

STATE OF MINNESOTA

SEVENTY-SECOND SESSION - 1981

FORTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MAY 6, 1981

The House of Representatives convened at 1:00 p.m. and was called to order by Harry A. Sieben, Jr., Speaker of the House.

Prayer was offered by Pastor Francis Dudley, Church of St. Michael, West St. Paul, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Hokr was excused. Carlson, D., was excused until 2:00 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. 1376, 1189, 1051, 1429, 1078, 61, 284 and 1445 and S. F. Nos. 359, 1058, 1087 and 835 have been placed in the members' files.

S. F. No. 662 and H. F. No. 859, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Johnson, D., moved that the rules be so far suspended that S. F. No. 662 be substituted for H. F. No. 859 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

May 6, 1981

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

Dear Speaker Sieben:

I have the honor to inform you that I received, approved, signed and deposited in the Office of the Secretary of State the following House Files:

H. F. No. 415, relating to financial institutions; authorizing federal funds transactions for credit unions; removing the limitation on insurance commission income and prohibiting participation of officials in such income; permitting the sale of real estate loans;

H. F. No. 525, relating to St. Louis County; authorizing an eleven member county extension committee;

H. F. No. 731, relating to family; providing for solemnization of marriages by certain court officers;

H. F. No. 410, relating to public welfare; authorizing the commissioner of public welfare to designate the county of

financial responsibility for patients transferred under the Interstate Compact on Mental Health who are not residents of Minnesota;

H. F. No. 29, relating to hospitals; requiring adoption of federal medicare standards for hospital licensing; regulating hospital inspections; providing for licensing of hospitals accredited by the joint commission on hospital accreditation;

H. F. No. 171, relating to historic sites; changing the classification of the Kensington Runestone historic site;

H. F. No. 347, relating to the cities of St. Paul and Minneapolis; exempting a certain joint housing bonding program from the provisions of Minnesota Statutes, Section 462C.07, Subdivision 2; clarifying the application of Minnesota Statutes 1980, Section 462A.18, Subdivision 2.

H. F. No. 1070, relating to health; exempting students in schools of dental assisting from the requirement of a dental license;

Sincerely,

ALBERT H. QUIE
Governor

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

May 4, 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>
	339	77	May 4	May 4
	480	78	May 4	May 4

<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>
	569	79	May 4	May 4
	708	80	May 4	May 4
	847	81	May 4	May 4
	876	82	May 4	May 4
	1178	83	May 4	May 4
	1237	84	May 4	May 4
	1269	85	May 4	May 4
200		86	May 4	May 4
225		87	May 4	May 4
249		88	May 4	May 4
353		89	May 4	May 4
372		90	May 4	May 4
375		91	May 4	May 4
520		92	May 4	May 4
741		93	May 4	May 4
760		94	May 4	May 4

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

Sieben, M., from the Committee on Appropriations to which was referred:

H. F. No. 647, A bill for an act relating to commerce; transferring the powers, duties, staff, and unexpended funds of the board of cosmetology examiners to the office of consumer services; establishing an advisory commission; authorizing licensing by occupation and operations; providing for enforcement;

providing a complaint handling procedure; prescribing penalties; providing remedies; amending Minnesota Statutes 1980, Section 214.01, Subdivision 3; proposing new law coded as Minnesota Statutes, Chapter 155A; repealing Minnesota Statutes 1980, Sections 155.01 to 155.21.

Reported the same back with the following amendments:

Page 6, after line 8, insert *"The rule shall authorize a licensed manicurist who complies with the health, safety, sanitation, inspection, and insurance rules promulgated by the director to operate a salon solely for the performance of those personal services defined in section 3, subdivision 5."*

With the recommendation that when so amended the bill pass.

The report was adopted.

Sieben, M., from the Committee on Appropriations to which was referred:

H. F. No. 826, A bill for an act relating to health; proposing a population-based, statewide cancer and birth defects surveillance system; designing a system and pilot test; appropriating money.

Reported the same back with the following amendments:

Page 1, line 18, delete *"January 30, 1982"* and insert *"January 1, 1983"*

Page 1, line 23, after *"smoking,"* insert *"alcohol and drug usage,"*

Page 2, line 11, after *"1982"* insert *"defining the pilot project and its objectives"*

Page 2, line 13, delete *"1983"* and insert *"1984"*

Page 2, delete lines 23 to 30

Amend the title as follows:

Page 1, line 4, after *"test"* delete the semicolon

Page 1, line 5, delete *"appropriating money"*

With the recommendation that when so amended the bill pass.

The report was adopted.

Sieben, M., from the Committee on Appropriations to which was referred:

H. F. No. 1022, A bill for an act relating to claims against the state; appropriating money for the payment thereof.

Reported the same back with the following amendments:

Page 3, after line 7, insert:

"Mrs. Elphie Gilbert (Ben), Route #3, Box #77, Sebeka, Minnesota 56477 \$600.00"

Page 3, after line 21, insert:

"Mrs. Laurie Horihan (Ben), c/o Robert Bergsrud, 134 Minnesota Street, Minnesota City, Minnesota 55959 \$195.00"

Page 4, after line 5, insert:

"Alan K. Obst, 2630 - 9th Lane, #113, Anoka, Minnesota 55303 \$300.00"

Page 4, after line 21, insert:

"Robert J. Stone, 2738 Dawn Drive, Great Falls, Montana 59404 \$600.00"

Page 4, after line 33, insert:

"Sec. 2. [CLAIMS; APPROPRIATIONS; GENERAL FUND.]

Subdivision 1. The sums set forth in this section are appropriated from the general fund to the persons named in this section in full and final payment of claims against the state.

Subd. 2. Robert Lee Bock, Route 2, Box 226, Brainerd, Minnesota 56401, for medical expenses incurred due to injuries sustained while doing assigned social restitution \$14.50.

Subd. 3. Norbert J. Gestach, Rural Route #1, Chaska, Minnesota 55318, for damage done to his property by a Jeffrey Hess, a ward of the department of public welfare \$250.00.

Subd. 4. Loretta Lidster, 344-16th Avenue North, Hopkins, Minnesota 55343, for medical expenses incurred due to injuries sustained by her son Kerry while he was doing assigned social restitution \$103.00.

Subd. 5. Roger D. Lundgren, 1616 E. 58th Street, Minneapolis, Minnesota 55417, for medical expenses incurred due to injuries sustained by his son Richard while he was doing assigned social restitution \$128.00.

Subd. 6. Geraldine Simmons, MCF-Shakopee, Box 7, Shakopee, Minnesota 55379, for loss of personal property when a fire occurred in the cottage in which it was stored. This property was in the custody and under the control of the state at the time of its damage or destruction \$175.00.

Subd. 7. Howard Tate, No. 40816, Box 900, Jefferson City, Missouri 65102, for compensation for injury incurred in the R-shop while in MCF-Stillwater \$2,513.00.

Subd. 8. Harold White, 819 Buffalo Street, St. Paul, Minnesota 55117, for compensation for injury incurred in the Cordage Industry while in MCF-Stillwater \$1,325.00.

Subd. 9. Eileen Wills, MCF-Shakopee, Box 7, Shakopee, Minnesota 55379, for loss of personal property when a fire occurred in the cottage in which it was stored. This property was in the custody and under the control of the state at the time of its damage or destruction \$280.00.

Sec. 3. [TRUNK HIGHWAY FUND CLAIMS.]

Subdivision 1. The sums set forth in this section are appropriated from the trunk highway fund to the commissioner of transportation for payment to the persons named in full and final payment of claims against the state.

Subd. 2. Church of St. Clotilde, Rural Route 3, Marshall, Minnesota 56258, for damages incurred when during construction of a by-pass around the Village of Green Valley an open drainage ditch was relocated and the tile line from the church was not re-connected, causing flooding in the basement from 1974 to 1979 \$4,519.00."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1357, A bill for an act relating to the Mountain Iron joint recreation board; regulating its tax levy.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 647, 826, 1022 and 1357 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 662 was read for the second time.

INTRODUCTION AND FIRST READING
OF HOUSE BILLS

The following House Files were introduced:

Rodriguez, C., introduced:

H. F. No. 1472, A bill for an act relating to education; adjusting amounts used to compute replacement levies and foundation aid in districts where the number of pupil units have increased in the 1980-1981 school year; amending Minnesota Statutes 1980, Section 124.212, by adding a subdivision.

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

McDonald introduced:

H. F. No. 1473, A bill for an act relating to public health; creating a physician's duty to make certain information available to women before performing the legalized killing of an unborn person; providing a criminal penalty; proposing new law coded in Minnesota Statutes, Chapter 145.

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

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 Files, herewith returned:

H. F. No. 357, A bill for an act relating to highway traffic regulation; authorizing and regulating the use of strobe lamps on school buses; correcting the applicability provision of a school bus law; authorizing and regulating flashing signals or school bus stop signal arms; imposing standards for the signal arms; restricting the meaning of "type three school bus"; prohibiting

a type three school bus from being equipped and identified as certain other school buses; amending Minnesota Statutes 1980, Sections 169.44, Subdivisions 3 and 10, and by adding subdivisions; 169.64, by adding a subdivision.

H. F. No. 1218, A bill for an act relating to education; extending due dates for plans and reports relating to the statewide education management information system; authorizing the state board to perform certain duties according to specified criteria in the absence of rules; amending Minnesota Statutes 1980, Sections 121.931, Subdivisions 3, 4 and 7; and 121.938, Subdivision 2.

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.

