

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1980

NINETY-FIFTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, APRIL 8, 1980

The House of Representatives convened at 11:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Dean and Searles were excused. Ewald was excused until 2:30 p.m. Stoa was excused until 4:00 p.m.

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

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

April 7, 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. 2436, relating to the city of Duluth; providing for certain city tax revenues;

H. F. No. 2374, relating to the state ceremonial building; creating the state ceremonial building council;

H. F. No. 2369, relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted and obsolete references and text; eliminating certain redundant, conflicting and superseded provisions; reenacting a law;

H. F. No. 2191, relating to unemployment compensation; including certain services as within definition of employment; providing for the noncharging of certain benefits; regulating accounts of successor employers; regulating reimbursements; providing for deductions from benefits; clarifying a certain disqualification from benefits; regulating employer protests; regulating certain interest charges and penalties; providing for adjustments;

H. F. No. 2185, relating to public improvements; authorizing Kanabec County to finance the cost of certain improvements within the Knife Lake Improvement District in Kanabec County; changing definitions, board membership, compensation, and powers of the Moose Lake-Windemere Sewer District;

H. F. No. 2149, relating to public welfare; clarifying duties of the commissioner of public welfare regarding approval of public and private mental health centers and clinics for certain purposes; providing for additional rulemaking; appropriating money;

H. F. No. 2122, relating to insurance; increasing the maximum limits on the insuring or reinsuring of a single risk of certain companies; defining a term;

H. F. No. 2075, relating to health; requiring certain immunizations for children, requiring certain schools to maintain immunization records and make certain reports;

H. F. No. 2067, relating to financial institutions; modifying director's residence requirements for industrial loan and thrift companies; providing for a report to the commissioner in the event of a change of control; requiring insurance or guarantee of certificates of indebtedness sold or issued for investment; exempting certificates of indebtedness from the regulation of securities;

H. F. No. 1987, relating to local government; regulating financial reports of certain municipal hospitals and nursing homes;

H. F. No. 1814, relating to agriculture; altering the definition of family farm corporation for the purpose of the Minnesota agricultural property tax law; clarifying certain requirements for authorized farm corporations; limiting liability of donors of distressed food;

H. F. No. 1904, relating to the Nine Mile Creek and Riley-Purgatory Creek Watershed Districts; providing for the establishment of district water maintenance and repair funds; authorizing tax levies for water maintenance and repair purposes.

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

H. F. No. 1835, relating to motor vehicles; setting due dates for installment payments of motor vehicle registration taxes; extending the coroner's reporting time of deaths resulting from motor vehicle accidents; authorizing the use of accident reports by certain agencies for accident prevention purposes; requiring bumpers on certain motor vehicles; allowing cities and towns to declare segments of city streets and town roads to be urban districts and to post urban district speed limits on them;

H. F. No. 1800, 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;

H. F. No. 1794, relating to county court district 8C; providing for residency of county court judges in the counties of Big Stone, Grant, Pope, Stevens, Traverse and Wilkin; providing for election of judges in those counties.

H. F. No. 1790, relating to advertising devices; authorizing advertising devices within 500 feet of local parks under certain circumstances; providing for a travel information franchise program, and prescribing the powers and duties of the commissioner of transportation in relation thereto;

H. F. No. 1779, relating to judicial procedures; changing the procedures and circumstances under which guardians and conservators may be appointed; clarifying the powers and duties of guardians and conservators; providing for the appointment, powers, and duties of guardians and conservators of minors;

H. F. No. 1765, relating to financial institutions; excluding certain loans made by credit unions in calculating outstanding loans and risks assets for reserve fund purposes;

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

H. F. No. 1451, relating to natural resources; authorizing additions to and deletions from certain state parks and authorizing land acquisition and sales in relation thereto; discontinuing Traverse des Sioux state park;

H. F. No. 1272, relating to aeronautics; excluding parachutes and parachuting from the jurisdiction of the department of transportation;

H. F. No. 1169, relating to census taking; providing for the taking of special censuses by the United States bureau of the census rather than the secretary of state; providing for the approval of school district population estimates by the state demographer; providing for annual population estimates of governmental subdivisions by the state demographer and their use in the computation of tax levy limits and local government aid; abolishing the authority of the municipal board to determine the population of municipalities and towns; removing references to a state census;

H. F. No. 1145, relating to banks and banking and electronic fund transfers; providing for implementation of certain statutes relating to electronic fund transfers; authorizing the commissioner of banks to adopt temporary rules; permitting counties to make electronic fund transfers;

Sincerely yours,

ALBERT H. QUIE
Governor

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Wynia, Hokanson, Wenzel, Kahn and Rodriguez introduced:

H. F. No. 2496, A bill for an act relating to taxation; property; exempting certain aids to handicapped persons; amending Minnesota Statutes, 1979 Supplement, Section 272.02, Subdivision 1.

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

HOUSE ADVISORIES

The following House Advisories were introduced:

Clawson and Otis introduced:

H. A. No. 62, A proposal to reduce the number of bill introductions.

The advisory was referred to the Committee on Rules and Legislative Administration.

Clawson, Long and McDonald introduced:

H. A. No. 63, A proposal to increase legislative fiscal note capability.

The advisory was referred to the Committee on Appropriations.

Wynia, Kahn, Nelson, Berglin and Ellingson introduced:

H. A. No. 64, A proposal to study possible changes in custody procedures to encourage use of joint custody.

The advisory was referred to the Committee on Judiciary.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Progress by the Conference Committee was reported to the House on the following bills: H. F. Nos. 874, 1121, 1201, 1302, 1731, 1813, 1816, 1847, 1931, and 2082.

