

## STATE OF MINNESOTA

## SEVENTY-SECOND SESSION - 1981

## FORTY-FIRST DAY

SAINT PAUL, MINNESOTA, MONDAY, APRIL 27, 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 Rabbi Bernard S. Raskas, Temple of Aaron, St. Paul, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Friedrich and Wieser were excused. Pogemiller was excused until 2:40 p.m. Vellenga was excused until 4:00 p.m.

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

#### REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 769, 1266, 1443, 116, 582, 786, 830, 869, 1055, 1260, 1344, 1434 and 590 and S. F. Nos. 1047, 489 and 2 have been placed in the members' files.

S. F. No. 1047 and H. F. No. 1055, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Gustafson moved that S. F. No. 1047 be substituted for H. F. No. 1055 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 664 and H. F. No. 786, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Lemen moved that S. F. No. 664 be substituted for H. F. No. 786 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 562 and H. F. No. 453, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

#### SUSPENSION OF RULES

Byrne moved that the rules be so far suspended that S. F. No. 562 be substituted for H. F. No. 453 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 525 and H. F. No. 830, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

#### SUSPENSION OF RULES

Dahlvang moved that the rules be so far suspended that S. F. No. 525 be substituted for H. F. No. 830 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 818 and H. F. No. 869, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Reding moved that the rules be so far suspended that S. F. No. 818 be substituted for H. F. No. 869 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 443 and H. F. No. 695, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Staten moved that the rules be so far suspended that S. F. No. 443 be substituted for H. F. No. 695 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 835 and H. F. No. 745, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Mehrkens moved that the rules be so far suspended that S. F. No. 835 be substituted for H. F. No. 745 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 939 and H. F. No. 1072, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Staten moved that the rules be so far suspended that S. F. No. 939 be substituted for H. F. No. 1072 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 625 and H. F. No. 621, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Peterson, B., moved that the rules be so far suspended that S. F. No. 625 be substituted for H. F. No. 621 and that the House File be indefinitely postponed. The motion prevailed.

## PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA  
OFFICE OF THE SECRETARY OF STATE  
ST. PAUL 55155

April 24, 1981

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

The Honorable Jack Davies  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1981 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1981</i>	<i>Date Filed 1981</i>
	117	40	April 23	April 23
	471	41	April 23	April 23
	483	42	April 23	April 23
11		43	April 23	April 23
197		44	April 23	April 23
275		45	April 23	April 23
331		46	April 23	April 23
336		47	April 23	April 23
347		48	April 23	April 23
354		49	April 23	April 23
416		50	April 23	April 23
454		51	April 23	April 23
692		52	April 23	April 23
917		53	April 23	April 23

Sincerely,

JOAN ANDERSON GROWE  
Secretary of State

## REPORTS OF STANDING COMMITTEES

Jude from the Committee on Judiciary to which was referred:

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.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 726, A bill for an act relating to insurance; prohibiting the issuance or renewal of certain health policies or plans which exclude or limit coverage on DES related conditions; proposing new law coded in Minnesota Statutes, Chapter 62A.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [62A.154] [BENEFITS FOR DES RELATED CONDITIONS.]

*Subdivision 1. [DEFINITIONS.] For the purposes of this section, the terms defined in this section have the meanings given them.*

*(a) "Covered person" means a natural person who is covered under a policy.*

*(b) "Insurer" means an insurer providing health, medical, hospitalization, or accident and sickness insurance regulated under this chapter, a non-profit health services plan corporation regulated under chapter 62C, a health maintenance organization regulated under chapter 62D or a fraternal beneficiary association regulated under chapter 64A.*

*(c) "Policy" means a policy or plan of health, medical, hospitalization or accident and sickness insurance, a health maintenance contract, or a health benefit certificate provided by an insurer which provides coverage of, or reimbursement for, hospital, medical, or surgical expenses on a group or individual basis, but does not include a policy designed primarily to provide coverage payable on a per diem, fixed indemnity or nonexpense incurred basis, or a policy that provides only accident coverage.*

*Subd. 2. [REQUIRED COVERAGE.] No policy shall be issued or renewed in this state after August 1, 1981 if it provides an exclusion, reduction, or other limitation as to coverage, deductible, coinsurance or copayment applicable solely to conditions attributable to diethylstilbestrol or exposure to diethylstilbestrol, unless the covered person has been diagnosed as having diethylstilbestrol-related cancer prior to the date on which coverage for that person begins.*

*Subd. 3. [REFUSAL TO ISSUE OR RENEW.] No insurer shall refuse to issue or renew a policy, or to provide coverage under a policy, in this state after August 1, 1981 solely because of conditions attributable to diethylstilbestrol or exposure to diethylstilbestrol, unless the covered person has been diagnosed as having diethylstilbestrol-related cancer prior to the date on which coverage for that person begins."*

With the recommendation that when so amended the bill pass.

The report was adopted.

Jude from the Committee on Judiciary to which was referred:

H. F. No. 871, A bill for an act relating to probate; limiting benefits under life insurance policies payable to corporations to portion of shares not owned by person who killed decedent; establishing procedures for distribution of unpaid benefits; amending Minnesota Statutes 1980, Section 524.2-803.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Anderson, I., from the Committee on Taxes to which was referred:

H. F. No. 1132, A bill for an act relating to the revenue recapture act; expanding the definition of claimant agencies to include counties; amending Minnesota Statutes 1980, Sections 270A.02; and 270A.03, Subdivision 2.

Reported the same back with the following amendments:

Page 1, line 22, after "2," insert "*any district court of the state,*"

Page 1, after line 23, insert:

"Sec. 3. Minnesota Statutes 1980, Section 270A.03, Subdivision 5, is amended to read:

Subd. 5. "Debt" means a legal obligation of a natural person to pay a fixed and certain amount of money, which equals or exceeds \$25 and which is due and payable to a claimant agency. *The term includes criminal fines imposed under section 609.10.* A debt may arise under a contractual or statutory obligation, a court order, or other legal obligation, but need not have been reduced to judgment. A debt does not include any legal obligation of a current recipient of assistance which is based on overpayment of an assistance grant."

Renumber the remaining section

Amend the title as follows:

Page 1, line 5, delete "Subdivision 2" and insert "Subdivisions 2 and 5"

With the recommendation that when so amended the bill pass.

The report was adopted.

Voss from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 1215, A bill for an act relating to municipal industrial development; permitting financing of certain health related housing facilities; amending Minnesota Statutes 1980, Section 474.02, Subdivision 1d.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert

"Section 1. Minnesota Statutes 1980, Section 462C.05, Subdivision 1, is amended to read:

Subdivision 1. A city may also plan, administer, and make or purchase a loan or loans to finance one or more multifamily housing developments within its boundaries, of the kind described in subdivision 2, 3, (OR) 4 or 7, and upon the conditions set forth in this section. A loan may be made or purchased for the acquisition and preparation of a site and the construction of a new development, or for the acquisition of an existing building and site and the rehabilitation thereof, provided that:

(a) The cost of rehabilitation of an existing building is estimated to equal at least \$5,000 per dwelling unit or 50 percent of the appraised value of the original building and site, whichever is less or if the rehabilitation is financed in part by proceeds from a program provided by the federal government pursuant to 24 C.F.R. Sections 882.401 to 882.519 or pursuant to section 312 of the Housing Act of 1964 (42 U.S.C.

Section 1452b), the cost of rehabilitation of an existing building is estimated to equal at least \$2,000 per dwelling unit or 20 percent of the appraised value of the original building and site whichever is less;

(b) At least a substantial portion of such rehabilitation cost is estimated to be incurred for compliance with building codes or conservation of energy;

(c) Each development upon completion shall comply with all applicable code requirements;

(d) A loan or loans may be made or purchased for either the construction or the long term financing of a development, or both, including the financing of the acquisition of dwelling units and interests in common facilities provided therein, by persons to whom such units and facilities may be sold as contemplated in chapter 515 or any supplemental or amendatory law thereof; and

(e) Substantially all of the proceeds of each loan shall be used to pay the cost of a multifamily housing development, including property functionally related and subordinate to it; but nothing herein prevents the construction of the development over, under, or adjacent to, and in conjunction with facilities to be used for purposes other than housing.