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. 624, A bill for an act relating to corrections; clarifying the transfer of correctional inmates to medical facilities; providing for tuberculosis testing for correctional employees; clarifying unclaimed property of correctional inmates, and diversified labor accounts; changing terminology of correctional facilities; harmonizing furlough provisions; prescribing the time for counties to submit estimates for reimbursement for probation services; prescribing a penalty; amending Minnesota Statutes 1980, Sections 241.07; 241.09; 241.14; 241.22; 241.64, Subdivisions 1 and 2; 242.20; 242.22; 242.43; 242.44; 242.45; 242.47; 242.48; 243.05; 243.20; 243.211; 243.465; 243.57; 243.58; 243.64; 244.07, Subdivision 1; 260.311, Subdivision 5; repealing Minnesota Statutes 1980, Sections 241.01, Subdivision 8; 241.15; 242.23; 242.24; 242.375; 242.52; 242.53; 243.06; 243.22; 243.25; 243.26; and 243.78.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Laidig moved that the House concur in the Senate amendments to H. F. No. 624 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 624, A bill for an act relating to corrections; clarifying the transfer of correctional inmates to medical facilities; providing for tuberculosis testing for correctional employees; clarifying unclaimed property of correctional inmates, and diversified labor accounts; changing terminology of correctional facilities; harmonizing furlough provisions; prescribing the time for counties to submit estimates for reimbursement for probation services; amending Minnesota Statutes 1980, Sections 241.07; 241.09; 241.14; 241.22; 242.20; 242.22; 242.43; 242.44; 242.45; 242.47; 242.48; 243.05; 243.20; 243.211; 243.465; 243.57; 243.58; 243.64; 244.07, Subdivision 1; 260.311, Subdivision 5; repealing Minnesota Statutes 1980, Sections 241.01, Subdivision 8; 241.15; 242.23; 242.24; 242.375; 242.52; 242.53; 243.06; 243.22; 243.25; 243.26; and 243.78.

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 114 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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. 211, A bill for an act relating to local government; permitting agreements for compensation for transfers of taxable property to the city of Moorhead by certain annexations.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Hoberg moved that the House concur in the Senate amendments to H. F. No. 211 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 211, A bill for an act relating to local government; permitting agreements for compensation for transfers of taxable property in certain annexations; proposing new law coded in Minnesota Statutes, Chapter 414.

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 116 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Shea

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

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. 407, A bill for an act relating to insurance; modifying the definition of a covered claim for purposes of the state's insurance guaranty association act; amending Minnesota Statutes 1980, Section 60C.09, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Wynia moved that the House refuse to concur in the Senate amendments to H. F. No. 407, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

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. 912, A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted and obsolete references and text; eliminating redundant, conflicting and superseded provisions; reenacting certain laws; amending Minnesota Statutes 1980, Sections 10.30; 12.03, Subdivision 9; 12.25, Subdivision 1; 15.0412, Subdivision 4d; 15.1611, Subdivisions 1 and 2; 15.1621, Subdivision 2; 15.163, Subdivision 6; 15.166, Subdivisions 1, 2 and 4; 15.1671; 15.50, Subdivision 1; 15.61, Subdivision 2; 16.172; 16.822, Subdivisions 3 and 6; 17.72; 17B.23; 27.01, Subdivision 1; 31.58; 32A.04, Subdivision 1; 35.067; 40.05, Subdivision 4; 40.071; 43.12, Subdivision 19; 43.126, Subdivisions 1 and 2; 43.24, Subdivision 2; 43.323, Subdivision 3; 47.203; 48.88, Subdivision 2; 50.14, Subdivision 5, as reenacted; 55.15; 60A.23, Subdivision 8; 62A.152, Subdivision 2; 62D.22, Subdivision 6; 62D.28, Subdivisions 2 and 3; 65B.05; 65B.06, Subdivision 2; 65B.71, Subdivision 2; 69.031, Subdivision 5; 69.29; 72A.20, Subdivision 15; 72C.11; 79.34, Subdivision 1; 84.55; 84A.52; 84B.05; 90.195; 92.36; 93.45, Subdivision 2; 111.09, Subdivision 2; 111.11;

111.31; 111.36; 111.78; 112.43, Subdivision 2; 115.34, Subdivision 1; 116.02, Subdivision 3; 116.06, Subdivision 1; 116.10; 122.532, Subdivision 3; 144.125; 144.653, Subdivision 1; 144.801, Subdivision 8; 144.92; 144A.01, Subdivision 2; 144A.10, Subdivision 3; 145.838, Subdivision 3; 148.88; 151.26, Subdivision 1; 161.38, Subdivision 6; 162.08, Subdivision 3; 173.12; 173.13, Subdivision 2; 173.20; 173.21; 174.256, Subdivision 5; 179.68, Subdivision 2; 179.69, Subdivision 3a; 179.691; 179.692; 182.661, Subdivision 1; 183.52; 183.56; 183.57, Subdivision 2; 183.59; 197.13; 197.48; 197.603, Subdivision 2; 218.031, Subdivision 1; 218.041, Subdivisions 2, 7 and 8; 219.39; 219.40; 219.741; 237.30; 239.05, Subdivision 1; 239.09; 241.021, Subdivision 2; 241.045, Subdivision 6; 241.27, Subdivision 2; 241.62, Subdivision 5; 243.87; 245.05; 245.06; 245.07; 245.781; 245.782, Subdivisions 1, 11 and 12; 245.783, Subdivisions 1, 2 and 3; 245.791; 245.801, Subdivision 5; 245.802, Subdivision 2; 245.803, Subdivisions 1, 2 and 3; 245.812, Subdivisions 2, 5 and 6; 250.05, Subdivisions 2 and 4; 256.25; 256.263, Subdivision 1; 256.483, Subdivision 1; 256B.15; 256E.03, Subdivision 2; 256E.06, Subdivision 2; 257.64, Subdivision 1; 260.241, Subdivision 4; 273.13, Subdivision 6; 275.50, Subdivisions 2 and 5; 282.281; 290.05, Subdivision 1; 290.14; 290.35; 290.53, Subdivision 4; 290.92, Subdivision 5; 290A.01; 290A.02; 290A.03, Subdivisions 1, 3, 8, 11 and 12; 290A.08; 290A.09; 290A.11, Subdivision 1; 290A.13; 290A.15; 290A.16; 290A.17; 290A.20; 290A.22; 294.25; 295.34, Subdivision 1; 297.03, Subdivision 3; 298.223; 298.244, Subdivision 2; 299F.19, Subdivision 6; 299H.22, Subdivision 2; 308.07, Subdivision 10; 325F.34; 326.02, Subdivisions 1, 2, 3, 4a and 5; 326.03, Subdivision 5; 326.08, Subdivision 1; 326.11, Subdivision 1; 326.12, Subdivision 3; 326.13; 340.54, Subdivisions 1 and 2; 349.11; 352.22, Subdivision 3; 352B.075, Subdivision 1; 353.661, Subdivision 2; 353.71, Subdivision 1; 354.44, Subdivision 1a; 354A.21; 360.037, Subdivision 2; 368.86; 412.251; 414.0325, Subdivisions 1 and 5; 418.20; 423.075, Subdivision 2; 427.09; 447.34, Subdivision 1; 447.35; 447.45, Subdivision 1; 465.72; 471.371, Subdivision 3; 471.616, Subdivision 1; 471.617; 471.74, Subdivision 2; 473.438, Subdivision 3; 473F.02, Subdivision 17; 474.03; 480.059, Subdivision 7; 485.14; 508.37, by adding a subdivision; 518.155; 518.66; 595.021; 595.022; 611.07, Subdivision 3; 611.12, Subdivision 7; 626.556, Subdivision 11; 626A.12, Subdivision 5; 628.56; 629.404, Subdivision 1; Laws 1980, Chapter 614, Section 163; reenacting Minnesota Statutes 1980, Section 50.14, Subdivision 5; reenacting and validating Laws 1980, Chapter 528; repealing Minnesota Statutes 1980, Chapters 2A and 3B; Sections 115.15; 115.16; 218.041, Subdivision 3; 273.061, Subdivision 11; 282.11; 325F.33; 325F.49; 325F.50; 473F.08, Subdivision 11; 475.53, Subdivision 2; 508.37, Subdivision 1; Laws 1979, Chapters 40, Sections 6 and 9; 303, Article 2, Section 7, and Article 10, Section 7; and 334, Article 3, Section 15; Laws 1980, Chapters 437, Section 4; 460, Sections 5, 18, 19 and 27; 487, Section 14; 509, Section 127; 528, Section 4; 534, Sections 27, 31, 39, 47, 53 and 54; 579, Section 3; and 600, Section 8.

Jude moved that the House refuse to concur in the Senate amendments to H. F. No. 912, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 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 Senate has appointed as such committee Messrs. Luther, Willet, Humphrey, Knoll and Ashbach.

House File No. 1443 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 1434, A bill for an act relating to the organization and operation of state government; appropriating money for the department of transportation and for other agencies with certain conditions; providing for the regulation of professional wrestling; imposing a tax on the gross receipts from admission to professional wrestling exhibitions, and on the gross receipts from the lease or sale of radio, motion picture and television rights therein; providing penalties; amending Minnesota Statutes 1980, Sections 12.14; 15.0412, Subdivision 4; 16A.128; 161.242, Subdivision 4; 168.013, Subdivisions 1c and 1e; 168.12, Subdivisions 1 and 2a; 168.27, Subdivisions 16 and 17; 168.33, Subdivision 7; 169.09, Subdivision 7; 169.79; 169.974, Subdivision 2; 171.13, by adding a subdivision; 171.36; 173.25; 174.255, by adding a subdivision; 174.31; 214.06, Subdivision 1; 216B.62, Subdivision 3 and by adding a subdivision; 237.295, Subdivision 2 and by adding a subdivision; 239.10; 239.52; 270.051, Subdivision 2; 297B.035, Subdivision 2; 319A.21; 326.241, Subdivision 3; 326.244, Subdivision 2; 340.02, Subdivisions 4 and 5; 340.11, Subdivisions 3, 3a and 14; 340.113, Subdivision 2; 340.119, Subdivision 3; 340.14, Subdivision 5; 340.17; 340.18, Subdivision 4; 340.402; 340.435, Subdivision 2; 340.493, Subdivision 2; 340.62; 341.01; 341.02; 341.04; 341.05; 341.07; 341.08; 341.09; 341.10; 341.12; 341.13; 341.15; 360.021, Subdivisions 1 and 2; 360.305, by adding subdivisions; 388.14; 388.19, Subdivision 1; 473.408, Subdivisions 6 and 7; 473.411, Subdivision 1; and 626.845, by adding a subdivision; Laws 1980, Chapter 534, Section 87; proposing new law coded in Minnesota Statutes, Chapter 138; repealing Minnesota Statutes 1980, Sections 168C.01; 168C.02; 168C.03; 168C.04; 168C.05; 168C.06; 168C.07; 168C.08; 168C.09; 168C.11; 168C.12; 168C.13; and 239.521.

