

STATE OF MINNESOTA

SPECIAL SESSION - 1986

FIRST DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, APRIL 2, 1986

In obedience to the Proclamation of the Honorable Rudy Perpich, Governor of the State of Minnesota, summoning the two Houses of the Legislature to meet in Special Session, the members of the House of Representatives assembled in the chamber of the House of Representatives at the Capitol in Saint Paul on Wednesday, the second day of April, 1986, at 12:00 noon.

PROCLAMATION FOR SPECIAL SESSION 1986

Whereas, The Minnesota Legislature adjourned without completing action on certain bills relating to budget, revenues, farm security loan guarantees and other matters affecting the health, safety and welfare of Minnesota citizens; and

Whereas, The people of Minnesota are best served by an orderly conclusion of legislative business, with a limited agenda and prior agreement on laws to be enacted; and

Whereas, Article IV, Section 12 of the Constitution of the State of Minnesota provides that a special session of the Legislature may be called on extraordinary occasions; and

Whereas, Elected leaders of the Legislature have agreed on an agenda and procedures to complete a special session in the shortest time possible;

Now, Therefore, I, Rudy Perpich, Governor of the State of Minnesota, do hereby summon you, members of the Legislature, to convene in Special Session on Wednesday, April 2, 1986, at 12 o'clock noon on that day, in the Capitol in Saint Paul, Minnesota.

In Witness Whereof, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol this first day of April in the year of our Lord one

thousand nine hundred and eighty-six, and of the State the one hundred-twenty-seventh.

JOAN ANDERSON GROWE
Secretary of State

RUDY PERPICH
Governor

At the hour of 12:00 noon and pursuant to the Proclamation of the Governor and pursuant to Minnesota Statutes 1984, Section 3.073, the Honorable David M. Jennings, Speaker of the House, called the House of Representatives to order.

Prayer was offered by Reverend Howard C. Gravrock, House Chaplain.

The Chief Clerk called the roll by legislative districts in numerical order and the following members answered to their names:

District 1A	Jim Tunheim
District 1B	Wallace (Wally) Sparby
District 2A	Bernie Lieder
District 2B	Edgar Olson
District 3A	Bob Neuenschwander
District 3B	Loren A. Solberg
District 4A	Ted Thorson
District 4B	Maurice Zaffke
District 5A	Dominic J. Elioff
District 5B	Lona Minne
District 6A	David P. Battaglia
District 6B	Joseph R. Begich
District 7A	Willard Munger
District 7B	Mike Jaros
District 8A	Mary Murphy
District 8B	Ben Boo
District 9A	Joel Carlson
District 9B	Merlyn Valan
District 10A	Dennis Poppenhagen
District 10B	Bob Anderson
District 11A	Chuck Brown
District 11B	Dave Fjoslien
District 12A	Don Richter
District 12B	Richard "Rick" Krueger
District 13A	Paul M. (T D) Thiede
District 13B	Stephen G. Wenzel
District 14A	Paul Anders Ogren
District 14B	Doug Carlson
District 15A	Sylvester Uphus
District 15B	Alan W. Welle
District 16A	Ben Omann
District 16B	B. J. Brinkman
District 17A	Marcus Marsh
District 17B	Dave Gruenes
District 18A	Jerome "J P" Peterson

District 18B	Ralph R. Kiffmeyer
District 19A	Lynn H. Becklin
District 19B	Loren G. Jennings
District 20A	Glen H. Anderson
District 20B	Howard Miller
District 21A	Adolph Kvam
District 21B	Gaylin DenOuden
District 22A	Bob McEachern
District 22B	Tony Onnen
District 23A	Terry Dempsey
District 23B	Allen Quist
District 24A	Mark Piepho
District 24B	Marcel "Sal" Frederick
District 25A	Robert E. Vanasek
District 25B	Peter Rodosovich
District 26A	Steven Sviggum
District 26B	Bob Waltman
District 27A	Jim Boerboom
District 27B	Wendell O. Erickson
District 28A	Carol Dyke
District 28B	Dennis C. Frederickson
District 29A	David M. Jennings
District 29B	Henry Kalis
District 30A	Dean Hartle
District 30B	Jerry Schoenfeld
District 31A	Bob Haukoos
District 31B	Pat Piper
District 32A	Donald L. Frerichs
District 32B	Elton R. Redalen
District 33A	Gil Gutknecht
District 33B	Dave Bishop
District 34A	Virgil J. Johnson
District 34B	Tim Sherman
District 35A	Gary Schafer
District 35B	K. J. McDonald
District 36A	Chuck Dimler
District 36B	Tom Rees
District 37A	Eileen Tompkins
District 37B	Dennis Ozment
District 38A	Charles C. Halberg
District 38B	Art Seaberg
District 39A	Bert J. McKasy
District 39B	James P. Metzen
District 40A	Chris Tjornhom
District 40B	Phillip J. "Phil" Riveness
District 41A	John Himle
District 41B	Kathleen Blatz
District 42A	Sidney Pauly
District 42B	Mary Forsythe
District 43A	John Burger
District 43B	Jerry Knickerbocker
District 44A	Sally Olsen
District 44B	Gloria Segal
District 45A	Craig Shaver

District 45B	Jim Heap
District 46A	Ann H. Rest
District 46B	Lyndon R. Carlson
District 47A	Linda Scheid
District 47B	Robert L. "Bob" Ellingson
District 48A	Dale A. Clausnitzer
District 48B	Bill Schreiber
District 49A	Darby Nelson
District 49B	Joel Jacobs
District 50A	John M. Hartinger
District 50B	Joe Quinn
District 51A	Gordon Backlund
District 51B	
District 52A	Gordon O. Voss
District 52B	Dan Knuth
District 53A	Tony Bennett
District 53B	Brad Stanius
District 54A	Don Valento
District 54B	Dick Kostohryz
District 55A	Connie Levi
District 55B	Harriet McPherson
District 56A	Len Price
District 56B	Pat Beard
District 57A	James I. Rice
District 57B	Randy W. Staten
District 58A	John J. Sarna
District 58B	Phyllis Kahn
District 59A	Dee Long
District 59B	Todd Otis
District 60A	Karen Clark
District 60B	Peter McLaughlin
District 61A	Lee Greenfield
District 61B	Wesley J. "Wes" Skoglund
District 62A	Ken Nelson
District 62B	John E. Brandl
District 63A	John Rose
District 63B	Ann Wynia
District 64A	Kathleen Vellenga
District 64B	Dick Cohen
District 65A	Fred C. Norton
District 65B	Sandy Pappas
District 66A	Tom Osthoff
District 66B	Richard M. O'Connor
District 67A	Randy C. Kelly
District 67B	John Tomlinson

133 members answered to the call by legislative district.

Simoneau was excused.

The roll was called in alphabetical order and the following members were present:

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

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

The Speaker declared a quorum was present and pursuant to Minnesota Statutes 1984, Section 3.073, the Speaker declared the House of Representatives organized for the 1986 Special Session.

Levi moved that the Chief Clerk be and is hereby instructed to inform the Senate and the Governor by message that the House of Representatives is now duly organized pursuant to law for this Special Session. The motion prevailed.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Schreiber and Forsythe introduced:

H. F. No. 1, A bill for an act relating to government in this state; updating the income tax law to conform with federal tax law changes; making administrative and technical changes in the income tax law; providing for direct payments of fire and police state aids; requiring a one-year sales ratio study; changing dates for payments of certain state aids; delaying date for payment of second half taxes on agricultural property; authorizing reciprocal agreements with other states regarding interstate vehicles; requiring a report on the sales ratio study; eliminating a durational restriction on a special levy in Clearwater county; providing for delay of certain aid payments and altering computations; adjusting the computation and payment of local government aids; expanding tax clearance authority; expanding tax collection authority of the department of revenue; authorizing the department to file tax liens against homestead property; increasing the rate of interest to be paid on tax refunds; changing

times for payment of certain taxes on liquor, cigarettes, tobacco products, and insurance premiums; imposing certain requirements on liquor wholesalers; altering enterprise zone provisions; providing for certain examinations; delaying transfer of motor vehicle excise taxes; reinstating the bottle tax; reducing the ethanol credit and providing payments to ethanol producers; adjusting income and asset criteria for recipients of medical assistance; repealing the provision for suspension of income tax indexing; making technical changes in property tax and other miscellaneous tax laws; transferring certain positions within the department of natural resources; establishing priorities for expenditure of additional revenues; reducing certain appropriations for education with certain conditions; adjusting complements; setting the foundation formula allowance and the amount to be raised by the basic maintenance mill rate; altering certain education aid and levy formulas and requirements; authorizing levies in certain school districts; making changes in certain pension, retirement, and social security provisions; limiting eligibility for school bus driver endorsements; providing for insurance coverage, expense allowances, board duties, office location, class days, building construction, approval on certain capital improvements involving certain post-secondary education systems; providing for community emergency response hazardous substance protection; transferring certain funds between agencies; requiring certain studies and reports; imposing penalties; appropriating money; amending Minnesota Statutes 1984, sections 15.38, subdivision 3; 60A.15, subdivision 2; 60A.17, by adding a subdivision; 69.021, subdivisions 4, 5, 7, and 9; 69.031, subdivision 3; 69.54; 82.22, subdivision 3; 82.27, by adding a subdivision; 121.901, subdivision 2; 123.71, subdivision 1; 124.195, subdivisions 3, 5, and by adding a subdivision; 124.32, subdivision 1c; 124.573, subdivision 3; 124.71, subdivision 2; 136.14; 148.10, by adding a subdivision; 150A.08, by adding a subdivision; 162.06, subdivision 1; 162.12, subdivision 1; 270.12, subdivision 2; 270.69, by adding a subdivision; 270.72, subdivisions 1, 2, and 3; 270A.03, subdivision 5; 273.072, subdivision 1; 273.1391, subdivision 3; 275.125, subdivision 9, and by adding a subdivision; 276.09; 276.10; 276.11; 278.03; 279.01, as amended; 290.067, subdivision 2; 290.281, subdivision 5; 290.34, subdivision 2; 290.36; 290.50, subdivision 3; 290.53, subdivision 2; 290.56, subdivision 3; 290.61; 290A.03, subdivision 8; 296.16, subdivision 1; 296.17, subdivision 6, and by adding a subdivision; 297.07, subdivisions 1 and 4; 297.23, subdivision 1; 297.35, subdivisions 5 and 8; 297A.27, by adding a subdivision; 297A.43; 297B.09, subdivision 2; 298.24, subdivision 1; 299F.21; 326.20, by adding a subdivision; 364.09; and 477A.015; Minnesota Statutes 1985 Supplement, sections 15A.081, subdivision 8; 16A.15, subdivisions 1 and 6; 16A.1541; 60A.17, subdivision 1a; 69.031, subdivision 1; 116C.63, subdivision 4; 121.904, subdivision 4c; 124.155, subdivision 2; 124.17, subdivision 1a; 124.195, subdivision 11; 124.2131, subdivision 3; 124.2161, subdivision 6; 124.2162, subdivision 2; 124.2163, subdivision 2; 124.225, subdivisions 7b and 10; 124.245, subdivisions 1 and 3; 124.271, subdivision 2b; 124.573, subdivision 2; 124A.02, subdivisions 9

