

STATE OF MINNESOTA

SEVENTY-SECOND SESSION - 1981

FIFTY-FOURTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 14, 1981

The House of Representatives convened at 11:00 a.m. and was called to order by Harry A. Sieben, Jr., Speaker of the House.

Prayer was offered by Reverend Kenneth A. Johnson, Minneapolis, Minnesota.

The roll was called and the following members were present:

Aasness	Evans	Knickerbocker	Olsen	Simoneau
Ainley	Fjoslien	Kostohryz	Onnen	Skoglund
Anderson, B.	Forsythe	Kvam	Osthoff	Stadum
Anderson, G.	Friedrich	Lehto	Otis	Staten
Anderson, I.	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, D.	Heap	McDonald	Rice	Vellenga
Carlson, L.	Heinitz	McEachern	Rodriguez, C.	Voss
Clark, J.	Himle	Mehrkens	Rodriguez, F.	Weaver
Clark, K.	Hoberg	Metzen	Rose	Welch
Clawson	Hokanson	Minne	Rothenberg	Welker
Dahlvang	Hokr	Munger	Samuelson	Wenzel
Dean	Jacobs	Murphy	Sarna	Wieser
Dempsey	Jennings	Nelsen, B.	Schafer	Wigley
Den Ouden	Johnson, C.	Nelson, K.	Schoenfeld	Wynia
Drew	Johnson, D.	Niehaus	Schreiber	Zubay
Eken	Jude	Norton	Searles	Spkr. Sieben, H.
Elioff	Kahn	Novak	Shea	
Ellingson	Kaley	Nysether	Sherman	
Erickson	Kalis	O'Connor	Sherwood	
Esau	Kelly	Ogren	Sieben, M.	

A quorum was present.

Anderson, R., and Ewald were excused until 1:00 p.m. Laidig was excused until 1:10 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Kelly 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. 315, 1210, 766 and 1184 and S. F. Nos. 132, 315, 1205, 120, 388 and 1084 have been placed in the members' files.

S. F. No. 315 and H. F. No. 20, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Osthoff moved that the rules be so far suspended that S. F. No. 315 be substituted for H. F. No. 20 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 388 and H. F. No. 1242, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Murphy moved that the rules be so far suspended that S. F. No. 388 be substituted for H. F. No. 1242 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1084 and H. F. No. 1040, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Dahlvang moved that the rules be so far suspended that S. F. No. 1084 be substituted for H. F. No. 1040 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 120 and H. F. No. 165, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Ellingson moved that the rules be so far suspended that S. F. No. 120 be substituted for H. F. No. 165 and that the House File be indefinitely postponed. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 315, 388, 1084 and 120 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Clawson, Jude, Brandl, Byrne and Kvam introduced:

H. F. No. 1499, A bill for an act relating to the hospitalization and commitment of persons who are mentally ill, mentally ill and dangerous, mentally deficient, or inebriate; providing for informal hospitalization by consent, involuntary emergency hospitalization and for involuntary commitment by civil judicial procedures; providing for rights of persons hospitalized under voluntary, emergency or involuntary judicial procedures; requiring pre-petition screening prior to filing a petition for commitment; providing for commitment hearings and procedures in conformance with due process; requiring a final hearing within 60 days before final determination of commitment; providing for commitment for determinate periods; providing for provisional discharge and partial hospitalization; requiring special review boards for mentally ill and dangerous and psychopathic personalities; establishing review boards for civilly committed persons; providing penalties; proposing new law coded in Minnesota Statutes, Chapter 253A; repealing Minnesota Statutes 1980, Sections 253A.01 to 253A.21.

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

Clawson introduced:

H. F. No. 1500, A bill for an act relating to the legislature; proposing an amendment to the Minnesota Constitution, Article IV, by adding a section, to provide for initiative and referendum.

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

Searles, McDonald and Heinitz introduced:

H. F. No. 1501, A bill for an act relating to metropolitan government; providing a method for election of metropolitan council members; fixing the size of the council; amending Minnesota Statutes 1980, Sections 473.121, by adding a subdivision; and 473.123.

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

Rice and Harens introduced:

H. F. No. 1502, A bill for an act relating to corrections; providing funds for a Hennepin County work-study release facility; appropriating money.

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

HOUSE ADVISORIES

The following House Advisory was introduced:

Kalis, Reding, Reif, Weaver and Munger introduced:

H. A. No. 35, A proposal to investigate the spearing of northern pike in Minnesota lakes.

The advisory was referred to the Committee on Environment and Natural Resources.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

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 in lieu of the names of owners or descriptions of affected properties in a notification of a proposed watershed improvement in a watershed benefit; permitting Murray County and the

city of Slayton to enter an agreement for the administration of county ditches; amending Minnesota Statutes 1980, Sections 112.36; 112.53, Subdivisions 1, 2 and 4; proposing new law coded in Minnesota Statutes, Chapter 378.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the 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. 1125, A bill for an act relating to economic development; providing for changes in the small business finance agency law to better provide assistance for small business; making technical changes; amending Minnesota Statutes 1980, Sections 362.50, Subdivisions 4, 5, 9 and 10; 362.52, Subdivisions 2 and 4; 362.53, Subdivisions 11, 12, 15 and 17; repealing Minnesota Statutes 1980, Section 362.50, Subdivisions 6 and 7.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Reding moved that the House concur in the Senate amendments to H. F. No. 1125 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1125, A bill for an act relating to economic development; providing for changes in the small business finance agency law to better provide assistance for small business; making technical changes; establishing a uniform business licensing policy; defining its scope; and detailing its application and effect; prescribing the powers and duties of the bureau of business licenses regarding the consolidation, simplification and expedition of business license procedures of state agencies; appropriating money; amending Minnesota Statutes 1980, Sections 3.965, by adding a subdivision; 362.50, Subdivisions 4, 5, 9 and 10; 362.52, Subdivisions 2 and 4; 362.53, Subdivisions 11, 12, 15 and 17; proposing new law coded in Minnesota Statutes, Chapter 362; repealing Minnesota Statutes 1980, Sections 362.45; and 362.50, Subdivisions 6 and 7.

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 107 yeas and 17 nays as follows:

Those who voted in the affirmative were:

Aasness	Ellingson	Kelly	Ogren	Sieben, M.
Anderson, B.	Erickson	Knickerbocker	Olsen	Simoneau
Anderson, G.	Evans	Kostohryz	Osthoff	Skoglund
Anderson, I.	Greenfield	Kvam	Otis	Stadum
Battaglia	Gruenes	Lehto	Peterson, B.	Staten
Begich	Gustafson	Lemen	Peterson, D.	Stowell
Berkelman	Halberg	Levi	Piepho	Stumpf
Blatz	Hanson	Long	Pogemiller	Sviggum
Brandl	Hauge	Luknic	Reding	Swanson
Brinkman	Haukoos	Mann	Rees	Tomlinson
Byrne	Heap	Marsh	Rice	Valan
Carlson, D.	Heinitz	McCarron	Rodriguez, C.	Vellenga
Carlson, L.	Himle	McEachern	Rodriguez, F.	Voss
Clark, J.	Hoberg	Mehrkins	Rose	Weaver
Clark, K.	Hokanson	Metzen	Rothenberg	Welch
Clawson	Jacobs	Minne	Samuelson	Wenzel
Dahlvang	Johnson, C.	Munger	Sarna	Wynia
Dean	Johnson, D.	Murphy	Schoenfeld	Zubay
Dempsey	Jude	Nelsen, B.	Schreiber	Spkr. Sieben, H.
Drew	Kahn	Niehaus	Searles	
Eken	Kaley	Norton	Shea	
Elioff	Kalis	Novak	Sherwood	

Those who voted in the negative were:

Ainley	Hokr	Nysether	Schafer	Wigley
Den Ouden	Jennings	Onnen	Valento	
Esau	Ludeman	Redalen	Welker	
Fjoslien	McDonald	Reif	Wieser	

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. 616, A bill for an act relating to commerce; requiring that consumer contracts be written in clear and coherent language; providing remedies; proposing new law coded in Minnesota Statutes, Chapter 325G.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Gustafson moved that the House concur in the Senate amendments to H. F. No. 616 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 616, A bill for an act relating to commerce; requiring that consumer contracts be written in clear and coherent language; providing remedies; proposing new law coded in Minnesota Statutes, Chapter 325G.

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 101 yeas and 22 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Evans	Knickerbocker	Otis	Stadum
Anderson, G.	Greenfield	Kostohryz	Peterson, B.	Staten
Anderson, I.	Gruenes	Kvam	Peterson, D.	Stumpf
Battaglia	Gustafson	Lehto	Piepho	Sviggum
Begich	Halberg	Levi	Pogemiller	Swanson
Berkelman	Hanson	Long	Reding	Tomlinson
Blatz	Hauge	Luknic	Reif	Valan
Brandl	Haukoos	Mann	Rice	Vanasek
Brinkman	Heap	Marsh	Rodriguez, C.	Vellenga
Carlson, D.	Heinitz	McCarron	Rodriguez, F.	Voss
Carlson, L.	Himle	McEachern	Rose	Weaver
Clark, J.	Hokanson	Metzen	Rothenberg	Welch
Clawson	Jacobs	Minne	Samuelson	Wenzel
Dahlvang	Jennings	Munger	Sarna	Wieser
Dean	Johnson, C.	Murphy	Schoenfeld	Wynia
Dempsey	Johnson, D.	Nelson, K.	Searles	Zubay
Drew	Jude	Norton	Shea	Sprk. Sieben, H.
Eken	Kahn	Novak	Sherman	
Elioff	Kaley	Ogren	Sieben, M.	
Ellingson	Kalis	Olsen	Simoneau	
Erickson	Kelly	Osthoff	Skoglund	

Those who voted in the negative were:

Aasness	Hokr	Nelsen, B.	Rees	Welker
Ainley	Lemen	Niehaus	Schafer	Wigley
Den Ouden	Ludeman	Nysether	Sherwood	
Esau	McDonald	Onnen	Stowell	
Fjoslien	Mehrkins	Redalen	Valento	

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. 409, A bill for an act relating to agriculture; requiring department of agriculture approval and receipt of certain grain storage receipts; regulating the family farm security program; changing terms of members of the family farm advisory council; regulating denaturing of certain food; identifying fur

pelts; amending Minnesota Statutes 1980, Sections 17.35, Subdivision 7; 31.095; 41.52, Subdivisions 5, 8 and 9; 41.54, Subdivision 2; 41.56, Subdivisions 1, 2 and 4; 41.58, Subdivision 2; 232.06, Subdivision 1; 233.03; 234.02; 236.03; and 290.08, Subdivision 24; repealing Minnesota Statutes 1980, Section 29.091.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Erickson moved that the House concur in the Senate amendments to H. F. No. 409 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 409, A bill for an act relating to agriculture; requiring department of agriculture approval and receipt of certain grain storage receipts; regulating the family farm security program; changing terms of members of the family farm advisory council; regulating denaturing of certain food; identifying fur pelts; updating references in the shade tree control law; amending Minnesota Statutes 1980, Sections 17.35, Subdivision 7; 18.023, Subdivision 3a; 31.095; 41.52, Subdivisions 5, 8 and 9, and by adding subdivisions; 41.54, Subdivision 2; 41.56, Subdivisions 1, 2, 3 and 4; 41.58, Subdivision 2; 232.06, Subdivision 1; 233.03; 234.27; 236.03; 275.50, Subdivision 6; 290.01, Subdivision 20; and 290.08, Subdivision 24; repealing Minnesota Statutes 1980, Sections 29.091 and 234.02.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Skoglund	Sviggum	Vanasek	Welker	Zubay
Stadum	Swanson	Vellenga	Wenzel	Spkr. Sieben, H.
Staten	Tomlinson	Voss	Wieser	
Stowell	Valan	Weaver	Wigley	
Stumpf	Valento	Welch	Wynia	

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. 306, A bill for an act relating to crimes; establishing the crime of commercial bribery; prescribing penalties; proposing new law coded in Minnesota Statutes, Chapter 609.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Greenfield moved that the House concur in the Senate amendments to H. F. No. 306 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 306, A bill for an act relating to crimes; establishing the crime of commercial bribery; prescribing penalties; proposing new law coded in Minnesota Statutes, Chapter 609.

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 72 yeas and 55 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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. 1044, A bill for an act relating to attachment; prescribing the grounds when a writ of attachment may be issued for purposes of securing property or acquiring quasi in rem jurisdiction over defendants; amending Minnesota Statutes 1980, Section 570.02.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Jude moved that the House concur in the Senate amendments to H. F. No. 1044 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1044, A bill for an act relating to attachment; prescribing the grounds when a writ of attachment may be issued for purposes of securing property or acquiring quasi in rem jurisdiction over defendants; amending Minnesota Statutes 1980, Section 570.02.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Anderson, B.	Anderson, I.	Begich	Blatz
Ainley	Anderson, G.	Battaglia	Berkelman	Brandl

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

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. 188, A bill for an act relating to financial institutions; increasing the maximum lawful interest rate chargeable by state banks and savings banks on certain transactions; amending Minnesota Statutes 1980, Section 48.195.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Brinkman moved that the House concur in the Senate amendments to H. F. No. 188 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 188, A bill for an act relating to financial institutions; increasing the maximum lawful interest rate chargeable by banks and savings banks on certain transactions; requiring disclosure of the right to prepay overdraft checking loan balances; amending Minnesota Statutes 1980, Sections 48.185, by adding a subdivision; and 48.195.

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 77 yeas and 44 nays as follows:

Those who voted in the affirmative were:

Aasness	Friedrich	Knickerbocker	Nysether	Searles
Ainley	Gruenes	Kvam	Olsen	Sherman
Anderson, B.	Gustafson	Lehto	Onnen	Sherwood
Berkelman	Halberg	Lemen	Otis	Stadum
Blatz	Haukoos	Levi	Peterson, B.	Stowell
Brinkman	Heap	Ludeman	Piepho	Stumpf
Carlson, D.	Heinitz	Luknic	Redalen	Swiggum
Dempsey	Himle	Mann	Reding	Valento
Den Ouden	Hoberg	Marsh	Rees	Vanasek
Drew	Hokr	McDonald	Reif	Welker
Eken	Jennings	McEachern	Rodriguez, C.	Wieser
Erickson	Johnson, C.	Mehrkens	Rodriguez, F.	Wigley
Esau	Johnson, D.	Metzen	Rose	Zubay
Evans	Kaley	Munger	Rothenberg	
Fjoslien	Kalis	Nelsen, B.	Schafer	
Forsythe	Kelly	Niehaus	Schreiber	

Those who voted in the negative were:

Anderson, I.	Dahlvang	Long	Peterson, D.	Swanson
Battaglia	Ellingson	McCarron	Rice	Tomlinson
Begich	Greenfield	Minne	Samuelson	Vellenga
Brandl	Hanson	Murphy	Sarna	Voss
Byrne	Harens	Nelson, K.	Schoenfeld	Weaver
Carlson, L.	Jacobs	Norton	Sieben, M.	Wenzel
Clark, J.	Jude	Novak	Simoneau	Wynia
Clark, K.	Kahn	Ogren	Skoglund	Spkr. Sieben, H.
Clawson	Kostohryz	Osthoff	Staten	

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. 673, A bill for an act relating to commerce; increasing the amount of the surety bond required of collection agencies; authorizing the commissioner of securities and real estate to investigate and examine certain collection agencies; broadening the classification of prohibited practices; amending Minnesota Statutes 1980, Sections 332.34; 332.37; and 332.40.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Staten moved that the House concur in the Senate amendments to H. F. No. 673 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 673, A bill for an act relating to commerce; increasing the amount of the surety bond required of collection agencies; authorizing the commissioner of securities and real estate to investigate and examine certain collection agencies; broadening the classification of prohibited practices; amending Minnesota Statutes 1980, Sections 332.34; 332.37; and 332.40.