Lehto moved that the present House Conference Committee for H. F. No. 2082 be discharged and that the Speaker appoint a new Conference Committee on the part of the House.

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	Drew	Kahn	Nelsen, M.	Schreiber
Adams	Eken	Kaley	Nelson	Searle
Ainley	Elioff	Kalis	Niehaus	Sherwood
Albrecht	Ellingson	Kelly	Norman	Sieben, H.
Anderson, B.	Erickson	Kempe	Novak	Sieben, M.
Anderson, D.	Esau	Knickerbocker	Nysether	Simoneau
Anderson, G.	Evans	Kostohryz	Olsen	Stadum
Anderson, I.	Faricy	Kroening	Onnen	Stowell
Anderson, R.	Fjoslien	Kvam	Osthoff	Sviggum
Battaglia	Forsythe	Laidig	Otis	Swanson
Begich	Friedrich	Lehto	Patton	Thiede
Berglin	Fritz	Levi	Pehler	Tomlinson
Berkelman	Fudro	Long	Peterson, B.	Valan
Biersdorf	Greenfield	Ludeman	Peterson, D.	Valento
Blatz	Halberg	Luknic	Piepho	Vanasek
Brinkman	Haukoos	Mann	Pleasant	Waldorf
Byrne	Heap	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	Rice	Wigley
Corbid	Jennings	Moe	Rodriguez	Wynia
Crandall	Johnson, C.	Munger	Rose	Zubay
Dempsey	Johnson, D.	Murphy	Rothenberg	Spkr. Norton
Den Ouden	Jude	Nelsen, B.	Sarna	

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

The question recurred on the Lehto motion and the roll was called.

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

There were 43 yeas and 86 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Ellingson	Kempe	Novak	Tomlinson
Anderson, G.	Faricy	Knickerbocker	Otis	Vanasek
Berglin	Fjoslien	Lehto	Patton	Voss
Berkelman	Greenfield	Long	Pehler	Welch
Casserly	Haukoos	Moe	Pleasant	Wenzel
Clark	Jaros	Munger	Reding	Wynia
Clawson	Johnson, C.	Nelsen, M.	Sieben, H.	Spkr. Norton
Corbid	Kahn	Nelson	Sieben, M.	
Eken	Kalis	Norman	Simoneau	

Those who voted in the negative were:

Aasness	Drew	Kaley	Nysether	Sherwood
Adams	Elioff	Kostohryz	Olsen	Stadum
Ainley	Erickson	Kroening	Onnen	Stowell
Albrecht	Esau	Kvam	Osthoff	Sviggum
Anderson, D.	Evans	Laidig	Peterson, B.	Swanson
Anderson, I.	Forsythe	Levi	Peterson, D.	Thiede
Anderson, R.	Friedrich	Ludeman	Piepho	Valan
Battaglia	Fritz	Luknic	Prahl	Valento
Beigich	Fudro	Mann	Redalen	Waldorf
Biersdorf	Halberg	McCarron	Rees	Weaver
Blatz	Heap	McDonald	Reif	Welker
Brinkman	Heinitz	McEachern	Rice	Wieser
Byrne	Hoberg	Mehrkens	Rodriguez	Wigley
Carlson, D.	Hokanson	Metzen	Rose	Zubay
Carlson, L.	Jacobs	Minne	Rothenberg	
Crandall	Jennings	Murphy	Sarna	
Dempsey	Johnson, D.	Nelsen, B.	Schreiber	
Den Ouden	Jude	Niehaus	Searle	

The motion did not prevail.

Progress by the Conference Committee was reported to the House on the following bills: H. F. No. 2470 and S. F. Nos. 133, 1649 and 2095.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 2429:

Corbid, Kelly, and Sviggum.

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, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2304, A bill for an act relating to initiative; 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 that expenditures to promote or defeat a measure may not be taken as a deduction or credit against income taxes; providing for judicial review; providing penalties; amending Minnesota Stat-

utes 1978, Sections 10A.01, Subdivision 15; 10A.20, by adding a subdivision; 203A.31, Subdivisions 2 and 3; 204A.24; 204A.40, Subdivision 2; 204A.53, Subdivision 3; 290.09, Subdivision 2; 290.21, Subdivision 3; and 645.02.

PATRICK E. FLAHAVEN, Secretary of the Senate

Anderson, I., moved that the House refuse to concur in the Senate amendments to H. F. No. 2304, 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.

A roll call was requested and properly seconded.

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

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

There were 64 yeas and 60 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed.

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.

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1201

A bill for an act relating to waters; providing for watercraft licensing and safe operation; altering certain definitions; changing license fees; authorizing a temporary certificate; stating the evidentiary effect of certain blood tests; altering certain safety requirements and motor noise limits; providing an outline for distributing water safety enforcement funds; appropriating money; amending Minnesota Statutes 1978, Sections 361.02, by adding subdivisions; 361.03, Subdivisions 3 and 12, and by adding a subdivision; 361.10; 361.12; 361.13, Subdivision 1; 361.141, Subdivision 1; 361.15, Subdivision 1; 361.16, Subdivision 1; 361.18; 361.20; 361.21, Subdivision 2, and by adding a subdivision; 361.215; 361.24; 361.27, Subdivision 1; and 361.29, Subdivision 4; repealing Minnesota Statutes 1978, Section 361.15, Subdivision 2.