and 15; 124A.03, subdivision 1a; 129B.38, subdivision 1; 136C.07, subdivision 5a; 136C.35; 147.021, by adding a subdivision; 256B.06, subdivision 1; 270.063; 270.69, subdivisions 2, 3, and 4; 270.76; 270.77; 273.11, subdivision 8; 273.124, subdivisions 6, 8, 9, 10, 11, and by adding a subdivision; 273.13, subdivisions 15a, 26, 28, and 30; 273.1314, subdivisions 6 and 16a, as amended; 273.136; 273.42, subdivision 2; 274.19, subdivisions 1 and 8; 275.125, subdivisions 8, 11a, and 11c; 278.05, subdivision 5; 279.06; 287.12; 287.29, subdivision 1; 290.01, subdivision 20; 290.06, subdivision 3g; 290.068, subdivision 3; 290.079, subdivision 1; 290.089, subdivision 3; 290.09, subdivision 7; 290.091, subdivision 2; 290.095, subdivisions 9 and 11; 290.10; 290.12, subdivision 2; 290.13, subdivision 1; 290.132, subdivision 1; 290.14; 290.16, subdivisions 7 and 15; 290.17, subdivision 2; 290.21, subdivisions 4 and 8; 290.41, subdivision 1; 290.92, subdivision 2a; 290.93, subdivision 10; 290A.03, subdivisions 3, 6, and 13; 296.02, subdivision 7; 296.22, subdivision 13; 297.35, subdivision 1; 297C.02, by adding a subdivision; 297C.03, subdivision 1; 297C.04; 297C.05, subdivision 2; 298.28, subdivision 1; 354.43, subdivision 3; 354A.12, subdivision 2; 355.208; 355.287; 355.46, subdivision 3; 477A.011, subdivisions 10 and 14; 477A.012; and 477A.013; Laws 1985, chapter 289, section 5, subdivision 2; and section 7; Laws 1985, First Special Session chapter 12, article 1, section 36, subdivision 3; article 2, section 15, subdivision 2; article 3, section 28, subdivisions 9 and 10; article 4, section 11, subdivision 6; article 5, section 10, subdivisions 2 and 4; article 6, section 28, subdivisions 11, 16, 17, and 20; article 8, section 60, subdivisions 1 and 4; section 62, subdivisions 2, 3, 4, 6, 8, 9, 12, 13, 14, 15, and 17; section 63, subdivisions 2 and 3; section 64, subdivision 2; article 9, section 3, subdivisions 2 and 3; article 11, section 21, subdivision 3; chapter 14, article 11, section 13; proposing coding for new law in Minnesota Statutes, chapters 41A; 135A; 256; 270; 276; 297A; and 299F; 458; repealing Minnesota Statutes 1984, sections 69.031, subdivision 4; 121.495; 124A.031, subdivision 2; 136.063; 270.72, subdivision 5; 275.125, subdivision 16; 290.06, subdivision 15; 290.39, subdivision 1a; and 290A.04, subdivision 2f; Minnesota Statutes 1985 Supplement, sections 16A.154; 124.245, subdivisions 2 and 5; 129B.38; 275.125, subdivision 11b; and 290.06, subdivision 2f; Laws 1985, First Special Session chapter 14, article 21, sections 16 and 17.

The bill was read for the first time. There being no objection, H. F. No. 1 was laid on the table.

Valan introduced:

H. F. No. 2, A bill for an act relating to the family farm security program; authorizing the issuance of general obligation bonds to finance certain payments to be made by the state on family farm loan guarantees; providing an additional payment to certain sellers; appropriating money; amending Minnesota Statutes 1984, sections 41.51; 41.56, subdivision 4b; and 41.57,

by adding a subdivision; Minnesota Statutes 1985 Supplement, section 41.61; and proposing coding for new law in Minnesota Statutes, chapter 41.

The bill was read for the first time. There being no objection, H. F. No. 2 was laid on the table.

Himle introduced:

H. F. No. 3, A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and superseded provisions; providing instructions to the revisor; correcting various legislative enactments; providing for the exclusion of the homestead from the augmented estate; providing for the inclusion of certain insurance and other items in the augmented estate; establishing a standard for best interests of wards or conservatees; requiring findings regarding best interests; amending Minnesota Statutes 1984, sections 8.32, subdivision 2; 10A.01, subdivision 11; 10A.04, subdivision 4a; 16A.631; 46.044, as amended; 47.58, subdivision 5; 62D.22, subdivision 8; 116J.70, subdivision 2a; 116M.08, subdivision 17; 121.15, subdivision 2; 124A.02, subdivision 14; 136D.74, subdivision 2; 144.224; 169.045, subdivision 7, as amended; 176A.01, subdivision 1; 179A.10, subdivision 3; 253B.02, subdivision 4a; 260.015, subdivision 24; 260.245; 275.125, subdivision 9, as amended; 298.22, subdivision 3; 327C.07, subdivision 3a; 349.15, as amended; 349.212, subdivisions 2 and 4, as amended; 349.214, subdivision 2; 383A.23, subdivision 5; 385.24; 403.12, subdivision 1; 414.061, subdivisions 4 and 4a; 424A.001, subdivision 7, as added; 462A.21, subdivision 8a; 471.992, as amended; 487.191; 494.03; 518B.01, subdivision 2; 525.539, by adding a subdivision; 525.544; 525.551, subdivision 5; 525.61; 571.495, subdivision 2; 590.01, subdivision 1; 609.346, subdivision 3; 609.347, subdivision 3; 609.348; 609.35; 611A.03, subdivision 3; 628.26; Minnesota Statutes 1985 Supplement, sections 47.20, subdivision 6c; 64B.05, subdivision 1; 64B.37, subdivision 2; 69.011, subdivision 1; 97.50, subdivision 1; 116M.03, subdivision 28; 124.32, subdivision 1d; 145.917, subdivision 4; 147.01, subdivision 4; 147.073, subdivision 1; 168.013, subdivision 1e, as amended; 168.27, subdivision 11; 248.07, subdivision 7; 256B.091, subdivision 4; 256D.37, subdivision 1; 256F.05, subdivision 4; 256F.06, subdivision 1; 273.124, subdivision 5; 297C.03, subdivision 1; 298.02, subdivision 1; 298.225, subdivision 1, as amended; 298.28, subdivision 1, as amended; 340A.404, subdivision 5; 340A.409, subdivision 1; 340A.410, by adding a subdivision; 340A.412, subdivisions 1 and 9; 340A.415; 340A.702; 340A.802, subdivision 1; 349.212, subdivision 1, as amended; 356.216; 358.44; 414.061, subdivision 5; 458.16, subdivision 6; 473.831, subdivision 1; 524.2-109; 524.2-202; 524.2-205; 525.145; 527.41; 527.42; 527.43; 528.15; 609.344, subdivision 1; 609.345, subdivision 1; 609.346,

subdivision 2; 609.3471; 626.556, subdivision 2; 631.045; 1986 Regular Session H. F. No. 1886, section 21; Laws 1986, chapters 339, sections 6, subdivision 1; 8; 15, subdivision 1; 16; and 17; 358, section 12; 359, section 27; 365, section 22; 372, section 1, subdivision 1; 383, section 17, subdivision 5; 391, section 7; 394, section 10, subdivision 6; 398, article 1, section 11, subdivision 5; article 2, section 3, subdivision 2; article 6, section 2, subdivision 2; article 29, section 1, subdivision 27; 416, section 4; 417, section 1; 441, section 15; 455, section 21, subdivision 1; 456, section 1, subdivision 2; 460, sections 7, subdivisions 1 and 2; 48; 49; 50; and 59; 465, article 1, sections 11; 20, subdivision 9; article 2, section 25; 467, section 24, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 206 and 340A; repealing Minnesota Statutes 1984, section 35.067; 383A.23, subdivisions 2, 3, and 4; 403.12, subdivisions 2 and 3; repealing Laws 1984, chapter 560, section 24; Laws 1985, chapters 248, sections 28 and 29; 252, section 24; Laws 1985, First Special Session chapters 9, article 2, section 89; 14, article 3, section 13; 14, article 4, sections 37 and 91; Laws 1986, chapter 399, article 2.

The bill was read for the first time. There being no objection, H. F. No. 3 was laid on the table.

HOUSE ADVISORIES

The following House Advisories were introduced:

McKasy, Valento, Quinn and Kostohryz introduced:

H. A. No. 1, A proposal to study the responsibility of the Minnesota High School League to member schools.

The advisory was referred to the Committee on General Legislation and Veterans Affairs.

Stanisus and Long introduced:

H. A. No. 2, A proposal to study the disciplinary procedures of health care licensing boards.

The advisory was referred to the Committee on Judiciary.

Marsh introduced:

H. A. No. 3, A proposal to study the colors and markings of security guard uniforms.

The advisory was referred to the Committee on Crime and Family Law.

MOTION TO TAKE FROM THE TABLE

Schreiber moved that H. F. No. 1 be taken from the table. The motion prevailed and H. F. No. 1 was taken from the table.

H. F. No. 1 was reported to the House.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Schreiber moved that the rule therein be suspended and an urgency be declared so that H. F. No. 1 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Schreiber moved that the rules of the House be so far suspended that H. F. No. 1 be given its second and third readings and be placed upon its final passage. The motion prevailed.

H. F. No. 1 was read for the second time.

Osthoff moved to amend H. F. No. 1, as follows:

Page 164, line 34, delete "*the day following final enactment*" and insert "*January 1, 1987*"

A roll call was requested and properly seconded.

The question was taken on the Osthoff amendment and the roll was called. There were 32 yeas and 87 nays as follows:

Those who voted in the affirmative were:

Bishop	Jennings, L.	Nelson, K.	Peterson	Staten
Boo	Kahn	Norton	Piper	Tomlinson
Brandl	Kelly	O'Connor	Rice	Vellenga
Brinkman	Kostohryz	Ogren	Rose	Voss
Clark	Long	Osthoff	Scheid	
Cohen	McLaughlin	Otis	Segal	
Greenfield	Nelson, D.	Pappas	Solberg	

Those who voted in the negative were:

Anderson, G.	Carlson, D.	Gutknecht	Levi	Omann
Anderson, R.	Carlson, J.	Halberg	Lieder	Onnen
Backlund	Carlson, L.	Hartinger	Marsh	Ozment
Battaglia	Clausnitzer	Hartle	McEachern	Pauly
Beard	Dempsey	Haukoos	McPherson	Piepho
Becklin	Dimler	Himle	Metzen	Poppenhagen
Begich	Dyke	Jacobs	Miller	Price
Bennett	Elioff	Johnson	Minne	Quinn
Blatz	Erickson	Kalis	Munger	Quist
Boerboom	Forsythe	Kiffmeyer	Murphy	Redalen
Brown	Frederick	Krueger	Neuenschwander	Rees
Burger	Frederickson	Kvam	Olsen, S.	Rest

Richter
Riveness
Rodosovich
Sarna
Schafer
Schreiber

Seaberg
Shaver
Sherman
Skoglund
Sparby
Stanisus

Svigum
Thiede
Thorson
Tjornhom
Tompkins

Tunheim
Uphus
Valan
Valento
Vanasek

Waltman
Welle
Wenzel
Wynia
Spk. Jennings, D.

