

STATE OF MINNESOTA

SEVENTY-SECOND SESSION - 1981

EIGHTH DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 26, 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 Martin H. Krause, Rose of Sharon Lutheran Church, Cottage Grove, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Samuelson and Searles were excused.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. No. 1 have been placed in the members' files.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

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

H. F. No. 127, A bill for an act relating to agriculture; providing compensation for livestock destroyed or damaged; appropriating money; amending Minnesota Statutes 1980, Section 3.737.

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

Clawson, Byrne, Minne, Dean and Mehrkens introduced:

H. F. No. 128, A bill for an act relating to the collection and dissemination of data; administration of the state archives and state and local government records; classifying data; providing a penalty; amending Minnesota Statutes 1980, Sections 15.17, Subdivisions 1 and 4; 138.161; 138.17, Subdivisions 1, 6, 7, and by adding subdivisions; 138.19; 138.20; 138.21; proposing new law coded in Minnesota Statutes, Chapter 138; repealing Minnesota Statutes 1980, Sections 16.66 and 138.18.

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

Redalen, Munger, Clawson and Valan introduced:

H. F. No. 129, A bill for an act relating to soil and water conservation; imposing duties upon land occupiers to apply and maintain water erosion control systems in accordance with certain rules of soil and water conservation districts; proposing new law coded in Minnesota Statutes, Chapter 40.

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

Stowell, Rothenberg, Sherman, Levi and Jennings introduced:

H. F. No. 130, A resolution memorializing the United Nations to condemn the Iranian seizure of the American Embassy in Tehran.

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

Kelly; Brinkman; Anderson, B.; Himle and Peterson, B., introduced:

H. F. No. 131, A bill for an act relating to crimes; authorizing the release of account information to law enforcement authorities investigating the issuance of worthless checks; authorizing the issuance of account information to payee or holders when a check has been dishonored; amending Minnesota Statutes 1980, Section 609.535, by adding subdivisions.

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

Kalis and Anderson, B., introduced:

H. F. No. 132, A bill for an act relating to education; restoring funds appropriated to state universities and withheld in fiscal year 1981; providing for full payment of state universities' appropriations in future years; appropriating money; amending Minnesota Statutes 1980, Section 16A.15, Subdivision 1.

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

Hanson, Kahn, Hokanson and Forsythe introduced:

H. F. No. 133, A bill for an act relating to probate; changing certain provisions relating to descent of a cemetery lot; amending Minnesota Statutes 1980, Section 525.14.

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

Hanson, Harens, Munger and Jacobs introduced:

H. F. No. 134, 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.

Hanson, Wynia, Byrne and Jacobs introduced :

H. F. No. 135, A bill for an act relating to transportation; restricting the powers of the commissioner of transportation with respect to a certain trunk highway within the city of St. Paul; proposing new law coded in Minnesota Statutes, Chapter 161.

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

Voss, Ewald, Greenfield, Blatz and Ellingson introduced :

H. F. No. 136, A bill for an act relating to financial institutions; authorizing certain branch banks; providing for application and approval of branch banks; permitting change of locations and office closings; permitting establishment of branch banks through merger or consolidation; amending Minnesota Statutes 1980, Sections 48.34 and 49.34.

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

McEachern, Murphy, Metzen, Jude and Welch introduced :

H. F. No. 137, A bill for an act relating to state government; creating an office for promotion of efficiency and productivity in state government; protecting state employees disclosing certain information; appropriating money; proposing new law coded in Minnesota Statutes, Chapters 15 and 43.

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

Lehto, Battaglia, Gustafson and Munger introduced :

H. F. No. 138, A bill for an act relating to courts; authorizing the judges of the sixth judicial district to set the salaries of court reporters.

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

Otis, Sieben, M.; Jacobs; Sieben, H., and Eken introduced :

H. F. No. 139, A bill for an act relating to public utilities; prohibiting inclusion of expenses relating to cancelled facilities in a rate base; amending Minnesota Statutes 1980, Section 216B.16, by adding a subdivision.

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

Kahn introduced:

H. F. No. 140, A bill for an act relating to the city of Minneapolis; directing the charter commission to propose certain organizational changes; requiring a report to the legislature.

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

Anderson, I.; Novak; Jacobs; Kvam and O'Connor introduced:

H. F. No. 141, A bill for an act relating to taxation; extending and changing the property tax targeting credit; providing maximum household income limits; amending Minnesota Statutes 1980, Section 290A.04, Subdivision 2c.

