

## STATE OF MINNESOTA

## SEVENTY-FIRST SESSION - 1980

## EIGHTY-NINTH DAY

SAINT PAUL, MINNESOTA, FRIDAY, MARCH 28, 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	Kaley	Niehaus	Sherwood
Adams	Eken	Kalis	Norman	Sieben, H.
Ainley	Elioff	Kelly	Novak	Sieben, M.
Albrecht	Ellingson	Kempe	Nysether	Simoneau
Anderson, B.	Erickson	Knickerbocker	Olsen	Stadum
Anderson, D.	Esau	Kostohryz	Onnen	Stoa
Anderson, G.	Evans	Kroening	Osthoff	Stowell
Anderson, I.	Ewald	Kvam	Otis	Sviggum
Anderson, R.	Faricy	Laidig	Patton	Swanson
Battaglia	Fjoslien	Lehto	Pehler	Thiede
Begich	Forsythe	Levi	Peterson, B.	Tomlinson
Berglin	Friedrich	Long	Peterson, D.	Valan
Berkelman	Fritz	Ludeman	Piepho	Valento
Biersdorf	Fudro	Luknic	Pleasant	Vanasek
Blatz	Greenfield	Mann	Prahl	Voss
Brinkman	Halberg	McCarron	Redalen	Waldorf
Byrne	Haukoos	McDonald	Reding	Weaver
Carlson, D.	Heap	McEachern	Rees	Welch
Carlson, L.	Heinitz	Mehrkens	Reif	Welker
Casserly	Hoberg	Metzen	Rice	Wenzel
Clark	Hokanson	Minne	Rodriguez	Wieser
Clawson	Jaros	Moe	Rose	Wigley
Corbid	Jennings	Munger	Rothenberg	Wynia
Crandall	Johnson, C.	Murphy	Sarna	Zubay
Dean	Johnson, D.	Nelsen, B.	Schreiber	Spkr. Norton
Dempsey	Jude	Nelsen, M.	Searle	
Den Ouden	Kahn	Nelson	Searles	

A quorum was present.

Jacobs was excused until 12:20 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Niehaus 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. 1878, 2289, 632 and 2237 and S. F. No. 1978 have been placed in the members' files.

## PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA  
OFFICE OF THE GOVERNOR  
ST. PAUL 55155

March 27, 1980

The Honorable Fred C. Norton  
Speaker of the House  
State of Minnesota

Dear Speaker Norton:

I have the honor to inform you that I received, approved, signed and deposited in the Office of the Secretary of State the following House Files:

H. F. No. 1892, relating to courts; providing that courts may acquire electronic data processing services through supreme court contracts;

H. F. No. 1798, relating to courts; second judicial district; providing for the appointment of the juvenile court clerk;

H. F. No. 1789, relating to occupations and professions; providing for licensing of public accountants;

Sincerely,

ALBERT H. QUIE  
Governor

INTRODUCTION AND FIRST READING  
OF HOUSE BILLS

The following House File was introduced:

McDonald and Forsythe introduced:

H. F. No. 2486, A bill for an act relating to health; altering certain guidelines for health and developmental screening programs established by school boards; amending Minnesota Statutes 1978, Section 123.702, Subdivisions 2, 4 and 6; and Minnesota Statutes, 1979 Supplement, Section 123.702, Subdivision 1.

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

#### HOUSE ADVISORIES

The following House Advisory was introduced:

Biersdorf, Metzen, Begich, Evans and Rice introduced:

H. A. No. 60, A proposal to study the effects on labor in Minnesota as it relates to ban the can legislation.

The advisory was referred to the Committee on Labor-Management Relations.

#### 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. 2369, A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted and obsolete references and text; eliminating certain redundant, conflicting and superseded provisions; reenacting a law; amending Minnesota Statutes 1978, Sections 15.052, Subdivision 9; 16.851, Subdivision 1; 16A.26; 25.31; 25.32; 25.33, Subdivisions 1 and 5; 25.34, Subdivision 3; 25.36; 25.40; 25.41, Subdivisions 1 and 5; 25.42; 25.43; 25.44; 28A.15, Subdivision 4; 89.35; 89.36, Subdivision 1; 89.39; 93.45, Subdivision 2; 111.21, Subdivision 1; 112.46; 116.02, Subdivision 2; 116.16, Subdivision 2; 116C.65; 116H.06; 120.17, Subdivision 9; 122.531, Subdivision 2; 123.42; 124.212, Subdivision 8a; 124.46, Subdivision 3; 125.12, Subdivision 4; 126.41, Subdivision 2; 128A.04; 136.148; 136.501; 136.503, Subdivision 1; 136.506; 144.225, Subdivision 1; 144A.01, Subdivision 5; 144A.10, Subdivision 1; 144A.24; 145.22; 147.073, Subdivision 1; 161.171, Subdivision 5; 161.173; 162.02, Subdivision 11; 168B.02, Subdivisions 1 and 2; 168B.05; 168B.07, Subdivision 2; 168B.08, Subdivision 3; 169.751; 169.99, Subdivision 3; 179.61; 179.62; 179.63, Subdivisions 1 and 4; 179.65, Subdivision 1; 179.66, Subdivisions 5, 6 and 9; 179.67, Subdivision 1; 179.68;

179.71, Subdivisions 2, 4 and 5; 179.74, Subdivision 2; 181.12; 197.17; 202A.61; 238.01; 238.02, Subdivisions 1 and 4; 238.03; 238.04, Subdivision 9; 238.06, Subdivision 2; 238.08, Subdivision 4; 238.10; 238.16, Subdivision 2; 241.08, Subdivision 2; 241.44, Subdivision 1a; 242.37; 243.07; 243.12; 245.813, Subdivision 9; 256.09; 256.736, Subdivision 3; 256.76, Subdivision 2; 256.78; 256D.10; 256D.13; 260.251, Subdivision 3; 268.013, Subdivision 6; 296.01, Subdivision 1; 296.11; 296.15, Subdivision 2; 296.17, Subdivisions 1 and 5; 296.19; 296.20; 296.24; 301.511, Subdivision 2; 325.01, Subdivision 1; 325.907, Subdivision 1; 326.33, Subdivision 1; 333.055, Subdivision 2; 340.07, Subdivision 11; 340.11, Subdivision 9; 340.12; 340.14, Subdivision 5; 352.116; 352.1191; 352E.01, Subdivision 1; 352E.04; 352E.045; 354.44, Subdivision 5; 359.07, Subdivision 2; 360.018, Subdivisions 7 and 9; 363.02, Subdivision 3; 365.22; 367.33, Subdivision 3; 387.45; 390.23; 394.24, Subdivision 3; 394.25, Subdivision 5a; 401.02, Subdivision 1; 412.251; 419.07; 419.075, Subdivision 2; 422A.06, Subdivision 2; 422A.11, Subdivision 1; 429.061, Subdivision 1; 435.191; 440.40; 459.14, Subdivision 7; 462.352, Subdivision 10; 462.36, Subdivision 1; 465.56, Subdivision 2; 471.591, Subdivision 1; 473.163, Subdivision 3; 473.223; 473F.02, Subdivision 21; 474.02, Subdivision 1b; 485.018, Subdivision 4; 485.021; 505.178, Subdivision 2; 525.72; 546.10; 626.556, Subdivision 11; 628.-41, Subdivision 6; Chapter 390, by adding a section; Minnesota Statutes, 1979 Supplement, Sections 10A.01, Subdivision 11; 62A.02, Subdivision 3; 69.771, Subdivision 1; 179.74, Subdivision 4; 256B.06, Subdivision 1; 273.73, Subdivision 6; 273.76, Subdivision 2; 273.77; 273.86, Subdivision 4; 275.125, Subdivision 9; 290.06, Subdivisions 3g and 14; 326.211, Subdivision 9; 354A.094, Subdivisions 2, 3, 8, and by adding a subdivision; 354A.38, Subdivision 3; 402.01, Subdivision 1; 424A.06, Subdivision 2; 462A.22, Subdivision 1a; 519.11, Subdivision 1; 549.09, Subdivision 1; 626.556, Subdivision 2; Laws 1979, Chapters 134, Section 2; 333, Sections 26, and 31, Subdivision 3; 335, Section 3, Subdivision 20; and reenacting Laws 1979, Chapter 303, Article I, Section 14; repealing Minnesota Statutes 1978, Sections 239.27; 325.01, Subdivisions 8, 9, 10, 11 and 12; 354A.-22, as amended by Laws 1979, Chapter 334, Article VII, Sections 23 to 26; 390.33, Subdivision 7; Laws 1976, Chapters 155, Section 1; 222, Sections 30 and 31; 348, Section 15; Laws 1977, Chapter 323, Section 1; Laws 1979, Chapters 31, Section 2; 217, Section 11; and 316, Section 11.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1262, A bill for an act relating to the city of Breezy Point; relating to its tax levy for general purposes; repealing Laws 1971, Chapter 110.

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. 1996, A bill for an act relating to industrial development; providing for various energy related projects; amending Minnesota Statutes 1978, Sections 474.01, Subdivision 4; and 474.02, by adding subdivisions; and Minnesota Statutes, 1979 Supplement, Section 474.03.

H. F. No. 2262, A bill for an act relating to highway traffic regulations; including a constable within the meaning of the definition of peace officer in the implied consent law; amending Minnesota Statutes 1978, Section 169.123, Subdivision 1.

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

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. 753, A bill for an act relating to banks and banking; removing certain restrictions on services that may be offered at detached facilities; amending Minnesota Statutes 1978, Section 47.53.

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

H. F. No. 1723, A bill for an act relating to snowmobiles; authorizing use in trapping related activities in certain counties; amending Minnesota Statutes, 1979 Supplement, Section 100.29, Subdivision 30.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2152, A bill for an act relating to Carver county; applying the provisions of the municipal housing and redevelopment act to Carver county; providing for local approval of projects.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1896, A bill for an act relating to juveniles; establishing criteria for reference of certain juveniles for prosecution; requiring written findings and conclusions after reference hearings; providing monitoring by the crime control planning board; amending Minnesota Statutes 1978, Section 260.125, by adding subdivisions.

The Senate has appointed as such committee Messrs. Sikorski, McCutcheon, Luther, Keefe, J. and Davies.

House File No. 1896 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 475, A bill for an an act relating to hospitals; requiring adoption of federal medicare standards for hospital licensing; regulating hospital inspections; providing for licensing of hospitals accredited by the joint commission on hospital accreditation; amending Minnesota Statutes 1978, Sections 144.55; and 144.50, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Wenzel moved that the House concur in the Senate amendments to H. F. No. 475 and that the bill be repassed as amended by the Senate.

A roll call was requested and properly seconded.

Forsythe, McCarron and Simoneau were excused while in conference committee.

### CALL OF THE HOUSE

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

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

Kempe 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.

Berkelman moved that the Message from the Senate relating to H. F. No. 475, as amended by the Senate, be temporarily laid over.

A roll call was requested and properly seconded.

The question was taken on the Berkelman motion and the roll was called.

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

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

There were 55 yeas and 73 nays as follows:

Those who voted in the affirmative were:

Adams	Eken	Johnson, C.	Munger	Sieben, M.
Ainley	Ellingson	Kahn	Nelson	Stoa
Berglin	Ewald	Kaley	Novak	Swanson
Berkelman	Faricy	Knickerbocker	Otis	Tomlinson
Blatz	Friedrich	Kvam	Peterson, B.	Vanasek
Carlson, D.	Greenfield	Lehto	Peterson, D.	Voss
Carlson, L.	Haukoos	Levi	Pleasant	Weaver
Casserly	Heap	Long	Rice	Welch
Clark	Heinitz	Mann	Rothenberg	Wigley
Clawson	Hoberg	Minne	Searle	Wynia
Dean	Jaros	Moe	Searles	Spkr. Norton

Those who voted in the negative were:

Aasness	Drew	Kostohryz	Olsen	Sherwood
Albrecht	Elioff	Kroening	Onnen	Sieben, H.
Anderson, B.	Erickson	Laidig	Osthoff	Stadum
Anderson, D.	Esau	Ludeman	Patton	Stowell
Anderson, G.	Evans	Luknic	Pehler	Sviggum
Anderson, I.	Fjoslien	McDonald	Piepho	Thiede
Anderson, R.	Fritz	McEachern	Prahl	Valan
Battaglia	Fudro	Mehrrens	Redalen	Valento
Begich	Hokanson	Metzen	Reding	Waldorf
Biersdorf	Jennings	Murphy	Rees	Welker
Brinkman	Johnson, D.	Nelsen, B.	Reif	Wenzel
Byrne	Jude	Nelsen, M.	Rodriguez	Wieser
Crandall	Kalis	Niehaus	Rose	Zubay
Dempsey	Kelly	Norman	Sarna	
Den Ouden	Kempe	Nysether	Schreiber	

The motion did not prevail.

Berkelman moved that the House refuse to concur in the Senate amendments to H. F. No. 475, 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.

A roll call was requested and properly seconded.

Friedrich was excused from 11:40 a.m. to 2:00 p.m.

Wenzel moved that the Message from the Senate relating to H. F. No. 475, as amended by the Senate, be continued until 2:30 p.m. today, Friday, March 28, 1980.

A roll call was requested and properly seconded.

The question was taken on the Wenzel motion and the roll was called.

