

## STATE OF MINNESOTA

## SEVENTY-FOURTH SESSION - 1985

## TWENTY-FOURTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MARCH 11, 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 Pastor Roger Eigenfeld, St. Andrew's Lutheran Church, Mahtomedi, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Kostohryz, Simoneau, Thiede and Welle were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Skoglund 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. 362, 513, 1, 53, 204, 268 and 516 and S. F. Nos. 47, 244, 276, 331, 450 and 455 have been placed in the members' files.

## REPORTS OF STANDING COMMITTEES

Blatz from the Committee on Crime and Family Law to which was referred:

H. F. No. 102, A bill for an act relating to alcoholic beverages; increasing the age for licensing, sale, consumption, possession, and furnishing; amending Minnesota Statutes 1984, sections 340.02, subdivision 8; 340.035, subdivision 1; 340.119, subdivision 2; 340.13, subdivision 12; 340.14, subdivision 1a; 340.403, subdivision 3; 340.73, subdivision 1; 340.731; 340.732; 340.79; and 340.80.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 171.06, subdivision 3, is amended to read:

Subd. 3. [CONTENTS OF APPLICATION.] Every application shall state the full name, date of birth, sex and residence address of the applicant, a description of the applicant in such manner as the commissioner may require, and shall state whether or not the applicant has theretofore been licensed as a driver; and, if so, when and by what state or country and whether any such license has ever been suspended or revoked, or whether an application has ever been refused; and, if so, the date of and reason for such suspension, revocation, or refusal, together with such facts pertaining to the applicant and his ability to operate a motor vehicle with safety as may be required by the commissioner. The application form shall contain a notification to the applicant of the availability of the donor document provided pursuant to section 171.07, subdivision 5, and shall contain spaces where the applicant must indicate a desire to receive or not to receive the donor document. The application shall be in the form prepared by the commissioner.

*The application form must contain a presentation of relevant facts relating to:*

- (1) *the effect of alcohol on driving ability;*
- (2) *the effect of mixing alcohol with drugs;*

(3) *the laws of Minnesota relating to operation of a motor vehicle while under the influence of alcohol or a controlled substance;*

(4) *The levels of alcohol-related fatalities and accidents in Minnesota, and of arrests for alcohol-related violations.*

*The application must also contain a statement, signed by the applicant, to the effect that the applicant has read and understands the presentation.*

Sec. 2. Minnesota Statutes 1984, section 171.13, is amended by adding a subdivision to read:

*Subd. 1b. [DRIVERS MANUAL.] The commissioner shall prepare, and include in the drivers manual published by the department, a chapter relating to the effect of alcohol consumption on highway safety and on the ability of drivers safely to operate motor vehicles, and summarizing the laws of Minnesota on operating a motor vehicle while under the influence of alcohol or a controlled substance.*

Sec. 3. Minnesota Statutes 1984, section 171.29, subdivision 2, is amended to read:

Subd. 2. (ANY) (a) *A person whose drivers license has been revoked as provided in subdivision 1, except under section 169.121 or 169.123, shall pay a \$30 fee before his drivers license is reinstated.*

(b) *A person whose drivers license has been revoked as provided in subdivision 1 under (SECTION) sections 169.121 or 169.123 shall pay a (\$100) \$150 fee before his drivers license is reinstated; (75) 50 percent of this fee shall be credited to the trunk highway fund and (25) 50 percent shall be credited to the general fund.*

*Sixty-seven percent of the amount credited to the general fund under clause (b) shall be set aside and credited to a separate account to be known as the alcohol safety program account. Funds in the account are annually appropriated as follows:*

(1) *50 percent to the commissioner of public safety for distribution as grants to provide for the establishment and operation of programs for the prevention of alcohol-impaired driving. Such grants shall be administered in the same manner as and in coordination with highway safety grants made by the state under the provisions of United States Code, title 23, section 402, and the annual Minnesota highway safety plan, pursuant to section 4.075; and*

(2) *50 percent to the commissioner of education for grants to school districts for the development of curriculum relating to,*

*and programs for education in elementary and secondary schools, on avoidable health risks, with particular emphasis on risks related to alcohol and young drivers. The state board of education shall promulgate rules for the distribution of grants under this clause.*

Sec. 4. Minnesota Statutes 1984, section 340.02, subdivision 8, is amended to read:

Subd. 8 [PERSONS ELIGIBLE.] Licenses hereunder shall be issued only to persons who are citizens of the United States or resident aliens, who are of good moral character and repute, who have attained the age of (19) 21 years and who are proprietors of the establishments for which the licenses are issued.

Sec. 5. Minnesota Statutes 1984, section 340.035, subdivision 1, is amended to read:

Subdivision 1. It is unlawful for any:

(1) licensee or his employee to permit any person under the age of (19) 21 years to consume nonintoxicating malt liquor on the licensed premises;

(2) person other than the parent or legal guardian to procure nonintoxicating malt liquor for any person under the age of (19) 21 years;

(3) person to induce a person under the age of (19) 21 years to purchase or procure nonintoxicating malt liquor.

Sec. 6. Minnesota Statutes 1984, section 340.119, subdivision 2, is amended to read:

Subd. 2. A bottle club may allow members to bring and keep a personal supply of intoxicating liquors in lockers assigned to such members. A bottle club or any unincorporated society which shall have more than 50 members and which shall have, for more than a year, owned, hired, or leased space in a building of such extent and character as may be suitable and adequate for reasonable and comfortable accommodations for its members, may allow members to bring and keep a personal supply of intoxicating liquors in lockers assigned to such members. Every bottle, container, or other receptacle containing intoxicating liquor stored by members shall have attached to it a label signed by the member of the club. All liquor on the premises of the club shall be labeled as herein required, and any not being actually used or consumed by the owner thereof shall be kept in a locker designated to the use of such member. It shall be unlawful for any club member under (19) 21 years of age to be assigned a locker for the storage of intoxicating liquor, or to consume or display or be permitted to consume or display intoxicating liquor on any premises owned or controlled by such private club.

Sec. 7. Minnesota Statutes 1984, section 340.13, subdivision 12, is amended to read:

Subd. 12. [LICENSES; PERSONS ELIGIBLE.] No license shall be issued to a person other than a citizen of the United States or resident alien, (19) 21 years of age or over, who shall be of good moral character and repute; nor to any person who within five years prior to the application for the license has been convicted of any willful violation of any law of the United States or the state of Minnesota or of any local ordinance with regard to the manufacture, sale, distribution, or possession for sale or distribution of intoxicating liquor; nor to any person whose license under the Intoxicating Liquor Act is revoked for a willful violation of any of those laws or ordinances.

Sec. 8. Minnesota Statutes 1984, section 340.14, subdivision 1a, is amended to read:

Subd. 1a. [PERSONS DENIED ACCESS.] No intoxicating liquor shall be sold, furnished, or delivered for any purpose to any (MINOR) *person under the age of 21 years* or to any person obviously intoxicated or to any of the persons to whom sale is prohibited by statute.

Sec. 9. Minnesota Statutes 1984, section 340.15, is amended by adding a subdivision to read:

*Subd. 1a. No manufacturer, wholesaler, or retailer of alcoholic beverages, whether holding a license in Minnesota or not, may conduct, sponsor, or contribute financially to events or activities which:*

*(a) are held on the campuses or other property of a post-secondary institution of learning, and*

*(b) involve as a part thereof the consumption or sale of alcoholic beverages, or the promotion of the consumption or sale of alcoholic beverages.*

Sec. 10. Minnesota Statutes 1984, section 340.403, subdivision 3, is amended to read:

Subd. 3. [LICENSE GRANTED.] Upon the filing of an application, the approval of the bond, and the payment of the license fee, the commissioner shall grant the license unless it appears that the applicant: (1) is not a citizen of the United States or resident alien; or (2) is not (19) 21 years of age or over; or (3) has been convicted of a felony under the laws of this state; or (4) has had his license revoked within a period of one year prior to the filing of his application; or (5) has not been a resident of Minnesota or has not been qualified as a corporation to do business in Minnesota for more than 90 days prior to appli-

cation. In the event the applicant is a corporation its managing officers must possess the qualifications stated in clauses (1), (2), (3), and (4).

No wholesale malt beverage license shall be granted to any person unless he has within the state of Minnesota warehouse space either owned or leased by him and has adequate delivery facilities to perform the function of wholesaling malt beverages. However, the requirements of this subdivision as to residence and warehouse space shall not apply to any wholesaler in an adjoining state that permits Minnesota resident licensees to deliver malt beverages to retailers without warehousing in that state or to any wholesaler in an adjoining state delivering malt beverages manufactured in Minnesota.

Sec. 11. Minnesota Statutes 1984, section 340.73, subdivision 1, is amended to read:

Subdivision 1. It is unlawful for any person, except a licensed pharmacist to sell, give, barter, furnish, deliver, or dispose of, in any manner, either directly or indirectly, any intoxicating liquors or nonintoxicating malt liquors in any quantity, for any purpose, to any person under the age of (19) 21 years, or to any obviously intoxicated person.

Sec. 12. Minnesota Statutes 1984, section 340.731, is amended to read:

**340.731 [PERSONS UNDER (19) 21 YEARS, FORBIDDEN ACTS OR STATEMENTS.]**

It shall be unlawful for (1) a person under the age of (19) 21 years to enter any premises licensed for the retail sale of alcoholic beverages or any municipal liquor store for the purpose of purchasing, or having served or delivered to him or her, any alcoholic beverage containing more than one-half of one percent of alcohol by volume; or

(2) a person under the age of (19) 21 years to purchase, attempt to purchase or have another purchase for him or her any intoxicating liquor or nonintoxicating malt liquor; or

(3) any person to misrepresent or misstate his or her age, or the age of any other person for the purpose of inducing any licensee or any employee of any licensee, or any employee of any municipal liquor store, to sell, serve or deliver any alcoholic beverage to a person under the age of (19) 21 years; or

(4) a person under the age of (19) 21 years to have in his or her possession any intoxicating liquor or non-intoxicating malt liquor, with intent to consume same at a place other than the household of his or her parent or guardian. Possession of such intoxicating liquor or nonintoxicating malt liquor at a place

other than the household of his or her parent or guardian shall be prima facie evidence of intent to consume the same at a place other than the household of his or her parent or guardian; or

(5) a person under the age of (19) 21 years to consume any intoxicating liquor or nonintoxicating malt liquor unless in the household of his or her parent or guardian and with the consent of his or her parent or guardian.

Sec. 13. Minnesota Statutes 1984, section 340.80, is amended to read:

**340.80 [INDUCING CERTAIN PERSONS TO ENTER LIQUOR ESTABLISHMENTS; PENALTY.]**

Any person who shall assist, procure or induce any person under the age of (19) 21 years or other person to whom the sale of liquor is by law forbidden, to enter or visit any saloon, bar, buffet or public drinking place for the purpose of obtaining intoxicating liquors, is guilty of a gross misdemeanor; and, upon conviction, punished therefor according to the laws of the state.

**Sec. 14. [REPEALER.]**

*Minnesota Statutes 1984, section 340.79, is repealed.*

**Sec. 15. [EFFECTIVE DATE.]**

*Sections 4 and 10 are effective July 1, 1985. The remaining sections of this act are effective September 1, 1986."*

Delete the title and insert:

"A bill for an act relating to alcoholic beverages; increasing the age for licensing, sale, consumption, possession, and furnishing; restricting certain promotion; establishing programs for the prevention of alcohol-impaired driving among young drivers and for education on avoidable health risks; increasing the fee for the reinstatement of drivers licenses revoked for alcohol-related violations; appropriating money; providing penalties; amending Minnesota Statutes 1984, sections 171.06, subdivision 3; 171.13, by adding a subdivision; 171.29, subdivision 2; 340.02, subdivision 8; 340.035, subdivision 1; 340.119, subdivision 2; 340.13, subdivision 12; 340.14, subdivision 1a; 340.15, by adding a subdivision; 340.403, subdivision 3; 340.73, subdivision 1; 340.731; and 340.80; repealing Minnesota Statutes 1984, section 340.79."

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

The report was adopted.

Valento from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 267, A bill for an act relating to local governments; authorizing political subdivisions to enter into certain joint insurance arrangements; amending Minnesota Statutes 1984, section 471.61, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

**"Section 1. [CERTAIN COUNTIES; JOINT AGREEMENTS FOR INSURANCE COVERAGE.]**

*The counties of Aitkin, Itasca, Koochiching and St. Louis, and political subdivisions located in those counties, except the city of Duluth, when two or more of them are acting jointly under Minnesota Statutes, section 471.61, subdivision 1, or section 471.59 for purposes of section 471.61, may act jointly for the same purposes with any nonprofit organization organized under the laws of Minnesota and which is exempt from taxation pursuant to section 501(c)(3) of the Internal Revenue Code of 1954, as amended through December 31, 1984.*

**Sec. 2. [EFFECTIVE DATE.]**

*Pursuant to Minnesota Statutes, section 645.023, subdivision 1, clause (a), local approval of this act is not required. This act is effective the day following final enactment."*

Amend the title as follows:

Delete lines 2 to 5 and insert:

**"relating to local government; authorizing certain political subdivisions to enter into certain joint insurance agreements."**

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

The report was adopted.

Blatz from the Committee on Crime and Family Law to which was referred:

H. F. No. 329, A bill for an act relating to peace officers; requiring a person seeking appointment as a part-time peace officer to provide the board of peace officer standards and training with proof that he or she has complied with appointment requirements; amending Minnesota Statutes 1984, section 626.8463.



Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1984, section 626.8463, is amended to read:

626.8463 [PART-TIME PEACE OFFICERS.]