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

Forsythe, Ainley, Kvam, Hanson and Anderson, I., introduced:

H. F. No. 142, A bill for an act relating to taxation; real property; extending 3 classification to certain property used for recreational purposes; amending Minnesota Statutes 1980, Section 273.13, Subdivision 4.

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

Elioff, Battaglia, Minne, Staten and Schoenfeld introduced:

H. F. No. 143, A bill for an act relating to education; restoring funds appropriated to community colleges, state universities and the University of Minnesota and withheld in fiscal year 1981; providing for full payment of higher education appropriations in future years; appropriating money; amending Minnesota Statutes 1980, Section 16A.15, Subdivision 1.

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

Battaglia; Minne; Anderson, I.; Jacobs and Stumpf introduced:

H. F. No. 144, A bill for an act relating to education; restoring funds appropriated to community colleges and withheld in fiscal year 1981; providing for full payment of community college appropriations in future years; appropriating money; amending Minnesota Statutes 1980, Section 16A.15, Subdivision 1.

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

Long, Dean, Munger, Ellingson and Drew introduced:

H. F. No. 145, A bill for an act relating to game and fish; re-affirming the protected status of mourning doves; amending Minnesota Statutes 1980, Section 100.27, Subdivision 6; and by adding a subdivision.

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

Haukoos, Laidig, Minne, Osthoff and Himle introduced:

H. F. No. 146, A bill for an act relating to elections; requiring loan repayments in an election year to be counted against certain contribution and approved expenditure limits; amending Minnesota Statutes 1980, Section 10A.32, Subdivision 3.

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

O'Connor, Jude, Dempsey, Sarna and Dahlvang introduced:

H. F. No. 147, A bill for an act relating to courts; authorizing the supreme court to adopt a uniform fee schedule for civil actions; proposing new law coded in Minnesota Statutes, Chapter 480.

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

Long, Munger, Berkelman, Wynia and Murphy introduced:

H. F. No. 148, A bill for an act relating to education; restoring funds appropriated to the University of Minnesota and withheld in fiscal year 1981; providing for full payment of University of Minnesota appropriations in future years; appropriating money; amending Minnesota Statutes 1980, Section 16A.15, Subdivision 1.

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

Hoberg; Vanasek; Levi; Clark, J., and Evans introduced:

H. F. No. 149, A bill for an act relating to crimes; prohibiting assaulting a peace officer; prescribing penalties; amending Minnesota Statutes 1980, Section 609.224; proposing new law coded in Minnesota Statutes, Chapter 609.

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

Vanasek, Munger, Stowell, Dean and Ellingson introduced:

H. F. No. 150, A bill for an act relating to parks; removing authority to lease certain lands within Tettegouche state park; repealing Laws 1979, Chapter 301, Section 10, Subdivision 7.

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

Vanasek, Gustafson, Luknic, Schoenfeld and Evans introduced:

H. F. No. 151, A bill for an act relating to taxation; sales and use; permitting a deduction for the costs of collection and remittance; amending Minnesota Statutes 1980, Section 297A.26, by adding a subdivision.

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

Nysether, Stumpf, Stadum, Eken and Kalis introduced:

H. F. No. 152, A bill for an act relating to the state auditor; providing for state payment of county audits; appropriating money; amending Minnesota Statutes 1980, Sections 6.56; and 6.57.

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

Sviggum, Wenzel, Welker, Schoenfeld and Schafer introduced:

H. F. No. 153, A bill for an act relating to retirement; legislators retirement plan; providing for an election to be excluded from retirement coverage; increasing the vesting period; amending Minnesota Statutes 1980, Sections 3A.01, Subdivision 3; 3A.02, Subdivision 1; and proposing new law coded in Minnesota Statutes, Chapter 3.

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

Brinkman, Luknic, Stadum, Vanasek and Johnson, C., introduced:

H. F. No. 154, A bill for an act relating to taxation; income; allowing an investment credit deduction; amending Minnesota Statutes 1980, Section 290.09, Subdivision 24.

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

Luknic introduced:

H. F. No. 155, A bill for an act relating to public welfare; providing for retention of certain receipts by state hospitals; amending Minnesota Statutes 1980, Section 246.57.