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 108 yeas and 18 nays as follows:

Those who voted in the affirmative were:

Aasness	Fjoslien	Kostohryz	Olsen	Simoneau
Anderson, B.	Friedrich	Kvam	Onnen	Skoglund
Anderson, G.	Greenfield	Lehto	Osthoff	Stadum
Anderson, I.	Gustafson	Lemen	Otis	Staten
Battaglia	Halberg	Levi	Peterson, B.	Stumpf
Begich	Hanson	Long	Peterson, D.	Sviggum
Berkelman	Hauge	Luknic	Pogemiller	Swanson
Blatz	Haukoos	Mann	Rees	Tomlinson
Brandl	Heap	Marsh	Reif	Valan
Brinkman	Heinitz	McCarron	Rice	Vanasek
Byrne	Himle	McEachern	Rodriguez, C.	Vellenga
Carlson, D.	Hoberg	Mehrkens	Rodriguez, F.	Voss
Carlson, L.	Hokanson	Metzen	Rose	Weaver
Clark, J.	Hokr	Minne	Rothenberg	Welch
Clark, K.	Jacobs	Munger	Samuelson	Wenzel
Clawson	Johnson, C.	Murphy	Sarna	Wieser
Dahlvang	Jude	Nelsen, B.	Schreiber	Wigley
Drew	Kahn	Nelson, K.	Searles	Wynia
Eken	Kaley	Norton	Shea	Zubay
Elioff	Kalis	Novak	Sherman	Spkr. Sieben, H.
Ellingson	Kelly	Nysether	Sherwood	
Evans	Knickerbocker	Ogren	Sieben, M.	

Those who voted in the negative were:

Ainley	Esau	Johnson, D.	Piepho	Valento
Dempsey	Forsythe	Ludeman	Redalen	Welker
Den Ouden	Gruenes	McDonald	Schafer	
Erickson	Jennings	Niehaus	Stowell	

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. 1048, A bill for an act relating to insurance; removing insurance solicitors from insurance licensing provisions; pre-

scribing certain fees; providing for licensing of certain legal entities as agents; providing for the licensing of other insurance agents; providing for examinations; providing exceptions to the licensing requirements; authorizing temporary licenses; providing for appointment of agents by insurers; prohibiting certain persons from obtaining an agent's license; providing for the revocation or suspension of licenses upon specified conditions; providing for the surrender, loss, or destruction of licenses; prescribing certain powers of the commissioner; authorizing the sale of contracts on a variable basis without licensure in certain circumstances; authorizing the commissioner to promulgate rules; prescribing penalties; amending Minnesota Statutes 1980, Sections 60A.02, Subdivision 7; 60A.14, Subdivision 1; 60A.17, Subdivisions 1, 3, 5, 6, 10, 12, and 13, and by adding subdivisions; repealing Minnesota Statutes 1980, Sections 60A.02, Subdivision 8; and 60A.17, Subdivisions 2, 2a, 2b, 4, 5a, 6a, 7, and 9.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Rees moved that the House concur in the Senate amendments to H. F. No. 1048 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1048, A bill for an act relating to insurance; removing insurance solicitors from insurance licensing provisions; prescribing certain fees; providing for licensing of certain legal entities as agents; providing for the licensing of other insurance agents; providing for examinations; providing exceptions to the licensing requirements; authorizing temporary licenses; providing for appointment of agents by insurers; prohibiting certain persons from obtaining an agent's license; providing for the revocation or suspension of licenses upon specified conditions; providing for the surrender, loss, or destruction of licenses; prescribing certain powers of the commissioner; authorizing the sale of contracts on a variable basis without licensure in certain circumstances; authorizing the commissioner to promulgate rules; prescribing penalties; amending Minnesota Statutes 1980, Sections 60A.02, Subdivision 7; 60A.14, Subdivision 1; 60A.17, Subdivisions 1, 3, 5, 6, 10, 12, and 13, and by adding subdivisions; repealing Minnesota Statutes 1980, Sections 60A.02, Subdivision 8; and 60A.17, Subdivisions 2, 2a, 2b, 4, 5a, 6a, 7, and 9.

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 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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. 1005, A bill for an act relating to housing; authorizing the board of the Minneapolis municipal employees retirement fund to invest funds with the Minneapolis-St. Paul family housing fund; authorizing the housing finance agency to use temporary rulemaking to define certain terms; providing for a revolving account; permitting certain loans; limiting the dollar amount of certain loans; limiting the maximum purchase price or appraised value of certain dwelling units financed with local bond proceeds; providing for the allocation of mortgage subsidy bonds; appropriating money; amending Minnesota Statutes 1980, Sections 422A.05, by adding a subdivision; 462A.03, Subdivision 10; 462A.04, Subdivision 8; 462A.05, Subdivisions 17 and 19, and by adding subdivisions; 462A.07, by adding a subdivision; 462A.20, Subdivision 3; 462A.21, Subdivision 8, and by adding a subdivision; 462A.22, Subdivision 9; 462C.03, by adding a subdivision; 462C.05, Subdivision 3; 462C.08; and proposing new law coded in Minnesota Statutes, Chapter 462C; repealing Minnesota Statutes 1980, Section 462A.21, Subdivision 11.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Peterson, D., moved that the House concur in the Senate amendments to H. F. No. 1005 and that the bill be repassed as amended by the Senate.

Hanson moved that the House refuse to concur in the Senate amendments to H. F. No. 1005, 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.

A roll call was requested and properly seconded.

The question was taken on the Hanson motion and the roll was called. There were 37 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Aasness	Ellingson	Long	Piepho	Swanson
Ainley	Erickson	Ludeman	Reif	Voss
Berkelman	Hanson	Nelson, K.	Rose	Weaver
Brandl	Haukoos	Niehaus	Rothenberg	Welker
Byrne	Jennings	Novak	Schafer	Wynia
Clark, J.	Kahn	Nysether	Sherman	
Clawson	Kalis	Otis	Sherwood	
Dempsey	Lemen	Peterson, B.	Svigum	

Those who voted in the negative were:

Anderson, B.	Forsythe	Knickerbocker	Osthoff	Staten
Anderson, G.	Greenfield	Kostohryz	Peterson, D.	Stowell
Anderson, I.	Gruenes	Kvam	Pogemiller	Stumpf
Battaglia	Gustafson	Levi	Redalen	Tomlinson
Blatz	Halberg	Luknic	Reding	Valento
Brinkman	Heap	Mann	Rodriguez, C.	Vanasek
Carlson, D.	Heinitz	Marsh	Rodriguez, F.	Vellenga
Carlson, L.	Himle	McCarron	Samuelson	Welch
Clark, K.	Hoberg	McEachern	Sarna	Wenzel
Dahlvang	Hokanson	Mehrkens	Schoenfeld	Wieser
Dean	Hokr	Metzen	Schreiber	Wigley
Den Ouden	Jacobs	Minne	Searles	Zubay
Drew	Johnson, C.	Munger	Shea	Spkr. Sieben, H.
Eken	Johnson, D.	Nelsen, B.	Sieben, M.	
Esau	Jude	Ogren	Simoneau	
Evans	Kaley	Olsen	Skoglund	
Fjoslien	Kelly	Onnen	Stadum	

The motion did not prevail.

The question recurred on the Peterson, D., motion that the House concur in the Senate amendments to H. F. No. 1005 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1005, A bill for an act relating to housing; authorizing municipalities under 2,500 population to elect that the state building code not apply within their jurisdictions;

permitting certain investments by the Minneapolis retirement board; authorizing temporary rulemaking power for the housing finance agency to define certain terms; providing for the continuation of staff complement; providing for changes in the assumability of agency loans; making non-citizen veterans eligible for certain loans; permitting certain loans; permitting the transfer of certain funds; providing for a revolving account; restricting the use of municipal housing revenue bonds in redevelopment areas; eliminating restrictions on the issuance of certain bonds exempted by federal law; appropriating money; amending Minnesota Statutes 1980, Sections 422A.05, by adding a subdivision; 462A.03, Subdivision 10; 462A.04, Subdivision 8; 462A.05, Subdivisions 17 and 19, and by adding subdivisions; 462A.07, by adding a subdivision; 462A.20, Subdivision 3; 462A.21, Subdivision 8, and by adding a subdivision; 462A.22, Subdivision 9; 462C.03, by adding a subdivision; 462C.05, Subdivision 3; 462C.07, Subdivision 2; proposing new law coded in Minnesota Statutes, Chapters 16 and 462C; repealing Minnesota Statutes 1980, Section 462A.21, Subdivision 11.

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 110 yeas and 15 nays as follows:

Those who voted in the affirmative were:

Aasness	Erickson	Kaley	Nysether	Sherwood
Anderson, B.	Evans	Kalis	Ogren	Sieben, M.
Anderson, G.	Fjoslien	Kelly	Olsen	Simoneau
Anderson, I.	Forsythe	Knickerbocker	Osthoff	Skoglund
Battaglia	Greenfield	Kostohryz	Otis	Stadum
Begich	Gruenes	Lehto	Peterson, B.	Staten
Berkelman	Gustafson	Lemen	Peterson, D.	Stowell
Blatz	Halberg	Levi	Piepho	Stumpf
Brandl	Hanson	Luknic	Pogemiller	Swanson
Brinkman	Hauge	Mann	Reding	Tomlinson
Byrne	Haukoos	Marsh	Rees	Valan
Carlson, D.	Heap	McCarron	Rice	Valento
Carlson, L.	Heinitz	McEachern	Rodriguez, C.	Vanasek
Clark, J.	Himle	Mehrkens	Rodriguez, F.	Vellenga
Clark, K.	Hoberg	Metzen	Rose	Voss
Clawson	Hokanson	Minne	Samuelson	Weaver
Dahlvang	Hokr	Munger	Sarna	Welch
Dean	Jacobs	Murphy	Schoenfeld	Wenzel
Drew	Johnson, C.	Nelsen, B.	Schreiber	Wieser
Eken	Johnson, D.	Nelson, K.	Searles	Wynia
Elioff	Jude	Norton	Shea	Zubay
Ellingson	Kahn	Novak	Sherman	Spkr. Sieben, H.

Those who voted in the negative were:

Dempsey	Jennings	Niehaus	Reif	Svigum
Den Ouden	Kvam	Onnen	Rothenberg	Welker
Esau	Ludeman	Redalen	Schafer	Wigley

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

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. 487, A bill for an act relating to the capitol area architectural and planning board; providing for disposition of tax-forfeited property within the capitol area; amending Minnesota Statutes 1980, Section 15.50, Subdivision 6.

The Senate has appointed as such committee Messrs. Stumpf, Willet and Penny.

Said House File 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. 691, A bill for an act relating to court reporting; permitting the use of electronic recording equipment in certain district court proceedings; amending Minnesota Statutes 1980, Sections 486.02 and 486.03; and proposing new law coded in Minnesota Statutes, Chapter 484.

The Senate has appointed as such committee Mrs. Brataas, Messrs. Merriam and Lessard.

Said House File 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. 1190, A bill for an act relating to counties; providing that the compensation of members of the St. Louis county board of commissioners be set pursuant to general law; amending Minnesota Statutes 1980, Section 375.055, Subdivision 1; repealing Laws 1965, Chapter 843.

The Senate has appointed as such committee Messrs. Johnson, Pehler and Benson.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

S. F. No. 338, A bill for an act relating to public employment; eliminating certain part time adult vocational education instructors from the definition of public employee; amending Minnesota Statutes 1980, Section 179.63, Subdivision 7.

And the Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee Messrs. Nelson, Berg and Sikorski.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Reding moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 338. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

S. F. No. 400, A bill for an act relating to peace officers; changing the designation of part-time officers and reserve officers; removing the hours of work limitation for certain part-time peace officers; permitting reserve peace officers to carry firearms in emergencies; providing for two members to the peace officers standards and training board from among elected city officials; authorizing the board to provide for training for certain part-time peace officers; authorizing the board to obtain criminal history data; amending Minnesota Statutes 1980, Sections 214.10, Subdivision 7; 626.84; 626.841; 626.843, Subdivision 1; 626.845, Subdivision 1; 626.846, Subdivisions 1 and 2; 626.8461; 626.8462; 626.8463; 626.8464; 626.8465, Subdivisions 1 and 2; 626.851, Subdivision 1; and 626.852.

And the Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee Messrs. Wegener, Olhoft and Taylor.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Lehto moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 400. The motion prevailed.

Mr. Speaker:

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

S. F. No. 571.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 571, A bill for an act relating to Goodhue county; authorizing an increase in the levy limit to allow a levy for county fairs.

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

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 79

A bill for an act relating to commerce; providing for the regulation and licensing of precious metal dealers; establishing identification procedures and recording requirements; prohibiting certain transactions; providing for criminal and civil penalties; providing remedies; amending Minnesota Statutes 1980, Section 609.53, Subdivision 4, and by adding subdivisions; proposing new law coded in Minnesota Statutes, Chapter 325F.

May 12, 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. 79, 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. 79 be further amended as follows:

Page 1, line 16, delete "includes" and insert "means"

Page 1, line 16, delete "copartnership" and insert "partnership"

Page 1, line 19, after "candlesticks," insert "and"

Page 1, line 20, delete the comma

Page 1, line 21, delete "includes" and insert "means"

Page 1, line 23, delete "ITEMS" and insert "ITEM"

Page 1, line 23, delete "Items" and insert "Item"

Page 1, line 24, delete "items" and insert "an item"

Page 1, line 25, delete ", which contain" and insert "and containing"

Page 2, line 7, after the comma, insert "or estate sales or farm auctions held at the decedent's residence,"

Page 2, delete lines 14 and 15

Page 2, line 23, delete "where" and insert "in which"

Page 2, line 29, after "with" insert "the requirements of"

Page 2, line 29, delete "through" and insert "to"

Page 2, delete lines 30 to 33 and insert:

"(8) Transactions between precious metal dealers if both dealers are licensed under section 3 or if the seller's business is located outside of the state and the item is shipped from outside the state to a dealer licensed under section 3.

(9) Transactions in which the buyer of the secondhand item containing precious metal is engaged primarily in the business of buying and selling antiques, and the items are resold

in an unaltered condition except for repair, and the items are resold at retail, and the buyer paid less than \$2,500 for second-hand items containing precious metals purchased within any period of 12 consecutive months."

Renumber the clauses in sequence

Page 3, line 5, after the comma insert "*and locations of the*"

Page 3, line 12, delete "*copartnership*" and insert "*partnership*"

Page 3, line 13, after the period insert "*Each application shall be kept by the auditor for a period of no less than three years and shall be available for inspection only by employees of the county auditor, the county attorney, the attorney general, or by a peace officer.*"

Page 4, line 7, after the first period insert "*The book shall contain the same information as required on the application for the license; provided, that the applicant's resident address and date of birth shall not be recorded.*"

Page 4, line 28, delete "*or purchasing*"

Page 5, line 20, delete "*this section*" and insert "*section 10*"

Page 5, line 33, delete "*MUNICIPALITIES*" and insert "*GOVERNMENTAL SUBDIVISIONS*"

Page 5, line 36, delete "*city or other municipal corporation or*"

Page 6, line 2, delete "*the municipality*" and insert "*its jurisdiction in a manner more restrictive than sections 1 to 17; provided, that transactions described in section 2, subdivision 2, shall not be regulated in a manner inconsistent with sections 1 to 17*"

Page 7, line 17, delete "*15 and*" and insert "*14 to*"

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

House Conferees: LAWRENCE J. POGEMILLER, ROBERT E. VANASEK and KATHLEEN A. BLATZ.