April 2, 1980

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

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 1201, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1201 be further amended as follows:

Page 3, line 5, delete "\$7.50" and insert "\$7"

Page 3, line 7, delete "\$10" and insert "\$12"

Page 7, line 3, delete "No rule"

Page 7, delete lines 9 and 10

Page 8, line 19, strike the second "such" and insert "*the*"

Page 8, line 23, strike "refuse such" and insert "*refuses the*"

Page 8, line 24, strike "such" and insert "*the*"

Page 10, line 5, after "patrol," insert "*removal of hazards to navigation,*"

Page 10, lines 20 and 21, delete the new language

Page 11, line 3, delete everything after "Subd. 3."

Page 11, delete lines 4 to 5

Page 11, line 6, delete "*watercraft safety,*"

Page 11, line 6, after "*require*" delete "*the*" and insert "*a*"

Page 11, line 8, delete everything after "*adequately*"

Page 11, line 9, delete "*enforce watercraft safety*" and insert "*carry out the provisions of chapter 361*"

Page 11, line 9, after "*county*" delete "*board*"

Page 11, line 10, delete "*an adequate*" and insert "*a*"

Page 11, line 10, after "*budget*" insert "*or fails to carry out the proposed activities after submitting a budget*"

Page 13, delete lines 8 to 24

Page 13, line 28, delete everything after "1981" and insert a period

Page 13, delete line 29

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, delete everything after the semicolon

Page 1, line 6, delete everything before "altering"

Page 1, line 7, delete "and motor noise limits"

Page 1, line 9, delete "appropriating money;"

Page 1, line 16, after "361.24;" insert "and"

Page 1, line 17, delete everything after the first semicolon

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

House Conferees: DOUGLAS W. CARLSON, PHYLLIS L. KAHN and WILLARD M. MUNGER.

Senate Conferees: ROBERT G. DUNN, JIM NICHOLS and COLLIN C. PETERSON.

Carlson, D., moved that the report of the Conference Committee on H. F. No. 1201 be adopted and that the bill be re-passed as amended by the Conference Committee.

Begich moved that the House refuse to adopt the Conference Committee report on H. F. No. 1201 and that the bill be returned to Conference Committee.

A roll call was requested and properly seconded.

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

Carlson, D., moved that those not voting be excused from voting. The motion prevailed.

There were 60 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Aasness	Brinkman	Hokanson	Metzen	Rose
Adams	Byrne	Jacobs	Minne	Sarna
Ainley	Carlson, L.	Jennings	Murphy	Simoneau
Albrecht	Corbid	Johnson, C.	Novak	Stadum
Anderson, D.	Crandall	Johnson, D.	Nysether	Sviggum
Anderson, I.	Eken	Jude	Onnen	Swanson
Anderson, R.	Elioff	Kalis	Osthoff	Thiede
Battaglia	Fjoslien	Kempe	Patton	Tomlinson
Begich	Fritz	Kroening	Prahl	Valan
Berkelman	Fudro	Luknic	Reding	Weaver
Biersdorf	Haukoos	McCarron	Rice	Wenzel
Blatz	Hoberg	McEachern	Rodriguez	Wieser

Those who voted in the negative were:

Anderson, B.	Erickson	Jaros	Mann	Otis
Anderson, G.	Esau	Kahn	McDonald	Pehler
Berglin	Evans	Kaley	Mehrkins	Peterson, B.
Carlson, D.	Ewald	Kelly	Moe	Peterson, D.
Casserly	Faricy	Knickerbocker	Munger	Piepho
Clark	Forsythe	Kostohryz	Nelsen, B.	Pleasant
Clawson	Friedrich	Laidig	Nelsen, M.	Redalen
Dempsey	Greenfield	Lehto	Nelson	Rees
Den Ouden	Halberg	Levi	Niehaus	Reif
Drew	Heap	Long	Norman	Rothenberg
Ellingson	Heinitz	Ludeman	Olsen	Schreiber

Searle	Sieben, M.	Vanasek	Welch	Wynia
Sherwood	Stowell	Voss	Welker	Zubay
Sieben, H.	Valento	Waldorf	Wigley	Spkr. Norton

The motion did not prevail.

The question recurred on the Carlson, D., motion that the report of the Conference Committee on H. F. No. 1201 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1201, A bill for an act relating to waters; providing for watercraft licensing and safe operation; altering certain definitions; changing license fees; authorizing a temporary certificate; stating the evidentiary effect of certain blood tests; altering certain safety requirements and motor noise limits; providing an outline for distributing water safety enforcement funds; appropriating money; amending Minnesota Statutes 1978, Sections 361.02, by adding subdivisions; 361.03, Subdivisions 3 and 12, and by adding a subdivision; 361.10; 361.12; 361.13, Subdivision 1; 361.141, Subdivision 1; 361.15, Subdivision 1; 361.16, Subdivision 1; 361.18; 361.20; 361.21, Subdivision 2, and by adding a subdivision; 361.215; 361.24; 361.27, Subdivision 1; and 361.29, Subdivision 4; repealing Minnesota Statutes 1978, Section 361.15, Subdivision 2.

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.