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

Hokanson; Clark, J.; Onnen; Zubay and Byrne introduced:

H. F. No. 156, A bill for an act relating to aid to families with dependent children; authorizing county agencies to grant aid in the form of protective or vendor payments for recipients 17 years of age or younger; amending Minnesota Statutes 1980, Section 256.81.

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

Hokanson; Clark, J.; Zubay; Niehaus and Byrne introduced:

H. F. No. 157, A bill for an act relating to public welfare; providing that every birth to a minor shall be reported within 24 hours to the commissioner of public welfare; amending Minnesota Statutes 1980, Section 257.33.

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

Kelly; Brinkman; Anderson, B.; Himle and Peterson, B., introduced:

H. F. No. 158, A bill for an act relating to crimes; authorizing notices of dishonored checks to be made by regular mail and an affidavit of service by mailing; amending Minnesota Statutes 1980, Section 609.535, Subdivision 3.

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

Murphy and Carlson, D., introduced:

H. F. No. 159, A bill for an act relating to Carlton county; abolishing the office of court commissioner.

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

Murphy introduced:

H. F. No. 160, 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.

Murphy introduced:

H. F. No. 161, A bill for an act relating to the city of Cloquet; permitting the city to contract, pay, and tax for certain public transportation services.

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

Weaver; Begich; Carlson, D.; Redalen and Ludeman introduced:

H. F. No. 162, A bill for an act relating to game and fish; authorizing a season on *Zenaidura macroura*; setting maximum daily and possession limits; amending Minnesota Statutes 1980, Sections 100.27, Subdivision 6; and 100.28, Subdivision 2.

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

Haukoos; Jennings; Johnson, C.; Brinkman and Sviggum introduced:

H. F. No. 163, A bill for an act relating to taxation; income; adopting federal treatment of unemployment compensation; amending Minnesota Statutes 1980, Section 290.01, Subdivision 20.

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

Johnson, D., introduced:

H. F. No. 164, A bill for an act relating to state property; providing for the conveyance to Kandiyohi County of a residence building in Sibley state park.

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

Ellingson; Sieben, M.; Dempsey; Halberg and Jude introduced:

H. F. No. 165, A bill for an act relating to corporations; modernizing and improving provisions governing business corporations; appropriating money; amending Minnesota Statutes 1980, Sections 53.01; 303.05, Subdivision 1; 308.341; 319A.03; 319A.05; 319A.12, Subdivisions 1a and 2; 319A.20; and 367.42, Subdivision 1; proposing new law coded in Minnesota Statutes, Chapter 302A; repealing Minnesota Statutes 1980, Sections 301.01 to 301.67.

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

Aasness; Sherwood; Rodriguez, F.; Haukoos and Schafer introduced:

H. F. No. 166, A bill for an act relating to alcoholic beverages; increasing the age for licensing, sale, consumption, possession and furnishing; amending Minnesota Statutes 1980, Sections 340.02, Subdivision 8; 340.035, Subdivision 1; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.403, Subdivision 3; 340.73, Subdivision 1; 340.731; 340.78; 340.79; 340.80; and 340.81.

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

Jude, Jacobs, Heap, Friedrich and Sarna introduced:

H. F. No. 167, A bill for an act relating to cable communications; providing for resolution of certain pole attachment disputes; amending Minnesota Statutes 1980, Section 238.02, Subdivision 1; proposing new law coded in Minnesota Statutes, Chapter 238.

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

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I hereby inform the House that the Senate is ready to meet with the House in Joint Convention at 12:00 noon, Tuesday, January 27, 1981, to receive the budget message of the Honorable Albert H. Quie, Governor of the State of Minnesota.

PATRICK E. FLAHAVEN, Secretary of the Senate

GENERAL ORDERS

Pursuant to rules of the House, the House resolved itself into the Committee of the Whole, with Sieben, H., in the Chair, for the consideration of bills pending on General Orders of the Day. After some time spent therein the Committee arose.

REPORT OF COMMITTEE OF THE WHOLE

The Speaker resumed the Chair, whereupon the following proceedings of the Committee as kept by the Chief Clerk were reported to the House:

H. F. No. 4 which it recommended progress.

H. F. No. 1 which it recommended to pass.

On the motion of Eken the report of the Committee of the Whole was adopted.

ROLL CALLS IN COMMITTEE OF THE WHOLE

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

Knickerbocker, Hoberg and Ainley moved to amend H. F. No. 1.

Osthoff requested a division of the amendment.

