

## STATE OF MINNESOTA

## SEVENTY-THIRD SESSION - 1983

## ELEVENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 3, 1983

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 Tomas E. Meeks, House Chaplain, Ramsey, Minnesota.

The roll was called and the following members were present:

Anderson, B.	Findlay	Kvam	Peterson	Skoglund
Anderson, G.	Fjoslien	Larsen	Piepho	Solberg
Anderson, R.	Forsythe	Levi	Piper	Sparby
Battaglia	Frerichs	Long	Price	Stadum
Beard	Graba	Ludeman	Quinn	Staten
Begich	Greenfield	Mann	Quist	Sviggum
Bennett	Gruenes	Marsh	Redalen	Swanson
Bergstrom	Gustafson	McDonald	Reif	Thiede
Blatz	Gutknecht	McEachern	Rice	Tomlinson
Brandl	Halberg	McKasy	Riveness	Uphus
Brinkman	Haukoos	Metzen	Rodosovich	Valan
Burger	Heap	Minne	Rodriguez, C.	Valento
Carlson, D.	Heinitz	Munger	Rodriguez, F.	Vanasek
Carlson, L.	Himle	Murphy	Rose	Vellenga
Clark, J.	Hoberg	Nelson, D.	St. Onge	Voss
Clark, K.	Hoffman	Nelson, K.	Sarna	Waltman
Cohen	Jacobs	Neuenschwander	Schafer	Welch
Coleman	Jensen	Norton	Scheid	Welker
Dempsey	Johnson	O'Connor	Schoenfeld	Welle
DenOuden	Kahn	Ogren	Schreiber	Wenzel
Dimler	Kalis	Olsen	Seaberg	Wigley
Eken	Kelly	Omann	Segal	Wynia
Elioff	Knickerbocker	Onnen	Shaver	Speaker Sieben
Ellingson	Knuth	Osthoff	Shea	
Erickson	Kostohryz	Otis	Sherman	
Evans	Krueger	Pauly	Simoneau	

A quorum was present.

Berkelman, Bishop, Clawson, Hokr, Jennings, Tunheim and Zaffke were excused.

The Chief Clerk proceeded to read the Journals of the preceding days. Kelly moved that further reading of the Journals be dispensed with and that the Journals 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. 25, 55 and 22 have been placed in the members' files.

INTRODUCTION AND FIRST READING  
OF HOUSE BILLS

The following House Files were introduced:

Carlson, L.; McEachern; Swanson; Nelson, K., and Levi introduced:

H. F. No. 157, A bill for an act relating to education; providing for active military service to be counted toward the number of years required to be eligible for the teacher early retirement incentive program; extending the date of application to March 1, 1983, for certain individuals; requiring expeditious processing of certain applications in 1983; amending Minnesota Statutes 1982, section 125.611, subdivision 1.

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

Osthoff, Kostohryz, Bennett, Jacobs and Minne introduced:

H. F. No. 158, A bill for an act proposing an amendment to the Minnesota Constitution; repealing article XIII, section 5 which prohibits lotteries.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Rodriguez, C.; Brandl; Segal; Levi and Heap introduced:

H. F. No. 159, A bill for an act relating to education; providing for removing a pupil from class; establishing grounds for removal; establishing procedures for removal and return; amending Minnesota Statutes 1982, sections 127.27, subdivision 2, and by adding subdivisions; 127.28; 127.29, by adding a subdivision; proposing new law coded in Minnesota Statutes, chapter 127.

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

Sarna introduced:

H. F. No. 160, A bill for an act relating to retirement; employee and employer contributions to the Minnesota state retirement system; amending Minnesota Statutes 1982, sections 352.04, subdivisions 2 and 3; and 352.92, subdivisions 1 and 2.

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

Kelly introduced:

H. F. No. 161, A bill for an act relating to insurance premium finance companies; authorizing finance charges based on the federal discount rate; amending Minnesota Statutes 1982, section 59A.09, subdivisions 3 and 6.