Senate Conferees: ERIC D. PETTY, CLARENCE M. PURFEERST and JAMES ULLAND.

Pogemiller moved that the report of the Conference Committee on H. F. No. 79 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 79, A bill for an act relating to commerce; providing for the regulation and licensing of precious metal dealers; establishing identification procedures and recording requirements; prohibiting certain transactions; providing for criminal and civil penalties; providing remedies; amending Minnesota Statutes 1980, Section 609.53, Subdivision 4, and by adding subdivisions; proposing new law coded in Minnesota Statutes, Chapter 325F.

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

The question was taken on the repassage of the bill and the roll was called. There were 105 yeas and 14 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Ellingson	Kaley	Novak	Searles
Anderson, G.	Erickson	Kelly	Ogren	Shea
Anderson, I.	Fjoslien	Knickerbocker	Olsen	Sherman
Battaglia	Greenfield	Kostohryz	Onnen	Sieben, M.
Begich	Gruenes	Kvam	Osthoff	Simoneau
Blatz	Gustafson	Lemen	Otis	Skoglund
Brandl	Halberg	Levi	Peterson, B.	Swanson
Brinkman	Hanson	Long	Peterson, D.	Tomlinson
Byrne	Harens	Luknic	Piepho	Valan
Carlson, D.	Hauge	Mann	Pogemiller	Valento
Carlson, L.	Haukoos	Marsh	Rees	Vanasek
Clark, J.	Heap	McCarron	Reif	Vellenga
Clark, K.	Heinitz	McEachern	Rice	Voss
Clawson	Himle	Metzen	Rodriguez, C.	Weaver
Dahlvang	Hokanson	Minne	Rodriguez, F.	Welch
Dean	Hokr	Munger	Rose	Wenzel
Dempsey	Jacobs	Murphy	Rothenberg	Wieser
Den Ouden	Johnson, C.	Nelsen, B.	Samuelson	Wigley
Drew	Johnson, D.	Nelson, K.	Sarna	Wynia
Eken	Jude	Niehaus	Schoenfeld	Zubay
Elioff	Kahn	Norton	Schreiber	Spkr. Sieben, H.

Those who voted in the negative were:

Aasness	Evans	Mehrkens	Schafer	Sviggum
Ainley	Jennings	Nysether	Sherwood	Welker
Esau	Ludeman	Redalen	Stowell	

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

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 following Special Orders pending for Thursday, May 14, 1981: S. F. Nos. 937, 368, 513, 31, 136, 250, 268, 436, 489, 17, 188, 254, 535 and 595;

H. F. No. 18; S. F. Nos. 179, 650, 56, 655, 1188, 1126, 830, 74, 915, 470, 1005, 674, 533, 649, 34, 539 and 890.

Kostohryz was excused from 12:30 p.m. to 1:30 p.m.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Sieben, M., requested immediate consideration of S. F. No. 28.

S. F. No. 28, A bill for an act relating to claims against the state; providing for payment of various claims; appropriating money.

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 121 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

SPECIAL ORDERS

S. F. No. 664 was reported to the House.

The Speaker called Wynia to the Chair.

Welker and Weaver moved to amend S. F. No. 664, as follows:

Page 3, after line 25, insert a new section to read:

"Sec. 2. Minnesota Statutes 1980, Section 105.485, is amended by adding a subdivision to read:

Subd. 9. [RULES: RATIFICATION BY LEGISLATURE.] Rules promulgated after June 1, 1981, under the authority of the commissioner, or by any other agency, which supplement, interpret or in any way relate to sections 105.37 to 105.55 pertaining to drainage, filling and excavating shall have the force of law only after ratification by the legislature."

Renumber remaining sections

Amend the title, as follows:

Page 1, line 4, after "municipalities;" insert "providing for ratification of rules by legislature;"

Page 1, line 5, after "Subdivision 6" insert "and by adding a subdivision"

A roll call was requested and properly seconded.

CALL OF THE HOUSE

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

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

Simoneau 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 amendment and the roll was called.

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

There were 72 yeas and 55 nays as follows:

Those who voted in the affirmative were:

Aasness	Fjoslien	Kaley	Nysether	Stadum
Ainley	Forsythe	Kalis	Ogren	Staten
Anderson, B.	Gruenes	Knickerbocker	Olsen	Stowell
Anderson, G.	Halberg	Kvam	Onnen	Stumpf
Battaglia	Hauge	Levi	Piepho	Sviggum
Begich	Haukoos	Ludeman	Redalen	Valan
Blatz	Heap	Luknic	Rees	Valento
Brinkman	Heinitz	Marsh	Reif	Weaver
Carlson, D.	Himle	McDonald	Rose	Welker
Dempsey	Hoberg	McEachern	Samuelson	Wieser
Den Ouden	Hokr	Mehrkens	Schafer	Wigley
Elioff	Jennings	Metzen	Schreiber	Zubay
Erickson	Johnson, C.	Minne	Searles	
Esau	Johnson, D.	Nelsen, B.	Shea	
Evans	Jude	Niehaus	Sherman	

Those who voted in the negative were:

Anderson, I.	Eken	Laidig	Otis	Sieben, M.
Berkelman	Ellingson	Lehto	Peterson, B.	Simoneau
Brandl	Greenfield	Lemen	Peterson, D.	Skoglund
Byrne	Gustafson	Long	Pogemiller	Tomlinson
Carlson, L.	Hanson	Mann	Reding	Vanasek
Clark, J.	Harens	McCarron	Rice	Vellenga
Clark, K.	Hokanson	Munger	Rodriguez, C.	Voss
Clawson	Jacobs	Murphy	Rodriguez, F.	Welch
Dahlvang	Kahn	Nelson, K.	Rothenberg	Wenzel
Dean	Kelly	Norton	Sarna	Wynia
Drew	Kostohryz	Osthoff	Schoenfeld	Spkr. Sieben, H.

The motion prevailed and the amendment was adopted.

Voss and Munger moved that their names be stricken as authors on H. F. No. 786. The motion prevailed.

S. F. No. 664, A bill for an act relating to water resources; altering certain provisions concerning the regulation of shoreland use and development in municipalities; amending Minnesota Statutes 1980, Section 105.485, Subdivision 6.

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.

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

There were 67 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Aasness	Esau	Kaley	Niehaus	Sherwood
Ainley	Evans	Kalis	Nysether	Stadum
Anderson, B.	Fjoslien	Knickerbocker	Ogren	Stumpf
Anderson, G.	Forsythe	Kvam	Olsen	Sviggum
Anderson, R.	Gruenes	Lemen	Onnen	Valan
Battaglia	Halberg	Levi	Piepho	Valento
Begich	Hauge	Ludeman	Redalen	Weaver
Blatz	Haukoos	Luknic	Rees	Welker
Brinkman	Heap	Marsh	Reif	Wieser
Carlson, D.	Heinitz	McDonald	Samuelson	Wigley
Dempsey	Himle	Mehrkens	Schafer	Zubay
Den Ouden	Hoberg	Metzen	Schreiber	
Elioff	Jennings	Minne	Searles	
Erickson	Johnson, C.	Nelsen, B.	Shea	

Those who voted in the negative were:

Anderson, I.	Ellingson	Laidig	Peterson, B.	Simoneau
Berkelman	Greenfield	Lehto	Peterson, D.	Skoglund
Brandl	Gustafson	Long	Pogemiller	Staten
Byrne	Hanson	Mann	Reding	Stowell
Carlson, L.	Harens	McCarron	Rice	Tomlinson
Clark, J.	Hokanson	Munger	Rodriguez, C.	Vanasek
Clark, K.	Jacobs	Murphy	Rodriguez, F.	Vellenga
Clawson	Johnson, D.	Nelson, K.	Rothenberg	Voss
Dahlvang	Jude	Norton	Sarna	Welch
Dean	Kahn	Novak	Schoenfeld	Wenzel
Drew	Kelly	Osthoff	Sherman	Wynia
Eken	Kostohryz	Otis	Sieben, M.	Spkr. Sieben, H.

The bill was not passed as amended.

CALL OF THE HOUSE LIFTED

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

S. F. No. 525 was reported to the House.

Shea moved to amend S. F. No. 525, the unofficial engrossment, as follows:

Page 3, after line 2, insert:

"Sec. 2. [173.171] [VEGETATION CONTROL; VISIBILITY; AGREEMENTS.]

The commissioner of the department of transportation may enter into agreements with the owners of advertising devices not prohibited under chapter 173 and lawfully erected and main-

tained in adjacent areas, or with the owners of the real property on which the advertising devices are located, providing for the control of vegetation on the right-of-way in the vicinity of the advertising devices to ensure their visibility from the highway. The agreements shall provide that:

(1) The cost of any vegetation control measures will be paid for by the owner of the advertising device or the owner of the real property on which it is located; and

(2) Any control measures will be carried out in a safe, workmanlike manner."

Renumber the remaining section

Further, amend the title as follows:

Page 1, line 3, after the semicolon insert "providing for maintenance of areas;"

Page 1, line 4, before the period insert "; proposing new law coded in Minnesota Statutes, Chapter 173"

The motion prevailed and the amendment was adopted.

The Speaker resumed the Chair.

Kelly and Kahn moved to amend S. F. No. 525, the unofficial engrossment, as amended, as follows:

Page 2, line 33, after "erected" insert "along an Interstate or Federal-aid primary highway"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 20 yeas and 88 nays as follows:

Those who voted in the affirmative were:

Byrne	Hanson	Kelly	Peterson, D.	Simoneau
Clark, J.	Harens	Lehto	Pogemiller	Tomlinson
Greenfield	Hauge	Long	Rodriguez, C.	Vanasek
Gustafson	Kahn	Nelson, K.	Rodriguez, F.	Vellenga

Those who voted in the negative were:

Aasness	Carlson, D.	Ewald	Heinitz	Jude
Ainley	Carlson, L.	Fjoslien	Himle	Kaley
Anderson, I.	Dahlvang	Forsythe	Hoberg	Kalis
Battaglia	Dean	Friedrich	Hokanson	Knickerbocker
Begich	Dempsey	Gruenes	Hokr	Kostohryz
Berkelman	Den Ouden	Halberg	Jacobs	Kvam
Blatz	Elioff	Haukoos	Jennings	Laidig
Brinkman	Esau	Heap	Johnson, D.	Lemen

Levi	Munger	Peterson, B.	Searles	Voss
Ludeman	Murphy	Piepho	Shea	Weaver
Luknic	Niehaus	Redalen	Sherman	Welker
Mann	Norton	Reding	Sieben, M.	Wenzel
Marsh	Novak	Rees	Stadum	Wieser
McDonald	Nysether	Rose	Staten	Wigley
McEachern	Ogren	Rothenberg	Stowell	Zubay
Mehrkens	Olsen	Sarna	Stumpf	Spkr. Sieben, H.
Metzen	Onnen	Schafer	Swiggum	
Minne	Osthoff	Schoenfeld	Valento	

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

Aasness moved to amend S. F. No. 525, the unofficial engrossment, as amended, as follows:

Page 3, after line 2, insert:

"The Minnesota department of transportation with the assistance and cooperation of the department of economic development shall make recommendations to the standing committees on transportation of both houses of the legislature by February 1, 1982 for a comprehensive directional signing program."

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Kahn and Kelly moved to amend S. F. No. 525, the unofficial engrossment, as amended, as follows:

Page 3, after line 2, add a section to read:

"Sec. 2. Minnesota Statutes 1980, Section 173.13, is amended to read:

173.13 [DEVICES ALONG INTERSTATE HIGHWAYS.]

Subdivision 1. No advertising device shall be erected or maintained in any adjacent area without a permit therefor being first obtained from the commissioner, except that permit systems of legitimate local zoning authorities shall take precedence inside a business area.

Subd. 2. The commissioner of transportation may adopt, modify, amend, or repeal regulations governing the issuance of permits or renewals therefor for the erection and maintenance of advertising devices adjacent to the interstate and primary system of highways, provided that such regulations shall not be more restrictive than the provisions of sections 173.13 to 173.24.

Subd. 3. No size limitation shall apply to any advertising device otherwise legally in place on June 8, 1971.

Subd. 4. The annual fee for each such permit or renewal thereof shall be as follows:

(1) If the advertising area of the advertising device does not exceed 50 square feet, the fee shall be (\$5) \$10.

(2) If the advertising area exceeds 50 square feet but does not exceed 300 square feet, the fee shall be (\$10) \$20.

(3) If the advertising area exceeds 300 square feet, the fee shall be (\$20) \$40.

(4) No fee shall be charged for a permit for directional and other official signs and notices as they are defined in section 178.02.

Subd. 5. The provisions of this section shall be effective on July 1, 1971, and the provisions relating to permits and fees shall apply to then legally existing devices as well as devices that may be erected and maintained thereafter.

Subd. 6. Permits shall expire on the last day of June of each year. They may be renewed upon payment of the annual fee and filing of a renewal application form to be provided by the commissioner, but without the filing of a new permit application. There shall be proration of the fee for the year in which the permit is first obtained, and the portion of any fees for a permit on any advertising device paid under this chapter, allocable to the period July 1, 1971, through December 31, 1971, shall be deemed to have been paid upon and shall apply to payment of the fees required by Laws 1971, Chapter 883 or refunded. There shall be no additional fee or permit required for change in advertising copy.

Subd. 7. A penalty of (\$2) *two times the annual fee* shall be charged upon failure to pay the annual permit fee for renewal on or before August 1 of each year.

Subd. 8. There shall be submitted, together with the fee for the annual renewal, a statement by the applicant that the owner or occupant of the property has consented to the continued use of his property for such advertising device.

Subd. 9. The commissioner of transportation shall be notified in writing by the assignor of any such assignment.

Subd. 10. The commissioner may revoke any permit granted herein for cause upon 30 days written notice of such hearing to the permittee. Such notice and hearing and all regulations with respect thereto shall be in accordance with chapter 15. The commissioner within 10 days after hearing shall notify the permittee what he must do to retain the permit and the permittee shall

have 30 days therefrom in which to comply with the order of the commissioner.

Subd. 11. Advertising devices erected or maintained after June 8, 1971, not complying with Laws 1971, Chapter 883, and not otherwise by Laws 1971, Chapter 883, permitted to stand may be removed by the commissioner upon 60 days prior written notice by certified mail to the owner thereof and to the owner of the real property on which such advertising device is located, provided that no notice shall be required to be given to the owner of an advertising device whose name is not stated upon the advertising device or the structure on which it is displayed, unless the name of such owner is otherwise reasonably known to the commissioner. The period of such notice shall be computed from the date of mailing."

Renumber Section 2 as Section 3

Further amend title:

Page 1, line 3, after the semicolon insert:

"increasing certain fees for outdoor advertising permits"

Page 1, line 3, delete "Section 173.17" and insert "Section 173.13, and 173.17.

The motion prevailed and the amendment was adopted.

S. F. No. 525, A bill for an act relating to advertising devices; requiring compensation for removing certain devices; providing for maintenance of areas; amending Minnesota Statutes 1980, Section 173.17; proposing new law coded in Minnesota Statutes, Chapter 173.