*Subdivision 1. [APPOINTMENT REQUIREMENTS.]* Any individual appointed or employed as a part-time peace officer (TO A POSITION WHICH WAS FILLED BY A PART-TIME OFFICER BETWEEN JANUARY 1, 1978 AND MAY 31, 1979 OWING TO THE DEATH, TERMINATION, OR FAILURE OF THE INCUMBENT TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION) shall provide proof to the board that *the individual has*:

((A)) (1) (WITHIN SIX MONTHS OF HIS APPOINTMENT HE HAS) satisfied the selection standards of the board then in effect (. THE BOARD SHALL GRANT A REASONABLE EXTENSION OF TIME TO SHOW SATISFACTION OF SELECTION STANDARDS TO ANY LAW ENFORCEMENT AGENCY THAT DEMONSTRATES THAT SATISFACTION OF SELECTION STANDARDS WITHIN SIX MONTHS WOULD IMPOSE FINANCIAL HARDSHIP);

((B)) (2) (WITHIN 12 MONTHS OF HIS APPOINTMENT HE HAS) successfully completed (A) board (CERTIFIED COURSE, OR A PROFESSIONALLY) recognized (PROGRAM,) *courses* in first aid (,) and (, IF AUTHORIZED TO CARRY A FIREARM ON DUTY,) firearms training, including legal limitations on the justifiable use of deadly force; *and*

((C)) (3) (WITHIN 24 MONTHS OF HIS APPOINTMENT HE HAS) successfully passed a board part-time peace officer licensing examination.

*Subd. 2. [QUOTA.]* A law enforcement agency may (DESIGNATE PERSONNEL AS PART-TIME PEACE OFFICER REPLACEMENTS WHO SHALL BE SUBJECT TO THE TRAINING REQUIREMENTS OF THIS SECTION NOTWITHSTANDING THE FACT THAT THE PERSONNEL ARE APPOINTED TO POSITIONS WHICH WERE NOT FILLED BY PART-TIME OFFICERS BETWEEN JANUARY 1, 1978 AND MAY 31, 1979. PROVIDED THAT THE NUMBER OF PERSONNEL SO DESIGNATED SHALL NOT EXCEED A NUMBER EQUAL TO TWO OR TEN PERCENT OF THE POSITIONS FILLED BY PART-TIME OFFICERS BETWEEN JANUARY 1, 1978 AND MAY 31, 1979, ROUNDED TO THE NEXT HIGHEST WHOLE NUMBER, WHICHEVER IS GREATER) *have no more than two part-*

*time peace officer positions, except that the agency may have up to the number of part-time peace officer positions recognized by the board as of January 1, 1985."*

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

The report was adopted.

Bennett from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 428, A bill for an act relating to the city of Eden Prairie; authorizing one annual one-day liquor license.

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

The report was adopted.

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

H. F. No. 483, A bill for an act relating to natural resources; establishing an aspen recycling program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 88.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [88.80] [ASPEN RECYCLING PROGRAM.]

*Subdivision 1. [ESTABLISHMENT.] The commissioner may:*

*(1) establish and accelerate an aspen recycling program to assure that marketable stands of aspen are available on state lands;*

*(2) designate priority areas on state lands for aspen recycling; and*

*(3) establish the pilot project under subdivision 2 in the highest priority area for aspen recycling.*

*Subd. 2. [PILOT PROJECT.] The commissioner may establish a pilot project to develop methods and practices to recycle aspen stands in the state. The commissioner may restrict bidding to loggers residing in the pilot project area designated under subdivision 1 that are financially distressed. The com-*

*missioner may establish standards and procedures for awarding logging contracts under section 86.35 relating to eligibility for employment for conservation work projects.*

*Subd. 3. [REPORT.] The commissioner shall report to the legislature by July 1, 1986, with the results of the pilot project and a plan to recycle the overmature aspen stands of the state.*

**Sec. 2. [APPROPRIATION.]**

*\$ . . . . . is appropriated from the general fund to the commissioner of natural resources for the purpose of carrying out the duties assigned by section 1. The appropriation shall be available until June 30, 1987.*

**Sec. 3. [REPEALER.]**

*Section 1, subdivisions 2 and 3, are repealed effective July 1, 1987.*

**Sec. 4. [EFFECTIVE DATE.]**

*This act is effective July 1, 1985."*

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

The report was adopted.

Blatz from the Committee on Crime and Family Law to which was referred:

H. F. No. 511, A bill for an act relating to crimes; clarifying the elements of the crime of assault in the second degree; amending Minnesota Statutes 1984, section 609.222.

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

The report was adopted.

Bennett from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 530, A bill for an act relating to commerce; regulating transient merchants; amending Minnesota Statutes 1984, sections 329.099; 329.14; and 329.15.

Reported the same back with the following amendments:

Page 1, delete section 1

Page 2, line 11, after "corporation," insert "school,"

Page 2, line 19, after "agricultural" insert ", horticultural,"

Page 2, line 23, delete the last "or"

Page 2, line 24, after "markets" insert " ; or

*(7) any sheriff, law enforcement officer, or other public officer selling goods, wares, or merchandise according to law or a bona fide assignee or receiver appointed in this state selling goods, wares, or merchandise for the benefit of creditors"*

Renumber the sections in sequence

Amend the title as follows :

Page 1, line 3, delete "329.099 ;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Schreiber from the Committee on Taxes to which was referred :

H. F. No. 538, A bill for an act relating to taxation ; updating income tax provisions to changes in the Internal Revenue Code ; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20, 20a, 20b, and 21 ; 290.032, subdivision 1 ; 290.06, subdivision 14 ; 290.067, subdivision 1 ; 290.068, subdivisions 2, 4, and 5 ; 290.07, subdivisions 5 and 7 ; 290.071, subdivision 5 ; 290.079, subdivision 1 ; 290.08, subdivision 26 ; 290.089, subdivision 7 ; 290.09, subdivisions 7 and 19 ; 290.091 ; 290.10 ; 290.13, subdivision 1 ; 290.131, subdivision 1 ; 290.132, subdivision 1 ; 290.133, subdivision 1 ; 290.135, subdivision 1 ; 290.136, subdivision 1 ; 290.14 ; 290.16, subdivisions 3, 7, 9, 13, 15, 16, and by adding a subdivision ; 290.17, subdivision 2 ; 290.21, subdivision 4 ; 290.23, subdivision 5 ; 290.26, subdivision 2 ; 290.31, subdivisions 2, 4, and 5 ; 290.37, subdivision 1 ; 290.39, subdivision 2 ; 290.41, subdivision 1, and by adding a subdivision ; 290.53, subdivision 9 ; 290.65, subdivision 16 ; 290.93, subdivisions 1, 3, 5, 6, 7, and 10 ; and 290A.03, subdivision 3 ; repealing Laws 1984, chapter 502, article 2, section 4.

Reported the same back with the following amendments :

Page 1, line 27, after the comma insert "as amended by Laws 1985, chapter 2, section 1,"

Page 3, line 32, delete the underscoring from "*The provisions of*" and insert a stricken "section"

Page 3, line 36, delete the underscoring from "*611(a)*"

Page 4, line 3, delete the underscoring from "*of the Deficit*"

Page 4, line 4, delete the underscoring from everything before "*and*"

Page 4, line 5, delete the underscoring from everything after "*98-611*"

Page 4, line 6, delete the underscoring

Amend the title as follows:

Page 1, line 5, after "20," insert "as amended,"

With the recommendation that when so amended the bill pass.

The report was adopted.

Bennett from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 602, A bill for an act relating to alcoholic beverages; allowing certain extensions of credit; amending Minnesota Statutes 1984, sections 340.031, subdivision 2; and 340.405.

Reported the same back with the following amendments:

Page 2, line 16, delete "*non-intoxicating*" and insert "*non-alcoholic*"

Page 3, line 29, delete "*non-intoxicating*" and insert "*non-alcoholic*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Bennett from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 603, A bill for an act relating to non-intoxicating malt liquor; permitting holders of on-sale and off-sale intoxicating liquor licenses to sell non-intoxicating malt liquor without

further license; amending Minnesota Statutes 1984, section 340.02, subdivisions 2 and 3.

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

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 267, 329, 428, 511, 530, 538, 602 and 603 were read for the second time.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Wenzel, Omann, McEachern and Schafer introduced:

H. F. No. 764, A bill for an act relating to education; appropriating money for a grant to the Mid State Educational Cooperative.

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

Sviggum, Levi, Forsythe, Jaros and Greenfield introduced:

H. F. No. 765, A bill for an act relating to human services; restricting and subsequently abolishing the state share of Title IV-E foster care maintenance payments; repealing transfer of funds; restricting and subsequently abolishing the dependent or neglected state ward appropriation; creating permanency planning grants to counties; amending Minnesota Statutes 1984, sections 256.82, subdivision 2; and 260.38; proposing coding for new law as Minnesota Statutes, chapter 256F; repealing Minnesota Statutes 1984, section 259.405.

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

Marsh, Blatz and Kelly introduced:

H. F. No. 766, A bill for an act relating to crimes; requiring confinement of certain convicted defendants pending imposition of sentence; proposing coding for new law in Minnesota Statutes, chapter 629.

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

DenOuden, Kahn, Frerichs, Miller and Johnson introduced :

H. F. No. 767, A bill for an act relating to state departments and agencies; regulating fees for agency services; amending Minnesota Statutes 1984, sections 16A.128; and 16A.1281.

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

Onnen and Wynia introduced :

H. F. No. 768, A bill for an act relating to human services; establishing a grant program for community services for the elderly; changing the method of determining and paying the state share of medical assistance payments for nursing home care; establishing uniform grant standards for supplemental aid; changing eligibility criteria for supplemental aid; designating the county agency as the lead agency for services to the elderly; appropriating money; amending Minnesota Statutes 1984, sections 256B.19, subdivision 1; 256D.37, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapters 256B and 393.

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

Onnen and Greenfield introduced :

H. F. No. 769, A bill for an act relating to human services; making certain changes in the reimbursement procedures for nursing homes; providing for an interim payment rate for newly constructed or expanded nursing homes; requiring medicare certification; creating an appeals board for appraised value disputes; amending Minnesota Statutes 1984, sections 256B.431, subdivisions 2b, 3, and 4; and 256B.50.

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

Quist introduced :

H. F. No. 770, A bill for an act relating to health; fixing liability of counties for the cost of care provided in a state hospital for mentally ill patients; amending Minnesota Statutes 1984, section 246.54.

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

Dempsey, McPherson, Quist, Scheid and Battaglia introduced:

H. F. No. 771, A bill for an act relating to health; stating legislative intent for abortion services; proposing coding for new law in Minnesota Statutes, chapter 145.

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

Rest introduced:

H. F. No. 772, A bill for an act relating to state government; proposing an amendment to the Minnesota Constitution, article IV, section 23; article V, sections 1, 3, and 4; article VII, section 8; article VIII, section 2; article XI, sections 6, 7, 8, and 10; and article XIII, section 11; combining the offices of state treasurer, state auditor, and secretary of state into the office of state comptroller.

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

Bennett, Piepho, Halberg, Simoneau and Minne introduced:

H. F. No. 773, A bill for an act relating to recreation; establishing study of need for motor sports facility; appropriating money.

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

Seaberg, Levi, Blatz, Begich and Greenfield introduced:

H. F. No. 774, A bill for an act relating to the juvenile court; revising and recodifying current laws governing the apprehension, detention, adjudication, and disposition of minors who commit unlawful acts or who are in need of protection or services; providing additional due process protections for minors and other parties who are subject to juvenile court jurisdiction; placing limitations on voluntary out-of-home placements of minors; providing for foster care review; establishing a procedure for court review of inpatient admissions and commitments of minors to mental health and chemical dependency programs; imposing penalties; amending Minnesota Statutes 1984, sections 242.19, subdivision 2; 257.071; 259.23, subdivision 1; 260.022,



subdivision 4; 260.024, subdivision 2; 260.094; 260.101; 260.103, subdivision 1; 260.121; 260.125, subdivision 2; 260.131; 260.132; 260.133; 260.135; 260.141, subdivision 1; 260.145; 260.151, subdivision 1; 260.155; 260.156; 260.161; 260.211; 260.221; 260.231, subdivision 3; 260.235; 260.251, subdivision 1a; 260.255, subdivision 2; 260.311, subdivision 5; 260.315; 260.35; 260.36; 484.70, subdivision 1; 484.73, subdivision 2; and 524.5-505; proposing coding for new law as Minnesota Statutes, chapters 260A and 260B; repealing Minnesota Statutes 1984, sections 260.011; 260.015; 260.024, subdivision 1; 260.031; 260.111; 260.115; 260.-151, subdivision 2; 260.165 to 260.195; 260.261; 260.281; 260.-291; and 260.301.

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

Olsen, S.; Thorson; Eliooff; Tompkins and McPherson introduced:

H. F. No. 775, A bill for an act relating to education; extending the use of summer educational improvement revenue allowance to the entire year; appropriating money; amending Minnesota Statutes 1984, section 124A.033, by adding a subdivision.

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

Hartinger introduced:

H. F. No. 776, A bill for an act relating to human services; eliminating the presumption of eligibility from the general assistance program; amending Minnesota Statutes 1984, section 256D.07.

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

Heap introduced:

H. F. No. 777, A bill for an act relating to Hennepin county; permitting the employment of student interns; amending Laws 1979, chapter 198, article II, by adding a section.

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

Blatz, Knickerbocker, Norton, Boo and Ellingson introduced :

H. F. No. 778, A bill for an act relating to financial institutions; authorizing interstate acquisition and formation of banks between this state and certain states on a reciprocal basis; proposing coding for new law in Minnesota Statutes, chapter 48.

