

## STATE OF MINNESOTA

## SEVENTY-SECOND SESSION - 1982

## SEVENTY-NINTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, MARCH 2, 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 Pastor Paul E. Schuessler, Pilgrim Lutheran Church, St. Paul, Minnesota.

The roll was called and the following members were present:

Aasness	Esau	Kalis	Novak	Sherman
Ainley	Evans	Kelly	Nysether	Sherwood
Anderson, B.	Ewald	Knickerbocker	O'Connor	Sieben, M.
Anderson, G.	Fjoslien	Kostohryz	Ogren	Skoglund
Anderson, I.	Forsythe	Kvam	Olsen	Stadum
Battaglia	Frerichs	Laidig	Onnen	Staten
Begich	Greenfield	Lehto	Osthoff	Stowell
Berkelman	Gruenes	Lemen	Otis	Stumpf
Blatz	Gustafson	Levi	Peterson, B.	Sviggum
Brandl	Halberg	Long	Peterson, D.	Swanson
Brinkman	Hanson	Ludeman	Piepho	Tomlinson
Byrne	Harens	Luknic	Pogemiller	Valan
Carlson, D.	Hauge	Mann	Redalen	Valento
Carlson, L.	Heap	Marsh	Reding	Vanasek
Clark, J.	Heinitz	McCarron	Rees	Vellenga
Clark, K.	Himle	McDonald	Reif	Voss
Clawson	Hoberg	McEachern	Rice	Weaver
Dahlvang	Hokanson	Mehrkens	Rodriguez, C.	Welch
Dean	Hokr	Metzen	Rodriguez, F.	Welker
Dempsey	Jacobs	Minne	Rose	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	

A quorum was present.

Anderson, R.; Haukoos and Simoneau were excused.

Schreiber was excused until 3:30 p.m. Rothenberg was excused until 4:00 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Erickson 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. 1720, 2145, 2237, 438, 1382, 1586, 1764, 1804, 1642, 1704, 1735, 1744, 1737, 1759, 1760, 1839, 1883, 1723, 1951, 2098, 1018, 849, 1916, 1934 and 1555 and S. F. Nos. 1455, 1547, 1591, 1964, 69, 328, 412, 1398, 1671, 1687, 1691, 1853, 1727, 1744, 1749, 2103, 1443, 1589, 1641, 1673, 1679, 1702 and 1510 have been placed in the members' files.

S. F. No. 1727 and H. F. No. 1796, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Kaley moved that S. F. No. 1727 be substituted for H. F. No. 1796 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1567 and H. F. No. 1581, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Reding moved that S. F. No. 1567 be substituted for H. F. No. 1581 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1673 and H. F. No. 1839, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Evans moved that S. F. No. 1673 be substituted for H. F. No. 1839 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2103 and H. F. No. 2237, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Gruenes moved that S. F. No. 2103 be substituted for H. F. No. 2237 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1547 and H. F. No. 1657, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Reding moved that the rules be so far suspended that S. F. No. 1547 be substituted for H. F. No. 1657 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1702 and H. F. No. 1954, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Johnson, D., moved that the rules be so far suspended that S. F. No. 1702 be substituted for H. F. No. 1954 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1687 and H. F. No. 1748, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Kelly moved that the rules be so far suspended that S. F. No. 1687 be substituted for H. F. No. 1748 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1691 and H. F. No. 2015, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Long moved that the rules be so far suspended that S. F. No. 1691 be substituted for H. F. No. 2015 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1455 and H. F. No. 1498, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Kaley moved that the rules be so far suspended that S. F. No. 1455 be substituted for H. F. No. 1498 and that the House File be indefinitely postponed. The motion prevailed.

## PETITIONS AND COMMUNICATIONS

The following communication was received:

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

February 26, 1982

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

The Honorable Jack Davies  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1982 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1982</i>	<i>Date Filed 1982</i>
429		379	February 26	February 26

Sincerely,

JOAN ANDERSON GROWE  
Secretary of State

### REPORTS OF STANDING COMMITTEES

Jude from the Committee on Judiciary to which was referred:

H. F. No. 930, A bill for an act relating to information practices of public bodies; regulating the treatment of government data; providing conditions for disclosure; enacting the uniform information practices code; providing penalties; amending Minnesota Statutes 1980, Sections 3.97, Subdivisions 9 and 11; 10A.02, Subdivision 11a; 72A.062, Subdivision 2; 115A.14, Subdivision 3; 123.704; 123.741, Subdivision 5; 136A.162; 144.1761, Subdivision 2; 144.216, Subdivision 2; 144.218; 144.225, Subdivision 1; 144.691, Subdivision 4; 144.693; 144A.10, Subdivision 3; 145.925, Subdivision 6; 147.073, Subdivision 1; 169.126, Subdivision 2; 197.603, Subdivision 2; 241.44, Subdivision 1a; 241.62, Subdivision 5; 241.66, Subdivision 1; 245.69, Subdivision 2; 256B.27, Subdivision 5; 268.40, Subdivision 3; 270A.11; 299F.055; 362.53, Subdivision 17; 462A.065; 481.15, Subdivision 3; 626.556, Subdivision 11; and 626.557, Subdivisions 11 and 12; proposing new law coded as Minnesota Statutes, Chapter 16B; repealing Minnesota Statutes 1980, Sections 15.1611; 15.162; 15.1621; 15.163; 15.1642; 15.165; 15.166; 15.167; 15.1671; 15.1672; 15.1673; 15.1674; 15.1675; 15.1676; 15.1677; 15.1678;

15.1679; 15.1681; 15.1691; 15.1692; 15.1693; 15.1694; 15.1695; 15.1696; 15.1697; 15.1698; and 15.1699.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1980, Section 15.162, Subdivision 4, is amended to read:

Subd. 4. "Individual" means a natural person. In the case of a minor or an individual adjudged mentally incompetent, "individual" includes a parent or guardian or an individual acting as a parent or guardian in the absence of a parent or guardian, except that the responsible authority shall withhold data from parents or guardians, or individuals acting as parents or guardians in the absence of parents or guardians, upon request by the minor if the responsible authority determines that withholding the data would be in the best interest of the minor.

Sec. 2. Minnesota Statutes 1980, Section 15.1621, Subdivision 1, is amended to read:

Subdivision 1. [PUBLIC DATA.] All government data collected, created, received, maintained or disseminated by a state agency, political subdivision, or statewide system shall be public unless classified by statute, or temporary classification pursuant to section 15.1642, or federal law, as (NOT PUBLIC) *nonpublic or protected nonpublic*, or with respect to data on individuals, as private or confidential. The responsible authority in every state agency, political subdivision and statewide system shall keep records containing government data in such an arrangement and condition as to make them easily accessible for convenient use. Photographic, photostatic, microphotographic, or micro-filmed records shall be considered as accessible for convenient use regardless of the size of such records.

Sec. 3. Minnesota Statutes 1980, Section 15.1642, Subdivision 5, is amended to read:

Subd. 5. [EXPIRATION OF TEMPORARY CLASSIFICATION.] Emergency classifications granted before July 1, 1979 are redesignated as temporary classifications. All temporary classifications granted under this section prior to April 24, 1980 and still in effect, and all temporary classifications thereafter applied for and granted pursuant to this section shall expire on July 31, 1981 or (18) 24 months after the classification is granted, whichever occurs later.

Sec. 4. Minnesota Statutes 1980, Section 15.1678, is amended to read:

15.1678 [PROPERTY COMPLAINT DATA.]

The names of individuals who register complaints with state agencies or political subdivisions concerning violations of state laws or local ordinances concerning the use of *real property* are classified as confidential, pursuant to section 15.162, subdivision 2a.

Sec. 5. Minnesota Statutes 1980, Section 15.1679, is amended to read:

15.1679 [LIBRARY DATA.]

Subdivision 1. All records collected, maintained, used or disseminated by a (PUBLIC) library *operated by any state agency, political subdivision or statewide system* shall be administered in accordance with the provisions of sections 15.1611 to 15.17.

Subd. 2. That portion of records maintained by a (PUBLIC) library which links a library patron's name with materials requested or borrowed by the patron or which links a patron's name with a specific subject about which the patron has requested information or materials is classified as private, pursuant to section 15.162, subdivision 5a, and shall not be disclosed except pursuant to a valid court order.

Sec. 6. Minnesota Statutes 1981 Supplement, Section 15.1682, is amended to read:

15.1682 [ENERGY AND FINANCIAL DATA AND STATISTICS.]

*Subdivision 1. Energy and financial data, statistics, and information furnished to the (MINNESOTA ENERGY AGENCY) department of energy, planning and development by a coal supplier or petroleum supplier pursuant to section 116H.10, either directly or through a federal department or agency are classified as nonpublic data as defined by section 15.162, subdivision 5c.*

*Subd. 2. [ENERGY AUDIT DATA.] Data contained in copies of bids, contracts, letters of agreement between utility companies and third party auditors and firms, and in utility statements or documents showing costs for employee performance of energy audits which are received by the department of energy, planning and development in order to arbitrate disputes arising from complaints concerning the award of contracts to perform energy conservation audits are classified as protected nonpublic data not on individuals as defined by section 15.162, subdivision 5d.*

Sec. 7. Minnesota Statutes 1980, Section 15.1691, Subdivision 6, is amended to read:

Subd. 6. [OTHER DATA.] Data collected, used, maintained or disseminated by the welfare system that is not data on individuals is public pursuant to sections 15.1621 (AND 15.17), *except that security information as defined in section 15.1673, subdivision 1, clause (a) shall be nonpublic.*

Sec. 8. Minnesota Statutes 1980, Section 15.1692, Subdivision 2, is amended to read:

Subd. 2. Except for employees described in subdivision 6, the following personnel data on current and former employees, volunteers and independent contractors of a state agency, statewide system or political subdivision and members of advisory boards or commissions is public: name; actual gross salary; salary range; contract fees; actual gross pension; the value and nature of employer paid fringe benefits; the basis for and the amount of any added remuneration, including expense reimbursement, in addition to salary; job title; job description; education and training background; previous work experience; date of first and last employment; the status of any complaints or charges against the employee, whether or not the complaint or charge resulted in a disciplinary action; and the final disposition of any disciplinary action and supporting documentation; work location; a work telephone number; badge number; *honors and awards received; data which accounts for the individual's work time; and, city and county of residence.*

Sec. 9. Minnesota Statutes 1981 Supplement, Section 15.1699, is amended to read:

**15.1699 [EMPLOYEE ASSISTANCE DATA.]**

All data created, collected or maintained by any state agency or political subdivision to administer employee assistance programs similar to the one authorized by section 16.02, subdivision 28, are classified as private, pursuant to section 15.162, subdivision 5a. *This section shall not be interpreted to authorize the establishment of employee assistance programs.*

