

STATE OF MINNESOTA

SEVENTY-THIRD SESSION - 1984

SEVENTY-THIRD DAY

SAINT PAUL, MINNESOTA, MONDAY, APRIL 9, 1984

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 Monsignor James D. Habiger, Minnesota Catholic Conference, St. Paul, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Shaver was excused until 2:30 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Minne 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. 1835, 2047, 499, 1406, 1420, 1421, 1886, 1892, 2070, 2186, 2218, 2245, 1302, 1393, 1010, 1436, 1499, 1578, 1982, 2012, 2062, 2185, 1553, 1722 and 1824 and S. F. Nos. 1760, 1770, 1810, 1927, 1455 and 1418 have been placed in the members' files.

S. F. No. 1770 and H. F. No. 2131, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Gustafson moved that S. F. No. 1770 be substituted for H. F. No. 2131 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1810 and H. F. No. 1859, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Riveness moved that the rules be so far suspended that S. F. No. 1810 be substituted for H. F. No. 1859 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1927 and H. F. No. 1913, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Elioff moved that the rules be so far suspended that S. F. No. 1927 be substituted for H. F. No. 1913 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1213, A bill for an act relating to welfare; requiring parents of children on probation or parole to pay the costs of foster care; providing for payment of costs of care for emotionally handicapped children; amending Minnesota Statutes 1982, sections 242.19, subdivision 2; 252.27, subdivision 1; and 260.251, subdivision 1; and proposing new law coded in chapter 260.

Reported the same back with the following amendments:

Pages 2 to 5, delete sections 2, 3, and 4 and insert:

"Sec. 2. Minnesota Statutes 1982, section 260.251, subdivision 1, is amended to read:

Subdivision 1. [CARE, EXAMINATION, OR TREATMENT.] (a) Except where parental rights are terminated,

(1) whenever legal custody of a child is transferred by the court to a county welfare board, or (WHEN)

(2) whenever legal custody is transferred to a person other than the county welfare board, but under the supervision of the county welfare board, (OR WHENEVER THE CHILD IS PLACED BY THE COURT WITH SOMEONE OTHER THAN ITS PARENTS PURSUANT TO SECTION 260.175, CLAUSES (A), (B), OR (C), OR)

(3) whenever a (MINOR) *child* is given physical or mental examinations or treatment under order of the court, and no provision is otherwise made by law for payment for the care, examination, or treatment of the (MINOR) *child*, these costs are a charge upon the welfare funds of the county in which proceedings are held upon certification of the judge of juvenile court.

(b) *The court shall order the parents or custodian of a child, while the child is under the age of 18, to use the total income and resources attributable to the child for the period in which he or she receives care, examination, or treatment, except for clothing and personal needs allowance as provided in section 256B.35, to reimburse the county for the cost of care, examination, or treatment. Income and resources attributable to the child include, but are not limited to, social security benefits, supplemental security income (SSI), veterans benefits, railroad retirement benefits, and child support. When the child is over the age of 18, and continues to receive care, examination, or treatment, the court shall order the child to reimburse the county for the cost of care, examination, or treatment from the income and resources attributable to him or her less the clothing and personal needs allowance.*

(c) *If the income and resources attributable to the child are not enough to reimburse the county for the full cost of the care, examination, or treatment, the court (MAY) shall inquire into the ability of the parents to support the (MINOR) child and, after giving the parents a reasonable opportunity to be heard, (MAY) shall order the parents to (PAY) reimburse the county, in the manner and to whom the court may direct, such sums as will cover in whole or in part the cost of care, examination, or treatment of the (MINOR) child.*

(d) *The court shall order the amount of reimbursement attributable to the parents or custodian, or attributable to the child, or attributable to both sources, withheld under section 518.611 from the income of the parents or the custodian of the child. If (THE PARENTS FAIL) a parent or the custodian or the child over the age of 18 fails to pay this sum without good reason, (THEY) he or she may be proceeded against for contempt, or the court may inform the county attorney, who shall proceed against (THE PARENTS) any of them to collect the unpaid sums, or both procedures may be used."*

Amend the title as follows:

Page 1, delete line 4

Page 1, line 5, delete "handicapped children;"

Page 1, line 6, delete everything after the semicolon

Page 1, line 7, delete the first "subdivision 1;"

Page 1, line 7, delete everything after the second "subdivision 1" and insert a period

Page 1, delete line 8

With the recommendation that when so amended the bill pass.

The report was adopted.

Mann from the Committee on Transportation to which was referred:

H. F. No. 1280, A bill for an act relating to transportation; establishing a railroad passenger service study commission to study the feasibility and potential of expanded railroad passenger service within the state.

Reported the same back with the following amendments:

Page 2, line 21, delete "1984" and insert "1986"

Page 2, after line 21, insert:

"Sec. 3. [APPROPRIATION.]

The sum of \$. . . is appropriated from the general fund to the railroad passenger service study commission for the purpose of conducting the study required in section 2."

Page 2, line 22, delete "3" and insert "4"

Amend the title as follows:

Page 1, line 5, before the period insert "; appropriating money"

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

The report was adopted.

Rice from the Committee on Appropriations to which was referred:

H. F. No. 1291, A bill for an act proposing an amendment to the Minnesota Constitution, article XI, section 8; removing the constitutional restrictions on permanent school fund investments; establishing statutory restrictions; amending Minnesota Statutes 1982, section 11A.16, subdivision 4.

Reported the same back with the following amendments:

Page 2, line 29, strike everything after "state"

Page 2, line 30, strike everything before the period and insert "*in a manner prescribed by law*"

Page 3, line 6, after "*fund*" insert "*and the semiannual apportionment of the returns on the investment to the school districts*"

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

The report was adopted.

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

H. F. No. 1427, A bill for an act relating to investments; legal investments for police and firefighter's relief associations; amending Minnesota Statutes 1982, section 69.775; and Minnesota Statutes 1983 Supplement, section 69.77, subdivision 2.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 3.082, is amended to read:

3.082 [MEMBERS' EMPLOYMENT; CONTINUATION.]

Any member of the legislature of the state of Minnesota who held a position, other than a temporary position, in the employ of any private employer in Minnesota at the commencement of his service in any legislative session, who makes application for reemployment not later than 30 days after the last legislative day in each calendar year, shall be continued in or restored to such position, or to a position of like seniority, status and pay. *Retirement benefits under an employer-sponsored pension or retirement plan shall not be reduced by reason of time spent in legislative service.*

Sec. 2. Minnesota Statutes 1983 Supplement, section 69.77, subdivision 2, is amended to read:

Subd. 2. The penalty provided for in subdivision 1 shall not apply to a relief association enumerated in subdivision 1a if the following requirements are met:

(1) Each member of the relief association pays into the special fund of the association during a year of covered service, a contribution for retirement coverage including survivorship benefits of not less than eight percent of the maximum rate of salary upon which retirement coverage is credited and service pension and retirement benefit amounts are determined. The member contributions shall be made by payroll deduction from the salary of the member by the municipality, and shall be transmitted by the municipality to the relief association as soon as practical. The relief association shall deposit the member contribution to the credit of the special fund of the relief association. The member contribution requirement specified in this clause shall not apply to any members who are volunteer firefighters.

(2) The officers of the relief association determine the financial requirements of the relief association and minimum obligation of the municipality for the following calendar year in accordance with the requirements of this clause. The financial requirements of the relief association and the minimum obligation of the municipality shall be determined on or before the submission date established by the municipality pursuant to clause (3).

The financial requirements of the relief association for the following calendar year shall be based on the most recent actuarial valuation or survey prepared in accordance with sections 356.215, subdivision 4 and 356.216, as required pursuant to clause (8). In the event that an actuarial estimate is prepared by

the actuary of the relief association as part of obtaining a modification of the benefit plan of the relief association and the modification is implemented, the actuarial estimate shall be used in calculating the financial requirements of the relief association.

If the relief association has an unfunded accrued liability as reported in the most recent actuarial valuation or survey, the total of the amounts calculated pursuant to clauses (a) and (b) shall constitute the financial requirements of the relief association for the following year. If the relief association does not have an unfunded accrued liability as reported in the most recent actuarial valuation or survey the amount calculated pursuant to subclause (a) shall constitute the financial requirements of the relief association for the following year.

(a) The normal level cost requirement for the following year, expressed as a dollar amount, which shall be determined by applying the normal level cost of the relief association as reported in the actuarial valuation or survey and expressed as a percentage of covered payroll to the estimated covered payroll of the active membership of the relief association, including any projected increase in the active membership, for the following year.

(b) To the dollar amount of normal cost thus determined shall be added an amount equal to the level annual dollar amount which is sufficient to amortize the unfunded accrued liability by December 31, 2010, as determined from the actuarial valuation or survey of the fund, using an interest assumption set at the rate specified in section 356.215, subdivision 4, clause (4). The amortization date specified in this subclause shall apply to all local police or salaried firefighters' relief associations and shall supersede any amortization date specified in any applicable special law.

The minimum obligation of the municipality shall be an amount equal to the financial requirements of the relief association reduced by the estimated amount of member contributions from covered salary anticipated for the following calendar year and the estimated amounts from the applicable state aid program established pursuant to sections 69.011 to 69.051 anticipated as receivable by the relief association after any allocation pursuant to section 69.031, subdivision 5, clause (2), subclause (c) or 423A.01, subdivision 2, clause (6), and from the local police and salaried firefighters' relief association amortization aid program established pursuant to section 423A.02 anticipated for the following calendar year.

(3) The officers of the relief association shall submit determination of the financial requirements of the relief association and of the minimum obligation of the municipality to the governing body on or before the date established by the municipality

which shall not be earlier than August 1 and shall not be later than September 1 of each year. The governing body of the municipality shall ascertain whether or not the determinations were prepared in accordance with law.

(4) The municipality shall provide for and shall pay each year at least the amount of the minimum obligation of the municipality to the relief association. If there is any deficiency in the municipal payment to meet the minimum obligation of the municipality as of the end of any calendar year, the amount of the deficiency shall be added to the minimum obligation of the municipality for the following year calculated pursuant to clause (2) and shall include interest at the rate of six percent per annum compounded from the date that the municipality was required to make payment pursuant to this clause until the date that the municipality actually makes the required payment.

(5) The municipality shall provide in the annual municipal budget for at least the minimum obligation of the municipality calculated pursuant to clause (2). The municipality may levy taxes for the payment of the minimum obligation of the municipality without any limitation as to rate or amount and irrespective of limitations imposed by other provisions of law upon the rate or amount of taxation when the balance of the special fund or any fund of the relief association has attained a specified minimum asset level. In addition, any taxes levied pursuant to this section shall not cause the amount or rate of other taxes levied in that year or to be levied in a subsequent year by the municipality which are subject to a limitation as to rate or amount to be reduced. If the municipality does not include the full amount of the minimum obligation of the municipality in the levy that the municipality certified to the county auditor in any year, the officers of the relief association shall certify the amount of any deficiency to the county auditor. Upon verifying the existence of any deficiency in the levy certified by the municipality, the county auditor shall spread a levy over the taxable property of the municipality in the amount of the deficiency certified to by the officers of the relief association.

(6) Any sums of money paid by the municipality to the relief association in excess of the minimum obligation of the municipality in any year shall be used to amortize any unfunded liabilities of the relief association.

(7) The funds of the association shall be invested in securities which are proper investments pursuant to section 11A.24, except that up to \$10,000 may be invested in the stock of any one corporation in any account of such small size that the (THREE) five percent stock limitation specified in section 11A.24, subdivision 5 would necessitate a lesser investment. *Notwithstanding the foregoing, up to 75 percent of the market value of the assets of the fund may be invested in open-end investment companies regis-*

tered under the federal Investment Company Act of 1940, if the portfolio investments of the investment companies comply with the type of securities authorized for investment by section 11A.24, subdivisions 2 to 5. The association may also invest funds in Minnesota situs nonfarm real estate ownership interests or loans secured by mortgages or deeds of trust, provided that the amount of all investments in real property shall not exceed ten percent of the market value of the association's fund. Securities held by the association before July 1, 1971, which do not meet the requirements of this paragraph may be retained after that date if they were proper investments for the association on April 28, 1969. The governing board of the association may select and appoint investment agencies to act for and in its behalf or may certify funds for investment by the state board under the provisions of section 11A.17, provided that there be no limit to the amount which may be invested in the income share account, in the bond account, or in the fixed-return account, and that up to 20 percent of that portion of the assets of the association invested in the Minnesota supplemental investment fund may be invested in the growth share account.

(8) The association shall procure an actuarial valuation showing the condition of the special fund of the relief association pursuant to sections 356.215 and 356.216 as of December 31 of every year. A copy of the actuarial survey shall be filed with the director of the legislative reference library, the governing body of the municipality in which the association is organized, the executive secretary of the legislative commission on pensions and retirement, and the commissioner of insurance, not later than June 1 of the following year.

Sec. 3. Minnesota Statutes 1982, section 69.775, is amended to read:

69.775 [INVESTMENTS.]

The special fund assets of the relief associations governed by section 69.771 to 69.776 shall be invested in securities which are proper investments pursuant to section 11A.24, except that up to five percent of the special fund assets, or a minimum of \$10,000, may be invested in the stock of any one corporation. *Notwithstanding the foregoing, up to 75 percent of the market value of the assets of the fund may be invested in open-end investment companies registered under the federal Investment Company Act of 1940, if the portfolio investments of the investment companies comply with the type of securities authorized for investment by section 11A.24, subdivisions 2 to 5.* Securities held by the associations before January 1, 1972, which do not meet the requirements of this section may be retained after that date if they were proper investments for the association on May 14, 1971. The governing board of the association may select and appoint investment agencies to act for and in its behalf or may certify funds for investment by the state board under the provi-

sions of section 11A.17, provided that there be no limit to the amount which may be invested in the income share account, in the bond account, or in the fixed-return account, and that up to 20 percent of that portion of the assets of the association invested in the Minnesota supplemental investment fund may be invested in the growth share account.

Sec. 4. Minnesota Statutes 1983 Supplement, section 352.113, subdivision 2, is amended to read:

Subd. 2. [APPLICATION; ACCRUAL OF BENEFITS.] An employee making claim for a total and permanent disability benefit shall file a written application therefor in the office of the system in a form and manner prescribed by the executive director. The benefit shall begin to accrue (90 DAYS) *the day* following the commencement of disability or the day following the last day paid whichever is later but in no event earlier than 60 days prior to the date the application is filed with the director.

Sec. 5. Minnesota Statutes 1982, section 352.113, subdivision 3, is amended to read:

Subd. 3. [COMPUTATION OF BENEFITS.] The total and permanent disability benefit shall be computed in the manner provided in section 352.115. The disability benefit shall be the normal annuity without reduction for each month the employee is under age 65 at the time of becoming disabled. A disabled employee may elect to receive the normal disability benefit or an optional annuity as provided in section 352.116, subdivision 3. The election of an optional annuity shall be made prior to the commencement of payment of the disability benefit and shall be effective (30 DAYS AFTER RECEIPT OF THE ELECTION OR) the date on which the disability begins to accrue as provided in subdivision 2 (, WHICHEVER OCCURS LATER. UPON BECOMING EFFECTIVE, THE OPTIONAL ANNUITY SHALL BEGIN TO ACCRUE ON THE SAME DATE AS PROVIDED FOR THE DISABILITY BENEFIT).

Sec. 6. Minnesota Statutes 1983 Supplement, section 352.115, subdivision 8, is amended to read:

Subd. 8. [ACCRUAL OF ANNUITY.] State employees shall make application for an annuity but such application shall not be made more than 60 days prior to the time the employee is eligible to retire by reason of both age and service requirements. If the director determines an applicant for annuity has fulfilled all the requirements of the law to entitle him to an annuity, he shall authorize payment thereof in accordance with the provisions of this chapter and payment shall be made pursuant to this authorization. An annuity shall begin to accrue no earlier than 60 days prior to the date the application is filed with the director (EXCEPT THAT IF AN OPTIONAL ANNUITY AS PROVIDED IN SECTION 352.116, SUBDIVISION 3 IS SE-

LECTED THE ANNUITY SHALL BEGIN TO ACCRUE 30 DAYS AFTER THE APPLICATION IS FILED WITH THE DIRECTOR), but in no event prior to the day following the termination of state service or prior to the day the employee is eligible to retire by reason of both age and service requirements. The retirement annuity shall cease with the last payment which had accrued to the retired employee during his lifetime unless he elected an optional annuity provided in section 352.116, subdivision 3, and he had become entitled to payment thereof. The joint and last survivor annuity shall cease with the last payment received by the survivor in his or her lifetime. If a retired employee had not selected an optional annuity, or a survivor annuity is not payable under the option, and a spouse survives, such spouse shall be entitled only to the annuity for the calendar month in which the retired employee died. If an optional annuity is payable after the death of the retired employee, the survivor shall be entitled to the annuity for the calendar month in which the retired employee died.

Sec. 7. Minnesota Statutes 1982, section 352D.02, is amended by adding a subdivision to read:

Subd. 1b. An employee covered by the regular plan who is subsequently employed as a permanent, full-time unclassified employee of the legislature or any commission or agency of the legislature may elect to transfer accumulated employee and matching employer contributions, as provided in section 352D.03.

Sec. 8. Minnesota Statutes 1982, section 353.34, is amended by adding a subdivision to read:

Subd. 3a. [DEFERRED ANNUITY; CERTAIN HOSPITAL EMPLOYEES.] Any member employed by a public hospital, as defined in section 355.71, subdivision 3, who has at least five years of allowable service credit on the date the public hospital is taken over by a private corporation or organization, may elect to receive a deferred annuity pursuant to subdivision 3 notwithstanding the length of service requirement contained therein.

Sec. 9. Minnesota Statutes 1982, section 354.62, subdivision 2, is amended to read:

Subd. 2. [INDIVIDUAL ELECTION.] Each member of the teachers retirement association may elect to participate in the variable annuity division by filing a written notice with the board of trustees on forms provided by the board.

(1) Employee variable annuity contributions to the variable annuity division shall be pursuant to the option available in section 354.44, subdivision 7, the employee variable annuity contributions shall be an amount equal to (TWO PERCENT OF THE SALARY OF EVERY COORDINATED MEMBER

AND FOUR PERCENT OF THE SALARY OF EVERY BASIC MEMBER) *one-half of the employee rates specified in section 354.42, subdivision 2.*

(2) Employer variable annuity contributions shall be an amount equal to the employee variable annuity contributions provided in clause (1). The deficiency in equal employer variable annuity contributions which shall exist prior to July 1, 1975 shall be recovered from the additional employer contributions made prior to July 1, 1975 pursuant to section 354.42, subdivision 5.

(3) There shall be provided for members participating in the variable annuity division a separate account for each member which will show his variable account accumulations as defined in section 354.05, subdivision 23. The board shall establish such other accounts in the variable annuity division as it deems necessary for the operation of this provision.

(4) After June 30, 1974 there shall be no new participants in this program.

(5) Effective July 1, 1978, no future employee and employer contributions shall be credited to any accounts in the variable annuity division unless the member elects continued participation in the variable annuity division pursuant to section 354.621.

Sec. 10. Minnesota Statutes 1983 Supplement, section 356.61, is amended to read:

356.61 [LIMITATION ON PUBLIC EMPLOYEE RETIREMENT ANNUITIES.]

Notwithstanding any provision of law, bylaws, articles of incorporation, retirement and disability allowance plan agreements or retirement plan contracts to the contrary, no person who has pension or retirement coverage by a public pension plan shall be entitled to receive a monthly retirement annuity or disability benefit which, at the time of commencement of the retirement annuity or disability benefit, exceeds the lesser of:

(a) the amount of the final monthly salary of the person;
or

(b) One-twelfth of the amount of the annual benefit permitted by the terms of section 415 of the Internal Revenue Code with respect to a participant in a plan qualified under section 401(a) of the Internal Revenue Code, as amended through December 31, 1982.

The benefit limitation of clause (b) is to be determined on the date the benefit is initially payable or on the date the employee

terminated employment, if earlier. The benefit limitation on any date is the benefit limitation for the limitation year in which the date occurs. The limitations apply only to the annual benefit which is derived from employer contributions. Mandatory and voluntary employee contributions, if any, are treated as a separate defined contribution plan maintained by the employer which is subject to the limitations placed on annual additions to defined contribution plans.

The maximum annual benefit of clause (b) for any limitation year is the lesser of (1) or (2) below:

(1) A dollar limitation of \$90,000, adjusted as of January 1 of each calendar year to the dollar limitation as determined for that year by the commissioner of Internal Revenue. The amount determined for any year will apply to limitation years ending with or within that calendar year.

(2) A compensation limitation of 100 percent of the average of compensation paid or made available to the participant by the employer during those three consecutive calendar years of employment, or actual number of consecutive calendar years of employment if employed less than three consecutive years, which give the highest average. Compensation means any compensation which is includable in the employee's gross income.

A benefit shall be deemed not to exceed the maximum benefit limitation of clause (b) if:

(1) the retirement benefits payable under the plan and under any other defined benefit plans of the employer do not exceed the \$10,000 limit set in section 415(b) (4) of the Internal Revenue Code for the plan year, or for any prior plan year, and

(2) the employer has not at any time maintained a defined contribution plan in which the employee participated.

A public pension plan is any Minnesota public pension plan or fund which provides pension or retirement coverage for public employees other than volunteer firefighters, including any plan or fund enumerated in sections 356.20, subdivision 2, or 356.30, subdivision 3, any local police or firefighter's relief association to which section 69.77 applies, or any retirement or pension plan or fund, including a supplemental retirement plan or fund, established, maintained or supported by any governmental subdivision or public body whose revenues are derived from taxation, fees, assessments or from other public sources. Final monthly salary is the hourly rate of compensation received by the person on account of the most recent public employment for the final pay period occurring prior to retirement multiplied by 174.

The figure for the monthly retirement annuity or disability benefit to be used for the calculation of this limitation shall not include any reduction or adjustment required for retirement prior to the normal retirement age or required for the election of an optional annuity.

If the figure for the monthly retirement annuity or disability benefit exceeds the limit contained in this section, the annuity or benefit payable shall be reduced appropriately.

The managing board of each public pension plan from which a retirement annuity or disability benefit is payable shall, at the time that the retirement annuity or disability benefit commences, contact all other public pension plans to determine whether or not the recipient of the retirement annuity or disability benefit is also receiving or is entitled to receive a retirement annuity or disability benefit from any other public pension plan. If a person is entitled to receive or is receiving a retirement annuity or disability benefit from more than one public pension plan, all retirement annuities or disability benefits from all public pension plans shall be totalled in determining whether or not the limitation shall apply; provided however, that the limitation shall be based on the highest final monthly salary received by the individual from any plan. Any reduction in the amount of the retirement annuity or disability benefit required pursuant to this section shall be made by the public pension plan which provided retirement coverage for the most recent period of service.

Sec. 11. Minnesota Statutes 1982, section 422A.18, subdivision 3, is amended to read :

Subd. 3. Payment of any disability allowance authorized by sections 422A.01 to 422A.25, shall commence (FIVE) *three* months after date of application provided that the applicant has not been restored to duty. Such payment shall be retroactive to date of application and shall continue throughout the full period of the disability subject to the same optional selections as are provided for service allowances; provided that when a disability beneficiary shall have attained the minimum age for retirement on a service allowance the disability allowance shall be discontinued only as provided by the terms of the option selected. Any employee eligible for a disability allowance who is also entitled to an allowance under a workers' compensation act and/or resumes a gainful occupation shall be entitled to receive during the period of such compensation only that portion of the retirement allowance provided by this act which when added to such additional compensation does not exceed the salary of the employee at the time of disability.

Sec. 12. [423A.20] [VESTING UPON LAYOFF.]

Notwithstanding any general or special law to the contrary, if a member of a salaried firefighters relief association with ten or

more years of service is laid off and replaced with a volunteer firefighter, the member shall be entitled to receive a pro rata monthly benefit. For purposes of this section, "laid off" means terminated from employment with the fire department because of a shortage of funds or curtailment of service or for any other reason not reflecting discredit on the member beyond the member's control.

The retirement benefit is to commence at the later of either the minimum age for retirement or the date at which the member would have accumulated the minimum number of years of service for retirement if the member had remained on duty.

The pro rata benefit shall be calculated by multiplying the amount of the benefit payable to a member who met the minimum age and years of service requirements for a normal pension by the ratio of the laid off member's actual years of service to the minimum years of service required for retirement. The initial benefit payable shall be subject to the same post retirement adjustments as other benefits payable from the relief association.

Sec. 13. Minnesota Statutes 1982, section 424.24, subdivision 2, is amended to read:

Subd. 2. (a) "Surviving spouse" means a person who became the member's legally married spouse during or prior to the time the member was on the payroll of any such fire department as a firefighter, and remained such continuously after their marriage until the member's death, without having been granted a marriage dissolution or legal separation, and who, in case the deceased member was a service or deferred pensioner, was legally married to the member for at least (THREE YEARS) *one year* prior to the member's retirement from the fire department; and who, in any case, was residing with the member at the time of the member's death. No temporary absence for purposes of business, health or pleasure shall constitute a change of residence for purposes of this clause.

(b) "Surviving child" means any child of the member living while the deceased member was on the payroll of the fire department, or who were born within nine months after the deceased member was withdrawn from the payroll of the fire department.

Sec. 14. [BUHL POLICE RETIREMENT BENEFITS.]

Notwithstanding the limitation contained in Minnesota Statutes, section 423.55 or any other law, the bylaws of the Buhl police relief association may be amended to provide for the payment of a service pension equal to 65 percent of the monthly base pay of a member at the time of retirement from the police department. All other provisions of section 423.55 shall apply to the extent not inconsistent with this section.

Sec. 15. Laws 1981, chapter 68, section 43, is amended to read:

Sec. 43. [BUHL POLICE SURVIVOR BENEFITS.]

Notwithstanding any provision of any general or special law to the contrary, the Buhl police relief association may provide in its bylaws or articles of incorporation for the payment of survivor benefits to the surviving spouse of a deceased member, or the surviving dependent children equally if there be no surviving spouse, in an amount equal to (50) 65 percent of the pension the deceased member was receiving on the date of death. The service pension is to be based on one-half of the total pay of the previous 12 month period. Payment shall continue until the surviving spouse remarries or until the dependent children reach the age of 18 years, or 22 years if a full-time student. In the event of the death of a member prior to retirement, dependent children shall receive survivor benefits in the amount of \$125 per month per child, payable until age 18 or age 22 if a full-time student.

Sec. 16. [EVELETH POLICE AND FIREFIGHTERS; BENEFIT INCREASE.]

Notwithstanding any general or special law to the contrary, in addition to other benefits payable, retirement benefits payable to retired police officers and firefighters and the surviving spouses thereof by the Eveleth police and fire trust fund may be increased by \$10 per month. Increases may be made retroactive to January 1, 1984.

Sec. 17. Laws 1947, chapter 43, section 23, as amended by Laws 1949, chapter 154, section 5, Laws 1951, chapter 43, section 4, Laws 1967, chapter 807, section 2, and Laws 1975, chapter 389, section 1, is amended to read:

Sec. 23. [FARIBAULT, CITY OF; FIREMEN'S RELIEF; RETIREMENT AND PENSIONS; PAYMENTS UPON DEATH OF MEMBER.] When a service pensioner, disability pensioner, or deferred pensioner, or an active member of such relief association dies, leaving:

(a) A widow who became his legally married wife while or prior to the time he was on the payroll of the fire department and remained such continuously after such marriage until his death without having applied for any divorce or legal separation, and who, in case the deceased member was a service or deferred pensioner, was legally married to such member at least (THREE YEARS) *one year* before his retirement from said fire department; and who, in any case, was residing with him at the time of his death. No temporary absence for purposes of business, health, or pleasure shall constitute a change of residence for the purposes of this section.

(b) A child or children, who were living while the deceased was on the payroll of the fire department, or who were born within nine months after said decedent was withdrawn from the payroll of said fire department, such widow and said child or children shall be entitled to a pension as follows:

(1) To such widow a monthly pension equal to 30 percent of the current monthly salary of a firefighter per month for her natural life, and a pension equal to ten percent of the current monthly salary of a firefighter per month for each child under eighteen years of age, or under the age of 21 years if unmarried and a full-time student. If such widow shall remarry, then her pension shall cease and terminate as of the date of her said marriage.

(2) To such child or children of a deceased member, after the death of the widow of such member, a monthly pension, or pensions, in such amount as the board of trustees of such association shall deem necessary to properly support such child or children until they reach the age of eighteen years or, if unmarried and a full-time student, the age of 21 years.

(3) In no event shall the survivor's pension or pensions exceed 50 percent of the current monthly salary of a firefighter per month.

(c) The amendments to subsection (b) adopted by the 1975 session of the legislature shall not apply to widows and children who began drawing pensions before July 1, 1975, although such widows and children shall continue to draw the pensions to which they are entitled under the law as it existed before the adoption of said amendments.

Sec. 18. Laws 1963, chapter 643, section 20, is amended to read:

Sec. 20. When a service pensioner, disability pensioner, or deferred pensioner, or an active member of the firemen's relief association in Albert Lea dies leaving:

(a) A widow who became his legally married wife while or prior to the time he was on the payroll of the fire department and remained such continuously after such marriage until his death without having applied for any divorce or legal separation, and who, in case the deceased member was a service or deferred pensioner, was legally married to such member at least (THREE YEARS) *one year* before his retirement from said fire department; and who, in any case, was residing with him at the time of his death. No temporary absence for purposes of business, health, or pleasure shall constitute a change of residence for purposes of this section.

