hoberg	Nysether	Stadum	
Erickson	Jennings	Olsen	Stowell	
Esau	Kaley	Onnen	Sviggum	

Those who voted in the negative were:

Adams	Eken	Knickerbocker	Nelson	Sieben, H.
Anderson, B.	Elioff	Kostohryz	Norman	Sieben, M.
Anderson, D.	Ellingson	Kroening	Novak	Simoneau
Anderson, G.	Evans	Lehto	Osthoff	Stoa
Anderson, R.	Faricy	Levi	Otis	Swanson
Battaglia	Forsythe	Long	Patton	Tomlinson
Begich	Fudro	Luknie	Pehler	Vanasek
Berglin	Greenfield	Mann	Peterson, B.	Voss
Berkelman	Hokanson	McCarron	Peterson, D.	Waldorf
Brinkman	Jacobs	McEachern	Prahl	Weaver
Byrne	Jaros	Metzen	Reding	Welch
Carlson, L.	Johnson, C.	Minne	Reif	Wenzel
Casserly	Jude	Moe	Rice	Wynia
Clark	Kahn	Munger	Rodriguez	Spkr. Norton
Dean	Kelly	Murphy	Sarna	
Drew	Kempe	Nelsen, M.	Schreiber	

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

Welker moved to amend H. F. No. 1710, as follows:

Page 4, line 18, delete "no more than \$10 of"

Page 4, line 19, delete "The remainder of the"

Page 4, delete lines 20 through 28

A roll call was requested and properly seconded.

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

Those who voted in the affirmative were:

Aasness	Eken	Hoberg	Mehrrens	Sherwood
Ainley	Erickson	Hokanson	Minne	Stadum
Albrecht	Esau	Jennings	Nelsen, B.	Stowell
Anderson, G.	Evans	Johnson, D.	Niehaus	Swanson
Anderson, R.	Ewald	Kaley	Nysether	Thiede
Biersdorf	Fjoslien	Kalis	Olsen	Valan
Blatz	Forsythe	Kempe	Onnen	Valento
Carlson, D.	Friedrich	Knickerbocker	Piepho	Weaver
Crandall	Fritz	Kvam	Redalen	Welch
Dean	Halberg	Laidig	Reif	Welker
Dempsey	Haukoos	Levi	Rothenberg	Wieser
Den Ouden	Heap	Ludeman	Searle	Wigley
Drew	Heinitz	Luknic	Searles	Zubay

Those who voted in the negative were:

Adams	Elioff	Long	Osthoff	Sarna
Anderson, B.	Ellingson	Mann	Otis	Schreiber
Anderson, D.	Farcy	McCarron	Patton	Sieben, H.
Battaglia	Fudro	McDonald	Pehler	Sieben, M.
Begich	Greenfield	McEachern	Peterson, B.	Simoneau
Berglin	Jaros	Metzen	Peterson, D.	Stoa
Brinkman	Johnson, C.	Moe	Pleasant	Tomlinson
Byrne	Jude	Munger	Prahl	Vanasek
Carlson, L.	Kahn	Murphy	Reding	Voss
Casserly	Kelly	Nelsen, M.	Rees	Waldorf
Clark	Kostohryz	Nelson	Rice	Wenzel
Clawson	Kroening	Norman	Rodriguez	Wynia
Corbid	Lehto	Novak	Rose	Spkr. Norton

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

Sieben, M., moved to amend H. F. No. 1710, as follows:

Page 26, line 7, after "utility" insert "or qualified contractor"

Page 26, line 14, delete "utility's" and insert "vendor's"

Page 26, line 16, after "utility" insert "or qualified contractor"

Page 26, after line 23, insert:

"(e) "Qualified contractor" means a contractor engaged in the making or installation of energy conservation improvements who enters into a contract with the commission to make or install such improvements under the terms and conditions set forth in the rules of the commission."

Page 26, line 33, delete "The"

Page 26, after line 33, insert *"The rules of the commission shall provide a free choice of vendor for consumers, and shall set forth the terms and conditions under which private contractors may make or install energy conservation improvements for consumers participating in programs authorized by this section. If there are rules, standards, or criteria of any other state or federal agency which set forth criteria for qualified contractors, the Commission shall utilize and incorporate such rules, standards, or criteria to the fullest extent possible in this program to avoid duplication and confusion. The rules shall permit consumers to utilize qualified contractors without loss of financial benefits under the program.*

The"

Page 27, after line 13, insert:

"Subd. 3. [FREE CHOICE OF VENDOR.] Upon request of a consumer to make or install energy conservation improvements, a utility shall inform the consumer of his right to utilize the vendor of his choice to make or install the improvement. The utility shall also provide the consumer with a list of all local contractors. The utility may not favor any contractor, including any service entity owned in whole or in part by the utility, through referral, advertisement or solicitation of consumers, or by any other means."

Renumber the subdivisions in sequence

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

MOTION FOR RECONSIDERATION

McDonald moved that the vote whereby the Welker amendment to H. F. No. 1710 was not adopted earlier be now reconsidered.

A roll call was requested and properly seconded.

CALL OF THE HOUSE

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

Aasness	Elioff	Kaley	Niehaus	Sherwood
Adams	Ellingson	Kelly	Norman	Sieben, H.
Ainley	Erickson	Kempe	Novak	Sieben, M.
Albrecht	Esau	Knickerbocker	Nysether	Simoneau
Anderson, D.	Evans	Kostohryz	Olsen	Stadum
Anderson, G.	Faricy	Kroening	Onnen	Stoa
Anderson, I.	Fjoslien	Kvam	Osthoff	Stowell
Anderson, R.	Forsythe	Laidig	Otis	Sviggunn
Battaglia	Friedrich	Lehto	Pehler	Thiede
Begich	Fritz	Levi	Peterson, B.	Tomlinson
Berglin	Fudro	Long	Peterson, D.	Valan
Berkelman	Greenfield	Ludeman	Piepho	Valento
Biersdorf	Halberg	Luknic	Pleasant	Vanasek
Blatz	Haukoos	McCarron	Prahl	Waldorf
Byrne	Heap	McDonald	Redalen	Weaver
Carlson, D.	Heinitz	McEachern	Reding	Welch
Carlson, L.	Hoberg	Mehrkens	Rees	Welker
Casserly	Hokanson	Metzen	Reif	Wenzel
Clark	Jacobs	Minne	Rice	Wieser
Clawson	Jaros	Moe	Rodriguez	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	
Drew	Kahn	Nelson	Searles	

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

The question recurred on the McDonald motion for reconsideration and the roll was called.

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

There were 66 yeas and 67 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams	Anderson, G.	Begich	Byrne	Clark
Anderson, B.	Anderson, I.	Berglin	Carlson, L.	Clawson
Anderson, D.	Battaglia	Brinkman	Casserly	Corbid

Eken	Kahn	Metzen	Pehler	Swanson
Elioff	Kalis	Minne	Peterson, D.	Tomlinson
Ellingson	Kelly	Moe	Prahl	Vanasek
Fariy	Kempe	Munger	Reding	Voss
Fudro	Kostohryz	Murphy	Rice	Welch
Greenfield	Kroening	Nelsen, M.	Rodriguez	Wenzel
Hokanson	Lehto	Nelson	Sarna	Wynia
Jacobs	Long	Novak	Sieben, H.	Spkr. Norton
Jaros	Mann	Osthoff	Sieben, M.	
Johnson, C.	McCarron	Otis	Simoneau	
Jude	McEachern	Patton	Stoa	

The motion did not prevail.

Lehto was excused from 1:10 p.m. to 1:40 p.m.

Hoberg moved to amend H. F. No. 1710, as follows:

Page 6, line 2, delete "*community action agencies*,"

Page 6, line 3, before "*other*" add "*with the approval of the county board*,"

Page 6, line 5, after the period delete the remainder of the line

Page 6, delete lines 6, 7, 8 and 9

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called.

Welker moved that those not voting be excused from voting. The motion prevailed.

There were 67 yeas and 64 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed and the amendment was adopted.

Welker moved to amend H. F. No. 1710, as follows:

Page 21, delete lines 25 through 33

Page 22, delete lines 1 through 4

Page 24, delete lines 17 through 20

Renumber the remaining sections as appropriate

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called.

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

There were 33 yeas and 94 nays as follows:

Those who voted in the affirmative were:

Ainley	Forsythe	Kaley	Piepho	Sviggun
Albrecht	Fritz	Kvam	Reding	Thiede
Blatz	Halberg	Levi	Rees	Valento
Crandall	Haukoos	Ludeman	Reif	Waldorf
Dempsey	Hoberg	McDonald	Searles	Welker
Den Ouden	Jennings	Niehaus	Sherwood	
Erickson	Johnson, D.	Peterson, B.	Stowell	

Those who voted in the negative were:

Aasness	Begich	Clark	Evans	Hokanson
Adams	Berglin	Clawson	Ewald	Jacobs
Anderson, B.	Berkelman	Corbid	Faricy	Johnson, C.
Anderson, D.	Biersdorf	Dean	Fjoslien	Jude
Anderson, G.	Brinkman	Drew	Friedrich	Kahn
Anderson, I.	Byrne	Eken	Fudro	Kalis
Anderson, R.	Carlson, L.	Elioff	Greenfield	Kelly
Battaglia	Casserly	Ellingson	Heinitz	Kempe

Knickerbocker	Minne	Onnen	Rose	Vanasek
Kostohryz	Moe	Osthoff	Rothenberg	Voss
Kroening	Munger	Otis	Sarna	Weaver
Laidig	Murphy	Patton	Schreiber	Welch
Long	Nelsen, B.	Pehler	Sieben, H.	Wenzel
Luknic	Nelsen, M.	Peterson, D.	Sieben, M.	Wieser
Mann	Nelson	Pleasant	Simoneau	Wigley
McCarron	Norman	Prahl	Stadum	Wynia
McEachern	Novak	Redalen	Stoa	Zubay
Mehrkens	Nysether	Rice	Swanson	Spkr. Norton
Metzen	Olsen	Rodriguez	Tomlinson	

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

Fritz was excused from 1:45 p.m. to 2:10 p.m.

Fjoslien and Nelsen, M., offered an amendment to H. F. No. 1710.

POINT OF ORDER

Sieben, M., raised a point of order pursuant to rule 3.10 that the amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

Fjoslien appealed the decision of the chair.

A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of the Speaker stand as the judgment of the House?" The roll was called and there were 86 yeas and 46 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Aasness	Ainley	Albrecht	Biersdorf	Carlson, D.
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Crandall	Heinitz	Ludeman	Peterson, B.	Valento
Dempsey	Hoberg	McDonald	Piepho	Welker
Den Ouden	Jennings	Mehrkens	Redalen	Wieser
Drew	Johnson, D.	Nelsen, B.	Rees	Wigley
Esau	Kaley	Nelsen, M.	Rothenberg	Zubay
Ewald	Knickerbocker	Niehaus	Schreiber	
Fjoslien	Kvam	Norman	Searle	
Forsythe	Laidig	Olsen	Searles	
Friedrich	Levi	Onnen	Sviggum	

So it was the judgment of the House that the decision of the Speaker should stand.

Crandall moved to amend H. F. No. 1710, as follows:

Page 4, line 18, delete "\$10" and insert "\$50"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called.

