

## STATE OF MINNESOTA

## SEVENTY-THIRD SESSION - 1983

## FORTY-SECOND DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 28, 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 Reverend Susan Adams, Union Congregational United Church of Christ, St. Louis Park, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Hoberg and Johnson were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Nelson, D., moved that further reading of the Journal

be dispensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

#### REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 109, 422, 762, 929, 1033, 1208, 1236, 790, 1190, 537, 606, 794 and 1171 and S. F. Nos. 301, 378, 462, 525, 601, 661, 756, 799, 856, 954, 987, 1105, 1012, 721, 752, 823, 964, 545, 92, 808, 1104, 159, 541 and 723 have been placed in the members' files.

S. F. No. 756 and H. F. No. 873, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Voss moved that S. F. No. 756 be substituted for H. F. No. 873 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 462 and H. F. No. 681, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Himle moved that S. F. No. 462 be substituted for H. F. No. 681 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 856 and H. F. No. 831, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Jacobs moved that S. F. No. 856 be substituted for H. F. No. 831 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 545 and H. F. No. 762, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

#### SUSPENSION OF RULES

Brandl moved that the rules be so far suspended that S. F. No. 545 be substituted for H. F. No. 762 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 721 and H. F. No. 777, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

McDonald moved that the rules be so far suspended that S. F. No. 721 be substituted for H. F. No. 777 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1012 and H. F. No. 1074, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Long moved that the rules be so far suspended that S. F. No. 1012 be substituted for H. F. No. 1074 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 964 and H. F. No. 1021, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Ellingson moved that the rules be so far suspended that S. F. No. 964 be substituted for H. F. No. 1021 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 954 and H. F. No. 1208, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Ellingson moved that the rules be so far suspended that S. F. No. 954 be substituted for H. F. No. 1208 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 889 and H. F. No. 1040, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Berkelman moved that the rules be so far suspended that S. F. No. 889 be substituted for H. F. No. 1040 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 987 and H. F. No. 1100, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

## SUSPENSION OF RULES

Graba moved that the rules be so far suspended that S. F. No. 987 be substituted for H. F. No. 1100 and that the House File be indefinitely postponed. The motion prevailed.

## PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA  
OFFICE OF THE GOVERNOR  
SAINT PAUL 55155

April 22, 1983

The Honorable Harry A. Sieben, Jr.  
Speaker of the House  
276 State Office Building  
St. Paul, Minnesota 55155

Dear Speaker Sieben:

I have the honor to inform you that I received, approved, signed and deposited in the Office of the Secretary of State the following House Files:

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

H. F. No. 576, 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.

H. F. No. 609, relating to commerce; motor vehicle sales and distribution; requiring certain payments to be made upon termination of motor vehicle franchises.

H. F. No. 706, relating to retirement; public employees retirement association; providing for refund of contributions after a layoff of 120 calendar days.

Sincerely,

RUDY PERPICH  
Governor

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

April 22, 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:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1983</i>	<i>Date Filed 1983</i>
233		51	April 22	April 22
240		52	April 22	April 22
356		53	April 22	April 22
369		54	April 22	April 22
	396	55	April 22	April 22
	576	56	April 22	April 22
	609	57	April 22	April 22
	706	58	April 22	April 22
186		Resolution 3	April 22	April 22
1195		Resolution 4	April 22	April 22

Sincerely,

JOAN ANDERSON GROWE  
Secretary of State

REPORTS OF STANDING COMMITTEES

Vanasek from the Committee on Judiciary to which was referred:

H. F. No. 536, A bill for an act relating to legal liability; prohibiting retaliation against an individual who complies with the child abuse reporting act; providing damages for retaliation; clarifying immunity provisions for good faith compliance with the child abuse reporting act; amending Minnesota Statutes 1982, section 626.556, subdivision 4, and by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 626.556, subdivision 4, is amended to read:

Subd. 4. [IMMUNITY FROM LIABILITY.] (a) Any person, including those voluntarily making reports and those required to make reports under subdivision 3, participating in good faith and exercising due care in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that otherwise might result by reason of his action.

(b) *A supervisor or social worker employed by a local welfare agency, who in good faith exercises due care when complying with subdivisions 10 and 11 or any related rule or provision of law, shall have immunity from any liability, civil or criminal, that otherwise might result by reason of his action.*

Sec. 2. Minnesota Statutes 1982, section 626.556, is amended by adding a subdivision to read:

Subd. 4a. [RETALIATION PROHIBITED.] (a) *An employer of any person required to make reports under subdivision 3 shall not retaliate against the person for reporting in good faith suspected abuse or neglect pursuant to this section, or against a child with respect to whom a report is made, because of the report.*

(b) *The employer of any person required to report under subdivision 3 who retaliates against the person because of a report of suspected abuse or neglect is liable to that person for actual damages and, in addition, a penalty up to \$1,000.*

(c) *There shall be a rebuttable presumption that any adverse action within 90 days of a report is retaliatory. For purposes of this paragraph, the term "adverse action" refers to action taken by an employer of a person required to report under subdivision 3 which is involved in a report against the person making the report or the child with respect to whom the report was made because of the report, and includes, but is not limited to:*

(1) *discharge, suspension, termination, or transfer from the facility, institution, school, or agency;*

- (2) discharge from or termination of employment;
- (3) demotion or reduction in remuneration for services; or
- (4) restriction or prohibition of access to the facility, institution, school, agency, or persons affiliated with it.

Sec. 3. [EFFECTIVE DATE.]

*This act is effective August 1, 1983, and applies to any civil actions commenced on or after that date.*

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. 559, A bill for an act relating to courts; providing for interest rates on judgments; amending Minnesota Statutes 1982, section 549.09, subdivision 1.

Reported the same back with the following amendments:

Page 1, line 11, delete the new language and reinstate the stricken language

Page 1, line 12, delete the new language

Page 1, line 14, after the period insert "*Except as otherwise provided by contract or by law, interest on pecuniary damages shall be computed from the time of the commencement of the action, except as provided herein. If either party serves a written offer of settlement, the other party may serve a written acceptance or a written counter-offer within 60 days. After that time interest on the judgment shall be calculated by the judge in the following manner. The prevailing party shall receive interest on any judgment from the time the action was commenced or from the time any items of special damage were incurred after the commencement of the action until the judgment is entered only if the amount of its offer is closer to the judgment than the amount of the opposing party's offer. If the amount of the losing party's offer was closer to the judgment than the prevailing party's offer, the prevailing party shall receive interest only on the amount of the settlement offer or the judgment, whichever is less, and only from the time the action was commenced or the special damages were incurred whichever is later until the time the settlement offer was made.*"

Page 2, delete lines 6 and 7, and insert:

*"Section 1 is effective August 1, 1983, and interest shall begin to accrue as of that date on any pending claims or causes of action."*

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. 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.

Reported the same back with the following amendments:

Page 1, line 13, after *"maintenance,"* insert *"and"*

Page 1, line 13, delete *"," and construction"*

Page 2, line 11, before the period insert *"in that part of the city of Bloomington which is east of East Bush Lake Road, north of 84th Street and west of Penn Avenue South; that part east of Penn Avenue South, north of 82nd Street and west of State Highway No. 77; that part east of State Highway No. 77 and north of 86th Street; and that part south of 90th Street, west of Nicollet, north of 100th and east of Humboldt"*

Page 4, line 3, delete *"The estimated cost of improvements to be paid for in"*

Page 4, delete line 4

Page 4, line 5, delete *"this section,"* and insert *"When the tax or service charge is to pay for the cost of repairing, operating, or maintaining public improvement or facilities,"*

Page 5, line 19, delete *"[BONDS.]"* and insert *"[CERTIFICATES OF INDEBTEDNESS.]"*

Page 5, delete lines 20 to 36

Page 6, delete lines 1 to 3 and insert:

*"The city council may issue certificates of indebtedness within existing debt limits for purposes of any work or service authorized pursuant to this act. The certificates shall be payable in not more than five years and shall be issued on such terms and in such manner as determined by the council. A tax levy shall*



*be made on the taxable property within the special service district for the payment of the principal and interest on the certificates as in the case of bonds."*

Page 6, lines 20, 21, 25, 26, and 30, delete "ten" and insert "15"

Page 8, line 14, delete "of improvements," and insert "where the costs of repairing, operating, or maintaining of public improvements or facilities are to be paid by a tax or service charge,"

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. 948, A bill for an act relating to state departments and agencies; transferring the planning functions of the department of energy, planning and development to a newly created state planning agency; providing a director; establishing an advisory committee; amending Minnesota Statutes 1982, sections 116J.03, subdivision 1; and 116J.42; proposing new law coded as Minnesota Statutes, chapter 116K; repealing Minnesota Statutes 1982, sections 116J.02, subdivision 1; 116J.41; 116J.46; and 116J.47.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [TRANSFER OF POWERS.]

*Subdivision 1. [AUTHORIZATION.] All powers, duties, and functions vested in or imposed on the department of energy, planning and development or the commissioner of energy, planning and development by chapters 116C, 116D, 116G, sections 116J.40 to 116J.54, and other laws are transferred to, vested in, and imposed on the director of the state planning agency created in section 5.*

*Subd. 2. [POSITIONS TRANSFERRED.] Personnel positions in the department of energy, planning and development in the classified civil service and temporary positions in the unclassified service established pursuant to section 48A.08, subdivisions 1a and 2a, formerly assigned to functions that are transferred by this section with their incumbents to the state planning agency are continued and transferred to the state planning agency along with the functions transferred.*

*Subd. 3. [BALANCES TRANSFERRED.] The unexpended balance of any appropriation to the department of energy, planning and development which was assigned to the planning division of the department or to any office within the planning division is transferred to the director of the state planning agency who shall pay all valid claims presented against those appropriations.*

*Subd. 4. [RECORDS TRANSFERRED.] The commissioner of energy, planning and development, the assistant commissioner for the planning division, and office directors within the planning division shall transfer to the director of the state planning agency all contracts, books, maps, plans, papers, records, and property of every description within their jurisdiction or control which are relevant to the activities and functions transferred by this section to the director of the state planning agency.*

*Subd. 5. [PROCEEDINGS CONTINUED.] Any proceeding, court action, prosecution, or other business or matter that is pending on the effective date of this section and that involved or was commenced by the commissioner of energy, planning and development and which involved personnel or functions transferred to the state planning agency by this section may be conducted and completed by the state planning director in the same manner, under the same terms and conditions, and with the same effect as though it involved or was commenced and conducted or completed by the officer who began it.*

*Subd. 6. [AUTHORITY CONTINUED.] The authority of the state planning director regarding functions transferred to the director by this section is a continuation of the authority of the officer from which it was transferred regarding those functions, with the same force and effect as though the functions, powers, or duties of the officer had not been assigned or transferred, and does not constitute a new authority for the purposes of succession to all rights, powers, duties, and obligations of the officer, as constituted at the time of the assignment or transfer. All rules adopted under authority of power, duty, or responsibility transferred by this section to the director of the state planning agency shall remain in full force and effect until amended or repealed.*

## **Sec. 2. [16A.80] [OFFICE OF LOAN MANAGEMENT.]**

*Subdivision 1. [CREATION.] The office of loan management is created in the department of finance. Professional employees of the office shall have at least five years of experience in commercial lending or a related field. These employees shall receive compensation comparable to that received by employees with similar backgrounds in the private sector, but not greater than the commissioner or deputy commissioner of finance.*

*Subd. 2. [DUTIES.] Notwithstanding any law to the contrary, an agency of state government which is authorized (1) to make, participate in, or guarantee loans to private sector businesses, or (2) to invest directly or indirectly in a private sector business shall submit each loan, loan participation, loan guarantee, or investment proposal to the office of risk management before making a commitment to make the loan, loan participation, loan guarantee, or investment. No loan, loan participation, loan guarantee, or investment covered by this section shall be made without the approval of the office of loan management. This section does not apply to the housing finance agency, the state board of investment, the iron range resources and rehabilitation board, or the Minnesota energy authority.*

*Subd. 3. [CRITERIA.] In deciding whether to approve proposals submitted to it, the office of loan management shall consider the likelihood of the state suffering financial loss as a result of the project, the magnitude of potential losses, and the intent of the legislation authorizing the loans, loan participation, loan guarantees, and investments.*

*Subd. 4. [DELEGATION.] The office of loan management may delegate its approval responsibilities under this section to an agency which is authorized to make loans, loan participation agreements, loan guarantees, or investments involving private businesses if the office determines that the agency has the internal capability to make the judgments required by subdivision 3.*

Sec. 3. Minnesota Statutes 1982, section 116J.03, subdivision 1, is amended to read:

Subdivision 1. [SCOPE.] As used in sections 116J.05 to 116J.35 (; 116J.41 TO 116J.54;) and 116J.58 to 116J.91 (; 299A.03; AND 299A.04), the terms defined in this section have the meaning given them.