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

McKasy, Jacobs, Tjornhom, Shaver and Tomlinson introduced :

H. F. No. 779, A bill for an act relating to taxation; changing certain income tax provisions relating to corporations; amending Minnesota Statutes 1984, sections 290.05, subdivision 1; 290.10; 290.37, subdivision 1; 290.391; 290.42; and 290.931, subdivision 1.

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

Onnen, DenOuden, Long and Ellingson introduced :

H. F. No. 780, A bill for an act relating to marriage dissolution; requiring that the party who is not the primary custodial parent be responsible for one-half of child care of the minor children; amending Minnesota Statutes 1984, section 518.54; proposing coding for new law in Minnesota Statutes, chapter 518.

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

Sviggum and Simoneau introduced :

H. F. No. 781, A bill for an act relating to workers' compensation; regulating the membership of the board of directors of the workers' compensation reinsurance association; amending Minnesota Statutes 1984, section 79.37.

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

Svigum, Boo, Clark, Levi and Zaffke introduced:

H. F. No. 782, A bill for an act relating to human services; providing for participation by Indian tribes in the placement of their children; proposing coding for new law in Minnesota Statutes, chapter 257.

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

Knickerbocker introduced:

H. F. No. 783, A bill for an act relating to administrative procedure; providing procedures for the adoption of administrative rules and the determination of administrative disputes; providing for publication of administrative rules and disposition of administrative appeals; enacting the model administrative procedure act; proposing coding for new law as Minnesota Statutes, chapter 15B; repealing Minnesota Statutes 1984, sections 14.01 to 14.69.

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

Knickerbocker, Gutknecht, Simoneau, Svigum and Krueger introduced:

H. F. No. 784, A bill for an act relating to retirement; state employees retirement system; reversing the workers' compensation offset; allowable service computation for leaves of absence; deferred annuities; disability benefits; amending Minnesota Statutes 1984, sections 176.021, subdivision 7; 352.01, subdivision 11; 352.22, subdivision 3; and 352B.10; repealing Minnesota Statutes 1984, section 352.113, subdivision 5.

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

Pauly; Carlson, L.; Frerichs and Gutknecht introduced:

H. F. No. 785, A bill for an act relating to intoxicating liquor; authorizing the issuance of temporary on-sale intoxicating liquor licenses; amending Minnesota Statutes 1984, section 340.11, by adding a subdivision.

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

Gutknecht, Knuth, Dyke, Rodosovich and Knickerbocker introduced:

H. F. No. 786, A bill for an act relating to state departments and agencies; transferring authority to make certain appointments to various commissioners; reducing size of alcohol and drug abuse advisory council; abolishing the cable communications board; transferring the duties of the public employment relations board to the bureau of mediation services; amending Minnesota Statutes 1984, sections 1.22; 4.31, subdivision 5; 14.02, subdivision 4; 16B.20, subdivision 2; 16B.33, subdivision 2; 16C.01, subdivision 2; 35.02, subdivision 1; 40.03, subdivision 1; 84B.11, subdivision 1; 115.74, subdivision 1; 115A.22, subdivisions 3 and 4; 116C.41, subdivision 2; 116J.404; 116L.03; 121.82, subdivision 1; 121.83; 125.183, subdivision 1; 129B.01, subdivision 1; 144A.19, subdivision 1; 147.01, subdivisions 1 and 2; 148.03; 148.181; 148.52; 148.90, subdivision 2; 150A.02, subdivision 1; 151.03; 153.02; 154.22; 156.01, subdivisions 1 and 2; 161.1419, subdivision 2; 250.05, subdivision 2; 254A.04; 270.41; 326.04; 326.17; 326.241, subdivision 1; 343.01, subdivision 3; 386.63, subdivision 1; 611.215, subdivision 1; and 626.841; amending Laws 1984, chapter 654, article 2, section 151, subdivision 2; repealing Minnesota Statutes 1984, sections 3.29, subdivisions 1 to 9 and 11; 179A.05, subdivisions 1, 2, and 3; 238.01; 238.02, subdivision 4; 238.04 to 238.06; 238.08, subdivision 2; 238.09; 238.10; 238.11, subdivision 1; 238.12, subdivision 3; and 238.13 to 238.17.

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

Kvam and Redalen introduced:

H. F. No. 787, A bill for an act relating to taxation; property; providing that the basic maintenance levy not be applied against agricultural property for taxes payable in 1985; appropriating money.

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

Valento, Blatz, Stanius, Vellenga and Kelly introduced:

H. F. No. 788, A bill for an act relating to crimes; increasing the penalty for an offense committed against a transit provider or operator when violence or a threat of violence is not involved; amending Minnesota Statutes 1984, section 609.855, subdivision 4.

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

Backlund, Welle, Thiede, Knuth and Neuenschwander introduced:

H. F. No. 789, A bill for an act relating to transportation; railroads; requiring occupied caboose car; requiring caboose car to be equipped with shortwave radio; imposing a penalty; amending Minnesota Statutes 1984, section 219.56; proposing coding for new law in Minnesota Statutes, chapter 219.

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

Skoglund; Gruenes; Piepho; Anderson, R., and Wynia introduced:

H. F. No. 790, A bill for an act relating to health; authorizing an autopsy for a suspected case of Alzheimer's disease; providing for research on the brains of Alzheimer's victims; appropriating money; amending Minnesota Statutes 1984, section 390.11, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 145.

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

Backlund, Hartle and Neuenschwander introduced:

H. F. No. 791, A bill for an act relating to state departments and agencies; providing for quorum and voting on telecommunications council; amending Minnesota Statutes 1984, section 16C.01, by adding a subdivision.

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

Haukoos; Carlson, L.; Frerichs; Boo and Wynia introduced:

H. F. No. 792, A bill for an act relating to vocational technical education; allowing some budget, allocation, aid, and grant procedures to be set by state board policy; correcting and eliminating definitions; changing a fund for the deposit of parking fees; amending Minnesota Statutes 1984, sections 136C.08, subdivision 2; 136C.26; 136C.28, subdivisions 1 and 2; 136C.31; 136C.33, subdivision 1; and 136C.34; proposing coding for new law in Minnesota Statutes, chapter 136C; repealing Minnesota Statutes 1984, sections 136C.26, subdivisions 2 and 8; 136C.27, subdivision 1; 136C.28, subdivisions 3, 4, 5, 6, and 7; and 136C.33, subdivisions 3 and 4; 136C.37; and 136C.38.

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

Wenzel; McDonald; Rees; Anderson, G., and Krueger introduced:

H. F. No. 793, A resolution memorializing the President to discharge David Stockman.

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

Halberg, by request, introduced:

H. F. No. 794, A bill for an act relating to motor vehicles; prescribing confidential status of and information in motor vehicle accident reports; amending Minnesota Statutes 1984, sections 169.09, subdivisions 11 and 13; and 171.12, subdivision 2.

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

Pappas, Valento, Tomlinson, Backlund and Kelly introduced:

H. F. No. 795, A bill for an act relating to Ramsey county; requiring Ramsey county surveyor to approve condominium floor plans before recording; amending Minnesota Statutes 1984, section 383A.42, subdivision 2.

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

Kostohryz, Rose, Knuth, Pappas and Bennett introduced:

H. F. No. 796, A bill for an act relating to Ramsey county; exempting county highways from seasonal load restrictions unless posted by the county authority; proposing coding for new law in Minnesota Statutes, chapter 383A.

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

Nelson, D.; Riveness; Otis; Rest and Quinn introduced:

H. F. No. 797, A bill for an act relating to education; increasing state aid for school district programs for gifted and talented students; appropriating money; amending Minnesota Statutes 1984, section 124.247, subdivision 3; repealing Minnesota Statutes 1984, section 124.247, subdivision 6.

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

Cohen introduced:

H. F. No. 798, A bill for an act relating to taxation; providing for property and income tax relief for new or expanding businesses; proposing coding for new law in Minnesota Statutes, chapters 272 and 290.

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

Cohen introduced:

H. F. No. 799, A bill for an act relating to taxation; property; providing that the market value of property may not be increased due to the character of the surrounding property; amending Minnesota Statutes 1984, sections 273.11, subdivision 1, and by adding a subdivision; and 273.12.

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

Blatz; Clausnitzer; Nelson, K.; Tjornhom and Thorson introduced:

H. F. No. 800, A bill for an act relating to crimes; making certain trespasses and assaults a gross misdemeanor; providing for the admissibility of certain evidence in domestic abuse prosecutions; amending Minnesota Statutes 1984, sections 609.224 and 609.605; proposing coding for new law in Minnesota Statutes, chapter 634.

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

Cohen, Skoglund, Kahn and Knickerbocker introduced:

H. F. No. 801, A bill for an act relating to taxation; providing an income tax checkoff for support of the arts; proposing coding for new law in Minnesota Statutes, chapter 290.

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

Kiffmeyer and Rice introduced:

H. F. No. 802, A bill for an act relating to commerce; prohibiting video games of chance; amending Minnesota Statutes 1984, sections 349.30, subdivision 2; and 609.75, subdivision 4; repealing Minnesota Statutes 1984, sections 349.50 to 349.60.

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

Schafer introduced:

H. F. No. 803, A bill for an act relating to public employees; regulating teacher labor relations; prohibiting the hiring of certain substitute teachers; providing for special state aid reduction in teacher strikes; regulating the school year; amending Minnesota Statutes 1984, sections 123.35, subdivision 5; 124.19, subdivision 1; 126.12; 179A.14, subdivision 1; 179A.15; 179A.18, subdivisions 2 and 3; 179A.20, subdivision 3; 471.705, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 179A.

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

Kiffmeyer, Thiede and Hartinger introduced:

H. F. No. 804, A bill for an act relating to obscenity; prohibiting obscene live performances; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 617.

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



Kiffmeyer, Thiede and Hartinger introduced:

H. F. No. 805, A bill for an act relating to obscenity; prohibiting distribution of sexual devices; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 617.

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

Kelly, Marsh, Segal and Pappas introduced:

H. F. No. 806, A bill for an act relating to juvenile court; clarifying the authority to release juvenile court records; amending Minnesota Statutes 1984, section 260.161, subdivision 2.

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

Zaffke and Thorson introduced:

H. F. No. 807, A bill for an act relating to Hubbard county; authorizing county appropriations to the county agricultural society and an annual levy for that purpose; requiring a reverse referendum under certain circumstances.

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

Olsen, S.; Nelson, K.; Dyke; Backlund and Wenzel introduced:

H. F. No. 808, A bill for an act relating to education; establishing goals for public elementary and secondary education in Minnesota; requiring districts to examine their district policies for meeting these goals and make recommendations for facilitating progress toward these goals; proposing coding for new law in Minnesota Statutes, chapter 120.

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

Olsen, S.; Levi; Nelson, K., and Erickson introduced:

H. F. No. 809, A bill for an act relating to education; requiring adoption of standards to measure the mastery of basic skills by pupils; proposing coding for new law in Minnesota Statutes, chapter 121.

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

Quist, Greenfield, Onnen, Forsythe and Wynia introduced:

H. F. No. 810, A bill for an act relating to health; requiring the commissioner of health to develop programs for the promotion of nonsmoking; providing for tax increase on cigarettes; prohibiting the free distribution of cigarettes; raising the cigarette tax; appropriating money; amending Minnesota Statutes 1984, sections 297.02, by adding a subdivision; 297.03, subdivisions 5 and 10; 297.13, subdivision 1; 297.22, subdivision 1; 297.32, subdivisions 1, 2, and by adding subdivisions; and 297.35, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 124, 144, and 145.

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

Segal, McEachern, Backlund and Rest introduced:

H. F. No. 811, A bill for an act relating to education; ensuring minimum amounts of financial support to the regional public library system; requiring county board of commissioners to appoint at least one representative to the regional public library system board; proposing coding for new law in Minnesota Statutes, chapter 134.

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

Tompkins, Frerichs, Zaffke, Piepho and Jennings, L., introduced:

H. F. No. 812, A bill for an act relating to local government; extending deadlines for reporting on and complying with laws requiring equitable compensation relationships; amending Minnesota Statutes 1984, sections 471.992; 471.996; 471.997; 471.9975; 471.998, subdivision 1; and 471.999.

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

Levi, Brandl, Kostohryz, Vellenga and Heap introduced:

H. F. No. 813, A bill for an act relating to education; providing for the access to excellence program including access to: schools and programs beyond district boundaries, local program and staff development aid, learner outcomes and testing, model pro-

grams and schools, and management assistance to local districts; appropriating money; amending Minnesota Statutes 1984, sections 121.608; 121.609, subdivisions 2, 3, and 4; 123.3513; 123.39, by adding a subdivision; 123.74; 123.741, subdivisions 1, 3, 6, and by adding subdivisions; 123.742, subdivision 1, and by adding a subdivision; 124.195, subdivision 9; 124A.036, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 120, 121, and 124; repealing Minnesota Statutes 1984, section 123.741, subdivisions 2, 4, 5, and 7.

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

Wenzel; McDonald; Nelson, K.; Olsen, S., and Thiede introduced:

H. F. No. 814, A bill for an act relating to education; establishing a program to require school districts to provide milk to all elementary and secondary pupils in public and nonpublic schools; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.

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

Fjoslien, Shaver, Simoneau and Kostohryz introduced:

H. F. No. 815, A bill for an act relating to elections; authorizing absentee voting by electronic voting system; amending Minnesota Statutes 1984, section 203B.08, subdivision 1a.

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

Tunheim, Dimler, Krueger, Valan and Brown introduced:

H. F. No. 816, A bill for an act relating to taxation; property; providing for 3b classification in certain cases; amending Minnesota Statutes 1984, section 273.13, by adding a subdivision.