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

Voss and Ogren moved to amend H. F. No. 1, as follows:

Page 135, line 20 to page 136, line 24, delete section 20

Page 143, line 10, delete "23 and 26" and insert "22 and 25"

Page 150, line 43, delete "35" and insert "34"

Page 150, line 44, delete "21, 31," and insert "20, 30,"

Page 151, line 1, delete "36, and 37" and insert "35, and 36"

Page 151, line 4, delete everything after the period

Page 151, line 5, delete everything before "Sections"

Page 151, line 5, delete "22 to 28 and 32 to 34" and insert "21 to 27 and 31 to 33"

Renumber the sections in sequence

Amend the title as follows:

Page 2, line 25, delete "290.53, subdivision 2;"

A roll call was requested and properly seconded.

The question was taken on the Voss and Ogren amendment and the roll was called. There were 62 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Anderson, G.
Battaglia
Beard
Brandl
Brinkman
Brown
Carlson, L.
Clark
Cohen

Elioff
Ellingson
Greenfield
Jacobs
Jaros
Jennings, L.
Kahn
Kalis
Kelly

Knuth
Kostohryz
Krueger
Lieder
Long
McEachern
McLaughlin
Metzen
Minne

Munger
Murphy
Nelson, D.
Nelson, K.
Norton
O'Connor
Ogren
Olson, E.

Osthoff
Otis
Pappas
Peterson
Price
Quinn
Rees
Rice

Riveness	Schoenfeld	Sparby	Vanasek	Welle
Rodosovich	Segal	Staten	Vellenga	Wenzel
Sarna	Skoglund	Tunheim	Voss	Wynia
Scheid	Solberg			

Those who voted in the negative were:

Anderson, R.	Dimler	Heap	Onnen	Svigum
Backlund	Dyke	Himle	Ozment	Thiede
Becklin	Erickson	Johnson	Pauly	Thorson
Begich	Fjoslien	Kiffmeyer	Piepho	Tjornhom
Bennett	Forsythe	Knickerbocker	Quist	Tompkins
Bishop	Frederick	Kvam	Redalen	Uphus
Boerboom	Frederickson	Levi	Richter	Valan
Boo	Frerichs	Marsh	Rose	Valento
Burger	Gruenes	McKasy	Schafer	Waltman
Carlson, D.	Gutknecht	McPherson	Schreiber	Zaffke
Clausnitzer	Halberg	Miller	Seaberg	Spk. Jennings, D.
Dempsey	Hartle	Olsen, S.	Sherman	
DenOuden	Haukoos	Omann	Stanius	

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

Norton moved to amend H. F. No. 1, as follows:

Page 112, after line 29, insert a new section to read:

"Section 11. [DIRECTION TO COMMISSIONER OF EMPLOYEE RELATIONS.] Notwithstanding any other law to the contrary, the commissioner of employee relations shall develop a policy whereby, to the maximum extent possible, necessary employee reductions are implemented proportionally among managerial, supervisory and non-supervisory employees within each affected agency."

Renumber the remaining sections

A roll call was requested and properly seconded.

CALL OF THE HOUSE

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

Anderson, R.	Brinkman	Elioff	Hartinger	Kelly
Backlund	Burger	Ellingson	Hartle	Kiffmeyer
Battaglia	Carlson, D.	Erickson	Haukoos	Knuth
Beard	Carlson, L.	Fjoslien	Heap	Kostohryz
Becklin	Clark	Forsythe	Himle	Krueger
Begich	Clausnitzer	Frederick	Jaros	Kvam
Bennett	Cohen	Frerichs	Jennings, L.	Levi
Bishop	Dempsey	Greenfield	Johnson	Lieder
Boo	DenOuden	Gruenes	Kahn	Long
Brandl	Dyke	Gutknecht	Kalis	McDonald

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

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.

The Speaker called Halberg to the Chair.

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

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

There were 60 yeas and 67 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, R.	Clausnitzer	Halberg	Levi	Poppenhagen
Backlund	Dempsey	Hartinger	Marsh	Quist
Becklin	Dimler	Hartle	McKasy	Redalen
Bennett	Dyke	Haukoos	McPherson	Rees
Bishop	Erickson	Heap	Miller	Richter
Blatz	Fjoslien	Himle	Olsen, S.	Rose
Boerboom	Forsythe	Jacobs	Omman	Schafer
Boo	Frederick	Johnson	Onnen	Schreiber
Brandt	Frerichs	Kiffmeyer	Ozment	Seaberg
Burger	Gruenes	Knickerbocker	Pauly	Shaver
Carlson, J.	Gutknecht	Kvam	Piepho	Sherman

Stanius
Sviggum
Thiede

Thorson
Tjornhom
Tompkins

Uphus
Valan

Valento
Waltman

Zaffke
Spk. Jennings, D.

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

Tomlinson, Voss, Kelly, Osthoff and Staten moved to amend H. F. No. 1, as follows:

Page 111, delete lines 7 to 22 and insert after line 6:

"(1) one-half of any excess must be restricted for use as the budget and cash flow reserve account and one-half must be used to restore the appropriation reductions to state board of vocational technical education, state board for community colleges, state university board, board of regents of the University of Minnesota and education programs reduced pursuant to article 9 except that no restoration of appropriation reductions shall be made for F.I.C.A. and transportation aid enacted by the 1986 legislature, prorated among the boards and programs in proportion to those appropriation reductions, but not to exceed the amount of those appropriation reductions;

(2) any amount remaining after the application of clause (1), must be used to restore the budget and cash flow reserve account to \$450,000,000; and

(3) any amount remaining after the application of clauses (1) and (2) shall be used as provided in section 3."

Page 111, line 23, strike "(2)" and insert "(1)"

A roll call was requested and properly seconded.

The question was taken on the Tomlinson et al., amendment and the roll was called.

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

There were 63 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Anderson, G.
Battaglia
Beard
Begich
Brinkman
Brown
Carlson, L.
Clark

Cohen
Elioff
Ellingson
Greenfield
Jacobs
Jaros
Jennings, L.
Kahn

Kalis
Kelly
Knuth
Kostohryz
Krueger
Lieder
Long
McEachern

McLaughlin
Meizen
Minne
Munger
Murphy
Nelson, D.
Nelson, K.
Neuenschwander

Norton
O'Connor
Ogren
Olson, E.
Osthoff
Otis
Pappas
Peterson

Piper	Riveness	Segal	Tomlinson	Welle
Price	Rodosovich	Skoglund	Tunheim	Wenzel
Quinn	Sarna	Solberg	Vanasek	Wynia
Rest	Scheid	Sparby	Vellenga	
Rice	Schoenfeld	Staten	Voss	

Those who voted in the negative were:

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

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

Vanasek moved to amend H. F. No. 1, as follows:

Page 131, lines 2 to 10, delete section 12

Page 131, lines 25 to 31, delete section 14

Page 143, line 10, delete "23 and 26" and insert "21 and 24"

Page 150, line 43, delete "35" and insert "33"

Page 150, line 44, delete "21, 31" and insert "19, 29"

Page 151, line 1, delete "36, and 37" and insert "34, and 35"

Page 151, line 2, delete "17" and insert "15" and delete "18" and insert "16"

Page 151, line 4, delete "20" and insert "18"

Page 151, line 5, delete "22 to 23 and 32 to 34" and insert "20 to 26 and 30 to 32"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 18, delete "authorizing"

Page 1, delete line 19

Page 1, line 20, delete "property;"

Page 2, line 18, delete "270.69, by"

Page 2, line 19, delete "adding a subdivision;"

Page 2, line 46, delete ", 3,"

A roll call was requested and properly seconded.

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

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

There were 64 yeas and 65 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Vanasek moved to amend H. F. No. 1, as follows:

Page 129, line 31 to page 130, line 14, delete section 10

Page 143, line 10, delete "23 and 26" and insert "22 and 25"

Page 150, line 43, delete "35" and insert "34"

Page 150, line 44, delete "21, 31" and insert "20, 30"

Page 151, line 1, delete "36, and 37" and insert "35, and 36"

Page 151, line 2, delete "17" and insert "16" and delete "18" and insert "17"

Page 151, line 4, delete "20" and insert "19"

Page 151, line 5, delete "22 to 28 and 32 to 34" and insert "21 to 27 and 31 to 33"

Renumber the sections

Amend the title as follows:

Page 2, line 45, delete "270.063;"

A roll call was requested and properly seconded.

The Speaker resumed the Chair.

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

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

There were 59 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Greenfield	Minne	Peterson	Solberg
Anderson, R.	Jacobs	Munger	Piper	Sparby
Battaglia	Jennings, L.	Murphy	Price	Staten
Beard	Kahn	Nelson, K.	Quinn	Tomlinson
Begich	Kalis	Neuenschwander	Rees	Tunheim
Brinkman	Kelly	Norton	Rest	Vanasek
Brown	Kostohryz	O'Connor	Rice	Vellenga
Carlson, L.	Krueger	Ogren	Rodosovich	Voss
Clark	Lieder	Olson, E.	Sarna	Welle
Cohen	McEachern	Osthoft	Scheid	Wenzel
Elioff	McLaughlin	Otis	Schoenfeld	Wynia
Ellingson	Metzen	Pappas	Segal	

Those who voted in the negative were:

Backlund	Bishop	Boo	Carlson, J.	DenOuden
Becklin	Blatz	Brandl	Clausnitzer	Dimler
Bennett	Boerboom	Carlson, D.	Dempsey	Dyke

Erickson	Himle	McPherson	Richter	Thorson
Forsythe	Johnson	Miller	Riveness	Tompkins
Frederick	Kiffmeyer	Olsen, S.	Rose	Uphus
Frederickson	Knickerbocker	Omann	Schafer	Valan
Frerichs	Knuth	Onnen	Schreiber	Valento
Gruenes	Kvam	Ozment	Seaberg	Waltman
Gutknecht	Levi	Pauly	Sherman	Zaffke
Halberg	Long	Piepho	Skoglund	Spk. Jennings, D.
Hartinger	Marsh	Poppenhagen	Stanis	
Hartle	McDonald	Quist	Sviggum	
Haukoos	McKasy	Redalen	Thiede	

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

Kahn; Nelson, D.; Long; Munger and Wynia moved to amend H. F. No. 1, as follows:

Page 213, delete Article 11

A roll call was requested and properly seconded.

The question was taken on the Kahn, et al., amendment and the roll was called.