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

There were 61 yeas and 67 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Schreiber moved to amend H. F. No. 1710, as follows:

Page 7, delete lines 19 and 20

Page 7, line 21, delete "*addition, a household*"

Page 7, line 23, delete "*three*" and insert "*eight*"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called.

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

There were 44 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Aasness	Fjoslien	Kalis	Nysether	Stowell
Ainley	Forsythe	Kvam	Onnen	Sviggum
Albrecht	Friedrich	Laidig	Peterson, B.	Thiede
Crandall	Halberg	Levi	Rees	Valento
Dempsey	Haukoos	Ludeman	Rose	Welker
Den Ouden	Heap	McDonald	Schreiber	Wieser
Erickson	Heinitz	Mehrkens	Searles	Wigley
Esau	Jennings	Nelsen, B.	Sherwood	Zubay
Ewald	Kaley	Niehaus	Stadum	

Those who voted in the negative were:

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

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

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1121:

Sieben, H.; Eken; Casserly; Pehler; and Schreiber.

CONSIDERATION UNDER RULE 1.10, Continued

Ludeman moved to amend H. F. No. 1710, as follows:

Page 21, line 25, delete "*The*"

Page 21, line 26, delete "*University of Minnesota*" insert "*Southwest State University*"

Page 24, line 17, delete "*the University of Minnesota*" insert "*Southwest State University*"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called.

Heinitz moved that those not voting be excused from voting. The motion prevailed.

There were 56 yeas and 76 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Kaley	Patton	Sviggum
Ainley	Esau	Kvam	Pehler	Thiede
Albrecht	Evans	Laidig	Peterson, B.	Valento
Anderson, B.	Fjoslien	Levi	Piepho	Weaver
Biersdorf	Friedrich	Ludeman	Pleasant	Welker
Blatz	Fritz	Luknic	Rees	Wieser
Brinkman	Haukoos	Mann	Reif	Wigley
Carlson, D.	Heinitz	McDonald	Rose	Zubay
Crandall	Hoberg	Mehrkens	Searles	
Dempsey	Jennings	Niehaus	Sherwood	
Den Ouden	Johnson, D.	Nysether	Stadum	
Drew	Jude	Onnen	Stowell	

Those who voted in the negative were:

Adams	Casserly	Fudro	Knickerbocker	Murphy
Anderson, D.	Clark	Greenfield	Kostohryz	Nelsen, B.
Anderson, G.	Clawson	Halberg	Kroening	Nelsen, M.
Anderson, I.	Corbid	Hokanson	Lehto	Nelson
Anderson, R.	Dean	Jacobs	Long	Norman
Battaglia	Eken	Jaros	McCarron	Novak
Begich	Elioff	Johnson, C.	McEachern	Olsen
Berglin	Ellingson	Kahn	Metzen	Osthoff
Berkelman	Ewald	Kalis	Minne	Otis
Byrne	Faricy	Kelly	Moe	Peterson, D.
Carlson, L.	Forsythe	Kempe	Munger	Prahl

Redalen	Sarna	Stoa	Voss	Spkr. Norton
Reding	Searle	Swanson	Waldorf	
Rice	Sieben, H.	Tomlinson	Welch	
Rodriguez	Sieben, M.	Valan	Wenzel	
Rothenberg	Simoneau	Vanasek	Wynia	

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

H. F. No. 1710, A bill for an act relating to energy; stating legislative energy policy; providing grants and assistance for community energy planning; assessment of fees for residential energy audits; providing grants for residential heating costs and weatherization; providing guidelines for a state plan for spending federal money; reimbursing counties for heating emergency assistance expenses; defining large energy facilities; authorizing subdivisions to levy for certain energy related activities; providing grants for energy research and development projects; providing education on building energy efficiency; energy audits; ethanol plant demonstration project; creating the alcohol fuels information center; directing the public service commission to establish a pilot project allowing utilities to make conservation investments for customers; appropriating money; amending Minnesota Statutes 1978, Sections 116H.01; 116H.087; 116H.12, Subdivision 11; 216B.16, by adding a subdivision; 275.50, by adding a subdivision; 462A.05, by adding a subdivision; 462A.21, by adding a subdivision; Chapter 216B, by adding a section; Minnesota Statutes, 1979 Supplement, Sections 116H.02, Subdivision 5; 116H.085; 116H.13, Subdivisions 3 and 7; 116H.22; and 268.37; repealing Minnesota Statutes 1978, Sections 116H.125; and 325.986, Subdivisions 1 and 2.

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

The question was taken on the passage of the bill and the roll was called. There were 96 yeas and 38 nays as follows:

Those who voted in the affirmative were:

Adams	Corbid	Johnson, C.	Moe	Reding
Anderson, B.	Dean	Johnson, D.	Munger	Rees
Anderson, D.	Drew	Jude	Murphy	Reif
Anderson, G.	Eken	Kahn	Nelsen, B.	Rice
Anderson, I.	Elioff	Kelly	Nelsen, M.	Rodriguez
Anderson, R.	Ellingson	Kempe	Nelson	Rose
Battaglia	Evans	Kostohryz	Norman	Sarna
Begich	Ewald	Kroening	Novak	Sherwood
Berglin	Faricy	Laidig	Nysether	Sieben, H.
Berkelman	Fjoslien	Lehto	Onnen	Sieben, M.
Blatz	Fritz	Long	Osthoff	Simoneau
Brinkman	Fudro	Luknic	Otis	Stadum
Byrne	Greenfield	Mann	Patton	Stoa
Carlson, D.	Heap	McCarron	Pehler	Swanson
Carlson, L.	Hoberg	McEachern	Peterson, B.	Tomlinson
Casserly	Hokanson	Mehrkens	Peterson, D.	Valan
Clark	Jacobs	Metzen	Pleasant	Vanasek
Clawson	Jaros	Minne	Prahl	Voss

Waldorf
Weaver

Welch

Wenzel

Wynia

Spkr. Norton

Those who voted in the negative were:

Aasness	Esau	Kalis	Piepho	Thiede
Ainley	Forsythe	Knickerbocker	Redalen	Valento
Albrecht	Friedrich	Kvam	Rothenberg	Welker
Biersdorf	Halberg	Levi	Schreiber	Wieser
Crandall	Haukoos	Ludeman	Searle	Wigley
Dempsey	Heinitz	McDonald	Searles	Zubay
Den Ouden	Jennings	Niehaus	Stowell	
Erickson	Kaley	Olsen	Sviggum	

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

CALL OF THE HOUSE LIFTED

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

H. F. No. 1662, A bill for an act relating to state government; providing for a demonstration job-sharing project in state government; appropriating money.

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 116 yeas and 10 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dempsey	Jennings	Ludeman	Stowell	Welker
Fjoslien	Kvam	Nysether	Thiede	Wigley

The bill was passed and its title agreed to.

H. F. No. 251, A bill for an act relating to local government; permitting self insurance of health benefits; authorizing joint self insurance; amending Minnesota Statutes 1978, Section 471.616, Subdivision 1; Section 60A.23, by adding a subdivision; and Chapter 471, by adding a section; repealing Minnesota Statutes, 1979 Supplement, Section 471.61, Subdivision 1b.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 262, A bill for an act relating to local government; permitting self insurance for local governments; authorizing insurance pooling; amending Minnesota Statutes 1978, Sections 60A.02, Subdivisions 3 and 4; 79.01, Subdivisions 2 and 3; and Chapter 471, by adding sections.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1443, A bill for an act relating to transportation; providing for a transportation board; providing for transfer of certain duties, powers and functions of the public service commission and the commissioner of transportation to the transportation regulation board; regulating railroads and other common carriers of persons or property for hire; providing penalties; appropriating funds; amending Minnesota Statutes 1978, Sections 174.02, Subdivision 4; 174.03, Subdivision 2; 174.10, Subdivisions 1, 3, 4; 218.011, Subdivision 7; 218.021; 218.025; 218.031, Subdivisions 1, 6, 8, 10; 218.041; 218.071; 219.03; 219.14; 219.23; 219.24; 219.25; 219.27; 219.28; 219.383; 219.39; 219.40; 219.41; 219.42; 219.43; 219.46, Subdivision 7; 219.47; 219.51; 219.52; 219.54; 219.55; 219.562, Subdivision 3; 219.65; 219.681; 219.70; 219.71; 219.741; 219.85; 219.86; 219.87; 221.011, Subdivisions 2b, 15; 221.021; 221.031, Subdivision 1; 221.041; 221.051; 221.061; 221.071; 221.081; 221.101; 221.121; 221.131; 221.141, Subdivision 2; 221.151; 221.161; 221.171; 221.181; 221.221; 221.261; 221.271; 221.281; 221.291, Subdivision 1; 221.293; 221.295; 221.296, Subdivisions 2, 3, 4, 8; 221.55; 221.68; and Minnesota Statutes, 1979 Supplement, Sections 15A.081, Subdivision 1; and 221.011, Subdivision 22; repealing Minnesota Statutes 1978, Section 219.742.

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

The bill was passed and its title agreed to.

S. F. No. 654, A bill for an act relating to human services; providing state recognition and financial grants to volunteer programs for retired senior citizens; appropriating money.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 975, A bill for an act relating to cemeteries; providing for the preservation of burial grounds; eliminating obsolete provisions; imposing penalties; appropriating money; amending Minnesota Statutes 1978, Section 307.08; repealing Minnesota Statutes 1978, Section 149.07.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 733, A bill for an act relating to veterans; increasing the maximum amount of certain educational grants to certain persons; appropriating money; amending Minnesota Statutes 1978, Sections 197.11; and 197.75, Subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1841, A bill for an act relating to state government; providing for certain historical memorials; providing an appropriation.

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	Anderson, B.	Anderson, R.	Berkelman	Byrne
Adams	Anderson, D.	Battaglia	Biersdorf	Carlson, L.
Ainley	Anderson, G.	Begich	Blatz	Casserly
Albrecht	Anderson, I.	Berglin	Brinkman	Clark

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

The bill was passed and its title agreed to.

Pursuant to rule 1.10, Sieben, H., requested immediate consideration of H. F. No. 1047 and S. F. No. 507.

H. F. No. 1047 was reported to the House and given its third reading.

MOTION FOR RECONSIDERATION

Wieser moved that the action whereby H. F. No. 1047 was given its third reading be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the motion to reconsider and the roll was called. There were 67 yeas and 62 nays as follows:

Those who voted in the affirmative were:

Aasness	Fjoslien	Kvam	Piepho	Sviggum
Ainley	Forsythe	Laidig	Pleasant	Thiede
Begich	Friedrich	Levi	Redalen	Tomlinson
Berkelman	Fritz	Ludeman	Reding	Valan
Biersdorf	Halberg	McDonald	Rees	Valento
Blatz	Haukoos	McEachern	Reif	Waldorf
Carlson, D.	Heap	Mehrkens	Rose	Weaver
Crandall	Heinitz	Nelsen, B.	Sarna	Welker
Dempsey	Hoberg	Niehaus	Schreiber	Wieser
Den Ouden	Jennings	Norman	Searle	Wigley
Drew	Johnson, D.	Nysether	Searles	Zubay
Erickson	Kaley	Olsen	Sherwood	
Esau	Kempe	Onnen	Stadum	
Ewald	Knickerbocker	Peterson, B.	Stowell	

Those who voted in the negative were:

Adams	Clawson	Kahn	Murphy	Sieben, M.
Albrecht	Corbid	Kalis	Nelsen, M.	Simoneau
Anderson, B.	Dean	Kostohryz	Nelson	Stoa
Anderson, D.	Eken	Kroening	Novak	Swanson
Anderson, G.	Elioff	Lehto	Osthoff	Vanasek
Anderson, R.	Ellingson	Long	Otis	Voss
Battaglia	Evans	Luknic	Patton	Welch
Berglin	Faricy	Mann	Pehler	Wenzel
Brinkman	Fudro	McCarron	Peterson, D.	Wynia
Byrne	Hokanson	Metzen	Prahl	Spkr. Norton
Carlson, L.	Jacobs	Minne	Rice	
Casserly	Johnson, C.	Moe	Rodriguez	
Clark	Jude	Munger	Sieben, H.	