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

Knickerbocker, Sviggum, Gutknecht, Simoneau and Dempsey introduced:

H. F. No. 817, A bill for an act relating to the state board of investment; clarifying powers and duties; amending Minnesota Statutes 1984, sections 11A.14, subdivision 5; 11A.17, subdivision 13; and 11A.24, subdivisions 2, 3, and 4.

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

Poppenhagen, Gruenes and Vellenga introduced:

H. F. No. 818, A bill for an act relating to health; expanding the purposes of health care review organizations; amending Minnesota Statutes 1984, section 145.61, subdivision 5.

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

Tompkins, Elioff, Solberg, Quinn and Schreiber introduced:

H. F. No. 819, A bill for an act relating to school districts; allowing them to form and spend money on one nonprofit corporation; requiring reports to the commissioner, and by the commissioner, to the legislature; amending Minnesota Statutes 1984, section 123.35, by adding a subdivision.

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

Tompkins, Clausnitzer, Ozment, Solberg and Brown introduced:

H. F. No. 820, A bill for an act relating to crimes; providing for assault of firefighters or emergency medical services personnel; amending Minnesota Statutes 1984, section 609.2231.

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

Solberg, Peterson, Minne and Dempsey introduced:

H. F. No. 821, A bill for an act relating to alcoholic beverages; repealing mandatory liquor liability insurance; restoring the authority of municipalities to require liquor liability insurance; amending Minnesota Statutes 1984, section 340.12; repealing Minnesota Statutes 1984, sections 340.11, subdivisions 21 and 23; and 340.353, subdivision 8.

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

Rose introduced:

H. F. No. 822, A bill for an act relating to education; establishing a scholarship program for certain secondary pupils to attend summer academic programs sponsored by certain post-secondary institutions; providing for certain duties for the state board of education and the higher education coordinating board; establishing an advisory council; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 126.

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

Vellenga, Price and Knuth introduced:

H. F. No. 823, A bill for an act relating to Ramsey county; placing the position of law clerk investigator in the unclassified service; amending Minnesota Statutes 1984, section 383A.29, subdivision 6.

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

Clausnitzer introduced:

H. F. No. 824, A bill for an act relating to alcoholic beverages; requiring local approval of farm winery licenses in certain instances; amending Minnesota Statutes 1984, section 340.435, subdivision 2.

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

Bennett; Sarna; Carlson, L., and Thorson introduced:

H. F. No. 825, A bill for an act relating to occupations and professions; regulating electricians; amending Minnesota Statutes 1984, sections 326.01, subdivisions 2, 5, 6b, and by adding a subdivision; 326.242, subdivisions 1, 2, 3, 6, and 9; 326.243; 326.244, subdivisions 1, 2, and 5; and 326.246.

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

Pauly, Himle, Jacobs, Tompkins and McPherson introduced:

H. F. No. 826, A bill for an act relating to taxation; income; reducing the maximum corporate rate; amending Minnesota Statutes 1984, section 290.06, subdivision 1.

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

Piepho, Sarna, Valan, Poppenhagen and Rice introduced:

H. F. No. 827, A bill for an act relating to public safety; appropriating money to purchase mobile communications equipment for state patrol.

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

Sviggum; Anderson, R., and Staten introduced:

H. F. No. 828, A bill for an act relating to economic security; clarifying the community action program financial assistance requirements; amending Minnesota Statutes 1984, section 268.52, subdivisions 1 and 2.

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

Krueger, Redalen, McDonald and Rose introduced:

H. F. No. 829, A bill for an act relating to taxation; exempting certain shelterbelts from taxation; providing for replacement of lost revenue; appropriating money; amending Minnesota Statutes 1984, section 272.02, subdivision 1, and by adding a subdivision.

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

Anderson, G.; Schreiber; Redalen; Krueger and Rest introduced:

H. F. No. 830, A bill for an act relating to taxation; estate; reducing the tax to the amount of the federal credit for state death taxes; amending Minnesota Statutes 1984, sections 290.01, subdivision 20e; 291.005, subdivision 1; 291.03, subdivision 1; 291.075; 291.09, subdivisions 1a, 2a, 3a, and 5; 291.11, subdivision 1; 291.15, subdivision 3; 291.215, subdivision 1; and 524.3-1202; repealing Minnesota Statutes 1984, sections 55.10, subdivision 2; 270.75, subdivision 7; 291.015; 291.03, subdivisions 3, 4, 5, 6, and 7; 291.05; 291.051; 291.06; 291.065; 291.07; 291.08; 291.111; 291.131, subdivision 5; 291.132; 291.20; 291.29, subdivision 5; and 385.36.

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

Ozment introduced:

H. F. No. 831, A bill for an act relating to crimes; prescribing the powers of the governor and the commissioner of corrections with respect to extradition under treaty; amending Minnesota Statutes 1984, section 243.515.

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

Thorson; Frerichs; Piepho; Nelson, K., and Segal introduced:

H. F. No. 832, A bill for an act relating to libraries; altering regional library basic system support; appropriating money; amending Minnesota Statutes 1984, section 134.35.

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

Piepho, Haukoos, Frederick, Dempsey and Hartle introduced:

H. F. No. 833, A bill for an act relating to government operations; allowing municipalities to contract to buy sheltered workshop products without getting competitive bids; including sheltered workshops in the small business set-aside program; amending Minnesota Statutes 1984, section 16B.19, by adding a subdivision; and 471.345, by adding a subdivision.

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

Kelly, Kostohryz, O'Connor and Greenfield introduced:

H. F. No. 834, A bill for an act relating to animals; prohibiting the use of a decompression chamber to destroy an animal; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 343.

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

Miller and Ozment introduced:

H. F. No. 835, A bill for an act relating to driver's licenses; allowing same time for expiration of driver's license for spouse of active duty member of armed forces; amending Minnesota Statutes 1984, section 171.27.

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

Cohen, Greenfield and Clark introduced:

H. F. No. 836, A bill for an act relating to public safety; prohibiting assembly as a paramilitary organization for the purpose of practicing with weapons; prohibiting paramilitary training; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 624.

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

Halberg, Quinn and Wynia introduced:

H. F. No. 837, A bill for an act relating to insurance; no-fault auto; providing uninsured and underinsured motorist coverages; defining terms; amending Minnesota Statutes 1984, sections 65B.43, by adding subdivisions; and 65B.49, subdivision 4.

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



Begich, Battaglia, Minne, Solberg and Elioﬀ introduced :

H. F. No. 838, A bill for an act relating to consumer protection; requiring motor vehicle manufacturers to supply a temporary replacement vehicle or to reimburse vehicle owners for rental car expenses under certain circumstances; providing an expedited civil remedy; amending Minnesota Statutes 1984, section 325F.665, subdivisions 2, 5, and 6.

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

McKasy, Seaberg, Pappas, Rose and Neuenschwander introduced :

H. F. No. 839, A bill for an act relating to crimes; prohibiting escape from custody by certain mental patients; amending Minnesota Statutes 1984, section 609.485, subdivisions 2 and 4.

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

Fjoslien and Skoglund introduced :

H. F. No. 840, A bill for an act relating to health; authorizing statewide mosquito research; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Rest introduced :

H. F. No. 841, A bill for an act relating to retirement; permitting the payment of certain omitted salary deductions.

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

Marsh, Heap, Sarna and Ogren introduced :

H. F. No. 842, A bill for an act relating to commerce; clarifying commissioner's authority to conduct regulatory investigations; clarifying submission of applications for directors and officers liability insurance; providing for the withdrawal of certain registration statements; broadening the securities trans-

action exemptions for isolated sales and limited offerings; repealing the securities transaction for preorganization offerings; providing a maximum fee for the registration of redeemable securities; simplifying an exemption from franchise registration; providing for disclosure of representation by real estate brokers and salespersons; expanding those officers who may verify corporate broker licenses; altering re-examination requirements for brokers and salespersons who fail to renew their licenses; altering the unclaimed property reporting deadline for life insurance companies; raising the aggregation amount for holders reporting unclaimed property; specifying dates for notifying and advertising owners of abandoned property; and providing for the notification of all lienholders by a unit owners association in an assessment lien foreclosure; amending Minnesota Statutes 1984, sections 60A.08, by adding a subdivision; 80A.10, by adding a subdivision; 80A.13, subdivision 1; 80A.15, subdivision 2; 80A.28, subdivisions 1 and 3; 80C.03; 82.19, subdivision 3, and by adding a subdivision; 82.20, subdivision 4; 82.21, subdivision 1; 82.22, subdivision 10; 82.24, subdivision 4; 345.41; 345.42, subdivisions 1 and 3; and 515A.3-115; proposing coding for new law in Minnesota Statutes, chapters 45 and 82.

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

**Frerichs, McKasy, Dimler, Omann and Schafer introduced :**

H. F. No. 843, A bill for an act relating to taxation; property taxation; modifying the method of determining certain adjusted assessed value; modifying the method of determining agricultural market value for property tax purposes; amending Minnesota Statutes 1984, sections 124.2131, subdivision 1; and 273.11, subdivision 1, and by adding a subdivision.

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

**Shaver introduced :**

H. F. No. 844, A bill for an act relating to motor vehicles; requiring motor vehicle lessors to provide information to department of public safety when lease periods are greater than two months; amending Minnesota Statutes 1984, section 168.27, subdivision 4.

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

Nelson, K.; Carlson, L.; Wynia; Heap and Erickson introduced:

H. F. No. 845, A bill for an act relating to education; requiring examinations for certain people applying for teaching licenses; appropriating money; amending Minnesota Statutes 1984, sections 125.03, by adding a subdivision; 125.05, subdivision 1; 125.182, subdivision 1; and 125.185, subdivision 4.

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

Tomlinson, Welle, Ogren, Brown and Redalen introduced:

H. F. No. 846, A bill for an act relating to taxation; allowing deferred payments of first half property taxes on agricultural homesteads in 1985; providing for loans of state funds to taxing districts; appropriating money.

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

Gutknecht, Heap and Sviggum introduced:

H. F. No. 847, A bill for an act relating to unemployment compensation; altering the public policy statement; changing the taxable wage base; defining credit week; providing for employer charging; increasing the eligibility requirement; eliminating certain tax rate limitations; changing the weekly benefit amount; capping the maximum weekly benefit; providing for the duration of benefits; increasing the duration of benefits for claimants in counties with high unemployment; providing for seasonal employees; making the waiting week nonreimbursable; amending the benefit offset for severance pay; increasing the period of time and earnings necessary for requalification after disqualification; changing the definition of suitable work; transferring duties to the office of administrative hearings; amending Minnesota Statutes 1984, sections 14.03, subdivision 2; 14.51; 268.03; 268.04, subdivisions 25 and 29; 268.06, subdivisions 5, 8, 18, 19, and 20; 268.07, subdivisions 2 and 2a; 268.08, subdivisions 1 and 3; 268.09, subdivisions 1 and 2; 268.10, subdivisions 2, 3, 4, 5, 6, and 9; 268.12, subdivisions 8, 9, 10, and 13; and 268.18, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 268.

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 68, A bill for an act relating to trusts; eliminating the requirement of qualifying trustees in certain cases; amending Minnesota Statutes 1984, section 524.3-913.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

McKasy moved that the House concur in the Senate amendments to H. F. No. 68 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 68, A bill for an act relating to trusts; eliminating the requirement of qualifying trustees in certain cases; amending Minnesota Statutes 1984, section 524.3-913.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Cohen	Himle	McLaughlin	Peterson
Anderson, R.	Dempsey	Jacobs	McPherson	Piepho
Backlund	DenOuden	Jaros	Metzen	Piper
Battaglia	Dimler	Jennings, L.	Miller	Poppenhagen
Beard	Dyke	Johnson	Minne	Price
Becklin	Elioff	Kahn	Munger	Quinn
Begich	Ellingson	Kalis	Murphy	Quist
Bennett	Erickson	Kelly	Nelson, D.	Rees
Blatz	Fjoslien	Kiffmeyer	Nelson, K.	Rest
Boerboom	Forsythe	Knickerbocker	Neuenschwander	Rice
Boo	Frederick	Knuth	Norton	Richter
Brandl	Frederickson	Krueger	O'Connor	Riveness
Brinkman	Frerichs	Kvam	Ogren	Rodosovich
Brown	Greenfield	Levi	Olsen, S.	Rose
Burger	Gruenes	Lieder	Olson, E.	Sarna
Carlson, D.	Gutknecht	Long	Omann	Schafer
Carlson, J.	Halberg	Marsh	Onnen	Scheid
Carlson, L.	Hartinger	McDonald	Otis	Schoenfeld
Clark	Hartle	McEachern	Pappas	Schreiber
Clausnitzer	Haukoos	McKasy	Pauly	Seaberg

Segal  
Shaver  
Sherman  
Skoglund  
Solberg

Sparby  
Stanius  
Staten  
Sviggum  
Thorson

Tjornhom  
Tomlinson  
Tompkins  
Tunheim  
Uphus

Valento  
Vanasek  
Vellenga  
Voss  
Waltman

Wenzel  
Wynia  
Zaffke  
Spk. Jennings, D.

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

Mr. Speaker:

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

S. F. No. 379.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 379, A bill for an act relating to nonprofit corporations; requiring the articles of incorporation to contain a mailing address; amending Minnesota Statutes 1984, sections 317.02, by adding a subdivision; 317.08, subdivision 2; and 317.19, subdivision 2.