Sec. 4. Minnesota Statutes 1982, section 116J.42, is amended to read:

116J.42 [POWERS AND DUTIES.]

Subdivision 1. The (COMMISSIONER) *director* shall:

(1) Prepare comprehensive, long range recommendations for the orderly and coordinated growth of the state (INCLUDING DETAILED RECOMMENDATIONS FOR LONG RANGE PLANS OF OPERATING STATE DEPARTMENTS AND AGENCIES).

(2) (THE STATE,) In the development of long range planning, (SHALL) take into consideration (ITS) *the state's* rela-

tionship to local units of government and the planning to be accomplished on (SUCH) *these levels, and develop and maintain a statewide long-range policy planning process involving local units of government, regional development commissions, the metropolitan council, and state agencies.*

(3) *Develop and analyze information and forecasts relating to the state's population, economy, natural resources, and human services including but not limited to: (a) collection and analysis of information necessary to enable him to report annually to the governor and the legislature on the status of the state's economy and on forecasts of medium and long-term economic prospects for the state; (b) analysis and reporting on the comparability of economic data, assumptions, and analyses used by other planning entities, state agencies and levels of government as he deems appropriate; (c) assessment of the implications of demographic, economic, and programmatic trends on state and local policies and institutions for providing health, education, and other human services; and (d) assessment of the availability and quality of data for long-range planning and policy development.*

(4) *Assist the governor in developing and evaluating alternative long-range policies and strategies.*

(5) *Act in coordination with the department of finance and affected state agencies in the planning and financing of major public programs, including but not limited to capital improvements.*

(6) *Initiate studies of major policy issues having long range implications.*

(7) *Provide planning assistance to local, regional, and state agencies, and coordinate these levels of planning with the state long-range policy planning process.*

Subd. 2. The (COMMISSIONER) *director shall:*

(1) *Review current programming and future planning of all state departments and agencies.*

(2) *Report regularly and on or before November 15 of each even numbered year to the legislature, reviewing in each report the state planning program, and the progress and development thereof. Thereafter, as soon as practicable, he shall make recommendations for desirable legislation and necessary appropriations.*

(3) **(TO THE EXTENT PRACTICABLE COORDINATE WITH STATE BUDGETS THE ITEMS THEREIN RELATING TO AND REFLECTING STATEWIDE PLANNING AS AUTHORIZED BY THE LEGISLATURE AND AS RECOM-**

MENDED FOR THE CONSIDERATION OF THE LEGISLATURE) *Assist the governor and the commissioner of finance, as requested, in the review of biennial budget proposals and, based on long-range trends, in the analysis of major public investment proposals.*

(4) (REQUIRE EACH STATE DEPARTMENT AND AGENCY HAVING PLANNING PROGRAMS TO REGULARLY FILE COPIES THEREOF WITH HIM FOR REVIEW.)

((5)) Make available to the legislature or any authorized committee or commission thereof information concerning state-wide development plans and basic research from which the plans have been developed.

((6)) (5) Act as the coordinating agency for the planning activities of all state departments and agencies and local levels of government.

((7) REVIEW ALL PLANS FILED WITH THE FEDERAL GOVERNMENT BY STATE DEPARTMENTS AND AGENCIES PURSUANT TO SECTION 16A.30, OR ANY OTHER LAW AS A PART OF HIS DUTIES PRESCRIBED BY THIS SECTION. THE COMMISSIONER OF FINANCE SHALL FURNISH THE COMMISSIONER THE INFORMATION REQUIRED BY THIS CLAUSE.)

((8) ENCOURAGE THE DEVELOPMENT OF PLANNING PROGRAMS BY STATE DEPARTMENTS AND AGENCIES AND LOCAL LEVELS OF GOVERNMENT.)

((9) ACT AS THE COORDINATING AGENCY FOR SUBMISSION OF THE ENVIRONMENTAL IMPACT STATEMENTS REQUIRED BY THE NATIONAL ENVIRONMENTAL POLICY ACT AND THE STATE'S COMMENTS THEREON TO THE APPROPRIATE FEDERAL AGENCIES.)

*(6) In consultation with local government elected officials, develop and maintain procedures for the review of federal grant applications and the coordination of planning activities including state and local responsibilities as existed on January 1, 1983, in federal Office of Management and Budget Circular A-95, Parts I, II, III, and IV; and the federal executive order 12372.*

Subd. 3. The (COMMISSIONER) director:

(1) Shall appear before the Minnesota municipal board when requested by the board to present studies and data regarding any annexation, incorporation, or detachment proceedings pending before the board;

(2) May contract with a county or regional planning agency or a planning consultant for the making of studies and the compiling of data relating to any annexation, incorporation, or detachment proceedings before the board;

(3) At his discretion or upon the written request of any governmental unit, group of governmental units, or a regional planning agency, may conduct studies relating to the feasibility of annexation, incorporation, or consolidation of a town or governmental units. The studies shall be undertaken only in areas where there is reasonable grounds to believe that problems of urban growth may require the incorporation, or consolidation of governmental units, or the annexation of unincorporated areas in order to provide essential urban services.

Subd. 4. The (COMMISSIONER) *director* shall:

(1) Undertake studies to obtain information and data on urban and rural needs, assistance programs, and activities (. THE COMMISSIONER SHALL PROVIDE TECHNICAL ASSISTANCE AND ADVICE IN THE SOLUTION OF SUCH PROBLEMS. THE DUTIES OF THE COMMISSIONER SHALL INCLUDE, BUT ARE NOT LIMITED TO, THE ASSEMBLY, THE CORRELATION, AND DISSEMINATION OF PHYSICAL, SOCIAL, AND ECONOMIC DEVELOPMENT DATA TO INFORM LOCAL GOVERNMENTAL UNITS AND INTERESTED PERSONS AND ORGANIZATIONS OF THE AVAILABILITY AND STATUS OF FEDERAL, STATE, AND LOCAL PROGRAMS AND OTHER RESOURCES FOR THE SOLUTION OF URBAN AND RURAL PROBLEMS);

(2) (MAKE AVAILABLE TO THE GOVERNOR AND THE LEGISLATURE PERTINENT INFORMATION RELATING TO FEDERAL GRANTS IN AID TO LOCAL GOVERNMENTAL UNITS AND AN ANALYSIS THEREOF;)

(3) INFORM LOCAL GOVERNMENTAL UNITS ABOUT FEDERAL PROGRAMS OF SOCIAL OR ECONOMIC AID OR ASSISTANCE FOR WHICH THEY ARE ELIGIBLE, TOGETHER WITH THE CRITERIA, STANDARDS, AND CONDITIONS UPON WHICH THE AID IS BASED) *Conduct research and make recommendations to the governor and the legislature concerning relationships among federal, state, and local governments; and review and report on changes in federal policies and budgets as they affect the state and state and local government programs;*

(3) *Provide regional development commissions, the metropolitan council, and units of local government with information, technical assistance, training, and advice in utilizing federal and state programs;*

(4) *Receive and administer the small cities community development block grant program authorized by the Congress under the Housing and Development Act of 1974, as amended; and*

(5) *Receive and administer other state and federal grants and grant programs for planning, community affairs, community development purposes, and other state and federal programs assigned to the agency by law or by the governor in accordance with section 4.07.*

(SUBD. 5. THE COMMISSIONER:)

((1) SHALL) (6) Not undertake on behalf of any local governmental unit the responsibility of filling out application forms for federal grants in aid unless required by federal law or regulation promulgated thereunder, but instead will limit the activities of the department in relation to federal aid applications to the publication and distribution of manuals and the furnishing of advice and otherwise guide the officers of local governmental units in properly making out required application forms (;).

((2) SHALL NOT BE RESPONSIBLE IN ANY WAY TO PROMOTE ANY FEDERAL GRANT IN AID OR PLANNING PROGRAM;)

((3) SHALL COORDINATE INFORMATION WHICH SHALL BE SUBMITTED TO THE COMMISSIONER BY A SPECIAL DISTRICT OR REGION RECOGNIZED BY THE FEDERAL GOVERNMENT WITH RESPONSIBILITY OF REVIEWING FEDERAL GRANTS IN AID APPLICATIONS FOR COMMUNITY AND NONPROFIT CORPORATIONS WITHIN THE DISTRICT OR REGION. SPECIAL DISTRICTS OR REGIONS SHALL SUBMIT COPIES OF APPROVED APPLICATIONS FOR THIS PURPOSE, UNLESS THE REQUIREMENTS OF THIS CLAUSE ARE COMPLIED WITH NO STATE DEPARTMENT OR AGENCY MAY PROVIDE ASSISTANCE OR FUNDS FOR ANY PROJECT SUBMITTED TO THE FEDERAL GOVERNMENT THROUGH A SPECIAL DISTRICT OR REGION. WHERE THERE IS A METROPOLITAN PLANNING AGENCY OR REGIONAL COUNCIL CREATED BY LAW, THE COMMISSIONER MAY DELEGATE TO THE COUNCIL OR AGENCY THE RESPONSIBILITIES OF THIS CLAUSE;)

((4) SHALL HAVE ONLY ADVISORY RESPONSIBILITY OR JURISDICTION IN ANY AREA OF THE STATE WITHIN THE JURISDICTION OF A METROPOLITAN PLANNING AGENCY OR REGIONAL COUNCIL CREATED BY LAW.)

Subd. (6) 5. The (COMMISSIONER) *director* shall:

((1) EMPLOY PERSONNEL WITH QUALIFICATIONS AS ARE NEEDED TO PERFORM THE DUTIES PRESCRIBED IN THIS SECTION. TO THE GREATEST EXTENT PRACTICABLE, THE COMMISSIONER SHALL LIMIT THE PERMANENT DEMOGRAPHIC STAFF AND SHALL CONTRACT FOR BASIC RESEARCH, EMPLOY CONSULTANTS, AND USE THE EXISTING FACILITIES OF STATE DEPARTMENTS, OTHER AGENCIES, AND THE STATE EDUCATIONAL INSTITUTIONS, AND)

((2) UTILIZE THE COMPUTER FACILITIES OF THE STATE OR STATE EDUCATIONAL INSTITUTIONS FOR THE RESEARCH DATA NECESSARY FOR PERIODIC POPULATION PROJECTIONS.)