The Senate has appointed as such committee Messrs. Menning, Purfeerst, Renneke, Stumpf and Pillsbury.

House File No. 1434 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

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

H. F. No. 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 16.851, by adding a subdivision; 144A.08, by adding a subdivision; 145.913, by adding a subdivision; 145.914, Subdivision 2; 241.021, by adding subdivisions; 241.13; 241.69, Subdivision 4; 245.0313; 245.765, Subdivision 1; 245.802, by adding a subdivision; 245.812, by adding a subdivision; 245.84, Subdivision 2; 246.151; 246.54; 256.76, Subdivision 1; 256.87; 256.872; 256.873; 256.875; 256.877; 256B.02, Subdivision 8; 256B.03; 256B.06, Subdivision 1; 256B.08; 256B.15; 256D.01, Subdivision 1; 256D.02, Subdivisions 4 and 8; 256D.03, Subdivisions 2 and 3, and by adding a subdivision; 256D.04; 256D.05, Subdivisions 1 and 4, and by adding a subdivision; 256D.06, Subdivisions 1 and 2, and by adding a subdivision; 256D.14; 260.311, Subdivision 5; 261.23; 393.07, Subdivision 10; 401.04; 401.12; 517.08, Subdivision 1b, and by adding a subdivision; 518.54, by adding subdivisions; 518.551; and 518.611; 518.64, by adding a subdivision; proposing new law coded in Minnesota Statutes, Chapters 144; 145; 241; 245; 256D; and 609; repealing Minnesota Statutes 1980, Sections 256.87, Subdivision 3; 256D.02, Subdivisions 9 and 10; and 256D.11.

The Senate has appointed as such committee Messrs. Sikorski, Knutson, Spear, Solon and Berglin.

House File No. 1446 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 1421, A bill for an act relating to the organization and operation of state government; appropriating money for education and related purposes, including the department of education, higher education coordinating board, state universities, community colleges, and the university of Minnesota and its hospitals, with certain conditions; amending Minnesota Statutes 1980, Sections 15.38; 121.931, Subdivision 5; 123.742, by adding a subdivision; 123.743; and 136A.121, Subdivisions 4 and 5.

The Senate has appointed as such committee Messrs. Nelson, Willet, Penny, Tennessen and Keefe.

House File No. 1421 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 969, A bill for an act relating to metropolitan government; authorizing the metropolitan council to prepare guidelines relating to the amendment of comprehensive plans; amending Minnesota Statutes 1980, Section 473.864, Subdivision 2.

The Senate has appointed as such committee Messrs. Knoll, Knutson and Luther.

House File No. 969 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 1052, A bill for an act relating to state lands; providing for the conveyance of certain land to the city of Fergus Falls.

The Senate has appointed as such committee Messrs. Olhoff, Setzepfandt and Rued.

House File No. 1052 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

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

The Senate has appointed as such committee Messrs. Berglin, Dicklich and Benson.

House File No. 157 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 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 Senate has appointed as such committee Messrs. Merriam, Lessard and Bernhagen.

House File No. 582 is herewith returned to the House.

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. 984 and 1212.

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. 376, 429 and 724.

PATRICK E. FLAHAVEN, Secretary of the Senate

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 912:

Jude, Vellenga and Heinitz.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 407:

Wynia, Ellingson and Kaley.

FIRST READING OF SENATE BILLS

S. F. No. 984, A bill for an act relating to game and fish; increasing game and fish licenses and other fees; including resident alien in the definition of resident for purposes of game and fish licenses; requiring the commissioner of natural resources to submit a license consolidation and elimination proposal to the legislature; amending Minnesota Statutes 1980, Sections 97.40, Subdivision 21; 98.45, Subdivision 6; 98.46, Subdivisions 2, 2a, 3, 4, 5, 5a, 6, 7, 8, 9, 9a, 10, 11, 12, 14, 15, 16, 17, 18, and 19, and by adding a subdivision; 100.35, Subdivisions 1 and 5; and 101.44; proposing new law coded in Minnesota Statutes, Chapter 97; repealing Minnesota Statutes 1980, Section 99.28, Subdivision 5.

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

S. F. No. 1212, A bill for an act relating to municipalities; discontinuance of unprofitable municipal liquor stores; restricting expenditure of public funds for liquor store operation; publication of operating statement; amending Minnesota Statutes 1980, Section 340.358, by adding a subdivision; proposing new law coded in Minnesota Statutes, Chapters 426 and 471.

The bill was read for the first time.

Clawson moved that S. F. No. 1212 and H. F. No. 1071, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 376, A bill for an act relating to taxation; altering the method of taxing the income of certain oil companies by prohibiting their use of certain deductions and requiring use of combined worldwide income; eliminating the use of the arithmetic average allocation formula for major oil companies; amending Minnesota Statutes 1980, Sections 290.01, by adding a subdivision; 290.09,

Subdivision 1; 290.091; 290.19, Subdivision 1; and 290.21, Subdivision 4.

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

S. F. No. 429, A bill for an act relating to public safety; regulating boilers, other apparatus and their operators; providing penalties; amending Minnesota Statutes 1980, Sections 183.375, Subdivision 2; 183.38; 183.39, Subdivision 1; 183.41, Subdivision 2; 183.411, Subdivision 3; 183.42; 183.44; 183.45; 183.46; 183.465; 183.48; 183.50; 183.51; 183.52; 183.53; 183.54; 183.545; 183.56; 183.57; 183.59; 183.60; 183.61; 183.62; and proposing new law coded in Minnesota Statutes, Chapter 183; repealing Minnesota Statutes 1980, Section 183.39, Subdivision 2.

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

S. F. No. 724, A bill for an act relating to game and fish; altering requirements for taking and possession; prescribing requirements for carrying and use of firearms and ammunition; prescribing penalties; amending Minnesota Statutes 1980, Sections 97.4841, Subdivision 2; 98.45, Subdivision 1; 98.46, Subdivisions 2 and 14; 98.47, Subdivision 7; 98.52, Subdivision 1; 99.27, Subdivision 1; and 100.29, Subdivisions 3 and 9; repealing Minnesota Statutes 1980, Section 101.42, Subdivision 10.

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

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 326

A bill for an act relating to health; changing eligibility requirements for catastrophic health expense protection; including insurance premiums; appropriating money; amending Minnesota Statutes 1980, Sections 62E.52, Subdivisions 2 and 3; 62E.53, Subdivisions 1 and 2; and 62E.531, Subdivision 2.

May 5, 1981

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

The Honorable Jack Davies
President of the Senate

We, the undersigned conferees for H. F. No. 326, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 326 be further amended as follows:

Page 1, line 24, strike "20" and insert "25"

Page 2, line 3, delete "18" and insert "12"

Page 2, line 6, after "1," insert "or for services of an intermediate care facility, level I, for not more than 120 days in a year,"

Page 2, after line 7, insert

" "Qualified expense" does not include a charge incurred by an individual who was a member of a health maintenance organization at the time the expense was incurred if that individual could have received the service at no cost through the health maintenance organization. If that individual could have received the service at reduced cost through the health maintenance organization, but elected instead to pay for the service elsewhere, "qualified expense" includes only the cost that would have been incurred through use of the health maintenance organization."

Page 2, line 33, strike "20" and insert "25"

Page 3, after line 5, insert

"Sec. 5. [62E.5305] [PROPERTY TRANSFERS.]

A person who has transferred any real or personal property within one year immediately preceding the date of application for assistance under sections 62E.51 to 62E.55 or who transfers the property while receiving assistance under sections 62E.51 to 62E.55 without receiving a reasonable consideration for it is presumed to have done so in order to become or remain eligible for assistance under sections 62E.51 to 62E.55 or to have deprived himself or his spouse of a resource that otherwise might have been used to meet his or their current needs. The person has the burden of overcoming the presumption to the satisfaction of the county agency."

Page 3, line 6, delete "Sec. 5." and insert "Sec. 6."

Page 3, after line 18, insert

"Sec. 7. Minnesota Statutes 1980, Section 62E.54, is amended by adding a subdivision to read:

Subd. 3. [TRANSFERS PROHIBITED.] The commissioner shall make no transfers between appropriations for the payment of health services under the provisions of sections 62E.51

to 62E.55 and appropriations for other programs of the department of public welfare.

Sec. 8. Minnesota Statutes 1980, Section 256.98, is amended to read:

256.98 [WRONGFULLY OBTAINING ASSISTANCE; THEFT.]

A person who obtains, or attempts to obtain, or aids or abets any person to obtain by means of a willfully false statement or representation, by intentional concealment of a material fact, or by impersonation or other fraudulent device, assistance to which he is not entitled or assistance greater than that to which he is entitled, or who knowingly aids or abets in buying or in any way disposing of the property of a recipient or applicant of assistance without the consent of the local agency with intent to defeat the purposes of sections 62E.51 to 62E.55, 256.12, 256.72 to 256.872, chapter 256B, is guilty of theft and shall be sentenced pursuant to section 609.52, subdivision 3, clauses (1), (2) and (5). The amount of the assistance incorrectly paid shall be the difference between the amount of assistance actually received and the amount to which the recipient would have been entitled under state and federal law had the welfare agency been informed of all material facts. The amount of any assistance determined to have been incorrectly paid shall be recoverable from the recipient or his estate by the county or the state as a debt due the county or the state or both in proportion to the contribution of each. Any amounts recovered shall be paid to the appropriate units of government in the same manner as provided in section 256.863. To prosecute or to recover assistance wrongfully obtained under this section, the attorney general or the appropriate county attorney, acting independently or at the direction of the attorney general, may institute a criminal or civil action."

Page 3, line 19, delete "6" and insert "9"

Page 3, line 22, delete "5" and insert "8"

Amend the title as follows:

Page 1, line 7, after "2" insert "62E.54, by adding a subdivision; and 256.98; proposing new law coded in Minnesota Statutes, Chapter 62E"

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

House Conferees: JAMES C. SWANSON, LYNDON R. CARLSON and ROBERT W. REIF.

Senate Conferees: GERRY SIKORSKI, HOWARD A. KNUTSON and TOM NELSON.

Swanson moved that the report of the Conference Committee on H. F. No. 326 be adopted and that the bill be repassed as amended by the Conference Committee.

