

## STATE OF MINNESOTA

## SEVENTY-FOURTH SESSION - 1985

## NINTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, JANUARY 31, 1985

The House of Representatives convened at 2:00 p.m. and was called to order by David M. Jennings, Speaker of the House.

Prayer was offered by Dr. Joel O. Rustad, St. Matthew's Lutheran Church, St. Paul, Minnesota.

The roll was called and the following members were present:

Anderson, G.	Ellingson	Krueger	Otis	Sherman
Anderson, R.	Erickson	Kvam	Ozment	Simoneau
Backlund	Forsythe	Levi	Pappas	Skoglund
Battaglia	Frederick	Lieder	Pauly	Solberg
Beard	Frederickson	Long	Peterson	Sparby
Becklin	Frerichs	Marsh	Piepho	Stanisus
Begich	Greenfield	McDonald	Piper	Staten
Bennett	Gruenes	McEachern	Poppenhagen	Sviggum
Bishop	Gutknecht	McKasy	Price	Thiede
Blatz	Halberg	McLaughlin	Quinn	Thorson
Boerboom	Hartinger	McPherson	Quist	Tjornhom
Boo	Hartle	Metzen	Redalen	Tomlinson
Brandl	Hankooos	Miller	Rest	Tompkins
Brinkman	Heap	Minne	Rice	Tunheim
Brown	Himle	Munger	Richter	Uphus
Burger	Jacobs	Murphy	Riveness	Valan
Carlson, D.	Jaros	Nelson, D.	Rodosovich	Valento
Carlson, J.	Jennings, L.	Nelson, K.	Rose	Vanasek
Carlson, L.	Johnson	Norton	Sarna	Vellenga
Clark	Kahn	O'Connor	Schafer	Voss
Clausnitzer	Kalis	Ogren	Scheid	Waltman
Cohen	Kelly	Olsen, S.	Schoenfeld	Welle
DenOuden	Kiffmeyer	Olson, E.	Schreiber	Wenzel
Dimler	Knickerbocker	Omman	Seaberg	Wynia
Dyke	Knuth	Onnen	Segal	Zaffke
Elioff	Kostohryz	Osthoff	Shaver	Spk. Jennings, D.

A quorum was present.

Dempsey, Fjoslien, Neuenschwander and Rees were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Frerichs 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 STANDING COMMITTEES

Halberg from the Committee on Judiciary to which was referred:

H. F. No. 83, A bill for an act relating to courts; eliminating restrictions on the chief judge's ability to make assignments to juvenile court in Hennepin and Ramsey counties; amending Minnesota Statutes 1984, section 260.019, subdivision 3.

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

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. No. 83 was read for the second time.

INTRODUCTION AND FIRST READING  
OF HOUSE BILLS

The following House Files were introduced:

Dempsey, Simoneau, Knickerbocker, Gutknecht and Norton introduced:

H. F. No. 229, A bill for an act relating to retirement; early retirement without reduction in annuities; amending Minnesota Statutes 1984, section 356.70, subdivision 1.

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

Ozment introduced:

H. F. No. 230, A bill for an act relating to state lands; authorizing the sale of certain surplus state land in Dakota county to the city of Hastings.

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

Boo introduced:

H. F. No. 231, A bill for an act relating to St. Louis county; authorizing a private sale of certain tax-forfeited land.

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

Schafer introduced:

H. F. No. 232, A bill for an act relating to taxation; motor vehicles; accelerating distribution of motor vehicle excise tax proceeds; amending Minnesota Statutes 1984, section 297B.09, subdivision 2.

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

Elioff, Battaglia, Begich, Minne and Bennett introduced:

H. F. No. 233, A bill for an act relating to retirement; changing the method for computing benefits for members of the Buhl police relief association; amending Laws 1984, chapter 574, section 18.

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

Begich and Battaglia introduced:

H. F. No. 234, A bill for an act relating to retirement; authorizing benefit increases for retired Eveleth police officers, firefighters, and surviving spouses.

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

McKasy, Brinkman, Metzen, Valan and Knickerbocker introduced:

H. F. No. 235, A bill for an act relating to the regulation of securities; modifying fees payable on certain security registrations; amending Minnesota Statutes 1984, section 80A.28, subdivisions 1 and 3.

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

Kelly, Staten, Greenfield, Seaberg and Marsh introduced:

H. F. No. 236, A bill for an act relating to public safety; requiring the commissioner of public safety to administer an automated fingerprint identification network system; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 299C.

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

Boo, Jaros and Simoneau introduced :

H. F. No. 237, A bill for an act relating to retirement; authorizing state aid for the University of Minnesota police department; amending Minnesota Statutes 1984, section 69.011, subdivision 1.