(SUBD. 7. THE COMMISSIONER:)

(1) (SHALL) continuously gather and develop demographic data within the state;

(2) (SHALL) design and test methods of research and data collection;

(3) (SHALL) have the power to call upon any agency of the state or political subdivision for data as may be available, and the agencies and political subdivisions shall cooperate to the fullest extent possible;

(4) (SHALL) periodically prepare population projections for designated regions and for the state and (MAY) periodically prepare projections for each county, or other political or geographic division *as necessary to carry out the purposes of this subdivision and section 116J.42*;

(5) (SHALL) review, comment, and prepare analysis of population estimates and projections made by state agencies, political subdivisions, other states, federal agencies or nongovernmental persons, institutions or commissions;

(6) (SHALL) serve as the state liaison with the federal bureau of census, (SHALL) *and* coordinate his activities with federal demographic activities to the fullest extent possible (, AND SHALL);

(7) aid the legislature in preparing a census data plan and form for each decennial census;

((7) SHALL) (8) compile an annual study of population estimates on the basis of county, regional or other political or geographic divisions as necessary to carry out the purposes of this subdivision and section 116J.43;

((8) SHALL,) (9) on or before January 1 of each year, issue a report to the legislature containing an analysis of the demographic implications of the annual population study and population projections;

((9) SHALL) (10) cause to be prepared maps of all counties in the state, all municipalities with a population of 10,000 or more, and any other municipalities as deemed necessary for census purposes, according to scale and detail recommended by



the federal bureau of the census, with the maps of cities showing boundaries of precincts; (AND)

*((10) SHALL ANNUALLY) (11) prepare a population estimate for each governmental subdivision for which the metropolitan council does not prepare an annual population estimate, and shall communicate the estimate to the governing body of each governmental subdivision by May 1 of each year; and*

*(12) appoint the state demographer to serve under the supervision and control of the director. The state demographer shall be professionally competent in the field of demography and shall possess demonstrated ability, based upon experience and past performance.*

*Subd. (8) 6. (THE COMMISSIONER MAY) (1) The Land Management Information Center must be established to foster integration of environmental information and provide services in computer mapping and graphics, environmental analysis, and small systems development;*

*(2) A service bureau must be established to charge (A FEE) fees to (EACH USER OF THE MINNESOTA LAND MANAGEMENT) clients for information (SYSTEM) products and services;*

*(3) A revolving fund must be established that does not cancel and expend moneys to recover operational costs of services and products and for computer equipment replacement and system enhancement; and*

*(4) The director must periodically compile studies of land use and natural resources on the basis of county, regional, and other political subdivisions.*

*Subd. (9) 7. [JUVENILE JUSTICE.] The governor shall designate the (DEPARTMENT OF ENERGY,) state planning (, AND DEVELOPMENT) agency as the sole agency responsible for supervising the preparation and administration of the state plan for juvenile justice required by the Juvenile Justice and Delinquency Prevention Act of 1974, as amended.*

*The governor shall designate the Juvenile Justice Advisory Committee as the supervisory board for the (DEPARTMENT OF ENERGY,) state planning (AND DEVELOPMENT) agency with respect to preparation and administration of the state plan and award of grants.*

*The governor shall appoint members to the Juvenile Justice Advisory Committee in accordance with the membership requirements of the Juvenile Justice and Delinquency Prevention Act of 1974, as amended.*

**Sec. 5. [116K.02] [STATE PLANNING AGENCY.]**

*Subdivision 1. [CREATION.] A state planning agency is created in the executive branch of the state government.*

*Subd. 2. [DIRECTOR.] The governor shall appoint a director of planning who is in the unclassified service of the state. He shall be professionally competent in the fields of public administration and planning and shall possess demonstrated ability, based upon experience and past performance, to perform the duties of state planning director.*

*Subd. 3. [ORGANIZATION.] The director shall organize the agency and employ the officers, employees, and agents as the director deems necessary to discharge the functions of his office, and define their duties. The director shall appoint a deputy director and division directors who shall serve in the unclassified service of the state. To fulfill long-range planning objectives requiring special projects fully anticipated to be of limited duration, the director shall request temporary unclassified positions pursuant to section 43A.08, subdivision 2a. All other officers, employees, and agents are in the classified service of the state civil service.*

*Subd. 4. [STAFF.] The director shall employ personnel needed to perform the duties of the agency.*

**Sec. 6. [116K.03] [ADVISORY TASK FORCE.]**

*The director may appoint an advisory task force on state planning to act solely in an advisory capacity to the director. The advisory task force consists of 15 members. The director shall appoint 13 members representative of Minnesota's regional development areas. All members shall serve at the pleasure of the director. The members of the advisory task force shall serve without compensation but shall be reimbursed for necessary expenses pursuant to section 15.059, subdivision 6. The task force shall encourage and assist in the implementation of the long-range planning done by the agency.*

**Sec. 7. [116K.04] [COUNCIL.]**

*A council on the future of Minnesota is created for the purpose of reviewing and commenting upon the long-range planning activities of the state planning agency. The council shall consist of the governor, as chairman, the director of the state planning agency, the commissioner of finance, the speaker of the house, the minority leader of the house, the majority leader of the senate, the minority leader of the senate, and two citizens appointed by the governor. The council shall assist the governor and the director of the state planning agency in establishing and maintaining an effective long-range planning agenda for the*

state. Compensation, terms, and removal of the citizen members shall be governed by section 15.059.

Sec. 8. [INSTRUCTIONS TO THE REVISOR.]

*Subdivision 1. [TERMS.] (a) The revisor of statutes shall substitute the terms "director of the state planning agency" or "director" or "state planning agency" or "agency" or similar terms as appropriate for the terms "commissioner" or "department" meaning the commissioner or department of energy, planning and development, and similar terms where those terms appear in chapters 116C, 116D, and 116G, sections 116J.40 to 116J.54, and other laws relating to the planning functions of the department of energy, planning and development.*

*(b) The revisor of statutes shall remove the term "planning" wherever it appears in Minnesota Statutes in reference to the department of energy, planning and development, the commissioner of energy, planning and development or similar terms to reflect the removal of the planning functions from that department.*

*Subd. 2. [RENUMBERING.] The revisor of statutes shall renumber each section specified in column A with the numbers set forth in column B. The revisor shall also make necessary cross-reference changes consistent with the renumbering.*

Column A	Column B
116J.40	116K.01
116J.42	116K.05
116J.43	116K.06
116J.44	116K.07
116J.45	116K.08
116J.48	116K.09
116J.49	116K.10
116J.50	116K.11
116J.51	116K.12
116J.52	116K.13
116J.53	116K.14
116J.54	116K.15

Sec. 9. [APPROPRIATION.]

*The sum of \$ . . . . . is appropriated from the general fund to the commissioner of finance for the purpose of operating the office of loan management created by section 2. The office's complement of professional employees is two.*

Sec. 10. [REPEALER.]

*Minnesota Statutes 1982, sections 116J.02, subdivision 1; 116J.41; 116J.46; and 116J.47, are repealed."*

Delete the title and insert:

"A bill for an act relating to state departments and agencies; creating an office of loan management; transferring the planning functions of the department of energy, planning and development to a newly created state planning agency; providing a director; establishing an advisory task force and council; appropriating money; amending Minnesota Statutes 1982, sections 116J.03, subdivision 1; and 116J.42; proposing new law coded as Minnesota Statutes, chapters 16A and 116K; repealing Minnesota Statutes 1982, sections 116J.02, subdivision 1; 116J.41; 116J.46; and 116J.47."

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. 1149, A bill for an act relating to liens; right of possession and liens on fabrication molds and patterns; amending Minnesota Statutes 1982, section 514.19.

Reported the same back with the following amendments:

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 1982, section 514.18, is amended to read:

514.18 [RETAINING.]

*Subdivision 1. [MECHANICS' LIEN ON PERSONAL PROPERTY; PROPERTY IN POSSESSION.]* Whoever, at the request of the owner or legal possessor of any personal property, shall store or care for or contribute in any of the modes mentioned in section 514.19 to its preservation, care, or to the

enhancement of its value, shall have a lien upon such property for the price or value of such storage, care, or contribution, and for any legal charges against the same paid by such person to any other person, and the right to retain the property in his possession until such lien is lawfully discharged (; BUT A VOLUNTARY SURRENDER OF POSSESSION SHALL EXTINGUISH THE LIEN HEREIN GIVEN).

*Subd. 2. [NONPOSSESSORY LIEN; NOTICE.] Notwithstanding the voluntary surrender or other loss of possession of the property on which the lien is claimed, the person entitled thereto may preserve the lien, if at any time within 60 days after the surrender or loss of possession he gives notice of his lien by filing in the appropriate filing office under the uniform commercial code, Minnesota Statutes, section 336.9-401 a verified statement and notice of his intention to claim a lien. The statement shall contain a description of the property upon which the lien is claimed, the work performed or materials furnished and the amount due.*

*Subd. 3. [PRIORITY; SECURITY; INTEREST; FORECLOSURE.] The lien shall be valid against everyone except a purchaser or encumbrancer in good faith without notice and for value whose rights were acquired prior to the filing of the lien statement and who has filed a statement of his interest in the appropriate filing office. The lien shall be considered a security interest under the uniform commercial code and foreclosure thereon shall be in the manner prescribed for security interests under article 9 of the uniform commercial code. A certified copy of the lien shall be sufficient to authorize the lien holder to take possession of the property for purposes of foreclosure."*

Renumber the remaining section

Page 1, line 10, strike "Such" and insert "A"

Page 1, line 10, strike "shall exist" and insert "exists"

Page 1, line 17, strike "thereof" and "the same"

Page 1, delete lines 18 to 20, and insert:

*"(4) The use and storage of molds and patterns in the possession of the fabricator belonging to the customer for the balance due from the customer for fabrication work;"*

Page 1, line 22, strike "thereon" and insert "on it"

Page 1, line 23, strike "Such" and insert "The"

Page 1, line 23, strike "shall"

Page 1, lines 23 to 25, strike "such" and insert "the"

Page 2, after line 2, insert:

"Sec. 3. Minnesota Statutes 1982, section 514.92, subdivision 1, is amended to read:

Subdivision 1. Every duly licensed and registered veterinarian shall have a lien for all veterinary services over \$25 rendered upon any animal or animals at the request of the owner or lawful possessor of same, including but not limited to surgical procedures, vaccines, antisera, virus, antibiotics, or other veterinary treatment, from the date of filing (SUCH) *the* lien. Within (60) 180 days from the day on which (SAID) *the* treatment was completed, the claimant of (SUCH) *the* lien shall file in the appropriate filing office under the Uniform Commercial Code, Minnesota Statutes, Section 336.9-401, a verified lien statement setting forth the kind and number of animals treated, the (PRICE AGREED UPON) *reasonable value* for (SUCH) *the* treatment (, WHICH SHALL NOT EXCEED THE REASONABLE VALUE OF SUCH TREATMENT) *or services rendered, or the price contracted between the parties,* the name of the person for whom (SUCH) *the* treatment was done, the (DESCRIPTION) *reasonable identification* of the animal or group of animals treated, (AND IF BRANDED, THE BRAND THEREON,) dates when the treatment was commenced and was completed, the name of the owner, or reputed owner, of (SUCH) *the* animals, the name and address of the veterinarian claiming the lien. Within one year after the date the last service was rendered, but not thereafter, the lien claimant may foreclose his lien in the manner prescribed for security interests under Article 9 of the Uniform Commercial Code."

Amend the title as follows:

Page 1, line 3, after the semicolon insert "providing a nonpossessory lien on personal property; lengthening the time limit for veterinary liens;"

Page 1, line 4, delete "section" and insert "sections 514.18;"

Page 1, line 4, after "514.19" insert "; and 514.92, subdivision 1"

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. 1151, A bill for an act relating to state lands; providing for the conveyance of certain state land to the city of St. Peter for use as a roadway.

Reported the same back with the following amendments:

Page 1, line 22, before the period, insert "*, subject to an easement for Trunk Highway No. 99 as set forth in Commissioner's Width Order No. 15913 and further subject to Trunk Highway No. 295 as set forth in Commissioner's Order No. 21188*"

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

The report was adopted.

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

H. F. No. 1222, A bill for an act relating to government operations; requiring a review of certain capital improvement programs; requiring reports and capital improvement plans; expanding the scope of the capital budget.