Sec. 10. Minnesota Statutes 1981 Supplement, Section 15.775, Subdivision 2, is amended to read:

Subd 2. [CIVIL ACTIONS.] Data collected by state agencies, political subdivisions or statewide systems as part of an active investigation undertaken for the purpose of the commencement or defense of a pending civil legal action, or which are retained in anticipation of a pending civil legal action, are classified as protected nonpublic data pursuant to section 15.162, subdivision 5d in the case of data not on individuals and confidential pursuant to section 15.162, subdivision 2a in the case of data on individuals. *Any agency, political subdivision or statewide system may make any data classified as confidential or protected nonpublic pursuant to this subdivision accessible to*

*any person, agency or the public if the agency, political subdivision or statewide system determines that the access will aid the law enforcement process, promote public health or safety or dispel widespread rumor or unrest.*

Sec. 11. Minnesota Statutes 1981 Supplement, Section 15.781, Subdivision 1, is amended to read:

Subdivision 1. [DEFINITION.] As used in this section "licensing agency" means any board, department or agency of this state which is given the statutory authority to issue professional or other types of licenses, *except the various agencies primarily administered by the commissioner of public welfare. Data pertaining to persons or agencies licensed or registered under authority of the commissioner of public welfare shall be administered pursuant to section 15.1691, subdivision 4.*

Sec. 12. Minnesota Statutes 1981 Supplement, Section 15.784, Subdivision 2, is amended to read:

Subd. 2. [INCOME PROPERTY ASSESSMENT DATA.] The following data collected by political subdivisions from *individuals* or business entities concerning income properties are classified as *private* or nonpublic data pursuant to section 15.162, subdivision 5a and 5c:

- (a) Detailed income and expense figures for the current year plus the previous three years;
- (b) Average vacancy factors for the previous three years;
- (c) Verified net rentable areas or net usable areas, whichever is appropriate;
- (d) Anticipated income and expenses for the current year; and
- (e) Projected vacancy factor for the current year.

Sec. 13. [15.7921] [CRIMINAL HISTORY DATA.]

Subdivision 1. [DEFINITION.] *For purposes of this section, "criminal history data" means all data maintained in criminal history records, including, but not limited to fingerprints, photographs, identification data, arrest data, prosecution data, criminal court data, custody and supervision data.*

Subd. 2. [CLASSIFICATION.] *Criminal history data maintained by agencies, political subdivisions and statewide systems are classified as private, pursuant to section 15.162, subdivision 5a.*



Sec. 14. [15.7922] [CORRECTIONS AND DETENTION DATA.]

*Subdivision 1. [DEFINITION.] As used in this section, "corrections and detention data" means data on individuals created, collected, used or maintained because of their lawful confinement or detainment in state reformatories, prisons and correctional facilities, municipal or county jails, lockups, work houses, work farms and all other correctional and detention facilities.*

*Subd. 2. [GENERAL.] Unless the data are summary data or arrest data, or a statute specifically provides a different classification, corrections and detention data on individuals are classified as private pursuant to section 15.162, subdivision 5a.*

*Subd. 3. [INVESTIGATIVE DATA.] Corrections and detention data collected, maintained, used or disseminated in an investigation authorized by statute and relating to the enforcement of rules or law is confidential pursuant to section 15.162, subdivision 2a or protected non-public data pursuant to section 15.162, subdivision 5d.*

*After any presentation in court, the data shall be public to the extent reflected in court records.*

*Subd. 4. [CORRECTIONS AND DETENTION LOGS; INTERNAL.] Corrections and detention data recorded on logs compiled by correctional and detention facilities employees and showing a chronological record of incidents within a correctional or detention facility are confidential data on individuals pursuant to section 15.162, subdivision 2a, or protected nonpublic data not on individuals pursuant to section 15.162, subdivision 5d.*

Sec. 15. [15.7923] [COURT SERVICES DATA.]

*Subdivision 1. [DEFINITION.] As used in this section "court services data" means data which is created, collected, used or maintained by a court services department, parole or probation authority, or correctional agency and which is on individuals who are or were defendants, parolees or probationers of a municipal, district or county court, participants in diversion programs, petitioners or respondents to a family court, or juveniles adjudicated delinquent and committed, detained prior to a court hearing or hearings, or found to be dependent or neglected and placed under the supervision of the court.*

*Subd. 2. [GENERAL.] Unless the data is summary data or a statute, including sections 609.115 and 257.70, specifically provides a different classification, the following court services data are classified as private pursuant to section 15.162, subdivision 5a:*

(a) Court services data on individuals gathered at the request of a municipal, district or county court to determine the need for any treatment, rehabilitation, counseling, or any other need of a defendant, parolee, probationer, or participant in a diversion program, and used by the court to assist in assigning an appropriate sentence or other disposition in a case;

(b) Court services data on petitioners or respondents to a family court gathered at the request of the court for purposes of, but not limited to, individual, family, marriage, chemical dependency and marriage dissolution adjustment counseling, including recommendations to the court as to the custody of minor children in marriage dissolution cases;

(c) Court services data on individuals gathered by psychologists in the course of providing the court or its staff with psychological evaluations or in the course of counseling individual clients referred by the court for the purpose of assisting them with personal conflicts or difficulties.

**Subd. 3. [THIRD PARTY INFORMATION.]** Whenever, in the course of gathering the private data specified above, a psychologist, probation officer or other agent of the court is directed by the court to obtain data on individual defendants, parolees, probationers, or petitioners or respondents in a family court, and the source of that data provides the data only upon the condition of its being held confidential, that data and the identity of the source shall be confidential data on individuals, pursuant to section 15.162, subdivision 2a.

**Subd. 4. [PROBATION DATA.]** Progress reports and other reports and recommendations provided at the request of the court by parole or probation officers for the purpose of determining the appropriate legal action or disposition regarding an individual on probation are confidential data on individuals.

**Subd. 5. [DISCLOSURE.]** Private or confidential court services data shall not be disclosed except:

(a) Pursuant to section 15.163;

(b) Pursuant to a statute specifically authorizing disclosure of court services data;

(c) With the written permission of the source of confidential data;

(d) To the court services department, parole or probation authority or correctional agency having statutorily granted supervision over the individual subject of the data; or

(e) Pursuant to a valid court order.

*Subd. 6. [PUBLIC DATA.] The following court services data on adult individuals is public:*

*(a) Name, age, sex, occupation and the fact that an individual is a parolee, probationer or participant in a diversion program, and if so, at what location;*

*(b) The offense for which the individual was placed under supervision;*

*(c) The dates supervision began and ended and the duration of supervision;*

*(d) Court services data which was public in a court or other agency which originated the data;*

*(e) Arrest and detention orders, orders for parole revocation and the reasons for revocation;*

*(f) The conditions of parole, probation or participation and the extent to which those conditions have been or are being met;*

*(g) Identities of agencies, units within agencies and individuals providing supervision; and*

*(h) The legal basis for any change in supervision and the date, time and locations associated with the change.*

*Subd. 7. [LIMITATION.] Nothing in this section shall limit public access to data made public by section 15.791.*

**Sec. 16. [15.7924] [AUTHORITY DATA.]**

*Subdivision 1. The following data received, created or maintained by the St. Paul civic center authority are classified as non-public data pursuant to section 15.62, subdivision 5c:*

*(a) A letter or other documentation from any person who makes inquiry to the authority as to the availability of authority facilities for staging events;*

*(b) Identity of firms and corporations which contact the authority;*

*(c) Type of event which they wish to stage in authority facilities;*

*(d) Suggested terms of rentals; and*

*(e) Responses of authority staff to these inquiries.*

*Subd. 2. [PUBLIC DATA.] The data made nonpublic by the provisions of subdivision 1 shall become public upon the occurrence of any of the following:*

*(a) A lease or contract is entered into between the authority and the inquiring party or parties;*

*(b) The event which was the subject of inquiry does not occur; or*

*(c) The event which was the subject of inquiry occurs elsewhere.*

**Sec. 17. [15.7925] [RIDESHARE DATA.]**

*The following data on participants, collected by the department of transportation for the purpose of administering the rideshare program, are classified as private pursuant to section 15.162, subdivision 5a: residential address and phone number; beginning and ending work hours; current mode of commuting to and from work; and type of rideshare service information requested.*

**Sec. 18. [15.7926] [APPRAISAL DATA.]**

*Subdivision 1. [CONFIDENTIAL DATA.] Estimated or appraised values of individual parcels of real property which are made by personnel of a political subdivision or by independent appraisers acting for political subdivisions for the purpose of acquiring land through purchase or condemnation are classified as confidential data on individuals pursuant to section 15.162, subdivision 2a.*

*Subd. 2. [PUBLIC DATA.] The data made confidential by the provisions of subdivision 1 shall become public upon the occurrence of any of the following:*

*(a) The negotiating parties exchange appraisals;*

*(b) The data are submitted to a court appointed condemnation commissioner;*

*(c) The data are presented in court in condemnation proceedings; or*

*(d) The negotiating parties enter into an agreement for the purchase and sale of the property.*

**Sec. 19. Minnesota Statutes 1980, Section 169.09, Subdivision 13, is amended to read:**

Subd. 13. [ACCIDENT REPORTS CONFIDENTIAL.] All written reports and supplemental reports required to be provided to the department of public safety by this section shall be without prejudice to the individual so reporting and shall be for the confidential use of the department of public safety, the Minnesota department of transportation, and appropriate federal, county and municipal governmental agencies for accident prevention purposes, except that the department of public safety or any law enforcement department of any municipality or county in this state shall, upon written request of any person involved in an accident or upon written request of the representative of his estate, his surviving spouse, or one or more of his surviving next of kin, or a trustee appointed pursuant to section 573.02, disclose to the requester, his legal counsel or a representative of his insurer any information contained therein except the parties' version of the accident as set out in the written report filed by the parties or may disclose identity of a person involved in an accident when the identity is not otherwise known or when the person denies his presence at the accident. No report shall be used as evidence in any trial, civil or criminal, arising out of an accident, except that the department of public safety shall furnish upon the demand of any person who has, or claims to have, made a report, or, upon demand of any court, a certificate showing that a specified accident report has or has not been made to the department of public safety solely to prove a compliance or a failure to comply with the requirements that the report be made to the department of public safety. Disclosing any information contained in any accident report, except as provided herein, is unlawful and a misdemeanor.

Nothing herein shall be construed to prevent any person who has made a report pursuant to this chapter from *providing information to any persons involved in an accident or their representatives or from* testifying in any trial, civil or criminal, arising out of an accident, as to facts within his knowledge. It is intended by this subdivision to render privileged the reports required but it is not intended to prohibit proof of the facts to which the reports relate. Legally qualified newspaper publications and licensed radio and television stations shall upon request to a law enforcement agency be given an oral statement covering only the time and place of the accident, the names and addresses of the parties involved, and a general statement as to how the accident happened without attempting to fix liability upon anyone, but said legally qualified newspaper publications and licensed radio and television stations shall not be given access to the hereinbefore mentioned confidential reports, nor shall any such statements or information so orally given be used as evidence in any court proceeding, but shall merely be used for the purpose of a proper publication or broadcast of the news.