(b) A child or children, who were living while the deceased was on the payroll of the fire department, or who were born within nine months after said decedent was withdrawn from the payroll of said fire department, such widow and such child or children shall be entitled to a pension as follows:

(1) To such widow a monthly pension equal to 30 percent of the monthly wages or salary of the deceased member as of the date of death for her natural life and an additional monthly pension equal to ten percent of said monthly wages or salary for each child of such member under 18 years of age, all thereafter adjusted according to wage increases or decreases granted to active firemen. However, the total amount of the pension payable per month to the widow and children shall not exceed fifty percent of the monthly wages or salary of such member at the time of death. If the widow shall remarry, then her pension, excluding the amounts paid for children, shall cease and terminate as of the date of her remarriage. Such amounts paid for a child or children may be increased after remarriage of the widow providing such increased amounts shall be based upon need of the children upon written findings signed by the board of trustees, and shall not in any event exceed for the total amount paid for the children a sum equal to 50 percent of the monthly wages or salary of such member at the time of death, all thereafter adjusted to wage increases or decreases granted to active firemen.

(2) To such child or children of a deceased member, after the death of the widow of such member, a monthly pension or pensions equal to, but not to exceed for the children of any one deceased member, the sum of 50 percent of the monthly wages or salary of such member at the time of death, all thereafter adjusted to wage increases or decreases granted to active firemen.

Sec. 19. Laws 1973, chapter 359, section 5, subdivision 2, is amended to read:

Subd. 2. A widow must have been the fireman's legally married wife living with him at the time of his death and must have been married to him for a period of at least one year while or prior to the time he was an active member of the fire department. In the case the deceased fireman is retired, the widow must have been married to him at least (THREE YEARS) *one year* before his retirement.

Sec. 20. Laws 1973, chapter 432, section 4, is amended to read:

Sec. 4. [USES OF PENSION FUND.] The policemen's pension fund shall be used only for the payment of:

(a) service, disability, or dependency pensions; *and*

(b) (SALARIES, IN AN AMOUNT NOT IN EXCESS OF \$1,000 PER YEAR;)

((C) EXPENSES OF OFFICERS AND EMPLOYEES OF THE ASSOCIATION IN CONNECTION WITH THE PROTECTION OF THE FUND; AND)

((D) ALL EXPENSES OF OPERATING AND MAINTAINING THE ASSOCIATION) *administrative expenses authorized by Minnesota Statutes, section 69.80.*

Sec. 21. Laws 1977, chapter 275, section 1, is amended by adding a subdivision to read:

Subd. 1a. [POSTRETIREMENT ADJUSTMENT.] A member who retires or who has retired from the Crookston Police department and who receives or will receive a service pension from the relief association shall receive an annual automatic postretirement adjustment upon attaining the age of 55 years or on January 1 following the effective date of this subdivision, whichever occurs later. The adjustment shall be determined by the board of trustees on or before December 1 annually and shall accrue each year as of the January 1 following determination. The adjustment shall be first payable with the service pension payment made for January. Each adjustment shall be based on the percentage increase in the salary payable to a top grade patrol officer during the prior year. The percentage increase in the salary shall be applied to the amount of service pension payable to the member for the month immediately prior to the month in which the determination is made. The percentage increase shall not exceed 3.5 percent in any year and any increase in the salary of a top grade patrol officer in excess of 3.5 percent shall not carry over to or be used to calculate the increase for a retired member in any succeeding year.

Sec. 22. Laws 1983, chapter 301, section 225, is amended to read:

Sec. 225. [REIMBURSEMENT OF EXCESS PENSION CONTRIBUTIONS.]

Subdivision 1. [REIMBURSEMENT REQUIRED.] Any public employee or official (WHO RETIRES FROM JANUARY 1, 1983 TO JUNE 30, 1985), *including participants in the unclassified employees program, (AND) whose pension contributions were increased by Laws 1982, Third Special Session chapter 1, article 2, section 2, subdivision 1, paragraph (v) and who has not previously received a refund of those contributions, must, upon application, be reimbursed for the amount of increased contributions paid by the official or employee because of that law. Reimbursement must be in a lump sum to the employee or official (, OR HIS OR HER SURVIVOR, AT THE SAME TIME AS THE FIRST ANNUITY PAYMENT) within 90 days after receipt of application. The amount of the reimbursement is the amount that the employee's or official's contri-*

butions increased because of Laws 1982, Third Special Session chapter 1, article 2, section 2, subdivision 1, paragraph (v) (PLUS INTEREST AT THE THEN CURRENT RATE PAID ON REFUNDS BY THE RELIEF OR RETIREMENT ASSOCIATION). Reimbursement shall be paid by the retirement or relief association to which the employee belongs. *Reimbursement may be made without application if the governing board of the appropriate retirement system or association determines that this method is feasible.*

Subd. 1a. [CREDIT REQUIRED.] There shall be credited to the share account in the supplemental retirement fund of any participant in the unclassified employees program who receives a refund of the contributions under subdivision 1, an amount equal to the amount by which employer contributions on behalf of that participant were reduced by reason of the law cited in subdivision 1. Funds required to make the payments are appropriated from the general fund.

Subd. 2. [STATE PAYMENTS TO RETIREMENT ASSOCIATIONS.] (IN THE FIRST MONTH OF EACH FISCAL YEAR) On December 31, 1984, each retirement or relief association shall submit to the commissioner of finance a statement of the amount of reimbursements or credits that the retirement or relief association paid or credited under subdivision 1 (IN THE PRIOR JANUARY 1 TO DECEMBER 31 CALENDAR YEAR) or 1a. The commissioner of finance shall then pay to the retirement or relief association the amount indicated in the statement. Funds required to make the payments are appropriated from the general fund.

Sec. 23. [RAMSEY COUNTY; PUBLIC EMPLOYEES' RETIREMENT BENEFITS FOR SHERIFF'S PERSONNEL.]

An employee of the Ramsey County sheriff's department in the position of radio dispatcher, who is a member of the public employees police and fire fund and who was employed by the department before January 1, 1970 in a position that becomes covered by the police and fire fund membership after December 31, 1969 may receive allowable service credit in the police and fire fund for prior service by paying into the fund before December 31, 1984, the difference between the employee, employer and employer additional contributions actually paid, and the employee, employer and employer additional contributions that would have been paid under applicable law if the employee had been in the police and fire fund before January 1, 1970, together with six percent compound interest from the time the deductions would have been made to time of payment. If an employee makes payment in accord with this section, allowable service credit in the general fund with respect to this prior service is eliminated and the executive director shall transfer the employee's account with respect to this service from the general to the police and fire fund. Ramsey County may assume

the obligation for additional payments, with interest, with respect to each employee who elects to pay the employee contributions and interest authorized by this section.

Sec. 24. [PURCHASE OF SERVICE CREDIT.]

Notwithstanding any law to the contrary, a former employee of the senate, who was also employed by the city of Saint Paul, may purchase prior service credit from the Minnesota state retirement system for the periods of employment by the senate between January 1, 1971, and December 31, 1974.

The provisions of Laws 1982, chapter 578, article II, section 2, shall govern the amounts and manner of payment for the purchase of service credit.

Sec. 25. [DISABILITY OPTION BENEFIT.]

Notwithstanding the requirements of Minnesota Statutes, chapter 352, the surviving spouse of a deceased member of the Minnesota state retirement system who filed an application for a survivor's disability option benefit, but who died before the date the disability benefit became payable and who has not taken a refund of the retirement contributions shall be paid the joint and survivor's disability option benefit selected, computed according to Minnesota Statutes, section 352.113, subdivision 3, commencing within 60 days of the effective date of this act and retroactive to the date of death.

Sec. 26. [ANNUITIES OF CERTAIN MILITARY AFFAIRS DEPARTMENT PERSONNEL.]

Any employee covered under the provisions of Minnesota Statutes, section 352.85, providing special retirement coverage for military affairs department personnel, who attained the age of 60 after February 1, 1983, and who terminates covered employment prior to the effective date of this act shall be entitled, upon application, to a retirement annuity computed in accordance with section 352.115, subdivisions 2 and 3, without any reduction for early retirement pursuant to section 352.116, subdivision 1; provided, however, that any additional employee and employer contributions required by section 352.85, subdivision 3, to finance this special retirement coverage which were not paid during the period of coverage under the plan must be paid prior to receiving an annuity.

Sec. 27. [PURCHASE OF PRIOR SERVICE CREDIT.]

Subdivision 1. Notwithstanding any law to the contrary, a person who was employed by the St. Paul bureau of health from October 1948 to June 1955, including time spent on leave of absence for military service, and who contributed to the bureau

of health retirement plan from April 1949 to April 1953, and who was reemployed by the city of St. Paul in the department of community services, division of public health on October 18, 1971, may purchase service credit for the period from October 1948 to June 1955 from the public employees retirement association for which that person has not previously received service credit.

Subd. 2. The provisions of Laws 1982, chapter 578, article II, section 2, shall govern the amount and manner of payment for the purchase of service credit authorized by subdivision 1, except that the authority to make a lump sum payment or to make an agreement to make installments expires July 1, 1984.

Sec. 28. [OWATONNA CITY HOSPITAL EMPLOYEES.]

Subdivision 1. [REFUND OF CONTRIBUTIONS.] A member of the public employees retirement association who was employed by the Owatonna city hospital on the date the hospital was taken over by a private corporation or organization shall be paid a refund of accumulated employee and employer contributions made by or on behalf of the employee to the association, plus interest thereon at the rate of six percent per annum. If an employee has previously received a refund of employee contributions, only the employer contributions plus the total interest shall be refunded.

Subd. 2. [DEFERRED ANNUITY.] If an employee described in subdivision 1 had at least five years of allowable service credit, the employee may elect to receive, in lieu of the refund, a deferred annuity pursuant to Minnesota Statutes, section 353.34, subdivision 3, notwithstanding the length of service requirements contained therein. An employee eligible for a deferred annuity who has previously received a refund of employee contributions may reinstate his or her eligibility for a deferred annuity by repaying the amount refunded, including any interest received, to the association.

Sec. 29. [ST. PAUL BUREAU OF HEALTH PERSONNEL.]

An employee of the St. Paul bureau of health who exercised the option to retire with benefits calculated pursuant to the law governing bureau of health pensions as authorized by Laws 1973, chapter 767, section 4, may, within 60 days after the effective date of this section, revoke the option by giving notice of revocation to the executive director of the public employees retirement association. Effective upon the giving of notice, the employee shall receive service credit in the basic plan of the public employees retirement association as if the employee had been a member of the association during the employee's entire period of service with the bureau of health.

Sec. 30. [WEST ST. PAUL FIREFIGHTER'S BYLAW AMENDMENT.]

The West St. Paul firefighter's relief association may amend article XIX of their bylaws to reduce from three years to one year the period of marriage required in order to qualify a surviving spouse for survivor benefits.

Sec. 31. [AMENDMENT OF ARTICLES.]

In accordance with the provisions of Minnesota Statutes, section 354A.12, subdivision 4, approval is hereby granted for an amendment to the articles of incorporation of the Minneapolis teachers' retirement fund association with respect to lump sum postretirement adjustments payable to retirees or beneficiaries. The amendment may reduce from five to three years the minimum period during which a recipient must have been receiving an annuity or benefits in order to be eligible for an adjustment, increase from one-half of one percent to one percent the percentage of the asset value of the fund available for distribution, and to give the board of trustees discretion to reduce or eliminate the postretirement adjustment in any fiscal year or set an eligibility period longer than three years as a prerequisite to eligibility for an adjustment.

Sec. 32. [TRANSFER OF FUNDS.]

An amount equal to one-fourth of one percent of the salary of each member electing to participate in the variable annuity division pursuant to Minnesota Statutes, section 354.62, subdivision 2, which salary was paid during the period from July 1, 1979, through June 30, 1984, plus interest which would have been earned if the contributions would have been credited to the member's variable account, shall be transferred to the variable annuity division and credited to the appropriate participating member's account on June 30, 1984.

Sec. 33. [MINNEAPOLIS TEACHERS AMENDMENT.]

Pursuant to Minnesota Statutes, section 354A.12, subdivision 4, authority is hereby granted to the Minneapolis Teachers' Retirement Fund Association to amend subsection (11) of article IX of its articles of incorporation to eliminate the maximum of 30 years of service which may be used in the computation of formula annuities.

Sec. 34. [REPEALER.]

Laws 1971, chapter 184; Laws 1973, chapter 283; Laws 1978, chapter 617; Laws 1981, chapter 224, sections 255 and 256; Laws

1982, chapter 578, article II, section 1, subdivision 7, and section 3, are repealed.

Sec. 35. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment and applies to benefits that accrue or would have accrued prior or subsequent to that date. Section 12 is effective retroactively to July 1, 1981. Section 25 is effective for deaths occurring after July 1, 1982. Section 8 is effective retroactively to June 30, 1983. Sections 9 and 32 are effective July 1, 1984. Sections 14 to 18, 20, 21, 23, and 30 are effective upon approval by the appropriate governing body and compliance with Minnesota Statutes, section 645.021. In the case of section 19, the appropriate governing body is the Red Wing city council. The remaining sections are effective the day following final enactment. Sections 22, 28, and 29 are effective the day following final enactment. Refunds shall be paid or options exercised and repayments of refunds made pursuant to section 28 prior to July 1, 1984."

Delete the title and insert:

"A bill for an act relating to retirement; altering the investment authority for police and firefighter's relief associations; making various changes in the benefits for various retirement funds and plans; making conforming changes in benefit calculations; granting authority for the Minneapolis Teachers' Retirement Fund Association to amend its articles of incorporation; providing for a refund of increased employee contributions; amending Minnesota Statutes 1982, sections 3.082; 69.775; 352.113, subdivision 3; 352D.02, by adding a subdivision; 353.34, by adding a subdivision; 354.62, subdivision 2; 422A.18, subdivision 3; and 424.24, subdivision 2; Minnesota Statutes 1983 Supplement, sections 69.77, subdivision 2; 352.113, subdivision 2; 352.115, subdivision 8; and 356.61; Laws 1947, chapter 43, section 23, as amended; Laws 1963, chapter 643, section 20; Laws 1973, chapters 359, section 5, subdivision 2; and 432, section 4; Laws 1977, chapter 275, section 1; and Laws 1981, chapter 68, section 43; Laws 1983, chapter 301, section 225; proposing new law coded in Minnesota Statutes, chapter 423A; repealing Laws 1971, chapter 184; Laws 1973, chapter 283; Laws 1978, chapter 617; Laws 1981, chapter 224, sections 255 and 256; Laws 1982, chapter 578, article II, section 1, subdivision 7, and section 3."

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

The report was adopted.

Mann from the Committee on Transportation to which was referred:

H. F. No. 1449, A bill for an act relating to motor vehicles; authorizing operation of farm truck with class C drivers' license by employee operating truck during harvest; amending Minnesota Statutes 1982, section 171.02, subdivision 2.

Reported the same back with the following amendments:

Page 1, line 24, after the first "the" insert "*first, continuous*" and delete "*farm to the*"

Page 1, line 25, delete the new language and insert "*place of production or on-farm storage site to any other location within 50 miles of the place of the production or on-farm storage site*"

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. 1473, A bill for an act relating to crimes and criminals; specifying the crime of theft of telecommunications service; amending Minnesota Statutes 1982, section 609.52, subdivision 2.

Reported the same back with the following amendments:

Page 4, line 34, delete "(a)"

Page 5, line 1, after "*electrical,*" insert "*by*"

Page 5, line 2, after the comma insert "*radio*" and after "*other*" insert "*means to a*"

Page 5, line 5, after the comma insert "*radio*"

Page 5, delete line 7 and insert "*The*"

Page 5, line 8, delete "*the*" and insert "*an*"

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. 1514, A bill for an act relating to human rights; lengthening the time for filing a charge after the occurrence of an unfair discriminatory practice; providing for an award of prejudgment interest and attorney fees in certain cases; increasing the amount of punitive damages that may be awarded; changing the standard under which punitive damages are awarded; allowing liability for loss of back pay to accrue for six years; providing for jury trials on request of either party in actions before the district court; amending Minnesota Statutes 1982, sections 363.06, subdivision 3; and 363.14, subdivision 2; Minnesota Statutes 1983 Supplement, section 363.071, subdivision 2.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. [363.15] [ADVISORY COUNCIL.]

An advisory council to the department is established. The council shall provide expertise, information, and other resources to the department in efforts to prevent unfair discriminatory acts through education and in efforts to coordinate and improve the efficiency of work performed by various state and local agencies on behalf of human rights. The council shall consist of 20 members appointed by the commissioner. The members shall be drawn from entities with a concern for any aspect of human rights, such as political parties, churches, labor unions, businesses, and various nonprofit organizations. The commissioner shall designate one member as the chair, who will convene meetings of the council. Members shall be reimbursed for mileage in the manner and amount authorized by the commissioner's plan adopted pursuant to section 43A.18, subdivision 2.

Sec. 2. [SPECIAL APPROPRIATION.]

There is appropriated from the general fund to the human rights department the sum of \$357,080 to be used by the department until federal funds are received by the department in payment for work done under contract with the equal employment opportunity commission and the U.S. department of housing and urban development for the federal fiscal year. The department shall reimburse the general fund of the state treasury after each quarterly payment is received from the federal government. There is also hereby appropriated the sum of \$62,480 to cover an anticipated shortfall in federal funds received by the department in fulfillment of its contracts with the equal employment opportunity commission and the department of housing and urban development.

Sec. 3. [APPROPRIATION.]

Subdivision 1. [FUNDS.] (a) The sum of \$ is appropriated from the general fund to the commissioner of human rights to hire temporary staff to eliminate the case backlog in the department of human rights. The sum is available until June 30, 1985.

(b) The department will assign two staff persons to make 24 visits to locations around the state to receive complaints under the human rights act. There is appropriated from the state general fund to the department of human rights for the purposes of this clause the sum of \$ for the fiscal year ending June 30, 1985.

Subd. 2. [POSITIONS.] The approved complement of the department of human rights is increased by . . . positions. These positions are in the unclassified service. On July 1, 1985, the positions shall be canceled and the approved complement of the department reduced accordingly."

Delete the title and insert:

"A bill for an act relating to the human rights department; creating an advisory council; providing for deposit of federal contractual receipts in the state general fund; providing traveling investigators; appropriating money; proposing new law coded in Minnesota Statutes, chapter 363."

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

The report was adopted.

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

H. F. No. 1666, A bill for an act relating to counties; changing certain county powers; removing a lynching provision; fixing expenditure authority for various county activities; changing penalties; revising the language of the text of chapters governing county powers and county boards; amending Minnesota Statutes 1982, chapters 373, as amended, and 375, as amended; repealing Minnesota Statutes 1982, section 373.28.

Reported the same back with the following amendments:

Page 25, line 4, reinstate the stricken "by appointment by the county board."

Page 25, line 28, reinstate the stricken "and upon" and delete the comma

Page 25, line 29, strike "and"

Page 35, line 1, reinstate the stricken ", if any,"

Page 45, delete line 36

Page 46, delete lines 1 to 15

Page 68, after line 29, insert:

"Sec. 3. Minnesota Statutes 1982, section 168.33, subdivision 2, is amended to read:

Subd. 2. [POWERS.] The registrar shall have the power to appoint, hire and discharge and fix the compensation of the necessary employees, in the manner provided by law, as may be required to enable him to properly carry out the duties imposed upon him by the provisions of this chapter. As of April 14, 1976, the registrar may appoint, and for cause discontinue, a deputy registrar for any city as the public interest and convenience may require, without regard to whether the county auditor of the county in which the city is situated has been appointed as the deputy registrar for the county or has been discontinued as the deputy registrar for the county, and without regard to whether the county in which the city is situated has established a county license bureau which issues motor vehicle licenses as provided in section 373.32.

Effective August 1, 1976, the registrar may appoint, and for cause discontinue, a deputy registrar for any city as the public interest and convenience may require, if the auditor for the county in which the city is situated chooses not to accept appointment as the deputy registrar for the county or is discontinued as a deputy registrar, or if the county in which the city is situated has not established a county license bureau which issues motor vehicle license as provided in section 373.32. Any person appointed by the registrar as a deputy registrar for any city shall be a resident of the county in which the city is situated.

The registrar may appoint, and for cause discontinue, the county auditor of each county as a deputy registrar. Upon approval of the county board, the auditor, with the approval of the director of motor vehicles, may appoint, and for cause discontinue, the clerk or equivalent officer of each city or any other person as a deputy registrar as public interest and convenience may require, regardless of his county of residence. Notwithstanding any other provision, a person other than a county auditor or a director of a county license bureau, who was appointed by the registrar before August 1, 1976, as a deputy registrar for any city, may continue to serve as deputy registrar and may be

discontinued for cause only by the registrar. The county auditor shall be responsible for the acts of deputy registrars appointed by him. Each such deputy, before entering upon the discharge of his duties, shall take and subscribe an oath to faithfully discharge his duties and to uphold the laws of the state. If a deputy registrar appointed hereunder is not an officer or employee of a county or city, such deputy shall in addition give bond to the state in the sum of \$10,000, or such larger sum as may be required by the registrar, conditioned upon the faithful discharge of his duties as deputy registrar. Each deputy registrar appointed hereunder shall keep and maintain, in a convenient public place within the place for which he is appointed, a registration and motor vehicle tax collection bureau, to be approved by the registrar, for the registration of motor vehicles and the collection of motor vehicle taxes thereon. He shall keep such records and make such reports to the registrar as that officer, from time to time, may require. Such records shall be maintained at the facility of the deputy registrar. The records and facilities of the deputy registrar shall at all times be open to the inspection of the registrar or his agents. He shall report daily to the registrar all registrations made and taxes and fees collected by him. The filing fee imposed pursuant to subdivision 7 shall be deposited in the treasury of the place for which he is appointed, or if such deputy is not a public official, he shall retain the filing fee, but the registration tax and any additional fees for delayed registration he has collected he shall deposit each day in an approved state depository to the credit of the state through the state treasurer. The place for which the deputy registrar is appointed through its governing body shall provide the deputy registrar with facilities and personnel to carry out the duties imposed by this subdivision if such deputy is a public official. In all other cases, the deputy shall maintain a suitable facility for serving the public."

Page 68, line 31, delete "section 373.28, is" and insert "sections 373.28; and 375.29, are"

Renumber the remaining section in sequence

Amend the title as follows:

Page 1, line 6, after the semicolon insert "allowing certain county officers to discharge duties relating to motor vehicles;"

Page 1, line 8, after the semicolon insert "section 168.33, subdivision 2;"

Page 1, line 9, delete "section 373.28" and insert "sections 373.28; and 375.29"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1769, A bill for an act relating to water pollution control; establishing an independent state grants program for the construction of municipal wastewater treatment facilities; appropriating money; amending Minnesota Statutes 1982, sections 115.03, subdivision 1; 116.16, subdivisions 2, 4, 5, 9, and by adding a subdivision; amending Minnesota Statutes 1983 Supplement, section 116.18; repealing Minnesota Statutes 1982, section 116.16, subdivisions 6 and 7.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 115.03, subdivision 1, is amended to read:

Subdivision 1. The agency is hereby given and charged with the following powers and duties:

(a) To administer and enforce all laws relating to the pollution of any of the waters of the state;

(b) To investigate the extent, character, and effect of the pollution of the waters of this state and to gather data and information necessary or desirable in the administration or enforcement of pollution laws, and to make such classification of the waters of the state as it may deem advisable;

(c) To establish and alter such reasonable pollution standards for any waters of the state in relation to the public use to which they are or may be put as it shall deem necessary for the purposes of this chapter and, with respect to the pollution of waters of the state, chapter 116;

(d) To encourage waste treatment, including advanced waste treatment, instead of stream low-flow augmentation for dilution purposes to control and prevent pollution;

(e) To adopt, issue, reissue, modify, deny, or revoke, enter into or enforce reasonable orders, permits, variances, standards, regulations, schedules of compliance, and stipulation agreements, under such conditions as it may prescribe, in order to prevent, control or abate water pollution, or for the installation or operation of disposal systems or parts thereof, or for other equipment and facilities;

(1) Requiring the discontinuance of the discharge of sewage, industrial waste or other wastes into any waters of the state re-

sulting in pollution in excess of the applicable pollution standard established under this chapter;

(2) Prohibiting or directing the abatement of any discharge of sewage, industrial waste, or other wastes, into any waters of the state or the deposit thereof or the discharge into any municipal disposal system where the same is likely to get into any waters of the state in violation of this chapter and, with respect to the pollution of waters of the state, chapter 116, or standards or regulations promulgated or permits issued pursuant thereto, and specifying the schedule of compliance within which such prohibition or abatement must be accomplished;

(3) Prohibiting the storage of any liquid or solid substance or other pollutant in a manner which does not reasonably assure proper retention against entry into any waters of the state that would be likely to pollute any waters of the state;

(4) Requiring the construction, installation, maintenance, and operation by any person of any disposal system or any part thereof, or other equipment and facilities, or the reconstruction, alteration, or enlargement of its existing disposal system or any part thereof, or the adoption of other remedial measures to prevent, control or abate any discharge or deposit of sewage, industrial waste or other wastes by any person;

(5) Establishing, and from time to time revising, standards of performance for new sources taking into consideration, among other things, classes, types, sizes, and categories of sources, processes, pollution control technology, cost of achieving such effluent reduction, and any non-water quality environmental impact and energy requirements. Said standards of performance for new sources shall encompass those standards for the control of the discharge of pollutants which reflect the greatest degree of effluent reduction which the agency determines to be achievable through application of the best available demonstrated control technology, processes, operating methods, or other alternatives, including, where practicable, a standard permitting no discharge of pollutants. New sources shall encompass buildings, structures, facilities, or installations from which there is or may be the discharge of pollutants, the construction of which is commenced after the publication by the agency of proposed regulations prescribing a standard of performance which will be applicable to such source. Notwithstanding any other provision of the law of this state, any point source the construction of which is commenced after May 20, 1973 and which is so constructed as to meet all applicable standards of performance for new sources shall, consistent with and subject to the provisions of section 306(d) of the Amendments of 1972 to the Federal Water Pollution Control Act, not be subject to any more stringent standard of performance for new sources during a ten-year period beginning on the date of completion of such con-

struction or during the period of depreciation or amortization of such facility for the purposes of section 167 or 169, or both, of the Federal Internal Revenue Code of 1954, whichever period ends first. Construction shall encompass any placement, assembly, or installation of facilities or equipment, including contractual obligations to purchase such facilities or equipment, at the premises where such equipment will be used, including preparation work at such premises;

(6) Establishing and revising pretreatment standards to prevent or abate the discharge of any pollutant into any publicly owned disposal system, which pollutant interferes with, passes through, or otherwise is incompatible with such disposal system;

(7) Requiring the owner or operator of any disposal system or any point source to establish and maintain such records, make such reports, install, use, and maintain such monitoring equipment or methods, including where appropriate biological monitoring methods, sample such effluents in accordance with such methods, at such locations, at such intervals, and in such a manner as the agency shall prescribe, and providing such other information as the agency may reasonably require;

(8) Notwithstanding any other provision of this chapter, and with respect to the pollution of waters of the state, chapter 116, requiring the achievement of more stringent limitations than otherwise imposed by effluent limitations in order to meet any applicable water quality standard by establishing new effluent limitations, based upon section 115.01, subdivision 5, clause (b), including alternative effluent control strategies for any point source or group of point sources to insure the integrity of water quality classifications, whenever the agency determines that discharges of pollutants from such point source or sources, with the application of effluent limitations required to comply with any standard of best available technology, would interfere with the attainment or maintenance of the water quality classification in a specific portion of the waters of the state. Prior to establishment of any such effluent limitation, the agency shall hold a public hearing to determine the relationship of the economic and social costs of achieving such limitation or limitations, including any economic or social dislocation in the affected community or communities, to the social and economic benefits to be obtained and to determine whether or not such effluent limitation can be implemented with available technology or other alternative control strategies. If a person affected by such limitation demonstrates at such hearing that, whether or not such technology or other alternative control strategies are available, there is no reasonable relationship between the economic and social costs and the benefits to be obtained, such limitation shall not become effective and shall be adjusted as it applies to such person;

(9) Modifying, in its discretion, any requirement or limitation based upon best available technology with respect to any

point source for which a permit application is filed after July 1, 1977 upon a showing by the owner or operator of such point source satisfactory to the agency that such modified requirements will represent the maximum use of technology within the economic capability of the owner or operator and will result in reasonable further progress toward the elimination of the discharge of pollutants (.);

(f) To require to be submitted and to approve plans and specifications for disposal systems or point sources, or any part thereof and to inspect the construction thereof for compliance with the approved plans and specifications thereof;

(g) To prescribe and alter rules and regulations, not inconsistent with law, for the conduct of the agency and other matters within the scope of the powers granted to and imposed upon it by this chapter and, with respect to pollution of waters of the state, in chapter 116, provided that every rule or regulation affecting any other department or agency of the state or any person other than a member or employee of the agency shall be filed with the secretary of state;

(h) To conduct such investigations, issue such notices, public and otherwise, and hold such hearings as are necessary or which it may deem advisable for the discharge of its duties under this chapter and, with respect to the pollution of waters of the state, under chapter 116, including, but not limited to, the issuance of permits, and to authorize any member, employee, or agent appointed by it to conduct such investigations or, issue such notices and hold such hearings;

(i) For the purpose of water pollution control planning by the state and pursuant to the Federal Water Pollution Control Act, as amended, to establish and revise planning areas, adopt plans and programs and continuing planning processes, including, but not limited to, basin plans and areawide waste treatment management plans, and to provide for the implementation of any such plans by means of, including, but not limited to, standards, plan elements, procedures for revision, inter-governmental cooperation, residual treatment process waste controls, and needs inventory and ranking for construction of disposal systems;

(j) To train water pollution control personnel, and charge such fees therefor as are necessary to cover the agency's costs. All such fees received shall be paid into the state treasury and credited to the water pollution control training fund of the agency, from which the agency shall have the power to make disbursements to pay expenses relating to such training;

(k) To impose as additional conditions in permits to publicly owned disposal systems appropriate measures to insure compliance by industrial and other users with any pretreatment

standard, including, but not limited to, those related to toxic pollutants, and any system of user charges ratably as is hereby required under state law or said Federal Water Pollution Control Act, as amended, or any regulations or guidelines promulgated thereunder; (AND)

(l) To set a period not to exceed five years for the duration of any National Pollutant Discharge Elimination System permit; and

(m) To require a governmental subdivision that owns or operates a wastewater disposal system to have a plan to address the ability to pay costs of major repair and planning and constructing an adequate replacement system at the end of the existing system's expected useful life.

