

STATE OF MINNESOTA

SEVENTY-THIRD SESSION - 1983

TWENTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MARCH 24, 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 David Halaas, Osakis Lutheran Church, Osakis, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Hoberg, Kahn, Price, Simoneau, Vanasek 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. 194, 89, 365, 459, 460, 599, 90, 419 and 643 and S. F. Nos. 68, 161, 207, 224 and 267 have been placed in the members' files.

S. F. No. 224 and H. F. No. 528, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Neuenschwander moved that S. F. No. 224 be substituted for H. F. No. 528 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 267 and H. F. No. 211, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Scheid moved that the rules be so far suspended that S. F. No. 267 be substituted for H. F. No. 211 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

March 23, 1983

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

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1983 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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1983	Date Filed 1983
24		10	March 23	March 23
113		11	March 23	March 23
121		12	March 23	March 23
195		13	March 23	March 23

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

Tomlinson from the Committee on Taxes to which was referred:

H. F. No. 76, A bill for an act relating to the environment; establishing an environmental response, compensation and compliance fund to pay for removal and remedial action associated with certain hazardous substances released into the environment and for other purposes; providing for liability for cleanup costs, personal injury, economic loss, and damage to natural resources resulting from releases of hazardous substances; imposing taxes, fees, and penalties; providing for injunctive relief; appropriating money; amending Minnesota Statutes 1982, sections 115A.24, subdivision 1; 466.01, by adding a subdivision; and 466.04, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 116; proposing new law coded as Minnesota Statutes, chapter 115B; repealing Minnesota Statutes 1982, section 115A.24, subdivision 2.

Reported the same back with the following amendments:

Page 30, line 24, delete "21" and insert "19"

Page 31, line 19, after "disposal" insert ", land treatment"

Page 31, line 36, delete the second "or" and insert a comma

Page 32, line 1, before the period insert "*, to hazardous waste which is generated as a result of any removal or remedial action, or to hazardous waste which meets applicable pretreatment standards or compliance schedules and is discharged to a public sewage treatment works*"

Page 32, line 19, delete "a" and insert "*an on-site*"

Page 32, after line 25, insert:

"Subd. 7. [REVIEW OF TAX BY LCWM.] After the waste management board submits the plan required under section 115A.11 to the legislative commission on waste management, the commission shall review the taxes and tax rates imposed under this section in light of the objectives and recommendations of the plan, and shall recommend to the standing tax committees of both houses of the legislature any changes in the taxes or tax rates which are needed to assist or encourage implementation of the strategies adopted by the state for management of hazardous waste."

Page 32, delete lines 35 and 36

Page 33, delete lines 1 to 16 and insert:

"Subdivision 1. [ANNUAL RETURNS.] Every generator of hazardous waste subject to taxation pursuant to section 19 shall file a return relating to the tax due for the preceding calendar year with the commissioner of revenue by April 15 each year, in the form prescribed by the commissioner. Payment of the tax, to the extent not paid in full pursuant to subdivisions 2 and 3, shall be submitted with the return.

Subd. 2. [DECLARATIONS OF ESTIMATED TAX.] For 1983, every generator of hazardous waste required to pay a tax pursuant to section 19 shall make a declaration of estimated hazardous waste generated for the last six months of calendar 1983 if the tax can reasonably be estimated to exceed \$500. The declaration of the estimated tax shall be filed by October 15, 1983. The amount of estimated tax with respect to which a declaration is required shall be paid in two equal installments by October 15, 1983 and January 15, 1984. For 1984 and subsequent years, every generator of hazardous waste required to pay a tax pursuant to section 19 shall make a declaration of estimated hazardous waste generated for the calendar year if the tax can reasonably be expected to be in excess of \$1,000. The declaration of estimated tax shall be filed by March 15. The amount of estimated tax with respect to which a declaration is required shall be paid in four equal installments on or before the 15th day of March, June, September, and December.

An amendment of a declaration may be filed in any interval between installment dates prescribed above but only one amendment may be filed in each interval. If an amendment of a declaration is filed, the amount of each remaining installment shall be the amount which would have been payable if the new estimate had been made when the first estimate for the calendar year was made, increased or decreased, as the case may be, by the amount computed by dividing

(1) the difference between (A) the amount of estimated tax required to be paid before the date on which the amendment was made, and (B) the amount of estimated tax which would have been required to be paid before that date if the new estimate had been made when the first estimate was made, by

(2) the number of installments remaining to be paid on or after the date on which the amendment is made.

The commissioner of revenue may grant a reasonable extension of time for filing any declaration but the extension shall not be for more than six months.

Subd. 3. [FAILURE TO PAY ESTIMATED TAX.] (a) In case of any underpayment of estimated tax required by this section, except as provided in clause (b), there shall be added to the tax for the taxable year an amount determined at the rate specified in section 270.75, subdivision 4, upon the amount of the underpayment for the period of the underpayment.

For purposes of this subdivision, the amount of the underpayment shall be the excess of

- (1) the amount of the installment, over
- (2) the amount, if any, of the installment paid on or before the last date prescribed for payment.

The period of the underpayment shall run from the date the installment was required to be paid to whichever of the following dates is the earlier:

- (1) April 15, or
- (2) With respect to any portion of the underpayment, the date on which the portion is paid. For purposes of this paragraph, a payment of estimated tax on any installment date shall be considered a payment of any previous underpayment only to the extent the payment exceeds the amount of the installment determined under this subdivision for the installment date.

(b) Notwithstanding the provisions of clause (a), the addition to the tax with respect to any underpayment of any installment shall not be imposed if the total amount of all payments of estimated tax made on or before the last date prescribed for the payment of the installment equals or exceeds the amount which would have been required to be paid on or before that date if the estimated tax were the lesser of:

- (1) For 1985 and thereafter, the tax shown on the return of the taxpayer for the preceding year or, for 1984, twice the amount of the tax shown for 1983; or

(2) *Eighty percent of the actual liability for the year.*

Subd. 4. [REFUNDS OF OVERPAYMENTS OF ESTIMATED TAX.] Refunds of overpayments of estimated tax shall be made as provided in section 290.936."

Renumber the remaining subdivisions

Page 33, line 18, delete everything after "of"

Page 33, line 19, delete "contrary, the commissioner of revenue and" and insert "section 116.075,"

Page 33, line 20, delete "each other" and insert "the commissioner of revenue"

Page 33, line 22, delete "or" and insert "is public."

Page 33, line 27, delete "15.1673" and insert "13.37" and after the period insert "Information obtained in the course of an audit of the taxpayer by the department of revenue shall be nonpublic or private data to the extent that it is not directly divulged in a return of the tax."

Page 36, line 8, delete "permit" and insert "application"

Page 36, line 9, delete "permitted" and insert "regulated"

Page 39, line 1, delete everything after the period

Page 39, line 2, delete "January 1, 1984."

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

The report was adopted.

Vanasek from the Committee on Judiciary to which was referred:

H. F. No. 114, A bill for an act relating to crimes; prohibiting promotion of minors to engage in sexual performance; prohibiting dissemination and possession of works depicting minors in sexual performance; providing penalties; amending Minnesota Statutes 1982, sections 617.246; 617.247, subdivision 4; repealing Minnesota Statutes 1982, section 617.247, subdivision 3.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 609.342, is amended to read:

609.342 [CRIMINAL SEXUAL CONDUCT IN THE FIRST DEGREE.]

A person is guilty of criminal sexual conduct in the first degree and may be sentenced to imprisonment for not more than 20 years or to payment of a fine of not more than \$20,000, or both, if he engages in sexual penetration with another person and if any of the following circumstances exists:

(a) The complainant is under 13 years of age and the actor is more than 36 months older than the complainant. Neither mistake as to the complainant's age nor consent to the act by the complainant is a defense; or

(b) The complainant is at least 13 but less than 16 years of age and the actor is more than 48 months older than the complainant and in a position of authority over the complainant, and uses this authority to cause the complainant to submit. Neither mistake as to the complainant's age nor consent to the act by the complainant is a defense; or

(c) Circumstances existing at the time of the act cause the complainant to have a reasonable fear of imminent great bodily harm to the complainant or another; or

(d) The actor is armed with a dangerous weapon or any article used or fashioned in a manner to lead the complainant to reasonably believe it to be a dangerous weapon and uses or threatens to use the weapon or article to cause the complainant to submit; or

(e) The actor causes personal injury to the complainant, and either of the following circumstances exist:

(i) The actor uses force or coercion to accomplish sexual penetration; or

(ii) The actor knows or has reason to know that the complainant is mentally defective, mentally incapacitated, or physically helpless; or

(f) The actor is aided or abetted by one or more accomplices within the meaning of section 609.05, and either of the following circumstances exists:

(i) An accomplice uses force or coercion to cause the complainant to submit; or

(ii) An accomplice is armed with a dangerous weapon or any article used or fashioned in a manner to lead the complainant reasonably to believe it to be a dangerous weapon and uses or threatens to use the weapon or article to cause the complainant to submit.

Sec. 2. Minnesota Statutes 1982, section 609.343, is amended to read:

609.343 [CRIMINAL SEXUAL CONDUCT IN THE SECOND DEGREE.]

A person is guilty of criminal sexual conduct in the second degree and may be sentenced to imprisonment for not more than 15 years or to payment of a fine of not more than \$15,000, or both, if he engages in sexual contact with another person and if any of the following circumstances exists:

(a) The complainant is under 13 years of age and the actor is more than 36 months older than the complainant. Neither mistake as to the complainant's age nor consent to the act by the complainant is a defense. In a prosecution under this clause, the state is not required to prove that the sexual contact was coerced; or

(b) The complainant is at least 13 but less than 16 years of age and the actor is more than 48 months older than the complainant and in a position of authority over the complainant, and uses this authority to cause the complainant to submit. Neither mistake as to the complainant's age nor consent to the act by the complainant is a defense; or

(c) Circumstances existing at the time of the act cause the complainant to have a reasonable fear of imminent great bodily harm to the complainant or another; or

(d) The actor is armed with a dangerous weapon or any article used or fashioned in a manner to lead the complainant to reasonably believe it to be a dangerous weapon and uses or threatens to use the dangerous weapon to cause the complainant to submit; or

(e) The actor causes personal injury to the complainant, and either of the following circumstances exist:

(i) The actor uses force or coercion to accomplish the sexual contact; or

(ii) The actor knows or has reason to know that the complainant is mentally defective, mentally incapacitated, or physically helpless; or

(f) The actor is aided or abetted by one or more accomplices within the meaning of section 609.05, and either of the following circumstances exists:

(i) An accomplice uses force or coercion to cause the complainant to submit; or

(ii) An accomplice is armed with a dangerous weapon or any article used or fashioned in a manner to lead the complainant to reasonably believe it to be a dangerous weapon and uses or threatens to use the weapon or article to cause the complainant to submit.

Sec. 3. Minnesota Statutes 1982, section 609.344, is amended to read:

609.344 [CRIMINAL SEXUAL CONDUCT IN THE THIRD DEGREE.]

A person is guilty of criminal sexual conduct in the third degree and may be sentenced to imprisonment for not more than ten years, or to payment of a fine of not more than \$10,000, or both, if he engages in sexual penetration with another person and any of the following circumstances exists:

(a) The complainant is under 13 years of age and the actor is no more than 36 months older than the complainant. Neither mistake as to the complainant's age nor consent to the act by the complainant shall be a defense; or

(b) The complainant is at least 13 but less than 16 years of age and the actor is more than 24 months older than the complainant. In any such case it shall be an affirmative defense, which must be proved by a preponderance of the evidence, that the actor believes the complainant to be 16 years of age or older. If the actor in such a case is no more than 48 months but more than 24 months older than the complainant, he may be sentenced to imprisonment for not more than five years. Consent by the complainant is not a defense; or

(c) The actor uses force or coercion to accomplish the penetration; or

(d) The actor knows or has reason to know that the complainant is mentally defective, mentally incapacitated, or physically helpless.

Sec. 4. Minnesota Statutes 1982, section 609.345, is amended to read:

609.345 [CRIMINAL SEXUAL CONDUCT IN THE FOURTH DEGREE.]

A person is guilty of criminal sexual conduct in the fourth degree and may be sentenced to imprisonment for not more than five years, or to payment of a fine of not more than \$5,000, or both, if he engages in sexual contact with another person and if any of the following circumstances exists:

(a) The complainant is under 13 years of age and the actor is no more than 36 months older than the complainant. Neither mistake as to the complainant's age or consent to the act by the complainant is a defense. In a prosecution under this clause, the state is not required to prove that the sexual contact was coerced; or

(b) The complainant is at least 13 but less than 16 years of age and the actor is more than 48 months older than the complainant or in a position of authority over the complainant and uses this authority to cause the complainant to submit. In any such case, it shall be an affirmative defense which must be proved by a preponderance of the evidence that the actor believes the complainant to be 16 years of age or older; or

(c) The actor uses force or coercion to accomplish the sexual contact; or

(d) The actor knows or has reason to know that the complainant is mentally defective, mentally incapacitated, or physically helpless.

Sec. 5. Minnesota Statutes 1982, section 609.364, subdivision 2, is amended to read:

Subd. 2. [ACTOR.] "Actor" means (AN ADULT) a person accused of intrafamilial sexual abuse.

Sec. 6. Minnesota Statutes 1982, section 609.3641, subdivision 2, is amended to read:

Subd. 2. [PENALTY.] A person convicted under subdivision 1, clause (1), may be sentenced to imprisonment for not more than 20 years or to payment of a fine of not more than \$20,000, or both. Except when imprisonment is required by section 609.346, the court may stay imposition or execution of sentence if it finds that a stay is in the best interest of the complainant or the family unit. A person convicted under subdivision 1, clause (2), may be sentenced to imprisonment for not more than 20 years or to payment of a fine of not more than \$20,000, or both.

Sec. 7. Minnesota Statutes 1982, section 609.3642, subdivision 2, is amended to read:

Subd. 2. [PENALTY.] A person convicted under subdivision 1, clause (1), may be sentenced to imprisonment for not

more than 15 years or to payment of a fine of not more than \$15,000, or both. Except when imprisonment is required by section 609.346, the court may stay imposition or execution of the sentence if it finds that a stay is in the best interest of the complainant or the family unit. A person convicted under subdivision 1, clause (2), may be sentenced to imprisonment for not more than 15 years or to payment of a fine of not more than \$15,000, or both.

Sec. 8. Minnesota Statutes 1982, section 609.3643, subdivision 2, is amended to read:

Subd. 2. [PENALTY.] A person convicted under subdivision 1, clause (1), may be sentenced to imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both. Except when imprisonment is required by section 609.346, the court may stay imposition or execution of the sentence if it finds that a stay is in the best interest of the complainant or the family unit. A person convicted under subdivision 1, clause (2), may be sentenced to imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both.

Sec. 9. Minnesota Statutes 1982, section 609.3644, subdivision 2, is amended to read:

Subd. 2. [PENALTY.] A person convicted under subdivision 1, clause (1), may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both. Except when imprisonment is required by section 609.346, the court may stay imposition or execution of the sentence if it finds that a stay is in the best interest of the complainant or the family unit. A person convicted under subdivision 1, clause (2), may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both.

Sec. 10. Minnesota Statutes 1982, section 617.241, is amended to read:

617.241 [OBSCENE MATERIALS; DISTRIBUTION PROHIBITED; PENALTY.]

It is unlawful for any person knowingly to exhibit, sell, print, offer to sell, give away, circulate, publish, distribute, or attempt to distribute any obscene book, magazine, pamphlet, paper, writing, card, advertisement, circular, print, picture, photograph, motion picture film, play, image, instrument, statue, drawing, or other article which is obscene. "Obscene" for the purpose of this section, is defined as follows: Whether to the average person, applying contemporary community standards, the dominant

theme of the material taken as a whole appeals to prurient interests.

Any person violating any provision of this section (SHALL BE FINED UP TO \$5,000 FOR THE FIRST OFFENSE AND UP TO \$10,000 FOR THE SECOND OR A SUBSEQUENT OFFENSE.) *is guilty of a felony and is punishable as follows:*

(a) *For a first conviction, the person may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both;*

(b) *For a second or subsequent conviction, the person may be sentenced to imprisonment for not more than ten years, or to payment of a fine of not more than \$10,000, or both.*

Sec. 11. Minnesota Statutes 1982, section 617.246, is amended to read:

617.246 [PROHIBITING (PROMOTION) USE OF MINORS (TO ENGAGE) IN (OBSCENE WORKS) SEXUAL PERFORMANCE; POSSESSION, DISSEMINATION OF MATERIALS DEPICTING MINORS IN SEXUAL PERFORMANCE.]

Subdivision 1. [PURPOSE.] For purposes of this section, the legislature finds that all persons who participate in the production, dissemination, or utilization of works depicting minors in sexual performance are equally culpable in creating and maintaining an industry and an environment which sexually exploits minors. Therefore, it is the legislative intent to provide for the same penalties for all crimes in this section related to minors in sexual performance. The legislature intends that a court may, in determining the amount of any fine to be imposed, consider the amount of financial remuneration the defendant received as a result of the crime.

Subd. (1) 2. [DEFINITIONS.] (a) For the purpose of this section, the terms defined in this subdivision shall have the meanings given them.

(b) "Minor" means any person who has not attained his or her 18th birthday.

(c) "Promote" means to produce, direct, publish, manufacture, issue, or advertise.

(d) "Sexual performance" means any play, dance or other exhibition presented before an audience or for purposes of visual or mechanical reproduction which depicts (PATENTLY OFFENSIVE) sexual conduct as defined by clause ((F)) (e).

(e) ("AN OBSCENE WORK" IS A PICTURE, A FILM, PHOTOGRAPH, NEGATIVE, SLIDE, DRAWING OR SIMILAR VISUAL REPRESENTATION DEPICTING A MINOR, WHICH TAKEN AS A WHOLE APPEALS TO PEDOPHILES OR TO THE PRURIENT INTEREST IN SEX OF THE AVERAGE PERSON, WHICH PORTRAYS PATENTLY OFFENSIVE SEXUAL CONDUCT AND WHICH, TAKEN AS A WHOLE, DOES NOT HAVE SERIOUS LITERARY, ARTISTIC, POLITICAL OR SCIENTIFIC VALUE. IN DETERMINING WHETHER OR NOT A WORK IS AN OBSCENE WORK THE TRIER OF THE FACT MUST FIND: (I) THAT THE AVERAGE PERSON, APPLYING CONTEMPORARY COMMUNITY STANDARDS WOULD FIND THAT THE WORK, TAKEN AS A WHOLE APPEALS TO PEDOPHILES OR TO THE PRURIENT INTEREST IN SEX OF THE AVERAGE PERSON; AND (II) THAT THE WORK DEPICTS PATENTLY OFFENSIVE SEXUAL CONDUCT SPECIFICALLY DEFINED BY CLAUSE (F); AND (III) THAT THE WORK, TAKEN AS A WHOLE, LACKS SERIOUS LITERARY, ARTISTIC, POLITICAL OR SCIENTIFIC VALUE.)

((F)) "(PATENTLY OFFENSIVE) Sexual conduct" (INCLUDES) *means* any of the following (DEPICTED SEXUAL CONDUCT) if the depiction involves a minor:

(i) An act of sexual intercourse, normal or perverted, actual or simulated, including genital-genital, anal-genital, or oral-genital intercourse, whether between human beings or between a human being and an animal.

(ii) Sadoomasochistic abuse, meaning flagellation (OR), torture, or similar demeaning acts inflicted by or upon a person who is nude or clad in undergarments or in a revealing costume, or the condition of being fettered, bound or otherwise physically restrained on the part of one so clothed.

(iii) Masturbation or lewd exhibitions of the genitals (INCLUDING ANY EXPLICIT, CLOSE UP REPRESENTATION OF A HUMAN GENITAL ORGAN).

(iv) (PHYSICAL CONTACT) *Sexual intercourse* or simulated (PHYSICAL CONTACT WITH) *sexual intercourse exhibiting* the clothed or unclothed pubic areas or buttocks of a human male or female, or the breasts of the female, whether alone or between members of the same or opposite sex or between humans and animals (IN AN ACT OF APPARENT SEXUAL STIMULATION OR GRATIFICATION).

(f) "*Work*" *means* an original or reproduction of a picture, film, photograph, negative, slide, video tape, or drawing.

Subd. (2) 3. [USE OF MINOR.] It is unlawful for a person to promote, employ, use or permit a minor to engage in or assist

others to engage in posing or modeling alone or with others in any sexual performance (FOR PURPOSES OF PREPARING AN OBSCENE WORK) if the person knows or has reason to know that the conduct intended is sexual performance.

(A VIOLATION OF THIS SUBDIVISION IS A FELONY.) Any person who violates this subdivision is guilty of a felony and may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both.

Subd. (3) 4. [OPERATION OR OWNERSHIP OF BUSINESS.] A person who owns or operates a business in which (AN OBSCENE) a work depicting a minor in a sexual performance, as defined in this section, is disseminated, and who knows the content and character of the (OBSCENE) work disseminated, is guilty of a felony and may be sentenced to imprisonment for not more than five years, or to payment of a fine of not more than \$5,000, or both.

Subd. (4) 5. [DISSEMINATION.] A person who, knowing or with reason to know its content and character, disseminates (FOR PROFIT AN OBSCENE) a work depicting a minor in sexual performance, as defined in this section, is guilty of a felony and may be sentenced to imprisonment for not more than five years, or to payment of a fine of not more than \$5,000, or both.

Subd. 6. [POSSESSION.] A person who has in his possession a work depicting a minor in sexual performance, knowing or with reason to know its content and character and that an actual minor is an actor or photographic subject in it is guilty of a felony and may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both.

Subd. 7. [CONSENT; MISTAKE.] Neither consent to sexual performance by a minor or his parent, guardian, or custodian nor mistake as to the minor's age is a defense to a charge of violation of this section.

Subd. 8. [SECOND OFFENSE.] If a person is convicted of a second or subsequent violation of this section or is convicted of a violation of this section following a conviction under section 617.247 within 15 years of the prior conviction, the court shall order a psychiatric examination of the person. The examiner shall report to the court whether psychiatric treatment of the person is necessary.

Subd. 9. [EXCEPTION.] Subdivisions 4 to 6 do not apply to peace officers, court personnel, or attorneys in the performance of their official duties, nor to licensed physicians, psychologists, or social workers certified by the Academy of Certified

Social Workers or persons acting at the direction of a licensed physician, psychologist, or of a social worker certified by the Academy of Certified Social Workers in the course of a bona fide treatment or professional education program.

Sec. 12. [REPEALER.]

Minnesota Statutes 1982, section 617.247 is repealed.

Sec. 13. [EFFECTIVE DATE.]

Sections 1 to 12 are effective May 1, 1983, and apply to crimes committed on or after that date."

Amend the title as follows:

Page 1, line 6, after "sections" insert "609.342; 609.343; 609.344; 609.345; 609.364, subdivision 2; 609.3641, subdivision 2; 609.3642, subdivision 2; 609.3643, subdivision 2; 609.3644, subdivision 2; 617.241;"

Page 1, line 6, delete "617.247,"

Page 1, line 7, delete "subdivision 4;"

Page 1, line 8, delete ", subdivision 3"

With the recommendation that when so amended the bill pass.

The report was adopted.

Jacobs from the Committee on Regulated Industries to which was referred:

H. F. No. 140, A bill for an act relating to public utilities; requiring utilities to consider customer schedule needs when reading nonaccessible meters; proposing new law coded in Minnesota Statutes, chapter 216B.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [216B.075] [PUBLIC UTILITY METER READING; ACCOMMODATION OF CUSTOMER SCHEDULING NEEDS.]

Notwithstanding any other provision of rule or policy to the contrary, every public utility providing natural gas or electricity at retail shall make a reasonable effort to obtain readings at least once every 18 months from nonaccessible meters. Readings shall be obtained at times that meet the needs of customer schedules.

Utilities shall make a reasonable effort to provide evening and weekend meter reading service at no extra charge to a customer whose work or other schedule makes a business hour reading of meters a hardship.

A utility may also allow a customer to self-read the customer's meter for periods of time not to exceed 18 months, provided that the customer is reminded periodically of the potentially serious financial consequences of errors in self-reading.

A utility may terminate service to a customer who refuses to allow a utility company employee access to a nonaccessible meter for a period of 18 months or more."

Amend the title as follows:

Page 1, line 2, after "requiring" insert "public"

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 149, A bill for an act relating to natural resources; clarifying the hunting of certain animals with dogs; amending Minnesota Statutes 1982, section 98.46, subdivision 2.

Reported the same back with the following amendments:

Page 1, line 21, strike the semicolon and insert a period

Page 1, lines 22 to 24, strike the old language and delete the new language

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. 239, A bill for an act relating to liquor; extending the date for requiring dram shop insurance; requiring an assigned risk plan and specifying rule making authority of the commissioner of insurance in regard thereto; amending Minnesota Statutes 1982, sections 340.11, subdivision 21; and 340.353, subdivision 8; and Laws 1982, chapter 528, section 9.

Reported the same back with the following amendments:

Page 1, line 21, strike "per" and insert "*for the preceding*"

Page 1, line 23, strike "per" and insert "*for the preceding*"

Page 2, line 25, after "establish" strike old language and delete new language

Page 2, lines 26 to 36, strike old language and delete new language and insert "*a program to assist licensees in obtaining insurance coverage. The program shall include a committee appointed by the commissioner of insurance of a representative group of insurance carriers and producers. The commissioner of insurance shall serve as an ex officio member of the committee. The committee shall review and act upon all properly executed applications requesting liquor liability market assistance. The market assistance program shall be established by the commissioner of insurance by August 1, 1983, and shall continue to function so long as its services are deemed by the commissioner of insurance to be necessary to relieve perceived availability problems in the liquor liability insurance market. If the committee finds that it cannot assist in securing insurance coverage it shall notify the applicant in writing with a full explanation and recommendation for enhancing its ability to secure insurance. The commissioner of insurance shall, if necessary, establish an assigned risk plan pursuant to subdivision 22.*"

Page 3, delete lines 1 to 8 and insert:

"Sec. 2. Minnesota Statutes 1982, section 340.11, is amended by adding a subdivision to read:

Subd. 22. [ASSIGNED RISK PLAN.] (1) The purpose of the assigned risk plan is to provide coverage required by subdivision 21 to persons rejected pursuant to this subdivision.