(THIS SUBDIVISION SHALL SUPERSEDE OTHER STATE LAW RELATING TO DATA PRIVACY OR CONFIDENTIALITY WITH REGARD TO ACCIDENT REPORTS.)

When these reports are released for accident prevention purposes the identity of any involved person shall not be revealed. Data contained in these reports shall only be used for accident prevention purposes, except as otherwise provided by this subdivision. Accident reports and data contained therein which may be in the possession or control of departments or agencies other than the department of public safety shall not be discoverable under any provision of law or rule of court.

Sec. 20. Minnesota Statutes 1980, Section 268.12, Subdivision 12, is amended to read:

Subd. 12. [INFORMATION.] Except as hereinafter otherwise provided, (INFORMATION OBTAINED) *data gathered* from any employing unit, *employer* or individual pursuant to the administration of sections 268.03 to 268.24, and from any determination as to the benefit rights of any individual shall be (HELD CONFIDENTIAL AND SHALL NOT BE DISCLOSED OR BE OPEN TO PUBLIC INSPECTION IN ANY MANNER REVEALING THE INDIVIDUAL'S OR EMPLOYING UNIT'S IDENTITY. ANY CLAIMANT OR OTHER INTERESTED PARTY (OR HIS LEGAL REPRESENTATIVE) SHALL BE SUPPLIED WITH INFORMATION FROM THE RECORDS OF THE DEPARTMENT OF ECONOMIC SECURITY, TO THE EXTENT NECESSARY FOR THE PROPER PRESENTATION OF HIS CLAIM. CONTENTION OR REFUTATION OF ANY CLAIM IN WHICH HE IS AN INTERESTED PARTY IN ANY PROCEEDING UNDER THESE SECTIONS WITH RESPECT THERETO. SUBJECT TO SUCH RESTRICTIONS AS THE COMMISSIONER MAY BY REGULATION PRESCRIBE, SUCH INFORMATION MAY BE MADE AVAILABLE TO ANY AGENCY OF THIS OR ANY OTHER STATE, OR ANY FEDERAL AGENCY CHARGED WITH THE ADMINISTRATION OF AN EMPLOYMENT AND SECURITY LAW OR THE MAINTENANCE OF A SYSTEM OF PUBLIC EMPLOYMENT OFFICES. ANY AGENCY OF THIS STATE WHICH IS REQUIRED BY LAW TO PROVIDE STATISTICAL INFORMATION TO THE BUREAU OF LABOR STATISTICS OF THE UNITED STATES DEPARTMENT OF LABOR, ANY LOCAL HUMAN RIGHTS DEPARTMENT WITHIN THE STATE WHICH HAS ENFORCEMENT POWERS, OR THE BUREAU OF INTERNAL REVENUE OF THE UNITED STATES DEPARTMENT OF THE TREASURY, AND INFORMATION OBTAINED IN CONNECTION WITH ADMINISTRATION OF THE EMPLOYMENT SERVICE MAY BE MADE AVAILABLE TO PERSONS OR AGENCIES FOR PURPOSES APPROPRIATE TO THE OPERATION OF A PUBLIC EMPLOYMENT SERVICE. UPON REQUEST THEREFOR, THE COMMISSIONER SHALL FURNISH TO ANY AGENCY OF THE UNITED STATES CHARGED WITH THE ADMINISTRATION OF PUBLIC WORKS OR ASSISTANCE THROUGH PUBLIC EMPLOYMENT, AND MAY FURNISH TO ANY STATE AGENCY SIMILARLY CHARGED, OR ANY LOCAL HUMAN RIGHTS

DEPARTMENT WITHIN THE STATE WHICH HAS ENFORCEMENT POWERS, THE NAME, ADDRESS, ORDINARY OCCUPATION, AND EMPLOYMENT STATUS OF EACH RECIPIENT OF BENEFITS AND SUCH RECIPIENT'S RIGHTS TO FURTHER BENEFITS UNDER THESE SECTIONS. THE COMMISSIONER MAY REQUEST THE COMPTROLLER OF THE CURRENCY OF THE UNITED STATES TO CAUSE AN EXAMINATION OF THE CORRECTNESS OF ANY RETURN OR REPORT OF ANY NATIONAL BANKING ASSOCIATION RENDERED PURSUANT TO THE PROVISIONS OF THESE SECTIONS, AND MAY IN CONNECTION WITH SUCH REQUEST, TRANSMIT ANY SUCH REPORT OR RETURN TO THE COMPTROLLER OF THE CURRENCY OF THE UNITED STATES AS PROVIDED IN SECTION 3305(c) OF THE FEDERAL INTERNAL REVENUE CODE.)

(ALL LETTERS, REPORTS, COMMUNICATIONS, OR ANY OTHER MATTERS, EITHER ORAL OR WRITTEN, FROM AN EMPLOYER OR HIS WORKERS TO EACH OTHER OR TO THE COMMISSIONER OR ANY OF HIS AGENTS, REPRESENTATIVES, OR EMPLOYEES, WHICH SHALL HAVE BEEN WRITTEN OR MADE IN CONNECTION WITH THE REQUIREMENTS AND ADMINISTRATION OF SECTIONS 268.03 TO 268.24 OR THE REGULATIONS THEREUNDER, SHALL BE ABSOLUTELY PRIVILEGED AND SHALL NOT BE MADE SUBJECT MATTER OR BASIS FOR ANY SUIT FOR SLANDER OR LIBEL IN ANY COURT OF THIS STATE) *private data on individuals or nonpublic data not on individuals as defined in section 15.162, subdivisions 5a and 5c and shall not be disclosed except pursuant to this subdivision or pursuant to a valid court order. This private data may be disseminated to and used by the following agencies without the consent of the subject of the data:*

(a) *State and federal agencies specifically authorized access to the data by state or federal law;*

(b) *Any agency of this or any other state; or any federal agency charged with the administration of an employment security law or the maintenance of a system of public employment offices;*

(c) *Local human rights groups within the state which have enforcement powers;*

(d) *The Minnesota department of revenue on an interchangeable basis with the department of economic security;*

(e) *Public and private agencies responsible for administering publicly financed assistance programs for the purpose of monitoring the eligibility of the program's recipients;*

(f) *The department of labor and industry for the purpose of determining the eligibility of the data subject;*

(g) *Local and state welfare agencies for monitoring the eligibility of the data subject for assistance programs; and*

(h) *Local, state and federal law enforcement agencies for the sole purpose of ascertaining the last known address and employment location of the data subject, provided the data subject is the subject of a criminal investigation.*

*Data on individuals, employers, and employing units which are collected, maintained, or used by the department in an investigation pursuant to section 268.18, subdivision 3 are confidential as to data on individuals and protected nonpublic data as defined in section 15.162, subdivisions 2a and 5d as to non-individual employers and employing units, and shall not be disclosed except pursuant to statute or valid court order or to a party named in a criminal proceeding, administrative or judicial, for preparation of a defense.*

*Data on individuals, employers, and employing units which are collected, maintained, or used by the department in the adjudication of a separation or eligibility issue pursuant to the administration of section 268.10, subdivision 2 are confidential as to data on individuals and protected nonpublic data as to nonindividual employers and employing units as defined in section 15.162, subdivisions 2a and 5d and shall not be disclosed except pursuant to the administration of section 268.10, subdivisions 3 to 8 or pursuant to a valid court order.*

*Aggregate data about employers compiled from individual job orders placed with the department of economic security are nonpublic data as defined in section 15.162, subdivision 5c if the commissioner determines that divulging the data would result in disclosure of the identity of the employer. The general aptitude test battery and the nonverbal aptitude test battery as administered by the department are also classified as nonpublic data.*

*Data on individuals collected, maintained or created because an individual applies for benefits or services provided by the energy assistance and weatherization programs administered by the department of economic security is private data on individuals and shall not be disseminated except pursuant to section 15.163, subdivision 4.*

*Data gathered by the department pursuant to the administration of sections 268.03 to 268.24 shall not be made the subject or the basis for any suit in any civil proceedings, administrative or judicial, unless the action is initiated by the department."*



Delete the title and insert:

"A bill for an act relating to the collection and dissemination of data; classifying data as private, confidential, nonpublic, and protected nonpublic; amending Minnesota Statutes 1980, Sections 15.162, Subdivision 4; 15.1621, Subdivision 1; 15.1642, Subdivision 5; 15.1678; 15.1679; 15.1691, Subdivision 6; 15.1692, Subdivision 2; 169.09, Subdivision 13; 268.12, Subdivision 12; Minnesota Statutes 1981 Supplement, Sections 15.1682; 15.1699; 15.775, Subdivision 2; 15.781, Subdivision 1; and 15.784, Subdivision 2; proposing new law coded in Chapter 15."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1296, A bill for an act relating to housing; authorizing a rental housing administrator to encumber premises when necessary and to use municipal funds when necessary with costs to be recovered by special assessment; amending Minnesota Statutes 1980, Section 566.29, Subdivision 4.

Reported the same back with the following amendments:

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 1980, Section 566.25, is amended to read:

**566.25 [JUDGMENT.]**

Upon finding the complaint proved, the court, may, in its discretion, *do any or all of the following, either alone or in combination:*

(a) Order the owner to remedy the violation or violations found by the court to exist if the court is satisfied that corrective action will be undertaken promptly; or

(b) Order the tenant to remedy the violation or violations found by the court to exist and deduct the cost (THEREOF) from his rent subject to (SUCH) *the* terms as the court determines to be just; or

(c) Appoint an administrator with powers as set out in section 566.29, and

(1) direct that rents due:

((A)) (i) on and from the day of entry of judgment, in the case of petitioning tenants, and

((B)) (ii) on and from the day of service of the judgment on all other tenants and commercial tenants of the building, if (THERE) be (ANY), shall be deposited with the administrator appointed by the court, and

(2) direct that the administrator use the rents collected for the purpose of remedying the violations found to exist by the court paying the debt service, taxes and insurance, and providing the services necessary to the ordinary operation and maintenance of the building which the owner is obligated to provide but which he fails or refuses to provide; or

(d) Find the extent to which any uncorrected violations impair the tenants' use and enjoyment of the premises contracted for and order the rent (THEREFOR) abated accordingly. Should the court choose to enter judgment under this paragraph the parties shall be informed and the court shall find the amount by which the rent shall be abated; and

(e) Grant (SUCH) *any* other relief as to the court (MAY SEEM) *deems* just and proper."

