# STATE OF MINNESOTA

### SEVENTY-SECOND SESSION - 1981

# SEVENTEENTH DAY

SAINT PAUL, MINNESOTA, MONDAY, FEBRUARY 23, 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 Warren I. Egebo, Shiloh Lutheran Church, Elmore, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

McEachern, Nelsen, B., and Schafer were excused.

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

### REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 14, 236, 44, 121, 45, 149, 168, 87, 29 and 71 have been placed in the members' files.

# INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Gruenes: Gustafson: Johnson, D.; Niehaus and McEachern introduced:

H. F. No. 492, A bill for an act relating to crimes: authorizing counties to expend money for the purpose of investigating criminal activity relating to selling or receiving stolen property; proposing new law coded in Minnesota Statutes, Chapter 299C.

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

Voss; Nelson, K.; Vellenga; Elioff and Hoberg introduced:

H. F. No. 493, A bill for an act relating to energy; authorizing the Minnesota energy agency to administer a program of loans to municipalities for establishing and improving district heating systems; authorizing the issuance of state bonds pursuant to Article XI of the Minnesota constitution; appropriating money; amending Minnesota Statutes 1980, Sections 412.321, Subdivision 1; 412.351; 412.361, Subdivision 3; and 429.021, Subdivision 1; proposing new law coded in Minnesota Statutes, Chapters 116H, 216B, and 465.

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

Norton, Drew, Eken and Peterson, D., introduced:

H. F. No. 494, A bill for an act relating to taxation; providing that certain emergency shelters are exempt from the property tax; amending Minnesota Statutes 1980, Section 272.02, Subdivision 1.

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

Peterson, B.; Searles; Begich; Brinkman and Valento introduced:

H. F. No. 495, A bill for an act proposing an amendment to the Minnesota Constitution, Article XI, adding a section; providing constitutional limits on state spending.

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

Harens; Staten; Peterson, B.; Norton and Schafer introduced:

H. F. No. 496, A bill for an act relating to intoxicating liquor; proof required to purchase, possess or consume; amending Minnesota Statutes 1980, Section 340.039.

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

Anderson, B.; Carlson, D.; Clark, J., and Simoneau introduced:

H. F. No. 497, A bill for an act relating to occupations and professions; clarifying the definition of the scope of practice of doctors of optometry by authorizing the use of topical ocular diagnostic drugs; proposing new law coded in Minnesota Statutes, Section 148.

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

Simoneau introduced:

H. F. No. 498, A bill for an act relating to probate; providing that certain mobile homes are homesteads; amending Minnesota Statutes 1980, Section 525.145.

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

Simoneau introduced:

H. F. No. 499, A bill for an act relating to financial institutions; authorizing demand deposits for members of credit unions; permitting the purchase and sale of loans; amending Minnesota Statutes 1980, Section 52.04.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance. Mehrkens, Otis, Stowell and Novak introduced:

H. F. No. 500, A bill for an act relating to agriculture; establishing a grape research and development program funded by a portion of the wine excise tax; appropriating money; proposing new law coded in Minnesota Statutes, Chapter 340.

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

### Hanson, Simoneau, Rice and Osthoff introduced:

H. F. No. 501, A bill for an act relating to motor vehicles; requiring certain owners of motorcycles to furnish evidence of security under the Minnesota no-fault automobile insurance act; amending Minnesota Statutes 1980, Section 65B.68, Subdivision 2.

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

O'Connor introduced:

H. F. No. 502, A bill for an act relating to workers' compensation; providing clarification of the method of payment to eligible recipients; creating a time limit for payment following issuance of official order; amending Minnesota Statutes 1980, Section 176.221, by adding a subdivision.

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

### Harens introduced:

H. F. No. 503, A bill for an act relating to workers' compensation; providing for change in the method of notice to employees relative to payment of benefits; amending Minnesota Statutes 1980, Section 176.241, Subdivisions 1 and 3.

The bill was read for the first time and referred to the Committee on Labor-Management Relations. Rice, O'Connor, Harens, Murphy and Dahlvang introduced:

H. F. No. 504, A bill for an act relating to workers' compensation; requiring payment of attorneys' fees by employer where claim is upheld; increasing temporary partial benefits; requiring payment of spousal travel expenses in certain cases; increasing interest rates and expanding liability in cases of disputes between insurers; amending Minnesota Statutes 1980, Sections 176.081, Subdivision 7; 176.101, Subdivision 2; 176.133; 176.135, Subdivision 1; and 176.191.

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

# Sieben, M., introduced:

H. F. No. 505, A bill for an act relating to public safety; requiring certain rules promulgated by the commissioner of public safety be subject to the administrative procedure act; amending Minnesota Statutes 1980, Section 169.128.