The first portion of the Knickerbocker, Hoberg and Ainley amendment reads as follows:

Page 1, line 13, delete "SCHOOL" and insert "EDUCATION"

Page 1, line 14, delete "[PAYMENT REQUIRED.]" and insert "[ELEMENTARY AND SECONDARY EDUCATION AIDS.]"

Page 1, after line 25, insert:

"Subd. 2. [POST-SECONDARY EDUCATION APPROPRIATIONS.] Notwithstanding the provisions of Minnesota Statutes 1980, Section 16A.15, by August 1, 1981, the commissioner of finance shall draw warrants for any amounts appropriated to the university of Minnesota for the fiscal year ending June 30, 1981, which were withheld pursuant to Minnesota Statutes 1980, Section 16A.15 because funds in the state treasury were insufficient."

Renumber subdivision 2 as subdivision 3

Page 2, line 1, delete "subdivision 1" and insert "subdivisions 1 and 2"

Renumber subdivision 3 as subdivision 4

Page 2, line 2, delete "this" and insert "subdivision 1"

Page 2, line 3, delete "section"

Renumber subdivision 4 as subdivision 5

Page 2, after line 11, insert:

"Subd. 6. [APPROPRIATION.] The amounts necessary to make the payments required by subdivision 2 are appropriated from the general fund to the university of Minnesota for the fiscal year ending June 30, 1982. The payment required by subdivision 2 shall be considered a fiscal year 1982 liability for purposes of the state accounting system."

Further, amend the title as follows:

Page 1, line 2, after "restoring" insert "elementary, secondary and post-secondary"

Page 1, line 2, delete "aids" and insert "appropriations"

The question was taken on the first portion of the Knickerbocker, Hoberg and Ainley amendment and the roll was called. There were 48 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	Hokr	Nelsen, B.	Stadum
Ainley	Evans	Johnson, D.	Olsen	Stowell
Anderson, R.	Ewald	Kaley	Onnen	Sviggum
Blatz	Fjoslien	Knickerbocker	Peterson, B.	Valan
Carlson, D.	Forsythe	Laidig	Piepho	Valento
Dean	Friedrich	Lemen	Redalen	Weaver
Dempsey	Gruenes	Ludeman	Reif	Welker
Den Ouden	Halberg	Luknic	Rothenberg	Wynia
Drew	Himle	Marsh	Schafer	
Erickson	Hoberg	Mehrkens	Schreiber	

Those who voted in the negative were:

Anderson, B.	Gustafson	Long	Otis	Staten
Anderson, G.	Hanson	Mann	Peterson, D.	Stumpf
Anderson, I.	Harens	McCarron	Pogemiller	Swanson
Battaglia	Hauge	McDonald	Reding	Tomlinson
Begich	Haukoos	McEachern	Rees	Vanasek
Berkelman	Heap	Metzen	Rice	Vellenga
Brandl	Hokanson	Minne	Rodriguez, C.	Voss
Brinkman	Jacobs	Munger	Rodriguez, F.	Welch
Carlson, L.	Jennings	Murphy	Rose	Wenzel
Clark, J.	Johnson, C.	Nelson, K.	Sarna	Wieser
Clark, K.	Jude	Niehaus	Schoenfeld	Wigley
Clawson	Kahn	Norton	Shea	Zubay
Dahlvang	Kalis	Novak	Sherman	Spkr. Sieben, H.
Eken	Kelly	Nysether	Sherwood	
Ellioff	Kostohryz	O'Connor	Sieben, M.	
Ellingson	Kvam	Ogren	Simoneau	
Greenfield	Lehto	Osthoff	Skoglund	

The motion did not prevail and the first portion of the amendment was not adopted.

The second portion of the Knickerbocker, Hoberg and Ainley amendment reads as follows:

Page 1, line 13, delete "SCHOOL" and insert "EDUCATION"

Page 1, line 14, delete "[PAYMENT REQUIRED.]" and insert "[ELEMENTARY AND SECONDARY EDUCATION AIDS.]"

Page 1, after line 25, insert:

"Subd. 2. [POST-SECONDARY EDUCATION APPROPRIATIONS.] Notwithstanding the provisions of Minnesota Statutes 1980, Section 16A.15, by August 1, 1981, the commissioner of finance shall draw warrants for any amounts appro-

priated to the state university board for the fiscal year ending June 30, 1981, which were withheld pursuant to Minnesota Statutes 1980, Section 16A.15 because funds in the state treasury were insufficient."