Page 1, line 11, after "4." insert "[POWERS.]"

Page 1, line 19, delete "*which*" and strike "are"

Page 1, line 25, strike "to make disbursements for payment thereof" and insert "*pay for them*"

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

Page 2, line 1, delete "*all*" and insert "*the*"

Page 2, line 2, after "*premises*" insert "*to secure funds*"

Page 2, line 4, delete "*which are*"

Page 2, line 5, after "*and*" insert "*to*"

Page 2, lines 5 and 6, delete "*make disbursements for payment thereof*" and insert "*pay for them*"

Page 2, line 7, delete "*To*"

Page 2, line 7, delete "*all*" and insert "*the*"

Page 2, line 11, delete "*which are*"

Page 2, line 14, delete "*the*"

Page 2, line 15, delete "*land on which the building stands. The*" and insert "*real estate affected, with the*"

Page 2, line 16, delete "*shall*" and insert "*to*"

Page 2, line 16, delete "*in*" and "*manner*"

Page 2, line 17, delete "*law*" and insert "*statute*"

Page 2, after line 18, insert:

"Sec. 3. [EFFECTIVE DATE.]

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

Renumber the section

Amend the title as follows:

Page 1, line 6, delete "Section" and insert "Sections 566.25; and"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1545, A bill for an act relating to traffic offenses; prohibiting the issuance of arrest warrants for parking violations; amending Minnesota Statutes 1980, Section 171.16, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 11, after "*violation*" insert "*or expired license plates or tabs*"

Page 1, line 14, delete "*July 1, 1982*" and insert "*January 1, 1984*"

Amend the title as follows:

Page 1, line 3, after "violations" insert "expired plates or tabs"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1730, A bill for an act relating to state departments and agencies; regulating the disposition of certain land within the capitol area; amending Minnesota Statutes 1981 Supplement, Section 15.50, Subdivision 6.

Reported the same back with the following amendments:

Page 2, lines 19 and 20, delete the new language

• Page 2, line 24, after the period, insert "*All conveyances of property under subclauses (i) and (ii) shall be without compensation and shall be subject to any restrictive easements which the board may determine to be necessary for implementation of the comprehensive plan.*"

Page 2, lines 27 to 33, delete the new language

Page 3, after line 20, insert:

*"(5) At any time after acquiring a tax-forfeited parcel of property pursuant to the provisions of this subdivision, the board may direct the commissioner of administration to convey the parcel of property by quitclaim deed to the city of Saint Paul housing and redevelopment agency. The conveyance of property shall be without compensation and shall be subject to any restrictive easements which the board may determine to be necessary for implementation of the comprehensive plan."*

With the recommendation that when so amended the bill pass and be placed on the Consent Calendar.

The report was adopted.

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

H. F. No. 1731, A bill for an act relating to retirement; volunteer firefighters relief association; fire and police state aid programs; combining various reports for purposes of qualifying for fire state aid; modifying the presumptions used in determining qualification for fire or police state aid; clarifying the duration of disqualification from receipt of fire or police state aid in the event of noncompliance with financing guidelines; clarifying the procedure for crediting service by certain probationary volunteer firefighters; clarifying a limitation on the payment of service pensions to active volunteer firefighters; amending Minnesota Statutes 1980, Sections 69.021, Subdivision 4; 69.051, Subdivision 3; 69.771, Subdivision 3; and 424A.01, by adding a subdivision; Minnesota Statutes 1981 Supplement, Sections 69.011, Subdivision 2; 69.051, Subdivision 1; 69.77, Subdivision 1; and 424A.02, Subdivision 1.

Reported the same back with the following amendments:

Page 4, after line 9, insert *"The commissioner shall also certify to each county auditor the name of each qualified state aid recipient located in the county and any other information deemed necessary for the county auditor to make the subsequent apportionment of state aid."*

Page 7, line 13, strike "any municipality"

Page 7, line 22, after "association" insert *"and that municipality"*

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1738, A bill for an act relating to municipal planning and zoning; prohibiting exclusion of manufactured homes and other types of single family dwellings; amending Minnesota Statutes 1980, Section 462.357, Subdivision 1.

Reported the same back with the following amendments:

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1980, Section 394.25, Subdivision 3, is amended to read:

Subd. 3. Within each such district zoning ordinances or maps may also be adopted designating or limiting the location, height, width, bulk, type of foundation, number of stories, size of, and the specific uses for which dwellings, buildings, and structures may be erected or altered; the minimum and maximum size of yards, courts, or other open spaces; setback from existing roads and highways and roads and highways designated on an official map; protective measures necessary to protect the public interest including but not limited to controls relating to appearance, signs, lighting, hours of operation and other aesthetic performance characteristics including but not limited to noise, heat, glare, vibrations and smoke; the area required to provide for off street loading and parking facilities; heights of trees and structures near airports; and to avoid too great concentration or scattering of the population. All such provisions shall be uniform for each class of land or building throughout each district, but the provisions in one district may differ from those in other districts. No provision may prohibit earth sheltered construction as defined in section 116H.02, subdivision 3, or manufactured homes built in conformance with sections 327.31 to 327.35 that

(COMPLIES) *comply* with all other zoning ordinances promulgated pursuant to this section."

Renumber the section

Page 1, line 12, after "height," insert "*width*,"

Page 1, line 13, after "bulk," insert "*type of foundation*,"

Page 1, lines 24 and 25, delete the new language

Page 2, line 1, after "3," insert "*or*"

Page 2, line 1, delete "*as defined*" and insert "*built in conformance with sections 327.31 to 327.35*"

Page 2, delete line 2

Page 2, line 3, delete "*dwelling*s"

Amend the title as follows:

Page 1, delete lines 2 to 5 and insert:

"relating to local government; changing municipal and county planning and zoning laws; prohibiting exclusion of manufactured homes and other types of single family dwellings; amending Minnesota Statutes 1980, Sections 394.25, Subdivision 3; and 462.357, Subdivision 1."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1862, A bill for an act relating to insurance; authorizing separate accounts for certain pension plans; amending Minnesota Statutes 1981 Supplement, Section 61A.282, Subdivision 2; proposing new law coded in Minnesota Statutes, Chapter 61A.

Reported the same back with the following amendments:

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 1981 Supplement, Section 60C.03, Subdivision 8, is amended to read:

Subd. 8. "Insolvent insurer" means an insurer licensed to transact insurance in this state, either at the time the policy was issued, or when the insured event occurred, and against whom an order of liquidation with a finding of insolvency has been entered after (AUGUST 1, 1981) *April 30, 1979* by a court of competent jurisdiction, in the insurer's state of domicile or of this state, under the provisions of chapter 60B, and which order of liquidation has not been stayed or been the subject of a writ of supersedeas or other comparable order.

Sec. 2. Minnesota Statutes 1981 Supplement, Section 60C.09, Subdivision 1, is amended to read:

Subdivision 1. [DEFINITION.] A covered claim is any unpaid claim, including one for unearned premium, which:

(a) Arises out of and is within the coverage of an insurance policy issued by a member insurer if (SUCH) *the* insurer becomes an insolvent insurer after (AUGUST 1, 1981) *April 30, 1979*;

(b) Arises out of a class of business which is not excepted from the scope of Laws 1971, Chapter 145 by section 60C.02; and

(c) Is made by:

(i) A policyholder, or an insured beneficiary under a policy, who, at the time of the insured event, was a resident of this state; or

(ii) A person designated in the policy as having an insurable interest in or related to property situated in this state at the time of the insured event; or

(iii) An obligee or creditor under any surety bond, who, at the time of default by the principal debtor or obligor, was a resident of this state; or

(iv) A third party claimant under a liability policy or surety bond, if: (a) the insured or the third party claimant was a resident of this state at the time of the insured event; (b) the claim is for bodily or personal injuries suffered in this state by a person who when he suffered the injuries was a resident of this state; or (c) the claim is for damages to real property situated in this state at the time of damage; or

(v) A direct or indirect assignee of a person who except for the assignment might have claimed under (i), (ii) or (iii)."

Renumber the sections

Page 3, line 29, after "section" delete "1" and insert "3"

Page 4, line 14, delete "and 2" and insert "to 4"

Amend the title as follows:

Page 1, line 2, after the semicolon insert "modifying the definitions of insolvent insurer and a covered claim for purposes of the insurance guaranty association act;"

Page 1, line 4, delete "Section" and insert "Sections 60C.03, Subdivision 8; 60C.09, Subdivision 1; and"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

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

H. F. No. 1878, A bill for an act relating to the legislature; establishing a legislative science and technology resource council; providing for its powers and duties; proposing new law coded in Minnesota Statutes, Chapter 3.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [3.352] [LEGISLATIVE COMMISSION ON SCIENCE AND TECHNOLOGY.]

*Subdivision 1. [CREATION, MEMBERSHIP, MEETINGS.] The legislative commission on science and technology is composed of three senators of the majority party and two senators of the minority party appointed by the subcommittee on committees of the committee on rules and administration, and three representatives of the majority party and two representatives of the minority party appointed by the speaker of the house. The commission shall be appointed and shall hold its first meeting not later than 30 days after enactment of this section. The commission shall elect a chairman from among its members. Meetings of the commission shall be held not less than six times each year.*

*Subd. 2. [PURPOSE, LEGISLATIVE FINDINGS.] The legislature finds that an increasing number of scientific and technical issues have become major questions of public policy. It further finds that many legislators need greater knowledge and experience in physical and biological sciences and other highly technical fields. Therefore, the legislature declares the need for an on-going staff function that will supply objective services in the areas of issue identification, policy option review, and access to outside professional resource persons. Oversight of the*



*science and technology function shall be primarily the responsibility of the commission established in subdivision 1.*

*Subd. 3. [GENERAL DUTIES.] The commission shall advise and assist other legislators and standing committees through:*

*(a) identification of scientific and technological issues that may require legislative involvement in the near or long term future;*

*(b) improving legislator understanding of technical aspects of issues that come before the legislature;*

*(c) assuring adequate access to the testimony and counsel of experts in various scientific and technological fields;*

*(d) sponsoring seminars or other learning experiences that improve legislator understanding of scientific and technological issues.*

*Subd. 4. [SCIENCE AND TECHNOLOGY RESOURCE COUNCIL.] The commission shall establish or continue a science and technology resource council composed of 15 members from the academic and scientific communities of Minnesota. Council members shall serve six year terms, with the terms of five members expiring at the end of each odd-numbered year. The membership of the council shall appoint replacements to fill expired terms and vacancies caused by death, disability, or resignation. In January of each even-numbered year the council shall elect a chairman and vice-chairman from among its members to serve two year terms. The council shall meet upon the call of the chairman or the request of a majority of the council's members. The chairman may create and abolish subcommittees.*