Sec. 2. Minnesota Statutes 1982, section 116.16, subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] In this section and (SECTION) sections 116.17 and 116.18:

(1) Agency means the Minnesota pollution control agency created by this chapter;

(2) Municipality means any county, city, and town, the metropolitan waste control commission established in chapter 473 and the metropolitan council when acting under the provisions of that chapter or an Indian tribe or an authorized Indian tribal organization, and any other governmental subdivision of the state responsible by law for the prevention, control, and abatement of water pollution in any area of the state;

(3) Pollution control fund means the Minnesota state water pollution control fund created by subdivision 1;

(4) Bond account means the Minnesota state water pollution control bond account created in the state bond fund by section 116.17, subdivision 4;

(5) Terms defined in section 115.01 have the meanings therein given them;

(6) The eligible cost of any municipal project, except as otherwise provided in (CLAUSE) clauses (7) and (8), includes (a) preliminary planning to determine the economic, engineering, and environmental feasibility of the project; (b) engineering, architectural, legal, fiscal, economic, sociological, project administrative costs of the agency and the municipality, and other investigations and studies; (c) surveys, designs, plans, working drawings, specifications, procedures, and other actions necessary to the planning, design, and construction of the

project; (d) erection, building, acquisition, alteration, remodeling, improvement, and extension of disposal systems; (e) inspection and supervision of construction; and (f) all other expenses of the kinds enumerated in section 475.65.

(7) For state grant purposes hereunder, the eligible cost for grant applicants shall be the eligible cost as determined by the United States environmental protection agency under the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1314, et seq.

(8) *Notwithstanding clause (7), for state grants under section 9, the eligible cost includes the acquisition of land for stabilization ponds and the provision of reserve capacity sufficient to serve the reasonable needs of the municipality for 20 years in the case of treatment works and 40 years in the case of sewer systems. Notwithstanding clause (7), for state grants under section 9, the eligible cost does not include the provision of collector sewers as defined in agency rules, the provision of service to seasonal homes, the control of combined sewer overflow or cost increases from contingencies that exceed three percent of as-bid costs or cost increases from unanticipated site conditions that exceed an additional two percent of as-bid costs.*

Sec. 3. Minnesota Statutes 1982, section 116.16, subdivision 4, is amended to read:

Subd. 4. [DISBURSEMENTS.] Disbursements from the fund shall be made by the state treasurer upon order of the commissioner of finance at the times and in the amounts requested by the agency in accordance with the *applicable state and federal (LAWS AND REGULATIONS AND THE STATE APPROPRIATION ACTS) law* governing such disbursements; except that no appropriation or loan of state funds for any project shall be disbursed to any municipality until and unless the agency has by resolution determined the total estimated cost of the project, and ascertained that financing of the project is assured by:

(1) A grant to the municipality by an agency of the federal government within the amount of funds then appropriated to that agency and allocated by it to projects within the state; or

(2) A grant of funds appropriated by state law; or

(3) A loan authorized by state law; or

(4) The appropriation of proceeds of bonds or other funds of the municipality to a fund for the construction of the project; or

(5) Any or all of the means referred to in paragraphs (1) to (4); and

(6) An irrevocable undertaking, by resolution of the governing body of the municipality, to use all funds so made available exclusively for the construction of the project, and to pay any additional amount by which the cost of the project exceeds the estimate, by the appropriation to the construction fund of additional municipal funds or the proceeds of additional bonds to be issued by the municipality; and

(7) Conformity of the project and of the loan or grant application with the state water pollution control plan as certified to the federal government and with all other conditions under *applicable state and federal (LAWS AND REGULATIONS) law* for a grant of *state or federal funds* of the nature and in the amount involved.

Sec. 4. Minnesota Statutes 1982, section 116.16, subdivision 5, is amended to read:

Subd. 5. [RULES.] (a) The agency shall promulgate *permanent rules and may promulgate temporary rules* for the administration of grants and loans authorized to be made from the fund or from federal funds under the Federal Water Pollution Control Act, as amended, which rules, however, shall not be applicable to the issuance of bonds by the commissioner of finance as provided in section 116.17. The rules shall contain as a minimum:

(1) procedures for application by municipalities;

(2) conditions for the administration of the grant or loan;

(3) criteria for (ELIGIBILITY) *the ranking of projects in order of priority* for grants or loans, (INCLUDING THOSE SPECIFIED IN SUBDIVISION 6) *based on factors including the extent and nature of pollution, technological feasibility, assurance of proper operation, maintenance and replacement, and participation in multi-municipal systems; and*

(4) such other matters as the agency and the director find necessary to the proper administration of the grant program.

(b) *Except as otherwise provided in sections 116.16 to 116.18, the rules for the administration of state grants under section 9, must comply, to the extent practicable, with provisions relating directly to protection of the environment contained in the Federal Water Pollution Control Act, as amended, and regulations and guidelines of the United States environmental protection agency promulgated under the act, except provisions regarding allocation contained in section 205 of the act and regulations and guidelines promulgated under section 205 of the act. This provision does not require approval from federal agencies for the issuance of grants or for the construction of projects under section 9.*

Sec. 5. Minnesota Statutes 1982, section 116.16, subdivision 9, is amended to read:

Subd. 9. [APPLICATIONS.] Applications by municipalities for grants or loans from the fund shall be made to the director of the agency on forms requiring information prescribed by rules of the agency. The director shall certify to the agency those applications which appear to meet the criteria set forth in sections 116.16 to 116.18 and the rules promulgated hereunder, and the agency shall award grants or loans on the basis of the criteria and priorities established in its rules and in sections 116.16 to 116.18. *A municipality that is designated under agency rules to receive state or federal funding for a project and that does not make a timely application for or that refuses the funding is not eligible for either state or federal funding for that project in that fiscal year or the subsequent year.*

Sec. 6. Minnesota Statutes 1982, section 116.16, is amended by adding a subdivision to read:

Subd. 9a. [SUBSEQUENT GRANTS.] *A municipality awarded a final grant of funding for a project, under the program established by the 1972 Federal Water Pollution Control Act amendments or the program established by section 9, is not eligible for additional funding to replace that project under the federal program or the state program, unless the funding is necessary as a result of subsequent changes in state water quality standards, effluent limits, or technical design requirements, or, for a municipality awarded a final grant before October 1, 1984, unless the funding is necessary for the provision of increased capacity.*

Sec. 7. Minnesota Statutes 1983 Supplement, section 116.18, subdivision 1, is amended to read:

116.18 [WATER POLLUTION CONTROL FUNDS; APPROPRIATIONS AND BONDS.]

Subdivision 1. [APPROPRIATION FROM THE FUND.] The sum of (\$155,000,000) *\$167,000,000*, or so much thereof as may be necessary, is appropriated from the Minnesota state water pollution control fund in the state treasury to the pollution control agency, for the period commencing on July 23, 1971 and ending June 30, 1985, to be granted and disbursed to municipalities and agencies of the state in aid of the construction of projects conforming to section 116.16, in accordance with the rules, priorities, and criteria therein described. (EXCEPT AS OTHERWISE PROVIDED IN THIS SUBDIVISION AND IN SUBDIVISION 2, THESE STATE FUNDS SHALL BE EXPENDED AT 15 PER CENTUM OF THE ELIGIBLE COST OF CONSTRUCTION AND SHALL BE EXPENDED ONLY)

Subd. 2. [STATE MATCHING GRANTS PROGRAM.] (a) For projects tendered, *by September 30, 1984*, a grant of federal funds under section 201(g), section 202, section 203 or section 206(f) of the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1314 et seq., at 75 per centum of the eligible cost for construction of the treatment works, *state funds appropriated under subdivision 1 must be expended at 15 percent of the eligible cost of construction, except as otherwise provided in this subdivision*; provided, that not less than ten percent of the cost shall be paid by the municipality or agency constructing the project. In the event that a municipality is tendered federal and state grants in a percentage cumulatively exceeding 90 per centum of the eligible cost of construction, the state pollution control agency shall reduce the grant to the municipality under this chapter to the extent necessary to assure that not less than ten percent of the cost shall be paid by the municipality. It is the purpose of this appropriation that a grant of state funds for each project approved in each of the fiscal years ending June 30, 1971 through 1985, shall be made in an amount not less than that required in federal law and regulations as a condition for the grant of federal funds for the project and for all other water pollution control projects for which federal grants are allocated in the same year, in the maximum amount permissible under law and regulations.

(NOTWITHSTANDING ANY OTHER PROVISION, THE AGENCY MAY, IN ITS DISCRETION, AND AFTER CONSIDERATION OF THE AMOUNT OF STATE FUNDS REQUIRED TO MATCH FEDERAL FUNDS, MAKE A GRANT OF STATE FUNDS NOT EXCEEDING 15 PER CENTUM TO A MUNICIPALITY THAT WOULD QUALIFY FOR A GRANT OF FEDERAL FUNDS BUT DESIRES TO INITIATE CONSTRUCTION OF A PROJECT WITHOUT A FEDERAL GRANT. THE AGENCY MAY LIMIT THE SCOPE AND ELIGIBLE COST OF THE PROJECT.)

(b) If a municipality is tendered a grant of federal funds under section 201, paragraph (g), section 202, section 203 or section 206, paragraph (f) of the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1314 et seq., at 85 per cent of the eligible cost for construction of treatment works utilizing innovative or alternative wastewater treatment processes and techniques, state funds shall be expended at nine percent of the eligible cost of construction; provided, that not less than six percent of the eligible cost of construction shall be paid by the municipality or agency constructing the project. In the event that a municipality is tendered federal and state grants in a percentage cumulatively exceeding 94 per cent of the eligible cost of construction, the state pollution control agency shall reduce the grant to the municipality under this chapter to the extent necessary to assure that the municipality receives no more than 94 per cent of the eligible cost of construction.

Sec. 8. Minnesota Statutes 1982, section 116.18, subdivision 2, is amended to read:

(SUBD. 2. [ADDITIONAL PURPOSES OF APPROPRIATION.]) (c) If the pollution control agency, acting in accordance with section 116.16, subdivision 4 and rules promulgated by the agency establishing criteria for financial hardship cases, determines that the prevention, control, and abatement of water pollution and the public health of the state requires the construction of a project by a municipality or agency that is unable to provide 10 percent of the eligible cost thereof, the funds appropriated in subdivision 1 may be expended to reduce or eliminate its contribution to the eligible cost.

Sec. 9. Minnesota Statutes 1982, section 116.18, is amended by adding a subdivision to read:

Subd. 3a. [STATE INDEPENDENT GRANTS PROGRAM.] (a) The agency may award grants for projects for 50 percent or, if the agency requires advanced treatment, 65 percent of the eligible cost of construction. These grants may be awarded in separate steps for planning and design in addition to actual construction. Not more than 20 percent of the total amount of grants awarded under this subdivision in any single fiscal year may be awarded to any single grantee.

(b) Up to ten percent of the funds to be awarded as grants under this subdivision in any single fiscal year shall be set aside for municipalities having substantial economic development projects that cannot come to fruition without municipal wastewater treatment improvements. The agency shall forward its municipal needs list to the commissioner of energy and economic development at the beginning of each fiscal year, and the commissioner shall review the list and identify those municipalities having such substantial economic development projects. After the first 90 percent of the total available funds are allocated to municipalities in accordance with agency priorities, the set-aside shall be used by the agency to award grants to remaining municipalities that have been identified.

(c) Grants may also be awarded under this subdivision to reimburse municipalities willing to proceed with projects and apply to be reimbursed in the subsequent year conditioned upon appropriation of sufficient funds under subdivision 1 for that year. The maximum amount of the reimbursement the agency may commit in any single fiscal year is equal to the amount newly appropriated under subdivision 1 for that year.

Sec. 10. Minnesota Statutes 1982, section 116.18, subdivision 4, is amended to read:

Subd. 4. [BOND AUTHORIZATION.] For the purpose of providing money appropriated in subdivision 1 for expenditure from the Minnesota state water pollution control fund through grants to municipalities and agencies of the state for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed for the prevention, control, and abatement of water pollution, the commissioner of finance is authorized upon request of the pollution control agency to sell and issue Minnesota state water pollution control bonds in the amount of (\$144,000,000) \$156,000,000, in the manner and upon the conditions prescribed in section 116.17 and in the Constitution, Article XI, Sections 4 to 7. The proceeds of the bonds, except as provided in section 116.17, subdivision 5, are appropriated and shall be credited to the Minnesota state water pollution control fund. The amount of bonds issued pursuant to this authorization shall not exceed at any time the amount needed to produce a balance in the water pollution control fund equal to the aggregate amount of grants then approved and not previously disbursed, plus the amount of grants to be approved in the current and the following fiscal year, as estimated by the pollution control agency.

Sec. 11. [APPROPRIATION; COMPLEMENT.]

The sum of \$. . . is appropriated from the general fund to the director of the pollution control agency to administer sections 1 to 10. The complement of the pollution control agency is increased by positions.

Sec. 12. [REPEALER.]

Minnesota Statutes 1982, section 116.16, subdivisions 6 and 7, are repealed.

Sec. 13. [EFFECTIVE DATE.]

Sections 1 to 12 are effective the day following final enactment."

Amend the title as follows:

Page 1, line 7, after the semi-colon insert "116.18, subdivisions 2 and 4, and by adding a subdivision;"

Page 1, line 7, delete "amending"

Page 1, line 8, after "116.18" insert ", 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.

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

H. F. No. 1770, A bill for an act relating to the city of Minneapolis; authorizing compensation for members of the park and recreation board; amending Laws 1974, chapter 181, section 1, as amended.

Reported the same back with the following amendments:

Page 1, line 14, delete "*shall*" and insert "*may*"

Page 1, line 16, after the stricken "*compensation*" insert "*up to*"

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

The report was adopted.

Vanasek from the Committee on Judiciary to which was referred:

H. F. No. 1772, A bill for an act relating to corrections; clarifying the effect of punitive segregation confinement on an inmate's scheduled release date; amending Minnesota Statutes 1983 Supplement, sections 244.04, subdivision 1; and 244.05, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1983 Supplement, section 244.04, subdivision 1, is amended to read:

Subdivision 1. [REDUCTION OF SENTENCE.] Notwithstanding the provisions of section 609.11, subdivision 6, and section 609.346, subdivision 1, the term of imprisonment of any inmate sentenced to a presumptive fixed sentence after May 1, 1980, shall be reduced in duration by one day for each two days during which the inmate violates none of the disciplinary offense rules promulgated by the commissioner. The reduction shall accrue to the period of supervised release to be served by the inmate.

Except as otherwise provided in subdivision 2, if an inmate violates a disciplinary offense rule promulgated by the commissioner, good time earned prior to the violation may not be taken

away, but the inmate may be required to serve an appropriate portion of his term of imprisonment after the violation without earning good time.

Sec. 2. Minnesota Statutes 1982, section 244.04, subdivision 2, is amended to read:

Subd. 2. [LOSS OF GOOD TIME.] By May 1, 1980, the commissioner shall promulgate rules specifying disciplinary offenses which may result in the loss of good time and the amount of good time which may be lost as a result of each disciplinary offense, including provision for restoration of good time. In no case shall an individual disciplinary offense result in the loss of more than 90 days of good time; except that no inmate confined in segregation for violation of a disciplinary rule shall be placed on supervised release until discharged or released (THERE-FROM) from *punitive segregation confinement*, nor shall an inmate in segregation for violation of a disciplinary rule for which he could also be prosecuted under the criminal laws earn good time while in segregation. The loss of good time shall be considered to be a disciplinary sanction imposed upon an inmate, and the procedure for the loss of good time and the rights of the inmate in the procedure shall be those in effect for the imposition of other disciplinary sanctions at each state correctional institution.

Sec. 3. Minnesota Statutes 1983 Supplement, section 244.05, subdivision 1, is amended to read:

Subdivision 1. [SUPERVISED RELEASE REQUIRED.] Except as provided in subdivisions 4 and 5, every inmate shall serve a supervised release term upon completion of his term of imprisonment as reduced by any good time earned by the inmate or extended by confinement in *punitive segregation pursuant to section 244.04, subdivision 2*. The supervised release term shall be equal to the period of good time the inmate has earned, and shall not exceed the length of time remaining in the inmate's sentence.

Sec. 4. [EFFECTIVE DATE.]

Sections 1 to 3 are effective the day after final enactment.

Amend the title as follows:

Page 1, line 3, delete "an inmate's" and insert "the"

Page 1, line 4, before the semicolon insert "of certain inmates"

Page 1, line 4, after "Statutes" insert "1982, section 244.04, subdivision 2; and Minnesota Statutes"

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. 1790, A bill for an act relating to metropolitan government; specifying the duties of the chair, chief administrator, and commission relating to employment decisions; amending Minnesota Statutes 1982, section 473.141, subdivisions 9, 11, and 12; Minnesota Statutes 1983 Supplement, section 473.141, subdivision 3.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1982, section 473.503, is amended to read:

473.503 [METROPOLITAN WASTE CONTROL COMMISSION; ESTABLISHMENT; ADMINISTRATION.]

A metropolitan waste control commission is established and (SHALL BE) *is* organized, structured and administered as provided in section 473.141, *except as otherwise provided in this section. The commission may establish in the unclassified service the positions of internal auditor, general counsel, and policy analyst. Persons appointed to these positions must be supervised by and report directly to the commission. Decisions on the appointment, promotion, demotion, suspension, and removal of persons filling these positions must be made by the commission upon recommendation by the chair. The board shall act within 30 days on employment decisions recommended by the chair. The internal auditor and the general counsel may be removed by the commission only upon a showing of just cause, as defined in section 43A.33, subdivision 2. The commission may transfer subordinate positions existing in the classified service to the office of internal auditor, general counsel, or policy analyst. These positions are to be filled and supervised directly by and report directly to the internal auditor, general counsel, or policy analyst.*

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.”

Delete the title and insert:

“A bill for an act relating to metropolitan government; providing terms of employment for certain employees of the metropolitan waste control commission; amending Minnesota Statutes 1982, section 473.503.”

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. 1809, A bill for an act relating to crimes; authorizing aggregation of thefts in medicaid fraud cases; extending the statute of limitations in medicaid fraud cases; amending Minnesota Statutes 1982, section 628.26; Minnesota Statutes 1983 Supplement, section 609.52, subdivision 3.

Reported the same back with the following amendments:

Page 2, line 24, strike "(a), (b)" and "(c)" and delete the new language

Page 3, line 15, after "2" insert ", clause"

Page 3, line 25, delete "Sections 1 and 2 are" and insert "Section 1 is"

Page 3, line 25, delete "apply" and insert "applies"

Page 3, line 26, after the period insert "Section 2 is effective August 1, 1984."

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

The report was adopted.

Mann from the Committee on Transportation to which was referred:

H. F. No. 1831, A bill for an act relating to transportation; increasing special permit fees for vehicles exceeding weight limitations; amending Minnesota Statutes 1983 Supplement, section 169.86, subdivision 5.

Reported the same back with the following amendments:

Page 2, line 7, after "an" insert "oversize"

Page 3, after line 8, insert:

"(f) As an alternative to paragraph (e), an annual permit may be issued for overweight, or oversize and overweight, construction equipment, machinery, and supplies. The fees for the permit are as follows:

<i>Gross Weight (pounds) of vehicle</i>	<i>Annual Permit Fee</i>
90,000 or less	\$200.00
90,001 - 100,000	\$300.00
100,001 - 110,000	\$400.00
110,001 - 120,000	\$500.00
120,001 - 130,000	\$600.00
130,001 - 140,000	\$700.00

If the gross weight of the vehicle is more than 140,000 pounds the permit fee is determined under paragraph (e)."

Page 3, line 9, delete "(f)" and insert "(g)"

With the recommendation that when so amended the bill pass.

The report was adopted.

Mann from the Committee on Transportation to which was referred:

H. F. No. 1845, A bill for an act relating to motor vehicles; defining terms; increasing certain gross vehicle weight tax to comply with international registration plan; authorizing repair and servicing permit for commercial zone trucks; providing time limitation for applying for quarterly registration of farm trucks; reducing 2,000-pound limitation to three-fourths ton for motor vehicles in certain situations; increasing certain fees; clarifying display and use of drive-away, in-transit plates; clarifying requirement to submit forms to registrar of motor vehicles; prohibiting transfer of certain plates; providing for transfer of amateur radio and citizen band plates; prescribing uniform fee for issuance of duplicate plates except for exempt vehicles; increasing minimum tax requirements for qualification for installment payments and prescribing a fee; requiring a bond in the amount of tax to be paid in installments; increasing penalty fees for late installment payments; clarifying certain duties of deputy registrars relating to reports and deposits of taxes and fees; requiring payment of one month's registration tax before issuance of certificate of title; amending Minnesota Statutes 1982, sections 168.011, subdivisions 9, 13, 28, and 29; 168.013, subdivision 16; 168.018; 168.041, subdivision 6; 168.053, subdivision 1; 168.10, subdivisions 1a, 1b, 1c, and 1d; 168.101, subdivision 2; 168.12, subdivisions 1 and 2b; 168.29; 168.31, subdivision 4; 168.33, subdivision 2; 168A.08; and 169.01, subdivisions

10, 11, and 50; Minnesota Statutes 1983 Supplement, sections 168.013, subdivision 1e; 168.021, subdivision 1; 168.12, subdivision 2; and 169.73.

Reported the back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1982, section 168.011, subdivision 9, is amended to read:

Subd. 9. [BUS; INTERCITY BUS.] (a) “Bus” means (ANY) *every* motor vehicle designed (AND USED) for (THE) carrying (OF) more than (EIGHT PERSONS) *ten passengers and used for transporting persons, and every motor vehicle, other than a taxicab, designed and used for transporting persons for compensation.*

The term “bus” does not include a vehicle designed for carrying more than ten passengers but not more than 14 passengers and operated for the personal or family use of the owner or operator.

(b) “Intercity bus” means any bus operating as a common passenger carrier over regular routes and between fixed termini, but excluding all buses operating wholly within the limits of one city, or wholly within two or more contiguous cities, or between contiguous cities and a terminus outside the corporate limits of such cities, and not more than 20 miles distant measured along the fixed route from such corporate limits.

Sec. 2. Minnesota Statutes 1982, section 168.011, subdivision 13, is amended to read:

Subd. 13. [TRAILER.] “Trailer” means any vehicle designed for carrying property or passenger on its own structure and for being drawn by a motor vehicle but shall not include a trailer drawn by a truck-tractor semitrailer combination, *or an auxiliary axle on a motor vehicle which carries a portion of the weight of the motor vehicle to which it is attached.*

Sec. 3. Minnesota Statutes 1983 Supplement, section 168.013, subdivision 1e, is amended to read:

Subd. 1e. [TRUCKS; TRACTORS; COMBINATIONS; EXCEPTIONS.] On trucks and tractors except those in this chapter defined as farm trucks, and urban trucks, and on truck-tractor and semitrailer combinations except those defined as farm combinations and urban combinations and on commercial zone vehicles, the tax based on total gross weight shall be graduated according to the Minnesota base rate schedule prescribed in this subdivision, but in no event less than \$120.

Minnesota Base Rate Schedule

Scheduled taxes include five percent
surtax provided for in subdivision 14

	TOTAL GROSS WEIGHT IN POUNDS	TAX
A	0 - 1,500	\$ 15
B	1,501 - 3,000	20
C	3,001 - 4,500	25
D	4,501 - 6,000	35
E	6,001 - 9,000	45
F	9,001 - 12,000	70
G	12,001 - 15,000	105
H	15,001 - 18,000	145
I	18,001 - 21,000	190
J	21,001 - (27,000) <i>26,000</i>	270
K	(27,001) <i>26,001</i> - 33,000	360
L	33,001 - 39,000	470
M	39,001 - 45,000	590
N	45,001 - 51,000	710
O	51,001 - 57,000	860
P	57,001 - 63,000	1010
Q	63,001 - 69,000	1180
R	69,001 - 73,280	1320
S	73,281 - 78,000	1520
T	78,001 - 81,000	1620

For each vehicle with a gross weight in excess of 81,000 pounds an additional tax of \$50 is imposed for each ton or

fraction thereof in excess of 81,000 pounds, subject to subdivision 12.

Truck-tractors except those herein defined as farm and urban truck-tractors and commercial zone vehicles shall be taxed in accord with the foregoing gross weight tax schedule on the basis of the combined gross weight of the truck-tractor and any semitrailer or semitrailers which the applicant proposes to combine with the truck-tractor. In addition, to the gross weight tax imposed on the truck-tractor, each semitrailer shall be taxed a fee of \$10 for a one-year period or \$50 for a five-year period whichever the applicant elects.

Commercial zone trucks include only trucks, truck-tractors, and semitrailer combinations which are:

(1) used by an authorized local cartage carrier operating under a permit issued under section 221.296 and whose gross transportation revenue consists of at least 60 percent obtained solely from local cartage carriage, and are operated solely within an area composed of two contiguous cities of the first class and municipalities contiguous thereto as defined by section 221.011, subdivision 17; or,

(2) operated by an interstate carrier registered under section 221.61 or 221.62, or by an authorized local cartage carrier or other carrier receiving operating authority under chapter 221, and operated solely within a zone exempt from regulation by the interstate commerce commission pursuant to United States Code, title 49, section 10526(b).

The license plates issued for commercial zone vehicles shall be plainly marked. A person operating a commercial zone vehicle outside the zone or area in which its operation is authorized is guilty of a misdemeanor and, in addition to the penalty therefor, shall have the registration of the vehicle as a commercial zone vehicle revoked by the registrar and shall be required to reregister the vehicle at 100 percent of the full annual tax prescribed in the Minnesota base rate schedule, and no part of this tax shall be refunded during the balance of the registration year.

On commercial zone trucks the tax shall be based on the total gross weight of the vehicle and during the first eight years of vehicle life shall be 75 percent of the Minnesota base rate schedule. During the ninth and succeeding years of vehicle life the tax shall be 50 percent of the Minnesota base rate schedule, except as otherwise provided in this subdivision. On commercial zone trucks, during the ninth and succeeding years of vehicle life, the tax shall be:

(a) for the 1982 registration year, 35 percent of the tax imposed in the Minnesota base rate schedule;

(b) for the 1983 registration year, 40 percent of the tax imposed in the Minnesota base rate schedule;

(c) for the 1984 registration year, 45 percent of the tax imposed in the Minnesota base rate schedule;

(d) for the 1985 registration year, and each succeeding year, 50 percent of the tax imposed in the Minnesota base rate schedule.

On trucks, truck-tractors and semitrailer combinations, except those defined as farm trucks and farm combinations, and except for those urban trucks and combinations and commercial zone vehicles specifically provided for in this subdivision, the tax for the first eight years of vehicle life shall be 100 percent of the tax imposed in the Minnesota base rate schedule, and during the ninth and succeeding years of vehicle life, the tax shall be 75 percent of the Minnesota base rate prescribed by this subdivision, except as otherwise provided in this subdivision.

On trucks, truck-tractors and semitrailer combinations, except those defined as farm trucks and farm combinations, and except for those urban trucks and combinations and commercial zone vehicles specifically provided for in this subdivision, during each of the first eight years of vehicle life the tax shall be:

(a) for the registration year 1982, 83 percent of the tax imposed in the Minnesota base rate schedule;

(b) for the registration year 1983, 89 percent of the tax imposed in the Minnesota base rate schedule;

(c) for the registration year 1984, 95 percent of the tax imposed in the Minnesota base rate schedule;

(d) for the registration year 1985, and each succeeding year, 100 percent of the tax imposed in the Minnesota base rate schedule.

Sec. 4. Minnesota Statutes 1982, section 168.013, subdivision 16, is amended to read:

Subd. 16. [REPAIR AND SERVICING PERMIT.] Upon the written application of the owner of a motor vehicle registered and taxed as a *commercial zone truck*, an urban truck, a truck tractor, a semitrailer, or any combination thereof in accordance with this section, the registrar may grant permission in writing to such owner to operate such vehicle to and from a repair shop or service station outside of its licensed zone of operation for the limited purpose of repair or servicing. The application and any permit issued under this subdivision shall state the location of the repair or servicing facility, together with such

other information and subject to such conditions as the registrar may specify. Any motor vehicle operated under such a permit shall carry no load.

Sec. 5. Minnesota Statutes 1982, section 168.018, is amended to read:

168.018 [QUARTERLY REGISTRATION OF FARM TRUCKS.]

The owner of any farm truck as defined in section 168.011, subdivision 17, may elect to register and license the farm truck only for one or more quarters of a registration year, at a tax of one-fourth of the annual tax on the vehicle plus \$5 for each quarterly registration. *The owner may not apply for quarterly registration or renewal until seven days before the selected quarter or concurrent quarters.* The expiration date of a registration shall be displayed on the license plate in such a manner as the registrar shall direct. No farm truck registered on a quarterly basis shall be operated on the public streets and highways more than ten days beyond the end of the quarter for which it is registered unless the registration has been renewed for another quarter or for the remainder of the registration year.