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

Greenfield, Ellingson, Sviggum, Simoneau and Rees introduced:

H. F. No. 506, A bill for an act relating to credit unions; permitting a change of titles of officers; amending Minnesota Statutes 1980, Section 52.09, by adding a subdivision.

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

### Lehto introduced :

H. F. No. 507, A bill for an act relating to criminal justice; establishing a crime control planning board; establishing regional crime control advisory councils; authorizing grants to regional crime control advisory councils; appropriating money; proposing new law coded in Minnesota Statutes, Chapter 299A; repealing Minnesota Statutes 1980, Section 299A.03.

The bill was read for the first time and referred to the Committee on Criminal Justice. McCarron, Heinitz, Simoneau, Battaglia and Begich introduced:

H. F. No. 508, A bill for an act relating to the pollution control agency; voiding certain rules of the agency unless they are repromulgated by a specific date; requiring the agency to enforce federal regulations under some circumstances; proposing new law coded in Minnesota Statutes, Chapter 116.

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

Rodriguez, C.; Shea; Zubay and Rodriguez, F., introduced:

H. F. No. 509, A bill for an act relating to commerce; requiring disclosure in motor vehicle transactions; proposing new law coded in Minnesota Statutes, Chapter 168.

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

Samuelson, Sherwood, Eken, Ainley and Ogren introduced:

H. F. No. 510, A bill for an act relating to Clearwater, Hubbard, Beltrami, Cass, Itasca, Aitkin, Crow Wing and Morrison Counties; authorizing a joint board to prepare and implement a land use plan for the upper Mississippi River and adjacent lands.

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

Swanson; Johnson, D.; Novak; Olsen and Anderson, I., introduced:

H. F. No. 511, A bill for an act relating to taxation; sales and use tax; exempting goods and admissions sold by certain nonprofit organizations; amending Minnesota Statutes 1980, Section 297A.25, Subdivision 1.

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

Dempsey, Brinkman and Hauge introduced:

H. F. No. 512, A bill for an act relating to workers' compensation; permitting certain local units of government to join the reinsurance association; amending Minnesota Statutes 1980, Section 79.34, Subdivision 1.

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

H. F. No. 513, A bill for an act relating to financial institutions; broadening the application of the escrow account requirement for certain mortgages; requiring the escrowing of funds for the payment of special assessments or other obligations; amending Minnesota Statutes 1980, Section 47.20, Subdivision 9.

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

Olsen, Skoglund, Long, Knickerbocker and Hanson introduced:

H. F. No. 514, A bill for an act relating to metropolitan government; providing for a metropolitan rail transit program; providing financing; appropriating money; amending Minnesota Statutes 1980, Sections 473.401, by adding subdivisions; 473.402, by adding a subdivision; proposing new law coded in Minnesota Statutes, Chapter 473.

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

### Reif, Kelly and Drew introduced:

H. F. No. 515, A bill for an act relating to coroners; eliminating the requirement of filing a certificate of no inquest; amending Minnesota Statutes 1980, Section 390.17.

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

Blatz; Swanson; Carlson, L.; Jude and Tomlinson introduced:

H. F. No. 516, A bill for an act relating to elections; authorizing use of electronic voting systems for absentee voting; imposing rule-making duties on the secretary of state; proposing new law coded in Minnesota Statutes, Chapter 207.

The bill was read for the first time and referred to the Committee on Reapportionment and Elections. Blatz, Harens, Hoberg, Jude and Tomlinson introduced :

H. F. No. 517, A bill for an act relating to elections; authorizing the validation of absentee ballots by judges of absentee ballot precincts; amending Minnesota Statutes 1980, Sections 207.11, Subdivisions 1 and 5; and 207.30, Subdivision 3.

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

Zubay, Kaley, Kelly, Friedrich and Clark, J., introduced :

H. F. No. 518, A bill for an act relating to volunteer services; authorizing a volunteer incentive program; proposing new law coded in Minnesota Statutes, Chapter 4.

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

Novak; Skoglund; Sieben, H.; Friedrich and Anderson, I., introduced:

H. F. No. 519, A bill for an act relating to individual housing accounts; providing for the subtraction from federal adjusted gross income of certain contributions to and interest earned on individual housing accounts; repealing the deduction for individual housing account contributions and interest; clarifying various provisions relating to individual housing accounts; amending Minnesota Statutes 1980, Sections 48.159, Subdivision 2; 50.157, Subdivision 2; 51A.21, Subdivision 16a; 52.136; 290.01, Subdivision 20; 290.08, by adding a subdivision; and 290.17, Subdivision 20; repealing Minnesota Statutes 1980, Section 290.09, Subdivision 30.

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

Piepho, McDonald, Nysether and Aasness introduced:

H. F. No. 520, A bill for an act relating to education; requiring daily recitation of the pledge of allegiance; amending Minnesota Statutes 1980, Section 126.08.