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

Redalen, Valan, Sparby and Waltman introduced :

H. F. No. 238, A bill for an act relating to agriculture; changing requirements for a soil conservation tillage program; appropriating money; amending Minnesota Statutes 1984, section 40.075.

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

Redalen and Uphus introduced :

H. F. No. 239, A bill for an act relating to agriculture; regulating milk handling equipment installers; requiring a license; setting a fee; appropriating money; amending Minnesota Statutes 1984, section 32.394, by adding a subdivision.

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

Schafer introduced :

H. F. No. 240, A bill for an act relating to taxation; sales and use; reducing the general rate to five percent; amending Minnesota Statutes 1984, sections 297A.02, subdivision 1; 297A.03, subdivision 2; 297A.14; 297B.02; and 297B.08.

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

Dempsey, Bennett, Sarna, Sparby and Marsh introduced :

H. F. No. 241, A bill for an act relating to commerce; modifying certain motor vehicle sale and distribution regulations; amending Minnesota Statutes 1984, sections 80E.03, subdivision 11; 80E.04, subdivision 4; 80E.06, subdivision 1; 80E.10, subdivision 5; 80E.12; and 80E.14, subdivision 1.

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

Bennett, Sparby, Sarna, Himle and Marsh introduced :

H. F. No. 242, A bill for an act relating to commerce; requiring manufacturers to make certain new motor vehicle warranty disclosures directly to consumers; amending Minnesota Statutes 1984, section 325F.665, subdivision 3.

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

Metzen and McEachern introduced :

H. F. No. 243, A bill for an act relating to taxation; income; conforming to federal treatment of contributions to individual retirement plans and certain other pension plans; amending Minnesota Statutes 1984, section 290.01, subdivisions 20a and 20b.

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

Metzen, Kostohryz, Quinn, O'Connor and Beard introduced :

H. F. No. 244, A bill for an act relating to veterans; authorizing the American Veterans to use space in the veterans service building; amending Minnesota Statutes 1984, section 197.58.

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

Segal, Blatz, Staten and Kelly introduced :

H. F. No. 245, A bill for an act relating to crimes; clarifying elements of the crime of depriving another of custodial or parental rights; amending Minnesota Statutes 1984, section 609.26, subdivisions 1 and 2.

The bill was read for the first time and referred to the Committee on Crime and Family Law.

McKasy, Schreiber, Skoglund, Redalen and Brandl introduced :

H. F. No. 246, A bill for an act relating to taxation; income; allowing individuals who do not itemize deductions a deduction for charitable contributions; amending Minnesota Statutes 1984, section 290.089, subdivision 1, and by adding a subdivision.

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

Olsen, S.; Valento; McEachern; Pauly and Segal introduced:

H. F. No. 247, A bill for an act relating to local government; providing conditions for the adoption or amendment of comprehensive municipal plans; amending Minnesota Statutes 1984, section 462.355, subdivision 3.

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

Olsen, S.; Valento; McKasy; Dimler and Pauly introduced:

H. F. No. 248, A bill for an act relating to taxation; income; repealing the suspension of inflation adjustments; repealing Minnesota Statutes 1984, section 290.06, subdivision 2f.

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

Sherman, Erickson and Quinn introduced:

H. F. No. 249, A bill for an act relating to education; establishing criteria for a post-secondary student to be considered independent of parental support; clarifying the intent of scholarships and grants-in-aid; amending Minnesota Statutes 1984, sections 136A.101, by adding a subdivision; 136A.121, subdivisions 4 and 5; and Laws 1983, chapter 258, section 41.

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

Skoglund introduced:

H. F. No. 250, A bill for an act relating to retirement; requiring certain payments by the metropolitan airports commission to the Minneapolis employees retirement fund; amending Minnesota Statutes 1984, section 422A.101, subdivision 3, and by adding a subdivision.

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

Johnson and Waltman introduced :

H. F. No. 251, A bill for an act relating to farm loans; eliminating the adoption of federal limitation on the gross receipts of those farms eligible for economic development loans; amending Minnesota Statutes 1984, section 116M.03, subdivision 4.

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

Dempsey introduced :

H. F. No. 252, A bill for an act relating to health; authorizing an additional rural doctor for the Springfield service area.

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

Solberg, Begich, Minne, Elioff and Welle introduced :

H. F. No. 253, A bill for an act relating to taxation; motor vehicle excise; exempting certain sales of motor vehicles; re-defining "purchase price"; amending Minnesota Statutes 1984, sections 297B.01, subdivision 8; and 297B.03.