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

### CONSENT CALENDAR

S. F. No. 106, A bill for an act relating to the town of Tofte; authorizing the establishment of a detached banking facility.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.  
Anderson, R.  
Battaglia  
Beard  
Becklin  
Begich  
Bennett  
Blatz  
Boerboom  
Boo  
Brandl  
Brinkman

Brown  
Burger  
Carlson, D.  
Carlson, J.  
Carlson, L.  
Clark  
Clausnitzer  
Cohen  
Dempsey  
DenOuden  
Dimler  
Dyke

Elioff  
Ellingson  
Erickson  
Fjoslien  
Forsythe  
Frederick  
Frederickson  
Frerichs  
Greenfield  
Gruenes  
Gutknecht  
Halberg

Hartinger  
Hartle  
Haukoos  
Heap  
Himle  
Jacobs  
Jaros  
Jennings, L.  
Johnson  
Kahn  
Kalis  
Kelly

Kiffmeyer  
Knickerbocker  
Knuth  
Krueger  
Kvam  
Levi  
Lieder  
Long  
Marsh  
McDonald  
McEachern  
McKasy

McLaughlin	Olson, E.	Quist	Seaberg	Tunheim
McPherson	Omann	Redalen	Segal	Uphus
Metzen	Onnen	Rees	Shaver	Valan
Miller	Otis	Rest	Sherman	Valento
Minne	Ozment	Rice	Skoglund	Vanasek
Munger	Pappas	Richter	Solberg	Vellenga
Murphy	Pauly	Riveness	Sparby	Voss
Nelson, D.	Peterson	Rodosovich	Stanius	Waltman
Nelson, K.	Piepho	Rose	Staten	Wenzel
Neuenschwander	Piper	Sarna	Sviggum	Wynia
Norton	Poppenhagen	Schafer	Thorson	Zaffke
Ogren	Price	Scheid	Tjornhom	Spk. Jennings, D.
Olsen, S.	Quinn	Schoenfeld	Tomlinson	

The bill was passed and its title agreed to.

S. F. No. 333, A bill for an act relating to the town of Cannon Falls; authorizing the establishment of a detached banking facility.

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

The bill was passed and its title agreed to.

H. F. No. 362, A bill for an act relating to Beltrami county; providing for disposition of the proceeds from the sale or rental of tax-forfeited lands or from the sale of their products; increasing the amount that may be spent for promotion of tourist, agri-

cultural, and industrial developments; amending Laws 1967, chapter 558, section 1, subdivision 5, as amended.

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

The question was taken on the passage of the bill and the roll was called. There were 118 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Johnson

The bill was passed and its title agreed to.

H. F. No. 516, A bill for an act relating to counties; authorizing reimbursement to county commissioners and county officers for certain expenses; renaming the county executive secretary; fixing expenditure authority for certain county activities; removing provisions for county purchasing agents, demonstration and experiment farms, and seed and feed loans; revising the language of the text of chapters concerning county powers and county boards; amending Minnesota Statutes 1984, sections 375.055, by adding a subdivision; 375.48, subdivisions 1 and 2; 375.49, subdivisions 1 and 2; 375.50; 375A.07, subdivision 1; 475.52, subdivision 3; chapters 370; 371; 372; 374; 376; 377; 392; and 395; proposing new law coded in Minnesota Statutes, chapter 382; repealing Minnesota Statutes 1984, sections 374.05; 377.02; 377.04; 392.01; 392.02; 392.03; 395.01; 395.02; 395.03; 395.14; 395.15; 395.16; 395.17; 395.18; 395.19; 395.20; 395.21; 395.22; 395.23; and 395.24.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Erickson	Krueger	Otis	Shaver
Anderson, R.	Fjoslien	Kvam	Ozment	Sherman
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	Svigggum
Blatz	Gutknocht	McKasy	Price	Thorson
Boerboom	Halberg	McLaughlin	Quinn	Tjornhom
Brandl	Hartinger	McPherson	Quist	Tomlinson
Brinkman	Hartle	Metzen	Redalen	Tompkins
Brown	Haukoos	Miller	Rees	Tunheim
Burger	Heap	Minne	Rest	Uphus
Carlson, D.	Himle	Munger	Rice	Valan
Carlson, J.	Jacobs	Murphy	Richter	Valento
Carlson, L.	Jaros	Nelson, D.	Riveness	Vanasek
Clark	Jennings, L.	Nelson, K.	Rodosovich	Vellenga
Clausnitzer	Johnson	Neuenschwander	Rose	Voss
Cohen	Kahn	Norton	Sarna	Waltman
Dempsey	Kalis	Oeren	Schafer	Wenzel
DenOuden	Kelly	Olsen, S.	Scheid	Wynia
Dinler	Kiffmeyer	Olson, E.	Schoenfeld	Zaffke
Dyke	Knickerbocker	Omman	Seaberg	Spk. Jennings, D.
Elioff	Knuth	Onnen	Segal	

The bill was passed and its title agreed to.

#### MOTION FOR RECONSIDERATION

Pauly moved that the vote whereby H. F. No. 67 was not passed on the Calendar on Thursday, March 7, 1985, be now reconsidered. The motion prevailed.

H. F. No. 67 was reported to the House.

Kelly moved that the action whereby H. F. No. 67 was given its third reading on Thursday, March 7, 1985, be now reconsidered. The motion prevailed.

Kelly moved to amend H. F. No. 67, the second engrossment, as follows:

Page 1, line 16, after "*members*" insert "*two of whom must not be attorneys*"

Page 1, line 19, after "*members*" insert "*two of whom must not be attorneys*"



Voss moved to re-refer H. F. No. 67 to the Committee on Judiciary. The motion did not prevail.

#### POINT OF ORDER

Norton raised a point of order pursuant to rule 5.8 that H. F. No. 67 be re-referred to the Committee on Governmental Operations. The Speaker ruled the point of order not well taken.

The question recurred on the Kelly amendment to H. F. No. 67, the second engrossment. The motion prevailed and the amendment was adopted.

Kelly moved to amend H. F. No. 67, the second engrossment, as amended, as follows:

Page 2, after line 25, insert *"Each time a vacancy occurs on the Court of Appeals, in addition to the permanent members provided in clause (1), one member shall be appointed by the governor. The member shall serve only to consider that vacancy."*

The motion prevailed and the amendment was adopted.

Pauly moved to amend H. F. No. 67, the second engrossment, as amended, as follows:

Page 1, delete lines 13 to 25 and insert:

*"Subd. 2. [ANNOUNCEMENT BY GOVERNOR.] At least 15 days before the governor appoints a judge to a vacancy listed in subdivision 1, the governor shall make a public statement naming the proposed appointee. The statement shall list the criteria used to select a judge to the court in which the vacancy exists and detail the qualifications of the person proposed to be appointed. The governor shall immediately distribute the statement to the press so as to assure the widest possible dissemination of the statement."*

Delete pages 2 and 3

Page 4, delete lines 1 to 30

Page 4, line 33, delete *"January 1, 1986"* and insert *"August 1, 1985"*

Page 4, line 33, delete *"The initial"*

Page 4, delete lines 34 and 35

A roll call was requested and properly seconded.

The question was taken on the Pauly amendment and the roll was called. There were 43 yeas and 76 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Jaros	Norton	Rees	Tompkins
Battaglia	Johnson	O'Connor	Richter	Tunheim
Beard	Kalis	Ogren	Sarna	Uphus
Brandl	Kiffmeyer	Omann	Scheid	Vanasek
Brown	Lieder	Osthoff	Schoenfeld	Voss
Elioff	McDonald	Ozment	Solberg	Waltman
Gutknecht	McEachern	Pauly	Sparby	Zaffke
Hartinger	Metzen	Quinn	Sviggum	
Jacobs	Miller	Quist	Tjornhom	

Those who voted in the negative were:

Anderson, R.	Dyke	Kelly	Olsen, S.	Sherman
Backlund	Ellingson	Knickerbocker	Onnen	Skoglund
Becklin	Erickson	Knuth	Otis	Stanius
Begich	Fjoslien	Krueger	Pappas	Staten
Bennett	Forsythe	Kvam	Peterson	Thorson
Boerboom	Frederick	Levi	Poppenhagen	Tomlinson
Boo	Frederickson	Long	Price	Valan
Brinkman	Frerichs	Marsh	Redalen	Valento
Burger	Greenfield	McKasy	Rest	Vellenga
Carlson, D.	Gruenes	McLaughlin	Rodosovich	Wenzel
Carlson, J.	Halberg	McPherson	Rose	Wynia
Carlson, L.	Hartle	Minne	Schafer	Spk. Jennings, D.
Clark	Haukoos	Murphy	Schreiber	
Clausnitzer	Heap	Nelson, D.	Seaberg	
Cohen	Himle	Nelson, K.	Segal	
Dempsey	Jennings, L.	Neuenschwander	Shaver	

The motion did not prevail and the amendment was not adopted.

Quinn moved to amend H. F. No. 67, the second engrossment, as amended, as follows:

Page 2, after line 6, insert "*A member appointed or elected pursuant to clauses (1) to (4) may not serve more than one four-year term.*"

The motion prevailed and the amendment was adopted.

H. F. No. 67, A bill for an act relating to judges; providing for the manner of filling vacancies in the office of judge; proposing coding for new law in Minnesota Statutes, chapter 480B.

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 75 yeas and 50 nays as follows:

## Those who voted in the affirmative were:

Anderson, R.	Dimler	Himle	Olsen, S.	Schoenfeld
Backlund	Dyke	Kelly	Olson, E.	Schreiber
Bennett	Ellingson	Kiffmeyer	Onnen	Seaberg
Bishop	Erickson	Knickerbocker	Osthoff	Segal
Blatz	Fjoslien	Knuth	Otis	Shaver
Boerboom	Forsythe	Kvam	Pappas	Sherman
Burger	Frederick	Levi	Piepho	Stanius
Carlson, D.	Frederickson	Long	Poppenhagen	Swiggum
Carlson, J.	Frerichs	Marsh	Quist	Thorson
Carlson, L.	Greenfield	McDonald	Redalen	Tomlinson
Clark	Gruenes	McKasy	Rees	Uphus
Clausnitzer	Halberg	McPherson	Rest	Valento
Cohen	Hartle	Nelson, D.	Rose	Vellenga
Dempsey	Haukoos	Nelson, K.	Schafer	Waltman
DenOuden	Heap	Neuenschwander	Scheid	Spk. Jennings, D.

## Those who voted in the negative were:

Anderson, G.	Hartinger	McLaughlin	Ozment	Solberg
Battaglia	Jacobs	Metzen	Pauly	Sparby
Beard	Jaros	Miller	Peterson	Tjornhom
Becklin	Jennings, L.	Minne	Price	Tompkins
Begich	Johnson	Munger	Quinn	Tunheim
Brandl	Kahn	Murphy	Rice	Vanasek
Brinkman	Kalis	Norton	Richter	Voss
Brown	Krueger	O'Connor	Rodosovich	Wenzel
Elioff	Lieder	Ogren	Sarna	Wynia
Gutknecht	McEachern	Omann	Skoglund	Zaffke

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

## CALENDAR

H. F. No. 151 was reported to the House.

Levi moved that H. F. No. 151 be continued on the Calendar for one day. The motion prevailed.

Metzen was excused between the hours of 3:45 p.m. and 6:00 p.m. Cohen and Skoglund were excused at 5:45 p.m. Nelson, D., was excused at 6:00 p.m. Rodosovich was excused at 6:40 p.m.

## GENERAL ORDERS

Pursuant to rules of the House, the House resolved itself into the Committee of the Whole with Jennings, D., in the Chair for consideration of bills pending on General Orders of the day. Halberg presided during a portion of the meeting of the Committee of the Whole. After some time spent therein the Committee arose.

## REPORT OF THE COMMITTEE OF THE WHOLE

The Speaker resumed the Chair, whereupon the following recommendations of the Committee were reported to the House:

H. F. Nos. 78 and 282 were recommended to pass.

H. F. Nos. 320, 385, 35, 468, 242, 247, 266, 273, 308, 53 and 204 were recommended for progress.

H. F. No. 268 which it recommended to pass with the following amendments:

Offered by Bishop:

Page 2, after line 22, insert:

"Sec. 3. Minnesota Statutes 1984, section 115B.09, is amended to read:

115B.09 [LIABILITY UNDER SECTION 115B.05; COMPARATIVE FAULT AND CONTRIBUTION.]

The provisions of sections 604.01, 604.02, subdivisions 1 and 2, apply to any action for damages under section 115B.05 (, EXCEPT THAT, IF THE PERCENTAGE OF FAULT ATTRIBUTABLE TO A DEFENDANT IS DETERMINED UNDER SECTION 604.01, THE LIABILITY OF THE DEFENDANT SHALL BE LIMITED TO TWO TIMES THAT PERCENTAGE OF THE DAMAGES RECOVERABLE IN THE ACTION)."

Page 3, line 12, after "subdivision 2;" insert "and"

Page 3, line 13, delete " ; and 115B.09"

Page 3, line 15, delete "4" and insert "5"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, delete "and"

Page 1, line 9, after "subdivision 1;" insert "and 115B.09;"

Page 1, line 12, after "2;" insert "and"

Page 1, line 12, delete " ; and 115B.09"

Offered by Munger:

Page 2, line 22, before the period insert "*, unless the plaintiff shows that the defendant knew or reasonably should have known, at the time when the defendant became a responsible person, that the hazardous substance could cause serious harm to others if there was a release of the substance from the facility*"

Offered by Wynia and Knuth, as amended by the Halberg amendment:

Page 3, after line 13, insert:

"Sec. 6. [SCOPE OF APPLICATION.]