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

There were 73 yeas and 57 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Faricy	Laidig	Otis	Stowell
Anderson, G.	Forsythe	Lehto	Pehler	Svigum
Berglin	Friedrich	Levi	Peterson, B.	Thiede
Blatz	Greenfield	Long	Peterson, D.	Valento
Carlson, D.	Halberg	Mann	Piepho	Vanasek
Casserly	Haukoos	McDonald	Pleasant	Voss
Clark	Heap	Mehrkens	Redalen	Waldorf
Clawson	Heinitz	Moe	Rees	Weaver
Den Ouden	Hoberg	Munger	Reif	Welker
Drew	Jaros	Nelsen, B.	Rothenberg	Wigley
Ellingson	Kahn	Nelsen, M.	Schreiber	Wynia
Erickson	Kaley	Nelson	Searle	Zubay
Esau	Kalis	Norman	Sieben, H.	Spkr. Norton
Evans	Knickerbocker	Olsen	Sieben, M.	
Ewald	Kostohryz	Onnen	Simoneau	

Those who voted in the negative were:

Aasness	Byrne	Jennings	Minne	Sarna
Adams	Carlson, L.	Johnson, C.	Murphy	Sherwood
Ainley	Corbid	Johnson, D.	Niehaus	Stadum
Albrecht	Crandall	Jude	Novak	Swanson
Anderson, D.	Dempsey	Kelly	Nysether	Tomlinson
Anderson, I.	Eken	Kempe	Osthoff	Valan
Anderson, R.	Elloff	Kroening	Patton	Welch
Battaglia	Fjoslien	Ludeman	Prahl	Wenzel
Begich	Fritz	Luknic	Reding	Wieser
Berkelman	Fudro	McCarron	Rice	
Biersdorf	Hokanson	McEachern	Rodriguez	
Brinkman	Jacobs	Metzen	Rose	

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

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 644:

Berkelman, Heinitz and Reif.

There being no objection the order of business reverted to Petitions and Communications.

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

April 7, 1980

Honorable Fred C. Norton
Speaker of the House
House of Representatives
State Capitol Building
Saint Paul, Minnesota 55155

Dear Speaker Norton:

Returned to you herewith please find House File No. 1837. Section 4, Subdivision 3 of this Act is unacceptable, and I am, therefore, compelled to veto this legislation.

Section 1 of the Act, authorizing issuance of temporary insurance licenses under certain circumstances, and Sections 2 and 3 of the Act, extending the Joint Underwriting Association Act

until September 1, 1982, are sound legislative measures. Had these measures been sent to me without the amendment of Section 4 to the Act, I would be able to sign H. F. No. 1837.

However, the provision of Section 4 which voids the workers compensation rate hearing which is presently in progress is not a constructive step in addressing the high workers compensation premium rates in Minnesota. Arbitrarily stopping this hearing would waste thousands of hours of time and hundreds of thousands of taxpayers' and employers' dollars already spent on the current hearing. Further, the credibility of the administrative rate-making process established by the legislature would be destroyed to the long-run detriment of employers, injured employees and insurers.

The main intent of the legislature, as embodied in Section 4, Subdivision 1 of this Act, will be accomplished by the Commissioner of Insurance. It is not acceptable to cancel the hearing.

Therefore, while I am vetoing H. F. No. 1837, I am taking steps to assure that the Commissioner of Insurance has all of the necessary information about Minnesota's workers compensation business available to him during the current rate-making hearing. I have directed Commissioner Markman to work with the Hearing Examiner to assure that the Workers Compensation Rating Association provide all of the significant and relevant information based solely on Minnesota workers compensation policies which is required for the Commissioner to make a fully-informed decision on workers compensation rates.

This administrative procedure will assure that workers compensation rates are decided in an open forum with full information available to all interested parties without wasting the significant time and resources already committed to the current rate hearing. Though I am vetoing this Act, I am confident that the problem addressed by the legislature will be solved and that we will continue to take every responsible step available to reach a solution to our workers compensation problem in Minnesota.

Sincerely yours,

ALBERT H. QUIE
Governor

Carlson, L., moved that H. F. No. 1837 be now reconsidered and repassed, the objections of the Governor notwithstanding, pursuant to Article IV, Section 23, of the Constitution of the State of Minnesota.

The question was taken on the motion to reconsider and repass H. F. No. 1837, the objections of the Governor notwithstanding, pursuant to Article IV, Section 23, of the Constitution of the

State of Minnesota and the roll was called viva voce. There were 80 yeas and 51 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Aasness	Forsythe	Levi	Peterson, B.	Sviggun
Ainley	Friedrich	Ludeman	Piepho	Thiede
Albrecht	Fritz	Luknic	Pleasant	Valento
Anderson, D.	Haukoos	McDonald	Redalen	Weaver
Biersdorf	Heap	Mehrkens	Rees	Welker
Crandall	Heinitz	Nelsen, B.	Reif	Wigley
Dempsey	Jennings	Niehaus	Rose	Zubay
Den Ouden	Kaley	Norman	Rothenberg	
Erickson	Knickerbocker	Nysether	Schreiber	
Esau	Kvam	Olsen	Searle	
Ewald	Laidig	Onnen	Sherwood	

Not having received the required two-thirds vote the bill was not repassed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 2304:

Sieben, M.; Pehler and Kempe.

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1847

A bill for an act relating to public welfare; providing for a study of revisions to the nursing home rate reimbursement formula; appropriating money.

April 3, 1980

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

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 1847, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1847 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. The commissioner of public welfare shall undertake a study to further develop, analyze, and evaluate suggested revisions to the current rate reimbursement system established pursuant to Minnesota Statutes, Sections 256B.41 to 256B.48. In the study, the commissioner shall analyze the fiscal impact of the suggested rate reimbursement formula on nursing homes in the state and on the medical assistance program budget. The study shall also analyze the revisions of the current system to determine if they are designed to improve the system's equitable treatment of nursing homes, control costs and cost increases, reduce administrative complexity, provide capability for better biennial budgeting for nursing home care by the commissioner, and place the commissioner's primary concerns on fair and equitable reimbursement and enforcement. The revisions studied shall provide for reimbursement of capital costs according to a rental concept of payment based upon an initial appraised value of fixed assets and land that will be updated according to an index or indices. The commissioner shall prepare a report for the legislature before December 31, 1980, which shall include cost analyses, implementation strategies and suggestions regarding changes in rule and statutory language needed to incorporate the revisions into the nursing home rate reimbursement system. The rule and statutory language changes in the report shall address allowable costs, capital costs, operating costs and exceptions.