Sec. 2. Minnesota Statutes 1980, Section 462C.05 is amended by adding a subdivision to read:

*Subd. 7. A development may consist of a combination of a multifamily housing development and a health care services project, as defined by section 474.02, subdivision 1c, if the following conditions are satisfied:*

*(a) The multifamily housing development is designed and intended to be used for rental occupancy;*

*(b) The multifamily housing development is designed and intended to be used primarily by elderly or physically handicapped persons; and*

*(c) Nursing, medical personal care, and other health related assisted living services are available in the facility to the residents.*

*The limitations of section 462C.07, subdivision 2, shall not apply to bonds issued for projects defined in this subdivision. Such a project may be constructed and financed without inclusion in, or hearing or approval of, a housing plan or program as provided in section 462C.05, Subdivisions 5 and 6."*



Delete the title and insert

"A bill for an act relating to local housing programs; authorizing certain combined multifamily housing and health care facility developments; providing an exemption from the limits on aggregate amount of bonds that may be issued; amending Minnesota Statutes 1980, Section 462C.05, Subdivision 1, and by adding a subdivision."

With the recommendation that when so amended the bill pass.

The report was adopted.

Jude from the Committee on Judiciary to which was referred:

S. F. No. 17, A bill for an act relating to witnesses; exempting parents and minors from testifying with respect to confidential communications made by the minor to parent; amending Minnesota Statutes 1980, Section 595.02.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 34, A bill for an act relating to public welfare; allowing the commissioner of public welfare to grant a variance related to certain license holders whose licenses have been previously revoked; amending Minnesota Statutes 1980, Section 245.801, Subdivision 6.

Reported the same back with the following amendments:

Page 1, line 18, delete *"the administrative"*

Page 1, line 19, delete *"procedure act"* and insert *"section 15.0412, subdivision 5. The commissioner may grant variances immediately upon the effective date of and in accordance with the rules"*

With the recommendation that when so amended the bill pass.

The report was adopted.

Jude from the Committee on Judiciary to which was referred:

S. F. No. 149, A bill for an an act relating to delivery or filing of documents; providing for timely delivery or filing of certain

documents with respect to weekends and holidays; amending Minnesota Statutes 1980, Section 645.15; proposing new law coded in Minnesota Statutes, Chapter 645.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

Sarna from the Committee on Commerce and Economic Development to which was referred:

S. F. No. 179, A bill for an act relating to economic development; regulating business loans to Indians; amending Minnesota Statutes 1980, Section 362.40, Subdivisions 2, 8, 9, 11, 12, 14, and by adding a subdivision; repealing Minnesota Statutes 1980, Section 362.40, Subdivisions 4, 5, and 10.

Reported the same back with the following amendments:

Page 3, line 2, strike "state department of economic"

Page 3, line 3, strike "development" and insert "*appropriate tribal council*"

Page 3, line 3, after "The" insert "*state*"

Page 3, line 3, after "department" insert "*of economic development*"

Page 3, line 10, delete "*forwarded to*" and insert "*approved or disapproved by*"

Page 3, line 11, delete "*for approval or disapproval, and shall be*"

Page 3, line 12, delete "*plans*" and insert "*plan*"

Page 3, line 12, delete "*councils*" and insert "*council*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Jude from the Committee on Judiciary to which was referred:

S. F. No. 182, A bill for an act relating to probate; increasing the surviving spouse's share of certain personal property; amending Minnesota Statutes 1980, Section 525.15.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

Vanasek from the Committee on Criminal Justice to which was referred:

S. F. No. 188, A bill for an act relating to crimes; regulating the possession, use, sale, and furnishing of tear gas and tear gas compounds; providing penalties; proposing new law coded in Minnesota Statutes, Chapter 624; repealing Minnesota Statutes 1980, Section 624.73.

Reported the same back with the following amendments:

Page 2, after line 23, insert "No tear gas, tear gas compound or authorized tear gas compound shall be sold or furnished on premises where non-intoxicating malt liquor as defined in section 340.001, subdivision 2, is sold on an on-sale basis or where intoxicating liquor as defined in section 340.07, subdivision 2, is sold on an on-sale or off-sale basis. No person shall sell tear gas, a tear gas compound or authorized tear gas compound in violation of local licensing requirements."

Page 2, line 29, after "duties" insert ", except that counties and municipalities may impose licensing requirements on sellers pursuant to subdivision 9"

Page 3, after line 28, insert:

"(6) Selling or furnishing of an authorized tear gas compound on premises where intoxicating liquor is sold on an on-sale or off-sale basis or where non-intoxicating malt liquor is sold on an on-sale basis.

(7) Selling an authorized tear gas compound in violation of local licensing requirements.

Subd. 9. [LOCAL LICENSING.] (a) For purposes of this section, "municipality" means statutory or home rule charter city or town.

(b) There is hereby conferred upon the governing body of each county, statutory or home rule charter city and town in the state the authority to license the business of vendors of tear gas compounds within their respective jurisdictions, to impose a license fee therefor, to impose qualifications for obtaining a license, the duration of licenses and to restrict the number of licenses the governing body will issue.

(c) *Every person desiring a license from a local governing body shall file with the clerk of the municipality or the county board in the case of application to a county, a verified written application in the form to be prescribed by the local governing body.*

(d) *The local governing body may establish the grounds, notice and hearing procedures for revocation of licenses issued pursuant to this section. The local governing body may also establish penalties for sale of tear gas, tear gas compounds or authorized tear gas compounds in violation of its licensing requirements."*

Renumber the subdivision

Page 3, lines 30 and 33, delete "sale,"

With the recommendation that when so amended the bill pass.

The report was adopted.

Kostohryz from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 218, A bill for an act relating to landlords and tenants; changing the time limit for landlords to furnish tenants with certain information; amending Minnesota Statutes 1980, Section 290A.19.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

S. F. No. 254, A bill for an act relating to natural resources; providing for the designation of endangered plant species; establishing a temporary technical advisory committee; amending Minnesota Statutes 1980, Section 97.488.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Jude from the Committee on Judiciary to which was referred:

S. F. No. 329, A bill for an act relating to probate; providing that certain mobile homes are homesteads; amending Minnesota Statutes 1980, Section 525.145.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

Jude from the Committee on Judiciary to which was referred:

S. F. No. 535, A bill for an act relating to corporations; providing for the issuance of stock in a professional corporation to a partnership or a professional corporation performing the same kind of service; providing for the transfer of stock to a partnership or a professional corporation; amending Minnesota Statutes 1980, Section 319A.11.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Norton from the Committee on Governmental Operations to which was referred:

S. F. No. 595, A bill for an act relating to education; providing for the preparation of a report by the legislative commission on employee relations analyzing current insurance programs available to teachers and other public school employees in Minnesota; amending Minnesota Statutes 1980, Section 3.855, Subdivision 3.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Rice from the Committee on Labor-Management Relations to which was referred:

S. F. No. 650, A bill for an act relating to education; providing for the inclusion of certain community college and state university faculty members in the definition of an employee under the public employment labor relations act of 1971; amending Minnesota Statutes 1980, Section 179.63, Subdivision 7.

Reported the same back with the following amendments:

Page 1, delete line 26

Page 2, delete lines 1 to 4

Page 2, line 26, after "1981;" insert a new paragraph "(g) employees providing services for not more than two consecutive quarters to the state university board or the community college board under the terms of a professional/technical services contract as defined in section 16.098;"

Page 2, line 27, strike "(g)" and insert "(h)"

Page 2, line 29, strike "(h)" and insert "(i)"

With the recommendation that when so amended the bill pass.

The report was adopted.

Jude from the Committee on Judiciary to which was referred:

S. F. No. 918, A bill for an act relating to Minnesota Statutes; making various clarifications and technical amendments relating to the style and form of Minnesota Statutes 1980, Chapter 56; amending Minnesota Statutes 1980, Sections 56.01; 56.02; 56.04; 56.05; 56.06; 56.07; 56.09; 56.10; 56.11; 56.12; 56.13; 56.14; 56.15, Subdivision 1; 56.16; 56.17; 56.18; 56.19; 56.20; 56.21; 56.22; 56.23; 56.24; 56.25; proposing new law coded in Minnesota Statutes, Chapter 56; repealing Minnesota Statutes 1980, Sections 56.15, Subdivision 2; and 56.26.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 1443, 515, 726, 871, 1132 and 1215 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 1047, 664, 562, 525, 818, 443, 835, 939, 625, 17, 34, 149, 179, 182, 188, 218, 254, 329, 535, 595, 650 and 918 were read for the second time.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Dahlvang; Nelsen, B.; Metzen; Schreiber and Simoneau introduced:

H. F. No. 1444, A bill for an act relating to intoxicating liquor; prohibiting discrimination in sales; filing of wholesale prices; amending Minnesota Statutes 1980, Sections 340.114, Subdivision 1; and 340.983.