The motion prevailed.

Thiede moved to amend H. F. No. 1047, as follows:

Page 3, line 18, delete the colon

Page 3, line 19, delete "(a)"

Page 3, delete lines 24 to 32

Page 3, line 23 delete "; and" and insert a period

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 77 yeas and 52 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Kaley	Onnen	Stadum
Ainley	Erickson	Kelly	Peterson, B.	Stowell
Albrecht	Esau	Kempe	Piepho	Sviggum
Anderson, B.	Evans	Knickerbocker	Pleasant	Swanson
Battaglia	Ewald	Kostohryz	Prahl	Thiede
Begich	Fjoslien	Kroening	Redalen	Valan
Berkelman	Forsythe	Kvam	Rees	Valento
Biersdorf	Friedrich	Laidig	Reif	Waldorf
Blatz	Fritz	Levi	Rodriguez	Weaver
Brinkman	Halberg	Ludeman	Rose	Welker
Carlson, D.	Haukoos	McDonald	Rothenberg	Wieser
Clawson	Heap	McEachern	Sarna	Wigley
Crandall	Heinitz	Mehrkins	Schreiber	Zubay
Dean	Hoberg	Niehaus	Searle	
Dempsey	Jennings	Nysether	Searles	
Den Ouden	Johnson, D.	Olsen	Sherwood	

Those who voted in the negative were:

Adams	Clark	Jacobs	Luknic	Nelsen, B.
Anderson, D.	Corbid	Jaros	Mann	Nelsen, M.
Anderson, G.	Eken	Johnson, C.	McCarron	Nelson
Anderson, R.	Elioff	Jude	Metzen	Norman
Berglin	Ellingson	Kahn	Minne	Novak
Byrne	Fudro	Kalis	Moe	Otis
Carlson, L.	Greenfield	Lehto	Munger	Patton
Casserly	Hokanson	Long	Murphy	Pehler

Peterson, D.	Sieben, H.	Stoa	Voss	Wynia
Reding	Sieben, M.	Tomlinson	Wenzel	
Rice	Simoneau	Vanasek		

The motion prevailed and the amendment was adopted.

Kvam moved that H. F. No. 1047, as amended, be returned to General Orders.

A roll call was requested and properly seconded.

The question was taken on the Kvam motion and the roll was called. There were 11 yeas and 112 nays as follows:

Those who voted in the affirmative were:

Albrecht	Fritz	McDonald	Piepho	Searles
Dempsey	Kvam	Peterson, B.	Searle	Wigley
Den Ouden				

Those who voted in the negative were:

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

The motion did not prevail.

H. F. No. 1047, A bill for an act relating to county and county regional jails; providing for establishment and use of county jails and county regional jails and the financing thereof by county contributions and bonds and municipal revenue bonds and leases; amending Minnesota Statutes 1978, Sections 385.18, Subdivision 3; 474.01, Subdivisions 7a and 8, and by adding a subdivision; 474.02, by adding a subdivision; 641.23; 641.24; 641.262, Subdivision 1; 641.263, Subdivision 2; 641.264, Subdivision 1; 641.265; and 642.04.

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

The question was taken on the passage of the bill and the roll was called. There were 111 yeas and 20 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ainley	Erickson	Heap	Kvam	Pleasant
Albrecht	Fjoslien	Hoberg	Ludeman	Searle
Biersdorf	Friedrich	Jennings	Niehaus	Wigley
Drew	Fritz	Kaley	Peterson, B.	Zubay

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

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 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	Anderson, B.	Anderson, R.	Berkelman	Byrne
Adams	Anderson, D.	Battaglia	Biersdorf	Carlson, D.
Ainley	Anderson, G.	Begich	Blatz	Carlson, L.
Albrecht	Anderson, I.	Berglin	Brinkman	Casserly

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

The bill was passed and its title agreed to.

SPECIAL ORDERS

H. F. No. 2090 was reported to the House.

Battaglia moved to amend H. F. No. 2090, as follows :

Strike everything after the enacting clause and insert :

"Section 1. Notwithstanding the provisions of Minnesota Statutes, Section 340.14, Subdivision 5, or any other law to the contrary, any Sunday on-sale intoxicating liquor license issued to a licensed premises in unorganized territory of Lake county without an election on the question is hereby legalized and validated.

Sec. 2. This act is effective upon compliance with Minnesota Statutes, Section 645.021, Subdivision 3."

Further amend the title as follows :

Delete lines 2 to 6 and insert :

"relating to Lake County; validating the issuance of a Sunday on-sale intoxicating liquor license."

The motion prevailed and the amendment was adopted.

Evans offered an amendment to H. F. No. 2090.

POINT OF ORDER

Casserly raised a point of order pursuant to rule 3.9 that the amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

Simoneau offered an amendment to H. F. No. 2090, as amended.

POINT OF ORDER

McDonald raised a point of order pursuant to rule 3.9 that the amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

Kempe offered an amendment to H. F. No. 2090, as amended.

POINT OF ORDER

Simoneau raised a point of order pursuant to rule 3.9 that the amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

H. F. No. 2090, A bill for an act relating to Lake County; validating the issuance of a Sunday on-sale intoxicating liquor license.

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

The question was taken on the passage of the bill and the roll was called. There were 110 yeas and 17 nays as follows:

Those who voted in the affirmative were:

Adams	Corbid	Hoberg	McCarron	Piepho
Ainley	Crandall	Hokanson	McDonald	Redalen
Anderson, B.	Dean	Jacobs	McEachern	Reding
Anderson, D.	Dempsey	Jaros	Mehrkens	Rees
Anderson, G.	Drew	Jennings	Metzen	Reif
Anderson, I.	Eken	Johnson, C.	Minne	Rice
Anderson, R.	Elioff	Johnson, D.	Moe	Rodriguez
Battaglia	Ellingson	Jude	Murphy	Rose
Begich	Evans	Kahn	Nelson	Rothenberg
Berkelman	Ewald	Kaley	Norman	Sarna
Biersdorf	Faricy	Kalis	Novak	Schreiber
Blatz	Friedrich	Kelly	Nysether	Searles
Brinkman	Fritz	Knickerbocker	Olsen	Sieben, H.
Byrne	Fudro	Kostohryz	Osthoff	Sieben, M.
Carlson, D.	Greenfield	Kroening	Otis	Simoneau
Carlson, L.	Halberg	Levi	Patton	Stadum
Casserly	Haukoos	Long	Pehler	Stoa
Clark	Heap	Luknic	Peterson, B.	Stowell
Clawson	Heinitz	Mann	Peterson, D.	Sviggum

Swanson
Tomlinson
Valan

Valento
Vanasek
Voss

Waldorf
Weaver
Welch

Wenzel
Wieser
Wigley

Wynia
Zubay
Spkr. Norton

Those who voted in the negative were:

Aasness
Albrecht
Den Ouden
Erickson

Esau
Fjoslien
Kempe
Kvam

Laidig
Ludeman
Niehaus
Onnen

Pleasant
Searle
Sherwood
Thiede

Welker

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

S. F. No. 2122 was reported to the House.

Peterson, D., moved that S. F. No. 2122 be continued on Special Orders for one day. The motion prevailed.

H. F. No. 2237 was reported to the House.

Murphy moved that H. F. No. 2237 be continued on Special Orders for one day. The motion prevailed.

S. F. No. 1708 was reported to the House.

Rice moved that S. F. No. 1708 be re-referred to the Committee on Labor-Management Relations.

A roll call was requested and properly seconded.

CALL OF THE HOUSE

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

Aasness
Adams
Ainley
Albrecht
Anderson, B.
Anderson, D.
Anderson, G.
Anderson, I.
Anderson, R.
Battaglia
Begich
Berglin
Berkelman
Biersdorf
Blatz
Brinkman
Byrne
Carlson, D.
Carlson, L.
Casserly
Clark

Clawson
Corbid
Crandall
Dean
Dempsey
Den Ouden
Drew
Eken
Elioff
Ellingson
Erickson
Esau
Evans
Ewald
Faricy
Fjoslien
Forsythe
Friedrich
Fritz
Fudro
Greenfield

Halberg
Haukoos
Heap
Heinitz
Hoberg
Hokanson
Jacobs
Jaros
Jennings
Johnson, D.
Jude
Kahn
Kaley
Kalis
Kelly
Kempe
Kroening
Kvam
Laidig
Lehto
Levi

Long
Ludeman
Luknic
Mann
McCarron
McDonald
McEachern
Mehrkens
Metzen
Minne
Munger
Murphy
Nelsen, B.
Nelsen, M.
Nelson
Niehaus
Novak
Nysether
Onnen
Osthoff
Otis

Patton
Pehler
Peterson, B.
Peterson, D.
Piepho
Pleasant
Prah
Redalen
Reding
Rees
Reif
Rice
Rodriguez
Rose
Rothenberg
Sarna
Schreiber
Searle
Searles
Sherwood
Sieben, H.

Sieben, M.	Sviggum	Vanasek	Wenzel	Spkr. Norton
Simoneau	Swanson	Voss	Wieser	
Stadum	Thiede	Weaver	Wigley	
Stoa	Tomlinson	Welch	Wynia	
Stowell	Valento	Welker	Zubay	

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

Kaley moved that S. F. No. 1708 be continued on Special Orders for one day. The motion prevailed.

H. F. No. 1362 was reported to the House.

Rees moved that H. F. No. 1362 be returned to General Orders. The motion prevailed.

H. F. No. 1878 was reported to the House.

Kelly moved to amend H. F. No. 1878 as follows:

Page 2, delete lines 9 to 25

Page 4, line 26, delete "8" and insert "7"

Renumber sections accordingly

Further amend the title:

Lines 5 and 6, delete "providing for mandatory uninsured motorist coverage;"

Line 8, delete "65B.49, by"

Line 9, delete "adding a subdivision;"

The motion prevailed and the amendment was adopted.

Sieben, H., moved to amend H. F. No. 1878, as amended, as follows:

Page 3, line 1, after the period, insert:

"Where worker's compensation or medicare benefits paid or payable are primary, the reparation obligor shall make an appropriate rebate or reduction in the premiums of the plan of reparation security. The amount of the rebate or rate reduction shall be not less than the amount of the projected reduction in benefits and claims for which the reparation obligor will be liable on that class of risks. The projected reduction or rebate in benefits and claims shall be based upon sound actuarial principles."

The motion prevailed and the amendment was adopted.

Friedrich was excused from 4:30 p.m. to 5:30 p.m.

H. F. No. 1878, A bill for an act relating to no-fault automobile insurance; coordinating benefits with medicare and workers' compensation; extending eligibility for the assigned claims plan; providing for mandatory uninsured motorist coverage; eliminating certain mandatory offers; amending Minnesota Statutes 1978, Sections 65B.46, Subdivision 2; 65B.61, Subdivisions 1 and 2, and by adding subdivisions; 65B.64, Subdivision 1; repealing Minnesota Statutes 1978, Section 65B.49, Subdivisions 5 and 6.

