

STATE OF MINNESOTA

SEVENTY-FOURTH SESSION - 1985

SIXTIETH DAY

SAINT PAUL, MINNESOTA, TUESDAY, MAY 14, 1985

The House of Representatives convened at 12:00 noon and was called to order by David M. Jennings, Speaker of the House.

Prayer was offered by Pastor Al Neibacher, Christ Church Lutheran, Minneapolis, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Rees and Staten were excused.

Neuenschwander was excused until 12:55 p.m. Hartinger was excused until 2:45 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Kvam 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 S. F. Nos. 492, 565, 830, 363, 1414, 1434, 45, 821, 1225, 1176, 429, 832, 925, 1171, 1506, 1036, 1118, 588 and 928 have been placed in the members' files.

S. F. No. 565 and H. F. No. 834, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Kelly moved that S. F. No. 565 be substituted for H. F. No. 834 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 821 and H. F. No. 883, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Tomlinson moved that S. F. No. 821 be substituted for H. F. No. 883 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1118 and H. F. No. 1317, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Brinkman moved that S. F. No. 1118 be substituted for H. F. No. 1317 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1414 and H. F. No. 1490, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Shaver moved that S. F. No. 1414 be substituted for H. F. No. 1490 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 925 and H. F. No. 922, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Pauly moved that the rules be so far suspended that S. F. No. 925 be substituted for H. F. No. 922 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1036 and H. F. No. 1205, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Greenfield moved that the rules be so far suspended that S. F. No. 1036 be substituted for H. F. No. 1205 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1176 and H. F. No. 1107, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Blatz moved that the rules be so far suspended that S. F. No. 1176 be substituted for H. F. No. 1107 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1434 and H. F. No. 1129, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

McPherson moved that the rules be so far suspended that S. F. No. 1434 be substituted for H. F. No. 1129 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Forsythe from the Committee on Appropriations to which was referred:

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.

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

The report was adopted.

Forsythe from the Committee on Appropriations to which was referred:

H. F. No. 911, A bill for an act relating to human services; expanding medical assistance eligibility for young mothers living at home with parents; allowing prenatal services to be delivered to pregnant women living at home; amending Minnesota Statutes 1984, sections 256.99; 256B.02, subdivisions 2 and 3; 256B.06, subdivision 1; 256B.062; and 256B.17, subdivision 6.

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

The report was adopted.

Forsythe from the Committee on Appropriations to which was referred:

H. F. No. 1231, A bill for an act relating to crimes; transferring administration of crime victim crisis centers and the crime victims reparations board to the office of attorney general; changing a definition; establishing a crime victim and witness advisory council and a crime victim ombudsman; providing the council with extensive duties to assist victims and witnesses; providing the ombudsman with authority to investigate complaints with regard to treatment of victims; amending Minnesota Statutes 1984, sections 611A.41, subdivision 2; 611A.44; 611A.52; 611A.53, subdivision 2; 611A.54; 611A.55, subdivisions 1 and 2; and 611A.56, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 611A; repealing Minnesota Statutes 1984, section 611A.42.

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

The report was adopted.

Forsythe from the Committee on Appropriations to which was referred:

H. F. No. 1250, A bill for an act relating to public safety; authorizing commissioner to prescribe fees and prescribing fees; providing for statutory inclusion of state patrol lieutenants; providing that commissioner control video game of chance license fees; abolishing fire code regulations relating to theaters, halls, and dry cleaning and dyeing establishments; amending Minnesota Statutes 1984, sections 299A.01, subdivision 6; 299C.37, subdivision 3; 299D.03, subdivision 2; 299F.19, subdivision 1; and

349.52, subdivisions 2 and 3; repealing Minnesota Statutes 1984, sections 299H.211 to 299H.28; 299I.01 to 299I.08; 299I.10; and 299I.20 to 299I.24.

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

The report was adopted.

Levi from the Committee on Rules and Legislative Administration to which was referred:

House Resolution No. 27, A house resolution commending Mr. Harold Johnson for his outstanding record of public service.

Reported the same back with the recommendation that the resolution be adopted.

The report was adopted.

Levi from the Committee on Rules and Legislative Administration to which was referred:

House Resolution No. 28, A house resolution congratulating the seven Minnesota secondary schools recognized by the United States Department of Education for educational excellence.

Reported the same back with the recommendation that the resolution be adopted.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 765, 911, 1231 and 1250 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 565, 821, 1118, 1414, 925, 1036, 1176 and 1434 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Bennett and Heap introduced:

H. F. No. 1670, A bill for an act relating to public development debt; providing reporting of data; disclosure of financial, personal, and criminal information of developers of certain types of public financing; amending Minnesota Statutes 1984, sections 474.01, subdivisions 2, 6, 7a, 7b, 8, and 11; 474.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 474.

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

Neuenschwander, Schoenfeld, Battaglia, Rose and McPherson introduced:

H. F. No. 1671, A bill for an act relating to fish and game; establishing lifetime licenses to take big game, small game, and fish; providing restrictions for the licenses; providing for payment of lifetime licenses by installments; allowing credit for a previously purchased lifetime license when purchasing another; dedicating license fee receipts and restricting expenditure of investment income; establishing license fees; amending Minnesota Statutes 1984, section 98.46, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 98.

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

Clark introduced:

H. F. No. 1672, A bill for an act relating to environment; requiring the issuance of transportation certificates prior to the shipment of high level radioactive waste; providing for the administration of a certification and inspection program; providing for the designation of transportation routes; amending Minnesota Statutes 1984, section 116C.731.

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

HOUSE ADVISORIES

The following House Advisories were introduced:

Piepho, Ogren, O'Connor, Tjornhom and Frederick introduced:

H. A. No. 43, A proposal to study the impact that regulated utilities have on small businesses in the sales and service of appliances.

The advisory was referred to the Committee on Regulated Industries and Energy.

Segal introduced:

H. A. No. 44, A proposal to study health insurance for low income workers.

The advisory was referred to the Committee on Health and Human Services.

Wynia and Haukoos introduced:

H. A. No. 45, A proposal for examination of current and future capital needs in higher education.

The advisory was referred to the Committee on Education.

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. 18, A bill for an act relating to game and fish; authorizing resident licenses for trainees at Camp Ripley during open seasons; amending Minnesota Statutes 1984, section 98.47, subdivision 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Wenzel moved that the House concur in the Senate amendments to H. F. No. 18 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 18, A bill for an act relating to game and fish; authorizing resident fishing license for military persons training at Camp Ripley; amending Minnesota Statutes 1984, section 98.47, by adding a subdivision.

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 107 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Elioff	Kvam	Otis	Solberg
Backlund	Ellingson	Levi	Ozment	Sparby
Battaglia	Erickson	Lieder	Pauly	Stanius
Beard	Fjoslien	Long	Peterson	Thiede
Begich	Forsythe	Marsh	Piepho	Thorson
Bennett	Frederick	McDonald	Piper	Tjornhom
Bishop	Frederickson	McEachern	Poppenhagen	Tomlinson
Blatz	Frerichs	McPherson	Price	Tompkins
Boerboom	Greenfield	Metzen	Quinn	Uphus
Boo	Gruenes	Miller	Quist	Valan
Brandl	Hartle	Minne	Redalen	Valento
Brinkman	Haukoos	Munger	Richter	Vellenga
Brown	Heap	Murphy	Riveness	Voss
Burger	Himle	Nelson, D.	Rodosovich	Waltman
Carlson, D.	Jacobs	Nelson, K.	Rose	Wolle
Carlson, L.	Johnson	Norton	Sarna	Wenzel
Clausnitzer	Kalis	O'Connor	Scheid	Wynia
Cohen	Kiffmeyer	Ogren	Schoenfeld	Zaffke
Dempsey	Knickerbocker	Olson, E.	Schreiber	Spk. Jennings, D.
DenOuden	Knuth	Omann	Seaberg	
Dimler	Kostohryz	Onnen	Simoneau	
Dyke	Krueger	Osthoff	Skoglund	

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

Mr. Speaker:

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

H. F. No. 521, A bill for an act relating to counties; allowing counties to dispose of interests in land without reserving mineral rights under certain circumstances; amending Minnesota Statutes 1984, section 373.01, subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson moved that the House concur in the Senate amendments to H. F. No. 521 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 521, A bill for an act relating to Winona county; authorizing the conveyance of certain erroneously acquired highway right of way.

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 104 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Backlund	Elioff	Krueger	Osthoff	Shaver
Battaglia	Ellingson	Kvam	Otis	Simoneau
Beard	Erickson	Levi	Ozment	Skoglund
Begich	Fjoslien	Lieder	Pauly	Solberg
Bennett	Forsythe	Long	Peterson	Sparby
Bishop	Frederick	Marsh	Piepho	Stanis
Blatz	Frederickson	McDonald	Piper	Thiede
Boerboom	Frerichs	McEachern	Poppenhagen	Thorson
Boo	Greenfield	McPherson	Price	Tomlinson
Brandl	Gruenes	Metzen	Quinn	Tompkins
Brinkman	Hartle	Miller	Quist	Uphus
Brown	Haukoos	Munger	Redalen	Valan
Burger	Heap	Murphy	Richter	Valento
Carlson, D.	Himle	Nelson, D.	Riveness	Vellenga
Carlson, L.	Jacobs	Nelson, K.	Rodosovich	Voss
Clausnitzer	Johnson	Norton	Rose	Waltman
Cohen	Kalis	O'Connor	Sarna	Welle
Dempsey	Kiffmeyer	Ogren	Scheid	Wenzel
DenOuden	Knickerbocker	Olson, E.	Schoenfeld	Zaffke
Dimler	Knuth	Omann	Schreiber	Spk. Jennings, D.
Dyke	Kostohryz	Onnen	Seaberg	

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

Mr. Speaker:

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

H. F. No. 937, A bill for an act relating to wild animals; altering provisions relating to taking and possession of certain animals; amending Minnesota Statutes 1984, sections 98.48, subdivision 5; 100.27, subdivisions 1, 3, and 4; and 100.29, subdivisions 15 and 25.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Richter moved that the House concur in the Senate amendments to H. F. No. 937 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 937, A bill for an act relating to wild animals; altering provisions relating to taking and possession of certain animals; amending Minnesota Statutes 1984, sections 98.48, subdivision 5; 100.27, subdivisions 1, 3, and 4; and 100.29, subdivisions 15 and 25.