Reported the same back with the following amendments:

Page 2, delete lines 20 and 21

Page 2, line 23, delete the third "*and*"

Page 2, line 24, before the period insert "*; and (d) promote economic development*"

Reletter the clauses in sequence

Page 3, line 31, delete "*bank*" and insert "*investment pool*"

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:

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

Reported the same back with the following amendments:

Page 1, after line 20, insert:

"Sec. 2. Minnesota Statutes 1982, section 573.02, subdivision 1, is amended to read:

Subdivision 1. When death is caused by the wrongful act or omission of any person or corporation, the trustee appointed as provided in subdivision 3 may maintain an action therefor if the decedent might have maintained an action, had he lived, for an injury caused by the wrongful act or omission. An action to recover damages for a death caused by the alleged professional negligence of a physician, surgeon, dentist, hospital or sanatorium, or an employee of a physician, surgeon, dentist, hospital or sanatorium shall be commenced within the time set forth in section 541.07, subdivision 1. *An action to recover damages for a death caused by an intentional act constituting murder may be commenced at any time after the death of the decedent.* Any other action under this section may be commenced within three years after the date of death provided that the action must be commenced within six years after the act or omission. The recovery in the action is the amount the jury deems fair and just in reference to the pecuniary loss resulting from the death, and shall be for the exclusive benefit of the surviving spouse and next of kin, proportionate to the pecuniary loss severally suffered by the death. The court then determines the proportionate pecuniary loss of the persons entitled to the recovery and orders distribution accordingly. Funeral expenses and any demand for the support of the decedent allowed by the court having jurisdiction of the action, are first deducted and paid. *Punitive damages may be awarded as provided in section 549.20.*

If an action for the injury was commenced by the decedent and not finally determined during his life, it may be continued by the trustee for recovery of damages for the exclusive benefit of the surviving spouse and next of kin, proportionate to the pecuniary loss severally suffered by the death. The court on motion shall make an order allowing the continuance and directing pleadings to be made and issues framed as in actions begun under this section.

Sec. 3. Minnesota Statutes 1982, section 573.02, subdivision 4, is amended to read:

Subd. 4. This section shall not apply to any death or cause of action arising prior to its enactment, nor to any action or proceeding now pending in any court of the state of Minnesota, *except, notwithstanding section 645.21, this section shall apply to any death or cause of action arising prior to its enactment which resulted from an intentional act constituting murder, and to any such action or proceeding now pending in any court of the state of Minnesota with respect to issues on which a final judgment has not been entered.*"



Renumber the remaining section

Page 1, line 24, after the period insert "*Sections 2 and 3 are effective the day following final enactment.*"

Amend the title as follows:

Page 1, line 3, after the semicolon insert "allowing award of punitive damages in actions for death by wrongful act; clarifying the time limitation for bringing an action for wrongful death when the act constitutes murder;"

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

Page 1, line 4, after "573.01" insert "; and 573.02, subdivisions 1 and 4"

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. 218, A bill for an act relating to commitment of persons who are mentally ill, mentally retarded, or mentally ill and dangerous; requiring mental commitment proceedings for persons acquitted of a criminal charge pursuant to a verdict of not guilty by reason of mental illness or not guilty by reason of mental deficiency to be held in the court in which acquittal took place; modifying the burden of going forward with the evidence on the issues of mental illness, mental retardation, and mental illness and dangerousness in certain cases; amending Minnesota Statutes 1982, sections 253B.02, subdivision 4, and by adding subdivisions; 253B.07, subdivisions 1, 2, 3, and 7, and by adding a subdivision; 253B.08, subdivision 7; 253B.12, subdivision 4; 253B.18, subdivision 1; 253B.19, subdivision 1; 253B.21, subdivision 5; and 253B.23, subdivision 7.

Reported the same back with the following amendments:

Page 1, line 27, delete "*deficiency*" and insert "*retardation*"

Page 2, line 23, delete "*deficiency*" and insert "*retardation*"

Page 3, line 30, delete "*deficiency*" and insert "*retardation*"

Page 4, line 3, delete "*deficiency*" and insert "*retardation*"

Page 5, line 25, delete "*deficiency*" and insert "*retardation*"

Page 6, line 4, delete "*deficiency*" and insert "*retardation*"

Page 8, line 6, delete "*deficiency*" and insert "*retardation*"

Page 8, after line 26, insert:

"Sec. 15. Minnesota Statutes 1982, section 611.026, is amended to read:

611.026 [CRIMINAL RESPONSIBILITY OF MENTALLY ILL OR (DEFICIENT) *RETARDED*.]

No person shall be tried, sentenced, or punished for any crime while mentally ill or mentally (DEFICIENT) *retarded* so as to be incapable of understanding the proceedings or making a defense; but he shall not be excused from criminal liability except upon proof that at the time of committing the alleged criminal act he was laboring under such a defect of reason, from one of these causes, as not to know the nature of his act, or that it was wrong."

Renumber the section

Page 8, line 28, delete "*This act is*" and insert "*Sections 1 to 14 are*"

Page 8, line 28, delete "*applies*" and insert "*apply*"

Page 8, line 30, after the period insert "*Section 15 is effective August 1, 1983, and applies to crimes committed on or after that date.*"

Amend the title as follows:

Page 1, line 7, delete "*deficiency*" and insert "*retardation*"

Page 1, line 17, delete "and"

Page 1, line 18, after "7" insert "; and 611.026"

With the recommendation that when so amended the bill pass.

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

S. F. No. 346, A bill for an act relating to agriculture; granting the commissioner powers relating to agricultural promotion; changing certain procedures related to fees; redefining certain terms; changing the coverage of the consolidated food licensing law; permitting the sale of certain eggs for human consumption; updating certain provisions; specifying certain plumbing and

sewage disposal requirements; changing the coverage of certain animal processing laws; prohibiting sale or possession of certain meat; changing certain fees; changing the dates of reports from and payments to certain agricultural societies; eliminating certain duties of the commissioner of agriculture and county agricultural agents; eliminating the prohibition on manufacture or use of certain preservative compounds; eliminating provisions relating to the dairy industry; adjusting fees for inspection of warehouses; directing the commissioner of agriculture to adopt a mandatory collective ratemaking procedure for warehousemen; amending Minnesota Statutes 1982, sections 17.101; 17B.15, subdivision 1; 28A.03; 29.235; 31.01, subdivision 20; 31.10; 31.101, subdivisions 3, 4, 5, 6, 7, and 8; 31.51, subdivision 2; 31.56, subdivision 1; 31A.02, subdivision 5; 31A.10; 31A.15; 32.394, subdivision 8; 34.05, subdivision 1; 38.02, subdivisions 1 and 3; 231.11; 231.12; 231.16; 232.22, subdivision 3; proposing new law coded in Minnesota Statutes, chapter 31; repealing Minnesota Statutes 1982, sections 17.031; 17.032; 17B.15, subdivision 2; 31.401 to 31.406; 32.472; and 32.473.

Reported the same back with the following amendments:

Page 5, after line 3, insert:

"Sec. 4. Minnesota Statutes 1982, section 28A.09, subdivision 1, is amended to read:

Subdivision 1. Every coin operated food vending machine shall be subject to an annual state inspection fee of \$2 for each nonexempt machine, provided that:

(a) Food vending machines may be inspected by either a home rule charter or statutory city, or a county, but not both, and if inspected by a home rule charter or statutory city, or a county they shall not be subject to the state inspection fee, but the home rule charter or statutory city, or the county may impose a reasonable inspection or license fee. A home rule charter or statutory city or county that does not inspect food vending machines shall not impose a food vending machine inspection or license fee.

(b) Vending machines dispensing only *gum balls, hard candy, unsorted confections*, bottled or canned soft drinks or ice manufactured and packaged by another shall be exempt from the state inspection fee, but may be inspected by the state, or by a home rule charter city or statutory city or a county which may impose a reasonable inspection or license fee."

Page 18, line 20, after "2," insert "4,"

Page 18, line 20, delete "19, 20, 25, and 26" and insert "20, 21, 26, and 27"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after "licensing law;" insert "exempting certain vending machines from inspection fees;"

Page 1, line 22, after "28A.03;" insert "28A.09, subdivision 1;"

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:

S. F. No. 1015, A bill for an act relating to cemeteries; requiring the state or political subdivision to obtain archaeologist services and to pay for removal of Indian burial grounds under certain circumstances; amending Minnesota Statutes 1982, section 307.08, subdivisions 2, 4, 8, and 10.

Reported the same back with the following amendments:

Page 1, line 24, after "a" insert "gross"

Page 2, after line 35, insert:

"Sec. 5. [EFFECTIVE DATE.]

*Sections 2 to 4 are effective the day following final enactment. Section 1 is effective August 1, 1983."*

Amend the title as follows:

Page 1, line 2, after the semicolon insert "increasing the penalty for illegal molestation of human remains;"

With the recommendation that when so amended the bill pass.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 536, 559, 875, 1149 and 1151 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 756, 462, 856, 545, 721, 1012, 964, 954, 889, 987, 194, 218 and 1015 were read for the second time.

INTRODUCTION AND FIRST READING  
OF HOUSE BILLS

The following House Files were introduced:

Rodriguez, F.; Sarna; Metzen; Swanson and Piper introduced:

H. F. No. 1264, A bill for an act relating to commerce; regulating pipefitters and pipefitting; regulating pressure vessels; amending Minnesota Statutes 1982, sections 183.56; 326.46; 326.47; 326.48; 326.49; and 326.50.

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

Heap, Hokr, Shaver and Jennings introduced:

H. F. No. 1265, A bill for an act relating to taxation; providing a maximum income tax rate of 12 percent for individuals, estates, and trusts; amending Minnesota Statutes 1982, section 290.06, subdivisions 2c and 2d.

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

Skoglund; Otis; Nelson, K.; Anderson, B., and Brandl introduced:

H. F. No. 1266, A bill for an act relating to taxation; providing for conformity with federal income tax treatment of contributions to certain public pension plans; amending Minnesota Statutes 1982, section 290.01, subdivisions 20a, as amended, and 20b, as amended; and Laws 1982, Third Special Session chapter 1, article II, section 7.

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

Krueger, Graba, Redalen, Vellenga and Waltman introduced:

H. F. No. 1267, A resolution memorializing the President and Congress of the United States to adopt legislation requiring that all milk sold in the United States contain a higher minimum level of nonfat milk solids.

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

Wenzel, Redalen, Tunheim, Graba and Carlson, D., introduced:

H. F. No. 1268, A bill for an act relating to taxation; property; modifying the agricultural school credit; amending Minnesota Statutes 1982, section 124.2137, subdivision 1.

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

Bergstrom and Peterson introduced:

H. F. No. 1269, A resolution memorializing the governments of the United States and the Republic of China that the State of Minnesota adopts the Province of Taiwan as a sister state.

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

#### 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. 91, A bill for an act relating to public utilities; providing for rights of stockholders and directors of cooperative electric associations; proposing new law coded in Minnesota Statutes, chapter 216B.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 513, A bill for an act relating to elections; changing certain registration procedures; requiring availability of certain public facilities as polling places; changing requirements that voting machines remain locked after elections; amending Minnesota Statutes 1982, sections 201.071, subdivisions 1, 3, and 6; 204B.16, by adding a subdivision; and 206.21, subdivision 3; repealing Minnesota Statutes 1982, section 201.071, subdivision 7.

H. F. No. 673, A bill for an act relating to elections; changing eligibility requirements and compensation for election judges; permitting time off from work for election judges; amending Minnesota Statutes 1982, sections 204B.19, subdivision 2; and 204B.31; proposing new law coded in Minnesota Statutes, chapter 204B.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 787, A bill for an act relating to metropolitan government; regulating the organization, duties, and powers of the metropolitan mosquito control district and commission; amending Minnesota Statutes 1982, sections 473.702; 473.703, subdivisions 1 and 9; 473.704, subdivision 13; 473.711, subdivision 2; proposing new law coded in Minnesota Statutes, chapter 473.

