

STATE OF MINNESOTA

SEVENTY-SECOND SESSION — 1981

FOURTH DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 12, 1981

The House of Representatives convened at 2:00 p.m. and was called to order by Harry A. Sieben, Jr., Speaker of the House.

Prayer was offered by Reverend George Pease, Emmanuel Baptist Church, Brooklyn Park, Minnesota.

OATH OF OFFICE

Connie M. Levi of District 50A presented proof of her eligibility to be sworn and seated as a member of the House of Representatives. The member-elect subscribed to the oath of office as administered to her by Harry A. Sieben, Jr., Speaker of the House.

The roll was called and the following members were present:

Aasness	Esau	Kelly	O'Connor	Sherwood
Ainley	Evans	Knickerbocker	Ogren	Sieben, M.
Anderson, B.	Ewald	Kostohryz	Olsen	Simoneau
Anderson, G.	Fjoslien	Kvam	Onnen	Skoglund
Anderson, I.	Friedrich	Laidig	Osthoff	Stadum
Anderson, R.	Greenfield	Lehto	Otis	Staten
Battaglia	Gruenes	Lemen	Peterson, B.	Stowell
Begich	Gustafson	Levi	Peterson, D.	Stumpf
Berkelman	Halberg	Long	Piepho	Swiggum
Blatz	Hanson	Ludeman	Pogemiller	Swanson
Brandl	Harens	Luknic	Redalen	Tomlinson
Brinkman	Hauge	Mann	Reding	Valan
Byrne	Haukoos	Marsh	Rees	Valento
Carlson, D.	Heap	McCarron	Reif	Vanasek
Carlson, L.	Heinitz	McDonald	Rice	Vellenga
Clark, J.	Himle	McEachern	Rodriguez, C.	Voss
Clark, K.	Hoberg	Mehrrens	Rodriguez, F.	Weaver
Clawson	Hokanson	Metzen	Rose	Welch
Dahlvang	Hokr	Minne	Rothenberg	Welker
Dean	Jacobs	Munger	Samuelsen	Wenzel
Dempsey	Jennings	Murphy	Sarna	Wieser
Den Ouden	Johnson, C.	Nelsen, B.	Schafer	Wigley
Drew	Johnson, D.	Nelson, K.	Schoenfeld	Zubay
Eken	Jude	Niehaus	Schreiber	Spkr. Sieben, H.
Elhoff	Kahn	Norton	Searles	
Ellingson	Kaley	Novak	Shea	
Erickson	Kalis	Nysether	Sherman	

A quorum was present.

Forsythe and Wynia were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Novak 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.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Jacobs; Anderson, I.; Osthoff; McCarron and Knickerbocker introduced:

H. F. No. 7, A bill for an act relating to elections; providing for apportionment of congressional districts; stating policy.

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

Jacobs; Anderson, I.; Osthoff; McCarron and Knickerbocker introduced:

H. F. No. 8, A bill for an act relating to the legislature; providing for apportionment of legislative districts; stating policy.

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

Jude, Rothenberg, Osthoff, Himle and Wenzel introduced:

H. F. No. 9, A bill for an act relating to elections; providing for a presidential primary election; regulating the selection of convention delegates; proposing new law coded as Minnesota Statutes, Chapter 207A.

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

Skoglund introduced:

H. F. No. 10, A bill for an act relating to public safety; requiring certain insurance companies to offer child restraint systems to insureds; requiring the use of child passenger restraint systems for certain children under the age of two years; prescribing penalties; proposing new law coded in Minnesota Statutes, Chapters 65B and 169.

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

Anderson, B.; Welch; Clawson; Anderson, G., and Hauge introduced:

H. F. No. 11, A bill for an act relating to education; providing for a final adjustment payment of school aids to school districts for fiscal year 1981; appropriating money.