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 81 yeas and 20 nays as follows:

Those who voted in the affirmative were:

Backlund	Ellingson	Lieder	Pauly	Stanius
Battaglia	Erickson	Long	Piepho	Thiede
Beard	Fjoslien	Marsh	Piper	Thorson
Begich	Frederick	McEachern	Poppenhagen	Tjornhom
Bennett	Frederickson	McPherson	Quist	Tompkins
Bishop	Frerichs	Metzen	Redalen	Uphus
Boo	Gruenes	Miller	Richter	Valan
Brandl	Hartle	Minne	Riveness	Valento
Brown	Haukoos	Munger	Rodosovich	Vellenga
Burger	Heap	Murphy	Sarna	Waltman
Carlson, L.	Jacobs	Nelson, K.	Schoenfeld	Wenzel
Clausnitzer	Johnson	Ogren	Schreiber	Zaffke
Dempsey	Kalis	Olson, E.	Seaberg	Spk. Jennings, D.
DenOuden	Kiffmeyer	Omann	Shaver	
Dimler	Kostohryz	Onnen	Simoneau	
Dyke	Krueger	Otis	Solberg	
Elioff	Kvam	Ozment	Sparby	

Those who voted in the negative were:

Blatz	Kahn	Nelson, D.	Peterson	Skoglund
Cohen	Knickerbocker	Norton	Price	Tomlinson
Greenfield	Knuth	O'Connor	Quinn	Welle
Himle	McLaughlin	Osthoff	Scheid	Wynia

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

Mr. Speaker:

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

H. F. No. 418, A bill for an act relating to local government; excluding firefighter and peace officer job classes from certain

aspects of pay equity requirements; amending Minnesota Statutes 1984, section 179A.16, by adding a subdivision; 471.992; 471.993, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 471; repealing Minnesota Statutes 1984, section 471.9965.

The Senate has appointed as such Committee Mr. Merriam, Ms. Berglin and Mrs. Brataas.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1641, A bill for an act relating to the organization and operation of state government; appropriating money for the general legislative, judicial, and administrative expenses of state government with certain conditions; providing for the transfer of certain money in the state treasury; authorizing land acquisition; providing for the compensation of metropolitan government personnel; fixing and limiting fees; creating, modifying, transferring, and abolishing agencies and functions; amending Minnesota Statutes 1984, sections 2.722, subdivision 1; 3.21; 3.85, subdivision 11; 3.9223, subdivision 1; 11A.07, by adding a subdivision; 11A.20, subdivision 1; 13.68, subdivision 1; 15.50, subdivision 3; 16A.055, subdivision 1; 16A.275; 16A.40; 16A.42, subdivision 2; 16A.45, subdivision 2; 16A.47; 16A.58; 16A.672, subdivisions 1, 2, and 3; 16B.09, by adding a subdivision; 16B.29; 43A.07, subdivision 2; 84B.03, subdivision 4; 85.05, subdivisions 1 and 2; 85.22, subdivision 2a; 85A.01, subdivisions 1 and 2; 85A.02, subdivisions 3, 4, 5, 7, 12, 16, and by adding subdivisions; 85A.04, subdivision 3; 86.72; 86.75; 97.4841, subdivision 3; 97.4842, subdivision 2; 97.50, subdivision 1; 98.45, by adding a subdivision; 98.46, subdivisions 2, 14, and by adding a subdivision; 98.47, subdivision 1; 100.271, subdivision 2; 115.03, by adding a subdivision; 115A.05, subdivision 1; 115A.908, subdivisions 2 and 3; 116J.76; 116M.03, by adding a subdivision; 179A.03, subdivision 17; 179A.04, subdivision 3; 179A.13; 179A.16; 179A.21; 179A.25; 192.51, subdivision 2; 196.051, by adding a subdivision; 268.05, subdivision 2; 268.07, subdivision 2a; 268.38, subdivisions 1, 2, 6, 7, and 8; 270A.07, subdivision 1; 290.50, subdivision 6; 296.421, subdivision 4, and by adding a subdivision; 297.13, subdivision 1; 361.03, subdivision 5; 361.27; 462C.05, subdivision 2, and by adding a subdivision; 462C.07, subdivision 1, and by adding a subdivision; 473.123, subdivision 5; 473.129, subdivision 2; 473.141, subdivisions 7 and 12; 473.605, subdivision 2; 473.606, subdivisions 1 and 5; 473.704, by adding a subdivision; 473.714;

487.01, subdivision 5; 609.101; proposing coding for new law in Minnesota Statutes, chapters 3; 5; 85A; 97; 116; 139; and 270; proposing coding for new law as Minnesota Statutes, chapter 116N; repealing Minnesota Statutes 1984, sections 7.01; 7.013; 7.02; 7.03; 7.04; 7.05; 7.13; 7.14; 7.15; 7.16; 7.17; 7.18; 10.18; 10.19; 10.20; 10.21; 10.22; 10.23; 16A.42, subdivision 3; 46.15; 48.87; 69.031, subdivision 2; 85A.01, subdivision 1a; 85A.03; 85A.04, subdivision 1; 115A.05, subdivision 3; 115A.201, subdivision 2; 115A.22, subdivision 4; 116M.06, subdivision 5; 116M.07, subdivision 3; 124.471; 179A.03, subdivision 3; 179A.05; 296.10; 349.212, subdivision 3, as amended; 360.301; 360.302; 360.304; 360.306; 360.388; 360.389; 403.01, subdivision 1; and Laws 1982, chapter 489, section 11.

The Senate has appointed as such Committee Messrs. Kroening, Dahl, Luther, Willet and Frederickson.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 282, A bill for an act relating to education; declaring the mission of public elementary and secondary education in Minnesota; proposing coding for new law in Minnesota Statutes, chapter 120.

PATRICK E. FLAHAVEN, Secretary of the Senate

Nelson, K., moved that the House refuse to concur in the Senate amendments to H. F. No. 282, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

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; 14.53; 43A.18, subdivision 4; 179A.10, subdivision 1; 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; repealing Minnesota Statutes 1984, section 268.04, subdivision 30.

PATRICK E. FLAHAVEN, Secretary of the Senate

Levi moved that the House refuse to concur in the Senate amendments to H. F. No. 847, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

The following conference committee reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1235

A bill for an act relating to state lands; authorizing conveyance of certain state trail lands no longer needed for trails; amending Laws 1981, chapter 190, section 3.

May 9, 1985

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H. F. No. 1235, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H. F. No. 1235 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Laws 1981, chapter 190, section 3, is amended to read:

Sec. 3. [CONVEYANCE OF RIGHT-OF-WAY.]

The commissioner of natural resources, in the name of the state, may convey to adjoining property owners by quitclaim deed, at not less than the appraised value, the following described real property, *which is part of the Heartland Trail identified in Minnesota Statutes, section 85.015, subdivision 12*, when the state's title has been clarified either through litigation or land exchange:

A strip of land 100 feet in width extending over and across Government Lots Four (4) and Five (5), the Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4) and the Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4) of Section Nine (9); Government Lots One (1), Two (2), Three (3), Four (4) and Five (5) and the Southwest Quarter of the Southwest Quarter (SW 1/4 SW 1/4) of Section Sixteen (16); Government Lots One (1) and Two (2) and the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of Section Twenty (20); Government Lot One (1), of Section Twenty-one (21); said strip of land being 50 feet in width on each side of the center line of the main track, now removed, of the former Saint Paul, Minneapolis and Manitoba Railway Company, now Burlington Northern Incorporated, as originally located and established over and across said Sections Nine (9), Sixteen (16), Twenty (20) and Twenty-one (21), Township One Hundred Forty-three (143) North, Range Thirty-one (31) West, *and any other lands which are not needed for trail purposes.*

The (DEED) conveyances shall be in a form approved by the attorney general.

Sec. 2. [REPEALER.]

Laws 1984, chapter 502, article 13, section 15, is repealed, and notwithstanding Minnesota Statutes, section 645.35, is void from the time of its enactment.

Sec. 3. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to state lands; authorizing conveyance of certain state trail lands no longer needed for trails;

repealing a prior land conveyance; amending Laws 1981, chapter 190, section 3; repealing Laws 1984, chapter 502, article 13, section 15."

We request adoption of this report and repassage of the bill.

House Conferees: MAURICE J. ZAFFKE and PAUL M. THIEDE.

Senate Conferees: GERALD L. WILLET, GENE MERRIAM and JOHN BERNHAGEN.

Zaffke moved that the report of the Conference Committee on H. F. No. 1235 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1235, A bill for an act relating to state lands; authorizing conveyance of certain state trail lands no longer needed for trails; amending Laws 1981, chapter 190, section 3.

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

The question was taken on the repassage of the bill and the roll was called. There were 98 yeas and 4 nays as follows:

Those who voted in the affirmative were:

Backlund	Dyke	Kostohryz	Onnen	Simoneau
Battaglia	Elioff	Krueger	Otis	Solberg
Beard	Erickson	Levi	Ozment	Sparby
Begich	Fjoslien	Lieder	Pappas	Stanius
Bennett	Forsythe	Long	Pauly	Thiede
Bishop	Frederick	Marsh	Peterson	Thorson
Blatz	Frederickson	McDonald	Piper	Tjornhom
Boerboom	Frerichs	McEachern	Poppenhagen	Tomlinson
Boo	Greenfield	McLaughlin	Price	Tompkins
Brandl	Gruenes	McPherson	Quinn	Uphus
Brinkman	Hartle	Metzen	Redalen	Valan
Brown	Heap	Miller	Rest	Valento
Burger	Himle	Minne	Richter	Vellenga
Carlson, D.	Jacobs	Munger	Riveness	Voss
Carlson, L.	Jaros	Murphy	Rodosovich	Waltman
Clausnitzer	Johnson	Nelson, D.	Rose	Welle
Cohen	Kalis	Nelson, K.	Sarna	Zaffke
Dempsey	Kiffmeyer	Norton	Schoenfeld	Spk. Jennings, D.
DenOuden	Knickerbocker	O'Connor	Seaberg	
Dimler	Knuth	Olson, E.	Shaver	

Those who voted in the negative were:

Omamm	Osthoff	Scheid	Wenzel
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The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 889

A bill for an act relating to local government; providing for the conduct of the business of towns; providing for certain town debt; authorizing certain towns to provide certain services; revising various other town laws; amending Minnesota Statutes 1984, sections 160.17, subdivision 1; 160.25, subdivision 3; 163.11, subdivision 5a, and by adding a subdivision; 164.06; 365.10; 365.37; 365.44; 366.095; 367.03, subdivision 2; 367.10; 367.23; 444.075; and 471.56, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 379; repealing Minnesota Statutes 1984, section 375.18, subdivisions 4, 5, and 6.

May 9, 1985

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H. F. No. 889, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 889 be further amended as follows:

Page 3, after line 8, insert:

"Sec. 6. Minnesota Statutes 1984, section 204C.05, subdivision 1, is amended to read:

Subdivision 1. [OPENING AND CLOSING TIMES.] Except as otherwise provided in this section, at the state primary and the state general election the hours for voting in every precinct in the state shall begin at 7:00 a.m. and shall extend continuously until 8:00 p.m.