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

There were 44 yeas and 82 nays as follows:

Those who voted in the affirmative were:

Brandl	Jaros	McLaughlin	Pappas	Skoglund
Brinkman	Jennings, L.	Metzen	Peterson	Staten
Brown	Kahn	Munger	Piper	Tomlinson
Carlson, L.	Kalis	Nelson, D.	Rest	Vanasek
Clark	Kelly	Nelson, K.	Rice	Vellenga
Cohen	Knuth	Norton	Riveness	Voss
Ellingson	Kostohryz	O'Connor	Rose	Welle
Greenfield	Lieder	Osthoff	Scheid	Wynia
Jacobs	Long	Otis	Segal	

Those who voted in the negative were:

Anderson, R.	Denpsey	Haukoos	McPherson	Poppenhagen
Backlund	DenOuden	Heap	Miller	Quinn
Battaglia	Dyke	Himle	Minne	Quist
Beard	Elioff	Johnson	Murphy	Redalen
Becklin	Erickson	Kiffmeyer	Neuenschwander	Rees
Begich	Fjoslien	Knickerbocker	Ogren	Richter
Bennett	Forsythe	Krueger	Olsen, S.	Rodosovich
Blatz	Frederick	Kvam	Olson, E.	Sarna
Boo	Frederickson	Levi	Omann	Schafer
Burger	Frerichs	Marsh	Onnen	Schoenfeld
Carlson, D.	Gruenes	McDonald	Ozment	Schreiber
Carlson, J.	Gutknecht	McEachern	Pauly	Seaberg
Clausnitzer	Hartle	McKasy	Piepho	Shaver

Sherman
Solberg
Sparby
Stanius

Sviggum
Thiede
Thorson
Tjornhom

Tompkins
Tunheim
Uphus

Valan
Valento
Waltman

Wenzel
Zafike
Spk. Jennings, D.

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

Himle moved to amend H. F. No. 1, as follows:

Page 199, line 30, delete "agreements" and insert "an agreement"

Page 199, line 31, delete "and the city of"

Page 199, line 32, delete "Bloomington"

The motion prevailed and the amendment was adopted.

Fjoslien moved to amend H. F. No. 1, as amended, as follows:

Page 151, line 25, after "*producers*" insert "*of ethanol or agricultural grade alcohol, for use as a motor fuel,*"

The motion prevailed and the amendment was adopted.

Kelly moved to amend H. F. No. 1, as amended, as follows:

Page 163, after line 32, insert:

"Sec. 15. Minnesota Statutes 1985 Supplement, section 609.101, is amended to read:

609.101 [SURCHARGE ON FINES, ASSESSMENTS.]

When a court sentences a person convicted of a felony, gross misdemeanor, or misdemeanor, other than a petty misdemeanor such as a traffic or parking violation, and if the sentence does not include payment of a fine, the court shall impose an assessment of not less than \$20 nor more than \$40. If the sentence for the felony, gross misdemeanor, or misdemeanor includes payment of a fine of any amount, including a fine of less than \$100, the court shall impose a surcharge on the fine of ten percent of the fine. This section applies whether or not the person is sentenced to imprisonment and when the sentence is suspended. The court may, upon a showing of indigency or undue hardship upon the convicted person or his immediate family, waive payment or authorize payment of the assessment or surcharge in installments.

The court shall collect and forward to the commissioner of finance the total amount of the assessment or surcharge and the commissioner shall credit all money so forwarded to (THE GENERAL FUND FOR THE PURPOSES OF PROVIDING SERVICES, ASSISTANCE, OR REPARATIONS OR A COMBINATION, TO VICTIMS OF CRIMES THROUGH PROGRAMS ESTABLISHED UNDER SECTIONS 611A.21 TO 611A.36, UNDER CHAPTERS 256D AND 299B) *a crime victim and witness account, which is established as a special account in the state treasury.*

Money credited to the crime victim and witness account may be appropriated for but is not limited to the following purposes:

(1) use for crime victim reparations under sections 611A.51 to 611A.68;

(2) use by the crime victim and witness advisory council established under section 611A.71; and

(3) to supplement the federally funded activities of the crime victim ombudsman under section 611A.74.

If the convicted person is sentenced to imprisonment, the chief executive officer of the correctional facility in which the convicted person is incarcerated may collect the assessment or surcharge from any earnings the inmate accrues for work performed in the correctional facility and forward the amount to the commissioner of finance."

Renumber the remaining sections

Page 164, line 34, delete "15" and insert "16"

Page 164, line 35, delete "18" and insert "19"

Page 164, line 35, after the period insert "Section 15 is effective July 1, 1987."

Amend the title as follows:

Page 2, line 69, delete "and" and after "477A.013;" insert "and 609.101;"

A roll call was requested and properly seconded.

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

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

There were 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The motion prevailed and the amendment was adopted.

H. F. No. 1, as amended, was read for the third time.

MOTION FOR RECONSIDERATION

Ogren moved that the action whereby H. F. No. 1, as amended, was given its third reading be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Ogren motion and the roll was called.

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

There were 65 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Brandl	Elioff	Kahn	Long
Anderson, R.	Brinkman	Ellingson	Kalis	McEachern
Battaglia	Brown	Greenfield	Knuth	McLaughlin
Beard	Carlson, L.	Jacobs	Kostohryz	Metzen
Begich	Clark	Jaros	Krueger	Minne
Bishop	Cohen	Jennings, L.	Lieder	Munger

Nelson, D.	Osthoff	Rest	Seaberg	Tunheim
Nelson, K.	Otis	Rice	Segal	Vanasek
Neuenschwander	Pappas	Riveness	Skoglund	Vellenga
Norton	Peterson	Rodosovich	Solberg	Voss
O'Connor	Piper	Sarna	Sparby	Welle
Ogren	Price	Scheid	Staten	Wenzel
Olson, E.	Quinn	Schoenfeld	Tomlinson	Wynia

Those who voted in the negative were:

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

The motion did not prevail.

H. F. No. 1, A bill for an act relating to government in this state; updating the income tax law to conform with federal tax law changes; making administrative and technical changes in the income tax law; providing for direct payments of fire and police state aids; requiring a one-year sales ratio study; changing dates for payments of certain state aids; delaying date for payment of second half taxes on agricultural property; authorizing reciprocal agreements with other states regarding interstate vehicles; requiring a report on the sales ratio study; eliminating a durational restriction on a special levy in Clearwater county; providing for delay of certain aid payments and altering computations; adjusting the computation and payment of local government aids; expanding tax clearance authority; expanding tax collection authority of the department of revenue; authorizing the department to file tax liens against homestead property; increasing the rate of interest to be paid on tax refunds; changing times for payment of certain taxes on liquor, cigarettes, tobacco products, and insurance premiums; imposing certain requirements on liquor wholesalers; altering enterprise zone provisions; providing for certain examinations; delaying transfer of motor vehicle excise taxes; reinstating the bottle tax; reducing the ethanol credit and providing payments to ethanol producers; adjusting income and asset criteria for recipients of medical assistance; repealing the provision for suspension of income tax indexing; making technical changes in property tax and other miscellaneous tax laws; transferring certain positions within the department of natural resources; establishing priorities for expenditure of additional revenues; reducing certain appropriations for education with certain conditions; adjusting complements; setting the foundation formula allowance and the amount to be raised by the basic maintenance mill rate; altering certain

education aid and levy formulas and requirements; authorizing levies in certain school districts; making changes in certain pension, retirement, and social security provisions; limiting eligibility for school bus driver endorsements; providing for insurance coverage, expense allowances, board duties, office location, class days, building construction, approval on certain capital improvements involving certain post-secondary education systems; providing for community emergency response hazardous substance protection; transferring certain funds between agencies; requiring certain studies and reports; imposing penalties; appropriating money; amending Minnesota Statutes 1984, sections 15.38, subdivision 3; 60A.15, subdivision 2; 60A.17, by adding a subdivision; 69.021, subdivisions 4, 5, 7, and 9; 69.031, subdivision 3; 69.54; 82.22, subdivision 3; 82.27, by adding a subdivision; 121.901, subdivision 2; 123.71, subdivision 1; 124.195, subdivisions 3, 5, and by adding a subdivision; 124.32, subdivision 1c; 124.573, subdivision 3; 124.71, subdivision 2; 136.14; 148.10, by adding a subdivision; 150A.08, by adding a subdivision; 162.06, subdivision 1; 162.12, subdivision 1; 270.12, subdivision 2; 270.69, by adding a subdivision; 270.72, subdivisions 1, 2, and 3; 270A.03, subdivision 5; 273.072, subdivision 1; 273.1391, subdivision 3; 275.125, subdivision 9, and by adding a subdivision; 276.09; 276.10; 276.11; 278.03; 279.01, as amended; 290.067, subdivision 2; 290.281, subdivision 5; 290.34, subdivision 2; 290.36; 290.50, subdivision 3; 290.53, subdivision 2; 290.56, subdivision 3; 290.61; 290A.03, subdivision 8; 296.16, subdivision 1; 296.17, subdivision 6, and by adding a subdivision; 297.07, subdivisions 1 and 4; 297.23, subdivision 1; 297.35, subdivisions 5 and 8; 297A.27, by adding a subdivision; 297A.43; 297B.09, subdivision 2; 298.24, subdivision 1; 299F.21; 326.20, by adding a subdivision; 364.09; and 477A.015; Minnesota Statutes 1985 Supplement, sections 15A.031, subdivision 8; 16A.15, subdivisions 1 and 6; 16A.1541; 60A.17, subdivision 1a; 69.031, subdivision 1; 116C.63, subdivision 4; 121.904, subdivision 4c; 124.155, subdivision 2; 124.17, subdivision 1a; 124.195, subdivision 11; 124.2131, subdivision 3; 124.2161, subdivision 6; 124.2162, subdivision 2; 124.2163, subdivision 2; 124.225, subdivisions 7b and 10; 124.245, subdivisions 1 and 3; 124.271, subdivision 2b; 124.573, subdivision 2; 124A.02, subdivisions 9 and 15; 124A.03, subdivision 1a; 129B.38, subdivision 1; 136C.07, subdivision 5a; 136C.35; 147.021, by adding a subdivision; 256B.06, subdivision 1; 270.063; 270.69, subdivisions 2, 3, and 4; 270.76; 270.77; 273.11, subdivision 8; 273.124, subdivisions 6, 8, 9, 10, 11, and by adding a subdivision; 273.13, subdivisions 15a, 26, 28, and 30; 273.1314, subdivisions 6 and 16a, as amended; 273.136; 273.42, subdivision 2; 274.19, subdivisions 1 and 8; 275.125, subdivisions 8, 11a, and 11c; 278.05, subdivision 5; 279.06; 287.12; 287.29, subdivision 1; 290.01, subdivision 20; 290.06, subdivision 3g; 290.068, subdivision 3; 290.079, subdivision 1; 290.089, subdivision 3; 290.09, subdivision 7; 290.091, subdivision 2; 290.095, subdivisions 9 and 11; 290.10; 290.12, subdivision 2; 290.13, subdivision 1; 290.132, subdivision 1; 290.14; 290.16, subdivisions 7 and 15; 290.17, subdivision 2; 290.21, subdivisions 4 and 8; 290.41, subdivision 1; 290.92, sub-