The bill was read for the first time and referred to the Committee on Education. Ainley, Simoneau, Sarna, Eken and Evans introduced :

H. F. No. 521, A bill for an act relating to transportation; including motels within the specific information signing program; amending Minnesota Statutes 1980, Sections 160.292; 160.293, Subdivisions 1 and 3; and 160.295, Subdivision 3.

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

Dempsey; Clark, J.; Esau and Piepho introduced:

H. F. No. 522, A bill for an act relating to family; clarifying circumstances in which parent with custody of child may move to another state; amending Minnesota Statutes 1980, Section 518.175, Subdivision 3.

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

Zubay, Kaley, Friedrich and Wieser introduced:

H. F. No. 523, A bill for an act relating to Olmsted County; authorizing the board of county commissioners to improve and maintain the Olmsted county hospital; amending Laws 1978, Chapter 509, Section 1.

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

Weaver, Jacobs, Kostohryz, Evans and Kelly introduced:

H. F. No. 524, A bill for an act relating to education; requiring the board of education to establish and fill the position of specialist for industrial arts education and to prescribe the duties of the specialist; appropriating money; amending Minnesota Statutes 1980, Section 121.11, by adding a subdivision.

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

Murphy, Berkelman and Elioff introduced:

H. F. No. 525, A bill for an act relating to agriculture; limiting the applicability and changing the size of county extension committees; amending Minnesota Statutes 1980, Section 38.36.

The bill was read for the first time and referred to the Committee on Agriculture. Erickson; Johnson, C.; Olsen; Shea and Wenzel introduced:

H. F. No. 526, A bill for an act relating to education; authorizing school districts to reduce an authorized increase in levy amounts; amending Minnesota Statutes 1980, Section 275.125, Subdivision 2a.

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

Anderson, B., introduced:

H. F. No. 527, A bill for an act relating to taxation; providing that property owned by certain senior citizens' groups be exempt from taxation; amending Minnesota Statutes 1980, Section 272.02, Subdivision 1.

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

Olsen, Knickerbocker, Laidig and Himle introduced:

H. F. No. 528, A bill for an act relating to the legislature; reducing the number of members of the senate and house of representatives; providing for the determination of the compactness of all reapportionment plans considered by the legislature; amending Minnesota Statutes 1980, Section 2.021.

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

Kelly introduced:

H. F. No. 529, A bill for an act relating to crimes; establishing penalties for the crime of issuing a worthless check; amending Minnesota Statutes 1980, Section 609.535, Subdivision 2.

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

Wieser, Welker, Redalen, Luknic and Samuelson introduced:

H. F. No. 530, A bill for an act relating to courts; providing for residency of county court judges in the counties they serve; amending Minnesota Statutes 1980, Section 487.03, Subdivision 1.

The bill was read for the first time and referred to the Committee on Judiciary. Battaglia, Elioff, and Staten introduced:

H. F. No. 531, A bill for an act relating to workers' compensation; requiring and providing for additional state workers' compensation attorneys; appropriating money.

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

# Begich, Murphy and Elioff introduced:

H. F. No. 532, A bill for an act relating to workers' compensation; limiting the expense allowance permissible in workers' compensation insurance rate increase proposals; amending Minnesota Statutes 1980, Section 79.071, by adding a subdivision.

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

### McDonald introduced:

H. F. No. 533, A bill for an act relating to metropolitan government; removing the city of Victoria from the metropolitan transit area and taxing district; amending Minnesota Statutes 1980, Sections 473.403; and 473.446, Subdivision 2.

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

Clawson, Byrne, Mehrkens, Dean and Stumpf introduced:

H. F. No. 534, 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; 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 Judiciary. Clawson; Redalen; Eken; Anderson, B., and Carlson, D., introduced:

H. F. No. 535, A bill for an act relating to agriculture; prohibiting certain acquisitions of agricultural land; changing certain enforcement procedures; providing a penalty; amending Minnesota Statutes 1980, Section 500.24, Subdivisions 2 and 5.

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

Rodriguez, F.; Harens; Kelly; Drew and Osthoff introduced:

H. F. No. 536, A bill for an act relating to retirement; city of St. Paul public housing agency; transferring retirement coverage for certain public employees; amending Laws 1977, Chapter 228, Section 3.

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

Reding introduced:

H. F. No. 537, A bill for an act relating to air pollution; allowing cities and towns to adopt ordinances to permit and regulate open burning of leaves; amending Minnesota Statutes 1980, Section 116.07, by adding a subdivision.