*Sections 1 to 5 apply only to legal actions pending on March 11, 1985."*

Renumber remaining section

Offered by Halberg:

Page 1, line 5 of the Wynia and Knuth amendment, as amended, after "5" insert "*shall not*"

Page 1, line 5 of the Wynia and Knuth amendment, as amended, delete "*only*"

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

#### ROLL CALLS IN COMMITTEE OF THE WHOLE

Pursuant to rule 1.6, the following roll calls were taken in the Committee of the Whole:

Quist moved to amend H. F. No. 282, the first engrossment, as follows:

Page 1, line 13, after "*skills*," insert "*discipline*,"

Page 1, line 14, after "*problems*," insert "*be good citizens, protect the rights of others, respect parents and others in authority, contribute to the well-being of other persons*,"

Page 1, line 16, after "*fulfilling*" insert "*and responsible*"

The question was taken on the Quist amendment and the roll was called. There were 43 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Becklin	Frederick	Knickerbocker	Pauly	Thorson
Boerboom	Frederickson	Knuth	Piepho	Tjornhom
Boo	Frerichs	Marsh	Poppenhagen	Tompkins
Burger	Gruenes	McDonald	Quist	Uphus
Carlson, D.	Gutknecht	McPherson	Redalen	Valento
Clausnitzer	Hartinger	Miller	Rees	Waltman
DenOuden	Heap	Omman	Richter	Zaffke
Dimler	Johnson	Onnen	Schafer	
Fjoslien	Kiffmeyer	Ozment	Sviggum	

Those who voted in the negative were:

Anderson, G.	Dempsey	Kvam	Ogren	Sherman
Anderson, R.	Dyke	Levi	Olsen, S.	Skoglund
Backlund	Elioff	Lieder	Olson, E.	Solberg
Battaglia	Ellingson	Long	Otis	Stanius
Beard	Forsythe	McEachern	Pappas	Tomlinson
Begich	Hartie	McLaughlin	Peterson	Tunheim
Bennett	Haukoos	Minne	Piper	Vanasek
Brandl	Jacobs	Munger	Price	Voss
Brinkman	Jennings, L.	Murphy	Rest	Wenzel
Brown	Kahn	Nelson, D.	Rice	Wynia
Carlson, J.	Kalis	Nelson, K.	Sarna	Spk. Jennings, D.
Carlson, L.	Kelly	Norton	Scheid	
Cohen	Krueger	O'Connor	Segal	

The motion did not prevail and the amendment was not adopted.

Ozment moved to amend H. F. No. 268, the first engrossment, as follows:

Page 3, line 15, delete everything after "*after*" and insert "*enactment of a bill during the 1985 legislative session that establishes a hazardous substance compensation fund, or on July 1, 1985, whichever occurred first.*"

Schoenfeld moved to amend the Ozment amendment to H. F. No. 268, the first engrossment, as follows:

In the last line of the amendment after "*fund*" delete "*, or on July 1, 1985, whichever occurred first*"

#### POINT OF ORDER

Svigum raised a point of order pursuant to rule 3.9 that the Schoenfeld amendment to the Ozment amendment was not in order. Chairperson Jennings ruled the point of order not well taken and the Schoenfeld amendment to the Ozment amendment in order.

The question recurred on the Schoenfeld amendment to the Ozment amendment and the roll was called. There were 59 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Elioff	Krueger	Nelson, K.	Peterson
Battaglia	Ellingson	Lieder	Norton	Piper
Beard	Greenfield	Long	O'Connor	Price
Begich	Jacobs	McEachern	Ogren	Quinn
Brandl	Jaros	McLaughlin	Olson, E.	Rest
Brown	Kahn	Minne	Omann	Rice
Carlson, L.	Kalis	Munger	Osthoff	Riveness
Clark	Kelly	Murphy	Otis	Rodosovich
Cohen	Knuth	Nelson, D.	Pappas	Sarna

Scheid	Skoglund	Staten	Vanasek	Wenzel
Schoenfeld	Solberg	Tomlinson	Vellenga	Wynia
Segal	Sparby	Tunheim	Voss	

Those who voted in the negative were:

Anderson, R.	Dimler	Heap	Olsen, S.	Shaver
Backlund	Dyke	Himle	Onnen	Sherman
Becklin	Fjoslien	Jennings, L.	Pauly	Stanis
Bishop	Forsythe	Johnson	Piepho	Swiggum
Blatz	Frederick	Kiffmeyer	Poppenhagen	Thorson
Boerboom	Frederickson	Kvam	Quist	Tjornhom
Boo	Frerichs	Levi	Redalen	Tompkins
Burger	Gruenes	Marsh	Rees	Uphus
Carlson, D.	Gutknecht	McDonald	Richter	Valan
Carlson, J.	Halberg	McKasy	Rose	Valento
Clausnitzer	Hartinger	McPherson	Schafer	Waltman
Dempsey	Hartle	Miller	Schreiber	Zaffke
DenOuden	Haukoos	Neuenschwander	Seaberg	Spk. Jennings, D.

The motion did not prevail and the amendment to the amendment was not adopted.

The question recurred on the Ozment amendment and the roll was called. There were 62 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Battaglia	Greenfield	Minne	Peterson	Solberg
Beard	Hartinger	Munger	Piper	Sparby
Becklin	Jacobs	Nelson, D.	Quinn	Staten
Begich	Jaros	Nelson, K.	Rest	Tunheim
Brandl	Kahn	Norton	Rice	Uphus
Brown	Kalis	O'Connor	Riveness	Vanasek
Carlson, D.	Knuth	Ogren	Rodosovich	Vellenga
Carlson, L.	Krueger	Olsen, S.	Rose	Voss
Clark	Lieder	Olson, E.	Sarna	Wenzel
Cohen	Long	Osthoff	Scheid	Wynia
DenOuden	McEachern	Otis	Schoenfeld	
Elioff	McLaughlin	Ozment	Segal	
Ellingson	Miller	Pappas	Skoglund	

Those who voted in the negative were:

Anderson, G.	Dimler	Himle	Neuenschwander	Shaver
Anderson, R.	Dyke	Jennings, L.	Omann	Sherman
Backlund	Fjoslien	Johnson	Onnen	Stanis
Bennett	Forsythe	Kelly	Pauly	Swiggum
Bishop	Frederick	Kiffmeyer	Piepho	Thorson
Blatz	Frederickson	Knickerbocker	Poppenhagen	Tjornhom
Boerboom	Frerichs	Kvam	Quist	Tomlinson
Boo	Gruenes	Levi	Redalen	Tompkins
Brinkman	Gutknecht	Marsh	Rees	Valan
Burger	Halberg	McDonald	Richter	Valento
Carlson, J.	Hartle	McKasy	Schafer	Waltman
Clausnitzer	Haukoos	McPherson	Schreiber	Zaffke
Dempsey	Heap	Murphy	Seaberg	Spk. Jennings, D.

The motion did not prevail and the amendment was not adopted.

Nelson, D., moved to amend H. F. No. 268, the first engrossment, as follows:

Page 2, delete lines 21 and 22 and insert "*completed wholly before July 1, 1987.*"

The question was taken on the Nelson, D., amendment and the roll was called. There were 49 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Kahn	Nelson, K.	Price	Segal
Battaglia	Knuth	Norton	Quinn	Skoglund
Beard	Krueger	O'Connor	Rest	Solberg
Begich	Long	Ogren	Rice	Staten
Carlson, L.	McEachern	Olson, E.	Riveness	Tunheim
Clark	McLaughlin	Osthoff	Rodosovich	Vanasek
Cohen	Minne	Otis	Rose	Vellenga
Elioff	Munger	Pappas	Sarna	Wenzel
Ellingson	Murphy	Peterson	Scheid	Wynia
Greenfield	Nelson, D.	Piper	Schoenfeld	

Those who voted in the negative were:

Anderson, R.	DenOuden	Heap	Omann	Stanis
Backlund	Dimler	Himle	Onnen	Sviggum
Becklin	Dyke	Jennings, L.	Pauly	Thorson
Bennett	Erickson	Johanson	Piepho	Tjornhorn
Bishop	Fjoslien	Kiffmeyer	Poppenhagen	Tompkins
Blatz	Forsythe	Kvam	Quist	Uphus
Boerboom	Frederick	Levi	Rees	Valan
Boo	Frederickson	Lieder	Richter	Valento
Brinkman	Frerichs	Marsh	Schafer	Voss
Burger	Gruenes	McDonald	Schreiber	Waltman
Carlson, D.	Gutknecht	McKasy	Seaberg	Zaffke
Carlson, J.	Halberg	McPherson	Shaver	Spk. Jennings, D.
Clausnitzer	Hartle	Miller	Sherman	
Dempsey	Haukoos	Neuenschwander	Sparby	

The motion did not prevail and the amendment was not adopted.

Munger moved to amend H. F. No. 268, the first engrossment, as amended, as follows:

Page 2, line 22, before the period insert "*, unless the plaintiff shows that the defendant knew or reasonably should have known, at the time when the defendant became a responsible person, that the hazardous substance could cause serious harm to others if there was a release of the substance from the facility*"

The question was taken on the Munger amendment and the roll was called. There were 77 yeas and 45 nays as follows:



## Those who voted in the affirmative were:

Anderson, G.	Forsythe	McEachern	Pappas	Solberg
Anderson, R.	Greenfield	McLaughlin	Peterson	Sparby
Battaglia	Gruenes	Minne	Piper	Stanius
Beard	Halberg	Munger	Price	Staten
Begich	Hartinger	Murphy	Quinn	Tomlinson
Bishop	Himle	Nelson, D.	Rest	Tompkins
Boo	Jacobs	Nelson, K.	Rice	Tunheim
Brandl	Jaros	Norton	Riveness	Uphus
Brown	Kahn	O'Connor	Rodosovich	Valan
Carlson, L.	Kalis	Ogren	Rose	Vanasek
Clark	Kelly	Olsen, S.	Sarna	Vellenga
Cohen	Knuth	Olson, E.	Scheid	Wenzel
Dyke	Krueger	Onnen	Schoenfeld	Wynia
Elioff	Lieder	Osthoff	Seaberg	
Ellingson	Long	Otis	Segal	
Fjoslien	McDonald	Ozment	Skoglund	

## Those who voted in the negative were:

Backlund	Dempsey	Heap	Omann	Shaver
Becklin	DenOuden	Johnson	Pauly	Sherman
Bennett	Dimler	Kiffmeyer	Piepho	Sviggum
Blatz	Erickson	Kvam	Poppenhagen	Thorson
Boerboom	Frederick	Levi	Quist	Tjornhom
Brinkman	Frederickson	Marsh	Rees	Valento
Burger	Frerichs	McKasy	Richter	Voss
Carlson, J.	Hartle	McPherson	Schafer	Waltman
Clausnitzer	Haukoos	Miller	Schreiber	Spk. Jennings, D.

The motion prevailed and the amendment was adopted.

Vanasek moved to amend H. F. No. 268, the first engrossment, as amended, as follows:

Page 3, after line 10, insert:

"Sec. 4. [INSURANCE STUDY.]

*The commissioner of commerce shall conduct a study of the availability of environmental impairment liability insurance in Minnesota following enactment of sections 1 to 5. The commissioner shall submit the results of the study, together with his recommendations, to the legislature by January 1, 1987. The director of the pollution control agency shall cooperate with and provide assistance to the commissioner during the course of the study."*

Renumber remaining sections

The question was taken on the Vanasek amendment and the roll was called. There were 56 yeas and 66 nays as follows:

Those who voted in the affirmative were:

Battaglia	Jennings, L.	Nelson, D.	Piper	Sparby
Beard	Kahn	Nelson, K.	Price	Staten
Begich	Kelly	Neuenschwander	Quinn	Tomlinson
Bishop	Knuth	Norton	Rest	Vanasek
Brandl	Krueger	O'Connor	Rice	Vellenga
Brown	Lieder	Ogren	Riveness	Voss
Carlson, L.	Long	Olsen, S.	Rodosovich	Wenzel
Clark	McEachern	Olson, E.	Sarna	Wynia
Elioff	McLaughlin	Osthoff	Scheid	
Ellingson	Minne	Otis	Schoenfeld	
Greenfield	Munger	Pappas	Segal	
Jacobs	Murphy	Peterson	Solberg	

Those who voted in the negative were:

Backlund	Erickson	Johnson	Pauly	Sviggum
Becklin	Fjoslien	Kalis	Piepho	Thorson
Bennett	Forsythe	Kiffmeyer	Poppenhagen	Tjornhom
Blatz	Frederick	Knickerbocker	Quist	Tompkins
Boerboom	Frederickson	Kvam	Redalen	Uphus
Boo	Frerichs	Levi	Rees	Valan
Brinkman	Gruenes	Marsh	Richter	Valento
Burger	Gutknecht	McDonald	Rose	Waltman
Carlson, J.	Halberg	McKasy	Schafer	Zaffke
Clausnitzer	Hartinger	McPherson	Schreiber	Spk. Jennings, D.
Dempsey	Hartle	Miller	Seaberg	
DenOuden	Haukoos	Omann	Shaver	
Dimler	Heap	Onnen	Sherman	
Dyke	Himle	Ozment	Stanius	

The motion did not prevail and the amendment was not adopted.

Wynia and Knuth moved to amend H. F. No. 268, the first engrossment, as amended, as follows:

Page 3, after line 13, insert:

"Sec. 6. [SCOPE OF APPLICATION.]