division 2a; 290.93, subdivision 10; 290A.03, subdivisions 3, 6, and 13; 296.02, subdivision 7; 296.22, subdivision 13; 297.35, subdivision 1; 297C.02, by adding a subdivision; 297C.03, subdivision 1; 297C.04; 297C.05, subdivision 2; 298.28, subdivision 1; 354.43, subdivision 3; 354A.12, subdivision 2; 355.208; 355.287; 355.46, subdivision 3; 477A.011, subdivisions 10 and 14; 477A.012; 477A.013; and 609.101; Laws 1985, chapter 289, section 5, subdivision 2; and section 7; Laws 1985, First Special Session chapter 12, article 1, section 36, subdivision 3; article 2, section 15, subdivision 2; article 3, section 28, subdivisions 9 and 10; article 4, section 11, subdivision 6; article 5, section 10, subdivisions 2 and 4; article 6, section 28, subdivisions 11, 16, 17, and 20, article 8, section 60, subdivisions 1 and 4; section 62, subdivisions 2, 3, 4, 6, 8, 9, 12, 13, 14, 15, and 17; section 63, subdivisions 2 and 3; section 64, subdivision 2; article 9, section 3, subdivisions 2 and 3; article 11, section 21, subdivision 3; chapter 14, article 11, section 13; proposing coding for new law in Minnesota Statutes, chapters 41A; 135A; 256; 270; 276; 297A; and 299F; 458; repealing Minnesota Statutes 1984, sections 69.031, subdivision 4; 121.495; 124A.031, subdivision 2; 136.063; 270.72, subdivision 5; 275.125, subdivision 16; 290.06, subdivision 15; 290.39, subdivision 1a; and 290A.04, subdivision 2f; Minnesota Statutes 1985 Supplement, sections 16A.154; 124.245, subdivisions 2 and 5; 129B.38; 275.125, subdivision 11b; and 290.06, subdivision 2f; Laws 1985, First Special Session chapter 14, article 21, sections 16 and 17.

The bill, as amended, was 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 91 yeas and 39 nays as follows:

Those who voted in the affirmative were:

Backlund	Dyke	Kelly	Onnen	Sherman
Battaglia	Elioff	Kiffmeyer	Ozment	Stanius
Beard	Erickson	Knickerbocker	Pappas	Sviggum
Becklin	Forsythe	Knuth	Pauly	Thiede
Begich	Frederick	Kostohryz	Piepho	Thorson
Bennett	Frederickson	Krueger	Piper	Tjornhom
Blatz	Frerichs	Kvam	Price	Tomlinson
Boerboom	Gruenes	Levi	Quist	Tompkins
Boo	Gutknecht	Lieder	Redalen	Tunheim
Brinkman	Halberg	Marsh	Rees	Uphus
Brown	Hartinger	McDonald	Rest	Valan
Burger	Hartle	McKasy	Richter	Valento
Carlson, D.	Haukoos	McPherson	Rose	Waltman
Carlson, J.	Heap	Metzen	Schafer	Zaffke
Carlson, L.	Himle	Miller	Schoenfeld	Spk. Jennings, D.
Clausnitzer	Jacobs	Minne	Schreiber	
Dempsey	Jennings, L.	Neuenschwander	Seaberg	
DenOuden	Johnson	Olsen, S.	Segal	
Dimler	Kalis	Omann	Shaver	

Those who voted in the negative were:

Anderson, G.	Kahn	Norton	Rice	Staten
Brandl	Long	O'Connor	Riveness	Vanasek
Clark	McEachern	Ogren	Rodosovich	Vellenga
Cohen	McLaughlin	Olson, E.	Sarna	Voss
Ellingson	Munger	Osthoff	Scheid	Welle
Fjoslien	Murphy	Otis	Skoglund	Wenzel
Greenfield	Nelson, D.	Peterson	Solberg	Wynia
Jaros	Nelson, K.	Quinn	Sparby	

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

MOTION TO TAKE FROM THE TABLE

Valan moved that H. F. No. 2 be taken from the table. The motion prevailed and H. F. No. 2 was taken from the table.

H. F. No. 2 was reported to the House.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Valan moved that the rule therein be suspended and an urgency be declared so that H. F. No. 2 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Valan moved that the rules of the House be so far suspended that H. F. No. 2 be given its second and third readings and be placed upon its final passage. The motion prevailed.

H. F. No. 2 was read for the second time.

McDonald moved to amend H. F. No. 2, as follows:

Page 1, after line 13, insert:

"ARTICLE 1"

Page 8, after line 13, insert:

"ARTICLE 2

Section 1. Laws 1986, chapter 398, article 1, section 7, subdivision 2, is amended to read:

Subd. 2. [AGRICULTURAL PROPERTY.] "Agricultural property" means real property that is principally used for farming as defined in section 500.24, subdivision 2, paragraph (a), and raising poultry, and personal property that is used as security to finance a farm operation or used as part of a farm opera-

tion including equipment, crops, livestock, and proceeds of the security. "Agricultural property" (SHALL ALSO) *does not include (AGRICULTURALLY RELATED BUSINESSES AS DEFINED BY THE COMMISSION) personal property that is subject to a possessory lien under sections 514.18 to 514.22.*

Sec. 2. Laws 1986, chapter 398, article 1, section 7, subdivision 8, is amended to read:

Subd. 8. [SERVE.] "Serve" means (1) personal service as in a district court civil action; (2) *service by certified mail using return receipt signed by addressee only*; or (3) actual delivery of required documents with signed receipt.

Sec. 3. Laws 1986, chapter 398, article 1, section 7, is amended by adding a subdivision to read:

Subd. 7a. [NECESSARY FARM OPERATING EXPENSES.] *As used in section 12, "necessary farm operating expenses" means a sum or sums adequate to continue, during the mediation period, farm operations begun prior to the notice of default. "Necessary farm operating expenses" does not include expenses for increasing the scale of an on-going farming operation or planting additional crops.*

Sec. 4. Laws 1986, chapter 398, article 1, section 7, is amended by adding a subdivision to read:

Subd. 7b. [NECESSARY LIVING EXPENSES.] *As used in section 12, "necessary living expenses" means a sum approximately equal to the amount to which the family would be entitled if eligible for payments under section 256.74.*

Sec. 5. Laws 1986, chapter 398, article 1, section 9, subdivision 2, is amended to read:

Subd. 2. [DEBTORS.] (a) Except as provided in paragraph (b) the farmer-lender mediation act applies to a debtor who is:

(1) a person operating a family farm as defined in section 500.24, subdivision 2;

(2) a family farm corporation as defined in section 500.24, subdivision 2; or

(3) an authorized farm corporation as defined in section 500.24, subdivision 2 (; OR)

((4) AN OWNER OF AN AGRICULTURALLY RELATED BUSINESS).

(b) The farmer-lender mediation act does not apply to a debtor who owns and leases less than 60 acres with less than \$20,000 in gross sales of agricultural products the preceding year (, EXCEPT FOR AN OWNER OF AN AGRICULTURALLY RELATED BUSINESS AS DEFINED BY THE DIRECTOR).

Sec. 6. Laws 1986, chapter 398, article 1, section 9, is amended by adding a subdivision to read:

Subd. 3. [FINANCIAL INSTITUTION UNDER CEASE AND DESIST ORDER.] Upon the request of an institution, as defined in section 46.23, subdivision 4, the commissioner of commerce may exempt the institution from the farmer-lender mediation act without a hearing or contested case proceeding if:

(1) the institution is subject to a cease and desist order issued under sections 46.23 to 46.33; and

(2) the commissioner determines that exemption is essential to the financial survival of the institution.

The commissioner shall notify the director that the institution is exempt from mediation. The director shall notify the mediator that the institution is exempt. The reason for the exemption is confidential.

Sec. 7. [583.255] [CERTIFICATION OF MEDIATION COMPLETION.]

Upon the request of a debtor or creditor, the director shall certify that the debtor has completed voluntary or mandatory mediation as evidenced by a written agreement under Laws 1986, chapter 398, article 1, or another mediation program. A debtor may request mediation only once under Laws 1986, chapter 398, article 1, section 11, subdivision 2. A debtor who has been certified as having completed mediation may not request mediation under Laws 1986, chapter 398, article 1, section 11, subdivision 2.

Sec. 8. Laws 1986, chapter 398, article 1, section 11, subdivision 2, is amended to read:

Subd. 2. [MEDIATION REQUEST.] (a) A debtor must file a mediation request form with the director by 14 days after receiving a mediation notice. The mediation request form must state all known creditors. The director shall make mediation request forms available in the county recorder's and county extension office of each county.

(b) A debtor who fails to file a timely mediation request waives the right to mediation under the farmer-lender mediation act. The director shall notify a creditor stating that the creditor

may proceed against the agricultural property because the debtor has failed to file a mediation request.

(c) If a debtor has not received a mediation notice and is subject to a proceeding of a creditor enforcing a debt against agricultural property under chapter 580 or 581 or sections 336.9-501 to 336.9-508, terminating a contract for deed to purchase agricultural property under section 559.21, or garnishing, levying on, executing on, seizing, or attaching agricultural property, the debtor may file a mediation request with the (COMMISSION) *director*. The mediation request form must indicate that the debtor has not received a mediation notice.

Sec. 9. Laws 1986, chapter 398, article 1, section 12, is amended to read:

Subdivision 1. [OBLIGATION OF GOOD FAITH.] The parties must engage in mediation in good faith. Not participating in good faith includes: (1) a failure on a regular or continuing basis to attend and participate in mediation sessions without cause; (2) failure to provide full information regarding the financial obligations of the parties and other creditors; (3) failure of the creditor to designate a representative to participate in the mediation with (ADEQUATE) *authority to make binding commitments within one business day to fully settle, compromise, or otherwise mediate the matter*; (4) lack of a written statement of debt restructuring alternatives and a statement of reasons why alternatives are unacceptable to one of the parties; (5) failure of (THE) *a creditor to release funds from the sale of farm products to the debtor for necessary living and farm operating expenses*; or (6) other similar behavior which evidences lack of good faith by the party. A failure to agree to reduce, restructure, refinance, or forgive debt does not, in itself, evidence lack of good faith by the creditor.

Subd. 2. [LACK OF GOOD FAITH AFFIDAVIT; MEDIATOR'S RESPONSIBILITY.] If the mediator determines that either party is not participating in good faith as defined in subdivision 1, the mediator shall file an affidavit indicating the reasons for the finding with the (AGRICULTURAL EXTENSION SERVICE) *director* and (BOTH) *with parties to the mediation*.

Subd. 3. [CREDITOR'S LACK OF GOOD FAITH; COURT SUPERVISED MEDIATION.] If the mediator finds the creditor has not participated in mediation in good faith, the debtor may require court supervised mandatory mediation by filing the affidavit with the district court of the county where the property is located with a request for court supervision of mediation and (FILING) *serving* a copy of the request (WITH) *on* the creditor. Upon request the court shall require both parties to mediate under the supervision of the court in good faith for a period of not (LESS) *more than 60 days*. All creditor remedies must be

suspended during this period. The court may issue orders necessary to effect good faith mediation. Following the (60 DAY) *mediation* period, if the court finds the creditor has not participated in mediation in good faith, the court shall by order suspend the creditor's remedies for an additional period of 180 days. A creditor found by the mediator not to have participated in good faith shall pay attorneys' fees and costs of the debtor requesting court-supervision of mediation or additional suspension of creditor's remedies.

