

## STATE OF MINNESOTA

## SEVENTY-THIRD SESSION - 1983

## SEVENTEENTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, FEBRUARY 22, 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 Dennis E. Deppa, Knollwood Church of Christ, St. Louis Park, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Burger, Halberg, Ludeman and Piepho were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Kvam 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. 103 and 121 and S. F. No. 118 have been placed in the members' files.

S. F. No. 118 and H. F. No. 103, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Battaglia moved that S. F. No. 118 be substituted for H. F. No. 103 and that the House File be indefinitely postponed. The motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Anderson, G., from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 67, A bill for an act relating to local improvements; providing the method for action on certain improvements by certain towns; amending Minnesota Statutes 1982, section 429.011, subdivision 2b.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 429.011, subdivision 2b, is amended to read:

Subd. 2b. "Municipality" also includes any town not having the powers granted herein pursuant to any other law in the case of construction, reconstruction or improvement of a town road including curbs and gutters and storm sewers and in the case of those improvements designated in section 429.021, subdivision 1, clauses (1), (2), (4), (5), (6), (7), (8) and (10) (;). (PROVIDED THAT) Any improvement authorized (BY THIS SUBDIVISION) and undertaken pursuant to the authority granted in this subdivision may be made only upon the affirmative vote of the electors of the town at the annual town meeting or at a special town meeting (HELD PURSUANT TO SECTIONS 365.52 TO 365.53, EXCEPT WHEN ALL OF THE OWNERS OF THE LAND WHICH WOULD BE BENEFITED BY THE IMPROVEMENT PETITION FOR THE IMPROVEMENT,). The requirement for approval by the town electors provided in this subdivision shall not apply when 75 percent of the owners

of the land which would be benefited by the improvement petition for the improvement.

Sec. 2. [EFFECTIVE DATE.]

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

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. 79, A bill for an act relating to juveniles; requiring orders of reference for prosecution for juveniles who have been previously referred; amending Minnesota Statutes 1982, section 260.125, subdivision 2, and by adding a subdivision.

Reported the same back with the following amendments:

Page 2, line 11, after "prosecution" insert "on a felony charge"

Page 2, line 12, delete everything after the first "reference" and insert "issued pursuant to either a hearing held under subdivision 2 or pursuant to the waiver of the right to such a hearing."

Page 2, after line 13, insert:

*"This subdivision does not apply in any case where the only previous order of reference was in a case where the child was acquitted of the offense or offenses for which he was prosecuted pursuant to the order of reference.*

Sec. 3. Minnesota Statutes 1982, section 260.173, subdivision 4, is amended to read:

Subd. 4. [TYPE OF DETENTION.] If a child is taken into custody as one who:

(a) has allegedly committed an act which would constitute a violation of a state law or a local ordinance if he were an adult; or

(b) is reasonably believed to have violated the terms of his probation, parole, or other field supervision under which he had been placed as a result of behavior described under clause (a);

he may be detained in a shelter care or secure detention facility. If the child cannot be detained in another type of detention facility, and if there is no secure detention facility for ju-

veniles within the county, a child described in this subdivision may be detained up to 48 hours in a jail, lock-up or other facility used for the confinement of adults who have been charged with or convicted of a crime, in quarters separate from any adult confined in the facility which has been approved for the detention of juveniles for up to 48 hours by the commissioner of corrections, or, if continued detention is required and there is no secure detention facility for juveniles available for use by the county having jurisdiction over the child, such child may be detained for no more than eight days from and including the date of the original detention order in separate quarters in any jail or other adult facility for the confinement of persons charged with or convicted of crime which has been approved by the commissioner of corrections to be suitable for the detention of juveniles for up to eight days. Except for children who have been referred for prosecution pursuant to section 260.125, and as hereinafter provided, any child requiring secure detention for more than eight days from and including the date of the original detention order (MUST) shall be removed to an approved secure juvenile detention facility. A child 16 years of age or older against whom a motion to refer for prosecution is pending before the court may be detained for more than eight days in separate quarters in a jail or other facility which has been approved by the commissioner of corrections for the detention of juveniles for up to eight days after a hearing and subject to the periodic reviews provided in section 260.172. If the head of a facility for juveniles has reason to believe that a child has been previously prosecuted for a felony, the head of the facility may require the child to be detained in an area of the facility separate from the general juvenile population of the facility. No child under the age of 14 may be detained in a jail, lock-up or other facility used for the confinement of adults who have been charged with or convicted of a crime.