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

The question was taken on the passage of the bill and the roll was called. There were 108 yeas and 14 nays as follows:

Those who voted in the affirmative were:

Aasness	Byrne	Eken	Gustafson	Hokr
Ainley	Carlson, D.	Elioff	Halberg	Jacobs
Anderson, G.	Carlson, L.	Esau	Harens	Jennings
Anderson, I.	Clark, J.	Evans	Haukoos	Johnson, C.
Battaglia	Clawson	Ewald	Heap	Johnson, D.
Begich	Dahlvang	Fjoslien	Heinitz	Jude
Berkelman	Dean	Forsythe	Himle	Kaley
Blatz	Dempsey	Friedrich	Hoberg	Kalis
Brinkman	Drew	Gruenes	Hokanson	Knickerbocker

Kostohryz	Mehrkens	Otis	Schreiber	Valan
Kvam	Metzen	Peterson, B.	Searles	Valento
Laidig	Minne	Piepho	Shea	Vanasek
Lehto	Munger	Pogemiller	Sherman	Voss
Lemen	Murphy	Redalen	Sieben, M.	Weaver
Levi	Niehaus	Reding	Simoneau	Welker
Ludeman	Norton	Rees	Skoglund	Wenzel
Luknic	Novak	Reif	Stadum	Wieser
Mann	Nysether	Rose	Staten	Wigley
Marsh	Ogren	Rothenberg	Stowell	Zubay
McCarron	Olsen	Sarna	Stumpf	Spkr. Sieben, H.
McDonald	Onnen	Schafer	Sviggunn	
McEachern	Osthoff	Schoenfeld	Tomlinson	

Those who voted in the negative were:

Brandl	Greenfield	Kahn	Peterson, D.	Vellenga
Clark, K.	Hanson	Kelly	Rodriguez, C.	Wynia
Ellingson	Hauge	Long	Rodriguez, F.	

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

S. F. No. 818 was reported to the House.

Reding moved to amend S. F. No. 818, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1980, Section 97.49, Subdivision 1a, is amended to read:

Subd. 1a. (a) For purposes of this subdivision, "deer license" means a license issued by the commissioner under the provisions of section 98.46, subdivision 2, clauses (2) and (3) and subdivision 14, clauses (2) and (3).

(b) It is the policy of this state that at least (\$1) \$2 from each deer license issued by the commissioner shall be used for the purpose of deer habitat improvement *contingent upon deer license fees being increased by 1981 law.*

Sec. 2. Minnesota Statutes 1980, Section 100.27, Subdivision 1, is amended to read:

Subdivision 1. Except as otherwise specifically provided, there shall be no open season on elk, caribou, antelope, marten, *cougar*, or wolverine.

Sec. 3. Minnesota Statutes 1980, Section 100.27, Subdivision 2, is amended to read:

Subd. 2. Deer, moose and *adult bear one year of age or older* may be taken in such areas of the state, under such restrictions and on such dates within the periods hereafter prescribed as the commissioner may, by order, provide:

(1) Deer and bear by bow and arrow; legal muzzle loading firearms as defined in section 100.29, subdivision 3, clause (2), or both, between September 1 and December 31 and in any areas of the state designated by the commissioner. Legal muzzle loading firearms shall be permitted by the commissioner on public lands only;

(2) Deer, by legal firearms and with bow and arrow, between November 1 and December 15, with the length of the season to be determined by the commissioner; and

(3) Moose, between January 1 and December 31 as determined by the commissioner, by legal firearms and with bow and arrow, in areas of the state, and under such restrictions and on such dates as the commissioner may by order provide; for purposes of this section a split season in any one calendar year shall be considered as one season."

Delete the title and insert:

"A bill for an act relating to game and fish; increasing deer license habitat amount; restricting season on cougar; restricting the taking of bear to adult bear; amending Minnesota Statutes 1980, Sections 97.49, Subdivision 1a; and 100.27, Subdivisions 1 and 2."

The motion prevailed and the amendment was adopted.

Carlson, D., moved to amend S. F. No. 818, as amended, as follows:

Page 1, line 26, delete "*one year of age or*"

Page 2, line 1, delete "*older*"

The motion prevailed and the amendment was adopted.

The Speaker called Wynia to the Chair.

Weaver offered an amendment to S. F. No. 818, as amended.

POINT OF ORDER

Long raised a point of order pursuant to rule 3.9 that the amendment was not in order. The Speaker pro tempore ruled the point of order well taken and the amendment out of order.

S. F. No. 818, A bill for an act relating to game and fish; increasing the amount set aside from any increased deer license fees for deer habitat improvement; restricting the taking of bear

to adult bear; amending Minnesota Statutes 1980, Sections 97.49, Subdivision 1a; and 100.27, Subdivision 2.

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

The question was taken on the passage of the bill and the roll was called. There were 104 yeas and 16 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Ewald	Kaley	Olsen	Sherman
Battaglia	Fjoslien	Kalis	Onnen	Sherwood
Begich	Forsythe	Kelly	Osthoff	Sieben, M.
Berkelman	Greenfield	Knickerbocker	Peterson, B.	Simoneau
Blatz	Gruenes	Kostohryz	Peterson, D.	Skoglund
Brandl	Gustafson	Laidig	Piepho	Stowell
Byrne	Halberg	Lehto	Pogemiller	Stumpf
Carlson, D.	Hanson	Lemen	Redalen	Sviggum
Carlson, L.	Harens	Levi	Reding	Swanson
Clark, J.	Hauge	Long	Reif	Tomlinson
Clark, K.	Heap	Mann	Rice	Valan
Clawson	Heinitz	Marsh	Rodriguez, C.	Valento
Dahlvang	Himle	McCarron	Rodriguez, F.	Vanasek
Dean	Hoberg	Mehrkens	Rose	Vellenga
Dempsey	Hokanson	Minne	Rothenberg	Weaver
Drew	Hokr	Munger	Samuelson	Welch
Eken	Jacobs	Murphy	Sarna	Wenzel
Elioff	Johnson, C.	Nelson, K.	Schoenfeld	Wynia
Ellingson	Johnson, D.	Norton	Schreiber	Zubay
Esau	Jude	Novak	Searles	Spkr. Sieben, H.
Evans	Kahn	Nysether	Shea	

Those who voted in the negative were:

Aasness	Haukoos	McDonald	Voss	Wieser
Ainley	Jennings	Niehaus	Welker	Wigley
Brinkman	Kvam	Otis		
Den Ouden	Ludeman	Schafer		

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

S. F. No. 1074 was reported to the House.

Clawson moved to amend S. F. No. 1074, as follows:

Page 2, after line 13, insert:

"Sec. 2. [SALE OF LOT AUTHORIZED.]

Notwithstanding Minnesota Statutes, Section 282.018 or any other law to the contrary the following described tract of land in Mahnomen county may be offered for sale by the authority having jurisdiction over the land without the prior approval of the commissioner of natural resources:

Lot 14, Johnson's Addition to Island Lake.

Sec. 3. [EASEMENT GRANTED.]

Notwithstanding any law to the contrary, the commissioner of natural resources shall grant as an easement the following described real property in the manner provided by law:

The North 33.00 feet of the East 300.0 feet of the Northwest Quarter of the Northeast Quarter of Section 36, Township 34, Range 24, Anoka County; but not including that portion of the real property which is designated as a right of way for county state aid highway number 24.

Sec. 4. [EFFECTIVE DATE.]

Sections 2 and 3 are effective the day following final enactment."

Amend the title as follows:

Page 1, line 4, after "lands;" insert "providing that certain lands may be sold; authorizing an easement on certain lands;"

The motion prevailed and the amendment was adopted.

S. F. No. 1074, A bill for an act relating to natural resources; extending the permissible term of agricultural leases of state peat lands; amending Minnesota Statutes 1980, Section 92.50, Subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 7 nays as follows:

Those who voted in the affirmative were:

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

Staten	Swanson	Vanasek	Welch	Wigley
Stowell	Tomlinson	Vellenga	Welker	Wynia
Stumpf	Valan	Voss	Wenzel	Zubay
Sviglum	Valento	Weaver	Wieser	Spkr. Sieben, H.

Those who voted in the negative were:

Clark, K.	Kalis	Pogemiller	Schoenfeld	Shea
Hauge	Ogren			

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

S. F. No. 767 was reported to the House.

Minne moved to amend S. F. No. 767, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1980, Section 375.17, is amended to read:

375.17 [PUBLICATION OF FINANCIAL STATEMENTS.]

Annually, not later than the first Tuesday after the first Monday in March, the county board shall make a full and accurate statement of the receipts and expenditures of the preceding year, which shall contain a statement of the assets and liabilities, a summary of receipts, disbursements, and balances of all county funds together with a detailed statement of each fund account, under the form and style prescribed by and on file with the state auditor, which prescribed form and any changes or modifications thereof shall so far as practical be uniform for all counties and shall be approved by the attorney general and the state printer and within 30 days thereafter shall cause the same to be published for one issue in some newspaper within the county, which newspaper must be a duly qualified legal newspaper, as provided by law. The county board may also refrain from publishing an itemized account of amounts paid out, to whom and for what purpose to the extent that the published proceedings of the county board contain such information, provided that all disbursements aggregating \$5,000 or more to any person are set forth in a schedule of major disbursements showing amounts paid out, to whom and for what purpose and are made a part of, and published with, the financial statement. *The county board may refrain from publishing the names and amounts of salaries and expenses paid to employees but shall publish the totals of disbursements for salaries and expenses.* The county board may refrain from publishing the names of persons receiving poor relief or direct relief and the amounts paid to each, but the totals of the disbursements for such purposes must be published. In addition to the publication thereof in the newspaper designated by the board as the official newspaper for publication of the financial statement, the same shall be published in one other newspaper of the county, if there be one located in a different mu-

nicipality in the county than the official newspaper. The county board shall call for separate bids for each publication. Insofar as any provision of this section is inconsistent with the provisions of section 393.07, the provisions of that section shall prevail."

Delete the title and insert:

"A bill for an act relating to counties; providing for publication of certain salary and expense information; amending Minnesota Statutes 1980, Section 375.17."

The motion prevailed and the amendment was adopted.

Begich moved to amend S. F. No. 767, as amended, as follows:

Page 2, after line 20, add a new section to read:

"Sec. 2. [EXEMPTIONS.]

In St. Louis County the county commissioners and the department head salaries shall be published by name, title and total amount of compensation received for the year being listed."

The motion prevailed and the amendment was adopted.

S. F. No. 767, A bill for an act relating to counties; providing for publication of certain financial information; proposing new law coded in Minnesota Statutes, Chapter 375; repealing Minnesota Statutes 1980, Section 375.17.

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

The question was taken on the passage of the bill and the roll was called. There were 91 yeas and 31 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Eken	Jacobs	McDonald	Pogemiller
Anderson, I.	Elioff	Johnson, C.	McEachern	Reding
Battaglia	Ellingson	Johnson, D.	Mehrkens	Rees
Begich	Ewald	Kahn	Metzen	Reif
Berkelman	Fjoslien	Kaley	Minne	Rice
Brandl	Forsythe	Kalis	Munger	Rodriguez, C.
Brinkman	Greenfield	Kelly	Murphy	Rodriguez, F.
Byrne	Gruenes	Knickerbocker	Nelson, K.	Samuelson
Carlson, D.	Gustafson	Kostohryz	Niehaus	Sarna
Carlson, L.	Halberg	Laidig	Norton	Schoenfeld
Clark, J.	Hanson	Lehto	Novak	Searles
Clark, K.	Heap	Lemen	Olsen	Sherman
Clawson	Heinitz	Levi	Osthoff	Sieben, M.
Dahlvang	Himle	Long	Otis	Simoneau
Den Ouden	Hokanson	Luknic	Peterson, B.	Skoglund
Drew	Hokr	McCarron	Peterson, D.	Staten

Stowell
Stumpf
Swanson

Tomlinson
Vanasek
Vellenga

Voss
Weaver
Wenzel

Wynia

Spkr. Sieben, H.

Those who voted in the negative were:

Aasness
Ainley
Anderson, G.
Dean
Dempsey
Erickson
Esau

Evans
Haukoos
Jennings
Jude
Kvam
Ludeman
Mann

Marsh
Nysether
Ogren
Onnen
Piepho
Redalen
Rose

Schafer
Shea
Stadum
Sviggum
Valan
Valento
Welker

Wieser
Wigley
Zubay

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

S. F. No. 2, A bill for an act relating to the Mississippi River headwaters area; establishing a joint board of counties to prepare, adopt and implement a comprehensive land use plan for the Mississippi River head waters area; imposing a temporary moratorium on the use of certain lands subject to city land use controls; proposing new law coded as Minnesota Statutes, Chapter 114B.

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 112 yeas and 5 nays as follows:

Those who voted in the affirmative were:

Aasness
Anderson, G.
Anderson, I.
Anderson, R.
Battaglia
Begich
Berkelman
Brandl
Brinkman
Byrne
Carlson, L.
Clark, J.
Clawson
Dahlvang
Dean
Dempsey
Den Ouden
Eken
Elhoff
Ellingson
Erickson
Esau
Evans

Ewald
Fjoslien
Forsythe
Greenfield
Gruenes
Gustafson
Halberg
Hanson
Hauge
Heap
Heinitz
Himle
Hoberg
Hokanson
Hokr
Jacobs
Johnson, C.
Johnson, D.
Jude
Kahn
Kaley
Kalis
Kelly

Knickerbocker
Kostohryz
Laidig
Lehto
Lemen
Levi
Long
Mann
Marsh
McCarron
McEachern
Mehrkens
Metzen
Minne
Munger
Murphy
Nelsen, B.
Nelson, K.
Niehaus
Norton
Novak
Nysether
Olsen

Onnen
Osthoff
Otis
Peterson, B.
Peterson, D.
Piepho
Pogemiller
Redalen
Reding
Rees
Reif
Rice
Rodriguez, C.
Rodriguez, F.
Rose
Rothenberg
Samuelson
Sarna
Schafer
Schoenfeld
Searles
Shea
Sherman

Sieben, M.
Simoneau
Skoglund
Stadum
Stowell
Stumpf
Sviggum
Swanson
Tomlinson
Valento
Vanasek
Vellenga
Voss
Weaver
Wenzel
Wieser
Wigley
Wynia
Zubay
Spkr. Sieben, H.

Those who voted in the negative were:

Haukoos

Jennings

Kvam

Ludeman

Welker

The bill was passed and its title agreed to.

S. F. No. 937 was reported to the House.

There being no objection S. F. No. 937 was temporarily laid over.

S. F. No. 368 was reported to the House.

Clark, K., moved to amend S. F. No. 368, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1980, Section 462C.03, Subdivision 1, is amended to read:

Subdivision 1. The housing plan shall set forth:

(a) The housing needs of the city and the data demonstrating those needs;

(b) The plan of the city to meet identified housing needs, and the specific methods to be used to carry out the plan;

(c) Target areas, if any, of the city for each method;

(d) The financing program or programs to be included in the plan;

(e) The number and qualifications of lenders eligible to participate in the program;

(f) The estimated amount of mortgage loans to be made or purchased in each program and the estimated amounts and timing of the sale of revenue bonds required to finance such loans, fund appropriate reserves, and pay costs of issuance;

(g) Methods for monitoring the implementation by participants to insure that the programs will be consistent with the plan and its objectives;

(h) The administrative capacity of the city to monitor and supervise housing finance programs;

(i) The cost to the city, including administrative costs;
(AND)

(j) An analysis of how the programs will meet the needs of low and moderate income families in the city; and

(k) *A description of the city's strategies to minimize displacement of low and moderate income persons and families and an outline of policies which will be implemented to mitigate adverse effects which do occur as a result of developments financed through programs in this chapter.*

The governing body of the city or a committee thereof shall review the plan at a public hearing and shall consider the comments presented at the hearing. The city shall cause to be published, in a newspaper of general circulation, notice of the public hearing at least 15 and not more than 30 days prior to the public hearing. Amendments to the plan considered at the public hearing may be adopted at that hearing or a subsequent meeting.