Subd. 4. [DEBTOR LACK OF GOOD FAITH.] A creditor may immediately proceed with creditor's remedies upon receipt of a mediator's affidavit of a debtor's lack of good faith notwithstanding any other requirements of sections 5 to 17.

Sec. 10. Laws 1986, chapter 398, article 1, section 13, is amended to read:

Sec. 13. [583.28] [CREDITOR NOT ATTENDING MEDIATION MEETING.]

Subdivision 1. [FILING AND EFFECT OF CLAIM FORM.] A creditor that is notified of the initial mediation meeting is subject to and bound by a mediation agreement if the creditor does not attend mediation meetings unless the creditor files a claim form. In lieu of attending a mediation meeting, a creditor may file a notice of claim and proof of claim on a claim form with the mediator before the scheduled meeting. By filing a claim form the creditor agrees to be bound by a mediation agreement reached at the mediation meeting unless an objection is filed within the time specified. The mediator must notify the creditors who have filed claim forms of the terms of any agreement (REACHED AT THE FARM MEDIATION BOARD MEETING).

Subd. 2. [OBJECTIONS TO AGREEMENTS.] A creditor who has filed a claim form may serve a written objection to the terms of the agreement on the mediator and the debtor (BY) *within* ten days after receiving notice of the agreement. If a creditor files an objection to the terms of an agreement, the mediator (MAY) *shall* meet again with debtors and creditors (BY) *within* ten days after receiving the objection to (ATTEMPT TO REACH) *mediate* a new agreement. Notwithstanding the mediation period under section 11, subdivision 8, if an objection is filed, the mediator (MAY) *shall* call mediation meetings during the ten-day period following receipt of the objection.

Sec. 11. [583.285] [RULES.]

The state court administrator, in consultation with the director of the bureau of mediation services and the director of the Uni-

versity of Minnesota agricultural extension service, shall make rules under chapter 14, to implement the farmer-lender mediation act. The state court administrator may adopt emergency rules.

Sec. 12. Laws 1986, chapter 398, article 1, section 14, is amended to read:

Sec. 14. [583.29] [PRIVATE DATA.]

All data regarding the finances of individual debtors and creditors created, collected, and maintained by the mediators or the (DEBT RESTRUCTURING COMMISSION) *director* are classified as private data on individuals under section 13.02, subdivision 12, or nonpublic data under section 13.02, subdivision 9.

Sec. 13. Laws 1986, chapter 398, article 29, section 1, subdivision 7, is amended to read:

Subd. 7. [(AVTI AND UNIVERSITY OF MINNESOTA TECHNICAL COLLEGES) *FARM BUSINESS MANAGEMENT TRAINING TUITION SUPPLEMENT.*] \$1,350,000 is appropriated from the general fund to the state board of vocational technical education, for the biennium ending June 30, 1987, for the following services in proportions deemed necessary by the board to (THE AGRICULTURAL) *independent school districts, area vocational technical institutes, and the University of Minnesota two-year technical colleges* for:

- (1) reduced tuition costs for existing farm business management and small business management programs; and
- (2) additional farm business management programs and workshops.

Sec. 14. Laws 1986, chapter 398, article 20, section 1, is amended to read:

Subd. 6. [DISPOSAL OF LAND.] A state or federal agency or a corporation, other than a family farm corporation or an authorized farm corporation, when leasing or selling farm land or a farm homestead, must offer or make a good faith effort to offer land for sale or lease to the immediately preceding former owner at a price no higher than the highest price offered by a third party that is acceptable to the seller or lessor. *An offer to lease to the former owner is required only on the first occasion on which the property is leased. An offer to sell to the former owner is required only on the first occasion on which the property is sold.* An offer delivered by certified mail to the former owner's last known address is a good faith offer. This subdivision does not apply to a sale or lease that occurs after the seller or lessor has held the property for five years.

The former owner must exercise the right to lease farm land within (30) *five* days after receiving an offer to lease under this subdivision. The former owner must exercise the right to buy farm land within (90) *30* days after receiving an offer to buy under this subdivision. *This subdivision does not apply if the former owner is a bankruptcy estate.*

Sec. 15. [REPEALER.]

Laws 1986, chapter 398, article 1, section 7, subdivision 3, is repealed.

Sec. 16. [EFFECTIVE DATE.]

This article is effective the day following final enactment.

ARTICLE 3

Section 1. Laws 1986, chapter 398, article 8, section 1, is amended to read:

Section 1. [41.595] [FAMILY FARM SECURITY INTEREST EXCLUSIONS.]

(a) The commissioner shall annually pay to qualified sellers of property, financed by a family farm security loan, an amount approximately equal to the additional state income tax paid as a result of the inclusion in gross income of the interest and payment adjustment earned on a seller-sponsored family farm security loan.

(b) The payment amount must be determined as follows:

(1) In order to qualify for a payment, the seller must apply to the commissioner. The application must include a copy of the seller's 1985 state income tax return and any other information that the commissioner requests to verify that the applicant is a qualified seller. The commissioner shall recompute the seller's total state income tax liability that would be due if the interest and payment adjustment amounts were not includable in gross income for state income tax purposes. The commissioner may require the seller to compute these amounts as part of the application. For calendar year 1986 the amount of the payment equals the reduction in state income tax liability that would occur if the interest and payment adjustment were not included in gross income for state tax purposes.

(2) For calendar years beginning with 1987, the additional payment amount must be determined as follows:

(i) The calendar year 1986 payment must be divided by the amount of interest and payment adjustment received during calendar year 1986.

(ii) The resulting quotient must be multiplied by the interest and payment adjustment received for the calendar year.

(iii) The product determined under clause (ii) is the payment for the calendar year.

(c) If for a tax year after 1986 the qualified seller's taxable income has changed substantially, the commissioner may provide by rule that upon reapplication a later tax year will be used to compute the quotient under clause (b) (2) (i).

(d) The commissioner may make the payments under this (SUBDIVISION) *section* in the same manner provided for the payment adjustment under *section 41.57*, subdivision 2.

(e) For purposes of this (SUBDIVISION) *section*, the following terms have the meanings given:

(1) "Gross income" means gross income as defined for purposes of chapter 290.

(2) "Qualified seller" means an individual who sold farm land under a seller-sponsored loan prior to July 1, 1985, and who is a resident of Minnesota during the calendar year and subject to the payment of Minnesota income taxes.

Sec. 2. Laws 1986, chapter 398, article 19, section 5, subdivision 1, is amended to read:

Subdivision 1. [DEFICIENCY ALLOWED.] (a) Except as provided in this section, a person holding a mortgage may obtain a deficiency judgment against the mortgagor if the amount a person holding a mortgage receives from a foreclosure sale is less than:

(1) the amount remaining unpaid on the mortgage under chapter 580; or

(2) the amount of the judgment entered under chapter 581.

(b) Except as provided in (SUBDIVISION) *subdivisions 3 and 5*, the judgment may not be for more than the difference between the amount received from the foreclosure sale less expenses and costs and:

(1) for a foreclosure by advertisement, the total amount that attaches to the sale proceeds under chapter 580; or

(2) for a foreclosure by action, the amount of the judgment entered under chapter 581.

Sec. 3. Laws 1986, chapter 398, article 23, section 1, subdivision 4, is amended to read:

Subd. 4. [COMMISSIONER'S INTEREST INDEX.] "Commissioner's interest index" means an interest rate that is three percent above the current lending rate of the Federal (INTEREST) Intermediate Credit Bank to production credit associations as certified each month by the commissioner.

Sec. 4. [EFFECTIVE DATE.]

This article is effective the day following final enactment."

Amend the title accordingly

A roll call was requested and properly seconded.

Schoenfeld moved to amend the McDonald amendment to H. F. No. 2.

A roll call was requested and properly seconded.

Bishop requested a division of the Schoenfeld amendment to the McDonald amendment to H. F. No. 2.

The first portion of the Schoenfeld amendment to the McDonald amendment to H. F. No. 2, reads as follows:

Page 7, lines 11 to 15, delete the new language

The question was taken on the first portion of the Schoenfeld amendment to the McDonald amendment and the roll was called.

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

There were 57 yeas and 61 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Jaros	Munger	Price	Sparby
Anderson, R.	Jennings, L.	Nelson, D.	Quinn	Tomlinson
Beard	Kahn	Nelson, K.	Redalen	Tunheim
Brandl	Kalis	Neuenschwander	Rest	Vanasek
Brown	Kelly	Norton	Rice	Vellenga
Carlson, D.	Knuth	Ogren	Riveness	Voss
Carlson, L.	Kostohryz	Olson, E.	Rodosovich	Welle
Clark	Krueger	Osthoff	Sarna	Wenzel
Cohen	Lieder	Otis	Scheid	Wynia
Ellingson	Long	Pappas	Schoenfeld	
Greenfield	McEachern	Peterson	Segal	
Jacobs	McLaughlin	Piper	Skoglund	

Those who voted in the negative were:

Backlund	Frederickson	Kvam	Poppenhagen	Thorson
Bennett	Frerichs	Levi	Quist	Tjornhom
Bishop	Gruenes	Marsh	Rees	Tompkins
Blatz	Gutknecht	McDonald	Richter	Uphus
Boerboom	Halberg	McKasy	Rose	Valan
Boo	Hartinger	McPherson	Schafer	Valento
Burger	Hartle	Miller	Schreiber	Waltman
Carlson, J.	Haukoos	Murphy	Seaberg	Zaffke
Dempsey	Heap	Olsen, S.	Shaver	Spk. Jennings, D.
Dyke	Himle	Onnen	Sherman	
Erickson	Johnson	Ozment	Stanisus	
Forsythe	Kiffmeyer	Pauly	Sviggum	
Frederick	Knickerbocker	Piepho	Thiede	

The motion did not prevail and the first portion of the Schoenfeld amendment to the McDonald amendment to H. F. No. 2 was not adopted.

The second portion of the Schoenfeld amendment to the McDonald amendment to H. F. No. 2, reads as follows:

Page 7, line 20, delete "*Five*" and insert "*10*"

Page 7, line 22, delete "*50*" and insert "*60*"

The question was taken on the second portion of the Schoenfeld amendment to the McDonald amendment and the roll was called.