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

Anderson, I.; Jacobs and Novak introduced:

H. F. No. 1445, A bill for an act relating to taxation; adjusting the motor vehicle registration tax on certain vehicles; increasing the fees for duplicate license plates and registration certificates for certain motor vehicles; providing for the deposit of fees from motor vehicle dealers' license plates in the trunk highway fund; increasing the fees for dealers' license plates for certain motor vehicles; increasing the fees for transfer of ownership and filing for motor vehicle registration; providing for legislative review of certain capital improvement programs undertaken by the department of transportation; increasing the rate of the general sales and motor vehicle excise taxes; exempting sales of natural gas and electricity used for residential purposes from the sales tax; exempting feminine hygiene products from the sales tax; providing for deposit of the receipts of the motor vehicle excise tax in the trunk highway fund; transferring the financing of the department of public safety and certain other expenditures from the trunk highway to the general fund; eliminating the authority for urban trucks to travel outside of their licensed zone of operation for purposes of repair and servicing; indexing the amounts of value of homestead property subject to lower classification ratios; providing property tax relief payments for homestead property receiving net tax increases in excess of five percent; limiting the amount of the federal income tax deduction; imposing a moratorium on indexing of the personal income tax rate brackets, credits, and the standard deduction maximum amount; changing the interest rates on delinquent taxes; rescheduling certain payments to local governments; changing the definition of claimant for the property tax refund; providing for declaration and estimated tax payments of gross earnings tax on telephone and telegraph companies; providing that the distribution of a certain development grant will not affect the distribution of certain future regional planning assistance grants; repealing the distribution of the estate tax to counties; providing a throwback rule for certain sales made outside of Minnesota for purposes of calculating the three factor income allocation formula; providing for deposit of certain receipts of the beer, wine, and liquor taxes in dedicated funds for detoxification and chemical dependency programs; amending Minnesota Statutes 1980, Sections 168.011, Subdivisions 7, 10, 17, and 25;

168.13, Subdivisions 1a, 1c, 1e, 1g, and 2; 168.117, Subdivisions 1 and 3; 168.091, Subdivision 1; 168.10, Subdivisions 1a, 1b, and 1c; 168.27, Subdivisions 16 and 22; 168.29; 168.30; 168.33, Subdivision 7; 168A.29, Subdivision 1; 270.75; 273.13, Subdivisions 6, 7, and 15a; 273.136, Subdivision 3; 290.18, by adding a subdivision; 290A.04, by adding a subdivision; 297A.01, Subdivisions 3, 8, and by adding a subdivision; 297A.02; 297A.14; 297A.24; 297A.25, Subdivision 1, and by adding a subdivision; 297B.03; 297B.035; 297B.08; 297B.09; 299D.02, Subdivision 1; 299D.04; 299D.05; 340.60, Subdivision 1, and by adding a subdivision; 477A.01, Subdivision 4b; 477A.13; proposing new law coded in Minnesota Statutes, Chapters 174, 273, 295, and 299A; repealing Minnesota Statutes 1980, Sections 168.013, Subdivisions 16 and 17; and 291.33.

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

Sieben, M., for the Committee on Appropriations, introduced:

H. F. No. 1446, A bill for an act relating to the organization and operation of state government; appropriating money for welfare, corrections, health, and other purposes with certain conditions; providing appropriations for the departments of public welfare, economic security, corrections, health, sentencing guidelines, corrections ombudsman, and health related boards; amending Minnesota Statutes 1980, Sections 241.021, by adding subdivisions; 241.13; 241.69, Subdivision 4; 245.0313; 245.765, Subdivision 1; 246.151; 254A.03, by adding a subdivision; 256.73, Subdivision 2; 256.76, Subdivision 1; 256B.02, Subdivision 8; 256B.06, Subdivision 1; 256B.091, by adding a subdivision; 256B.15; 256B.17; 256D.01, Subdivision 1; 256D.02, Subdivisions 4 and 13; 256D.05, Subdivision 3, and by adding a subdivision; 256D.06, Subdivision 1, and by adding a subdivision; 256D.08, Subdivision 2; 256D.09, Subdivision 1; 256D.11, Subdivisions 1, 8 and 9, and by adding a subdivision; 260.311, Subdivision 5; 393.07, Subdivision 10; 401.04; and 401.12; proposing new law coded in Minnesota Statutes, Chapters 144; 245; 256D and 257; repealing Minnesota Statutes, Sections 256D.06, Subdivisions 1a and 2; 256D.09, Subdivision 2; and 256D.11, Subdivisions 1a, 2a, and 3a.

The bill was read for the first time and laid over one day.

## 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. 708, A bill for an act relating to public improvements; permitting deferral of special assessments in instances of hardship; amending Minnesota Statutes 1980, Section 435.193.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 847, A bill for an act relating to highway traffic regulations; providing for the designation and undesignation of routes to carry certain gross weights; amending Minnesota Statutes 1980, Section 169.832, Subdivision 11; repealing Minnesota Statutes 1980, Section 169.832, Subdivision 12.

H. F. No. 1178, A bill for an act relating to the board of medical examiners; allowing temporary suspension of physicians' licenses without a hearing under certain conditions; amending Minnesota Statutes 1980, Section 147.021, by adding a subdivision.

H. F. No. 1237, A bill for an act relating to the city of Blaine; permitting all council members to serve on the housing and redevelopment authority.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1269, A bill for an act relating to energy; providing for the confidentiality of certain energy data; changing the duties of Minnesota energy agency; subdivision regulations; extending biomass center plan deadline; amending Minnesota Statutes 1980, Sections 116H.08; 116H.19, Subdivision 1; 462.-358, Subdivision 2a; proposing new law coded in Minnesota Statutes, Chapter 15.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Wynia moved that the House concur in the Senate amendments to H. F. No. 1269 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1269, A bill for an act relating to energy; providing for the confidentiality of certain energy data; changing the duties of Minnesota energy agency; subdivision regulations; providing for certain inspections; extending biomass plan deadline; amending Minnesota Statutes 1980, Sections 116H.08; 116H.12, Subdivision 3a, and by adding a subdivision; 116H.129, Subdivision 4; 116H.19, Subdivision 1; 462.358, Subdivision 2a; proposing new law coded in Minnesota Statutes, Chapter 15.

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

The question was taken on the repassage of the bill and the roll was called. There were 122 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Den Ouden      Onnen

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

Mr. Speaker:

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

H. F. No. 339, A bill for an act relating to towns; providing for the opening of cartways under certain circumstances; pro-

viding a method for determining whether to open or maintain certain town roads; amending Minnesota Statutes 1980, Sections 164.08, Subdivision 2; and 365.10.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the adoption by the Senate of the following Senate Concurrent Resolution, herewith transmitted:

Senate Concurrent Resolution No. 6, A Concurrent Resolution commemorating the victims of the Holocaust, honoring the survivors, and proclaiming the week of April 26 to May 3 as Minnesota Days of Holocaust Remembrance.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### SUSPENSION OF RULES

Rothenberg moved that the Rules be so far suspended that Senate Concurrent Resolution No. 6 be now considered and be placed upon its adoption. The motion prevailed.

#### SENATE CONCURRENT RESOLUTION NO. 6

A senate concurrent resolution commemorating the victims of the Holocaust, honoring the survivors, and proclaiming the week of April 26 to May 3 as Minnesota Days of Holocaust Remembrance.

*Whereas*, within the lifetimes of nearly half of the current population of these United States, six million men, women, and children were murdered in the Nazi Holocaust because they happened to be Jews; and,

*Whereas*, millions of other innocent men, women and children were also brutally murdered by the machinery of the state; and,

*Whereas*, April 30, 1981 has been designated pursuant to Act of Congress, Public Law 96-388, as a Day of Remembrance of Victims of the Nazi Holocaust, known internationally as Yom Hashoah, for the six million and other millions; and,

*Whereas*, it is fitting for the legislature to remember them, honor the survivors and their liberators, and to rededicate itself to eternal vigilance against all tyranny and against those who

would deny the principle of equal justice for all people; *Now, Therefore,*

*Be It Resolved* by the Senate of the State of Minnesota, the House of Representatives concurring, that they join with the Governor of the State of Minnesota in proclaiming the week of April 26 through May 3, 1981 as the Minnesota Days of Holocaust Remembrance. The people of Minnesota are urged to reflect upon these past horrors to better recognize that bigotry gave them birth and is the womb of tyranny. The legislature and the Governor dedicate April 30, 1981, to a Holocaust Commemoration and resolve that the victims shall not die a second death in our reluctance to ponder and meditate upon the deeds done in those dark days.

*Be It Further Resolved* that copies of this resolution with the signature of the Governor be forwarded by the Secretary of State to the President of the United States, to the Minnesota Congressional delegation, to the Minnesota Senators, and to the United States Holocaust Memorial Council.

Rothenberg moved that Senate Concurrent Resolution No. 6 be now adopted.