*All council members shall serve without compensation. However, members may be reimbursed for the actual expenses of attending meetings.*

*The council may advise and assist the commission on:*

*(1) holding seminars on science and technology subjects that will provide information to legislators;*

*(2) defining scientific and technological issues that will be important in the future and that may require legislative encouragement, prohibition, or regulation;*

*(3) reviewing documents prepared by legislative staff on scientific and technological subjects; and*

(4) *maintaining access to a pool of specialists and experts who can assist the legislature in consideration of science and technology policy issues.*

**Subd. 5. [STAFF AND APPROPRIATIONS FOR THE COMMISSION.]** *The legislative coordinating commission shall be responsible for staffing and appropriations to the commission as provided in section 3.304, subdivision 2a. The legislative coordinating commission may delegate staffing responsibilities to an existing staff office of the house of representatives or the senate, a joint legislative committee or office, or a state agency.*

*The legislative coordinating commission may accept and receive, on behalf of the commission, any grants, gifts, or other funds made available to the state for purposes consistent with this section.*

**Sec. 2. [APPROPRIATION.]**

*There is appropriated from the general fund to the legislative coordinating commission the amount of \$10,000 for purposes of section 1. This amount is available until June 30, 1983. Of this appropriation, not more than \$1,000 shall be used to reimburse members of the science and technology resource council for their actual expenses of attending meetings. The balance may be used for conducting seminars, publishing and distributing printed materials, and other expenses directly related to the purposes of this act.*

**Sec. 3. [REPEALER.]**

*Minnesota Statutes 1980, Section 3.351, is repealed.*

**Sec. 4. [EFFECTIVE DATE.]**

*This act is effective the day following final enactment. The science and technology resource council existing prior to Laws 1981, Third Special Session Chapter 2, Section 2(a)(8) may continue as the resource council established pursuant to section 1, subdivision 4."*

**Delete the title and insert:**

**"A bill for an act relating to the legislature; creating a legislative commission on science and technology; appropriating money; proposing new law coded in Minnesota Statutes, Chapter 3; and repealing Minnesota Statutes 1980, Section 3.351."**

**With the recommendation that when so amended the bill pass and be re-referred to the Committee on Appropriations.**

**The report was adopted.**

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 1942, A bill for an act relating to agriculture; providing for the prevention of economic waste in the marketing of certain agricultural crops produced in Minnesota by fixing a minimum price; providing for administration and enforcement; providing a penalty; proposing new law coded in Minnesota Statutes, Chapter 17.

Reported the same back with the following amendments:

Pages 2, 3 and 4, delete sections 2 to 6 and insert:

**"Sec. 2. [17.703] [LEGISLATIVE COMMISSION ON FARM COMMODITY PRICES.]**

*Subdivision 1. [COMPOSITION.] The legislative commission on farm prices is composed of three senators of the majority party and two senators of the minority party appointed by the subcommittee on committees of the committee on rules and administration, and three representatives of the majority party and two representatives of the minority party appointed by the speaker of the house. The commission shall elect a chairman from among its members.*

*Subd. 2. [GENERAL DUTIES.] The commission shall:*

*(a) Contact all other grain producing states and hold discussions with them on the formation of an interstate grain compact.*

*(b) Draw up legislation with other grain producing states that can be jointly enacted establishing an interstate grain compact.*

*(1) Such legislation shall seek to establish a minimum price for all major grains produced within these states that would guarantee cost of production and a reasonable profit.*

*(2) Such legislation must address problems of grain storage surplus, production controls, orderly marketing and other problems that may arise for farmers and other agricultural industries.*

*(3) Such legislation must also establish an interstate grain compact governing board and spell out the powers of such board that will insure input by the member states and smooth operation of the grain compact.*

*Subd. 3. [COMMODITY PRICE PLAN; REPORT TO LEGISLATURE.] The commission shall develop a plan based*

*on the provisions of subdivision 2 and consistent with long term agricultural goals for Minnesota. The plan shall be reported to the legislature no later than January 20, 1983.*

*Subd. 4. [STAFF.] The commission shall use existing legislative facilities and staff.*

**Sec. 3. [EFFECTIVE DATE.]**

*Sections 1 and 2 are effective the day following final enactment."*

Amend the title as follows:

Page 1, line 2, after "for" insert "the establishment of a legislative commission on farm commodity prices" and delete "the prevention"

Page 1, delete lines 3, 4 and 5

Page 1, line 6, delete "enforcement; providing a penalty"

With the recommendation that when so amended the bill pass.

The report was adopted.

Jude from the Committee on Judiciary to which was referred:

H. F. No. 2040, A bill for an act relating to real property; providing for relief in certain cases from inequitable foreclosure of mortgages, termination of contracts for the conveyance of real estate, and execution sales of real property during an emergency declared by the governor; authorizing the governor to declare by proclamation a public economic emergency under certain conditions, limiting its duration, and providing nullifying powers in the legislature; postponing certain sales and extending the period of redemption of real property during an emergency; providing for possession during the extended period; and limiting the right to maintain actions for deficiency judgments; proposing new law coded in Minnesota Statutes, Chapter 4.

Reported the same back with the following amendments:

Page 2, line 3, delete "may result" and insert "have resulted"

Page 2, line 6, delete "to be effective"

Page 2, delete lines 7 and 8

Page 2, line 9, delete "to that effect"

Page 2, delete section 2

Page 2, line 30, delete "*a proclamation made*" and insert "*the effective date of this act*"

Page 2, line 31, delete "*pursuant to section 2*"

Page 4, line 29, delete "*3 to 12*" and insert "*2 to 11*" and delete "*Upon the governor's*"

Page 4, line 30, delete "*proclamation,*"

Page 4, line 33, delete everything before the period and insert "*after the effective date of sections 1 to 11*"

Page 5, line 1, delete everything before the comma and insert "*after the effective date of sections 1 to 11*"

Page 5, line 4, delete everything after "*made*" and insert "*after the effective date of sections 1 to 11*"

Page 5, line 5, delete "*proclamation*"

Page 5, line 6, delete "*but in*"

Page 5, delete line 7

Page 5, line 8, delete "*proclamation*"

Page 6, line 7, delete "*3 to 12*" and insert "*2 to 11*"

Page 6, lines 18, 28, 33 and 36, delete "*12*" and insert "*11*"

Page 6, line 29, delete "*date of the governor's*" and insert "*effective date of sections 1 to 11*"

Page 6, line 30, delete "*proclamation*" and delete "*date of the*" and insert "*effective date of sections 1 to 11*"

Page 6, line 31, delete "*governor's proclamation*"

Page 6, line 32, delete "*the governor's proclamation*" and insert "*sections 1 to 11*"

Page 6, line 36, delete "*do not*" and insert "*shall*"

Page 7, line 3, delete "*nor shall*"

Page 7, lines 4, 12 and 15, delete "*12*" and insert "*11*"

Page 7, line 4, before "apply" insert "shall"

Page 7, line 6, after the period, insert "*The provisions of sections 1 to 11 shall apply only to mortgages and contracts for deed on property used for farming purposes.*"

Page 7, line 15, delete everything after "suspended"

Page 7, line 16, delete "proclamation"

Page 7, line 18, delete "Sections 1 and 2 are" and insert "*This Act is*"

Page 7, line 19, delete everything after the period

Page 7, delete lines 20 and 21

Renumber the sections

Amend the title as follows:

Page 1, line 6, delete "governor" and insert "legislature"

Page 1, delete lines 7 to 9

Page 1, line 10, delete "in the legislature;"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

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

H. F. No. 2060, A bill for an act relating to commerce; providing for a determination of when certain property held by a financial institution or business organization is presumed abandoned; amending Minnesota Statutes 1980, Sections 345.32, as amended; and 345.39, as amended.

Reported the same back with the following amendments:

Page 2, line 36, after "or" insert "issued" and delete "*which does not have a law*" and insert "*the law in which for any reason does not apply*"

Page 3, line 1, delete "*pertaining*"

Page 3, line 6, reinstate the stricken language

Page 3, line 7, delete the new language

Page 3, line 10, after the comma, insert "*or, in the case of money orders, has been outstanding for more than seven years from the date of its issuance,*"

Page 3, line 11, after the second comma, insert "*or within seven years in the case of money orders,*"

Pages 4 and 5, delete section 2 and insert:

"Sec. 2. [APPLICATION.]

*Section 1 does not create any right or duty or affect any right accrued, any duty imposed, any penalty incurred, or any proceeding commenced with respect to money orders issued before July 1, 1974. Any civil suit, action, or proceeding pending to enforce any alleged rights under the authority of section 345.32 before the effective date of section 1 may be disposed of without regard to the amendments enacted by section 1."*

Amend the title as follows:

Page 1, line 6, after the first "amended" delete the balance of the line to the period

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 2139, A bill for an act relating to agriculture; specifying the qualifications of private grain inspectors; proposing new law coded in Minnesota Statutes, Chapter 17B.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [17B.115] [STANDARDS; INSPECTORS.]

*All persons not employed by the commissioner who are inspecting, sampling and grading grain received at any terminal warehouse and not destined for outbound shipment, shall be examined and certified biennially by the commissioner. The commissioner may refuse to issue a certificate to an applicant, and may suspend or revoke the certificate for just cause upon*

*notice, and the private grain inspector shall then be entitled to a hearing before the commissioner for reinstatement. The examination and certificate shall ensure that the person is qualified to perform the inspection, sampling and grading activities consistent with the United States Code, Title 7, Sections 71 to 87, the regulations promulgated thereunder by the United States department of agriculture, and the standards of the board of grain standards. The commissioner shall prescribe fees to recover the costs of the examination and certificate. These fees shall be deposited in the grain inspection and weighing fund. The commissioner may make rules to carry out the provisions of this section. Private employers shall be responsible for the faithful performance of this section.*

**Sec. 2. [EFFECTIVE DATE.]**

*Section 1 is effective July 1, 1982."*

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 1256, A bill for an act relating to state government; directing the commissioner of administration to obtain state office space in certain types of historically significant buildings when practical; amending Minnesota Statutes 1980, Section 16.243.

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

The report was adopted.

**SECOND READING OF HOUSE BILLS**

H. F. Nos. 930, 1296, 1545, 1730, 1731, 1738, 1942 and 2139 were read for the second time.

**SECOND READING OF SENATE BILLS**

S. F. Nos. 1727, 1567, 1673, 2103, 1547, 1702, 1687, 1691, 1455 and 1256 were read for the second time.

**INTRODUCTION AND FIRST READING  
OF HOUSE BILLS**

The following House Files were introduced:



Drew, Onnen, Jennings, Hoberg and Dempsey introduced:

H. F. No. 2264, A bill for an act relating to taxation; income; providing business incentives by adopting full accelerated cost recovery system, gradually reducing income tax rates, and providing an additional capital gains deduction for corporations; amending Minnesota Statutes 1980, Section 290.16, Subdivisions 15, as amended, and 16, as amended, and by adding a subdivision; Minnesota Statutes 1981 Supplement, Sections 290.01, Subdivision 20, as amended; 290.06, Subdivisions 1, as amended, and 2c; 290.09, Subdivision 7, as amended.