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

There were 22 yeas and 109 nays as follows:



Those who voted in the affirmative were:

Crandall	Kempe	Nelsen, B.	Rose	Welch
Fritz	Kroening	Niehaus	Sarna	Wenzel
Fudro	Laidig	Onnen	Thiede	
Jude	McEachern	Osthoff	Valento	
Kalis	Metzen	Prahl	Waldorf	

Those who voted in the negative were:

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

The motion did not prevail.

The question recurred on the Berkelman motion to refuse to concur in the Senate amendments and appoint a conference committee and the roll was called.

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

There were 102 yeas and 29 nays as follows:

Those who voted in the affirmative were:

Aasness	Byrne	Fjoslien	Kaley	Munger
Adams	Carlson, D.	Forsythe	Kelly	Murphy
Ainley	Carlson, L.	Fritz	Knickerbocker	Nelsen, M.
Albrecht	Casserly	Greenfield	Kostohryz	Nelson
Anderson, B.	Clark	Halberg	Kvam	Norman
Anderson, D.	Clawson	Haukoos	Lehto	Novak
Anderson, G.	Corbid	Heap	Levi	Nysether
Anderson, R.	Dean	Heinitz	Long	Olsen
Battaglia	Drew	Hoberg	Ludeman	Otis
Begich	Eken	Hokanson	Mann	Patton
Berglin	Elioff	Jaros	McCarron	Pehler
Berkelman	Ellingson	Jennings	McDonald	Peterson, B.
Biersdorf	Evans	Johnson, C.	Mehrkens	Peterson, D.
Blatz	Ewald	Johnson, D.	Minne	Pleasant
Brinkman	Faricy	Kahn	Moe	Redalen

Reding	Searle	Stadum	Valan	Wynia
Rees	Searles	Stoa	Vanasek	Zubay
Reif	Sherwood	Stowell	Voss	Spkr. Norton
Rice	Sieben, H.	Sviggum	Weaver	
Rothenberg	Sieben, M.	Swanson	Welker	
Schreiber	Simoneau	Tomlinson	Wigley	

Those who voted in the negative were:

Anderson, I.	Jude	McEachern	Piepho	Valento
Crandall	Kalis	Metzen	Prahl	Waldorf
Dempsey	Kempe	Nelsen, B.	Rodriguez	Welch
Erickson	Kroening	Niehaus	Rose	Wenzel
Esau	Laidig	Onnen	Sarna	Wieser
Fudro	Luknic	Osthoff	Thiede	

The motion prevailed.

#### CALL OF THE HOUSE LIFTED

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

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 768.

The Senate has passed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONFERENCE COMMITTEE REPORT ON S. F. NO. 768

A bill for an act relating to natural resources; requiring county board or land exchange board approval on the acquisition of wildlife lands by the commissioner of natural resources; amending Minnesota Statutes 1978, Section 97.481.

March 25, 1980

The Honorable Edward J. Gearty  
President of the Senate

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

We, the undersigned conferees for S. F. No. 768, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 768 be further amended as follows:

Page 3, line 4, after "county" insert "and the town officers in each town"

Page 3, line 5, after "board" insert "and the town officers"

Page 3, line 7, delete "60" and insert "90"

Page 3, line 8, after "board" insert "and the town officers"

Page 3, lines 18 and 30, delete "60-day" and insert "90-day"

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

Senate Conferees: WILLIAM P. LUTHER, ROBERT M. BENEDICT and JAMES ULLAND.

House Conferees: ELLIOT C. ROTHENBERG, TOM STOA and ADOLPH KVAM.

Rothenberg moved that the report of the Conference Committee on S. F. No. 768 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 768, A bill for an act relating to natural resources; requiring county board or land exchange board approval on the acquisition of wildlife lands by the commissioner of natural resources; amending Minnesota Statutes 1978, Section 97.481.

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

The question was taken on the repassage of the bill and the roll was called. There were 80 yeas and 45 nays as follows:

Those who voted in the affirmative were:

Adams	Greenfield	Laidig	Otis	Sherwood
Ainley	Halberg	Lehto	Patton	Sieben, H.
Albrecht	Heap	Levi	Pehler	Sieben, M.
Berglin	Heinitz	Long	Peterson, B.	Simoneau
Berkelman	Hokanson	Ludeman	Peterson, D.	Stoa
Blatz	Jacobs	McCarron	Piepho	Swanson
Byrne	Jaros	McDonald	Pleasant	Tomlinson
Carlson, L.	Jude	McEachern	Reding	Valento
Casserly	Kahn	Metzen	Rees	Vanasek
Clark	Kaley	Munger	Reif	Voss
Clawson	Kelly	Nelsen, B.	Rice	Weaver
Crandall	Kempe	Nelson	Rose	Weich
Drew	Knickerbocker	Norman	Rothenberg	Wenzel
Ellingson	Kostohryz	Novak	Sarna	Wynia
Faricy	Kroening	Olsen	Schreiber	Zubay
Fritz	Kvam	Osthoff	Searles	Spkr. Norton

Those who voted in the negative were:

Aasness	Brinkman	Evans	Mann	Rodriguez
Anderson, B.	Carlson, D.	Fjoslien	Mehrkens	Stadum
Anderson, D.	Corbid	Fudro	Minne	Stowell
Anderson, G.	Dempsey	Haukoos	Murphy	Sviggum
Anderson, I.	Den Ouden	Jennings	Nelsen, M.	Thiede
Anderson, R.	Eken	Johnson, C.	Niehaus	Valan
Battaglia	Elioff	Johnson, D.	Nysether	Waldorf
Begich	Erickson	Kalis	Onnen	Wieser
Biersdorf	Esau	Luknic	Redalen	Wigley

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

Sieben, H., moved that the House recess subject to the call of the Chair. The motion prevailed.

#### RECESS

#### RECONVENED

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

Kaley, Stadum and Valan were excused while in conference committee.

Carlson, D., was excused from 2:30 p.m. to 4:00 p.m.

#### 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 Friday, March 28, 1980:

S. F. Nos. 2184, 2045, 1759, 2095, 2062, 1865, 1649, 1775, 133, 407, 682, 797, 971, 1295, 1726, 1132, 1144, 1358, 1662, 1802, 2077, 1398, 2183, 2193, 1658, 119, 134, 2104, 2131, 251, 630, 895, 1644, 1741 and 1605; H. F. No. 1991 and S. F. No. 1618.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

S. F. No. 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.

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Lehto moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1843. The motion prevailed.

Mr. Speaker:

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

S. F. No. 2134, A bill for an act relating to natural resources; providing for analysis of hydroelectric generating capacity of publicly owned dams; clarifying provisions relating to the administration of and authorization for dam repair and reconstruction grants; authorizing the employment of a person to administer grants; appropriating money; amending Minnesota Statutes 1978, Section 105.482, Subdivisions 1 and 4; Minnesota Statutes, 1979 Supplement, Section 105.482, Subdivisions 3 and 5a; and Laws 1979, Chapter 300, Section 4, Subdivisions 1 and 5.

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Lehto moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 2134. The motion prevailed.

Mr. Speaker:

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

S. F. No. 1875, A bill for an act relating to commerce; providing for ownership rights in dies and molds under certain conditions.

And the Senate respectfully requests that a Conference Committee be appointed thereon. Messrs. Keefe, J.; Gunderson and Olson have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Jacobs moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1875. The motion prevailed.

Mr. Speaker:

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

S. F. No. 1141, A bill for an act relating to hearing impaired persons; establishing regional service centers and advisory committees; establishing a statewide interpreter referral service; providing for a program of training and employment; prescribing duties for the commissioner of public welfare; establishing an office on hearing impairment; providing for an advisory committee for the state council for the handicapped; prescribing duties for the department of health; providing for a study by the state planning agency; appropriating money.

And the Senate respectfully requests that a Conference Committee be appointed thereon. Mrs. Staples, Messrs. Kirchner and Nelson have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Heinitz moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1141. The motion prevailed.

**Mr. Speaker:**

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

S. F. No. 480, A bill for an act relating to public health; authorizing the funding of a statewide poison information center; giving grant and program monitoring responsibilities to the commissioner of health; appropriating money.

And the Senate respectfully requests that a Conference Committee be appointed thereon. Mrs. Staples, Messrs. Kirchner and Nelson have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Onnen moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 480. The motion prevailed.

**Mr. Speaker:**

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

S. F. Nos. 1835, 2113, 2244 and 2263.

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. 1717 and 1984.

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. 1028 and 1636.

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. 2099.

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. 2166.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF THE SENATE BILLS

S. F. No. 1835, A bill for an act relating to education; clarifying a term and removing obsolete language in provisions governing school district dissolution and attachment procedure, the consolidation procedure, the procedure for reorganizing a common school district, the procedure for calling special meetings in common school districts, actions against certain school board members, actions against certain school employees, and the establishment of certain libraries; amending Minnesota Statutes 1978, Section 122.22, Subdivisions 2 and 4; 122.23, Subdivisions 9 and 10; 122.25, Subdivision 1; 123.11, Subdivision 7; 127.09; 127.11; and 134.08.

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

S. F. No. 2113, A bill for an act relating to education; modifying the employment status of certain substitute teachers; amending Minnesota Statutes 1978, Section 123.35, Subdivision 5.

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



S. F. No. 2244, A bill for an act relating to Independent School Districts Nos. 279 (Osseo) and 286 (Brooklyn Center); providing for transfers of territory between the districts.

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

S. F. No. 2263, A bill for an act relating to education; requiring a school board to provide certain teachers on extended leaves of absence with certain health care benefits under certain conditions; amending Minnesota Statutes 1978, Section 125.60, by adding a subdivision.

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

S. F. No. 1717, A bill for an act relating to retirement; local police and salaried firefighters relief association; providing limited annual automatic post retirement adjustments for certain newly employed, active and retired local relief association members with municipal approval.

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

S. F. No. 1984, A bill for an act relating to attachment, garnishment and executions; exempting certain insurance contracts, employee benefits and rights of action from garnishment or attachment; amending Minnesota Statutes 1978, Section 550.37, by adding subdivisions.

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

S. F. No. 1028, A bill for an act relating to trade regulation; prohibiting certain unfair and deceptive practices and unreasonable restraints of trade in the business of motion picture distribution; prescribing penalties.

The bill was read for the first time.

Cassery moved that S. F. No. 1028 and H. F. No. 1035, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1636, A bill for an act relating to state government; requiring certain state-leased space and state agency meetings to be accessible to physically handicapped persons; requiring certain auxiliary aids for physically handicapped participants at state agency meetings; appropriating money; providing penalties; amending Minnesota Statutes 1978, Section 16.85, Subdivisions 1b, 1c, 1d, and by adding a subdivision; and Chapter 15, by adding a section.

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

S. F. No. 2099, A bill for an act relating to housing; permitting an increase in certain grants made by the housing finance agency; authorizing limitations on the assumability of mortgages made or purchased by a state or local agency; creating a veteran's housing assistance program; modifying the program for moderate rehabilitation of rental properties; changing municipal housing rehabilitation programs; appropriating money; amending Minnesota Statutes 1978, Sections 462A.05, Subdivision 17, and by adding a subdivision; 462A.06, Subdivision 11; 462A.21, by adding a subdivision and Minnesota Statutes, 1979 Supplement, Sections 462A.05, Subdivision 15; 462A.21, Subdivision 11; 462C.03, by adding a subdivision; and 462C.05, Subdivision 1.

The bill was read for the first time.

Schreiber moved that S. F. No. 2099 and H. F. No. 1991, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2166, A bill for an act relating to the cities of Minneapolis, Bloomington and Winona; authorizing the creation of an economic development and redevelopment agency or department; granting powers of the port authority to the city of Bloomington; providing powers and conditions of debt for the port authority of Winona; providing for hearings for the issuance of industrial revenue bonds; amending Minnesota Statutes 1978, Section 458.192, Subdivision 1, and by adding subdivisions; and Minnesota Statutes, 1979 Supplement, Sections 462C.07, Subdivision 3; and 474.01, Subdivision 7b.

The bill was read for the first time.

Long moved that S. F. No. 2166 and H. F. No. 2320, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

#### PROGRESS REPORTS ON CONFERENCE COMMITTEES

Progress by the Conference Committee was reported to the House on the following bills: H. F. No. 1781 and S. F. No. 364.

#### CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Sieben, H., requested immediate consideration of S. F. No. 49.

S. F. No. 49 was reported to the House.

Novak moved to amend S. F. No. 49 as follows:

Page 3, line 24, delete "\$2,500", insert "\$1,500"

Page 3, line 31, after "allowable" insert ", for amounts paid in cash,"

Page 3, line 32, delete "\$2,500", insert "\$1,500"

Page 4, line 5, delete "amount", insert "amounts paid in cash"

Page 4, line 9, after "amounts" insert "paid in cash"

Page 6, line 11, after the period insert

*"(3) Paragraph (1) shall not apply to the distribution of any contribution paid during any taxable year to an individual housing account to the extent that the contribution exceeds the amount allowable as a deduction under this subdivision and no deduction was allowed under this subdivision with respect to the excess contribution."*

Page 6, line 12, delete "(3)", insert "(4)"

Page 7, line 27, delete "deduction", insert "contribution"

Page 7, line 30, delete "(d)", insert "(c)"

Page 7, line 32, before "There" insert "In addition to the tax liability of the individual under chapter 290 for the taxable year,"

Page 10, line 24, after "withdrawn" insert "and for which a deduction was allowed"

Page 10, after line 31 insert

"Sec. 8. Minnesota Statutes, 1979 Supplement, Section 290.01, Subdivision 20 is amended to read:

Subd. 20. Gross income. Except as otherwise provided in this chapter, the term "gross income," as applied to corporations includes every kind of compensation for labor or personal services of every kind from any private or public employment, office, position or services; income derived from the ownership or use of property; gains or profits derived from every kind of disposition of, or every kind of dealing in, property; income derived from the transaction of any trade or business; and income derived from any source; except that gross income shall not include "exempt function income" of a "homeowners association" as those terms are defined in Section 528 of the Internal Revenue Code of 1954, as amended.