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

The question was taken on the passage of the bill and the roll was called.

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

There were 61 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Ainley	Fritz	Mann	Reding	Valento
Albrecht	Greenfield	McDonald	Rees	Voss
Anderson, B.	Haukoos	Mehrrens	Reif	Waldorf
Anderson, G.	Heap	Moe	Rose	Weaver
Biersdorf	Heinitz	Munger	Searle	Welker
Blatz	Jennings	Nelsen, B.	Searles	Wieser
Brinkman	Kaley	Nelsen, M.	Sherwood	Wynia
Dean	Kalis	Norman	Stowell	Zubay
Den Ouden	Kelly	Novak	Sviggum	Spkr. Norton
Drew	Kostohryz	Nysether	Swanson	
Eken	Kvam	Onnen	Thiede	
Evans	Levi	Pleasant	Tomlinson	
Forsythe	Ludeman	Redalen	Valan	

Those who voted in the negative were:

Aasness	Crandall	Jaros	Murphy	Sarna
Adams	Dempsey	Johnson, C.	Nelson	Schreiber
Anderson, D.	Elioff	Jude	Niehaus	Sieben, H.
Anderson, I.	Ellingson	Kahn	Olsen	Sieben, M.
Battaglia	Erickson	Kempe	Osthoff	Simoneau
Begich	Esau	Knickerbocker	Otis	Stadum
Berglin	Ewald	Kroening	Patton	Stoa
Byrne	Faricy	Laidig	Pehler	Vanasek
Carlson, D.	Fjoslien	Long	Peterson, B.	Welch
Carlson, L.	Fudro	Luknic	Peterson, D.	Wenzel
Casserly	Halberg	McCarron	Piepho	Wigley
Clark	Hoberg	McEachern	Prahl	
Clawson	Hokanson	Metzen	Rice	
Corbid	Jacobs	Minne	Rodriguez	

The bill was not passed, as amended.

Reif was excused from 4:50 p.m. to 5:30 p.m.

H. F. No. 2268, A bill for an act relating to financial institutions; authorizing examinations of certain bank holding com-

panies; providing for the institution of cease and desist proceedings and the issuance of temporary orders; amending Minnesota Statutes 1978, Section 46.24; and Minnesota Statutes, 1979 Supplement, Section 46.04.

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.

Peterson, B., moved that those not voting be excused from voting. The motion prevailed.

There were 128 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	Fritz	Long	Peterson, B.	Valan
Berkelman	Fudro	Ludeman	Peterson, D.	Valento
Biersdorf	Greenfield	Luknic	Piepho	Vanasek
Blatz	Halberg	Mann	Pleasant	Waldorf
Brinkman	Haukoos	McCarron	Prahl	Weaver
Byrne	Heap	McDonald	Redalen	Welch
Carlson, D.	Heinitz	McEachern	Reding	Welker
Carlson, L.	Hoberg	Mehrkens	Rees	Wenzel
Casserly	Hokanson	Metzen	Rice	Wieser
Clark	Jacobs	Minne	Rodriguez	Wigley
Clawson	Jaros	Moe	Rose	Wynia
Corbid	Jennings	Munger	Rothenberg	Zubay
Dean	Johnson, C.	Murphy	Sarna	Spkr. Norton
Dempsey	Johnson, D.	Nelsen, B.	Schreiber	
Den Ouden	Jude	Nelsen, M.	Searles	

The bill was passed and its title agreed to.

H. F. No. 2320 was reported to the House.

Long moved that H. F. No. 2320 be continued on Special Orders for one day. The motion prevailed.

H. F. No. 2429, A bill for an act relating to usury; changing the penalty for usurious loans made by state banks and savings banks; amending Minnesota Statutes 1978, Sections 334.02; 334.03; and Chapter 48, by adding a section.

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

The question was taken on the passage of the bill and the roll was called. There were 125 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Prahl

The bill was passed and its title agreed to.

S. F. No. 1166 was reported to the House.

Osthoff moved that S. F. No. 1166 be continued on Special Orders for one day. The motion prevailed.

S. F. No. 1054, A bill for an act relating to Morrison County; allowing free, nonsubscription publications to qualify as legal newspapers in Morrison County.

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 115 yeas and 9 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht	Dempsey	McEachern	Peterson, B.	Thiede
Anderson, D.	Kvam	Onnen	Pleasant	

The bill was passed and its title agreed to.

CALL OF THE HOUSE LIFTED

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

Pehler was excused while in conference committee.

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

The bill was read for the 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 5 nays as follows:

Those who voted in the affirmative were:

Aasness	Albrecht	Anderson, D.	Anderson, I.	Battaglia
Adams	Anderson, B.	Anderson, G.	Anderson, R.	Begich

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

Those who voted in the negative were:

Ainley	Drew	Erickson	Ludeman	Welker
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The bill was passed and its title agreed to.

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

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

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

Those who voted in the affirmative were:

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

Rees	Searle	Stowell	Vanasek	Wieser
Rice	Searles	Sviggum	Voss	Wigley
Rodriguez	Sherwood	Swanson	Waldorf	Wynia
Rose	Sieben, M.	Thiede	Weaver	Zubay
Rothenberg	Simoneau	Tomlinson	Welch	Spkr. Norton
Sarna	Stadum	Valan	Welker	
Schreiber	Stoa	Valento	Wenzel	

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Reports of Chief Clerk.

REPORTS OF CHIEF CLERK

S. F. No. 1865 and H. F. No. 1925, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Crandall moved that the rules be so far suspended that S. F. No. 1865 be substituted for H. F. No. 1925 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

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

H. F. No. 1619, A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Section 3; removing the requirement that notaries public be approved by the senate.

Reported the same back with the following amendments:

Page 2, after line 15, insert a new section to read:

"Sec. 3. Minnesota Statutes 1978, Section 359.01, is amended to read:

359.01 [COMMISSION.] The governor may appoint and commission as notaries public (, BY AND WITH THE ADVICE AND CONSENT OF THE SENATE,) as many citizens of this state, over the age of 18 years, resident in the county for which appointed, as he deems necessary. The fee for each commission shall not exceed \$10, and shall be paid to the governor's private secretary."

Further amend the title:

Page 1, line 5, after "senate" insert "; amending Minnesota Statutes 1978, Section 359.01"

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

The report was adopted.

Voss from the Committee on Appropriations to which was referred:

H. F. No. 1655, A bill for an act relating to pollution; recognizing the extent and severity of the problem of acid precipitation; appropriating funds and designating state agencies and departments to conduct activities designed to identify, control and abate acid precipitation.

Reported the same back with the following amendments:

Page 1, line 19, delete the comma and insert "and"

Page 1, line 20, delete "and educational"

Page 2, line 1, after the second comma, insert "and"

Page 2, line 4, delete ", and educate the public by" and insert a period

Page 2, delete lines 5 and 6

Page 2, line 8, delete ", board,"

Page 2, line 10, delete "and public education"

Page 2, line 11, delete "programs,"

Page 2, line 15, delete ", as well as educating the general public" and insert a colon

Page 2, delete line 16

Page 2, line 18, in the blank insert "52,283"

Page 2, line 20, in the blank insert "24,287"

Page 2, line 22, in the blank insert "23,430"

Page 2, line 22, delete the semi-colon and insert a period

Page 2, after line 22, insert "The agency and departments are each authorized to increase their complement by one full-time position."

Page 2, delete lines 23 to 26

Page 2, line 31, delete the comma and insert "and"

Page 2, line 32, delete ", and reporting to" and insert ". It is a condition of acceptance of the appropriations made by this section that each agency or department receiving an appropriation shall submit work programs and semi-annual progress reports in a form determined by the legislative commission on Minnesota resources. None of the monies provided in this section may be expended unless the commission has approved the pertinent work program."

Page 2, delete line 33

Page 3, delete lines 1 and 2

Page 3, after line 7, insert a new section to read:

"Sec. 3. The Minnesota environmental education board shall conduct a program of public education on acid precipitation. The board shall report on the progress of the program to the respective chairmen of the house committee on environment and natural resources and the senate committee on agriculture and natural resources by January 15, 1981."

Renumber remaining section

With the recommendation that when so amended the bill pass.

The report was adopted.

Voss from the Committee on Appropriations to which was referred:

H. F. No. 2023, A bill for an act relating to waste management; establishing a waste management board and a legislative commission; establishing a state government resource recovery program; establishing solid waste planning assistance and demonstration programs; providing for the issuance of state waste management bonds; providing for the establishment of solid waste management districts; requiring hazardous waste management planning and development; establishing procedures for the review and approval of permits for waste facilities; authorizing debt; appropriating money; amending Minnesota Statutes 1978, Sections 116.06, Subdivisions 9, 10, 13, and by adding subdivisions; 116.07, Subdivisions 2, 4, 4a, and by adding subdivisions; 116.081, Subdivision 1; 116.101; 116.41; 400.03, Subdivision 1; 400.04; 400.06; 400.07; 400.13; 400.16; 400.161; 473.121, by adding a subdivision; 473.149; 473.502; 473.516; 473.801, Subdivision 1; 473.802; 743.803; 473.811; 473.813; 473.823, Subdivision 3, and by adding a subdivision; Chapter 400, by adding

a section; and Chapter 473, by adding sections; repealing Minnesota Statutes 1978, Sections 116F.02, Subdivisions 3, 4, and 5; 116F.03; 116F.04; 116F.05, Subdivision 2; 400.03, Subdivisions 2 to 7; 473.121, Subdivisions 27 to 31c; 473.823, Subdivisions 1, 2, and 4; and Laws 1978, Chapter 728, Section 7.

Reported the same back with the following amendments:

Page 8, line 22, delete "*and impact*"

Page 8, line 30, delete "*and the public costs of evaluating*" and insert "*which provided funds used to acquire the property and to evaluate*"

Page 17, line 23, delete "*shall*" and insert "*may*"

Page 21, line 24, delete "*and approve*"

Page 22, after line 1, insert:

"Subd. 5. The commission shall study alternative methods of insuring that an adequate supply of solid waste will be available to resource recovery facilities and report to the appropriate policy committees of the house of representatives and senate before January 1, 1982. The commission shall, at a minimum, consider the relative merits of the required use provisions described in article VIII, section 9, article IX, section 8, and article X, section 14, and other mechanisms designed to facilitate resource recovery by raising costs of landfill alternatives or lowering costs of disposal at resource recovery facilities."