Sec. 4. [REPEALER.]

*Minnesota Statutes 1982, section 260.125, subdivision 6, is repealed.*

Renumber the remaining section

Page 2, line 16, after the period, insert "Sections 3 and 4 are effective the day after final enactment."

Amend the title as follows:

Page 1, line 4, delete "section" and insert "sections"

Page 1, line 5, after the second "subdivision" insert "; and 260.173; subdivision 4; repealing Minnesota Statutes 1982, section 260.125, subdivision 6"

With the recommendation that when so amended the bill pass.

The report was adopted.

Anderson, G., from the Committee on Local and Urban Affairs to which was referred:

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.

Reported the same back with the following amendments:

Page 1, line 19, delete "75" and insert "60"

Page 1, line 25, delete "75" and insert "60"

Page 2, line 3, delete "75" and insert "60"

Page 2, after line 25, insert:

"Sec. 3. [EFFECTIVE DATE.]

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

With the recommendation that when so amended the bill pass.

The report was adopted.

Anderson, G., from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 215, A bill for an act relating to local government; authorizing flood control projects by the city of Rochester, Olmsted County and the Olmsted county soil conservation district.

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

The report was adopted.

Vanasek from the Committee on Judiciary to which was referred:

S. F. No. 25, A bill for an act relating to crimes; prohibiting adulterating substances intended for use by persons with substances causing bodily harm or death; prescribing penalties; proposing new law coded in Minnesota Statutes, chapter 609.

Reported the same back with the following amendments:

Page 1, line 15, before "Whoever" insert "(a)"

Page 1, line 19, after "3" delete the period and insert:

" or

(b) *Whoever, knowing or having reason to know that a substance has been adulterated as defined in subdivision 1, distributes, disseminates, gives, sells, or otherwise transfers an adulterated substance with the intent to cause death, bodily harm or illness is guilty of a crime and may be sentenced as provided in subdivision 3.*

Page 1, line 20, delete "1" and insert "2"

With the recommendation that when so amended the bill pass.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 67, 79, 171 and 215 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 118 and 25 were read for the second time.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Jensen, Mann, Sieben, Johnson and Carlson, D., introduced:

H. F. No. 371, A bill for an act relating to transportation; increasing the gasoline excise tax; delaying the phased transfer of the motor vehicle excise tax; transferring an appropriation and authority to issue bonds from the transportation fund to the trunk highway fund; amending Minnesota Statutes 1982, sections 296.01, subdivision 24; 296.02; and 297B.09.

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

Blatz and Himle introduced:

H. F. No. 372, A bill for an act relating to cities; authorizing the issuance of capital notes for certain equipment acquisitions; proposing new law coded in Minnesota Statutes, chapter 410.

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

Blatz introduced:

H. F. No. 373, A bill for an act relating to the legislature; reducing the number of members of the senate and house of representatives; amending Minnesota Statutes 1982, sections 2.021; and 2.031, subdivision 1; repealing Minnesota Statutes 1982, sections 2.031, subdivision 2; and 2.041 to 2.712.

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

Blatz introduced:

H. F. No. 374, A bill for an act relating to education; authorizing Independent School District No. 271, Bloomington, to transfer to the general fund certain excess net proceeds from the lease of school buildings in the capital expenditure fund.

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

Blatz introduced:

H. F. No. 375, A bill for an act relating to public welfare; authorizing the establishment of community work experience programs on a pilot demonstration basis; proposing new law coded in Minnesota Statutes, chapter 256.

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

Onnen introduced:

H. F. No. 376, A bill for an act relating to taxation; property; limiting the homestead credit to certain levies; amending Minnesota Statutes 1982, section 273.13, subdivision 15b.

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

Begich, Rice, Knickerbocker, Jacobs and Anderson, G., introduced:

H. F. No. 377, A bill for an act relating to taxation; increasing the maximum pension exclusion; providing that it increase according to annual increases in social security benefits; eliminating the income offset; amending Minnesota Statutes 1982, section 290.01, subdivision 20b, as amended.

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

Berkelman; Clark, J.; Vellenga and Onnen introduced:

H. F. No. 378, A bill for an act relating to public welfare; requiring licensure for adult day care facilities; amending Minnesota Statutes 1982, sections 245.782, subdivision 2; 245.783, by adding a subdivision; 245.791; 256B.02, subdivisions 7 and 8.