(2) An insurer that refuses to write the coverage required by subdivision 21 shall furnish the applicant with a written notice of refusal. The rejected applicant shall file a copy of the notice of refusal with the commissioner of public safety and with the assigned risk plan at the time of application for coverage under the plan.

(3) The commissioner of insurance may enter into service contracts as necessary or beneficial to accomplish the purposes of the assigned risk plan including servicing of policies or contracts of coverage, data management, and assessment collections. Services related to the administration of policies or contracts of coverages shall be performed by one or more qualified insurance companies licensed pursuant to section 60A.06, subdivision 1, clause (13) or a qualified vendor of risk management services. A qualified insurer or vendor of risk management services shall possess sufficient financial, professional, administrative, and

personnel resources to provide the services required for operation of the plan. The cost of all services contracted for shall be an obligation of the assigned risk plan.

(4) The commissioner of insurance may assess all insurers licensed pursuant to section 60A.06, subdivision 1, clause (13) an amount sufficient to fully fund the obligations of the assigned risk plan, if the commissioner of insurance determines that the assets of the assigned risk plan are insufficient to meet its obligations. The assessment of each insurer shall be in a proportion equal to the proportion which the amount of insurance written as reported on page 14 of the annual statement under line 5, commercial multi-peril, and line 17, other liability, during the preceding calendar year by that insurer bears to the total written by all such carriers for such lines.

(5) Policies and contracts of coverage issued pursuant to this subdivision shall contain the usual and customary provisions of liability insurance policies, and shall contain the minimum coverage required by subdivision 21 or the local governing unit.

(6) Assigned risk policies and contracts of coverage shall be subject to premium tax pursuant to section 60A.15.

(7) Insureds served by the assigned risk plan shall be charged premiums based upon a rating plan approved by the commissioner of insurance. Assigned risk premiums shall not be lower than rates generally charged by insurers for the business. The commissioner of insurance shall fix the compensation received by the agent of record.

(8) The commissioner of insurance shall adopt rules, including temporary rules, as may be necessary to implement this subdivision. The rules may include:

(a) appeal procedures from actions of the assigned risk plan;

(b) formation of an advisory committee composed of insurers, vendors of risk management services and licensees, to advise the commissioner of insurance regarding operation of the plan; and

(c) applicable rating plans and rating standards."

Renumber the sections

Further, amend the title:

Page 1, line 7, after "21" insert ", and by adding a subdivision"

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. 243, A bill for an act relating to governmental operations; imposing new duties on the small business finance agency; creating a small business job creation incentive program; providing for disbursement of funds to certain small businesses; appropriating money; amending Minnesota Statutes 1982, section 116J.88, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 116J.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [268A.01] [PURPOSE.]

The prolonged recession has caused hardship for thousands of people in the state and has undermined the strength of Minnesota's economy. To address the social consequences of long-term unemployment and resulting poverty, this act seeks to create meaningful employment opportunities which provide workers income sufficient to meet basic needs, and to assure basic necessities to people who cannot work. To serve these purposes this act provides.

(1) For a small business job creation incentive program to provide training, create jobs, and facilitate economic development in Minnesota by providing job creation incentives to small business employers in the private sector;

(2) For a public service jobs program to provide meaningful employment and a liveable wage to workers in the event that the private sector jobs program does not create enough jobs to meet the needs of all qualified workers; and to provide a means for persons who would otherwise be receiving general assistance grants to earn more than these grants would provide; and

(3) A program of general assistance grants to provide for the basic needs of persons who are not able to find work through any means, including the programs created by this act.

Sec. 2. [268A.02] [DEFINITIONS.]

Subdivision 1. [SCOPE.] Each term defined in this section has the meaning given it whenever used in sections 1 to 16, unless the context clearly indicates otherwise.

Subd. 2. [BUSINESS REVIEW COMMITTEE.] "Business review committee" means a group of seven persons appointed by the private industry council for each service delivery area under the Job Training Partnership Act. The committee shall be composed of: four representatives of the business community; one representative of a government or nonprofit job training or placement agency; one representative of a labor organization certified under state or federal law; and one representative of community-based nonprofit organizations representing economically disadvantaged people. The program administrator may designate a business review committee to serve until the private industry council appoints a business review committee.

Subd. 3. [COMMISSIONER.] "Commissioner" means the commissioner of economic security.

Subd. 4. [DEPARTMENT.] "Department" means the department of economic security.

Subd. 5. [ECONOMICALLY DISADVANTAGED PERSON.] "Economically disadvantaged person" means a person who is economically disadvantaged as defined in section 4 of the Job Training Partnership Act.

Subd. 6. [ELIGIBLE NONPROFIT AGENCY.] "Eligible nonprofit agency" means an organization exempt from taxation under section 501(c)(3) of the Federal Internal Revenue Code.

Subd. 7. [ELIGIBLE SMALL BUSINESS.] "Eligible small business" means a small business as defined in section 645-445 whose primary place of business is in Minnesota, except that it shall include businesses which are not organized for profit.

Subd. 8. [ELIGIBLE JOB APPLICANT.] "Eligible job applicant" means a person who is a member of a household in which every person (1) is unemployed; and (2) is not receiving unemployment compensation or workers' compensation.

Subd. 9. [GRANTS ADMINISTRATOR.] "Grants administrator" means the commissioner of economic security.

Subd. 10. [LOCAL AGENCY.] "Local agency" has the meaning assigned to it in section 256D.02, subdivision 12.

Subd. 11. [PROGRAM ADMINISTRATOR.] "Program administrator" means (1) the administrative entity in each service delivery area, as determined by the governor, which administers the Job Training Partnership Act; and (2) a job training or placement agency with proven effectiveness, designated

by the commissioner of economic security. An Indian reservation may be a program administrator if it meets the criteria of clause (1) or (2). The commissioner of economic security shall designate the CETA prime sponsor in an area, or another job training or placement agency with proven effectiveness, as the "program administrator" until the administrative entity under the Job Training Partnership Act certifies to the commissioner that it is ready to assume the duties assigned to it by this act.

Subd. 12. [JOB TRAINING PARTNERSHIP ACT.] "Job Training Partnership Act" means the federal Job Training Partnership Act of 1982, in Statutes at Large, volume 92, page 1322.

Subd. 13. [SERVICE DELIVERY AREA.] "Service delivery area" means an area designated as a service delivery area under the Job Training Partnership Act.

SMALL BUSINESS JOB CREATION INCENTIVE PROGRAM

Sec. 3. [268A.03] [ALLOCATION OF FUNDS.]

(a) Eighty percent of the funds available for allocation to program administrators under section 11 and all of the funds available for allocation to program administrators under section 12 shall be allocated among service delivery areas as follows: each service delivery area shall be eligible to receive that proportion of the funds available under this clause which equals the number of unemployed persons in the service delivery area divided by the total number of unemployed persons in the state.

(b) Twenty percent of the funds available for allocation to program administrators under section 11 shall be allocated at the discretion of the grants administrator to program administrators (1) who will maximize the use of the funds through coordination with other programs and state, local, and federal agencies, through the use of matching funds or through the involvement of low-income constituent groups; (2) who have demonstrated need beyond the allocation available under clause (1); or (3) who have demonstrated outstanding performance in job creation.

(c) The grants administrator shall not disburse funds available under section 11 to a program administrator until the program administrator has submitted an application to the grants administrator documenting that the funds will be used in the manner required by sections 1 to 11. The grants administrator shall approve or disapprove all applications based on the criteria established in sections 1 to 11.

Sec. 4. [268A.04] [ALLOCATION WITHIN SERVICE DELIVERY AREA.]

Subdivision 1. [SMALL BUSINESS ELIGIBILITY.] Allocation of funds available under section 11 among eligible small businesses within a service delivery area shall be determined by the business review committee in each service delivery area. Funds shall be disbursed only pursuant to a written contract between the program administrator and the business. This agreement shall contain assurances that:

(a) Funds received by a business shall be used only as permitted under sections 1 to 11;

(b) The business has submitted a financial plan to the review committee demonstrating that, with the funds provided under this section, the business is likely to succeed and continue to employ persons hired under the job creation incentive program;

(c) The business will use funds exclusively for compensation of persons from the pool of applicants referred by the program administrator;

(d) The business will pay persons employed with funds provided under this section at the usual and customary wage, and that the business will provide employees hired with these funds the same fringe benefits and other terms and conditions of employment as other employees of the business who do comparable work;

(e) The business has a training plan which ensures that persons employed under the job creation incentive program will be employed on a long-term basis with the business if the business succeeds;

(f) The incentive funds are necessary to allow the business to begin, or to employ additional people;

(g) The business will cooperate with all relevant groups in collecting data to assess the result of the job incentive program;

(h) The business has submitted a plan to the administrator describing the duties and proposed compensation of each employee proposed to be hired under the job incentive program;

(i) The business is in compliance with all applicable health, safety, and environmental standards;

(j) The business will not terminate, layoff, or reduce the working hours of an employee for the purpose of hiring an individual with funds available under section 11. Also, the business shall not hire an individual with funds available under section 11 if any other person is on layoff from the same or a substantially equivalent job; and

(k) *The business will not use funds in a manner that violates an applicable collective bargaining agreement.*

Subd. 2. [PRIORITIES.] In selecting businesses which are eligible under subdivision 1, the business review committee shall give priority to businesses which meet one or more of the following criteria:

(a) *have a record of growth or potential for future growth and job creation, and are labor intensive;*

(b) *use local and Minnesota resources;*

(c) *are owned by women and racial minorities;*

(d) *involve new technology;*

(e) *produce energy conserving materials or services, or are involved in development of renewable sources of energy;*

(f) *are cooperatives organized under chapter 308 and businesses which are not organized for profit; and*

(g) *are existing prior to the implementation of this act and would be able to hire and train persons under the act in a manner that would result in benefits to the business and the persons hired.*

Subd. 3. [LIMITS.] A maximum of \$5 per hour for each person hired with funds available under section 11 may be disbursed under this section for a maximum of 1,040 hours over no more than 26 weeks per employee.

Sec. 5. [268A.05] [PAYBACK.]

A business receiving funds under this program shall repay 50 percent of the amount initially received without interest.

Beginning one year after a business receives funds from the program administrator, the business shall begin to make payments. Payments shall be according to a schedule agreed to by the program administrator and the business prior to the disbursement of the funds. The schedule may be modified by mutual agreement of the parties. However, payments shall be completed within three years of the initial disbursement of funds. The program administrator shall forward payments received under this section to the grants administrator on a monthly basis. The grants administrator shall deposit these payments in the small business job creation incentive revolving account.

If at the end of one year after the time of initial employment a business has not retained an employee, except for reasons of

business financial distress or the employee voluntarily leaving the job, the business shall repay 100 percent of the funds received for the employee.

Sec. 6. [268A.06] [PROGRAM ADMINISTRATOR.]

Subdivision 1. [APPLICANTS.] The program administrators in each service delivery area shall publicize the small business job creation incentive program and accept and screen job applications. The program administrator shall refer qualified eligible applicants to businesses which have received the approval of the business review committee.

Subd. 2. [JOB ENTRY SKILLS.] The program administrator shall provide or arrange for the provision of appropriate job entry skills including language skills, training, and support services to job applicants before referring them to employers and during the employment period.

Subd. 3. [CHILD CARE.] The program administrator shall advise each eligible job applicant of the availability of licensed day care listings and subsidies. Each person hired full time under the job creation incentive program shall be provided with lists of locally available licensed day care sites. The program administrator may contract with an existing agency to provide this service. A subsidy for payment of child-care costs shall be provided by the program administrator to those persons determined eligible pursuant to standards determined by the commissioner. This section is exempt from the rulemaking provisions of sections 14.05 to 14.70.

Subd. 4. [OTHER RESOURCES.] The program administrator shall coordinate and publicize the resources of local educational and training institutions to assure that applicants receive training needed to qualify for jobs which are available under the program.

Subd. 5. [AID TO BUSINESSES.] The program administrator shall assist businesses in completing the forms, training plans, and other prerequisites for participation in the program.

Sec. 7. [268A.07] [DUTIES OF OTHER AGENCIES.]

Subdivision 1. [SMALL BUSINESS FINANCE AGENCY.] The small business finance agency shall publicize the small business job creation incentive program, and shall provide assistance as requested by program administrators and business review committees in the screening of businesses and the collection of data.

Subd. 2. [EDUCATION AGENCIES.] The state board of education shall review its policies for postsecondary vocational

education to assure that the programs serve the training needs of economically disadvantaged persons. District cooperative vocational centers shall cooperate with the program administrators in its service delivery area and shall use available resources to provide customized short-term training programs which the job applicant administrator determines are needed for an applicant to obtain a position which is available under the small business job creation incentive program. Any such customized training program which is one year or less in duration, and which is designed to train persons for specific employment positions in businesses certified to participate in the small business job creation incentive program may be implemented without prior approval from any other state agency, including the higher education coordinating board.

Subd. 3. [DEPARTMENT OF PUBLIC WELFARE.] The department of public welfare shall provide to each program administrator lists of currently licensed local day care sites, updated quarterly.

Sec. 8. [268A.08] [WIN DEMONSTRATION PROJECT.]

In order to maximize the opportunity for recipients of aid to families with dependent children to take full advantage of the jobs created by sections 1 to 11, the commissioner of public welfare is authorized to establish a WIN-demonstration project as part of the small business jobs creation incentive program. All recipients of aid to families with dependent children may participate regardless of whether they are mandated work registrants. Persons required to register for WIN who participate in the WIN-demonstration project will be required to participate in the WIN-demonstration orientation. Those WIN-demonstration participants not covered by employer medical plans will continue to be eligible for medical assistance, and all participants shall continue to be eligible for other services provided under the aid to families with dependent children program. The commissioner of public welfare may adopt rules, including temporary rules for the implementation of this section.

Sec. 9. [268A.09] [RULES.]

The commissioner of economic security may adopt rules governing the process of disbursing funds under section 3 and the process of businesses repaying these funds under section 5. These rules are not subject to sections 14.05 to 14.70 of the Administrative Procedure Act.

Sec. 10. [268A.10] [SMALL BUSINESS JOB CREATION INCENTIVE REVOLVING ACCOUNT.]

The small business creation incentive revolving account is established in the state treasury. All payments from businesses pursuant to section 5 shall be deposited in this account, and all funds in the account shall be annually appropriated to the commissioner of economic security for the purpose of making disbursements pursuant to section 3.

Sec. 11. [APPROPRIATION.]

To the extent permissible under federal law, the commissioner of economic security shall use funds available under the Job Training Partnership Act to fund the small business job creation program. The commissioner may also apply for gifts and grants, including matching grants, for the program, and shall deposit funds received in the revolving account. Gift and grant funds may be distributed as specified by the person making the gift or grant. The sum of \$ is appropriated from the general fund to the small business job creation incentive revolving account for purposes of sections 1 to 10. This sum shall be available until June 30, 1985. Ninety-eight percent of the amount appropriated from the general fund shall be disbursed to program administrators, according to section 3. The remaining two percent shall be used by the commissioner for administrative purposes. Of the funds disbursed to each program administrator at least 80 percent shall be disbursed to qualifying businesses under section 4. Up to five percent may be disbursed to the program administrators for administrative purposes. Up to 15 percent may be disbursed to the program administrators for provision of child-care information and subsidies pursuant to section 6, and for provision of other support services to persons employed under the small business job creation program.

By October 1, 1984, the program administrator of each service delivery area shall submit to the grants administrator a spending plan establishing that funds allocated to the service delivery area under section 3, clause (a) will be used by July 1, 1985, in the manner required by sections 1 to 10. Any funds allocated to the service delivery area for which there is no spending plan approved by the grants administrator shall cancel back to the small business job creation incentive revolving account on November 1, 1984, and may be reallocated by the grants administrator to program administrators who meet the qualifications of section 3, clause (b).

PUBLIC SERVICE JOBS PROGRAM

Sec. 12. [PUBLIC SERVICE JOBS PROGRAMS.]

Subdivision 1. [PROJECTS.] The commissioner shall allocate the funds appropriated in subdivision 5 to state agencies, counties, cities, towns, school districts, and nonprofit agencies who sponsor public service jobs. The sponsoring unit shall pro-

vide the administration, supervision, supplies, and materials for all jobs.

Subd. 2. [PERMISSIBLE EXPENDITURES.] All money appropriated for jobs under this subdivision shall be expended for wages and benefits for eligible job applicants, except (a) that an amount not to exceed two percent of the appropriation shall be available to reimburse the department of economic security for its actual cost of administering the program; and (b) an amount not to exceed seven percent of the appropriation may be used by the commissioner of economic security to provide child-care subsidies to persons hired under the program who are determined eligible under standards determined by the commissioner. These standards shall not be subject to the Administrative Procedure Act.

The commissioner shall assure that eligible job applicants are aware of the availability of licensed day care listings and subsidies and that persons hired under the public services job program are provided with lists of locally available licensed day care sites.

Subd. 3. [WAGES.] A maximum of \$5 per hour for a maximum of 1,040 hours for each person hired under this section may be disbursed to a sponsoring unit of government or nonprofit agency.

Subd. 4. [LIMITS.] The sponsoring unit of a government or nonprofit agency may not terminate, layoff, or reduce the working hours of an employee for the purpose of hiring an individual with funds available under this section. The sponsoring unit may not hire an individual with funds available under this act if any other person is on layoff from the same or a substantially equivalent job.

Subd. 5. [EMPLOYER CERTIFICATION.] In order to qualify as an eligible employer, a government or nonprofit agency must certify to the employment administrator that each job created and funded under this section:

(1) will result in an increase in employment opportunities over those which would otherwise be available;

(2) will not result in the displacement of currently employed workers, including partial displacement such as reduction in hours of nonovertime work, wages, or employment benefits; and

(3) will not impair existing contracts for service or result in the substitution of program funds for other funds in connection with work that would otherwise be performed.

Subd. 6. [APPROPRIATION.] The sum of \$ is appropriated to the commissioner of economic security for purposes of creating jobs under this section.

GENERAL ASSISTANCE

Sec. 13. [JOB REFERRAL.]

The commissioner of public welfare shall refer persons subject to section 15 to the department of economic security for referral to jobs available under the small business job creation incentive program and under the public service jobs program created by sections 1 to 12.

Sec. 14. Minnesota Statutes 1982, section 256D.09, is amended by adding a subdivision to read:

Subd. 3. Notwithstanding any other provision of sections 256D.01 to 256D.21, the commissioner of public welfare may provide by rule for the payment of all or a part of a recipient's grant pursuant to a grant diversion agreement entered into by the commissioner of public welfare with the commissioner of economic security. Any rule adopted by the commissioner shall establish the maximum and minimum length of grant diversion agreements, and shall provide that any grant diversion agreement entered into provide that the recipient be paid at least the usual and customary wage, and that the total of the net monthly wages paid the recipient and any part of the grant retained by the recipient be at least 150 percent of the recipient's monthly grant. During the term of the grant diversion agreement, the recipient shall retain his full general assistance medical care benefits to the extent that medical care coverage is not provided by his employer.

Sec. 15. [256D.111] [REGISTRATION FOR WORK; DISQUALIFICATION.]

Subdivision 1. Every adult person who is a recipient of general assistance and who is not employed shall be required, unless exempt in accordance with the provisions of subdivision 2, to register for employment services with the department of economic security, comply with the reporting and job search provisions of section 268.08, subdivision 1, and accept any offer of suitable employment. A job created under sections 1 to 12 shall be considered suitable employment.

Subd. 2. No person shall be required to register for employment services with the department of economic security and comply with the other requirements of subdivision 1 if he is:

(a) A person who is suffering from a permanent or temporary illness, injury, or incapacity which is medically certified

and which prevents the person from obtaining or retaining employment;

(b) A person whose presence in the home on a substantially continuous basis is required because of the certified illness, injury, or incapacity or the age of another member of the household;

(c) A person who has been placed in a licensed or certified facility for purposes of physical or mental health or rehabilitation, if the placement is based on illness or incapacity, and is pursuant to a plan developed or approved by the local agency through its director or designated representative;

(d) A person who resides in a shelter facility described in section 256D.05, subdivision 3;

(e) A person not described in clause (a) or (c) who is diagnosed by a licensed physician or licensed consulting psychologist as mentally retarded or mentally ill, which condition prevents the person from obtaining or retaining employment;

(f) A person who has an application pending for the social security disability program or the program of supplemental security income for the aged, blind, and disabled, or who has been terminated from either program and has an appeal from that termination pending;

(g) A person who is unable to obtain or retain employment because his advanced age significantly affects his ability to seek or engage in substantial work;

(h) A person who has been referred to, has applied for, or is in a work training, work experience, vocational rehabilitation, or other employment related educational program, provided that the period of time such person is exempted pursuant to this clause, while awaiting acceptance into such program, shall not exceed two months; or

(i) An adult member of a household with children in which another adult is employed full time or has registered for employment services with the department of economic security or been accepted in a work training program.

Subd. 3. Any person required by the local agency to register in accordance with the provisions of subdivision 1 shall be entitled, prior to grant reduction, suspension, or termination, to a hearing pursuant to the provisions of section 256D.10 on the issue of whether such person comes within the exemptions contained in subdivision 2.

Subd. 4. No notice of grant reduction, suspension, or termination on the ground that a recipient has failed to comply with the requirements of subdivision 1 shall be given by the local agency pursuant to section 256D.10 until the commissioner of economic security certifies in writing to the local agency that the recipient has been finally determined, in accordance with the notice, hearing, and appeal rights and procedures of section 268.10, to have failed to comply with the requirements of subdivision 1. A final determination, if made in accordance with such procedures, shall be binding upon the local agency and the recipient.

Subd. 5. The commissioner of public welfare shall adopt rules, and is authorized to adopt temporary rules:

(a) Providing for a reasonable period of disqualification from the receipt of general assistance for a recipient who is not exempt pursuant to subdivision 2 and who has been finally determined pursuant to the procedure prescribed in subdivision 4 to have failed to comply with the requirements of subdivision 1, which period of disqualification for the first failure to comply shall not exceed one month;

(b) Providing for the use of vouchers or vendor payments with respect to the family of a recipient described in clause (a); and

(c) Providing that at the time of the approval of an application for general assistance, the local agency give to the recipient a written notice in plain and simple to understand language describing the recipient's job registration, search and acceptance obligations under this section, and the period of disqualification that will be imposed for a failure to comply with those obligations.

Sec. 16. [APPROPRIATION.]

The sum of \$ is appropriated from the general fund to the commissioner of public welfare for purposes of sections 13 and 14."

Delete the title and insert:

"A bill for an act relating to job creation; establishing a small business job creation incentive program; establishing a public service jobs program; requiring general assistance recipients, with exceptions, to register for work; appropriating money; amending Minnesota Statutes 1982, section 256D.09, by adding a subdivision; proposing new law coded as Minnesota Statutes, chapter 268A; proposing new law coded in Minnesota Statutes, chapter 256D."

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

The report was adopted.

Vanasek from the Committee on Judiciary to which was referred:

H. F. No. 314, A bill for an act relating to insurance; 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 applicants; 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 a subdivision; 62A.31, subdivision 1; 62A.39; 62A.42; proposing new law coded in Minnesota Statutes, chapters 61A and 62A.

Reported the same back with the following amendments:

Page 11, line 18, delete "a subdivision" and insert "subdivisions"

Page 11, after line 18, insert:

"Subd. 17. [PREMIUMS.] All premiums or other monies received by an agent from an insured or applicant for insurance shall be forthwith deposited directly in a checking, savings, or other similar account maintained by the agent or his agency, unless such monies are forwarded directly to the designated insurer."

Amend the title as follows:

Page 1, line 3, after "contacts;" insert "requiring direct deposit of premiums;"

Page 1, line 15, delete "a"

Page 1, line 16, delete "subdivision" and insert "subdivisions"

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. 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.

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

The report was adopted.

Mann from the Committee on Transportation to which was referred:

H. F. No. 417, A bill for an act relating to advertising devices; authorizing produce vendors to locate a sign on farm homestead property; amending Minnesota Statutes 1982, section 173.08, subdivision 1.

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

The report was adopted.

Voss from the Committee on Energy to which was referred:

H. F. No. 441, A bill for an act relating to the housing finance agency; increasing the maximum permissible return to certain mortgagors; increasing the maximum rehabilitation loan amount; combining certain bonding categories; clarifying other agency duties and powers; amending Minnesota Statutes 1982, sections 462A.03, subdivision 13; 462A.05, subdivisions 14a and 18; 462A.06, subdivision 8; 462A.09; 462A.21, subdivision 4b; and 462A.22, subdivisions 1 and 5; repealing Minnesota Statutes 1982, section 462A.22, subdivision 1a.

Reported the same back with the following amendments:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 1982, section 462A.05, subdivision 4, is amended to read:

Subd. 4. It may purchase and enter into commitments for the purchase of eligible securities, *certificates of deposits, time deposits, or existing mortgage loans from banks, savings and loan associations, insurance companies, or other financial intermediaries*, provided that the agency shall first determine that the proceeds of such (SECURITIES) *instruments* will be utilized for the purpose of *making loans for residential housing (FOR OCCUPANCY BY PERSONS OR FAMILIES OF LOW AND MODERATE INCOME) as defined in section 462A.03, subdivision 7.*

Sec. 3. Minnesota Statutes 1982, section 462A.05, subdivision 9, is amended to read:

Subd. 9. It may invest any funds not required for immediate disbursement in (DIRECT OBLIGATIONS OF THE UNITED STATES GOVERNMENT OR IN OBLIGATIONS THE PRINCIPAL OF AND INTEREST ON WHICH ARE GUARANTEED BY THE UNITED STATES GOVERNMENT OR AN AGENCY THEREOF) *accordance with the provisions of section 462A.18, subdivision 2."*

Page 3, after line 23, insert:

"Sec. 6. Minnesota Statutes 1982, section 462A.05, is amended by adding a subdivision to read:

Subd. 22. It may make or participate in the making and enter into commitments for the making of loans to any banking institution, savings and loan association, or other lender approved by the members, organized under the laws of this or any other state or of the United States having an office in this state, notwithstanding the provisions of section 462A.03, subdivision 13, if it first determines that the proceeds of such loans will be utilized for the purpose of making loans to or for the benefit of eligible persons and families as provided and in accordance with sections 462A.01 to 462A.24. Loans pursuant to this subdivision shall be secured, repaid, and bear interest at the rate as determined by the members."