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

Dempsey, McDonald, Esau, Schafer and Piepho introduced:

H. F. No. 2265, A bill for an act relating to taxation; conforming with the federal effective dates of changes to the estate tax law; correcting citations to federal law; amending Minnesota Statutes 1980, Sections 291.015, as amended; 291.03, Subdivision 3, as amended; 291.051, Subdivision 1, as amended; 291.09, Subdivision 1a, as amended; and Laws 1981, Third Special Session Chapter 2, Article VI, Section 8.

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

Hoberg, Valan and Stadum introduced:

H. F. No. 2266, A bill for an act relating to economic development; recognizing the problems of distressed border cities; directing the department of energy, planning and development to identify border city equalization zones and disparity relief measures.

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

Anderson, I.; Skoglund; Halberg; Novak and Battaglia introduced:

H. F. No. 2267, A bill for an act relating to taxation; income; providing that the deduction for federal income taxes may be apportioned between spouses who file a combined return as they elect; amending Minnesota Statutes 1981 Supplement, Section 290.18, Subdivision 2.

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

Wynia; Carlson, L.; Kvam and Clark, K., introduced:

H. F. No. 2268, A bill for an act relating to health; providing benefits for the services of a clinical specialist in psychiatric/mental health nursing; amending Minnesota Statutes 1981 Supplement, Section 62A.152, Subdivision 2.

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

Wynia; Carlson, L.; Kvam and Clark, K., introduced:

H. F. No. 2269, A bill for an act relating to insurance; requiring health insurance benefits to include services of a registered nurse; proposing new law coded in Minnesota Statutes, Chapter 62A.

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

### 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. 1139, A bill for an act relating to courts; providing for certain reorganization in the court system in the state; providing that the second and fourth judicial district courts shall also be probate courts; creating certain judicial positions to be filled by election; raising the jurisdictional limit in county and county municipal court; providing the county and county municipal court with gross misdemeanor jurisdiction; abolishing the office of referee; providing for continuance of certain referee positions for a limited time; providing for continuance of certain judicial officer positions for a limited time; authorizing the judges of the courts within each judicial district to elect to form one unified court; creating an appellate division of the district court; appropriating money; amending Minnesota Statutes 1980, Sections 2.722, Subdivision 1, and by adding a subdivision; 260.-031, Subdivision 1; 484.01; 484.70, Subdivision 1, and by adding subdivisions; 487.08, Subdivisions 2 and 3; 487.15; 487.16; 487.-18; 488A.01, Subdivisions 4, 6 and 8; 488A.13, Subdivisions 4, 7, 9 and 13; 488A.27, Subdivision 11; 525.10; proposing new law coded in Minnesota Statutes, Chapter 484; proposing new law coded as Minnesota Statutes, Chapter 484A; repealing Minnesota Statutes 1980, Sections 484.67; 484.70, Subdivisions 2, 3, 4 and 5; 487.08, Subdivision 4; 487.09; 525.04; and Laws 1978, Chapter 750, Section 6.

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 Senate File, herewith transmitted:

S. F. No. 2174.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1481 and 1856.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 2174, A bill for an act relating to appropriations; canceling and reappropriating money to the housing development fund for certain purposes.

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, Kostohryz moved that the rule therein be suspended and an urgency be declared so that S. F. No. 2174 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Kostohryz moved that the rules of the House be so far suspended that S. F. No. 2174 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 2174 was read for the second time.

S. F. No. 2174, A bill for an act relating to appropriations; canceling and reappropriating money to the housing development fund for certain purposes.

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 113 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ludeman	Niehaus	Welker
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The bill was passed and its title agreed to.

S. F. No. 1481, A bill for an act relating to state government; providing a one time early retirement insurance benefit option for certain state employees; amending Minnesota Statutes 1981 Supplement, Section 43A.24, Subdivision 2.

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

S. F. No. 1856, A bill for an act relating to state government; improving the state's personnel management functions; amending Minnesota Statutes 1980, Sections 6.582; 11A.07, Subdivision 4; 12.04, Subdivision 1; 15.0575, Subdivision 3; 15.059, Subdivision 3; 15.43, Subdivision 1; 60B.09, Subdivision 2; 84.028, Subdivision 3; 84.081, Subdivision 1; 85A.03, Subdivision 2; 124.645, Subdivision 3; 128A.02, Subdivision 3; 136A.55, Subdivision 4; 144A.52, Subdivision 2; 168.325, Subdivision 1; 171.015, Subdivision 1; 216A.04, Subdivision 3; 241.64, Subdivision 3; 241.65; 246.017, Subdivision 2; 299E.01, Subdivision 1; 299F.01, Subdivision 2; and 352D.02, by adding a subdivision; Minne-

sota Statutes 1981 Supplement, Sections 3.855, Subdivision 3; 43A.02, Subdivision 28; 43A.04, Subdivisions 3, 4, and by adding a subdivision; 43A.05, Subdivision 4; 43A.08, Subdivisions 1, 3, and by adding subdivisions; 43A.11, Subdivisions 3, 4, 7 and 8; 43A.13, Subdivisions 1, 4 and 5; 43A.15, Subdivisions 6 and 10; 43A.17, Subdivision 4; 43A.18, Subdivisions 3 and 4; 43A.19, Subdivision 1; 43A.27, Subdivision 3; 43A.33, Subdivisions 1, 3 and 4; 43A.37, Subdivision 1; 43A.38; 43A.39; 43A.41, Subdivision 4; 43A.42; 43A.44, Subdivision 2; 124.41, Subdivision 3; 254A.03, Subdivision 1; 352D.02, Subdivision 1; and 462A.04, Subdivision 8; Laws 1971, Extra Session, Chapter 3, Section 19, Subdivision 5; Laws 1980, Chapter 564, Article XII, Section 1, Subdivision 6; Laws 1981, Chapter 210, Section 55; repealing Minnesota Statutes 1980, Sections 12.05; 124.615, Subdivision 3; 190.081; and 190.095; and Minnesota Statutes 1981 Supplement, Section 43A.08, Subdivision 2.

The bill was read for the first time.

Clark K., moved that S. F. No. 1856 and H. F. No. 1967, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

### CONSENT CALENDAR

H. F. No. 1663, A bill for an act relating to law libraries; recodifying the laws governing county law libraries; amending Minnesota Statutes 1980, Sections 140.34; 140.35; 140.36; 140.37; 140.38; 140.39; 140.40; 140.44; 140.45; 140.46; and 480.09, Subdivision 5; proposing new law coded in Minnesota Statutes 1980, Chapter 140; repealing Minnesota Statutes 1980, Sections 140.01 to 140.20; 140.212 to 140.33; 140.41 to 140.435; Minnesota Statutes 1981 Supplement, Section 140.21.

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 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Carlson, L.	Fjoslien	Hokanson	Kvam
Ainley	Clark, J.	Forsythe	Hokr	Laidig
Anderson, B.	Clark, K.	Frerichs	Jacobs	Lehto
Anderson, G.	Clawson	Greenfield	Jennings	Levi
Anderson, I.	Dahlvang	Gruenes	Johnson, C.	Long
Pattaglia	Dean	Halberg	Johnson, D.	Ludeman
Begich	Dempsey	Hanson	Jude	Luknic
Berkelman	Elioff	Harens	Kahn	Mann
Blatz	Ellingson	Hauge	Kaley	Marsh
Brandl	Erickson	Heap	Kalis	McCarron
Brinkman	Esau	Heinitz	Kelly	McDonald
Byrne	Evans	Himle	Knickerbocker	McEachern
Carlson, D.	Ewald	Hoberg	Kostohryz	Mehrkens

Metzen	Olsen	Rice	Sieben, M.	Vellenga
Minne	Onnen	Rodriguez, C.	Skoglund	Voss
Munger	Osthoff	Rodriguez, F.	Stadum	Weaver
Murphy	Otis	Rose	Staten	Welch
Nelsen, B.	Peterson, B.	Samuelson	Stowell	Welker
Nelson, K.	Peterson, D.	Sarna	Stumpf	Wenzel
Niehaus	Piepho	Schafer	Sviggum	Wieser
Norton	Pogemiller	Schoenfeld	Swanson	Wigley
Novak	Redalen	Searles	Tomlinson	Wynia
Nysether	Reding	Shea	Valan	Zubay
O'Connor	Rees	Sherman	Valento	Spkr. Sieben, H.
Ogren	Reif	Sherwood	Vanasek	

The bill was passed and its title agreed to.

S. F. No. 1107, A bill for an act relating to public welfare; authorizing the commissioner of public welfare to use money in the revolving fund for vocational rehabilitation of the blind for certain purposes; removing the preference given to blind operators of vending machines who have resided in the state for a year; amending Minnesota Statutes 1980, Section 248.07, Subdivision 8.

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

The bill was passed and its title agreed to.

There being no objection the bills on the Technical Consent Calendar were now considered.

H. F. No. 1720, A bill for an act relating to retirement; recognizing service covered by multiple retirement funds for entitlement to a disability benefit; proposing new law coded in Minnesota Statutes, Chapter 356.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1735, A bill for an act relating to retirement; Hennepin county supplemental retirement program; providing for a phase out of the program; authorizing current participants to withdraw from the program; providing for an increased withdrawal benefit option in certain instances; amending Laws 1969, Chapter 950, Sections 1, 2, 3, as amended, 4, as amended, 5 and 6; repealing Laws 1969, Chapter 950, Section 8.

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

The question was taken on the passage of the bill and the roll was called. There were 123 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ainley              Frerichs

The bill was passed and its title agreed to.

H. F. No. 1804, A bill for an act relating to partition fences; exempting certain lands from the provisions of chapter 344; proposing new law coded in Minnesota Statutes, Chapter 344.

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

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

Those who voted in the affirmative were:

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



Murphy	Osthoff	Rose	Staten	Weaver
Nelsen, B.	Otis	Samuelson	Stowell	Welch
Nelson, K.	Peterson, B.	Sarna	Stumpf	Welker
Niehaus	Peterson, D.	Schafer	Sviggum	Wenzel
Norton	Piepho	Schoenfeld	Swanson	Wieser
Novak	Pogemiller	Searles	Tomlinson	Wigley
Nysether	Redalen	Shea	Valan	Wynia
O Connor	Reding	Sherman	Valento	Zubay
Ogren	Rees	Sherwood	Vanasek	Spkr. Sieben, H.
Olsen	Rice	Sieben, M.	Vellenga	
Onnen	Rodriguez, F.	Skoglund	Voss	

The bill was passed and its title agreed to.