For purposes of this section registration quarters shall begin on March 1, June 1, September 1, and December 1.

Sec. 6. Minnesota Statutes 1982, section 168.041, subdivision 6, is amended to read:

Subd. 6. Any such violator or owner may apply to the registrar of motor vehicles for new registration plates which shall bear a special series number which may be readily identified by traffic law enforcement officers. A fee of (\$3) \$5 shall accompany the application. The registrar of motor vehicles shall forthwith notify the court of such application. The court may return the registration certificate of such violator or owner to the registrar of motor vehicles, together with its consent to the issuance of such registration plates to such violator or owner. Thereupon the registrar of motor vehicles shall issue such new registration plates. Until the drivers license of such violator is reinstated, any new registration plates issued to him or to an owner whose plates have been impounded shall bear a special series number.

Sec. 7. Minnesota Statutes 1982, section 168.053, subdivision 1, is amended to read:

Subdivision 1. Any person, firm, or corporation engaged in the business of transporting motor vehicles, not his own, by delivering, by drive-away or towing methods, either singly or by means of the full mount method, the saddle mount method, the tow-bar method, or any other combination thereof, and under

their own power, vehicles over the highways of the state from the manufacturer or any other point of origin, to any point of destination, within or without the state, shall make application to the registrar for a drive-away in transit license. This application for annual license shall be accompanied by a registration fee of \$250 and contain such information as the registrar may require. Upon the filing of the application and the payment of the fee, the registrar shall issue to each drive-away operator a general distinguishing number, which number must be carried and displayed (BY EACH MOTOR VEHICLE IN LIKE MANNER AS IS NOW PROVIDED BY LAW FOR VEHICLES WHILE BEING OPERATED UPON THE PUBLIC HIGHWAYS) *on the power unit consistent with section 169.79* and such number shall remain on the vehicle (FROM THE MANUFACTURER, OR ANY POINT OF ORIGIN, TO ANY POINT OF DESTINATION) *while being operated* within (OR BEYOND) the state. Additional plates bearing the same distinguishing number desired by any drive-away operator may be secured from the registrar of motor vehicles upon the payment of a fee of \$2 for each set of additional license plates. Any person, firm, or corporation engaging in the business as a drive-away operator, of transporting and delivering by means of full mount method, the saddle mount method, the tow-bar method, or any combination thereof, and under their own power, motor vehicles, who fails or refuses to file or cause to be filed an application, as is required by law, and to pay the fees therefor as the law requires, shall be found guilty of violating the provisions of sections 168.053 to 168.057; and, upon conviction, fined not less than \$50, and not more than \$100, and all costs of court. Each day so operating without securing the license and plates as required therein shall constitute a separate offense within the meaning thereof.

Sec. 8. Minnesota Statutes 1982, section 168.09, subdivision 2, is amended to read:

Subd. 2. When a motor vehicle registered in Minnesota, has during the calendar year for which it is so registered, been re-registered for the following year, the display on such motor vehicle of the plates issued for such motor vehicle on its re-registration for the following year shall on and after November 15 of the calendar year in which it was so re-registered constitute compliance with subdivision 1 requiring display of plates except as provided in (SUBDIVISION) *subdivisions 3 and 4.*

Sec. 9. Minnesota Statutes 1982, section 168.09, subdivision 3, is amended to read:

Subd. 3. Plates or other insignia issued for a motor vehicle registered under the provisions of section 168.187 for a calendar year shall be displayed on the motor vehicle not later than 12:01 a.m. on March 2 of the year unless extended by the registrar for

the period of time required for the issuance of the new plates or insignia. Plates or other insignia issued for a self-propelled motor vehicle registered for over 27,000 pounds except a motor vehicle registered under the provision of sections 168.017 and 168.187 shall be displayed on the vehicle not later than 12:01 a.m. on March 2 of the year, nor earlier than 12:01 a.m. on February 15 of the year, unless otherwise extended by the registrar for the period of time required for the issuance of the new plates or insignia. Plates or other insignia issued for a self-propelled vehicle registered for 27,000 pounds or less and all other motor vehicles except those registered under the provisions of section 168.017 or 168.187 shall be displayed not later than 12:01 a.m. on March 2 of the year, and not earlier than (NOVEMBER 15) *January 1* of the (PRECEDING) year unless otherwise extended by the registrar for the period of time required for the issuance of the new plates or insignia. The commissioner of public safety shall register all motor vehicles with the exception of those registered under sections 168.017 or 168.187 for a period of 14 months for the registration year 1978 to implement the provisions of this subdivision. The registration year for all vehicles as provided in this section shall be from March 1 to the last day of February for 1979 and succeeding years.

Sec. 10. Minnesota Statutes 1982, section 168.10, subdivision 1, is amended to read:

Subdivision 1. [APPLICATION.] Except as provided in subdivisions 1a, 1b, 1c, 1d and 1g, every owner of any motor vehicle in this state, not exempted by section 168.012 or 168.26, shall as soon as ownership of a motor vehicle is acquired and annually thereafter during the period (NOVEMBER 15 TO MARCH 1 FOLLOWING, BOTH DATES INCLUSIVE) *provided in section 168.31*, file with the commissioner of public safety on a blank provided by him a listing for taxation and application for the registration of such vehicle, stating the first, middle and last names, the dates of birth, and addresses of all owners thereof who are natural persons, the full names and addresses of all other owners, the name and address of the person from whom purchased, make of motor vehicle, year and number of the model, manufacturer's identification number or serial number, type of body, the weight of the vehicle in pounds, for trailers only, its rated load carrying capacity and for buses only, its seating capacity, and such other information as the commissioner may require. Any false statement wilfully and knowingly made in regard thereto shall be deemed perjury and punished accordingly. The listing and application for registration by dealers or manufacturers' agents within the state, of motor vehicles received for sale or use within the state shall be accepted as compliance with the requirements of this chapter, imposed upon the manufacturer.

Registration shall be refused a motor vehicle if the original identification or serial number has been destroyed, removed,

altered, covered or defaced. However, if the commissioner is satisfied on the sworn statements of the owner or owners or such other persons as he may deem advisable that the applicant is the legal owner, a special identification number in the form prescribed by the commissioner shall be assigned to the motor vehicle. When it has been determined that the number had been affixed to such vehicle in a manner prescribed by the commissioner, the vehicle may thereafter be registered in the same manner as other motor vehicles. In the case of a new or rebuilt motor vehicle manufactured or assembled without an identification or serial number, the commissioner may assign an identification number to the motor vehicle in the same manner as prescribed heretofore.

Sec. 11. Minnesota Statutes 1982, section 168.10, subdivision 1a, is amended to read:

Subd. 1a. [COLLECTOR'S VEHICLES, PIONEER LICENSE.] Any motor vehicle manufactured prior to 1936 and owned and operated solely as a collector's item shall be listed for taxation and registration as follows: An affidavit shall be executed stating the name and address of the owner, the name and address of the person from whom purchased, the make of the motor vehicle, year and number of the model, the manufacturer's identification number and that the vehicle is owned and operated solely as a collector's item and not for general transportation purposes. If the registrar is satisfied that the affidavit is true and correct and the owner pays a (\$6) \$25 tax, the registrar shall list such vehicle for taxation and registration and shall issue number plates.

The number plates so issued shall bear the inscription "Pioneer," "Minnesota" and the registration number but no date. The number plates are valid without renewal as long as the vehicle is in existence and shall be issued for the applicant's use only for such vehicle. The registrar has the power to revoke said plates for failure to comply with this subdivision.

(IN THE EVENT OF THE DEFAACEMENT, LOSS OR DESTRUCTION OF SUCH NUMBER PLATES, THE REGISTRAR, UPON RECEIVING AND FILING A SWORN STATEMENT OF THE VEHICLE OWNER, SETTING FORTH THE CIRCUMSTANCES, TOGETHER WITH ANY DEFACED PLATES AND THE PAYMENT OF A \$2 FEE, SHALL ISSUE DUPLICATE PLATES SPECIALLY DESIGNED FOR THAT PURPOSE. THE REGISTRAR SHALL THEN NOTE ON HIS RECORDS THE ISSUE OF SUCH NEW NUMBER PLATES AND SHALL PROCEED IN SUCH MANNER AS HE MAY DEEM ADVISABLE TO CANCEL AND CALL IN THE ORIGINAL PLATES.)

Sec. 12. Minnesota Statutes 1982, section 168.10, subdivision 1b, is amended to read:

Auburn	All 8-cylinder and 12-cylinder models.
Audi	
Austro-Daimler	
Avions Voisin 12	
Bentley	
Blackhawk	
B.M.W.	Models 327, 328, and 335 only.
Brewster (Heart-front Ford)	
Bugatti	
Buick	1931 through 1942: series 90 only.
Cadillac	All 1925 through 1935. 1936-1948: Series 67, 70, 72, 75, 80, 85 and 90 only. 1938-1941: 60 special only.
Chrysler	1926 through 1930: Imperial 80. 1931: Imperial 8 Series CG. 1932: Series CG, CH and CL. 1933: Series CL. 1934: Series CW. 1935: Series CW. All Newports and Thunderbolts.
Cord	
Cunningham	
Dagmar	Model 25-70 only.
Daimler	
Delage	
Delahaye	
Doble	
Dorris	

Dusenberg

du Pont

Franklin

All models except 1933-34 Olympic Sixes.

Frazer Nash

Hispano Suiza

Horch

Hotchkiss

Invicta

Isotta Fraschini

Jaguar

Jordan

Speedway Series 'Z' only.

Kissel

1925, 1926 and 1927: Model 8-75.
1928: Model 8-90, and 8-90 White Eagle.
1929: Model 8-126, and 8-90 White Eagle.
1930: Model 8-126.
1931: Model 8-126.

Lagonda

Lancia

La Salle

1927 through 1933 only.

Lincoln

All models K, L, KA, and KB.
1941: Model 168H.
1942: Model 268H.

Lincoln

Continental

1939 through 1948.

Locomobile

All models 48 and 90.
1927: Model 8-80.
1928: Model 8-80.
1929: Models 8-80 and 8-88.

Marmon	All 16-cylinder models. 1925: Model 74. 1926: Model 74. 1927: Model 75. 1928: Model E75. 1930: Big 8 model. 1931: Model 88, and Big 8.
Maybach	
McFarlan	
Mercedes Benz	All models 2.2 litres and up.
Mercer	
M.G.	6-cylinder models only.
Minerva	
Packard	1925 through 1934: All models. 1935 through 1942: Models 1200, 1201, 1202, 1203, 1204, 1205, 1207, 1208, 1400, 1401, 1402, 1403, 1404, 1405, 1407, 1408, 1500, 1501, 1502, 1506, 1507, 1508, 1603, 1604, 1605, 1607, 1608, 1705, 1707, 1708, 1806, 1807, 1808, 1906, 1907, 1908, 2006, 2007, and 2008 only. 1946 and 1947: Models 2106 and 2126 only.
Peerless	1926 through 1928: Series 69. 1930-1931: Custom 8. 1932: Deluxe Custom 8.
Pierce Arrow	
Railton	
Renault	Grand Sport model only.
Reo	1930-1931: Royale Custom 8, and Series 8-35 and 8-52 Elite 8. 1933: Royale Custom 8.
Revere	
Roamer	1925: Series 8-88, 6-54e, and 4-75. 1926: Series 4-75e, and 8-88. 1927-1928: Series 8-88. 1929: Series 8-88, and 8-125. 1930: Series 8-125.

Rohr

Rolls Royce

Ruxton

Salmson

Squire

Stearns Knight

Stevens Duryea

Steyr

Stutz

Sunbeam

Talbot

Vauxhall Series 30-98 only.

Wills Saint Claire

No commercial vehicles such as hearses, ambulances, or trucks are considered to be classic cars.

Sec. 13. Minnesota Statutes 1982, section 168.10, subdivision 1c, is amended to read:

Subd. 1c. [COLLECTOR'S VEHICLE, COLLECTOR LICENSE.] Any motor vehicle, including any truck, that is at least 20 model years old and manufactured after 1935, or any motor vehicle of a defunct make defined as any car or truck originally licensed as a separate identifiable make as designated by the division of motor vehicles, and owned and operated solely as a collector's vehicle, shall be listed for taxation and registration as follows: An affidavit shall be executed stating the name and address of the person from whom purchased and of the new owner, the make of the motor vehicle, year and number of the model, the manufacturer's identification number and that the vehicle is owned and operated solely as a collector's item and not for general transportation purposes. The owner must also prove that he or she also has one or more vehicles with regular license plates. If the registrar is satisfied that the affidavit is true and correct and the owner pays a (\$20) \$25 tax, the registrar shall list the vehicle for taxation and registration and shall issue number plates.

The number plates issued shall bear the inscription "Collector," "Minnesota" and the registration number, but no date. The number plates are valid without renewal as long as the vehicle is in existence and shall be issued for the applicant's use only for the vehicle. The registrar has the power to revoke the plates for failure to comply with this subdivision.

(IN THE EVENT OF THE DEFAACEMENT, LOSS OR DESTRUCTION OF THE NUMBER PLATES, THE REGISTRAR, UPON RECEIVING AND FILING A SWORN STATEMENT OF THE VEHICLE OWNER, SETTING FORTH THE CIRCUMSTANCES, TOGETHER WITH ANY DEFACED PLATES AND THE PAYMENT OF A \$2 FEE, SHALL ISSUE DUPLICATE PLATES SPECIALLY DESIGNED FOR THAT PURPOSE. THE REGISTRAR SHALL THEN NOTE ON HIS RECORDS THE ISSUE OF THE NEW NUMBER PLATES AND SHALL PROCEED IN THE MANNER AS HE MAY DEEM ADVISABLE TO CANCEL AND CALL IN THE ORIGINAL PLATES.)

Sec. 14. Minnesota Statutes 1982, section 168.10, subdivision 1d, is amended to read:

Subd. 1d. [COLLECTORS VEHICLES, STREET ROD LICENSE.] Any modernized motor vehicle manufactured prior to the year 1949 or designed and manufactured to resemble such vehicle shall be listed for taxation and registration as follows:

An affidavit shall be executed stating the name and address of the person from whom purchased and of the new owner, the make of the motor vehicle, year number of model, and the manufacturer's identification number. The affidavit shall further state that the vehicle is owned and operated solely as a street rod and not for general transportation purposes. The owner must also prove that he or she has one or more vehicles with regular license plates. If the registrar is satisfied that the affidavit is true and correct and the owner pays a \$25 tax, the registrar shall list such vehicle for taxation and registration and shall issue number plates.

The number plates issued shall bear the inscription "Street Rod", "Minnesota" and the registration number but no date. The number plates are valid without renewal as long as the vehicle is in existence and shall be issued for the applicant's use only for such vehicle. The registrar has the power to revoke such plates for failure to comply with this subdivision.

(IN THE EVENT OF THE DEFAACEMENT, LOSS OR DESTRUCTION OF SUCH NUMBER PLATES, THE REGISTRAR, UPON RECEIVING AND FILING A SWORN STATEMENT OF THE VEHICLE'S OWNER, SETTING FORTH THE CIRCUMSTANCES, TOGETHER WITH ANY DEFACED PLATES AND THE PAYMENT OF A \$5 FEE,

SHALL ISSUE DUPLICATE PLATES SPECIFICALLY DESIGNED FOR THAT PURPOSE. THE REGISTRAR SHALL THEN NOTE ON HIS RECORDS THE ISSUE OF SUCH NEW NUMBER PLATES AND SHALL PROCEED IN SUCH A MANNER AS HE MAY DEEM ADVISABLE TO CANCEL AND CALL IN THE ORIGINAL PLATES.)

Sec. 15. Minnesota Statutes 1982, section 168.101, subdivision 2, is amended to read:

Subd. 2. Any person who knowingly sells or in any manner knowingly transfers title of a passenger automobile or truck to a person who is prohibited from owning a passenger automobile or truck under the provisions of subdivision 1 shall be guilty of a misdemeanor. Any person who knowingly fails to mail in the application for registration or transfer to the registrar of motor vehicles or otherwise (SUBMITS) *fails to submit* said forms to him within 14 days following date of sale shall be guilty of a misdemeanor.

Sec. 16. Minnesota Statutes 1982, section 168.12, subdivision 1, is amended to read:

Subdivision 1. [NUMBER PLATES; VISIBILITY, PERIODS OF ISSUANCE.] The registrar, upon the approval and payment, shall issue to the applicant the number plates required by law, bearing (AN ABBREVIATION OF) the state name and the number assigned. The number assigned may be a combination of a letter or sign with figures. The color of the plates and the color of the abbreviation of the state name and the number assigned shall be in marked contrast. The plates shall be lettered, spaced, or distinguished to suitably indicate the registration of the vehicle according to the rules of the registrar, and when a vehicle is registered on the basis of total gross weight, the plates issued shall clearly indicate by letters or other suitable insignia the maximum gross weight for which the tax has been paid. These number plates shall be so treated as to be at least 100 times brighter than the conventional painted number plates. When properly mounted on an unlighted vehicle, these number plates, when viewed from a vehicle equipped with standard headlights, shall be visible for a distance of not less than 1,500 feet and readable for a distance of not less than 110 feet. The registrar shall issue these number plates for the following periods:

(1) Number plates issued pursuant to sections 168.27, subdivisions 16 and 17, and 168.053 shall be for a one year period;

(2) New number plates issued pursuant to section 168.012, subdivision 1, shall be issued to a vehicle for as long as it is owned by the exempt agency and shall not be transferable from one vehicle to another but may be transferred with the vehicle from one tax exempt agency to another;

(3) Plates issued for passenger automobiles as defined in section 168.011, subdivision 7, shall be issued for the life of the vehicle; and

(4) Plates for any vehicle not specified in clauses (1), (2) and (3), except for trailers as hereafter provided, shall be issued for the life of the vehicle. Beginning with number plates issued for the year 1981, plates issued for trailers with a total gross weight of 3,000 pounds or less shall be issued for the life of the trailer and shall be not more than seven inches in length and four inches in width.

The registrar shall issue for each registration a tab or sticker to designate the year of registration. This tab or sticker shall show the calendar year or years for which issued, and is valid only for that period. (UNLESS THE MOTOR VEHICLE FOR WHICH A) *The number (PLATE) plates, number (, TAB) tabs, or (STICKER IS) stickers issued (, IS PERMANENTLY LOST, IS DESTROYED, OR IS REMOVED FROM THE STATE, NO NUMBER PLATE, NUMBER, TAB, OR STICKER) for a motor vehicle may not be transferred to another motor vehicle during the period for which it is issued.*

Notwithstanding any other provision of this subdivision, number plates issued to a vehicle which is used for behind-the-wheel instruction in a driver education course in a public school may be transferred to another vehicle used for the same purpose without payment of any additional fee. The registrar shall be notified of each transfer of number plates under this paragraph, and may prescribe a form for notification.

Sec. 17. Minnesota Statutes 1983 Supplement, section 168.12, subdivision 2, is amended to read:

Subd. 2. [AMATEUR RADIO STATION LICENSEE; SPECIAL LICENSE PLATES.] Any applicant who is an owner or joint owner of a passenger automobile, van or pickup truck, or a self-propelled recreational vehicle, and a resident of this state, and who holds an official amateur radio station license, or a citizens radio service class D license, in good standing, issued by the Federal Communications Commission shall upon compliance with all laws of this state relating to registration and the licensing of motor vehicles and drivers, be furnished with license plates for the motor vehicle, as prescribed by law, upon which, in lieu of the numbers required for identification under subdivision 1, shall be inscribed the official amateur call letters of the applicant, as assigned by the Federal Communications Commission. The applicant shall pay in addition to the registration tax required by law, the sum of \$10 for the special license plates, and at the time of delivery of the special license plates the applicant shall surrender to the registrar the current license plates issued for the motor vehicle. This provision for

the issue of special license plates shall apply only if the applicant's vehicle is already registered in Minnesota so that the applicant has valid regular Minnesota plates issued for that vehicle under which to operate it during the time that it will take to have the necessary special license plates made. If the applicant owns or jointly owns more than one motor vehicle of the type specified in this subdivision he may apply for special plates for each of not more than two vehicles, and, if each application complies with this subdivision, the registrar shall furnish the applicant with the special plates, inscribed with the official amateur call letters and other distinguishing information as the registrar considers necessary, for each of the two vehicles. And the registrar may make reasonable regulations governing the use of the special license plates as will assure the full compliance by the owner and holder of the special plates, with all existing laws governing the registration of motor vehicles, the transfer and the use thereof. (WHEN THE OWNERSHIP OF A MOTOR VEHICLE FOR WHICH SPECIAL LICENSE PLATES HAVE BEEN FURNISHED BY THE REGISTRAR, CHANGES FROM ONE PERSON TO ANOTHER, THE SPECIAL LICENSE PLATES HEREIN AUTHORIZED SHALL BE PROMPTLY REMOVED FROM THE MOTOR VEHICLE BY THE SELLER AND RETURNED TO THE REGISTRAR, AT WHICH TIME THE SELLER OR THE BUYER OF THE MOTOR VEHICLE SHALL BE ENTITLED TO RECEIVE LICENSE PLATES FOR THE MOTOR VEHICLE AS PROVIDED IN SECTION 168.15.)

Despite any contrary provision of subdivision 1, the special license plates issued under this subdivision may be transferred to another motor vehicle upon the payment of a fee of \$5. The fee must be paid into the state treasury and credited to the highway user tax distribution fund. The registrar must be notified of the transfer and may prescribe a form for the notification.

Sec. 18. Minnesota Statutes 1982, section 168.12, subdivision 2b, is amended to read:

Subd. 2b. [FIREFIGHTERS; SPECIAL LICENSE PLATE.] The registrar shall issue special license plates to any applicant who is both a member of a fire department receiving state aid under chapter 69 and an owner or joint owner of a passenger automobile, station wagon, van, or pick up (WITH A GROSS WEIGHT OF 9,000 POUNDS OR LESS) truck, upon payment of a fee of \$10 and upon payment of the registration tax required by law for the vehicle and compliance with other laws of this state relating to registration and licensing of motor vehicles and drivers. In lieu of the identification required under subdivision 1, the special license plates shall be inscribed with a symbol of a Maltese Cross together with five numbers. No applicant shall receive more than two sets of plates for vehicles owned or jointly owned by the applicant.

Special plates issued under this subdivision may only be used during the period that the owner or joint owner of the vehicle is a member of a fire department as specified in this subdivision. When the person to whom the special plates were issued is no longer a member of a fire department or when the vehicle ownership is transferred, the special license plates shall be removed from the vehicle and returned to the registrar. Upon return of the special plates, the owner or purchaser of the vehicle is entitled to receive regular plates for the vehicle without cost for the remainder of the registration period for which the special plates were issued. Firefighter license plates issued pursuant to this subdivision may be transferred to another motor vehicle upon payment of \$5, which fee shall be paid into the state treasury and credited to the highway user tax distribution fund.

The commissioner of public safety may adopt rules under the administrative procedure act, sections 14.01 to 14.70, to govern the issuance and use of the special plates authorized in this subdivision. All fees from the sale of special license plates for firefighters shall be paid into the state treasury and credited to the highway user tax distribution fund.

Sec. 19. Minnesota Statutes 1982, section 168.27, subdivision 2, is amended to read:

Subd. 2. [NEW MOTOR VEHICLE DEALER.] No person shall engage in the business of selling or *arranging the sale of* new motor vehicles or shall offer to sell, solicit, *arrange*, or advertise the sale of new motor vehicles without first acquiring a new motor vehicle dealer license. A new motor vehicle dealer licensee shall be entitled thereunder to sell, broker, wholesale or auction and to solicit and advertise the sale, broker, wholesale or auction of new motor vehicles covered by his franchise and any used motor vehicles or to lease and to solicit and advertise the lease of new motor vehicles and any used motor vehicles and such sales or leases may be either for consumer use at retail or for resale to a dealer. Nothing herein shall be construed to require an applicant for a dealer license who proposes to deal in new and unused motor vehicle bodies to have a bona fide contract or franchise in effect with the manufacturer or distributor of any motor vehicle chassis upon which the new and unused motor vehicle body is mounted.

Sec. 20. Minnesota Statutes 1982, section 168.27, subdivision 3, is amended to read:

Subd. 3. [USED MOTOR VEHICLE DEALER.] No person shall engage in the business of selling or *arranging the sale of* used motor vehicles or shall offer to sell, solicit, *arrange*, or advertise the sale of used motor vehicles without first acquiring a used motor vehicle dealer license. A used motor vehicle dealer licensee shall be entitled thereunder to sell, lease, broker, whole-

sale or auction and to solicit and advertise the sale, lease, broker, wholesale or auction of any used motor vehicles for consumer use at retail or for resale to a dealer.

Sec. 21. Minnesota Statutes 1982, section 168.27, subdivision 10, is amended to read:

Subd. 10. [PLACE OF DOING BUSINESS.] All licensees under this section shall have an established place of business which shall include as a minimum,

(1) For a new motor vehicle dealer, the following:

(a) a permanent enclosed commercial building on a permanent foundation, owned or under lease by the licensee. The lease shall be for a minimum term of one year. The building shall contain office space where the books, records and files necessary to conduct the business are kept and maintained with personnel available during normal business hours;

(b) a bona fide contract or franchise in effect with a manufacturer or distributor of the new motor vehicles he proposes to sell, broker, wholesale or auction;

(c) a facility for the repair and servicing of motor vehicles and the storage of parts and accessories, not to exceed ten miles distance from the principal place of business. Such service may be provided through contract with bona fide operators actually engaged in such services.

(2) For a used motor vehicle dealer the following: a permanent enclosed commercial building (ON A PERMANENT FOUNDATION, OWNED OR UNDER LEASE BY THE LICENSEE. THE LEASE SHALL BE FOR A MINIMUM TERM OF ONE YEAR. THE BUILDING SHALL CONTAIN) or *commercial* office space (FOR) *where* the books, records and files necessary to conduct the business *are kept* and maintained with personnel available during normal business hours or automatic telephone answering service during normal working hours.

(3) For a motor vehicle lessor, the following: a commercial office space where the books, records and files necessary to conduct the business are kept and maintained with personnel available during normal business hours or an automatic telephone answering service during normal business hours.

(4) (FOR A MOTOR VEHICLE BROKER, THE FOLLOWING: A COMMERCIAL OFFICE SPACE WHERE THE BOOKS, RECORDS AND FILES NECESSARY TO CONDUCT THE BUSINESS ARE KEPT AND MAINTAINED WITH PERSONNEL AVAILABLE DURING NORMAL BUSINESS

HOURS OR AN AUTOMATIC TELEPHONE ANSWERING SERVICE DURING NORMAL BUSINESS HOURS.)

((5)) For a motor vehicle wholesaler, the following: a commercial office space where the books, records and files necessary to conduct the business are kept and maintained with personnel available during normal business hours or an automatic telephone answering service during normal business hours.

((6)) (5) For a motor vehicle auctioneer, the following: a permanent enclosed commercial building, within or without the state, on a permanent foundation, owned or under lease by the licensee. The lease shall be for a minimum term of one year. The building shall contain office space where the books, records and files necessary to conduct the business are kept and maintained with personnel available during normal business hours or an automatic telephone answering service during normal business hours.

((7)) (6) If a new or used motor vehicle dealer maintains more than one place of doing business in a county, the separate places shall be listed on the application. If additional places of business are maintained outside of one county, separate licenses shall be obtained for each county.

((8)) (7) If a motor vehicle lessor, broker or auctioneer maintains more than one permanent place of doing business, either in one or more counties, the separate places shall be listed in the application, but only one license shall be required.

Sec. 22. Minnesota Statutes 1982, section 168.29, is amended to read:

168.29 [DUPLICATE PLATES.]

In the event of the defacement, loss or destruction of any number plates, the registrar, upon receiving and filing a sworn statement of the vehicle owner, setting forth the circumstances of the defacement, loss, destruction or theft of the number plates, together with any defaced plates and the payment of the fee of (\$3) \$5 shall issue a new set of plates, provided that if the (\$3) \$5 fee exceeds the annual tax, the fee shall be the same as the annual tax. *Duplicate plates for tax-exempt vehicles licensed under section 168.012, subdivision 1, are furnished by the registrar at cost.* The registrar shall then note on his records the issue of such new number plates and shall proceed in such manner as he may deem advisable to cancel and call in the original plates so as to insure against their use on another motor vehicle. Duplicate registration certificates plainly marked as duplicates may be issued in like cases upon the payment of a (50 CENT) \$1 fee.