Renumber the following subdivision accordingly

Page 49, line 6, delete "*Commencing July 1, 1981,*"

Page 49, line 11, after "*agency*" insert "*pursuant to rules promulgated under chapter 15*"

Page 49, line 13, delete "*The*"

Page 49, delete lines 14 to 15

Page 49, line 16, delete "*area.*"

Page 49, line 17, delete "*existing agency rules and*"

Page 52, line 6, delete "*Commencing July 1, 1981,*"

Page 53, line 7, after "*provide*" insert "*funds for*"

Page 53, line 8, delete "*approved*" and insert "*engaged*"

Page 54, line 9, delete "*the money*"

Page 54, line 10, delete "*appropriated for the demonstration*"

Page 54, line 10, after "*program*" insert "*funds, excluding those available under sections 6 to 8,*"

Page 55, line 22, delete "GRANTS AND"

Page 55, line 22, delete "*Of*" and insert "*The*"

Page 55, line 24, delete "*, at least 70 percent*"

Page 55, line 25, delete everything after "*loans*"

Page 55, delete lines 26 to 29 and insert a period

Page 55, line 31, delete "*grant or*"

Page 56, line 7, delete "*grant or*"

Page 58, line 12, delete "*and impact*"

Page 58, line 13, delete "*granted or*"

Page 59, line 2, after "*agency*" insert "*or board*"

Page 59, line 14, after "*agency*" insert "*or board*"

Page 62, line 11, delete "\$100,000,000" and insert "\$3,800,000 for the purpose of the capital assistance program under article VI, sections 6 and 8, and, upon request of the board, to sell such bonds in the amount of up to \$6,200,000 for the purpose of acquiring real property and interests in real property for hazardous waste facility sites and surrounding buffer areas as authorized by article II, section 3, subdivision 4. The bonds shall be sold"

Page 62, line 14, delete everything after the period

Page 62, delete lines 15 to 19

Page 62, line 20, delete everything before "*The*"

Page 62, line 26, delete "*the loans and grants*" and insert "*disbursements*"

Page 62, line 27, delete "*the loans and grants*" and insert "*disbursements*"

Page 62, line 29, after "*agency*" insert "*and board*"

Page 90, line 16, delete "3" and insert "1b"

Page 91, line 7, delete "2" and insert "1a"

Page 91, line 13, delete "2" and insert "1a"

Page 91, line 16, delete "2" and insert "1a"

Page 92, line 8, delete "3" and insert "1b"

Page 92, line 32, delete "15" and insert "16"

Page 93, line 6, delete "15" and insert "16"

Page 94, line 18, delete "7" and insert "2e"

Page 94, line 21, delete "15" and insert "16"

Page 94, line 21, delete "13" and insert "14"

Page 94, line 29, delete "5" and insert "2c"

Page 94, line 30, delete "6" and insert "2d"

Page 96, line 25, delete "9" and insert "4"

Page 100, line 2, delete "10" and insert "5c"

Page 100, line 20, delete "13" and insert "14"

Page 100, line 21, delete "16" and insert "17"

Page 107, line 19, delete "15" and insert "16"

Page 110, line 1, delete "13" and insert "14"

Page 110, line 8, delete "13" and insert "14"

Page 112, line 29, delete "13" and insert "14"

Page 112, line 29, delete "16" and insert "17"

Page 113, line 8, delete "16" and insert "17"

Page 113, lines 8, 13, and 30, delete "13" and insert "14"

Page 113, line 13, delete "16" and insert "17"

Page 113, line 30, delete "16" and insert "17"

Page 114, line 12, delete "7" and insert "2e"

Page 114, line 13, delete "15" and insert "16"

Page 114, line 17, delete "12" and insert "13"

Page 123, line 25, delete "15" and insert "16"

Page 124, line 3, delete "15" and insert "16"

Page 124, line 7, delete "15" and insert "16"

Page 124, line 9, delete "7" and insert "2e"

Page 124, line 17, delete "7" and insert "2e"

Page 144, line 5, to page 146, line 2, delete sections 1 to 6 and insert:

"Section 1. Subdivision 1. The joint committee on solid and hazardous waste is abolished. The amount remaining from the appropriation to the joint committee, in Laws 1979, Chapter 333, Section 2, Subdivision 3, shall be reappropriated in accordance with subdivisions 2 and 3.

Subd. 2. Of the amount remaining on the effective date of this act, \$65,000 shall be available for expenditure by the legislative commission established by article II, section 12; \$10,000 shall be reappropriated to the commissioner of economic development for preparation of the reports to the waste management board required in article II, section 6, subdivisions 1 and 2; \$5,000 shall be reappropriated to the director of the state planning agency for preparation of the report to the board required in article II, section 6, subdivision 3; and \$15,000 shall be reappropriated to the Minnesota geologic survey for preparation of a report to the board, by July 1, 1980, assessing the geologic and hydrogeologic suitability of land in the state for hazardous waste facility search areas and sites required to be selected under article II, section 7, and article III, section 5. The report by the geologic survey shall be based on readily available data and shall be conducted in consultation with the United States geologic survey, the pollution control agency, and the departments of health and natural resources.

Subd. 3. The amount remaining on June 30, 1980, shall be reappropriated and added to the amount appropriated to the waste management board in section 2.

Sec. 2. [WASTE MANAGEMENT BOARD.] *Subdivision 1. For the fiscal year ending June 30, 1981, the sum of \$592,000 is appropriated from the general fund to the waste management*

board established in article II, section 1, for the purposes of general operations and management.

Subd. 2. The sum of \$6,200,000 is appropriated from the Minnesota state waste management fund established in article VII to the waste management board for the acquisition of sites and buffer areas for hazardous waste facilities pursuant to article II, section 3, subdivision 4. Of this amount, not more than \$1,200,000 is available for expenditure before June 30, 1981, for costs of staff and independent professional services needed for the selection and acquisition of such sites and buffer areas.

Subd. 3. The approved complement of the board shall be 12 persons. The annual salary of the chairperson of the board, who shall serve full-time, shall be \$35,000. Persons paid by an appropriation in this section shall be in the unclassified service and their continued employment shall be contingent upon the availability of money from the appropriation. When the appropriation has been expended, their positions shall be cancelled and the approved complement of the agency reduced accordingly.

Sec. 3. [POLLUTION CONTROL AGENCY.] *Subdivision 1. For the fiscal year ending June 30, 1981, the sum of \$408,000 is appropriated from the general fund to the pollution control agency for the purpose of carrying out its responsibilities under articles II, III, IV, VI, VII, VIII, IX, X, and XI.*

Subd. 2. For the fiscal year ending June 30, 1981, the sum of \$1,717,000 is appropriated from the general fund to the agency for the purpose of implementing articles V and VI. Of this amount, \$726,000 shall be available for use by the agency for planning assistance and demonstration grants pursuant to articles V and VI, of which no more than 20 percent shall be expended for administration and technical and professional services needed for the program. \$991,000 shall be transferred and reappropriated to the metropolitan council for use in implementing the provisions of chapter 473 and article X. Of the amount transferred to the council, no more than 5 percent shall be available for administration, no more than \$65,000 shall be available for preparation of reports by the council required by article X, section 2, subdivisions 2a and 2c, and the remainder shall be used for making grants to metropolitan counties for solid waste inventories and plans required under chapter 473 and article XI. The appropriation in this subdivision shall be expended only if federal general revenue sharing funds are received in the approximate amount of \$34,000,000 in the federal fiscal year 1981.

Subd. 3. The sum of \$3,800,000 is appropriated from the Minnesota state waste management fund established in article VII to the pollution control agency for the purposes of loans pursu-

ant to the resource recovery facility demonstration program under article VI, sections 6 to 8. Of this amount, not more than \$100,000 may be used for staff and technical and professional services needed for the loan program.

Subd. 4. The approved complement of the agency shall be increased by 14 positions four of which shall be contingent on the availability of federal general revenue sharing funds pursuant to subdivision 2. The positions shall be in the unclassified service and shall be contingent on the availability of money from the appropriation. When the appropriation has been expended, the positions shall be cancelled and the approved complement of the agency reduced accordingly.

Sec. 4. [DEPARTMENT OF ADMINISTRATION.] For the fiscal year ending June 30, 1981, the sum of \$80,000 is appropriated from the general fund to the general services revolving fund, resource recovery account, to be used by the commissioner of administration for the implementation and operation of the state government resource recovery program under article II, section 12. The complement of the department is increased by three positions. Two of these positions shall be in the unclassified service and shall be contingent on the availability of money from the appropriation. When the appropriation has been expended, these two positions shall be cancelled and the approved complement of the agency reduced accordingly."

Page 147, after line 8, insert a section to read:

"Sec. 2. [EFFECTIVE DATE.] Except as otherwise provided in this section, articles I to XIII are effective the day following final enactment. Article VIII, section 9, article IX, section 8, and article X, section 14, are effective July 1, 1982."

With the recommendation that when so amended the bill pass.

The report was adopted.

Voss from the Committee on Appropriations 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 sell tax exempt revenue bonds to provide loans for small business projects; appropriating money.

Reported the same back with the following amendments:

Page 8, line 19, delete "\$100,000,000" and insert "\$30,000,000"

With the recommendation that when so amended the bill pass.

The report was adopted.

Voss from the Committee on Appropriations to which was referred:

H. F. No. 2211, A bill for an act relating to the environment; altering the procedure for environmental review; providing for alternative forms of environmental review; appropriating money; amending Minnesota Statutes 1978, Section 116D.04, by adding subdivisions; repealing Minnesota Statutes 1978, Section 116D.04, Subdivisions 1, 2, 3, 4, and 5.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 116D.04, is amended by adding a subdivision to read:

Subd. 1a. [DEFINITIONS.] For the purposes of sections 116D.01 to 116D.07, the following terms have the meanings given to them in this subdivision.

(a) "Natural resources" has the meaning given it in section 116B.02, subdivision 4.

(b) "Pollution, impairment or destruction" has the meaning given it in section 116B.02, subdivision 5.

(c) "Environmental assessment worksheet" means a brief document which is designed to set out the basic facts necessary to determine whether an environmental impact statement is required for a proposed action.

(d) "Governmental action" means activities, including projects wholly or partially conducted, permitted, assisted, financed, regulated or approved by units of government including the federal government.

(e) "Governmental unit" means any state agency and any general or special purpose unit of government in the state including, but not limited to, watershed districts organized under chapter 112, counties, towns, cities, port authorities and housing authorities, but not including courts, school districts and regional development commissions other than the metropolitan council.

Sec. 2. Minnesota Statutes 1978, Section 116D.04, is amended by adding a subdivision to read:

Subd. 2a. Where there is potential for significant environmental effects resulting from any major governmental action, the action shall be preceded by a detailed environmental impact

statement prepared by the responsible governmental unit. The environmental impact statement shall be an analytical rather than an encyclopedic document which describes the proposed action in detail, analyzes its significant environmental impacts, discusses appropriate alternatives to the proposed action and their impacts, and explores methods by which adverse environmental impacts of an action could be mitigated. The environmental impact statement shall also analyze those economic, employment and sociological effects that cannot be avoided should the action be implemented. To ensure its use in the decision making process, the environmental impact statement shall be prepared as early as practical in the formulation of an action.

(a) The board shall by rule establish categories of actions for which environmental impact statements and for which environmental assessment worksheets shall be prepared as well as categories of actions for which no environmental review is required under this section.

(b) The responsible governmental unit shall promptly publish notice of the completion of an environmental assessment worksheet in a manner to be determined by the board and shall provide copies of the environmental assessment worksheet to the board and its member agencies. Comments on the need for an environmental impact statement may be submitted to the responsible governmental unit during a 30 day period following publication of the notice that an environmental assessment worksheet has been completed. The responsible governmental unit's decision on the need for an environmental impact statement shall be based on the environmental assessment worksheet and the comments received during the comment period, and shall be made within 15 days after the close of the comment period. The board's chairman may extend the 15 day period by not more than 15 additional days upon the request of the responsible governmental unit.