Subd. 2. [ELECTIONS; ORGANIZED TOWN.] The governing body of a town with less than 500 inhabitants according to the most recent federal decennial census, which is located outside the metropolitan area as defined in section 473.121, subdivision 2, may fix a later time for voting to begin at state primary, special, or general elections, if approved by a vote of the town electors at the annual town meeting. The question of shorter voting hours must be included in the notice of the annual town meeting before the question may be submitted to the electors at the meeting. The later time may not be later than 10:00 a.m. for special, primary, or general elections. The town clerk shall

either post or publish notice of the changed hours and notify the county auditor of the change 30 days before the election.

Subd. 3. [ELECTIONS; UNORGANIZED TERRITORY.] An unorganized territory or unorganized territories which constitute a voting district may have shorter voting hours if at least 20 percent of the registered voters residing in the voting district sign a petition for shorter hours and present it to the county auditor. The later time may not be later than 10:00 a.m. for special, primary, or general elections. The county auditor shall either post or publish notice of the changed hours, within the voting district, 30 days before the election."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after the semicolon insert "allowing certain municipalities to set shorter voting hours;"

Page 1, line 8, after "164.06;" insert "204C.05, subdivision 1;"

We request adoption of this report and repassage of the bill.

House Conferees: DENNIS C. FREDERICKSON, LOREN SOLBERG and SYLVESTER UPHUS.

Senate Conferees: JOE BERTRAM, GARY M. DECramer and DORAN L. ISACKSON.

Frederickson moved that the report of the Conference Committee on H. F. No. 889 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 889, A bill for an act relating to local government; providing for the conduct of the business of towns; providing for certain town debt; authorizing certain towns to provide certain services; revising various other town laws; amending Minnesota Statutes 1984, sections 160.17, subdivision 1; 160.25, subdivision 3; 163.11, subdivision 5a, and by adding a subdivision; 164.06; 365.10; 365.37; 365.44; 366.095; 367.03, subdivision 2; 367.10; 367.23; 444.075; and 471.56, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 379; repealing Minnesota Statutes 1984, section 375.18, subdivisions 4, 5, and 6.

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

The question was taken on the repassage of the bill and the roll was called. There were 73 yeas and 29 nays as follows:

Those who voted in the affirmative were:

Backlund	DenOuden	Johnson	Ozment	Solberg
Battaglia	Dimler	Kalis	Pauly	Stanius
Beard	Dyke	Kiffmeyer	Peterson	Thiede
Begich	Erickson	Knickerbocker	Piepho	Thorson
Bennett	Fjoslien	Krueger	Piper	Tjornhom
Bishop	Forsythe	Levi	Poppenhagen	Tompkins
Blatz	Frederick	Lieder	Quinn	Uphus
Boerboom	Frederickson	Marsh	Quist	Valan
Boo	Frerichs	McDonald	Redalen	Valento
Brinkman	Gruenes	McEachern	Richter	Waltman
Brown	Hartle	McPherson	Rodosovich	Wenzel
Burger	Heap	Metzen	Rose	Zaffke
Carlson, D.	Himle	Omann	Schreiber	Spk. Jennings, D.
Clausnitzer	Jacobs	Onnen	Seaberg	
Dempsey	Jaros	Otis	Shaver	

Those who voted in the negative were:

Carlson, L.	Knuth	Nelson, D.	Riveness	Tomlinson
Clark	Kostohryz	Nelson, K.	Sarna	Vellenga
Cohen	Long	Norton	Scheid	Voss
Elioff	McLaughlin	O'Connor	Schoenfeld	Welle
Ellingson	Minne	Osthoff	Simoneau	Wynia
Greenfield	Murphy	Price	Skoglund	

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

CONFERENCE COMMITTEE REPORT ON H. F. NO. 274

A bill for an act relating to crimes; defining "dangerous weapon" to include flammable liquids; amending Minnesota Statutes 1984, section 609.02, subdivision 6.

May 9, 1985

The Honorable David M. Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H. F. No. 274, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H. F. No. 274 be further amended as follows:

Page 1, after line 14, insert:

"As used in this subdivision, "flammable liquid" means Class I flammable liquids as defined in section 9.108 of the Uniform

Fire Code, but does not include intoxicating liquor as defined in section 340.07."

We request adoption of this report and repassage of the bill.

House Conferees: DENNIS OZMENT, DAVID T. BISHOP and KEN NELSON.

Senate Conferees: DON FRANK, DARRIL WEGSCHEID and DEAN E. JOHNSON.

Ozment moved that the report of the Conference Committee on H. F. No. 274 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 274, A bill for an act relating to crimes; defining "dangerous weapon" to include flammable liquids; amending Minnesota Statutes 1984, section 609.02, subdivision 6.

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

The question was taken on the repassage of the bill and the roll was called. There were 108 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Backlund	Elioff	Krueger	Ozment	Skoglund
Battaglia	Ellingson	Levi	Pappas	Solberg
Beard	Erickson	Lieder	Pauly	Sparby
Begich	Fjoslien	Long	Peterson	Stanius
Bennett	Forsythe	Marsh	Piepho	Thiede
Bishop	Frederick	McDonald	Piper	Thorson
Blatz	Frederickson	McEachern	Poppenhagen	Tjornhom
Boerboom	Frerichs	McLaughlin	Price	Tomlinson
Boo	Greenfield	McPherson	Quinn	Tompkins
Brandl	Gruenes	Metzen	Quist	Uphus
Brinkman	Hartle	Miller	Redalen	Valan
Brown	Heap	Minne	Richter	Valento
Burger	Himle	Murphy	Riveness	Vellenga
Carlson, D.	Jacobs	Nelson, D.	Rodosevich	Voss
Carlson, L.	Jaros	Nelson, K.	Rose	Waltman
Clark	Johnson	Norton	Sarna	Welle
Clausnitzer	Kalis	O'Connor	Scheid	Wenzel
Cohen	Kelly	Olson, E.	Schoenfeld	Wynia
Dempsey	Kiffmeyer	Omann	Schreiber	Zaffke
DenOuden	Knickerbocker	Onnen	Seaberg	Spk. Jennings, D.
Dimler	Knuth	Osthoff	Shaver	
Dyke	Kostohryz	Otis	Simoneau	

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

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Forsythe requested immediate consideration of H. F. No. 1552.

H. F. No. 1552, A bill for an act relating to taxation; depositing revenue from the mortgage registration and deed taxes with the county and reducing certain welfare aids to the counties by the amount of revenue deposited; providing for local collection of taconite production taxes; amending Minnesota Statutes 1984, sections 273.136, subdivisions 1, 2, and 4; 287.05, subdivision 1; 287.08; 287.09; 287.12; 287.21, subdivision 2; 287.23; 287.25; 287.28; 287.29, subdivision 1; 287.33; 287.35; 298.225; 298.24, subdivision 4; 298.27; 298.28, subdivisions 1 and 2; and 298.282, subdivisions 1, 4, and 5; repealing Minnesota Statutes 1984, sections 273.136, subdivision 3; 287.27; 287.29, subdivision 3; and 287.32.

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 98 yeas and 6 nays as follows:

Those who voted in the affirmative were:

Backlund	Dyke	Kostohryz	Ozment	Shaver
Battaglia	Elioff	Krueger	Pauly	Simoneau
Beard	Erickson	Lieder	Peterson	Solberg
Begich	Fjoslien	Long	Piepho	Stanius
Bennett	Forsythe	Marsh	Piper	Thiede
Bishop	Frederick	McDonald	Poppenhagen	Thorson
Blatz	Frerichs	McEachern	Price	Tjornhom
Boerboom	Gruenes	McPherson	Quinn	Tomlinson
Boo	Hartle	Miller	Quist	Tompkins
Brandl	Haukoos	Minne	Redalen	Uphus
Brinkman	Heap	Murphy	Rest	Valan
Brown	Himle	Nelson, K.	Richter	Valento
Burger	Jacobs	Norton	Riveness	Vellenga
Carlson, D.	Jaros	O'Connor	Rodosovich	Waltman
Carlson, L.	Johnson	Olsen, S.	Rose	Welle
Clausnitzer	Kalis	Olson, E.	Sarna	Wenzel
Cohen	Kelly	Omann	Scheid	Zaffke
Dempsey	Kiffmeyer	Onnen	Schoenfeld	Spk. Jennings, D.
DenOuden	Knickerbocker	Osthoff	Schreiber	
Dimler	Knuth	Otis	Seaberg	

Those who voted in the negative were:

Clark	Greenfield	Skoglund	Voss	Wynia
Ellingson				

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Reports of Chief Clerk.

REPORTS OF CHIEF CLERK

S. F. No. 1171 and H. F. No. 1253, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Bishop moved that the rules be so far suspended that S. F. No. 1171 be substituted for H. F. No. 1253 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1506 and H. F. No. 1633, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Schoenfeld moved that the rules be so far suspended that S. F. No. 1506 be substituted for H. F. No. 1633 and that the House File be indefinitely postponed. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 1171 and 1506 were read for the second time.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Forsythe requested immediate consideration of S. F. No. 1429.

S. F. No. 1429, A bill for an act relating to state government; providing for indemnification of judges and employees of the legislative and judicial branches from tort, civil, or equitable claims; preserving immunities; amending Minnesota Statutes 1984, sections 3.732, subdivision 1; and 3.736, subdivisions 1 and 9.

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 109 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Backlund	Carlson, D.	Fjoslien	Jaros	Marsh
Battaglia	Carlson, L.	Forsythe	Johnson	McDonald
Beard	Clark	Frederick	Kalis	McEachern
Begich	Clausnitzer	Frederickson	Kelly	McLaughlin
Bennett	Cohen	Frerichs	Kiffmeyer	McPherson
Bishop	Dempsey	Greenfield	Knickerbocker	Metzen
Blatz	DenOuden	Gruenes	Knuth	Miller
Boo	Dimler	Hartle	Kostohryz	Minne
Brandl	Dyke	Haukoos	Krueger	Murphy
Brinkman	Elioff	Heap	Levi	Nelson, D.
Brown	Ellingson	Himle	Lieder	Nelson, K.
Burger	Erickson	Jacobs	Long	Norton

O'Connor	Peterson	Riveness	Skoglund	Uphus
Olsen, S.	Piepho	Rodosovich	Solberg	Valan
Olson, E.	Piper	Rose	Sparby	Valento
Omann	Poppenhagen	Sarna	Stanius	Veilenga
Onnen	Price	Scheid	Swiggum	Voss
Osthoff	Quinn	Schoenfeld	Thiede	Waltman
Otis	Quist	Schreiber	Thorson	Welle
Ozment	Redalen	Seaberg	Tjornhom	Wenzel
Pappas	Rest	Shaver	Tomlinson	Spk. Jennings, D.
Pauly	Richter	Simoneau	Tompkins	

The bill was passed and its title agreed to.