Sec. 2. Minnesota Statutes 1978, Section 256B.47, is amended by adding a subdivision to read:

Subd. 5. The commissioner shall promulgate rules no later than August 1, 1980, to amend the current rules governing nursing home reimbursement, in accordance with sections 15.0411 to 15.052, to allow providers to allocate their resources in order to provide as many nursing hours as necessary within the total cost limitations of the per diem already granted.

Sec. 3. [STATEMENT OF PURPOSE.] *The legislature finds that general health is related to dental health and, due to*

the increased longevity of the population, the expansion of the nursing home industry, and the existing unmet and continuing needs for dental health in nursing homes, it is appropriate and necessary to establish programs for residents of nursing homes which promote dental health and prevent dental disease.

Sec. 4. [PROGRAM ASPECTS.] *Subdivision 1. The commissioner of health shall provide for the establishment of nursing home dental health programs as provided in this section.*

Subd. 2. The commissioner shall:

(a) Develop, maintain, and distribute to nursing homes a dental health manual which identifies their administrative and patient care responsibilities and which recommends a local dental health policy;

(b) Establish, in conjunction with the dental profession, nursing home dental health standards, priorities of dental operations and guidelines for advisory dentists;

(c) Review existing nursing home dental health regulations to insure their consistency with current oral health standards;

(d) Seek the cooperation and coordination of a joint state-wide effort between the dental profession, the nursing home industry and senior citizen organizations to promote the purpose of this section; and

(e) Provide technical dental health assistance, dental consultation, and current dental health information to nursing homes.

Subd. 3. *In each of the eight health department districts, the commissioner shall establish during the biennial cycle a specific site program for nursing homes each to include:*

(a) The analysis and identification of resident dental care needs and obstacles to access and the achievement of optimal oral health care and maintenance; and

(b) A training program of preventive oral health practices for nursing home staff.

Sec. 5. [PROGRAM SUPERVISION.] *The commissioner shall provide for all administrative and technical responsibilities for section 4. The development and administration of the program shall be under a licensed dentist.*

Sec. 6. [REPORT.] *The commissioner shall compile, analyze, and evaluate programmatic data and accomplishments re-*

lated to sections 4 and 5 and submit a report to the legislature by April 15, 1981.

Sec. 7. Minnesota Statutes 1978, Chapter 253A, is amended by adding a section to read:

[253A.22] [EVALUATION PROGRAM FOR COMMITTED PERSONS.] Subdivision 1. The committing court in each county shall participate in a statewide results-oriented evaluation program designed to assure that each person it orders committed pursuant to section 253A.07 shall receive the best possible treatment plan. In order to implement the program, the court shall appoint for each committed person, upon that person's hospitalization for an indeterminate period, a counsel guardian for the duration of the person's period of commitment.

Subd. 2. For each patient assigned to the counsel guardian, the guardian shall obtain from the head of the hospital where the patient is institutionalized, as soon as practical after hospitalization and at the beginning of treatment, a written report describing the significant cognitive, emotional and behavioral problems of the patient and a clinical diagnosis of those problems. The guardian shall file the report with the committing court. Upon completion of a specific plan of treatment for a patient, the counsel guardian shall file a written report with the court indicating the type of treatment administered; the length of and cost incurred for the treatment; and the results obtained in light of the original diagnosis of each identified problem of the patient. Each report required under this subdivision shall refer to the patient by use of a numerical code in order to protect the patient's privacy. The head of a hospital to which a person has been committed pursuant to chapter 253A, shall make treatment information available to counsel guardians and otherwise assist guardians to carry out the provisions of this section.

Subd. 3. In order to further the purposes of this section, the commissioner of public welfare shall develop and maintain a program of collection and compilation of statistics relating to treatment of patients. The data shall be derived from the reports required to be filed by guardians pursuant to subdivision 2. The commissioner shall provide a statistical summary of data relating to committed persons for each committing court and for the state as a whole. The commissioner shall prepare data in code and shall ensure that only the commissioner or his designate has access to the names of the patients, guardians and clinical diagnosticians.

Subd. 4. The judges of probate court may designate judges of probate to serve on a panel whose purpose shall be to analyze the impact, positive or negative, or both, of treatment upon committed persons. The panel may request statistical analysis relating to treatment of patients from the commissioner of public welfare. The panel shall consult with a recognized state medical

psychiatric organization prior to dissemination of the data amongst the two professions, law and medicine.

Sec. 8. [APPROPRIATION.] *Subdivision 1. The sum of \$40,000 is appropriated from the general fund to the commissioner of public welfare for use in implementing an analysis and fiscal evaluation of suggested revisions to the nursing home rate reimbursement formula. This appropriation is available until January 1, 1981.*

Subd. 2. The sum of \$40,000 is appropriated from the general fund to the commissioner of public welfare for the purpose of providing an ongoing computer based information retrieval system that includes the annual cost report information and the balance sheet and statement of changes in financial position from the audited financial statement required by section 256B.48, subdivision 2, clause (a). This appropriation is available until June 30, 1981.

Subd. 3. The sum of \$60,000 is appropriated from the general fund to the commissioner of health for nursing home dental health programs, to be available until June 30, 1981.

Subd. 4. The sum of \$10,000 is appropriated from the general fund to the commissioner of public welfare for the purposes of section 7 to be available until June 30, 1981.