Page 3, lines 29 to 31, delete the new language and insert *"in one or more loans. The agency may, in connection with such a sale, retain the right or obligation to collect the principal and interest on the loan, to enter into commitments for timely remittal of the principal and interest, or to provide any other services as described in the"*

Page 4, lines 9 to 11, delete the new language and after the period insert *"If, for any reason, whether existing at the date of issue of any bonds or notes or at the date of making or purchasing any loan or securities from the proceeds or thereafter, the interest on any bonds or notes shall be or become subject to federal income taxation, this shall not impair or affect the validity or the provisions made for the security of the bonds or*

notes. The agency may make such covenants and take or cause to be taken such actions as are in its judgment necessary or desirable to comply with conditions established by federal law or regulations for the exemption of interest on its obligations. The agency may refrain from compliance with such conditions if in its judgment this would serve the purposes and policies set forth in this chapter with respect to any particular issue of bonds or notes, unless this would violate covenants made by the agency."

Page 4, line 17, reinstate "(; PROVIDED THAT)"

Page 4, line 25, before the period insert "*(i) the aggregate price at which an issue of notes or bonds is initially offered by underwriters to investors, as set forth in the agency's official statement with respect to the offering, shall not exceed by more than three percent the aggregate price paid by the underwriters to the agency at the time of delivery; (ii) the commission paid by the agency to an underwriter or agent for placing an issue of notes or bonds with investors shall not exceed three percent of the aggregate price at which the issue is offered to investors as set forth in the agency's offering statement; and (iii) the spread or commission shall be an amount determined by the agency to be reasonable in the light of the risk assumed and the expenses of issuance, if any, required to be paid by the underwriters or agent"*

Page 5, after line 8, insert:

"Sec. 10. Minnesota Statutes 1982, section 462A.21, is amended by adding a subdivision to read:

Subd. 8a. It may establish a multifamily development assistance fund, on terms and conditions it deems advisable, to be used in connection with the financing of multifamily developments (a) to make loans, with or without interest, pursuant to section 462A.05, subdivisions 1 and 3, or (b) to make payments into accounts of the agency for the purpose of making payments required by a resolution for the issuance of its notes or bonds, as permitted by section 462A.10, subdivision 4."

Page 5, after line 31, insert:

"Sec. 13. Minnesota Statutes 1982, section 462C.07, subdivision 1, is amended to read:

Subdivision 1. To finance programs or developments described in any plan the city may, upon approval of the program as provided in section 462C.04, subdivision 2, issue and sell revenue bonds or obligations which shall be payable exclusively from the revenues of the programs or developments. In the purchase or making of single family housing loans and the purchase or making of multifamily housing loans and the is-

suance of revenue bonds or other obligations the city may exercise within its corporate limits, any of the powers the Minnesota housing finance agency may exercise under chapter 462A, without limitation under the provisions of chapter 475 (, AND THE REVENUE BONDS OR OTHER OBLIGATIONS MAY BE SOLD AT 97 PERCENT OR MORE OF THEIR PRINCIPAL AMOUNT, NOTWITHSTANDING THE PROVISIONS OF SECTION 462A.09)."

Renumber the sections in sequence

Delete the title and insert:

"A bill for an act relating to housing; increasing the maximum permissible return to certain mortgagors; increasing the maximum amount of housing finance agency rehabilitation loans; combining certain bonding categories; clarifying other housing finance agency duties and powers; modifying certain duties and powers of issuers of local housing revenue bonds; amending Minnesota Statutes 1982, sections 462A.03, subdivision 13; 462A.05, subdivisions 4, 9, 14a, 18, and by adding a subdivision; 462A.06, subdivision 8; 462A.09; 462A.21, subdivision 4b, and by adding a subdivision; 462A.22, subdivisions 1 and 5; and 462C.07, subdivision 1; repealing Minnesota Statutes 1982, section 462A.22, subdivision 1a."

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. 462, A bill for an act relating to St. Louis County; limiting compensation of elected county officers.

Reported the same back with the following amendments:

Page 1, line 9, after "for" insert "accumulated"

Page 1, line 9, before the period insert "upon leaving office"

With the recommendation that when so amended the bill pass.

The report was adopted.

Jacobs from the Committee on Regulated Industries to which was referred:

H. F. No. 523, A bill for an act relating to public utilities; defining scope of independent telephone companies accountable

under chapter 237; amending Minnesota Statutes 1982, section 237.01, subdivision 3.

Reported the same back with the following amendments:

Page 1, line 12, after "301" insert "or 302A"

Page 1, after line 13, insert:

"Sec. 2. [EFFECTIVE DATE.]

This act is effective on the day following final enactment. This act is effective in respect to applications for independent telephone company rate changes pending before the commission on the effective date of this act and no refunds of increased independent telephone company rates ordered after the effective date of this act shall be necessary, unless the independent telephone company elects to be subject to rate regulation on or before 60 days after the effective date of this act."

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. 529, A bill for an act relating to crimes; providing that acquittal or conviction of the crime of kidnapping does not bar conviction for any other crime committed during the time of the victim's confinement; amending Minnesota Statutes 1982, section 609.035; proposing new law coded in Minnesota Statutes, chapter 609.

Reported the same back with the following amendments:

Page 1, delete lines 20 to 23 and insert:

"Sec. 2. Minnesota Statutes 1982, section 609.25, is amended to read:

609.25 [KIDNAPPING.]

Subdivision 1. [ACTS CONSTITUTING.] Whoever, for any of the following purposes, confines or removes from one place to another, any person without his consent or, if he is under the age of 16 years, without the consent of his parents or other legal custodian, is guilty of kidnapping and may be sentenced as provided in subdivision 2:

(1) To hold for ransom or reward for release, or as shield or hostage; or

(2) To facilitate commission of any felony or flight thereafter; or

(3) To commit great bodily harm or to terrorize the victim or another; or

(4) To hold in involuntary servitude.

Subd. 2. [MULTIPLE CONVICTION; KIDNAPPING.] A prosecution for or conviction of the crime of kidnapping is not a bar to prosecution for or conviction of any other crime committed during the kidnapping, except for a lesser included offense of the crime of kidnapping.

Subd. (2) 3. [SENTENCE.] Whoever violates subdivision 1 may be sentenced as follows:

(1) If the victim is released in a safe place without great bodily harm, to imprisonment for not more than 20 years or to payment of a fine of not more than \$20,000, or both; or

(2) If the victim is not released in a safe place or if the victim suffers great bodily harm during the course of the kidnapping to imprisonment for not more than 40 years or to payment of a fine of not more than \$40,000, or both."

Further, amend the title as follows:

Page 1, line 6, delete "section" and insert "sections"

Page 1, line 6, delete "; proposing new law"

Page 1, delete line 7, and insert "and 609.25."

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. 530, A bill for an act relating to crimes; providing that prosecution or acquittal of a crime in another jurisdiction is not a bar to prosecution in this state when the act or omission constitutes a crime in the other jurisdiction and this state; amending Minnesota Statutes 1982, section 609.045.

Reported the same back with the following amendments:

Page 1, delete lines 13 to 17 and insert:

"If (AN ACT OR OMISSION CONSTITUTES) *criminal activity involves acts or omissions in this state which constitutes a crime under (BOTH) the laws of this state and acts or omissions which constitute a crime under the laws of another jurisdiction, a conviction or acquittal of such crime in the other jurisdiction (BARS) shall not bar prosecution for the crime in this state unless the elements of both law and fact are identical.*"

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. 541, A bill for an act relating to occupations and professions; authorizing the commissioner of public safety to provide administrative support services to the board of peace officer standards and training; amending Minnesota Statutes 1982, section 214.04, subdivision 1.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Judiciary.

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 617, A bill for an act relating to the pollution control agency; authorizing the collection of permit fees; clarifying the agency's enforcement authorities relating to air contamination; authorizing the use of certain federal funds; extending the authorization of the state wastewater treatment facility construction grants program; amending Minnesota Statutes 1982, sections 116.07, subdivision 9, and by adding a subdivision; 116.16, subdivision 10; and 116.18, subdivision 1.

Reported the same back with the following amendments:

Page 1, line 15, after "*may*" insert "*collect permit fees and shall*"

Page 1, line 19, after "*permits*" insert "*pursuant to agency rules*"

Page 1, line 19, after the period insert "*Permit fees shall not include the costs of litigation.*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Jacobs from the Committee on Regulated Industries to which was referred:

H. F. No. 656, A bill for an act relating to intoxicating liquor; allowing the city of Marble to permit on-sales of intoxicating liquor on a certain date.

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 684, A bill for an act relating to administrative procedures; exempting certain rules from the requirement of approval by the revisor of statutes and related procedures; amending Minnesota Statutes 1982, section 14.38, subdivision 6.

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

The report was adopted.

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

H. F. No. 694, A bill for an act relating to Ramsey County; providing for the membership, terms, and procedures of the medical center commission; amending Minnesota Statutes 1982, section 383A.41, subdivisions 2, 3, and 4.

Reported the same back with the following amendments:

Page 1, line 14, strike "one" and insert "two"

Page 2, line 19, after the period insert "*The citizen members shall reside in Ramsey County.*"

Page 3, line 4, strike "\$35" and insert "\$50"

Page 3, line 5, strike "\$1,000" and insert "\$1,300"

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. 711, A bill for an act relating to state government; altering certain miscellaneous provisions related to financial management of state funds; authorizing the commissioner of finance and the state treasurer to take certain actions relating to the issuance, form, execution, delivery, transfer of ownership, and payment of bonds and certificates of indebtedness; appropriating the proceeds of bonds and certificates of indebtedness for the payment of certain expenses; amending Minnesota Statutes 1982, sections 16A.127, subdivisions 1 and 7; 16A.36; 16A.50; 16A.64, subdivisions 2 and 4; 16A.66, subdivisions 1, 2, and 3; and 124.46, subdivision 2; and proposing new law coded in Minnesota Statutes, chapter 16A.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 16A.127, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] As used in this section the following terms shall have the meanings given them:

(a) "State agency" means a state department, board, council, committee, authority, commission or other entity in the executive branch of state government;

(b) "Nongeneral fund moneys" means any moneys any state agency is authorized to receive and expend from a source other than the general fund;

(c) "Statewide indirect costs" means all operating costs incurred by the state treasurer and (THE) *all* departments (OF ADMINISTRATION, FINANCE AND PERSONNEL) *and agencies* which are attributable to the provision of services to any *other* state agency;

(d) "Commissioner" means the commissioner of finance.

Sec. 2. Minnesota Statutes 1982, section 16A.127, subdivision 7, is amended to read:

Subd. 7. [LEGISLATIVE AUDITOR.] Unless otherwise specified by law, a state agency whose financial affairs are audited by the legislative auditor, *and whose funds are not administered by the state treasurer*, shall transfer to the general fund that portion of the cost of the audit applicable to the moneys received by the agency from sources other than the general fund. The collection by the legislative auditor of the cost of an audit may be waived in whole or in part by the legislative audit commission upon recommendation by the legislative auditor.

Sec. 3. Minnesota Statutes 1982, section 16A.36, is amended to read:

16A.36 [GRANTS FROM UNITED STATES, USE.]

All funds received by the state from the government of the United States as grants in aid for the financing of aid to dependent children, or for maternal and child health services, or for the care of crippled children, or for the care of neglected children and child welfare generally, or for vocational rehabilitation, or for the extension of public health services, or for any other public assistance or public welfare purpose shall be used solely for the purpose for which the grant was made. Any interest or income arising from the funds so granted shall be (ACCREDITED) *credited* by the state treasurer to the particular account for which the grant was made and used solely for the purpose of that grant, or repaid to the United States Treasury (AS) *if* the proper authorities or the government of the United States (MAY) *so* require, or *otherwise shall be credited to the general fund.*

Sec. 4. Minnesota Statutes 1982, section 16A.50, is amended to read:

16A.50 [REPORT TO LEGISLATURE.]

On or before (NOVEMBER 15) *December 31* of each year the commissioner of finance shall prepare and submit to the legislature and make available to the public a financial report covering the operations of all state funds during the preceding fiscal year. The report shall contain financial statements and disclosures which present the state's financial position and the fiscal results of state operations. This report shall be in conformity with generally accepted accounting principles.

Sec. 5. Minnesota Statutes 1982, section 16A.64, subdivision 2, is amended to read:

Subd. 2. The bonds shall be issued and sold (UPON SEALED BIDS UPON SUCH NOTICE,) at such times *and price*, in such form and denominations, bearing interest at such rate or rates, maturing on such dates, either without option of prior payment or subject to prepayment upon such notice and at such times and prices, payable at such bank or banks, within or without the state, with such provisions for registration, conversion, and exchange and for the issuance of notes in anticipation of the sale and delivery of definitive bonds, and in accordance with such further (REGULATIONS) *provisions*, as the commissioner of finance shall determine, subject to the approval of the attorney general (but not subject to the provisions of sections 14.02, 14.04 to 14.36, 14.38, 14.44 to 14.45, and 14.57 to 14.62). Each bond shall mature within 20 years from its date of issue (, SHALL

BE SOLD AT NOT LESS THAN PAR PLUS ACCRUED INTEREST,) and shall be executed by the commissioner of finance and attested by the state treasurer under their official seals. The (SIGNATURE OF ONE) *signatures* of these officers on the face of any bond *and on the interest coupons appurtenant to it*, and their seals, (AND THE SIGNATURE OF BOTH OFFICERS ON THE INTEREST COUPONS APPURTENANT TO ANY BOND,) may be printed, lithographed, stamped, (OR) engraved, *or otherwise reproduced* thereon. *Each bond shall be authenticated by the manual signature on its face of one of the officers or a person authorized to sign on behalf of a bank or trust company designated by the commissioner to act as registrar or other authenticating agent.*

Sec. 6. Minnesota Statutes 1982, section 16A.64, subdivision 4, is amended to read:

Subd. 4. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including, but not limited to, actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the Minnesota state building fund, and the amounts necessary therefore are appropriated from said fund (; PROVIDED THAT IF ANY AMOUNT IS SPECIFICALLY APPROPRIATED FOR THIS PURPOSE IN AN ACT AUTHORIZING THE ISSUANCE OF BONDS PURSUANT TO THIS SECTION, SUCH EXPENSES SHALL BE FIRST PAID TO THE EXTENT POSSIBLE FROM THE AMOUNT SO APPROPRIATED).

Sec. 7. Minnesota Statutes 1982, section 16A.66, subdivision 1, is amended to read:

Subdivision 1. For the purpose of refunding state bonds of any series heretofore or hereafter authorized, *including interest on them*, the commissioner of finance may with approval by resolution of the executive council issue bonds of the state of Minnesota (IN A MAXIMUM AMOUNT EQUAL TO THE OUTSTANDING PRINCIPAL AMOUNT OF THE BONDS TO BE REFUNDED,) in the manner and upon the terms and conditions prescribed in this section and in the Constitution, Article XI, Section 7. For the prompt and full payment of all such refunding bonds and the interest thereon the full faith and credit and taxing powers of the state are irrevocably pledged. The proceeds of such bonds shall be credited to the state bond fund created by the Constitution, and within that fund to such separate bookkeeping account as shall have been created for the payment of the bonds to be refunded and the interest thereon, *and shall be credited only against the tax otherwise required by the Constitution to be levied with respect to the refunded bonds.*

Sec. 8. Minnesota Statutes 1982, section 16A.66, subdivision 2, is amended to read:

Subd. 2. Unless otherwise expressly provided in the law authorizing the issuance of any series of bonds, such authorization shall include authorization to the commissioner to issue refunding bonds (IN A MAXIMUM PRINCIPAL AMOUNT EQUAL TO THE PRINCIPAL AMOUNT THEREOF OUTSTANDING AT ANY TIME,) for the purpose of refunding the same in the manner and upon the terms and conditions prescribed in this section. Any act directing the issuance of bonds for any purpose shall, together with this section, constitute complete authority for the issuance of bonds to refund the same, and such refunding bonds shall not be subject to the restrictions or limitations contained in any other law.

Sec. 9. Minnesota Statutes 1982, section 16A.66, subdivision 3, is amended to read:

Subd. 3. Such refunding bonds shall be issued and sold (UPON SEALED BIDS, OR MAY BE SOLD DIRECTLY TO THE STATE BOARD OF INVESTMENT WITHOUT BIDS) *under provisions determined by the commissioner in accordance with section 16A.64*, or may be exchanged for bonds refunded by agreement with the holders thereof, and shall be prepared, executed, and delivered, and when issued shall be secured, in the same manner in all respects as provided by law and the Constitution for the bonds refunded thereby. The proceeds of the bonds may be deposited, invested, and applied to accomplish the refunding in the manner and upon the conditions provided in section 475.67, subdivisions 5 to (11) 10. The interest rate on refunding bonds may exceed that on the bonds refunded when in the judgment of the commissioner and council refunding is nevertheless necessary or desirable for the purpose of extending the maturities and reducing the annual *amount of the* property tax or other funds needed to pay and secure the bonds and interest (, IN LIEU OF THE REVENUES PRIMARILY APPROPRIATED FOR THEIR PAYMENT).

Sec. 10. [16A.672] [BONDS AND CERTIFICATES OF INDEBTEDNESS.]

Subdivision 1. [IN GENERAL.] Notwithstanding any contrary provision of other law, the commissioner of finance and the state treasurer shall have the powers specified in this section with respect to the issuance, form, execution, delivery, registration of transfer and exchange, and payment of bonds and certificates of indebtedness heretofore or hereafter authorized to be issued or issued by the state.

Subd. 2. [FORM OF OBLIGATIONS.] The bonds or certificates of indebtedness may be issued in bearer form with interest coupons attached, with or without provision for registration as to principal only, or in fully registered form, in one or more denominations, and with provisions for conversion of form, exchange of denominations, and transfer of ownership as

prescribed by the commissioner of finance. All bonds and certificates of indebtedness, when issued according to orders of the commissioner of finance, shall be securities within the meaning of sections 336.8-101 to 336.8-408, and the commissioner of finance and the state treasurer may do on behalf of the state all acts and things which are permitted or required of issuers of securities under sections 336.8-101 to 336.8-408 and are consistent with the orders. The bonds or certificates of indebtedness may be printed, lithographed, or otherwise reproduced in the style and form the commissioner prescribes, but the form shall state in a general way the purpose for which they are issued and the security provided for their payment.

Subd. 3. [EXECUTION OF OBLIGATIONS.] *The bonds and certificates of indebtedness shall be executed by the commissioner of finance and attested by the state treasurer under their official seals. Facsimile signatures and seals of either or both of these officers may, as the commissioner of finance deems appropriate, be printed, lithographed, stamped, engraved, or otherwise reproduced. Every bond and certificate issued, whether initially or upon transfer, exchange, or replacement, shall be manually signed on its face by one of these officers, or by a duly authorized representative of a bank or trust company designated by order of the commissioner of finance, whether at or after the time of initial issue, as registrar or otherwise as agent of the state to authenticate it.*

Subd. 4. [DELIVERY OF OBLIGATIONS.] *The commissioner of finance may appoint a bank or trust company within or outside the state to act as delivery agent on behalf of the state, and to deliver the bonds or certificates of indebtedness to the initial purchaser upon payment therefor.*

Subd. 5. [REGISTRAR.] *The commissioner of finance, in the order for the issuance of any bonds or certificates of indebtedness, may designate a corporate registrar to perform on behalf of the state the duties of a registrar as set forth in sections 336.8-101 to 336.8-408, including but not limited to authentication and delivery upon initial issuance and upon registration of transfer, exchange, or conversion into another form. Any registrar shall be an incorporated bank or trust company, within or outside the state, authorized by the laws of the United States or of the state in which it is located to perform these duties.*

Subd. 6. [PAYMENT OF OBLIGATIONS.] *The order authorizing the issuance of any bonds or certificates of indebtedness may provide for the payment of principal and interest in the manner and by the means the commissioner deems necessary to ensure full and prompt payment when due, and may provide for the payment at the office of a bank or trust*

company within or outside the state. In the case of fully registered bonds or certificates of indebtedness, the order may provide that the interest coming due on any interest payment date shall be payable to the person or entity who is the registered owner on the bond or certificate register on a specified date preceding the interest payment date, by check, draft, or other transfer to the order of the registered owner.

Subd. 7. [AGREEMENTS.] The commissioner of finance may enter into agreements containing terms which are necessary or desirable to carry out the authority given him in this section, pursuant to applicable orders of the commissioner. The agreements may provide for the payment of compensation for services to be performed and expenses to be incurred on behalf of the state, and may provide for their payment from the proceeds of the bonds or certificates of indebtedness, or from other money appropriated to the commissioner of finance, or from charges to be imposed on the holders of bonds or certificates of indebtedness, or from a combination of these sources. As much of the proceeds of the bonds or certificates as necessary is appropriated for this purpose.

Subd. 8. [APPROPRIATION.] There is appropriated annually to the commissioner of finance from the general fund in the state treasury an amount of money sufficient to pay when due all compensation and expenses due to registrars, delivery agents, and paying agents for state bonds and certificates of indebtedness under the terms of agreements entered into according to subdivision 7.

Subd. 9. [APPROVAL BY ATTORNEY GENERAL.] No agreement described in subdivision 7 shall become effective until it has been approved as to form and execution by the state attorney general or his designee.

Subd. 10. [REGISTRATION DATA PRIVATE.] All information contained in any register maintained by the state treasurer or a corporate registrar with respect to the ownership of state bonds or certificates of indebtedness constitutes non-public data as defined in section 13.02, subdivision 9, or private data on individuals as defined in section 13.02, subdivision 12. The information is not public and is accessible only to the individual, corporation, or other entity which is the subject of it, except as disclosure (a) is necessary for the performance of the duties of the registrar, the state commissioner of finance, the state treasurer, or the state legislative auditor, or (b) is requested by an authorized representative of the state commissioner of revenue or attorney general or of the commissioner of internal revenue of the United States for the purpose of ascertaining the application of any estate, inheritance, or other tax, or (c) is required under section 13.03, subdivision 4.

Sec. 11. Minnesota Statutes 1982, section 124.46, subdivision 2, is amended to read:

Subd. 2. Upon receipt of each such certification, subject to authorization as provided in subdivision 4, the commissioner of finance shall from time to time as needed issue and sell state of Minnesota school loan bonds in the aggregate principal amount stated in the commissioner's certificate, for the prompt and full payment of which, with the interest thereon, the full faith, credit, and taxing powers of the state are hereby irrevocably pledged, and shall credit the net proceeds of their sale to the purposes for which they are appropriated by section 124.40, subdivision 1. Such bonds shall be issued and sold at (NOT LESS THAN THEIR PAR VALUE) *such price*, in such manner, in such number of series, at such times, and in such form and denominations, shall bear such dates of issue and of maturity, either without option of prior redemption or subject to prepayment upon such notice and at such times and prices, shall bear interest at such rate or rates and payable at such intervals, shall be payable at such bank or banks within or without the state, with such provisions for registration, conversion, and exchange, and for the issuance of notes in anticipation of the sale and delivery of definitive bonds, and in accordance with such further (REGULATIONS) *provisions* as the commissioner of finance shall determine subject to the limitations stated in this subdivision (but not subject to the provisions of sections 14.02, 14.04 to 14.36, 14.38, 14.44 to 14.45, and 14.57 to 14.62). The maturity date shall in no case be (LESS THAN TEN OR) more than 20 years after the date of issue of any bond and the principal amounts and due dates shall conform as near as may be with the commissioner's estimates of dates and amounts of payments to be received on debt service and capital loans. The bonds *and any interest coupons appurtenant to them* shall be executed by the commissioner of finance and attested by the state treasurer under their official seals. The (SIGNATURE) *signatures* of (ONE OF) these officers (ON THE FACE OF ANY BOND,) and their seals (, AND THE SIGNATURES OF BOTH OFFICERS ON THE INTEREST COUPONS APPURTENANT TO ANY BOND,) may be printed, lithographed, stamped, (OR) engraved, *or otherwise reproduced* thereon. *Each bond shall be authenticated by the manual signature on its face of one of the officers or a person authorized to sign on behalf of a bank or trust company designated by the commissioner to act as registrar or other authenticating agent.* The commissioner of finance is authorized and directed to ascertain and certify to purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota in accordance with their terms.

Sec. 12. [EFFECTIVE DATE.]

This act is effective the day after final enactment."

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

The report was adopted.

McEachern from the Committee on Education to which was referred:

H. F. No. 716, A bill for an act relating to education; establishing the basis upon which financial stipends for scholarships and grants-in-aid are determined; amending Minnesota Statutes 1982, section 136A.121.

Reported the same back with the following amendments:

Page 2, lines 4 and 5, strike "is a graduate of a secondary school or its equivalent and"

Page 3, after line 8, insert the following:

"The minimum financial stipend awarded shall be \$100."

Page 3, after line 30, insert the following:

"The minimum financial stipend awarded shall be \$100."

Page 3, line 36, delete "beginning in the 1986-1987"

Page 4, line 1, delete "school year,"

Page 4, line 4, delete "Prior to"

Page 4, delete lines 5 to 7

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 733, A bill for an act relating to mining; including peat within the provisions of mineland reclamation laws; amending Minnesota Statutes 1982, sections 93.44; 93.46, subdivisions 2 and 6; proposing new law coded in Minnesota Statutes, chapter 93.