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

Brandl, Skoglund and Tomlinson introduced:

H. F. No. 538, A bill for an act relating to taxation; estate tax; clarifying certain deductions; updating references to internal revenue code; clarifying the method of computing credits; clarifying exemptions and exclusions; providing for a statute of limitations; eliminating obsolete references; providing disclosure of data to certain persons; clarifying recording procedures; amending Minnesota Statutes 1980, Sections 290.01, Subdivision 20; 291.005, Subdivision 1; 291.03, Subdivision 1; 291.05; 291.065; 291.09, Subdivision 3a; 291.20, Subdivision 1; 291.31, Subdivision 1; 291.48; and 600.21.

The bill was read for the first time and referred to the Committee on Taxes. Reding, Dempsey and McCarron introduced:

H. F. No. 539, A bill for an act relating to local government; providing that vacancies on charter commissions be filled by the governing bodies of cities; providing for reports to and removals by the governing bodies; amending Minnesota Statutes 1980, Section 410.05, Subdivision 2.

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

Anderson, B., introduced:

H. F. No. 540, A bill for an act relating to corrections; requiring the commissioner to establish guidelines for inmates detained in segregation units; proposing new law coded in Minnesota Statutes, Chapter 244.

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

# MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

1. 51 J. I.

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

S. F. Nos. 74, 153 and 200.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 74, A bill for an act relating to trade regulations; prescribing a penalty for the sale of imitation Indian-made goods without a brand; amending Minnesota Statutes 1980, Section 325F.46.

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

S. F. No. 153, A bill for an act relating to local government; granting towns certain powers over town cemeteries; regulating town cemeteries; amending Minnesota Statutes 1980, Sections 365.26; and 365.27.

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

S. F. No. 200, A bill for an act relating to agriculture; prohibiting the sale of certain female cattle; amending Minnesota Statutes 1980, Section 35.245, Subdivision 3.

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

### SUSPENSION OF RULES

Sieben, M., moved that the Joint Rules of the Senate and the House of Representatives be so far suspended to permit consideration today of the Conference Committee Report on H. F. No. 230. The motion prevailed.

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 230

A bill for an act relating to public improvements; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state bonds; appropriating money.

February 23, 1981

The Honorable Harry A. Sieben, Jr. Speaker of the House of Representatives

tati ya ku ya

# The Honorable Jack Davies President of the Senate

We, the undersigned conferees for H. F. No. 230, report that we have agreed upon the items in dispute and recommend as follows:

The Senate recede from its amendment and that H. F. 230 be amended as follows:

Delete everything after the enacting clause and insert:

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"Section 1. [PUBLIC LAND AND BUILDINGS; APPRO-PRIATIONS.] The sums set forth in the column designated "APPROPRIATIONS" are appropriated from the state building fund, or any other fund designated, to the state agencies indicated, to be expended for the acquisition and betterment of public land and buildings and other public improvements of a capital nature, as more specifically described in the following sections of this act.

SUMMARY

ADMINISTRATION	\$13,443,000
NATURAL RESOURCES	533,000
MILITARY AFFAIRS	922,200
EDUCATION	4,939,000
STATE UNIVERSITIES	597,000
UNIVERSITY OF MINNESOTA	5,650,000
CORRECTIONS	4,742,200
PUBLIC WELFARE	10,888,000
ECONOMIC SECURITY	250,000
MINNESOTA HISTORICAL SOCIETY	975,000
BOND SALE EXPENSES	30,000
TOTAL	\$42,969,400
Building Fund	42,969,400

# APPROPRIATIONS

\$

# .

\$

# Sec. 2. [ADMINISTRATION.]

To the commissioner o for the purposes specifition	ied in this sec-	13,443,000
Subdivision 1. Handid state buildings		

This appropriation shall not be expended for physical remodeling wherever accessibility for the handicapped may be provided by program changes including rescheduling, relocation of classes, or other methods.

The commissioner of administration shall present a proposed work program to the chairmen of the house appropriations and senate finance committees and the council for the handicapped for review and comment prior to encumbering money for accessibility remodeling.

Subd. 2. Energy conservation ..... 5,000,000

This appropriation is only for energy projects that have an estimated payback in energy savings in five years or less.

The commissioner of administration shall present a proposed work program to the chairmen of the house appropriations and senate finance committees for review and comment prior to encumbering money for energy conservation.

None of this appropriation shall be used for painting walls.

Subd. 3. State building contingent account .......... . . . . . . . . . . . .

This appropriation may be spent for plans, studies and surveys, and for alterations, betterments, construction, reconstruction, improvements, or rehabilitation of any state owned building or structure, if it appears to the commissioner that the expenditure is necessary in the public interest in order to avoid injury or damage to persons or property and money has not been otherwise appropriated for these purposes. The commissioner, however, shall not authorize any expenditures from the account until he has first consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and has received their

450,000

\$

recommendations thereon. The recommendations are advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.