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

Krueger introduced :

H. F. No. 254, A bill for an act relating to elections; prohibiting certain campaign activities; requiring certain expenditures to be allocated to candidates; amending Minnesota Statutes 1984, section 10A.29; proposing coding for new law in Minnesota Statutes, chapters 10A and 210A.

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

Dempsey, Metzen, McKasy, Sherman and O'Connor introduced :

H. F. No. 255, A bill for an act relating to courts; practice and procedure in dram shop actions; amending Minnesota Statutes 1984, sections 340.95 and 340.951.

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

Bennett, Dempsey, Ozment, Welle and Krueger introduced :

H. F. No. 256, A bill for an act relating to motor vehicles; defining terms; regulating van-type motor homes; amending Minnesota Statutes 1984, sections 168.011, subdivision 25, and by adding subdivisions; and 168.27, subdivisions 2 and 10.

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

Onnen, Jacobs, Schreiber, Vanasek and Dempsey introduced :

H. F. No. 257, A bill for an act relating to taxation; sales and use; exempting certain sales by nonprofit organizations; amending Minnesota Statutes 1984, section 297A.25, subdivision 1.

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

Schoenfeld, Kalis, Johnson and Anderson, G., introduced :

H. F. No. 258, A bill for an act relating to agriculture; providing for restructuring of farm and small business debt; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 17C.

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

Heap and Forsythe introduced :

H. F. No. 259, A bill for an act relating to state government; requiring selected state agencies to undergo a periodic zero-based budget review; creating a legislative committee to select an independent evaluator; proposing coding for new law in Minnesota Statutes, chapter 16A.

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

Onnen and Schafer introduced :

H. F. No. 260, A bill for an act relating to game and fish; discharge of firearms and access to agricultural lands; amending Minnesota Statutes 1984, section 100.273, subdivisions 5 and 7.

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



Onnen and Schafer introduced:

H. F. No. 261, A bill for an act relating to taxation; providing for the computation of interest on tax overpayments; amending Minnesota Statutes 1984, sections 270A.07, subdivision 5; 271.12; 290.50, subdivision 1; 290.92, subdivisions 11 and 13; 290.93, subdivision 9; 290.936; 290A.07, subdivisions 2a and 3; 291.18; 294.09, subdivision 1; 297A.35, subdivision 1; 298.09, subdivision 4; and 299.05; proposing coding for new law in Minnesota Statutes, chapter 270.

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

Onnen introduced:

H. F. No. 262, A bill for an act relating to taxation; providing for timely payment of certain income tax withholding and sales and use taxes; amending Minnesota Statutes 1984, sections 290.92, subdivision 6; 297A.26, subdivision 1; and 297A.27, subdivision 1; repealing Minnesota Statutes 1984, section 297A.26, subdivision 3.

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

Tunheim introduced:

H. F. No. 263, A bill for an act relating to education; directing the commissioner to grant a capital loan to Independent School District No. 690, Warroad.

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

Heap, Blatz, McPherson and Hartinger introduced:

H. F. No. 264, A bill for an act relating to crimes; imposing criminal liability on persons who cause the death of another by permitting an animal, known to have caused prior bodily harm, to be unconfined or improperly confined; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 609.

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

## HOUSE ADVISORIES

The following House Advisory was introduced :

Johnson and Bishop introduced :

H. A. No. 2, A proposal to study state user fees and revenue dedication.

The advisory was referred to the Committee on Appropriations.

## GENERAL ORDERS

Levi moved that the bill on General Orders for today be continued one day. The motion prevailed.

## MOTIONS AND RESOLUTIONS

Thiede moved that the names of Schafer and Wenzel be added as authors on H. F. No. 151. The motion prevailed.

DenOuden moved that the name of Gutknecht be added as an author on H. F. No. 168. The motion prevailed.

Anderson, R., moved that the name of Osthoff be added as an author on H. F. No. 194. The motion prevailed.

Krueger moved that the names of Peterson and Uphus be added as authors on H. F. No. 203. The motion prevailed.

Seaberg moved that the name of Bennett be added as an author on H. F. No. 220. The motion prevailed.

Piepho moved that H. F. No. 191 be recalled from the Committee on Local and Urban Affairs and be re-referred to the Committee on Commerce and Economic Development. The motion prevailed.

Redalen moved that H. F. No. 104 be recalled from the Committee on Regulated Industries and Energy and be re-referred to the Committee on General Legislation and Veterans Affairs. The motion prevailed.

Uphus and Olsen, S., introduced :

House Resolution No. 5, A house resolution commemorating Sinclair Lewis upon the 100th anniversary of his birth.

The resolution was referred to the Committee on Rules and Legislative Administration.

## ADJOURNMENT

Levi moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, February 4, 1985. The motion prevailed.

Levi moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, February 4, 1985.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