For each of the taxable years beginning after December 31, 1960 and prior to January 1, 1971, the term "gross income" in its application to individuals, estates, and trusts, shall mean the adjusted gross income as computed for federal income tax purposes as defined in the Internal Revenue Code of 1954, as amended through December 31, 1970 for the applicable taxable year, with the modifications specified in this section.

For each of the taxable years beginning after December 31, 1970, the term "gross income" in its application to individuals, estates, and trusts shall mean the adjusted gross income as computed for federal income tax purposes as defined in the Internal Revenue Code of 1954, as amended through the date specified herein for the applicable taxable year, with the modifications specified in this section.

(i) The Internal Revenue Code of 1954, as amended through December 31, 1970, shall be in effect for taxable years beginning after December 31, 1970 and prior to January 1, 1973.

(ii) The Internal Revenue Code of 1954, as amended through December 31, 1972, shall be in effect for taxable years beginning after December 31, 1972.

(iii) The Internal Revenue Code of 1954, as amended through December 31, 1973, shall be in effect for taxable years beginning after December 31, 1973.

(iv) The Internal Revenue Code of 1954, as amended through December 31, 1974, shall be in effect for the taxable years beginning after December 31, 1974.

(v) The Internal Revenue Code of 1954, as amended through December 31, 1976, including the amendments made to section 280A (relating to licensed day care centers) in H.R. 3477 as it passed the Congress on May 16, 1977, shall be in effect for the taxable years beginning after December 31, 1976. The provisions of the Tax Reform Act of 1976, P.L. 94-455, which affect adjusted gross income shall become effective for purposes of this chapter at the same time they become effective for federal income tax purposes. Section 207 (relating to extension of period for nonrecognition of gain on sale or exchange of residence) and section 402 (relating to time for making contributions to pension plans of self employed people) of P.L. 94-12 shall be effective for taxable years beginning after December 31, 1974.

The amendments made to sections 219(c) (3) and 220(c) (4) (extending the time for which a taxpayer is deemed to have made a contribution to an individual retirement account for the taxable year) by section 157(a) of P.L. 95-600 shall be effective for taxable years beginning after December 31, 1977.

References to the Internal Revenue Code of 1954 in clauses (a), (b) and (c) following shall mean the code in effect for the purpose of defining gross income for the applicable taxable year.

(a) **Modifications increasing federal adjusted gross income.** There shall be added to federal adjusted gross income:

(1) Interest income on obligations of any state other than Minnesota or a political subdivision of any such other state exempt from federal income taxes under the Internal Revenue Code of 1954;

(2) Interest income on obligations of any authority, commission, or instrumentality of the United States, which the laws of the United States exempt from federal income tax, but not from state income taxes;

(3) Income taxes imposed by this state or any other taxing jurisdiction, to the extent deductible in determining federal adjusted gross income and not credited against federal income tax;

(4) Interest on indebtedness incurred or continued to purchase or carry securities the income from which is exempt from tax under this chapter, to the extent deductible in determining federal adjusted gross income;

(5) Amounts received as reimbursement for an expense of sickness or injury which was deducted in a prior taxable year to the extent that the deduction for such reimbursed expenditure resulted in a tax benefit;

(6) The amount of any federal income tax overpayment for any previous taxable year, received as refund or credited to another taxable year's income tax liability, proportionate to the percentage of federal income tax that was claimed as a deduction in determining Minnesota income tax for such previous taxable year.

The overpayment refund or credit, determined with respect to a husband and wife on a joint federal income tax return for a previous taxable year, shall be reported on joint or separate Minnesota income tax returns. In the case of separate Minnesota returns, the overpayment shall be reported by each spouse proportionately according to the relative amounts of federal income tax claimed as a deduction on his or her separate Minnesota income tax return for such previous taxable year;

(7) In the case of a change of residence from Minnesota to another state or nation, the amount of moving expenses which exceed total reimbursements and which were therefore deducted in arriving at federal adjusted gross income;

(8) In the case of property disposed of on or after January 1, 1973, the amount of any increase in the taxpayer's federal tax

liability under section 47 of the Internal Revenue Code of 1954, as amended through December 31, 1976, to the extent of the credit under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1976, that was previously allowed as a deduction either under section 290.01, subdivision 20 (b) (7) or under section 290.09, subdivision 24;

(9) Expenses and losses arising from a farm which are not allowable under section 290.09, subdivision 29;

(10) Expenses and depreciation attributable to substandard buildings disallowed by section 290.101;

(11) The amount by which the gain determined pursuant to section 41.59, subdivision 2 exceeds the amount of such gain included in federal adjusted gross income;

(12) To the extent deducted in computing the taxpayer's federal adjusted gross income for the taxable year, losses realized upon a transfer of property to the spouse or former spouse of the taxpayer in exchange for the release of the spouse's marital rights;

(13) Interest income from qualified scholarship funding bonds as defined in section 103(e) of the Internal Revenue Code of 1954, as amended through December 31, 1976, if the nonprofit corporation is domiciled outside of Minnesota; and

(14) Exempt-interest dividends, as defined in section 852 (b) (5) (A) of the Internal Revenue Code of 1954, as amended through December 31, 1976, not included in federal adjusted gross income pursuant to section 852(b) (5) (B) of the Internal Revenue Code of 1954, as amended through December 31, 1976, except for that portion of such exempt-interest dividends derived from interest income on obligations of the state of Minnesota, any of its political or governmental subdivisions, any of its municipalities, or any of its governmental agencies or instrumentalities;

(15) The amount of any excluded gain realized by a trust on the sale or exchange of property as defined in section 641(c) (1).

(16) *The amount of a distribution from an individual housing account which is to be included in gross income as required under clause (c) of section 290.09, subdivision 30.*

(b) Modifications reducing federal adjusted gross income. There shall be subtracted from federal adjusted gross income:

(1) Interest income on obligations of any authority, commission or instrumentality of the United States to the extent includible in gross income for federal income tax purposes but

exempt from state income tax under the laws of the United States;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis for Minnesota income tax purposes than for federal income tax purposes, that does not exceed such difference in basis; but if such gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to 50 per centum of such portion of the gain. This modification shall not be applicable if the difference in basis is due to disallowance of depreciation pursuant to section 290.101.

(3) Interest or dividend income on securities to the extent exempt from income tax under the laws of this state authorizing the issuance of such securities but includible in gross income for federal income tax purposes;

(4) Losses, not otherwise reducing federal adjusted gross income assignable to Minnesota, arising from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses;

(5) If included in federal adjusted gross income, the amount of any credit received, whether received as a refund or credit to another taxable year's income tax liability, pursuant to chapter 290A, and the amount of any overpayment of income tax to Minnesota, or any other state, for any previous taxable year, whether such amount is received as a refund or credited to another taxable year's income tax liability;

(6) To the extent included in federal adjusted gross income, notwithstanding any other law to the contrary, the amount received by any person (i) from the United States, its agencies or instrumentalities, the Federal Reserve Bank or from the state of Minnesota or any of its political or governmental subdivisions or from any other state or its political or governmental subdivisions, or a Minnesota volunteer firefighter's relief association, by way of payment as a pension, public employee retirement benefit, or any combination thereof, or (ii) as a retirement or survivor's benefit made from a plan qualifying under section 401, 403, 404, 405, 408, 409 or 409A of the Internal Revenue Code of 1954, as amended through December 31, 1977. The maximum amount of this subtraction shall be \$10,000 less the amount by which the individual's federal adjusted gross income exceeds \$17,000. In the case of a volunteer firefighter who receives an involuntary lump sum distribution of his pension or retirement benefits, the maximum amount of this subtraction shall be \$10,000; this subtraction shall not be reduced by the amount of the individual's federal adjusted gross income in excess of \$17,000;

(7) In the case of property acquired on or after January 1, 1973, the amount of any credit to the taxpayer's federal tax liability under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1976, but only to the extent that the credit is connected with or allocable against the production or receipt of income included in the measure of the tax imposed by this chapter;

(8) To the extent included in the taxpayer's federal adjusted gross income for the taxable year, gain realized upon a transfer of property to the spouse or former spouse of the taxpayer in exchange for the release of the spouse's marital rights;

(9) The amount of any distribution from a qualified pension or profit sharing plan included in federal adjusted gross income in the year of receipt to the extent of any contribution not previously allowed as a deduction by reason of a change in federal law which was not adopted by Minnesota law for a taxable year beginning in 1974 or later;

(10) Interest, including payment adjustment to the extent that it is applied to interest, earned by the seller of the property on a family farm security loan executed after December 31, 1977 and before January 1, 1982 that is guaranteed by the commissioner of agriculture as provided in sections 41.51 to 41.60;

(11) The amount of gain on the sale of the taxpayer's residence excluded from the federal gross income of the taxpayer pursuant to section 121 of the Internal Revenue Code of 1954, as amended through December 31, 1978 provided that a taxpayer who elects under that section shall not, for the purpose of this subdivision, also take an exclusion according to the provisions of section 121 of the Internal Revenue Code, as amended through December 31, 1976;

(12) The first \$3,000 of compensation for personal services in the armed forces of the United States or the United Nations, and the next \$2,000 of compensation for personal services in the armed forces of the United States or the United Nations wholly performed outside the state of Minnesota; and

(13) The amount of any income earned for personal services rendered prior to the date when the taxpayer became a resident of Minnesota.

(c) Modifications affecting shareholders of electing small business corporations under section 1372 of the Internal Revenue Code of 1954, or section 290.972 of this chapter.

(1) Shareholders in a small business corporation, which has elected to be so taxed under the Internal Revenue Code of 1954, but has not made an election under section 290.972 of this chap-



ter, shall deduct from federal adjusted gross income the amount of any imputed income from such corporation and shall add to federal adjusted gross income the amount of any loss claimed as a result of such stock ownership. Also there shall be added to federal adjusted gross income the amount of any distributions in cash or property made by said corporation to its shareholders during the taxable year.

(2) In cases where the small business corporation has made an election under section 1372 of the Internal Revenue Code of 1954, but has not elected under section 290.972 of this chapter and said corporation is liquidated or the individual shareholder disposes of his stock and there is no capital loss reflected in federal adjusted gross income because of the fact that corporate losses have exhausted the shareholders basis for federal purposes, such shareholders shall be entitled, nevertheless, to a capital loss commensurate to their Minnesota basis for the stock.

(3) In cases where the election under section 1372 of the Internal Revenue Code of 1954 antedates the election under section 290.972 of this chapter and at the close of the taxable year immediately preceding the effective election under section 290.972 the corporation has a reserve of undistributed taxable income previously taxed to shareholders under the provisions of the Internal Revenue Code of 1954, in the event and to the extent that such reserve is distributed to shareholders such distribution shall be taxed as a dividend for purposes of this act.

Items of gross income includible within these definitions shall be deemed such regardless of the form in which received. Items of gross income shall be included in gross income of the taxable year in which received by a taxpayer unless properly to be accounted for as of a different taxable year under methods of accounting permitted by section 290.07, except that (1) amounts transferred from a reserve or other account, if in effect transfers to surplus, shall, to the extent that such amounts were accumulated through deductions from gross income or entered into the computation of taxable net income during any taxable year, be treated as gross income for the year in which the transfer occurs, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act, and (2) amounts received as refunds on account of taxes deducted from gross income during any taxable year shall be treated as gross income for the year in which actually received, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act.

(d) Modification in computing taxable income of the estate of a decedent. Amounts allowable under section 291.07, subdivision 1(2) in computing Minnesota inheritance tax liability shall not be allowed as a deduction in computing the taxable income of the estate unless there is filed within the time and in the manner and form prescribed by the commissioner a statement that the amounts have not been allowed as a deduction under section

291.07 and a waiver of the right to have such amounts allowed at any time as deductions under section 291.07. The provisions of this paragraph shall not apply with respect to deductions allowed under section 290.077 (relating to income in respect of decedents). In the event that the election made for federal tax purposes under section 642(g) of the Internal Revenue Code of 1954 differs from the election made under this paragraph appropriate modification of the estate's federal taxable income shall be made to implement the election made under this paragraph in accordance with regulations prescribed by the commissioner.

Page 10, line 32, delete "8", insert "9"

Page 10, line 33, delete "1978", insert "1979"

Amend the title as follows:

Line 11, after "section" insert "; and Minnesota Statutes, 1979 Supplement, Section 290.01, Subdivision 20"

The motion prevailed and the amendment was adopted.

Tomlinson moved to amend S. F. No. 49, as amended, as follows:

Page 10, line 33, delete "1979" insert "1980"

The motion prevailed and the amendment was adopted.