Sec. 9. [TEMPORARY PROVISION.] *The commissioner of corrections shall amend 11 MCAR Section 2.111 (G)(1.) by striking the word "Health" and insert the word "Corrections."*

Notwithstanding sections 15.0411 to 15.052, the amendment shall be effective on the day following its publication in the State Register.

Sec. 10. [EFFECTIVE DATE.] *This act is effective the day following its final enactment. Sections 3, 4, 5 and 6 shall expire June 30, 1981 and section 7 shall expire June 30, 1983."*

Delete the title in its entirety and insert:

"A bill for an act relating to public welfare; providing for a study of revisions to the nursing home rate reimbursement formula; providing for an information retrieval system; providing for nursing home dental health programs; requiring result-oriented treatment programs and counsel guardians for persons committed to hospitals; requiring the commissioner to collect and prepare statistical data; appropriating money; amending Minnesota Statutes 1978, Section 256B.47, by adding a subdivision; and Chapter 253A, by adding a section."

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

House Conferees: JOHN T. CLAWSON, TONY D. ONNEN and THOMAS R. BERKELMAN.

Senate Conferees: GERRY SIKORSKI, JOHN B. KEEFE and TOM A. NELSON.

Clawson moved that the report of the Conference Committee on H. F. No. 1847 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1847, A bill for an act relating to public welfare; providing for a study of revisions to the nursing home rate reimbursement formula; appropriating money.

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.

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

There were 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

SPECIAL ORDERS

S. F. No. 2085 was reported to the House.

Simoneau moved to amend S. F. No. 2085, the unofficial engrossment, as follows:

Page 11, line 30, delete "*and*" and insert "*, or*"

Page 13, line 3, delete "*and*"

Page 13, line 6, delete the period and insert "*; and*"

Page 18, line 29, delete "*given the option of*"

Page 18, delete line 30

Page 18, line 31, delete "*standard negotiated packages or being*"

Page 19, line 11, delete "*given the option of using the difference*"

Page 19, delete line 12

Page 19, line 13, delete "*packages or being*"

Page 24, line 9, after "*expired*" insert "*or, if there is no agreement, impasse under sections 31 or 32 has occurred*"

Page 24, line 12, delete the first comma and insert a semicolon

Page 24, line 12, after "*teachers*" insert "*employed by a local school district*"

Page 24, line 15, after "*agreement*" insert "*; and further provided that the mediation periods established by sections 31 and 32 shall govern negotiations pursuant to those sections*"

Page 24, line 21, after "*agreement*" insert "*or, if there is no agreement, on or after the date impasse under sections 31 or 32 has occurred*"

Page 24, line 33, delete "*interim*"

Page 24, line 33, after "*approval*" insert "*during a legislative interim*"

Page 25, line 5, after "*approved*" insert "*during a legislative interim*"

Page 28, line 14, delete "38" and insert "40"

Page 29, line 4, after "employer" insert a comma

Page 29, line 7, delete "40" and insert "41"

Page 32, line 33, after the period, insert "*The director shall determine the matters not agreed upon based on the positions submitted by the parties and his efforts to mediate the dispute.*"

Page 33, line 6, after "representative" insert "*of teachers employed by a local school district*"

Page 33, line 12, delete "*subclauses (a) and (b) of*"

Page 33, line 13, delete "not"

Page 33, line 13, after the comma insert "*however,*"

Page 33, line 15, delete "teacher" and insert "teachers"

Page 33, line 23, after "representative" insert "*of the teachers*"

Page 34, line 1, after "representative" insert "*of employees other than teachers employed by a local school district*"

Page 34, line 4, delete everything before "shall" and insert "*clause (1) of section 22*"

Page 34, line 4, delete "not"

Page 34, line 5, after the comma insert "*however,*"

Page 34, line 25, delete "38" and insert "40"

Page 35, line 20, delete "*requested*" and insert "*requested*"

Page 37, line 7, delete "38" and insert "40"

Page 37, line 9, delete "38" and insert "40"

Page 37, line 10, delete "38" and insert "40"

Page 37, line 12, delete "38" and insert "40"

Page 37, line 13, delete "38" and insert "40"

Page 39, line 10, delete "38" and insert "40"

Page 39, line 18, delete "38" and insert "40"

Page 40, line 21, delete "38" and insert "40"

Page 42, line 4, delete "179.74, subdivision 4," and insert "38"

Page 46, line 33, delete "Duluth" and insert "Outstate"

Page 45, line 18, before "All" insert "*Subject to the provisions of section 41, subdivision 5*"

Page 46, line 31, after "fellow" insert a comma

Page 47, line 9, after "director" insert "*, provided that such an election shall not be held unless and until the Duluth campus has voted in favor of representation*"

Page 47, line 13, delete "when" and insert "and"

Page 47, line 16, after "or" insert "*, after January 1, 1981,*"

Page 50, line 3, delete "38" and insert "40"

Page 50, line 9, delete "38" and insert "40"

Page 50, line 16, delete "38" and insert "40"

Page 50, line 19, delete "38" and insert "40"

Page 50, line 32, delete "38" and insert "40"

Page 51, line 4, delete "38" and insert "40"

Page 51, line 7, delete "38" and insert "40"

Page 51, line 11, delete "38" and insert "40"

Page 51, line 28, delete "38" and insert "40"

Page 53, line 11, delete "38" and insert "40"

Page 53, line 23, delete "38" and insert "40"

Page 54, line 12, delete "32" and insert "34"

Page 54, line 21, delete "38" and insert "40"

Page 55, line 24, delete "1982-1983" and insert "1981-1983"

Page 56, line 24, after "representative" insert "*, under the provisions of section 27,*"

Page 56, line 25, delete "*this section*" and insert "*section 27*"

The motion prevailed and the amendment was adopted.

