

STATE OF MINNESOTA

SEVENTY-THIRD SESSION - 1983

FIFTEENTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, FEBRUARY 15, 1983

The House of Representatives convened at 11:30 a.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.	Ellingson	Knuth	Peterson	Skoglund
Anderson, G.	Evans	Kostohryz	Piepho	Solberg
Anderson, R.	Findlay	Krueger	Piper	Sparby
Battaglia	Fjoslien	Kvam	Price	Stadum
Beard	Forsythe	Larsen	Quinn	Staten
Begich	Graba	Levi	Quist	Sviggum
Bennett	Greenfield	Long	Redalen	Swanson
Bergstrom	Gruenes	Marsh	Reif	Thiede
Berkelman	Gustafson	McDonald	Rice	Tomlinson
Bishop	Gutknecht	McEachern	Riveness	Tunheim
Blatz	Halberg	McKasy	Rodosovich	Uphus
Brandl	Haukoos	Minne	Rodriguez, C.	Valento
Brinkman	Heap	Munger	Rodriguez, F.	Vanasek
Burger	Heinitz	Murphy	Rose	Vellenga
Carlson, D.	Himle	Nelson, D.	St. Onge	Voss
Carlson, L.	Hoberg	Nelson, K.	Sarna	Waltman
Clark, J.	Hoffman	Neuenschwander	Schafer	Welch
Clark, K.	Hokr	Norton	Scheid	Welle
Clawson	Jacobs	O'Connor	Schoenfeld	Wenzel
Cohen	Jennings	Ogren	Schreiber	Wigley
Coleman	Jensen	Olsen	Seaberg	Wynia
Dempsey	Johnson	Omann	Segal	Zaffke
DenOuden	Kahn	Onnen	Shaver	Speaker Sieben
Dimler	Kaljs	Osthoff	Shea	
Eken	Kelly	Otis	Sherman	
Elioff	Knickerbocker	Pauly	Simoneau	

A quorum was present.

Erickson, Frerichs, Ludeman, Mann, Metzen, Valan and Welker were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Clawson 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. No. 68 and S. F. No. 15 have been placed in the members' files.

S. F. No. 15 and H. F. No. 22, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Osthoff moved that the rules be so far suspended that S. F. No. 15 be substituted for H. F. No. 22 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Vanasek from the Committee on Judiciary to which was referred:

H. F. No. 85, A bill for an act relating to crimes; providing a criminal penalty for false declarations of insurance coverage; amending Minnesota Statutes 1982, section 65B.67, subdivisions 2, 3, and 4, and by adding a subdivision.

Reported the same back with the following amendments:

Page 2, line 4, after "*vehicle*" insert "*or motorcycle*"

Page 2, line 7, after "*vehicle*" insert "*or motorcycle*" and before the period insert "*and shall be sentenced as provided in subdivision 4*"

Page 2, line 12, delete "*subdivision 2 or 3 of*" and delete "*may*" and insert "*shall*"

Page 2, line 21, after the period insert "*The commissioner shall include a notice of the penalties contained in this section on all forms for registration of motor vehicles or motorcycles required to maintain a plan of reparation security.*"

Page 2, line 23, delete "*August 1, 1983*" and insert "*January 1, 1984*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Vanasek from the Committee on Judiciary to which was referred:

H. F. No. 96, A bill for an act relating to courts; increasing the fee and mileage allowance paid to witnesses; providing for fee allowances to be paid to witnesses in juvenile proceedings; amending Minnesota Statutes 1982, sections 357.22; 357.24; and proposing new law coded in Minnesota Statutes, chapter 357.

Reported the same back with the following amendments:

Page 1, line 15, strike "of record, in any justice court,"

Page 1, line 21, strike "the same" and insert "it"

Page 2, line 4, strike "of courts of record"

Page 2, line 8, strike "of record"

Page 2, line 13, delete "*Minnesota*"

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

With the recommendation that when so amended the bill pass.

The report was adopted.

Vanasek from the Committee on Judiciary to which was referred:

S. F. No. 71, A bill for an act relating to children; changing obsolete references to certain children; amending Minnesota Statutes 1982, sections 127.27, subdivision 6; 144.225, subdivision 2; 256.01, subdivision 2; 256.88; 256.91; 256.93; 257.34, subdivision 1; 260.221; 393.07, subdivision 1; 423.387, subdivision 2; 423.58, subdivision 2; 487.19, subdivision 1; 525.172; 525.173; 609.37; and 617.22.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 85 and 96 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 15 and 71 were read for the second time.

INTRODUCTION AND FIRST READING
OF HOUSE BILLS

The following House Files were introduced:

Dempsey, Norton and Ellingson introduced:

H. F. No. 311, A bill for an act relating to trusts; clarifying the time limits and applicable interest rates for certain employee trusts; amending Minnesota Statutes 1982, sections 334.01; and 501.11.