S. F. No. 49, A bill for an act relating to taxation; authorizing the establishment of individual housing accounts; providing that contributions to an account which are used exclusively in connection with the purchase of a first principal residence are deductible; providing tax penalties; amending Minnesota Statutes 1978, Sections 48.159; 50.157; 51A.21, by adding a subdivision; 290.09, by adding a subdivision; 290.17, Subdivision 2; and Chapter 52, by adding a section.

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

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

Those who voted in the affirmative were:

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

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

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

### SPECIAL ORDERS

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

There being no objection S. F. No. 1708 was continued temporarily.

S. F. No. 2071, A bill for an act relating to financial institutions; providing that certain agreements taken by a bank and subject to a certain percentage limitation will not constitute a liability against it; providing for a different percentage limitation in certain cases; amending Minnesota Statutes 1978, Section 48.24, 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 119 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Fritz                Rice

The bill was passed and its title agreed to.

S. F. No. 2117 was reported to the House.

Johnson, D., moved to amend S. F. No. 2117 as follows:

Page 3, line 30, before the period insert “: *provided, that the maximum interest rate increase or decrease shall be equal to one-half of one percent per year multiplied by the number of years in the loan term with a maximum net increase or decrease of five percent over the life of the mortgage*”

Page 3, line 30, delete “*The*”

Page 3, delete lines 31 and 32

Page 3, line 33, delete everything before “*Interest*”

Page 4, line 28, before the period insert “: *provided, that the maximum interest rate increase or decrease shall be equal to one-half of one percent per year multiplied by the number of years in the loan term with a maximum net increase or decrease of five percent over the life of the mortgage*”

Page 4, line 28, delete everything after the period

Page 4, delete lines 29 and 30

Page 4, line 31, delete everything before “*Interest*”

The motion prevailed and the amendment was adopted.

Wynia moved to amend S. F. No. 2117, as amended, as follows:

Page 3, line 29, delete “*then*”

Page 3, line 30, after “*loans*” insert “*determined 60 days before the due date of the loan*”

Page 4, after line 5, insert:

*"Sixty days before the due date of the loan, the savings bank shall send a written notification to the borrower containing the following information: (i) The date on which the entire balance of borrower's loan is due and payable; (ii) a statement that the loan will be renewed automatically by the savings bank at the rate specified in the notice unless the borrower pays the loan by the due date; (iii) the amount of the monthly payment, calculated according to the new rate determined at the time of notice; (iv) a statement that the borrower may prepay the loan without penalty at any time after the original loan becomes due and payable; (v) the cost, if any, of document preparation and recording; and (vi) the name and phone number of a savings bank employee who will answer the borrowers' questions concerning the information in the notice.*

*An applicant for a renegotiable rate mortgage loan must be given, at the time an application is requested, written disclosure materials prepared in reasonably simple terms that contain at least the following information: (i) An explanation of how a renegotiable rate mortgage differs from a standard fixed rate mortgage; (ii) an example of a renegotiable rate mortgage indicating the maximum possible interest rate increase and monthly payment calculated on that rate at the time of the first renewal; (iii) an explanation of how the savings bank determines what the rate will be at the end of each loan term; and (iv) an estimate of possible costs of renewal."*

Page 4, line 27, delete "then"

Page 4, line 28, after "loans" insert "determined 60 days before the due date of the loan"

Page 5, after line 3, insert:

*"Sixty days before the due date of the loan, the association shall send a written notification to the borrower containing the following information: (i) The date on which the entire balance of borrower's loan is due and payable; (ii) a statement that the loan will be renewed automatically by the association at the rate specified in the notice unless the borrower pays the loan by the due date; (iii) the amount of the monthly payment, calculated according to the new rate determined at the time of notice; (iv) a statement that the borrower may prepay the loan without penalty at any time after the original loan becomes due and payable; (v) the cost, if any, of document preparation and recording; and (vi) the name and phone number of an association employee who will answer the borrowres' questions concerning the information in the notice.*

*An applicant for a renegotiable rate mortgage loan must be given, at the time an application is requested, written disclosure materials prepared in reasonably simple terms that contain at*

least the following information: (i) An explanation of how a renegotiable rate mortgage differs from a standard fixed rate mortgage; (ii) an example of a renegotiable rate mortgage indicating the maximum possible interest rate increase and monthly payment calculated on that rate at the time of the first renewal; (iii) an explanation of how the association determines what the rate will be at the end of each loan term; and (iv) an estimate of possible costs of renewal."

The motion prevailed and the amendment was adopted.

#### CALL OF THE HOUSE

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

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

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

S. F. No. 2117, A bill for an act relating to commerce; providing for investments in certain loans by savings banks and savings associations; defining terms; exempting savings associations from licensing and bonding requirements of safe deposit companies; deleting the dollar limitation on examination fees; amending Minnesota Statutes 1978, Sections 50.14, Subdivision 5; 51A.02, Subdivisions 8 and 17, and by adding a subdivision; 51A.37, Subdivision 3; 55.06, Subdivision 1; and 55.095.

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 did not prevail.

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

There were 61 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Knickerbocker	Osthoff	Sviggunn
Adams	Esau	Kvam	Piepho	Thiede
Ainley	Evans	Levi	Pleasant	Valan
Albrecht	Forsythe	Ludeman	Redalen	Valento
Anderson, R.	Friedrich	Luknic	Reding	Weaver
Biersdorf	Halberg	Mann	Rees	Welker
Brinkman	Haukoos	McDonald	Reif	Wieser
Corbid	Heap	Mehrkens	Rose	Wigley
Crandall	Heinitz	Nelsen, B.	Searle	Zubay
Dean	Hoberg	Niehaus	Searles	
Dempsey	Jennings	Norman	Sherwood	
Den Ouden	Johnson, D.	Nysether	Stadum	
Drew	Kaley	Onnen	Stowell	

Those who voted in the negative were:

Anderson, B.	Elioff	Kalis	Murphy	Sarna
Anderson, D.	Ellingson	Kelly	Nelsen, M.	Sieben, H.
Anderson, G.	Ewald	Kempe	Nelson	Sieben, M.
Anderson, I.	Faricy	Kostohryz	Novak	Simoneau
Battaglia	Fjoslien	Kroening	Olsen	Stoa
Begich	Fritz	Laidig	Otis	Swanson
Berglin	Fudro	Lehto	Patton	Tomlinson
Berkelman	Greenfield	Long	Pehler	Vanasek
Blatz	Hokanson	McCarron	Peterson, B.	Voss
Byrne	Jacobs	McEachern	Peterson, D.	Waldorf
Carlson, L.	Jaros	Metzen	Prahl	Welch
Casserly	Johnson, C.	Minne	Rice	Wenzel
Clark	Jude	Moe	Rodriguez	Wynia
Clawson	Kahn	Munger	Rothenberg	Spkr. Norton

The bill was not passed, as amended.

#### CALL OF THE HOUSE LIFTED

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

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

Fudro offered an amendment to S. F. No. 523.

## POINT OF ORDER

Rice 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.

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

The bill was read for the 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 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

## CALL OF THE HOUSE

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

Aasness	Anderson, G.	Brinkman	Corbid	Elioff
Adams	Anderson, I.	Byrne	Crandall	Ellingson
Ainley	Anderson, R.	Carlson, D.	Dean	Esau
Albrecht	Battaglia	Carlson, L.	Dempsey	Evans
Anderson, B.	Begich	Clark	Den Ouden	Ewald
Anderson, D.	Berglin	Clawson	Drew	Faricy



Fjoslien	Kalis	Nelsen, B.	Redalen	Thiede
Forsythe	Kelly	Nelson	Reding	Tomlinson
Friedrich	Kempe	Niehaus	Rees	Valan
Fritz	Knickerbocker	Norman	Reif	Valento
Fudro	Kostohryz	Novak	Rice	Vanasek
Greenfield	Kroening	Nysether	Rodriguez	Waldorf
Halberg	Kvam	Olsen	Rose	Weaver
Haukoos	Laidig	Onnen	Rothenberg	Welker
Heap	Levi	Osthoff	Searle	Wenzel
Heinitz	Ludeman	Otis	Sherwood	Wieser
Hoberg	Luknic	Patton	Sieben, H.	Wigley
Hokanson	Mann	Pehler	Sieben, M.	Wynia
Jacobs	McEachern	Peterson, B.	Stadum	Zubay
Jennings	Mehrrens	Peterson, D.	Stoa	Sprk. Norton
Johnson, C.	Metzen	Piepho	Stowell	
Jude	Minne	Pleasant	Sviggunn	
Kahn	Murphy	Prahl	Swanson	

Faricy 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.

S. F. No. 2067; A bill for an act relating to motor vehicles; increasing the maximum interest rate on certain loans under the Motor Vehicle Retail Installment Sales Act; amending Minnesota Statutes 1978, Section 168.72.

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.

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

There were 81 yeas and 46 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Knickerbocker	Osthoff	Sviggunn
Adams	Erickson	Kvam	Patton	Swanson
Ainley	Esau	Levi	Pehler	Thiede
Albrecht	Evans	Ludeman	Peterson, B.	Valan
Anderson, B.	Ewald	Luknic	Piepho	Valento
Anderson, D.	Fjoslien	Mann	Pleasant	Vanasek
Anderson, G.	Forsythe	McDonald	Redalen	Voss
Anderson, R.	Friedrich	McEachern	Reding	Welch
Battaglia	Halberg	Mehrrens	Rees	Welker
Blatz	Haukoos	Metzen	Reif	Wenzel
Brinkman	Heinitz	Murphy	Rose	Wieser
Carlson, D.	Hoberg	Nelsen, B.	Schreiber	Wigley
Corbid	Jacobs	Niehaus	Searle	Zubay
Crandall	Jennings	Norman	Searles	
Dean	Johnson, C.	Nysether	Sherwood	
Dempsey	Johnson, D.	Olsen	Stadum	
Den Ouden	Kalis	Onnen	Stowell	

Those who voted in the negative were:

Anderson, I.	Ellingson	Kelly	Nelson	Stoa
Begich	Faricy	Kempe	Novak	Tomlinson
Berglin	Fritz	Kostohryz	Otis	Waldorf
Byrne	Fudro	Kroening	Peterson, D.	Weaver
Carlson, L.	Greenfield	Laidig	Prahl	Wynia
Casserly	Heap	Lehto	Rice	Spkr. Norton
Clark	Hokanson	Long	Rodriguez	
Clawson	Jaros	McCarron	Rothenberg	
Eken	Jude	Minne	Sieben, H.	
Elioff	Kahn	Munger	Sieben, M.	

The bill was passed and its title agreed to.

S. F. No. 789 was reported to the House.

Pleasant moved to amend S. F. No. 789 as follows:

Page 1, line 8, delete "16" and insert "17"

Page 1, line 11, delete "16" and insert "17"

Page 2, line 3, after "*means*" delete "*an*" and insert "*the total of any*"

Page 2, line 4, after "*to*" insert "*or for the benefit of*"

Page 2, line 6, after "*acceptance*" insert "*or maintenance*"

Page 2, line 20, after "*a*" delete "*document*" and insert "*contract*"

Page 2, delete line 21

Page 2, line 22, delete "*resident for signing and*"

Page 2, line 23, delete "*and*"

Page 2, line 24, delete "*and*"

Page 2, line 25, after "*agreement*" insert "*and (d) sets forth the obligation of the provider*"

Page 2, after line 25, insert

"Subd. 11. "*Person*" means any individual, corporation, business trust, trust, partnership, unincorporated association, two or more of any of the foregoing having a joint or common interest or any legal or commercial entity.

*Subd. 12. "Affiliate of another person" means any person directly or indirectly controlling, controlled by or under common control with such other person.*

*Subd. 13. "Offer" includes every inducement, solicitation or attempt to encourage a person to enter into a subscription or residency agreement.*

Page 4, line 1, delete *"that the person has, or that has in the person"* and insert *"which the person has, or which has in the person"*

Page 5, line 3, after the period insert: *"Registration shall be by entry in a book called Register of Continuing Care Facilities, which entry shall show the care facility registered, for whom registered, and shall specify the conditions, limitations, and restrictions upon the registration, if any, or shall make proper reference to a formal order of the commissioner on file showing the conditions, limitations, and restrictions."*

Page 5, line 10, after *"into"* insert *"or the persons legal representative,"*

Page 6, line 4, after *"The"* insert *"goods and"*

Page 6, line 7, after *"which"* insert *"goods and"*

Page 6, line 9, after *"which"* insert *"goods and"*

Page 6, line 10, after *"charge"* insert *"and whether they are provided by an affiliate"*

Page 7, line 26, after *"(j)"* delete rest of line and insert *"Financial statements of the provider which shall be prepared in accordance with generally accepted accounting principles and audited by an independent certified public accountant who shall express an opinion thereon and shall include"*

Page 7, line 27, delete *"including"*

Page 9, line 8, after *"expenses"* insert *"and the basis therefor"*

Page 9, line 12, delete *"assumptions"* and insert *"criteria"*

Page 9, line 29, delete *"type face"* and insert *"in boldface type"*

Page 11, after line 19, insert

*"(c) The statement shall disclose the names of any affiliates who may provide goods or services."*

Page 12, line 5, delete *"personal"* and insert *"legal"*

Page 14, line 25, delete "may be" and insert "is"

Page 15, line 21, delete "the" and insert "any" after "withdrawal" insert "from the reserve fund and the reasons therefor" delete "corporation, partnership," and insert "person or affiliate of any person"

Page 15, line 22, delete "trust, association, firm or professional service"

Page 15, line 31, after "notice" insert "by any resident desiring to terminate" and after "nor" insert "require"

Page 17, line 14, after [FEES.] insert:

"Subdivision 1."