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

Anderson, B.; Nelson, K.; Erickson; McEachern and Jennings introduced:

H. F. No. 379, A bill for an act relating to education; clarifying the authority of any school board to select a superintendent; amending Minnesota Statutes 1982, section 123.34, subdivision 9.

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

Staten, Simoneau, Forsythe, Vanasek and Clark, J., introduced:

H. F. No. 380, A bill for an act relating to negligence; regulating the liability of good samaritans; amending Minnesota Statutes 1982, section 604.05.

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



Otis, Schreiber, Brandl, Redalen and Tomlinson introduced:

H. F. No. 381, A bill for an act relating to taxation; adopting certain federal provisions relating to income taxes; updating certain references to the Internal Revenue Code; adopting certain federal provisions relating to the determination of interest rates on taxes; imposing penalties; amending Minnesota Statutes 1982, sections 270.75, subdivision 5; 290.01, subdivisions 20, 20a, as amended, 20b, as amended, 20c, and 20f; 290.05, subdivision 6; 290.068, subdivisions 3 and 4; 290.09, subdivisions 2, 5, 7, as amended, 10, and 29; 290.091; 290.10; 290.135, subdivision 1, as amended; 290.16, subdivisions 7 and 16; 290.17, subdivision 1; 290.26, subdivision 2; 290.37, by adding a subdivision; 290.41, subdivisions 3, 8, and by adding subdivisions; 290.45, subdivision 1; 290.48, by adding a subdivision; 290.53, subdivision 2, and by adding subdivisions; 290.92, subdivisions 7, 13, 15, and by adding a subdivision; 290.93, subdivisions 9, 10, and 11; 290.934, subdivision 4; 290.9725; 290.9726, subdivisions 5 and 6; 290.974; 290A.03, subdivision 3; proposing new law coded in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 1982, section 290.01, subdivision 28.

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

Coleman; Scheid; Nelson, D., and Rodosovitch introduced:

H. F. No. 382, A resolution memorializing the President and Congress of the United States in support of a mutual freeze with the Soviet Union on the testing, production, and deployment of nuclear weapons and delivery systems.

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

Forsythe and Skoglund introduced:

H. F. No. 383, A resolution memorializing the Congress of the United States to authorize the President to present a Congressional Medal of Honor to Herman Miller.

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

Rodriguez, F., and Sarna introduced:

H. F. No. 384, A bill for an act relating to retirement; local police and salaried firefighters relief associations; requiring annual valuations; deleting requirement of quadrennial experience studies; removing obsolete language; amending Minnesota Statutes 1982, sections 69.77, subdivision 2; and 356.216.

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

Pauly, Segal, Valento, Sparby and Voss introduced:

H. F. No. 385, A bill for an act relating to occupations and professions; requiring certification of final documents prepared by licensed architects, licensed engineers, licensed land surveyors, or licensed landscape architects; amending Minnesota Statutes 1982, section 326.12, subdivision 3.

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

Ogren, Minne and Eken introduced:

H. F. No. 386, A bill for an act relating to taxation; sales; exempting retail sales of electricity from the sales tax; imposing an excise tax on sales and use of kilowatt hours of electricity; amending Minnesota Statutes 1982, sections 297A.25, subdivision 1; 297A.35, subdivision 3; and proposing new law coded in chapter 297A.

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

Clawson; Sparby; Sieben; Anderson, R., and Johnson introduced:

H. F. No. 387, A bill for an act relating to real property; providing for permissive replatting of certain land; granting powers to local government; proposing new law coded in Minnesota Statutes, chapter 505.

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

Jensen; Mann; Dempsey; Rodriguez, F., and Piper introduced:

H. F. No. 388, A bill for an act relating to transportation; removing an interest limitation on Minnesota trunk highway bonds; amending Minnesota Statutes 1982, section 167.50, subdivision 2.

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

Shea; Schreiber; Anderson, B.; Piper and Tunheim introduced:

H. F. No. 389, A bill for an act relating to drivers licenses; requiring a licensee to add birth date to the signature; amending Minnesota Statutes 1982, section 171.07, subdivision 1.

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

Sarna, Elioff, Jennings, Sieben and Uphus introduced:

H. F. No. 390, A bill for an act relating to medical assistance; increasing the asset limit on prepaid funeral contracts; amending Minnesota Statutes 1982, section 256B.07.