Subd. 4. Prepare preliminary plans for conversion of Mechanic Arts High School to state use

42,000

\$

The commissioner of administration in consultation with members of the legislature shall present a plan to the chairman of the house appropriations committee and chairman of the senate finance committee by January 15, 1982 for the utilization of remodeled space in the capitol complex. The plan shall include an analysis of the desirability of the occupation of some part of the capitol complex by administrative offices of departments currently located outside of the capitol complex.

Subd. 5. Repair capitol roof	1,392,000	a and a
Subd. 6. Replace break switches	80,000	
Subd. 7. Remodel Supreme Court Clerk's office	53,000	
Subd. 8. Life safety improvements in Capitol Square building	2,161,000	
Sec. 3. [NATURAL RESOURCES.]		•
To the commissioner of natural resources for the improvement of the Badoura forest nursery	• • •	533,000
Sec. 4. [MILITARY AFFAIRS.]		· .
To the adjutant general for the purposes more specifically described in the follow- ing subdivisions of this section	. <b>.</b>	922,200
Subdivision 1. Energy conservation projects at armories	236,000	
Subd. 2. Purchase of McCarron's Lake Elementary School for National Guard	<b>686,2</b> 00	s Produktionalista

s

\$

This appropriation is sufficient to pay 90 percent of the \$762,400 purchase price previously asked by Independent School District No. 623. The ten percent local match for this project shall be contributed by the school district in the form of a purchase price reduced to \$686,200.

#### Sec. 5. [EDUCATION.]

To the commissioner of administration, except as otherwise provided, for the purposes more specifically described in the following subdivisions of this section

Subdivision 1. Minnesota School for the Deaf and Minnesota Braille and Sight Saving School-General remodeling and repairs

Subd. 2. Minnesota Braille and Sight Saving School Building for blind and multi-handicapped students 4,605,000

This appropriation includes funds for construction, building demolition, vocational building code compliance, utilities, site work, and fees on the campus of the Minnesota Braille and Sight Saving School.

Subd. 3. To the state board of education for post-secondary vocational-technical construction in the school districts for handicapped access

This appropriation is for remodeling to improve access for physically handicapped persons at area vocational-technical institutes.

#### Sec. 6. [STATE UNIVERSITIES.]

To the commissioner of administration for systemwide replacement of windows ...

Sec. 7. [UNIVERSITY OF MINNESOTA.1

To the regents of the university of Minnesota for the purposes more specifically 4,939,000

150.000

184.000

597,000

\$	\$	
described in the following subdivisions of this section		5,650,000
Subdivision 1. Minneapolis Campus		
Continuation of heating plant conver- sion	510,000	÷
\$3,559,000 remaining from appropria- tions paid to the regents of the university of Minnesota pursuant to Laws 1978, Chapter 792, Section 11, Subdivision 2, Clauses (f) and (h) shall be used for this purpose or returned to the state treasury for credit to the state bond fund.		
Subd. 2. St. Paul Campus		
Planning funds for replacement of heat- ing plant boiler	200,000	
Subd. 3. Crookston Campus	2,680,000	
(a) Improve heating plant2,500,000		
(b) Rehabilitate primary electric system		
Subd. 4. Waseca Campus		
Rehabilitate primary electric system and utilities	260,000	
Subd. 5. System-wide	2,000,000	
(a) Upgrade facilities to ac- commodate physically handi- capped		
(b) Remodel facilities to con- serve energy		
The appropriation in (b) above is to be spent on projects as shown on official con- ference committee work papers.		· .
Sec. 8. [CORRECTIONS.]		·
To the commissioner of administration for the purposes more specifically described in the following subdivisions of this section		4,742,200

257

\$	\$
Subdivision 1. Minnesota Correctional Facility—Red Wing	
Repair Knox cottage	42,000
Subd. 2. Willow River Camp	
Construct building for truck body shop	63,000
Subd. 3. Minnesota Correctional Facil- ity—Sauk Centre	66,200
(a) Replace underground water lines 31,000	
(b) Replace boiler	
(c) Sinclair Lewis Hall repairs 10,200	
Subd. 4. Minnesota Correctional Facil- ity—Stillwater	3,860,000
(a) Health and safety measures 1,000,000	
(b) Power plant improve- ments	
(c) Masonry renovation 337,000	
Subd. 5. Minnesota Correctional Facil- ity—St. Cloud	711,000
(a) New windows in cell house B	
(b) New windows in industries building	
(c) Replace cell house screens	
(d) Refinish interior walls of cell houses	
(e) Reroof E house 117,000	
(f) Dayroom for B house 150,000	