Page 17, after line 18, insert:

"Subd. 2. A person with a registration in effect shall, within 30 days after the occurrence of any material change in the information on file with the commissioner, notify the commissioner in writing of the change by an application to amend the registration accompanied by a fee of \$50. The commissioner may by rule define what shall be considered a material change for such purposes, and may determine the circumstances under which a revised disclosure statement must accompany the application. If the amendment is approved by the commissioner, it shall become effective upon the issuance by the commissioner of an order amending the registration.

Subd. 3. Every request for a written opinion from the commissioner shall be accompanied by a fee of \$50.

Subd. 4. The commissioner shall furnish upon reasonable request to any person photostatic or other copies of documents filed with the commissioner at a charge of fifty cents per page or fraction thereof.

Subd. 5. A document is filed when it is received by the commissioner. No filing for which a fee is required shall be deemed to be filed or given any effect until the proper fee is paid."

Page 21, line 8 after "hereunder" insert "or to verify statements contained in the application for registration, or the disclosure statement"

Page 22, after line 22, insert:

"Sec. 17. [FILING OF SALES LITERATURE.] The commissioner may by rule or order require the filing of any prospectus, pamphlet, circular, form, letter, advertisement, or other sales

*literature or advertising communication addressed or intended for distribution to prospective residents. Any such sales or advertising literature shall be filed with the commissioner at least five days prior to the first publication thereof unless such advertisement has been exempted by rule of the commissioner."*

Renumber sections and correct cross-references as necessary

Page 24, line 9, delete "16" and insert "17"

The motion prevailed and the amendment was adopted.

Pleasant moved to amend S. F. No. 789, as amended, as follows:

Page 15, line 1, before "As" insert "*Subdivision 1.*"

Page 15, after line 27, insert:

*"Subd. 2. In those instances where a provider has been offering continuing care in a facility since prior to January 1, 1975, the following shall apply. The provider shall establish a reserve escrow fund and shall contribute to it a portion of each new entrance fee in a percentage to be determined by the commissioner. The funds thereby received shall be permitted to accumulate until there is in the reserve fund an amount equal to the total of all principal and interest payments due during the next 12 months on account of any first mortgage loan or other long term financing obligation of the facility. The commissioner may by rule or order require of any facility subject to the lower escrow requirements of subdivision 2, the posting of a surety bond in an amount sufficient to protect the total of all principal and interest payments due during the next 12 months on account of any first mortgage loan or other long term financing obligation of the facility. A copy of the bond is to be filed with the commissioner."*

The motion prevailed and the amendment was adopted.

Pleasant moved to amend S. F. No. 789, as amended, as follows:

Page 2, delete lines 20 to 25

Renumber subdivisions in sequence

Page 12, line 10, delete "*subscription*" and insert "*written*"

Page 12, line 11, delete "*subscription*" and insert "*written*"

The motion prevailed and the amendment was adopted.

Rees, Heinitz, Metzen, Patton and Hoberg moved to amend S. F. No. 789, as amended, as follows:

Page 1, before line 8, insert:

"Section 1. Minnesota Statutes 1978, Section 45.01, is amended to read:

45.01 [DEPARTMENT ESTABLISHED; COMMISSION.] The department of commerce shall be under the supervision and control of a commission composed of a commissioner of banks, a commissioner of insurance, and a commissioner of securities *and real estate*. The commission shall be organized in three divisions: a banking division in charge of the commissioner of banks; an insurance division in charge of the commissioner of insurance; and a securities *and real estate* division in charge of the commissioner of securities *and real estate*. The commission shall adopt a seal with the words "Department of Commerce of Minnesota" and such design as the commission shall prescribe engraved thereon, by which seal the commission shall authenticate its signatures and proceedings.

Sec. 2. [REVISOR OF STATUTES.] *In the next and subsequent editions of the Minnesota Statutes, the revisor of statutes shall make the changes in terminology as may be necessary to effect the changes in the name of the division of securities by section 1."*

Renumber subsequent sections

Further, amend the title as follows:

Page 1, line 2, after the semicolon insert "renaming the securities division of the department of commerce;"

Page 1, line 5, delete "Section" and insert "Sections 45.01; and"

The motion prevailed and the amendment was adopted.

Olsen offered an amendment to S. F. No. 789.

#### POINT OF ORDER

Tomlinson 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.

S. F. No. 789, A bill for an act relating to commerce; registering and regulating continuing care facilities; providing a lien; providing for disclosure; providing a penalty; amending Minnesota Statutes 1978, Section 82.18.

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 122 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Jennings      Ludeman      Welker

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

S. F. No. 704, A bill for an act relating to savings banks; authorizing service corporations and also authorizing certain detached facilities; amending Minnesota Statutes 1978, Chapter 50, 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 1 nay as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Prahl

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.

S. F. No. 919 was reported to the House.

Stoa moved to amend S. F. No. 919, the unofficial engrossment, as follows:

Delete section 1 and insert a new section 1 as follows:

"Section 1. [TOWN OF WINONA; EMPLOYMENT OF A BUILDING OFFICIAL.] *The town of Winona in Winona County may employ a building official to administer the provisions of the state building code within the town. Any building official appointed by the town of Winona shall serve at the pleasure of the town board and shall exercise the duties and authority of a building official notwithstanding the provisions of Minnesota Statutes, Section 16.861, relating to the qualifications and certification of a building official.*"

Page 4, line 6, delete "Section 1 is effective the"

Page 4, line 7, delete "day after final enactment." and insert, "Section 1 is effective upon the approval of the town board of supervisors of the town of Winona and upon compliance with Minnesota Statutes, Section 645.021."

Further amend the title as follows:



Page 1, delete lines 3 through 9 and insert "relating to the town of Winona; providing for the employment of a building official by the town of Winona; setting forth time limits for the accrual of certain actions involving construction and improvements to real property; amending Minnesota Statutes 1978, Section 541.051, Subdivisions 1, 2 and 4."

The motion prevailed and the amendment was adopted.

Halberg moved to amend S. F. No. 919 by adding sections 5 and 6 and renumbering:

"Sec. 5. Minnesota Statutes 1978, Section 541.051 is amended by adding a subdivision to read:

*Subd. 5. [LIABILITY INSURANCE] Every person performing or furnishing the design, planning, supervision, materials, or observation of construction or construction of an improvement to real property shall, after June 30, 1980, demonstrate proof of financial responsibility arising out of the defective and unsafe condition of the improvement to real property. Proof of financial responsibility may be given by filing with the Commissioner of Insurance:*

*(a) A certificate that there is in effect an insurance policy providing the following minimum coverages:*

*(1) \$250,000 because of bodily injury to any one person in any one occurrence, and, subject to said limit for one person, in the amount of \$500,000 because of bodily injury to two or more persons in any one occurrence, and in the amount of \$500,000 because of injury to or destruction of property of others in any one occurrence.*

*(2) \$250,000 for loss of means of support of any one person in any one occurrence, and, subject to said limit for one person, \$500,000 for loss of means of support of two or more persons in any one occurrence; of*

*(b) A bond of a surety company with minimum coverages as provided in clause (a), or*

*(c) A certificate of the state treasurer that the person has deposited with him \$500,000 in cash or securities such as may legally be purchased by savings banks or for trust funds having a market value of \$500,000.*

*The commissioner of insurance shall by rule organize and maintain an assigned claims plan which will assure the availability of liability insurance coverage required by this subdivision on a fair and equitable basis. Any insurer issuing policies of insurance for the coverage required by this subdivision shall*

participate in the plan as a condition of doing business in this state.

Sec. 6. Minnesota Statutes 1978, Section 541.051 is amended by adding a subdivision to read:

*Subd. 6. The limitation of action contained in subdivisions 1 and 2 shall not apply unless proof of financial responsibility pursuant to subdivision 5 has been filed with the Commissioner of Insurance."*

#### POINT OF ORDER

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

The question recurred on the Halberg amendment. The motion did not prevail and the amendment was not adopted.

Welker offered an amendment to S. F. No. 919.

#### POINT OF ORDER

Stoa 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.

S. F. No. 919, A bill for an act relating to the town of Winona; providing for the employment of building officials by the town of Winona.

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

The question was taken on the passage of the bill and the roll was called. There were 105 yeas and 16 nays as follows:

Those who voted in the affirmative were:

Aasness	Clawson	Heinitz	Levi	Nysether
Adams	Corbid	Hoberg	Long	Olsen
Anderson, B.	Dean	Hokanson	Luknic	Osthoff
Anderson, G.	Dempsey	Jacobs	Mann	Otis
Anderson, I.	Eken	Johnson, C.	McCarron	Patton
Anderson, R.	Elioff	Johnson, D.	McDonald	Pehler
Battaglia	Ellingson	Jude	McEachern	Peterson, B.
Begich	Evans	Kalis	Mehrkens	Peterson, D.
Berkelman	Ewald	Kelly	Metzen	Piepho
Blatz	Faricy	Kempe	Minne	Pleasant
Brinkman	Fjoslien	Knickerbocker	Murphy	Prahl
Byrne	Forsythe	Kostohryz	Nelsen, B.	Redalen
Carlson, D.	Fudro	Kroening	Nelsen, M.	Reding
Carlson, L.	Greenfield	Kvam	Nelson	Rees
Casserly	Haukoos	Laidig	Norman	Reif
Clark	Heap	Lehto	Novak	Rice

Rodriguez	Sherwood	Svigum	Vanasek	Wieser
Rose	Simoneau	Swanson	Waldorf	Wigley
Sarna	Stadum	Tomlinson	Weaver	Wynia
Searle	Stoa	Valan	Welch	Zubay
Searles	Stowell	Valento	Wenzel	Spkr. Norton

Those who voted in the negative were:

Ainley	Drew	Halberg	Onnen	Thiede
Albrecht	Erickson	Jennings	Sieben, M.	Welker
Berglin	Esau	Ludeman		
Den Ouden	Fritz	Niehaus		

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

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

Osthoff moved that S. F. No. 1166 be continued and be placed at the bottom of Special Orders. The motion prevailed.

S. F. No. 2184, A bill for an act relating to Special School District No. 1; modifying the district's responsibility to develop a long range building plan and providing certain bonding authority; amending Laws 1963, Chapter 645, Section 3, Subdivision 5; and Laws 1959, Chapter 462, Section 3, Subdivision 7, as amended and renumbered.

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 101 yeas and 22 nays as follows:

Those who voted in the affirmative were:

Adams	Elioff	Kalis	Norman	Sherwood
Anderson, B.	Ellingson	Kelly	Novak	Sieben, H.
Anderson, G.	Esau	Kempe	Nysether	Sieben, M.
Anderson, I.	Evans	Knickerbocker	Onnen	Simoneau
Anderson, R.	Ewald	Kostohryz	Osthoff	Stoa
Battaglia	Faricy	Kroening	Otis	Swanson
Begich	Fjoslien	Kvam	Patton	Thiede
Berglin	Forsythe	Laidig	Pehler	Tomlinson
Berkelman	Fudro	Lehto	Peterson, B.	Valan
Blatz	Greenfield	Levi	Peterson, D.	Vanasek
Brinkman	Halberg	Long	Piepho	Voss
Byrne	Haukoos	Luknic	Pleasant	Waldorf
Carlson, D.	Heap	Mann	Prahl	Wenzel
Carlson, L.	Heinitz	McCarron	Reding	Wigley
Casserly	Hoberg	McEachern	Rees	Wynia
Clark	Jacobs	Metzen	Reif	Zubay
Clawson	Jaros	Moe	Rice	Spkr. Norton
Dean	Johnson, C.	Munger	Rodriguez	
Dempsey	Johnson, D.	Murphy	Rose	
Den Ouden	Jude	Nelsen, M.	Searle	
Eken	Kahn	Nelson	Searles	

Those who voted in the negative were:

Ainley	Fritz	Minne	Stadum	Welker
Albrecht	Hokanson	Nelsen, B.	Stowell	Wieser
Drew	Jennings	Niehaus	Sviggum	
Erickson	Ludeman	Olsen	Valento	
Friedrich	McDonald	Redalen	Weaver	

The bill was passed and its title agreed to.

S. F. No. 2045, A bill for an act relating to state lands; providing for the conveyance of certain lands to the city of Owatonna.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1759 was reported to the House.

Kempe moved to amend S. F. No. 1759, the unofficial engrossment, as follows:

Page 4, after line 22, add a new section to read:

"Sec. 7. Minnesota Statutes 1978, Section 436.05, is amended to read:

436.05 [POLICE SERVICE PROVIDED BY SHERIFF.] Subdivision 1. Any *home rule charter or statutory city*, (OR) town or (AND) the sheriff of (THE) *any county* (IN WHICH THAT GOVERNMENTAL UNIT IS SITUATED) may contract for the furnishing of police service to (THAT UNIT BY THE SHERIFF) *any other home rule charter or statutory city or town*, through the use of personnel and equipment subject to (HIS) *the authority of the contracting unit*. Any such contract shall be approved by (BOTH) a majority of the members of the governing body of (THE) *any contracting home rule charter or statutory city*, the board of supervisors of any contracting town and (BY A MAJORITY OF THE MEMBERS OF) the board of commissioners of (THE) *any contracting county*.