H. F. No. 2098 was reported to the House.

Kalis moved to amend H. F. No. 2098, the first engrossment, as follows:

Pages 1 and 2, delete section 2 and insert:

“Sec. 2. [PAYMENT.]

*Subdivision 1. [CALCULATION OF PRESENT VALUE.] For the persons entitled to purchase prior service credit, there shall be paid to the applicable retirement fund or association an amount equal to the present value, on the date of payment, of the amount of the additional service pension or retirement annuity which would be obtained by virtue of the purchase of the additional service credit, using the interest rate specified in Minnesota Statutes, Section 356.215, Subdivision 4, Clause (4), and the applicable mortality table adopted for the appropriate retirement fund or association and assuming continuous service until, and retirement at, the normal retirement age with the additional service credit purchased, for the appropriate retirement fund or association, or the age at the date of payment or of the agreement to pay, whichever is older, and a future salary history which includes annual salary increases at the salary increase rate specified in Minnesota Statutes, Section 356.215, Subdivision 4, Clause (4). The person requesting the purchase of prior service must establish in the records of the retirement fund or association proof of the service for which the purchase of prior service is requested. The manner of the proof of service shall be in accordance with procedures prescribed by the board of trustees of the fund or association or by the executive director.*

*Subd. 2. [PAYMENT OF PRESENT VALUE; CREDITING OF SERVICE.] Payment shall be made in one lump sum, unless the executive director of the appropriate retirement fund or association agrees to accept payment in installments over a period of not to exceed three years from the date of the agreement, with interest at a rate deemed appropriate by the executive director. The period of allowable service shall be*

*credited to the account of the person only after receipt of full payment by the executive director.*

**Subd. 3. [OPTIONAL EMPLOYER PARTIAL PAYMENT.]** *Payment shall be made by the person entitled to purchase prior service, except that the current or former employer of the person may, at its discretion, pay all or any portion of the payment amount which exceeds an amount equal to the employee contribution rates in effect for the retirement fund during the period or periods of prior service applied to the actual salary rates in effect during the period or periods of prior service, plus interest at the rate of six percent per annum compounded annually from the date on which the contributions would otherwise have been made to the date on which the payment is made.*

*If more than one person who is a current or former employee of an employing unit is eligible to purchase prior service, the governing body of the employing unit shall establish and implement a uniform policy on the payment by it of a portion of the purchase of prior service payment amount.*

**Subd. 4. [TIME LIMITATION ON AUTHORITY TO MAKE PAYMENT.]** *For the provisions of section 3, the authority to make a lump sum payment or the agreement to make payments in installments over a period of not to exceed three years shall expire on July 1, 1987."*

The motion prevailed and the amendment was adopted.

**H. F. No. 2098, A bill for an act relating to retirement; teachers retirement association; extending the time limit for the purchase of service credit for military service leaves of absence for certain veterans.**

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:

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

Munger	Onnen	Rodriguez, C.	Sieben, M.	Vellenga
Murphy	Osthoff	Rodriguez, F.	Skoglund	Voss
Nelsen, B.	Otis	Rose	Staten	Weaver
Nelson, K.	Peterson, B.	Samuelson	Stowell	Welch
Niehaus	Peterson, D.	Sarna	Stumpf	Welker
Norton	Piepho	Schafer	Sviggum	Wenzel
Novak	Pogemiller	Schoenfeld	Swanson	Wieser
Nysether	Redalen	Searles	Tomlinson	Wigley
O'Connor	Reding	Shea	Valan	Wynia
Ogren	Rees	Sherman	Valento	Zubay
Olsen	Rice	Sherwood	Vanasek	Spkr. Sieben, H.

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

S. F. No. 1510, A bill for an act relating to highway traffic regulations; removing certain requirements for bug deflectors; amending Minnesota Statutes 1980, Section 169.743.

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 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Ewald	Kostohryz	O'Connor	Sieben, M.
Ainley	Fjoslien	Kvam	Ogren	Skoglund
Anderson, B.	Forsythe	Laidig	Olsen	Staten
Anderson, G.	Frerichs	Lehto	Onnen	Stowell
Anderson, I.	Greenfield	Lemen	Osthoff	Stumpf
Battaglia	Gruenes	Levi	Otis	Sviggum
Begich	Gustafson	Long	Peterson, B.	Swanson
Berkelman	Halberg	Ludeman	Peterson, D.	Tomlinson
Blatz	Hanson	Luknic	Piepho	Valan
Brandl	Harens	Mann	Pogemiller	Valento
Brinkman	Hauge	Marsh	Redalen	Vanasek
Byrne	Heap	McCarron	Reding	Vellenga
Carlson, L.	Heinitz	McDonald	Rees	Voss
Clark, J.	Himle	McEachern	Rice	Weaver
Clawson	Hoberg	Mehrkins	Rodriguez, C.	Welch
Dahlvang	Hokanson	Metzen	Rodriguez, F.	Welker
Dean	Hokr	Minne	Rose	Wenzel
Dempsey	Jennings	Munger	Samuelson	Wieser
Den Ouden	Johnson, C.	Murphy	Sarna	Wigley
Drew	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	Nysether	Sherwood	

The bill was passed and its title agreed to.

S. F. No. 2095 was reported to the House.

There being no objection S. F. No. 2095 was continued one day.

## SPECIAL ORDERS

H. F. No. 1652 was reported to the House.

Weaver moved to amend H. F. No. 1652, the first engrossment, as follows:

Page 2, after line 1, insert:

"Sec. 2. Minnesota Statutes 1980, Section 100.27, is amended by adding a subdivision to read:

*Subd. 10. Zenaida macroura may be taken during two experimental seasons, to be established prior to December 31, 1983. Dates of the seasons shall be determined by order of the commissioner. At the conclusion of the experimental season, the commissioner may promulgate rules in accordance with the procedures specified in sections 15.0411 to 15.052 making the experimental season permanent.*

Sec. 3. Minnesota Statutes 1980, Section 100.28, Subdivision 2, is amended to read:

Subd. 2. Unless the numbers are reduced by order of the commissioner, no person shall take in any one day, or shall have in possession at any one time, a greater number of any species than prescribed by the following table:

Species	Daily	Possession
Quail .....	10	15
Partridge (ruffed grouse), prairie chicken (pinnated grouse), pheasant, white breasted grouse (sharp tailed grouse), Hungarian partridge or Chukar partridge .....	5	10

*provided that not more than one hen pheasant shall be taken in any one day, nor more than two had in possession; and further provided that, subject to the provisions of section 100.27, subdivision 10, no person shall take more than ten Zenaida macroura in any one day, or shall have in possession at any one time more than 20 of the same specie, unless the commissioner determines that specie population variations require limit revisions. Actual daily bag and possession limits shall under no circumstances exceed the limits set by the United States Fish and Wildlife Service."*

Renumber the sections accordingly

Amend the title as follows:

Page 1, line 4, after "circumstances;" insert "establishing an experimental season on *Zenaida macroura*;"

Page 1, line 5, after "subdivision;" insert "100.27, by adding a subdivision; 100.28, Subdivision 2;"

A roll call was requested and properly seconded.

#### POINT OF ORDER

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

#### POINT OF ORDER

Munger raised a point of order pursuant to rule 3.10. The Speaker ruled the point of order not well taken.

Kahn moved to amend the Weaver amendment to H. F. No. 1652, the first engrossment, as follows:

Page 1, line 6, after "*taken*" insert "*by crossbow*"

Brinkman moved that H. F. No. 1652 be continued on Special Orders for one day. The motion prevailed.

H. F. No. 1698, A bill for an act relating to public welfare; delaying the duty of the commissioner of administration to sell certain land and buildings; amending Laws 1981, Chapter 360, Article I, Section 2, Subdivision 5.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 1803 was reported to the House.

Levi moved to amend H. F. No. 1803, the first engrossment, as follows:

Page 4, after line 17, insert:

"Sec. 8. Minnesota Statutes 1981 Supplement, Section 4.12, is amended by adding a subdivision to read:

*Subd. 13. [REPORT TO LEGISLATURE.] The juvenile justice advisory committee shall report annually to the house of representatives committee on criminal justice and the senate judiciary committee on the receipt and expenditure of all moneys received from the federal government during the immediately preceding state fiscal year under the Juvenile Justice and Delinquency Prevention Act of 1974, as amended, 42 United States Code sections 5601 to 5751. The first report shall be made on or before February 1, 1983."*

Renumber succeeding section accordingly.

Page 4, line 19, delete "4" and insert "1"; delete "7" and insert "8".

The motion prevailed and the amendment was adopted.

H. F. No. 1803, A bill for an act relating to juveniles; providing for termination of jurisdiction over juveniles; providing for the apprehension of juvenile absconders and escapees; amending Minnesota Statutes 1980, Sections 242.19; 260.181, Subdivision 4; and Minnesota Statutes 1981 Supplement, Sections 4.12, by adding subdivisions; and 242.44.

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:

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

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

H. F. No. 1819 was reported to the House.

Levi moved to amend H. F. No. 1819, the first engrossment, as follows:

Page 1, delete lines 24 and 25

Page 2, delete lines 1 to 23

Renumber the following subdivisions

The motion prevailed and the amendment was adopted.

H. F. No. 1819, A bill for an act relating to education; authorizing school districts to develop programs enabling secondary students to attend courses at post secondary institutions; proposing new law coded in Minnesota Statutes, Chapter 123.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 1850, A bill for an act relating to juveniles; providing that commission of certain offenses constitutes prima facie evidence in reference for prosecution cases; amending Minnesota Statutes 1981 Supplement, Section 260.125, 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 121 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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



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

Those who voted in the negative were:

Byrne

The bill was passed and its title agreed to.

H. F. No. 1907, A bill for an act relating to public utilities; specifying the appropriate treatment of certain advertising expenses; amending Minnesota Statutes 1980, Section 216B.16, Subdivision 8.

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

The question was taken on the passage of the bill and the roll was called. There were 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1915, A bill for an act relating to local government; establishing a board to implement and administer a plan for a segment of the Minnesota river in Blue Earth, Brown, Le Sueur, Nicollet, Redwood and Renville counties.

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 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2050 was reported to the House.

Greenfield moved to amend H. F. No. 2050, the first engrossment, as follows:

Page 1, line 9, after "*injure*" delete the comma and insert "*or*"; after "*defraud*" delete "*or adversely affect*"

Page 1, line 13, delete "*;* *or*" and insert a period

Page 1, delete lines 14 and 15

Page 1, line 17, after "*following*" insert "*, when not consistent with usual practices,*"

Page 1, line 22, delete "*his action*" and insert "*the person's performance of his duties as an employee, agent, or fiduciary*"

Page 2, line 3, delete "*his action*" and insert "*the performance of his duties as an employee, agent, or fiduciary*"

Page 2, line 14, after "*prosecution*" delete "*of*" and insert "*that*"

The motion prevailed and the amendment was adopted.