Reported the same back with the following amendments:

Page 2, line 21, delete "*having a planned*"

Page 2, line 22, delete "*duration of ten years or less and*"

Page 2, line 25, delete "*of ten years duration or less and*"

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. 747, A bill for an act relating to the city of Moorhead; restoring an excess payment; appropriating money; repealing Laws 1965, chapters 66 and 312.

Reported the same back with the following amendments:

Page 1, lines 8 and 9, delete "\$27,000" and insert "\$23,587"

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 758, A bill for an act relating to mining; extending the time period within which certain idle open pit mines must be fenced; amending Minnesota Statutes 1982, section 180.03, subdivision 2.

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

The report was adopted.

Vanasek from the Committee on Judiciary to which was referred:

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.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 260.315, is amended to read:

260.315 [CONTRIBUTING TO NEGLECT OR DELINQUENCY.]

Any person who by act, word or omission encourages, causes or contributes to the neglect or delinquency of a child (, AND SUCH ACT, WORD OR OMISSION IS NOT BY OTHER PROVISIONS OF LAW DECLARED TO BE A FELONY, SHALL BE) is guilty of a misdemeanor.

Sec. 2. Minnesota Statutes 1982, section 609.255, is amended to read:

609.255 [FALSE IMPRISONMENT.]

Subdivision 1. [DEFINITION.] As used in this section, the following term has the meaning given it unless specific content indicates otherwise.

(a) "Caretaker" means an individual who has responsibility for the care of a child as a result of a family relationship, or who has assumed responsibility for all or a portion of the care of a child.

Subd. 2. [INTENTIONAL RESTRAINT.] Whoever, knowing he has no lawful authority to do so, intentionally confines or restrains a child not his own under the age of 18 years without his parent's or legal custodian's consent, or any other person without his consent, is guilty of false imprisonment and may be sentenced to imprisonment for not more than three years or to payment of a fine of not more than \$3,000, or both.

Subd. 3. [UNREASONABLE RESTRAINT OF CHILDREN.] A parent, legal guardian, or caretaker who intentionally subjects a child under the age of 18 years to unreasonable physical confinement or restraint by means including but not limited to, tying, locking, caging, or chaining for a prolonged period of time and in a cruel manner which is excessive under the circumstances and which results in substantial emotional harm, is guilty of unreasonable restraint of a child and may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both. If the confinement or restraint results in substantial bodily harm, that person may be sentenced to imprisonment for not more than three years or to payment of not more than \$3,000, or both.

Sec. 3. [609.376] [DEFINITIONS.]

Subdivision 1. [TERMS DEFINED.] For the purposes of sections 3 to 6, the following terms have the meanings given unless specific content indicates otherwise.

Subd. 2. [CHILD.] "Child" means any person under the age of 18 years.

Subd. 3. [CARETAKER.] "Caretaker" means an individual who has responsibility for the care of a child as a result of a family relationship or who has assumed responsibility for all or a portion of the care of a child.

Subd. 4. [COMPLAINANT.] "Complainant" means a person alleged to have been a victim of a violation of section 609.255, subdivision 3, section 4, or section 5, but need not be the person who signs the complaint.

Sec. 4. [609.377] [MALICIOUS PUNISHMENT OF A CHILD.]

A parent, legal guardian, or caretaker who, by an intentional act or a series of intentional acts, evidences unreasonable force or cruelty which causes substantial emotional harm to a child is guilty of malicious punishment of a child and may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both. If the punishment results in substantial bodily harm, that person may be sentenced to imprisonment for not more than 3 years or to payment of not more than \$3,000, or both.

Sec. 5. [609.378] [NEGLECT OF A CHILD.]

(a) A parent, legal guardian, or caretaker who willfully deprives a child of necessary food, clothing, shelter, health care, or supervision appropriate to the child's age, when the parent, guardian, or caretaker is reasonably able to make the necessary provisions and which deprivation substantially harms the child's physical or emotional health, or (b) a parent, legal guardian, or foster parent who knowingly permits the continuing physical or sexual abuse of a child is guilty of neglect of a child and may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both.

If a parent, guardian, or caretaker responsible for the child's care in good faith selects and depends upon spiritual means or prayer for treatment or care of disease or remedial care of the child, this treatment shall constitute "health care" as used in clause (a) of this section.

Sec. 6. [609.379] [PERMITTED ACTIONS.]

Subdivision 1. [REASONABLE FORCE.] Reasonable force may be used upon or toward the person of a child without the child's consent when the following circumstance exists or the actor reasonably believes it to exist:

When used by a parent, legal guardian, teacher, or other caretaker of a child or pupil, in the exercise of lawful authority, to restrain or correct the child or pupil.

Subd. 2. [APPLICABILITY.] This section applies to sections 1 to 5 and section 626.556, subdivision 12.

Sec. 7. [609.38] [STAYED SENTENCE.]

For any violation of section 609.255, subdivision 3, section 4, or section 5 for which the sentencing guidelines establish a presumptive executed sentence, the court shall stay imposition or execution of the sentence if it finds that a stay is in the best interest of the complainant or the family unit and that the defendant is willing to participate in any necessary or appropriate treatment. In determining an appropriate sentence when there is a family relationship between the complainant and the defendant, the court shall be guided by the policy of preserving and strengthening the family unit whenever possible.

Sec. 8. Minnesota Statutes 1982, section 626.556, subdivision 12, is amended to read:

Subd. 12. [DUTIES OF FACILITY OPERATORS.] Any operator, employee, or volunteer worker at any facility who intentionally neglects, physically abuses, or sexually abuses any child in the care of that facility may be charged with a violation of (SECTION 609.23) sections 2, 4 or 5. Any operator of a facility who knowingly permits conditions to exist which result in neglect, physical abuse, or sexual abuse of a child in the care of that facility may be charged with a violation of section 609.23 or section 5.

Sec. 9. [EFFECTIVE DATE.]

Sections 1 to 8 are effective August 1, 1983 and apply to crimes committed on or after that date."

Delete the title and insert:

"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."

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. 233, A bill for an act relating to probate; requiring annual reports on the personal well-being of wards or conservatees; amending Minnesota Statutes 1982, section 525.58, by adding a subdivision.

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. 269, 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.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 114, 140, 149, 239, 314, 325, 417, 441, 462, 523, 529, 530, 617, 656, 684, 694, 733 and 758 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 224, 267, 50, 233 and 269 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Stadum, Ludeman, Heap, Welker and Valan introduced:

H. F. No. 846, A bill for an act relating to taxation; allowing a credit against corporate income taxes for workers' compensation and unemployment compensation premiums; amending Minnesota Statutes 1982, sections 290.06, by adding a subdivision; and 290.09, subdivision 2.

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

Carlson, L., introduced:

H. F. No. 847, A bill for an act relating to tort liability; providing for parallel exceptions for unimproved property of the state and municipalities; amending Minnesota Statutes 1982, section 466.03, by adding a subdivision.

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

Norton; Clark, K.; Greenfield; Anderson, R., and Wynia introduced:

H. F. No. 848, A bill for an act relating to public welfare; entitling certain low income families to child care at reduced rates; amending Minnesota Statutes 1982, sections 245.83; 245.84, subdivisions 1, 2, and 5; 245.85; 245.86; and 245.87.

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

Fjoslien introduced:

H. F. No. 849, A bill for an act relating to state lands; authorizing the sale of a certain lakeshore lot in Douglas County.

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

Brandl, Osthoff, Gustafson and Minne introduced:

H. F. No. 850, A bill for an act relating to taxation; providing a method for distributing state money to municipalities; establishing a levy limit base; amending Minnesota Statutes 1982, sections 275.51, by adding a subdivision; 477A.011, by adding subdivisions; and 477A.012; proposing new law coded in Minnesota Statutes, chapters 275 and 477A; repealing Minnesota Statutes 1982, sections 275.51, subdivision 3e; 477A.011, subdivisions 4, 5, 9, and 10; and 477A.013.

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

Graba, Krueger, Erickson, Valan and Kalis introduced:

H. F. No. 851, A bill for an act relating to agriculture; making certain changes in the family farm security loan program; amending Minnesota Statutes 1982, sections 16.02, subdivision 14; 41.52, by adding a subdivision; 41.53, subdivision 2; 41.54, subdivision 2; 41.55; 41.56, subdivisions 2, 4, 5, and by adding subdivisions; 41.57, subdivisions 2 and 3; 41.58, subdivision 1; 41.59, subdivisions 1, 2, and 3; 41.61, subdivision 1; 48.19, by adding a subdivision; and 287.04; proposing new law coded in Minnesota Statutes, chapter 15.

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

Forsythe, Brandl, Welch, Reif and Berkelman introduced:

H. F. No. 852, A bill for an act relating to public welfare; providing for a state contract with an insuring agent to administer the medical assistance program; requiring the commissioner of public welfare to submit a request for proposals to the commissioner of administration to commence the bidding procedures on the insurance contract; providing for training or other assistance for affected public employees; transferring money; appropriating money; proposing new law coded in Minnesota Statutes, chapter 256B.

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

Clawson, Gustafson, Norton, McKasy and Dempsey introduced:

H. F. No. 853, A bill for an act relating to the court system; removing obsolete references to justice of the peace and magistrate; amending Minnesota Statutes 1982, sections 72A.12, subdivision 5; 72A.30; 88.645; 88.78; 97.50, subdivisions 1 and 7; 115.32, subdivision 3; 127.09; 144.12, subdivision 1; 168.46; 169.42, subdivision 5; 169.91; 169.95; 169.965, subdivision 3; 169.966, subdivision 3; 169.971, subdivision 4; 171.08; 171.16, subdivision 1; 181.09; 181.17; 219.32; 219.97, subdivision 13; 290.58; 297A.42, subdivision 2; 299F.40, subdivision 5; 340.85, subdivision 2; 340.91; 345.02; 345.03; 345.14; 346.03; 346.04; 346.09, subdivision 1; 347.04; 351.03; 357.12; 357.16; 357.22; 357.27; 358.15; 359.061; 359.11; 361.27, subdivision 2; 365.52; 366.20; 367.11; 367.25, subdivision 1; 368.01, subdivision 20; 373.09; 390.15; 390.20; 390.31, subdivision 2; 390.33, subdivisions 2 and 6; 395.23; 412.02, subdivision 1; 412.021, subdivision 2; 412.023, subdivision 5; 412.111; 412.861, subdivision 3; 473.608, subdivision 17; 485.07; 488A.021, subdivision 4; 488A.09, subdivision 7; 488A.19, subdivision 5; 490.18; 492.02, subdivision 3; 509.04; 514.29; 514.34; 542.05; 549.03; 550.17; 571.50; 571.58; 571.64; 574.18; 574.20; 574.35; 588.01, subdivision 3; 593.21; 609.27, subdivision 1; 609.415, subdivision 1; 609.66, subdivision 1; 611.07, subdivision 1; 611.17; 611.18; 617.27; 624.62; 625.01; 625.02; 625.03; 625.04; 625.05; 625.06; 625.07; 625.08; 625.09; 625.10; 625.11; 625.12; 625.13; 625.14; 625.15; 625.17; 625.18; 626.04; 626.05, subdivision 1; 626.06; 625.09; 626.11; 626.14; 626.15; 626.17; 626.66; 629.03; 629.13; 629.14; 629.15; 629.16; 629.17; 629.18; 629.23, subdivision 3; 629.31; 629.36; 629.363; 629.364; 629.39; 629.401; 629.403; 629.41; 629.44; 629.45; 629.53; 629.54; 629.55; 629.60; 629.62; 630.17; 630.37; 631.04; 636.08; 641.07; 641.25; and 648.39, subdivisions 2 and 3; repealing Minnesota Statutes 1982, sections 357.14; 367.03, subdivision 4; 367.21; 388.02; 412.02, subdivision 5; 412.171; 487.01, subdivision 8; 488A.283; 488A.284; 492.02, subdivision 2; 542.15; 549.16; 599.21; 599.24; 609.46; 629.56; 629.66; and 629.71.

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

O'Connor; Nelson, K.; Otis; Redalen and McDonald introduced:

H. F. No. 854, A bill for an act relating to utilities; specifying the commission's authority over the availability of submetering; proposing new law coded in Minnesota Statutes, chapter 216B.

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

Norton, Dempsey, Ellingson, Halberg and Gustafson introduced:

H. F. No. 855, A bill for an act relating to contracts; prohibiting the enforcement of indemnification agreements in construction contracts; proposing new law coded as Minnesota Statutes, chapter 337.

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

Osthoff introduced:

H. F. No. 856, A bill for an act relating to retirement; authorizing the purchase of prior service credit by a certain member of the Minnesota state retirement system for prior service as a legislative employee.

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

Brandl; Kahn; Eken; Nelson, K., and Himle introduced:

H. F. No. 857, A bill for an act relating to labor; establishing the job skills partnership; creating a board; appropriating money; proposing new law coded as Minnesota Statutes, chapter 116K.

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

Riveness, Omann, Piper, Sviggum and Battaglia introduced:

H. F. No. 858, A bill for an act relating to veterans; clarifying eligibility for certain educational programs; standardize the definition of "veteran"; improve management of grant program; coordinate program with federal law; amending Minnesota Statutes 1982, section 197.75; proposing new law coded in Minnesota Statutes, chapter 197; repealing Minnesota Statutes 1982, sections 197.09; 197.10; and 197.11.

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

Kostohryz, Piper, Sviggum, Burger and Greenfield introduced:

H. F. No. 859, A bill for an act relating to the military; redefining categories of service; restricting state liability for workers' compensation claims, tort claims, and special compensation payments; clarifying applicability of state's uniform code of military justice; reenacting the authority of the adjutant general to repair regimental battle flags; amending Minnesota Statutes 1982, sections 3.732, subdivision 1; 176.011, subdivision 9; 190.05, subdivision 5, and by adding subdivisions; 192.38; 192A.015; and 192A.02, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 190.

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

Voss, Beard and Levi introduced:

H. F. No. 860, A bill for an act relating to elections; providing for the preparation and availability of correct precinct lists; amending Minnesota Statutes 1982, section 201.091, subdivision 2.

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

Otis introduced:

H. F. No. 861, A bill for an act relating to metropolitan government; regulating transit commission debt; amending Minnesota Statutes 1982, section 473.436, subdivision 5.

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

Otis introduced:

H. F. No. 862, A bill for an act relating to insurance; accident and health; providing coverage for ambulatory mental health services provided by a licensed psychologist; amending Minnesota Statutes 1982, section 62A.152, subdivision 2.

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

Otis introduced:

H. F. No. 863, A bill for an act relating to public utilities; providing for the purchase of power from electrical utilities by firm power producers at certain costs under certain circumstances; making certain technical changes; amending Minnesota Statutes 1982, section 216B.164.

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

Clark, K., introduced:

H. F. No. 864, A bill for an act relating to the housing finance agency; proposing an innovative housing loan program; appropriating money; amending Minnesota Statutes 1982, sections 462A.05, by adding a subdivision; and 462A.21, by adding a subdivision.

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

Clark, K., and Munger introduced:

H. F. No. 865, A bill for an act relating to the environment; protecting communities from toxic substances and harmful physical agents; requiring information to be given to local fire departments; providing a penalty; proposing new law coded in Minnesota Statutes, chapter 116.

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

Ogren introduced:

H. F. No. 866, A bill for an act relating to economic development; naming the department of energy, planning and development an assignee of the rights of a state funded community development corporation; updating and rearranging the Minnesota area redevelopment act to reflect current practices; amending Minnesota Statutes 1982, sections 116J.65, by adding a subdivision; 472.02, subdivisions 1 and 3; 472.03; 472.04, subdivisions 1 and 4; 472.06; 472.07; 472.08; 472.09; 472.12; 472.125; 472.13; 472.14; and 472.15; repealing Minnesota Statutes 1982, sections 472.02, subdivision 2; 472.04, subdivisions 5 and 6; 472.05; 472.10; and 472.11.

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

Kahn, Erickson and Wynia introduced:

H. F. No. 867, A bill for an act relating to communications; establishing the Minnesota state information systems and communications council; prescribing its powers and duties; transferring duties of other state agencies; providing for potential purchase of certain equipment by state employees; appropriating money; amending Minnesota Statutes 1982, sections 10A.01, subdivision 18; 16.02, subdivision 2a; 16.125, subdivision 2; 16.90, subdivision 1; 16.911; 16.94; 16.95; 121.934, subdivision 7; 238.01; and 238.04, subdivisions 1 and 7; proposing new law coded in Minnesota Statutes, chapters 16; 16B; and 116J; repealing Minnesota Statutes 1982, sections 16.90, subdivisions 3 and 4; 16.91; 16.955; 116J.42, subdivision 8; and 238.05, subdivision 1.

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

Nelson, K., and Sieben introduced:

H. F. No. 868, A bill for an act relating to education; providing for Indian scholarships; amending Minnesota Statutes 1982, section 124.48.

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

Gustafson introduced:

H. F. No. 869, A bill for an act relating to Independent School District No. 709; providing for withdrawal of clerical workers from civil service; amending Laws 1967, chapter 252, section 2, as amended.

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

Rodosovich, Clawson, Coleman and Knuth introduced:

H. F. No. 870, A bill for an act relating to state government; authorizing the commissioner of the department of economic security to adopt permanent or temporary rules; proposing new law coded in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1982, section 268.12, subdivision 3.

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

Clark, J., introduced:

H. F. No. 871, A bill for an act relating to courts; providing for additional judges in the fourth judicial district; amending Minnesota Statutes 1982, section 2.722, subdivision 1.

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

Sparby, Schoenfeld, Valan and Kalis introduced:

H. F. No. 872, A bill for an act relating to agriculture; making certain changes in the law relating to establishing a fertilizer inspection fund; prescribing penalties; appropriating money; amending Minnesota Statutes 1982, sections 17.713, subdivision 7; 17.714, subdivision 1; 17.715, subdivision 1; 17.717, subdivision 1; 17.718, subdivision 1; 17.725, subdivisions 1 and 2; and 17.728, subdivision 4, and by adding a subdivision; repealing Minnesota Statutes 1982, section 17.717, subdivisions 3, 4, 5, and 6.

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

Voss, Vanasek, Jacobs and Sieben introduced:

H. F. No. 873, A bill for an act relating to negligence; removing bars to actions in certain cases; amending Minnesota Statutes 1982, section 604.06.

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

Anderson, B.; McEachern and Segal introduced:

H. F. No. 874, A bill for an act relating to libraries; consolidating provisions for county libraries and city libraries; defining misuse of library materials; prescribing a penalty; restricting tort liability for public libraries; correcting internal references; amending Minnesota Statutes 1982, sections 134.07; 134.08; 134.09; 134.10; 134.11; 134.12; 134.13; 134.14; 134.15; 134.30; 134.32, subdivisions 1 and 7; 134.351, subdivisions 3 and 7; 134.353; 134.36; 375.335; 466.01, subdivision 1; 648.39, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 134; repealing Minnesota Statutes 1982, sections 134.03; 134.06; 134.16; 134.19; 134.352; and 375.33.

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

Blatz introduced:

H. F. No. 875, A bill for an act relating to the city of Bloomington; permitting the establishment of special service districts; providing taxing and other financial authority for Bloomington.

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

Sparby, Tunheim, Eken, St. Onge and Graba introduced:

H. F. No. 876, A bill for an act relating to Northwest Minnesota Multi-County Housing and Redevelopment Authority; providing for per diem compensation for attendance of commissioners at meetings.

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

Dempsey introduced:

H. F. No. 877, A bill for an act relating to marriage dissolution; requiring mediation prior to contested hearings on child custody or visitation; proposing new law coded in Minnesota Statutes, chapter 518.

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

Dempsey, Schafer and Findlay introduced:

H. F. No. 878, A bill for an act relating to probate; changing the time for closing certain estates; amending Minnesota Statutes 1982, section 524.3-1003.

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

Welch, Bergstrom, Larsen, Rose and Knickerbocker introduced:

H. F. No. 879, A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 2, to set the number of members of the senate and house of representatives at four senators and eight representatives times the number of congressional districts.

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

Clawson, Eken, Frerichs, Sviggum and Welch introduced:

H. F. No. 880, A bill for an act relating to public welfare; establishing an experimental block grant program for treatment services for mentally ill and chemically dependent persons in certain counties; appropriating money; proposing new law coded in Minnesota Statutes, chapter 245.

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

Dempsey introduced:

H. F. No. 881, A bill for an act relating to marriage and dissolution; providing mandatory mediation in dissolutions; proposing new law coded in Minnesota Statutes, chapter 518.

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

Wynia, Clawson, Schreiber, Rice and Swanson introduced:

H. F. No. 882, A bill for an act relating to public welfare; permitting reimbursement under the medical assistance program for developmental achievement and semi-independent living services provided to certain mentally retarded and cerebral palsied persons; amending Minnesota Statutes 1982, sections 256B.02, subdivisions 7 and 8; and 256B.03, by adding subdivisions.

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

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

H. F. No. 883, A bill for an act relating to metropolitan government; providing procedures for solid waste disposal site selection; amending Minnesota Statutes 1982, section 473.833, subdivision 3.

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

Solberg, Neuenschwander, Ogren, Zaffke and Anderson, R., introduced:

H. F. No. 884, A bill for an act relating to economic development; regulating loans of the small business finance agency; amending Minnesota Statutes 1982, sections 116J.88, subdivision 4; and 116J.90, subdivision 2.

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

Staten, Simoneau, Skoglund, Rice and Clark, K., introduced:

H. F. No. 885, A bill for an act relating to metropolitan government; clarifying the metropolitan sports facility commission's power to enter into use agreements; amending Minnesota Statutes 1982, section 473.556, subdivision 12.

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

Schreiber, Coleman, Kostohryz, Dempsey and Dimler introduced:

H. F. No. 886, A bill for an act relating to motor vehicles; providing for registration, taxation, and special license plates for classic motorcycles; proposing new law coded in Minnesota Statutes, chapter 168.

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

Jacobs, Larsen, Segal and Bennett introduced:

H. F. No. 887, A bill for an act relating to occupations and professions; regulating and licensing builders and contractors; proposing new law coded in Minnesota Statutes, chapter 326.

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

Norton; Rodriguez, F.; Vellenga; Osthoff and Kelly introduced:

H. F. No. 888, A bill for an act relating to retirement; survivor benefits payable by teachers retirement funds in cities of the first class; amending Minnesota Statutes 1982, sections 354A.32; and 354A.35, subdivision 2.

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

Rodriguez, F.; Norton; Osthoff; Vellenga and Kelly introduced:

H. F. No. 889, A bill for an act relating to retirement; altering the reduction factor for early retirement and establishing a rule of 90 for teachers retirement associations in cities of the first class; authorizing the St. Paul Teachers Retirement Fund Association to amend its bylaws accordingly; amending Minnesota Statutes 1982, section 354A.31, subdivision 6.

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

Levi, Hoffman, Price and Beard introduced:

H. F. No. 890, A bill for an act relating to Washington County; authorizing the county to finance sewage disposal systems on behalf of cities and towns in the county by the issuance of county general obligation bonds.

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

Rodriguez, F., and Sarna introduced:

H. F. No. 891, A bill for an act relating to retirement; teachers; definitions, coordination with social security benefits, and various administrative changes; amending Minnesota Statutes 1982, sections 354.05, subdivisions 2 and 35; 354.44, subdivision 5; 354.52, subdivision 4; and 354.63, subdivision 2.

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

Knuth, Quinn, Rodosovich, Shaver and Sviggum introduced:

H. F. No. 892, A bill for an act relating to veterans; authorizing the commissioner of veterans affairs to accept gifts; revising the procedure for purchasing veterans grave markers; authorizing an imprest cash fund at veterans homes; providing for the disposal of abandoned property of veterans at veterans homes; amending Minnesota Statutes 1982, section 197.23; proposing new law coded in Minnesota Statutes, chapter 198; and repealing Minnesota Statutes 1982, section 198.055.

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

Ellingson introduced:

H. F. No. 893, A bill for an act relating to real property; limiting the homestead exemption; amending Minnesota Statutes 1982, sections 510.01; and 510.04.

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

Ellingson, Vanasek and Dempsey introduced:

H. F. No. 894, A bill for an act relating to collection and dissemination of data; classifying government data as public, private, and nonpublic; clarifying issues relating to classifications of data, access to data, the effect of death of individuals on classifications, and the temporary classification of data; refining provisions of the data practice act; amending Minnesota Statutes 1982, sections 13.02, subdivision 8; 13.03, subdivisions 2, 3, and 4, and by adding subdivisions; 13.04, subdivisions 2 and 3; 13.05, subdivisions 3, 7, and 9; 13.06, subdivisions 1 and 6; 13.31, subdivision 2; 13.43, subdivision 2; 13.44; 13.67; and proposing new law coded in Minnesota Statutes, chapter 13.

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

Gruenes and Marsh introduced:

H. F. No. 895, A bill for an act relating to retirement; St. Cloud firefighters; refund of contributions and membership requirement; amending Laws 1961, chapter 343, section 19; and Laws 1974, chapter 382, section 3, subdivision 1.

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

Erickson and Battaglia introduced:

H. F. No. 896, A bill for an act relating to transportation; providing for the inclusion of former municipal state-aid streets in the county state-aid highway system; amending Minnesota Statutes 1982, section 162.02, subdivision 1, and by adding a subdivision.

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

Skoglund, Scheid, Osthoff, Vanasek and Onnen introduced:

H. F. No. 897, A bill for an act relating to taxation; providing for a freeze on property taxes paid on homesteads owned by certain elderly persons; appropriating money; proposing new law coded in Minnesota Statutes, chapter 273.

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

Ellingson, Greenfield and Clark, J., introduced:

H. F. No. 898, A bill for an act relating to courts; authorizing the appointment of court referees; removing term of office restrictions for district court judges assigned to the family court division of the fourth judicial district; amending Minnesota Statutes 1982, sections 260.031, subdivision 1; 484.65, subdivisions 1, 4, 5, and 6; and 484.70, subdivision 1; repealing Minnesota Statutes 1982, section 260.019, subdivision 3.