\$	\$
(g) Masonry renovation 50,000	
Sec. 9. [PUBLIC WELFARE.]	
To the commissioner of administration for the purposes more specifically de- scribed in the following subdivisions of this section	10,888,000
Subdivision 1. Ah-Gwah-Ching State Nursing Home	1,085,000
(a) Fire safety 512,000	
(b) Remodel residences 167,000	
(c) New water tower 196,000	
(d) Ash handling system 210,000	
Subd. 2. Oak Terrace State Nursing Home roof repair 11 and 17	71,000
Subd. 3. Anoka State Hospital	
Emergency generator	199,000
Subd. 4. Brainerd State Hospital	1,499,000
(a) Roof repair 299,000	
(b) Remodel resident build- ing	
Subd. 5. Cambridge State Hospital	934,000
(a) Roof repair	
(b) Life safety code remodel- ing	
(c) Elevators in cottages 8 and 11	
Subd. 6. Faribault State Hospital	8,141,000
(a) Remodel cottages and medical hospital2,024,000	
(b) Roof repair 514,000	

		\$	\$
(c) ]	Renovate laundry	353,000	
(d)	Emergency lighting	250,000	
Subd.	7. Fergus Falls State H	lospital .	558,000
(a) ] modeling	Fire and life safety re-	250,000	
<b>(b)</b> ]	Roof repair	308,000	
Subd.	8. Moose Lake State Ho	spital	897,000
<b>(a)</b> ]	Roof repair	132,000	
(b) ]	Remodel buildings	765,000	
Subd.	9. Rochester State Hosp	ital	175,000
(a) ]	Remodel building 8	77,000	
(b) ]	Roofs	98,000	
Subd.	10. St. Peter State Hosp	oital	1,825,000
	Complete construction of rity hospital	862,000	
(b)	Roof repair	245,000	
(c) I ing	Life safety code remodel-	500,000	
(d)	Emergency generator	218,000	
Subd.	11. Willmar State Hosp	ital	504,000
<b>(a)</b> ] ing	Licensure code remodel-	265,000	
(b) ] ities	Remodel bathing facil-	154,000	
(c) I	Roof repair	80,000	
<b>(d)</b>	Repair deep well	5,000	

\$

Subd. 12. In order to expedite the projects at state hospitals and nursing homes provided for in this section, the commissioner of administration may retain the designing architects and engineers currently working on similar projects at these hospitals and need not follow the procedure for selection of architects and engineers set forth in Minnesota Statutes, Chapter 16.

Subd. 13. The commissioner of administration may transfer unencumbered balances in any of the subdivisions in this section to other subdivisions in this section. The transfers may be completed after notifying the chairmen of the senate finance committee and house appropriations committee of the purpose, reason, and amount of the transfer.

### Sec. 10. [ECONOMIC SECURITY.]

To the commissioner of administration to renovate St. Paul area office

### Sec. 11. [MINNESOTA HISTORICAL SOCIETY.]

To the Minnesota historical society for the purposes specified in this section

Subd. 2. Plan and design Itasca Interpretive center 139,000

Federal Great River Road funds may be used to supplement this appropriation.

Subd. 3. Restore Lac Qui Parle Mission

The Minnesota historical society shall consult with the research committees of the Chippewa County and Lac Qui Parle County historical societies with regard to the history of the area and the restoration of the site. 975,000

88,000

\$

261

### JOURNAL OF THE HOUSE

Subd. 4. Interior and exterior renovation at Hill house 568,000

Federal Great River Road funds may be used to supplement this appropriation.

Subd. 5. Handicapped access—Historical building 30,000

### Sec. 12. [BOND SALE EXPENSES.]

To the commissioner of finance for bond sale expenses pursuant to Minnesota Statutes, Section 16A.64, Subdivision 4.

30,000

### Sec. 13. [BOND SALE; DEBT SERVICE.]

To provide the money appropriated in this act from the state building fund the commissioner of finance upon request of the governor shall sell and issue bonds of the state in an amount up to \$42,970,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, Sections 16A.63 to 16A.67 and by the Constitution, Article XI, Sections 4 to 7.

# Sec. 14. [CONSULTATION REQUIRED.]

No land shall be purchased and no buildings shall be purchased, constructed, or erected on lands of the university of Minnesota until the regents have first consulted with the chairman of the senate finance committee and the chairman of the house appropriations committee and obtained their recommendations, which are advisory only.

### Sec. 15. [REVIEW OF PLANS.]

The commissioner of administration and the board of regents of the university of Minnesota shall not prepare final plans and specifications for any construction or major remodeling authorized by this act until the using agency or department has presented the program and schematic plans to the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations are advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.

Sec. 16. [APPROPRIATIONS FOR CONSTRUCTION; TRANSFER.]

Upon the awarding of final contracts for the completion of any project for construction or other permanent improvement authorized by this act, the commissioner of administration and the board of regents of the university of Minnesota as to appropriations made to them may transfer any unencumbered balance in the project account to any other project enumerated in the same section of the appropriation act as the project about to be completed. The money transferred pursuant to this section is appropriated for the purposes for which transferred. The commissioner of administration and the board of regents of the university of Minnesota shall report to the chairman of the house appropriations committee and the chairman of the senate finance committee on any transfer made pursuant to this section.