The question was taken on the adoption of Senate Concurrent Resolution No. 6 and the roll was called. There were 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The motion prevailed and Senate Concurrent Resolution No. 6 was adopted.

Mr. Speaker:

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

S. F. Nos. 452 and 886.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 98 and 649.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 73, 227, 464 and 1002.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 1057.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1193, 1259 and 1343.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### FIRST READING OF SENATE BILLS

S. F. No. 452, A bill for an act relating to the state board of investment; establishing standards for the selection of certain

prudent investments; amending Minnesota Statutes 1980, Section 11A.09.

The bill was read for the first time.

Clark, K., moved that S. F. No. 452 and H. F. No. 890, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 886, A bill for an act relating to health; prohibiting disciplinary action against a physician who administers dimethyl sulfoxide under certain conditions; regulating the sale of dimethyl sulfoxide; proposing new law coded in Minnesota Statutes, Chapters 147 and 151.

The bill was read for the first time.

Clark, K., moved that S. F. No. 886 and H. F. No. 1108, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 98, A bill for an act relating to local government; providing for the membership of the municipal board; amending Minnesota Statutes 1980, Section 414.01, Subdivision 2.

The bill was read for the first time.

Berkelman moved that S. F. No. 98 and H. F. No. 116, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 649, A bill for an act relating to probate; limiting benefits under life insurance policies payable to corporations to portion of shares not owned by person who killed decedent; establishing procedures for distribution of unpaid benefits; amending Minnesota Statutes 1980, Section 524.2-803.

The bill was read for the first time.

Valento moved that S. F. No. 649 and H. F. No. 871, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 73, A bill for an act relating to economic development; regulating municipal industrial development; permitting certain industrial development projects within the metropolitan area; prohibiting moral obligation debt; amending Minnesota Statutes 1980, Sections 474.01, Subdivisions 7a, 7b, 8, and by adding a subdivision; 474.02, Subdivision 1b; 474.05; 474.06; and 474.08.

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

S. F. No. 227, A bill for an act relating to the organization and operation of government; creating a legislative commission on metropolitan governance; requiring a study of relationships among metropolitan institutions and agencies of government; specifying other duties; mandating a report to the legislature.

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

S. F. No. 464, A bill for an act relating to commerce; providing for a lien on all personal property stored at certain storage facilities; defining terms; establishing a procedure for the enforcement of the liens; proposing new law coded in Minnesota Statutes, Chapter 514.

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

S. F. No. 1002, A bill for an act relating to tax forfeited lands; sale of stumpage without bids; amending Minnesota Statutes 1980, Section 282.04, Subdivision 1.

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

S. F. No. 1057, A bill for an act relating to the state fire marshal; deleting references to a dedicated fund and to archaic misdemeanor fines; prescribing procedures for the investigation of fires; repealing obsolete statutory requirements pertaining to flammable liquids, fire extinguishers, doors of buildings, and theaters; correcting an erroneous designation of responsibility concerning fire insurance premium returns; setting a penalty; amending Minnesota Statutes 1980, Sections 299F.011, Subdivision 1; 299F.08; 299F.09; 299F.19; 299F.20; 299F.21; 299F.22; 299F.23; 299F.24; 299F.26, Subdivision 1; 299F.29; 299F.31; 299F.36, Subdivision 2; 299F.391, Subdivision 1; and 299F.46, Subdivision 1; repealing Minnesota Statutes 1980, Sections 299F.011, Subdivision 2; 299F.27; 299G.10; 299H.01; 299H.02; and 299H.28, Subdivision 1.

The bill was read for the first time.

Haukoos moved that S. F. No. 1057 and H. F. No. 1131, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1193, A bill for an act relating to the city of Crystal; providing for the designation of polling places in a certain precinct.

The bill was read for the first time.

Carlson, L., moved that S. F. No. 1193 and H. F. No. 1156, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1259, A bill for an act relating to Independent School District No. 281, Robbinsdale; providing an alley system for at large election of school board members.

The bill was read for the first time.

Heap moved that S. F. No. 1259 and H. F. No. 707, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1343, A bill for an act relating to elections; providing for automatic recounts in certain judicial elections; amending Minnesota Statutes 1980, Sections 204A.51, Subdivisions 2 and 3; and 204A.53, Subdivisions 2 and 3.

The bill was read for the first time.

Jude moved that S. F. No. 1343 and H. F. No. 1295, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

### CONSENT CALENDAR

S. F. No. 225, A bill for an act relating to labor; regulating certain charges to persons earning the minimum wage; amending Minnesota Statutes 1980, Section 177.24, by adding subdivisions.

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

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Aasness	Battaglia	Byrne	Dahlvang	Ellingson
Ainley	Begich	Carlson, D.	Dean	Erickson
Anderson, B.	Berkelman	Carlson, L.	Dempsey	Esau
Anderson, G.	Blatz	Clark, J.	Drew	Evans
Anderson, I.	Brandl	Clark, K.	Eken	Ewald
Anderson, R.	Brinkman	Clawson	Elioff	Fjoslien



Forsythe	Jude	Metzen	Redalen	Simoneau
Greenfield	Kahn	Minne	Reding	Skoglund
Gruenes	Kaley	Munger	Rees	Stadum
Gustafson	Kalis	Murphy	Reif	Staten
Halberg	Kelly	Nelsen, B.	Rice	Stumpf
Hanson	Knickerbocker	Nelson, K.	Rodriguez, C.	Sviggum
Harens	Kostohryz	Niehaus	Rodriguez, F.	Swanson
Hauge	Kvam	Norton	Rose	Tomlinson
Haukoos	Laidig	Novak	Rothenberg	Valan
Heap	Lehto	Nysether	Sarna	Valento
Heinitz	Lemen	O'Connor	Schafer	Vanasek
Himle	Levi	Olsen	Schoenfeld	Voss
Hoberg	Long	Onnen	Schreiber	Weaver
Hokanson	Mann	Osthoff	Searles	Welch
Jacobs	Marsh	Otis	Shea	Wenzel
Jennings	McCarron	Peterson, B.	Sherman	Wigley
Johnson, C.	McEachern	Peterson, D.	Sherwood	Wynia
Johnson, D.	Mehrkens	Piepho	Sieben, M.	Sprk. Sieben, H.

Those who voted in the negative were:

Den Ouden      Ludeman      Welker

The bill was passed and its title agreed to.

H. F. No. 582, A bill for an act relating to natural resources; regulating the use of state funded trails; providing a penalty; amending Minnesota Statutes 1980, Section 84.90, Subdivision 4; proposing new law coded in Minnesota Statutes, Chapter 85.

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 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Valento  
VanasekVoss  
WeaverWelch  
WelkerWenzel  
WigleyWynia  
Spkr. Sieben, H.

The bill was passed and its title agreed to.

H. F. No. 1344 was reported to the House.

Carlson, L., moved to amend H. F. No. 1344, as follows:

Page 1, delete line 28

Reletter the following clauses

The motion prevailed and the amendment was adopted.

H. F. No. 1344, A bill for an act relating to education; authorizing school boards to permit certain persons to enroll in classes and programs at a secondary school; providing for class fees in certain circumstances; prohibiting districts from counting certain persons enrolled in classes and programs for the purposes of state aid; authorizing districts to provide transportation; increasing the administration fee when senior citizens attend classes at higher education institutions; amending Minnesota Statutes 1980, Sections 123.35, by adding subdivisions; 123.39, by adding a subdivision; and 136A.81, Subdivision 1.

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:

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

Tomlinson  
Valan  
Valento

Vanasek  
Voss  
Weaver

Welch  
Welker  
Wenzel

Wigley  
Wynia

Spkr. Sieben, H.

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

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 third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 119 yeas and 8 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Aasness	Erickson	Haukoos	Ludeman	Welker
Ainley	Fjoslien	Jennings		

The bill was passed and its title agreed to.

S. F. No. 353, A bill for an act relating to local government; setting conditions for group insurance contract bids; amending Minnesota Statutes 1980, Section 471.616, Subdivision 1.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 372, A bill for an act relating to agriculture; removing certain buyers and sellers of hay and straw from commission merchant licensing requirements; amending Minnesota Statutes 1980, Sections 223.01; 223.02; 223.03; and 223.05; repealing Minnesota Statutes 1980, Sections 223.06 and 223.12.