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

Ellingson, Greenfield and Clark, J., introduced:

H. F. No. 899, A bill for an act relating to courts; permitting the establishment of compulsory nonbinding arbitration programs for use in civil proceedings; proposing new law coded in Minnesota Statutes, chapter 484.

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

Ellingson introduced:

H. F. No. 900, A bill for an act relating to acknowledgement of instruments; providing that legal documents can be signed and certified to be true under penalty of perjury in lieu of acknowledgement in the presence of a notary public; prescribing penalties; amending Minnesota Statutes 1982, section 609.48, subdivision 1, and by adding a subdivision; proposing new law coded in Minnesota Statutes, chapter 358.

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

Battaglia, Sarna, Begich, Vanasek and Munger introduced:

H. F. No. 901, A bill for an act relating to game and fish; enlarging upon the waters which may be managed as experimental waters for fisheries purposes; amending Minnesota Statutes 1982, section 97.48, subdivision 26.

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

Schreiber, Tomlinson, Redalen, Scheid and Dempsey introduced:

H. F. No. 902, A bill for an act relating to taxation; altering the property tax treatment of farm homes; changing the agricultural mill rate credit; changing the classification ratios on certain property; amending Minnesota Statutes 1982, sections 124.2137, subdivision 1; and 273.13, subdivisions 4, 6, 6a, and 7.

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

Clawson introduced:

H. F. No. 903, A bill for an act relating to insurance; removing obsolete statutory provisions regulating assessment benefit associations; repealing Minnesota Statutes 1982, sections 63.01 to 63.35.

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

Anderson, G.; Kalis; Begich; Elioff and Wigley introduced:

H. F. No. 904, A bill for an act relating to transportation; establishing collective rate-making procedure for motor vehicle carriers; amending Minnesota Statutes 1982, section 221.041, by adding a subdivision.

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

Rodriguez, C.; Vellenga and Brandl introduced:

H. F. No. 905, A bill for an act relating to waste disposal; providing for a co-composting study; appropriating money; amending Minnesota Statutes 1982, section 473.153, by adding a subdivision.

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

Carlson, L.; Reif; Heinitz; Welch and Swanson introduced:

H. F. No. 906, A bill for an act relating to health services; establishing voluntary and contingent mandatory systems for health service provider reporting or disclosure of prices; appropriating money; proposing new law coded in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 1982, section 144.705.

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

Reif and Levi introduced:

H. F. No. 907, A bill for an act relating to retirement; White Bear Lake volunteer firefighters; providing for incentive benefit amounts, validating prior actions; repealing Laws 1971, chapter 214; Laws 1979, chapter 201, sections 30 and 31; Laws 1981, chapter 224, section 257.

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

Brandl, Ogren, Skoglund, Otis and Scheid introduced:

H. F. No. 908, A bill for an act relating to taxation; income; providing a credit for sales tax paid by low income taxpayers; amending Minnesota Statutes 1982, section 290.06, by adding a subdivision.

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

Battaglia, Begich, Elioff and Solberg introduced:

H. F. No. 909, A bill for an act relating to the range association of municipalities and schools; defining its permitted area; amending Minnesota Statutes 1982, section 471.58.

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

Jacobs, St. Onge and Brinkman introduced:

H. F. No. 910, A bill for an act relating to intoxicating liquor; authorizing off-sale licensees to dispense samples of wine, liqueurs and cordials; amending Minnesota Statutes 1982, section 340.11, subdivision 15.

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

Sarna; Rodriguez, F.; Metzen; Clark, K., and Wigley introduced:

H. F. No. 911, A bill for an act relating to retirement; the Minneapolis police relief association; board membership; sources and uses of funds; member contributions; amending Laws 1949, Chapter 406, Sections 1, Subdivision 1, as amended; 3, as amended; 4, Subdivisions 2 and 3, as amended; 5, Subdivisions 1, 3, and 5, as amended; and 6, Subdivision 3, as amended; Laws 1953, Chapter 127, Sections 1, Subdivisions 1, as amended, and 4, and by adding a subdivision; and Laws 1965, Chapter 493, Section 5; and Minnesota Statutes 1982, section 423A.01, subdivision 2.

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

Sarna, O'Connor, Quinn, Metzen and Wigley introduced:

H. F. No. 912, A bill for an act relating to retirement; providing for payment of the costs of Medicare Plan B supplemental medical coverage for retirees of the Minnesota state retirement system; appropriating money; proposing new law coded in Minnesota Statutes, chapter 352.

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

Minne, Osthoff, Ogren and Otis introduced:

H. F. No. 913, A bill for an act relating to elections; adopting court ordered congressional redistricting plan with minor adjustments; proposing new law coded in Minnesota Statutes, chapter 2; repealing Minnesota Statutes 1982, sections 2.741 to 2.811.

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

Knuth, Osthoff, Vellenga, Rose and Cohen introduced:

H. F. No. 914, A bill for an act relating to Ramsey County; reinstating a provision relating to mandatory retirement age for military veterans; amending Minnesota Statutes 1982, section 383A.30.

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

Clark, K.; Staten; Segal and Norton introduced:

H. F. No. 915, A bill for an act relating to state government; establishing an office of youth services advocate; providing for a youth services advisory council; establishing a special account to receive a portion of fees collected for processing birth records; appropriating money; amending Minnesota Statutes 1982, section 144.26, subdivision 2; proposing new law coded in Minnesota Statutes, chapter 257.

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

Beard, Sarna, Eken, Stadum and Bishop introduced:

H. F. No. 916, A bill for an act relating to economic development; creating a preference for Minnesota residents in the awarding of public contracts; creating a preference for Minnesota labor and materials; amending Minnesota Statutes 1982, section 16.073; proposing new law coded in Minnesota Statutes, chapter 16.

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

Ellingson, Vanasek and Halberg introduced:

H. F. No. 917, A bill for an act relating to mortgage registry tax; providing for a valid and recordable security in a variable debt instrument; waiving mortgage registry tax for chapter 518 instruments; amending Minnesota Statutes 1982, section 287.03.

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

Vellenga, Segal, Vanasek, Bennett and Dempsey introduced:

H. F. No. 918, A bill for an act relating to highway traffic regulations; providing for limitations on persons who must be brought to detoxification facilities; providing for commitment of certain driving-while-intoxicated offenders; providing for withholding of driving privileges until detoxification costs are paid; amending Minnesota Statutes 1982, section 169.1231.

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

Gustafson, Larsen, Piepho, Sarna and St. Onge introduced:

H. F. No. 919, A bill for an act relating to occupations and professions; providing an exemption from a licensing requirement administered by the board of electricity; amending Minnesota Statutes 1982, section 326.242, subdivision 12.

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

Kvam, Jennings, Heinitz, Wynia and Vanasek introduced:

H. F. No. 920, A bill for an act relating to elections; requiring the secretary of state to include a fiscal impact statement on the ballot for a proposed constitutional amendment; amending Minnesota Statutes 1982, section 204D.15, subdivision 1.

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

Zaffke, Ogren, Tomlinson, Shaver and Solberg introduced:

H. F. No. 921, A bill for an act relating to taxation; motor vehicle registration tax; motor vehicle excise tax; providing for refund of tax on certain vehicles that are replaced or the purchase price refunded; appropriating money; proposing new law coded in Minnesota Statutes, chapters 168 and 297B.

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

St. Onge, Metzen and Clawson introduced:

H. F. No. 922, A bill for an act relating to retirement; teachers variable annuity fund transfers and repayments; amending Minnesota Statutes 1982, section 354.146, subdivision 1; and by adding subdivisions.

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

Stadum, Johnson and Valan introduced:

H. F. No. 923, A bill for an act relating to workers' compensation; altering benefits if there is a safety violation; proposing new law coded in Minnesota Statutes, chapter 176.

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

Coleman, Bergstrom, Scheid and Welle introduced:

H. F. No. 924, A bill for an act relating to motor vehicles; allocating funds credited to the trunk highway fund and to the general fund; increasing the fee for certain reinstatement of driver's license following revocation; establishing the alcohol problem assessment fund; appropriating money; amending Minnesota Statutes 1982, sections 171.26; and 171.29, and by adding a subdivision.

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

Brinkman, Mann and Omann introduced:

H. F. No. 925, A bill for an act relating to commerce; restricting the collateral which may be taken by a farm implement manufacturer as security for equipment sold to dealers; amending Minnesota Statutes 1982, section 336.9-203; proposing new law coded in Minnesota Statutes, chapter 325E.

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

Coleman, Scheid and Welle introduced:

H. F. No. 926, A bill for an act relating to highway traffic regulations; providing a penalty for the operation of a vehicle in a manner that endangers or is likely to endanger persons or property; amending Minnesota Statutes 1982, section 169.13, subdivision 2.

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

Blatz introduced:

H. F. No. 927, A bill for an act relating to education; providing for the distribution of the proceeds from rentals of school buildings; amending Minnesota Statutes 1982, section 123.36, subdivision 10.

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

Anderson, B.; Nelson, K.; McEachern; Levi and Olsen introduced:

H. F. No. 928, A bill for an act relating to education; requiring the higher education coordinating board to study and report on teacher education programs; requesting higher education governing boards and institutions to cooperate in the study.

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

Osthoff, Heap, Battaglia, Ellingson and Frerichs introduced:

H. F. No. 929, A bill for an act relating to animals; providing for the welfare of certain pets and companion animals; imposing penalties; proposing new law coded in Minnesota Statutes, chapter 346.

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

Seaberg, Clawson, Bishop, McKasy and Vanasek introduced:

H. F. No. 930, A bill for an act relating to courts; establishing a court of appeals judicial nominating commission; providing for membership and terms of office of the commission; providing a nomination procedure for selection of qualified persons to fill court of appeals vacancies; appropriating money; proposing new law coded as Minnesota Statutes, chapter 494.

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

Seaberg, Clawson, Bishop, McKasy and Vanasek introduced:

H. F. No. 931, A bill for an act relating to courts; establishing a supreme court judicial nominating commission; providing for membership and terms of office of the commission; providing a nomination procedure for selection of qualified persons to fill supreme court vacancies; appropriating money; proposing new law coded as Minnesota Statutes, chapter 494.

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

Seaberg, Clawson, Bishop, McKasy and Vanasek introduced:

H. F. No. 932, A bill for an act relating to courts; establishing judicial nominating commissions in each judicial district in the state; providing for membership and terms of office of commissions; providing a nomination procedure for selection of qualified persons to fill vacancies on trial courts; appropriating money; proposing new law coded as Minnesota Statutes, chapter 494.

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

Brandl, Greenfield, Wynia, Sviggum and Onnen introduced:

H. F. No. 933, A bill for an act relating to public welfare; establishing a medical assistance social health maintenance organization demonstration project; proposing new law coded in Minnesota Statutes, chapter 256B.

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

Rodriguez, F.; Cohen; Osthoff; Voss and Kostohryz introduced:

H. F. No. 934, A bill for an act relating to Ramsey County; providing for a purchase preference for American made materials; proposing new law coded in Minnesota Statutes, chapter 383A.

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

Cohen; Clark, J.; Bishop; Seaberg and Gustafson introduced:

H. F. No. 935, A bill for an act relating to arrest; providing for the extradition and rendition of accused persons, escapees, and other persons subject to orders in criminal proceedings; enacting the uniform extradition and rendition act; amending Minnesota Statutes 1982, sections 480.059, subdivision 7; 611.14; and 629.404, subdivision 2; proposing new law coded as Minnesota Statutes, chapter 629A; repealing Minnesota Statutes 1982, sections 629.01 to 629.29.

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

Shaver, Zaffke, Uphus, Pauly and Bishop introduced:

H. F. No. 936, A bill for an act relating to workers' compensation; patterning the law after the law of Wisconsin; generally changing all facets of the workers' compensation law; amending Minnesota Statutes 1982, sections 10.30; 60B.26, subdivision 1; 62A.22; 70A.02, subdivision 2; 84.089, subdivision 3; 181.80; 251.043, subdivision 3; 256.482, subdivision 5; 257.34, subdivision 1; 393.07, subdivision 7; proposing new law coded as Minnesota Statutes, chapter 176A; repealing Minnesota Statutes 1982, chapter 176.

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

Osthoff, Schreiber, Dempsey and Graba introduced:

H. F. No. 937, A bill for an act relating to taxation; repealing the rent capitalization method used in assessing agricultural land; amending Minnesota Statutes 1982, section 273.11, subdivision 1; repealing Minnesota Statutes 1982, section 273.11, subdivision 7.

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

Heinitz, Shaver and Heap introduced:

H. F. No. 938, A bill for an act relating to the city of Plymouth; giving the city the powers of a port authority.

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

Kalis, Brinkman, Wigley and Berkelman introduced:

H. F. No. 939, A bill for an act relating to insurance; hail; providing for the appraisal of losses; specifying the procedure to be used in selecting appraisers; amending Minnesota Statutes 1982, sections 65A.26; and 66A.29.

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

Bennett, Johnson, Omann, Burger and Gutknecht introduced:

H. F. No. 940, A bill for an act relating to workers' compensation; changing benefits; providing for rehabilitation; requiring notices of injury; providing for the release of medical data; regulating supplemental benefits; providing for benefit adjustments; providing for various studies; defining terms; providing for continuance of certain insurance coverages; amending Minnesota Statutes 1982, sections 62A.10, subdivision 10; 62C.14, by adding a subdivision; 62D.10, by adding a subdivision; 176.011, subdivision 3, and by adding subdivisions; 176.021, subdivision 3; 176.111, subdivision 18; 176.131, subdivisions 1, 1a, 8, and 10; 176.132, subdivisions 1 and 2; 176.221, subdivisions 1, 2, and 3; 176.235, by adding a subdivision; 176.641; and 176.645, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 176; repealing Minnesota Statutes 1982, sections 176.011, subdivisions 14 and 18; 176.021, subdivision 3a; 176.095; 176.101; 176.102; 176.105; 176.111; 176.152; and 176.235, subdivisions 1 and 2.

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

Heap, Findlay, Dimler, Waltman and Seaberg introduced:

H. F. No. 941, A bill for an act relating to workers' compensation; changing benefits; providing for rehabilitation; requiring notices of injury; providing for the release of medical data; regulating supplemental benefits; providing for benefit adjustments; providing for various studies; defining terms; providing for continuance of certain insurance coverages; amending Minnesota Statutes 1982, sections 62A.10, subdivision 10; 62C.14, by adding a subdivision; 62D.10, by adding a subdivision; 176.011, subdivision 3, and by adding subdivisions; 176.021, subdivision 3; 176.111, subdivision 18; 176.131, subdivisions 1, 1a, 8, and 10; 176.132, subdivisions 1 and 2; 176.221, subdivisions 1, 2, and 3; 176.235, by adding a subdivision; 176.641; and 176.645, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 176; repealing Minnesota Statutes 1982, sections 176.011, subdivisions 14 and 18; 176.021, subdivision 3a; 176.095; 176.101; 176.102; 176.105; 176.111; 176.152; and 176.235, subdivisions 1 and 2.

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

Stadum, Valan, Wenzel, Blatz and Brinkman introduced:

H. F. No. 942, A bill for an act relating to taxation; income; exempting gains from sales of agricultural land made in anticipation of foreclosure; amending Minnesota Statutes 1982, sections 290.01, subdivision 20b, as amended; and 290.16, by adding a subdivision.

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

Welle, Berkelman, Erickson, Piper and Redalen introduced:

H. F. No. 943, A bill for an act relating to the environment; creating safety zones to protect public water supplies and agricultural processing facilities from the potential harm associated with the processing of hazardous wastes; amending Minnesota Statutes 1982, section 115A.09, by adding a subdivision.

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

Peterson, Sarna, Jacobs, Redalen and Schoenfeld introduced:

H. F. No. 944, A bill for an act relating to taxation; liquor excise; providing a reduced tax on liquor made in Minnesota from Minnesota products; amending Minnesota Statutes 1982, section 340.47, subdivisions 1, 1a, and by adding a subdivision.

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

Anderson, G.; Mann; Kalis and Jensen introduced:

H. F. No. 945, A bill for an act relating to agriculture; implementing an executive order transferring the state soil and water conservation board from the department of natural resources to the department of agriculture; amending Minnesota Statutes 1982, section 40.03.

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

Sparby, Wenzel, Valan, Vanasek and Clawson introduced:

H. F. No. 946, A bill for an act relating to state government; implementing an executive order transferring the state soil and water conservation board from the department of natural resources to the department of agriculture; amending Minnesota Statutes 1982, section 40.03.

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

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:

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.

PATRICK E. FLAHAVEN, Secretary of 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. 56, A bill for an act relating to local government; providing for orderly annexations in accordance with the terms of the resolutions of local government units; amending Minnesota Statutes 1982, section 414.0325, subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

McEachern moved that the House concur in the Senate amendments to H. F. No. 56 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 56, A bill for an act relating to local government; providing for orderly annexations in accordance with the terms

of the resolutions of local government units; amending Minnesota Statutes 1982, section 414.0325, subdivision 1.

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 112 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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 House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 371, A bill for an act relating to transportation; making scheduled increases in taxes on gasoline and special fuel; delaying the effective date of changes in the disposition of the revenue from the motor vehicle excise tax; providing for the addition of designated routes in the trunk highway system; authorizing the issuance of trunk highway bonds; eliminating the authority of the metropolitan transit commission to levy a certain tax; creating a town road account in the county state-aid highway fund; providing for the apportionment of five percent of the net highway user tax distribution fund; proposing new law coded in Minnesota Statutes, chapters 162 and 169; amending Minnesota Statutes 1982, sections 161.081; 161.082, sub-

division 2a; 296.01, subdivision 24; 296.02; 296.14, subdivision 2; 296.18, by adding a subdivision; 297B.09; and 473.446, subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Jensen moved that the House refuse to concur in the Senate amendments to H. F. No. 371, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 107, 153, 254, 327, 337, 444 and 455.

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. 200.

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. 323.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 107, A bill for an act relating to agriculture; providing for regulation of apiaries; imposing penalties; proposing new law coded in Minnesota Statutes, chapter 19; repealing Minnesota Statutes 1982, sections 19.18 to 19.41.

The bill was read for the first time.

Fjoslien moved that S. F. No. 107 and H. F. No. 73, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 153, A bill for an act relating to the city of Bemidji; authorizing the granting of property tax exemption to property held for future development by certain nonprofit organizations.

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

S. F. No. 254, A bill for an act relating to public welfare; providing for medical assistance payment for certain nutritional supplements; requiring temporary rules for prospective hospital payment; amending Minnesota Statutes 1982, section 256B.02, subdivision 8.

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

S. F. No. 327, A bill for an act relating to Independent School District No. 748, Sartell, and Independent School District No. 742, St. Cloud; authorizing certain school district land to be detached and annexed; authorizing transportation and transportation aid for certain pupils.

The bill was read for the first time.

Gruenes moved that S. F. No. 327 and H. F. No. 367, now on the Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 337, A bill for an act relating to drivers' licenses; requiring licenses of a distinguishing color for persons under 19 years of age; amending Minnesota Statutes 1982, section 171.07, subdivision 1.

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

S. F. No. 444, A bill for an act relating to taxation; requiring notice of estimated mill rate increases likely to result from bond issue submitted to electors; amending Minnesota Statutes 1982, section 475.59.

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

S. F. No. 455, A bill for an act relating to nonprofit corporations; providing for approval of certain actions by boards of directors without formal board meetings; amending Minnesota Statutes 1982, section 317.20, subdivision 12.

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

S. F. No. 200, A bill for an act relating to intoxicating liquor; authorizing the use of wine catalogs by off-sale dealers; amending Minnesota Statutes 1982, section 340.15, subdivision 1.

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

S. F. No. 323, A bill for an act relating to retirement; extending the reporting date required in connection with state aid distribution; amending Minnesota Statutes 1982, sections 69.011, subdivision 2; and 69.051, subdivisions 1 and 3.

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

CONSENT CALENDAR

S. F. No. 31, A bill for an act relating to motor vehicles; providing for special license plates for amateur radio station licensees; providing for personalized license plates for motorcycles; amending Minnesota Statutes 1982, section 168.12, subdivisions 2 and 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 119 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Anderson, B.	DenOuden	Jensen	Nelson, K.	Sarna
Anderson, G.	Dimler	Johnson	Norton	Schafer
Anderson, R.	Eken	Kalis	O'Connor	Scheid
Battaglia	Elioff	Kelly	Ogren	Schoenfeld
Beard	Erickson	Knickerbocker	Olsen	Schreiber
Begich	Evans	Knuth	Omann	Seaberg
Bennett	Findlay	Kostohryz	Onnen	Segal
Bergstrom	Fjoslien	Krueger	Osthoff	Shaver
Berkelman	Forsythe	Kvam	Otis	Sherman
Bishop	Graba	Larsen	Pauly	Skoglund
Blatz	Greenfield	Levi	Peterson	Solberg
Brandl	Gruenes	Ludeman	Piepho	Sparby
Brinkman	Gustafson	Mann	Piper	Stadum
Burger	Gutknecht	Marsh	Quinn	Sviggum
Carlson, D.	Halberg	McDonald	Quist	Swanson
Carlson, L.	Haukoos	McEachern	Redalen	Thiede
Clark, J.	Heinitz	McKasy	Reif	Tomlinson
Clark, K.	Himle	Metzen	Rodosovich	Tunheim
Clawson	Hoffman	Minne	Rodriguez, C.	Uphus
Cohen	Hokr	Munger	Rodriguez, F.	Valan
Coleman	Jacobs	Murphy	Rose	Valento
Dempsey	Jennings	Nelson, D.	St. Onge	Vellenga

Voss
Waltman

Welch
Welker

Welle
Wenzel

Wigley
Wynia

Speaker Sieben

Those who voted in the negative were:

Shea

The bill was passed and its title agreed to.

S. F. No. 221, A bill for an act relating to state property; providing for the conveyance of certain property to the city of Tracy.

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:

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

The bill was passed and its title agreed to.

H. F. No. 289, A bill for an act relating to the city of St. Paul; authorizing the city to permit, by ordinance, the use of an "on-sale" liquor license issued by the city at the Highland Park and Phalen Park club houses.

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 116 yeas and 5 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

DenOuden	Erickson	Kvam	Schafer	Thiede
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The bill was passed and its title agreed to.

H. F. No. 194, A bill for an act relating to labor; creating an exemption from state minimum wage for certain live-in child care county employees; amending Minnesota Statutes 1982, section 177.23, subdivision 7.

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:

Anderson, B.	Bishop	Clawson	Evans	Gutknecht
Anderson, G.	Blatz	Cohen	Findlay	Halberg
Anderson, R.	Brandl	Coleman	Fjoslien	Haukoos
Battaglia	Brinkman	Dempsey	Forsythe	Heap
Beard	Burger	DenOuden	Frerichs	Heinitz
Begich	Carlson, D.	Dimler	Graba	Himle
Bennett	Carlson, L.	Eken	Greenfield	Hoffman
Bergstrom	Clark, J.	Elioff	Gruenes	Hokr
Berkelman	Clark, K.	Erickson	Gustafson	Jacobs

Jennings	McDonald	Pauly	Scheid	Tunheim
Jensen	McEachern	Peterson	Schoenfeld	Uphus
Johnson	McKasy	Piepho	Schreiber	Valan
Kalis	Metzen	Piper	Seaberg	Valento
Kelly	Minne	Quinn	Segal	Vellenga
Knickerbocker	Munger	Quiist	Shaver	Voss
Knuth	Murphy	Redalen	Shea	Waltman
Kostohryz	Nelson, D.	Reif	Sherman	Welch
Krueger	Nelson, K.	Rice	Skoglund	Welker
Kvam	O'Connor	Rivencss	Solberg	Welle
Larsen	Ogren	Rodosovich	Sparby	Wenzel
Levi	Olsen	Rodriguez, C.	Stadum	Wigley
Long	Omann	Rodriguez, F.	Sviggum	Wynia
Ludeman	Onnen	Rose	Swanson	Speaker Sieben
Mann	Osthoff	St. Onge	Thiede	
Marsh	Otis	Schafer	Tomlinson	

The bill was passed and its title agreed to.

CALENDAR

H. F. No. 166, A bill for an act relating to local government; providing for prosecution of certain gross misdemeanors; authorizing agreements between cities and counties for the prosecution of certain offenses by county attorneys; authorizing counties pursuant to agreement with cities to engage attorneys for prosecution of misdemeanors, petty misdemeanors, and violations of municipal ordinances, charters, and regulations; establishing a formula for disposition of fine proceeds; authorizing cities to pay certain witness expenses; amending Minnesota Statutes 1982, sections 169.129; 299D.03, subdivision 5; 357.13, subdivision 1; 357.23; 388.051; 388.09; 388.18, subdivision 5; 487.25, subdivision 10; 487.33, subdivisions 1 and 5; 574.34; and 609.487, by adding a subdivision; proposing new law coded in Minnesota Statutes, chapter 487.

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:

Anderson, B.	Carlson, L.	Forsythe	Jennings	McDonald
Anderson, G.	Clark, J.	Frerichs	Jensen	McEachern
Anderson, R.	Clark, K.	Graba	Johnson	McKasy
Battaglia	Clawson	Greenfield	Kelly	Metzen
Beard	Cohen	Gruenes	Knickerbocker	Minne
Begich	Coleman	Gustafson	Knuth	Munger
Bennett	Dempsey	Gutknecht	Kostohryz	Murphy
Bergstrom	DenOuden	Halberg	Krueger	Nelson, D.
Berkelman	Dimler	Haukoos	Kvam	Nelson, K.
Bishop	Eken	Heap	Larsen	Norton
Blatz	Elioff	Heinitz	Levi	O'Connor
Brandl	Erickson	Himle	Long	Ogren
Brinkman	Evans	Hoffman	Ludeman	Olsen
Burger	Findlay	Hokr	Mann	Omann
Carlson, D.	Fjoslien	Jacobs	Marsh	Onnen

Osthoff	Rice	Schreiber	Staten	Voss
Otis	Riveness	Seaberg	Sviggum	Waltman
Pauly	Rodosovich	Segal	Swanson	Welch
Peterson	Rodriguez, C.	Shaver	Thiede	Welker
Piepho	Rodriguez, F.	Shea	Tomlinson	Welle
Piper	Rose	Sherman	Tunheim	Wenzel
Quinn	St. Onge	Skoglund	Uphus	Wigley
Quist	Schafer	Solberg	Valan	Wynia
Redalen	Scheid	Sparby	Valento	Speaker Sieben
Reif	Schoenfeld	Stadum	Vellenga	

The bill was passed and its title agreed to.