H. F. No. 760, A bill for an act relating to retirement; making various administrative and clarifying amendments to laws governing the Minnesota state retirement system and other retirement plans administered by the system; amending Minnesota Statutes 1982, sections 352.01, subdivisions 11, 16, and 17; 352.021, subdivision 5; 352.113, subdivisions 2, 4, and 6; 352.115, subdivision 8; 352.12, subdivisions 3, 4, and 10; 352.15, subdivision 1; 352.22, subdivision 3; 352.93, subdivision 1; 352.95, subdivisions 4 and 5; 352B.01, subdivisions 3, 9, and 10; 352B.02, subdivision 1; 352B.03, subdivision 2; 352B.05; 352B.07; 352B.071; 352B.08, subdivision 1; 352B.105; 352B.11, subdivisions 1, 4, and by adding a subdivision; 352B.30, subdivision 1; 352D.015, subdivision 9; 352D.02, subdivision 3; 352D.04, subdivision 1; and 490.124, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 352B; repealing Minnesota Statutes 1982, sections 352.041, subdivision 6; 352.115, subdivisions 4 and 5; 352.118; 352.1191; 352.22, subdivision 4; 352.71; 352.93, subdivisions 5 and 6; 352B.01, subdivision 8; 352B.02, subdivision 2; 352B.06; 352B.13; 352B.261; and 352B.262.

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. 697, A bill for an act relating to the city of St. Paul; providing for facilities, bonding, powers, and duties of the St. Paul port authority; amending Laws 1976, chapter 234, section 3, subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Tomlinson moved that the House concur in the Senate amendments to H. F. No. 697 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 697, A bill for an act relating to the city of St. Paul; providing for facilities, bonding, powers, and duties of the St. Paul port authority; amending Laws 1976, chapter 234, section 3, 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 96 yeas and 24 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Eken	Knuth	Olsen	Rose
Anderson, G.	Elioff	Kostohryz	Omann	St. Onge
Anderson, R.	Ellingson	Krueger	Osthoff	Sarna
Battaglia	Evans	Larsen	Otis	Schoenfeld
Beard	Findlay	Levi	Pauly	Seaberg
Begich	Graba	Long	Peterson	Shaver
Bennett	Greenfield	Mann	Picpho	Sherman
Bergstrom	Gruenes	Marsh	Piper	Simoneau
Berkelman	Gustafson	McEachern	Price	Skoglund
Bishop	Gutknecht	McKasy	Quinn	Sparby
Brandl	Heap	Metzen	Quist	Stadum
Brinkman	Hoffman	Minne	Redalen	Staten
Burger	Jacobs	Munger	Reif	Swanson
Carlson, L.	Jensen	Murphy	Rice	Temliason
Clark, J.	Kahn	Nelson, K.	Riveness	Tunheim
Clawson	Kalis	Neuenschwander	Rodosovich	Valan
Cohen	Kelly	O'Connor	Rodriguez, C.	Vanasek
Coleman	Knickerbocker	Ogren	Rodriguez, F.	Vellenga



Voss	Waltman	Welch	Welle	Wenzel Speaker Sichen
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Those who voted in the negative were:

Blatz	Forsythe	Hokr	Schreiber	Valento
Dempsey	Frerichs	Jennings	Shea	Welker
DenOuden	Haukoos	Kvam	Sviggum	Wigley
Dimler	Heinitz	Ludeman	Thiede	Zaffke
Erickson	Himle	Schafer	Uphus	

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. 190, A bill for an act relating to courts; providing for the appointment of a court commissioner to solemnize marriages in Brown, Dodge, Fillmore and Olmsted counties; proposing new law coded in Minnesota Statutes, chapter 517.

PATRICK E. FLAHAVER, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Frerichs moved that the House concur in the Senate amendments to H. F. No. 190 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 190, A bill for an act relating to courts; providing for the appointment of a court commissioner to solemnize marriages in Brown, Dodge, Fillmore and Olmsted counties; amending Minnesota Statutes 1982, section 517.041.

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 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

S. F. No. 238, A bill for an act relating to mining; including peat within the provisions of mineland reclamation laws; requiring adoption of certain reclamation rules prior to issuance of metallic mining permits; amending Minnesota Statutes 1982, sections 93.44; 93.46, subdivisions 2 and 6; and 93.481, by adding a subdivision; proposing new law coded in Minnesota Statutes, chapter 93.

And the Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee Messrs. Diessner, Merriam and Bernhagen.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Munger moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of

3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 238. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

S. F. No. 280, A bill for an act relating to data privacy; establishing standards and procedures for the release of financial information; proposing new law coded as Minnesota Statutes, chapter 13A.

And the Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee Mr. Merriam; Mrs. Lantry, Messrs. Spear; Petty and Johnson, D. E.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Quinn moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 280. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

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.

The Senate has appointed as such committee Messrs. Merriam ; Peterson, R. W. ; Luther ; Petty and Berg.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 281, 398 and 607.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 791 and 996.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 302, 372, 519 and 689.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 72, 616, 755, 923 and 927.

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. 664.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 782 and 1198.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 281, A bill for an act relating to elections; changing the date and time of precinct caucuses; prohibiting various government, school and university events on caucus night; amending Minnesota Statutes 1982, sections 202A.14, subdivision 1; and 202A.19.

The bill was read for the first time.

Osthoff moved that S. F. No. 281 and H. F. No. 254, now on the Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 398, A bill for an act relating to vulnerable adults; refining the Vulnerable Adults Reporting Act; specifying reporting requirements; specifying access to reports; preventing record destructions; amending Minnesota Statutes 1982, section 626.557, subdivisions 2, 3, 4, 10, 12, 14, and by adding a subdivision; repealing Minnesota Statutes 1982, section 626.557, subdivision 12a.

The bill was read for the first time.

Clawson moved that S. F. No. 398 and H. F. No. 806, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 607, A bill for an act relating to state employees; authorizing the deduction from salaries or wages of sums of money designated by them for certain combined charitable funds; amending Minnesota Statutes 1982, section 15.375, subdivision 2; proposing new law coded in Minnesota Statutes, chapter 309; repealing Minnesota Statutes 1982, section 15.375, subdivision 1.

The bill was read for the first time.

Clawson moved that S. F. No. 607 and H. F. No. 642, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 791, A bill for an act relating to natural resources; authorizing the commissioner of natural resources to convey to private persons, under certain circumstances, road easements across railroad rights-of-way acquired for trail purposes; proposing new law coded in Minnesota Statutes, chapter 84.

The bill was read for the first time.

Knuth moved that S. F. No. 791 and H. F. No. 957, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 996, A bill for an act relating to financial institutions; authorizing the approval of applications for bank charters and detached facilities; establishing emergency procedures to prevent loss of banking services in a community as a result of a failing bank; amending Minnesota Statutes 1982, section 45.05; proposing new law coded in Minnesota Statutes, chapter 47.

The bill was read for the first time.

Ogren moved that S. F. No. 996 and H. F. No. 1049, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 302, A bill for an act relating to juveniles; authorizing juvenile courts to release information about certain delinquency adjudications and dispositions; amending Minnesota Statutes 1982, section 260.155, subdivision 1.

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

S. F. No. 372, A bill for an act relating to claims against the state; providing for payment of various claims; appropriating money.

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

S. F. No. 519, A bill for an act relating to taxation; property; clarifying the valuation of agricultural land located in cities; amending Minnesota Statutes 1982, section 273.11, subdivision 7.

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

S. F. No. 689, A bill for an act relating to the town of St. Cloud; permitting its division into urban and rural service districts.

The bill was read for the first time.

Gruenes moved that S. F. No. 689 and H. F. No. 423, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 72, 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, sections 214.04, subdivision 1; 626.843, subdivision 1; 626.845, subdivision 1; and 626.849.

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

S. F. No. 616, A bill for an act relating to the council for the handicapped; providing for appointment of members to the council; decreasing the number of council members; making the council permanent; clarifying the purposes of committees within the council; describing duties; amending Minnesota Statutes 1982, sections 256.481; and 256.482; repealing Minnesota Statutes 1982, section 256.483.

The bill was read for the first time.

Clark, K., moved that S. F. No. 616 and H. F. No. 570, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 755, A bill for an act relating to agriculture; making changes in the artificial dairy products act; amending Minnesota Statutes 1982, sections 32.53; 32.531; 32.5311; 32.532; 32.533; and proposing new law coded in Minnesota Statutes, chapter 32.

The bill was read for the first time.

Krueger moved that S. F. No. 755 and H. F. No. 1057, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 923, A bill for an act relating to libraries; prohibiting the theft or damage of library materials; restricting tort liability for public libraries; prescribing a penalty; amending Minnesota Statutes 1982, section 466.01, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 609.

The bill was read for the first time.

Anderson, B., moved that S. F. No. 923 and H. F. No. 874, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 927, 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.

Gustafson moved that S. F. No. 927 and H. F. No. 869, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 664, A bill for an act relating to the city of St. Cloud; authorizing the creation of a downtown parking district; providing for its finances.

The bill was read for the first time.

Gruenes moved that S. F. No. 664 and H. F. No. 507, now on the Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 782, 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 property or persons; amending Minnesota Statutes 1982, section 169.13, subdivision 2.

The bill was read for the first time.

Coleman moved that S. F. No. 782 and H. F. No. 926, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1198, A bill for an act relating to state government; providing for deficiencies in appropriations for the expenses of state government with certain conditions; appropriating money.

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

### CONSENT CALENDAR

The Speaker called Wynia to the Chair.

S. F. No. 1067, A bill for an act relating to crimes; exempting participants in supervised research programs from arrest for certain driving violations; amending Minnesota Statutes 1982, section 169.121, 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 124 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dimler                      McDonald

The bill was passed and its title agreed to.

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

S. F. No. 92, A bill for an act relating to towns, cities, and counties; requiring other government units to give notice to towns, cities, and counties of actions that affect land use or taxation; proposing new law coded in Minnesota Statutes, chapter 471.

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

The question was taken on the passage of the bill and the roll was called. There were 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 246, A bill for an act relating to elections; reducing the filing fee for candidates for soil and water conservation supervisor; amending Minnesota Statutes 1982, section 204B.11, 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 125 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Voss	Welch	Welle	Wigley	Zaffke
Waltman	Welker	Wenzel	Wynia	Speaker Sieben

Those who voted in the negative were:

Clark, J.            Skoglund

The bill was passed and its title agreed to.

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 third time and placed upon its final passage.

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 673, A bill for an act relating to motor vehicles; providing for handicapped persons to obtain special plates for recreational vehicles; amending Minnesota Statutes 1982, section 168.021, 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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

The Speaker resumed the Chair.

S. F. No. 808, A bill for an act relating to the state seal; providing a description of the official state seal; amending Minnesota Statutes 1982, section 1.143; proposing new law coded in Minnesota Statutes, chapter 1; repealing Minnesota Statutes 1982, sections 1.144 and 358.02.