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

Nelson, K.; Brandl; McEachern; Levi and Tomlinson introduced:

H. F. No. 162, A bill for an act relating to education; establishing a legislative commission on public education to study education finance, school district organization, technology, and employee wage disparities.

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

McEachern; Nelson, K.; Schafer; Levi and Segal introduced:

H. F. No. 163, A bill for an act relating to education; allowing school districts to use capital expenditure funds to purchase property insurance; amending Minnesota Statutes 1982, section 275.125, subdivision 11a.

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

Skoglund; Simoneau; Clark, J., and Ellingson introduced:

H. F. No. 164, A bill for an act relating to commerce; requiring towing companies to accept payment by check or credit card in certain circumstances; proposing new law coded in Minnesota Statutes, chapter 325E.

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

Clawson introduced:

H. F. No. 165, A bill for an act relating to state government; requiring self-insurance of employee health benefits; amending Minnesota Statutes 1982, sections 43A.22; 43A.23; 43A.26; 43A.30, subdivision 2; 43A.31, subdivision 4; proposing new law coded in Minnesota Statutes, chapter 43A.

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

Brinkman introduced:

H. F. No. 166, A bill for an act relating to county attorneys; providing for the prosecution of certain offenses by county attorneys other than county attorneys from Hennepin and Ramsey counties; amending Minnesota Statutes 1982, section 388.051; repealing Minnesota Statutes 1982, section 487.25, subdivision 10.

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

Valan introduced:

H. F. No. 167, A bill for an act relating to liquor; authorizing the city of Dilworth to issue one on-sale license to an Eagles Club.

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

Begich, Battaglia, Elioff, Minne and Solberg introduced:

H. F. No. 168, A bill for an act relating to taxes; providing for the rate and distribution of certain taxes on iron ore concentrate; amending Minnesota Statutes 1982, sections 298.223; 298.24, subdivision 1; 298.28, subdivision 1; and 298.293.

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

Simoneau, Begich and St. Onge introduced:

H. F. No. 169, A bill for an act relating to workers' compensation; providing for continuation of group accident and health insurance eligibility for injured employees and dependents; amending Minnesota Statutes 1982, sections 62A.10, subdivision 1; 62C.14, by adding a subdivision; 62D.10, by adding a subdivision; 176.101, by adding a subdivision; and 176.111, by adding a subdivision.

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

Neuenschwander, Battaglia, Begich, Elioff and Solberg introduced:

H. F. No. 170, A bill for an act relating to natural resources; authorizing the commissioner of natural resources to extend timber permits; amending Laws 1981, chapter 305, section 11, as amended.

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

Erickson, Halberg and Graba introduced:

H. F. No. 171, A bill for an act relating to public cemeteries; providing for simplified reinvestment in the cemetery association of certain unused cemetery land; amending Minnesota Statutes 1982, section 306.241; proposing new law coded in Minnesota Statutes, chapter 306.

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

Erickson, Kalis, Redalen and Eken introduced:

H. F. No. 172, A bill for an act relating to soil and water conservation districts; authorizing annual audits by certified public accountants; amending Minnesota Statutes 1982, section 40.06, subdivision 4.

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

Berkelman, Metzen, DenOuden and Kalis introduced:

H. F. No. 173, A bill for an act relating to claims against the state; providing for payment of various claims; appropriating money.

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

DenOuden, Vanasek, Schafer and Jensen introduced:

H. F. No. 174, A bill for an act relating to agriculture; prohibiting waste disposal and processing sites on certain agricultural land; amending Minnesota Statutes 1982, sections 115A.03, by adding a subdivision; 115A.09, subdivision 2; 115A.20; 116.081, by adding a subdivision; 368.01, subdivision 14; 412.221, subdivision 22; 473.153, subdivision 2; 473.803, subdivision 1a; proposing new law coded in Minnesota Statutes, chapters 116C and 400.