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	Byrne	Elioff	Hanson	Johnson, C.
Ainley	Carlson, D.	Ellingson	Harens	Johnson, D.
Anderson, B.	Carlson, L.	Erickson	Hauge	Jude
Anderson, G.	Clark, J.	Esau	Haukoos	Kahn
Anderson, I.	Clark, K.	Evans	Heap	Kaley
Anderson, R.	Clawson	Ewald	Heinitz	Kalis
Battaglia	Dahlvang	Fjoslien	Himle	Kelly
Begich	Dean	Forsythe	Hoberg	Knickerbocker
Berkelman	Dempsey	Greenfield	Hokanson	Kostohryz
Blatz	Den Ouden	Gruenes	Hokr	Kvam
Brandl	Drew	Gustafson	Jacobs	Laidig
Brinkman	Eken	Halberg	Jennings	Lehto

Lemen	Murphy	Peterson, D.	Schoenfeld	Swanson
Levi	Nelsen, B.	Piepho	Schreiber	Tomlinson
Long	Nelson, K.	Pogemiller	Searles	Valan
Ludeman	Niehaus	Redalen	Shea	Valento
Luknic	Norton	Reding	Sherman	Vanasek
Mann	Novak	Rees	Sherwood	Voss
Marsh	Nysether	Reif	Sieben, M.	Weaver
McCarron	O'Connor	Rice	Simoneau	Welch
McDonald	Ogren	Rodriguez, C.	Skoglund	Welker
McEachern	Olsen	Rodriguez, F.	Stadum	Wenzel
Mehrkens	Onnen	Rose	Staten	Wigley
Metzen	Osthoft	Rothenberg	Stowell	Wynia
Minne	Otis	Sarna	Stumpf	Zubay
Munger	Peterson, B.	Schafer	Sviggum	Spkr. Sieben, H.

The bill was passed and its title agreed to.

S. F. No. 741, A bill for an act relating to the town of Woodville; permitting payment of the cemetery directors; repealing Laws 1959, Chapter 149.

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

The bill was passed and its title agreed to.

## CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Sieben, M., requested immediate consideration of H. F. No. 1443.

H. F. No. 1443 was reported to the House.

## SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Sieben, M., moved that the rule therein be suspended and an urgency be declared so that H. F. No. 1443 be given its third reading and be placed upon its final passage. The motion prevailed.

Sieben, M., moved that the rules of the House be so far suspended that H. F. No. 1443 be given its third reading and be placed upon its final passage. The motion prevailed.

Redalen and Dahlvang moved to amend H. F. No. 1443 as follows:

Page 37, delete lines 3 to 8

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 62 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	Kaley	Nysether	Sherwood
Ainley	Evans	Knickerbocker	Olsen	Stadum
Anderson, I.	Fjoslien	Lemen	Onnen	Stowell
Anderson, R.	Forsythe	Levi	Piepho	Sviggum
Begich	Gruenes	Ludeman	Redalen	Valento
Blatz	Halberg	Luknic	Rees	Weaver
Brinkman	Haukoos	Marsh	Reif	Welker
Carlson, D.	Heap	McDonald	Rothenberg	Wenzel
Dahlvang	Heinitz	McEachern	Schafer	Wigley
Dempsey	Himle	Mehrkens	Schoenfeld	Zubay
Den Ouden	Hoberg	Metzen	Schreiber	
Drew	Hokr	Nelsen, B.	Searles	
Erickson	Jennings	Niehaus	Sherman	

Those who voted in the negative were:

Anderson, B.	Clark, K.	Hanson	Kahn	McCarron
Anderson, G.	Clawson	Harens	Kalis	Minne
Battaglia	Dean	Hauge	Kelly	Munger
Berkelman	Eken	Hokanson	Kostohryz	Murphy
Brandl	Elioff	Jacobs	Laidig	Nelson, K.
Byrne	Ellingson	Johnson, C.	Lehto	Norton
Carlson, L.	Greenfield	Johnson, D.	Long	Novak
Clark, J.	Gustafson	Jude	Mann	O'Connor

Ogren	Pogemiller	Rose	Skoglund	Vanasek
Osthoff	Reding	Samuelson	Staten	Voss
Otis	Rice	Shea	Stumpf	Welch
Peterson, B.	Rodriguez, C.	Sieben, M.	Swanson	Wynia
Peterson, D.	Rodriguez, F.	Simoneau	Tomlinson	Spkr. Sieben, H.

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

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

Stowell moved to amend H. F. No. 1443 as follows:

Page 126, after line 33, insert:

"Sec. 167. Laws 1978, Chapter 510, Section 10, is amended to read:

Sec. 10. This act is effective July 1, 1978 and shall expire June 30, (1981) 1985."

Renumber the remaining sections

Page 129, line 18, delete "; and Laws 1978, Chapter 510,"

Page 129, line 19, delete "Section 10"

Amend the title as follows:

Page 1, line 37, delete "and 5" and insert ", 5 and 10"

Page 1, line 45, after "648.46;" insert "and"

Page 1, line 46, delete "; and Laws 1978, Chapter 510, Section 10"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 47 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Aasness	Heap	Ludeman	Rees	Sviggum
Ainley	Heinitz	Marsh	Rothenberg	Valan
Carlson, D.	Hoberg	McDonald	Schafer	Valento
Dempsey	Hokr	Mehrrens	Schreiber	Weaver
Den Ouden	Jennings	Nelsen, B.	Searles	Welker
Erickson	Kaley	Niehaus	Shea	Wigley
Esau	Knickerbocker	Nysether	Sherman	Zubay
Fjoslien	Kvam	Olsen	Sherwood	
Halberg	Lemen	Onnen	Stadum	
Haukoos	Levi	Redalen	Stowell	

Those who voted in the negative were:

Anderson, B.	Drew	Kahn	Ogren	Simoneau
Anderson, G.	Eken	Kalis	Osthoff	Skoglund
Anderson, I.	Elioff	Kostohryz	Otis	Staten
Battaglia	Ellingson	Laidig	Peterson, D.	Stumpf
Begich	Evans	Lehto	Piepho	Swanson
Berkelman	Greenfield	Long	Pogemiller	Tomlinson
Blatz	Gustafson	McCarron	Reding	Vanasek
Brandl	Hanson	McEachern	Reif	Voss
Brinkman	Hauge	Minne	Rice	Welch
Byrne	Himle	Munger	Rodriguez, C.	Wenzel
Carlson, L.	Hokanson	Murphy	Rodriguez, F.	Wynia
Clark, J.	Jacobs	Nelson, K.	Samuelson	Spkr. Sieben, H.
Clark, K.	Johnson, C.	Norton	Sarna	
Clawson	Johnson, D.	Novak	Schoenfeld	
Dahlvang	Jude	O'Connor	Sieben, M.	

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

Stowell moved to amend H. F. No. 1443 as follows:

Page 128, after line 15, insert:

"Sec. 170. Laws 1976, Chapter 337, Section 4, as amended by Laws 1978, Chapter 793, Section 84, is amended to read:

Sec. 4. [EXPIRATION DATE.]

Section 1 of this act shall expire June 30, (1981) 1985."

Page 129, line 17, delete "Laws 1976,"

Page 129, line 18, delete "Chapter 337, Section 4, as amended;"

Renumber the remaining sections

Amend the title as follows:

Page 1, line 35, delete "Section" and insert "Sections"

Page 1, line 36, after "as amended;" insert "and 4, as amended;"

Page 1, line 45, delete everything after "648.46;"

Page 1, line 46, delete "amended;"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 36 yeas and 86 nays as follows:



## Those who voted in the affirmative were:

Aasness	Esau	McDonald	Schafer	Sviggum
Ainley	Heap	Mehrkens	Schreiber	Valento
Anderson, R.	Heinitz	Nelsen, B.	Searles	Welch
Carlson, D.	Hokr	Niehaus	Shea	Wigley
Dempsey	Kalis	Nysether	Sherman	
Den Ouden	Lemen	Onnen	Sherwood	
Drew	Ludeman	Redalen	Stadum	
Erickson	Marsh	Rees	Stowell	

## Those who voted in the negative were:

Anderson, B.	Ewald	Kvam	Olsen	Simoneau
Anderson, I.	Forsythe	Laidig	Osthoff	Skoglund
Battaglia	Greenfield	Lehto	Otis	Staten
Begich	Gruenes	Levi	Peterson, B.	Stumpf
Berkelman	Gustafson	Long	Peterson, D.	Swanson
Blatz	Hanson	Luknic	Piepho	Tomlinson
Brandl	Harens	Mann	Pogemiller	Valan
Brinkman	Hauge	McCarron	Reding	Vanasek
Byrne	Himle	McEachern	Reif	Vellenga
Carlson, L.	Hokanson	Metzen	Rice	Voss
Clark, J.	Jacobs	Minne	Rodriguez, C.	Weaver
Clark, K.	Johnson, C.	Munger	Rodriguez, F.	Wenzel
Clawson	Johnson, D.	Murphy	Rose	Wynia
Dahlvang	Jude	Nelson, K.	Rothenberg	Spkr. Sieben, H.
Eken	Kahn	Norton	Samuelson	
Elioff	Kaley	Novak	Sarna	
Ellingson	Kelly	O'Connor	Schoenfeld	
Evans	Kostohryz	Ogren	Sieben, M.	