Renumber subdivision 2 as subdivision 3

Page 2, line 1, delete "subdivision 1" and insert "subdivisions 1 and 2"

Renumber subdivision 3 as subdivision 4

Page 2, line 2, delete "this" and insert "subdivision 1"

Page 2, line 3, delete "section"

Renumber subdivision 4 as subdivision 5

Page 2, after line 11, insert:

"Subd. 6. [APPROPRIATION.] The amounts necessary to make the payments required by subdivision 2 are appropriated from the general fund to the state university board for the fiscal year ending June 30, 1982. The payment required by subdivision 2 shall be considered a fiscal year 1982 liability for purposes of the state accounting system."

Further, amend the title as follows:

Page 1, line 2, after "restoring" insert "elementary, secondary and post-secondary"

Page 1, line 2, delete "aids" and insert "appropriations"

The question was taken on the second portion of the Knickerbocker, Hoberg and Ainley amendment and the roll was called. There were 52 yeas and 80 nays as follows:

Those who voted in the affirmative were:

Aasness	Evans	Kaley	Olsen	Stadum
Ainley	Ewald	Knickerbocker	Onnen	Stowell
Anderson, R.	Fjoslien	Laidig	Peterson, B.	Sviggum
Brinkman	Forsythe	Lemen	Piepho	Valan
Carlson, D.	Friedrich	Levi	Redalen	Valento
Dean	Gruenes	Ludeman	Reif	Weaver
Dempsey	Halberg	Luknic	Rose	Welker
Den Ouden	Himle	Mann	Rothenberg	Wigley
Drew	Hoberg	Marsh	Schafer	
Erickson	Hokr	Mehrkens	Schreiber	
Esau	Johnson, D.	Nelsen, B.	Sherman	

Those who voted in the negative were:

Anderson, B.	Ellingson	Kelly	Nysether	Sieben, M.
Anderson, G.	Greenfield	Kostohryz	O'Connor	Simoneau
Anderson, I.	Gustafson	Kvam	Ogren	Skoglund
Battaglia	Hanson	Lehto	Osthoff	Staten
Begich	Harens	Long	Otis	Stumpf
Berkelman	Hauge	McCarron	Peterson, D.	Swanson
Blatz	Haukoos	McDonald	Pogemiller	Tomlinson
Brandl	Heap	McEachern	Reding	Vanasek
Byrne	Heinitz	Metzen	Rees	Vellenga
Carlson, L.	Hokanson	Minne	Rice	Voss
Clark, J.	Jacobs	Munger	Rodriguez, C.	Welch
Clark, K.	Jennings	Murphy	Rodriguez, F.	Wenzel
Clawson	Johnson, C.	Nelson, K.	Sarna	Wieser
Dahlvang	Jude	Niehaus	Schoenfeld	Wynia
Eken	Kahn	Norton	Shea	Zubay
Elioff	Kalis	Novak	Sherwood	Spkr. Sieben, H.

The motion did not prevail and the second portion of the amendment was not adopted.

The third portion of the Knickerbocker, Hoberg and Ainley amendment reads as follows:

Page 1, line 13, delete "SCHOOL" and insert "EDUCATION"

Page 1, line 14, delete "[PAYMENT REQUIRED.]" and insert "[ELEMENTARY AND SECONDARY EDUCATION AIDS.]"

Page 1, after line 25, insert:

"Subd. 2. [POST-SECONDARY EDUCATION APPROPRIATIONS.] Notwithstanding the provisions of Minnesota Statutes 1980, Section 16A.15, by August 1, 1981, the commissioner of finance shall draw warrants for any amounts appropriated to the state board for community colleges for the fiscal year ending June 30, 1981, which were withheld pursuant to Minnesota Statutes 1980, Section 16A.15 because funds in the state treasury were insufficient."

Renumber subdivision 2 as subdivision 3

Page 2, line 1, delete "subdivision 1" and insert "subdivisions 1 and 2"

Renumber subdivision 3 as subdivision 4

Page 2, line 2, delete "this" and insert "subdivision 1"

Page 2, line 3, delete "section"

Renumber subdivision 4 as subdivision 5

Page 2, after line 11, insert:

"Subd. 6. [APPROPRIATION.] The amounts necessary to make the payments required by subdivision 2 are appropriated from the general fund to the state board for community colleges for the fiscal year ending June 30, 1982. The payment required by subdivision 2 shall be considered a fiscal year 1982 liability for purposes of the state accounting system."