Schreiber moved that the Conference Committee Report on H. F. No. 326 be postponed until Thursday, May 14, 1981.

A roll call was requested and properly seconded.

CALL OF THE HOUSE

On the motion of Vanasek and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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

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

The question recurred on the Schreiber motion.

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

The roll was called and there were 62 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Aasness	Blatz	Den Ouden	Esau	Fjoslien
Ainley	Dean	Drew	Evans	Forsythe
Anderson, R.	Dempsey	Erickson	Ewald	Friedrich

Gruenes	Knickerbocker	Nelsen, B.	Rose	Valan
Halberg	Kvam	Niehaus	Rothenberg	Valento
Haukoos	Laidig	Nysether	Schafer	Weaver
Heap	Lemen	Olsen	Schreiber	Welker
Heinitz	Levi	Onnen	Searles	Wieser
Himle	Ludeman	Peterson, B.	Sherman	Wigley
Hoberg	Luknic	Piepho	Sherwood	Zubay
Jennings	Marsh	Redalen	Stadum	
Johnson, D.	McDonald	Rees	Stowell	
Kaley	Mehrkens	Reif	Svigum	

Those who voted in the negative were:

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

The Schreiber motion did not prevail.

The question recurred on the Swanson motion that the report of the Conference Committee on H. F. No. 326 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 326, A bill for an act relating to health; changing eligibility requirements for catastrophic health expense protection; including insurance premiums; appropriating money; amending Minnesota Statutes 1980, Sections 62E.52, Subdivisions 2 and 3; 62E.53, Subdivisions 1 and 2; and 62E.531, Subdivision 2.

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

The question was taken on the repassage of the bill and the roll was called.

Vanasek moved that those not voting be excused from voting. The motion did not prevail.

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

There were 94 yeas and 37 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Elioff	Kelly	Novak	Schoenfeld
Anderson, G.	Ellingson	Knickerbocker	Nysether	Shea
Anderson, I.	Evans	Kostohryz	O'Connor	Sieben, M.
Anderson, R.	Greenfield	Lehto	Ogren	Simoneau
Battaglia	Gustafson	Lemen	Olsen	Skoglund
Begich	Hanson	Levi	Osthoff	Staten
Berkelman	Harens	Long	Otis	Stumpf
Blatz	Hauge	Luknic	Peterson, B.	Sviggun
Brandl	Heap	Mann	Peterson, D.	Swanson
Brinkman	Heinitz	Marsh	Pogemiller	Tomlinson
Byrne	Hoberg	McCarron	Reding	Vanasek
Carlson, L.	Hokanson	McEachern	Rees	Vellenga
Clark, J.	Jacobs	Mehrkens	Reif	Voss
Clark, K.	Johnson, C.	Metzen	Rice	Weaver
Clawson	Johnson, D.	Minne	Rodriguez, C.	Welch
Dahlvang	Jude	Munger	Rodriguez, F.	Wenzel
Dean	Kahn	Murphy	Rose	Wynia
Drew	Kaley	Nelson, K.	Samuelson	Spkr. Sieben, H.
Eken	Kalis	Norton	Sarna	

Those who voted in the negative were:

Aasness	Friedrich	Ludeman	Schafer	Valento
Ainley	Gruenes	McDonald	Schreiber	Welker
Dempsey	Halberg	Nelsen, B.	Searles	Wieser
Den Ouden	Haukoos	Niehaus	Sherman	Wigley
Erickson	Himle	Onnen	Sherwood	Zubay
Esau	Jennings	Piepho	Stadum	
Ewald	Kvam	Redalen	Stowell	
Forsythe	Laidig	Rothenberg	Valan	

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

CALL OF THE HOUSE LIFTED

Vanasek moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Eken, from the Committee on Rules and Legislative Administration, pursuant to Rule 1.9, designated the following bills as a Special Order to be acted upon immediately preceding General Orders for today, Wednesday, May 6, 1981:

H. F. Nos. 705, 1071, 184, 1163 and 1375 and S. F. Nos. 763, 835, 558, 660, 805, 690, 808, 876, 694, 939, 1321, 215, 1106, 399, 96, 99, 159, 513 and 732.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Anderson, I., requested immediate consideration of H. F. Nos. 242 and 1143.

H. F. No. 242, A bill for an act relating to taxation; increasing the deduction for tuition, textbooks, and transportation of dependents attending certain schools; amending Minnesota Statutes 1980, Section 290.09, Subdivision 22.

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 107 yeas and 16 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Carlson, D.	Clawson	Jennings	Long	Otis
Carlson, L.	Greenfield	Kahn	Minne	Peterson, D.
Clark, J.	Hauge	Kaley		
Clark, K.	Heinitz	Lehto		

The bill was passed and its title agreed to.

H. F. No. 1143, A bill for an act relating to taxation; income; property tax refund; adopting federal income tax limitations on the deduction of interest; authorizing the commissioner to provide a short form income tax return; clarifying the computation of the low income alternative tax; providing for the computation of net operating loss; allowing for disclosures of information between the department of economic security and the commissioner of revenue regarding unemployment compensation; allowing for disclosures of information between the commissioner of revenue and the commissioner of public welfare; allowing the commissioner to obtain information required on returns

by court action; allowing the commissioner to designate the places returns may be filed; conforming information return requirements to the federal requirements; requiring certain statements to be furnished to subjects of information returns; providing that payment of taxes of a decedent shall be made by successors in the absence of a personal representative; adopting the federal requirements for withholding and reporting on tips; clarifying the liability of employers in regard to withholding tax returns; conforming information requirements of withholding statements to federal law; allowing notification of an employer by the department that a withholding certificate is invalid; providing for verification of withholding exemptions and appeal by the claimant; allowing certain spouses to file a joint property tax return claim; conforming estimated tax requirements with federal law; altering the computation of the corporate estimated tax; conforming tax exempt provisions with federal law; altering filing requirements for corporations; allowing the commissioner to adjust the computation of federal adjusted gross income in certain circumstances; specifying or increasing interest rates on certain delinquent taxes and penalties; abolishing an election relating to the lump sum distribution tax; providing penalties; providing the computation of basis; providing for the liability of taxes due on a combined return; amending Minnesota Statutes 1980, Sections 10A.31, Subdivision 1; 15.1691, Subdivision 2; 268.12, Subdivision 12; 290.05; 290.06, Subdivision 3d; 290.067, Subdivision 2; 290.09, Subdivision 3; 290.095, Subdivisions 1, 9, and by adding a subdivision; 290.14; 290.37, Subdivision 1; 290.39, Subdivisions 1, 2, and by adding a subdivision; 290.41, Subdivision 2, and by adding subdivisions; 290.42; 290.43; 290.44; 290.46; 290.53, Subdivisions 3 and 3a; 290.61; 290.92, Subdivision 1, 2a, 7, 15, and by adding subdivisions; 290.93, Subdivisions 1, 3 and 10; 290.931, Subdivision 1; 290.934, Subdivisions 4 and 5; 290A.03, Subdivision 8; 290A.07; 290A.08; 290A.11, Subdivisions 2 and 4; repealing Minnesota Statutes 1980, Section 290.032, Subdivision 4.

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 123 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Munger Welker

The bill was passed and its title agreed to.

Pursuant to rule 1.10, Sieben, M., requested immediate consideration of H. F. No 1376 and S. F. No. 359.

H. F. No. 1376 was reported to the House.

Wenzel moved to amend H. F. No. 1376 as follows:

Page 1, line 18, after "Subd. 2." insert "[216B.031]"

Page 1, line 20, delete "*providing*" and insert "*which provides*"

Page 1, line 24, delete "*This provision*" and insert "*The averaging of rates provided by this subdivision*"

Page 2, line 2, delete "*geographic areas*" and insert "*sources*"

Page 2, delete line 4 and insert "*Not later than August 1, 1981, any utility affected by provisions of this act shall file with the public utilities commission proposed rate increases and decreases to accomplish the purposes of section 1, subdivision 2.*"

Amend the title as follows:

Page 1, line 5, before the period insert "; proposing new law coded in Minnesota Statutes, Chapter 216B"

The motion prevailed and the amendment was adopted.

Jacobs moved to amend H. F. No. 1376, as amended, as follows:

Page 2, line 2, after the period insert "*Any changes in the rates for natural gas resulting from the provisions of this subdivision shall not be applied to natural gas customers in Anoka, Dakota, Carver, Hennepin, Ramsey, Scott, Washington, Wright, Sherburne, Kanabec, or Meeker county.*"

A roll call was requested and properly seconded.

Sieben, M., withdrew his request under rule 1.10 and H. F. No. 1376, as amended, was returned to General Orders.

S. F. No. 359 was reported to the House.

CALL OF THE HOUSE

On the motion of Carlson, D., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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

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

Himle moved to amend S. F. No. 359, the unofficial engrossment as follows:

Page 4, line 22, after "manner" and page 4, line 27 after "manner" insert:

"and shall not engage in the following prohibited activities: (1) organizing a political party, committee or club; (2) actively participating in fund raising activities for partisan candidates or political parties; (3) becoming a partisan candidate for or campaigning for elective public office; (4) actively managing a campaign of a partisan candidate for public office; (5) initiating or circulating a partisan nominating petition or soliciting votes for a partisan candidate for public office; and (6) serving as a delegate, alternate or proxy to a political party convention".

A roll call was requested and properly seconded.