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 118 yeas and 8 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Blatz	DenOuden	Frerichs	Himle
Anderson, G.	Brandl	Dimler	Graba	Hoffman
Battaglia	Brinkman	Eken	Gruenes	Hokr
Beard	Burger	Elioff	Gustafson	Jacobs
Begich	Carlson, D.	Ellingson	Gutknecht	Jennings
Bennett	Carlson, L.	Evans	Halberg	Jensen
Bergstrom	Clawson	Findlay	Haukoos	Kalis
Berkelman	Cohen	Fjoslien	Heap	Kelly
Bishop	Dempsey	Forsythe	Heinitz	Knickerbocker

Knuth	Murphy	Quist	Shea	Valento
Kostohryz	Nelson, D.	Redalen	Sherman	Vanasek
Krueger	Neuenschwander	Reif	Simoneau	Vellenga
Kvam	Norton	Rice	Skoglund	Voss
Larsen	Ogren	Rodosovich	Solberg	Waltman
Levi	Olsen	Rodriguez, C.	Sparby	Welch
Ludeman	Omann	Rodriguez, F.	Stadum	Welker
Mann	Onnen	Rose	Staten	Welle
Marsh	Otis	Sarna	Sviggunn	Wenzel
McDonald	Pauly	Schafer	Swanson	Wigley
McEachern	Peterson	Scheid	Thiede	Wynia
McKasy	Piepho	Schoenfeld	Tomlinson	Zaffke
Metzen	Piper	Schreiber	Tunheim	Speaker Sieben
Minne	Price	Seaberg	Uphus	
Munger	Quinn	Shaver	Valan	

Those who voted in the negative were:

Anderson, R.	Clark, K.	Greenfield	Osthoff	Segal
Clark, J.	Coleman	Kahn		

The bill was passed and its title agreed to.

S. F. No. 1104 was reported to the House.

Jacobs moved that S. F. No. 1104 be continued one day. The motion prevailed.

## CALENDAR

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

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

The question was taken on the passage of the bill and the roll was called. There were 126 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Clark, J.

The bill was passed and its title agreed to.

H. F. No. 519, A bill for an act relating to public welfare; abolishing funding priorities for a certain grant program related to facilities for adult mentally ill persons; amending Minnesota Statutes 1982, section 245.73, subdivision 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 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 537, A bill for an act relating to education; providing for the inclusion of certain community college and state university faculty members in the definition of an employee under the public employment labor relations act; amending Minnesota Statutes 1982, section 179.63, 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 82 yeas and 47 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Ellingson	Marsh	Quinn	Solberg
Battaglia	Greenfield	McEachern	Reif	Sparby
Beard	Gruenes	Metzen	Rice	Staten
Begich	Gustafson	Minne	Riveness	Swanson
Bennett	Heap	Munger	Rodosovich	Tomlinson
Bergstrom	Hoffman	Murphy	Rodriguez, C.	Tunheim
Berkelman	Jacobs	Nelson, D.	Rodriguez, F.	Vanasek
Brandl	Jensen	Nelson, K.	Rose	Vellenga
Carlson, D.	Kahn	Neuenschwander	St. Onge	Voss
Carlson, L.	Kalis	Norton	Sarna	Welch
Clark, J.	Kelly	O'Connor	Scheid	Welle
Clark, K.	Knuth	Ogren	Schoenfeld	Wenzel
Clawson	Kostohryz	Osthoff	Seaberg	Wynia
Cohen	Krueger	Otis	Segal	Speaker Sieben
Coleman	Larsen	Peterson	Sherman	
Eken	Long	Piper	Simoneau	
Elioff	Mann	Price	Skoglund	

Those who voted in the negative were:

Anderson, B.	Findlay	Jennings	Piepho	Uphus
Bishop	Fjoslien	Knickerbocker	Quist	Valan
Blatz	Forsythe	Kvam	Redalen	Valento
Brinkman	Frerichs	Levi	Schafer	Waltman
Burger	Graba	Ludeman	Schreiber	Welker
Dempsey	Cutknecht	McDonald	Shaver	Wigley
DenOuden	Haukoos	Olsen	Shea	Zaffke
Dimler	Heinitz	Omann	Stadum	
Erickson	Himle	Onnen	Sviggum	
Evans	Hekr	Pauly	Thiede	

The bill was passed and its title agreed to.

H. F. No. 582, A bill for an act relating to corrections; clarifying the powers of the commissioner of corrections; limiting certain inmate functions; authorizing the use of necessary force to prevent escape; providing for the costs of transporting juvenile delinquents committed to the commissioner of corrections; providing for supervision of gross misdemeanant probationers; removing archaic language; amending Minnesota Statutes 1982, sections 241.01, subdivision 3a; 241.23; 242.31, subdivisions 1 and 3; 243.17, subdivision 1; 243.52; 243.58; 243.62; 609.135, subdivision 1; and 624.714, subdivision 13.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 606, A bill for an act relating to civil commitment; clarifying the definition of person mentally ill and dangerous to the public; clarifying the commissioner's duty to review the correspondence rights of patients; providing for informal admissions of persons under 16 years of age; providing for special emergency admissions of chemically dependent persons; clarifying the role of examiners in certain instances; removing the 60-day hearing requirement for mentally retarded persons; providing for involuntary return to a facility after revocation of provisional discharges; providing for 60-day hearings for persons committed as mentally ill and dangerous; changing the time limitation on certain special review board petitions; authorizing the commissioner to accept admissions to regional centers from the Indian Health Service; amending Minnesota Statutes 1982, sections 253B.02, subdivisions 5, 13, 17, and 18; 253B.03, subdivision 2; 253B.04, subdivision 1; 253B.05, subdivision 2, and by adding a subdivision; 253B.06; 253B.07, subdivisions 1, 3, and 4; 253B.12, subdivisions 1, 3, 4, and by adding a subdivision; 253B.13, subdivision 1; 253B.15, subdivisions 5, 6, and 7; 253B.18, subdivisions 2, 3, 5, and 13; 253B.19, subdivision 5;



253B.22, subdivision 1; 253B.23, by adding a subdivision; and Laws 1982, chapter 581, section 26; proposing new law coded in Minnesota Statutes, chapter 253B.

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 131 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Welle

The bill was passed and its title agreed to.

H. F. No. 657, A bill for an act relating to transportation; authorizing the commissioner to expend money for railroad acquisition by a regional railroad authority; modifying requirements for compliance with standards for zoning ordinances for municipal airports; modifying the regional railroad authority act to allow municipalities to form regional railroad authorities; allowing the expenditure of certain state funds for railroad improvement and acquisition; providing an aircraft base price for taxation purposes; amending Minnesota Statutes 1982, sections 222.50, subdivision 7; 360.063, subdivisions 3, 4, and 6; 360.065, subdivision 2; 360.066, subdivision 1; 360.067, subdivision 1; 360.531, subdivision 4; 398A.02; 398A.03; 398A.04,

subdivisions 8 and 9; 398A.07, subdivision 2; and Laws 1980, chapter 610, section 1, 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 129 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ludeman            Schreiber

The bill was passed and its title agreed to.

H. F. No. 672, A bill for an act relating to taxation; sales and use; clarifying the taxability or exempt status of certain items or transactions; providing penalties for certain operators or misuse of exemption certificates; clarifying filing dates and penalties for not timely filing or paying the tax; authorizing the filing of security and the use of sampling; providing restrictions on refunds; clarifying payments required before appeal; eliminating the fee for permits; amending Minnesota Statutes 1982, sections 297A.01, subdivisions 3 and 4; 297A.25, subdivision 1; 297A.27, subdivision 1; 297A.275; 297A.28; 297A.31, subdivision 1; 297A.35, subdivision 1, and by adding a subdivision; 297A.391; and 297B.03; proposing new law coded in Minnesota Statutes, chapter 297A; repealing Minnesota Statutes 1982, sections 297A.05 and 297A.251.

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 68 yeas and 61 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Eken	Metzen	Piper	Sparby
Anderson, G.	Elioff	Minne	Price	Staten
Battaglia	Ellingson	Munger	Rice	Swanson
Beard	Evans	Murphy	Rodosovich	Tomlinson
Begich	Fjoslien	Nelson, D.	Rodriguez, C.	Tunheim
Bergstrom	Greenfield	Nelson, K.	Rodriguez, F.	Vanasek
Berkelman	Gustafson	Neuenschwander	Sarna	Vellenga
Brandl	Jacobs	Norton	Scheid	Voss
Brinkman	Kahn	O'Connor	Schreiber	Welch
Carlson, L.	Kalis	Ogren	Segal	Welle
Clark, J.	Kelly	Osthoff	Shaver	Wynia
Clark, K.	Larsen	Otis	Simoneau	Speaker Sieben
Clawson	Long	Pauly	Skoglund	
Coleman	Mann	Peterson	Solberg	

Those who voted in the negative were:

Anderson, R.	Frerichs	Knuth	Quinn	Thiede
Bennett	Graba	Kostohryz	Quist	Uphus
Bishop	Gruenes	Krueger	Redalen	Valan
Blatz	Gutknecht	Kvam	Reif	Valento
Burger	Haukoos	Levi	Rose	Waltman
Carlson, D.	Heap	Ludeman	St. Onge	Welker
Cohen	Heinitz	Marsh	Schafer	Wenzel
Dempsey	Himle	McDonald	Schoenfeld	Wigley
DenOuden	Hoffman	McEachern	Seaberg	Zaffke
Dimler	Hokr	McKasy	Shea	
Erickson	Jennings	Olsen	Sherman	
Findlay	Jensen	Omam	Stadum	
Forsythe	Knickerbocker	Piepho	Sviggum	

The bill was passed and its title agreed to.

H. F. No. 794, A bill for an act relating to the legislature; enacting the present legislative apportionment into statutory form with minor alterations; amending Minnesota Statutes 1982, sections 2.021; 2.031; proposing new law coded in Minnesota Statutes, chapter 2; and repealing Minnesota Statutes 1982, sections 2.041 to 2.712.

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 101 yeas and 25 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Battaglia	Begich	Bergstrom	Blatz
Anderson, G.	Beard	Bennett	Berkelman	Brandl

Brinkman	Greenfield	Marsh	Quinn	Staten
Burger	Gruenes	McDonald	Redalen	Sviggum
Carlson, D.	Gustafson	McEachern	Rice	Swanson
Carlson, L.	Gutknecht	Metzen	Rodosovich	Tomlinson
Clark, J.	Heap	Minne	Rodriguez, C.	Tunheim
Clark, K.	Himle	Munger	Rodriguez, F.	Valento
Clawson	Hoffman	Murphy	Rose	Vanasek
Cohen	Jacobs	Nelson, D.	St. Onge	Vellenga
Coleman	Jensen	Nelson, K.	Sarna	Voss
Dempsey	Kahn	Neuenschwander	Scheid	Waltman
Dimler	Kalis	Norton	Schoenfeld	Welch
Eken	Kelly	Ogren	Seaberg	Welle
Elioff	Knuth	Osthoff	Segal	Wenzel
Ellingson	Kostohryz	Otis	Shaver	Wynia
Evans	Krueger	Pauly	Sherman	Speaker Sieben
Findlay	Larsen	Peterson	Simoneau	
Fjoslien	Levi	Piepho	Skoglund	
Forsythe	Long	Piper	Solberg	
Graba	Mann	Price	Sparby	

Those who voted in the negative were:

Anderson, R.	Haukoos	Kvam	Schafer	Uphus
Bishop	Heinitz	Ludeman	Schreiber	Valan
DenOuden	Hokr	Olsen	Shea	Welker
Erickson	Jennings	Omamn	Stadum	Wigley
Frerichs	Knickerbocker	Quist	Thiede	Zaffke

The bill was passed and its title agreed to.

Swanson was excused at 3:15 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. No. 938 which it recommended progress retaining its place on General Orders.

H. F. No. 102 which it recommended to pass with the following amendment offered by Bergstrom:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1982, section 47.20, is amended by adding a subdivision to read:

*Subd. 15. Notwithstanding the provisions of any other law to the contrary, any notice of default on homestead property as defined in section 5, mailed after the effective date of this section and prior to May 1, 1984, shall indicate that the borrower has 60 days from the date the notice is mailed in which to cure the default.*

Sec. 2. [550.181] [TEMPORARY MINIMUM NOTICE.]