### Sec. 17. [APPROPRIATIONS FOR CONSTRUCTION; FEDERAL MONEY; EXCEEDING AUTHORIZED COST.]

The commissioner of administration and the board of regents of the university of Minnesota shall apply for the maximum federal share for each capital improvement project for which money is appropriated by this act. Encumbrance or expenditure of money in excess of the project authorization shall be made only after the commissioner of administration and the board of regents, as appropriate, have consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations are advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.

# Sec. 18. [METHODS OF ACQUISITION.]

Where money has been appropriated by this act to the commissioner of administration to acquire lands or sites for public buildings or real estate, acquisition may be by gift, purchase, or condemnation proceedings. Condemnation proceedings shall be pursuant to chapter 117.

# Sec. 19. [CANCELLATION.]

For each appropriation made in this act, each project shall have completed the designer selection board process within 60 days, and shall be obligated by award of contract within 26 weeks. Those projects not meeting each of these requirements shall be abandoned and the appropriation shall immediately lapse and be cancelled to the state bond fund. If an extenuating condition arises, the governor may authorize the continuation of a project beyond the deadline only after consulting with the chairmen of the house appropriations and senate finance committees for their recommendation. The deadlines established shall be determined from the date of final enactment.

Sec. 20. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

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

House Conferees: MICHAEL R. SIEBEN and PHYLLIS L. KAHN.

Senate Conferees: GERALD L. WILLET, TOM A. NELSON and ROBERT O. ASHBACH.

Sieben, M., moved that the report of the Conference Committee on H. F. No. 230 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 230, A bill for an act relating to public improvements; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state bonds; 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. There were 126 yeas and 4 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Drew	Kyam	Niehaus	Wigley

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

### CONSENT CALENDAR

H. F. No. 44 was reported to the House.

Forsythe moved to amend H. F. No. 44, as follows:

Page 1, after line 12, insert a section to read:

"Sec. 2. Minnesota Statutes 1980, Section 147.09, is amended to read:

147.09 [EXEMPTIONS.]

This chapter shall not apply to commissioned surgeons of the United States armed forces, to physicians from other states who are in actual consultation here or who treat their homestate patients or other participating patients while the physicians and those patients are participating together in outdoor recreation in this state as defined by section 86A.03, subdivision 3, to students practicing under the direct supervision of a preceptor while they are enrolled in and regularly attending a recognized medical school or to scientific, sanitary or teaching personnel employed by the state university, the state department of education, or by any public or private school, college, or other bona fide educational institution, or the state department of health, whose duties are entirely of a public health or educational character, while engaged in such duties.

These physicians shall first register with the board of medical examiners and shall complete a form provided by the board for that purpose. The board shall not be required to promulgate the contents of that form by rule. No fee shall be charged for this registration."

Renumber the remaining section

Further amend the title:

Page 1, line 5, before the period insert "; exempting out of state physicians from licensing regulations under certain conditions; amending Minnesota Statutes 1980, Section 147.09"

The motion prevailed and the amendment was adopted.

H. F. No. 44, A bill for an act relating to health; repealing a certain administrative rule of the department of health unconditionally prohibiting double beds in nursing homes and boarding care homes; exempting out of state physicians from licensing regulations under certain conditions; amending Minnesota Statutes 1980, Section 147.09.

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

The question was taken on the passage of the bill and the roll was called. There were 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

H. F. No. 45, A bill for an act relating to health; repealing a certain administrative rule of the department of health unconditionally prohibiting the use of locks on patient room doors in nursing homes.

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

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

Those who voted in the affirmative were:

Aasness	Anderson, R.	Brandl	Clark, J.	Dempsey
Ainley	Battaglia	Brinkman	Clark, K.	Den Ouden
Anderson, B.	Begich	Byrne	Clawson	Drew
Anderson, G.	Berkelman	Carlson, D.	Dahlyang	Eken
Anderson, I.	Blatz	Carlson, L.	Dean	Elioff

The bill was passed and its title agreed to.

Friedrich was excused from 2:30 p.m. to 3:45 p.m.

H. F. No. 121, A bill for an act relating to intoxicating liquor; authorizing the sale and dispensing of liquor at the I.R.A. arena in Grand Rapids.