Subd. 2. Except (THAT SERVICE UNDER THE CONTRACT MAY BE SUPPLIED BY ONLY ONE OF THE CONTRACTING PARTIES) *as provided in this section*, any contract authorized by subdivision 1 shall otherwise comply with section 471.59.

Subd. 3. Under any such contract, a person employed by (THE SHERIFF) *a home rule charter or statutory city, town or sheriff of a county* may be empowered to exercise some or all of the police powers and duties of a (CITY OR TOWN) *police officer of the other contracting unit*, but that person shall not by reason thereof be classified as an employee of the (CITY OR TOWN) *other unit* for any purpose other than the discharge of such powers and duties.

Subd. 4. Subdivisions 1, 2, and 3 above do not dispense with procedural requirements of any other act providing for the joint or cooperative exercise of any governmental power.

Subd. 5. The sheriff shall not by virtue of this section be relieved of any duties imposed upon him or his office by law.

Subd. 6. When a contract is entered into (BY THE COUNTY AND ANY MUNICIPALITY) pursuant to the provisions of this section, those employees of (THE MUNICIPALITY) *a contracting unit* who are at the time of the contract working on a full time basis for the (MUNICIPALITY) *unit* in a law enforcement capacity may, by action of the (COUNTY) civil service (COMMISSION) *authorities of the contracting units*, if (THERE BE A COUNTY CIVIL SERVICE COMMISSION) *they exist*, become employees of the (COUNTY) *other contracting unit* in such appropriate classification as may be determined by the (SAID COUNTY) civil service (COMMISSION) *authority of the unit to which they are transferred*, and (SUCH) *thereafter* the employees shall be subject to and protected by the provisions of the laws establishing (SUCH COUNTY) *the civil service (COMMISSION) authority of the unit that employs them.*"

Further amend the title:

Page 1, line 8, after "account;" insert "permitting units to contract with each other for police service;"

Page 1, line 10, after "1 and 6;" insert "436.05"

### POINT OF ORDER

Olsen raised a point of order pursuant to rule 3.9 that the amendment was not in order. Speaker pro tem Johnson, C., ruled the point of order not well taken and the amendment was in order.

The question recurred on the Kempe amendment. The motion prevailed and the amendment was adopted.

S. F. No. 1759, A bill for an act relating to counties; providing for sheriffs and deputies compensation and expenses; permitting compensation for use of automobiles; amending Minnesota Statutes 1978, Section 387.20, Subdivisions 1 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. There were 120 yeas and 5 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, D. Erickson Niehaus Olsen Onnen

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

S. F. No. 2095, A bill for an act relating to Hennepin County; providing for a county personnel system; providing various conditions of public employment; amending Laws 1965, Chapter 855, Sections 1, 2, 3, 4, as amended, 5, 6, as amended, 7, as amended, 8, 9, 10, 11, 12, 13, 14, 15, as amended, and 16; and Laws 1979, Chapter 198, Article I, Section 2; repealing Laws 1945, Chapter 607, as amended; Laws 1965, Chapter 855, Section 17; Laws 1967, Chapter 646, Sections 4, 5, 6, and 7, and Chapter 779; and Laws 1979, Chapter 198, Article III, Section 5.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

Halberg was excused for the remainder of today's session.

Ewald was excused from 5:10 p.m. to 6:15 p.m.

S. F. No. 2062 was reported to the House.

Adams moved to amend S. F. No. 2062 as follows:

Page 1, line 17, delete "\$35,000" and insert "\$25,000"

Page 1, line 20, delete "*July 31, 1983*" and insert "*June 30, 1982*"

Page 1, line 23, delete "*and such a rate is not usurious*"

Page 2, line 3, reinstate "\$25,000" and delete "\$35,000"

Page 2, line 6, delete "*a*" and insert "*the*"

Page 2, line 7, after "*interest*" insert "*authorized by section 334.011*"

Page 2, line 8, delete "*of 12 percent a year, or the rate of*" and insert "."

Page 2, delete line 9

Page 2, line 10, delete "*greater.*"

Page 2, line 15, delete "*July 31, 1983*" and insert "*June 30, 1982*"

Page 2, line 24, delete "\$25,000" and insert "\$7,500"

Page 2, line 27, delete "*July 31,*" and insert "*June 30,*"

Page 2, line 28, delete "*1983*" and insert "*1982*"

Page 2, line 30, delete "*and such a*" and insert "."

Page 2, delete line 31

Page 3, line 3, reinstate "\$7,500" and delete "\$25,000"

Page 3, line 6, delete "*a*" and insert "*, at the time the loan is made, the*"

Page 3, line 6, after "*interest*" insert "*authorized by section 334.011*"

Page 3, line 7, delete "*of 12 percent a year, or the rate of*" and insert "."

Page 3, delete line 8



Page 3, line 9, delete "*greater.*"

Page 3, line 14, delete "*July 31, 1983*" and insert "*June 30, 1982*"

Page 4, line 24, delete "*July 31, 1983*" and insert "*June 30, 1982*"

Page 4, line 27, delete "*and such rate is not*" and insert "."

Page 4, delete line 28

Page 4, line 30, after "*union*" insert "*after the effective date of this subdivision*"

Page 4, line 31, delete "*one percent a month or*"

Page 4, line 32, delete "*in*" and insert "*by*"

Page 4, line 32, delete "*, whichever is*"

Page 4, line 33, delete "*greater*"

Page 5, line 6, delete "*July 31, 1983*" and insert "*June 30, 1982*"

Page 5, line 9, delete "*July 31, 1983*" and insert "*June 30, 1982*"

The motion prevailed and the amendment was adopted.

Adams moved to amend S. F. No. 2062, as amended, as follows:

Page 1, line 17, delete "\$25,000" and insert "\$35,000"

Page 2, line 3, strike "\$25,000" and insert "\$35,000"

Page 2, line 24, delete "\$7,500" and insert "\$25,000"

Page 3, line 3, strike "\$7,500" and insert "\$25,000"

The motion prevailed and the amendment was adopted.

Wynia moved to amend S. F. No. 2062, as amended, as follows:

Page 2, line 6, after "*made,*" delete "*the*" and insert "*a*"

Page 2, line 7, after "*interest*" delete "*authorized by section 334.011*"

Page 2, line 8, after "financed" insert "*of 12 percent a year, or the rate of interest authorized by section 334.011, whichever is greater*"

Page 3, line 6, delete "*, at the time the loan is made, the*" and insert "*a*"

Page 3, line 6, delete "*authorized by section 334.011*"

Page 3, line 7, after "financed" insert "*of 12 percent a year, or the rate of interest authorized by section 334.011, whichever is greater*"

Page 4, line 31, after "*exceed*" insert "*one percent a month or*"

Page 4, line 32, after "*334.011*" insert "*, whichever is greater*"

The motion prevailed and the amendment was adopted.

Brinkman moved to amend S. F. No. 2062, as amended, as follows:

Page 5, after line 6, insert:

"Sec. 4. Minnesota Statutes 1978, Section 53.04, is amended by adding a subdivision to read:

*Subd. 7. (a) The interest on loans made by an industrial loan and thrift company pursuant to subdivision 3 may be at a rate not in excess of nine percent discount per annum for loans which provide for a repayment period not exceeding 36 months; eight and one-half percent discount per annum for loans which provide for a repayment period exceeding 36 months but not exceeding 48 months; and eight percent discount per annum for loans which provide for a repayment period exceeding 48 months but not exceeding 60 months.*

*(b) This subdivision supersedes the provisions of subdivision 3 regarding the lawful rate of interest for loans made by industrial loan and thrift companies, but not any other provision of subdivision 3, from the effective date of this subdivision until July 31, 1983. A loan made by an industrial loan and thrift company that provides for a rate of interest authorized by this subdivision continues to be enforceable in accordance with its terms until the indebtedness is fully satisfied."*

Page 5, line 7, delete "*4*" and insert "*5*"

Page 5, line 8, delete the second "*and*"

Page 5, line 9, after "*2,*" insert "*and section 4,*"

Further amend the title as follows:

Page 1, line 8, delete "and" and after "52.14" insert "; and 53.04, by adding a subdivision"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 55 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	Knickerbocker	Olsen	Searle
Adams	Evans	Laidig	Onnen	Searles
Ainley	Forsythe	Levi	Osthoff	Sherwood
Anderson, R.	Friedrich	Ludeman	Patton	Stadum
Blatz	Fudro	Mann	Piepho	Svigum
Brinkman	Heap	McDonald	Redalen	Thiede
Dean	Heinitz	Mehrkens	Reding	Valan
Dempsey	Jacobs	Nelsen, B.	Rees	Valento
Den Ouden	Johnson, D.	Niehaus	Reif	Welker
Drew	Kaley	Novak	Rose	Wieser
Erickson	Kalis	Nysether	Sarna	Zubay

Those who voted in the negative were:

Albrecht	Clark	Jaros	Metzen	Sieben, H.
Anderson, D.	Clawson	Johnson, C.	Minne	Sieben, M.
Anderson, G.	Corbid	Jude	Munger	Simoneau
Anderson, I.	Eken	Kahn	Murphy	Stoa
Battaglia	Elioff	Kelly	Nelson	Swanson
Begich	Ellingson	Kempe	Norman	Tomlinson
Berglin	Faricy	Kostohryz	Pehler	Voss
Berkelman	Fjoslien	Kroening	Peterson, D.	Waldorf
Biersdorf	Fritz	Kvam	Pleasant	Weaver
Byrne	Greenfield	Lehto	Prahl	Welch
Carlson, D.	Haukoos	Luknic	Rice	Wenzel
Carlson, L.	Hoberg	McCarron	Rodriguez	Wigley
Casserly	Hokanson	McEachern	Rothenberg	Wynia

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

S. F. No. 2062, A bill for an act relating to financial institutions; providing for interest rates on certain installment loans and open end loan account arrangements; granting certain lending powers to savings associations and savings and loan associations; amending Minnesota Statutes 1978, Sections 48.153; 51A.21, by adding a subdivision; and 52.14.

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 75 yeas and 47 nays as follows:

Those who voted in the affirmative were:

Aasness	Den Ouden	Johnson, C.	Niehaus	Searle
Adams	Drew	Johnson, D.	Norman	Searles
Ainley	Eken	Kaley	Nysether	Sherwood
Anderson, B.	Erickson	Kalis	Olsen	Stadum
Anderson, D.	Esau	Knickerbocker	Onnen	Stowell
Anderson, G.	Evans	Kvam	Osthoff	Sviggunn
Anderson, R.	Forsythe	Laidig	Patton	Thiede
Berkelman	Friedrich	Levi	Piepho	Valan
Biersdorf	Fudro	Ludeman	Pleasant	Valento
Blatz	Haukoos	Luknie	Redalen	Vanasek
Brinkman	Heap	Mann	Reding	Voss
Carlson, D.	Heinitz	McDonald	Rees	Welker
Crandall	Hoberg	Mehrkens	Reif	Wieser
Dean	Jacobs	Metzen	Rose	Wigley
Dempsey	Jennings	Nelsen, B.	Rothenberg	Zubay

Those who voted in the negative were:

Albrecht	Elioff	Kelly	Novak	Swanson
Anderson, I.	Ellingson	Kempe	Peterson, D.	Tomlinson
Battaglia	Faricy	Kostohryz	Prahl	Waldorf
Begich	Fjoslien	Kroening	Rice	Weaver
Berglin	Fritz	Long	Rodriguez	Welch
Byrne	Greenfield	McEachern	Sarna	Wenzel
Carlson, L.	Hokanson	Minne	Sieben, H.	Wynia
Casserly	Jaros	Moe	Sieben, M.	
Clark	Jude	Murphy	Simoneau	
Clawson	Kahn	Nelson	Stoa	

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

S. F. No. 1865 was reported to the House.

Crandall moved to amend S. F. No. 1865, as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 169.141, Subdivision 2, is amended to read:

Subd. 2. Upon a finding by the governor, after due consideration of available information and consultation with such federal and state officials as he deems appropriate, that it is necessary to reduce highway vehicular speeds, the commissioner of transportation, with the approval of the governor, shall, by order, designate the maximum allowable speed of vehicles using the highways of this state. The order shall be effective the day following the filing of a certified copy thereof in the office of the secretary of state, and shall remain in effect until rescinded by order of the commissioner of transportation. Any speed in excess of the designated maximum speed as contained in the order is unlawful, *and the penalties provided in section 169.89 apply.* (ANY PERSON OPERATING A VEHICLE ON THE HIGHWAYS OF THIS STATE IN EXCESS OF THE DESIGNATED MAXIMUM SPEED IS GUILTY OF A PETTY MISDEMEANER; EXCEPT THAT A PERSON WHO VIOLATES THE DESIGNATED MAXIMUM SPEED IN A MANNER OR

UNDER CIRCUMSTANCES SO AS TO ENDANGER OR BE LIKELY TO ENDANGER ANY PERSON OR PROPERTY, OR WHO IS CONVICTED OF A THIRD OR SUBSEQUENT VIOLATION OF THE DESIGNATED MAXIMUM SPEED, SUCH VIOLATIONS BEING COMMITTED WITHIN A 12 MONTH PERIOD, IS GUILTY OF A MISDEMEANOR.)