(c) An environmental assessment worksheet shall also be prepared for a proposed action whenever material evidence accompanying a petition by not less than 25 individuals, submitted before the proposed project has received final approval by the appropriate governmental units, demonstrates that, because of the nature or location of a proposed action, there may be potential for significant environmental effects. Petitions requesting the preparation of an environmental assessment worksheet shall be submitted to the board. The chairman of the board shall determine the appropriate responsible governmental unit and forward the petition to it. A decision on the need for an environmental assessment worksheet shall be made by the responsible governmental unit within 15 days after the petition is received by the responsible governmental unit. The board's chairman may extend the 15 day period by not more than 15 additional days upon request of the responsible governmental unit.

(d) *The board may, prior to final approval of a proposed project, require preparation of an environmental assessment worksheet by a responsible governmental unit selected by the board for any action where environmental review under this section has not been specifically provided for by rule or otherwise initiated.*

(e) *An early and open process shall be utilized to limit the scope of the environmental impact statement to a discussion of those impacts, which, because of the nature or location of the project, have the potential for significant environmental effects. The same process shall be utilized to determine the form, content and level of detail of the statement as well as the alternatives which are appropriate for consideration in the statement. In addition, the permits which will be required for the proposed action shall be identified during the scoping process. Further, the process shall identify those permits for which information will be developed concurrently with the environmental impact statement. The board shall provide in its rules for the expeditious completion of the scoping process. The determinations reached in the process shall be incorporated into the order requiring the preparation of an environmental impact statement.*

(f) *Whenever practical, information needed by a governmental unit for making final decisions on permits or other actions required for a proposed project shall be developed in conjunction with the preparation of an environmental impact statement.*

(g) *An environmental impact statement shall be prepared and its adequacy determined within 280 days after notice of its preparation unless the time is extended by consent of the parties or by the governor for good cause. The responsible governmental unit shall determine the adequacy of an environmental impact statement, unless within 60 days after notice is published that an environmental impact statement will be prepared, the board chooses to determine the adequacy of an environmental impact statement. If an environmental impact statement is found to be inadequate, the responsible governmental unit shall have 60 days to prepare an adequate environmental impact statement.*

Sec. 3. *Minnesota Statutes 1978, Section 116D.04, is amended by adding a subdivision to read:*

Subd. 3a. *Within 90 days after final approval of an environmental impact statement, final decisions shall be made by the appropriate governmental units on those permits which were identified as required and for which information was developed concurrently with the preparation of the environmental impact statement. Provided, however, that the 90 day period may be extended where a longer period is required by federal law or state statute or is consented to by the permit applicant. The*

permit decision shall include the reasons for the decision, including any conditions under which the permit is issued, together with a final order granting or denying the permit.

Sec. 4. Minnesota Statutes 1978, Section 116D.04, is amended by adding a subdivision to read:

Subd. 4a. The board shall by rule identify alternative forms of environmental review which will address the same issues and utilize similar procedures as an environmental impact statement in a more timely or more efficient manner to be utilized in lieu of an environmental impact statement.

Sec. 5. Minnesota Statutes 1978, Section 116D.04, is amended by adding a subdivision to read:

Subd. 5a. The board shall, by January 1, 1981, promulgate rules in conformity with this chapter and the provisions of chapter 15, establishing:

(a) The governmental unit which shall be responsible for environmental review of a proposed action;

(b) The form and content of environmental assessment worksheets;

(c) A scoping process in conformance with subdivision 2a, clause (e);

(d) A procedure for identifying during the scoping process the permits necessary for a proposed action and a process for coordinating review of appropriate permits with the preparation of the environmental impact statement;

(e) A standard format for environmental impact statements;

(f) Standards for determining the alternatives to be discussed in an environmental impact statement;

(g) Alternative forms of environmental review which are acceptable pursuant to subdivision 4a;

(h) A model ordinance which may be adopted and implemented by local governmental units in lieu of the environmental impact statement process required by this section, providing for an alternative form of environmental review where an action does not require a state agency permit and is consistent with an applicable comprehensive plan. The model ordinance shall provide for adequate consideration of appropriate alternatives, and shall ensure that decisions are made in accordance with the policies and purposes of this act;

(i) *Procedures to reduce paperwork and delay through inter-governmental cooperation and the elimination of unnecessary duplication of environmental reviews;*

(j) *Procedures for expediting the selection of consultants by the governmental unit responsible for the preparation of an environmental impact statement; and*

(k) *Any additional rules which are reasonably necessary to carry out the requirements of this section.*

Sec. 6. Minnesota Statutes 1978, Section 116D.04, is amended by adding a subdivision to read:

Subd. 6a. Prior to the preparation of a final environmental impact statement, the governmental unit responsible for the statement shall consult with and request the comments of every governmental office which has jurisdiction by law or special expertise with respect to any environmental effect involved. Copies of the drafts of such statements and the comments and views of the appropriate offices shall be made available to the public. The final detailed environmental impact statement and the comments received thereon shall precede final decisions on the proposed action and shall accompany the proposal through an administrative review process.

Sec. 7. Minnesota Statutes 1978, Section 116D.04, is amended by adding a subdivision to read:

Subd. 10. Decisions on the need for an environmental assessment worksheet, the need for an environmental impact statement and the adequacy of an environmental impact statement may be reviewed by a declaratory judgment action in the district court of the county wherein the proposed action, or any part thereof, would be undertaken. Judicial review under this section shall be initiated within 30 days after the governmental unit makes the decision, and a bond may be required under section 562.02 unless at the time of hearing on the application for the bond the plaintiff has shown that the claim has sufficient possibility of success on the merits to sustain the burden required for the issuance of a temporary restraining order. Nothing in this section shall be construed to alter the requirements for a temporary restraining order or a preliminary injunction pursuant to the Minnesota Rules of Civil Procedure for District Courts. The Board may initiate judicial review of decisions referred to herein and may intervene as of right in any proceeding brought under this subdivision.

Sec. 8. Minnesota Statutes 1978, Section 116D.04, is amended by adding a subdivision to read:

Subd. 11. If the board or governmental unit which is required to act within a time period specified in this section fails to so act,

any person may seek an order of the district court requiring the board or governmental unit to immediately take the action mandated by subdivisions 2a and 3a.

Sec. 9. *Rules adopted under the authority of section 116D.04 which are in effect on the effective date of this act shall remain in effect until the rules required by this section become effective.*

Sec. 10. [REPEALER.] *Minnesota Statutes 1978, Section 116D.04, Subdivisions 1, 2, 3, 4 and 5 are repealed.*

Sec. 11. [EFFECTIVE DATE.] *Sections 1 to 10 are effective the day following final enactment."*

Further, amend the title as follows:

Page 1, line 5, delete "appropriating money;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Voss from the Committee on Appropriations to which was referred:

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.

Reported the same back with the following amendments:

Page 4, line 19, after "account" insert "and the provisions of section 86.72, subdivision 1, do not apply"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2475, A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 12; removing references to legislative days.

Reported the same back with the following amendments:

Page 1, lines 17 and 18, reinstate the stricken language

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1655, 2023, 2045, 2211, and 2353 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 1865 was read for the second time.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1781, A bill for an act relating to education; providing for aids to education, tax levies and the distribution of tax revenues; granting certain powers and duties to school districts, the commissioner of education, the department of education and others; aid for education of pupils of limited English proficiency; requiring the establishment of local policies to minimize chemical use problems; appropriating money; amending Minnesota Statutes 1978, Sections 120.095, Subdivision 6; 120.10, Subdivision 2; 121.88, by adding a subdivision; 122.22, Subdivisions 2 and 4; 122.23, Subdivisions 9 and 10; 122.25, Subdivision 1; 122.531, by adding subdivisions; 123.11, Subdivision 7; 123.36, by adding a subdivision; 123.39, Subdivision 3; 123.932, Subdivision 9, and by adding a subdivision; 124.20; 124.214, Subdivision 2; 124.572, Subdivision 7; 126.07; 126.36, Subdivision 3; 126.52, Subdivision 5, and by adding a subdivision; 126.54, Subdivisions 5 and 6; 127.09; 127.11; 127.21; 134.03; 134.08; 275.125, Subdivisions 5 and 5a; 354.05, Subdivision 2; Chapter 124, by adding a section; Chapter 125, by adding a section; Minnesota Statutes, 1979 Supplement, Sections 120.075, Subdivision 4, and by adding a subdivision; 121.912, Subdivision 1; 122.541, Subdivision 5; 123.35, Subdivision 15; 124.01; 124.11, Subdivisions 2a and 2b, and by adding a subdivision; 124.19, Subdivision 4; 124.212, Subdivision 7d; 124.223; 124.225; 124.245, Subdivisions 1 and 2; 124.247, Subdivisions 3 and 4; 126.54, Subdivision 1; 124.561, Subdivision 3a; 124.562, Subdivisions 2, 3 and 4; 124.5621, Subdivision 11; 124.5624, Subdivision 6; 124.-

5625; 124.565, Subdivision 6; 124.566; 124.572, Subdivision 2; 275.125, Subdivisions 2a, 2b, 7a, 7b, 11a and 20; 353.01, Subdivision 2b; 354A.011, Subdivision 27; 465.72; Laws 1979, Chapter 69, Sections 2 and 5; Chapter 334, Article VI, Section 35, Subdivision 9; Article VIII, Section 29; repealing Minnesota Statutes 1978, Sections 122.531, Subdivision 3; 125.61, as amended; 126.31 to 126.35; 126.36, Subdivisions 5 and 6; 126.37; 126.38; 126.39, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8 and 9; 126.40, Subdivisions 1 and 2; 126.41, Subdivisions 2, 3, 4, 5, 6 and 7; 126.42; 126.52, Subdivisions 1, 2, 3, 4, 6 and 7; 127.22; Minnesota Statutes, 1979 Supplement, Sections 124.222, Subdivision 3; 126.39, Subdivision 10; 126.41, Subdivision 1; 126.52, Subdivision 10; Laws 1979, Chapter 334, Article V, Section 29.

The Senate has appointed as such committee Messrs. Merriam, Anderson, Dunn, Hughes and Dieterich.

House File No. 1781 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 1415.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1415, A bill for an act relating to taxation; clarifying the taxable status of Title II property owned by a non-profit entity; eliminating obsolete language; increasing the assessment ratio applied to housing for elderly or low and moderate income persons financed by the farmers home administration; amending Minnesota Statutes 1978, Section 273.13, Subdivision 17b; and Minnesota Statutes, 1979 Supplement, Sections 272.02, Subdivision 1; and 273.115, Subdivisions 1, 2, 3 and 6.

The bill was read for the first time.

Casserly moved that S. F. No. 1415 and H. F. No. 1255, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

SPECIAL ORDERS

S. F. No. 1900, A bill for an act relating to financial institutions; authorizing certain additional facilities for banks; amending Minnesota Statutes 1978, Section 47.52.

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 94 yeas and 18 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Kahn	Nelson	Simoneau
Adams	Evans	Kelly	Norman	Stadum
Anderson, B.	Ewald	Kempe	Novak	Stoa
Anderson, G.	Faricy	Knickerbocker	Nysether	Stowell
Anderson, I.	Forsythe	Kvam	Olsen	Swanson
Anderson, R.	Fritz	Laidig	Onnen	Thiede
Battaglia	Fudro	Lehto	Otis	Tomlinson
Berkelman	Greenfield	Levi	Peterson, B.	Valan
Biersdorf	Halberg	Ludeman	Peterson, D.	Valento
Blatz	Haukoos	Luknic	Piepho	Voss
Byrne	Heap	Mann	Pleasant	Waldorf
Carlson, L.	Heinitz	McCarron	Redalen	Weaver
Clark	Hoberg	McDonald	Rees	Welch
Crandall	Hokanson	McEachern	Rose	Welker
Dean	Jacobs	Mehrrens	Rothenberg	Wenzel
Dempsey	Jaros	Munger	Searle	Wigley
Den Ouden	Jennings	Murphy	Searles	Zubay
Drew	Johnson, D.	Nelsen, B.	Sherwood	Spkr. Norton
Ellingson	Jude	Nelsen, M.	Sieben, M.	