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

Peterson, Wenzel, Bergstrom, Knuth and Redalen introduced:

H. F. No. 175, A bill for an act relating to soil conservation; providing a state paid property tax credit to agricultural property owners who carry out and maintain approved soil conservation practices under agreements with soil and water conservation districts; appropriating money; amending Minnesota Statutes 1982, section 40.07, by adding a subdivision; proposing new law coded in Minnesota Statutes, chapter 273.

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

Skoglund, Metzen, Heinitz, Norton and Welle introduced:

H. F. No. 176, A bill for an act relating to financial institutions; providing that Small Business Administration guaranteed loans are collateral for public deposits; amending Minnesota Statutes 1982, section 118.01, subdivision 1.

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

Peterson, Ogren, Graba, Wenzel and Carlson, D., introduced:

H. F. No. 177, A bill for an act relating to health; changing eligibility requirements for catastrophic health expense protection; including insurance premiums; appropriating money; amending Minnesota Statutes 1982, sections 62E.52, subdivisions 2 and 3; 62E.53, subdivisions 1 and 2; 62E.531, subdivision 2; 62E.54, by adding a subdivision; and 256.98; proposing new law coded in Minnesota Statutes, chapter 62E.

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

Kelly introduced:

H. F. No. 178, A bill for an act relating to unemployment compensation; providing benefits to those losing jobs through no fault of their own; amending Minnesota Statutes 1982, section 268.09, subdivision 1.

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

Beard, Munger, Begich, Price and Stadum introduced:

H. F. No. 179, A bill for an act relating to environment; providing for the reclamation of peat bogs; amending Minnesota Statutes 1982, sections 93.44; 93.46, subdivision 2, and by adding a subdivision; 93.47, subdivisions 2 and 5; and 93.481, subdivision 1.

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

Minne, Jacobs, Otis and Voss introduced:

H. F. No. 180, A bill for an act relating to public utilities; providing for the regulation of certain cooperative electric associations; amending Minnesota Statutes 1982, section 216B.02, subdivision 4.

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

McDonald, Dimler, Jensen and DenOuden introduced:

H. F. No. 181, A bill for an act relating to the environment; prohibiting the use of eminent domain proceedings for acquiring land and property rights for hazardous waste facility sites; amending Minnesota Statutes 1982, section 115A.06, subdivision 4.

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

Riveness, Vellenga, Pauly, Elioff and Rodriguez, C., introduced:

H. F. No. 182, A bill for an act relating to the metropolitan transit commission; special fares for jobseekers; amending Minnesota Statutes 1982, section 473.408, by adding a subdivision.

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

McDonald, Gutknecht, Dimler and Findlay introduced:

H. F. No. 183, A bill for an act proposing an amendment to the Minnesota Constitution, article I; by adding a section; providing for equality of rights under the law for men and women.

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

Clawson and Onnen introduced:

H. F. No. 184, A bill for an act relating to nursing homes; requiring new procedures for determining nursing home rates; appropriating money; amending Minnesota Statutes 1982, sections 256B.41; 256B.47; and 256B.48; proposing new law coded in Minnesota Statutes, chapter 256B; repealing Minnesota Statutes 1982, sections 256B.42; 256B.43; 256B.44; 256B.45; and 256B.46.

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

DenOuden; McDonald; Rodriguez, C.; Schafer and Jensen introduced:

H. F. No. 185, A bill for an act relating to the environment; requiring legislative concurrence in any finding by the waste management board that certain hazardous waste management techniques are insufficient for the state; amending Minnesota Statutes 1982, section 115A.24, subdivision 1.

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

DenOuden, Shaver and Rodriguez, C., introduced:

H. F. No. 186, A bill for an act relating to the environment; requiring mandatory minimum jail sentences for persons convicted of violating laws or rules relating to hazardous waste disposal; providing that unlawful disposal of hazardous wastes is a felony; prescribing penalties; amending Minnesota Statutes 1982, section 115.071, subdivision 2, and by adding a subdivision.