Sec. 2. Minnesota Statutes 1978, Section 169.89, Subdivision 1, is amended to read:

169.89 [PENALTIES.] Subdivision 1. [VIOLATION.] Unless otherwise declared in this chapter with respect to particular offenses, it is a petty misdemeanor for any person to do any act forbidden or fail to perform any act required by this chapter; except that: (a) a violation which is committed in a manner or under circumstances so as to endanger or be likely to endanger any person or property; or (b) exclusive of violations relating to the standing or parking of an unattended vehicle, a violation of any of the provisions of this chapter, classified therein as a petty misdemeanor, when preceded by two or more *petty misdemeanor* convictions within the immediate preceding 12 months period; is a misdemeanor to which the provisions of subdivision 2 shall not apply.

Sec. 3. Minnesota Statutes 1978, Section 171.20, Subdivision 2, is amended to read:

Subd. 2. [OPERATION AFTER REVOCATION OR SUSPENSION.] Any resident or nonresident whose driver's license or right or privilege to operate a motor vehicle in this state has been suspended, revoked, or cancelled, (AS PROVIDED IN THIS CHAPTER,) shall not operate a motor vehicle in this state under license, permit, or registration certificate issued by any other jurisdiction or otherwise during such a suspension, or after such revocation until a new license is obtained (WHEN AND AS PERMITTED UNDER THIS CHAPTER).

Sec. 4. Minnesota Statutes 1978, Section 171.24, is amended to read:

171.24 [VIOLATIONS, MISDEMEANORS; EXCEPTIONS.] Any person whose driver's license or driving privilege has been canceled, suspended or revoked (AS PROVIDED IN THIS CHAPTER) who disobeys such order by operating any motor vehicle, the operation of which requires a driver's license, upon the highways in this state while such license or privilege is canceled, suspended, or revoked is guilty of a misdemeanor.

It is a misdemeanor for any person to willfully violate any of the provisions of this chapter unless such violation is by any law declared to be a felony or a gross misdemeanor."

The motion prevailed and the amendment was adopted.

S. F. No. 1865, A bill for an act relating to motor vehicles; clarifying penalty provisions for certain traffic violations; clarifying provisions which prohibit the operation of a motor vehicle while a driver's license is revoked or suspended; amending Minnesota Statutes 1978, Sections 169.141, Subdivision 2; 169.89, Subdivision 1; 171.20, Subdivision 2; and 171.24.

The bill was read for the 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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

Kaley moved to amend S. F. No. 1708 as follows:

Page 1, after line 9, insert a section to read:

"Section 1. Minnesota Statutes, 1979 Supplement, Section 79.171, is amended to read:

79.171 [INFORMATION.] In addition to other information that the commissioner requests pursuant to section 79.071, the

rating association shall: (a) separate the incurred but not reported losses of its members; (b) separate paid and outstanding losses of its members; (c) provide information indicating cases in which its members have established a reserve in excess of \$50,000; and (d) provide information on the income on invested reserves of its members. *Data supplied by the rating association pursuant to this section shall reflect its members' Minnesota workers' compensation experience only. Data reflecting its members' workers' compensation experience in other states, or data or estimates derived from national workers' compensation experience, shall not satisfy the requirements of this section. This section shall not apply to Minnesota data that is inadequate to provide full credibility or is unavailable. In such cases, Minnesota data shall be provided and utilized to the extent that its credibility allows, but non-Minnesota data may be utilized where Minnesota data does not have adequate credibility or is unavailable.*

The commissioner shall consider this information in an appropriate manner in adopting a schedule of rates and shall decline to grant a hearing pursuant to section 79.071 if the association fails to provide the information."

Renumber the sections accordingly

Correct internal references

Further, amend the title as follows:

Page 1, line 4, after the semi-colon insert "reaffirming certain data restrictions;"

Page 1, line 6, after "Sections" insert "79.171;"

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

Luknic	Nelson	Pleasant	Sherwood	Voss
Mann	Niehaus	Prahl	Sieben, H.	Waldorf
McCarron	Norman	Redalen	Simoneau	Weaver
McDonald	Novak	Rees	Stadum	Welch
McEachern	Nysether	Reif	Stoa	Welker
Mehrkins	Olsen	Rice	Stowell	Wenzel
Metzen	Onnen	Rodriguez	Sviggum	Wieser
Minne	Patton	Rose	Thiede	Wigley
Munger	Pehler	Rothenberg	Tomlinson	Wynia
Murphy	Peterson, B.	Sarna	Valan	Zubay
Nelsen, B.	Peterson, D.	Searle	Valento	
Nelsen, M.	Piepho	Searles	Vanasek	

Faricy 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 Kaley amendment and the roll was called.

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

There were 60 yeas and 68 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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



Kaley moved that S. F. No. 1708 be continued and be placed at the bottom of Special Orders. The motion prevailed.

#### MOTION FOR RECONSIDERATION

Ewald moved that the vote whereby S. F. No. 2117, as amended, was not passed earlier today as a Special Order be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the motion for reconsideration of S. F. No. 2117, as amended, and the roll was called.

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

There were 78 yeas and 53 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed.

S. F. No. 2117, as amended, was reported to the House.

Ewald moved that the action whereby S. F. No. 2117 was given its third reading, as amended, be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the motion to reconsider the third reading and the roll was called.

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

There were 88 yeas and 29 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Knickerbocker	Osthoff	Stadum
Adams	Erickson	Kvam	Patton	Stowell
Ainley	Esau	Laidig	Pehler	Sviggum
Albrecht	Evans	Levi	Peterson, B.	Swanson
Anderson, D.	Ewald	Ludeman	Peterson, D.	Thiede
Anderson, R.	Faricy	Luknic	Piepho	Tomlinson
Berkelman	Forsythe	Mann	Pleasant	Valan
Biersdorf	Friedrich	McDonald	Redalen	Valento
Blatz	Fudro	McEachern	Reding	Waldorf
Brinkman	Haukoos	Mehrkens	Rees	Weaver
Carlson, D.	Heap	Murphy	Reif	Welker
Carlson, L.	Heinitz	Nelsen, B.	Rose	Wenzel
Casserly	Hoberg	Nelsen, M.	Rothenberg	Wieser
Corbid	Jacobs	Norman	Schreiber	Wigley
Crandall	Johnson, D.	Novak	Searle	Wynia
Dean	Jude	Nysether	Searles	Zubay
Dempsey	Kaley	Olsen	Sherwood	
Den Ouden	Kalis	Onnen	Sieben, H.	

Those who voted in the negative were:

Anderson, I.	Clawson	Hokanson	McCarron	Rice
Battaglia	Elioff	Kahn	Metzen	Rodriguez
Begich	Ellingson	Kelly	Minne	Sarna
Berglin	Fjoslien	Kempe	Nelson	Simoneau
Byrne	Fritz	Lehto	Otis	Welch
Clark	Greenfield	Long	Prahl	

The motion prevailed.

Johnson, D., moved to amend S. F. No. 2117, as amended, as follows:

Page 9, lines 6 and 7, delete Section 8 from the bill

Page 9, line 6, insert a new section to read:

*"Sec. 8. Sections 1 and 2 of this act are effective upon the adoption of 12 C.F.R. section 545.6-4a by the Federal Home Loan Bank Board. Sections 3, 4, 5, 6 and 7 of the act are effective the day following final enactment."*

The motion prevailed and the amendment was adopted.

Voss moved to amend S. F. No. 2117, as amended by the first Johnson, D., amendment, as follows:

In the amendment to Page 3, line 30, delete in both instances "*or decrease*"

In the amendment to Page 4, line 28, delete in both instances "*or decrease*"

The motion prevailed and the amendment was adopted.

Johnson, D., moved to amend S. F. No. 2117, as amended, as follows:

Page 4, line 4, delete "*, except for nominal costs of*"

Page 4, line 5, delete "*preparing and recording documents*"

Page 5, line 2, delete "*, except for nominal costs of*"

Page 5, line 3, delete "*preparing and recording documents*"

The motion prevailed and the amendment was adopted.

S. F. No. 2117, A bill for an act relating to commerce; providing for investments in certain loans by savings banks and savings associations; defining terms; exempting savings associations from licensing and bonding requirements of safe deposit companies; deleting the dollar limitation on examination fees; amending Minnesota Statutes 1978, Sections 50.14, Subdivision 5; 51A.02, Subdivisions 8 and 17, and by adding a subdivision; 51A.37, Subdivision 3; 55.06, Subdivision 1; and 55.095.

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 72 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Aasness	Anderson, R.	Crandall	Esau	Heap
Adams	Biersdorf	Dean	Evans	Heinitz
Ainley	Brinkman	Dempsey	Ewald	Hoberg
Albrecht	Carlson, D.	Den Ouden	Forsythe	Jennings
Anderson, B.	Casserly	Drew	Friedrich	Johnson, C.
Anderson, D.	Corbid	Erickson	Haukoos	Johnson, D.

Kaley	Mehrkens	Pehler	Rothenberg	Valento
Kalis	Nelsen, B.	Peterson, B.	Searle	Welker
Knickerbocker	Niehaus	Piepho	Searles	Wieser
Kvam	Norman	Pleasant	Sherwood	Wigley
Levi	Nysether	Redalen	Stadum	Zubay
Ludeman	Olsen	Reding	Stowell	Spkr. Norton
Luknic	Onnen	Rees	Swiggum	
Mann	Osthoff	Reif	Thiede	
McDonald	Patton	Rose	Valan	

Those who voted in the negative were:

Anderson, G.	Elioff	Kelly	Munger	Sieben, M.
Anderson, I.	Ellingson	Kempe	Murphy	Simoneau
Battaglia	Faricy	Kostohryz	Nelsen, M.	Stoa
Begich	Fjoslien	Kroening	Nelson	Swanson
Berglin	Fritz	Laidig	Novak	Tomlinson
Berkelman	Fudro	Lehto	Otis	Vanasek
Blatz	Greenfield	Long	Peterson, D.	Voss
Byrne	Hokanson	McCarron	Prahl	Waldorf
Carlson, L.	Jacobs	McEachern	Rice	Weaver
Clark	Jaros	Metzen	Rodriguez	Welch
Clawson	Jude	Minne	Sarna	Wenzel
Eken	Kahn	Moe	Sieben, H.	Wynia

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

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

## REPORTS OF STANDING COMMITTEES

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

H. F. No. 2304, A bill for an act relating to initiative and referendum; proposing an amendment to the Minnesota Constitution, Article VII by adding a section; authorizing initiative on laws; providing a statute implementing the amendment; providing for the manner of petitioning and voting on initiative measures; providing for disclosure of campaign costs on ballot issues; providing for judicial review; providing certain restrictions on the consideration of measures; providing penalties; amending Minnesota Statutes 1978, Sections 10A.01, Subdivision 15; 10A.20, by adding a subdivision; 203A.31, Subdivision 2; and 645.02.

Reported the same back with the following amendments:

Page 2, line 3, delete "*electors*" and insert "*voters*"

Page 2, line 7, delete "*shall*" and insert "*may*"

Page 2, line 7, delete "*acted*" and insert "*enacted*"

Page 2, line 8, delete "*upon*"

Page 2, line 8, after *"legislature"* insert *"without change or amendment"*

Page 2, line 14, delete *"propose"* and insert *"enact"*

Page 2, line 16, delete *"measures"* and insert *"law proposed by the initiative petition"*

Page 2, line 17, delete *"electors"* and insert *"people"*

Page 3, line 1, delete *"electors"* and insert *"people"*

Page 3, delete lines 22 and 23 and insert

*"Subd. 5. 'Eligible voter' has the meaning provided in section 200.02, subdivision 25."*

Page 3, line 30, delete *"October 31"* and insert *"July 1"*

Page 3, line 31, delete *"or not later than"* and insert *"and after"*

Page 4, line 3, delete *"electors"* and insert *"voters"*

Page 4, line 15, delete *", by rule,"*

Page 4, line 25, delete *"30"* and insert *"21"*

Page 4, line 26, delete *"calendar"*

Page 5, line 11, after the period insert *"Together"*

Page 5, line 13, delete *"calendar"*

Page 5, line 25, delete *"calendar"*

Page 5, line 31, delete *"Each"* and insert *"An"*

Page 6, line 11, after the second comma insert *"county and"*

Page 6, line 12, delete *"elector"* and insert *"voter"*

Page 6, line 17, after the second semi-colon insert *"indicate that he did not receive compensation for circulating the petition,"*

Page 6, line 19, delete *"elector"* and insert *"voter"*

Page 6, line 24, delete *"4"* and insert *"2"*

Page 6, line 26, delete "*calendar*"

Page 7, line 3, delete "*calendar*"

Page 7, line 11, delete "*only*" and insert "*on those days*"

Page 7, line 12, delete "*of*" and insert "*in*"

Page 7, lines 12 to 13, delete "*which are more than eight calendar days*" and insert "*beginning at any time*"

Page 7, line 22, after "*declaration*" insert "*of abandonment*"

Page 7, line 25, after "*declaration*" insert "*of abandonment*"

Page 7, line 30, delete "*January 8*" and insert "*December 31*"

Page 7, line 31, delete "*after*" and insert "*in which*"

Page 7, line 31, after "*signed*" insert " ; *provided that petitions which are signed in calendar year 1980 are not invalid until December 31, 1981*"

Page 8, line 4, delete "*electors*" and insert "*voters*" delete "*not less*" and insert "*greater*"