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

Otis; Jacobs; Sieben, M.; Drew and Fjoslien introduced:

H. F. No. 12, A bill for an act relating to public utilities; repealing authority for rate increases pending final commission approval; repealing Minnesota Statutes 1980, Sections 216B.16, Subdivision 3; and 237.075, Subdivision 3.

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

Anderson, I.; Stumpf; Battaglia and Nysether introduced:

H. F. No. 13, A bill for an act relating to criminal procedure; providing officers of the United States customs service and the immigration and naturalization service with the arrest powers of peace officers; amending Minnesota Statutes 1980, Sections 629.30; and 629.34.

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

Mehrkens, Jude, Clawson, Welch and Sviggum introduced:

H. F. No. 14, A bill for an act relating to agriculture; requiring notice of real estate improvement liens to be given to certain farmers; amending Minnesota Statutes 1980, Section 514.011, Subdivision 4.

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

Jacobs; Anderson, I.; Osthoff; Evans and Luknic introduced:

H. F. No. 15, A bill for an act relating to taxation; income tax; excise tax; altering the rate of tax on corporations; amending Minnesota Statutes 1980, Sections 290.06, Subdivision 1; and 290.361, Subdivision 2.

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

Anderson, I.; Peterson, D.; Murphy; Schoenfeld and McEachern introduced:

H. F. No. 16, A bill for an act relating to taxation; income tax; providing a credit to certain employed students; amending Minnesota Statutes 1980, Section 290.06, by adding a subdivision.

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

Osthoff introduced:

H. F. No. 17, A bill for an act relating to retirement; specifying eligibility for early retirement health and welfare insurance coverage for certain employees of the city of St. Paul.

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

Anderson, I.; Sarna; Osthoff; Dahlvang and Rodriguez, F., introduced:

H. F. No. 18, A bill for an act relating to labor; defining a professional strikebreaker to include certain salaried employees; amending Minnesota Statutes 1980, Section 179.01, Subdivision 16.

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

Simoneau, Lehto, Stowell, Skoglund and Peterson, D., introduced:

H. F. No. 19, A bill for an act relating to cemeteries; requiring the maintenance of certain abandoned cemeteries; amending Minnesota Statutes 1980, Section 306.243, Subdivision 1.

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

Osthoff, Swanson, Reif, Samuelson and Rose introduced:

H. F. No. 20, A bill for an act relating to health; establishing a state advisory council on epilepsy; appropriating money.

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

Jude; Ellingson; Peterson, B.; Hokanson and Forsythe introduced:

H. F. No. 21, A bill for an act relating to courts; providing for an additional probate judge for Hennepin county; amending Minnesota Statutes 1980, Section 525.04.

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

Berkelman, Schreiber, Wynia and Friedrich introduced:

H. F. No. 22, A bill for an act relating to commerce; limiting projects for municipal industrial development; repealing Minnesota Statutes 1980, Section 474.02, Subdivisions 1a and 1b.

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

Wigley; Johnson, C.; Haukoos; Schoenfeld and Kalis introduced:

H. F. No. 23, A bill for an act relating to the city of Madison Lake; authorizing the issuance of general obligation bonds for a municipal center.

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

Heinitz, Swanson, Blatz, Schreiber and Forsythe introduced:

H. F. No. 24, A bill for an act relating to public welfare; removing the presumption of eligibility from the general assistance program; amending Minnesota Statutes 1980, Section 256D.07.

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

Ellingson introduced:

H. F. No. 25, A bill for an act relating to courts; changing the compensation of Hennepin County conciliation court referees; amending Minnesota Statutes 1980, Section 488A.13, Subdivision 1.

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

Ellingson introduced:

H. F. No. 26, A bill for an act relating to crimes; eliminating the power of a sentencing court to stay the revocation of the driver's license of a person convicted of driving, operating or being in physical control of a motor vehicle while under the influence of alcohol or controlled substances or a combination thereof; amending Minnesota Statutes 1980, Sections 169.121, Subdivision 5; and 609.135, Subdivision 1.