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

Nysether moved to amend H. F. No. 1443 as follows:

Page 22, line 38, delete "acquisition and development" and insert "maintenance and operation"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 51 yeas and 74 nays as follows:

## Those who voted in the affirmative were:

Aasness	Fjoslien	Kalis	Onnen	Sviggum
Ainley	Forsythe	Kvam	Piepho	Valan
Anderson, G.	Gruenes	Levi	Redalen	Valento
Anderson, R.	Hauge	Ludeman	Rose	Weaver
Blatz	Haukoos	Luknic	Schafer	Welker
Brinkman	Heap	Marsh	Schreiber	Wigley
Carlson, D.	Heinitz	McDonald	Searles	Zubay
Den Ouden	Himle	Mehrkens	Sherwood	
Eken	Hoberg	Niehaus	Stadum	
Erickson	Jennings	Nysether	Stowell	
Esau	Kaley	Ogren	Stumpf	

Those who voted in the negative were:

Anderson, B.	Ewald	Laidig	Osthoff	Sherman
Anderson, I.	Greenfield	Lehto	Otis	Sieben, M.
Battaglia	Gustafson	Lemen	Peterson, B.	Simoneau
Berkelman	Halberg	Long	Peterson, D.	Skoglund
Brandl	Hanson	McCarron	Pogemiller	Staten
Byrne	Harens	Metzen	Reding	Swanson
Carlson, L.	Hokanson	Minne	Rees	Tomlinson
Clark, J.	Jacobs	Munger	Reif	Vanasek
Clark, K.	Johnson, C.	Murphy	Rice	Vellenga
Clawson	Johnson, D.	Nelsen, B.	Rodriguez, C.	Voss
Dahlvang	Jude	Nelson, K.	Rodriguez, F.	Welch
Dempsey	Kahn	Norton	Rothenberg	Wenzel
Drew	Kelly	Novak	Samuelson	Wynia
Elioff	Knickerbocker	O'Connor	Schoenfeld	Spkr. Sieben, H.
Ellingson	Kostohryz	Olsen	Shea	

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

Lemen moved to amend H. F. No. 1443 as follows:

Page 122, line 15, strike "his" and insert "a"

Page 122, line 16, strike "his" and insert "the"

Page 122, line 21, strike "he"

Page 122, line 22, strike "has fully complied" and insert *"there has been full compliance"*

Page 122, line 31, after the first "the" insert *"salary of that"* and strike "his salary"

Page 122, line 32, strike "has returned his status" and insert *"is in"*

Page 122, line 33, strike "to"

Page 122, line 33, strike "his" and insert "a"

Page 123, line 9, strike "he" and insert *"the person"*

The motion prevailed and the amendment was adopted.

McDonald moved to amend H. F. No. 1443, as amended, as follows:

Page 3, delete lines 11 to 13

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 21 yeas and 94 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	Niehaus	Sherwood	Zubay
Carlson, D.	Kalis	Nysether	Stadum	
Dempsey	Ludeman	Onnen	Valento	
Den Ouden	McDonald	Redalen	Welker	
Erickson	Nelsen, B.	Schafer	Wigley	

Those who voted in the negative were:

Anderson, B.	Evans	Kostohryz	Ogren	Sieben, M.
Anderson, G.	Ewald	Kvam	Olsen	Simoneau
Anderson, I.	Forsythe	Laidig	Osthoff	Skoglund
Anderson, R.	Greenfield	Lehto	Otis	Staten
Battaglia	Gruenes	Levi	Peterson, D.	Stowell
Begich	Gustafson	Long	Piepho	Stumpf
Berkelman	Hanson	Luknic	Pogemiller	Sviggunn
Blatz	Hauge	Mann	Reding	Swanson
Brandl	Heap	McCarron	Rees	Tomlinson
Byrne	Himle	McEachern	Reif	Valan
Carlson, L.	Hokanson	Mehrkens	Rice	Vanasek
Clark, J.	Hokr	Metzen	Rodriguez, C.	Vellenga
Clark, K.	Jacobs	Minne	Rodriguez, F.	Voss
Clawson	Johnson, C.	Munger	Rose	Weaver
Dahlvang	Johnson, D.	Murphy	Rothenberg	Welch
Drew	Jude	Nelson, K.	Sarna	Wenzel
Eken	Kahn	Norton	Schreiber	Wynia
Elioff	Kaley	Novak	Shea	Spkr. Sieben, H.
Ellingson	Kelly	O'Connor	Sherman	

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

McDonald moved to amend H. F. No. 1443, as amended, as follows:

Page 3, delete lines 14 and 15

Page 3, delete lines 25 to 29

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 30 yeas and 90 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Marsh	Rees	Sviggunn
Ainley	Esau	McDonald	Reif	Valan
Blatz	Fjoslien	Niehaus	Rose	Valento
Dempsey	Haukoos	Nysether	Schafer	Welker
Den Ouden	Jennings	Onnen	Sherwood	Wigley
Drew	Ludeman	Redalen	Stadum	Zubay

Those who voted in the negative were:

Anderson, B.	Anderson, I.	Battaglia	Berkelman	Brinkman
Anderson, G.	Anderson, R.	Begich	Brandl	Byrne

Carlson, L.	Heap	Long	Olsen	Sieben, M.
Clark, J.	Himle	Luknic	Osthoff	Simoneau
Clark, K.	Hoberg	Mann	Otis	Skoglund
Clawson	Hokanson	McCarron	Peterson, D.	Staten
Dahlvang	Hokr	McEachern	Piepho	Stowell
Eken	Jacobs	Mehrkens	Pogemiller	Stumpf
Elioff	Johnson, C.	Metzen	Reding	Swanson
Ellingson	Johnson, D.	Minne	Rice	Tomlinson
Evans	Jude	Munger	Rodriguez, C.	Vanasek
Ewald	Kahn	Murphy	Rodriguez, F.	Vellenga
Forsythe	Kalis	Nelsen, B.	Samuelson	Voss
Greenfield	Kelly	Nelson, K.	Sarna	Weaver
Gruenes	Kostohryz	Norton	Schoenfeld	Welch
Gustafson	Laidig	Novak	Schreiber	Wenzel
Hanson	Lehto	O'Connor	Shea	Wynia
Hauge	Levi	Ogren	Sherman	Spkr. Sieben, H.

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

Begich moved to amend H. F. No. 1443, as amended, as follows:

Pages 69 to 85, delete sections 92 to 119

Renumber the sections

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 33 yeas and 84 nays as follows:

Those who voted in the affirmative were:

Ainley	Dahlvang	Kelly	Niehaus	Stadum
Anderson, I.	Elioff	Ludeman	Novak	Swanson
Begich	Fjoslien	Marsh	Nysether	Valento
Berkelman	Gustafson	McDonald	Ogren	Welker
Blatz	Hokanson	McEachern	Onnen	Wigley
Brinkman	Jacobs	Metzen	Rees	
Carlson, D.	Jude	Minne	Sarna	

Those who voted in the negative were:

Anderson, G.	Forsythe	Laidig	Peterson, D.	Simoneau
Battaglia	Greenfield	Lehto	Piepho	Skoglund
Brandl	Gruenes	Lemen	Pogemiller	Stowell
Byrne	Halberg	Long	Redalen	Stumpf
Carlson, L.	Hauge	Luknic	Reding	Sviggum
Clark, J.	Haukoos	Mann	Reif	Tomlinson
Clark, K.	Heap	McCarron	Rice	Valan
Clawson	Himle	Mehrkens	Rodriguez, C.	Vanasek
Dempsey	Hoberg	Munger	Rose	Vellenga
Den Ouden	Johnson, C.	Murphy	Rothenberg	Voss
Drew	Johnson, D.	Nelsen, B.	Samuelson	Weaver
Eken	Kahn	Nelson, K.	Schoenfeld	Welch
Ellingson	Kaley	Norton	Schreiber	Wenzel
Erickson	Kalis	O'Connor	Shea	Wynia
Esau	Knickerbocker	Olsen	Sherman	Zubay
Evans	Kostohryz	Otis	Sherwood	Spkr. Sieben, H.
Ewald	Kvam	Peterson, B.	Sieben, M.	