*Notwithstanding the provisions of any other law to the contrary, the sale on execution or on judgment of homestead property as defined in section 5, after the effective date of this section and prior to May 1, 1984, may be held only after posted and published notice for eight weeks of the time and place of the sale, describing the property with sufficient certainty to enable a person of common understanding to identify it.*

Sec. 3. Minnesota Statutes 1982, section 559.21, is amended by adding a subdivision to read:

*Subd. 6. [TEMPORARY MINIMUM NOTICE.] Notwithstanding the provisions of any other law to the contrary, no contract for conveyance of homestead property, as defined in section 5, shall terminate until 60 days after service of notice if the notice is served after the effective date of this section and prior to May 1, 1984 or 90 days after service of notice if the contract was entered into after May 1, 1980 and the contract vendee has paid 25 percent or more of the purchase price. The notice shall specify this 60 or 90 day period.*

Sec. 4. [583.01] [LEGISLATIVE FINDINGS.]

*The legislature finds that the number of unemployed persons in this state has reached the highest level since the Depression of the 1930's; that farm commodity prices are below the break even point for the cost of production; that the number of mortgage loans currently in default due to the unemployment of the principal wage earner has reached critical levels; and that by reason of these conditions and the high rates of interest on mortgage loans, many of the citizens of this state will be unable for extended periods of time, to meet payments of taxes, interest, and principal of mortgages on their properties and are, therefore, threatened with loss of their real property through mortgage foreclosure, contract termination, and judicial sales. The legislature further finds that these conditions have resulted in an emergency of a nature that justifies and validates legislation for the extension of the time prior to foreclosure and execution sales and for other relief.*

Sec. 5. [583.02] [DEFINITIONS.]

*As used in sections 4 to 15, the term "homestead" means residential or agricultural real estate, a portion or all of which is en-*

titled to receive homestead credit under section 273.13, subdivision 15a.

Sec. 6. [583.03] [APPLICATION.]

*Subdivision 1. [PROPERTY COVERED.] The provisions of sections 1 to 15 apply to first mortgages secured by and contracts for deed conveying, homesteads within the meaning of section 5, including: (a) mortgages held by the United States or by any agency, department, bureau, or instrumentality of the United States, as security or pledge of the mortgagor, its successors or assigns; and (b) mortgages held as security or pledge to secure payment of a public debt or to secure payment of the deposit of public funds.*

*Subd. 2. [GENERAL EXCLUSION.] The provisions of sections 1 to 15 do not apply to mortgages or contracts for deed made after the effective date of sections 1 to 15, nor to mortgages or contracts for deed made before the effective date of sections 1 to 15, which are renewed or extended after the effective date of sections 1 to 15 for a period longer than one year, nor to mortgages, judgments, or contracts for deed, regardless of when made, if a second or subsequent mortgage is made against the property after the effective date of sections 1 to 15. No court shall allow a stay, postponement, or extension of time that would cause any right to be lost or adversely affected by any statute of limitation.*

Sec. 7. [583.04] [MORTGAGOR MAY APPLY TO DISTRICT COURT FOR RELIEF.]

*Any mortgagor, or owner in possession of the mortgaged premises, or anyone claiming under the mortgage, or anyone liable for the mortgage debt, may at any time after the issuance of the notice of the foreclosure proceedings and prior to the sale, petition the district court of the county where the foreclosure proceedings are pending, serving a summons and verified complaint requesting that the sale in foreclosure be postponed for up to six months or, in the case of a farm homestead located on more than ten acres, for up to 12 months. A contract for deed vendee or anyone claiming under the contract or liable for the contract payment, in any case where the contract has not yet been terminated as of the effective date of sections 4 to 15, may petition the district court in the same manner, requesting that the contract termination be delayed for up to 90 days. Upon receiving the petition, the court shall order a stay in the foreclosure proceedings until after the hearing on the petition. As a condition precedent to the postponement of the foreclosure sale, the party serving the verified complaint shall file it and pay to the clerk for the person foreclosing the mortgage the actual costs incurred, including attorney's fees, in the foreclosure proceeding before postponement. As a condition precedent to delay of the contract termination, the party seeking relief shall file the*

*verified complaint and pay to the clerk for the person cancelling the contract, the actual costs, including attorneys' fees incurred in the cancellation. If payment is made by other than cash or certified check, the order postponing the sale or termination is not final until after the check or other negotiable instrument has been paid.*

**Sec. 8. [583.05] [COURT MAY ORDER DELAY IN SALE; FINDINGS.]**

*The court may order a delay in the sale or contract termination as provided in sections 4 to 15 only if it finds:*

*(1) that the petitioner is unemployed, underemployed or facing economic problems due to low farm commodity prices;*

*(2) that the petitioner has an inability to make payments on the mortgage or contract for deed;*

*(3) that there is a reasonable probability the petitioner will be able to reinstate the mortgage or contract for deed; and*

*(4) if the petitioner is a farmer, that there is a reasonable probability the petitioner will be able to obtain any additional short term financing necessary to allow viable ongoing farming operations.*

*If the court grants or denies a delay in the sale, the mortgagee shall publish notice of the new sale date as provided in section 580.03.*

**Sec. 9. [583.06] [COMPROMISES.]**

*If the parties to a foreclosure action agree in writing to a compromise settlement thereof, or of composition of the mortgage indebtedness, or both, the court shall have jurisdiction and may by its order confirm and approve the settlement or composition, or both, as the case may be.*

**Sec. 10. [583.07] [REDUCTION OF REDEMPTION PERIOD.]**

*If the court grants a delay in the foreclosure sale pursuant to sections 4 to 15, the redemption period pursuant to section 580.23 shall be reduced by an equivalent period of time provided, that in no event shall the redemption period be less than 30 days. If the court does not grant a delay in the foreclosure sale, the redemption period shall be as provided in section 580.23.*

**Sec. 11. [583.08] [PARTIAL PAYMENT.]**

*The petition must also request the court to determine the reasonable value of the income on the property, or, if the property has no income, then the reasonable rental value of the property subject to the contract for deed or mortgage and must direct the contract vendee or mortgagor to pay all or a reasonable part of the income or rental value for the payment of taxes, insurance, interest or principal at the times and in the manner determined by the court. The court shall hear the petition and after the hearing shall make and file its order directing the payment by the contract vendee or mortgagor of an amount at the times and in the manner that the court determines just and equitable. In the case of contracts for deed, the court shall insure that the payment required by the contract vendee is sufficient to adequately maintain the vendor's standard of living. If the mortgagor or contract vendee defaults in the payments ordered, the mortgagee may immediately commence foreclosure proceedings as provided in section 580.03, and the contract vendor may terminate the contract 30 days after the default. If default is claimed because of waste, the mortgagee or contract vendor may commence foreclosure proceedings or terminate the contract immediately after the filing of an order of the court finding the waste. No action shall be maintained for a deficiency judgment until the period of redemption as allowed by section 580.23, or by sections 4 to 15, has expired.*

**Sec. 12. [583.09] [COURT MAY REVISE AND ALTER TERMS.]**

*Upon the application of either party before the expiration of the extended period prior to the sale or contract termination and upon the presentation of evidence that the terms for partial payment fixed by the court are no longer just and reasonable, the court may revise and alter the terms, in the manner the changed circumstances and conditions require.*

**Sec. 13. [583.10] [HEARING TO BE HELD WITHIN 30 DAYS.]**

*The hearing on the petition must be held within 30 days after the filing of the petition. The order therein must be made and filed within five days after the hearing. Review by the supreme court may be had by certiorari, if application for the writ is made within 15 days after notice of the order. The writ is returnable within 30 days after the filing of the order.*

**Sec. 14. [583.11] [LIMITATIONS.]**

*No postponement or extension shall be ordered under conditions which would substantially diminish or impair the value of the contract or obligation of the person against whom the relief is sought without reasonable allowance to justify the exercise of the police power authorized in sections 4 to 15, or which would cause irreparable harm or undue hardship to any mortgagee, con-*



*tract vendor, judgment creditor, or their successors or assigns. The remedy authorized by sections 4 to 15 shall be available to a mortgagor or contract vendee only one time on any piece of property.*

Sec. 15. [583.12] [INCONSISTENT LAWS SUSPENDED.]

*Every law, to the extent that it is inconsistent with sections 4 to 15 is suspended during the effective period of sections 4 to 15.*

Sec. 16. [REPEALER.]

*Sections 1 to 15 are repealed effective July 1, 1984.*

Sec. 17. [EFFECTIVE DATE.]

*Sections 1 to 15 are effective the day following final enactment. Section 16 is effective July 1, 1984."*

Amend the title as follows:

Page 1, line 3, delete "farm"

Page 1, line 4, delete "farm"

Page 1, line 5, after "and" insert "eight weeks"

Page 1, delete line 7, and insert "court may order a delay in a foreclosure sale or contract termination under certain circumstances"

Page 1, delete lines 8 to 16

Page 1, line 17, delete everything before the semicolon

Page 1, line 19, delete "subdivision 8" and insert "by adding a subdivision"

Page 1, line 19, delete "550.18;"

Page 1, line 20, delete "subdivisions 1, 1a, and 2" and insert "by adding a subdivision"

Page 1, line 20, delete "580.09; 580.23,"

Page 1, line 21, delete "subdivision 1; 580.30; and 581.10;"

Page 1, line 22, after "coded" insert "in Minnesota Statutes, chapter 550; proposing new law coded"

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 calls were taken in the Committee of the Whole:

Bergstrom moved to amend H. F. No. 102, the first engrossment, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 47.20, is amended by adding a subdivision to read:

*Subd. 15. Notwithstanding the provisions of any other law to the contrary, any notice of default on homestead property as defined in section 5, mailed after the effective date of this section and prior to May 1, 1984, shall indicate that the borrower has 60 days from the date the notice is mailed in which to cure the default.*

Sec. 2. [550.181] [TEMPORARY MINIMUM NOTICE.]

*Notwithstanding the provisions of any other law to the contrary, the sale on execution or on judgment of homestead property as defined in section 5, after the effective date of this section and prior to May 1, 1984, may be held only after posted and published notice for eight weeks of the time and place of the sale, describing the property with sufficient certainty to enable a person of common understanding to identify it.*

Sec. 3. Minnesota Statutes 1982, section 559.21, is amended by adding a subdivision to read:

*Subd. 6. [TEMPORARY MINIMUM NOTICE.] Notwithstanding the provisions of any other law to the contrary, no contract for conveyance of homestead property, as defined in section 5, shall terminate until 60 days after service of notice if the notice is served after the effective date of this section and prior to May 1, 1984 or 90 days after service of notice if the contract was entered into after May 1, 1980 and the contract vendee has paid 25 percent or more of the purchase price. The notice shall specify this 60 or 90 day period.*

Sec. 4. [583.01] [LEGISLATIVE FINDINGS.]

*The legislature finds that the number of unemployed persons in this state has reached the highest level since the Depression of the 1930's; that farm commodity prices are below the break*

even point for the cost of production; that the number of mortgage loans currently in default due to the unemployment of the principal wage earner has reached critical levels; and that by reason of these conditions and the high rates of interest on mortgage loans, many of the citizens of this state will be unable for extended periods of time, to meet payments of taxes, interest, and principal of mortgages on their properties and are, therefore, threatened with loss of their real property through mortgage foreclosure, contract termination, and judicial sales. The legislature further finds that these conditions have resulted in an emergency of a nature that justifies and validates legislation for the extension of the time prior to foreclosure and execution sales and for other relief.

Sec. 5. [583.02] [DEFINITIONS.]

As used in sections 4 to 15, the term "homestead" means residential or agricultural real estate, a portion or all of which is entitled to receive homestead credit under section 273.13, subdivision 15a.

Sec. 6. [583.03] [APPLICATION.]