DenOuden; Piepho; Bishop; Miller; Battaglia; Valan; Seaberg; Johnson; Poppenhagen; Kalis; Schreiber; Dempsey; McKasy; Kvam; Himle; Anderson, R.; Carlson, J.; Stanius; Becklin; Jennings, L.; Olsen, S.; Erickson; Thiede; Backlund and Kostohryz were excused while in conference.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Levi, from the Committee on Rules and Legislative Administration, pursuant to Rule 1.9, designated the following bills as Special Orders to be added to Special Orders pending for today, Tuesday, May 14, 1985:

S. F. Nos. 1458 and 814; H. F. No. 694; S. F. Nos. 800, 448, 1077, 781, 661, 709, 862 and 352; H. F. Nos. 1070, 1227 and 1233; S. F. Nos. 1049, 364, 609 and 542; H. F. No. 725; S. F. Nos. 33, 219 and 1249; H. F. No. 384.

SPECIAL ORDERS

CALL OF THE HOUSE

On the motion of Levi and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Backlund	Cohen	Heap	McPherson	Pappas
Battaglia	Dempsey	Himle	Metzen	Pauly
Begich	DenOuden	Jacobs	Miller	Peterson
Bennett	Dimler	Jaros	Minne	Piepho
Bishop	Dyke	Kalis	Munger	Piper
Blatz	Elioff	Kiffmeyer	Murphy	Poppenhagen
Boerboom	Ellingson	Knickerbocker	Nelson, D.	Price
Boo	Erickson	Knuth	Nelson, K.	Quinn
Brandl	Fjoslien	Kostohryz	O'Connor	Quist
Brinkman	Frederick	Krueger	Olsen, S.	Redalen
Brown	Frederickson	Levi	Olson, E.	Richter
Burger	Frerichs	Lieder	Omann	Riveness
Carlson, D.	Greenfield	Marsh	Onnen	Rodosovich
Carlson, L.	Gruenes	McDonald	Osthoff	Rose
Clark	Hartle	McEachern	Otis	Sarna
Clausnitzer	Haukoos	McLaughlin	Ozment	Scheid

Schoenfeld	Skoglund	Thorson	Uphus	Welle
Schreiber	Sparby	Tjornhom	Vellenga	Wenzel
Shaver	Swiggum	Tomlinson	Voss	Zaffke
Sherman	Thiede	Tompkins	Waltman	Spk. Jennings, D.
Simoneau				

Levi moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

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

S. F. No. 1458, A bill for an act relating to traffic regulations; removing certain restrictions on special permits to move manufactured homes; amending Minnesota Statutes 1984, section 169.86, subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 92 yeas and 8 nays as follows:

Those who voted in the affirmative were:

Backlund	Elioff	Kostohryz	Onnen	Segal
Battaglia	Fjoslien	Krueger	Osthoff	Shaver
Begich	Forsythe	Levi	Otis	Simoneau
Bennett	Frederick	Lieder	Pappas	Skoglund
Blatz	Frederickson	Marsh	Pauly	Sparby
Boerboom	Frerichs	McEachern	Piepho	Swiggum
Boo	Greenfield	McLaughlin	Piper	Thiede
Brandl	Gruenes	McPherson	Poppenhagen	Thorson
Brinkman	Hartle	Metzen	Price	Tjornhom
Brown	Haukoos	Miller	Quinn	Tomlinson
Burger	Heap	Minne	Quist	Tompkins
Carlson, L.	Himle	Munger	Redalen	Vellenga
Clark	Jacobs	Murphy	Rest	Voss
Clausnitzer	Jaros	Nelson, D.	Richter	Wenzel
Cohen	Kalis	Nelson, K.	Riveness	Zaffke
Dempsey	Kelly	Norton	Rodosovich	Spk. Jennings, D.
DenOuden	Kiffmeyer	O'Connor	Rose	
Dimler	Knickerbocker	Olsen, S.	Sarna	
Dyke	Knuth	Olson, E.	Schoenfeld	

Those who voted in the negative were:

Bishop	Omann	Scheid	Waltman	Welle
Erickson	Peterson	Solberg		

The bill was passed and its title agreed to.

S. F. No. 814 was reported to the House.

Gruenes moved to amend S. F. No. 814, as follows:

Page 1, line 15, delete "2320" and insert "2322"

Page 1, line 19, delete "2320" and insert "2322"

The motion prevailed and the amendment was adopted.

S. F. No. 814, A bill for an act relating to education; establishing the state council on vocational technical education; proposing coding for new law in Minnesota Statutes, chapter 136C.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 105 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Backlund	Erickson	Krueger	Otis	Segal
Battaglia	Fjoslien	Levi	Pappas	Shaver
Begich	Forsythe	Lieder	Pauly	Simoneau
Bennett	Frederick	Marsh	Peterson	Skoglund
Blatz	Frederickson	McEachern	Piepho	Solberg
Boerboom	Frerichs	McLaughlin	Piper	Sparby
Boo	Greenfield	McPherson	Poppenhagen	Stanisus
Brandl	Gruenes	Metzen	Price	Sviggum
Brinkman	Hartle	Miller	Quinn	Thiede
Brown	Haukoos	Minne	Quist	Thorson
Burger	Heap	Munger	Redalen	Tjornhom
Carlson, D.	Himle	Murphy	Rest	Tomlinson
Carlson, L.	Jacobs	Nelson, D.	Rice	Tompkins
Clark	Jaros	Nelson, K.	Richter	Uphus
Clausnitzer	Johnson	Norton	Riveness	Vellenga
Cohen	Kalis	O'Connor	Rodosovich	Voss
Dempsey	Kelly	Olsen, S.	Rose	Waltman
DenOuden	Kiffmeyer	Olson, E.	Sarna	Welle
Dimler	Knickerbocker	Omann	Scheid	Wenzel
Dyke	Knuth	Onnen	Schoenfeld	Zaffke
Elioff	Kostohryz	Osthoff	Seaberg	Spk. Jennings, D.

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

H. F. No. 694 was reported to the House.

There being no objection H. F. No. 694 was temporarily laid over on Special Orders.

S. F. No. 800 was reported to the House.

Scheid moved to amend S. F. No. 800, as follows:

Page 1, after the enacting clause, insert:

"Section 1. Minnesota Statutes 1984, section 82.19, is amended by adding a subdivision to read:

Subd. 5. [DISCLOSURE REGARDING REPRESENTATION OF PARTIES.] (a) No person licensed pursuant to this chapter or who otherwise acts as a real estate broker or salesperson shall represent any party or parties to a real estate transaction or otherwise act as a real estate broker or salesperson unless he or she makes an affirmative written disclosure to all parties to the transaction as to which party he or she represents in the transaction. The disclosure shall be printed in at least six-point bold type on the purchase agreement and acknowledged by separate signatures of the buyer and seller.

(b) The disclosure required by this subdivision must be made by the licensee prior to any offer being made to or accepted by the buyer. A change in licensee's representation that makes the initial disclosure incomplete, misleading, or inaccurate requires that a new disclosure be made at once.

(c) The seller may, in the listing agreement, authorize the seller's broker to disburse part of the broker's compensation to other brokers, including the buyer's brokers solely representing the buyer. A broker representing a buyer shall make known to the seller or the seller's agent the fact of the agency relationship before any showing or negotiations are initiated."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after the semicolon insert "providing certain disclosures to parties to real estate transactions;"

Page 1, line 4, after "sections" insert "82.19, by adding a subdivision;"

The motion prevailed and the amendment was adopted.

S. F. No. 800, A bill for an act relating to consumer protection; prohibiting certain deceptive advertising practices; amending Minnesota Statutes 1984, sections 325F.68, by adding a subdivision; and 325F.69, by adding a subdivision.

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.

Schreiber moved that those not voting be excused from voting. The motion prevailed.

There were 112 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 694 which was temporarily laid over earlier today was again reported to the House.

The Speaker called Halberg to the Chair.

McPherson moved to amend H. F. No. 694, the first engrossment, as follows:

Page 2, line 2, delete "\$1,676,000" and insert "\$1,723,000"

Page 2, after line 11, insert:

"(f) Eagle Point Lake Dam, Washington County 47,000"

Page 2, line 15, delete "\$1,181,850" and insert "\$1,134,850"

A roll call was requested and properly seconded.

The question was taken on the McPherson amendment and the roll was called.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 48 yeas and 63 nays as follows :

Those who voted in the affirmative were :

Anderson, R.	Frederick	Marsh	Redalen	Thorson
Backlund	Frerichs	McDonald	Richter	Tjornhom
Beard	Gutknecht	McPherson	Rose	Tompkins
Becklin	Halberg	Neuenschwander	Schafer	Valento
Bennett	Haukoos	Olsen, S.	Scheid	Waltman
Blatz	Heap	Onnen	Shaver	Wenzel
Boo	Jaros	Osthoff	Sparby	Zaffke
Carlson, J.	Kostohryz	Otis	Stanisus	Spk. Jennings, D.
Clausnitzer	Krueger	Ozment	Sviggum	
Fjoslien	Levi	Price	Thiede	

Those who voted in the negative were :

Anderson, G.	Dyke	Knuth	Pappas	Simoneau
Battaglia	Elioff	Lieder	Pauly	Skoglund
Begich	Erickson	Long	Peterson	Solberg
Boerboom	Forsythe	McLaughlin	Piper	Tomlinson
Brandl	Frederickson	Metzen	Quinn	Tunheim
Brinkman	Greenfield	Minne	Quist	Uphus
Brown	Gruenes	Murphy	Rest	Vanasek
Burger	Hartle	Nelson, D.	Rice	Vellenga
Carlson, D.	Jacobs	Nelson, K.	Riveness	Voss
Carlson, L.	Kahn	Norton	Rodosovich	Welle
Clark	Kelly	O'Connor	Sarna	Wynia
Cohen	Kiffmeyer	Ogren	Schoenfeld	
DenOuden	Knickerbocker	Omann	Segal	

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

Clausnitzer moved to amend H. F. No. 694, the first engrossment, as follows :

Page 2, after line 23, insert :

"Sec. 4. [HANOVER DAM REMOVAL.] *The sum of \$85,000 is appropriated from the state building fund to the commissioner of natural resources for the state's contribution toward the cost of removal of the Hanover dam on the Crow River, in Wright and Hennepin counties, the cost of repair of erosion damage to river banks, and the cost of restoring wetlands drained as a result of failure of the dam. The state's contribution is available only if the counties, cities, and other local governmental units in which the dam is located contribute an equal amount of money for these same purposes. The dam removal, bank repair, and wetland restoration work shall be done pursuant to joint power or similar agreement entered into by the local units of government and approved by the commissioner. The state and local units of government are authorized to seek recovery of their costs, including costs related to initial breaking of the dam, from any private person who has any ownership interest in the dam, damsite, or abutments."*

Renumber the sections in order

A roll call was requested and properly seconded.