Further, amend the title as follows:

Page 1, line 2, after "restoring" insert "elementary, secondary and post-secondary"

Page 1, line 2, delete "aids" and insert "appropriations"

The question was taken on the third portion of the Knickerbocker, Hoberg and Ainley amendment and the roll was called. There were 51 yeas and 80 nays as follows:

Those who voted in the affirmative were:

Aasness	Evans	Kaley	Onnen	Stadum
Ainley	Ewald	Knickerbocker	Osthoff	Stowell
Anderson, R.	Fjoslien	Laidig	Peterson, B.	Sviggum
Blatz	Forsythe	Lemen	Piepho	Valan
Carlson, D.	Friedrich	Levi	Redalen	Valento
Dean	Gruenes	Ludeman	Rees	Weaver
Dempsey	Halberg	Luknic	Reif	Welker
Den Ouden	Himle	Marsh	Rose	
Drew	Hoberg	Mehrkens	Rothenberg	
Erickson	Hokr	Nelsen, B.	Schafer	
Esau	Johnson, D.	Olsen	Schreiber	

Those who voted in the negative were:

Anderson, B.	Ellingson	Kostohryz	Nysether	Simoneau
Anderson, G.	Greenfield	Kvam	O'Connor	Skoglund
Anderson, I.	Gustafson	Lehto	Ogren	Staten
Battaglia	Hanson	Long	Otis	Stumpf
Begich	Harens	Mann	Peterson, D.	Swanson
Berkelman	Hauge	McCarron	Pogemiller	Tomlinson
Brandl	Haukoos	McDonald	Reding	Vanasek
Brinkman	Heap	McEachern	Rice	Vellenga
Byrne	Heinitz	Metzen	Rodriguez, C.	Voss
Carlson, L.	Hokanson	Minne	Rodriguez, F.	Welch
Clark, J.	Jacobs	Munger	Sarna	Wenzel
Clark, K.	Johnson, C.	Murphy	Schoenfeld	Wieser
Clawson	Jude	Nelson, K.	Shea	Wigley
Dahlvang	Kahn	Niehaus	Sherman	Wynia
Eken	Kalis	Norton	Sherwood	Zubay
Elioff	Kelly	Novak	Sieben, M.	Spkr. Sieben, H.

The motion did not prevail and the third portion of the amendment was not adopted.

The question was taken on the motion to recommend passage of H. F. No. 1 and the roll was called. There were 115 yeas and 17 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Aasness	Friedrich	Kaley	Piepho	Zubay
Dempsey	Haukoos	Ludeman	Schreiber	
Den Ouden	Heinitz	McDonald	Sherwood	
Esau	Jennings	Nysether	Welker	

The motion prevailed.

MOTIONS AND RESOLUTIONS

Pogemiller moved that his name be stricken as an author on H. F. No. 76. The motion prevailed.

Simoneau moved that the name of Clawson be added as an author on H. F. No. 120. The motion prevailed.

Luknic moved that the name of Rees be added as an author on H. F. No. 60. The motion prevailed.

Mehrkens moved that his name be stricken as an author on H. F. No. 4. The motion prevailed.

Jacobs moved that the name of Blatz be added as an author on H. F. No. 115. The motion prevailed.

Jacobs moved that the name of Olsen be added as an author on H. F. No. 115. The motion prevailed.

Simoneau moved that the name of Olsen be added as an author on H. F. No. 118. The motion prevailed.

Murphy moved that the name of Jacobs be added as an author on H. F. No. 160. The motion prevailed.

Simoneau moved that the name of Novak be added as an author on H. F. No. 46. The motion prevailed.

Hanson moved that the name of Kelly be added as an author on H. F. No. 134. The motion prevailed.

Skoglund moved that the names of Kelly and Laidig be added as authors on H. F. No. 10. The motion prevailed.

Skoglund moved that the name of McCarron be added as an author on H. F. No. 68. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the committee to escort the Governor to the Joint Convention being held in the House chamber tomorrow, Tuesday, January 27, 1981, at 12:00 noon:

Kalis, Dahlvang, Luknic, Kahn, and Dean.

The members of the committee will please meet in the Governor's office tomorrow, Tuesday, at 11:50 a.m.

ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 11:30 a.m., Tuesday, January 27, 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., Tuesday, January 27, 1981.

EDWARD A. BURDICK, Chief Clerk, House of Representatives