H. F. No. 2050, 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, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 716, A bill for an act relating to insurance; regulating policies of automobile insurance providing comprehensive coverage; requiring an option to purchase full coverage of wind-shield glass damage; proposing new law coded in Minnesota Statutes, Chapter 65B.

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 72 yeas and 47 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Eken	Kostohryz	Olsen	Sieben, M.
Anderson, G.	Elloff	Lehto	Osthoff	Skoglund
Anderson, I.	Ellingson	Long	Otis	Staten
Battaglia	Fjoslien	Luknic	Peterson, D.	Stumpf
Begich	Forsythe	Mann	Piepho	Swanson
Berkelman	Greenfield	Marsh	Pogemiller	Tomlinson
Blatz	Gustafson	McCarron	Reding	Valan
Brandl	Halberg	Metzen	Rice	Vanasek
Byrne	Hanson	Minne	Rodriguez, C.	Vellenga
Carlson, L.	Harens	Munger	Rodriguez, F.	Wenzel
Clark, J.	Hokanson	Murphy	Rose	Wynia
Clark, K.	Hokr	Nelson, K.	Samuelson	Spkr. Sieben, H.
Clawson	Jacobs	Niehaus	Schoenfeld	
Dahlvang	Johnson, C.	Novak	Schreiber	
Dempsey	Kalis	Ogren	Shea	

Those who voted in the negative were:

Aasness	Frerichs	Kvam	Peterson, B.	Valento
Ainley	Gruenes	Laidig	Redalen	Voss
Brinkman	Heinitz	Lemen	Rees	Weaver
Carlson, D.	Himle	Levi	Reif	Welker
Dean	Hoberg	Ludeman	Schafer	Wieser
Den Ouden	Jennings	McDonald	Searles	Wigley
Erickson	Johnson, D.	Mehrrens	Sherman	Zubay
Esau	Kahn	Nelsen, B.	Sherwood	
Evans	Kaley	Nysether	Stowell	
Ewald	Kelly	Onnen	Sviggunn	

The bill was passed and its title agreed to.

H. F. No. 773 was reported to the House.

Norton moved to amend H. F. No. 773, as follows:

Page 1, lines 10 and 15, delete "37" and insert "36"

Page 2, line 3, delete "37" and insert "36"

Page 3, lines 13, 19, 23, and 25, delete "37" and insert "36"

Page 4, lines 16, 20, and 31, delete "37" and insert "36"

Pages 5, and 6, delete section 12

Page 7, line 22, delete "37" and insert "36"

Page 8, lines 12, 17, and 32, delete "37" and insert "36"

Page 8, line 21, delete "19" and insert "18"

Page 9, line 34, delete "37" and insert "36"

Page 10, lines 14 and 25, delete "37" and insert "36"

Page 11, lines 1 and 6, delete "23 to 26" and insert "22 to 25"

Page 11, line 22, delete "37" and insert "36"

Page 12, line 29, delete "37" and insert "36"

Page 13, lines 10 and 34, delete "37" and insert "36"

Page 13, line 18, delete "29" and insert "28"

Page 14, lines 12 and 33, delete "37" and insert "36"

Page 15, line 23, delete "37" and insert "36"

Page 15, line 25, delete "25" and insert "24"

Page 16, lines 4 and 8, delete "37" and insert "36"

Renumber the sections in sequence

Renumber the proposed coding in sequence

The motion prevailed and the amendment was adopted.

H. F. No. 773, A bill for an act relating to marriage dissolution; adopting the revised uniform reciprocal enforcement of support act; proposing new law coded as Minnesota Statutes, Chapter 518C; repealing Minnesota Statutes 1980, Sections 518.41 to 518.53.

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 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

H. F. No. 1220 was reported to the House.

Ludeman and Sviggum moved to amend H. F. No. 1220, the first engrossment, as follows:

Page 2, line 11, after the period insert "*A separation for sexual harassment as defined in clause (1) shall be a separation for misconduct.*"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 67 yeas and 53 nays as follows:

Those who voted in the affirmative were:

Aasness	Frerichs	Knickerbocker	Olsen	Sherwood
Ainley	Gruenes	Kvam	Onnen	Stadum
Blatz	Halberg	Laidig	Osthoff	Stowell
Brandl	Hanson	Lemen	Peterson, B.	Sviggum
Brinkman	Heap	Levi	Piepho	Swanson
Carlson, D.	Heinitz	Ludeman	Redalen	Valento
Dean	Himle	Luknic	Rees	Weaver
Dempsey	Hoberg	Marsh	Reif	Welker
Den Ouden	Hokr	McCarron	Rose	Wieser
Drew	Jennings	McDonald	Rothenberg	Wigley
Erickson	Johnson, D.	Mehrkens	Schafer	Zubay
Esau	Jude	Nelsen, B.	Schreiber	
Evans	Kaley	Niehaus	Searles	
Forsythe	Kalis	Nysether	Sherman	

Those who voted in the negative were:

Anderson, G.	Elioff	Kelly	O'Connor	Skoglund
Battaglia	Ellingson	Kostohryz	Ogren	Staten
Begich	Fjoslien	Lehto	Otis	Tomlinson
Berkelman	Greenfield	Long	Peterson, D.	Vanasek
Byrne	Gustafson	Mann	Pogemiller	Vellenga
Carlson, L.	Harens	Minne	Reding	Voss
Clark, J.	Hauge	Munger	Rice	Welch
Clark, K.	Hokanson	Murphy	Rodriguez, C.	Wenzel
Clawson	Jacobs	Nelson, K.	Rodriguez, F.	Spkr. Sieben, H.
Dahlvang	Johnson, C.	Norton	Samuelson	
Eken	Kahn	Novak	Shea	

The motion prevailed and the amendment was adopted.

H. F. No. 1220, A bill for an act relating to unemployment compensation; clarifying that quitting work due to sexual harassment does not result in benefit disqualification; amending Minnesota Statutes 1980, Section 268.09, 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 128 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.	Forsythe	Kvam	Onnen	Skoglund
Anderson, G.	Frerichs	Laidig	Osthoff	Stadum
Anderson, I.	Greenfield	Lehto	Otis	Staten
Battaglia	Gruenes	Levi	Peterson, B.	Stowell
Begich	Gustafson	Long	Peterson, D.	Stumpf
Berkelman	Halberg	Ludeman	Piepho	Sviggum
Blatz	Hanson	Luknic	Pogemiller	Swanson
Brandl	Harens	Mann	Redalen	Tomlinson
Byrne	Hauge	Marsh	Reding	Valan
Carlson, D.	Heap	McCarron	Rees	Valento
Carlson, L.	Heinitz	McDonald	Reif	Vanasek
Clark, J.	Himle	McEachern	Rice	Vellenga
Clark, K.	Hoberg	Mehrkens	Rodriguez, C.	Voss
Clawson	Hokanson	Metzen	Rodriguez, F.	Weaver
Dahlvang	Hokr	Minne	Rose	Welch
Dempsey	Jacobs	Munger	Rothenberg	Welker
Den Ouden	Jennings	Murphy	Samuelson	Wenzel
Drew	Johnson, C.	Nelsen, B.	Sarna	Wieser
Eken	Johnson, D.	Nelson, K.	Schafer	Wigley
Elioff	Jude	Niehaus	Schoenfeld	Wynia
Ellingson	Kahn	Norton	Schreiber	Zubay
Erickson	Kaley	Novak	Searles	Spkr. Sieben, H.
Esau	Kalis	Nysether	Shea	
Evans	Kelly	O'Connor	Sherman	

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

H. F. No. 1234, A bill for an act relating to employees and officials of the state; hospital and medical benefits for retired or disabled state officials and employees; amending Minnesota Statutes 1980, Section 471.61, Subdivision 2a.

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

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

Those who voted in the affirmative were:

Aasness	Anderson, G.	Begich	Brinkman	Carlson, L.
Ainley	Anderson, I.	Berkelman	Byrne	Clark, J.
Anderson, B.	Battaglia	Blatz	Carlson, D.	Clark, K.

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

The bill was passed and its title agreed to.

H. F. No. 1459 was reported to the House.

Eken moved that H. F. No. 1459 be continued on Special Orders for one day. The motion prevailed.

H. F. No. 1469, A bill for an act relating to commerce; revising and modernizing laws relating to hotels; providing for the rights and duties of innkeepers and their guests; prohibiting certain practices; imposing penalties; amending Minnesota Statutes 1980, Section 363.03, by adding a subdivision; proposing new law coded in Minnesota Statutes, Chapter 327; repealing Minnesota Statutes 1980, Sections 327.01 to 327.095.

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

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

Those who voted in the affirmative were:

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



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

The bill was passed and its title agreed to.

H. F. No. 1492, A bill for an act relating to natural resources; authorizing an addition to Split Rock Creek Recreation Area and authorizing land acquisition in relation thereto.

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 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ainley                  Jennings                  Welker

The bill was passed and its title agreed to.

## GENERAL ORDERS

Vanasek moved that the bills on General Orders for today be continued one day. The motion prevailed.

## MOTIONS AND RESOLUTIONS

Reding moved that the name of Ewald be stricken and the name of Marsh be added as an author on H. F. No. 400. The motion prevailed.

Reding moved that S. F. No. 1591 be recalled from the Committee on Governmental Operations and together with H. F. No. 1731, now on the Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

Shea moved that H. F. No. 2139, now on Technical General Orders, be re-referred to the Committee on Appropriations. The motion prevailed.

Marsh moved that the name of Staten be added as an author on H. F. No. 2088. The motion prevailed.

Minne moved that H. F. No. 2144 be returned to its author. The motion prevailed.

Hauge moved that H. F. No. 1942, now on Technical General Orders, be re-referred to the Committee on Appropriations. The motion prevailed.

McEachern moved that the name of Jude be added as an author on H. F. No. 1810. The motion prevailed.

Mehrkens moved that his name be stricken as an author on H. F. No. 1459. The motion prevailed.

Clark, K., moved that the name of Staten be added as an author on H. F. No. 1220. The motion prevailed.

Clark, K., moved that the names of Kahn, Minne and Peterson, D., be added as authors on H. F. No. 1220. The motion prevailed.

## NOTICE FOR SPECIAL ORDER

Fjoslien hereby gives notice pursuant to Rules 1.9 and 3.14 that on Thursday, March 4, or as soon thereafter that this matter can be heard that he will move the House to suspend the rules in order to give H. F. No. 1728 a second reading and that it be placed on as a Special Order for March 8, 1982.

## ADJOURNMENT

Vanasek moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Wednesday, March 3, 1982.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