POINT OF ORDER

Kostohryz raised a point of order pursuant to rule 5.10 that the Clausnitzer amendment was out of order. The Speaker pro tempore Halberg ruled the Kostohryz point of order not well taken and the Clausnitzer amendment in order.

The question recurred on the Clausnitzer amendment and the roll was called.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 64 yeas and 47 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Frederick	Lieder	Peterson	Stanius
Anderson, R.	Frerichs	Marsh	Piepho	Sviggum
Beard	Gutknecht	McDonald	Piper	Thorson
Becklin	Halberg	McEachern	Quinn	Tjornhom
Bennett	Haukoos	McKasy	Redalen	Tomlinson
Blatz	Heap	McLaughlin	Richter	Tompkins
Boo	Himle	McPherson	Rose	Uphus
Brown	Jaros	Metzen	Sarna	Valento
Carlson, J.	Jennings, L.	Neuenschwander	Schafer	Waltman
Clausnitzer	Kelly	Ogren	Scheid	Welle
Dempsey	Knuth	Onnen	Schoenfeld	Wenzel
Dimler	Krueger	Ozment	Shaver	Zaffke
Fjoslien	Levi	Pappas	Sherman	

Those who voted in the negative were:

Battaglia	DenOuden	Kiffmeyer	Omann	Skoglund
Begich	Dyke	Knickerbocker	Otis	Solberg
Boerboom	Elioff	Long	Pauly	Tunheim
Brandl	Forsythe	Miller	Price	Vanasek
Brinkman	Frederickson	Minne	Quist	Vellenga
Burger	Greenfield	Munger	Rest	Voss
Carlson, D.	Gruenes	Murphy	Rice	Wynia
Carlson, L.	Hartle	Nelson, K.	Riveness	
Clark	Jacobs	Norton	Rodosovich	
Cohen	Kahn	O'Connor	Simoneau	

The motion prevailed and the amendment was adopted.

POINT OF ORDER

Rice raised a point of order pursuant to rule 3.12 that the Clausnitzer amendment to H. F. No. 694 required a majority vote of the whole House to be adopted. The Speaker pro tempore

Halberg ruled the Rice point of order well taken and the Clausnitzer amendment to H. F. No. 694 was not adopted.

H. F. No. 694, A bill for an act relating to natural resources; grants and loans for certain dam reconstruction and repair projects; amending Laws 1979, chapter 300, section 4, subdivisions 2, as amended, 3, and 4.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 107 yeas and 8 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Dempsey	Krueger	Piepho	Sparby
Anderson, R.	Dyke	Levi	Piper	Stanius
Backlund	Elioff	Lieder	Poppenhagen	Sviggum
Battaglia	Fjoslien	Long	Price	Thiede
Beard	Forsythe	McEachern	Quinn	Thorson
Becklin	Frederick	McLaughlin	Quist	Tjornhom
Begich	Frederickson	Metzen	Redalen	Tomlinson
Bennett	Frerichs	Minne	Rest	Tompkins
Bishop	Greenfield	Munger	Rice	Tunheim
Blatz	Gruenes	Murphy	Richter	Uphus
Boerboom	Halberg	Nelson, D.	Riveness	Vaiento
Boo	Hartle	Nelson, K.	Rodosovich	Vanasek
Brandl	Heap	Norton	Rose	Vellenga
Brinkman	Himle	O'Connor	Sarna	Voss
Brown	Jacobs	Ogren	Schafer	Waltman
Burger	Jaros	Olsen, S.	Schoenfeld	Welle
Carlson, D.	Jennings, L.	Olson, E.	Schreiber	Wenzel
Carlson, J.	Kahn	Omann	Segal	Wynia
Carlson, L.	Kelly	Onnen	Shaver	Zaffke
Clark	Knickerbocker	Otis	Simoneau	
Clausnitzer	Knuth	Pauly	Skoglund	
Cohen	Kostohryz	Peterson	Solberg	

Those who voted in the negative were:

DenOuden	Marsh	McPherson	Pappas	Scheid
Gutknecht	McDonald	Miller		

The bill was passed and its title agreed to.

S. F. No. 448, A bill for an act relating to crimes; providing penalty for assault of firefighters or emergency medical services personnel; amending Minnesota Statutes 1984, section 609.2231.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 113 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Reports of Chief Clerk.

REPORTS OF CHIEF CLERK

S. F. No. 1225 and H. F. No. 1086, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Ogren moved that the rules be so far suspended that S. F. No. 1225 be substituted for H. F. No. 1086 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 45 and H. F. No. 442, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Jennings, L., moved that the rules be so far suspended that S. F. No. 45 be substituted for H. F. No. 442 and that the House File be indefinitely postponed. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 1225 and 45 were read for the second time.

SPECIAL ORDERS

S. F. No. 1077, A bill for an act relating to courts; providing for reimbursement of residents required to testify in another state in criminal cases; amending Minnesota Statutes 1984, section 634.06.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 105 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Dyke	Kostohryz	Osthoff	Shaver
Backlund	Elioff	Krueger	Otis	Simoneau
Battaglia	Fjoslien	Levi	Ozment	Skoglund
Beard	Forsythe	Lieder	Pappas	Sparby
Becklin	Frederick	Long	Peterson	Stanisus
Begich	Frerichs	Marsh	Piepho	Sviggum
Bennett	Greenfield	McEachern	Piper	Thiede
Blatz	Gruenes	McLaughlin	Price	Thorson
Boerboom	Gutknecht	McPherson	Quinn	Tjornhom
Boo	Halberg	Metzen	Redalen	Tomlinson
Brandl	Hartle	Munger	Rest	Tompkins
Brinkman	Haukoos	Murphy	Rice	Tunheim
Brown	Heap	Nelson, D.	Richter	Uphus
Burger	Himle	Nelson, K.	Rodosovich	Valento
Carlson, D.	Jacobs	Norton	Rose	Vellenga
Carlson, L.	Jaros	O'Connor	Sarna	Voss
Clark	Jennings, L.	Ogren	Schafer	Waltman
Clausnitzer	Kahn	Olsen, S.	Scheid	Welle
Cohen	Kelly	Olson, E.	Schoenfeld	Wenzel
Dempsey	Kiffmeyer	Omann	Schreiber	Zaffke
Dimler	Knuth	Onnen	Segal	Spk. Jennings, D.

The bill was passed and its title agreed to.

S. F. No. 781, 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 third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 115 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 661, A bill for an act relating to commerce; regulating membership camping; prescribing the powers and duties of the commissioner; proposing coding for new law as Minnesota Statutes, chapter 82A.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 114 yeas and 2 nays as follows:

Those who voted in the affirmative were:

Backlund	Elioff	Kostohryz	Omann	Shaver
Battaglia	Erickson	Krueger	Onnen	Simoneau
Beard	Fjoslien	Kvam	Osthoff	Skoglund
Becklin	Forsythe	Levi	Otis	Solberg
Begich	Frederick	Lieder	Ozment	Stanius
Bennett	Frederickson	Long	Pappas	Thiede
Blatz	Frerichs	Marsh	Pauly	Thorson
Boerboom	Greenfield	McEachern	Peterson	Tjornhom
Boo	Gruenes	McKasy	Piepho	Tomlinson
Brandl	Gutknecht	McLaughlin	Price	Tompkins
Brinkman	Halberg	McPherson	Quinn	Tunheim
Brown	Hartle	Metzen	Quist	Uphus
Burger	Haukoos	Minne	Redalen	Valento
Carlson, D.	Heap	Munger	Rest	Vanasek
Carlson, J.	Himle	Murphy	Rice	Vellenga
Carlson, L.	Jacobs	Nelson, D.	Riveness	Voss
Clark	Jaros	Nelson, K.	Rodosovich	Waltman
Clausnitzer	Jennings, L.	Neuenschwander	Rose	Welle
Cohen	Kahn	Norton	Sarna	Wenzel
Dempsey	Kelly	O'Connor	Schafer	Wynia
DenOuden	Kiffmeyer	Ogren	Scheid	Zaffke
Dimler	Knickerbocker	Olsen, S.	Schoenfeld	Spk. Jennings, D.
Dyke	Knuth	Olson, E.	Segal	

Those who voted in the negative were:

Sparby Sviggum

The bill was passed and its title agreed to.

S. F. No. 709, A bill for an act relating to courts; raising the jurisdictional limit on claims heard in conciliation court; amending Minnesota Statutes 1984, sections 487.30, subdivision 1; 488A.12, subdivision 3; 488A.14, subdivision 6; 488A.29, subdivision 3; and 488A.31, subdivision 6.

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

The question was taken on the passage of the bill and the roll was called.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 119 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Becklin	Boerboom	Brown	Carlson, L.
Backlund	Begich	Boo	Burger	Clark
Battaglia	Bennett	Brandl	Carlson, D.	Clausnitzer
Beard	Blatz	Brinkman	Carlson, J.	Cohen

Dempsey	Jaros	Minne	Piper	Stanius
DenOuden	Jennings, L.	Munger	Price	Sviggum
Dimler	Kahn	Murphy	Quinn	Thiede
Dyke	Kelly	Nelson, D.	Quist	Thorson
Elioff	Kiffmeyer	Nelson, K.	Redalen	Tjornhom
Erickson	Knickerbocker	Neuenschwander	Rest	Tomlinson
Fjoslien	Knuth	Norton	Rice	Tompkins
Forsythe	Kostohryz	O'Connor	Riveness	Tunheim
Frederick	Krueger	Ogren	Rodosovich	Uphus
Frederickson	Kvam	Olson, S.	Rose	Valento
Frerichs	Levi	Olson, E.	Sarna	Vanasek
Greenfield	Lieder	Omann	Schafer	Vellenga
Gruenes	Long	Onnen	Scheid	Voss
Gutknecht	Marsh	Osthoff	Schoenfeld	Waltman
Halberg	McDonald	Otis	Segal	Welle
Hartle	McEachern	Ozment	Shaver	Wenzel
Haukoos	McKasy	Pappas	Simoneau	Wynia
Heap	McLaughlin	Pauly	Skoglund	Zaffke
Himle	McPherson	Peterson	Solberg	Spk. Jennings, D.
Jacobs	Metzen	Piepho	Sparby	

The bill was passed and its title agreed to.

S. F. No. 862 was reported to the House.

Dempsey moved to amend S. F. No. 862, as follows:

Page 1, after line 9, insert:

"Section 1. Minnesota Statutes 1984, section 485.01, is amended to read:

485.01 [APPOINTMENT; BOND; DUTIES.]