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

DenOuden, Jensen and Shaver introduced:

H. F. No. 187, A bill for an act relating to the waste management board; removing the board's exemption from the Administrative Procedure Act for certain activities; suspending those activities of the board pending rule adoption; requiring the board to repeat the activities after rules are adopted; appropriating money; amending Minnesota Statutes 1982, sections 115A.09, subdivisions 2 and 3; 115A.11, subdivision 2; 115A.20; 115A.21, subdivisions 2 and 3; 115A.27, subdivision 2; 115A.28, subdivision 2; 115A.35; 115A.37, subdivision 2.

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

McDonald; Rodriguez, C.; Jensen; DenOuden and Dimler introduced:

H. F. No. 188, A bill for an act relating to the environment; suspending site selection procedures of the waste management board and the pollution control agency until the board adopts a hazardous waste management plan; proposing new law coded in Minnesota Statutes, chapter 115A.

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

REPORT FROM THE COMMITTEE ON RULES AND  
LEGISLATIVE ADMINISTRATION

Eken for the Committee on Rules and Legislative Administration offered the following report on the proposed Permanent Rules of the House for the Seventy-Third Session:

The Permanent Rules of the House of Representatives for the Seventy-Second Session shall be the Permanent Rules for the Seventy-Third Session but amended as follows:

(1) Rule 1.8 is amended to read:

1.8 THIRD READING OF BILLS. No amendment shall be received (ON) after the third reading without the unanimous consent of the House, except to fill blanks or to amend titles.

At any time prior to its passage any bill or resolution may be committed or recommitted by a majority vote of the whole House. If the committee, other than the Committee of the Whole, to which it was committed or recommitted reports an amendment on it, it shall again be given its second reading, considered in Committee of the Whole, given its third reading and placed upon its final passage.

(2) Rule 1.10 is amended to read:

1.10 TAX AND APPROPRIATION BILLS GIVEN PRECEDENCE. At any time after (APRIL 13, 1981) April 11, 1983, any bill relating to taxes or raising revenue shall be acted upon whenever requested by the Chairman of the Committee on Taxes, and any appropriation bill shall be acted upon whenever requested by the Chairman of the Committee on Appropriations.

(3) Rule 1.16 is amended to read:

1.16 TIME LIMIT FOR CONSIDERATION OF BILLS. If 20 legislative days after a bill has been referred to committee (other than a bill in Appropriations) no report has been made

upon it by the committee, its chief author may request that it be returned to the House and the request shall be entered in the Journal for the day. The Committee shall have ten calendar days thereafter in which to vote upon the bill requested. If the committee fails to vote upon it within the ten days, the chief author may, at any time within five calendar days thereafter, present a written demand to the Speaker for the immediate return to the House. The demand shall be entered in the Journal for that day and shall constitute the demand of the House. The bill shall then be considered to be in the possession of the House, given the second reading and placed at the foot of General Orders.

Such a bill is subject to re-reference by a majority vote of the whole House. If the motion to re-refer is made on the day of the demand or within one legislative day thereafter, the motion shall take precedence over all other motions except privileged motions and shall be in order at any time.

After (MAY 15, 1981) *May 13, 1983*, the House shall not act on bills other than those recommended by conference committee reports or the Committee on Rules and Legislative Administration, and those bills contained in messages from the Senate or from the Governor.

(4) Rule 3.4 is amended to read:

**3.4 MOTION FOR RECONSIDERATION.** When a question has been decided either in the affirmative or negative, it shall be in order for any member who voted with the prevailing side to move its reconsideration, provided that such motion is made either on the same day the vote was taken or within the following two days of actual session of the House. A motion for reconsideration can be made at any time in the Order of Business and shall take precedence over all other questions, except the motion to adjourn and the notice of intention to move reconsideration. Such motion or notice shall not be in order if the document, bill, resolution, message, report or other official action on which the vote was taken shall have left the possession of the House.

When a member gives notice of intention to move reconsideration of the final action of the House on any bill, resolution, message, report or other official action, the Chief Clerk shall retain the same until after the matter is disposed of or the time has expired during which the motion for reconsideration can be made.