*Sections 1 to 5 apply only to legal actions brought after the effective date in section 6."*

Renumber remaining section

Halberg moved to amend the Wynia and Knuth amendment to H. F. No. 268, the first engrossment, as amended, as follows:

Page 1, line 5, after "actions" insert "*pending on March 11, 1985*"

Page 1, line 5, delete "*brought after*"

Page 1, delete "*the effective date in section 6*"

The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the Wynia and Knuth amendment, as amended by the Halberg amendment, and the roll was called. There were 82 yeas and 35 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Ellingson	Krueger	Ozment	Segal
Anderson, R.	Erickson	Lieder	Pappas	Sherman
Backlund	Fjoslien	Long	Peterson	Solberg
Battaglia	Forsythe	McEachern	Piper	Sparby
Beard	Frederickson	McLaughlin	Price	Staten
Becklin	Greenfield	Metzen	Quinn	Tomlinson
Begich	Gruenes	Minne	Redalen	Tompkins
Bennett	Halberg	Murphy	Rest	Tunheim
Brandl	Hartinger	Nelson, K.	Rice	Valan
Brown	Heap	Neuenschwander	Rivenness	Vanasek
Burger	Jacobs	Norton	Rodosovich	Vellenga
Carlson, D.	Jennings, L.	O'Connor	Rose	Voss
Carlson, L.	Kahn	Ogren	Sarna	Wenzel
Clark	Kelly	Olsen, S.	Scheid	Wynia
Dempsey	Kiffmeyer	Olson, E.	Schoenfeld	
Dyke	Knickerbocker	Osthoft	Schreiber	
Elioff	Knuth	Otis	Seaberg	

Those who voted in the negative were:

Bishop	Frederick	Levi	Onnen	Stanis
Boerboom	Frerichs	Marsh	Piepho	Svigum
Boo	Gutknecht	McDonald	Poppenhagen	Tjornhom
Brinkman	Haukoos	McKasy	Quist	Uphus
Carlson, J.	Johnson	McPherson	Rees	Waltman
Clausnitzer	Kalis	Miller	Schafer	Zaffke
Dimler	Kvam	Omann	Shaver	Spk. Jennings, D.

The motion prevailed and the amendment, as amended, was adopted.

#### MOTION FOR RECONSIDERATION

Neuenschwander moved to reconsider the vote whereby the Ozment amendment to H. F. No. 268 was not adopted earlier today.

The question was taken on the Neuenschwander motion and the roll was called. There were 58 yeas and 64 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Greenfield	McLaughlin	Pappas	Segal
Battaglia	Hartinger	Metzen	Peterson	Solberg
Beard	Jacobs	Minne	Piper	Staten
Becklin	Jaros	Munger	Price	Tomlinson
Begich	Jennings, L.	Murphy	Quinn	Tunheim
Brandl	Kahn	Nelson, K.	Rest	Vanasek
Brown	Kalis	Neuenschwander	Rice	Vellenga
Carlson, D.	Kelly	Norton	Rivenness	Voss
Carlson, L.	Knuth	Ogren	Rodosovich	Wenzel
Clark	Krueger	Olson, E.	Rose	Wynia
Elioff	Lieder	Osthoft	Scheid	
Ellingson	Long	Otis	Schoenfeld	

Those who voted in the negative were:

Anderson, R.	Dyke	Himle	Onnen	Sparby
Backlund	Erickson	Johnson	Pauly	Stanis
Bennett	Fjoslien	Kiffmeyer	Piepho	Sviggum
Blatz	Forsythe	Knickerbocker	Poppenhagen	Thorson
Boerboom	Frederick	Kvam	Quist	Tjornhom
Boo	Frederickson	Levi	Redalen	Tompkins
Brinkman	Frerichs	Marsh	Rees	Uphus
Burger	Gruenes	McDonald	Richter	Valan
Carlson, J.	Gutknecht	McKasy	Schafer	Valento
Clausnitzer	Halberg	McPherson	Schreiber	Waltman
Dempsey	Hartle	Miller	Seaberg	Zaffke
DenOuden	Haukoos	Olsen, S.	Shaver	Spk. Jennings, D.
Dimler	Heap	Omann	Sherman	

The motion did not prevail.

Schoenfeld moved to amend H. F. No. 268, the first engrossment, as amended, as follows:

Page 3, after line 10, insert:

"Sec. 4. [115B.25] [DEFINITIONS.]

*The terms used in sections 5 to 18 have the definitions given them in section 115B.02 except that the term "fund" means the hazardous substance injury compensation fund established in section 5.*

Sec. 5. [115B.26] [HAZARDOUS SUBSTANCE INJURY COMPENSATION FUND.]

*A hazardous substance injury compensation fund is established as an account in the state treasury. The state treasurer shall credit to the trust fund account all amounts received by direct appropriation from the general fund as well as amounts received pursuant to sections 18 and 19. The state treasurer shall invest trust fund money pursuant to section 11A.25. Earnings, such as interest, dividends and any other earnings arising from trust fund assets, must be credited to the trust fund.*

Sec. 6. [115B.27] [HAZARDOUS SUBSTANCE INJURY COMPENSATION BOARD.]

*Subdivision 1. [ESTABLISHMENT OF BOARD.] The hazardous substance injury compensation board is established within the department of health. The board will consist of three members who will serve part time and who will be appointed by the governor subject to the advice and consent of the senate. At least one member shall be a physician knowledgeable in toxicology; at least one member shall be a member of the bar of this state; and the final member shall be a health professional knowl-*

*edgeable in the area of hazardous substance injuries. Filling of vacancies on the board and removal of members are governed by section 15.0575.*

*Subd. 2. [MEMBERSHIP TERMS.] The initial members shall be appointed to terms as follows:*

- (a) The first member appointed for six years;*
- (b) The second member appointed for four years;*
- (c) The third member appointed for two years.*

*At the end of each member's term, the successor shall be appointed for six years and each successor thereafter shall be appointed for six years.*

*Subd. 3. [COMPENSATION AND EXPENSES.] The board shall adopt a rule governing compensation of its members which must not exceed 80 percent of reasonable consultation fees charged by professionals with similar education and experience as board members. Expenses may be paid as for state employees.*

**Sec. 7. [115B.28] [POWERS AND DUTIES OF THE BOARD.]**

*Subdivision 1. [DUTIES.] In addition to performing duties specified elsewhere in sections 4 to 18 or in other law, the board shall:*

- (a) provide all claimants with an opportunity for a hearing pursuant to section 13;*
- (b) establish and maintain a principal office and other necessary temporary offices and appoint employees and agents as necessary and fix their duties;*
- (c) promulgate rules as soon as practicable after the final member is appointed to include rules governing the method of practice and procedure before the board, the form and procedure for applications for compensation, and discovery proceedings;*
- (d) publicize the availability of compensation and application procedures on a statewide basis with special emphasis on geographical areas surrounding sites identified by the pollution control agency as having releases prior to July 1, 1983;*
- (e) collect data in consultation with the pollution control agency, the university of Minnesota medical and public health*

*schools, and the medical community regarding injuries relating to exposure to hazardous substances; and*

*(f) prepare and transmit to the governor and the legislature a biennial report to include data collected pursuant to clause (e), data from actual cases determined by the board including but not limited to number of cases, actual compensation received by each claimant, types of cases, and types of injuries compensated as they relate to types of hazardous substances as well as length of exposure, and board recommendations for legislative changes, further study, or any other recommendation aimed at improving the system of compensation.*

*Subd. 2. [POWERS.] In addition to exercising any powers specified elsewhere in sections 4 to 18 or in other law, the board on its own initiative or on request by a claimant may:*

*(a) issue subpoenas for the appearance of witnesses and the production of books, records, studies, and other documents;*

*(b) administer oaths and affirmations and require affidavits and depositions within and without this state;*

*(c) take notice of judicially cognizable facts and general, technical, and scientific facts within the members' specialized knowledge;*

*(d) order a mental or physical examination of the claimant or an autopsy of a deceased person whose death is the basis of the claim, provided that notice is given to the person to be examined and that the claimant receives a copy of any resulting report;*

*(e) request from any source data to enable the board to perform its duties as specified in sections 4 to 18;*

*(f) grant emergency reparations pending the final determination of a claim if it is one with respect to which an award will probably be made and undue hardship will result to the claimant if immediate payment is not made; and*

*(g) reconsider any grant, amount of grant or denial of compensation.*

#### **Sec. 8. [115B.29] [LIMITATION OF CLAIMS.]**

*Subdivision 1. [COMPENSABLE INJURIES.] Claims for compensation are limited to out of pocket, economic losses suffered by the claimant as the result of any medically verifiable chronic or progressive disease or condition such as cancer, genetic mutations, behavioral abnormalities, physiological malfunctions, and physical deformations in humans or their off-*

*spring, or death. A chronic or progressive disease is a disease that does not typically manifest itself in humans within one year after initial exposure to the particular chemical substance or mixture under the circumstances in question. If the board, after experience, determines that the above criterion is inappropriate or inequitable, it may recommend that the legislature amend it. The board may only disregard the above criterion if an individual claimant would be egregiously prejudiced by applying the criterion to the specific case. In disregarding the criterion the board must make specific findings supporting its action.*

*Subd. 2. [NONCOMPENSABLE INJURIES.] The following injuries are not compensable from this fund:*

*(a) an acute disease or condition that typically manifests itself within one year after initial exposure;*

*(b) personal injuries whether acute or chronic and progressive arising out of exposure sustained in the workplace or as a result of use of consumer products;*

*(c) any injury arising out of a release which occurred or is occurring within the geographical boundaries of any state other than Minnesota;*

*(d) damage to property;*

*(e) any injury about which the claimant knew or should have known more than six years prior to the date of initial application for compensation; and*

*(f) any other injury or loss not compensable under subdivision 1.*

#### **Sec. 9. [115B.30] [CHOICE OF FORUM.]**

*A claimant who receives an administrative award from the fund is not precluded from later bringing a personal injury action in court for the same injury. Any judgment won by a claimant in a court action must be used first to repay the fund the amount of the administrative award. In any case where the final judgment does not exceed the administrative award by at least 25 percent, the presiding judge may assess costs and fees not including attorney fees against the claimant. A determination by the board whether to grant or deny compensation and the rationale for that determination are inadmissible as evidence in any later court action brought on the basis of the same injury, except the board determination is admissible solely as a basis for determining the amount to be subtracted from the judgment and returned to the fund.*

## Sec. 10. [115B.31] [CLAIM FOR COMPENSATION.]

*Subdivision 1. [FORM.] A claim for compensation from the fund must be filed with the board on a claim form provided by the board. When a claim does not include all of the information required by subdivision 2 and applicable board rules, board staff shall notify a claimant of the absence of required information within 14 days of the filing of the claim. All required information must be received by the board not later than 60 days after the claimant received notice of its absence or the claim will be inactivated and may not be resubmitted for at least one year following the date of inactivation. The board may decide to refuse to inactivate a claim under this subdivision if it finds serious extenuating circumstance.*

*Subd. 2. [REQUIRED INFORMATION.] A claimant must provide as part of the claim:*

*(a) a sworn verification by the claimant of the facts set forth in the claim to the best of the claimant's knowledge;*

*(b) evidence of the claimant's exposure to a named hazardous substance;*

*(c) evidence that the exposure experienced by the claimant causes or significantly contributes to death or to personal injury or disease of the type suffered by the claimant;*

*(d) evidence of the death, personal injury or disease, and the resulting expenses incurred by the claimant;*

*(e) evidence of other economic losses resulting from the death, personal injury, or disease; and*

*(f) information regarding any collateral sources of compensation.*

*Evidence required by clause (c) is unnecessary only in a case pertaining to the same hazardous substance released at the same site, the same level and duration of exposure, and the same injury or disease that were the subjects of an earlier case. In such a case, the claimant may cite or otherwise bring to the board's attention its own determination in the earlier case in place of the information required by (c) and the board may use the earlier case as dispositive of the case before it. In any other case where the facts are similar but not the same the board may not rely on an earlier determination as dispositive of the specific claim before it.*

Sec. 11. [115B.32] [STANDARD FOR DETERMINATION OF PERSONAL INJURY CLAIM.]



*The board shall grant compensation to a claimant who shows that it is more likely than not that he or she:*

*(a) suffers or has suffered death, personal injury or disease which has caused compensable loss and*

*(b) has been exposed to a hazardous substance in an amount and duration sufficient to cause or significantly contribute to death or personal injury or disease of the type suffered by claimant.*

**Sec. 12. [115B.33] [COMPENSABLE PERSONAL INJURY LOSSES.]**

*Losses compensable by the fund are limited to:*

*(a) medical expenses directly related to the claimant's death, personal injury or disease;*

*(b) up to two-thirds of the claimant's lost wages not to exceed \$2,000 per month or \$24,000 per year;*

*(c) up to two-thirds of a self-employed claimant's lost profits, not to exceed \$2,000 per month or \$24,000 per year;*

*(d) death benefits to dependents as follows:*

*(i) to a spouse with no dependent children, a sum computed by one-half of the deceased claimant's lost wages or lost profits, calculated on a monthly basis not to exceed \$2,000 per month, multiplied by 60 months;*

*(ii) to a spouse with three or fewer dependent children, a sum computed by two-thirds the deceased claimant's lost wages or lost profits, calculated on a monthly basis not to exceed \$2,000 per month, multiplied by the number of months remaining until the youngest dependent child attains the age of 18;*

*(iii) to a spouse with four or more dependent children, a sum computed by three-fourths the deceased claimant's lost wages or lost profits, calculated on a monthly basis not to exceed \$2,000 per month, multiplied by the number of months remaining until the youngest dependent child attains the age of 18;*

*(iv) to three or fewer dependent children where there is no surviving spouse, an amount as calculated in paragraph (ii) but using one-half the deceased claimant's lost wages or lost profits as the base for the calculation;*

*(v) to four or more dependent children where there is no surviving spouse, an amount as calculated in paragraph (iii) but*

*using two-thirds the deceased claimant's lost wages or lost profits as the base for the calculation; and*

*(vi) to any one else who can show dependence on the deceased claimant, an amount equal to the amount of actual average monthly contribution made by the claimant to the dependents prior to his or her inability to contribute or one-fourth of the deceased claimant's lost wages or lost profits, calculated on a monthly basis not to exceed \$2,000 per month, whichever is less, multiplied by 36 months. No one who cannot show actual dependence on the deceased claimant may recover death benefits. For the purposes of all the provisions in clause (d), lost wages includes the value of lost household labor; and*