Sec. 23. Minnesota Statutes 1982, section 168.31, subdivision 1, is amended to read:

Subdivision 1. [TIME PAYABLE.] The tax required under this chapter to be paid upon a motor vehicle for each calendar year becomes due when the vehicle first uses the public streets or highways in the state, and upon January 1 each year thereafter, except those vehicles which are taxed under section 168.017 and vehicles registered under 168.09, subdivision 3. Taxes due upon January 1 become payable upon November 15 preceding the calendar year for which they are assessed (EXCEPT THOSE UPON MOTOR VEHICLES WHICH SHALL FIRST USE THE PUBLIC STREETS AND HIGHWAYS OF THIS STATE BETWEEN NOVEMBER 15 AND THE NEXT FOLLOWING DECEMBER 31). The tax required to register vehicles for the registration year March 1 to the last day of February is due on March 1 and payable (NOVEMBER 15) *January 1* preceding. (THE TAX THAT BECOMES DUE JANUARY 1 NEXT FOLLOWING UPON THOSE MOTOR VEHICLES BECOMES PAYABLE AT THE TIME THE TAX FOR THE CURRENT YEAR BECOMES PAYABLE. TAXES DUE UPON JANUARY 1 BECOME DELINQUENT AFTER JANUARY 10 UNLESS PAID. TAXES DUE WHEN THE VEHICLE FIRST USES THE PUBLIC STREETS OR HIGHWAYS IN THE STATE SHALL BECOME DELINQUENT UPON THE EXPIRATION OF SEVEN DAYS AFTER THE TAX BECAME DUE UNLESS PAID.) The tax required to register vehicles under the provisions of section 168.017 is due the first day of the month commencing the 12 month registration period and payable during the 45 days preceding the due date. *Nothing in this section shall preclude prepayment.*

Sec. 24. Minnesota Statutes 1982, section 168.31, subdivision 4, is amended to read:

Subd. 4. [INSTALLMENTS.] If the tax for a vehicle assessed under section 168.013 or 168.187 amounts to more than (\$300) \$400, the owner may pay such tax by installments. The owner shall tender with his application for registration one-third of the annual tax due or (\$300) \$400, whichever is greater, plus any penalties or arrears. The remainder of the tax due shall be paid in two equal installments; the due date of the first installment shall be the first day of the fifth month of the registration period for which the tax is assessed and the second installment shall be due on the first day of the ninth month of the registration period for which the tax is assessed. The registrar shall issue no registration certificate until the full amount of the tax has been paid. In lieu of such registration certificate, the registrar shall issue to the owner a receipt for installments paid, which receipt shall be displayed upon the windshield of the vehicle as evidence that under the provisions of this section the vehicle may be operated on the streets and highways of this state. If an owner of a vehicle fails to pay an installment (WITHIN SEVEN DAYS AFTER) *on or before* the due date thereof, the vehicle shall not use the public streets or highways in this state until the installment or installments of the tax remaining

due on such vehicle shall have been paid in full for the licensed year together with (PENALTIES AS HEREINAFTER PROVIDED. IF THE BALANCE OF THE TAX DUE ON THE VEHICLE IS NOT PAID WITHIN SEVEN DAYS AFTER THE DUE DATE THEREOF, THE OWNER, IN ADDITION TO THE BALANCE OF THE TAX, SHALL PAY) a penalty at the rate of (FIFTY CENTS) \$1 per day for the remainder of the month in which the balance of the tax becomes due and (\$2) \$4 a month for each succeeding month or fraction thereof (IN) *during* which the balance of the tax remains unpaid. Upon the payment of the balance of the tax and the penalties, the registrar shall issue a registration certificate to the owner of the vehicle in the manner provided by law. The registrar shall deny installment payment privileges provided in this subdivision in the subsequent year to any owner on any or all vehicles of such owner who during the current year fails to pay any installment due within one month after the due date.

Sec. 25. Minnesota Statutes 1982, section 168.33, subdivision 2, is amended to read:

Subd. 2. [POWERS.] The registrar shall have the power to appoint, hire and discharge and fix the compensation of the necessary employees, in the manner provided by law, as may be required to enable him to properly carry out the duties imposed upon him by the provisions of this chapter. As of April 14, 1976, the registrar may appoint, and for cause discontinue, a deputy registrar for any city as the public interest and convenience may require, without regard to whether the county auditor of the county in which the city is situated has been appointed as the deputy registrar for the county or has been discontinued as the deputy registrar for the county, and without regard to whether the county in which the city is situated has established a county license bureau which issues motor vehicle licenses as provided in section 373.32.

Effective August 1, 1976, the registrar may appoint, and for cause discontinue, a deputy registrar for any city as the public interest and convenience may require, if the auditor for the county in which the city is situated chooses not to accept appointment as the deputy registrar for the county or is discontinued as a deputy registrar, or if the county in which the city is situated has not established a county license bureau which issues motor vehicle license as provided in section 373.32. Any person appointed by the registrar as a deputy registrar for any city shall be a resident of the county in which the city is situated.

The registrar may appoint, and for cause discontinue, the county auditor of each county as a deputy registrar. The auditor, with the approval of the director of motor vehicles, may appoint, and for cause discontinue, the clerk or equivalent officer of each city or any other person as a deputy registrar as public interest and convenience may require, regardless of his county of resi-

dence. Notwithstanding any other provision, a person other than a county auditor or a director of a county license bureau, who was appointed by the registrar before August 1, 1976, as a deputy registrar for any city, may continue to serve as deputy registrar and may be discontinued for cause only by the registrar. The county auditor shall be responsible for the acts of deputy registrars appointed by him. Each such deputy, before entering upon the discharge of his duties, shall take and subscribe an oath to faithfully discharge his duties and to uphold the laws of the state. If a deputy registrar appointed hereunder is not an officer or employee of a county or city, such deputy shall in addition give bond to the state in the sum of \$10,000, or such larger sum as may be required by the registrar, conditioned upon the faithful discharge of his duties as deputy registrar. Each deputy registrar appointed hereunder shall keep and maintain, in a convenient public place within the place for which he is appointed, a registration and motor vehicle tax collection bureau, to be approved by the registrar, for the registration of motor vehicles and the collection of motor vehicle taxes thereon. He shall keep such records and make such reports to the registrar as that officer, from time to time, may require. Such records shall be maintained at the facility of the deputy registrar. The records and facilities of the deputy registrar shall at all times be open to the inspection of the registrar or his agents. He shall report (DAILY) to the registrar *by the next working day following receipt* all registrations made and taxes and fees collected by him. The filing fee imposed pursuant to subdivision 7 shall be deposited in the treasury of the place for which he is appointed, or if such deputy is not a public official, he shall retain the filing fee, but the registration tax and any additional fees for delayed registration he has collected he shall deposit (EACH DAY) *by the next working day following receipt* in an approved state depository to the credit of the state through the state treasurer. The place for which the deputy registrar is appointed through its governing body shall provide the deputy registrar with facilities and personnel to carry out the duties imposed by this subdivision if such deputy is a public official. In all other cases, the deputy shall maintain a suitable facility for serving the public.

Sec. 26. Minnesota Statutes 1982, section 168A.08, is amended to read:

168A.08 [GROUNDS FOR REFUSAL TO ISSUE CERTIFICATE.]

The department shall refuse issuance of a certificate of title if any required fee is not paid or if (IT HAS REASONABLE GROUNDS TO BELIEVE THAT):

- (1) *the department has reasonable grounds to believe that the applicant is not the owner of the vehicle;*
- (2) *the department has reasonable grounds to believe that the application contains a false or fraudulent statement; (OR IF)*

(3) the applicant fails to furnish required information or documents or any additional information the department reasonably requires; or

(4) the applicant has not paid at least one month's registration tax or registered the vehicle under section 168.187.

Sec. 27. Minnesota Statutes 1982, section 169.01, subdivision 10, is amended to read:

Subd. 10. [TRAILER.] "Trailer" means (EVERY) any vehicle (WITHOUT MOTIVE POWER) designed for carrying (PERSONS OR) property or passengers on its own structure and for being drawn by a motor vehicle (AND SO CONSTRUCTED THAT NO PART OF ITS WEIGHT RESTS UPON THE TOWING VEHICLE) but does not include a trailer drawn by a truck-tractor semitrailer combination or an auxiliary axle on a motor vehicle which carries a portion of the weight of the motor vehicle to which it is attached.

Sec. 28. Minnesota Statutes 1982, section 169.01, subdivision 11, is amended to read:

Subd. 11. [SEMITRAILER.] "Semitrailer" means (EVERY) a vehicle (WITHOUT MOTIVE POWER) of the trailer type so designed (FOR CARRYING PERSONS OR PROPERTY AND FOR BEING DRAWN BY A MOTOR VEHICLE AND SO CONSTRUCTED THAT SOME) and used in conjunction with a truck-tractor that a considerable part of its own weight (AND) or that of its load rests upon (OR) and is carried by (ANOTHER VEHICLE) the truck-tractor and includes a trailer drawn by a truck-tractor semitrailer combination.

Sec. 29. Minnesota Statutes 1982, section 169.01, subdivision 50, is amended to read:

Subd. 50. [BUS.] "Bus" means every motor vehicle designed for carrying more than ten passengers and used for the transportation of persons, and every motor vehicle other than a taxicab designed and used for the transportation of persons for compensation.

The term "bus" does not include a vehicle designed for carrying more than ten passengers but not more than 14 passengers and operated for the personal or family use of the owner or operator.

Sec. 30. Minnesota Statutes 1983 Supplement, section 169.73, subdivision 4, is amended to read:

Subd. 4. [MAXIMUM BUMPER HEIGHT.] Notwithstanding the restrictions contained in subdivision 3, bumpers required

under this section shall not exceed a height of 20 inches on any passenger automobile or station wagon or 25 inches on any four-wheel drive multipurpose type vehicle or truck having a manufacturer's rated capacity of 2,000 pounds or less *when the vehicle is being operated on a public highway*. The height of the bumper shall be determined by measuring from the bottom of the bumper, excluding any vertical bumper attachments, to the ground. *A vehicle which has an original bumper which does not exceed a height of 30 inches may be modified by attaching a full width bumper to the regular bumper to meet the height requirement. The attached bumper must be at least 4.5 inches in vertical height, be centered on the vehicle's centerline, extend at least ten inches on either side of the frame, and be attached to the frame in at least four places with angle braces at no less than 45 degrees so that it effectively transfers impact to an extent equal to or greater than the original bumper.*

Competent evidence that a vehicle was originally manufactured with bumpers higher than prescribed in this subdivision shall be an affirmative defense in any action under this section.

Sec. 31. Minnesota Statutes 1982, section 169.59, subdivision 3, is amended to read:

Subd. 3. [BACK-UP LIGHTS.] Any vehicle may be equipped with not more than two back-up lamps, either separately or in combination with another lamp, *and not more than two rear cornering lamps*, except that (NO SUCH BACK-UP LAMP SHALL) *the lamps must not be continuously lighted when the vehicle is in forward motion, nor shall it project a glaring light.*

Sec. 32. Minnesota Statutes 1982, section 169.743, is amended to read:

169.743 [BUG DEFLECTORS.]

Bug deflectors shall be permitted but not required on motor vehicles. No bug deflector shall be sold, offered for sale, or used which is composed of other than non-illuminated material. No person shall operate any motor vehicle equipped with a bug deflector of nontransparent material having more than one inch of material extending above the highest part of the front of the hood, excluding any decorative ornament, and no person shall operate any motor vehicle equipped with a bug deflector of transparent material having more than three inches of material extending above the highest part of the front of the hood, excluding any decorative ornament; *provided that trucks and truck tractors of 12,000 pounds gross vehicle weight or larger may be operated with a clear, uncolored bug deflector extending no more than six inches above the highest part of the front of the hood, excluding any decorative ornament.*

Sec. 33. Minnesota Statutes 1983 Supplement, section 169.974, subdivision 2, is amended to read:

Subd. 2. [LICENSE REQUIREMENTS.] No person shall operate a motorcycle on any street or highway unless he has a valid standard driver's license with a two-wheeled vehicle endorsement as provided by law. No such two-wheeled vehicle endorsement shall be issued unless the person applying therefor has in possession a valid two-wheeled vehicle instruction permit as provided herein, has passed a written examination and road test administered by the department of public safety for such endorsement, and, in the case of applicants under 18 years of age, shall present a certificate or other evidence of having successfully completed an approved two-wheeled vehicle driver's safety course in this or another state, in accordance with rules promulgated by the state board of education for courses offered through the public schools, or rules promulgated by the commissioner of public safety for courses offered by a private or commercial school or institute. The commissioner of public safety may waive the road test for any applicant if he determines that the applicant possesses a valid license to operate a two-wheeled vehicle issued by a jurisdiction that requires a comparable road test for license issuance. A two-wheeled vehicle instruction permit shall be issued to any person over 16 years of age, who is in possession of a valid driver's license, who is enrolled in an approved two-wheeled vehicle driver's safety course, and who has passed a written examination for such permit and has paid such fee as the commissioner of public safety shall prescribe. A two-wheeled vehicle instruction permit shall be effective for 45 days, and may be renewed under rules to be prescribed by the commissioner of public safety.

No person who is operating by virtue of a two-wheeled vehicle instruction permit shall:

(a) Carry any passengers on the streets and highways of this state on the motorcycle which he is operating;

(b) Drive the motorcycle at night time;

(c) Drive the motorcycle on any highway marked by the commissioner as an interstate highway pursuant to title 23 of the United States Code (.); or

(d) Drive the motorcycle without wearing protective headgear (OF A TYPE APPROVED) *that complies with standards established by the commissioner of public safety.*

Notwithstanding the provisions of this subdivision, the commissioner of public safety may, however, issue a special motorcycle permit, restricted or qualified in such manner as he shall deem proper, to any person demonstrating a need therefor and unable to qualify for a standard driver's license.

Sec. 34. Minnesota Statutes 1983 Supplement, section 169.974, subdivision 6, is amended to read:

Subd. 6. [NEGLIGENCE; DAMAGES WITHOUT PROTECTIVE HEADGEAR.] In an action to recover damages for negligence resulting in any head injury to an operator or passenger of a motorcycle, evidence of whether or not the injured person was wearing protective headgear (OF A TYPE APPROVED) *that complied with standards established* by the commissioner of public safety shall be admissible only with respect to the question of damages for head injuries. Damages for head injuries of any person who was not wearing protective headgear shall be reduced to the extent that those injuries could have been avoided by wearing protective headgear (OF A TYPE APPROVED) *that complied with standards established* by the commissioner of public safety. For the purposes of this subdivision "operator or passenger" means any operator or passenger regardless of whether that operator or passenger was required by law to wear protective headgear (APPROVED) *that complied with standards established* by the commissioner of public safety.

Sec. 35. [REPEALER.]

Minnesota Statutes 1982, sections 168.27, subdivision 5; 168.31, subdivision 3; 169.672; and 169.755; and Minnesota Statutes 1983 Supplement, section 168.46, are repealed."

Delete the title and insert:

"A bill for an act relating to motor vehicles; defining terms; increasing certain gross vehicle weight tax to comply with international registration plan; authorizing repair and servicing permit for commercial zone trucks; providing time limitation for applying for quarterly registration of farm trucks; increasing certain fees; clarifying display and use of drive-away, in-transit plates; clarifying requirement to submit forms to registrar of motor vehicles; prohibiting transfer of certain plates; providing for transfer of amateur radio and citizen band plates; prescribing uniform fee for issuance of duplicate plates except for exempt vehicles; increasing minimum tax requirements for qualification for installment payments and prescribing a fee; increasing penalty fees for late installment payments; clarifying certain duties of deputy registrars relating to reports and deposits of taxes and fees; requiring payment of one month's registration tax before issuance of certificate of title; authorizing certain replacement bumpers; requiring protective headgear to comply with standards established by the commissioner of public safety; amending Minnesota Statutes 1982, sections 168.011, subdivisions 9 and 13; 168.013, subdivision 16; 168.018; 168.041, subdivision 6; 168.053, subdivision 1; 168.09, subdivisions 2 and 3; 168.10, subdivisions 1, 1a, 1b, 1c, and 1d; 168.101, subdivision 2; 168.12, subdivisions 1 and 2b; 168.27, subdivisions 2, 3, and 10; 168.29; 168.31, subdivisions 1 and 4; 168.33, subdivision 2;

168A.08; 169.01, subdivisions 10, 11, and 50; 169.59, subdivision 3; 169.743; Minnesota Statutes 1983 Supplement, sections 168.013, subdivision 1e; 168.12, subdivision 2; 169.73, subdivision 4; and 169.974, subdivisions 2 and 6; repealing Minnesota Statutes 1982, sections 168.27, subdivision 5; 168.31, subdivision 3; 169.672; 169.755; and Minnesota Statutes 1983 Supplement, section 168.46."

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. 1847, A bill for an act relating to veterans; changing the eligibility for veteran's preference for civil service employment; amending Minnesota Statutes 1982, section 43A.11, subdivision 1.

Reported the same back with the following amendments:

Page 1, line 15, strike everything after "to"

Page 1, lines 16 to 18, strike the old language and delete the new language

Page 1, line 19, strike everything before the period and insert "*a veteran as defined in section 197.447*"

Page 1, after line 19, insert:

"Sec. 2. Minnesota Statutes 1982, section 197.447, is amended to read:

197.447 [VETERAN, DEFINED.]

The word "veteran" as used in sections 43A.11, 196.02, 196.07, 197.59, 197.601, and 282.038 means any person who has been separated under honorable conditions from any branch of the armed forces of the United States after having served on active duty for 181 consecutive days or by reason of disability incurred while serving on active duty, and who is a citizen of the United States."

Page 1, delete lines 21 to 24 and insert the following:

"Section 1 is effective the day following the final enactment and applies to all veterans who are on current eligible lists. Affected jurisdictions shall provide public notice that candidates on

current eligible lists may apply for veterans preference in writing. Veterans who have taken an examination after the effective date of section 1 will also be eligible to apply for veterans preference."

Renumber the remaining section

Amend the title as follows :

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

Page 1, line 5, before the period insert " ; and 197.447"

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. 1851, A bill for an act relating to occupations and professions; changing the name of the private detective and protective agent services board; clarifying its powers and duties; authorizing licensing of alarm system businesses; specifying qualifications; amending Minnesota Statutes 1982, sections 214.01, subdivision 3; 326.32, subdivisions 2, 8, 9, and 10, and by adding subdivisions; 326.33, subdivision 1, and by adding subdivisions; 326.331; 326.332, subdivision 1; 326.333; 326.334, subdivisions 1 and 2, and by adding a subdivision; 326.336, subdivision 1, and by adding subdivisions; 326.337, subdivisions 1, 2, and 3; and Minnesota Statutes 1983 Supplement, section 214.04, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 326; and repealing Minnesota Statutes 1982, sections 299C.01, subdivision 3; 326.32, subdivisions 3, 4, 5, 6, 7, and 11; and 326.33, subdivisions 2, 3, 4, and 5.

Reported the same back with the following amendments :

Delete everything after the enacting clause and insert :

"Section 1. [INSTALLATION OF POWER LIMITED CIRCUITS.]

A person who installs Class II or Class III signaling circuits, power-limited fire protective signaling circuits, or outside wiring for alarm systems, as covered by articles 725, 760 and 800 of the National Electrical Code as approved by the United States of America Standards Institute in effect on January 1, 1984, shall not be required to obtain a license under Minnesota Statutes,

section 326.242. Nothing in this act shall exempt installations from inspections as defined in Minnesota Statutes, section 326.-244.

Sec. 2. [REPEALER.]

Section 1 is repealed effective July 1, 1985.

Sec. 3. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to occupations and professions; clarifying jurisdiction over installation of power limited circuits."

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. 1857, A bill for an act relating to veterans; clarifying certain veteran benefit definitions to include veterans who have served in Grenada or with the peacekeeping forces in Lebanon; amending Minnesota Statutes 1982, sections 43A.11, subdivision 1; 124.565, subdivision 7; 198.01; and 462A.05, subdivision 19.

Reported the same back with the following amendments:

Page 1, delete lines 10 to 25

Page 2, line 13, before "Grenada" insert "the" and after "Grenada" insert "campaign"

Page 2, line 14, after "in" insert "the" and after "Lebanon" insert "campaign"

Page 3, line 24, delete "conflict" and insert "campaign"

Page 3, line 28, strike "no" and after "interest" insert "free"

Page 4, line 9, after "in" insert "the" and after "Grenada" insert "campaign"

Page 4, line 10, after "in" insert "the" and after "Lebanon" insert "campaign"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the first "in" insert "the" and after "Grenada" insert "campaign"

Page 1, line 5, before "Lebanon" insert "the" and after "Lebanon" insert "campaign"

Page 1, line 6, delete "43A.11, 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.

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

H. F. No. 1862, A bill for an act relating to St. Louis County; establishing a land investment office; appropriating money.

Reported the same back with the following amendments:

Pages 1 and 2, delete section 4

Page 2, line 20, delete "(a)" and insert "(1)"

Page 2, line 24, delete "(b)" and insert "(2)"

Page 2, line 26, delete "(c)" and insert "(3)"

Page 2, line 29, delete "(d)" and insert "(4)"

Page 2, line 30, delete "but not limited"

Page 2, line 31, delete "to"

Page 3, line 10, delete "6" and insert "5"

Page 3, line 15, delete "which" and insert "that"

Page 3, line 16, delete "*then Minnesota Statutes,*"

Renumber the sections in sequence

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

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1920, A bill for an act relating to public welfare; establishing payments for respite care of mentally retarded, epileptic, or emotionally handicapped children; establishing a statewide fee schedule for parental cost of care; amending Minnesota Statutes 1982, sections 246.511; 252.27, subdivisions 1 and 2; and Minnesota Statutes 1983 Supplement, section 256B.14, subdivision 2.

Reported the same back with the following amendments:

Page 1, line 26, strike "is mentally" and insert "*has mental retardation, epilepsy, or a physical or emotional handicap,*"

Page 1, line 27, strike everything before "is"

Page 2, line 17, delete "rules" and insert "a rule"

Page 2, line 23, before "In" insert "*Parents who have more than one child in out-of-home care shall not be required to pay more than the amount for one child in out-of-home care.*"

Page 2, delete line 24

Page 2, line 25, delete "*adjusted gross*"

Page 2, line 25, delete "*shown on their*" and insert "*defined in section 290A.03, subdivision 3 with the modification increasing federal adjusted gross income defined in section 290.01, subdivision 20a, clause (25).*"

Page 2, line 26, delete everything before the period

Page 2, line 33, after the period insert "*It is the responsibility of the county to collect the fee directly from the parent and child.*"

Page 3, line 26, delete "*with mental*" and insert "*whose eligibility for medical assistance was determined without deeming of the parents' resources and income*"

Page 3, delete line 27

Page 3, line 28, delete "care"

Page 3, line 28, delete "section" and insert "a federal medical assistance waiver"

Page 3, line 29, delete "256B.50"

Page 3, line 32, after "room" delete the comma and insert "and"

Page 3, line 32, delete "and services"

Amend the title as follows:

Page 1, line 3, after "of" insert "children who are"

Page 1, line 3, delete "epileptic, or" and insert "have epilepsy, or are"

Page 1, line 4, delete "children"

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

The report was adopted.

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

H. F. No. 1976, A bill for an act relating to agriculture; establishing an agricultural land preservation and conservation awareness program; creating a legislative commission on agricultural land preservation and conservation; creating a cost-sharing account in the state treasury; appropriating money; amending Minnesota Statutes 1982, section 40.036, by adding a subdivision; proposing new law coded as Minnesota Statutes, chapter 40A.

Reported the same back with the following amendments:

Page 3, line 7, after the comma, insert "taxes and tax laws,"

Page 3, line 11, after "resources," insert "tax,"

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

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1996, A bill for an act relating to the medical assistance program; increasing the personal needs allowance; amending Minnesota Statutes 1982, section 256B.35, subdivision 1.

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

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2020, A bill for an act relating to health; changing certain hospital cost reporting requirements; adding reporting requirements for outpatient surgical centers; deleting hospital rate review requirements; adding provisions for fines; deleting obsolete language; amending Minnesota Statutes 1982, sections 144.695; 144.696; 144.698; 144.699; 144.701; 144.702; and 144.703; repealing Minnesota Statutes 1982, sections 144.7021; 144.704; and 144.705.

Reported the same back with the following amendments:

Pages 8, 9 and 10, delete section 10 and insert:

"Sec. 10. [MORATORIUM ON HOSPITAL CAPACITY EXPANSION.]

Subdivision 1. [RESTRICTED CONSTRUCTION OR MODIFICATIONS.] Until June 30, 1987, the following construction or modification may not be commenced:

(1) Any erection, building, alteration, reconstruction, modernization, improvement, extension, lease, or other acquisition, or any purchase, lease, or other acquisition of diagnostic or therapeutic equipment, by or on behalf of a hospital which:

(a) requires, or would require if purchased, a total capital expenditure for inpatient services that, under generally accepted accounting principles, is in excess of \$1,000,000. For capital expenditures involving both inpatient and other services, the \$1,000,000 limit applies only to that portion of the capital expenditure attributable to the annual volume expected to be associated with the inpatient services alone; or

(b) increases the bed capacity of a hospital or relocates hospital beds from one physical facility or site to another; or

(2) the establishment of a new hospital.

Subd. 2. [EMERGENCY WAIVER.] The commissioner will grant an emergency waiver from the provisions of this section if the need for the project is a result of fire, tornado, flood, storm damage, or other similar disaster, if adequate health care facilities are not available for the people who previously used the applicant facility and if the request for an emergency waiver is limited in nature and scope only to those repairs necessitated by the natural disasters.

Subd. 3. [EVASIONS.] No hospital may separate portions of a single construction or modification into components in order to evade the limitations of subdivision 1.

Subd. 4. [ENFORCEMENT.] The district court in Ramsey County has jurisdiction to enjoin an alleged violation of subdivision 1. At the request of the commissioner of health, the attorney general may bring an action to enjoin an alleged violation. The commissioner of health may not issue a license for any portion of a hospital in violation of subdivision 1. No hospital in violation of subdivision 1 may apply for or receive public funds under chapters 245 to 256B, or from any other source.

Subd. 5. [DEFINITIONS.] Except as indicated in this subdivision, the terms used in this section have the meanings given them under Minnesota Statutes 1982, sections 145.832 to 145.845 and the rules adopted thereunder, except as follows:

(1) the term "hospital" has the meaning given it in section 144.696, subdivision 3; and

(2) the term "inpatient" means services provided to patients as that term is defined in section 144.651, subdivision 2."

Amend the title as follows :

Page 1, line 6, delete "deleting obsolete language" and insert "providing a moratorium on inpatient hospital expansion"

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. 2036, A bill for an act relating to real property ; providing that the mortgage and contract for deed moratorium become permanent law ; applying moratorium to holders of any mortgage or contract for deed to homestead property ; abolishing exclusionary provision ; allowing mortgagor to petition for post-

ponement of foreclosure sale for up to 12 months; allowing catastrophic medical expenses to be considered by a court when determining delay of foreclosure sale; providing that the equity in the property may be considered by a court; abolishing sunset provision; amending Minnesota Statutes 1983 Supplement, sections 47.20, subdivision 15; 559.21, subdivision 6; 580.031; 583.03; 583.04; 583.05; and 583.08; Laws 1983, chapter 215, section 16.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1983 Supplement, section 47.20, subdivision 15, is amended 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 583.02, mailed after May 24, 1983 and prior to May 1, (1984) 1985, shall indicate that the borrower has 60 days from the date the notice is mailed in which to cure the default. *The notice shall include a statement that the borrower may be eligible for an extension of the time prior to foreclosure and execution sale under sections 583.01 to 583.12.*

Sec. 2. Minnesota Statutes 1983 Supplement, section 559.21, subdivision 6, is amended 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 583.02, shall terminate until 60 days after service of notice if the notice is served after May 24, 1983, and prior to May 1, (1984) 1985 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. *The notice shall include a statement that the borrower may be eligible for an extension of the time prior to foreclosure and execution sale under sections 583.01 to 583.12.* This section does not apply to earnest money contracts, purchase agreements or exercised options.

Sec. 3. Minnesota Statutes 1983 Supplement, section 580.031, is amended to read:

580.031 [(TEMPORARY) MINIMUM NOTICE.]

Notwithstanding the provisions of any other law to the contrary, eight weeks' published notice must be given prior to the foreclosure sale of a homestead, as defined in section 583.02, if the notice is published for the first time after May 24, 1983 and prior to May 1, (1984) 1985. The notice must contain the infor-

mation specified in section 580.04. At least four weeks before the appointed time of sale, a copy of the notice must be served upon the person in possession of the mortgaged premises, if the premises are actually occupied.

Sec. 4. Minnesota Statutes 1983 Supplement, section 583.04, is amended to read:

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

Any mortgagor, or owner in possession of the mortgaged premises *including farm homestead 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) *default* and prior to the sale, petition the district court of the county where the foreclosure proceedings are pending, serving a summons and verified (COMPLAINT) *petition* 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 May 24, 1983, 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) *The court's order for a stay may be issued ex parte. If the court orders a postponement of the foreclosure sale, the party serving the verified (COMPLAINT) petition shall (FILE IT AND) pay to the clerk for the person foreclosing the mortgage the actual costs incurred as provided in section 582.01, including attorney's fees, in the foreclosure proceeding before postponement. (AS A CONDITION PRECEDENT TO) If the court orders a delay of the contract termination, the party seeking relief shall (FILE THE VERIFIED COMPLAINT AND) pay to the clerk for the person canceling the contract, the actual costs, including attorney's fees (INCURRED IN THE) as provided in the notice of cancellation. If payment is made by other than cash or certified check, the order postponing the sale or delaying the termination is not final until after the check or other negotiable instrument has been paid.*

Sec. 5. Minnesota Statutes 1983 Supplement, section 583.05, is amended to read:

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

The court may consider the following criteria in determining whether or not to order a *postponement* or delay in the sale or contract termination:

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

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

If the court grants or denies a (DELAY IN) *postponement* of the sale, the mortgagee shall publish notice of the new sale date as provided in section 580.03. Section 580.07 does not apply to foreclosure sales postponed by a court pursuant to sections 583.01 to 583.12.

Sec. 6. Minnesota Statutes 1983 Supplement, section 583.07, is amended to read:

583.07 [REDUCTION OF REDEMPTION PERIOD.]

If the court grants a (DELAY IN) *postponement* of the foreclosure sale pursuant to sections 583.01 to 583.12, 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) *postponement* of the foreclosure sale, the redemption period shall be as provided in section 580.23.