Those who voted in the negative were:

Albrecht	Corbid	Kalis	Osthoff	Swiggum
Anderson, D.	Elioff	Kroening	Prahl	Wieser
Brinkman	Esau	Metzen	Reding	
Clawson	Fjoslien	Minne	Rice	

The bill was passed and its title agreed to.

S. F. No. 1630, A bill for an act relating to the City of Minneapolis; authorizing the establishment of a detached banking facility.

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

The question was taken on the passage of the bill and the roll was called. There were 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Jude	McCarron	Nysether	Rothenberg	Valento
Kahn	McDonald	Olsen	Sarna	Vanasek
Kelly	McEachern	Onnen	Searles	Voss
Kempe	Mehrkens	Otis	Sherwood	Waldorf
Knickerbocker	Metzen	Patton	Sieben, H.	Weaver
Kostohryz	Minne	Peterson, B.	Sieben, M.	Welch
Kroening	Moe	Peterson, D.	Simoneau	Welker
Kvam	Munger	Piepho	Stadum	Wenzel
Laidig	Murphy	Pleasant	Stoa	Wieser
Lehto	Nelsen, B.	Redalen	Stowell	Wigley
Levi	Nelsen, M.	Reding	Sviggum	Wynia
Long	Nelson	Rees	Swanson	Zubay
Ludeman	Niehaus	Rice	Thiede	Spkr. Norton
Luknic	Norman	Rodriguez	Tomlinson	
Mann	Novak	Rose	Valan	

The bill was passed and its title agreed to.

S. F. No. 1734 was reported to the House.

Carlson, D., moved to amend S. F. No. 1734, as follows:

Page 34, following line 17, insert:

"Sec. 35. Minnesota Statutes 1978, Chapter 35, is amended by adding a section to read:

[35.251] [ANAPLASMOSIS TESTING.] *Subdivision 1. All breeding cattle entering Minnesota shall have a health certificate evidencing a negative test for anaplasmosis conducted at a state or federal laboratory within 30 days of entry. Cattle not so certified shall be immediately quarantined and tested for anaplasmosis at the expense of the cattle owner. Cattle having a positive reaction to the anaplasmosis test shall remain quarantined until testing free of anaplasmosis or be slaughtered. An anaplasmosis test shall not be required of steers, cattle shipped directly to a slaughtering establishment, cattle sent to a quarantine feed lot, and other cattle excepted by rule of the livestock sanitary board. The livestock sanitary board is authorized to adopt rules to implement the provisions of this section.*

Subd. 2. This section is effective January 1, 1981 except that the provision authorizing the livestock sanitary board to adopt rules is effective the day following final enactment."

Renumber the remaining sections

Amend the title as follows:

Page 1, line 5, after the semicolon insert "requiring anaplasmosis testing of livestock;"

Page 1, line 15, delete "and" and after the semicolon insert "and Chapter 35, by adding a section;"

The motion prevailed and the amendment was adopted.

S. F. No. 1734, 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.

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

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

Those who voted in the affirmative were:

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

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

S. F. No. 1843 was reported to the House.

Lehto moved to amend S. F. No. 1843 as follows:

Strike 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 re-establishing by analytical triangulation the existing alignment of the in-place 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 ad-*

jaacent 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."

The motion prevailed and the amendment was adopted.

Redalen moved to amend S. F. No. 1843, as amended, as follows:

Page 6, after line 29, insert the following:

"Sec. 5. *The commissioner of natural resources may, in the same manner as provided by law for the sale of trust fund lands, sell at public auction the lands and interests in lands relating to the abandoned railway line located in Mower and Fillmore Counties which were acquired by the state in 1978 from the Chicago and Northwestern Transportation Company and which lie between the intersection of U.S. Highways 16 and 63 near the city of Spring Valley in Fillmore County and the intersection of the*

railway line with the Minnesota and Iowa border at a point southwest of LeRoy in Mower County. The commissioner may subdivide the lands and interests in lands into smaller parcels for the purpose of this sale.

Sec. 6. This act is effective the day following its final enactment."

Further, amend the title as follows:

Page 1, line 3, after the semicolon insert "relating to state lands; authorizing the sale at public auction of lands and interests in lands located in Mower and Fillmore Counties;"

The motion prevailed and the amendment was adopted.

Sieben, M., moved to amend S. F. No. 1843, as amended, as follows:

Page 6, after line 29, add a new section as follows:

"Sec. 5. In any county in which a combination railroad and highway bridge is closed the county board may lease or purchase such bridge. The county board may establish and from time to time adjust tolls to be charged for vehicular use of the bridge at the rate or rates and on the basis the county board may deem appropriate to provide revenues sufficient to finance the lease, purchase, operation, repair, and maintenance of the bridge and toll facilities. The revenues from the bridge tolls shall only be used for the lease, purchase, repair, operation, and maintenance of the bridge and toll facilities."

A roll call was requested and properly seconded.

POINT OF ORDER

Voss raised a point of order pursuant to rule 3.9 that the amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

McDonald appealed the decision of the Speaker.

A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of the Speaker stand as the judgment of the House?" and the roll was called. There were 52 yeas and 71 nays as follows:

Those who voted in the affirmative were:

Adams	Anderson, G.	Biersdorf	Clark	Eken
Anderson, D.	Berkelman	Carlson, L.	Dempsey	Ellingson

Fjoslien	Kelly	Nelson	Reding	Vanasek
Fritz	Kempe	Nysether	Rice	Voss
Greenfield	Kostohryz	Osthoff	Rodriguez	Welch
Heap	Ludeman	Otis	Rothenberg	Welker
Hokanson	Mann	Patton	Sarna	Wigley
Jacobs	McCarron	Pehler	Simoneau	Spkr. Norton
Jennings	McEachern	Peterson, D.	Stoa	
Johnson, C.	Moe	Piepho	Stowell	
Kalis	Munger	Prahl	Sviggum	

Those who voted in the negative were:

Aasness	Den Ouden	Johnson, D.	Murphy	Swanson
Ainley	Drew	Jude	Nelsen, B.	Thiede
Albrecht	Elioff	Kahn	Niehaus	Tomlinson
Anderson, I.	Erickson	Kaley	Norman	Valan
Battaglia	Esau	Knickerbocker	Olsen	Valento
Begich	Evans	Kroening	Onnen	Waldorf
Blatz	Ewald	Kvam	Peterson, B.	Weaver
Brinkman	Faricy	Laidig	Pleasant	Wenzel
Byrne	Forsythe	Levi	Redalen	Wieser
Carlson, D.	Friedrich	Long	Rees	Wynia
Casserly	Fudro	Luknic	Reif	Zubay
Clawson	Halberg	McDonald	Searles	
Corbid	Haukoos	Mehrkens	Sherwood	
Crandall	Hoberg	Metzen	Sieben, M.	
Dean	Jaros	Minne	Stadum	

So it was the judgment of the House that the decision of the Speaker should not stand and the amendment was in order.

The question recurred on the Sieben, M., amendment and the roll was called. There were 91 yeas and 38 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	Lehto	Otis	Swanson
Ainley	Ewald	Levi	Peterson, B.	Thiede
Albrecht	Faricy	Long	Peterson, D.	Tomlinson
Anderson, B.	Fjoslien	Ludeman	Piepho	Valento
Anderson, I.	Forsythe	Luknic	Pleasant	Waldorf
Battaglia	Fritz	McCarron	Prahl	Weaver
Begich	Fudro	McDonald	Redalen	Welch
Berkelman	Haukoos	McEachern	Reding	Welker
Blatz	Heinitz	Mehrkens	Rees	Wenzel
Brinkman	Hoberg	Metzen	Reif	Wieser
Byrne	Hokanson	Minne	Rodriguez	Wigley
Casserly	Jacobs	Nelsen, B.	Rose	Wynia
Clark	Jaros	Nelsen, M.	Rothenberg	Zubay
Clawson	Johnson, D.	Nelson	Searles	Spkr. Norton
Corbid	Jude	Niehaus	Sherwood	
Dean	Kahn	Norman	Sieben, H.	
Dempsey	Knickerbocker	Novak	Sieben, M.	
Den Ouden	Kroening	Nysether	Simoneau	
Erickson	Laidig	Onnen	Stadum	

Those who voted in the negative were:

Adams	Biersdorf	Drew	Greenfield	Johnson, C.
Anderson, D.	Carlson, D.	Eken	Halberg	Kaley
Anderson, G.	Carlson, L.	Ellingson	Heap	Kalis
Berglin	Crandall	Friedrich	Jennings	Kelly

Kempe	Munger	Pehler	Searle	Vanasek
Kostohryz	Olsen	Rice	Stoa	Voss
Kvam	Osthoff	Sarna	Stowell	
Mann	Patton	Schreiber	Sviggum	

The motion prevailed and the amendment was adopted.

Ludeman moved to amend S. F. No. 1843, as amended, as follows:

Page 5, line 19, delete "20" and insert "10"

Page 5, line 25, delete "30" and insert "15"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 56 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	Kelly	Patton	Valan
Adams	Evans	Kvam	Peterson, B.	Valento
Ainley	Fjoslien	Levi	Piepho	Weaver
Albrecht	Friedrich	Ludeman	Pleasant	Welker
Anderson, R.	Fritz	Luknic	Redalen	Wenzel
Begich	Halberg	McDonald	Rees	Wieser
Biersdorf	Haukoos	Mehrkens	Searle	Wigley
Crandall	Heinitz	Nelsen, B.	Sherwood	Zubay
Dempsey	Hoberg	Niehaus	Stadium	
Den Ouden	Jennings	Nysether	Stowell	
Drew	Johnson, D.	Onnen	Sviggum	
Erickson	Kaley	Osthoff	Thiede	

Those who voted in the negative were:

Anderson, B.	Corbid	Kahn	Nelsen, M.	Sieben, H.
Anderson, D.	Dean	Kalis	Nelson	Sieben, M.
Anderson, G.	Eken	Kempe	Norman	Simoneau
Battaglia	Elioff	Kostohryz	Novak	Stoa
Berglin	Ellingson	Kroening	Olsen	Swanson
Berkelman	Faricy	Laidig	Otis	Tomlinson
Blatz	Forsythe	Lehto	Pehler	Vanasek
Brinkman	Fudro	Long	Peterson, D.	Voss
Byrne	Greenfield	Mann	Prahl	Waldorf
Carlson, D.	Heap	McCarron	Reding	Welch
Carlson, L.	Hokanson	McEachern	Rice	Wynia
Casserly	Jaros	Metzen	Rodriguez	Spkr. Norton
Clark	Johnson, C.	Minne	Rothenberg	
Clawson	Jude	Munger	Sarna	

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

Begich offered an amendment to S. F. No. 1843.

POINT OF ORDER

Searle raised a point of order pursuant to rule 3.9 that the amendment was not in order.