A clerk of the district court for each county within the judicial district, *who shall be known as the court administrator*, shall be appointed by a majority of the district court judges in the district, after consultation with the county court judges of the county court district affected. The clerk, before entering upon the duties of his office, shall give bond to the state, to be approved by the chief judge of the judicial district, in a penal sum of not less than \$1,000 nor more than \$10,000 conditioned for the faithful discharge of his official duties. The bond, with his oath of office, shall be filed for record with the county recorder. The clerk shall perform all duties assigned him by law and by the rules of the court. He shall not practice as an attorney in the court of which he is the clerk.

The duties, functions, and responsibilities which have been heretofore and which may be hereafter required by statute or law to be performed by the clerk of district court shall be performed by the court administrator."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon insert "providing that clerks of district court shall be known as court administrators;"

Page 1, line 5, after "sections" insert "485.01;"

The motion prevailed and the amendment was adopted.

Voss moved to amend S. F. No. 862, as amended, as follows:

Page 1, after line 9, insert:

"Section 1. Minnesota Statutes 1984, section 487.191, is amended to read:

487.191 [MERGER WITH DISTRICT COURTS.]

Except in the third and seventh judicial districts, one year following certification to the secretary of state of intention to reorganize the trial courts by a majority of the (DISTRICT) judges (AND A MAJORITY OF THE COUNTY OR COUNTY MUNICIPAL JUDGES) of a judicial district, there shall be one general trial court of the judicial district to be known as the district court, which shall also be a probate court. In the third and seventh judicial districts, the judicial district reorganization shall become effective three months after certification to the secretary of state (OF INTENTION TO REORGANIZE THE TRIAL COURTS BY A MAJORITY OF THE DISTRICT JUDGES AND A MAJORITY OF THE COUNTY JUDGES OF THE THIRD AND SEVENTH JUDICIAL DISTRICTS).

Upon the effective date of a judicial district reorganization, the district court, except in the second and fourth districts, shall also exercise the powers, duties, and jurisdiction conferred upon courts by chapters 260, 484, 487, 491, 492, 493, and 525.

Upon the effective date of a judicial district reorganization of the second or fourth districts, the district court shall also exercise the powers conferred upon courts by chapters 488A, 492, and 493.

Notwithstanding any other law, the county or county municipal judges of the district in office on the effective date of a reorganization shall be district judges and shall continue in office for the balance of the term for which they were elected or appointed and shall be entitled to run for reelection district-wide as incumbent judges of the district court."

Renumber the remaining sections.

Amend the title as follows:

Page 1, line 2, after the semi-colon, insert "modifying merger requirements,"

Page 1, line 5, after "sections" insert "487.191,"

A roll call was requested and properly seconded.

POINT OF ORDER

Ogren raised a point of order pursuant to rule 3.9 that the Voss amendment was not in order. The Speaker pro tempore Halberg ruled the Ogren point of order not well taken and the Voss amendment in order.

The question recurred on the Voss amendment and the roll was called.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 104 yeas and 12 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Erickson	Lieder	Osthoff	Simoneau
Backlund	Forsythe	Long	Otis	Skoglund
Battaglia	Frederick	Marsh	Ozment	Sparby
Becklin	Frederickson	McDonald	Pappas	Stanis
Begich	Greenfield	McEachern	Pauly	Swiggum
Bennett	Gruenes	McKasy	Peterson	Thorson
Bishop	Gutknecht	McLaughlin	Piper	Tjornhom
Boerboom	Hartle	McPherson	Price	Tomlinson
Boo	Haukoos	Metzen	Quinn	Tompkins
Brandl	Heap	Minne	Rest	Tunheim
Brinkman	Himle	Munger	Richter	Uphus
Brown	Jacobs	Murphy	Riveness	Valento
Carlson, D.	Jaros	Nelson, D.	Rodosovich	Vanasek
Carlson, L.	Kahn	Nelson, K.	Rose	Vellenga
Clark	Kelly	Neuenschwander	Sarna	Voss
Clausnitzer	Kiffmeyer	Norton	Schafer	Waltman
Dempsey	Knickerbocker	O'Connor	Scheid	Welle
DenOuden	Knuth	Olsen, S.	Schoenfeld	Wenzel
Dimler	Kostohryz	Olson, E.	Schreiber	Wynia
Dyke	Krueger	Omann	Segal	Zaffke
Elioff	Levi	Onnen	Shaver	

Those who voted in the negative were:

Beard	Fjoslien	Kvam	Redalen	Solberg
Carlson, J.	Frerichs	Ogren	Rice	Thiede
Cohen	Halberg			

The motion prevailed and the amendment was adopted.

S. F. No. 862, A bill for an act relating to courts; providing conciliation court with jurisdiction to determine actions

brought by educational institutions to recover student loans; amending Minnesota Statutes 1984, sections 487.30, by adding a subdivision; 488A.12, subdivision 3; and 488A.29, subdivision 3.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 117 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Cohen Halberg

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

S. F. No. 352, A bill for an act relating to taxation; providing for an annual compressed natural gas user permit; establishing compressed natural gas user permit fees in lieu of gas taxes; requiring a report to the legislature; providing a penalty; amending Minnesota Statutes 1984, sections 296.01, by adding a subdivision; 296.02, subdivision 1a; and 296.025, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapter 296.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 117 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1070, A bill for an act relating to corrections; authorizing the commissioner of corrections to do background studies on personnel employed by certain licensed facilities; requiring the commissioner of corrections to establish a program to prevent sexual exploitation by psychotherapists; extending the sexual exploitation task force; creating an advisory task force to study the regulation of psychotherapists; amending Minnesota Statutes 1984, section 241.021, by adding a subdivision; Laws 1984, chapter 631, section 1, subdivisions 1 and 4; proposing coding for new law in Minnesota Statutes, chapter 241.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1227, A bill for an act relating to crimes; prohibiting sexual contact or penetration based on deception; providing that a psychotherapist who engages in sexual contact or penetration with a patient is guilty of criminal sexual conduct; limiting admissibility of a patient's personal or medical history; amending Minnesota Statutes 1984, sections 609.341, by adding subdivisions; 609.344; 609.345; and 609.347, by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called.

Schreiber moved that those not voting be excused from voting. The motion prevailed.

There were 116 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Anderson, G.	Becklin	Blatz	Brown	Carlson, L.
Backlund	Begich	Boerboom	Burger	Clark
Battaglia	Bennett	Brandl	Carlson, D.	Clausnitzer
Beard	Bishop	Brinkman	Carlson, J.	Cohen

Dempsey	Jaros	Nelson, D.	Rest	Thorson
Dimler	Jennings, L.	Nelson, K.	Rice	Tjornhom
Dyke	Kahn	Neuenschwander	Richter	Tomlinson
Elioff	Kelly	Norton	Riveness	Tompkins
Erickson	Kiffmeyer	O'Connor	Rodosovich	Tunheim
Fjoslien	Knickerbocker	Ogren	Rose	Uphus
Forsythe	Knuth	Olson, S.	Sarna	Valento
Frederick	Kostohryz	Olson, E.	Schafer	Vanasek
Frederickson	Krueger	Omann	Scheid	Vellenga
Frerichs	Levi	Onnen	Schoenfeld	Voss
Greenfield	Lieder	Osthoff	Schreiber	Waltman
Gruenes	Long	Otis	Segal	Welle
Gutknecht	Marsh	Ozment	Shaver	Wenzel
Halberg	McDonald	Pappas	Simoneau	Wynia
Hartinger	McLaughlin	Pauly	Skoglund	Zaffke
Hartle	McPherson	Peterson	Solberg	Spk. Jennings, D.
Haukoos	Metzen	Piper	Sparby	
Heap	Minne	Price	Stanius	
Himle	Munger	Quinn	Sviggum	
Jacobs	Murphy	Quist	Thiede	

Those who voted in the negative were:

McEachern

The bill was passed and its title agreed to.

H. F. No. 1233, A bill for an act relating to liquor; extending a moratorium on certain town off-sale licenses; authorizing the town of Cannon Falls to issue an off-sale license; authorizing the town of Shingobee to renew certain intoxicating liquor off-sale licenses; amending Laws 1984, chapter 626, section 6.

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

The question was taken on the passage of the bill and the roll was called.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 113 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Carlson, L.	Greenfield	Knuth	Murphy
Backlund	Clark	Gruenes	Kostohryz	Nelson, D.
Battaglia	Clausnitzer	Gutknecht	Krueger	Nelson, K.
Beard	Cohen	Halberg	Levi	Neuenschwander
Becklin	Dempsey	Hartinger	Lieder	Norton
Begich	DenOuden	Hartle	Long	O'Connor
Bennett	Dimler	Heap	Marsh	Ogren
Bishop	Dyke	Himle	McDonald	Olsen, S.
Blatz	Elioff	Jacobs	McEachern	Olson, E.
Boo	Erickson	Jaros	McLaughlin	Omann
Brandl	Fjoslien	Jennings, L.	McPherson	Onnen
Brinkman	Forsythe	Kahn	Metzen	Otis
Brown	Frederick	Kelly	Miller	Ozment
Burger	Frederickson	Kiffmeyer	Minne	Pappas
Carlson, J.	Frerichs	Knickerbocker	Munger	Pauly

Peterson	Rodosovich	Shaver	Tjornhom	Waltman
Piper	Rose	Simoneau	Tomlinson	Welle
Price	Sarna	Solberg	Tompkins	Wenzel
Quinn	Schafer	Sparby	Tunheim	Wynia
Quist	Scheid	Stanis	Valento	Zaffke
Rest	Schoenfeld	Sviggum	Vanasek	Spk. Jennings, D.
Richter	Schreiber	Thiede	Vellenga	
Riveness	Segal	Thorson	Voss	

Those who voted in the negative were:

Osthoff	Rice	Uphus
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The bill was passed and its title agreed to.

S. F. No. 1049, A bill for an act relating to human services; refining the vulnerable adults reporting act; clarifying definitions; requiring reporting of financial exploitation; providing for local welfare agency actions to protect vulnerable adults; amending Minnesota Statutes 1984, section 626.557, subdivisions 2, 3a, 5, 9, and 10, and by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called.

Schreiber moved that those not voting be excused from voting. The motion prevailed.

There were 112 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 364 was reported to the House.

Blatz moved to amend S. F. No. 364, as follows:

Page 2, after line 34, insert:

"Sec. 2. Minnesota Statutes 1984, section 145.63, is amended to read:

145.63 [LIMITATION ON LIABILITY FOR MEMBERS OF REVIEW ORGANIZATIONS.]