On the last day allowed for the motion to reconsider, it shall be in order for any member who voted on the prevailing side to make the motion, unless the matter has been already disposed of.

A motion for reconsideration having been voted upon and lost shall not be renewed.

In (1981) 1983 notice of intention to move reconsideration shall not be in order after (MONDAY, APRIL 27) *Monday, April 25.*

(5) Rule 5.9 is amended to read:

**5.9 BILLS AFFECTING TAXES.** Any bill whether originating in the House or Senate, which substantially affects state tax policy or the administration of state tax policy, after being reported to the House, shall be referred, or re-referred, as the case may be, to the Committee on Taxes for action by that committee. Any standing committee other than the Committee on Taxes to which such a bill is referred shall, in its report, recommend re-referral to the Committee on Taxes. *The provisions of this rule, however, shall not apply to the Education Finance Bill.*

(6) Rule 6.1 is amended to read:

**6.1 COMMITTEES.** Standing committees of the House shall be appointed by the Speaker as follows:

Agriculture

Appropriations

Divisions: Education

Health, Welfare and Corrections

Semi-State

State Departments

Commerce and Economic Development

(CRIMINAL JUSTICE)

Education

Division: (SCHOOL AIDS) *Education Finance*

Energy

Environment and Natural Resources

Financial Institutions and Insurance

General Legislation and Veterans Affairs

*Division: Gaming*

Governmental Operations

Health and Welfare

## Judiciary

*Division: Criminal Justice*

## Labor-Management Relations

*Division: Workers Compensation*

## Local and Urban Affairs

*Division: State-Local Fiscal Affairs*

## (REAPPORTIONMENT AND ELECTIONS)

## Regulated Industries

## Rules and Legislative Administration

## Taxes

*Divisions: (REVENUE) Economic Development*

*Tax Laws*

## Transportation

(7) Rule 6.4 is amended to read:

6.4 COMMITTEE PROCEDURES. Meetings of all committees of the House shall be open to the public.

A majority of members of any committee shall constitute a quorum.

The Rules of the House shall be observed in all committees wherever they are applicable.

Any member of any committee may demand a roll call on any bill, resolution, report, motion, or amendment before the committee. Only upon such demand being made shall the roll be called and the vote of each member on the bill, resolution, report, motion or amendment be recorded in the committee minutes, together with the name of the member demanding the roll call.

A committee may reconsider any action so long as the matter remains in the possession of the committee. A committee member need not have voted with the prevailing side in order to move reconsideration.

(AT ANY TIME DURING THE PERIOD IN WHICH A STANDING COMMITTEE HAS POSSESSION OF A BILL THE MEMBERS OF THE COMMITTEE MAY, BY MAJORITY VOTE, ORDER THE PREPARATION OF A REVISOR'S

ANALYSIS OF THE BILL. THE REVISOR'S ANALYSIS SHALL CONSIST OF A CONCISE DESCRIPTION OF THE TERMS OF THE BILL AND SHALL BE PROVIDED BY THE REVISOR OF STATUTES. IF THE REVISOR'S ANALYSIS IS ORDERED AT THE TIME THE BILL IS GIVEN COMMITTEE APPROVAL, THE ANALYSIS SHALL ACCOMPANY THE COMMITTEE REPORT TO THE HOUSE AND SHALL THEREAFTER BE ATTACHED TO THE PRINTED BILL BY THE CHIEF CLERK.)

At any time during the period in which a standing committee has possession of a bill, the members of the committee may, by majority vote, order the preparation of a Fiscal Note. If a Fiscal Note is ordered at the time the bill is given committee approval, the Fiscal Note shall accompany the committee report to the House and shall thereafter be attached to the printed bill by the Chief Clerk. No Fiscal Note shall be ordered for any bill given committee approval within ten days of the end of a regular session in any year.

(NEITHER A REVISOR'S ANALYSIS NOR) A Fiscal Note shall *not* be considered a part of a bill or any indication of legislative intent.