The Speaker submitted the following question to the House:

"Is it the judgement of the House that the point of order is well taken?"

A roll call was requested and properly seconded.

The roll was called, there were 67 yeas and 59 nays as follows:

Those who voted in the affirmative were:

Albrecht	Eken	Kahn	Novak	Stoa
Anderson, B.	Ellingson	Kaley	Olsen	Stowell
Anderson, D.	Ewald	Kelly	Otis	Tomlinson
Anderson, G.	Faricy	Knickerbocker	Pehler	Vanasek
Berglin	Forsythe	Kostohryz	Peterson, B.	Voss
Berkelman	Greenfield	Kvam	Peterson, D.	Waldorf
Byrne	Halberg	Laidig	Pleasant	Weaver
Carlson, L.	Haukoos	Lehto	Reding	Wigley
Cassery	Heap	Long	Rose	Wynia
Clark	Heinitz	McCarron	Rothenberg	Zubay
Clawson	Hoberg	Moe	Searle	Spkr. Norton
Corbid	Hokanson	Munger	Sieben, H.	
Dean	Jaros	Nelson	Sieben, M.	
Drew	Johnson, C.	Norman	Simoneau	

Those who voted in the negative were:

Aasness	Erickson	Levi	Niehaus	Sherwood
Ainley	Esau	Ludeman	Nysether	Stadum
Anderson, I.	Fjoslien	Luknic	Onnen	Sviggum
Battaglia	Friedrich	Mann	Osthoff	Swanson
Begich	Fritz	McDonald	Piepho	Thiede
Biersdorf	Fudro	McEachern	Prahl	Valan
Blatz	Jennings	Mehrkens	Redalen	Valento
Carlson, D.	Johnson, D.	Metzen	Rees	Welch
Crandall	Jude	Minne	Reif	Welker
Dempsey	Kalis	Murphy	Rice	Wenzel
Den Ouden	Kempe	Nelsen, B.	Rodriguez	Wieser
Elioff	Kroening	Nelsen, M.	Sarna	

So it was the judgment of the House that the point of order was well taken and the amendment was out of order.

Nelsen, B., moved to amend S. F. No. 1843, as amended, as follows:

Page 4, line 32, delete "*in at least one newspaper*" and insert "*all newspapers*"

The motion prevailed and the amendment was adopted.

S. F. No. 1843, 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.

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

The question was taken on the passage of the bill and the roll was called. There were 102 yeas and 29 nays as follows:

Those who voted in the affirmative were:

Aasness	Crandall	Johnson, D.	Moe	Searle
Adams	Dean	Jude	Munger	Searles
Ainley	Eken	Kahn	Murphy	Sherwood
Anderson, B.	Elioff	Kaley	Nelsen, M.	Sieben, H.
Anderson, D.	Ellingson	Kalis	Nelson	Sieben, M.
Anderson, G.	Evans	Kelly	Norman	Simoneau
Anderson, I.	Ewald	Kempe	Novak	Stoa
Anderson, R.	Faricy	Knickerbocker	Olsen	Stowell
Battaglia	Fjoslien	Kostohryz	Otis	Swanson
Berglin	Forsythe	Kroening	Pehler	Tomlinson
Berkelman	Friedrich	Laidig	Peterson, B.	Waldorf
Biersdorf	Fudro	Lehto	Peterson, D.	Weaver
Blatz	Greenfield	Levi	Piepho	Welch
Brinkman	Halberg	Long	Prahl	Wenzel
Byrne	Haukoos	Luknic	Redalen	Wieser
Carlson, D.	Heinitz	Mann	Reding	Wynia
Carlson, L.	Hoberg	McCarron	Rees	Zubay
Casserly	Hokanson	McDonald	Reif	Spkr. Norton
Clark	Jacobs	McEachern	Rodriguez	
Clawson	Jaros	Metzen	Rose	
Corbid	Johnson, C.	Minne	Rothenberg	

Those who voted in the negative were:

Albrecht	Heap	Niehaus	Rice	Valento
Dempsey	Jennings	Nysether	Sarna	Vanasek
Den Ouden	Kvam	Onnen	Stadum	Voss
Drew	Ludeman	Osthoff	Sviggum	Welker
Erickson	Mehrkens	Patton	Thiede	Wigley
Fritz	Nelsen, B.	Pleasant	Valan	

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

S. F. No. 523 was reported to the House.

Kalis moved that S. F. No. 523 be continued on Special Orders for one day. The motion prevailed.

S. F. No. 1996, A bill for an act relating to the city of Minneapolis; providing for a position in the unclassified service; amending Laws 1969, Chapter 937, Section 1, Subdivision 1, as amended, and by adding a subdivision.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1875 was reported to the House.

Anderson, I., moved that S. F. No. 1875 be continued on Special Orders for one day. The motion prevailed.

S. F. No. 1611 was reported to the House.

Clawson moved to amend S. F. No. 1611, the unofficial engrossment, as follows:

Page 9, line 4, after "by" delete "the city council of the city of Moorhead" and insert "a majority of the voters voting on the question in an election called for the purpose by"

Page 9, line 5, delete the first "and"

Page 9, after line 6, insert "The question to be put before the voters shall be: "Shall the city council of the city of Moorhead and the county board of Clay county be authorized to enter into a cooperative agreement for the establishment and operation of the Moorhead-Clay county area redevelopment authority, in-

cluding the authority to exercise eminent domain and to issue, without referendum, redevelopment bonds?

____ Yes

____ No " "

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 47 yeas and 80 nays as follows:

Those who voted in the affirmative were:

Adams	Clark	Jude	Moe	Stoa
Anderson, B.	Clawson	Kahn	Munger	Swanson
Anderson, G.	Corbid	Kalis	Nelson	Tomlinson
Anderson, I.	Eken	Kelly	Novak	Vanasek
Battaglia	Faricy	Kempe	Osthoff	Voss
Begich	Greenfield	Kroening	Pehler	Welch
Brinkman	Hokanson	Lehto	Prahl	Wenzel
Byrne	Jacobs	Mann	Rice	
Carlson, L.	Jaros	McEachern	Rodriguez	
Casserly	Johnson, C.	Minne	Simoneau	

Those who voted in the negative were:

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

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

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.

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 4 nays 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	Onnen	Sviggum
Anderson, R.	Faricy	Kroening	Otis	Swanson
Battaglia	Fjoslien	Kvam	Peterson, B.	Thiede
Begich	Forsythe	Laidig	Peterson, D.	Tomlinson
Berglin	Friedrich	Lehto	Piepho	Valan
Berkelman	Fritz	Levi	Pleasant	Valento
Biersdorf	Fudro	Long	Prahl	Vanasek
Blatz	Greenfield	Ludeman	Redalen	Voss
Brinkman	Halberg	Luknic	Reding	Waldorf
Byrne	Haukoos	Mann	Rees	Weaver
Carlson, D.	Heap	McDonald	Reif	Welker
Carlson, L.	Heinitz	McEachern	Rice	Wenzel
Casserly	Hoberg	Mehrkens	Rodriguez	Wieser
Clark	Hokanson	Metzen	Rose	Wigley
Clawson	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:

Corbid	Osthoff	Patton	Pehler
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The bill was passed and its title agreed to.

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

GENERAL ORDERS

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

MOTIONS AND RESOLUTIONS

Osthoff moved that H. F. No. 2289, now on General Orders, be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.

Rose moved that the name of Adams be stricken and the name of Novak be added as an author on H. F. No. 1443. The motion prevailed.

Pehler moved that S. F. No. 1962 be recalled from the Committee on Appropriations and together with H. F. No. 2211, now

on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

Novak moved that H. F. No. 1740 be returned to its author. The motion prevailed.

Crandall moved that H. F. No. 2182 be returned to its author. The motion prevailed.

McDonald moved that H. F. Nos. 97, 80 and 1762 be returned to their author.

Rice moved to amend the McDonald motion as follows:

Delete H. F. No. 80

A roll call was requested and properly seconded.

The question was taken on the Rice amendment to the McDonald motion and the roll was called. There were 65 yeas and 66 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

The question recurred on the McDonald motion. The motion prevailed.

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

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

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

H. F. No. 1121, A bill for an act relating to taxation; updating the definition of gross income for income tax purposes for individuals, trusts and estates with certain modifications; providing for exempt-interest dividends for certain mutual funds; extending the political contribution credit to congressional and local candidates; clarifying certain definitions; providing a tax credit for energy conservation expenditures; clarifying the renewable energy source credit; increasing the dependent care credit; extending investment tax credits to family corporations; making certain changes in the minimum tax and in the treatment of small business corporations; allowing a ten year carry-back of product liability losses; providing for deferral of certain gains recognized in the disposition of broadcasting property; reducing certain property tax classification ratios; increasing homestead credits; changing the property tax status of certain mobile homes; providing for delayed assessments for certain improvements; increasing homestead base value; providing a classification for neighborhood real estate trusts; adjusting levy limits and providing for certain special levies; providing for certain hearings and appeals on special assessments; clarifying property tax settlements; clarifying certain property tax refund filing due dates; extending eligibility for property tax refunds to certain claimants; providing for adjustment of property tax refunds due to abatements; providing state reimbursement for certain property; authorizing heat applied tax stamping machines; increasing the sales tax on retail sales from vending machines; providing a sales tax exemption for certain arts admissions; fixing maximum interest rates on public obligations; excepting certain debt obligations from public sale requirement; appropriating money; amending Minnesota Statutes 1978, Sections 124.212, Subdivision 2; 168.012, Subdivision 9; 273.13, Subdivisions 3 and 17b, and by adding a subdivision; 275.51, by adding a subdivision; 275.52, Subdivisions 2 and 5; 276.04; 276.09; 276.10; 276.11; 290.01, by adding a subdivision; 290.09, Subdivisions 2, 24 and 28; 290.095, by adding a subdivi-

sion; 290.13, by adding a subdivision; 290.26, Subdivision 2; 290.49, Subdivision 10; 290.971, Subdivisions 1, 3 and 6; 290.972, Subdivisions 1, 3 and 5; 290A.06; 290A.11, by adding a subdivision; 290A.17; 290A.18; 290A.19; 297.03, Subdivision 6; 297A.-02; 297A.25, Subdivision 1; 375.192, Subdivision 1; 429.061, Subdivisions 1 and 2; 429.081; 474.06; 475.55; 475.60, Subdivision 2; Chapters 273, by adding sections; and 298, by adding sections; Minnesota Statutes, 1979 Supplement, Sections 273.-122; 273.13, Subdivisions 4, 5a, 6, 7, 14a and 19; 275.50, Subdivision 5; 290.01, Subdivision 20; 290.06, Subdivisions 11 and 14; 290.067, Subdivisions 1 and 2; 290.09, Subdivision 3; 290.091; 290.095, Subdivision 1; 290.14; 290.17, Subdivision 1; 290.37, Subdivision 1; 290A.03, Subdivision 3; repealing Minnesota Statutes 1978, Section 290.971, Subdivision 5; and Minnesota Statutes, 1979 Supplement, Section 290.23, Subdivision 16.

The Senate has appointed as such committee Messrs. McCutcheon, Johnson, Sillers, Peterson and Hanson.

House File No. 1121 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

ADJOURNMENT

Sieben, H., moved that when the House adjourns today it adjourn until 10:30 a.m., Wednesday, March 26, 1980. The motion prevailed.

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:30 a.m., Wednesday, March 26, 1980.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