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

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

There were 38 yeas and 88 nays as follows:

Those who voted in the affirmative were:

Ainley	Harens	Laidig	Peterson, B.	Sherman
Carlson, D.	Haukoos	Lemen	Piepho	Sherwood
Dempsey	Heinitz	McDonald	Redalen	Stadum
Erickson	Himle	Nelsen, B.	Rees	Valento
Fjoslien	Hoberg	Niehaus	Rothenberg	Wieser
Forsythe	Johnson, D.	Nysether	Schafer	Zubay
Gruenes	Kaley	Olsen	Schreiber	
Halberg	Knickerbocker	Onnen	Searles	

Those who voted in the negative were:

Aasness	Den Ouden	Kalis	Novak	Simoneau
Anderson, B.	Drew	Kelly	O'Connor	Skoglund
Anderson, G.	Eken	Kostohryz	Ogren	Staten
Anderson, I.	Elioff	Lehto	Osthoff	Stowell
Anderson, R.	Ellingson	Levi	Otis	Stumpf
Battaglia	Evans	Long	Peterson, D.	Sviggum
Begich	Friedrich	Ludeman	Pogemiller	Swanson
Berkelman	Greenfield	Luknic	Reding	Tomlinson
Blatz	Gustafson	Mann	Reif	Vanasek
Brandl	Hanson	Marsh	Rice	Vellenga
Brinkman	Hauge	McCarron	Rodriguez, C.	Voss
Byrne	Heap	McEachern	Rodriguez, F.	Welch
Carlson, L.	Hokanson	Mehrkins	Rose	Wenzel
Clark, J.	Jacobs	Minne	Samuelson	Wigley
Clark, K.	Jennings	Munger	Sarna	Wynia
Clawson	Johnson, C.	Murphy	Schoenfeld	Spkr. Sieben, H.
Dahlvang	Jude	Nelson, K.	Shea	
Dean	Kahn	Norton	Sieben, M.	

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

Stowell and Wenzel moved to amend S. F. No. 359, the unofficial engrossment, as follows:

Page 101, after line 15, insert a new section to read:

"Sec. 134. Laws 1980, Chapter 556, Section 12, is reenacted to read:

Sec. 12. Minnesota Statutes 1978, Section 176.011, Subdivision 11a, is amended to read:

Subd. 11a. [FAMILY FARM.] "Family farm" means any farm operation which pays or is obligated to pay less than (\$4,000) \$8,000 in cash wages, exclusive of machine hire, to farm laborers for services rendered during the preceding calendar year. For purposes of this subdivision, farm laborer does not include any spouse, parent or child, regardless of age, of a farmer employed by the farmer, or any executive officer of a family farm corporation as defined in section 500.24, subdivision 1, or any spouse, parent or child, regardless of age, of such an officer employed by that family farm corporation, or other farmers in the same community or members of their families exchanging work with the employer. Notwithstanding any law to the contrary, a farm laborer shall not be considered as an independent contractor for the purposes of this chapter."

Renumber subsequent sections

Correct internal references

Further, amend the title as follows:

Page 2, line 58, after the semi-colon insert "reenacting Laws 1980, Chapter 556, Section 12;"

The motion prevailed and the amendment was adopted.

Haukoos and Jennings moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 46, after line 13, insert:

"Sec. 58. Minnesota Statutes 1980, Section 176.041, Subdivision 1, is amended to read:

Subdivision 1. [EMPLOYMENTS EXCLUDED.] This chapter does not apply to persons employed by any common carrier by railroad engaged in interstate or foreign commerce, which persons are covered by the Federal Employers' Liability Act (45 U.S.C. 51-60) or other comparable federal law; persons employed by family farms as defined by section 176.011, subdivision 11a, the spouse, parent and child, regardless of age, of a farmer employer working for him; partners engaged in any farm operation or partners engaged in a business and the spouse, parent, and child, regardless of age, of any of the partners of the farm operation or business; an executive officer of a family farm corporation; an executive officer of a closely held corporation referred to in section 176.012; any spouse, parent, or child, regardless of age, of an executive officer of a family farm corporation as defined in section 500.24, subdivision 2, employed by that family farm corporation; any spouse, parent, or child, regardless of age, of an executive officer of a closely held corporation referred to in section 176.012; or other farmers or members of their families exchanging work

with the farmer employer or family farm corporation operator in the same community, or persons whose employment at the time of the injury is casual, and not in the usual course of the trade, business, profession, or occupation of his employer; nor does it apply to officers or members of veteran's organizations whose employment relationship arises solely by virtue of attending meetings or conventions of their organization, unless the veteran's organizations elect by resolution to provide coverage under this chapter for the officers or members. Neither shall the chapter apply to any person employed as a household worker in, for, or about, a private home or household who earns less than \$500 in cash in any three month period from a single private home or household provided that any household worker who has earned \$500 or more from his present employer in any three month period within the previous year shall be covered by this chapter regardless of whether or not he has in the present quarter earned \$500. This chapter does not apply to those persons employed by a corporation where those persons are related by blood or marriage, within the third degree of kindred according to the rules of civil law, to all of the officers of the corporation, and if the corporation files a written election with the commissioner of labor and industry to have those persons excluded from this chapter. This chapter does not apply to (A NONPROFIT ASSOCIATION) *persons employed by an employer* which does not pay more than (\$500) \$8,000 in salary or wages in a year."

Renumber sections accordingly

Further amend the title:

Page 1, line 31, after the semi-colon, insert "exempting from coverage employees of employers who pay less than \$8,000 in wages annually;"

Page 2, line 39, after the comma insert "Subdivision 1 and"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 64 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Heinitz	Levi	Olsen
Ainley	Esau	Himle	Ludeman	Onnen
Berkelman	Ewald	Hoberg	Luknic	Peterson, B.
Blatz	Fjoslien	Jennings	Marsh	Piepho
Brinkman	Forsythe	Johnson, D.	McDonald	Redalen
Carlson, D.	Friedrich	Kaley	McEachern	Rees
Dean	Gruenes	Knickerbocker	Mehrrens	Reif
Dempsey	Halberg	Kvam	Nelsen, B.	Rose
Den Ouden	Haukoos	Laidig	Niehaus	Rothenberg
Drew	Heap	Lemen	Nysether	Schafer

Schreiber	Sherwood	Svigum	Weaver	Wigley
Searles	Stadum	Valan	Welker	Zubay
Sherman	Stowell	Valento	Wieser	

Those who voted in the negative were:

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

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

Stadum moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 61, line 2, delete the last comma

Page 61, line 3, delete "Subdivision 1,"

Page 61, after line 6, insert:

"Subd. 2. The commissioner shall by rule establish a schedule of internal organs that are compensable and indicate in the schedule (TO WHAT) *the extent to which the organs are compensable under section 176.101, subdivision 3.*

Subd. 3. In order to accomplish the purposes of this section, the commissioner shall (STUDY) *utilize the disability (OR) and permanent impairment (SCHEDULES SET UP BY OTHER STATES,) guide established by the American Medical Association (AND OTHER ORGANIZATIONS). Temporary rule-making is authorized for the purposes of this section. The commissioner shall issue rules required by this section no later than July 1, 1982."*

Further, amend the title as follows:

Page 2, line 43, delete ", Subdivision 1"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 66 yeas and 67 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, B.	Ellingson	Lehto	Osthoff	Skoglund
Anderson, G.	Greenfield	Long	Otis	Staten
Anderson, I.	Gustafson	Mann	Peterson, D.	Swanson
Battaglia	Hanson	McCarron	Pogemiller	Tomlinson
Begich	Harens	McEachern	Reding	Vanasek
Brandl	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.	
Elioff	Kostohryz	Ogren	Simoneau	

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

Kaley moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 43, line 29, to Page 46, line 6, delete Sections 55 and 56 and insert a new Section 55 to read:

"Sec. 55. Minnesota Statutes 1980, Section 176.021, Subdivision 3, is amended to to read:

Subd. 3. [COMPENSATION, COMMENCEMENT OF PAYMENT.] All employers shall commence payment of the compensation at the time and in the manner prescribed by this chapter without the necessity of any agreement or any order of the division. Except those of medical, burial, and other non-periodic benefits, payment shall be made as nearly as may be at the intervals when the wage was payable (; PROVIDED, HOWEVER, THAT). Payments for permanent partial disability (IN CASES IN WHICH RETURN TO WORK OCCURS PRIOR TO FOUR WEEKS FROM THE DATE OF INJURY) shall be made by lump sum payment, and the provisions of section 176.165 shall not apply, without the necessity of any agreement, or order of

the division, upon cessation of payments for temporary total disability and upon the employee's return to work, *unless 1) the employee has retired or 2) the employee has completed a rehabilitation plan pursuant to section 176.102, but is unable, with due diligence, to obtain work he can do in his permanently partially disabled condition with his previous employer or another employer, in either of which case payment shall be made on the cessation of payments for temporary total disability.* (IN CASES IN WHICH RETURN TO WORK DOES NOT OCCUR PRIOR TO FOUR WEEKS AFTER INJURY, PAYMENTS FOR PERMANENT PARTIAL DISABILITY SHALL BE MADE ACCORDING TO THE FOLLOWING SCHEDULE: 25 PERCENT OF THE AMOUNT DUE AFTER FOUR WEEKS FROM THE DATE OF INJURY, 25 PERCENT AFTER EIGHT WEEKS, 25 PERCENT AFTER 12 WEEKS AND 25 PERCENT AFTER 16 WEEKS, PROVIDED THAT ANY AND ALL PAYMENTS REMAINING SHALL BE PAID UPON THE CESSATION OF PAYMENTS FOR TEMPORARY TOTAL DISABILITY AND UPON THE EMPLOYEE'S RETURN TO WORK. IF DOUBT EXISTS AT THAT TIME AS TO THE EVENTUAL PERMANENT PARTIAL DISABILITY, PAYMENT SHALL BE THEN MADE FOR THE MINIMUM PERMANENT PARTIAL DISABILITY ASCERTAINABLE IN LUMP SUM, AND FURTHER LUMP SUM PAYMENT SHALL BE MADE UPON ANY LATER ASCERTAINMENT OF GREATER PERMANENT PARTIAL DISABILITY. AT THE TIME OF THE TENDER OF THE LUMP SUM PAYMENT, THE EMPLOYEE AND EMPLOYER SHALL BE FURNISHED WITH A COPY OF THE MEDICAL REPORT UPON WHICH THE PAYMENT IS BASED, TOGETHER WITH A STATEMENT BY THE INSURER AS TO WHETHER THE TENDERED PAYMENT IS FOR MINIMUM PERMANENT PARTIAL DISABILITY OR FINAL AND EVENTUAL DISABILITY.) Compensation for permanent partial disability is payable (CONCURRENTLY AND) in addition to compensation for temporary total disability and temporary partial disability as set forth in section 176.101, subdivisions 1 and 2, (AND) *but not for permanent total disability as defined in section 176.101, (SUBDIVISION) subdivisions 4 and 5* (; AND SUCH COMPENSATION FOR PERMANENT PARTIAL DISABILITY SHALL NOT BE DEFERRED PENDING COMPLETION OF PAYMENT FOR TEMPORARY DISABILITY OR PERMANENT TOTAL DISABILITY, AND NO CREDIT SHALL BE TAKEN FOR PAYMENT OF PERMANENT PARTIAL DISABILITY AGAINST LIABILITY FOR PERMANENT TOTAL DISABILITY). Liability on the part of an employer or his insurer for disability of a temporary total (,) *and* temporary partial (,) AND PERMANENT TOTAL) nature shall be considered as a continuing product and part of the employee's inability to earn or reduction in earning capacity due to injury or occupational disease and shall be payable accordingly. Permanent partial disability is payable for functional loss of use or impairment of function, permanent in nature (,) AND PAYMENT THEREFORE SHALL BE SEPARATE, DISTINCT, AND IN ADDITION TO PAYMENT FOR ANY

OTHER COMPENSATION). The right to receive temporary total, temporary partial, permanent partial or permanent total disability payments shall vest in the injured employee or his dependents under this chapter or, if none, in his legal heirs at the time the disability can be ascertained and the right shall not be abrogated by the employee's death prior to the making of the payment."