H. F. No. 30, A bill for an act relating to veterans affairs; providing residents of the Minnesota veterans home with a right to complain about home accommodations and services; prohibiting retaliatory eviction of residents who exercise their right to complain; proposing new law coded in Minnesota Statutes, chapter 198.

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 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

McDonald Welker

The bill was passed and its title agreed to.

H. F. No. 31, A bill for an act relating to veterans affairs; prohibiting searches at the Minnesota veterans home except under criminal warrant; proposing new law coded in Minnesota Statutes, chapter 198.

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 83 yeas and 31 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Dempsey	Knickerbocker	O'Connor	Schoenfeld
Anderson, G.	Eken	Knuth	Ogren	Seaberg
Anderson, R.	Elioff	Kostohryz	Olsen	Shea
Battaglia	Findlay	Krueger	Omann	Skoglund
Beard	Fjoslien	Larsen	Osthoff	Solberg
Begich	Forsythe	Levi	Peterson	Sparby
Berkelman	Greenfield	Long	Piepho	Stadum
Bishop	Cruenes	Ludeman	Piper	Swanson
Brinkman	Gustafson	Mann	Quinn	Tunheim
Burger	Heinitz	McEachern	Quist	Valan
Carlson, D.	Himle	Metzen	Rice	Vellenga
Carlson, L.	Hoffman	Minne	Riveness	Voss
Clark, J.	Jacobs	Munger	Rodosovich	Welch
Clark, K.	Jennings	Murphy	Rodriguez, F.	Wenzel
Clawson	Jensen	Nelson, D.	St. Onge	Speaker Sieben
Cohen	Kalis	Nelson, K.	Sarna	
Coleman	Kelly	Neuenschwander	Scheid	

Those who voted in the negative were:

Bennett	Graba	McDonald	Schreiber	Welker
Blatz	Gutknecht	McKasy	Sherman	Welle
DenOuden	Haukoos	Onnen	Sviggum	Wynia
Dimler	Hokr	Redalen	Thiede	
Erickson	Johnson	Reif	Uphus	
Evans	Kvam	Rose	Valento	
Frerichs	Marsh	Schafer	Waltman	

The bill was passed and its title agreed to.

H. F. No. 90 was reported to the House and given its third reading.

Skoglund moved that H. F. No. 90 be continued. The motion prevailed.

S. F. No. 325, 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 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 116 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 421, A bill for an act relating to traffic regulations; regulating parking privileges for handicapped persons; prohibiting obstructing access to a parking space for handicapped persons; providing for signposts of limited movability designating handicapped parking space; providing for enforcement; providing penalties; amending Minnesota Statutes 1982, section 169.346.

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 119 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Blatz	Coleman	Graba	Jacobs
Anderson, G.	Brandl	Dempsey	Greenfield	Jennings
Anderson, R.	Brinkman	DenOuden	Gruenes	Jensen
Battaglia	Burger	Eken	Gustafson	Johnson
Beard	Carlson, D.	Elioff	Gutknecht	Kalis
Begich	Carlson, L.	Erickson	Haukoos	Kelly
Bennett	Clark, J.	Evans	Heinitz	Knickerbocker
Bergstrom	Clark, K.	Findlay	Himle	Knuth
Berkelman	Clawson	Fjoslien	Hoffman	Kostohryz
Bishop	Cohen	Forsythe	Hokr	Krueger

Kvam	Nelson, K.	Quinn	Schreiber	Tunheim
Larsen	Neuenschwander	Quist	Seaberg	Uphus
Levi	Norton	Redalen	Segal	Valan
Long	O'Connor	Reif	Shea	Valento
Ludeman	Ogren	Rice	Sherman	Vellenga
Mann	Olsen	Rodosovich	Skoglund	Waltman
Marsh	Omnn	Rodriguez, C.	Solberg	Welch
McEachern	Onnen	Rodriguez, F.	Sparby	Welker
McKasy	Osthoff	Rose	Stadum	Welle
Metzen	Otis	St. Onge	Staten	Wenzel
Minne	Pauly	Sarna	Sviggum	Wigley
Munger	Peterson	Schafer	Swanson	Wynia
Murphy	Piepho	Scheid	Thiede	Speaker Sieben
Nelson, D.	Piper	Schoenfeld	Tomlinson	

The bill was passed and its title agreed to.

H. F. No. 445, A bill for an act relating to the city of St. Paul; setting the maximum amounts of and other conditions for the issuance of capital improvement bonds; amending Laws 1971, chapter 773, sections 1, as amended, and 2, as amended.

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 86 yeas and 30 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Eken	Larsen	Otis	Skoglund
Battaglia	Elloff	Long	Pauly	Solberg
Beard	Evans	Mann	Peterson	Sparby
Begich	Forsythe	Marsh	Piper	Staten
Bennett	Greenfield	McEachern	Quinn	Swanson
Bergstrom	Gustafson	McKasy	Rice	Tomlinson
Berkelman	Gutknecht	Metzen	Riveness	Tunheim
Bishop	Halberg	Minne	Rodosovich	Valan
Brandl	Himle	Munger	Rodriguez, C.	Vellenga
Brinkman	Hoffman	Murphy	Rodriguez, F.	Welch
Burger	Jacobs	Nelson, D.	Rose	Welle
Carlson, L.	Jennings	Nelson, K.	St. Onge	Wenzel
Clark, J.	Jensen	Neuenschwander	Sarna	Wynia
Clark, K.	Kalis	Norton	Scheid	Speaker Sieben
Clawson	Kelly	O'Connor	Schoenfeld	
Cohen	Knuth	Ogren	Seaberg	
Coleman	Kostohryz	Olsen	Segal	
Dempsey	Krueger	Osthoff	Shea	

Those who voted in the negative were:

Blatz	Gruenes	Kvam	Redalen	Sviggum
DenOuden	Haukoos	Ludeman	Reif	Thiede
Dimler	Heinitz	McDonald	Schafer	Valento
Erickson	Hokr	Onnen	Schreiber	Waltman
Findlay	Johnson	Piepho	Shaver	Welker
Fjoslien	Knickerbocker	Quist	Stadum	Wigley

The bill was passed and its title agreed to.

H. F. No. 463, A bill for an act relating to municipal planning and zoning; authorizing the establishment of a joint planning board; requiring the filing of copies of certain documents; amending Minnesota Statutes 1982, sections 462.3585; and 462.36, subdivision 1.

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 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 270, A bill for an act relating to financing of jail facilities of Hennepin County; authorizing the issuance of general obligation bonds.

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 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Begich	Blatz	Carlson, L.	Coleman
Anderson, G.	Bennett	Brandl	Clark, J.	Dempsey
Anderson, R.	Bergstrom	Brinkman	Clark, K.	DenOuden
Battaglia	Berkelman	Burger	Clawson	Dimler
Beard	Bishop	Carlson, D.	Cohen	Eken

Elioff	Kalis	Murphy	Reif	Sparby
Erickson	Kelly	Nelson, D.	Rice	Stadum
Evans	Knickerbocker	Nelson, K.	Riveness	Staten
Findlay	Knuth	Neuenschwander	Rodosovich	Swiggum
Fjoslien	Kostohryz	Norton	Rodriguez, C.	Swanson
Forsythe	Krueger	O'Connor	Rodriguez, F.	Thiede
Graba	Kvam	Ogren	Rose	Tomlinson
Greenfield	Larsen	Olsen	St. Onge	Uphus
Gruenes	Levi	Omann	Sarna	Valan
Gustafson	Long	Onnen	Schafer	Valento
Halberg	Ludeman	Osthoff	Scheid	Vellenga
Haukoos	Mann	Otis	Schoenfeld	Waltman
Heinitz	Marsh	Pauly	Schreiber	Welch
Himle	McDonald	Peterson	Seaberg	Welker
Hoffman	McEachern	Piepho	Segal	Welle
Jacobs	McKasy	Piper	Shaver	Wenzel
Jennings	Metzen	Quinn	Shea	Wigley
Jensen	Minne	Quist	Sherman	Wynia
Johnson	Munger	Redalen	Skoglund	Speaker Sieben

The bill was passed and its title agreed to.

Osthoff was excused for the remainder of today's session.

H. F. No. 643 was reported to the House and given its third reading.

McEachern moved that H. F. No. 643 be re-referred to the Committee on Education. The motion prevailed.

H. F. No. 218, A bill for an act relating to crimes; expanding the rights of victims of crime; affirming the right of victims to bring civil actions against offenders; establishing the right of a victim to request restitution; providing for implementation of victim and witness rights by law; providing penal sanctions and judicial mechanisms to deter intimidation of witnesses; requiring development of a plan for notifying crime victims about available financial assistance and social services; providing for victim participation in the criminal process; providing penalties; amending Minnesota Statutes 1982, sections 241.26, subdivisions 5 and 6; 243.23, subdivision 3; 571.55, by adding a subdivision; 609.115, subdivision 1; 609.498; and 631.425, subdivision 5; proposing new law coded as Minnesota Statutes, chapter 611A.

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:

Anderson, B.	Begich	Blatz	Carlson, L.	Coleman
Anderson, G.	Bennett	Brandl	Clark, J.	Dempsey
Anderson, R.	Bergstrom	Brinkman	Clark, K.	DenOuden
Battaglia	Berkelman	Burger	Clawson	Dimler
Beard	Bishop	Carlson, D.	Cohen	Eken

Elioff	Johnson	Murphy	Riveness	Staten
Erickson	Kalis	Nelson, D.	Rodosovich	Sviggum
Evans	Kelly	Nelson, K.	Rodriguez, C.	Swanson
Findlay	Knickerbocker	Neuenschwander	Rodriguez, F.	Thiede
Fjoslien	Knuth	Norton	Rose	Tomlinson
Forsythe	Kostohryz	O'Connor	St. Onge	Tunheim
Frerichs	Krueger	Ogren	Sarna	Valan
Graba	Kvam	Olsen	Schafer	Valento
Greenfield	Larsen	Omman	Scheid	Vellenga
Gruenes	Levi	Onnen	Schoenfeld	Voss
Gustafson	Long	Otis	Schreiber	Waltman
Gutknecht	Ludeman	Pauly	Seaberg	Welch
Halberg	Mann	Peterson	Segal	Welker
Haukoos	Marsh	Piepho	Shaver	Welle
Heap	McDonald	Piper	Shea	Wenzel
Himle	McEachern	Quinn	Sherman	Wigley
Hoffman	McKasy	Quist	Skoglund	Wynia
Jacobs	Metzen	Redalen	Solberg	Speaker Sieben
Jennings	Minne	Reif	Sparby	
Jensen	Munger	Rice	Stadum	

The bill was passed and its title agreed to.

H. F. No. 226, A bill for an act relating to civil actions; authorizing pledges and members of student organizations to maintain actions for self-damages; proposing new law coded in Minnesota Statutes, chapter 127.

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 120 yeas and 4 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ludeman Schafer Stadum Welker

The bill was passed and its title agreed to.

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 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:

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

The bill was passed and its title agreed to.

Solberg was excused for the remainder of today's session.

H. F. No. 419, A bill for an act relating to insurance; fire; hail, requiring the insured, in case of loss, to show the damaged property and related records to the company and consent to be examined under oath; providing for the exchange of information on losses or potential losses between companies and authorized persons; providing for the appraisal of losses; specifying the procedure to be used in selecting appraisers; amending Minne-

sota Statutes 1982, sections 65A.01, subdivision 3; 65A.26; 65A.-29; and 299F.054, subdivisions 1, 2, 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 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 561 was reported to the House and given its third reading.

UNANIMOUS CONSENT

Rodriguez, C., requested unanimous consent to offer an amendment. The request was granted.

Rodriguez, C., moved to amend H. F. No. 561 as follows:

Page 2, line 3, after "issued" insert "*or to be issued*"

Page 2, line 18, delete "*the day after final enactment*"

Page 2, after line 20, insert:

“Sec. 3. [EFFECTIVE DATE.]

This act is effective the day following final enactment.”

The motion prevailed and the amendment was adopted.

H. F. No. 561, A bill for an act relating to metropolitan government; providing for the metropolitan transit commission property tax; amending Minnesota Statutes 1982, section 473-446, 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 115 yeas and 9 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

DenOuden	Frerichs	Jennings	McDonald	Welker
Forsythe	Gutknecht	Ludeman	Thiede	

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

H. F. No. 576, A bill for an act relating to insurance; health and accident; providing coverage for adopted children from the date of placement for adoption; proposing new law coded in Minnesota Statutes, chapter 62A.

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:

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

The bill was passed and its title agreed to.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 371:

Jensen; Rice; Anderson, G.; Carlson, D., and Schreiber.

Erickson was excused at 3:15 p.m. Knickerbocker was excused at 3:30 p.m. Norton was excused at 4:00 p.m.

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. Wynia presided during a portion of the meeting of the Committee of the Whole. After some time spent therein the Committee arose.

REPORT OF THE 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. Nos. 290 and 365 which it recommended to pass.

H. F. Nos. 588, 123, 318, 89 and 460 which it recommended progress.

H. F. No. 91 which it recommended progress retaining its place on General Orders.

H. F. No. 359 which it recommended to pass with the following amendment offered by Norton:

Pages 2 and 3, delete Section 5 and renumber subsequent sections

Page 3, line 20, delete "11" and insert "10"; delete everything after the period

Page 3, delete lines 21 to 23

Page 3, line 24, delete the new language

Page 5, line 31, delete "11" and insert "10"

Page 6, line 14, delete "11" and insert "10"

Page 6, lines 20 to 24, delete the new language

Page 11, line 29, delete "11" and insert "10"; and delete everything after the period

Page 11, lines 30 to 33, delete the new language

Page 17, line 10, delete "11" and insert "10"; and delete everything after "10"

Page 17, delete lines 11 to 13

Page 17, line 14, delete "senate"

Page 17, line 33, delete "11," and insert "10"

Page 17, delete lines 34 to 36

Page 18, delete line 1

Page 18, line 2, delete everything before the period

Page 18, after line 22, insert:

"Sec. 28. [REPEALER.]

Minnesota Statutes 1982, section 11A.07, subdivision 3, is repealed."

Page 18, delete line 24

Page 18, line 25, delete everything before "this"

Page 18, line 25, delete "are" and insert "is"

Amend the title as follows:

Page 1, line 5, delete everything after the semicolon

Page 1, delete line 6

Page 1, line 12, delete "11A.07, subdivision 3;"

Page 1, line 22, after "15" insert "; repealing Minnesota Statutes 1982, section 11A.07, subdivision 3"

H. F. No. 157 which it recommended to pass with the following amendment offered by Carlson, L.:

Page 1, line 20, after "354.094;" insert "354.53; 354.531; 354.66;"

Page 1, line 21, delete "or" and after "354A.094" insert "; or Laws 1982, Chapter 578, Article II, Section 1"

Page 2, line 3, after "354.094;" insert "354.53; 354.531; 354.66;"

Page 2, line 4, delete "or"

Page 2, line 5, after "354A.094" insert "; or Laws 1982, Chapter 578, Article II, Section 1"

S. F. No. 267 which it recommended to pass with the following amendments:

Offered by Scheid:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 270.10, subdivision 1, is amended to read:

Subdivision 1. [IN WRITING; APPROVAL BY ATTORNEY GENERAL.] All orders and decisions of the commissioner of revenue, or any of his subordinates, respecting any tax, assessment, or other obligation, shall be in writing, filed in the offices of the department. No order or decision *issued after June 30, 1983*, increasing or decreasing any tax, assessment, or other obligation by a sum exceeding (\$500) *\$1,000* on real or personal property, or the assessed valuation thereof, or other obligation relating thereto, the result of which is to increase or decrease the total amount payable including penalties and interest, by a sum exceeding \$1,000, and no order or decision increasing or decreasing any other tax by a sum exceeding \$1,000 exclusive of penalties and interest, shall be made without the written signature or facsimile signature of the commissioner, a deputy commissioner, assistant commissioner, division director, or acting division director in each case. Written notice of every order granting a reduction, abatement, or refundment exceeding \$5,000 of any tax exclusive of penalties and interest, shall be given within five days to the attorney general. The attorney general shall forthwith examine such order, and if he deems the same proper and legal he shall approve the same in writing, and may waive the right of appeal therefrom in behalf of the state; otherwise he shall take an appeal from the order in behalf of the state as herein provided; but written approval of the commissioner or his deputy and written notice to the attorney general, shall not be required with respect to the following orders: (1) orders reducing assessed valuation of property by reason of its classification as a homestead; (2) orders not involving refunds which have the effect only of correcting income and franchise tax assessments to conform to the amounts shown on final returns filed as provided by section 290.42, clause (6); (3) original orders for the refundment of gasoline and special fuel taxes.

Sec. 2. Minnesota Statutes 1982, section 270.10, subdivision 3, is amended to read:

Subd. 3. [REDUCTIONS, ABATEMENTS, REFUNDMENTS; STATEMENT.] The commissioner shall maintain as a public record in the department a statement of all abatements, reductions, and refundments of assessments, taxes, or other obligations granted by the department during the biennium, which require the written approval of the commissioner or his deputy, and of which written notice to the attorney general is required, under the provisions of subdivision 1; and, all reductions of assessed valuation of more than (\$50,000) *\$100,000* and all reductions, refundments, or abatements of real estate tax of more than \$1,000 shall be separately shown in such statement. Such statement shall show the names of all taxpayers or other persons concerned, the original amount of each assessment, tax, or other obligation, the amount of abatement, reduction, or re-

fundment allowed in each case, and the totals of the respective items, notwithstanding any provisions of law requiring secrecy to the contrary. The commissioner shall include in such statement the amount of all increases of taxes or assessments made by the department, classified in such manner as he may deem proper, but not showing the names of taxpayers or other persons concerned or the amounts in individual cases.

Sec. 3. Minnesota Statutes 1982, section 270.12, subdivision 3, is amended to read:

Subd. 3. (FOR TAXES LEVIED IN 1980 AND 1981, WHEN A TAXING JURISDICTION LIES IN TWO OR MORE COUNTIES, AND THE SALES RATIO STUDIES PREPARED BY THE DEPARTMENT OF REVENUE SHOW THAT THE AVERAGE LEVEL OF ASSESSMENT IN THE SEVERAL PORTIONS OF THE DISTRICT IN THE DIFFERENT COUNTIES DIFFERS BY MORE THAN 20 PERCENT, THE BOARD SHALL ORDER THAT THE LEVY OF THE TAXING JURISDICTION BE APPORTIONED AMONG THE PORTIONS IN THE DIFFERENT COUNTIES IN THE SAME PROPORTION AS THE ADJUSTED ASSESSED VALUE AS DETERMINED BY THE EQUALIZATION AID REVIEW COMMITTEE IN EACH PORTION IS TO THE TOTAL ADJUSTED ASSESSED VALUE, AS DETERMINED BY THE EQUALIZATION AID REVIEW COMMITTEE, OF THE TAXING JURISDICTION; IF THE STUDIES SHOW THAT THE LEVEL DIFFERS BY MORE THAN FIVE PERCENT, THE BOARD MAY ORDER THE APPORTIONMENT OF THE LEVY.) For taxes levied in (1982) 1983 and thereafter *when a taxing jurisdiction lies in two or more counties, if the sales ratio studies prepared by the department of revenue show that the (LEVEL DIFFERS) average levels of assessment in the several portions of the districts in the different counties differ by more than five percent, the board shall order the apportionment of the levy, unless one of the following factors is present, in which case the board may order the apportionment of the levy. Factors which may affect the decision to apportion include (1) if the proportion of total adjusted assessed value in one county is less than ten percent of the total adjusted assessed value in the school district and if the average level of assessment in that portion of the school district is the one which differs by more than five percent from the assessment level in any one of the other portions of the district, or (2) if significant changes have been made in the level of assessment in the taxing jurisdiction which have not been reflected in the sales ratio study, and those changes alter the assessment levels in the portions of the taxing jurisdiction so that the assessment level now differs by five percent or less, or (3) if commercial, industrial, or public utility property predominates in one county within the school district and another class of property predominates in another county within that same school district.*

If, pursuant to this subdivision, the board apportions the levy, then that levy apportionment among the portions in the different counties shall be made in the same proportion as the adjusted assessed value as determined by the equalization aid review committee in each portion is to the total adjusted assessed value of the taxing jurisdiction.

For the purposes of this section, the average level of assessment in a taxing jurisdiction or portion thereof shall be the aggregate assessment sales ratio. Assessed values as determined by the equalization aid review committee shall be the values as determined for the year preceding the year in which the levy to be apportioned is levied.

Actions pursuant to this subdivision shall be commenced subsequent to the annual meeting on August 15 of the state board of equalization, but notice of the action shall be given to the affected jurisdiction and the appropriate county auditors by the following November 15.

Apportionment of a levy pursuant to this subdivision shall be considered as a remedy to be taken after equalization pursuant to subdivision 2, and when equalization within the jurisdiction would disturb equalization within other jurisdictions of which the several portions of the jurisdiction in question are a part.

Sec. 4. Minnesota Statutes 1982, section 270.19, is amended to read:

270.19 [MUNICIPALITIES TO BE PARTY TO TAX HEARINGS.]

Any city, town, school district, or county (all of which governmental subdivisions shall be embraced in the word "municipality" as used hereinafter) may appear at and become a party to any proceedings before the commissioner of revenue held for the purpose of equalizing or assessing any real or personal property in such municipality, or reducing the assessed valuation of any such property. For that purpose any such municipality may employ counsel and disburse money for other expenses in connection with such proceedings, on duly itemized, verified claims, which shall be audited and allowed as now provided by law for the allowance of claims against a municipality. It shall be the duty of the commissioner of revenue, at the time of such hearing, to grant the municipality, at its request, such further reasonable time as may be necessary for such municipality to prepare for further hearing. Before granting any reduction in assessed valuation exceeding (\$50,000) \$100,000, it shall be the duty of the commissioner of revenue, when any taxpayer or property owner has applied to the commissioner after June 30, 1983, for a reduction of the assessed valuation of any real or personal property in an amount exceeding (\$50,000) \$100,000;

to give written notice to the officials of the municipality wherein such property is located and to permit such municipality to have reasonable opportunity to be heard at any proceedings concerning such reduction.

Sec. 5. Minnesota Statutes 1982, section 272.46, subdivision 2, is amended to read:

Subd. 2. [AUDITOR TO COMBINE LEGAL DESCRIPTIONS.] The county auditor, upon written application of any person, shall for property tax purposes only, combine legal descriptions, as defined in section 272.195, of contiguous parcels to which the applicants hold title.

The county auditor shall not be required to combine legal descriptions over section lines in the following situations: when the parcels to be combined are located in different school districts or different taxing jurisdictions or when a combination of legal descriptions would require the auditor's office to modify an existing record-keeping system.

Sec. 6. Minnesota Statutes 1982, section 273.111, subdivision 3, is amended to read:

Subd. 3. Real estate consisting of ten acres or more shall be entitled to valuation and tax deferment under this section only if it is actively and exclusively devoted to agricultural use as defined in subdivision 6 and either (1) is the homestead of the owner, or of a surviving spouse, child, or sibling of the owner or is real estate which is farmed with the real estate which contains the homestead property, or (2) has been in possession of the applicant, his spouse, parent, or sibling, or any combination thereof, for a period of at least seven years prior to application for benefits under the provisions of Laws 1969, Chapter 1039, or (3) is the homestead of a shareholder in a family farm corporation as defined in section 500.24, notwithstanding the fact that legal title to the real estate may be held in the name of the family farm corporation. *Valuation of real estate under this section is limited to parcels the ownership of which is in noncorporate entities except for family farm corporations organized pursuant to section 500.24. Corporate entities who previously qualified for tax deferment pursuant to this section and who continue to otherwise qualify under subdivisions 3 and 6 for a period of at least three years following the effective date of this section will not be required to make payment of the previously deferred taxes, notwithstanding the provisions of subdivision 9. Sale of the land prior to the expiration of the three-year period shall result in payment of deferred taxes as follows: sale within the first year requires payment of payable 1980, 1981, and 1982 deferred taxes; sale during the second year requires payment of payable 1981 and 1982 taxes deferred; and sale at any time during the third year will require payment of payable 1983 taxes deferred.*

Deferred taxes shall be paid even if the land qualifies pursuant to subdivision 11a. Special assessments are payable at the end of the three-year period or at time of sale, whichever comes first.

Sec. 7. Minnesota Statutes 1982, section 273.112, subdivision 7, is amended to read:

Subd. 7. When real property which is being, or has been, valued and assessed under this section (IS SOLD OR) no longer qualifies under subdivision 3, (THE PORTION SOLD OR) the portion which no longer qualifies (UNDER SUBDIVISION 3) shall be subject to additional taxes, in the amount equal to the difference between the taxes determined in accordance with subdivision 4, and the amount determined under subdivision 5, provided, however, that the amount determined under subdivision 5 shall not be greater than it would have been had the actual bona fide sale price of the real property at an arms length transaction been used in lieu of the market value determined under subdivision 5. (SUCH) *The* additional taxes shall be extended against the property on the tax list for the current year, provided, however, that no interest or penalties shall be levied on (SUCH) *the* additional taxes if timely paid, and provided further, that (SUCH) *the* additional taxes shall only be levied with respect to the last seven years that the (SAID) property has been valued and assessed under this section.

Sec. 8. Minnesota Statutes 1982, section 273.112, is amended by adding a subdivision to read:

Subd. 10. When real property qualifying under subdivision 3 is sold, no additional taxes shall be extended against the property if (a) the property continues to qualify pursuant to subdivision 3 and (b) the purchaser files an application for continued deferment of taxes pursuant to subdivision 6 within 30 days after the sale.