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

Piper; Jacobs; Nelson, K.; Bennett and Voss introduced:

H. F. No. 312, A resolution memorializing the President and Congress to halt the deregulation of natural gas prices under the Natural Gas Policy Act of 1978 for two years.

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

Battaglia, Begich, Elioff and Solberg introduced:

H. F. No. 313, A bill for an act relating to state lands; authorizing sale of a fractional interest in certain land in Bear Island state forest; correcting an erroneous description in a certain St. Louis County land sale authority; amending Laws 1982, chapter 434, section 2.

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

Wynia, Gustafson, Swanson, Kvam and Skoglund introduced:

H. F. No. 314, A bill for an act relating to insurance; requiring insurance agents to maintain trust accounts; requiring certain disclosures in personal sales contacts; requiring disclosure of certain limitations on medicare supplement insurance coverage; prohibiting the sale of more than two medicare supplement insurance policies to an individual; requiring copies of medicare supplement and life insurance applications to be provided to ap-

plicants; requiring applications for medicare supplement insurance to list health and accident insurance already maintained by applicant; providing rulemaking authority; imposing civil penalties for certain violations; providing a criminal penalty; amending Minnesota Statutes 1982, sections 60A.17, subdivisions 1, 1a, and 6c, and by adding subdivisions; 62A.31, subdivision 1; 62A.39; 62A.42; proposing new law coded in Minnesota Statutes, chapters 61A and 62A.

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

Ellingson, Scheid and Clark, J., introduced:

H. F. No. 315, A bill for an act relating to public welfare; defining persons responsible for a child's care under the child abuse reporting law; amending Minnesota Statutes 1982, section 626.556, subdivisions 2 and 7.

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

Greenfield, Swanson, Heinitz, Wynia and Berkelman introduced:

H. F. No. 316, A bill for an act relating to insurance; accident and health; extending the period of time during which group coverage is in force for terminated employees who elect this coverage; amending Minnesota Statutes 1982, section 62A.17, subdivisions 2 and 5.

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

Gustafson, Elioff, Ogren, Sherman and Minne introduced:

H. F. No. 317, A bill for an act relating to insurance; accident and health; extending the period of time during which group coverage is in force for terminated employees who elect this coverage; amending Minnesota Statutes 1982, section 62A.17, subdivisions 2 and 5.

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

Riveness; Clawson; Nelson, D.; Scheid and Knickerbocker introduced:

H. F. No. 318, A bill for an act relating to local government; regulating kinds of and charges for water and sewer facilities and services; amending Minnesota Statutes 1982, section 444.075, subdivisions 1 and 3.

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

Uphus, Hokr, Simoneau, Wenzel and Begich introduced:

H. F. No. 319, A bill for an act relating to workers' compensation; regulating the membership of the advisory council on workers' compensation; amending Minnesota Statutes 1982, section 175.007, subdivision 1.

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

Ogren, Dempsey, Kelly, Jacobs and Gustafson introduced:

H. F. No. 320, A bill for an act relating to commerce; prohibiting unfair, predatory, and discriminatory pricing practices by persons engaged in the refining, distribution, or sale of motor fuel; defining terms; providing remedies; 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.

Jennings, Ludeman, Johnson, Welker and Piepho introduced:

H. F. No. 321, A bill for an act relating to state government; requiring agency rules to be submitted to the legislative commission to review administrative rules before their final adoption; providing for legislative approval of rules; amending Minnesota Statutes 1982, sections 14.17; 14.18; 14.19; 14.26; and 14.33; proposing new law coded in Minnesota Statutes, chapter 14.

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

Piepho introduced:

H. F. No. 322, A bill for an act relating to cities; regulating the residence of city employees; proposing new law coded in Minnesota Statutes, chapter 418.

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

Schafer; Anderson, B., and Welker introduced:

H. F. No. 323, A bill for an act relating to taxation; income; requiring indication on tax return of school district in which taxpayer resides; amending Minnesota Statutes 1982, section 290.39, subdivision 1.

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

Ellingson, Osthoff, Minne and Olsen introduced:

H. F. No. 324, A bill for an act relating to elections; clarifying and correcting certain provisions in the ethics in government act; amending Minnesota Statutes 1982, sections 10A.01, subdivision 5; 10A.04, subdivision 4a; 10A.20, subdivision 5; 10A.25, subdivision 2; and 10A.255, by adding a subdivision; repealing Minnesota Statutes 1982, section 10A.25, subdivision 7.

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

Ellingson, Gustafson, Dempsey and Long introduced:

H. F. No. 325, A bill for an act relating to real property; revising and clarifying certain provisions relating to the registration of real property; amending Minnesota Statutes 1982, sections 508.03; 508.06; 508.08; 508.16, subdivision 2; 508.22; 508.23, by adding a subdivision; 508.24, subdivision 2; 508.25; 508.35; 508.36; 508.47, subdivision 6; 508.48; 508.49; 508.50; 508.55; 508.60; 508.62; 508.65; 508.71; 508.82; 508A.01, subdivision 1; 508A.06; 508A.17, subdivision 1; 508A.25; 508A.35; 508A.47, subdivision 6; 508A.48; 508A.49; 508A.50; 508A.55; 508A.62; 508A.65; 508A.71; 508A.82; proposing new law coded in Minnesota Statutes, chapters 508 and 508A; repealing Minnesota Statutes 1982, sections 508.41; 508.42; 508A.41; and 508A.42.