Renumber the sections accordingly

Correct internal cross-references

Further, amend the title as follows:

Page 1, lines 36 and 37, delete "and weekly payments if an employee could but does not return to work"

Page 2, line 39, delete "subdivisions" and insert "a subdivision"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 65 yeas and 68 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, B.	Elioff	Kostohryz	Ogren	Skoglund
Anderson, G.	Ellingson	Lehto	Osthoff	Staten
Anderson, I.	Greenfield	Long	Otis	Stumpf
Battaglia	Gustafson	Mann	Peterson, D.	Swanson
Begich	Hanson	McCarron	Pogemiller	Tomlinson
Berkelman	Harens	McEachern	Reding	Vanasek
Brandl	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	Sieben, M.	
Eken	Kelly	O'Connor	Simoneau	

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

Rose moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 61, line 5, after "division" insert "*to the extent that such services can be provided without interfering with the section's responsibility to provide rehabilitation services to injured employees*"

Page 62, after line 4; Page 62, after line 34; and Page 63, after line 27, insert:

"The time periods for payments, number of years of weekly payments for purposes of calculating lump sum payments, and the application of the adjustment provided in section 176.645 as provided in this subdivision are subject to the limitations provided in subdivision 22."

Page 63, lines 28 to 34, delete section 79

Page 65, after line 2, insert a new section to read:

"Sec. 82. Minnesota Statutes 1980, Section 176.111, is amended by adding a subdivision to read:

Subd. 22. [COMPENSATION MAXIMUM.] Compensation payable under this section to the dependents of a deceased employee, and to other persons entitled to compensation pursuant to this section, shall not exceed a total of \$75,000 in the case of a surviving spouse with no dependent child, a total of \$100,000 in the case of a surviving spouse with one dependent child, a total of \$130,000 in the case of a surviving spouse with two dependent children, and a total of \$150,000 in the case of a surviving spouse with three or more dependent children."

Renumber subsequent sections

Correct internal references

Further, amend the title as follows:

Page 2, line 14, after the semi-colon, insert "providing a limitation on survivors' benefits;"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 64 yeas and 69 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Gruenes moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 80, line 20, before "If" insert "Subd. 4."

Page 80, line 22, after "welfare" insert ", or he receives subsistence or other payments pursuant to such a program,"

Page 80, line 25, delete "medical expenses paid" and insert "payments made"

Page 80, after line 27, insert:

"Amounts paid to an injured employee pursuant to such a program and attributable to the personal injury shall be deducted from any settlement or award of compensation or benefits under this chapter. The insurer shall attempt, with due diligence, to ascertain whether payments have been made to an injured employee pursuant to such a program prior to any settlement or issuance of a binding award and shall notify the commissioner when such payments have been made."

The motion prevailed and the amendment was adopted.

Piepho moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 55, line 5, strike "that" and insert "*equal to 66-2/3 per cent of the employee's daily wage for the weeks specified for the disabilities*"

Page 55, line 6, after "maximum" insert "*weekly*"

Page 55, line 7, delete everything before the colon and insert "\$250"

Further, amend the title as follows:

Page 2, line 14, after the semi-colon, insert "providing a limitation on weekly amounts for permanent partial payments;"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 48 yeas and 85 nays as follows:

Those who voted in the affirmative were:

Aasness	Forsythe	Kvam	Piepho	Stowell
Ainley	Friedrich	Lemen	Redalen	Svigggum
Carlson, D.	Halberg	Levi	Reif	Valan
Dean	Haukoos	Ludeman	Rose	Valento
Dempsey	Heap	Marsh	Rothenberg	Welker
Den Ouden	Heinitz	McDonald	Schafer	Wieser
Erickson	Himle	Nelsen, B.	Searles	Wigley
Esau	Hoberg	Niehaus	Sherman	Zubay
Ewald	Jennings	Nysether	Sherwood	
Fjoslien	Kaley	Onnen	Stadum	

Those who voted in the negative were:

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

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

Swiggum moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 60, after line 35, insert:

"Sec. 74. Minnesota Statutes 1980, Section 176.101, is amended by adding a subdivision to read:

Subd. 8. [APPORTIONMENT.] The compensation payable under this chapter for a compensable personal injury or occupational disease shall be reduced in all cases in which a pre-existing condition or disability, not otherwise compensable under this chapter, aggravates or in any other manner contributes to the disability resulting from the compensable personal injury or occupational disease, by a percentage equal to the proportion of the resulting disability which is attributable to the pre-existing condition or disability."

Renumber the sections accordingly

Correct internal cross-references

Further, amend the title as follows:

Page 1, line 33, after the semi-colon insert "providing for apportionment of liability,"

Page 2, line 42, after "3" insert ", and by adding a subdivision"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 66 yeas and 67 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Swiggum moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 43, after line 2, insert a new section to read:

"Sec. 53. Minnesota Statutes 1980, Section 176.011, Subdivision 16, is amended to read:

Subd. 16. [PERSONAL INJURY.] "Personal injury" means injury arising out of and in the course of employment and includes personal injury caused by occupational disease; but does not (COVER) *include an injury suffered by an employee except while he is engaged in, on, or about the premises where his services require his presence as a part of such service at the time of the injury and during the hours of such service. An injury which arises out of and in the course of employment in part and in part from other causes is a "personal injury" for the purposes of this chapter only to the extent of that portion of the injury directly attributable to the employment. Where the employer regularly (FURNISHED) furnishes transportation to his employees to and from the place of employment such employees are subject to this chapter while being so transported (, BUT SHALL). "Personal injury" does not include an injury caused by the act of a third person or fellow employee intended to injure the employee because of reasons personal to him, and not directed against him as an employee, or because of his employment. An injury which is not the result of a single discrete event or of an occupational disease shall be presumed not to be a "personal injury" unless the contrary is shown by clear and convincing evidence.*"

Renumber subsequent sections

Correct internal references

Further, amend the title as follows:

Page 1, line 28, after the semi-colon insert "providing for apportionment of liability;"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 66 yeas and 66 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Sviggum moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 60, after line 35, insert a new section to read:

"Sec. 74. Minnesota Statutes 1980, Section 176.101, is amended by adding a subdivision to read:

Subd. 8. Notwithstanding any other provision of this chapter to the contrary, an employee who suffers an injury that re-

sults in a permanent disability compensable under subdivisions 3, 4, or 5 shall not be compensated for that portion of the disability which is attributable to a prior injury which has been indemnified pursuant to any workers' compensation law, tort law, contract, arbitration award, or in any other manner."

Renumber the remaining sections

Further, amend the title as follows:

Page 1, line 41, after the semi-colon insert "providing for apportionment of liability;"

Page 2, line 42, after "3" insert "and by adding a subdivision"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 68 yeas and 65 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed and the amendment was adopted.

Kaley moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 55, after line 1, insert a new section to read:

"Sec. 73. Minnesota Statutes 1980, Section 176.101, Subdivision 1, is amended to read:

Subdivision 1. [TEMPORARY TOTAL DISABILITY.] For injury producing temporary total disability, 66 2/3 percent of the daily wage at the time of injury

((1)) , provided that during the year commencing on October 1, 1979, and each year thereafter, commencing on October 1, the maximum weekly benefits payable shall be the statewide average weekly wage for the period ending December 31, of the preceding year.

((2) THE MINIMUM WEEKLY COMPENSATION BENEFITS FOR TEMPORARY TOTAL DISABILITY SHALL BE NOT LESS THAN 50 PERCENT OF THE STATEWIDE AVERAGE WEEKLY WAGE OR THE INJURED EMPLOYEE'S ACTUAL WEEKLY WAGE, WHICHEVER IS LESS. IN NO CASE SHALL A WEEKLY BENEFIT BE LESS THAN 20 PERCENT OF THE STATEWIDE AVERAGE WEEKLY WAGE.)

This compensation shall be paid during the period of disability, payment to be made at the intervals when the wage was payable, as nearly as may be."

Renumber the sections accordingly

Correct internal cross-references

Further, amend the title as follows:

Page 1, line 19, after the semi-colon, insert: "removing the minimum temporary total benefit requirement;"

Page 2, line 42, delete "subdivision" and insert "subdivisions 1 and"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 64 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Aasness	Carlson, D.	Erickson	Forsythe	Heap
Ainley	Dean	Esau	Friedrich	Heinitz
Anderson, R.	Dempsey	Evans	Gruenes	Himle
Blatz	Den Ouden	Ewald	Halberg	Hoberg
Brinkman	Drew	Fjoslien	Haukoos	Jennings

Johnson, D.	Luknic	Onnen	Schafer	Valan
Kaley	Marsh	Peterson, B.	Schreiber	Valento
Knickerbocker	McDonald	Piepho	Searles	Weaver
Kvam	Mehrrens	Redalen	Sherman	Welker
Laidig	Nelsen, B.	Rees	Sherwood	Wieser
Lemen	Niehaus	Reif	Stadum	Wigley
Levi	Nysether	Rose	Stowell	Zubay
Ludeman	Olsen	Rothenberg	Sviggum	

Those who voted in the negative were:

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

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

Peterson, B., moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 71, after line 21, insert a new section to read:

"Sec. 87. Minnesota Statutes 1980, Section 176.151, is amended to read:

176.151 [TIME LIMITATIONS.]