Sec. 2. Minnesota Statutes 1980, Section 462C.03, is amended by adding a subdivision to read:

Subd. 10. Notwithstanding any provision of this chapter to the contrary, after December 31, 1981 any city of the first class issuing bonds subject to this chapter, for the purpose of financing single family housing, including condominiums or cooperatives, and subject to section 103A of the Internal Revenue Code, shall allocate at least ten percent of the proceeds of bonds issued during each calendar year for the purpose of making single family housing loans for, or purchasing single family housing loans made to families whose adjusted gross income does not exceed 80 percent of the median family income, as estimated by the department of housing and urban development for the applicable standard metropolitan statistical area. Provided, however, that if on May 1 of each year, the city determines that it is unable to issue bonds during that calendar year in the amount allocated pursuant to this subdivision, then any amount which the city determines will not be so issued may be issued for any purpose authorized by this chapter.

For the purpose of this subdivision, "single family housing" includes dwelling units owned under a condominium or cooperative form of ownership which are to be occupied by families as a principal residence.

Sec. 3. Minnesota Statutes 1980, Section 462C.03, is amended by adding a subdivision to read:

Subd. 11. Notwithstanding any provision of this chapter to the contrary, any city of the first class issuing bonds for single family housing subject to this chapter and not subject to sections 1102 and 1103 of the Mortgage Subsidy Bond Tax Act of 1980, but not including bonds issued to finance the Minneapolis/St. Paul joint housing program, shall allocate at least 20 percent of the proceeds of the bonds issued for the purpose specified in section 2. For the purpose of this subdivision, "single family housing" includes dwelling units owned under a condominium or co-

operative form of ownership which are to be occupied by families as a principal residence.

Sec. 4. Minnesota Statutes 1980, Section 462C.05, Subdivision 1, is amended to read:

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

(a) *Except in the case of acquisition for purposes of conversion to limited equity cooperative ownership, the cost of rehabilitation of an existing building is estimated to equal at least \$5,000 per dwelling unit or 50 percent of the appraised value of the original building and site, whichever is less or if the rehabilitation is financed in part by proceeds from a program provided by the federal government pursuant to 24 C.F.R. Sections 882.-401 to 882.519 or pursuant to section 312 of the Housing Act of 1964 (42 U.S.C. Section 1452b), the cost of rehabilitation of an existing building is estimated to equal at least \$2,000 per dwelling unit or 20 percent of the appraised value of the original building and site whichever is less;*

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

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

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

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

(f) *The owner or borrower utilizing loans provided under this chapter certifies that he or she will not displace current tenants either during or after the rehabilitation, except as provided for in section 1.*

Sec. 5. [APPLICABILITY.]

The provisions of section 2 shall not apply to any programs which were approved or are considered approved pursuant to section 462C.04, subdivision 2, by the Minnesota housing finance agency on or before the date of final enactment, nor to the Minneapolis/St. Paul joint housing program specifically exempted from the provisions of section 103A of the Internal Revenue Code.

Sec. 6. [EFFECTIVE DATE.]

This act is effective the day following its final enactment."

Delete the title and insert:

"A bill for an act relating to housing; requiring municipal housing plans to incorporate policies to minimize displacement; requiring cities to hold public hearings for review of their municipal housing plans; placing income limits on certain loans made or purchased with certain local housing bond proceeds; providing that multi-family loans may be used to acquire structures for purposes of conversion to cooperative ownership; amending Minnesota Statutes 1980, Sections 462C.03, Subdivision 1, and by adding subdivisions; and 462C.05, Subdivision 1."

The motion prevailed and the amendment was adopted.

Clark, K., moved to amend S. F. No. 368, as amended, as follows:

Page 2, line 32, delete "*proceeds of bonds issued*" and insert "*maximum amount of single family housing bonds which the city may issue*"

Page 2, line 32, after "*year*" insert "*, taking all laws into account.*"

Page 3, line 15, delete everything after "*class*"

Page 3, delete lines 16 to 24 and insert "*which may issue bonds pursuant to section 1104 of the Mortgage Subsidy Bond Tax Act of 1980, shall allocate at least 20 percent of the amount of bonds authorized by section 1104 of the Mortgage Subsidy Bond Tax Act of 1980 which are estimated to be issued pursuant to this chapter, for the purpose of making single family housing loans for, or purchasing single family housing loans made to families*

whose adjusted gross income does not exceed 80 percent of the median family income, as estimated by the department of housing and urban development for the applicable standard metropolitan statistical area. For the purpose of this subdivision, "single family housing" includes dwelling units owned under a condominium or cooperative form of ownership which are to be occupied by families as a principal residence."

Page 5, line 1, delete "section 2" and insert "sections 2 and 3"

The motion prevailed and the amendment was adopted.

Schreiber moved to amend S. F. No. 368, as amended, as follows:

Page 4, line 31, delete "and"

Page 4, line 35, strike the period and insert "; and"

Page 4, after line 35, insert:

"(g) The city has not enacted, by ordinance, charter amendment, or any other means, any system of rent control generally applicable to one or more classifications or types of rental residential property."

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "providing that a city that has enacted a general system of residential rent control may not use certain authority granted regarding multifamily housing developments;"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 76 yeas and 50 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, B.	Clawson	Kahn	Ogren	Simoneau
Anderson, G.	Eken	Kelly	Otis	Staten
Battaglia	Elioff	Kostohryz	Peterson, D.	Stumpf
Begich	Ellingson	Lehto	Pogemiller	Tomlinson
Berkelman	Greenfield	Long	Reding	Vanasek
Brinkman	Gustafson	Mann	Rice	Vellenga
Byrne	Hanson	Munger	Rodriguez, C.	Voss
Carlson, L.	Hauge	Murphy	Rodriguez, F.	Welch
Clark, J.	Jacobs	Nelson, K.	Shea	Wynia
Clark, K.	Johnson, C.	Norton	Sieben, M.	Spkr. Sieben, H.

The motion prevailed and the amendment was adopted.

Clark, K., moved that S. F. No. 368, as amended, be temporarily laid over. The motion prevailed.

S. F. No. 513 was reported to the House.

Friedrich moved to amend S. F. No. 513, the unofficial engrossment, as follows:

Page 2, after line 30, insert:

"Sec. 4. Minnesota Statutes 1980, Section 334.16, Subdivision 1, is amended to read:

Subdivision 1. [LIMITATION OF RATES.] The imposition, charge or collection of a finance charge upon an account balance by a seller of goods, services or both shall be lawful, provided that:

(a) The sale is a consumer credit sale pursuant to an open end credit plan, agreement or arrangement between the buyer and seller under which (1) the seller may permit the buyer to make purchases from time to time from the seller or other sellers, (2) the buyer has the privilege of paying the balance in full or in installments, and (3) a finance charge may be computed by the seller from time to time on an outstanding unpaid balance; and

(b) The terms of the plan, agreement or arrangement provide for a periodic rate of finance charge which does not exceed (1-1/3) 1-1/2 percent per month computed on an amount no greater than the average daily balance of the account during each monthly billing cycle; provided a minimum finance charge not in excess of 50 cents per month may be imposed, charged or collected."

Renumber the remaining section

Page 2, line 33, before the period insert ", section 4, is effective October 1, 1981"

A roll call was requested and properly seconded.

POINT OF ORDER

Sieben, M., raised a point of order pursuant to rule 3.9 that the amendment was not in order. The Speaker pro tempore ruled the point of order not well taken and the amendment in order.

CALL OF THE HOUSE

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

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

Simoneau 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 Speaker resumed the Chair.

Rodriguez, C., was excused while in conference committee.

The question recurred on the Friedrich amendment and the roll was called. There were 70 yeas and 62 nays as follows:

Those who voted in the affirmative were:

Aasness	Berkelman	Den Ouden	Evans	Friedrich
Ainley	Carlson, D.	Drew	Ewald	Gruenes
Anderson, B.	Dean	Erickson	Fjoslien	Halberg
Anderson, R.	Dempsey	Esau	Forsythe	Haukoos

Heap	Kvam	Nelsen, B.	Reif	Stadum
Heinitz	Laidig	Niehaus	Rose	Stowell
Himle	Lehto	Nysether	Rothenberg	Sviggum
Hokr	Levi	Olsen	Schafer	Valan
Jennings	Long	Onnen	Schoenfeld	Valento
Johnson, C.	Ludeman	Peterson, B.	Schreiber	Welker
Johnson, D.	Luknie	Piepho	Searles	Wenzel
Kaley	Marsh	Redalen	Shea	Wieser
Kalis	McDonald	Reding	Sherman	Wigley
Knickerbocker	Mehrkens	Rees	Sherwood	Zubay

Those who voted in the negative were:

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

The motion prevailed and the amendment was adopted.

Eken moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

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

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was 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. 769, A bill for an act relating to transportation; establishing a rail bank account; providing for the deposit of

money in the rail bank account and specifying the purposes for which it may be expended; appropriating money; amending Minnesota Statutes 1980, Sections 222.49; 222.50, Subdivision 7; 222.63, by adding a subdivision; and Laws 1980, Chapter 610, Section 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Kalis moved that the House refuse to concur in the Senate amendments to H. F. No. 769, 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. 769:

Anderson, B.; Kalis and Stowell.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 338:

Reding; Anderson, I., and Rodriguez, F.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 400:

Lehto, Vanasek and Jennings.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Eken, from the Committee on Rules and Legislative Administration, pursuant to Rule 1.9, withdraws S. F. No. 513 as a Special Order for today, Thursday, May 14, 1981.

POINT OF ORDER

Knickerbocker raised a point of order pursuant to rule 1.9 relating to S. F. No. 513. The Speaker ruled the point of order well taken.

SPECIAL ORDERS

S. F. No. 513, as amended, was again reported to the House.

S. F. No. 513, A bill for an act relating to interest; clarifying the usury exemption on certain loans; increasing rates of interest on loans for business and agricultural transactions and loans made by agricultural credit corporations; removing certain deficiencies and ambiguities; amending Minnesota Statutes 1980, Sections 334.01, Subdivision 2; 334.011, Subdivision 1; and 334.061.

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.

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

There were 55 yeas and 56 nays as follows:

Those who voted in the affirmative were:

Aasness	Forsythe	Johnson, C.	Niehaus	Shea
Ainley	Friedrich	Kaley	Nysether	Sherman
Anderson, B.	Gruenes	Kalis	Onnen	Sherwood
Anderson, G.	Hauge	Knickerbocker	Piepho	Stowell
Anderson, R.	Haukoos	Levi	Redalen	Stumpf
Carlson, D.	Heap	Long	Reding	Sviggum
Den Ouden	Heinitz	Ludeman	Rees	Vanasek
Erickson	Himle	Luknic	Reif	Welker
Esau	Hoberg	Marsh	Rose	Wenzel
Evans	Hokr	McDonald	Schafer	Wigley
Ewald	Jennings	Nelsen, B.	Schoenfeld	Zubay

Those who voted in the negative were:

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

The bill was not passed, as amended.

S. F. No. 368, as amended, which was temporarily laid over earlier today was again reported to the House.

S. F. No. 368, A bill for an act relating to housing; requiring municipal housing plans to incorporate policies to minimize displacement and encourage citizen participation; encouraging the use of bond proceeds for housing for persons and families

of low income; providing that multifamily housing loans may be used to acquire structures for conversion to cooperative ownership; amending Minnesota Statutes 1980, Sections 462C.03, Subdivisions 1 and 2; and 462C.05, Subdivision 1.

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

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

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

There were 80 yeas and 30 nays as follows :

Those who voted in the affirmative were :

Anderson, B.	Ellingson	Johnson, D.	Minne	Rice
Anderson, G.	Evans	Jude	Munger	Rodriguez, C.
Anderson, I.	Ewald	Kahn	Murphy	Rodriguez, F.
Anderson, R.	Forsythe	Kaley	Nelsen, B.	Sarna
Battaglia	Greenfield	Kelly	Nelson, K.	Sherwood
Begich	Gruenes	Knickerbocker	Norton	Sieben, M.
Brandl	Gustafson	Kostohryz	O'Connor	Simoneau
Byrne	Hanson	Laidig	Ogren	Staten
Carlson, D.	Harens	Lehto	Onnen	Stumpf
Carlson, L.	Hauge	Lemen	Osthoff	Tomlinson
Clark, J.	Heap	Levi	Otis	Vanasek
Clark, K.	Himle	Luknic	Peterson, D.	Voss
Clawson	Hoberg	Mann	Pogemiller	Wenzel
Dahlvang	Hokr	McCarron	Reding	Wynia
Dean	Jacobs	McEachern	Rees	Zubay
Elihoff	Johnson, C.	Metzen	Reif	Spkr. Sieben, H.

Those who voted in the negative were :

Aasness	Esau	Kvam	Redalen	Sviggum
Ainley	Friedrich	Ludeman	Samuelson	Swanson
Berkelman	Haukoos	McDonald	Schafer	Vellenga
Den Ouden	Heinitz	Niehaus	Schoenfeld	Weaver
Drew	Jennings	Nysether	Sherman	Welker
Erickson	Kalis	Piepho	Stowell	Wigley

The bill was passed, as amended, 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.

S. F. No. 31 was reported to the House.

Harens moved to amend S. F. No. 31, as follows:

Page 1, after line 15 insert:

"Nothing in this section shall be construed to restrict options under consideration regarding the completion of Interstate 35E."

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 90 yeas and 24 nays as follows:

Those who voted in the affirmative were:

Aasness	Forsythe	Knickerbocker	Olsen	Sherwood
Ainley	Friedrich	Kostohryz	Onnen	Sieben, M.
Anderson, G.	Gruenes	Kvam	Osthoff	Simoneau
Anderson, R.	Gustafson	Laidig	Peterson, B.	Staten
Blatz	Halberg	Lehto	Piepho	Stowell
Carlson, D.	Harens	Lemen	Redalen	Stumpf
Carlson, L.	Haukoos	Levi	Reding	Sviggum
Clark, K.	Heap	Long	Rees	Swanson
Clawson	Himle	Ludeman	Reif	Tomlinson
Dahlvang	Hoberg	Luknic	Rose	Valan
Dempsey	Hokanson	Marsh	Rothenberg	Valento
Den Ouden	Hokr	McDonald	Samuelson	Vellenga
Drew	Jennings	McEachern	Sarna	Weaver
Eken	Johnson, C.	Metzen	Schafer	Welch
Erickson	Johnson, D.	Nelsen, B.	Schoenfeld	Welker
Esau	Jude	Niehaus	Schreiber	Wenzel
Evans	Kaley	Nysether	Shea	Wigley
Ewald	Kalis	Ogren	Sherman	Spkr. Sieben, H.

Those who voted in the negative were:

Anderson, B.	Clark, J.	Kahn	Murphy	Rodriguez, F.
Battaglia	Elioff	Kelly	Nelson, K.	Skoglund
Begich	Ellingson	Mann	Norton	Voss
Brandl	Greenfield	McCarron	Peterson, D.	Wynia
Byrne	Hanson	Minne	Pogemiller	

The motion prevailed and the amendment was adopted.

S. F. No. 31, A bill for an act relating to transportation; restricting the powers of the commissioner of transportation with respect to a certain trunk highway within the city of St. Paul; proposing new law coded in Minnesota Statutes, Chapter 161.