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

Carlson, D., moved to amend H. F. No. 1443, as amended, as follows:

Page 2, line 4, after "APPROPRIATIONS" insert ", except as limited by section 62,"

Page 52, after line 28, insert:

"Sec. 62. [APPROPRIATIONS REDUCED.]

*Notwithstanding the dollar sums stated in sections 2 to 61, the amount appropriated to the agencies and purposes indicated in those sections and all riders or limitations upon appropriations is 1 1/2 percent less than the stated figures. This section shall be construed as if all dollar figures appearing in sections 2 to 61 were amended by reducing them, in each case, by 1 1/2 percent."*

Renumber subsequent sections accordingly

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 56 yeas and 71 nays as follows:

Those who voted in the affirmative were:

Aasness	Forsythe	Kvam	Peterson, B.	Stowell
Ainley	Gruenes	Lemen	Redalen	Sviggunn
Anderson, R.	Halberg	Levi	Rees	Valan
Carlson, D.	Haukoos	Ludeman	Reif	Valento
Dempsey	Heap	Marsh	Rose	Weaver
Den Ouden	Heinitz	McDonald	Rothenberg	Welker
Drew	Himle	Mehrkens	Schafer	Wigley
Erickson	Hoberg	Nelsen, B.	Schreiber	Zubay
Esau	Hokr	Niehaus	Searles	
Evans	Jennings	Nysether	Sherman	
Ewald	Kaley	Olsen	Sherwood	
Fjoslien	Knickerbocker	Onnen	Stadum	

Those who voted in the negative were:

Anderson, G.	Dahlvang	Johnson, D.	Metzen	Piepho
Anderson, I.	Eken	Jude	Minne	Pogemiller
Battaglia	Elioff	Kahn	Munger	Reding
Begich	Ellingson	Kalis	Murphy	Rice
Berkelman	Greenfield	Kelly	Nelson, K.	Rodriguez, C.
Brandl	Gustafson	Kostohryz	Norton	Rodriguez, F.
Brinkman	Hanson	Laidig	Novak	Samuelson
Byrne	Harens	Lehto	O'Connor	Sarna
Carlson, L.	Hauge	Long	Ogren	Schoenfeld
Clark, J.	Hokanson	Luknic	Osthoff	Sieben, M.
Clark, K.	Jacobs	Mann	Otis	Simoneau
Clawson	Johnson, C.	McCarron	Peterson, D.	Skoglund

Staten  
Stumpf  
Swanson

Tomlinson  
Vanasek  
Vellenga

Voss  
Welch  
Wenzel

Wynia

Spkr. Sieben, H.

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

Anderson, R., moved to amend H. F. No. 1443, as amended, as follows:

Page 11, line 12, delete "7,914,900 7,921,600" and insert "4,810,400 4,704,600"

Page 14, delete lines 5 to 22

Page 14, line 23, delete "8" and insert "7"

Page 14, after line 34, insert:

"Sec. 17. ECONOMIC DEVELOPMENT

General Operations and  
Management

3,304,500

3,417,000

Approved Complement—61

General—58

Federal—3

The amounts that may be expended  
from this appropriation for each  
budget activity are as follows:

Business and Community Development

\$ 618,900

\$ 627,800

Capital Investments

\$ 497,400

\$ 502,400

Tourism Services

\$ 725,800

\$ 739,300

General Support

\$1,462,400

\$1,547,500"

Page 43, delete lines 25 to 27

Page 54, delete lines 31 to 36

Page 55, delete lines 1 to 36

Page 116, delete lines 6 to 36

Delete pages 117 to 120

Page 121, delete lines 1 to 28

Page 128, line 17, delete "*Subdivision 1*"

Page 128, delete lines 29 to 36

Page 129, delete lines 1 to 11

Page 129, line 15, delete "362.07; 362.08; 362.09; 362.11;"

Page 129, delete line 16

Renumber the sections in sequence

Further amend the title:

Page 1, line 11, after the semicolon delete "4.16, by adding subdivisions;"

Page 1, delete line 33

Page 1, line 34, delete "362.125; 362.13;"

Page 1, line 38, after "270;" delete "299A; and 362;" and insert "and 299A;"

Page 1, line 42, after "14;" delete "362.07; 362.08; 362.09; 362.11; 362.12;"

Page 1, delete line 43

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 47 yeas and 75 nays as follows:

Those who voted in the affirmative were:

Aasness  
Ainley

Anderson, R.  
Blatz

Carlson, D.  
Dempsey

Drew  
Erickson

Esau  
Evans

Ewald	Himle	Luknic	Redalen	Sviggum
Fjoslien	Hoberg	Marsh	Rees	Valan
Forsythe	Hokr	Mehrrens	Reif	Weaver
Gruenes	Jennings	Niehaus	Rose	Wigley
Halberg	Kaley	Nysether	Rothenberg	Zubay
Haukoos	Knickerbocker	Olsen	Searles	
Heap	Kvam	Onnen	Stadum	
Heinitz	Ludeman	Peterson, B.	Stowell	

Those who voted in the negative were:

Anderson, G.	Elioff	Laidig	Osthoff	Sherwood
Anderson, I.	Ellingson	Lehto	Otis	Sieben, M.
Battaglia	Greenfield	Lemen	Peterson, D.	Simoneau
Begich	Gustafson	Long	Piepho	Skoglund
Berkelman	Hanson	Mann	Pogemiller	Staten
Brandl	Harens	Metzen	Reding	Stumpf
Brinkman	Hauge	Minne	Rice	Swanson
Byrne	Hokanson	Munger	Rodriguez, C.	Tomlinson
Carlson, L.	Jacobs	Murphy	Rodriguez, F.	Vanasek
Clark, J.	Johnson, C.	Nelsen, B.	Samuelson	Vellenga
Clark, K.	Johnson, D.	Nelson, K.	Sarna	Voss
Clawson	Jude	Norton	Schafer	Welch
Dahlvang	Kahn	Novak	Schoenfeld	Wenzel
Den Ouden	Kalis	O'Connor	Shea	Wynia
Eken	Kelly	Ogren	Sherman	Spkr. Sieben, H.

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

H. F. No. 1443, A bill for an act relating to the organization and operation of state government; appropriating money for the general legislative, judicial, and administrative expenses of state government with certain conditions; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases; fixing and limiting the amount of fees to be collected in certain cases; amending Minnesota Statutes 1980, Sections 3.005, Subdivision 3; 3.304, by adding a subdivision; 4.16, by adding subdivisions; 5.08, Subdivision 2; 9.061, Subdivision 5; 11A.20, Subdivision 3; 16A.123; 17.59, by adding a subdivision; 17A.04, Subdivision 5; 17B.15, Subdivision 1; 18.51, Subdivision 2; 18.52, Subdivision 5; 18.54, Subdivision 1; 19.19, Subdivisions 1 and 2; 19.20, Subdivision 4; 27.041, Subdivision 2; 28A.08; 32.075; 32.59; 43.46, Subdivisions 2 and 3; 85.05, Subdivisions 1 and 2; 85.22, Subdivision 2a; 97.49, Subdivision 1; 98.46, Subdivisions 2, 2a, 3, 4, 5, 5a, 6, 7, 8, 9, 9a, 10, 11, 12, 14, 15, 16, 17, 18, 19 and by adding a subdivision; 98.47, Subdivision 1; 98.50, Subdivision 5; 99.28, Subdivision 5; 100.273, Subdivision 7; 100.35, Subdivisions 1 and 5; 101.44; 116C.69, Subdivisions 2 and 2a; 139.16; 139.17; 139.18; 139.19; 176.131, Subdivision 10; 176.183, Subdivision 2; 179.71, Subdivision 2; 179.72, Subdivision 3; 223.03; 223.12, Subdivision 1; 231.16; 232.02, Subdivisions 1, 2, and 3; 233.08; 270.66; 271.02; 284.28, Subdivision 8; 290.431; 299A.03, Subdivisions 1, 8 and 13; 322A.16; 322A.71; 352E.04; 354.43, Subdivision 3; 362.10; 362.12, Subdivisions 1a and 2; 362.121; 362.125; 362.13; 480.0595; 546.27; 638.08; and 648.39; Laws 1976, Chapter 337,



Section 1, Subdivisions 2, as amended, 3, and 4, as amended; Laws 1978, Chapter 510, Sections 2 and 5; proposing new law coded in Minnesota Statutes, Chapters 85; 116H; 270; 299A; and 362; repealing Minnesota Statutes 1980, Sections 7.07; 16A.75; 16A.751; 16A.752; 16A.753; 16A.754; 168B.11; 299A.-03, Subdivisions 1, 2, 3, 5, 6, 7, 9, 10, 11 and 14; 362.07; 362.08; 362.09; 362.11; 362.12, Subdivisions 3 and 4; 362.23; 362.45, Subdivision 2; 363.073, Subdivisions 1 and 2; 473.56, Subdivision 15; 648.45; 648.46; Laws 1976, Chapter 337, Section 4, as amended; and Laws 1978, Chapter 510, Section 10.