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

There were 79 yeas and 48 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Fjoslien	McEachern	Otis	Segal
Battaglia	Greenfield	McLaughlin	Pappas	Skoglund
Beard	Gutknecht	Metzen	Peterson	Solberg
Bishop	Halberg	Munger	Piper	Sparby
Brandl	Hartle	Murphy	Price	Stanisus
Brinkman	Jacobs	Nelson, D.	Quinn	Staten
Brown	Jaros	Nelson, K.	Redalen	Tomlinson
Carlson, D.	Jennings, L.	Neuenschwander	Rees	Tunheim
Carlson, L.	Kahn	Norton	Rest	Valan
Clark	Kalis	O'Connor	Rice	Vanasek
Cohen	Kelly	Ogren	Richter	Vellenga
Dimler	Knuth	Olsen, S.	Riveness	Voss
Dyke	Kostohryz	Olson, E.	Rodosovich	Welle
Elioff	Krueger	Omann	Sarna	Wenzel
Ellingson	Lieder	Onnen	Scheid	Wynia
Erickson	Long	Osthoff	Schoenfeld	

Those who voted in the negative were:

Anderson, R.	Forsythe	Kiffmeyer	Piepho	Thorson
Backlund	Frederick	Knickerbocker	Poppenhagen	Tjornhom
Bennett	Frederickson	Kvam	Quist	Tompkins
Blatz	Frerichs	Levi	Rose	Uphus
Boerboom	Gruenes	Marsh	Schafer	Valento
Boo	Hartinger	McDonald	Seaberg	Waltman
Burger	Haukoos	McPherson	Shaver	Zaffke
Carlson, J.	Heap	Miller	Sherman	Spk. Jennings, D.
Dempsey	Himle	Ozment	Sviggum	
DenOuden	Johnson	Pauly	Thiede	

The motion prevailed and the second portion of the Schoenfeld amendment to the McDonald amendment to H. F. No. 2 was adopted.

Schoenfeld moved to amend the McDonald amendment, as amended, to H. F. No. 2, as follows:

Page 2, line 4, delete "*farm*" and insert "*normal farming*"

Page 2, line 5, delete "*begun prior to the notice of default*"

A roll call was requested and properly seconded.

The question was taken on the Schoenfeld amendment to the McDonald amendment, as amended, and the roll was called.

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

There were 55 yeas and 66 nays as follows:

Those who voted in the affirmative were:

Anderson, C.	Cohen	Lieder	Osthoff	Segal
Battaglia	Elioff	Long	Otis	Skoglund
Beard	Greenfield	McLaughlin	Peterson	Solberg
Begich	Jaros	Minne	Piper	Sparby
Bishop	Jennings, L.	Munger	Price	Tunheim
Brandl	Kahn	Murphy	Quinn	Vanasek
Brinkman	Kalis	Nelson, D.	Rest	Vellenga
Brown	Kelly	Nelson, K.	Riveness	Voss
Carlson, D.	Knuth	Neuenschwander	Rodosovich	Welle
Carlson, L.	Kostohryz	Norton	Scheid	Wenzel
Clark	Krueger	Olson, E.	Schoenfeld	Wynia

Those who voted in the negative were:

Anderson, R.	Boo	Dyke	Frerichs	Haukoos
Backlund	Burger	Erickson	Gruenes	Heap
Becklin	Carlson, J.	Fjoslien	Gutknecht	Himle
Bennett	Clausnitzer	Forsythe	Halberg	Johnson
Blatz	Dempsey	Frederick	Hartinger	Kiffmeyer
Boerboom	DenOuden	Frederickson	Harile	Knickerbocker

Kvam	Olsen, S.	Redalen	Shaver	Tompkins
Levi	Omann	Rees	Sherman	Uphus
Marsh	Onnen	Richter	Stanius	Valan
McDonald	Pauly	Rose	Sviggum	Valento
McKasy	Piepho	Schafer	Thiede	Waltman
McPherson	Poppenhagen	Schreiber	Thorson	Zaffke
Metzen	Quist	Seaberg	Tjornhom	Spk. Jennings, D.
Miller				

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

Schoenfeld moved to amend the McDonald amendment, as amended, to H. F. No. 2, as follows:

Page 3, line 15, after "*once*" insert "*per creditor action*"

Page 3, line 16, delete "A"

Page 3, delete lines 17, 18 and 19

A roll call was requested and properly seconded.

The question was taken on the Schoenfeld amendment to the McDonald amendment, as amended, and the roll was called.

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

There were 53 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Jacobs	Minne	Piper	Sparby
Battaglia	Jaros	Munger	Price	Staten
Beard	Jennings, L.	Murphy	Quinn	Tunheim
Becklin	Kahn	Nelson, D.	Rest	Vanasek
Brandl	Kelly	Nelson, K.	Riveness	Vellenga
Brown	Knuth	Neuenschwander	Rodosovich	Voss
Carlson, L.	Kostohryz	Norton	Scheid	Welle
Clark	Krueger	Olson, E.	Schoenfeld	Wenzel
Cohen	Lieder	Otis	Segal	Wynia
Elioff	Long	Pappas	Skoglund	
Greenfield	McLaughlin	Peterson	Solberg	

Those who voted in the negative were:

Anderson, R.	Clausnitzer	Frerichs	Kiffmeyer	Miller
Backlund	Dempsey	Gruenes	Knickerbocker	Olsen, S.
Bennett	DenOuden	Gutknecht	Kvam	Omann
Boerboom	Dyke	Hartinger	Levi	Onnen
Boo	Erickson	Hartle	Marsh	Ozment
Brinkman	Fjoslien	Haukoos	McDonald	Pauly
Burger	Forsythe	Heap	McKasy	Piepho
Carlson, D.	Frederick	Himle	McPherson	Poppenhagen
Carlson, J.	Frederickson	Johnson	Metzen	Quist

Redalen	Schafer	Sherman	Tjornhom	Valento
Rees	Schreiber	Sviggum	Tompkins	Waltman
Richter	Seaberg	Thiede	Uphus	Zaffke
Rose	Shaver	Thorson	Valan	Spk. Jennings, D.

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

Schoenfeld moved to amend the McDonald amendment, as amended, to H. F. No. 2, as follows:

Page 3, line 15, after "*once*" insert "*per creditor action*"

A roll call was requested and properly seconded.

The Speaker called Halberg to the Chair.

The question was taken on the Schoenfeld amendment to the McDonald amendment, as amended, and the roll was called.

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

There were 59 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Greenfield	Minne	Peterson	Skoglund
Battaglia	Jaros	Munger	Piper	Solberg
Beard	Jennings, L.	Murphy	Price	Sparby
Becklin	Kahn	Nelson, D.	Quinn	Staten
Begich	Kalis	Nelson, K.	Rest	Tunheim
Brandl	Kelly	Neuenschwander	Rice	Vanasek
Brown	Knuth	Norton	Rivness	Vellenga
Carlson, L.	Kostohryz	Ogren	Rodosovich	Voss
Clark	Krueger	Olson, E.	Sarna	Welle
Cohen	Lieder	Osthoff	Scheid	Wenzel
Elioff	Long	Otis	Schoenfeld	Wynia
Ellingson	McLaughlin	Pappas	Segal	

Those who voted in the negative were:

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

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

The question recurred on the McDonald amendment, as amended, and the roll was called.

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

There were 68 yeas and 58 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, G.	Greenfield	Minne	Peterson	Solberg
Battaglia	Jacobs	Munger	Piper	Sparby
Beard	Jaros	Murphy	Price	Staten
Begich	Jennings, L.	Nelson, D.	Quinn	Tunheim
Brandl	Kahn	Nelson, K.	Rest	Vanasek
Brinkman	Kalis	Neuenschwander	Rice	Vellenga
Brown	Kelly	Norton	Riveness	Voss
Carlson, L.	Knuth	Ogren	Rodosovich	Welle
Clark	Kostohryz	Olson, E.	Scheid	Wenzel
Cohen	Krueger	Osthoff	Schoenfeld	Wynia
Elioff	Long	Otis	Segal	
Ellingson	McLaughlin	Pappas	Skoglund	

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

Schreiber moved to amend H. F. No. 2, as amended, as follows:

Page 7, after line 22, insert:

"Sec. 6. [FAMILY FARM SECURITY ACT ADDITIONAL INTEREST PAYMENTS.] \$740,000 is appropriated to the commissioner of agriculture from the general fund for the biennium ending June 30, 1987 in order to make the payments required by Section 3."

Page 8, after line 10, insert:

"Sec. 7. [REPEALER.]

Laws 1986, chapter 398, articles 8 and 29, section 1, subdivision 6, are repealed."

Page 8, line 12, delete "6" and insert "7"

Renumber the remaining sections

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

The Speaker resumed the Chair.

H. F. No. 2, A bill for an act relating to the family farm security program; authorizing the issuance of general obligation bonds to finance certain payments to be made by the state on family farm loan guarantees; providing an additional payment to certain sellers; appropriating money; amending Minnesota Statutes 1984, sections 41.51; 41.56, subdivision 4b; and 41.57, by adding a subdivision; Minnesota Statutes 1985 Supplement, section 41.61; and proposing coding for new law in Minnesota Statutes, chapter 41.

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 69 yeas and 62 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Dyke	Johnson	Onnen	Sherman
Backlund	Erickson	Kiffmeyer	Ozment	Sparby
Becklin	Forsythe	Knickerbocker	Pauly	Stanius
Bennett	Frederick	Kvam	Piepho	Sviggum
Bishop	Frederickson	Levi	Poppenhagen	Thiede
Blatz	Frerichs	Lieder	Quist	Thorson
Boerboom	Cruenes	Marsh	Redalen	Tompkins
Boo	Gutknecht	McDonald	Rees	Uphus
Burger	Halberg	McKasy	Richter	Valan
Carlson, D.	Hartinger	McPherson	Rose	Valento
Carlson, J.	Hartle	Miller	Schafer	Waltman
Dempsey	Haukoos	Olsen, S.	Schreiber	Zaffke
DenOuden	Heap	Olson, E.	Seaberg	Spk. Jennings, D.
Dimler	Himle	Omann	Shaver	

Those who voted in the negative were:

Anderson, G.	Greenfield	Metzen	Peterson	Solberg
Battaglia	Jacobs	Minne	Piper	Staten
Beard	Jaros	Munger	Price	Tjornhom
Begich	Jennings, L.	Murphy	Quinn	Tunheim
Brandl	Kahn	Nelson, D.	Rest	Vanasek
Brinkman	Kalis	Nelson, K.	Rice	Vellenga
Brown	Kelly	Neuenschwander	Riveness	Voss
Carlson, L.	Knuth	Norton	Rodosovich	Welle
Clark	Kostohryz	O'Connor	Sarna	Wenzel
Clausnitzer	Krueger	Ogren	Scheid	Wynia
Cohen	Long	Osthoff	Schoenfeld	
Elioff	McEachern	Otis	Segal	
Fjoslien	McLaughlin	Pappas	Skoglund	

The bill was not passed, as amended.