*(e) the value of household labor lost due to the claimant's injury or disease.*

### **Sec. 13. [115B.35] [DETERMINATION OF CLAIMS.]**

**Subdivision 1. [ASSIGNMENT OF CLAIMS.]** *The chairman of the board shall assign each claim that has been accepted for filing to himself or herself or to another member of the board.*

**Subd. 2. [INITIAL DETERMINATION.]** *The board member to whom the claim is assigned shall examine the papers filed in support of the claim and cause an investigation to be conducted into the validity of the claim. The board member may decide in favor of the claimant in the amount claimed on the basis of the papers filed in support of the claim and the report of the investigation of it.*

**Subd. 3. [HEARING.]** *If the board member is unable to decide the case on the basis of the information in subdivision 2, he or she shall order an informal hearing. At this hearing the claimant may introduce further evidence to support the claim, including books, studies, reports, and any other written material as well as oral testimony of witnesses including experts. The board member may ask questions of the claimant and of any witnesses presented by the claimant. After the hearing, the board member shall make a determination granting or denying compensation.*

**Subd. 4. [CIRCULATION OF INITIAL DETERMINATION.]** *A determination made under subdivision 2 or 3 along with written reasons for the determination must be circulated to the other two board members as soon as practicable. On receipt of the determination each of the other two members will have 14 days to challenge it. If neither challenges the determination, a copy must be sent to the claimant who may challenge the decision by notifying the board within 30 days of receipt of the decision.*

*Subd. 5. [CHALLENGES.] If a board member or a claimant challenges a determination made pursuant to subdivision 2, 3, or 4, the full board must meet in conference to decide the claim. The board may decide to hold an informal hearing if one has not already been held or if not rehearing the claim would unfairly prejudice the claimant. The board shall make a final decision on the claim as soon as practicable. A copy of the final decision must be sent to the claimant, including, for a claim which is granted, an explanation of the form in which the claim will be paid.*

*Subd. 6. [APPEAL.] A decision of the board made pursuant to subdivision 5 is final. There shall be no appeal.*

**Sec. 14. [115B.36] [POWER TO DISBURSE MONEY FROM THE FUND.]** *The board has the power to authorize disbursement from the fund by the secretary of the treasury for:*

- (a) paying claims granted by the board and*
- (b) reasonable administrative costs.*

**Sec. 15. [115B.37] [AMOUNT AND FORM OF PAYMENT.]**

*The board shall compute the total amount of actual losses suffered by a successful claimant. From this amount, the board shall subtract the total amount of any compensation for these losses received by the claimant from other sources including, but not limited to, all forms of insurance and social security. If the amount of net uncompensated loss is less than \$250,000, the claimant shall receive the full amount of the net uncompensated loss in compensation from the fund. If the net uncompensated loss is greater than \$250,000, the claimant shall receive \$250,000.*

*Compensation from the fund may be awarded in a lump sum or in installments in the discretion of the board. The amount of any emergency award must be deducted from the final award, prorated over time if the final award is made in installments. Compensation from the fund is exempt from execution or attachment except by persons who have supplied services, products or accommodations to the claimant directly related to the claimant's death, injury or disease. The board may order that all or part of the compensation award be paid directly to these suppliers.*

**Sec. 16. [115B.38] [ATTORNEY FEES.]** *The board shall adopt a rule to limit the fee charged by any attorney for representing a claimant before the board.*

**Sec. 17. [115B.39] [SUBROGATION.]**

*The state shall be subrogated, to the extent of compensation awarded from that portion of the fund attributable to general*

*revenue, to all the claimant's rights to recover for losses covered by the fund from other sources including responsible persons as defined in section 115B.03.*

Sec. 18. [115B.40] [PARTIAL RECOUPMENT.]

*On June 30 at the end of each biennium, the state treasurer shall certify to the commissioner of revenue the actual amount expended from the fund to compensate persons injured by hazardous substances. The commissioner of revenue shall compute an appropriate surtax to be added to the hazardous waste generator tax in section 115B.22 which collected over the next biennium will recoup 50 percent of the actual expenditures from the fund. All surtaxes collected under this section must be deposited in the fund.*

Sec. 19. [APPROPRIATION.]

*\$2,000,000 is appropriated to the hazardous substance injury compensation trust fund from the general fund for the purpose of administering sections 4 to 18."*

Renumber the remaining section

Page 3, delete lines 14 and 15

POINT OF ORDER

Swiggum raised a point of order pursuant to rule 3.10 that the Schoenfeld amendment was not in order. Chairperson Jennings ruled the point of order not well taken and the Schoenfeld amendment in order.

The question recurred on the Schoenfeld amendment and the roll was called. There were 54 yeas and 71 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Jaros	Munger	Piper	Solberg
Battaglia	Kahn	Murphy	Price	Sparby
Beard	Kalis	Nelson, K.	Quinn	Staten
Begich	Kelly	Norton	Rest	Tomlinson
Brandl	Knuth	O'Connor	Rice	Tunheim
Carlson, L.	Krueger	Ogren	Riveness	Vanasek
Clark	Lieder	Olson, E.	Rodosovich	Vellenga
Elioff	Long	Osthoff	Sarna	Voss
Ellingson	McEachern	Otis	Scheid	Wenzel
Greenfield	McLaughlin	Pappas	Schoenfeld	Wynia
Jacobs	Minne	Peterson	Segal	

Those who voted in the negative were:

Anderson, R.	Bennett	Boerboom	Burger	Clausnitzer
Backlund	Bishop	Boo	Carlson, D.	Dempsey
Becklin	Blatz	Brinkman	Carlson, J.	DenOuden

Dimler	Hartle	McKasy	Redalen	Tjornhom
Dyke	Haukoos	McPherson	Rees	Tompkins
Erickson	Heap	Miller	Richter	Uphus
Fjoslien	Himle	Neuenschwander	Rose	Valan
Forsythe	Jennings, L.	Olsen, S.	Schafer	Valento
Frederick	Johnson	Omann	Schreiber	Waltman
Frederickson	Kiffmeyer	Onnen	Seaberg	Zaffke
Frerichs	Knickerbocker	Ozment	Shaver	Spk. Jennings, D.
Gruenes	Kvam	Pauly	Sherman	
Gutknecht	Levi	Piepho	Stanisus	
Halberg	Marsh	Poppenhagen	Sviggunn	
Hartinger	McDonald	Quist	Thorson	

The motion did not prevail and the amendment was not adopted.

Long moved to amend H. F. No. 268, the first engrossment, as amended, as follows:

Delete everything after the enacting clause and insert:

"Section 1. [REPEALER.]

*Minnesota Statutes 1984, section 115B.07 is repealed.*"

Delete the title and insert:

"A bill for an act relating to the environment; removing the statutory provision for causation for personal injury, repealing Minnesota Statutes 1984, section 115B.07."

The question was taken on the Long amendment and the roll was called. There were 47 yeas and 77 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Greenfield	Munger	Piper	Solberg
Battaglia	Jacobs	Murphy	Quinn	Staten
Beard	Kahn	Nelson, K.	Rest	Tunheim
Begich	Kalis	Norton	Rice	Vanasek
Brandl	Knuth	O'Connor	Riveness	Vellenga
Brown	Lieder	Ogren	Rose	Wenzel
Carlson, L.	Long	Osthoff	Sarna	Wynia
Clark	McEachern	Otis	Scheid	
Elioff	McLaughlin	Pappas	Schoenfeld	
Ellingson	Minne	Peterson	Segal	

Those who voted in the negative were:

Anderson, R.	Carlson, D.	Frederick	Himle	McKasy
Backlund	Carlson, J.	Frederickson	Johnson	McPherson
Becklin	Clausnitzer	Frerichs	Kelly	Metzen
Bennett	Dempsey	Gruenes	Kiffmeyer	Miller
Bishop	DenOuden	Gutknecht	Knickerbocker	Neuenschwander
Blatz	Dimler	Halberg	Krueger	Olsen, S.
Boerboom	Dyke	Hartinger	Kvam	Olsen, E.
Boo	Erickson	Hartle	Levi	Omann
Brinkman	Fjoslien	Haukoos	Marsh	Onnen
Burger	Forsythe	Heap	McDonald	Ozment

Pauly	Rees	Sherman	Tomlinson	Waltman
Piepho	Richter	Sparby	Tompkins	Zaffke
Poppenhagen	Schafer	Stanius	Uphus	Spk. Jennings, D.
Price	Schreiber	Sviggum	Valan	
Quist	Seaberg	Thorson	Valento	
Redalen	Shaver	Tjornhom	Voss	

The motion did not prevail and the amendment was not adopted.

The question was taken on the motion to recommend passage of H. F. No. 268, as amended, and the roll was called. There were 77 yeas and 45 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Erickson	Kelly	Onnen	Stanius
Backlund	Fjoslien	Kiffmeyer	Ozment	Sviggum
Becklin	Forsythe	Knickerbocker	Pauly	Thorson
Bennett	Frederick	Krueger	Piepho	Tjornhom
Bishop	Frederickson	Kvam	Poppenhagen	Tomlinson
Blatz	Frerichs	Levi	Price	Tompkins
Boerboom	Gruenes	Lieder	Quist	Uphus
Boo	Gutknecht	Marsh	Redalen	Valan
Brinkman	Halberg	McDonald	Rees	Valento
Burger	Hartle	McKasy	Richter	Voss
Carlson, J.	Haukoos	McPherson	Schafer	Waltman
Clausnitzer	Heap	Metzen	Schreiber	Zaffke
Dempsey	Himle	Miller	Seaberg	Spk. Jennings, D.
DenOuden	Jennings, L.	Neuenschwander	Shaver	
Dimler	Johnson	Olson, E.	Sherman	
Dyke	Kalis	Omann	Sparby	

Those who voted in the negative were:

Anderson, G.	Ellingson	Munger	Pappas	Scheid
Battaglia	Greenfield	Murphy	Peterson	Schoenfeld
Beard	Hartinger	Nelson, K.	Piper	Segal
Begich	Jacobs	Norton	Quinn	Solberg
Brandl	Kahn	O'Connor	Rest	Staten
Brown	Knuth	Ogren	Rice	Vanasek
Carlson, L.	Long	Olsen, S.	Riveness	Vellenga
Clark	McLaughlin	Osthoft	Rose	Wenzel
Elioff	Minne	Otis	Sarna	Wynia

The motion prevailed.

There being no objection the order of business reverted to Messages from the Senate.

## MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

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

S. F. No. 42.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 42, A bill for an act relating to taxation; sales; including replacement parts in the definition of farm machinery; amending Minnesota Statutes 1984, section 297A.01, subdivision 15.

The bill was read for the first time.

Fjoslien moved that S. F. No. 42 and H. F. No. 53, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

### MOTIONS AND RESOLUTIONS

Fjoslien moved that the name of Erickson be stricken and the name of Boerboom be added as an author on H. F. No. 53. The motion prevailed.

Onnen moved that the name of DenOuden be added as an author on H. F. No. 262. The motion prevailed.

Rodosovich moved that the name of Welle be added as an author on H. F. No. 347. The motion prevailed.

Peterson moved that the name of Omann be stricken as an author on H. F. No. 409. The motion prevailed.

Clausnitzer moved that the names of Skoglund, Blatz, Rest and Rodosovich be added as authors on H. F. No. 674. The motion prevailed.

Redalen moved that the name of Kvam be added as an author on H. F. No. 678. The motion prevailed.

Clausnitzer moved that the names of Rodosovich, Gruenes and Greenfield be added as authors on H. F. No. 702. The motion prevailed.

Seaberg moved that the name of Pappas be added as an author on H. F. No. 732. The motion prevailed.

Redalen moved that the name of Jennings, L., be added as an author on H. F. No. 752. The motion prevailed.

Redalen moved that H. F. No. 565 be recalled from the Committee on Environment and Natural Resources and be re-referred

to the Committee on Governmental Operations. The motion prevailed.

Rees moved that H. F. No. 725 be recalled from the Committee on Local and Urban Affairs and be re-referred to the Committee on Environment and Natural Resources. The motion prevailed.

Price moved that H. F. No. 627 be returned to its author. The motion prevailed.

Levi moved pursuant to House Concurrent Resolution No. 3 that the Chief Clerk be directed to invite the Senate by message to meet with the House in Joint Convention in the chamber of the House of Representatives at 2:00 p.m. on Tuesday, March 19, 1985, to elect members to the Board of Regents of the University of Minnesota. The motion prevailed.

Segal introduced:

House Resolution No. 12, A house resolution commending Minnesota's street and highway maintenance personnel for their capable and diligent work in the recent snow emergency.

#### SUSPENSION OF RULES

Segal moved that the rules be so far suspended that House Resolution No. 12 be now considered and be placed upon its adoption. The motion prevailed.

#### HOUSE RESOLUTION NO. 12

A house resolution commending Minnesota's street and highway maintenance personnel for their capable and diligent work in the recent snow emergency.

*Whereas*, Minnesota has just triumphed over the fourth largest snowfall in a four-year period; and

*Whereas*, the street and highway maintenance personnel throughout the state have worked double or more shifts for the past week to clear the streets for use in a prompt and efficient manner; *Now, Therefore*,

*Be It Resolved* by the House of Representatives of the state of Minnesota that the street and highway maintenance personnel of this state are commended not only for providing a safe street and highway system during snow emergency situations but also for their promptness and outstanding dedication above and beyond the call of duty.



Segal moved that House Resolution No. 12 be now adopted. The motion prevailed and House Resolution No. 12 was adopted.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following change in committee assignment:

Financial Institutions and Insurance: Add the name of Osthoff.

#### ADJOURNMENT

Levi moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, March 14, 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., Thursday, March 14, 1985.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

