

## STATE OF MINNESOTA

## SEVENTY-SECOND SESSION—1982

## SIXTY-FIRST DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 18, 1982

The House of Representatives convened at 2:00 p.m. and was called to order by Harry A. Sieben, Jr., Speaker of the House.

Prayer was offered by Father Stephen J. Adrian, Church of St. Matthew, St. Paul, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Aasness; Anderson, R.; Dempsey; Himle; Nysether; Schreiber and Sieben, M., were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Vanasek moved that further reading of the Journal be dis-

pensed 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. 1478 and 1597 have been placed in the members' files.

#### REPORTS OF STANDING COMMITTEES

Jude from the Committee on Judiciary to which was referred:

S. F. No. 1150, A bill for an act relating to the interstate compact on juveniles; amending the compact to require the home state to authorize the return of a runaway juvenile and to permit a state in which a juvenile is found to return him to a state in which the juvenile is charged with being a delinquent by reason of a violation of criminal law; amending Minnesota Statutes 1980, Section 260.51.

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

The report was adopted.

#### SECOND READING OF SENATE BILLS

S. F. No. 1150 was read for the second time.

#### INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Rothenberg and Rose introduced:

H. F. No. 1598, A bill for an act relating to crimes; authorizing the district court to sentence up to the statutory maximum; amending Minnesota Statutes 1980, Section 244.10, Subdivision 2, and by adding a subdivision.

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

Jude, McEachern, McCarron, Voss and Valento introduced:

H. F. No. 1599, A bill for an act relating to taxation; altering the date on which warrants are issued to the sheriff for collection of certain delinquent mobile home property taxes; amending Minnesota Statutes 1980, Section 274.19, Subdivision 3.

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

Clawson, Weaver, Welch and Vanasek introduced:

H. F. No. 1600, A bill for an act relating to game and fish; fees for firearms safety courses; amending Minnesota Statutes 1980, Section 97.85, Subdivision 1.

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

Drew; Rodriguez, F.; Mehrkens and Kelly introduced:

H. F. No. 1601, A bill for an act relating to transportation; providing for a controlled access roadway connecting trunk highway Route No. 382 with Route No. 392 in the city of St. Paul; amending a route on the interstate system; amending Minnesota Statutes 1980, Sections 161.12; and 161.1245, Subdivision 1.

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

Anderson, B., introduced:

H. F. No. 1602, A bill for an act relating to counties; providing for meetings of the county board of commissioners; amending Minnesota Statutes 1980, Section 375.07.

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

Anderson, B., introduced:

H. F. No. 1603, A bill for an act relating to education; requiring the board of teaching and the state board of education to accept certain life experiences in lieu of a training program containing human relations components for issuance or renewal of a license in education; amending Minnesota Statutes 1980, Section 125.05, by adding a subdivision.

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

Welker introduced:

H. F. No. 1604, A bill for an act relating to retirement; authorizing purchase of prior service credit by a certain member of the public employees retirement association.

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

Welker introduced:

H. F. No. 1605, A bill for an act relating to retirement; permitting augmentation of benefits after 30 years of service in certain cases; proposing new law coded in Minnesota Statutes, Chapter 356.

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

Forsythe, Halberg, Kvam, Searles and Wieser introduced:

H. F. No. 1606, A bill for an act relating to taxation; authorizing certain taxing jurisdictions to impose certain taxes or fees; proposing new law coded in Minnesota Statutes, Chapter 471; repealing Minnesota Statutes 1981 Supplement, Section 477A.016.

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

McCarron, Simoneau, Berkelman and Fjoslien introduced:

H. F. No. 1607, A bill for an act relating to waters; making time limits mandatory for certain statutory duties of the commissioner of natural resources; amending Minnesota Statutes 1980, Sections 105.391, Subdivision 3; and 105.44, Subdivision 4.

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

Heinitz introduced:

H. F. No. 1608, A bill for an act relating to retirement; city of Plymouth; prohibiting double pension coverage for certain firefighters.

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

Schreiber, Jude, Jacobs, Vanasek and Valento introduced:

H. F. No. 1609, A bill for an act relating to tax-forfeited lands; providing an alternate sale procedure under certain conditions; amending Minnesota Statutes 1980, Section 282.01, by adding a subdivision.

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

Kelly, Vanasek, Clawson, Lemen and Levi introduced:

H. F. No. 1610, A bill for an act relating to juveniles; expanding definition of "dependent child;" defining "serious juvenile offender;" permitting jury trials for and jailing of "serious juvenile offenders;" describing relevant evidence in contributing to delinquency cases; requiring reports to justify out of state placement of children; increasing parents' liability for willful and malicious injury caused by their child; prescribing penalties; amending Minnesota Statutes 1980, Sections 260.015, Subdivision 6 and by adding a subdivision; 260.155, Subdivisions 1 and 2, and by adding a subdivision; 260.185, Subdivision 1, and by adding a subdivision; 260.315; and 540.18, Subdivision 1.

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

Forsythe; Wieser; Dempsey; Sieben, M., and Jude introduced:

H. F. No. 1611, A bill for an act relating to garnishment; authorizing an employer to recover expenses incurred for administering garnishment of an employee's wages; amending Minnesota Statutes 1980, Section 571.57.

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

Peterson, B.; Munger; Sherwood; Vanasek and Weaver introduced:

H. F. No. 1612, A resolution memorializing the life and work of Sigurd F. Olson.

The bill was read for the first time.

#### SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Peterson, B., moved that the rule therein be

suspended and an urgency be declared so that H. F. No. 1612 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Peterson, B., moved that the rules of the House be so far suspended that H. F. No. 1612 be given its second and third readings and be placed upon its final passage. The motion prevailed.

H. F. No. 1612 was read for the second time.

Peterson, B., moved to amend H. F. No. 1612, as follows:

Page 1, line 4, delete "1900" and insert "1899"

The motion prevailed and the amendment was adopted.

There being no objections H. F. No. 1612, as amended, was temporarily laid over.

### GENERAL ORDERS

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

### REPORT OF COMMITTEE OF THE WHOLE

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

H. F. No. 1478 which it recommended to pass.

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

### MOTIONS AND RESOLUTIONS

Otis moved that the name of Jacobs be added as an author on H. F. No. 1595. The motion prevailed.

Berkelman moved that the name of Ewald be added as an author on H. F. No. 1576. The motion prevailed.

Heinitz moved that the name of Olsen be added as an author on H. F. No. 1594. The motion prevailed.

Wenzel moved that H. F. No. 1590 be recalled from the Committee on Local and Urban Affairs and be re-referred to the Committee on Governmental Operations. The motion prevailed.

Osthoff moved that H. F. No. 678 be taken from the table, 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.

Osthoff moved that H. F. No. 51 be returned to its author. The motion prevailed.

Sherman and Niehaus introduced:

House Concurrent Resolution No. 7, A house concurrent resolution urging all state agencies to use the term "greater state area" rather than "outstate area" in all publications.

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

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

### INTRODUCTION AND FIRST READING OF HOUSE BILLS, Continued

H. F. No. 1612, as amended, was again reported to the House.

H. F. No. 1612, A resolution memorializing the life and work of Sigurd F. Olson.

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 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 678:

Osthoff, Minne and Peterson, D.

#### ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, January 21, 1982. The motion prevailed.

Eken moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, January 21, 1982.

EDWARD A. BURDICK, Chief Clerk, House of Representatives