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

Sarna; Rodriguez, F.; Wigley; Clawson and O'Connor introduced:

H. F. No. 391, A bill for an act relating to retirement; teacher's retirement factor for early retirement; adopting a rule of 90; amending Minnesota Statutes 1982, section 354.44, subdivision 6.

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

Piepho, Clawson, Heinitz and Olsen introduced:

H. F. No. 392, A bill for an act proposing an amendment to the Minnesota Constitution, article V, sections 1, 3, and 4; article VIII, section 2; and article XI, sections 7 and 8; abolishing the constitutional office of state treasurer.

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

**Piepho introduced:**

**H. F. No. 393, A bill for an act relating to crimes; providing for additional sentences for crimes against the elderly; proposing new law coded in Minnesota Statutes, chapter 609.**

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

**Clawson, Sparby, Ludeman, Wenzel and Krueger introduced:**

**H. F. No. 394, A bill for an act relating to retirement; disposition of state police aid; amending Minnesota Statutes 1982, section 69.031, subdivision 5.**

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

**Thiede, McDonald and Bennett introduced:**

**H. F. No. 395, A bill for an act relating to motor vehicles; providing for special license plates for amateur radio station licenses; amending Minnesota Statutes 1982, section 168.12, subdivision 2.**

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

**Begich introduced:**

**H. F. No. 396, A bill for an act relating to retirement; authorizing benefit increases for retired Eveleth police officers, firefighters, and surviving spouses.**

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

**Eken; Rice; Knickerbocker; Anderson, G., and Solberg introduced:**

**H. F. No. 397, A bill for an act relating to economic development; creating the foreign trade agency to promote state economic growth; appropriating money; and proposing new law coded in Minnesota Statutes, chapter 116J.**

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

Sparby, Valan, Stadum, Tunheim and Eken introduced:

H. F. No. 398, A resolution memorializing the Secretary of Agriculture to include barley in the Payment in Kind Program.

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

Berkelman; Clark, J.; Staten; Knickerbocker and Riveness introduced:

H. F. No. 399, A bill for an act relating to corrections; allowing chiropractors to practice in institutions under the control of the commissioner of corrections; amending Minnesota Statutes 1982, section 241.021, subdivision 4.

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

Blatz introduced:

H. F. No. 400, A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 12, to provide that the legislature may meet in regular sessions only in an odd-numbered year.

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

Nelson, K.; McEachern; Levi; Rodriguez, C., and Heap introduced:

H. F. No. 401, A bill for an act relating to education; establishing certain curriculum for all pupils in elementary, middle, and secondary schools; requiring school districts to comply with curriculum requirements; imposing aid penalty; amending Minnesota Statutes 1982, sections 124.15, subdivision 2; and 124.19, by adding subdivisions; proposing new law coded in Minnesota Statutes, chapter 126.

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

McEachern, Tomlinson and Schreiber introduced:

H. F. No. 402, A bill for an act relating to taxation; changing the real estate property tax payments to four quarterly installments; changing other miscellaneous dates; amending Minnesota Statutes 1982, sections 270.18, subdivision 2; 276.09; 276.10; 276.11; 277.01, subdivision 1; 277.011, subdivisions 1 and 3; 278.01, subdivisions 1 and 2; 278.03; 278.05, subdivision 5; 279.01, subdivision 1; and 473F.08, subdivision 7a.

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

Clawson introduced:

H. F. No. 403, A bill for an act relating to taxation; providing a special levy for operating costs of a county jail; amending Minnesota Statutes 1982, section 275.50, subdivision 5.

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

Osthoff, Dempsey, Brinkman, Vanasek and Onnen introduced:

H. F. No. 404, A bill for an act relating to taxation; increasing the deduction from gross income for amounts paid for dependent tuition, textbooks, and transportation expenses; amending Minnesota Statutes 1982, section 290.09, subdivision 22.

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

Clark, K.; Berkelman and Clark, J., introduced:

H. F. No. 405, A bill for an act relating to public welfare; authorizing grants to county boards to provide semi-independent living services for mentally retarded persons; appropriating money; proposing new law coded in Minnesota Statutes, chapter 252.