(8) Rule 6.11 is amended to read:

6.11 CONFERENCE COMMITTEES. A conference committee may report at any time. No committee except a conference committee or the Committee on Rules and Legislative Administration shall sit during any daily session of the House without leave.

A conference committee report shall include only subject matter contained in the House or Senate versions of the bill for which that conference committee was appointed, or like subject matter contained in a bill passed by the House or Senate.

In (1981) 1983 except after (MAY 14) *May 16*; a written copy of a report of a conference committee shall be placed on the desk of each member of the House twelve hours before action on the report by the House. If the report has been reprinted in the Journal of the House for a preceding day and is available to the members, the Journal copy shall serve as the written report.

(9) Rule 9.3 is amended to read:

9.3 DEADLINES. In (1981) 1983, committee reports on bills favorably acted upon by a committee in the house of origin after (FRIDAY, APRIL 10) *Friday, April 8* and committee reports on bills originating in the other house favorably acted upon by a committee after (FRIDAY, APRIL 24) *Monday, April 25* shall be referred in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Referral is not required when a committee after (APRIL 10) *April*

8 and (APRIL 24) *April 25* acts on a bill that is a companion to a bill that has then been acted upon by (APRIL 10) *April 8* in the Senate. This rule does not apply in the House Committees on Appropriations and on Taxes.

Eken moved that the report of the Committee on Rules and Legislative Administration on the Proposed Permanent Rules of the House be printed in the Journal for today and be laid over until Monday, February 7, 1983. The motion prevailed.

### CONSENT CALENDAR

S. F. No. 41 was reported to the House.

Upon objection of ten members S. F. No. 41 was stricken from the Consent Calendar and returned to General Orders.

H. F. No. 55, A bill for an act relating to towns; setting the time for posting audit reports; amending Minnesota Statutes 1982, section 366.22.

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

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

Those who voted in the affirmative were:

Anderson, B.	Findlay	Kvam	Peterson	Skoglund
Anderson, G.	Fjoslien	Larsen	Piepho	Solberg
Anderson, R.	Forsythe	Levi	Piper	Sparby
Battaglia	Frerichs	Long	Price	Stadum
Beard	Graba	Ludeman	Quinn	Staten
Begich	Greenfield	Mahn	Quist	Sviggum
Bennett	Gruenes	Marsh	Redalen	Swanson
Bergstrom	Gustafson	McDonald	Reif	Thiede
Blatz	Gutknecht	McEachern	Rice	Tomlinson
Brandl	Halberg	McKasy	Riveness	Uphus
Brinkman	Haukoos	Metzen	Rodosovich	Valan
Burger	Heap	Minne	Rodriguez, C.	Valento
Carlson, D.	Heinitz	Munger	Rodriguez, F.	Vanasek
Carlson, L.	Himle	Murphy	Rose	Vellenga
Clark, J.	Hoberg	Nelson, D.	St. Onge	Voss
Clark, K.	Hoffman	Nelson, K.	Sarna	Waltman
Cohen	Jacobs	Neuenschwander	Schafer	Welch
Coleman	Jensen	Norton	Scheid	Welker
Dempsey	Johnson	O'Connor	Schoenfeld	Welle
DenOuden	Kahn	Ogren	Schreiber	Wenzel
Dimler	Kalis	Olsen	Seaberg	Wigley
Eken	Kelly	Omann	Segal	Wynia
Elioff	Knickerbocker	Onnen	Shaver	Speaker Sieben
Ellingson	Knuth	Osthoff	Shea	
Erickson	Kostohryz	Otis	Sherman	
Evans	Krueger	Pauly	Simoneau	

The bill was passed and its title agreed to.