Sec. 9. Minnesota Statutes 1982, section 273.13, subdivision 4, is amended to read:

Subd. 4. [CLASS 3.] (a) Tools, implements and machinery of an electric generating, transmission or distribution system or a pipeline system transporting or distributing water, gas, or petroleum products or mains and pipes used in the distribution of steam or hot or chilled water for heating or cooling buildings, which are fixtures, all agricultural land, except as provided by classes 1, 3b, 3e, (ALL BUILDINGS AND STRUCTURES ASSESSED AS PERSONAL PROPERTY AND SITUATED UPON LAND OF THE STATE OF MINNESOTA OR THE UNITED STATES GOVERNMENT WHICH IS RURAL IN CHARACTER AND DEVOTED OR ADAPTABLE TO RURAL BUT NOT NECESSARILY AGRICULTURAL USE) shall

constitute class 3 and shall be valued and assessed at 33-1/3 percent of the market value thereof, except as provided in clause (b). *All buildings and structures assessed as personal property and situated upon land of the state of Minnesota or the United States government which is rural in character and devoted or adaptable to rural but not necessarily agricultural use shall be assessed based upon the use made of the building or structure.* Except as provided in subdivision 5a, all real property devoted to temporary and seasonal residential occupancy for recreational purposes, and which is not devoted to commercial purposes for more than 200 days in the year preceding the year of assessment, shall be class 3 property and assessed accordingly. For this purpose, property is devoted to commercial use on a specific day if it is used, or offered for use, and a fee is charged for such use. Class 3 shall also include commercial use real property used exclusively for recreational purposes in conjunction with class 3 property devoted to temporary and seasonal residential occupancy for recreational purposes, up to a total of two acres, provided the property is not devoted to commercial recreational use for more than 200 days in the year preceding the year of assessment and is located within two miles of the class 3 property with which it is used.

(b) Agricultural land which is classified as class 3 shall be assessed at 19 percent of its market value. Real property devoted to temporary and seasonal residential occupancy for recreation purposes which is classified as class 3 shall be assessed at 21 percent of its market value.

Sec. 10. Minnesota Statutes 1982, section 273.13, subdivision 16, is amended to read:

Subd. 16. [HOMESTEAD ESTABLISHED AFTER ASSESSMENT DATE.] (1) Any property which was not used for the purpose of a homestead on the assessment date, but which was used for the purpose of a homestead on June 1 of such year, shall constitute class 3b, class 3c or class 3cc, as the case may be, to the extent of one-half of the valuation which would have been includible in such class and one-half the homestead tax credit to which it would have been entitled had the property been used as a homestead on both such dates.

(2) Any taxpayer meeting the requirements of clause (1) must notify the county assessor, or the assessor who has the powers of the county assessor pursuant to section 273.063, in writing, prior to June 15 of such year in order to qualify thereunder.

The county assessor and the county auditor are hereby empowered to make the necessary changes on their assessment and tax records to provide for proper homestead classification and credit as provided in clauses (1) and (2).

(3) The owner of any property qualifying under this subdivision, which has not been accorded the benefits of this subdivision, regardless of whether or not the notification required in clause (2) has been timely filed, may be entitled to receive such benefits by proper application as provided in sections 270.07 or 375.192.

The county assessor shall cause to be published in a newspaper of general circulation within the county no later than June 1 of each year a notice to the public informing them of the requirement to file an application for homestead prior to June 15.

Sec. 11. Minnesota Statutes 1982, section 273.13, is amended by adding a subdivision to read:

Subd. 21. [LIMITATION ON HOMESTEAD CLASSIFICATION.] In those cases where the assessor has classified property as both homestead and nonhomestead, only the values attributable to the portion of the property classified as 3b, 3c, or 3cc shall be entitled to homestead treatment.

Except for buildings classified pursuant to section 273.13, subdivision 19, if the portion of a building used as the owner's homestead is separate from other dwelling units in the building, only the owner's residence plus the land attributable to the residence is to receive either the 3b, 3c, or 3cc classification.

Sec. 12. Minnesota Statutes 1982, section 275.50, subdivision 2, is amended to read:

Subd. 2. [GOVERNMENTAL SUBDIVISION.] "Governmental subdivision" means a county, home rule charter city, statutory city, or town (OR SPECIAL TAXING DISTRICT DETERMINED BY THE DEPARTMENT OF REVENUE), except a town that has a population of less than 5,000 according to the most recent federal census, provided that the population of an incorporated municipality located within the boundaries of a town is not included in the population of the town. The term does not include school districts (OR), the metropolitan transit commission created pursuant to section 473.404, or special taxing districts as determined by the department of revenue.

Sec. 13. Minnesota Statutes 1982, section 276.02, is amended to read:

276.02 [TREASURER TO BE COLLECTOR.]

The county treasurer shall be the receiver and collector of all the taxes extended upon the tax lists of the county, whether levied for state, county, city, town, school, poor, bridge, road, or other purposes and of all fines, forfeitures, or penalties received by any person or officer for the use of the county. He shall proceed to collect the same according to law and place the

same when collected to the credit of the proper funds. This section shall not apply to fines and penalties accruing to municipal corporations for the violation of their ordinances which are recoverable before a city justice. *The county board shall by resolution authorize the treasurer to impose a \$10 charge for any checks returned due to insufficient funds.*

Sec. 14. Minnesota Statutes 1982, section 276.04, is amended to read:

276.04 [NOTICE OF RATES; PROPERTY TAX STATEMENTS.]

On receiving the tax lists from the county auditor, the county treasurer shall, if directed by the county board, give three weeks' published notice in a newspaper specifying the rates of taxation for all general purposes and the amounts raised for each specific purpose. He shall, whether or not directed by the county board, cause to be printed on all tax statements, or on an attachment, a tabulated statement of the dollar amount due to each taxing authority and the amount to be paid to the state of Minnesota from the parcel of real property for which a particular tax statement is prepared. The dollar amounts due the state, county, township or municipality and school district shall be separately stated but the amounts due other taxing districts, if any, may be aggregated. *The dollar amounts shall be rounded off to the nearest even whole dollar.* The property tax statements for class 2a property shall contain the same information that is required on the tax statements for real property. The county treasurer shall mail to taxpayers statements of their personal property taxes due, such statements to be mailed not later than February 15 (except in the case of Class 2a property), statements of the real property taxes due shall be mailed not later than January 31; provided, that the validity of the tax shall not be affected by failure of the treasurer to mail such statement. Such real and personal property tax statements shall contain the market value, as defined in section 272.03, subdivision 8, used in determining the tax. The statement shall show the amount attributable to section 124.2137 as "state paid agricultural credit" and the amount attributable to section 273.13, subdivisions 6 and 7 as "state paid homestead credit". The statement shall show the reduction attributable to the aid given pursuant to section 273.139 and shall indicate that the reduction is paid by the state of Minnesota. If so directed by the county board, the treasurer shall visit places in the county as he deems expedient for the purpose of receiving taxes and the county board is authorized to pay the expenses of such visits and of preparing duplicate tax lists.

Sec. 15. Minnesota Statutes 1982, section 276.10, is amended to read:

276.10 [APPORTIONMENT AND DISTRIBUTION OF FUNDS.]

On the settlement day in March, June, and November of each year, the county auditor and county treasurer shall distribute all undistributed funds in the treasury, apportioning them, as provided by law, and placing them to the credit of the state, town, city, school district, special district and each county fund. Within 20 days after the distribution is completed, the county auditor shall make a report of it to the state auditor in the form prescribed by the state auditor. The county auditor shall issue his warrant for the payment of moneys in the county treasury to the credit of the state, town, city, school district, or special districts on application of the persons entitled to receive them. *The county auditor may apply the mill rate from the year previous to the year of distribution when apportioning and distributing delinquent tax proceeds, provided that the composition of the previous year's mill rate between taxing districts is not significantly different than that which existed for the year of the delinquency.*

Sec. 16. Minnesota Statutes 1982, section 277.02, is amended to read:

277.02 [DELINQUENT LIST FILED IN COURT.]

On the (TENTH) last secular day of July, of each year, the county treasurer shall make a list of all personal property taxes remaining delinquent July first, and shall immediately certify to and file the same with the clerk of the district court of his county, and upon such filing the list shall be prima facie evidence that all of the provisions of law in relation to the assessment and levy of such taxes have been complied with.

Sec. 17. Minnesota Statutes 1982, section 282.01, subdivision 7a, is amended to read:

Subd. 7a. [ALTERNATE SALE PROCEDURE.] Land located in a home rule charter or statutory city, or in a town described in section 368.01, subdivision 1, which cannot be improved because of noncompliance with local ordinances regarding minimum area, shape, frontage or access may be sold by the county auditor pursuant to this subdivision if the auditor determines that a nonpublic sale will encourage the approval of sale of the land by the city or town and promote its return to the tax rolls. *If the physical characteristics of the land indicate that its highest and best use will be achieved by combining it with an adjoining parcel and the city or town has not adopted a local ordinance governing minimum area, shape, frontage, or access, the land may also be sold pursuant to this subdivision.* The sale of land pursuant to this subdivision shall be subject to any conditions imposed by the county board pursuant to section 282.03.

The governing body of the city or town may recommend to the county board conditions to be imposed on the sale. The county auditor may restrict the sale to owners of lands adjoining the land to be sold. The county auditor shall conduct the sale by sealed bid or may select another means of sale. The land shall be sold to the highest bidder but in no event shall the land be sold for less than its appraised value. All owners of land adjoining the land to be sold shall be given a written notice at least 30 days prior to the sale.

This subdivision shall be liberally construed to encourage the sale and utilization of tax-forfeited land, to eliminate nuisances and dangerous conditions and to increase compliance with land use ordinances.

Sec. 18. Minnesota Statutes 1982, section 282.33, subdivision 1, is amended to read:

Subdivision 1. Whenever an unrecorded deed from the state of Minnesota conveying tax-forfeited lands shall have been lost or destroyed, an application, in form approved by the attorney general, for a new deed may be made by the grantee or his successor in interest to the commissioner of revenue. If it appears to the commissioner of revenue that the facts stated in the petition are true, he shall issue a new deed to the original grantee, in form approved by the attorney general, with like effect as the original deed. The application shall be accompanied by a fee of (~~\$3~~) \$10, payable to the commissioner of revenue, which shall be deposited with the state treasurer and credited to the general fund.

Sec. 19. Minnesota Statutes 1982, section 287.08, is amended to read:

287.08 [TAX, HOW PAYABLE; RECEIPTS.]

The tax imposed by sections 287.01 to 287.12 shall be paid to the treasurer of the county in which the mortgaged land or some part thereof is situated at or before the time of filing the mortgage for record or registration. The treasurer shall endorse his receipt on the mortgage, countersigned by the county auditor, who shall charge the amount to the treasurer and such receipt shall be recorded with the mortgage, and such receipt of the record thereof shall be conclusive proof that the tax has been paid to the amount therein stated and authorize any county recorder to record the mortgage. Its form, in substance, shall be "registration tax hereon of dollars paid." If the mortgages be exempt from taxation the endorsement shall be "exempt from registration tax," to be signed in either case by the treasurer as such, and in case of payment to be countersigned by the auditor. In case the treasurer shall be unable to determine whether a claim of exemption should be allowed, the tax

shall be paid to the clerk of the district court of the county to abide the order of such court made upon motion of the county attorney, or of the claimant upon notice as required by the court. When any such mortgage covers real property situate in more than one county in this state the whole of such tax shall be paid to the treasurer of the county where the mortgage is first presented for record or registration, and the payment shall be receipted and countersigned as above provided (, AND SUCH). *When the amount of the tax is \$100 or more, the tax shall be divided and paid over by the county treasurer receiving the same, on or before the tenth day of each month after receipt thereof, to the county or counties entitled thereto in the ratio which the (ASSESSED) market value of the real property covered by the mortgage in each county bears to the (ASSESSED) market value of all the property described in the mortgage. In making such division and payment the county treasurer shall send therewith a statement giving the description of the property described in the mortgage and the (ASSESSED) market value of the part thereof situate in each county. For the purpose aforesaid, the treasurer of any county may require the treasurer of any other county to certify to him the (ASSESSED) market valuation of any tract of land in any such mortgage.*

Sec. 20. Minnesota Statutes 1982, section 291.005, subdivision 1, is amended to read:

Subdivision 1. Unless the context otherwise clearly requires, the following terms used in this chapter shall have the following meanings:

(1) "Federal gross estate" means the gross estate of a decedent as valued and otherwise determined for federal estate tax purposes by federal taxing authorities pursuant to the provisions of the Internal Revenue Code.

(2) "Minnesota gross estate" means the federal gross estate of a decedent after (a) excluding therefrom any property included therein which has its situs outside Minnesota and (b) including therein any property omitted from the federal gross estate which is includable therein, has its situs in Minnesota, and was not disclosed to federal taxing authorities. The Minnesota gross estate shall be valued pursuant to the provisions of section 291.215, subdivision 1.

(3) "Personal representative" means the executor, administrator or other person appointed by the court to administer and dispose of the property of the decedent. If there is no executor, administrator or other person appointed, qualified, and acting within this state, then any person in actual or constructive possession of any property having a situs in this state which is included in the federal gross estate of the decedent shall be deemed

to be a personal representative to the extent of the property and the Minnesota estate tax due with respect to the property.

(4) "Resident decedent" means an individual whose domicile at the time of his death was in Minnesota.

(5) "Nonresident decedent" means an individual whose domicile at the time of his death was not in Minnesota.

(6) "Situs of property" means, with respect to real property, the state or country in which it is located; with respect to tangible personal property, the state or country in which it was normally kept or located at the time of the decedent's death; and with respect to intangible personal property, the state or country in which the decedent was domiciled at death.

(7) "Commissioner" means the commissioner of revenue or any person to whom the commissioner has delegated functions under this chapter.

(8) "Internal Revenue Code" means the United States Internal Revenue Code of 1954 as amended through December 31, (1981) 1982.

(9) *"Surviving spouse" means a person legally married to the decedent at time of death, either pursuant to section 517.01 for marriages contracted in Minnesota or pursuant to the governing laws in the locale where the marriage occurred.*

Sec. 21. Minnesota Statutes 1982, section 291.03, subdivision 1, is amended to read:

Subdivision 1. [GENERALLY.] The tax imposed shall be an amount equal to the greater of:

(1) A tax computed by applying to the Minnesota taxable estate the following prescribed rates:

10 percent on the first \$100,000,

11 percent on the next \$500,000 or part thereof,

12 percent on the excess, or

(2) A tax equal to the (AMOUNT BY WHICH THE MAXIMUM CREDIT ALLOWABLE UNDER SECTION 2011 OF THE INTERNAL REVENUE CODE FOR STATE DEATH TAXES EXCEEDS THE AGGREGATE AMOUNT OF ALL ESTATE, INHERITANCE, LEGACY AND SUCCESSION TAXES ACTUALLY PAID TO OTHER STATES OF THE UNITED STATES IN RESPECT OF ANY PROPERTY SUB-

JECT TO FEDERAL ESTATE TAX; PROVIDED THAT WHERE THE DECEDENT IS A NONRESIDENT THE TAX SHALL BE IN THE) same proportion of the maximum credit allowable under section 2011 of the Internal Revenue Code for state death taxes described herein as the Minnesota gross estate bears to the value of the federal gross estate. *The tax determined under this paragraph shall not be greater than the maximum credit allowable under section 2011 of the Internal Revenue Code.*

Sec. 22. Minnesota Statutes 1982, section 291.07, subdivision 1, is amended to read:

Subdivision 1. In determining the tax imposed by section 291.01, the following additional deductions shall be allowed:

(1) funeral expenses;

(2) reasonable legal, accounting, fiduciary and administration expenses and fees with respect to both probate and non-probate assets, including but not limited to expenses incurred during administration in converting real and personal property held by the estate into cash;

(3) expenses of last illness unpaid at death;

(4) valid claims against and debts of the decedent, unpaid at death, which have been properly paid;

(5) (MINNESOTA AND FEDERAL INCOME TAXES ON "INCOME IN RESPECT OF A DECEDENT," AS COMPUTED UNDER SUBDIVISION 3;)

((6)) the portion of the federal estate tax allocable to Minnesota, which shall equal the amount obtained by multiplying the federal estate tax due and payable to the United States Treasury by a fraction, the numerator of which shall equal the value of the Minnesota gross estate reduced by: (a) in the case of a resident decedent, the deductions and exemptions allowed by sections 291.05, 291.051, 291.065, 291.07, subdivision 1, clauses (1), (2), (3), (4), ((5),) (6), and (7) (AND (8)); or (b) in the case of a nonresident decedent the deductions and exemptions allowed by sections 291.05, 291.051, 291.065, 291.08, clauses (1), (2), (4) and (5), and the denominator of which shall equal the value of the federal taxable estate as defined in section 2051 of the Internal Revenue Code; provided, however, in any case where any property is included in the Minnesota gross estate but incorrectly omitted from the federal gross estate or where any property that is included in both the Minnesota gross estate and the federal gross estate is valued at a higher or lower value in determining the Minnesota gross estate than in determining the federal gross estate, the federal taxable estate shall be re-computed for purposes of this provision and shall be based on

a federal gross estate including the value of such omitted property and including or excluding the difference in value of such revalued property, and further provided that the federal estate tax deduction shall not exceed the federal estate tax due and payable to the United States Treasury;

((7)) (6) real estate taxes due and payable prior to or in the year of the decedent's death with respect to real estate subject to taxation under this chapter and other taxes which have accrued and are a lien on property in the estate at the time of death;

((8)) (7) liens and mortgages on property subject to taxation under this chapter which are not deductible as claims or debts of the decedent.

Sec. 23. Minnesota Statutes 1982, section 291.09, subdivision 3a, is amended to read:

Subd. 3a. (1) The commissioner may challenge matters of valuation or taxability of any assets reported on the return, or any deductions claimed, or the computation of tax, only if within 180 days from the due date of the return or the receipt of the return and all documents required to be filed with the return, whichever is later, the commissioner mails or delivers a written notice to the personal representative objecting to the return as filed and specifying the reasons for the objection.

(2) If the personal representative disagrees with the objection or does not wish to fully comply with the objection, he may request that the commissioner hold a hearing on the objection. Within 30 days of receipt of a request, the commissioner shall set a time and place for hearing. Unless otherwise agreed upon, the hearing date shall not be earlier than 30 days nor later than 60 days from the date of the notice setting the hearing. The notice of hearing shall set forth the rights available to the personal representative under chapter 14. Not later than 30 days after the commissioner receives the report and recommendation of the hearing examiner, or a written waiver of his hearing rights by the personal representative, the commissioner shall issue an order determining the tax. Any such determination made by the commissioner may be appealed to the tax court as provided in section 271.09.

(3) At any time together with or after the objection, the commissioner, on his own initiative, may set a time and place for a hearing in accordance with (2) above.

(4) In his objection, or at any time thereafter, the commissioner may assess any additional tax as the facts may warrant, subject to the right of the personal representative to demand a hearing under chapter 15. If the personal representative does

not demand a hearing within 90 days of the date of the assessment, the tax so assessed shall be legally due and the commissioner may proceed to collect any unpaid tax after one year from the date of death. If the commissioner later finds the tax assessment to be erroneous, he may adjust the assessment prior to collection.

(5) The commissioner shall not be required to object to any subsequent original, amended or supplemental return in order to preserve his rights. The commissioner shall not be precluded from objecting to a subsequent original, amended or supplemental return even though an original return was accepted as filed. If the commissioner had accepted an original return showing no tax due and a subsequent original, amended or supplemental return discloses additional assets not disclosed on the original return, the commissioner may object to any matter of valuation, taxability, deduction or computation of tax on the original return within 180 days of receipt of the subsequent original, amended or supplemental return.

(6) Subject to the provisions of (SECTION) *sections 291.11 and 291.215*, the Minnesota estate tax liability shall be considered as finally determined on the date notification of acceptance is issued to the personal representative or, if no objection is filed, on the day following 180 days from the due date of the return or the receipt of the return, together with all other documents required to be filed with the return, whichever is later.

(7) Subject to the time limits imposed elsewhere in this chapter, the commissioner may refund an overpayment of tax, penalty or interest even though the personal representative has not made an application for refund.

Sec. 24. Minnesota Statutes 1982, section 291.131, subdivision 6, is amended to read:

Subd. 6. The amount of tax not timely paid, including the amount of unpaid tax when the taxpayer elects to pay the tax in installments, together with any penalty provided by this section, shall bear interest at the rate specified in section 270.75 from the time such tax should have been paid *if no extension had been granted or election to pay the tax in installments had been made* until paid. All interest and penalty shall be added to the tax and collected as a part thereof.

Sec. 25. Minnesota Statutes 1982, section 291.132, subdivision 1, is amended to read:

Subdivision 1. The commissioner may extend the time for filing returns or making payment of the tax, without penalty, for a period not to exceed six months. In lieu of the six month

extension, the commissioner may extend the time for payment of the tax, without penalty, for a period not to exceed two years if the payment of the tax would result in an undue hardship on the estate. The written request for the undue hardship extension shall be made to the commissioner no later than nine months after the death of the person from whom the transfer is made. The taxpayer may elect to pay the taxes in installments as specified in section 291.11, subdivision 1, provided that the period of time for the payment of the taxes shall not exceed five years from the expiration of the extension granted by the commissioner. Where an extension of time has been granted (**INTEREST SHALL BE PAYABLE AT THE RATE SPECIFIED IN SECTION 270.75 FROM THE DATE WHEN SUCH PAYMENT SHOULD HAVE BEEN MADE, IF NO EXTENSION HAD BEEN GRANTED, UNTIL SUCH TAX IS PAID**) *for payment, interest shall be paid at the rate specified in section 270.75 from the date when payment should have been made if no extension had been granted, until the tax is paid. When an election has been made to pay the tax in installments, interest shall be paid at the rate specified in section 270.75 from the date when payment of the tax should have been made if no election to pay the tax in installments had been made.*

Sec. 26. Minnesota Statutes 1982, section 291.215, subdivision 3, is amended to read:

Subd. 3. The personal representative shall file an amended estate tax return within 90 days after any amended estate tax return is filed pursuant to the provisions of the United States Internal Revenue Code. If no amended federal estate tax return is filed but the federal estate tax return is changed or corrected, the (**CHANGE OR CORRECTION SHALL BE REPORTED TO**) *personal representative shall file an amended estate tax return with the commissioner of revenue within 90 days after the final determination of the change or correction is made. (UPON RECEIPT OF AN AMENDED FEDERAL ESTATE TAX RETURN OR UPON NOTIFICATION OF ANY CHANGE OR CORRECTION MADE ON THE FEDERAL ESTATE TAX RETURN) If the personal representative fails to file an amended estate tax return, the commissioner of revenue may reassess the estate tax.*

Sec. 27. Minnesota Statutes 1982, section 295.365, is amended to read:

295.365 [DECLARATIONS OF ESTIMATED GROSS EARNINGS TAX BY TELEGRAPH AND TELEPHONE COMPANIES.]

Every telegraph company subject to taxation pursuant to section 295.32 and every telephone company subject to taxation pursuant to section 295.34, shall make a declaration of estimated gross earnings tax for the calendar year *if the gross earnings*

tax can reasonably be expected to be in excess of \$1,000. The declaration of estimated tax shall be filed on or before March 15. The amount of estimated tax with respect to which a declaration is required shall be paid in four equal installments on or before the 15th day of March, June, September, and December. An amendment of a declaration may be filed in any interval between installment dates prescribed above but only one amendment may be filed in each such interval.

If any amendment of a declaration is filed, the amount of each remaining installment shall be the amount which would have been payable if the new estimate had been made when the first estimate for the calendar year was made, increased or decreased, as the case may be, by the amount computed by dividing.

(1) the difference between (A) the amount of estimated tax required to be paid before the date on which the amendment was made, and (B) the amount of estimated tax which would have been required to be paid before such date if the new estimate had been made when the first estimate was made, by

(2) the number of installments remaining to be paid on or after the date on which the amendment is made.

The commissioner of revenue may grant a reasonable extension of time for filing any declaration but such extension shall not be for more than six months.

Sec. 28. Minnesota Statutes 1982, section 295.366, subdivision 1, is amended to read:

Subdivision 1. [ADDITION TO THE TAX.] In case of any underpayment of estimated tax by a telegraph or telephone company, except as provided in subdivision 4, there shall be added to the tax for the taxable year an amount determined at the rate specified in section 270.75 upon the amount of the underpayment (determined under subdivision 2) for the period of the underpayment (determined under subdivision 3). *For taxable years beginning after December 31, 1982, the amount in lieu of interest for that taxable year shall be the amount determined in section 270.75 for January 1 on which begins the taxable year or precedes the beginning of the taxable year.*

Sec. 29. Minnesota Statutes 1982, section 296.17, subdivision 3, is amended to read:

Subd. 3. [REFUNDS ON GASOLINE AND SPECIAL FUEL USED IN OTHER STATES.] Every person regularly or habitually operating motor vehicles upon the public highways of any other state or states and using in said motor vehicles gasoline or special fuel purchased or obtained in this state, shall be allowed a credit or refund equal to the tax on said gasoline or

special fuel paid to this state on the gasoline or special fuel actually used in the other state or states. No credit or refund shall be allowed under this subdivision for taxes paid to any state which imposes a tax upon gasoline or special fuel purchased or obtained in this state and used on the highways of such other state, and which does not allow a similar credit or refund for the tax paid to this state on gasoline or special fuel purchased or acquired in such other state and used on the highways of this state. Every person claiming a credit or refund under this subdivision shall file, within 30 days after the tax to such other state, or states, is paid, a report in such form as may be prescribed by the commissioner, together with such proof of the payment of the tax, and of the fact that it was paid on gasoline or special fuel purchased or obtained within this state as the commissioner may require. *The claimant may file up to six months from the date the tax was paid to another state but any refund applied for after 30 days from date of payment shall be reduced by five percent for each 30-day period or portion thereof following the initial 30-day period.*

Sec. 30. Minnesota Statutes 1982, section 296.17, subdivision 17, is amended to read:

Subd. 17. [TRIP PERMITS AND TEMPORARY AUTHORIZATIONS.] (a) A motor carrier may obtain a trip permit which shall authorize an unlicensed motor carrier to operate a commercial motor vehicle in Minnesota for a period of five consecutive days beginning and ending on the dates specified on the face of the permit. The fee for such permit shall be (\$5) \$15. Fees for trip permits shall be in lieu of the road tax otherwise assessable against such motor carrier on account of such commercial motor vehicle operating therewith, and no reports of mileage shall be required with respect to such vehicle.