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

The question was taken on the passage of the bill and the roll was called. There were 111 yeas and 12 nays as follows:

Those who voted in the affirmative were:

Aasness	Anderson, R.	Blatz	Carlson, L.	Dahlvang
Anderson, B.	Battaglia	Brandl	Clark, J.	Dempsey
Anderson, G.	Begich	Byrne	Clark, K.	Drew
Anderson, I.	Berkelman	Carlson, D.	Clawson	Eken

Elioff	Hokanson	Mann	Piepho	Stowell
Ellingson	Hokr	Marsh	Pogemiller	Stumpf
Erickson	Jacobs	McCarron	Redalen	Swanson
Esau	Jennings	McEachern	Reding	Valan
Evans	Johnson, C.	Metzen	Rees	Valento
Ewald	Johnson, D.	Minne	Reif	Vanasek
Forsythe	Jude	Munger	Rice	Vellenga
Greenfield	Kahn	Murphy	Rodriguez, C.	Voss
Gruenes	Kaley	Nelson, K.	Rodriguez, F.	Weaver
Gustafson	Kalis	Niehaus	Rose	Welch
Halberg	Kelly	Norton	Samuelson	Wenzel
Hanson	Knickerbocker	O'Connor	Sarna	Wigley
Harens	Kostohryz	Ogren	Schoenfeld	Wynia
Hauge	Laidig	Olson	Searles	Zubay
Haukoos	Lehto	Onnen	Shea	Spkr. Sieben, H.
Heap	Lemen	Osthoff	Sieben, M.	
Heinitz	Levi	Otis	Simoneau	
Himle	Long	Peterson, B.	Skoglund	
Hoberg	Luknic	Peterson, D.	Staten	

Those who voted in the negative were:

Ainley	Ludeman	Rothenberg	Svigum	Welker
Den Ouden	Nelsen, B.	Schafer	Tomlinson	
Kvam	Nysether	Schreiber		

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

S. F. No. 937, which was temporarily laid over earlier today was again reported to the House.

Wynia moved to amend S. F. No. 937, as follows:

Delete everything after the enacting clause and insert:

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

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

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

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

(c) "Policy" means a policy or plan of health, medical, hospitalization or accident and sickness insurance, a health maintenance contract, or a health benefit certificate provided by an insurer which provides coverage of, or reimbursement for, hospital,

medical, or surgical expenses on a group or individual basis, but does not include a policy designed primarily to provide coverage payable on a per diem, fixed indemnity or nonexpense incurred basis, or a policy that provides only accident coverage.

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

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

The motion prevailed and the amendment was adopted.

S. F. No. 937, A bill for an act relating to insurance; prohibiting the issuance or renewal of certain health policies or plans which exclude or limit coverage on DES related conditions; proposing new law coded in Minnesota Statutes, Chapter 62A.

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

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

Those who voted in the affirmative were:

Aasness	Dempsey	Heap	Lehto	Nysether
Ainley	Den Ouden	Heinitz	Lemen	O'Connor
Anderson, B.	Drew	Himle	Levi	Ogren
Anderson, G.	Eken	Hoberg	Long	Olsen
Anderson, I.	Elioff	Hokanson	Ludeman	Onnen
Anderson, R.	Ellingson	Hokr	Luknic	Osthoff
Battaglia	Erickson	Jacobs	Mann	Otis
Begich	Esau	Jennings	Marsh	Peterson, B.
Berkelman	Evans	Johnson, C.	McCarron	Peterson, D.
Blatz	Ewald	Johnson, D.	McDonald	Piepho
Brandl	Forsythe	Jude	McEachern	Pogemiller
Byrne	Friedrich	Kahn	Metzen	Redalen
Carlson, D.	Greenfield	Kaley	Minne	Reding
Carlson, L.	Gruenes	Kalis	Munger	Rees
Clark, J.	Gustafson	Kelly	Murphy	Reif
Clark, K.	Halberg	Knickerbocker	Nelsen, B.	Rice
Clawson	Hanson	Kostohryz	Nelson, K.	Rodriguez, C.
Dahlvang	Hauge	Kvam	Niehaus	Rodriguez, F.
Dean	Haukoos	Laidig	Norton	Rose

Rothenberg	Shea	Stowell	Vanasek	Wigley
Samuelson	Sherman	Stumpf	Vellenga	Wynia
Sarna	Sherwood	Sviggum	Voss	Zubay
Schafer	Sieben, M.	Swanson	Weaver	Spkr. Sieben, H.
Schoenfeld	Simoneau	Tomlinson	Welch	
Schreiber	Skoglund	Valan	Wenzel	
Searles	Staten	Valento	Wieser	

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

S. F. No. 136 was reported to the House.

Piepho and Dempsey offered an amendment to S. F. No. 136.

POINT OF ORDER

Osthoff raised a point of order pursuant to rule 3.9 that the amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

S. F. No. 136, A bill for an act relating to elections; changing compensation of certain election judges; amending Minnesota Statutes 1980, Section 204A.23.

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

The question was taken on the passage of the bill and the roll was called. There were 119 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

The Speaker called Wynia to the Chair.

S. F. No. 250, A bill for an act relating to economic development; raising certain matching grant limitations; changing the composition of a community development corporation board; amending Minnesota Statutes 1980, Sections 362.12, Subdivision 4; and 362.41, Subdivision 6.

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 121 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kahn

The bill was passed and its title agreed to.

S. F. No. 268, A bill for an act relating to insurance; regulating suicide provisions in life insurance contracts; proposing new law coded in Minnesota Statutes, Chapter 61A.

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

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

Forsythe was excused while in conference committee.

S. F. No. 436 was reported to the House.

Hokr moved to amend S. F. No. 436 as follows:

Page 3, after line 23 insert a section to read:

Sec. 5. Minnesota Statutes 1980, Section 245.783, Subdivision 3, is amended to read:

Subd. 3. Before issuing a license or renewing a license, the commissioner shall conduct a study of the applicant and the agency or the day care or residential facility. *The bureau of criminal apprehension, a county attorney, a county sheriff, and a chief of a local police department with the informed consent of the subject of the data shall assist in this study by providing to the commissioner, the director of any local agency responsible for licensing, or their representatives all criminal conviction data available from local, state, and national criminal history record repositories, including the criminal justice data communications network, pertaining to the following individuals connected with the application for or renewal of a license: applicants, operators, all persons living in the household, all staff of any day care or residential facility and all staff of agencies placing children for*

care. If the commissioner is satisfied that the provisions of Laws 1976, Chapter 243 and the applicable rules and regulations promulgated by him are substantially met, a license shall be issued. If the results of the study indicate that all of the applicable laws, rules and regulations cannot be met immediately, but can and will be met within one year or less, and the deviations do not threaten the health, rights, or safety of persons to be served, a provisional license (SHALL) *may* be issued for a period not to exceed one year from the date of issuance.

The commissioner may request advice from persons using the facility, agency, or service, operators of a similar facility, agency, or service, and relevant professionals as part of the evaluation of an applicant.

Renumber subsequent sections

Amend the title as follows

Page 1, line 4, after "Sections" insert

"245.783, Subdivision 3;"

The motion prevailed and the amendment was adopted.

S. F. No. 436, A bill for an act relating to children; providing for review of foster care status of certain children; amending Minnesota Statutes 1980, Sections 257.071, Subdivisions 2, 3 and 4; 260.015, Subdivision 7; 260.111, Subdivision 2; and 260.131, by adding a subdivision; proposing new law to be coded in Minnesota Statutes, Chapter 260.

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

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

Those who voted in the affirmative were:

Aasness	Clawson	Gustafson	Jude	Mann
Ainley	Dahlvang	Halberg	Kahn	Marsh
Anderson, B.	Dempsey	Hanson	Kaley	McCarron
Anderson, G.	Den Ouden	Hauge	Kalis	McDonald
Anderson, I.	Drew	Haukoos	Kelly	McEachern
Battaglia	Eken	Heap	Knickerbocker	Mehrkens
Begich	Elioff	Heinitz	Kostohryz	Metzen
Berkelman	Ellingson	Himle	Kvam	Minne
Blatz	Erickson	Hoberg	Laidig	Munger
Brandl	Esau	Hokanson	Lehto	Murphy
Byrne	Evans	Hokr	Lemen	Nelsen, B.
Carlson, D.	Fjoslien	Jacobs	Levi	Nelson, K.
Carlson, L.	Friedrich	Jennings	Long	Niehaus
Clark, J.	Greenfield	Johnson, C.	Ludeman	Norton
Clark, K.	Gruenes	Johnson, D.	Luknic	Novak

Nysether	Redalen	Schafer	Stowell	Welch
O'Connor	Reding	Schoenfeld	Stumpf	Welker
Ogren	Rees	Schreiber	Svigum	Wenzel
Olsen	Reif	Searles	Swanson	Wieser
Onnen	Rice	Shea	Tomlinson	Wigley
Osthoff	Rodriguez, C.	Sherman	Valan	Wynia
Otis	Rodriguez, F.	Sherwood	Valento	Zubay
Peterson, B.	Rose	Sieben, M.	Vanasek	Spkr. Sieben, H.
Peterson, D.	Rothenberg	Simoneau	Vellenga	
Piepho	Samuelson	Skoglund	Voss	
Pogemiller	Sarna	Staten	Weaver	

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

S. F. No. 489, A bill for an act relating to crimes; immunity from prosecution; changing the current transactional immunity to conform with federal use immunity; amending Minnesota Statutes 1980, Section 609.09, Subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 121 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ellingson

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Reports of Standing Committees.

REPORTS OF STANDING COMMITTEES

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

H. F. No. 546, A bill for an act relating to insurance; providing for a program of continuing education; establishing a continuing insurance education advisory committee; authorizing the commissioner of insurance to promulgate rules to implement the program; requiring certain disclosures on credit insurance policies and application; amending Minnesota Statutes 1980, Section 62B.06, Subdivisions 2, 3 and 4; and by adding a subdivision; proposing new law coded in Minnesota Statutes, Chapter 60A.

Reported the same back with the following amendments:

Page 1, after line 12, insert:

"Section 1. Minnesota Statutes 1980, Section 60A.03, Subdivision 6, is amended to read:

Subd. 6. [(EXAMINATION) REVOLVING FUND.] (1) [REVOLVING FUND CREATED.] There is hereby created the insurance division (EXAMINATION) revolving fund for the purposes of carrying on the examination of foreign and domestic insurance companies *and as provided in section 60A.1701.*

(2) [MONEYS IN REVOLVING FUND.] (SUCH) *The* fund shall consist of the \$7,500 appropriated therefor and the moneys transferred to it as herein provided, which are reappropriated to the commissioner of insurance for the purposes of this subdivision.

(3) [FUND TO BE KEPT IN STATE TREASURY.] (SUCH) *The* fund shall be kept in the state treasury and shall be paid out in the manner prescribed by law for moneys therein.

(4) [PURPOSES FOR WHICH FUND MAY BE EXPENDED.] (SUCH) *The* fund shall be used for the payment of per diem salaries and expenses of special examiners and appraisers, and the expenses of the commissioner of insurance, deputy commissioner of insurance, chief examiner, actuary other than a consulting actuary appointed under subdivision 3(3) hereof, regular salaried examiners and other employees of the insurance division when participating in examinations of for-

eign and domestic insurance companies. Expenses include meals, lodging, laundry, transportation, and mileage. The salary of regular employees of the division of insurance shall not be paid out of this fund, except as provided in section 60A.1701.

The fund shall also be used as authorized by section 60A.1701.

(5) [COLLECTIONS TO BE DEPOSITED IN FUND.] All moneys collected by the division of insurance from insurance companies for fees and expenses of examinations, *and as provided in section 60A.1701* shall be deposited in the insurance division (EXAMINATION) revolving fund.

(6) [PAYMENTS FROM SUCH FUND.] Upon authorization by the commissioner of insurance, the moneys due (EACH EXAMINER OR EMPLOYEE ENGAGED IN AN EXAMINATION) *to any person* shall be paid (TO HIM) from the insurance division (EXAMINATION) revolving fund in the manner prescribed by law.

(7) [EXCESS OVER \$7,500 CANCELED INTO GENERAL FUND.] The balance in (SUCH) *the* fund on June 30 of each year in excess of \$7,500 shall be forthwith canceled into the general fund."

Page 2, line 6, delete "*limited or*"

Page 3, line 26, delete "*continuing education*"

Page 6, line 14, delete "*continuing education*"

Page 6, line 28, delete "*continuing education*"

Page 6, line 35, delete "*The continuing education*" and insert:

"Fees collected pursuant to this section shall be deposited in the insurance division revolving fund operated pursuant to section 60A.03, subdivision 6. Moneys authorized to be paid pursuant to this section shall be paid from the insurance division revolving fund operated pursuant to section 60A.03, subdivision 6."

Page 6, delete line 36

Page 7, delete line 1

Page 7, line 2, delete everything before "*Moneys*"

Page 7, line 21, delete "*created*"

Page 9, line 19, after the quotations marks insert “, and the disclosure provided in subdivision 6”

Page 10, line 10, before “Section” insert “Section 1 is effective July 1, 1981.”

Page 10, line 10, after “Section” delete “1” and insert “2”

Page 10, line 11, delete “1” and insert “2”

Page 10, line 12, after “Section” delete “1” and insert “2”

Page 10, line 13, delete “2, 3, and 4” and insert “3, 4, 5, and 6”

Renumber the sections

Amend the title as follows:

Page 1, line 2, after the semicolon insert “extending the insurance division revolving fund;”

Page 1, line 8, delete “Section” and insert “Sections 60A.03, Subdivision 6; and”

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:

S. F. No. 132, A bill for an act relating to retirement; Duluth teachers retirement fund association; authorizing an increase in retirement allowances and benefits for certain teachers; establishing a new coordinated retirement program within the retirement fund association; amending Minnesota Statutes 1980, Sections 354A.011, Subdivision 11; 354A.092; 354A.093; 354A.-12, Subdivision 1; 354A.24; 354A.32; 354A.39; and 354A.41.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 546 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 132 was read for the second time.

SPECIAL ORDERS

S. F. No. 17 was reported to the House.

There being no objection S. F. No. 17 was continued one day.

S. F. No. 188 was reported to the House.

Beginch moved to amend S. F. No. 188, the unofficial engrossment, as follows:

Page 1, line 11, after "*means*" add "*a lachrymator or*"

Page 1, line 13, after "*alpha-chloroacetophenone*," insert "*phenylchloromethylketone*,"

The motion prevailed and the amendment was adopted.

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

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

The question was taken on the passage of the bill and the roll was called. There were 110 yeas and 10 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dempsey	Kvam	Osthoff	Peterson, D.	Vellenga
Drew	McCarron	Peterson, B.	Pogemiller	Wigley

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

S. F. No. 254 was reported to the House.

Fjoslien moved to amend S. F. No. 254, as follows:

Page 2, line 4, after "*taking*" insert "*or killing*"

The motion prevailed and the amendment was adopted.

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

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

The question was taken on the passage of the bill and the roll was called. There were 93 yeas and 28 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Fjoslien	Kelly	Ogren	Shea
Battaglia	Greenfield	Knickerbocker	Olsen	Sherman
Begich	Gruenes	Kostohryz	Osthoff	Sherwood
Berkelman	Gustafson	Laidig	Otis	Sieben, M.
Blatz	Halberg	Lehto	Peterson, B.	Simoneau
Brandl	Hanson	Lemen	Peterson, D.	Skoglund
Byrne	Harens	Levi	Pogemiller	Staten
Carlson, L.	Hauge	Long	Reding	Stowell
Clark, J.	Heap	Luknic	Reif	Swanson
Clark, K.	Heinitz	Mann	Rice	Tomlinson
Clawson	Hoberg	Marsh	Rodriguez, C.	Vanasek
Dahlyang	Hokanson	Metzen	Rodriguez, F.	Vellenga
Dean	Hokr	Minne	Rose	Voss
Drew	Jacobs	Munger	Rothenberg	Welch
Eken	Johnson, C.	Murphy	Samuelson	Wenzel
Ellhoff	Johnson, D.	Nelson, K.	Sarna	Wynia
Ellingson	Jude	Norton	Schoenfeld	Spkr. Sieben, H.
Evans	Kahn	Novak	Schreiber	
Ewald	Kaley	O'Connor	Searies	

Those who voted in the negative were:

Aasness	Haukoos	McDonald	Redalen	Weaver
Carlson, D.	Jennings	Mehrrens	Rees	Welker
Dempsey	Kalis	Niehaus	Schafer	Wieser
Den Ouden	Kvam	Nysether	Stumpf	Wigley
Esau	Ludeman	Onnen	Svigggum	
Friedrich	McCarron	Piepho	Valento	

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

S. F. No. 535, A bill for an act relating to corporations; providing for the issuance of stock in a professional corporation to

a partnership or a professional corporation performing the same kind of service; providing for the transfer of stock to a partnership or a professional corporation; amending Minnesota Statutes 1980, Section 319A.11.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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

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 71 yeas and 50 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Begich	Brandl	Carlson, D.	Clark, J.
Battaglia	Berkelman	Byrne	Carlson, L.	Clark, K.