## GENERAL ORDERS

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

## REPORT OF COMMITTEE OF THE WHOLE

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

H. F. No. 25 which it recommended to pass.

H. F. No. 22 which it recommended progress until Monday, February 7, 1983.

S. F. No. 41 which it recommended to pass with the following amendment offered by Kelly:

Page 3, line 10, delete "97-456" and insert "97-448"

Page 3, after line 15, insert:

"Sec. 3. Minnesota Statutes 1982, section 383A.411, is amended by adding a subdivision to read:

*Subd. 4. Ramsey County may issue and sell from time to time general obligation bonds of the county in an aggregate principal amount not to exceed \$5,000,000 to finance the construction, installation, modification, or improvement of heating, cooling, and domestic hot water systems serving buildings owned in whole or part, operated, or maintained by the county or the Ramsey County medical center commission. The county shall pledge its full faith and credit and taxing powers for the payment of the bonds. Except as provided in this section, the bonds shall be issued in accordance with Minnesota Statutes, chapter 475. The bonds may be issued and sold without submitting the question of the issuance of the bonds to a vote by the people. The bonds shall be in a form and bear interest at the rate that the county prescribes and shall be sold by the county to the bidder with the most favorable bid, after notice of the time and place for the receiving of the bids has been published according to law. The bonds shall not be included in computing the net debt of the county under any law, and the taxes required for payment of the bonds and interest on them shall not be subject to any limitation provided by other law.*

Sec. 4. Minnesota Statutes 1982, section 383A.411, is amended by adding a subdivision to read:

*Subd. 5. In substitution of, but not in addition to, powers granted to Ramsey County in subdivision 4, Ramsey County may levy and collect a tax, not to exceed the lesser of \$5,000,000 or two mills, upon all taxable property in Ramsey County to finance the construction, installation, modification, or improvement of heating, cooling, and domestic hot water systems serving buildings owned in whole or part, operated, or maintained by the county or Ramsey County medical center commission. A levy made pursuant to this subdivision shall not be subject to any limitation provided by other law.*

Sec. 5. Minnesota Statutes 1982, section 383A.411, is amended by adding a subdivision to read:

*Subd. 6. The bonds described in subdivision 4 may not be issued and the tax described in subdivision 5 may not be levied until construction is commenced on a district heating system in St. Paul which is designed for heating or cooling or domestic hot water service to one or more buildings owned in whole or part, operated, or maintained by the county or the Ramsey County medical center commission.*

Sec. 6. [REPEALER.]

*Minnesota Statutes 1982, section 383A.411, subdivisions 1, 2, and 3 are repealed."*

Page 3, line 16, delete "3" and insert "7"

Page 3, line 17, after "1982." insert "Sections 3, 4, 5, and 6 are effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the governing body of Ramsey County."

Amend the title as follows:

Page 1, line 2, delete "taxation; income" and insert "public finance"

Page 1, line 4, after "form;" insert "authorizing Ramsey County to issue bonds or levy taxes to finance the installation or improvement of heating, cooling, and domestic hot water systems;

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

Page 1, line 5, after "amended;" insert "and 383A.411, by adding subdivisions;"

Page 1, line 7, after "9" insert "; repealing Minnesota Statutes 1982, section 383A.411, subdivisions 1, 2, and 3"

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

## MOTIONS AND RESOLUTIONS

Begich moved that the name of Levi be added as an author on H. F. No. 138. The motion prevailed.

Skoglund moved that the name of Clark, K., be added as an author on H. F. No. 141. The motion prevailed.

Reif moved that the name of Berkelman be added as an author on H. F. No. 150. The motion prevailed.

Thiede moved that the name of Bennett be added as an author on H. F. No. 54. The motion prevailed.

Fjoslien moved that the name of Findlay be stricken and the name of Wenzel be added as an author on H. F. No. 73. The motion prevailed.

Heap moved that his name be stricken as an author on H. F. No. 154. The motion prevailed.

Minne moved that the name of Begich be added as an author on H. F. No. 180. The motion prevailed.

Skoglund moved that the name of Long be added as an author on H. F. No. 164. The motion prevailed.

## ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, February 7, 1983. The motion prevailed.

Eken moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, February 7, 1983.

**EDWARD A. BURDICK, Chief Clerk, House of Representatives**