Sec. 7. Minnesota Statutes 1983 Supplement, section 583.08, is amended to read:

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. In determining the amount of income or rental value to be paid, the court may consider the relative financial conditions and resources of the parties, *equity in the property held by the mortgagor or contract vendee*, and the ability of the mortgagor or contract vendee to pay. 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 con-

tract 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 583.01 to 583.12, has expired.

Sec. 8. Minnesota Statutes 1983 Supplement, section 583.10, is amended to read:

583.10 [HEARING.]

The court shall schedule and hold a 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. 9. Laws 1983, chapter 215, section 16, is amended to read:

Sec. 16. [(REPEALER) PERMANENT LAW.]

Sections 1 to 15 are repealed effective July 1, (1984) 1985, but any postponement or other relief ordered by a court continues to be valid for the period ordered by the court.

Sec. 10. [EFFECTIVE DATE.]

Sections 1 to 9 are effective May 1, 1984."

Delete the title and insert:

"A bill for an act relating to real property; providing that the mortgage and contract for deed moratorium become permanent law; applying moratorium to holders of any mortgage or contract for deed to homestead property; abolishing exclusionary provision; allowing mortgagor to petition for postponement of foreclosure sale for up to 12 months; allowing catastrophic medical expenses to be considered by a court when determining delay of foreclosure sale; providing that the equity in the property may be considered by a court; abolishing sunset provision; clarifying certain provisions; amending Minnesota Statutes 1983 Supplement, sections 47.20, subdivision 15; 559.21, subdivision 6; 580.031; 583.04; 583.05; 583.07; 583.08; and 583.10; Laws 1983, chapter 215, section 16."

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. 2055, A bill for an act relating to sentencing; permitting courts to utilize a variety of noninstitutional sanctions as a condition of a stayed sentence; providing a preference for noninstitutional sanctions in certain cases; amending Minnesota Statutes 1982, section 609.135, by adding a subdivision; and Minnesota Statutes 1983 Supplement, section 609.135, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 609.10, is amended to read:

609.10 [SENTENCES AVAILABLE.]

Upon conviction of a felony and compliance with the other provisions of this chapter the court, if it imposes sentence, may sentence the defendant to the extent authorized by law as follows:

- (1) To life imprisonment; or
- (2) To imprisonment for a fixed term of years set by the court; or
- (3) To both imprisonment for a fixed term of years and payment of a fine; or
- (4) To payment of a fine without imprisonment or to imprisonment for a fixed term of years if the fine is not paid; or
- (5) *To payment of court-ordered restitution in addition to either imprisonment or payment of a fine, or both.*

Sec. 2. Minnesota Statutes 1982, section 609.125, is amended to read:

609.125 [SENTENCE FOR MISDEMEANOR OR GROSS MISDEMEANOR.]

Upon conviction of a misdemeanor or gross misdemeanor the court, if sentence is imposed, may, to the extent authorized by law, sentence the defendant:

- (1) To imprisonment for a definite term; or
- (2) To payment of a fine, or to imprisonment for a specified term if the fine is not paid; or

(3) To both imprisonment for a definite term and payment of a fine; or

(4) To payment of court-ordered restitution in addition to either imprisonment or payment of a fine, or both.

Sec. 3. Minnesota Statutes 1983 Supplement, section 609.135, subdivision 1, is amended to read:

Subdivision 1. Except when a sentence of life imprisonment is required by law, or when a mandatory minimum term of imprisonment is required by section 609.11, any court may stay imposition or execution of sentence and: (a) may order non-institutional sanctions without placing the defendant on probation, or (b) may place the defendant on probation with or without supervision and on the terms the court prescribes, including (RESTITUTION) noninstitutional sanctions when practicable. The court may order the supervision to be under the probation officer of the court, or, if there is none and the conviction is for a felony or gross misdemeanor, by the commissioner of corrections, or in any case by some other suitable and consenting person. For purposes of this subdivision, subdivision 6, and section 609.14, the term "noninstitutional sanctions" includes restitution, community work service, and work in lieu of or to work off fines.

A court may not stay the revocation of the driver's license of a person convicted of violating the provisions of section 169.121.

Sec. 4. Minnesota Statutes 1982, section 609.135, is amended by adding a subdivision to read:

Subd. 6. A court staying imposition or execution of sentence shall give preference to the use of noninstitutional sanctions without probation or as a condition of probation if:

(a) the defendant has no prior felony convictions; and

(b) the defendant currently is being sentenced for an offense other than a crime against a person.

Sec. 5. Minnesota Statutes 1982, section 609.14, subdivision 1, is amended to read:

Subdivision 1. When it appears that the defendant has violated any of the conditions of his probation, noninstitutional sanction, or has otherwise been guilty of misconduct which warrants the imposing or execution of sentence, the court may without notice revoke the stay thereof and probation and direct that the defendant be taken into immediate custody.

Sec. 6. Minnesota Statutes 1982, section 609.14, subdivision 3, is amended to read:

Subd. 3. If any of such grounds are found to exist the court may:

(1) If imposition of sentence was previously stayed, again stay sentence or impose sentence and stay the execution thereof, and in either event place the defendant on probation or order *noninstitutional sanctions* pursuant to section 609.135, or impose sentence and order execution thereof; or

(2) If sentence was previously imposed and execution thereof stayed, continue such stay and place the defendant on probation or order *noninstitutional sanctions* in accordance with the provisions of section 609.135, or order execution of the sentence previously imposed.

Sec. 7. [EFFECTIVE DATE.]

Sections 3 and 4 are effective August 1, 1984, and apply to sentences imposed or stayed on or after that date."

Amend the title as follows:

Page 1, line 4, before the semicolon insert "and order restitution when sentence is executed"

Page 1, line 6, delete "section" and insert "sections 609.10; 609.125,"

Page 1, line 7, after the semicolon insert "609.14, subdivisions 1 and 3,"

With the recommendation that when so amended the bill pass.

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2060, A bill for an act relating to public welfare; requiring county boards to provide services to mentally ill persons; specifying duties of the commissioner; authorizing rule-making; proposing new law coded as Minnesota Statutes, chapter 253C.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [SERVICES FOR THE MENTALLY ILL.]

By January 1985 the commissioner of public welfare shall report to the legislature on each county's available services for the

mentally ill. This report shall include a description of each service, the number of clients served, the cost of services, and whether purchased or provided directly by the county.

The commissioner shall also, in consultation with counties, mental health service providers, mental health advocacy groups, and other appropriate professionals, study and report to the legislature on the minimum adequate array of services needed by the mentally ill in each county of the state to assure a comprehensive range of preventive, supportive, and rehabilitative social services."

Delete the title and insert :

"A bill for an act relating to public welfare; requiring the commissioner of public welfare to study and report on county services for mentally ill persons."

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

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2068, A bill for an act relating to occupations and professions; establishing a task force on sexual exploitation by psychotherapists.

Reported the same back with the following amendments:

Page 1, line 10, delete "on" and insert "to study"

Page 1, line 11, delete "psychotherapists" and insert "counselors and therapists".

Page 1, line 13, after the comma insert "mental health organizations,"

Page 1, line 15, delete "psychotherapy" and insert "counseling or therapy"

Page 1, line 22, delete "psychotherapists" and insert "counselors and therapists"

Page 1, line 23, after "educate" insert "counselors,"

Page 1, line 23, before "employers" insert "their"

Page 1, line 23, after "employers" delete "of therapists"

Page 2, line 3, after "a" insert "counselor or"

Page 2, line 6, delete "psychotherapy" and insert "counseling and therapy"

Page 2, line 14, delete "psychotherapist" and insert "counselor or therapist"

Page 2, line 16, delete "psychotherapist" and insert "counselors or therapists"

Page 2, line 21, delete "psychotherapy" and insert "therapy"

Page 2, line 23, delete "psychotherapists" and insert "counselors or therapists"

Amend the title as follows:

Page 1, line 4, delete "psychotherapists" and insert "counselors and therapists"

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

The report was adopted.

Voss from the Committee on Energy to which was referred:

H. F. No. 2078, A bill for an act relating to landlords and tenants; increasing the interest rate paid by landlords on rental deposits; amending Minnesota Statutes 1982, section 504.20, subdivision 2.

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

The report was adopted.

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

H. F. No. 2081, A bill for an act relating to agriculture; changing the authority for licensing and inspecting vending machines; amending Minnesota Statutes 1982, sections 145.031, subdivision 1; 145.55, subdivision 1; 145.918, subdivision 2; 366.01, subdivi-

sion 2; and Minnesota Statutes 1983 Supplement, section 28A.09, subdivision 1; repealing Minnesota Statutes 1982, sections 144.075; 375.193; and 461.02.

Reported the same back with the following amendments:

Page 2, line 2, after the second "state" strike the comma

Page 2, line 3, strike "which may"

Page 2, line 4, strike "impose a reasonable inspection" and strike "fee"

Amend the title as follows:

Page 1, line 2, delete "agriculture" and insert "local government"

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

The report was adopted.

Mann from the Committee on Transportation to which was referred:

H. F. No. 2113, A bill for an act relating to motor fuels; setting standards for gasoline and gasoline-alcohol blends; providing testing authority for the weights and measures division of the department of public service; requiring alcohol content disclosure; providing for labeling; appropriating money; amending Minnesota Statutes 1982, sections 296.01, subdivision 3; 296.05, subdivisions 1, 4, 6, and by adding a subdivision; and 296.22, 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 296.01, is amended by adding a subdivision to read:

Subd. 2a. [ALCOHOL.] "Alcohol" means methanol or denatured ethanol containing no more than 1.25 weight percent of water. The determination of water content shall be made in accordance with American Society for Testing and Materials Standard Method E-203.

Sec. 2. Minnesota Statutes 1982, section 296.01, subdivision 3, is amended to read:

Subd. 3. [GASOLINE.] "Gasoline" means:

(a) all products commonly or commercially known or sold as gasoline (including casinghead and absorption or natural gasoline) regardless of their classification or uses; and

(b) any liquid prepared, advertised, offered for sale or sold for use as or commonly and commercially used as a fuel in internal combustion engines, which when (SUBJECTED TO DISTILLATION IN ACCORDANCE WITH THE STANDARD METHOD OF TEST FOR DISTILLATION OF GASOLINE, NAPHTHA, KEROSENE AND SIMILAR PETROLEUM PRODUCTS (AMERICAN SOCIETY FOR TESTING MATERIALS DESIGNATION D-86) SHOWS NOT LESS THAN 10 PERCENT DISTILLED (RECOVERED) BELOW 347 DEGREES FAHRENHEIT (175 DEGREES CENTIGRADE) AND NOT LESS THAN 95 PERCENT DISTILLED (RECOVERED) BELOW 464 DEGREES FAHRENHEIT (240 DEGREES CENTIGRADE); PROVIDED HOWEVER, THAT "GASOLINE" SHALL NOT INCLUDE LIQUEFIED GASES WHICH WOULD NOT EXIST AS LIQUIDS AT A TEMPERATURE OF 60 DEGREES FAHRENHEIT AND AT A PRESSURE OF 14.7 POUNDS PER SQUARE INCH ABSOLUTE) *tested by the weights and measures division of the department of public service meets the sulfur, distillation range, Reid vapor pressure, and copper corrosion requirements contained in American Society for Testing and Materials (ASTM) specification number D-439, "Standard Specification for Automotive Gasoline."*

For gasoline that is blended with more than one volume percent of denatured ethanol, the gasoline portion of the blend or the finished gasoline-ethanol blend must meet the sulfur, distillation range, Reid vapor pressure, and copper corrosion requirements contained in ASTM D-439.

For gasoline that is blended with more than one volume percent of methanol, the finished gasoline-methanol blend must meet the sulfur, distillation range, Reid vapor pressure, and copper corrosion requirements contained in ASTM D-439, and must have a currently valid fuel/fuel additive waiver by the United States Environmental Protection Agency as provided by United States Code, title 42, section 7545.

Sec. 3. Minnesota Statutes 1982, section 296.05, subdivision 1, is amended to read:

Subdivision 1. [GASOLINE.] No gasoline shall be sold for use in motor vehicles unless it (SHALL CONFORM TO THE FOLLOWING SPECIFICATIONS:)

((1) IT SHALL BE) *is free from water, suspended matter, and all impurities (;)*

((2) THE INITIAL BOILING POINT SHALL NOT BE HIGHER THAN 131 DEGREES FAHRENHEIT;)

((3) WHEN 10 PERCENT HAS BEEN RECOVERED IN THE RECEIVER, THE TEMPERATURE SHALL NOT BE HIGHER THAN 167 DEGREES FAHRENHEIT;)

((4) WHEN 50 PERCENT HAS BEEN RECOVERED IN THE RECEIVER, THE TEMPERATURE SHALL NOT BE HIGHER THAN 284 DEGREES FAHRENHEIT;)

((5) WHEN 90 PERCENT HAS BEEN RECOVERED IN THE RECEIVER, THE TEMPERATURE SHALL NOT BE HIGHER THAN 392 DEGREES FAHRENHEIT;)

((6) THE END POINT SHALL NOT BE HIGHER THAN 437 DEGREES FAHRENHEIT;)

((7) THE MINIMUM RECOVERY IN THE RECEIVER SHALL BE 95 PERCENT OF THE VOLUME USED FOR THE TEST EXCEPT DURING THE MONTHS OF NOVEMBER, DECEMBER, JANUARY, FEBRUARY AND MARCH, WHEN THE MINIMUM RECOVERY SHALL BE 93 PERCENT;)

((8) THE SULPHUR CONTENT SHALL NOT BE MORE THAN 25 HUNDREDTHS OF ONE PERCENT;)

((9) THE RESIDUE SHALL NOT BE MORE THAN TWO PERCENT) *and it conforms to the requirements contained in section 296.01, subdivision 3.*

Sec. 4. Minnesota Statutes 1982, section 296.05, subdivision 4, is amended to read:

Subd. 4. [TESTS, HOW MADE.] All tests shall be made *by the weights and measures division of the department of public service* in accordance with the methods (OF) *outlined in the American Society for Testing and Materials specifications numbered D-439 and D-910.*

Sec. 5. Minnesota Statutes 1982, section 296.05, subdivision 6, is amended to read:

Subd. 6. [AVIATION GASOLINE.] No aviation gasoline shall be received, sold, stored, or withdrawn from storage in this state unless it (SHALL CONFORM) *conforms to the specifications set forth in (SUBDIVISION 1 AND THE PROVISIONS OF SUBDIVISIONS 4 AND 5 SHALL APPLY TO AVIATION GASOLINE) American Society for Testing and Materials specification number D-910.*

Sec. 6. Minnesota Statutes 1982, section 296.05, is amended by adding a subdivision to read:

Subd. 8. [ALCOHOL-BLENDED FUELS; DISCLOSURE.] A manufacturer, hauler, blender, agent, jobber, consignment agent, importer, or distributor who distributes gasoline containing alcohol shall state on an invoice, bill of lading, shipping paper, or other documentation used in normal and customary business practices, the percentages by volume and the types, if more than one percent, of alcohols contained in the gasoline; except when the gasoline is distributed to the ultimate consumer, such as a bulk delivery to a farmer, only the types of alcohol must be disclosed. In determining compliance with this subdivision, the weights and measures division of the department of public service shall allow a one percent tolerance above or below the percentage stated on the documentation.

Sec. 7. Minnesota Statutes 1982, section 296.22, is amended by adding a subdivision to read:

Subd. 13. [GASOLINE-ALCOHOL BLENDS; IDENTIFICATION.] When gasoline blended with alcohol is sold, offered for sale, or dispensed for use in motor vehicles, the dispenser shall be clearly marked to identify each type of alcohol, if more than one percent by volume, blended with the gasoline. The marking shall consist of a white or yellow adhesive decal not less than two inches by six inches with clearly printed black lettering not less than one-half inch high and one-eighth inch in stroke. The marking shall be conspicuously displayed on the front side of the dispenser and state that the gasoline "CONTAINS ETHANOL" or "CONTAINS METHANOL." This subdivision does not prohibit the posting of other alcohol or additive information.

Sec. 8. [APPROPRIATION; INCREASED COMPLEMENT.]

The sum of \$50,000 is appropriated from the general fund to the weights and measures division of the department of public service for the purpose of administering sections 1 to 7. The sum is available until June 30, 1985.

The general fund complement for the public service department is increased by one position."

Delete the title and insert:

"A bill for an act relating to motor fuels; setting standards for gasoline and gasoline-alcohol blends; providing testing authority for the weights and measures division of the department of public service; requiring alcohol content disclosure; providing for labeling; appropriating money; amending Minnesota Stat-

utes 1982, sections 296.01, subdivision 3, and by adding a subdivision; 296.05, subdivisions 1, 4, 6, and by adding a subdivision; and 296.22, by adding a subdivision.”

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

The report was adopted.

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

H. F. No. 2130, A bill for an act relating to administrative procedure; providing for a hearing procedure on certain proposed rules; providing an exemption from the contested case procedures; encouraging the use of negotiated rulemaking; regulating certain incorporations by reference; providing for the adoption of the rule after the hearing; requiring certain information to be contained in a notice to adopt a rule without a public hearing; authorizing interested persons to request a public hearing under certain circumstances; providing for notice of the modification of certain proposed rules; establishing a procedure for the adoption of emergency rules; providing for the expiration of authority for temporary rulemaking; providing for the legal status of certain exempt rules; requiring agencies to maintain official rulemaking records; providing for the judicial determination of the validity of a rule; making various technical changes; amending Minnesota Statutes 1982, sections 14.03, subdivision 2; 14.14, by adding a subdivision; 14.16; 14.23; 14.25; 14.29; 14.30; 14.31; 14.33; 14.35; 14.36; 14.38, subdivision 1; and 14.44; Minnesota Statutes 1983 Supplement, sections 14.07, subdivisions 2 and 4; 14.12; 14.15, subdivision 1; 14.22; 14.26; 14.32; and 14.45; proposing new law coded in Minnesota Statutes, chapter 14; repealing Minnesota Statutes 1982, section 14.13; and Minnesota Statutes 1983 Supplement, sections 14.07, subdivision 5; and 14.21.

Reported the same back with the following amendments:

Page 1, line 32, delete “Sec.” and insert “Section”

Pages 2 and 3, delete section 2

Page 5, after line 2, insert:

“Sec. 4. Minnesota Statutes 1983 Supplement, section 14.08, is amended to read:

14.08 [REVISOR OF STATUTE'S APPROVAL OF RULE FORM.]

(a) (FOR THE PURPOSE OF OBTAINING THE REVISOR'S CERTIFICATE OF APPROVAL OF THE FORM OF A RULE PRIOR TO FILING THE RULE WITH THE SECRETARY OF STATE,) Two copies of (THE) a rule *adopted pursuant to the provisions of section 14.26 or 14.32* shall be submitted by the agency to the attorney general. The attorney general shall send one copy of the rule to the revisor on the same day as it is submitted by the agency (TO THE ATTORNEY GENERAL AS REQUIRED BY SECTIONS 14.16,) *under section 14.26 (, AND) or 14.32.* Within five days after receipt of the rule, excluding weekends and holidays, the revisor shall either return the rule with a certificate of approval *of the form of the rule* to the attorney general or notify the attorney general and the agency that the form of the rule will not be approved.

((B)) If the attorney general disapproves (THE) a rule, the agency may modify it (. AFTER THE CHIEF HEARING EXAMINER'S REVIEW, IF ANY,) *and* the agency shall submit two copies of the modified rule to the attorney general who shall send a copy to the revisor for approval as to form as described in *this* paragraph ((A)).

(b) *One copy of a rule adopted after a public hearing shall be submitted by the agency to the revisor for approval of the form of the rule. Within five working days after receipt of the rule, the revisor shall either return the rule with a certificate of approval to the agency or notify the agency that the form of the rule will not be approved.*

(c) If the revisor refuses to approve the form of (ANY RULES) *the rule*, the revisor's notice (TO THE AGENCY AND THE ATTORNEY GENERAL) shall indicate the reason for the refusal and specify the modifications necessary so the form of the (RULES) *rule* will be approved.

Sec. 5. Minnesota Statutes 1982, section 14.10, is amended to read:

14.10 [SOLICITATION OF OUTSIDE INFORMATION.]

When an agency seeks to obtain information or opinions in preparing to propose the adoption, amendment, suspension, or repeal of a rule from sources outside of the agency, the agency shall publish notice of its action in the state register and shall afford all interested persons an opportunity to submit data or views on the subject of concern in writing or orally. Such notice and any written material received by the agency shall become a part of the (HEARING) *rulemaking* record to be submitted to the attorney general *or hearing examiner* under (SECTION 14.16) *sections 14.14, 14.26, or 14.32."*

Page 5, after line 13, insert:

"Sec. 7. [14.131] [STATEMENT OF NEED AND REASONABLENESS.]

Subdivision 1. [CONTENT OF STATEMENT.] Before the agency orders the publication of a rulemaking notice required by section 14.14, subdivision 1a, the agency must prepare, review, and make available for public review a statement of the need for and reasonableness of the rule. The statement of need and reasonableness must be prepared under rules adopted by the chief hearing examiner.

Sec. 8. Minnesota Statutes 1988 Supplement, section 14.14, subdivision 1, is amended to read:

Subdivision 1. [REQUIRED HEARING.] (EXCEPT AS OTHERWISE PROVIDED IN CHAPTER 14, NO RULE MAY BE ADOPTED BY ANY AGENCY UNLESS THE AGENCY FIRST HOLDS) *When a public hearing is required under section 14.25 or when an agency decides to proceed directly to a public hearing, the agency shall proceed under the provisions of sections 14.14 to 14.20 and hold a public hearing affording all affected interests an opportunity to participate."*

Page 6, line 18, before "*FILING*" insert "*CHIEF HEARING EXAMINER;*"

Page 6, strike lines 25 to 29

Page 6, line 30, strike the period, and before "*If*" insert:

"Subdivision 1. [REVIEW OF MODIFICATIONS.] If the report of the hearing examiner finds no defects; the agency may proceed to adopt the rule. After receipt of the hearing examiner's report, if the agency makes any modifications to the rule other than those recommended by the hearing examiner, it must return the rule to the chief hearing examiner for a review on the issue of substantial change."

Page 7, reinstate line 1.

Page 7, line 2, reinstate the stricken "to be informed that the" and after the stricken "record" insert "*rule*" and reinstate "has been"

Page 7, line 3, after the stricken "general" insert "*adopted and filed with the secretary of state*" and reinstate the rest of the line

Page 7, line 4, reinstate the stricken "that the" and after the stricken "submitted" insert "*rule is filed*" and reinstate the stricken period

Page 7, after line 4, insert:

"Subd. 2. [CORRECTION OF DEFECTS.] If the chief hearing examiner approves the hearing examiner's finding of a defect and advises the agency of actions which will correct the defect pursuant to subdivision 3 of section 14.15, the agency must either withdraw the rule or make the modifications required. The agency shall then resubmit the rule to the chief hearing examiner for a determination as to whether the defects have been corrected."

Page 7, line 5, before "After" insert "Subd. 3. [FILING.]"

Page 7, line 8, delete "file" and insert "filed"

Page 7, line 23, after "include" insert "a citation to the most specific statutory authority for the proposed rule, and"

Page 7, line 24, strike ", and a citation to" and insert "unless this would exceed four printed pages, in which case the notice may include an explanation of the rule and state that a free copy of the complete rule is available from the agency"

Page 7, line 25, strike everything before the period

Page 12, line 20, strike "five" and insert "ten"

Page 15, delete lines 15 and 16 and insert:

"No agency may adopt an emergency or temporary rule pursuant to any temporary rulemaking authority granted in a statute enacted prior to March 1, 1984, later than 180"

Page 15, line 17, delete "day" and insert "date"

Page 15, line 22, after "Statutes" insert "1984"

Page 15, after line 22, insert:

"The revisor of statutes shall change the term "hearing examiner" or similar terms to "administrative law judge" or similar terms and the term "chief hearing examiner" or similar terms to "chief administrative law judge" or similar terms wherever those terms appear in Minnesota Statutes 1984 with reference to personnel of the office of administrative hearings."

Page 15, line 28, delete "27" and insert "30"

Renumber the sections in sequence

Amend the title as follows:

Page 1, delete lines 2 to 18

Page 1, line 19, delete everything before the semicolon and insert: "relating to state government; amending the administrative procedure act"

Page 1, line 20, before "14.14," insert "14.10;"

Page 1, line 24, after the first semicolon, insert "14.08;" and after "14.12;" insert "14.14, subdivision 1;"

Page 1, line 29, after the semicolon, insert "14.17;"

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. 2157, A bill for an act relating to the legislative auditor; authorizing the audit of metropolitan agencies, boards, and commissions; amending Minnesota Statutes 1982, section 3.971, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 3.971, subdivision 2, is amended to read:

Subd. 2. To perform program evaluation, the legislative auditor shall determine the degree to which the activities and programs entered into or funded by the state are accomplishing their goals and objectives, including an evaluation of goals and objectives, measurement of program results and effectiveness, alternative means of achieving the same results, and efficiency in the allocation of resources. *At the direction of the commission the legislative auditor may perform program evaluations of any state department, board, commission or agency, and any metropolitan agency created under chapter 473.*

Sec. 2. Minnesota Statutes 1982, section 473.121, is amended by adding a subdivision to read:

Subd. 37. "Independent certified public accountant" or "public accountant" or words of similar import for purposes of the postaudits of the metropolitan transit commission, the metropolitan airports commission, the metropolitan mosquito control

district, and the metropolitan sports facilities commission means the legislative auditor."

Amend the title as follows:

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

Page 1, line 5, after "subdivision" delete "1" and insert "2; and 473.121, by adding a subdivision"

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

The report was adopted.

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

H. F. No. 2164, A bill for an act relating to local government; requiring payments as a condition of annexations; amending Minnesota Statutes 1982, section 414.031, subdivision 4.

Reported the same back with the following amendments:

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 1982, section 414.01, is amended by adding a subdivision to read:

Subd. 16. In proceedings before the board, the board has the authority to require that representatives from the involved city, town, and county shall meet together to discuss the resolution of issues raised at the hearing before the board and other issues of mutual concern. The board may require that the parties meet at least three times over the course of a 60-day period and the board shall designate a person who shall immediately after the last meeting make a report to the board on the results of the meetings."

Page 3, line 9, delete "*Each annexation shall be conditioned on*"

Page 3, delete lines 10 to 12

Page 3, line 13, delete "*complete the payment in six or fewer years.*" and insert "*Upon determination by the board, an annexation may be conditioned on the payment from the municipality to the town of an amount not to exceed six times the property tax revenue derived by the town from the annexed territory in*

the year of annexation. The municipality shall complete the payment as determined by the board in six or fewer years."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon insert "authorizing the Minnesota municipal board to require cities, towns, and counties to meet and discuss certain issues;"

Page 1, line 4, delete "section" and insert "sections 414.01, by adding a subdivision; and"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2173, A bill for an act relating to housing; prohibiting certain rent control ordinances in cities, counties, and towns; proposing new law coded in Minnesota Statutes, chapter 471.

Reported the same back with the following amendments:

Page 1, line 8, delete "*The legislature finds and*"

Page 1, delete lines 9 and 10

Page 1, line 11, delete "*Therefore,*"

Page 1, delete lines 23 to 25

Page 2, delete lines 1 to 10 and insert:

"Subd. 2. [EXCEPTION.] Subdivision 1 does not preclude a statutory or home rule charter city, county, or town from controlling rents on private residential property to the extent that the city, county, or town has the power to adopt an ordinance, charter amendment, or law to control these rents if the ordinance, charter amendment, or law that controls rents is approved in a general election. Subdivision 1 does not limit any power or authority of the voters of a statutory or home rule charter city, county, or town to petition for an ordinance or charter amendment to control rents on private residential property to the extent that the power or authority is otherwise provided for by law, and if the ordinance or charter amendment is approved in

a general election. This subdivision does not grant any additional power or authority to the citizens of a statutory or home rule charter city, county, or town to vote on any question beyond that contained in other law.

Subdivision 1 does not apply to any statutory city unless the citizens of the statutory city have the authority to vote on the issue of rent control granted by other law."

With the recommendation that when so amended the bill pass.

The report was adopted.

Mann from the Committee on Transportation to which was referred:

H. F. No. 2177, A bill for an act relating to transportation; authorizing extension of I-35 in Duluth; amending Minnesota Statutes 1982, sections 161.12; and 161.1245, by adding a subdivision.

Reported the same back with the following amendments:

Page 3, lines 5 and 6, delete "*is authorized and directed to*" and insert "*shall*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2247, A bill for an act relating to public health; exempting increases of less than five swing beds from certificate of need review; amending Minnesota Statutes 1982, section 145.833, subdivision 5.

Reported the same back with the recommendation that 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. 2299, A bill for an act relating to natural resources; eliminating duplicative appraisal reviews in land acquisition

procedures; amending Minnesota Statutes 1982, section 84.0272; repealing Minnesota Statutes 1982, section 84.0271.

Reported the same back with the following amendments:

Page 2, delete lines 12 and 13

With the recommendation that when so amended the bill pass.

The report was adopted.

Kostohryz from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 2301, A bill for an act relating to veterans; requiring veterans organizations to file reports to the commissioner of veterans affairs; proposing new law coded in Minnesota Statutes, chapter 197.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. [349.41] [ANNUAL REPORTS.]

On or before June 30 annually, every organization that conducts bingo, raffles, pull-tabs, tipboards, or paddlewheels under this chapter shall file a report with the department of revenue specifying the gross receipts, prize payouts, and profit earned from conducting each of the above activities and the manner in which any profits are used for charitable purposes in the community. If a charitable organization contracts with a fund raising organization, that contract must follow the department of revenue rules which will provide the necessary data. The department of revenue shall develop those rules under chapter 14.”