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

Norton; Long; Clark, J.; Halberg and Seaberg introduced:

H. F. No. 406, A bill for an act relating to civil actions; allowing prevailing parties to recover disbursements for process served by private process servers; amending Minnesota Statutes 1982, section 549.04.

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

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

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

PATRICK E. FLAHAVEN, Secretary of the Senate

### CONCURRENCE AND REPASSAGE

McEachern moved that the House concur in the Senate amendments to H. F. No. 55 and that the bill be repassed as amended by the Senate. The motion prevailed.

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, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Bergstrom	Carlson, L.	DenOuden	Findlay
Anderson, G.	Berkelman	Clark, J.	Dimler	Fjoslien
Anderson, R.	Bishop	Clark, K.	Eken	Forsythe
Battaglia	Blatz	Clawson	Elioff	Frerichs
Beard	Brandl	Cohen	Ellingson	Graba
Begich	Brinkman	Coleman	Erickson	Greenfield
Bennett	Carlson, D.	Dempsey	Evans	Grucnes

Gustafson	Krueger	Ogren	Rose	Thiede
Gutknecht	Kvam	Olsen	Sarna	Tomlinson
Haukoos	Larsen	Omann	Schafer	Tunheim
Heap	Levi	Onnen	Scheid	Uphus
Heinitz	Long	Osthoff	Schoenfeld	Valan
Himle	Mann	Otis	Schreiber	Valento
Hoberg	Marsh	Pauly	Seaberg	Vanasek
Hoffman	McDonald	Peterson	Segal	Vellenga
Hokr	McEachern	Piper	Shaver	Voss
Jacobs	McKasy	Price	Shea	Waltman
Jennings	Metzen	Quinn	Sherman	Welch
Jensen	Minne	Quist	Simoneau	Welker
Johnson	Munger	Redalen	Skoglund	Welle
Kahn	Murphy	Reif	Solberg	Wenzel
Kalis	Nelson, D.	Rice	Sparby	Wigley
Kelly	Nelson, K.	Riveness	Stadum	Wynia
Knickerbocker	Neuenschwander	Rodosovich	Staten	Zafke
Knuth	Norton	Rodriguez, C.	Swigum	Speaker Sieben
Kostohryz	O'Connor	Rodriguez, F.	Swanson	

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

Mr. Speaker:

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

S. F. Nos. 24, 44, 50, 61, 65, 121 and 194.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 24, A bill for an act relating to health; removing the term "epileptic" from the Minnesota Statutes.

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

S. F. No. 44, A bill for an act relating to child support; allowing courts to order support for certain individuals attending secondary school; amending Minnesota Statutes 1982, section 518.54, subdivision 2.

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

S. F. No. 50, A bill for an act relating to crimes; providing for new crimes relating to abuse of children; establishing willful and unlawful restraint as a crime; establishing malicious punishment as a crime; establishing neglect as a crime; providing penalties; amending Minnesota Statutes 1982, sections 260.315; 609.255; and 626.556, subdivision 12; proposing new law coded in Minnesota Statutes, chapter 609.



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

S. F. No. 61, A bill for an act relating to crimes; requiring operators of certain vehicles to provide insurance information to peace officers; providing penalties; increasing penalties for failure to stop at the scene of certain accidents; amending Minnesota Statutes 1982, sections 65B.67, by adding a subdivision; and 169.09, subdivisions 1, 3, 6, 7, and 14.

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

S. F. No. 65, A bill for an act relating to local improvements; providing the method for action on certain improvements by certain towns; amending Minnesota Statutes 1982, section 429.011, subdivision 2b.

The bill was read for the first time.

Berkelman moved that S. F. No. 65 and H. F. No. 67, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 121, A bill for an act relating to crimes; prohibiting criminal operation of a vehicle; amending Minnesota Statutes 1982, section 609.21.

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

S. F. No. 194, A bill for an act relating to causes of action; providing that certain causes of action survive the death of a party; amending Minnesota Statutes 1982, section 573.01.