No person who is a member or employee of, who acts in an advisory capacity to or who furnishes counsel or services to, a review organization shall be liable for damages or other relief in any action brought by a person or persons whose activities have been or are being scrutinized or reviewed by a review organization, by reason of the performance by him of any duty, function or activity of such review organization, unless the performance of such duty, function or activity was motivated by malice toward the person affected thereby. No person shall be liable for damages or other relief in any action by reason of the performance of him of any duty, function, or activity as a member of a review committee or by reason of any recommendation or action of the review committee when the person acts in the reasonable belief that his action or recommendation is warranted by facts known to him or the review organization after reasonable efforts to ascertain the facts upon which the review organization's action or recommendation is made, *except that any corporation designated as a review organization under the Code of Federal Regulations, title 42, section 466 (1983) shall be subject to actions for damages or other relief by reason of any failure of a person, whose care or treatment is required to be scrutinized or reviewed by the review organization, to receive medical care or treatment as a result of a determination by the review organization that medical care was unnecessary or inappropriate.*"

Amend the title as follows:

Page 1, line 3, after the semicolon insert "providing an exception to liability;"

Page 1, line 4, delete "section" and insert "sections" and after "5" insert "; and 145.63"

The motion prevailed and the amendment was adopted.

S. F. No. 364, 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 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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 116 yeas and 0 nays as follows :

Those who voted in the affirmative were :

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

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

S. F. No. 609 was reported to the House.

There being no objection S. F. No. 609 was temporarily laid over on Special Orders.

S. F. No. 542, A bill for an act relating to local improvements; providing for advertisement for bids in certain publications; amending Minnesota Statutes 1984, section 429.041, subdivision 1.

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

The question was taken on the passage of the bill and the roll was called.

Levi moved that those not voting be excused from voting.
The motion prevailed.

There were 111 yeas and 0 nays as follows :

Those who voted in the affirmative were :

Anderson, G.	Fjoslien	Long	Pauly	Sparby
Backlund	Forsythe	Marsh	Peterson	Stanius
Battaglia	Frederick	McDonald	Piper	Svigum
Beard	Frederickson	McEachern	Price	Thiede
Becklin	Greenfield	McLaughlin	Quinn	Thorson
Begich	Gruenes	McPherson	Quist	Tjornhom
Bennett	Gutknecht	Metzen	Redalen	Tomlinson
Blatz	Halberg	Minne	Rest	Tunheim
Boerboom	Hartinger	Munger	Rice	Uphus
Boo	Hartle	Murphy	Richter	Valento
Brandl	Haukoos	Nelson, D.	Riveness	Vanasek
Brinkman	Heap	Nelson, K.	Rodosovich	Vellenga
Brown	Himle	Neuenschwander	Rose	Voss
Burger	Jacobs	Norton	Sarna	Waltman
Carlson, D.	Jaros	O'Connor	Schafer	Welle
Carlson, L.	Kahn	Ogren	Scheid	Wenzel
Clark	Kelly	Olsen, S.	Schoenfeld	Wynia
Cohen	Kiffmeyer	Olson, E.	Schreiber	Zaffke
Dempsey	Knickerbocker	Omann	Segal	Spk. Jennings, D.
Dimler	Kostohryz	Onnen	Shaver	
Dyke	Krueger	Otis	Sherman	
Elioff	Levi	Ozment	Simoneau	
Erickson	Lieder	Pappas	Skoglund	

The bill was passed and its title agreed to.

H. F. No. 725 was reported to the House.

There being no objection, H. F. No. 725 was continued on
Special Orders for one day.

The Speaker resumed the Chair.

S. F. No. 33, A bill for an act relating to crimes; providing for penalties upon conviction of certain hit and run violations; enhancing penalties upon conviction of certain hit and run violations; amending Minnesota Statutes 1984, section 169.09, subdivision 14.

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.

Levi moved that those not voting be excused from voting.
The motion prevailed.

There were 112 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Erickson	Lieder	Ozment	Skoglund
Backlund	Fjoslien	Long	Pappas	Solberg
Battaglia	Forsythe	Marsh	Pauly	Sparby
Beard	Frederick	McDonald	Peterson	Stanius
Becklin	Frederickson	McEachern	Piper	Sviggunn
Begich	Greenfield	McLaughlin	Price	Thiede
Bennett	Gruenes	McPherson	Quinn	Thorson
Blatz	Gutknecht	Metzen	Quist	Tjornhom
Boerboom	Halberg	Minne	Redalen	Tompkins
Brandl	Hartinger	Munger	Rest	Tunheim
Brinkman	Hartle	Murphy	Rice	Uphus
Brown	Haukoos	Nelson, D.	Richter	Valento
Burger	Heap	Nelson, K.	Riveness	Vanasek
Carlson, D.	Jacobs	Neuenschwander	Rodosovich	Voss
Carlson, L.	Jaros	Norton	Rose	Waltman
Clark	Kahn	O'Connor	Sarna	Welle
Clausnitzer	Kelly	Ogren	Schafer	Wenzel
Cohen	Kiffmeyer	Olsen, S.	Scheid	Wynia
Dempsey	Knickerbocker	Olson, E.	Schoenfeld	Zaffke
DenOuden	Knuth	Omann	Schreiber	Spk. Jennings, D.
Dimler	Kostohryz	Onnen	Segal	
Dyke	Krueger	Osthoff	Shaver	
Elioff	Levi	Otis	Simoneau	

The bill was passed and its title agreed to.

S. F. No. 609 which was temporarily laid over earlier to-day was again reported to the House.

Clark moved to amend S. F. No. 609, as follows:

Page 2, line 1, delete "*seven*" and insert "*fifteen*"

Page 2, line 8, delete "*seven*" and insert "*fifteen*"

Page 2, line 10, delete "*seven*" and insert "*fifteen*"

The motion prevailed and the amendment was adopted.

S. F. No. 609, A bill for an act relating to human rights; prohibiting the waiver of legal rights or remedies in certain human rights cases; establishing standards for waiver rescission; amending Minnesota Statutes 1984, section 363.031.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 95 yeas and 12 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Elioff	Kostohryz	Otis	Solberg
Backlund	Erickson	Krueger	Ozment	Sparby
Battaglia	Fjoslien	Kvam	Pauly	Stanius
Beard	Forsythe	Levi	Peterson	Sviggun
Becklin	Frederick	Lieder	Piper	Thiede
Begich	Frederickson	McDonald	Price	Tjornhom
Bennett	Gruenes	McKasy	Quinn	Tomlinson
Blatz	Halberg	McPherson	Quist	Tompkins
Boerboom	Hartinger	Metzen	Redalen	Tunheim
Boo	Hartle	Munger	Rodosovich	Uphus
Brandl	Heap	Murphy	Rose	Valento
Brinkman	Himle	Nelson, K.	Sarna	Vanasek
Brown	Jacobs	Neuenschwander	Schafer	Vellenga
Burger	Jaros	O'Connor	Scheid	Voss
Carlson, D.	Jennings, L.	Ogren	Schoenfeld	Waltman
Clausnitzer	Kelly	Olsen, S.	Schreiber	Welle
Cohen	Kiffmeyer	Omann	Shaver	Wenzel
Dimler	Knickerbocker	Onnen	Simoneau	Zaffke
Dyke	Knuth	Osthoff	Skoglund	Spk. Jennings, D.

Those who voted in the negative were:

Carlson, L.	Kahn	Minne	Rest	Riveness
Clark	Long	Pappas	Rice	Wynia
Greenfield	McLaughlin			

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

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

S. F. No. 219, A bill for an act relating to transportation; restricting mowing of highway rights-of-way outside of cities; amending Minnesota Statutes 1984, section 160.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 160.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 112 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Elioff	Lieder	Pappas	Sparby
Backlund	Erickson	Long	Pauly	Stanisus
Battaglia	Fjoslien	Marsh	Peterson	Sviggunn
Beard	Frederick	McDonald	Piper	Thiede
Becklin	Frederickson	McEachern	Price	Thorson
Begich	Greenfield	McLaughlin	Quinn	Tjornhom
Bennett	Gruenes	McPherson	Quist	Tomlinson
Blatz	Gutknecht	Minne	Redalen	Tompkins
Boerboom	Hartinger	Munger	Rest	Tunheim
Boo	Hartle	Murphy	Rice	Uphus
Brandl	Haukoos	Nelson, D.	Richter	Valento
Brinkman	Heap	Nelson, K.	Riveness	Vanasek
Brown	Jaros	Neuenschwander	Rodosovich	Vellenga
Burger	Jennings, L.	Norton	Rose	Voss
Carlson, D.	Kahn	O'Connor	Sarna	Waltman
Carlson, L.	Kelly	Ogren	Schafer	Welle
Clark	Kiffmeyer	Olsen, S.	Scheid	Wenzel
Clausnitzer	Knickerbocker	Olson, E.	Schoenfeld	Wynia
Cohen	Knuth	Omann	Segal	Zaffke
Dempsey	Kostohryz	Onnen	Shaver	Spk. Jennings, D.
DenOuden	Krueger	Osthoff	Simoneau	
Diniler	Kvam	Otis	Skoglund	
Dyke	Levi	Ozment	Solberg	

The bill was passed and its title agreed to.

S. F. No. 1249 was reported to the House.

Kostohryz and Redalen moved to amend S. F. No. 1249, as follows:

Page 6, line 31, delete "90" and insert "30"

Page 6, line 34, after the period insert "*The commission may summarily suspend a license for more than 30 days prior to a contested case hearing where it is necessary to insure the integrity of racing. A contested case hearing must be held within 20 days of the summary suspension and the administrative law judge's report must be issued within 20 days from the close of the hearing record. In all cases involving summary suspension the commission must issue its final decision within 30 days from receipt of the report of the administrative law judge and subsequent exceptions and argument under section 14.61.*"

Page 10, line 18, delete the new language and reinstate the old language

The motion prevailed and the amendment was adopted.

Kostohryz moved to amend S. F. No. 1249, as amended, as follows:

Page 8, after line 32, insert:

"Sec. 15. Minnesota Statutes 1984, section 240.15, is amended by adding a subdivision to read:

Subdivision 1a. [ALTERNATIVE 1986 TAXES.] (a) In 1986 only, and only if there are separate racing days in that year for thoroughbreds, quarterhorses, and harness racing horses, the taxes in paragraphs (b) and (c) are imposed in place of the taxes imposed by subdivision 1, clause (a).

(b) There is imposed on the total amount bet on all pari-mutuel pools on each racing day for a specific breed of horse in a calendar year at the same licensed track a tax at the following rates:

(1) For each racing day in a calendar year on which the total amount bet on a specific breed of horse, together with the total amount bet at the same licensed racetrack in all previous racing days in the same calendar year does not exceed \$48,000,000 for that breed of horse, 1-3/4 percent of the total amount bet in all pari-mutuel pools on that breed of horse.