The time within which the following acts shall be performed shall be limited to the following periods, respectively:

(1) Actions or proceedings by an injured employee to determine or recover compensation, three years after the employer has made written report of the injury to the commissioner of the department of labor and industry, but not to exceed six years from the date of the accident.

(2) Actions or proceedings by dependents to determine or recover compensation, three years after the receipt by the commissioner of the department of labor and industry of written notice of death, given by the employer, but not to exceed six years from the date of injury, provided, however, if the employee was paid compensation for the injury from which the death resulted, such actions or proceedings by dependents must be commenced within three years after the receipt by the commissioner of the

department of labor and industry of written notice of death, given by the employer, but not to exceed six years from the date of death. In any such case, if a dependent of the deceased, or any one in his behalf, gives written notice of such death to the commissioner of the department of labor and industry, the commissioner shall forthwith give written notice to the employer of the time and place of such death. In case the deceased was a native of a foreign country and leaves no known dependent within the United States, the commissioner of the department of labor and industry shall give written notice of the death to the consul or other representative of the foreign country forthwith.

(3) Once compensation has been paid to the employee, he must bring any action for further compensation within eight years from the date compensation was last paid except in the case of lump sum payments made pursuant to section 176.021, subdivision 3, in which case any action must be commenced within eight years from what would have been the date of expiration of weekly benefits under section 176.101 had not lump sum payments been made.

(4) Clause (3) shall not apply where any existing order or award provides for further payments of compensation for recurrences of the disability from the injury to the employee; or in an injury of a nature where in the opinion of the compensation judge or workers' compensation court of appeals upon appeal there is a possibility of a future disability and the compensation judge or workers' compensation court of appeals upon appeal so finds.

(5) Clause (3) shall not apply where the employee's injury for which he has received compensation is such that as part of his medical care he is entitled to the future replacement or repair of crutches, apparatus, artificial members, glasses, spectacles, artificial eyes, dental bridge work, dentures or artificial teeth, hearing aids, canes, wheel chairs, or other prosthetic devices and his claim relates to items in this paragraph, or to future medical care as it relates to items in this paragraph.

((3)) (6) In case of physical or mental incapacity, other than minority, of the injured person or his dependents to perform or cause to be performed any act required within the time specified in this section, the period of limitation in any such case shall be extended for three years from the date when the incapacity ceases.

((4)) (7) In the case of injury caused by x-rays, radium, radioactive substances or machines, ionizing radiation, or any other occupational disease, the time limitations otherwise prescribed by Minnesota Statutes 1961, Chapter 176, and acts amendatory thereof, shall not apply, but the employee shall give notice to the employer and commence his action within three

years after the employee has knowledge of the cause of such injury and the injury has resulted in disability."

Renumber subsequent sections

Correct internal references

Further, amend the title as follows:

Page 1, line 19, after the semi-colon, insert "providing a time limitation on reopening of claims;"

Page 2, line 46, after "176.136" insert "176.151;"

A roll call was requested and properly seconded.

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

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

There were 58 yeas and 74 nays as follows:

Those who voted in the affirmative were:

Aasness	Forsythe	Laidig	Peterson, B.	Sherwood
Ainley	Friedrich	Lemen	Piepho	Stadum
Berkelman	Gruenes	Levi	Redalen	Stowell
Blatz	Halberg	Ludeman	Reif	Sviggum
Brinkman	Haukoos	Marsh	Rose	Valan
Dempsey	Heap	McDonald	Rothenberg	Valento
Den Ouden	Heinitz	Nelsen, B.	Schafer	Welker
Erickson	Himle	Niehaus	Schoenfeld	Wieser
Esau	Hoberg	Nysether	Schreiber	Wigley
Evans	Jennings	Olsen	Searles	Zubay
Ewald	Johnson, D.	Onnen	Shea	
Fjoslien	Kaley	Osthoff	Sherman	

Those who voted in the negative were.

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

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

Stadum moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 99, line 30, to Page 100, line 23, delete Section 132 and insert a new section to read:

"Sec. 132. Minnesota Statutes 1980, Section 176.645, is amended to read:

176.645 [ADJUSTMENT OF BENEFITS.]

For injuries occurring after October 1, (1975) 1981 for which benefits are payable under section 176.101, (SUBDIVISIONS 1, 2 AND) *subdivision 4*, and section 176.111, subdivision 5, the amount due (THE) *an employee or (ANY DEPENDENTS) dependent who has received at least 104 weeks of benefits under this chapter, consecutive or otherwise*, shall be adjusted in accordance with this section. On October 1, (1976) 1981, and each October 1 thereafter the (AMOUNT) *total benefits* due shall be adjusted by multiplying the amount due prior to each adjustment by a fraction, the denominator of which is the statewide average weekly wage for December 31, 21 months prior to the adjustment and the numerator of which is the statewide average weekly wage for December 31, nine months prior to the adjustment. (FOR INJURIES OCCURRING AFTER OCTOBER 1, 1975, ALL ADJUSTMENTS PROVIDED FOR IN THIS SECTION SHALL BE INCLUDED IN COMPUTING ANY BENEFIT DUE UNDER THIS SECTION.) *No adjustment made in the benefits of an employee or dependent who has received compensation for 104 weeks shall include any payment based upon any adjustment which the employee or dependent would have received if adjustments were authorized prior to the receipt of 104 weeks of compensation. Any limitations of amounts due for daily or weekly compensation under this chapter shall not apply to adjustments made under this section, except as provided in section 176.111, subdivision 22. No adjustment increase made on October 1, 1977 or thereafter under this section shall exceed six percent a year. In those instances where the adjustment under the formula of this section would exceed this maximum the increase shall be deemed to be six percent."*

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 63 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Aasness	Carlson, D.	Drew	Ewald	Gruenes
Ainley	Dean	Erickson	Fjoslien	Halberg
Blatz	Dempsey	Esau	Forsythe	Haukoos
Brinkman	Den Ouden	Evans	Friedrich	Heap

Heinitz	Lemen	Nysether	Rothenberg	Valan
Himle	Levi	Olsen	Schafer	Valento
Hoberg	Ludeman	Onnen	Schreiber	Weaver
Jennings	Luknic	Peterson, B.	Searles	Welker
Johnson, D.	Marsh	Piepho	Sherman	Wieser
Kaley	McDonald	Redalen	Sherwood	Wigley
Knickerbocker	Mehrkens	Rees	Stadum	Zubay
Kvam	Nelsen, B.	Reif	Stowell	
Laidig	Niehaus	Rose	Sviggum	

Those who voted in the negative were:

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

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

Peterson, B., moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 43, line 20, after "PROOF" insert "AND INTERPRETATION OF CHAPTER 176"

Page 43, line 28, after the period insert:

"Chapter 176 shall not be liberally construed on behalf of any party to a dispute or class of such parties."

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

Brinkman moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 18, line 4, delete "and"

Page 18, line 6, after "conditions" insert "; and (h) encourage insurers to provide alternative innovative methods whereby employers can meet the requirements imposed by Minnesota Statutes 1980, Section 176.181"

The motion prevailed and the amendment was adopted.

Brinkman and Heinitz moved to amend S. F. No. 359, the unofficial engrossment, as amended, as follows:

Page 105, after line 36, insert a new section to read:

"Sec. 140. [SUNSET OF CHAPTER 176.] Chapter 176 is repealed effective July 1, 1983."

Renumber the sections accordingly.

Correct internal cross references.

Further, amend the title as follows:

Page 1, line 3, after the first semi-colon insert "sunsetting the workers' compensation statute"

Page 2, line 69, after "2" insert "; and Chapter 176 as of July 1, 1983"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 69 yeas and 64 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Swanson
TomlinsonVanasek
VellengaVoss
WelchWenzel
Wynia

Spkr. Sieben, H.

The motion prevailed and the amendment was adopted.

Anderson, I., moved that S. F. No. 359, as amended, be postponed until Friday, May 8, 1981.

A roll call was requested and properly seconded.

The question was taken on the Anderson, I., motion and the roll was called. There were 39 yeas and 94 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Ellingson	Jude	Murphy	Rodriguez, F.
Battaglia	Greenfield	Kahn	Nelson, K.	Samuelson
Begich	Gustafson	Kelly	O'Connor	Sarna
Carlson, L.	Hanson	McCarron	Ogren	Sieben, M.
Clark, J.	Harens	McEachern	Osthoff	Staten
Clark, K.	Hauge	Metzen	Peterson, D.	Voss
Dahlvang	Hokanson	Minne	Pogemiller	Spkr. Sieben, H.
Elioff	Jacobs	Munger	Rice	

Those who voted in the negative were:

Aasness	Evans	Kvam	Otis	Stadum
Ainley	Ewald	Laidig	Peterson, B.	Stowell
Anderson, B.	Fjoslien	Lehto	Piepho	Stumpf
Anderson, G.	Forsythe	Lemen	Redalen	Sviggum
Anderson, R.	Friedrich	Levi	Reding	Swanson
Berkelman	Gruenes	Long	Rees	Tomlinson
Blatz	Halberg	Ludeman	Reif	Valan
Brandl	Haukoos	Luknic	Rodriguez, C.	Valento
Brinkman	Heap	Mann	Rose	Vanasek
Byrne	Heinitz	Marsh	Rothenberg	Vellenga
Carlson, D.	Himle	McDonald	Schafer	Weaver
Clawson	Hoberg	Mehrkins	Schoenfeld	Welch
Dean	Jennings	Nelsen, B.	Schreiber	Welker
Dempsey	Johnson, C.	Niehaus	Searles	Wenzel
Den Ouden	Johnson, D.	Norton	Shea	Wieser
Drew	Kaley	Novak	Sherman	Wigley
Eken	Kalis	Nysether	Sherwood	Wynia
Erickson	Knickerbocker	Olsen	Simoneau	Zubay
Esau	Kostohryz	Onnen	Skoglund	

The motion did not prevail.