Subdivision 1. [PROPERTY COVERED.] The provisions of sections 1 to 15 apply to first mortgages secured by and contracts for deed conveying, homesteads within the meaning of section 5, including: (a) mortgages held by the United States or by any agency, department, bureau, or instrumentality of the United States, as security or pledge of the mortgagor, its successors or assigns; and (b) mortgages held as security or pledge to secure payment of a public debt or to secure payment of the deposit of public funds.

Subd. 2. [GENERAL EXCLUSION.] The provisions of sections 1 to 15 do not apply to mortgages or contracts for deed made after the effective date of sections 1 to 15, nor to mortgages or contracts for deed made before the effective date of sections 1 to 15, which are renewed or extended after the effective date of sections 1 to 15 for a period longer than one year, nor to mortgages, judgments, or contracts for deed, regardless of when made, if a second or subsequent mortgage is made against the property after the effective date of sections 1 to 15. No court shall allow a stay, postponement, or extension of time that would cause any right to be lost or adversely affected by any statute of limitation.

Sec. 7. [583.04] [MORTGAGOR MAY APPLY TO DISTRICT COURT FOR RELIEF.]

Any mortgagor, or owner in possession of the mortgaged premises, or anyone claiming under the mortgage, or anyone liable for the mortgage debt, may at any time after the issuance of the notice of the foreclosure proceedings and prior to the sale,

*petition the district court of the county where the foreclosure proceedings are pending, serving a summons and verified complaint requesting that the sale in foreclosure be postponed for up to six months or, in the case of a farm homestead located on more than ten acres, for up to 12 months. A contract for deed vendee or anyone claiming under the contract or liable for the contract payment, in any case where the contract has not yet been terminated as of the effective date of sections 4 to 15, may petition the district court in the same manner, requesting that the contract termination be delayed for up to 90 days. Upon receiving the petition, the court shall order a stay in the foreclosure proceedings until after the hearing on the petition. As a condition precedent to the postponement of the foreclosure sale, the party serving the verified complaint shall file it and pay to the clerk for the person foreclosing the mortgage the actual costs incurred, including attorney's fees, in the foreclosure proceeding before postponement. As a condition precedent to delay of the contract termination, the party seeking relief shall file the verified complaint and pay to the clerk for the person cancelling the contract, the actual costs, including attorneys' fees incurred in the cancellation. If payment is made by other than cash or certified check, the order postponing the sale or termination is not final until after the check or other negotiable instrument has been paid.*

**Sec. 8. [583.05] [COURT MAY ORDER DELAY IN SALE; FINDINGS.]**

*The court may order a delay in the sale or contract termination as provided in sections 4 to 15 only if it finds:*

*(1) that the petitioner is unemployed, underemployed or facing economic problems due to low farm commodity prices;*

*(2) that the petitioner has an inability to make payments on the mortgage or contract for deed;*

*(3) that there is a reasonable probability the petitioner will be able to reinstate the mortgage or contract for deed; and*

*(4) if the petitioner is a farmer, that there is a reasonable probability the petitioner will be able to obtain any additional short term financing necessary to allow viable ongoing farming operations.*

*If the court grants or denies a delay in the sale, the mortgagee shall publish notice of the new sale date as provided in section 580.03.*

**Sec. 9. [583.06] [COMPROMISES.]**

*If the parties to a foreclosure action agree in writing to a compromise settlement thereof, or of composition of the mortgage indebtedness, or both, the court shall have jurisdiction and may by its order confirm and approve the settlement or composition, or both, as the case may be.*

Sec. 10. [583.07] [REDUCTION OF REDEMPTION PERIOD.]

*If the court grants a delay in the foreclosure sale pursuant to sections 4 to 15, the redemption period pursuant to section 580.23 shall be reduced by an equivalent period of time provided, that in no event shall the redemption period be less than 30 days. If the court does not grant a delay in the foreclosure sale, the redemption period shall be as provided in section 580.23.*

Sec. 11. [583.08] [PARTIAL PAYMENT.]

*The petition must also request the court to determine the reasonable value of the income on the property, or, if the property has no income, then the reasonable rental value of the property subject to the contract for deed or mortgage and must direct the contract vendee or mortgagor to pay all or a reasonable part of the income or rental value for the payment of taxes, insurance, interest or principal at the times and in the manner determined by the court. The court shall hear the petition and after the hearing shall make and file its order directing the payment by the contract vendee or mortgagor of an amount at the times and in the manner that the court determines just and equitable. In the case of contracts for deed, the court shall insure that the payment required by the contract vendee is sufficient to adequately maintain the vendor's standard of living. If the mortgagor or contract vendee defaults in the payments ordered, the mortgagee may immediately commence foreclosure proceedings as provided in section 580.03, and the contract vendor may terminate the contract 30 days after the default. If default is claimed because of waste, the mortgagee or contract vendor may commence foreclosure proceedings or terminate the contract immediately after the filing of an order of the court finding the waste. No action shall be maintained for a deficiency judgment until the period of redemption as allowed by section 580.23, or by sections 4 to 15, has expired.*

Sec. 12. [583.09] [COURT MAY REVISE AND ALTER TERMS.]

*Upon the application of either party before the expiration of the extended period prior to the sale or contract termination and upon the presentation of evidence that the terms for partial payment fixed by the court are no longer just and reasonable, the*

*court may revise and alter the terms, in the manner the changed circumstances and conditions require.*

Sec. 13. [583.10] [HEARING TO BE HELD WITHIN 30 DAYS.]

*The hearing on the petition must be held within 30 days after the filing of the petition. The order therein must be made and filed within five days after the hearing. Review by the supreme court may be had by certiorari, if application for the writ is made within 15 days after notice of the order. The writ is returnable within 30 days after the filing of the order.*

Sec. 14. [583.11] [LIMITATIONS.]

*No postponement or extension shall be ordered under conditions which would substantially diminish or impair the value of the contract or obligation of the person against whom the relief is sought without reasonable allowance to justify the exercise of the police power authorized in sections 4 to 15, or which would cause irreparable harm or undue hardship to any mortgagee, contract vendor, judgment creditor, or their successors or assigns. The remedy authorized by sections 4 to 15 shall be available to a mortgagor or contract vendee only one time on any piece of property.*

Sec. 15. [583.12] [INCONSISTENT LAWS SUSPENDED.]

*Every law, to the extent that it is inconsistent with sections 4 to 15 is suspended during the effective period of sections 4 to 15.*

Sec. 16. [REPEALER.]

*Sections 1 to 15 are repealed effective July 1, 1984.*

Sec. 17. [EFFECTIVE DATE.]

*Sections 1 to 15 are effective the day following final enactment. Section 16 is effective July 1, 1984."*

Amend the title as follows:

Page 1, line 3, delete "farm"

Page 1, line 4, delete "farm"

Page 1, line 5, after "and" insert "eight weeks"

Page 1, delete line 7, and insert "court may order a delay in a foreclosure sale or contract termination under certain circumstances"

Page 1, delete lines 8 to 16

Page 1, line 17, delete everything before the semicolon

Page 1, line 19, delete "subdivision 8" and insert "by adding a subdivision"

Page 1, line 19, delete "550.18;"

Page 1, line 20, delete "subdivisions 1, 1a, and 2" and insert "by adding a subdivision"

Page 1, line 20, delete "580.09; 580.23,"

Page 1, line 21, delete "subdivision 1; 580.30; and 581.10;"

Page 1, line 22, after "coded" insert "in Minnesota Statutes, chapter 550; proposing new law coded"

The question was taken on the amendment and the roll was called. There were 90 yeas and 32 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Coleman	Kostohryz	Otis	Skoglund
Anderson, G.	Dempsey	Krueger	Peterson	Solberg
Anderson, R.	Eken	Larsen	Piper	Sparby
Battaglia	Elioff	Mann	Price	Staten
Beard	Ellingson	Marsh	Quinn	Sviggum
Begich	Findlay	McEachern	Redalen	Thiede
Bennett	Graba	Metzen	Reif	Tomlinson
Bergstrom	Greenfield	Minne	Rice	Tunheim
Berkelman	Gustafson	Munger	Riveness	Valan
Bishop	Haukoos	Murphy	Rodosovich	Vanasek
Blatz	Hoffman	Nelson, D.	Rodriguez, C.	Vellenga
Brandl	Jacobs	Nelson, K.	Rodriguez, F.	Voss
Carlson, D.	Jensen	Neuenschwander	St. Onge	Waltman
Carlson, L.	Kahn	Norton	Sarna	Welch
Clark, J.	Kalis	O'Connor	Seaberg	Welle
Clark, K.	Kelly	Ogren	Segal	Wenzel
Clawson	Knickerbocker	Omman	Shea	Wynia
Cohen	Knuth	Onnen	Simoneau	Speaker Sieben

Those who voted in the negative were:

Brinkman	Forsythe	Himle	Osthoff	Schreiber
Burger	Frerichs	Hokr	Pauly	Stadum
DenOuden	Gruenes	Jennings	Piepho	Welker
Dimler	Gutknecht	Kvam	Quist	Wigley
Erickson	Halberg	Ludeman	Rose	
Evans	Heap	McDonald	Schafer	
Fjoslien	Heinitz	Olsen	Scheid	

The motion prevailed and the amendment was adopted.

The question was taken on the motion to recommend passage of H. F. No. 102, as amended, and the roll was called. There were 91 yeas and 33 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Coleman	Long	Price	Staten
Anderson, G.	Dempsey	Mann	Quinn	Thiede
Anderson, R.	Eken	Marsh	Redalen	Tomlinson
Battaglia	Elioff	McEachern	Reif	Tunheim
Beard	Ellingson	Metzen	Rice	Valan
Begich	Frerichs	Minne	Riveness	Valento
Bennett	Graba	Munger	Rodosovich	Vanasek
Bergstrom	Greenfield	Murphy	Rodriguez, C.	Vellenga
Berkelman	Gustafson	Nelson, D.	Rodriguez, F.	Voss
Bishop	Hoffman	Nelson, K.	St. Onge	Waltman
Blatz	Jacobs	Neuenschwander	Sarna	Welch
Brandl	Jensen	Norton	Schoenfeld	Welle
Brinkman	Kahn	O'Connor	Seaberg	Wenzel
Carlson, D.	Kalis	Ogren	Segal	Wynia
Carlson, L.	Kelly	Olsen	Shea	Speaker Sieben
Clark, J.	Knuth	Omann	Simoneau	
Clark, K.	Kostohryz	Otis	Skoglund	
Clawson	Krueger	Peterson	Solberg	
Cohen	Larsen	Piper	Sparby	

Those who voted in the negative were:

Burger	Forsythe	Jennings	Piepho	Stadum
DenOuden	Gruenes	Knickerbocker	Quist	Swiggum
Dimler	Gutknecht	Kvam	Rose	Uphus
Erickson	Halberg	Ludeman	Schafer	Welker
Evans	Heap	McDonald	Scheid	Wigley
Findlay	Heinitz	Osthoff	Schreiber	
Fjoslien	Himle	Pauly	Shaver	

The motion prevailed.

## MOTIONS AND RESOLUTIONS

Sarna moved that S. F. No. 391 be recalled from the Committee on Commerce and Economic Development and be re-referred to the Committee on Appropriations. The motion prevailed.

Quist moved that S. F. No. 1105 be recalled from the Committee on Governmental Operations and together with H. F. No. 1151, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

Wynia moved that the name of Jennings be stricken and the name of Zaffke be added as an author on H. F. No. 482. The motion prevailed.

Wenzel moved that the name of Sparby be added as an author on H. F. No. 950. The motion prevailed.



Zaffke moved that his name be stricken as an author on H. F. No. 1190. The motion prevailed.

Levi moved that H. F. No. 890 be returned to its author. The motion prevailed.

#### ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 238:

Munger; Nelson, D., and Carlson, D.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 280:

Quinn, Kelly, Dempsey, Welle and Waltman.

#### ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, May 2, 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, May 2, 1983.

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