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

The question was taken on the passage of the bill and the roll was called. There were 118 yeas and 11 nays as follows:

Those who voted in the affirmative were:

Dean Jennings Nelson, K. Schoenfeld Wynia Dempsey Johnson, C. Niehaus Schreiber Zubay Drew Johnson, D. Norton Shea Spkr. Sieber	Dempsey Drew	Johnson, C. Johnson, D.	Niehaus Norton	Otis Peterson, B. Peterson, D. Piepho Pogemiller Redalen Reding Rees Reif Rodriguez, C. Rodriguez, F. Rose Rothenberg Samuelson Sarna Schoenfeld Schreiber Shea	
Eken Jude Novak Sherman Elioff Kahn Nysether Sieben, M.	Eken	Jude	Novak	Sherman	Spri. Steven, II

Those who voted in the negative were:

Den Ouden	Fjoslien	McDonald	Rice	Swanson
Erickson	Kvam	Osthoff	Sherwood	
Esau	McCarron	000000		

The bill was passed and its title agreed to.

# 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. Nos. 14, 29, 71, 149 and 168 which it recommended to pass.

H. F. No. 87 which it recommended progress.

H. F. No. 236 which it recommended postponement until Monday, March 16, 1981.

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 call was taken in the Committee of the Whole:

Rice and Carlson, D., moved that the consideration of H. F. No. 236 be postponed until Monday, March 16, 1981.

The question was taken on the Rice and Carlson, D., motion and the roll was called. There were 68 yeas and 61 nays as follows:

Those who voted in the affirmative were:

Aasness	Brinkman	Erickson	Friedrich	Heap
Ainley	Carlson, D.	Esau	Gruenes	Heinitz
Anderson, I.	Dahlvang	Evans	Halberg	Himle
Anderson, R.	Dempsey	Ewald	Hauge	Hoberg
Blatz	Den Ouden	Forsythe	Haukoos	Hokr

Jennings	Ludeman	Onnen	Sarna	Valan
Johnson, D.	Luknic	Piepho	Schreiber	Valento
Jude	Marsh	Redalen	Shea	Weaver
Kaley	McDonald	Rees	Sherman	Welker
Kalis	Mehrkens	Reif	Sherwood	Wieser
Knickerbocker	Metzen	Rice	Stadum	Wigley
Kvam	Niehaus	Rodriguez, F.	Staten	Zubay
Laidig	Nysether	Rose	Stumpf	-
Levi	O'Connor	Samuelson	Sviggum	

Those who voted in the negative were:

Anderson, B. Anderson, G. Battaglia Begich Berkelman Brandl Byrne Carlson, L. Clark, J. Clark, K. Clawson Dean Drew	Eken Elioff Ellingson Fjoslien Greenfield Gustafson Harens Hokanson Johnson, C. Kahn Kelly Kostohryz	Lehto Lemen Long Mann McCarron Minne Munger Murphy Nelson, K. Norton Novak Ogren Olsen	Osthoff Otis Peterson, B. Peterson, D. Pogemiller Reding Rodriguez, C. Rothenberg Schoenfeld Sieben, M. Simoneau Skoglund Stowell	Swanson Tomlinson Vanasek Vellenga Voss Welch Wenzel Wynia Spkr. Sieben, H.
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The motion prevailed.

17th Day]

# MOTIONS AND RESOLUTIONS

Harens moved that the name of Novak be added as an author on H. F. No. 402. The motion prevailed.

Hoberg moved that the name of Valan be stricken and the names of Clark, J.; Johnson, C.; Olsen and Schafer be added as authors on H. F. No. 443. The motion prevailed.

Gustafson moved that the names of Knickerbocker and Kelly be added as authors on H. F. No. 426. The motion prevailed.

Harens moved that the name of Marsh be added as an author on H. F. No. 487. The motion prevailed.

Hanson moved that the name of Samuelson be stricken and the name of Clark, K., be added as an author on H. F. No. 414. The motion prevailed.

Reding moved that H. F. No. 475 be recalled from the Committee on Financial Institutions and Insurance and be re-referred to the Committee on Governmental Operations. The motion prevailed.

Reding moved that the name of Olsen be added as an author on H. F. No. 539. The motion prevailed. Lehto moved that the names of Voss and Long be added as authors on H. F. No. 507 and that Voss be shown as chief author and Lehto as second author. The motion prevailed.

Norton moved that the name of Olsen be added as an author on H. F. No. 494. The motion prevailed.

Piepho moved that the name of Rees be added as an author on H. F. No. 520. The motion prevailed.

Anderson, B., moved that the name of Staten be added as an author on H. F. No. 527. The motion prevailed.

Byrne moved that the name of Stowell be added as an author on H. F. No. 453. The motion prevailed.

Clawson moved that the name of Brandl be added as an author on H. F. No. 111. The motion prevailed.

Knickerbocker introduced:

House Resolution No. 7, A house resolution relating to the payment of living expenses and mileage for members of the House of Representatives.

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

### ADJOURN MENT

Eken moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, February 26, 1981. The motion prevailed.

Eken moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, February 26, 1981.

EDWARD A. BURDICK, Chief Clerk, House of Representatives