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 74 yeas and 57 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Evans	Laidig	O'Connor	Sieben, M.
Anderson, G.	Greenfield	Lehto	Ogren	Simoneau
Battaglia	Gustafson	Long	Osthoff	Skoglund
Begich	Hanson	Luknic	Otis	Staten
Berkelman	Harens	Mann	Peterson, D.	Stumpf
Brandl	Hauge	McCarron	Piepho	Swanson
Byrne	Hokanson	McEachern	Pogemiller	Tomlinson
Carlson, L.	Jacobs	Metzen	Reding	Vanasek
Clark, J.	Johnson, C.	Minne	Rice	Vellenga
Clark, K.	Johnson, D.	Munger	Rodriguez, C.	Voss
Clawson	Jude	Murphy	Rodriguez, F.	Welch
Dahlvang	Kahn	Nelsen, B.	Samuelson	Wenzel
Eken	Kalis	Nelson, K.	Sarna	Wynia
Elioff	Kelly	Norton	Schoenfeld	Spkr. Sieben, H.
Ellingson	Kostohryz	Novak	Shea	

Those who voted in the negative were:

Aasness	Ewald	Kaley	Onnen	Stadum
Ainley	Fjoslien	Knickerbocker	Peterson, B.	Stowell
Anderson, I.	Forsythe	Kvam	Redalen	Sviggum
Anderson, R.	Gruenes	Lemen	Rees	Valan
Blatz	Halberg	Levi	Reif	Valento
Brinkman	Haukoos	Ludeman	Rose	Weaver
Carlson, D.	Heap	Marsh	Rothenberg	Welker
Dempsey	Heinitz	McDonald	Schafer	Wigley
Den Ouden	Himle	Mehrkens	Schreiber	Zubay
Drew	Hoberg	Niehaus	Searles	
Erickson	Hokr	Nysether	Sherman	
Esau	Jennings	Olsen	Sherwood	

The bill was passed, as amended, 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. Wynia presided during a portion of the meeting of the

Committee of the Whole. 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:

S. F. No. 346 which it recommended progress until Monday, May 4, 1981, retaining its place on General Orders.

H. F. No. 18 which it recommended progress until Tuesday, May 5, 1981, retaining its place on General Orders with the following amendments:

Offered by Anderson, I.:

Page 2, line 2, delete "*business*" shall" and insert "*employer*" means an employer transferring an employee to a place of business in Minnesota who meets the definition of "employer" in 29 U.S.C. Section 152, Clause (2), but does not mean an employer who meets the definition in"

Page 2, line 3, delete "*exempt those businesses defined as small under*"

Page 2, line 4, after "645.445" insert ", subdivision 2"

Offered by Anderson, I.:

Page 1, line 21, delete "*labor dispute*" insert "*strike*"

Page 1, line 22, delete "*labor dispute*" insert "*strike*"

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:

Anderson, I., moved to amend H. F. No. 18 as follows:

Page 2, line 2, delete "*business*" shall" and insert "*employer*" means an employer transferring an employee to a place of business in Minnesota who meets the definition of "employer" in 29 U.S.C. Section 152, Clause (2), but does not mean an employer who meets the definition in"

Page 2, line 3, delete "*exempt those businesses defined as small under*"

Page 2, line 4, after "645.445" insert "*, subdivision 2*".

The question was taken on the amendment and the roll was called. There were 74 yeas and 50 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Elioff	Knickerbocker	Ogren	Schoenfeld
Anderson, I.	Ellingson	Kostohryz	Onnen	Shea
Battaglia	Greenfield	Lehto	Osthoff	Sieben, M.
Begich	Gustafson	Long	Otis	Simoneau
Berkelman	Halberg	Mann	Peterson, D.	Skoglund
Blatz	Hanson	McCarron	Pogemiller	Staten
Brandl	Harens	McEachern	Redalen	Stumpf
Brinkman	Hauge	Metzen	Reding	Swanson
Byrne	Himle	Minne	Rees	Tomlinson
Carlson, L.	Hokanson	Munger	Rice	Vanasek
Clark, J.	Jacobs	Murphy	Rodriguez, C.	Vellenga
Clark, K.	Johnson, C.	Nelson, K.	Rodriguez, F.	Voss
Clawson	Jude	Norton	Rose	Wenzel
Dahlvang	Kalis	Novak	Samuelson	Wynia
Eken	Kelly	O'Connor	Sarna	

Those who voted in the negative were:

Aasness	Fjoslien	Kaley	Niehaus	Sherwood
Ainley	Forsythe	Kvam	Nysether	Stadum
Anderson, R.	Gruenes	Laidig	Olsen	Stowell
Carlson, D.	Haukoos	Lemen	Peterson, B.	Sviggunn
Dempsey	Heap	Levi	Piepho	Valan
Den Ouden	Heinitz	Ludeman	Reif	Valento
Erickson	Hoberg	Luknic	Rothenberg	Weaver
Esau	Hokr	Marsh	Schafer	Welker
Evans	Jennings	Mehrkens	Searles	Wigley
Ewald	Johnson, D.	Nelsen, B.	Sherman	Zubay

The motion prevailed and the amendment was adopted.

Stadum offered an amendment to H. F. No. 18.

#### POINT OF ORDER

Rice raised a point of order pursuant to rule 3.9 that the amendment was not in order. Chairperson Wynia ruled the point of order well taken and the amendment out of order.

Stadum appealed the decision of the chair.

A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of the Chairperson stand as the judgment of the House?" and the roll was called. There were 68 yeas and 61 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Aasness	Forsythe	Kvam	Onnen	Stadum
Ainley	Gruenes	Laidig	Peterson, B.	Stowell
Anderson, R.	Halberg	Lemen	Piepho	Sviggum
Blatz	Haukoos	Levi	Redalen	Valan
Carlson, D.	Heap	Ludeman	Rees	Valento
Dempsey	Heinitz	Luknic	Reif	Weaver
Den Ouden	Himle	Marsh	Rose	Welker
Drew	Hoberg	McDonald	Rothenberg	Wigley
Erickson	Hokr	Mehrkens	Schafer	Zubay
Esau	Jennings	Nelsen, B.	Schreiber	
Evans	Johnson, D.	Niehaus	Searles	
Ewald	Kaley	Nysether	Sherman	
Fjoslien	Knickerbocker	Olsen	Sherwood	

So it was the judgment of the House that the decision of the Chairperson should stand.

The question was taken on the motion to recommend passage of H. F. No. 18, as amended, and the roll was called. There were 56 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Greenfield	Long	Osthoff	Staten
Battaglia	Gustafson	Mann	Otis	Swanson
Begich	Hanson	McCarron	Peterson, D.	Tomlinson
Brandl	Harens	McEachern	Pogemiller	Vanasek
Byrne	Hauge	Metzen	Reding	Voss
Carlson, L.	Hokanson	Minne	Rice	Wenzel
Clark, J.	Jacobs	Murphy	Rodriguez, F.	Wynia
Clark, K.	Jude	Nelson, K.	Samuelson	Spkr. Sieben, H.
Clawson	Kahn	Norton	Sarna	
Dahlvang	Kelly	Novak	Sieben, M.	
Elioff	Kostohryz	O'Connor	Simoneau	
Ellingson	Lehto	Ogren	Skoglund	

Those who voted in the negative were:

Aasness	Anderson, G.	Blatz	Dempsey	Eken
Ainley	Anderson, R.	Brinkman	Den Ouden	Erickson
Anderson, B.	Berkelman	Carlson, D.	Drew	Esau

Evans	Jennings	Marsh	Reif	Stumpf
Ewald	Johnson, C.	McDonald	Rose	Sviggum
Fjoslien	Johnson, D.	Mehrkens	Rothenberg	Valan
Forsythe	Kaley	Nelsen, B.	Schafer	Valento
Gruenes	Kalis	Niehaus	Schoenfeld	Weaver
Halberg	Knickerbocker	Nysether	Schreiber	Welch
Haukoos	Kvam	Olsen	Searles	Welker
Heap	Laidig	Onnen	Shea	Wigley
Heinitz	Lemen	Peterson, B.	Sherman	Zubay
Himle	Levi	Piepho	Sherwood	
Hoberg	Ludeman	Redalen	Stadum	
Hokr	Luknic	Rees	Stowell	

The motion did not prevail.

#### ADJOURNMENT

Eken moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Tuesday, April 28, 1981.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