Clawson	Jacobs	McCarron	Pogemiller	Staten
Dahlvang	Johnson, C.	McEachern	Reding	Stumpf
Eken	Jude	Minne	Rice	Swanson
Elioff	Kahn	Munger	Rodriguez, C.	Tomlinson
Ellingson	Kaley	Murphy	Rodriguez, F.	Vellenga
Greenfield	Kalis	Nelson, K.	Rose	Voss
Gruenes	Kelly	Norton	Samuelson	Wenzel
Gustafson	Kostohryz	Novak	Sarna	Wynia
Hanson	Laidig	Nysether	Schoenfeld	Spkr. Sieben, H.
Hauge	Lehto	O'Connor	Shea	
Heap	Long	Ogren	Sieben, M.	
Hoberg	Mann	Otis	Simoneau	
Hokanson	Marsh	Peterson, D.	Skoglund	

Those who voted in the negative were :

Aasness	Ewald	Lemen	Piepho	Stowell
Ainley	Fjoslien	Levi	Redalen	Sviggun
Anderson, G.	Friedrich	Ludeman	Rees	Valan
Blatz	Haukoos	McDonald	Reif	Valento
Dean	Heinitz	Mehrkens	Rothenberg	Vanasek
Dempsey	Himle	Nelsen, B.	Schafer	Weaver
Den Ouden	Hokr	Niehaus	Schreiber	Welker
Drew	Jennings	Olsen	Searles	Wieser
Esau	Johnson, D.	Onnen	Sherman	Wigley
Evans	Kvam	Peterson, B.	Sherwood	Zubay

The bill was passed and its title agreed to.

H. F. No. 18 was reported to the House.

There being no objection H. F. No. 18 was continued one day.

S. F. No. 179 was reported to the House.

Ainley moved to amend S. F. No. 179, the unofficial engrossment, as follows :

Page 3, lines 7, 8, 9 and 10, reinstate the stricken language

Page 3, line 10, delete "*The*"

Page 3, delete lines 11 and 12

Page 3, line 13, delete "*tribal council.*"

The motion prevailed and the amendment was adopted.

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

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

The question was taken on the passage of the bill and the roll was called. There were 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

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 87 yeas and 33 nays as follows:

Those who voted in the affirmative were:

Ainley	Dahlvang	Hoberg	Luknic	Olsen
Anderson, G.	Dean	Hokanson	Mann	Osthoff
Anderson, I.	Eken	Jacobs	Marsh	Otis
Battaglia	Elioff	Johnson, C.	McCarron	Peterson, D.
Begich	Ellingson	Johnson, D.	McEachern	Piepho
Berkelman	Ewald	Jude	Metzen	Pogemiller
Blatz	Greenfield	Kahn	Minne	Reding
Brandl	Gruenes	Kalis	Munger	Reif
Byrne	Gustafson	Kelly	Murphy	Rice
Carlson, D.	Hanson	Kostohryz	Nelson, K.	Rodriguez, C.
Carlson, L.	Harens	Laidig	Norton	Rodriguez, F.
Clark, J.	Hauge	Lehto	Novak	Rose
Clark, K.	Heap	Lemen	O'Connor	Sarna
Clawson	Heinitz	Long	Ogren	Schafer

Schoenfeld	Skoglund	Swanson	Vellenga	Spkr. Sieben, H.
Searles	Staten	Tomlinson	Voss	
Sieben, M.	Stowell	Valan	Wenzel	
Simoneau	Stumpf	Vanasek	Wynia	

Those who voted in the negative were:

Aasness	Haukoos	Ludeman	Redalen	Weaver
Dempsey	Himle	McDonald	Rees	Welker
Den Ouden	Hokr	Mehrkins	Rothenberg	Wieser
Esau	Jennings	Nelsen, B.	Sherman	Wigley
Evans	Kaley	Niehaus	Sherwood	Zubay
Fjoslien	Kvam	Nysether	Sviggum	
Friedrich	Levi	Onnen	Valento	

The bill was passed and its title agreed to.

S. F. No. 56, A bill for an act relating to insurance; broadening the scope of mandated group accident and health coverage for ambulatory mental health services; modifying certain comprehensive health insurance benefit requirements; amending Minnesota Statutes 1980, Sections 62A.152; and 62E.06, Subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 655 was reported to the House.

Heinitz, Metzen and Brinkman moved to amend S. F. No. 655, as follows:

Page 2, line 36, reinstate the stricken language

Page 3, delete lines 1 to 3

Page 3, line 4, delete "*authorizing draft withdrawals*"

Page 3, line 4, reinstate the stricken language

Page 3, line 5, reinstate the stricken language

Page 3, line 5, after "members" insert: "*, provided that any credit union proposing to permit draft withdrawals shall notify the commissioner of banks, in the form prescribed, of its intent not less than 90 days prior to authorizing draft withdrawals*"

The motion prevailed and the amendment was adopted.

S. F. No. 655, A bill for an act relating to financial institutions; permitting the sale of certain loans of credit unions; providing for the withdrawal of credit union members; amending Minnesota Statutes 1980, Sections 52.04 and 52.19.

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

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Swanson
Tomlinson
Valento

Vanasek
Vellenga
Voss

Weaver
Welch
Welker

Wenzel
Wieser
Wigley

Wynia
Zubay
Spkr. Sieben, H.

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

The Speaker resumed the Chair.

S. F. No. 1188 was reported to the House.

Greenfield moved to amend S. F. No. 1188, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1980, Section 363.03, Subdivision 7, is amended to read:

Subd. 7. [REPRISALS.] It is an unfair discriminatory practice for any employer, labor organization, employment agency, public accommodation, public service, educational institution, or owner, lessor, lessee, sublessee, assignee or managing agent of any real property, or any real estate broker, real estate salesperson or employee or agent thereof to intentionally engage in any reprisal against any person because that person:

(1) Opposed a practice forbidden under this chapter or has filed a charge, testified, assisted, or participated in any matter in an investigation, proceeding or hearing under this chapter; or

(2) Associated with a person or group of persons of different race, color, creed, religion or national origin.

A reprisal includes, but is not limited to, any form of intimidation, retaliation, or harassment. It is a reprisal for an employer to do any of the following with respect to an individual because that individual has engaged in the activities listed in clause (1) or (2): refuse to hire the individual; depart from any customary employment practice; transfer or assign the individual to a lesser position in terms of wages, hours, job classification, job security, or other employment status; or inform another employer that the individual has engaged in the activities listed in clause (1) or (2).

Sec. 2. Minnesota Statutes 1980, Section 363.06, Subdivision 1, is amended to read:

Subdivision 1. [CHARGE FILING.] Any person aggrieved by a violation of this chapter may bring a civil action as provided in section 363.14, subdivision 1, clause (a), or may file a verified charge with the commissioner or his designated agent, stating the name and address of the person alleged to have committed an unfair discriminatory practice, setting out the details of the

practice complained of *and, if applicable, providing witnesses, documents, and any other information required by the commissioner. The commissioner may dismiss a charge when the charging party fails to provide required information. The commissioner within five days of (SUCH) the filing shall serve a copy of the charge and a request for a response upon the respondent personally or by registered or certified mail. (PERIODICALLY) After the filing of a charge (BUT AT INTERVALS OF NO MORE THAN 60 DAYS, UNTIL THE CHARGE IS NO LONGER IN THE JURISDICTION OF THE DEPARTMENT) the commissioner shall in writing inform the charging party of any change in the status of (HIS) the charge. A copy of the (PERIODIC) notice shall be mailed to the respondent.*

Sec. 3. Minnesota Statutes 1980, Section 363.06, Subdivision 3, is amended to read:

Subd. 3. [TIME FOR FILING (CHARGE) CLAIM.] A (CHARGE) *claim* of an unfair discriminatory practice must be brought as a civil action pursuant to section 363.14, subdivision 1, clause (a), or filed in a charge with the commissioner within six months after the occurrence of the practice.

Sec. 4. Minnesota Statutes 1980, Section 363.06, Subdivision 4, is amended to read:

Subd. 4. [INQUIRY INTO CHARGE.] (1) *Consistent with clause (7), when a charge has been filed, the commissioner shall promptly inquire into the truth of the allegations of the charge. The commissioner shall make an immediate inquiry when necessary to prevent a charging party from suffering irreparable loss in the absence of immediate action. The commissioner shall also make an immediate inquiry when it appears that a charge is frivolous or without merit and shall dismiss those charges. The charging party shall be notified in writing of intent to dismiss a charge because it is frivolous or without merit ten days prior to dismissal by the commissioner. On (EACH CHARGE) all other charges the commissioner shall make a determination as to whether or not there is probable cause to credit the allegation of unfair discriminatory practices, and*

((1)) (2) *If the commissioner (SHALL DETERMINE) determines after investigation that no probable cause exists to credit the allegations of the unfair discriminatory practice, the commissioner shall, within ten days of the determination, serve upon the charging party and respondent written notice of the determination. Within ten days after receipt of notice, the charging party may request in writing on forms prepared by the department that the commissioner reconsider his determination. The request shall contain a brief statement of the reasons for and new evidence in support of the request for reconsideration. At the time of submission of the request to the commissioner,*

the charging party shall deliver or mail to the respondent a copy of the request for reconsideration. The commissioner shall either reaffirm or reverse his determination of no probable cause within 20 days after receipt of the request for reconsideration, and he shall within ten days notify in writing the charging party and respondent of his decision to reaffirm or reverse.

A decision by the commissioner that no probable cause exists to credit the allegations of an unfair discriminatory practice shall not be appealed to district court pursuant to section 363.072 or section 15.0424.

((2)) (3) If the commissioner (SHALL DETERMINE) determines after investigation that probable cause exists to credit the allegations of unfair discriminatory practices, the commissioner shall serve on the respondent and his attorney if he is represented by counsel, by first class mail, a notice setting forth a short plain written statement of the alleged facts which support the finding of probable cause and an enumeration of the provisions of law allegedly violated. If the commissioner determines that attempts to eliminate the alleged unfair practices through conciliation pursuant to subdivision 5 have been or would be unsuccessful or unproductive, the commissioner shall issue a complaint and serve on the respondent, by registered or certified mail, a written notice of hearing together with a copy of the complaint, requiring the respondent to answer the allegations of the complaint at a hearing before a hearing examiner at a time and place specified in the notice, not less than ten days after service of said complaint. A copy of the notice shall be furnished to the charging party and the attorney general.

((3) AFTER) (4) If, at any time after the filing of a charge, the commissioner has (DETERMINED THAT THERE IS PROBABLE CAUSE) reason to believe that a respondent has engaged in (AN) any unfair discriminatory practice, the commissioner may file a petition in the district court in a county in which the subject of the complaint occurs, or in a county in which a respondent resides or transacts business, seeking appropriate temporary relief against the respondent, pending final determination of proceedings under this chapter, including an order or decree restraining him from doing or procuring an act tending to render ineffectual an order the commissioner may enter with respect to the complaint. The court shall have power to grant temporary relief or a restraining order as it deems just and proper, but no relief or order extending beyond ten days shall be granted except by consent of the respondent or after hearing upon notice to the respondent and a finding by the court that there is reasonable cause to believe that the respondent has engaged in a discriminatory practice. Except as modified by this section, the Minnesota rules of civil procedure shall apply to an application, and the district court shall have authority to grant or deny such relief sought on conditions as it

deems just and equitable. All hearings under this section shall be given precedence as nearly as practicable over all other pending civil actions.

((4)) (5) If a lessor, after he has engaged in a discriminatory practice defined in section 363.03, subdivision 2, clause (1), (a), shall lease or rent a dwelling unit to a person who has no knowledge of the practice or of the existence of a charge with respect to the practice, the lessor shall be liable for actual damages sustained by a person by reason of a final order as provided in this section requiring the person to be evicted from the dwelling unit.

((5)) (6) In any complaint issued under this section, the commissioner may seek relief for a class of individuals affected by an unfair discriminatory practice occurring on or after a date six months prior to the filing of the charge from which the complaint originates.

(7) *The commissioner may adopt policies to determine the order in which charges are processed based on their particular social or legal significance, administrative convenience, difficulty of resolution, or other standard consistent with the provisions of this chapter.*

Sec. 5. Minnesota Statutes 1980, Section 363.06, is amended by adding a subdivision to read:

Subd. 8. [ACCESS TO DOCUMENTS.] The charging party or his representative may review the answer of the respondent to the charge submitted pursuant to subdivision 1. The department shall make these documents available to the charging party in a reasonable manner and consistent with any law requiring a state agency to make the answer available to the public.

Sec. 6. Minnesota Statutes 1980, Section 363.14, Subdivision 1, is amended to read:

Subdivision 1. [COURT ACTIONS, SUITS BY PRIVATE PARTIES, INTERVENTION.] A person may bring a civil action seeking redress for an unfair discriminatory practice (, UPON WITHDRAWAL OF THE COMPLAINT FROM THE DEPARTMENT OF HUMAN RIGHTS, AT THE FOLLOWING TIMES):

(a) *Directly to district court; or*

(b) *Notwithstanding the provisions of any law to the contrary, (1) within 45 days after the commissioner has dismissed a charge because it is frivolous or without merit or has determined that there is no probable cause to credit the allegations contained in a charge filed with the commissioner (, OR, IF THE*

CHARGING PARTY REQUESTED A RECONSIDERATION, WITHIN 45 DAYS AFTER THE COMMISSIONER HAS RE-AFFIRMED HIS DETERMINATION OF NO PROBABLE CAUSE); or ((B)) (2) after 45 days from the filing of a charge pursuant to section 363.06, subdivision 1 if a hearing has not been held pursuant to section 363.071 or if the commissioner has not entered into a conciliation agreement to which the charging party is a signator. The charging party shall notify the commissioner of his intention to bring a civil action, which shall be commenced within 90 days of giving the notice;

(c) The commissioner may discharge, without prejudice to the charging party, any case filed with the department on or before June 30, 1978. The commissioner shall notify a charging party by regular mail sent before August 1, 1981, that he has a right to bring a civil action pursuant to this section. Within ten days after receipt of the notice, the charging party may request in writing that the commissioner reinstate his complaint. The request shall contain a brief statement of the reasons for and new evidence in support of the request for reinstatement. At the time the charging party submits this request to the commissioner, he shall deliver or mail a copy of it to the respondent. The commissioner shall either reaffirm dismissal of the charge or reinstate the charge within 60 days after receipt of the request for reinstatement, and shall immediately notify the charging party and respondent of the decision. Upon giving notice of a decision to reaffirm dismissal, the commissioner shall end all proceedings relating to the charge. Notwithstanding any statutory period of limitation to the contrary, an individual notified pursuant to this clause may bring a civil action relating to his charge; provided that the action is filed on or before February 1, 1982.

A charging party bringing a civil action shall mail by registered or certified mail a copy of the summons and complaint to the commissioner, and upon his receipt thereof the commissioner shall cause all proceedings in the department relating to the charge to terminate. No charge shall be filed or reinstituted with the commissioner after a civil action relating to the same unfair discriminatory practice has been brought unless the civil action has been dismissed without prejudice.