Delete the title and insert:

“A bill for an act relating to gambling; requiring organizations conducting gambling under chapter 349 to file annual reports; proposing new law coded in Minnesota Statutes, chapter 349.”

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. 2302, A bill for an act relating to state land; modifying certain procedures relating to sale of surplus state land; amending Minnesota Statutes 1982, section 94.10, subdivision 2.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1982, section 94.10, subdivision 2, is amended to read:

Subd. 2. (a) *Lands certified as surplus by the head of a department or agency other than the department of natural resources shall be offered for public sale by the commissioner of administration as provided in this paragraph. After complying with subdivision 1 and before any public sale of surplus state owned land is made, the commissioner of administration shall publish a notice thereof at least once in each week for four successive weeks in a legal newspaper and also in a newspaper of general distribution in the city or county in which the real property to be sold is situated, which notice shall specify the time and place in the county at which the sale will commence, a description of the lots or tracts to be offered, and a general statement of the terms of sale. Each tract or lot shall be sold separately and shall be sold for not less than the appraised value thereof.*

(b) *Lands certified as surplus by the commissioner of natural resources shall be offered for public sale by the commissioner of natural resources in the manner provided in paragraph (a) for sales by the commissioner of administration.*

(c) *The cost of any survey or appraisal as provided in subdivision 1 shall be added to and made a part of the appraised value of the lands to be sold, whether to any political subdivision of the state or to a private purchaser as provided in this subdivision.”*

With the recommendation that when so amended the bill pass.

The report was adopted.

Kostohryz from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 416, A bill for an act relating to certain towns in Goodhue County; authorizing the town board to set the hours the polling places will be open in town elections.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1983 Supplement, section 205.175, subdivision 2, is amended to read:

Subd. 2. [METROPOLITAN AREA TOWNS.] At any election of town officers, in a town which is located within (60 MILES OF A CITY OF THE FIRST CLASS HAVING A POPULATION OF AT LEAST 250,000) a *metropolitan county as defined by section 473.121*, the town board, by resolution adopted prior to giving notice of the election, may designate the time during which the polling places will remain open for voting at the next succeeding and all subsequent town elections, provided that the polling places shall open no later than 10:00 a.m. and shall close no earlier than 8:00 p.m. The resolution shall remain in force until it is revoked by the town board.

Sec. 2. Minnesota Statutes 1983 Supplement, section 205.175, subdivision 3, is amended to read:

Subd. 3. [OTHER TOWNS.] In any election of town officers in a town other than a town described in subdivision 2, the town board, by resolution adopted prior to giving notice of the election, may designate the time, in no event less than three hours, during which the polling places will remain open for voting at the next succeeding and all subsequent town elections. The resolution shall remain in force until it is revoked by the town board *or changed because of request by voters as provided in this subdivision. If a petition requesting longer voting hours, signed by a number of voters equal to 20 percent of the votes cast at the last town election, is presented to the town clerk no later than 30 days prior to the town election, then the polling places for that election shall open at 10:00 a.m. and close at 8:00 p.m. The town clerk shall give ten days notice of the changed voting hours and notify the county auditor of the change.*”

Delete the title and insert:

“A bill for an act relating to town elections; authorizing towns to set the hours for polling places; amending Minnesota Statutes 1983 Supplement, section 205.175, subdivisions 2 and 3.”

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

The report was adopted.

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

S. F. No. 1114, A bill for an act relating to natural resources; authorizing additions to and deletions from certain state parks and waysides; authorizing land acquisition in relation thereto.

Reported the same back with the following amendments:

Page 2, after line 23, insert:

"Subd. 5. [85.012] [Subd. 30.] [JAY COOKE STATE PARK.] *The following area is deleted from Jay Cooke State Park:*

That part of the unplatted portion of Government Lot 1 of Section 8, Township 48 North, Range 16 West, lying northerly and easterly of the former Lake Superior and Mississippi Railroad Company Fond Du Lac Branch right-of-way, southerly of the former Burlington Northern Inc.'s St. Paul to Duluth Branch right-of-way and easterly of the right-of-way of Minnesota Highway 210.

Subd. 6. [85.012] [Subd. 55.] [TEMPERANCE RIVER STATE PARK.] *The following area is added to Temperance River State Park:*

Government Lot 1, except the East Half thereof of Section 31; that part of Government Lots 2 and 3 and the Southwest Quarter of the Southwest Quarter of Section 29 lying southerly of U.S. Highway 61; and that part of Government Lot 1 of Section 32 lying southerly of U.S. Highway 61 and east of a line run parallel with and distant 570 feet west of the southerly extension of the east line of the Southwest Quarter of the Southwest Quarter of said Section 29; all in Township 59 North, Range 4 West.

Subd. 7. [85.012] [Subd. 55a.] [TETTEGOUCHE STATE PARK.] *The following area is added to Tettegouche State Park:*

The Northeast Quarter of the Southwest Quarter of Section 9 and the West Half of the Northwest Quarter of Section 15, Township 56 North, Range 7 West.

The West Half of the Northwest Quarter of Section 15, Township 56 North, Range 7 West, consists of tax-forfeited lands which are transferred from the custody, control, and supervision of the Lake County Board of Commissioners to the commissioner of natural resources, free from any trust in favor of the interested taxing districts, for inclusion in Tettegouche State Park. However, this transfer is effective only after conveyance to Lake County, by the commissioner of natural resources, in a form to be approved by the attorney general, the North Half of the Southwest Quarter of Section 23, Township 56 North, Range 8 West."

Page 2, line 24, delete "5" and insert "8"

Page 3, after line 19, insert:

"Sec. 3. [85.013] [Subd. 10.] [FLOOD BAY STATE WAY-SIDE.]

The following areas are deleted from the Flood Bay State Wayside:

(a) *That part of Government Lot 2, Section 32, Township 53 North, Range 10 West of the fourth principal meridian, lying southeasterly of the southeasterly right-of-way line of U.S. Highway 61 and northeasterly of a line described as follows: beginning at the Northwest Corner of said Government Lot 2, run southeasterly at an angle of 59 degrees with the West Line of said Government Lot 2 to the low water mark of Lake Superior, and said line there terminating, except a strip of land one hundred twenty-five feet in width lying northwesterly of the low water mark of Lake Superior.*

(b) *That part of Government Lot 1, Section 32, Township 53 North, Range 10 West of the fourth principal meridian, lying southeasterly of the southeasterly right-of-way line of U.S. Highway 61 and southwesterly of a line described as follows: commencing at the intersection of the West Line of said Section 32 with the centerline of said U.S. Highway 61, thence northeasterly along said centerline a distance of nine hundred thirty feet to the beginning of the line to be described; thence deflect 90 degrees 00 minutes to the right in a southeasterly direction to the low water mark of Lake Superior and said line there terminating, except a strip of land one hundred twenty-five feet in width lying northwesterly of the low water mark of Lake Superior.*

These deletions are effective only if: (1) the commissioner of natural resources determines that the deletions and the proposed subsequent developments are in the public interest and consistent with the continued operation and preservation of the remainder of the wayside, considering the environmental impacts as described by an environmental impact statement found to be adequate by the environmental quality board under section 116D.04, any proposed mitigation measures and the economic and engineering feasibility of the project; and (2) the senate agriculture and natural resources committee and the house environment and natural resources committee review and approve the commissioner's determination. If these committees do not approve his determination, the commissioner shall submit it as a recommendation to the 1985 legislature. If the deletions become effective, notwithstanding any limitations contained in Minnesota Statutes, sections 92.45, 94.342, or 94.343 restricting the sale or exchange of state park land or land devoted to a specific public use, or of land bordering public waters, the commissioner may sell or exchange the deleted portions of Flood Bay State Wayside in the manner otherwise provided by law. The commissioner shall include in any deed issued for the area a condition requiring that this area be developed and

operated in a manner consistent with the continued operation and preservation of the remaining portions of Flood Bay State Wayside."

Page 3, after line 27, insert:

"Sec. 5. [LAKE COUNTY LAND EXCHANGE.]

Notwithstanding section 282.018, Lake County may exchange ten 40-acre parcels of tax-forfeited land for land of equal value within the city of Silver Bay, provided that the commissioner of revenue pursuant to section 282.37 grants a permanent 50-foot wide public easement on each side of public waters involved. The parcels to be exchanged are described as follows:

The Northeast Quarter of the Northeast Quarter of Section 1, Township 55, Range 9; the Southeast Quarter of the Northeast Quarter of Section 1, Township 55, Range 9; the Southeast Quarter of the Southwest Quarter of Section 1, Township 55, Range 9; the Northeast Quarter of the Southeast Quarter of Section 1, Township 55, Range 9; the Northwest Quarter of the Southeast Quarter of Section 1, Township 55, Range 9; the Southwest Quarter of the Southeast Quarter of Section 1, Township 55, Range 9; the Southeast Quarter of the Southeast Quarter of Section 1, Township 55, Range 9; the Northeast Quarter of the Northeast Quarter of Section 2, Township 55, Range 9; the Northwest Quarter of the Northeast Quarter of Section 2, Township 55, Range 9; the Southeast Quarter of the Northeast Quarter of Section 2, Township 55, Range 9."

Renumber sections in sequence

Amend the title as follows:

Page 1, line 5, before the period insert "; authorizing land exchange within Lake County"

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:

S. F. No. 1396, A bill for an act relating to local government; requiring the county board of adjustment to take the town board's recommendation into consideration when making certain decisions; amending Minnesota Statutes 1982, section 394.27, subdivision 5.

Reported the same back with the following amendments :

Page 1, delete lines 25 and 26

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

The report was adopted.

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

House Resolution No. 24, A house resolution condemning the Adolph Coors Brewery for its negative policies and practices.

Reported the same back with the following amendments :

Delete everything after the title and insert :

“Whereas, the Coalition of Black Trade Unionists, A. Phillip Randolph Institute, labor organizations, civil rights, feminist, consumer and environmental organizations throughout the United States sanctioned a national boycott of the Adolph Coors Brewery, brewers of Coors Beer, Coors Light Beer, Herman Joseph’s 1868, Killian’s Irish Red and Golden Lager ; and

Whereas, the boycott was instituted because of Coors management’s violations of basic human rights that forced the membership of Brewery Workers Local 366, DALU AFL-CIO, to strike Coors on April 5, 1977 ; and

Whereas, the only strike issue was human dignity, including forced lie detector tests by Coors which pried into workers’ sex lives, sexual practices and preferences, political and religious beliefs, financial status, and other matters of private concern ; and

Whereas, the issues that forced the Brewery Workers to strike Coors in 1977 remain as the Coors Company continues to demand that all employees take lie detector tests, be subjected to search and seizure raids, forced physical exams, and elimination of seniority rights ; and

Whereas, the Adolph Coors Company had a long history of race and sex discrimination until 1977 when it settled a suit filed by the Equal Employment Opportunity Commission (EEOC) after Coors refused to even discuss affirmative action policy with Local 366 ; and

Whereas, the Coors Company then hired enough women and minorities as strikebreakers to achieve token representation ; and

Whereas, William K. Coors urged employees to write members of Congress in opposition to the Civil Rights Act of 1964; and

Whereas, Coors has donated to and actively supports anti-ERA organizations; and

Whereas, through its contract the Coors Company denies its employees the right of freedom of expression; and

Whereas, Coors has funded and actively supports organizations, politicians, and legislation that are in opposition to the best interests and survival of workers, the poor, elderly, women, minorities, and other groups on the lower rungs of the economic ladder; and

Whereas, the philosophy of the owners has not changed over the years since on February 23, 1984, William K. Coors told a meeting of Black business owners that Black Africa's troubled economy was caused by a "lack of intellectual capacity" and that "one of the best things they (slave traders) did for you is to drag your ancestors over here in chains"; and

Whereas, Coors was the founder and major financial supporter of Mountain States Legal Foundation, an organization opposed to government regulation of the environment as was its first director, James Watt; *Now, Therefore*,

Be It Resolved, that the Minnesota House of Representatives condemns the Adolph Coors Brewery and its family owners for discriminatory and negative policies and practices regarding employees, unions, civil rights, women's rights, and the environment."

With the recommendation that when so amended the resolution be adopted and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1213, 1449, 1473, 1666, 1770, 1772, 1790, 1809, 1831, 1845, 1847, 1851, 2020, 2036, 2055, 2078, 2081, 2130, 2164, 2173, 2177, 2247, 2299, 2301 and 2302 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1770, 1810, 1927, 416, 1114 and 1396 were read for the second time.

INTRODUCTION AND FIRST READING
OF HOUSE BILLS

The following House Files were introduced:

Greenfield introduced:

H. F. No. 2310, A bill for an act relating to occupations and professions; providing for licensing of electrologists; providing penalties; proposing new law coded in Minnesota Statutes, chapter 148.

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

Piper introduced:

H. F. No. 2311, A bill for an act relating to taxation; providing an income tax credit for employers who invest in certain rehabilitation facilities and personnel; amending Minnesota Statutes 1982, section 290.06, by adding a subdivision.

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

Graba introduced:

H. F. No. 2312, A resolution memorializing the United States Congress to allow greater flexibility in the use of federal funds for veterans care facilities and programs.

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

Segal, Pauly and Coleman introduced:

H. F. No. 2313, A bill for an act relating to taxation; income; providing an itemized deduction for post-secondary tuition payments; amending Minnesota Statutes 1983 Supplement, section 290.089, subdivision 2, and by adding a subdivision.

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

Rice, for the Committee on Appropriations, introduced:

H. F. No. 2314, A bill for an act relating to capital improvements; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; reducing and canceling certain appropriations; authorizing issuance of state bonds; appropriating money; amending Minnesota Statutes 1982, sections 16.72, subdivision 7; 85A.04, subdivision 3; 475A.03, subdivision 1; 475A.05, subdivision 1, and by adding a subdivision; 475A.06, subdivision 7; and Laws 1983, chapter 344, section 6, subdivision 8; repealing Laws 1981, chapter 275; and chapter 334, section 11, subdivision 4; and Laws 1982, chapter 639, section 5.

The bill was read for the first time and laid over one day.

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. 1784, A bill for an act relating to the state board of investment; establishing combined investment funds; amending Minnesota Statutes 1982, sections 11A.14; and 11A.24, subdivision 2; and Minnesota Statutes 1983 Supplement, section 11A.24, subdivision 1; repealing Minnesota Statutes 1982, section 356.20, subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1944, A bill for an act relating to financial institutions; qualifying obligations of the African Development Bank for public and private investment; amending Minnesota Statutes 1982, sections 11A.24, subdivision 2; 50.14, by adding a subdivision; and 61A.28, subdivision 2; Minnesota Statutes 1983 Supplement, section 60A.11, subdivision 14.

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. 97 and 1750.

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. 1656, 1843, 2016, 2083, 2148 and 2145.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 97, A bill for an act relating to the environment; requiring notice of intent to develop uranium; creating a uranium policy and regulation development committee; requiring an environmental analysis and reports to the legislature; requiring meetings and public participation; imposing a penalty; proposing new law coded in Minnesota Statutes, chapter 116C.

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

S. F. No. 1750, A bill for an act relating to commerce; providing for the classification of crime reports of the department of commerce; including certain financial institutions within the definition of broker-dealer of securities; broadening the securities transaction exemption for corporate transactions; providing for the receipt of applications for renewal of real estate broker and salesperson licenses; establishing certain fees relating to the regulation of real estate brokers and salespersons; providing for real estate salesperson licensing requirements after examination; clarifying a certain definition relating to recovery from the real estate education, research, and recovery fund; limiting recovery to cases involving judgments against licensed individuals; providing for the depositing of funds under the unclaimed property statutes; regulating sales of unclaimed property; appropriating money; amending Minnesota Statutes 1982, sections 13.81, subdivision 1; 13.82, subdivision 1; 80A.14, subdivision 4; 80A.15, subdivision 2; 80A.30, subdivision 2; 82.17, subdivision 3; 82.20, subdivisions 8 and 9; 82.21, subdivision 1; 82.22, subdivisions 2 and 5; 345.32; 345.47, subdivision 1; 345.48; 345.49; Minnesota

Statutes 1983 Supplement, sections 82.22, subdivisions 6 and 13; and 82.34, subdivision 7; proposing new law coded in Minnesota Statutes, chapter 345.

The bill was read for the first time.

Segal moved that S. F. No. 1750 and H. F. No. 1632, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1656, A bill for an act relating to communications; providing conditions for extension of cable communications service outside the boundaries of a core service unit; amending Minnesota Statutes 1982, section 238.17, subdivision 1.

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

S. F. No. 1843, A bill for an act relating to courts; providing for the appointment of chief judge and assistant chief judge for each judicial district; clarifying the administrative authority of the chief judge; amending Minnesota Statutes 1982, section 484.69, subdivisions 1 and 3.

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

S. F. No. 2016, A bill for an act relating to the office of the secretary of state; providing for the simplification of various filings with that office; eliminating or transferring certain filings; eliminating the requirement of publication after incorporation; amending Minnesota Statutes 1982, sections 35.14; 62C.06, subdivision 3; 62G.08, subdivision 2; 66A.08, subdivision 4; 72A.43, subdivisions 1 and 2; 121.212, subdivision 3; 169.966, subdivision 7; 272.483; 315.15; 315.20, subdivisions 2 and 3; 315.23, subdivision 2; 315.32; 315.365, subdivision 2; 325D.67, subdivisions 5 and 6; 365.46; 379.05; 507.10; Minnesota Statutes 1983 Supplement, sections 507.09; and 648.39, subdivision 1.

The bill was read for the first time.

Ellingson moved that S. F. No. 2016 and H. F. No. 2023, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2083, A resolution memorializing the Administrator of General Services of the United States of the development of a permanent operation plan for the distribution of federal surplus property.

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

S. F. No. 2148, A bill for an act relating to local government; permitting a land transfer between Ramsey County and the city of Shoreview.

The bill was read for the first time.

Bennett moved that S. F. No. 2148 and H. F. No. 2255, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2145, A bill for an act relating to Olmsted County; allowing contracts for solid waste management property, facilities, and services to be let without advertisement for bids.

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

CONSENT CALENDAR

H. F. No. 427 was reported to the House.

There being no objection H. F. No. 427 was continued on the Consent Calendar for one day.

H. F. No. 756 was reported to the House.

Valan moved to amend H. F. No. 756, the first engrossment, as follows:

Page 1, after line 6, insert:

“Section 1. Minnesota Statutes 1982, section 359.01, is amended to read:

359.01 [COMMISSION.]

Subdivision 1. [RESIDENT NOTARIES.] The governor may appoint and commission as notaries public, by and with the advice and consent of the senate, as many citizens of this state, over the age of 18 years, resident in the county for which appointed, as he deems necessary.

Subd. 2. [NONRESIDENT NOTARIES.] Notwithstanding the provisions of subdivision 1, the governor may appoint as notaries public, by and with the advice and consent of the senate, persons who are not citizens of this state and who are not residents of the county for which appointment is sought by designating the clerk of the district court of the county in which appointment is sought as agent for the service of process for all purposes and for receipt of all correspondence relating to notarial acts.

Subd. 3. [FEES.]

The fee for each commission shall not exceed \$10, and shall be paid to the governor's private secretary."

Page 1, line 25, delete "1" and insert "2"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the second semicolon insert "authorizing appointment of out-of-state notaries; requiring designation of the clerk of district court of the county in which appointment is sought as agent for out-of-state notaries;"

Page 1, line 4, delete "section" and insert "sections 359.01; and"

The motion prevailed and the amendment was adopted.

H. F. No. 756, A bill for an act relating to notaries public; changing the term of office; increasing the required bond amount; authorizing appointment of out-of-state notaries; requiring designation of the clerk of district court of the county in which appointment is sought as agent for out-of-state notaries; amending Minnesota Statutes 1982, sections 359.01; and 359.02.

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

The question was taken on the passage of the bill and the roll was called. There were 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	DenOuden	Jacobs	Murphy	Rice
Anderson, G.	Dimler	Jennings	Nelson, D.	Rivencess
Anderson, R.	Eken	Jensen	Nelson, K.	Rodosovich
Battaglia	Elioff	Johnson	Neuenschwander	Rodriguez, C.
Beard	Ellingson	Kahn	Norton	Rodriguez, F.
Begich	Erickson	Kelly	O'Connor	Rose
Bennett	Evans	Knickerbocker	Ogren	St. Onge
Bergstrom	Findlay	Knuth	Olsen	Sarna
Blatz	Fjoslien	Kostohryz	Omann	Schafer
Boo	Forsythe	Krueger	Onnen	Scheid
Brandl	Graba	Kvam	Osthoff	Seaberg
Brinkman	Greenfield	Larsen	Otis	Segal
Burger	Gruenes	Levi	Pauly	Shea
Carlson, D.	Gustafson	Ludeman	Peterson	Sherman
Carlson, L.	Gutknecht	Mann	Piepho	Simoneau
Clark, J.	Halberg	Marsh	Piper	Skoglund
Clark, K.	Haukoos	McDonald	Price	Solberg
Clawson	Heap	McEachern	Quinn	Sparby
Cohen	Heinitz	McKasy	Quist	Staten
Coleman	Hoffman	Metzen	Redalen	Sviggum
Dempsey	Hokr	Minne	Reif	Swanson

Thiede	Valan	Voss	Welle	Zaffke
Tomlinson	Valento	Waltman	Wenzel	Speaker Sieben
Tunheim	Vanasek	Welch	Wigley	
Uphus	Vellenga	Welker	Wynia	

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

H. F. No. 1850 was reported to the House.

There being no objection H. F. No. 1850 was temporarily laid over on the Consent Calendar.

H. F. No. 2162, A bill for an act relating to Minnesota Statutes; providing for the replacement of gender-specific references with neutral or equal references to gender; imposing duties on the revisor of statutes and other legislative staff; setting goals; providing for the accomplishment of goals within existing resources.

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

The bill was passed and its title agreed to.

H. F. No. 2238, A bill for an act relating to natural resources; authorizing the commissioner of natural resources to sell certain lands in Koochiching County; appropriating money.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 7, A bill for an act relating to St. Louis County; providing for the tort liability of the St. Louis County Promotional Bureau.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 1041, A bill for an act relating to the city of Plymouth; giving the city the powers of a port authority.

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

The question was taken on the passage of the bill and the roll was called. There were 119 yeas and 4 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

DenOuden Ludeman Schafer Welker

The bill was passed and its title agreed to.

H. F. No. 1010, A bill for an act relating to the city of Thief River Falls; changing restrictions on filing and recording certain conveyances.

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

The bill was passed and its title agreed to.

H. F. No. 1835, A bill for an act relating to transportation; allowing prepayment of state contractual obligations to governmental subdivisions under agreements for the construction, improvement, or maintenance of trunk highways; amending Minnesota Statutes 1982, section 16A.41, subdivision 1, and by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1850 which was temporarily laid over earlier today was again reported to the House.

H. F. No. 1850, A bill for an act relating to statutes; conforming various laws to judicial decisions of unconstitutionality; amending Minnesota Statutes 1982, sections 297A.25, subdivision 4; and 609.341, subdivision 11; repealing Minnesota Statutes 1982, section 238.07.

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 1 nay as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Graba

The bill was passed and its title agreed to.

H. F. No. 1886, A bill for an act relating to the dissemination and collection of data; welfare data; providing for the release of information in emergencies; classifying investigative data not on individuals; classifying certain licensing data; establishing procedures for the handling of medical data; amending Minnesota Statutes 1982, section 13.46, subdivisions 3, 4, 5, and 6; and Minnesota Statutes 1983 Supplement, section 13.46, 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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Clawson	Gutknecht	Krueger	Norton
Anderson, G.	Cohen	Halberg	Kvam	O'Connor
Anderson, R.	Coleman	Haukoos	Larsen	Ogren
Battaglia	DenOuden	Heap	Levi	Olsen
Beard	Dimler	Heinitz	Long	Omann
Begich	Eken	Himle	Ludeman	Onnen
Bennett	Elioff	Hoffman	Mann	Osthoff
Bergstrom	Ellingson	Hokr	Marsh	Otis
Bishop	Erickson	Jacobs	McDonald	Pauly
Blatz	Evans	Jennings	McEachern	Peterson
Boo	Findlay	Jensen	McKasy	Piepho
Brandl	Fjoslien	Johnson	Metzen	Piper
Brinkman	Forsythe	Kahn	Minne	Price
Burger	Frerichs	Kalis	Munger	Quinn
Carlson, D.	Graba	Kelly	Murphy	Quist
Carlson, L.	Greenfield	Knickerbocker	Nelson, D.	Redalen
Clark, J.	Grucnes	Knuth	Nelson, K.	Reif
Clark, K.	Gustafson	Kostohryz	Neuenschwander	Rice

Riveness	Schoenfeld	Sparby	Valan	Wenzel
Rodosovich	Schreiber	Stadum	Valento	Wigley
Rodriguez, C.	Seaberg	Staten	Vanasek	Wynia
Rodriguez, F.	Segal	Sviggum	Vellenga	Zaffke
Rose	Shea	Swanson	Voss	Speaker Sieben
St. Onge	Sherman	Thiede	Waltman	
Sarna	Simoneau	Tomlinson	Welch	
Schafer	Skoglund	Tunheim	Welker	
Scheid	Solberg	Uphus	Welle	

The bill was passed and its title agreed to.

H. F. No. 2047, A bill for an act relating to transportation; authorizing the expenditure of county turnback account funds and state transportation bond funds for bridges ten feet or more in length following replacement; amending Minnesota Statutes 1982, section 174.50, subdivision 7; and Minnesota Statutes 1983 Supplement, section 161.082, subdivision 2a.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Rice requested immediate consideration of H. F. No. 1393.

H. F. No. 1393 was reported to the House.

Olsen, Segal, Pauly, Heap, Rose, Forsythe, McKasy, Bergstrom, Knickerbocker, Thiede and Sviggum moved to amend H. F. No. 1393, the second engrossment, as follows:

Pages 7, 8 and 9, delete section 7

Page 86, after line 25, insert:

“Sec. 24. [REPEALER.]

Minnesota Statutes 1983 Supplement, section 124.2138, is repealed.”

Renumber the remaining sections

Amend the title accordingly

A roll call was requested and properly seconded.

CALL OF THE HOUSE

On the motion of Eken and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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

Eken moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

The question recurred on the amendment and the roll was called.

Eken moved that those not voting be excused from voting. The motion prevailed.

There were 52 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Bennett	Forsythe	Knickerbocker	Piepho	Swanson
Bergstrom	Gruenes	Kvam	Quist	Thiede
Bishop	Gutknecht	Levi	Redalen	Uphus
Blatz	Halberg	Ludeman	Reif	Valento
Boo	Haukoos	Marsh	Rose	Waltman
Burger	Heap	McDonald	Schreiber	Welker
Dempsey	Heinitz	McKasy	Seaberg	Wigley
Dimler	Himle	Olsen	Segal	Zaffke
Erickson	Hokr	Omann	Shaver	
Findlay	Jennings	Onnen	Stadum	
Fjoslien	Johnson	Pauly	Sviggum	

Those who voted in the negative were:

Anderson, B.	Elioff	Long	Price	Sparby
Anderson, G.	Ellingson	Mann	Quinn	Staten
Anderson, R.	Evans	McEachern	Rice	Tomlinson
Battaglia	Graba	Minne	Rodosovich	Tunheim
Beard	Gustafson	Murphy	Rodriguez, C.	Vanasek
Begich	Hoffman	Nelson, K.	Rodriguez, F.	Vellenga
Brandl	Jacobs	Neuenschwander	St. Onge	Voss
Brinkman	Jensen	Norton	Sarna	Welch
Carlson, L.	Kalis	O'Connor	Schoenfeld	Welle
Clark, J.	Kelly	Ogren	Shea	Wenzel
Clark, K.	Knuth	Osthoff	Sherman	Speaker Sieben
Clawson	Kostohryz	Otis	Simoneau	
Cohen	Krueger	Peterson	Skoglund	
Eken	Larsen	Piper	Solberg	

The motion did not prevail and the amendment was not adopted.

Olsen, Segal, Pauly, Heap, McKasy, Forsythe, Rose, Bergstrom, Knickerbocker and Sviggum moved to amend H. F. No. 1393, the second engrossment, as follows:

Pages 7 to 9, delete section 7

Renumber the sections as necessary

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called.

Eken moved that those not voting be excused from voting. The motion prevailed.

There were 30 yeas and 92 nays as follows:

Those who voted in the affirmative were:

Bergstrom	Gutknecht	Johnson	Onnen	Segal
Bishop	Halberg	Knickerbocker	Pauly	Sviggum
Boo	Haukoos	Ludeman	Piepho	Swanson
Dimler	Heap	McDonald	Reif	Waltman
Fjoslien	Heinitz	McKasy	Rosc	Welker
Forsythe	Hokr	Olsen	Seaberg	Zaffke

Those who voted in the negative were:

Anderson, B.	Elioff	Kvam	Piper	Sparby
Anderson, G.	Ellingson	Larsen	Price	Stadum
Anderson, R.	Erickson	Levi	Quinn	Staten
Battaglia	Evans	Long	Quist	Thiede
Beard	Graba	Mann	Redalen	Tomlinson
Begich	Greenfield	Marsh	Riveness	Tunheim
Bennett	Gruenes	McEachern	Rodosovich	Uphus
Blatz	Gustafson	Metzen	Rodriguez, C.	Valan
Brandl	Himle	Minne	Rodriguez, F.	Vanasek
Brinkman	Hoffman	Murphy	St. Onge	Vellenga
Burger	Jacobs	Nelson, K.	Sarna	Voss
Carlson, L.	Jennings	Neuenschwander	Schafer	Welch
Clark, J.	Jensen	Norton	Schoenfeld	Welle
Clark, K.	Kahn	O'Connor	Schreiber	Wenzel
Clawson	Kalis	Ogren	Shea	Wigley
Cohen	Kelly	Omann	Sherman	Speaker Sieben
Dempsey	Knuth	Osthoff	Simoneau	
DenOuden	Kostohryz	Otis	Skoglund	
Eken	Krueger	Peterson	Solberg	

The motion did not prevail and the amendment was not adopted.