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

Blatz; Tomlinson; Johnson, C.; Olsen and McEachern introduced:

H. F. No. 27, A bill for an act relating to education; modifying and clarifying certain provisions governing a discretionary levy; amending Minnesota Statutes 1980, Section 275.125, Subdivision 7a.

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

Redalen; Anderson, B.; Nysether; Hauge and Stumpf introduced:

H. F. No. 28, A bill for an act relating to agriculture; prohibiting pension funds from acquiring certain farm land; amending Minnesota Statutes 1980, Section 500.24, Subdivisions 3, 4 and 5.

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

Berkelman, Blatz, Heinitz, Swanson and Clark, J., introduced:

H. F. No. 29, A bill for 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 1980, Sections 144.50, Subdivision 1; and 144.55.

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

Kalis introduced:

H. F. No. 30, A bill for an act relating to Independent School District No. 219, Elmore; requiring revision of its certified statutory operating debt.

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

Kalis, Schoenfeld, Mann and Johnson, D., introduced:

H. F. No. 31, A bill for an act relating to appropriations; appropriating funds for swine disease research at the University of Minnesota.

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

Heinitz, Searles, Berkelman and Blatz introduced:

H. F. No. 32, A bill for an act relating to the legislature; reducing appropriations to the legislature for the 1981 fiscal year by ten percent.

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

Olsen; Hoberg; Weaver; Johnson, D., and Knickerbocker introduced:

H. F. No. 33, A bill for an act relating to education; restoring school aids withheld in fiscal year 1981; appropriating money.

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

HOUSE ADVISORIES

The following House Advisory was introduced:

Osthoff introduced:

H. A. No. 1, A proposal to economize in government.

The advisory was referred to the Committee on Governmental Operations.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I have the honor to inform the House that the Senate is ready to meet with the House in Joint Convention at 12 noon, Thursday, January 15, 1981, to receive the address of the Honorable Walter F. Mondale, Vice President of the United States.

PATRICK E. FLAHAVEN, Secretary of the Senate

MOTIONS AND RESOLUTIONS

Simoneau moved that the name of Rice be stricken and the name of Mehrkens be added as an author on H. F. No. 4. The motion prevailed.

Anderson, I., moved that the name of Osthoff be stricken and the name of Murphy be added as an author on H. F. No. 18. The motion prevailed.

Olsen, Munger, Mann and Erickson introduced:

House Resolution No. 1, A house resolution eulogizing Ernie R. Jacobsen for the exemplary nature of his life and work.

SUSPENSION OF RULES

Olsen moved that the Rules be so far suspended that House Resolution No. 1 be now considered and be placed upon its adoption. The motion prevailed.

HOUSE RESOLUTION NO. 1

A house resolution eulogizing Ernie R. Jacobsen for the exemplary nature of his life and work.

Whereas, Ernie R. Jacobsen was born on September 2, 1905, in Denmark and was educated there; and,

Whereas, Ernie R. Jacobsen was a resident and businessman in Hennepin County since 1932; and,

Whereas, Ernie R. Jacobsen was the past president of the St. Louis Park Lion's Club and the Lutheran Brotherhood Wooddale Church, and was a Mason and a Shriner; and,

Whereas, he served as a state representative from north Hennepin County from 1963 to 1966; and,

Whereas, he recently died at the age of 75 years; *Now, Therefore*,

Be It Resolved by the House of Representatives of the State of Minnesota that its members are saddened at the news of Ernie Jacobsen's passing and its condolences are extended to his wife, Cecilia, and his entire family.

Be It Further Resolved that the Chief Clerk is directed to prepare an enrolled copy of this resolution and present it to the family of Ernie R. Jacobsen with the deepest sympathy of the members and staff of the House.

Olsen moved that House Resolution No. 1 be now adopted. The motion prevailed and the resolution was adopted.

ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 11:30 a.m., Thursday, January 15, 1981. The motion prevailed.

Eken moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 11:30 a.m., Thursday, January 15, 1981.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