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

### CONSENT CALENDAR

H. F. No. 121, A bill for an act relating to state historic sites; designating the old administration building at the Minnesota Veterans Home and the Longfellow House in Minneapolis as state historic sites; amending Minnesota Statutes 1982, section 138.53, by adding a subdivision; and section 138.56, by adding a subdivision.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

#### CALENDAR

H. F. No. 201, A bill for an act relating to taxation; making administrative and technical changes to income tax and property tax refund provisions; amending Minnesota Statutes 1982, sections 13.46, subdivision 2; 176.231, subdivision 9; 290.032, subdivision 2; 290.06, subdivisions 1, 2c, 2e, as amended, and 3d; 290.068, subdivision 3; 290.077, subdivisions 1 and 4; 290.081; 290.09, subdivisions 1, 6, and 29; 290.095, subdivisions 3 and 7; 290.12, subdivision 2; 290.17, subdivision 2; 290.21, subdivision 4; 290.26, subdivision 2; 290.39, subdivision 1; 290.49, subdivision 8; 290.50, subdivisions 1 and 5; 290.53, subdivision 3a and by adding a subdivision; 290.92, subdivision 5a; 290A.03, subdivision 13; 290A.04, subdivision 3; 290A.111, subdivision 2; 290A.112, subdivision 2; and Laws 1981, Third Special Session chapter 2, article III, section 22, as amended; and article IV, section 14; and repealing Minnesota Statutes 1982, sections 136A.235; 290.01, subdivision 25; 290.07, subdivision 5a; 290.071, subdivisions 2, 3, 4, and 6; 290.26, subdivision 2a; 290.34, subdivision 3; 290.48, subdivision 6; 290A.04, subdivision 2c.

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 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 68, A bill for an act relating to local government; setting the dollar amount of contracts subject to the open bidding law; amending Minnesota Statutes 1982, section 471.345, subdivisions 3, 4, and 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 124 yeas and 5 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Carlson, L.	Evans	Himle	Krueger
Anderson, G.	Clark, J.	Findlay	Hoberg	Kvam
Anderson, R.	Clark, K.	Fjoslien	Hoffman	Larsen
Battaglia	Clawson	Forsythe	Hokr	Levi
Beard	Cohen	Frerichs	Jacobs	Long
Bennett	Coleman	Graba	Jensen	Mann
Bergstrom	Dempsey	Greenfield	Johnson	Marsh
Berkelman	DenOuden	Gruenes	Kahn	McDonald
Bishop	Dimler	Gustafson	Kalis	McEachern
Blatz	Eken	Gutknecht	Kelly	McKasy
Brandl	Elioff	Haukoos	Knickerbocker	Metzen
Brinkman	Ellingson	Heap	Knuth	Munger
Carlson, D.	Erickson	Heinitz	Kostohryz	Murphy

Nelson, D.	Piper	St. Onge	Sparby	Vellenga
Nelson, K.	Price	Sarna	Stadum	Voss
Neuenschwander	Quinn	Schafer	Staten	Waltman
Norton	Quist	Scheid	Sviggum	Welch
O'Connor	Redalen	Schoenfeld	Swanson	Welker
Ogren	Reif	Seaberg	Thiede	Welle
Olsen	Rice	Segal	Tomlinson	Wenzel
Omamn	Riveness	Shaver	Tunheim	Wigley
Onnen	Rodosovich	Shea	Uphus	Wynia
Otis	Rodriguez, C.	Sherman	Valan	Zaffke
Pauly	Rodriguez, F.	Skoglund	Valento	Speaker Sieben
Peterson	Rose	Solberg	Vanasek	

Those who voted in the negative were:

Begich                      Jennings                      Minne                      Osthoff                      Schreiber

The bill was passed and its title agreed to.

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 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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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:

S. F. No. 118 which it recommended to pass.

H. F. No. 96 which it recommended progress.

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

## MOTIONS AND RESOLUTIONS

Clark, K., moved that the name of Shea be added as an author on H. F. No. 331. The motion prevailed.

Zaffke moved that the name of Wenzel be added as an author on H. F. No. 345. The motion prevailed.

Carlson, D., moved that the names of Shea, Sparby and Rodosovich be added as authors on H. F. No. 338. The motion prevailed.

Coleman moved that the name of Clark, K., be added as an author on H. F. No. 382. The motion prevailed.

Blatz moved that the names of Swanson and Johnson be added as authors on H. F. No. 375. The motion prevailed.

Blatz moved that the name of Clark, J., be added as second author and Staten be added as fourth author on H. F. No. 115. The motion prevailed.

Erickson moved that the name of Welker be added as an author on H. F. No. 216. The motion prevailed.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following changes in committee assignments:

Energy: Remove the name of Tomlinson and add the name of Riveness.

## ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, February 24, 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., Thursday, February 24, 1983.

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