The Speaker called Wynia to the Chair.

Welker, Quist, Hokr, Olsen, Findlay, Sviggum, Dimler, Ludeman, DenOuden, Schafer and Waltman moved to amend H. F. No. 1393, the second engrossment, as follows:

Page 6, line 6, delete ".023" and insert ".020"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called.

Eken moved that those not voting be excused from voting. The motion prevailed.

There were 57 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Findlay	Johnson	Quist	Sviggum
Bennett	Fjoslien	Knickerbocker	Redalen	Thiede
Bishop	Forsythe	Kvam	Reif	Uphus
Blatz	Frerichs	Levi	Rodriguez, C.	Valan
Boo	Gutknecht	Ludeman	Rose	Valento
Burger	Halberg	McDonald	Schafer	Waltman
Carlson, D.	Haukoos	McKasy	Schreiber	Welker
Dempsey	Heap	Olsen	Seaberg	Wigley
DenOuden	Heinitz	Omann	Shaver	Zaffke
Dimler	Himle	Onnen	Shea	
Erickson	Hokr	Pauly	Sherman	
Evans	Jennings	Piepho	Stadum	

Those who voted in the negative were:

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

The motion did not prevail and the amendment was not adopted.

Olsen, Hokr, Boo, Jennings, Findlay, Sviggum, Johnson, Valan, Quist, Schafer, Knickerbocker and Waltman moved to amend H. F. No. 1393, the second engrossment, as follows:

Page 6, line 16, delete ".023" and insert ".022"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called.

Eken moved that those not voting be excused from voting. The motion did not prevail.

Eken moved that those not voting be excused from voting. The motion did not prevail.

Eken moved that those not voting be excused from voting. The motion prevailed.

There were 61 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Fjoslien	Knickerbocker	Quist	Thiede
Bennett	Forsythe	Kvam	Redalen	Uphus
Bishop	Frerichs	Levi	Reif	Valan
Blatz	Gruenes	Long	Rodriguez, C.	Valento
Boo	Gutknecht	Ludeman	Rose	Waltman
Burger	Halberg	Marsh	Schafer	Welker
Carlson, D.	Haukoos	McDonald	Schoenfeld	Wenzel
Dempsey	Heap	McKasy	Schreiber	Wigley
DenOuden	Heinitz	Olsen	Seaberg	Zaffke
Dimler	Hirle	Omann	Shaver	
Erickson	Hokr	Onnen	Sherman	
Evans	Jennings	Pauly	Stadum	
Findlay	Johnson	Piepho	Sviggum	

Those who voted in the negative were:

Anderson, B.	Eken	Krueger	Otis	Skoglund
Anderson, G.	Elioff	Larsen	Peteron	Soiberg
Battaglia	Ellingson	Mann	Piper	Sparby
Beard	Graba	McEachern	Price	Staten
Begich	Greenfield	Metzen	Quinn	Swanson
Bergstrom	Gustafson	Minne	Riveness	Tomlinson
Brandl	Hoffman	Murphy	Rodosovich	Tunheim
Brinkman	Jacobs	Nelson, D.	Rodriguez, F.	Vanasek
Carlson, L.	Jensen	Nelson, K.	St. Onge	Vellenga
Clark, J.	Kahn	Neuenschwander	Sarna	Voss
Clark, K.	Kalis	Norton	Scheid	Welch
Clawson	Kelly	O'Connor	Segal	Welle
Cohen	Knuth	Ogren	Shea	Wynia
Coleman	Kostohryz	Osthoff	Simoneau	Speaker Sieben

The motion did not prevail and the amendment was not adopted.

The Speaker resumed the Chair.

Thiede moved to amend H. F. No. 1393, the second engrossment, as follows:

Page 9, line 22, delete "60" and insert "55"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called.

Eken moved that those not voting be excused from voting. The motion prevailed.

There were 54 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Bennett	Graba	Krueger	Piepho	Swiggum
Bishop	Gruenes	Kvam	Quist	Thiede
Boo	Gutknecht	Levi	Redalen	Uphus
Burger	Haukoos	Ludeman	Reif	Valan
Carlson, D.	Heap	Marsh	Rose	Valento
Dempsey	Heinitz	McDonald	Schafer	Waltman
Dimler	Himle	McKasy	Seaberg	Welker
Evans	Hokr	Olsen	Shaver	Wenzel
Findlay	Jennings	Omann	Sherman	Wigley
Fjoslien	Johnson	Onnen	Solberg	Zaffke
Forsythe	Knickerbocker	Pauly	Stadum	

Those who voted in the negative were:

Anderson, B.	Eken	Larsen	Peterson	Simoneau
Anderson, R.	Elioff	Long	Piper	Sparby
Battaglia	Ellingson	Mann	Price	Staten
Beard	Greenfield	McEachern	Quinn	Swanson
Begich	Gustafson	Metzen	Rice	Tomlinson
Bergstrom	Hoffman	Minne	Riveness	Tunheim
Brandl	Jacobs	Murphy	Rodosovich	Vanasek
Brinkman	Jensen	Nelson, K.	Rodriguez, C.	Vellenga
Carlson, L.	Kahn	Norton	Rodriguez, F.	Voss
Clark, J.	Kalis	O'Connor	St. Onge	Welch
Clawson	Kelly	Ogren	Sarna	Welle
Cohen	Knuth	Osthoff	Schoenfeld	Wynia
Coleman	Kostohryz	Oris	Segal	Speaker Sieben

The motion did not prevail and the amendment was not adopted.

Erickson, Schoenfeld, Larsen, Bergstrom, Redalen and Jennings moved to amend H. F. No. 1393, the second engrossment, as follows:

Page 38, after line 9, insert:

"Subd. 3. There is appropriated from the general fund to the department of education for fiscal year 1984, the sum of \$50,000 and for fiscal year 1985 the sum of \$131,000 for the operation of non-AVTI adult vocational programs. This appropriation shall be added to the sums appropriated for fiscal years 1984 and 1985 for this purpose in Laws 1983, chapter 314, article V, section 18, subdivision 7."

The question was taken on the amendment and the roll was called.

Nelson, K., moved that those not voting be excused from voting. The motion prevailed.

There were 61 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Bennett	Frerichs	Kvam	Redalen	Uphus
Bergstrom	Graba	Larsen	Reif	Valan
Boo	Gruenes	Ludeman	Rose	Valento
Burger	Gustafson	Mann	Schafer	Waltman
Carlson, D.	Haukoos	Marsh	Schoenfeld	Welker
Dempsey	Heap	McDonald	Schreiber	Welle
DenOuden	Heinitz	McKasy	Seaberg	Wenzel
Dimler	Himle	Olsen	Shaver	Wigley
Erickson	Hokr	Ormann	Sherman	Zafike
Evans	Jennings	Onnen	Stadum	
Findlay	Johnson	Pauly	Sviggum	
Fjoslien	Knickerbocker	Piepho	Swanson	
Forsythe	Krueger	Quist	Thiede	

Those who voted in the negative were:

Anderson, B.	Cohen	Long	Peterson	Solberg
Anderson, G.	Coleman	McEachern	Piper	Sparby
Anderson, R.	Eken	Metzen	Price	Staten
Battaglia	Elioff	Minne	Quinn	Tomlinson
Beard	Ellingson	Murphy	Rice	Tunheim
Begich	Greenfield	Nelson, D.	Riveness	Vanasek
Blatz	Jacobs	Nelson, K.	Rodosovich	Vellenga
Brandl	Jensen	Neuenschwander	Rodriguez, C.	Voss
Brinkman	Kahn	Norton	Rodriguez, F.	Welch
Carlson, L.	Kelly	O'Connor	St. Onge	Wynia
Clark, J.	Knuth	Ogren	Sarna	Speaker Sieben
Clark, K.	Kostohryz	Osthoff	Simoneau	
Clawson	Levi	Otis	Skoglund	

The motion did not prevail and the amendment was not adopted.

H. F. No. 1393, A bill for an act relating to education; providing for aids to education, tax levies, and the distribution of tax revenues; modifying the foundation aid formula; granting certain powers and duties to school boards, school districts, the state board of education, the commissioner of education, the department of education, the state board of vocational-technical education, the state director of vocational-technical education, the higher education coordinating board, and others; providing for an equalized summer school aid and levy; increasing the community education aid and levy; modifying the vocational instructional aid payment formula; establishing a schools of excellence program; requiring an arts education study; expanding in-service and instructional effectiveness training programs; improving the planning, evaluation, and reporting process; establishing assessment programs; establishing a research and development grant program; appropriating money; amending Minnesota Statutes 1982, sections 121.908, by adding a subdivision; 121.935, subdivisions 2 and 6; 121.936, subdivision 1; 122.532, by adding a subdivision; 123.36, subdivision 10; 123.74; 123.741, as amended; 123.742, as amended; 124.19, by adding a subdivision; 124.20; 124.201, subdivision 1; 124.214, subdivision 1; 124.565, subdivision 7; 136A.02, subdivision 6; 275.125, by adding sub-

divisions; 465.721; 471.61, subdivisions 1 and 2a; Minnesota Statutes 1983 Supplement, sections 120.17, subdivision 3b; 121.-601; 121.608; 121.609; 121.904, subdivision 4a; 123.36, subdivision 13; 123.743; 124.155, subdivision 1; 124.195, subdivisions 1, 9, and 10; 124.201, subdivisions 2, 4, and 5; 124.2122; 124.2126, subdivision 3; 124.2138; 124.271, subdivision 2b; 124.5615, subdivision 5; 124.5629; 124A.06, subdivision 1; 124A.12, subdivision 1; 124A.14, subdivision 1; 124A.16, subdivision 4; 125.032, subdivision 2; 129B.32, subdivision 3; 129B.36, by adding a subdivision; 136C.04, by adding a subdivision; 275.125, subdivisions 2e, 2k, 8, 8a, 9b, 11a, and 11c; 298.28, subdivision 1; 466.06; 475.-61, subdivision 3; Laws 1976, chapter 20, section 5, subdivision 1; Laws 1983, chapter 314, article 6, section 34, subdivision 12; article 7, section 45; article 8, section 23; and article 9, section 14, subdivision 3; proposing new law coded in Minnesota Statutes, chapters 121, 123, 124, and 136C; repealing Minnesota Statutes 1982, sections 124.201, as amended; 124.32, subdivisions 1a, 1e, and 2a; 125.60, subdivision 2a; and 275.125, subdivision 2g; and Minnesota Statutes 1983 Supplement, sections 124.32, subdivision 5a; and 275.125, subdivisions 2i and 2j.

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

Those who voted in the negative were:

Welker

The bill was passed and its title agreed to.

CALL OF THE HOUSE LIFTED

Jennings moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Tomlinson requested immediate consideration of H. F. Nos. 1814 and 1815.

H. F. No. 1814, A bill for an act relating to taxation; clarifying certain property tax credit provisions; providing that amounts to pay certain certificates are a special levy; providing for deduction of taconite aids from levy limit base; simplifying iron ore valuation hearing requirements; altering the process for determining flexible homestead brackets; allowing for the rounding of amounts of special assessments on tax statements; changing the date for the issuance of warrants for delinquent personal property taxes; providing for additional administrative procedures for cigarette tax collection; requiring annual payment of occupation taxes; changing payment method for production taxes; adopting certain procedures relating to liquor tax collections; authorizing county treasurers to charge for dishonored checks; amending Minnesota Statutes 1982, sections 273.1104, subdivision 2; 277.03; 298.09, subdivision 2; 298.27; 298.282, subdivision 3; 340.601; Minnesota Statutes 1983 Supplement, sections 124.2137, subdivision 1; 273.13, subdivision 7; 273.1311; 273.1315; 275.50, subdivision 5; 275.51, subdivision 3i; and 276.04; proposing new law coded in Minnesota Statutes, chapters 297; 340; and 385; repealing Minnesota Statutes 1982, sections 298.045; 298.046; 298.047; and 298.048.

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

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 1815, A bill for an act relating to taxation; property; eliminating obsolete language; making technical changes; and repealing obsolete provisions; amending Minnesota Statutes 1982, sections 272.02, subdivisions 2, 3, and 5; 272.20; 272.21; 272.32; 272.37; 272.64; 273.05, subdivision 1; 273.061, subdivision 2; 273.08; 273.1105, subdivision 5; 273.111, subdivisions 8 and 11; 273.115, subdivision 5; 273.116, subdivisions 1 and 5; 273.13, subdivisions 7a, 15a, and 19; 273.135, subdivision 3; 273.1391, subdivision 3; 273.22; 275.02; 275.49; 275.51, subdivisions 1 and 4; 360.037, subdivision 2; 373.31, subdivision 2; 375.167, subdivision 1; 473F.02, subdivision 3; 473H.10, subdivision 3; 475.53, subdivisions 1, 3, and 5; Minnesota Statutes 1983 Supplement, sections 272.02, subdivision 1; 273.115, subdivision 1; 273.13, subdivisions 6, 7, 7d, and 14a; 273.138, subdivision 6; 507.235, subdivision 2; repealing Minnesota Statutes 1982, sections 270.90; 272.34; 272.35; 272.36; 272.61; 272.62; 272.63; 272.66; 273.04; 273.111, subdivision 8a; 273.13, subdivision 14; 273.27; 273.56; 275.09; 275.091; 275.161; 275.23; 275.44; 275.45; 275.46; 275.47; 368.86; and 382.19.

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

The question was taken on the passage of the bill and the roll was called. There were 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Quinn	Sarna	Simoneau	Tunheim	Welker
Quist	Schafer	Skoglund	Uphus	Welle
Redalen	Scheid	Solberg	Valan	Wenzel
Reif	Schoenfeld	Sparby	Valento	Wigley
Riveness	Schreiber	Stadum	Vanasek	Wynia
Rodosovich	Seaberg	Staten	Vellenga	Zaffke
Rodriguez, C.	Shaver	Sviggum	Voss	Speaker Sieben
Rodriguez, F.	Shea	Swanson	Waltman	
Rose	Sierman	Thiede	Welch	

The bill was passed and its title agreed to.

CALENDAR

H. F. No. 1420, A bill for an act relating to public employment; regulating grievances of disciplinary actions; amending Minnesota Statutes 1983 Supplement, section 179.70, 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 118 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Welker

The bill was passed and its title agreed to.

H. F. No. 1425, A bill for an act relating to agriculture; providing for alternative methods for establishing the value of milk purchased from producers; amending Minnesota Statutes 1982, section 32.25, 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 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1663, A bill for an act relating to agriculture; making certain changes in apiary law; amending Minnesota Statutes 1983 Supplement, sections 19.55; 19.56; 19.57; 19.58, subdivisions 1 and 2; 19.64, subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1983 Supplement, section 19.58, subdivision 6.

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

The bill was passed and its title agreed to.

H. F. No. 1700, A bill for an act relating to insurance; increasing replacement service loss benefits in no-fault auto insurance; amending Minnesota Statutes 1982, section 65B.44, subdivision 5.

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

The question was taken on the passage of the bill and the roll was called. There were 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 1703, A bill for an act relating to local government; authorizing joint exercise of police powers; amending Minnesota Statutes 1982, section 471.59, 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 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	Tomlinson
Bishop	Gruenes	McDonald	Rice	Tunheim
Blatz	Gustafson	McEachern	Riveness	Uphus
Boo	Gutknecht	McKasy	Rodosovich	Valan
Brandl	Halberg	Metzen	Rodriguez, C.	Valento
Brinkman	Haukoos	Minne	Rodriguez, F.	Vanasek
Burger	Heinitz	Munger	Rose	Vellenga
Carlson, D.	Himle	Murphy	St. Onge	Voss
Carlson, L.	Hoffman	Nelson, D.	Sarna	Waltman
Clark, J.	Hokr	Nelson, K.	Schafer	Welch
Clark, K.	Jacobs	Neuenschwander	Scheid	Welker
Clawson	Jennings	Norton	Schoenfeld	Welle
Cohen	Jensen	O'Connor	Schreiber	Wenzel
Coleman	Johnson	Ogren	Seaberg	Wigley
Dempsey	Kahn	Olsen	Segal	Wynia
DenOuden	Kalis	Omman	Shaver	Zaffke
Dimler	Kelly	Onnen	Shea	Speaker Sieben
Eken	Knickerbocker	Osthoff	Sherman	
Elioff	Knuth	Otis	Simoneau	
Ellingson	Kostohryz	Pauly	Skoglund	

The bill was passed and its title agreed to.

H. F. No. 1722, A bill for an act relating to crimes; changing the limitation period for certain criminal sexual conduct offenses; amending Minnesota Statutes 1982, section 628.26.

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	Tomlinson
Bishop	Gruenes	McDonald	Rice	Tunheim
Blatz	Gustafson	McEachern	Riveness	Uphus
Boo	Gutknecht	McKasy	Rodosovich	Valan
Brandl	Halberg	Metzen	Rodriguez, C.	Valento
Brinkman	Haukoos	Minne	Rodriguez, F.	Vanasek
Burger	Heinitz	Munger	Rose	Vellenga
Carlson, D.	Himle	Murphy	St. Onge	Voss
Carlson, L.	Hoffman	Nelson, D.	Sarna	Waltman
Clark, J.	Hokr	Nelson, K.	Schafer	Welch
Clark, K.	Jacobs	Neuenschwander	Scheid	Welker
Clawson	Jennings	Norton	Schoenfeld	Welle
Cohen	Jensen	O'Connor	Schreiber	Wenzel
Coleman	Johnson	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	
Ellingson	Kostohryz	Pauly	Skoglund	

The bill was passed and its title agreed to.

H. F. No. 1781, A bill for an act relating to taxes; clarifying the consequences of certain conveyances of tax-forfeited land; amending Minnesota Statutes 1982, section 282.01, 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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 1824 was reported to the House and given its third reading.

Osthoff moved that H. F. No. 1824 be returned to the top of General Orders.

A roll call was requested and properly seconded.

The question was taken on the Osthoff motion and the roll was called. There were 16 yeas and 101 nays as follows:

Those who voted in the affirmative were:

Jacobs	Kostohryz	Osthoff	Rodriguez, F.	Swanson
Kahn	McEachern	Quinn	Sarna	Vanasek
Kelly	Norton	Rice	Scheid	Voss
Knuth				

Those who voted in the negative were:

Anderson, B.	Cohen	Haukoos	Minne	Rodosovich
Anderson, G.	Dempsey	Heap	Munger	Rodriguez, C.
Anderson, R.	DenOuden	Heinitz	Murphy	Rose
Battaglia	Dimler	Himle	Nelson, D.	St. Onge
Beard	Eken	Hoffman	Neuenschwander	Schafer
Begich	Elioff	Hokr	Ogren	Schoenfeld
Bennett	Ellingson	Jennings	Olsen	Schreiber
Bergstrom	Erickson	Jensen	Omman	Seaberg
Bishop	Evans	Johnson	Onnen	Segal
Blatz	Findlay	Krueger	Otis	Shaver
Boo	Fjoslien	Kvam	Pauly	Shea
Brinkman	Forsythe	Larsen	Peterson	Simoneau
Burger	Frerichs	Levi	Piepho	Skoglund
Carlson, D.	Graba	Ludeman	Piper	Solberg
Carlson, L.	Gruenes	Marsh	Price	Sparby
Clark, J.	Gustafson	McDonald	Quist	Sviggum
Clark, K.	Gutknecht	McKasy	Redalen	Thiede
Clawson	Halberg	Metzen	Reif	Tunheim

Uphus
Valento
Waltman

Welch
Welker

Welle
Wenzel

Wigley
Wynia

Zaffke
Speaker Sieben

The motion did not prevail.

H. F. No. 1824, A bill for an act relating to transportation; authorizing vending machines in rest areas, tourist information centers and weigh stations on certain highways; providing for installation of drain tile along or across highways; delineating debt collection authority of the department of transportation; providing for the erection of certain signs by counties; permitting restaurants to be included on specific service signs; providing for the clustering and spacing of specific service signs; directing the commissioner of transportation to establish a sign franchise program for the placement of advertising logos on the right-of-way of certain highways; authorizing road authorities to assist each other; redefining "directional signs" for purposes of outdoor advertising control and directing the commissioner of transportation to develop uniform standards for them; reducing a fee; repealing a restriction on the authority of the commissioner of transportation to expend money to acquire or condemn advertising devices; amending Minnesota Statutes 1982, sections 160.08, subdivision 7; 160.20, subdivision 3, and by adding a subdivision; 160.28, by adding a subdivision; 160.283, subdivision 3; 160.285; 160.292; 160.293, subdivisions 1 and 3; 160.295, subdivisions 2 and 3; 161.20, subdivision 4; 161.39, subdivisions 1, 5, and 6; 169.01, by adding a subdivision; 169.14, subdivision 2, and by adding a subdivision; 173.02, subdivision 6; and 173.-13, subdivision 7; Minnesota Statutes 1983 Supplement, sections 173.08, subdivision 1; 173.13, subdivision 4; and Laws 1983, chapter 293, section 2, subdivision 4; proposing new law coded in Minnesota Statutes, chapters 160 and 173.

The bill was placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 111 yeas and 12 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Carlson, L.	Graba	Knickerbocker	Ogren
Anderson, G.	Clark, J.	Greenfield	Krueger	Olsen
Anderson, R.	Clawson	Gruenes	Kvam	Omann
Battaglia	Dempsey	Gustafson	Larsen	Onnen
Beard	DenOuden	Gutknecht	Levi	Otis
Begich	Dimler	Halberg	Long	Pauly
Bennett	Eken	Haukoos	Ludeman	Peterson
Bergstrom	Elioff	Heap	Marsh	Piepho
Bishop	Ellingson	Heinitz	McDonald	Piper
Blatz	Erickson	Himle	McKasy	Price
Boo	Evans	Hoffman	Metzen	Quist
Brandl	Findlay	Hokr	Minne	Redalen
Brinkman	Fjoslien	Jennings	Murphy	Reif
Burger	Forsythe	Jensen	Nelson, D.	Rice
Carlson, D.	Frerichs	Johnson	Neuenschwander	Rodosovich

Rodriguez, C.	Seaberg	Solberg	Tunheim	Welch
Rodriguez, F.	Segal	Sparby	Uphus	Welker
Rose	Shaver	Stadum	Valan	Welle
St. Onge	Shea	Sviggum	Valento	Wenzel
Schafer	Sherman	Swanson	Vanasek	Wigley
Schoenfeld	Simoneau	Thiede	Vellenga	Wynia
Schreiber	Skoglund	Tomlinson	Waltman	Zaffke
				Speaker Sieben

Those who voted in the negative were:

Jacobs	Kostohryz	Norton	Quinn	Staten
Kahn	McEachern	Osthoff	Riveness	Voss
Kelly	Nelson, K.			

The bill was passed and its title agreed to.

H. F. No. 1939, A bill for an act relating to commerce; removing preference for Minnesota made materials in state purchasing; clarifying definition of public contract for resident preference; amending Minnesota Statutes 1982, section 16.365; Minnesota Statutes 1983 Supplement, section 16.0721; repealing Minnesota Statutes 1982, section 16.073; Minnesota Statutes 1983 Supplement, section 16.072; and Laws 1983, chapter 336, section 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 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1139, A bill for an act relating to local government; requiring notice of and hearings on increases in certain license fees; 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 121 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1273, A bill for an act relating to retirement; salaried firefighters relief associations; providing vesting upon layoff in certain instances; proposing new law coded in Minnesota Statutes, chapter 423A.

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.	Beard	Bishop	Brinkman	Clark, J.
Anderson, G.	Begich	Blatz	Burger	Clark, K.
Anderson, R.	Bennett	Boo	Carlson, D.	Clawson
Battaglia	Bergstrom	Brandl	Carlson, L.	Cohen

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

The bill was passed and its title agreed to.

H. F. No. 1436, A bill for an act relating to education; deleting the prohibition against rules requiring secondary vocational programs; clarifying some duties of the state boards of education, and vocational education; amending Minnesota Statutes 1982, section 124.573, subdivision 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 114 yeas and 13 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Dempsey	Johnson	Nelson, K.	Rodosovich
Anderson, R.	Dimler	Kahn	Neuenschwander	Rodriguez, C.
Battaglia	Elioff	Kalis	Norton	Rodriguez, F.
Beard	Ellingson	Kelly	O'Connor	Rose
Begich	Erickson	Knickerbocker	Ogren	St. Onge
Bennett	Evans	Knuth	Olsen	Sarna
Bergstrom	Fjoslien	Kostohryz	Omann	Scheid
Bishop	Forsythe	Krueger	Onnen	Schoenfeld
Blatz	Graba	Kvam	Osthoff	Schreiber
Boo	Greenfield	Larsen	Otis	Seaberg
Brandl	Gustafson	Levi	Pauly	Segal
Brinkman	Gutknecht	Long	Peterson	Shaver
Burger	Haukoos	Mann	Piepho	Shea
Carlson, D.	Heap	McEachern	Piper	Sherman
Carlson, L.	Heinitz	McKasy	Price	Simoneau
Clark, J.	Himle	Metzen	Quist	Skoglund
Clark, K.	Hoffman	Minne	Redalen	Solberg
Clawson	Hokr	Munger	Reif	Sparby
Cohen	Jacobs	Murphy	Rice	Staten
Coleman	Jensen	Nelson, D.	Riveness	Swanson

Tomlinson	Valento	Voss	Welle	Wynia
Uphus	Vanasek	Waltman	Wenzel	Speaker Sieben
Valan	Vellenga	Welch	Wigley	

Those who voted in the negative were:

DenOuden	Gruenes	McDonald	Thiede	Welker
Findlay	Ludeman	Schafer	Tunheim	Zaffke
Frerichs	Marsh	Sviggum		

The bill was passed and its title agreed to.

H. F. No. 1445, A bill for an act relating to crimes; defining aggravated criminal damage to property; amending Minnesota Statutes 1982, section 609.595, 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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1446, A bill for an act relating to commerce; consumer protection; requiring the repair, refund, or replacement of

new motorcycles under certain circumstances; amending Minnesota Statutes 1983 Supplement, section 325F.665, subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 8 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

DenOuden	Jennings	Schafer	Thiede	Welker
Ferichs	Ludeman	Svigum		

The bill was passed and its title agreed to.

H. F. No. 1466, A bill for an act relating to courts; providing procedures for collection of conciliation court judgments; requiring conciliation court clerks to explain procedures of conciliation court to litigants and to assist them in filling out forms; amending Minnesota Statutes 1982, sections 488A.13, subdivision 2; 488A.16, subdivision 8; 487.30, by adding subdivisions; 488A.30, subdivision 2; and 488A.33, 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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1507, A bill for an act relating to taxation; deed tax; exempting certain partitions; amending Minnesota Statutes 1982, section 287.22.

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

The question was taken on the passage of the bill and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Redalen	Schafer	Simoneau	Tunheim	Welker
Reif	Scheid	Skoglund	Uphus	Welle
Rice	Schoenfeld	Solberg	Valan	Wenzel
Rodosovich	Schreiber	Sparby	Valento	Wigley
Rodriguez, C.	Seaberg	Staten	Vanasek	Wynia
Rodriguez, F.	Segal	Sviggum	Vellenga	Zaffke
Rose	Shaver	Swanson	Voss	Speaker Sieben
St. Onge	Shea	Thiede	Waltman	
Sarna	Sherman	Tomlinson	Welch	

The bill was passed and its title agreed to.

H. F. No. 1533, A bill for an act relating to health; authorizing the board of dentistry to adopt rules relating to special training and education of dentists; amending Minnesota Statutes 1982, section 150A.04, subdivision 5.

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

The question was taken on the passage of the bill and the roll was called. There were 127 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Welker

The bill was passed and its title agreed to.

H. F. No. 1550, A bill for an act relating to retirement; public employees retirement association; vesting period for certain public hospital employees; amending Minnesota Statutes 1982, section 353.34, by adding a subdivision.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1553, A bill for an act relating to metropolitan government; prescribing the authority of watershed management organizations and local government units; providing procedures for boundary changes and termination of watershed districts; amending Minnesota Statutes 1982, sections 112.37, subdivision 7; 112.42, subdivision 3; 473.876, subdivision 9; 473.877; 473.878, subdivisions 2, 3, 4, and by adding a subdivision; and 473.882, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 473.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

GENERAL ORDERS

Vanasek moved that the bills on General Orders for today be continued one day. The motion prevailed.

MOTIONS AND RESOLUTIONS

Frerichs moved that S. F. No. 2145 be recalled from the Committee on Environment and Natural Resources and be re-referred to the Committee on Local and Urban Affairs. The motion prevailed.

Olsen moved that the name of Rose be stricken and the name of Staten be added as an author on H. F. No. 1837. The motion prevailed.

Long moved that H. F. No. 1505 be returned to its author. The motion prevailed.

Welle introduced:

House Resolution No. 28, A house resolution congratulating George Nelson for his participation in the latest Challenger space shuttle mission.

The resolution was referred to the Committee on Rules and Legislative Administration.

ADJOURNMENT

Eken moved that when the House adjourns today it adjourn until 1:00 p.m., Tuesday, April 10, 1984. The motion prevailed.

Eken moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 1:00 p.m., Tuesday, April 10, 1984.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