Page 8, line 7, delete "*electors*" and insert "*voters*"

Page 8, line 8, delete "*no*" and insert "*each*"

Page 8, line 8, delete "*shall*"

Page 8, line 9, after "*signatures*" insert "*shall*"

Page 8, line 9, delete "*less*" and insert "*greater*"

Page 8, line 13, delete "*January 7*" and insert "*September 1*" and delete everything after "*of*"

Page 8, line 14, delete everything before the comma and insert "*odd-numbered years*"

Page 8, line 21, delete "*Not later than January 28*" and insert "*Within 60 days after receiving the signed petitions*"

Page 8, line 23, delete everything after "*shall*"

Page 8, line 24, delete everything before "*give*"

Page 8, line 30, after the period insert "*Within 60 days after receiving the signed petitions,*"

Page 9, line 3, delete "*elector*" and insert "*voter*"

Page 9, line 6, delete "*elector*" and insert "*voter*"

Page 9, line 10, delete "*elector*" and insert "*voter*"

Page 9, line 15, delete "*elector*" and insert "*voter*"

Page 9, line 15, after "*the*" insert "*secretary's determination regarding the*"

Page 9, line 16, delete "*the*" and insert "*a*"

Page 9, line 17, delete "*on or before March 31 and*" and insert "*within seven days after the secretary announces the result of verifying the petitions. The protest*"

Page 9, line 18, delete "*of insufficiency or invalidity*" and insert "*which contradicts the secretary's determination*"

Page 9, line 19, delete "*elector*" and insert "*voter*" and delete "*sufficiency or validity*"

Page 9, line 20, delete everything before "*in*" and insert "*secretary's determination*"

Page 9, line 23, delete "*not later than April 30*" and insert "*within 21 days after the protest is filed*"

Page 9, line 25, delete "*less*" and insert "*fewer*"

Page 9, line 27, delete "*an additional period of*" and delete everything after "*days*"

Page 9, delete lines 28 and 29 and line 30 before "*the*" and insert "*after*"

Page 10, delete lines 4 to 10

Page 10, line 11, delete "*3*" and insert "*2*"

Page 10, line 13, delete "*110*" and insert "*100*"

Page 10, line 15, delete "*the*" and insert "*each*"

Page 10, line 16, delete "*may*" and insert "*shall*"

Page 10, line 23, delete "*4*" and insert "*3*"

Page 10, line 25, delete "90" and insert "100"

Page 10, line 27, delete the first "the" and insert "each" and insert a comma after "district"

Page 10, line 28, delete "may" and insert "shall"

Page 10, line 29, after the period insert: *"The secretary shall give the sponsors written notice of what percentage of the signatures is valid. The sponsors may gather additional signatures as provided in section 12, subdivision 4 to make up the deficiency. The secretary shall verify a random sample of the additional signatures within 10 days of receiving them. If the verification from the random sample of the additional signatures does not show that the total number of valid signatures on the additional petitions is 100 percent or more of the deficiency, the secretary shall notify the sponsors. No further action shall then be taken on the petitions."*

Page 11, line 15, after "legislature" insert "fails to act on the initiative measure or"

Page 11, line 23, after the second "the" insert "next"

Page 12, line 2, delete "and referendum"

Page 12, line 6, delete "34" and insert "38"

Page 12, line 13, delete "statewide"

Page 13, line 5, after the first "the" insert "previous" and delete everything after "year"

Page 13, line 6, delete everything before the period

Page 13, line 12, delete ", by rule,"

Page 13, line 13, delete "for the"; delete "of" and insert "for"

Page 13, line 27, delete "elector" and insert "voter"

Page 13, line 32, after the period insert *"The court may defer the effective date of the adopted measures while the matter is pending before it."*

Page 14, line 8, delete "OR REFERENDUM"

Page 14, line 10, delete the comma

Page 14, line 20, delete "other" and insert "previous measure"



Page 15, line 31, delete the comma and insert a semi-colon

Page 16, line 19, delete the second "*matter*" and insert "*measure*"

Page 16, line 33, delete "*or her*"

Page 17, lines 13 and 14, delete "*, any other sponsor*"

Page 17, line 14, delete the second "*a*" and insert "*the*"

Page 18, line 13, delete "*a final administrative*" and insert "*the secretary's final*"

Page 18, line 15, delete "*15 calendar*" and insert "*10*"

Page 18, line 18, delete "*initiated*" and insert "*adopted*"

Page 18, line 20, after "*an*" insert "*adopted*"

Page 18, line 21, delete everything after the first "*measure*"

Page 19, line 23, after "*PINK*" insert "*AND BLUE*" delete "*BALLOT*" and insert "*BALLOTS*"

Page 20, line 6, after "*amendment*" insert "*and each initiative ballot question*"

Page 20, line 8, after "*amendment*" insert "*or an initiative ballot question*"

Page 20, after line 16, insert

"Sec. 33. Minnesota Statutes 1978, Section 203A.31, Subdivision 3, is amended to read:

Subd. 3. [PREPARATION; PINK AND BLUE BALLOT.] The pink ballot *and the blue ballot* shall be prepared under the direction of the secretary of state and bound in blocks of 50, and a sufficient number thereof to enable the clerks to comply with the provisions of section 203A.11, subdivision 2 shall be forwarded by him by express to the auditor of each county at least 15 days before the general election, and receipts taken therefor, stating the number and date when received. Four weeks before the general election the secretary of state shall file sample copies of the pink *and blue* ballots in his office for public inspection, and three weeks before the election the secretary shall mail to the auditor of each county sample copies of the pink *and blue* ballots.

Sec. 34. Minnesota Statutes 1978, Section 204A.24, is amended to read:

204A.24 [EXPENSES.] The compensation prescribed in section 204A.23, clause (a), the cost of printing the white, *blue*, and pink ballots, and all necessary expenses incurred by the secretary of state in connection with elections, shall be paid by the state out of moneys not otherwise appropriated. The compensation prescribed in section 204A.23, clauses (b) and (c), the cost of printing the county and district canary ballots, all necessary expenses incurred by auditors in connection with elections, and the expenses of special county elections, shall be paid by the respective counties. The compensation prescribed in section 204A.23, clauses (d) and (e), the cost of printing the municipal light green ballots, of providing ballot boxes and polling places, and equipping the same, and all necessary expenses of the clerks of municipalities on account of elections, except special county elections, shall be paid by the respective towns or cities where the elections are held. All disbursements hereunder shall be presented, audited, and paid as in the case of other public expenses.

Sec. 35. Minnesota Statutes 1978, Section 204A.40, Subdivision 2, is amended to read:

Subd. 2. [BALLOTS, ORDER OF CANVASS.] The ballot boxes shall be opened, the votes counted, and the results declared, one box at a time in the following order: the white box, the pink box, *the blue box*, the canary box, the light green box, and other kinds of ballots voted at the election except that if sufficient judges are available to provide counting teams of four or more judges evenly divided between the political parties for each box, an additional box or boxes may be opened and counted. The returns may not be finally prepared until the votes in all the boxes have been counted so as to allow corrections in case any errors have occurred by reason of the deposit of ballots in the wrong boxes.

Sec. 36. Minnesota Statutes 1978, Section 204A.53, Subdivision 3, is amended to read:

Subd. 3. [STATE CANVASS, GENERAL ELECTION.] After the general election, the canvassing board shall canvass the certified copies of the statements made by the county canvassing boards, and they shall prepare therefrom a statement of the following information:

(a) A statement of the whole number of votes counted for candidates for state offices, congressional offices, and such other candidates as shall be voted for in more than one county, specifying the several counties in which they were cast;

(b) The names of the persons receiving the votes and the number received by each, specifying the several counties in which they were cast; (AND)

(c) The number of votes counted for and against each constitutional amendment, specifying the several counties in which they were cast; *and*

(d) *The number of votes counted for and against each initiative ballot measure.*

If the difference between the votes of a candidate for legislative office who would otherwise be declared elected by the state canvassing board and the votes of any other candidate for that office is 100 or less, the board shall recount the votes. A recount shall not delay any other part of the canvass and the results shall be certified as soon as possible. Time for notice of a contest of an election which is recounted shall begin to run upon completion of the recount and canvass for that office. A losing candidate may waive the recount required pursuant to this subdivision by filing a written notice of waiver with the canvassing board.

In case of a tie vote for any office, the result of which is to be certified by the state canvassing board, the board shall determine the tie by lot."

Renumber remaining sections

Page 21, line 7, delete "*electors*" and insert "*people*"

Page 21, line 11, delete "*33*" and insert "*37*"

Further, amend the title as follows:

Page 1, line 2, delete "*and referendum*"

Page 1, lines 10 and 11, delete "*providing certain restrictions on the consideration of measures;*"

Page 1, line 14, delete "*Subdivision*" and insert "*Subdivisions*"

Page 1, line 14, after "*2*" insert "*and 3*"

Page 1, line 14, after the semi-colon, insert "*204A.24; 204A.40, Subdivision 2; 204A.53, Subdivision 3;*"

Reported the same back without further recommendation.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. No. 2304 was read for the second time.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced :

Faricy introduced :

H. F. No. 2487, A bill for an act relating to legislative enactments; providing for the correction of miscellaneous oversights, inconsistencies, ambiguities, unintended results and technical errors of a noncontroversial nature; amending Laws 1980, Chapters 341, Section 8; 345, Section 17; and 358, Section 2.

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

## 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. 1963, A bill for an act relating to claims against the state; appropriating money for the payment thereof.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker :

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

H. F. No. 1453, A bill for an act relating to retirement; authorizing payment of severance pay to retiring employees; validating past payments; amending Minnesota Statutes 1978, Section 356.24; and Minnesota Statutes, 1979 Supplement, Section 465.72.

PATRICK E. FLAHAVEN, Secretary of the Senate

Johnson, D., moved that the House refuse to concur in the Senate amendments to H. F. No. 1453, 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. 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

Nelson moved that the House refuse to concur in the Senate amendments to H. F. No. 1710, 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. 1727, A bill for an act relating to family; providing that natural parents may obtain a copy of an adopted child's original birth certificate; allowing parents ten days to revoke consent to adoption; providing a pre-adoption residency of three months; amending Minnesota Statutes 1978, Sections 144.218, Subdivision 1; 144.225, Subdivision 2; 259.24, Subdivision 5,

and by adding a subdivision; 259.25, Subdivision 1, and by adding a subdivision; 259.27, Subdivision 4; and Chapter 259, by adding a section; repealing Minnesota Statutes, 1979 Supplement, Sections 259.24, Subdivision 6; and 259.25, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Faricy moved that the House refuse to concur in the Senate amendments to H. F. No. 1727, 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. 2187, A bill for an act relating to state lands; authorizing conveyance of certain parcels of land in the city of Brooklyn Center.

PATRICK E. FLAHAVEN, Secretary of the Senate

Ellingson moved that the House refuse to concur in the Senate amendments to H. F. No. 2187, 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. 1800, A bill for an act relating to health care; regulating benefits made available under certain health care plans; requiring coverage for reconstructive surgery under certain conditions; amending Minnesota Statutes 1978, Section 62E.06, Subdivision 1, as amended, and Chapter 62A, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Minne moved that the House concur in the Senate amendments to H. F. No. 1800 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1800, A bill for an act relating to health care; regulating benefits made available under certain health care plans; requiring coverage for reconstructive surgery under certain conditions; exempting certain policies from requiring benefits for alcoholism, chemical dependency or drug addiction; amending Minnesota Statutes 1978, Sections 62A.149, Subdivision 1; Chapter 62A, by adding a section; and Minnesota Statutes, 1979 Supplement, Section 62E.06, Subdivision 1.

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

The question was taken on the repassage of the bill and the roll was called. There were 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Rice

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. 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; 473.803; 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

Cassery moved that the House refuse to concur in the Senate amendments to H. F. No. 2023, 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 that the Senate refuses to concur in the House amendment to:

S. F. No. 702, A bill for an act relating to health; requiring counties to establish local nursing home pre-admission screening teams; prescribing duties of the teams and the commissioner of public welfare; appropriating money; amending Minnesota Statutes 1978, Chapter 256B, by adding a section.

And the Senate respectfully requests that a Conference Committee be appointed thereon. Mr. Nelson, Mrs. Staples and Mr.



Kirchner have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Berglin moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 702. The motion prevailed.

Mr. Speaker:

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

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Jude moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 507. The motion prevailed.

### SPECIAL ORDERS

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

McCarron moved that the name of Lehto be added as an author on H. F. No. 2082. The motion prevailed.

Jennings moved that H. F. No. 2485 be returned to its author. The motion prevailed.

## ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 480:

Onnen, Reif, and Berkelman.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1141:

Heinitz, McCarron, and Forsythe.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1843:

Lehto; Anderson, B.; and Anderson, D.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1875:

Kroening, Zubay, and Jacobs.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 2134:

Lehto, Munger and Stowell.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1710:

Nelson, Stoa, and Dean.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 2023:

Casserly, Schreiber, and Pehler.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 702:

Berglin, Welch, and Heinitz.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1727:

Faricy; Sieben, M.; and Dempsey.

#### ADJOURNMENT

Sieben, H., moved that when the House adjourns today it adjourn until 10:00 a.m., Monday, March 31, 1980. The motion prevailed.

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Monday, March 31, 1980.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