Sviggum and McDonald moved to amend S. F. No. 2085, the unofficial engrossment, as amended, as follows:

Page 24, line 11, delete "*30*" and insert "*60*"

Page 24, line 13, delete "*30*" and insert "*60*"

Page 24, line 25, delete "*or*" and insert "*and*"

Page 24, delete line 26

Page 24, line 27, delete "*and*" and insert "*(d)*"

Page 24, line 29, delete "*(3)*" and insert "*(2)*"

Page 24, line 31, delete "*(4)*" and insert "*(3)*"

Page 25, line 10, delete "*(3) or (4)*" and insert "*(2) or (3)*"

Page 31, line 14, delete "*30*" and insert "*60*"

Page 31, line 26, delete "*or,*" and insert "*the exclusive representative and the employer have participated in mediation for the period required in Section 22, and*

Page 33, line 29, delete "*30*" and insert "*60*"

Page 34, line 19, delete "*30*" and insert "*60*"

A roll call was requested and properly seconded.

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

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

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

There were 72 yeas and 58 nays as follows:

Those who voted in the affirmative were:

Aasness
Albrecht

Anderson, B.
Anderson, D.

Anderson, G.
Biersdorf

Blatz
Brinkman

Carlson, D.
Crandall

Dempsey	Haukoos	Ludeman	Patton	Svigum
Den Ouden	Heap	Luknic	Peterson, B.	Thiede
Drew	Heinitz	Mann	Piepho	Valan
Eken	Jennings	McDonald	Pleasant	Valento
Erickson	Johnson, C.	Mehrkens	Redalen	Weaver
Esau	Johnson, D.	Munger	Rees	Welch
Evans	Kaley	Nelsen, B.	Reif	Welker
Ewald	Kalis	Nelson	Rose	Wieser
Fjoslien	Kempe	Niehaus	Rothenberg	Wigley
Forsythe	Knickerbocker	Norman	Schreiber	Zubay
Friedrich	Kvam	Nysether	Searle	
Fritz	Laidig	Olsen	Sherwood	
Halberg	Levi	Onnen	Stadum	

Those who voted in the negative were:

Adams	Corbid	Kelly	Novak	Simoneau
Ainley	Elioff	Kostohryz	Osthoff	Stoa
Anderson, I.	Ellingson	Kroening	Otis	Stowell
Anderson, R.	Faricy	Lehto	Pehler	Swanson
Battaglia	Fudro	Long	Peterson, D.	Tomlinson
Begich	Greenfield	McCarron	Prahl	Vanasek
Berglin	Hoberg	McEachern	Reding	Waldorf
Berkelman	Hokanson	Metzen	Rice	Wenzel
Carlson, L.	Jacobs	Minne	Rodriguez	Wynia
Casserly	Jaros	Moe	Sarna	Spkr. Norton
Clark	Jude	Murphy	Sieben, H.	
Clawson	Kahn	Nelsen, M.	Sieben, M.	

The motion prevailed and the amendment was adopted.

Ludeman moved to amend S. F. No. 2085, the unofficial engrossment, as amended, as follows:

Page 21, after line 23, insert:

"Sec. 19. Minnesota Statutes 1978, Section 124.19 is amended by adding a subdivision to read:

Subd. 1a. In a school district where a legal strike pursuant to section 22 of this act results in the closing of the school to students, state aids payable to the school district shall be reduced by the ratio that the difference between the number of student school days scheduled for that school year in accordance with section 126.12 and the number of days school is actually held bears to the number of student school days scheduled, multiplied by 85 percent of the product of the district's foundation aid formula allowance times its pupil units identified in section 124.17, subdivision 2, clauses (1), (2), (4) and (5), for that year. The amount of aid to be withheld under the provisions of this subdivision shall be determined by the department of education and deducted from school aids authorized by sections 124.212, then if necessary from schools aids authorized by sections 124.225; 124.57; 124.573; and 124.32."

Page 28, after line 9, insert:

"Sec. 27. Minnesota Statutes 1978, Section 179.64 is amended by adding a subdivision to read:

Subd. 8. In a school district where a legal strike pursuant to section 22 results in the closing of the schools for students, the school board shall not through negotiations or in any other manner either provide for additional periods of paid employment to make up time lost on account of a strike by its public employees or otherwise indemnify those employees for compensation lost during the duration of the strike. Any contract provision entered into or action taken by a public employer in violation of this subdivision shall be illegal and null and void."

Renumber the sections accordingly

Further, amend the title as follows:

Page 1, line 16, after "43.46;" insert "124.19, by adding a subdivision;"

Page 1, line 18, delete "a subdivision" and insert "subdivisions"

A roll call was requested and properly seconded.

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

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

There were 41 yeas and 90 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Jennings	Piepho	Thiede
Albrecht	Esau	Kalis	Pleasant	Valan
Anderson, B.	Evans	Kvam	Redalen	Valento
Anderson, D.	Fjoslien	Laidig	Reif	Welker
Brinkman	Forsythe	Levi	Rose	Wigley
Crandall	Fritz	Ludeman	Schreiber	
Dempsey	Halberg	Niehaus	Searle	
Den Ouden	Haukoos	Nysether	Sherwood	
Drew	Heinitz	Patton	Stadum	

Those who voted in the negative were:

Adams	Begich	Carlson, D.	Eken	Fudro
Ainley	Berglin	Carlson, L.	Elioff	Greenfield
Anderson, G.	Berkelman	Casserly	Ellingson	Heap
Anderson, I.	Biersdorf	Clark	Ewald	Hoberg
Anderson, R.	Blatz	Clawson	Faricy	Hokanson
Battaglia	Byrne	Corbid	Friedrich	Jacobs