Upon application by the complaining party to the district court at a special term thereof and in such circumstances as the court may deem just, the court may appoint an attorney for such person and may authorize the commencement of the action without payment of fees, costs, or security.

Upon timely application, the court may, in its discretion, permit the department to intervene in a civil action brought pursuant to this section upon certification that the case is of general public importance.

(UPON REQUEST, THE COURT MAY, IN ITS DISCRETION, STAY FURTHER PROCEEDINGS FOR NOT MORE THAN 60 DAYS PENDING FURTHER EFFORTS OF THE DEPARTMENT TO OBTAIN VOLUNTARY COMPLIANCE.)

Sec. 7. [REPEALER.]

Minnesota Statutes 1980, Section 363.04, Subdivision 3, is repealed.

Sec. 8. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to human rights; clarifying the meaning of reprisal; defining certain terms; permitting the filing of a charge of unfair discriminatory practice directly in district court; permitting access to certain documents; granting certain powers to the commissioner of human rights and eliminating the requirement that the commissioner provide a bond; amending Minnesota Statutes 1980, Sections 363.03, Subdivision 7; 363.06, Subdivisions 1, 3, and 4, and by adding a subdivision; 363.14, Subdivision 1; repealing Minnesota Statutes 1980, Section 363.04, Subdivision 3."

The motion prevailed and the amendment was adopted.

Greenfield moved to amend S. F. No. 1188, as amended, as follows:

Page 2, line 31, strike "in writing inform" and insert "notify"

Page 2, line 31, after "party" insert "in writing"

Page 3, line 14, delete "The"

Page 3, delete lines 15 and 16 and line 17 through the period

Page 5, line 10, strike "such" and insert "the"

Page 5, line 16, strike "shall lease or rent" and insert "leases or rents"

Page 6, line 1, delete "in a"

Page 6, delete lines 2 and 3 through "public"

Page 6, line 14, delete the second "or" and insert "*, because the charging party has failed to provide required information, or because the commissioner*"

Page 6, line 27, delete "discharge" and insert "dismiss"

Page 6, line 31, delete "Within"

Page 6, delete lines 32 to 36

Page 7, delete lines 1 to 6 and line 7 before "the" and insert:

"Upon giving this notice"

Page 7, line 7, after "proceedings" insert "*in the department*"

Page 7, line 14, strike "his" and insert "*their*"

Page 7, line 14, strike "thereof"

Page 7, line 15, strike "cause" and insert "*terminate*"

Page 7, line 16, strike "to terminate"

Page 7, line 22, strike "thereof"

Page 7, line 22, strike "in such" and insert "*under*"

Page 7, line 22, strike "as"

Page 7, line 23, strike "may deem" and insert "*deems*"

Page 7, line 23, strike "such" and insert "*the*"

Page 7, line 26, strike ", in its discretion,"

Amend the title as follows:

Page 1, line 3, delete "defining certain terms;"

The motion prevailed and the amendment was adopted.

Greenfield moved to amend S. F. No. 1188, as amended, as follows:

Page 7, after line 32, add a new section:

"Sec. 7. [363.117] [WITHDRAWAL FROM A LOCAL COMMISSION.] *Notwithstanding the provisions of any law*

or ordinance to the contrary, a person who has filed a charge with a local commission may bring a civil action as provided in section 363.14 at the following times:

(a) Within 45 days after the local commission has determined that there is no probable cause to credit the allegations contained in the charge; or

(b) After 45 days from the filing of the charge if a hearing has not been held or if the local commission has not entered into a conciliation agreement to which the charging party is a signator. The charging party shall notify the local commission of his intention to bring a civil action, which shall be commenced within 90 days of giving the notice.

A charging party bringing a civil action shall mail by registered or certified mail a copy of the summons and complaint to the local commission and upon their receipt the local commission shall terminate all proceedings before the local commission relating to the charge. No charge shall be filed or reinstituted with the local commission after a civil action relating to the same unfair discriminatory practice has been brought unless the civil action has been dismissed without prejudice."

Renumber the sections in sequence

Further, amend the title as follows:

Page 1, line 11, after the second semi-colon, insert "proposing new law coded in Chapter 363;"

The motion prevailed and the amendment was adopted.

S. F. No. 1188, A bill for an act relating to human rights; clarifying the meaning of reprisal; permitting the filing of a charge of unfair discriminatory practice directly in district court; permitting access to certain documents; granting certain powers to the commissioner of human rights; amending Minnesota Statutes 1980, Sections 363.03, Subdivision 7; 363.06, Subdivisions 1, 3, and 4, and by adding a subdivision; 363.14, Subdivision 1; repealing Minnesota Statutes 1980, Section 363.04, Subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 97 yeas and 26 nays as follows:

Those who voted in the affirmative were:

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

Carlson, L.	Harens	Luknic	Peterson, D.	Staten
Clark, J.	Hauge	Mann	Piepho	Stumpf
Clark, K.	Heinitz	McCarron	Pogemiller	Sviggum
Clawson	Himle	McEachern	Reding	Swanson
Dahlvang	Hokanson	Metzen	Rees	Tomlinson
Dean	Hokr	Minne	Reif	Valan
Drew	Jacobs	Munger	Rice	Vanasek
Eken	Johnson, D.	Murphy	Rodriguez, C.	Vellenga
Elioff	Jude	Nelson, K.	Rodriguez, F.	Voss
Ellingson	Kahn	Norton	Rothenberg	Weaver
Ewald	Kaley	Novak	Samuelson	Welch
Fjoslien	Kelly	O'Connor	Sarna	Wenzel
Forsythe	Knickerbocker	Ogren	Schreiber	Wynia
Friedrich	Kostohryz	Olsen	Shea	Zubay
Greenfield	Laidig	Onnen	Sherman	Spkr. Sieben, H.
Gruenes	Lemen	Osthoff	Sieben, M.	
Gustafson	Levi	Otis	Simoneau	
Hanson	Long	Peterson, B.	Skoglund	

Those who voted in the negative were:

Carlson, D.	Haukoos	Ludeman	Schafer	Welker
Dempsey	Heap	Marsh	Schoenfeld	Wigley
Den Ouden	Hoberg	Mehrkins	Searles	
Erickson	Jennings	Nelsen, B.	Sherwood	
Esau	Kalis	Niehaus	Stowell	
Halberg	Kyam	Nysether	Valento	

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

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1474:

Sieben, M.; Carlson, L.; Welch; Nelsen, B., and Erickson.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1475:

Kahn; Anderson, G.; Sieben, M.; Valan and Metzen.

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2

A bill for an act relating to crimes; establishing mandatory minimum terms of imprisonment for use of a dangerous weapon or possession of a firearm; increasing the penalty for intentional and unintentional homicides committed while committing certain felonies; amending Minnesota Statutes 1980, Sections 609.11, Subdivision 1, and by adding subdivisions; 609.135, Subdivision 1; 609.185; 609.19; 609.195; 609.20; repealing Minnesota Statutes 1980, Section 609.11, Subdivision 3.

May 13, 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. 2, report that we have agreed upon the items in dispute and recommend as follows:

That the House concurs in the Senate amendments adopted on April 27, 1981 and May 6, 1981, and that H. F. No. 2, the unofficial engrossment, be further amended as follows:

Page 4, line 9, delete "good"

Page 4, line 10, delete "cause exists" and insert "substantial mitigating factors exist"

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

House Conferees: STEPHEN G. WENZEL, PAUL MCCARRON, CONNIE M. LEVI and ROBERT E. VANASEK.

Senate Conferees: GENE WALDORF, MARV HANSON, JOHN B. KEEFE, GREGORY L. DAHL and STEVEN O. LINDGREN.

Wenzel moved that the report of the Conference Committee on H. F. No. 2 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2, A bill for an act relating to crimes; establishing mandatory minimum terms of imprisonment for use of a dangerous weapon or possession of a firearm; increasing the penalty for intentional and unintentional homicides committed while committing certain felonies; amending Minnesota Statutes 1980, Sections 609.11, Subdivision 1, and by adding subdivisions; 609.135, Subdivision 1; 609.185; 609.19; 609.195; 609.20; repealing Minnesota Statutes 1980, Section 609.11, Subdivision 3.

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

The question was taken on the repassage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness
Ainley

Anderson, B.
Anderson, G.

Anderson, I.
Anderson, R.

Battaglia
Begich

Berkelman
Blatz

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

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

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from 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. 356, A bill for an act relating to crimes; specifying offenses relating to computers; providing penalties; proposing new law coded in Minnesota Statutes 1980, Chapter 609.

The Senate has appointed as such committee Messrs. Luther, Davies and Keefe.

Said House File 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. 604, A bill for an act relating to elections; changing eligibility requirements and compensation for election judges; authorizing time off from work for election judges; amending Minnesota Statutes 1980, Sections 204A.18; and 204A.23.

The Senate has appointed as such committee Mrs. Stokowski, Mr. Renneke and Mrs. Lantry.

Said House File 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. 678, A bill for an act relating to elections; changing certain election procedures, requirements and time limits; amending Minnesota Statutes 1980, Sections 201.071, Subdivision 1; 202A.26, Subdivision 1; 203A.22, Subdivision 4; 203A.31, Subdivisions 1 and 3; 203A.32; 204A.04, Subdivision 1; 204A.13, Subdivision 1; 204A.17, Subdivision 1; 204A.53, Subdivision 2; 204A.54, Subdivision 1; 205.03, Subdivisions 1 and 3; 207.03, Subdivision 1; 207.04, Subdivision 1; and 207.20, Subdivision 1; repealing Minnesota Statutes 1980, Sections 201.091, Subdivision 5; and 202A.54.

The Senate has appointed as such committee Messrs. Schmitz, Stumpf and Pillsbury.

Said House File 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. 697, A bill for an act relating to agriculture; regulating alien use of agricultural land; providing penalties; amending Minnesota Statutes 1980, Section 500.221.

The Senate has appointed as such committee Messrs. Hanson, Dahl and Peterson, D. L.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

S. F. No. 964, A bill for an act relating to human rights; requiring certain state contractors to have affirmative action plans approved by the commissioner of human rights; amending Minnesota Statutes 1980, Section 363.073; proposing new law coded in Minnesota Statutes, Chapter 363.

And the Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee Ms. Berglin, Messrs. Moe, D. M. and Frederickson.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Staten moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 964. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

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

And the Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee Messrs. Stern, Benson and Dicklich.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Clark, K., moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 886. The motion prevailed.

Mr. Speaker:

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

S. F. No. 694.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 694

A bill for an act relating to commerce; regulating the manufacture, importation, distribution, sale, leasing and alteration of manufactured homes; conforming state regulatory practices and the state manufactured home building code to federal law; providing for enforcement of the code; prohibiting certain practices; providing civil and criminal penalties; amending Minnesota Statutes 1980, Sections 327.31; 327.32; 327.33; and 327.34, Subdivisions 1, 3, and 4, and by adding a subdivision; proposing new law coded in Minnesota Statutes, Chapter 327; repealing Minnesota Statutes 1980, Section 327.34, Subdivision 2.

May 13, 1981

The Honorable Jack Davies
President of the Senate

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

We, the undersigned conferees for S. F. No. 694, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate accede to the amendments of the House and that S. F. No. 694 be further amended as follows:

Page 6, line 27, after the period, insert "*No person shall install a manufactured home in a manufactured home park as defined in section 327.14, subdivision 3, which is located within a governmental subdivision which has enacted an ordinance requiring that manufactured homes within its jurisdiction be secured by an anchoring system, unless the manufactured home is secured by an anchoring system which complies with the commissioner's rules.*"

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

Senate Conferees: IRVING M. STERN, HOWARD A. KNUTSON and MARION MENNING.

House Conferees: TOM REES, GORDON O. VOSS and DAVID B. GRUENES.

Rees moved that the report of the Conference Committee on S. F. No. 694 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 694, A bill for an act relating to commerce; regulating the manufacture, importation, distribution, sale, leasing and alteration of manufactured homes; conforming state regulatory practices and the state manufactured home building code to federal law; providing for enforcement of the code; prohibiting certain practices; providing civil and criminal penalties; amending Minnesota Statutes 1980, Sections 327.31; 327.32; 327.33; and 327.34, Subdivisions 1, 3, and 4, and by adding a subdivision; proposing new law coded in Minnesota Statutes, Chapter 327; repealing Minnesota Statutes 1980, Section 327.34, 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. There were 129 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Ainley Ludeman

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

Mr. Speaker:

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

S. F. No. 665.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 665

A bill for an act relating to insurance; establishing standards applicable to accident or health insurance policies which purport to supplement medicare benefits; prescribing minimum levels of coverage; providing for certain disclosures; and prescribing penalties; amending Minnesota Statutes 1980, Section 62E.02, Subdivision 5; proposing new law coded in Minnesota Statutes, Chapter 62A.

May 8, 1981

The Honorable Jack Davies
President of the Senate

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

We, the undersigned conferees for S. F. No. 665, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 665 be further amended as follows:

Page 2, line 6, delete "*individual travel accident policies*" and insert "*disability income protection insurance policies*"

Page 2, line 11, delete "*of the employer*" and insert "*, and dependents of employees or retirees,*"

Page 3, line 1, delete "QUALIFIED"

Page 3, after line 30, insert "*The coverage must be subject to a maximum lifetime benefit of not less than \$100,000.*"

Page 3, line 31, delete "NON-QUALIFIED"

Page 4, line 14, delete "and"

Page 4, line 23, delete "NON-QUALIFIED"

Page 5, line 8, delete "NON-QUALIFIED"

Page 6, line 12, before "No" insert "*Subdivision 1.*"

Page 6, line 15, after "*body*" insert "*of this state or any agency thereof or of the United States of America or any agency thereof*"

Page 6, after line 15, insert

"Subd. 2. Any false statement or representation printed on the policy or on promotional literature that indicates the policy has a connection with, is certified by, or has the approval or endorsement of any agency of this state or of the United States of America shall be unlawful."

Page 8, line 5, after "*way*" insert "*, including a violation of section 7,*"

Page 8, line 20, delete "*this section*" and insert "*sections 1 to 12*"

Page 8, line 29, delete "*this section*" and insert "*sections 1 to 12*"

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

Senate Conferees: TIMOTHY J. PENNY, GERRY SIKORSKI and JOHN B. KEEFE.

House Conferees: JAMES C. SWANSON, LEE GREENFIELD and JOHN R. KALEY.

Swanson moved that the report of the Conference Committee on S. F. No. 665 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 665, A bill for an act relating to insurance; establishing standards applicable to accident or health insurance policies which purport to supplement medicare benefits; prescribing minimum levels of coverage; providing for certain disclosures; and prescribing penalties; amending Minnesota Statutes 1980, Section 62E.02, Subdivision 5; proposing new law coded in Minnesota Statutes, Chapter 62A.

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

The question was taken on the repassage of the bill and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Weaver
WelchWelker
WenzelWigley
Wynia

Zubay

Spkr. Sieben, H.

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

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 886:

Clark, K.; Welch and Sviggum.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 964:

Staten, Ogren and Clark, K.

SPECIAL ORDERS

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

GENERAL ORDERS

There being no objection the bills on General Orders were continued one day.

MOTIONS AND RESOLUTIONS

Brinkman moved that the name of Brinkman be stricken and the name of Voss be added as chief author on H. F. No. 935. The motion prevailed.

ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 10:30 a.m., Friday, May 15, 1981. The motion prevailed.

Eken moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:30 a.m., Friday, May 15, 1981.

EDWARD A. BURDICK, Chief Clerk, House of Representatives