(2) For each racing day in a calendar year after the racing day on which the total amount bet in all pari-mutuel pools on a specific breed of horse at the same licensed racetrack in the same calendar year exceeds \$48,000,000 for that breed of horse, six percent of the total amount bet in all pari-mutuel pools on that breed of horse.

(c) In addition to the tax in paragraph (b), the licensee must designate and pay to the commission a tax for deposit in the Minnesota breeders fund at the following rates:

(1) For racing days on which the state tax under paragraph (b) is 1-3/4 percent, one-half percent of the total amount bet in all pari-mutuel pools.

(2) For racing days on which the state tax under paragraph (b) is six percent, one percent of the total amount bet in all pari-mutuel pools.

(d) The taxes imposed by paragraphs (b) and (c) must be paid from the amounts permitted to be withheld by a licensee under section 240.13, subdivision 4."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, before "amending" insert "providing alternative taxes in 1986 only;"

Page 1, line 12, after "6" insert " , and by adding a subdivision"

The motion prevailed and the amendment was adopted.

S. F. No. 1249, A bill for an act relating to horse racing; making certain technical and clarifying amendments; providing for certain name changes; modifying certain license revocation and suspension procedures; modifying the amounts deducted by the licensee for purses; appropriating money; amending Minnesota Statutes 1984, sections 240.01, subdivision 10; 240.02, subdivision 5; 240.03; 240.04; 240.05, subdivision 2; 240.06, subdivision 2; 240.08, subdivisions 1 and 5; 240.09, subdivisions 2, 3, and 6; 240.13, subdivisions 5 and 6; 240.14, subdivision 1; 240.15, subdivisions 5 and 6; 240.16, subdivisions 1 and 6; 240.18; 240.22; 240.24; 240.25, subdivisions 1 and 4; 240.29; 541.20; and 541.21; repealing Minnesota Statutes 1984, section 624.02.

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

The question was taken on the passage of the bill and the roll was called.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 103 yeas and 0 nays as follows :

Those who voted in the affirmative were :

Backlund	Erickson	Levi	Otis	Solberg
Battaglia	Fjoslien	Lieder	Ozment	Stanis
Beard	Forsythe	Long	Pappas	Svigum
Becklin	Frederick	Marsh	Pauly	Thorson
Begich	Frederickson	McDonald	Peterson	Tjornhom
Bennett	Greenfield	McEachern	Piper	Tomlinson
Blatz	Gruenes	McPherson	Price	Tompkins
Boerboom	Gutknecht	Minne	Quinn	Tunheim
Boo	Hartinger	Munger	Quist	Uphus
Brandl	Hartle	Murphy	Redalen	Valento
Brinkman	Haukoos	Nelson, D.	Rest	Vanasek
Brown	Heap	Nelson, K.	Rice	Vellenga
Burger	Jacobs	Neuenschwander	Richter	Voss
Carlson, D.	Jaros	Norton	Rodosovich	Waltman
Carlson, L.	Kahn	O'Connor	Sarna	Welle
Clark	Kelly	Ogren	Schafer	Wenzel
Clausnitzer	Kiffmeyer	Olsen, S.	Scheid	Wynia
Cohen	Knickerbocker	Olson, E.	Schoenfeld	Zaffke
DenOuden	Knuth	Omman	Segal	Spk. Jennings, D.
Dyke	Kostohryz	Onnen	Shaver	
Elioff	Krueger	Osthoff	Simoneau	

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

H. F. No. 384 was reported to the House.

Voss moved to amend H. F. No. 384, the first engrossment, as follows:

Page 5, after line 16, insert:

"Sec. 8. [BLAINE HOUSING AND REDEVELOPMENT AUTHORITY.]

Notwithstanding the limitations on the number of housing and redevelopment commissioners provided by Minnesota Statutes, section 462.425, subdivisions 5 and 6, all the members of the governing body of the city of Blaine may serve as commissioners of the Blaine housing and redevelopment authority at the same time.

Sec. 9. [LOCAL APPROVAL; EFFECTIVE DATE.]

Section 8 is effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the governing body of the city of Blaine."

Amend the title as follows:

Page 1, line 2, delete "city" and insert "cities" and after "Minneapolis" insert "and Blaine"

Page 1, line 3, after "city" insert "of Minneapolis"

Page 1, line 4, after "authority" insert "; authorizing Blaine city council members to serve as a housing and redevelopment authority"

The motion prevailed and the amendment was adopted.

Rice moved to amend H. F. No. 384, the first engrossment, as amended, as follows:

Page 4, line 19, after "enlarged" insert ", to an area not to exceed one square mile,"

The motion prevailed and the amendment was adopted.

H. F. No. 384, A bill for an act relating to the cities of Minneapolis and Blaine; permitting the establishment of special service districts in the city of Minneapolis and providing taxing and other authority; authorizing Blaine city council members to serve as a housing and redevelopment authority.

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.

Levi moved that those not voting be excused from voting. The motion prevailed.

There were 108 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Anderson, G.	Fjoslien	Levi	Otis	Skoglund
Backlund	Forsythe	Lieder	Ozment	Sparby
Battaglia	Frederick	Long	Pappas	Stanius
Beard	Frederickson	Marsh	Pauly	Sviggum
Becklin	Greenfield	McDonald	Peterson	Thiede
Begich	Gruenes	McEachern	Piper	Tjornhom
Bennett	Gutknecht	McKasy	Price	Tomlinson
Blatz	Hartinger	McLaughlin	Quinn	Tompkins
Boo	Hartle	McPherson	Quist	Tunheim
Brandl	Haukoos	Minne	Redalen	Uphus
Brinkman	Heap	Munger	Rest	Valento
Brown	Jacobs	Murphy	Rice	Vanasek
Burger	Jaros	Nelson, D.	Richter	Vellenga
Carlson, D.	Jennings, L.	Nelson, K.	Riveness	Voss
Carlson, L.	Kahn	Neuenschwander	Rodosovich	Waltman
Clausnitzer	Kelly	Norton	Rose	Welle
Cohen	Kiffmeyer	O'Connor	Sarna	Wenzel
Dempsey	Knickerbocker	Ogren	Schafer	Wynia
DenOuden	Knuth	Olsen, S.	Schoenfeld	Zaffke
Dyke	Kostohryz	Olsen, E.	Segal	Spk. Jennings, D.
Elioff	Krueger	Omann	Shaver	
Erickson	Kvam	Onnen	Simoneau	

Those who voted in the negative were:

Osthoff

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

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 282:

Nelson, K.; Boo and Rodosovich.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 847:

Gutknecht, Sviggum and Heap.

GENERAL ORDERS

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

MOTIONS AND RESOLUTIONS

Clausnitzer moved that the name of Brandl be added as an author on H. F. No. 912. The motion prevailed.

Kiffmeyer moved that the names of Tjornhorn and Hartinger be added as authors on H. F. No. 1191. The motion prevailed.

Shaver moved that the names of Clausnitzer and Jacobs be added as authors on H. F. No. 1669. The motion prevailed.

Erickson moved that House Resolution No. 32 be recalled from the Committee on Education and be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.

House Resolution No. 27 was reported to the House.

HOUSE RESOLUTION NO. 27

A house resolution commending Mr. Harold Johnson for his outstanding record of public service.

Whereas, Mr. Harold Johnson has served on the Stewartville city council for three years and has served as mayor of Stewartville for 12 years; and

Whereas, Harold Johnson has served on the Stewartville Nursing Home Board; and

Whereas, Harold Johnson has served as treasurer of the Stewartville Meals on Wheels; and

Whereas, Harold Johnson is the treasurer and past president of the Lions Club; and

Whereas, Harold Johnson has served on the Stewartville Library Board; and

Whereas, Harold Johnson has been a member of the Lake Florence Restoration Committee; and

Whereas, Harold Johnson has been an ex officio member of a number of city boards and commissions; and

Whereas, Harold Johnson has served on the Region 10 board of directors; and

Whereas, Harold Johnson has served on the Advisory Council on Aging; and

Whereas, Harold Johnson has served on the Advisory Council on Water Quality; and

Whereas, Harold Johnson has served and was president of the Rochester-Olmsted County Council of Government; and

Whereas, Harold Johnson has also served Olmsted County as a member of the planning and administrative council, as a member of the county health department advisory council, and through the Olmsted County emergency services; and

Whereas, Harold Johnson has worked with the Channel 1 health information program and the Channel 1 food distribution center in Stewartville; and

Whereas, Harold Johnson has been a director on the southeastern region of the League of Minnesota Cities; and

Whereas, Harold Johnson was named outstanding senior citizen of Olmsted County in 1982; *Now, Therefore*,

Be It Resolved by the House of Representatives of the State of Minnesota that Harold Johnson be commended for his outstanding record of public service.

Be It Further Resolved that the Chief Clerk of the House of Representatives shall transmit an enrolled copy of this resolution to Harold Johnson.

Frerichs moved that House Resolution No. 27 be now adopted. The motion prevailed and House Resolution No. 27 was adopted.

House Resolution No. 28 was reported to the House.

HOUSE RESOLUTION NO. 28

A house resolution congratulating the seven Minnesota secondary schools recognized by the United States Department of Education for educational excellence.

Whereas, since the quality of our future depends on the quality of the education of our youth today; and

Whereas, Minnesota has long been recognized for the importance it places on quality education; and

Whereas, the United States Department of Education annually selects those secondary schools providing educational excellence; and

Whereas, selection is based on student performance on standard achievement and minimum competency tests, on the low level of dropouts, on the high level of daily attendance, on overcoming obstacles, on improving education, and on maintenance of high academic standards; and

Whereas, of the thousands of secondary schools nationwide, only 202 schools were chosen as meeting the criteria for educational excellence and seven of those were from Minnesota; and

Whereas, the Minnesota schools selected were: Edina High, Edina; Groves Learning Center, St. Louis Park; Hopkins North High, Minnetonka; West Junior High, Minnetonka; Oak-Land Junior High, Lake Elmo; Richfield Senior High, Richfield; Stillwater Junior High, Stillwater; *Now, Therefore,*

Be It Resolved that the House of Representatives of the State of Minnesota that it congratulates the secondary schools selected not only for being selected but also for the educational excellence indicated by the selection.

Be It Further Resolved that it directs the Chief Clerk to prepare enrolled copies of this resolution, to be authenticated by his signature and that of the Speaker, and forward them to the principal of each of the schools.

Price moved that House Resolution No. 28 be now adopted. The motion prevailed and House Resolution No. 28 was adopted.

ADJOURNMENT

Levi moved that when the House adjourns today it adjourn until 12:00 noon, Wednesday, May 15, 1985. The motion prevailed.

Levi moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:00 noon, Wednesday, May 15, 1985.

EDWARD A. BURDICK, Chief Clerk, House of Representatives