Jaros	Long	Nelsen, M.	Reding	Swanson
Johnson, C.	Luknic	Nelson	Rees	Tomlinson
Johnson, D.	Mann	Norman	Rice	Vanasek
Jude	McCarron	Novak	Rodriguez	Voss
Kahn	McEachern	Olsen	Rothenberg	Waldorf
Kaley	Mehrkens	Onnen	Sarna	Weaver
Kelly	Metzen	Osthoff	Sieben, H.	Welch
Kempe	Minne	Otis	Sieben, M.	Wenzel
Knickerbocker	Moe	Pehler	Simoneau	Wieser
Kostohryz	Munger	Peterson, B.	Stoa	Wynia
Kroening	Murphy	Peterson, D.	Stowell	Zubay
Lehto	Nelsen, B.	Prahl	Sviggum	Spkr. Norton

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

Jaros moved to amend S. F. No. 2085, the unofficial engrossment, as amended, as follows:

Page 28, lines 22 to 33, delete the new and reinstate the old language

Page 29, lines 1 to 10, delete the new language

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

Ludeman moved to amend S. F. No. 2085, the unofficial engrossment, as amended, as follows:

Page 50, line 13, after "that" delete *"the petitioner is certified pursuant"* and insert *"more than 50 percent of the employees included within a unit established by section 38 wish to be represented by the petitioner, where this majority is evidenced by membership lists, current dues deduction rights, signed statements plainly indicating that the signatories wish to be represented for collective bargaining purposes by the petitioner rather than by any other organization, or a combination thereof."*

Page 50, delete lines 14 to 33

Page 51, delete lines 1 to 20

Page 51, line 21, delete "(2)" and insert "Subd. 3. [NO EXISTING MAJORITY.]"

Page 51, line 22, delete *"or subdivision 3, clause (1)"*

Page 52, delete lines 8 to 15

Renumber the remaining subdivision

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 69 yeas and 63 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed and the amendment was adopted.

Simoneau moved that S. F. No. 2085, as amended, be continued on Special Orders. The motion prevailed.

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.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on

the amendments adopted by the Senate to the following House File:

H. F. No. 1731, A bill for an act relating to labor; regulating certain steam engines and boilers and steam engine and boiler operators; amending Minnesota Statutes 1978, Chapter 183, by adding a section.

The Senate has appointed as such committee Messrs. Chmielewski, Vega and Pillsbury.

House File No. 1731 is herewith returned to the House.

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. 1813, A bill for an act relating to public finance; authorizing the issuance of Minnesota state railroad assistance bonds; appropriating money; amending Minnesota Statutes 1978, Chapter 222, by adding a section.

The Senate has appointed as such committee Messrs. Penny, Knoll and Barrette.

House File No. 1813 is herewith returned to the House.

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. 2304, A bill for an act relating to initiative; 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 man-

ner of petitioning and voting on initiative measures; providing for disclosure of campaign costs on ballot issues; providing that expenditures to promote or defeat a measure may not be taken as a deduction or credit against income taxes; providing for judicial review; providing penalties; amending Minnesota Statutes 1978, Sections 10A.01, Subdivision 15; 10A.20, by adding a subdivision; 203A.31, Subdivisions 2 and 3; 204A.24; 204A.40, Subdivision 2; 204A.53, Subdivision 3; 290.09, Subdivision 2; 290.21, Subdivision 3; and 645.02.

The Senate has appointed as such committee Messrs. McCutcheon, Schaaf and Coleman.

House File No. 2304 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

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 solid and hazardous waste management planning and development; establishing state and metropolitan procedures for the review and approval of permits for waste facilities; providing that certain solid waste disposal facilities are not exempt from real property taxes; authorizing the acquisition of property by purchase and eminent domain; authorizing debt; appropriating money; amending Minnesota Statutes 1978, Sections 116.06, Subdivisions 9, 10, 13, and by adding subdivisions; 116.07, Subdivisions 2, 4, and 4a, and by adding subdivisions; 116.081, Subdivision 1; 116.101; 116.41; 272.02, Subdivision 1; 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 subdivisions; 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.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1710, A bill for an act relating to energy; establishing a legislative commission on energy; stating energy policy; broadening the scope of state weatherization programs; creating a state emergency residential heating program; expanding energy awareness programs; creating a Minnesota biomass center; providing for an ethanol demonstration plant; providing grants and assistance for community energy planning; expanding consumer representation in certain energy hearings; regulating delinquency charges on customer or subscriber accounts; providing guidelines for a state plan for spending federal money; reimbursing counties for emergency energy assistance expenses; providing education on building energy efficiency; 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 45.17, by adding a subdivision; 90.195; 116H.01; 116H.087; 116H.12, Subdivision 11; 116H.129, Subdivision 5; 216B.16, 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.085; 116H.-13, Subdivisions 3 and 7; 116H.22; and 268.37; repealing Minnesota Statutes 1978, Sections 116H.125; and 325.986, Subdivisions 1 and 2.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that Mr. Bang has been appointed to replace Mr. Sillers as a Conferee on House File No. 1121.

PATRICK E. FLAHAVEN, Secretary of the Senate

SPECIAL ORDERS

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

ADJOURNMENT

Berglin moved that when the House adjourns today it adjourn until 11:00 a.m., Wednesday, April 9, 1980. The motion prevailed.

Berglin moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 11:00 a.m., Wednesday, April 9, 1980.

EDWARD A. BURDICK, Chief Clerk, House of Representatives