The above permit shall be issued in lieu of license if in the course of the motor carrier's operations he operates on Minnesota highways no more than three times in any one calendar year.

(b) Whenever the commissioner is satisfied that unforeseen or uncertain circumstances have arisen which requires a motor carrier to operate in this state a commercial motor vehicle for which neither a trip permit pursuant to clause (a) of this subdivision nor a license pursuant to subdivisions 7 to 22 has yet been obtained, and if the commissioner is satisfied that prohibition of such operation would cause undue hardship, the commissioner may provide the motor carrier with temporary authorization for the operation of such vehicle. A motor carrier receiving temporary authorization pursuant to this subdivision shall perfect the same either by obtaining a trip permit or a license, as the case may be, for the vehicle at the earliest practicable time.

Sec. 31. Minnesota Statutes 1982, section 297.03, subdivision 10, is amended to read:

Subd. 10. [DISTRIBUTION OF FREE SAMPLE PACKAGES.] The commissioner may authorize distribution in Minnesota of free packages of cigarettes without affixing stamps to said packages by the following persons provided that monthly reports and payment of a tax at the same rates prescribed by section 297.02, subdivision 1, shall be made directly to the commissioner (IN THE MANNER AND) under the terms provided for by (HIM) *the commissioner*:

(1) Any manufacturer, providing such packages contain not more than (TEN) 20 cigarettes each;

(2) Any person engaged as a common carrier in the transportation of persons, who purchases packages of cigarettes from a manufacturer for distribution without charge, provided that no such package shall contain more than (TEN) 20 cigarettes.

All packages distributed pursuant to this section shall be marked "Complimentary—Not For Sale." The commissioner shall promulgate rules providing for the procedures to be complied with by any person distributing free sample packages.

Sec. 32. Minnesota Statutes 1982, section 340.485, subdivision 1, is amended to read:

Subdivision 1. [MANNER AND TIME OF PAYMENT; PENALTIES; DEPOSIT OF TAX PROCEEDS.] The tax on wines and spirituous liquors, on which the excise tax has not been previously paid, shall be paid to the commissioner of revenue by persons having on file with the commissioner of revenue a sufficient bond as provided in subdivision 2 on or before the tenth day of the month following the month in which the first sale is made in this state by a licensed manufacturer or wholesaler. Every such person liable for any tax on wines or spirituous liquors imposed by section 340.47 shall file with the commissioner of revenue on or before the tenth day of the month following first sale in this state by a licensed manufacturer or wholesaler a return in such form and showing such information as the commissioner of revenue shall by rule prescribe, and shall keep records and render reports as the commissioner of revenue shall by rule prescribe. (IF THE EXCISE TAX IS NOT PAID WHEN DUE, THERE SHALL BE ADDED TO THE TAX AN AMOUNT EQUIVALENT TO FIVE PERCENT PER MONTH FROM THE DATE THE TAX BECAME DUE UNTIL PAID. IF ANY PERSON FILES A FALSE OR FRAUDULENT RETURN, THERE SHALL BE ADDED TO THE TAX A SUM EQUIVALENT TO 100 PERCENT OF THE AMOUNT OF THE TAX EVADED OR ATTEMPTED TO BE EVADED.) Any person liable for any tax on wines or spirituous liquors not

having on file a sufficient bond shall pay the tax within 24 hours after first sale in this state. The commissioner of revenue shall pay all moneys received in the general fund. The commissioner of revenue may certify to the commissioner of public safety any failure to pay taxes when due as a violation of a statute relating to the sale of intoxicating liquor for possible revocation or suspension of license under section 340.135.

If any person fails to pay the tax within the time specified or within 30 days after final determination of an appeal to the Minnesota tax court relating thereto, there shall be added a penalty equal to ten percent of the amount so remaining unpaid. The penalty shall be collected as part of the tax, and the amount of the tax not timely paid, together with the penalty, shall bear interest at the rate specified in section 270.75 from the time the tax should have been paid until paid.

Sec. 33. Minnesota Statutes 1982, section 340.485, is amended by adding a subdivision to read:

Subd. 5. [FAILURE TO FILE RETURN; PENALTY.] In case of any failure to make and file a return as required by this chapter within the time prescribed by law or prescribed by the commissioner in pursuance of law, unless it is shown that the failure is not due to wilful neglect, there shall be added to the tax in lieu of the ten percent specific penalty provided in subdivision 1: ten percent if the failure is for not more than 30 days with an additional five percent for each additional 30 days or fraction thereof during which such failure continues, not exceeding 25 percent in the aggregate. The amount added to any tax shall be collected at the same time and in the same manner and as a part of the tax; and the amount of tax together with the amount added shall bear interest at the rate specified in section 270.75 from the time the tax should have been paid until paid unless the tax has been paid before the discovery of the neglect, in which case the amount added shall be collected in the same manner as the tax.

For the purposes of this subdivision, the amount of any taxes required to be shown on the return shall be reduced by the amount of any part of the tax which is paid on or before the date prescribed for payment of the tax and by the amount of any credit against the tax which may be claimed upon the return.

Sec. 34. Minnesota Statutes 1982, section 340.485, is amended by adding a subdivision to read:

Subd. 6. [INTENT TO EVADE TAX; FAILURE TO FILE OR FILING FALSE RETURN; PENALTY.] Where any person, with intent to evade the tax, fails to file any return required or shall with intent file a false or fraudulent return, there shall also be imposed upon the person an additional penalty equal to

50 percent of any tax (less any amount paid on the basis of the false or fraudulent return) found due for the period to which the return related. The penalty imposed by this subdivision shall be collected as part of the tax and shall be in addition to any other penalties provided by law.

Sec. 35. Minnesota Statutes 1982, section 340.492, is amended to read:

340.492 [MANNER AND TIME OF PAYMENT; PENALTIES; DEPOSIT OF TAX PROCEEDS.]

Subdivision 1. [FILING DATE; TIME OF PAYMENT.] The commissioner of revenue shall issue rules adopting the reporting method for paying and collecting the excise tax on fermented malt beverages. The rules shall require reports to be filed with and the excise tax to be paid to the commissioner on or before the fifteenth day of the month following the month in which the importation into or the first sale is made in this state, whichever first occurs. If the excise tax is not paid when due, there shall be added to the amount of the tax as penalty a sum equivalent to ten percent thereof, and in addition thereto interest on the tax and penalty at the rate of 20 percent per annum, adjusted as provided in section 270.75, from the date the tax became due until paid. The commissioner shall deposit all moneys received in the funds as provided by section 340.47, subdivision 2.

Subd. 2. [FAILURE TO FILE RETURN.] In case of any failure to make and file a return as required by this chapter within the time prescribed by law or prescribed by the commissioner in pursuance of law, unless it is shown that the failure is not due to wilful neglect, there shall be added to the tax in lieu of the ten percent specific penalty provided in subdivision 1: ten percent if the failure is for not more than 30 days with an additional five percent for each additional 30 days or fraction thereof during which such failure continues, not exceeding 25 percent in the aggregate. The amount added to any tax shall be collected at the same time and in the same manner and as a part of the tax, and the amount of tax together with the amount added shall bear interest at the rate specified in section 270.75 from the time the tax should have been paid until paid unless the tax has been paid before the discovery of the neglect, in which case the amount added shall be collected in the same manner as the tax.

For purposes of this subdivision, the amount of any taxes required to be shown on the return shall be reduced by the amount of any part of the tax which is paid on or before the date prescribed for payment of the tax and by the amount of any credit against the tax which may be claimed upon the return.

Subd. 3. [INTENT TO EVADE TAX; FAILURE TO FILE OR FILING FALSE RETURN.] Where any person, with intent to evade the tax, fails to file any return required or shall with such intent file a false or fraudulent return, there shall also be imposed upon the person an additional penalty equal to 50 percent of any tax (less any amount paid on the basis of the false or fraudulent return) found due for the period to which the return related. The penalty imposed by this subdivision shall be collected as part of the tax and shall be in addition to any other penalties provided by law.

Sec. 36. Minnesota Statutes 1982, section 505.04, is amended to read:

505.04 [RECORDING.]

Every plat, when duly certified, signed, and acknowledged, as provided in section 505.03, and upon presentation of a certificate from the county auditor that the current year's taxes have been paid, shall be filed and recorded in the office of the county recorder.

Sec. 37. Minnesota Statutes 1982, section 524.3-1001, is amended to read:

524.3-1001 [FORMAL PROCEEDINGS TERMINATING ADMINISTRATION; TESTATE OR INTESTATE; ORDER OF DISTRIBUTION, DECREE, AND GENERAL PROTECTION.]

(a) (1) A personal representative or any interested person may petition for an order of complete settlement of the estate. The personal representative may petition at any time, and any other interested person may petition after one year from the appointment of the original personal representative except that no petition under this section may be entertained until the time for presenting claims which arose prior to the death of the decedent has expired. The petition may request the court to determine testacy, if not previously determined, to consider the final account or compel or approve an accounting and distribution, to construe any will or determine heirs and adjudicate the final settlement and distribution of the estate. After notice to all interested persons, *submission of a copy of the final account to the commissioner of revenue*, and hearing the court may enter an order or orders, on appropriate conditions, determining the persons entitled to distribution of the estate, and, as circumstances require, approving settlement and directing or approving distribution of the estate and discharging the personal representative from further claim or demand of any interested person.

(2) In such petition for complete settlement of the estate, the petitioner may apply for a decree. Upon the hearing, if in

the best interests of interested persons, the court may issue its decree which shall determine the persons entitled to the estate and assign the same to them in lieu of ordering the assignment by the personal representative. The decree shall name the heirs and distributees, state their relationship to the decedent, describe the property, and state the proportions or part thereof to which each is entitled. In the estate of a testate decedent, no heirs shall be named in the decree unless all heirs be ascertained.

(3) In solvent estates, the hearing may be waived by written consent to the proposed account and decree of distribution or order of distribution by all heirs or distributees, and *submission of a copy of the final account to the commissioner of revenue*. The court may then enter its order allowing the account and issue its decree or order of distribution.

(4) Where a decree or order for distribution is issued, the personal representative shall not be discharged until all property is paid or transferred to the persons entitled thereto, and has otherwise fully discharged his trust. If objections are filed with the court by the commissioner of revenue, no discharge shall be issued until the objections are determined. If no objection is filed, the court shall have the power to settle and distribute the estate and discharge the personal representative without regard to tax obligations.

(b) If one or more heirs or devisees were omitted as parties in, or were not given notice of, a previous formal testacy proceeding, the court, on proper petition for an order of complete settlement of the estate under this section, and after notice to the omitted or unnotified persons and other interested parties determined to be interested on the assumption that the previous order concerning testacy is conclusive as to those given notice of the earlier proceeding, may determine testacy as it affects the omitted persons and confirm or alter the previous order of testacy as it affects all interested persons as appropriate in the light of the new proofs. In the absence of objection by an omitted or unnotified person, evidence received in the original testacy proceeding shall constitute prima facie proof of due execution of any will previously admitted to probate, or of the fact that the decedent left no valid will if the prior proceedings determined this fact.

Sec. 38. Minnesota Statutes 1982, section 524.3-1003, is amended to read:

524.3-1003 [CLOSING ESTATES; BY SWORN STATEMENT OF PERSONAL REPRESENTATIVE.]

(a) Unless prohibited by order of the court and except for estates being administered in supervised administration proceedings, a personal representative may close an estate by filing with

the court no earlier than six months after the date of original appointment of a general personal representative for the estate, a statement stating that he, or a prior personal representative whom he has succeeded, has or have:

(1) published notice to creditors and that the first publication occurred more than six months prior to the date of the statement;

(2) fully administered the estate of the decedent by making payment, settlement or other disposition of all claims which were presented, expenses of administration and estate and other taxes, except as specified in the statement, and that the assets of the estate have been inventoried and distributed to the persons entitled. If any claims, expenses or taxes remain undischarged, the statement shall state in detail other arrangements which have been made to accommodate outstanding liabilities; and

(3) sent a copy thereof to *the commissioner of revenue* and to all distributees of the estate and to all creditors or other claimants of whom he is aware whose claims are neither paid nor barred and has furnished a full account in writing of his administration to the distributees whose interests are affected thereby.

(b) If no proceedings involving the personal representative are pending in the court one year after the closing statement is filed, the appointment of the personal representative terminates. Letters of appointment remain in full force until one year after the filing of the closing statement at which time the authority of the personal representative shall terminate.

Sec. 39. Minnesota Statutes 1982, section 524.3-1204, is amended to read:

524.3-1204 [SMALL ESTATES; CLOSING BY SWORN STATEMENT OF PERSONAL REPRESENTATIVE.]

(a) Unless prohibited by order of the court and except for estates being administered by supervised personal representatives, a personal representative may close an estate administered under the summary procedures of section 524.3-1203 by filing with the court, at any time after disbursement and distribution of the estate, a statement stating that:

(1) to the best knowledge of the personal representative, the entire estate, less liens and encumbrances, did not exceed an exempt homestead as provided for in section 525.145, the allowances provided for in section 525.15, costs and expenses of administration, reasonable funeral expenses, and reasonable, necessary medical and hospital expenses of the last illness of the decedent;

(2) the personal representative has fully administered the estate by disbursing and distributing it to the persons entitled thereto; and

(3) the personal representative has sent a copy of the closing statement to the commissioner of revenue and to all distributees of the estate and to all creditors or other claimants of whom he is aware whose claims are neither paid nor barred and has furnished a full account in writing of his administration to the distributees whose interests are affected.

(b) If no actions or proceedings involving the personal representative are pending in the court one year after the closing statement is filed, the appointment of the personal representative terminates.

(c) A closing statement filed under this section has the same effect as one filed under section 524.3-1003.

Sec. 40. [REPEALER.]

(a) *Minnesota Statutes 1982, sections 272.022; 272.023; 272.024; 273.13, subdivision 18; 273.23; 273.24; 273.28; 273.29; 273.30; 273.31; 273.34; 273.44; 273.45; 273.52; 288.01; 288.02; 288.03; 288.04; 288.05; 473F.04; and 477A.04, are repealed.*

(b) *Minnesota Statutes 1982, section 291.07, subdivision 3, is repealed.*

Sec. 41. [EFFECTIVE DATE.]

Sections 1, 2, 4, 5, 10, 13, 17, and 18 are effective July 1, 1983. Sections 3, 6, 9, 12, and 14 are effective for taxes levied in 1983 and thereafter, payable in 1984 and thereafter. Sections 16, 29, 30, and 40, clause (a) are effective the day after final enactment. Section 11 is effective for taxes levied in 1984 and thereafter, payable in 1985 and thereafter. Sections 19, 28, 31, 32, 33, 34, and 35 are effective August 1, 1983. Section 20 is effective for estates of decedents dying after December 31, 1981. Sections 21, 22, 23, 24, 25, 26, 37, 38, 39, and 40, clause (b) are effective for estates of decedents dying on or after July 1, 1983. Section 27 is effective January 1, 1983. Section 36 is effective for plats filed after July 1, 1983."

Delete the title and insert:

"A bill for an act relating to taxation; increasing the amount of reduced valuations required to be maintained as public record; allowing the commissioner discretion in apportioning levies; increasing the amount of reduction in valuation requiring an opportunity for hearing; allowing county auditors to combine legal descriptions over section lines; excluding certain corpora-

tions from receiving agricultural property tax valuation; providing for continued deferred assessment of open space property after certain sales; providing for the assessment of certain class 3 property based upon its use; requiring publication of certain requirements for obtaining a homestead after the assessment date; providing for split classification of certain homestead property; removing special taxing districts from levy limits; allowing counties to charge for NSF checks; providing for rounding of tax amounts on tax statements; allowing the use of the previous year's mill rate in certain cases when distributing delinquent tax proceeds; changing the date for filing list of delinquent personal property taxes; extending application of the alternate sale procedure; increasing the fee for lost deeds; changing the process for distributing mortgage registration tax proceeds; raising the fee for trip permits; requiring filing of an amended estate tax return in certain situations; clarifying the date interest accrues on estate tax amounts due; providing for department action following the filing of an amended return; requiring state's share of federal credit to not be less than state's share of the estate; providing a definition of surviving spouse for estate tax purposes; requiring filing of final account to commissioner of revenue; changing the requirement for filing a declaration of estimated gross earnings tax; imposing a penalty for failure to pay estimated gross earnings tax; extending the time allowed to claim gasoline or special fuel tax refunds; changing the requirements relating to distribution of free samples of cigarettes; imposing a penalty for failure to pay the tax on wines and spirituous liquors; conforming penalties for nonpayment of tax on deed to penalties imposed on other taxes; requiring payment of current taxes before a plat is recorded; amending Minnesota Statutes 1982, sections 270.10, subdivisions 1 and 3; 270.12, subdivision 3; 270.19; 272.46, subdivision 2; 273.111, subdivision 3; 273.112, subdivision 7, and by adding a subdivision; 273.13, subdivisions 4 and 16, and by adding a subdivision; 275.50, subdivision 2; 276.02; 276.04; 276.10; 277.02; 282.01, subdivision 7a; 282.33, subdivision 1; 287.08; 291.005, subdivision 1; 291.03, subdivision 1; 291.07, subdivision 1; 291.09, subdivision 3a; 291.131, subdivision 6; 291.132, subdivision 1; 291.215, subdivision 3; 295.365; 295.366, subdivision 1; 296.17, subdivisions 3 and 17; 297.03, subdivision 10; 340.485, subdivision 1, and by adding subdivisions; 340.492; 505.04; 524.3-1001; 524.3-1003; and 524.3-1204; repealing Minnesota Statutes 1982, sections 272.022; 272.023; 272.024; 273.13, subdivision 18; 273.23; 273.24; 273.28; 273.29; 273.30; 273.31; 273.34; 273.44; 273.45; 273.52; 288.01; 288.02; 288.03; 288.04; 288.05; 291.07, subdivision 3; 473F.04; and 477A.04."

Offered by Osthoff and Schreiber:

Page 6, after line 14, insert:

"Sec. 5. Minnesota Statutes 1982, section 272.03, subdivision 1, is amended to read:

Subdivision 1. [REAL PROPERTY.] (a) For the purposes of taxation, "real property" includes the land itself, *rails and ties annexed to the land*, and all buildings, structures, and improvements or other fixtures on it, and all rights and privileges belonging or appertaining to it, and all mines, minerals, quarries, fossils, and trees on or under it.

(b) A building or structure shall include the building or structure itself, together with all improvements or fixtures annexed to the building or structure, which are integrated with and of permanent benefit to the building or structure, regardless of the present use of the building, and which cannot be removed without substantial damage to itself or to the building or structure.

(c) (i) The term real property shall not include tools, implements, machinery, and equipment attached to or installed in real property for use in the business or production activity conducted thereon, regardless of size, weight or method of attachment.

(ii) The exclusion provided in clause (c) (i) shall not apply to machinery and equipment includable as real estate by clauses (a) and (b) even though such machinery and equipment is used in the business or production activity conducted on the real property if and to the extent such business or production activity consists of furnishing services or products to other buildings or structures which are subject to taxation under this chapter."

Page 33, line 16, delete "5, 10, 13, 17, and 18" and insert "6, 11, 14, 18, and 19"

Page 33, line 17, delete "6, 9, 12, and 14" and insert "7, 10, 13, and 15"

Page 33, line 19, delete "16, 29, 30, and 40" and insert "5, 17, 30, 31, and 41"

Page 33, line 20, delete "11" and insert "12"

Page 33, line 22, delete "19, 28, 31, 32, 33, 34, and 35" and insert "20, 29, 32, 33, 34, 35, and 36"

Page 33, line 23, delete "20" and insert "21"

Page 33, line 24, delete "21,"

Page 33, line 24, delete "37" and insert "27"

Page 33, line 25, delete "and 40" and insert "40, and 41"

Page 33, line 26, delete "27" and insert "28"

Page 33, line 27, delete "36" and insert "37"

Renumber the sections

Amend the title as follows:

Page 34, after line 6, insert "clarifying the definition of real property for ad valorem purposes;"

Page 34, line 47, after "270.19;" insert "272.03, subdivision 1;"

H. F. No. 459 which it recommended progress with the following amendment offered by Rodriguez, F.:

Amend the title:

Page 1, line 5, after "Statutes" insert "1982"

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

ROLL CALLS IN COMMITTEE OF THE WHOLE

Pursuant to rule 1.6, the following roll call was taken in the Committee of the Whole:

The question was taken on the motion to recommend passage of H. F. No. 157, as amended, and the roll was called. There were 72 yeas and 41 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Clawson	Kostohryz	Piper	Staten
Anderson, G.	Cohen	Krueger	Quinn	Swanson
Anderson, R.	Coleman	Larsen	Rice	Thiede
Battaglia	Elioff	Mann	Riveness	Tomlinson
Beard	Ellingson	McEachern	Rodosovich	Valan
Begich	Graba	Metzen	Rodriguez, F.	Vellenga
Bennett	Greenfield	Minne	Rose	Voss
Bergstrom	Gruenes	Munger	St. Onge	Welch
Berkelman	Gustafson	Murphy	Sarna	Welle
Brandl	Hoffman	Nelson, K.	Scheid	Wenzel
Brinkman	Jacobs	Norton	Schoenfeld	Wynia
Carlson, D.	Jensen	O'Connor	Segal	Speaker Sieben
Carlson, L.	Kalis	Ogren	Skoglund	
Clark, J.	Kelly	Otis	Sparby	
Clark, K.	Knuth	Peterson	Stadum	

Those who voted in the negative were:

Bishop	DenOuden ^o	Fjoslien	Heap	Johnson
Blatz	Dimler	Frerichs	Heinitz	Kvam
Burger	Evans	Gutknecht	Hokr	Ludeman
Dempsey	Findlay	Haukoos	Jennings	Marsh

McDonald	Onnen	Schafer	Tunheim	Wigley
McKasy	Pauly	Schreiber	Uphus	
Nelson, D.	Piepho	Seaberg	Valento	
Olsen	Quist	Shaver	Waltman	
Omann	Redalen	Sviggum	Welker	

The motion prevailed.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 371, A bill for an act relating to transportation; making scheduled increases in taxes on gasoline and special fuel; delaying the effective date of changes in the disposition of the revenue from the motor vehicle excise tax; providing for the addition of designated routes in the trunk highway system; authorizing the issuance of trunk highway bonds; eliminating the authority of the metropolitan transit commission to levy a certain tax; creating a town road account in the county state-aid highway fund; providing for the apportionment of five percent of the net highway user tax distribution fund; proposing new law coded in Minnesota Statutes, chapters 162 and 169; amending Minnesota Statutes 1982, sections 161.081; 161.082, subdivision 2a; 296.01, subdivision 24; 296.02; 296.14, subdivision 2; 296.18, by adding a subdivision; 297B.09; and 473.446, subdivision 1.

The Senate has appointed as such committee Messrs. Purfeerst; Johnson, D. J.; Peterson, C. C.; Novak and Waldorf.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

MOTIONS AND RESOLUTIONS

Carlson, D., moved that H. F. No. 338 be recalled from the Committee on Governmental Operations and be re-referred to the Committee on Environment and Natural Resources. The motion prevailed.

Otis moved that the name of Sherman be stricken and the name of Munger be added as an author on H. F. No. 300. The motion prevailed.

Kelly moved that the name of Gustafson be added as an author on H. F. No. 696. The motion prevailed.

Thiede moved that the name of Wenzel be added as an author on H. F. No. 395. The motion prevailed.

Osthoff moved that the name of Sparby be added as an author on H. F. No. 700. The motion prevailed.

Scheid moved that the name of Otis be stricken as an author on H. F. No. 750. The motion prevailed.

Nelson, K., moved that the names of Jennings, Evans and Graba be added as authors on H. F. No. 868. The motion prevailed.

Anderson, B., moved that the name of Olsen be added as an author on H. F. No. 874. The motion prevailed.

Dempsey moved that the name of Berkelman be added as an author on H. F. Nos. 877 and 881. The motion prevailed.

Erickson moved that the name of Beard be added as an author on H. F. No. 896. The motion prevailed.

Nelson, D., moved that the name of Knuth be added as an author on H. F. No. 617. The motion prevailed.

Kelly moved that the name of McKasy be added as an author on H. F. No. 696. The motion prevailed.

Rodriguez, F., moved that the names of Clawson, Metzen and Olsen be added as authors on H. F. No. 891. The motion prevailed.

Anderson, R., moved that the name of Jacobs be added as an author on H. F. No. 475. The motion prevailed.

Ellingson moved that the name of Olsen be added as an author on H. F. Nos. 894, 898 and 899. The motion prevailed.

Sparby moved that the name of Valan be stricken and the name of Carlson, D., be added as an author on H. F. No. 946. The motion prevailed.

Gustafson moved that the name of Solberg be shown as chief author and the name of Gustafson be shown as second author on H. F. No. 99. The motion prevailed.

Erickson, Larsen, Uphus, Frerichs and Piper introduced:

House Resolution No. 4, A house resolution congratulating the Future Farmers of America on their work and accomplishments.

The resolution was referred to the Committee on Agriculture.

Schafer and Dempsey introduced:

House Resolution No. 5, A house resolution congratulating the girls basketball team from Henderson High School for winning the 1983 Class A State High School Girls Basketball Championship.

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

ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, March 28, 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, March 28, 1983.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