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

Anderson, B., introduced:

H. F. No. 326, A bill for an act relating to workers' compensation; providing an exclusion from workers' compensation coverage for employees of employers paying \$2,000 or less annually in salary or wages; amending Minnesota Statutes 1982, section 176.041, subdivision 1.

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

Anderson, B., introduced:

H. F. No. 327, A bill for an act relating to taxation; providing for apportionment of homestead treatment in cases of joint ownership; amending Minnesota Statutes 1982, sections 124.2137, subdivision 1; and 273.13, subdivision 6.

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

Osthoff, Brinkman, Jacobs and Dempsey introduced:

H. F. No. 328, A bill for an act relating to taxation; reducing the rate of tax on corporation income; eliminating the deduction for taxes paid by corporations to other states; amending Minnesota Statutes 1982, sections 290.06, subdivision 1; and 290.09, subdivision 4.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the adoption by the Senate of the following Senate Concurrent Resolution, herewith transmitted:

Senate Concurrent Resolution No. 7, A Senate Concurrent Resolution relating to adjournment for more than three days.

PATRICK E. FLAHAVEN, Secretary of the Senate

SUSPENSION OF RULES

Eken moved that the rules be so far suspended that Senate Concurrent Resolution No. 7 be now considered and be placed upon its adoption. The motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 7

A Senate concurrent resolution relating to adjournment for more than three days.

Be It Resolved by the Senate of the State of Minnesota, the House of Representatives concurring therein:

1. Upon its adjournment on Thursday, February 17, 1983, the Senate may set its next day of meeting for Tuesday, February 22, 1983.
2. Upon its adjournment on Thursday, February 17, 1983, the House of Representatives may set its next day of meeting for Tuesday, February 22, 1983.
3. Pursuant to the Minnesota Constitution, Article IV, Section 12, the Senate and House of Representatives each consent to the adjournment of the other for more than three days.

Eken moved that Senate Concurrent Resolution No. 7 be now adopted. The motion prevailed and Senate Concurrent Resolution No. 7 was adopted.

Mr. Speaker:

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

S. F. No. 26.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 26, A bill for an act relating to crimes; providing a criminal penalty for false declarations of insurance coverage; amending Minnesota Statutes 1982, section 65B.67, subdivisions 2, 3, and 4, and by adding a subdivision.

The bill was read for the first time.

Long moved that S. F. No. 26 and H. F. No. 85, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

CALENDAR

Eken moved that the bills on the Calendar for today be continued one day.

GENERAL ORDERS

Eken moved that the bills on General Orders for today be continued one day.

Eken moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, February 17, 1983. The motion prevailed.

The Sergeant at Arms announced the arrival of the members of the Senate, and they were escorted to the seats reserved for them at the front of the Chamber.

JOINT CONVENTION

The Speaker of the House as President of the Joint Convention called the Joint Convention to order.

Prayer was offered by Pastor Tomas E. Meeks, House Chaplain, Ramsey, Minnesota.

The roll being called, the following Senators answered to their names: Adkins, Anderson and Belanger.

Senator Moe, R.D., moved that further proceedings of the roll call be dispensed with. The motion prevailed and a quorum was declared present.

The Sergeant at Arms announced the arrival of the Constitutional Officers of the State of Minnesota: Joan Anderson Growe, Secretary of State; Arne H. Carlson, State Auditor; and Hubert H. Humphrey III, Attorney General. The Constitutional Officers were escorted to the seats reserved for them.

The Sergeant at Arms announced the arrival of former Governors Harold E. Stassen, C. Elmer Anderson, Elmer L. Anderson, Harold LeVander and Wendell R. Anderson. The distinguished guests were escorted to the seats reserved for them.

The Sergeant at Arms announced the arrival of the Honorable Marlene Johnson, Lieutenant Governor. The Lieutenant Governor was escorted to the seat reserved for her.

The Sergeant at Arms announced the arrival of the Honorable Rudy Perpich, Governor of the State of Minnesota and his of-

official party. The Governor was escorted to the rostrum by the appointed committees.

ADDRESS BY THE GOVERNOR

Governor Rudy Perpich was presented by the President of the Joint Convention, the Honorable Harry A. Sieben Jr., and the Governor delivered his biennial budget message to the members of the Joint Convention and their guests.

Following the address, Senator Moe, R.D., moved that the Joint Convention arise. The motion prevailed and the President declared the Joint Convention adjourned.

ADJOURNMENT

Eken moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, February 17, 1983.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