S. F. No. 359, A bill for an act relating to workers' compensation; expressing the intent of the legislature with respect to chapter 176; transferring compensation judges from the workers' compensation division to a separate division within the office of administrative hearings; making the workers' compensation court of appeals a separate and independent agency with appellate review powers; providing for a discount assumption with respect to calculating reserves for claims of insurance companies; authorizing the commissioner of insurance to initiate a

rate hearing; permitting benefit payment amounts to be rounded to whole dollars; clarifying certain provisions with respect to the Minnesota workers' compensation reinsurance association; redefining the maximum reinsurance liability limitation as a prefunded limit; providing for a survey of closed compensation claims and an examination of insurer reserving practices; removing the exemption of political subdivisions from the definitions of insurer and insurance in chapter 79; providing for the design and implementation of an improved records and information system in the department of labor and industry; providing for the addition of rehabilitation and computer support personnel in the department of labor and industry; permitting the commissioner of labor and industry to negotiate with his counterparts in other states in jurisdictional disputes; establishing a preponderance of the evidence standard in factual determinations under chapter 176; granting subrogation rights to the special compensation fund in third party actions; providing for lump sum permanent partial disability payments on return to work and weekly payments if an employee could but does not return to work; limiting attorneys' fees to only disputed portions of claims; providing a procedure for settlement offers by any litigant in a disputed claim proceeding; requiring claimants' attorneys to provide their clients with written information regarding fees under chapter 176; providing a penalty for attorneys who violate the fee provisions of chapter 176; providing a ten year limitation on death benefits to dependents; providing rehabilitation opportunities for dependent surviving spouses; requiring the commissioner of labor and industry to adopt disability degree schedules; prohibiting combined workers' compensation and government survivor benefits from exceeding the limit provided in chapter 176; providing a new formula for determining assessments against employers and insurers for the special compensation fund; providing for payment of attorneys' fees in disputes over supplementary benefits; requiring the commissioner of labor and industry to utilize a medical fee schedule; requiring the commissioner to review the quality of care and other aspects of medical delivery under workers' compensation; establishing a medical panel to resolve disputes over medical disability; providing for payment of wage replacement or disability payments by a group insurer under appropriate provisions pending resolution of liability dispute over compensability; providing for early payment of benefits and a penalty for delay; requiring benefit payments to be made by immediately negotiable instrument; providing that notices of discontinuance of benefit payments be sent directly to claimant by insurer; providing that division legal assistance employees be transferred to the attorney general; delaying first benefit adjustment under chapter 176 for 52 weeks from date of injury; mandating an insurance rate reduction by an amount reflecting cost savings due to benefit and administrative changes; providing penalties; appropriating money; amending Minnesota Statutes 1980, Sections 10A.01, Subdivision 18; 15.052, Subdivisions 1, 2, 3, 4, and 5; 15A.083, by adding a subdivision; 43.064; 60A.15, Subdivision 1; 60C.04; 60C.09, Subdivision 2; 79.01, Subdivisions 2 and 3;

79.071, Subdivision 1, and by adding subdivisions; 79.34, Subdivisions 1 and 2; 79.35; 79.36; 175.007; 175.11, Subdivision 1; 175.14; 175.17; 176.021, Subdivisions 1 and 3, and by adding subdivisions; 176.041, by adding a subdivision; 176.061, Subdivisions 1, 3, 4, 5, 6 and 7; 176.081, Subdivisions 1, 2, 3, 4, and 6, and by adding subdivisions; 176.101, Subdivision 3; 176.102, by adding a subdivision; 176.105, Subdivision 1; 176.111, Subdivisions 6, 7, 8, 10 and 21, and by adding a subdivision; 176.131, Subdivision 10; 176.132, Subdivision 2; 176.133; 176.136; 176.161, Subdivision 1; 176.181, Subdivisions 2 and 3, and by adding a subdivision; 176.191; 176.221; 176.225, by adding a subdivision; 176.231, Subdivisions 2 and 7; 176.241, Subdivisions 1, 2 and 3; 176.261; 176.291; 176.301, Subdivision 1; 176.305; 176.311; 176.331; 176.341, Subdivision 1; 176.351; 176.371; 176.381; 176.391; 176.401; 176.411, Subdivisions 1 and 2; 176.421, Subdivisions 1, 4, 5, 6 and 7; 176.431, Subdivision 1; 176.441, Subdivision 1; 176.461; 176.471, Subdivisions 3, 5, 6 and 8; 176.491; 176.511, Subdivision 1; 176.521, Subdivisions 1 and 2; 176.531, Subdivision 3; 176.645; and 179.74, Subdivision 4; proposing new law coded as Minnesota Statutes, Chapter 175A; and proposing new law coded in Minnesota Statutes, Chapters 79 and 176; repealing Minnesota Statutes 1980, Sections 79.071, Subdivisions 1, 2, 3, 4, 5, 6, and 7; 79.072; 79.073; 79.074, Subdivision 1; 79.075 to 79.09; 79.11 to 79.21; 79.22, Subdivision 1; 79.221 to 79.33; 175.006, Subdivisions 1a and 2; 175.0061; 175.09; 176.111, Subdivision 11; and 176.441, Subdivision 2; reenacting Laws 1980, Chapter 556, Section 12.

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.

Vanasek moved that those not voting be excused from voting. The motion did not prevail.

There were 93 yeas and 40 nays as follows:

Those who voted in the affirmative were:

Aasness	Den Ouden	Heap	Kvam	Norton
Ainley	Drew	Heinitz	Laidig	Novak
Anderson, B.	Eken	Himle	Lehto	Nysether
Anderson, G.	Erickson	Hoberg	Lemen	Olsen
Anderson, R.	Esau	Hokanson	Levi	Onnen
Berkelman	Evans	Jennings	Long	Peterson, B.
Blatz	Ewald	Johnson, C.	Ludeman	Piepho
Brandl	Fjoslien	Johnson, D.	Luknic	Redalen
Brinkman	Forsythe	Jude	Mann	Reding
Byrne	Friedrich	Kaley	Marsh	Rees
Carlson, D.	Gruenes	Kalis	Mehrkens	Reif
Clawson	Halberg	Kelly	Munger	Rodriguez, C.
Dean	Hauge	Knickerbocker	Nelsen, B.	Rose
Dempsey	Haukoos	Kostohryz	Niehauus	Rothenberg

Schafer	Sherman	Stumpf	Vanasek	Wigley
Schoenfeld	Sherwood	Svigum	Vellenga	Wynia
Schreiber	Simoneau	Tomlinson	Weaver	Zubay
Searles	Stadum	Valan	Welch	
Shea	Stowell	Valento	Wieser	

Those who voted in the negative were:

Anderson, I.	Ellingson	McDonald	Osthoff	Sieben, M.
Battaglia	Greenfield	McEachern	Otis	Skoglund
Begich	Gustafson	Metzen	Peterson, D.	Staten
Carlson, L.	Hanson	Minne	Pogemiller	Swanson
Clark, J.	Harens	Murphy	Rice	Voss
Clark, K.	Jacobs	Nelson, K.	Rodriguez, F.	Welker
Dahlvang	Kahn	O'Connor	Samuelson	Wenzel
Eloff	McCarron	Ogren	Sarna	Spkr. Sieben, H.

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

CALL OF THE HOUSE LIFTED

Nelsen, B., moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

Wynia was called to the Chair by the Speaker.

There being no objection the order of business reverted to Introduction and First Reading of House Bills.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

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

H. F. No. 1474, 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; proposing new law coded in Minnesota Statutes, Chapter 121.

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

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

H. F. No. 1475, 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; amending Minnesota Statutes 1980, Section 116.18, Subdivisions 1 and 4.

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

H. F. No. 829, A bill for an act relating to counties; concerning Anoka county; providing for a seven member board of commissioners; amending Minnesota Statutes 1980, Section 375.01.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sarna moved that the House refuse to concur in the Senate amendments to H. F. No. 829, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

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. 182, A bill for an act relating to commerce; revising the small loan act; increasing the loan amount which determines the necessity of obtaining a license; increasing the amount of liquid assets which must be maintained by a licensee; allowing certain purchasers of accounts to obtain a license; providing for the regulation of closings of licensees on holidays and weekends; providing for examinations at the commissioner's discretion; allowing the use of certain mechanical or electronic data processing methods to be used as books of account; allowing alternative compliance on certain rates of charge statements; allowing certain loans to be secured by real estate; restating maximum rates and charges; regulating licensee provisions concerning certain insurance in connection with loans made; allowing industrial loan and thrifts to make secured or unsecured loans on the terms, rates, and conditions permitted licensees; providing remedies; defining terms; providing for miscellaneous clarifications and revisions; amending Minnesota Statutes 1980, Sections 53.04, by adding a subdivision; 56.01; 56.02; 56.04; 56.07; 56.09; 56.10; 56.11; 56.12; 56.14; 56.15, Subdivision 1; 56.16; 56.17; 56.18; 56.19; 56.26; 334.02; 334.03; and proposing new law coded in Minnesota Statutes, Chapter 56; repealing Minnesota Statutes

1980, Sections 53.04, Subdivisions 3, 4, 6, and 7; 53.051; 56.06; 56.13; 56.15, Subdivision 2; and 56.20.

PATRICK E. FLAHAVEN, Secretary of the Senate

Berkelman moved that the House refuse to concur in the Senate amendments to H. F. No. 182, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

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. 126, A bill for an act relating to waters; requiring posting and publication of notice of aeration operations by a permittee of the commissioner of natural resources; establishing a presumption of due care; changing and clarifying administrative provisions regarding watershed districts; permitting use of a map to show notification of an assessment area; amending Minnesota Statutes 1980, Sections 112.36; 112.53, Subdivision 1; proposing new law coded in Minnesota Statutes, Chapter 378.

PATRICK E. FLAHAVEN, Secretary of the Senate

Anderson, B., moved that the House refuse to concur in the Senate amendments to H. F. No. 126, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 126:

Anderson, B.; Stumpf and Rees.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 182:

Berkelman, Metzen and Ewald.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 829:

Sarna, McCarron and Anderson, R.

SPECIAL ORDERS

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

ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 1:00 p.m., Thursday, May 7, 1981. The motion prevailed.

Eken moved that the House adjourn. The motion prevailed, and the Speaker pro tempore declared the House stands adjourned until 1:00 p.m., Thursday, May 7, 1981.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