Nelson, K., was excused for the remainder of today's session.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

This is to notify you that the Senate is now duly organized pursuant to the Minnesota Constitution and Minnesota Statutes.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1, A bill for an act relating to government in this state; updating the income tax law to conform with federal tax law changes; making administrative and technical changes in the income tax law; providing for direct payments of fire and police state aids; requiring a one-year sales ratio study; changing dates for payments of certain state aids; delaying date for payment of second half taxes on agricultural property; authorizing reciprocal agreements with other states regarding interstate vehicles; requiring a report on the sales ratio study; eliminating a durational restriction on a special levy in Clearwater county; providing for delay of certain aid payments and altering computations; adjusting the computation and payment of local government aids; expanding tax clearance authority; expanding tax collection authority of the department of revenue; authorizing the department to file tax liens against homestead property; increasing the rate of interest to be paid on tax refunds; changing times for payment of certain taxes on liquor, cigarettes, tobacco products, and insurance premiums; imposing certain requirements on liquor whole-

salers; altering enterprise zone provisions; providing for certain examinations; delaying transfer of motor vehicle excise taxes; reinstating the bottle tax; reducing the ethanol credit and providing payments to ethanol producers; adjusting income and asset criteria for recipients of medical assistance; repealing the provision for suspension of income tax indexing; making technical changes in property tax and other miscellaneous tax laws; transferring certain positions within the department of natural resources; establishing priorities for expenditure of additional revenues; reducing certain appropriations for education with certain conditions; adjusting complements; setting the foundation formula allowance and the amount to be raised by the basic maintenance mill rate; altering certain education aid and levy formulas and requirements; authorizing levies in certain school districts; making changes in certain pension, retirement, and social security provisions; limiting eligibility for school bus driver endorsements; providing for insurance coverage, expense allowances, board duties, office location, class days, building construction, approval on certain capital improvements involving certain post-secondary education systems; providing for community emergency response hazardous substance protection; transferring certain funds between agencies; requiring certain studies and reports; imposing penalties; appropriating money; amending Minnesota Statutes 1984, sections 15.38, subdivision 3; 60A.15, subdivision 2; 60A.17, by adding a subdivision; 69.021, subdivisions 4, 5, 7, and 9; 69.031, subdivision 3; 69.54; 82.22, subdivision 3; 82.27, by adding a subdivision; 121.901, subdivision 2; 123.71, subdivision 1; 124.195, subdivisions 3, 5, and by adding a subdivision; 124.32, subdivision 1c; 124.573, subdivision 3; 124.71, subdivision 2; 136.14; 148.10, by adding a subdivision; 150A.08, by adding a subdivision; 162.06, subdivision 1; 162.12, subdivision 1; 270.12, subdivision 2; 270.69, by adding a subdivision; 270.72, subdivisions 1, 2, and 3; 270A.03, subdivision 5; 273.072, subdivision 1; 273.1391, subdivision 3; 275.125, subdivision 9, and by adding a subdivision; 276.09; 276.10; 276.11; 278.03; 279.01, as amended; 290.067, subdivision 2; 290.281, subdivision 5; 290.34, subdivision 2; 290.36; 290.50, subdivision 3; 290.53, subdivision 2; 290.56, subdivision 3; 290.61; 290A.03, subdivision 8; 296.16, subdivision 1; 296.17, subdivision 6, and by adding a subdivision; 297.07, subdivisions 1 and 4; 297.23, subdivision 1; 297.35, subdivisions 5 and 8; 297A.27, by adding a subdivision; 297A.43; 297B.09, subdivision 2; 298.24, subdivision 1; 299F.21; 326.20, by adding a subdivision; 364.09; and 477A.015; Minnesota Statutes 1985 Supplement, sections 15A.081, subdivision 8; 16A.15, subdivisions 1 and 6; 16A.1541; 60A.17, subdivision 1a; 69.031, subdivision 1; 116C.63, subdivision 4; 121.904, subdivision 4c; 124.155, subdivision 2; 124.17, subdivision 1a; 124.195, subdivision 11; 124.2131, subdivision 3; 124.2161, subdivision 6; 124.2162, subdivision 2; 124.2163, subdivision 2; 124.225, subdivisions 7b and 10; 124.245, subdivisions 1 and 3; 124.271, subdivision 2b; 124.573, subdivision 2; 124A.02, subdivisions 9 and 15; 124A.03, subdivision 1a; 129B.38, subdivision 1; 136C.07, subdivision 5a; 136C.35; 147.021, by adding a subdivision; 256B.06, subdivision 1; 270.063; 270.69, subdivisions

2, 3, and 4; 270.76; 270.77; 273.11, subdivision 8; 273.124, subdivisions 6, 8, 9, 10, 11, and by adding a subdivision; 273.13, subdivisions 15a, 26, 28, and 30; 273.1314, subdivisions 6 and 16a, as amended; 273.136; 273.42, subdivision 2; 274.19, subdivisions 1 and 8; 275.125, subdivisions 8, 11a, and 11c; 278.05, subdivision 5; 279.06; 287.12; 287.29, subdivision 1; 290.01, subdivision 20; 290.06, subdivision 3g; 290.068, subdivision 3; 290.079, subdivision 1; 290.089, subdivision 3; 290.09, subdivision 7; 290.091, subdivision 2; 290.095, subdivisions 9 and 11; 290.10; 290.12, subdivision 2; 290.13, subdivision 1; 290.132, subdivision 1; 290.14; 290.16, subdivisions 7 and 15; 290.17, subdivision 2; 290.21, subdivisions 4 and 8; 290.41, subdivision 1; 290.92, subdivision 2a; 290.93, subdivision 10; 290A.03, subdivisions 3, 6, and 13; 296.02, subdivision 7; 296.22, subdivision 13; 297.35, subdivision 1; 297C.02, by adding a subdivision; 297C.03, subdivision 1; 297C.04; 297C.05, subdivision 2; 298.28, subdivision 1; 354.43, subdivision 3; 354A.12, subdivision 2; 355.208; 355.287; 355.46, subdivision 3; 477A.011, subdivisions 10 and 14; 477A.012; 477A.013; and 609.101; Laws 1985, chapter 289, section 5, subdivision 2; and section 7; Laws 1985, First Special Session chapter 12, article 1, section 36, subdivision 3; article 2, section 15, subdivision 2; article 3, section 28, subdivisions 9 and 10; article 4, section 11, subdivision 6; article 5, section 10, subdivisions 2 and 4; article 6, section 28, subdivisions 11, 16, 17, and 20, article 8, section 60, subdivisions 1 and 4; section 62, subdivisions 2, 3, 4, 6, 8, 9, 12, 13, 14, 15, and 17; section 63, subdivisions 2 and 3; section 64, subdivision 2; article 9, section 3, subdivisions 2 and 3; article 11, section 21, subdivision 3; chapter 14, article 11, section 13; proposing coding for new law in Minnesota Statutes, chapters 41A; 135A; 256; 270; 276; 297A; and 299F; 458; repealing Minnesota Statutes 1984, sections 69.031, subdivision 4; 121.495; 124A.031, subdivision 2; 136.063; 270.72, subdivision 5; 275.125, subdivision 16; 290.06, subdivision 15; 290.39, subdivision 1a; and 290A.04, subdivision 2f; Minnesota Statutes 1985 Supplement, sections 16A.154; 124.245, subdivisions 2 and 5; 129B.38; 275.125, subdivision 11b; and 290.06, subdivision 2f; Laws 1985, First Special Session chapter 14, article 21, sections 16 and 17.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1, A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and

superseded provisions; providing instructions to the revisor; correcting various legislative enactments; providing for the exclusion of the homestead from the augmented estate; providing for the inclusion of certain insurance and other items in the augmented estate; establishing a standard for best interests of wards or conservatees; requiring findings regarding best interests; amending Minnesota Statutes 1984, sections 8.32, subdivision 2; 10A.01, subdivision 11; 10A.04, subdivision 4a; 16A.631; 46.044, as amended; 47.58, subdivision 5; 62D.22, subdivision 8; 116J.70, subdivision 2a; 116M.08, subdivision 17; 121.15, subdivision 2; 124A.02, subdivision 14; 136D.74, subdivision 2; 144.224; 169.045, subdivision 7, as amended; 176A.01, subdivision 1; 179A.10, subdivision 3; 253B.02, subdivision 4a; 260.015, subdivision 24; 260.245; 275.125, subdivision 9, as amended; 298.22, subdivision 3; 327C.07, subdivision 3a; 349.15, as amended; 349.212, subdivisions 2 and 4, as amended; 349.214, subdivision 2; 383A.23, subdivision 5; 385.24; 403.12, subdivision 1; 414.061, subdivisions 4 and 4a; 424A.001, subdivision 7, as added; 462A.21, subdivision 8a; 471.992, as amended; 487.191; 494.03; 518B.01, subdivision 2; 525.539, by adding a subdivision; 525.544; 525.551, subdivision 5; 525.61; 571.495, subdivision 2; 590.01, subdivision 1; 609.346, subdivision 3; 609.347, subdivision 3; 609.348; 609.35; 611A.03, subdivision 3; 628.26; Minnesota Statutes 1985 Supplement, sections 47.20, subdivision 6c; 64B.05, subdivision 1; 64B.37, subdivision 2; 69.011, subdivision 1; 97.50, subdivision 1; 116M.03, subdivision 28; 124.32, subdivision 1d; 145.917, subdivision 4; 147.01, subdivision 4; 147.073, subdivision 1; 168.013, subdivision 1e, as amended; 168.27, subdivision 11; 248.07, subdivision 7; 256B.091, subdivision 4; 256D.37, subdivision 1; 256F.05, subdivision 4; 256F.06, subdivision 1; 273.124, subdivision 5; 297C.03, subdivision 1; 298.02, subdivision 1; 298.225, subdivision 1, as amended; 298.28, subdivision 1, as amended; 340A.404, subdivision 5; 340A.409, subdivision 1; 340A.410, by adding a subdivision; 340A.412, subdivisions 1 and 9; 340A.415; 340A.702; 340A.802, subdivision 1; 349.212, subdivision 1, as amended; 356.216; 358.44; 414.061, subdivision 5; 458.16, subdivision 6; 473.831, subdivision 1; 524.2-109; 524.2-202; 524.2-205; 525.145; 527.41; 527.42; 527.43; 528.15; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivision 2; 609.3471; 626.556, subdivision 2; 631.045; 1986 Regular Session H. F. No. 1886, section 21; Laws 1986, chapters 339, sections 6, subdivision 1; 8; 15, subdivision 1; 16; and 17; 353, section 12; 359, section 27; 365, section 22; 372, section 1, subdivision 1; 383, section 17, subdivision 5; 391, section 7; 394, section 10, subdivision 6; 398, article 1, section 11, subdivision 5; article 2, section 3, subdivision 2; article 6, section 2, subdivision 2; article 29, section 1, subdivision 27; 416, section 4; 417, section 1; 441, section 15; 455, section 21, subdivision 1; 456, section 1, subdivision 2; 460, sections 7, subdivisions 1 and 2; 48; 49; 50; and 59; 465, article 1, sections 11; 20, subdivision 9; article 2, section 25; 467, section 24, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 206 and 340A; repealing Minnesota Statutes 1984, section 35.067; 383A.-

23, subdivisions 2, 3, and 4; 403.12, subdivisions 2 and 3; repealing Laws 1984, chapter 560, section 24; Laws 1985, chapters 248, sections 28 and 29; 252, section 24; Laws 1985, First Special Session chapters 9, article 2, section 89; 14, article 3, section 13; 14, article 4, sections 37 and 91; Laws 1986, chapter 399, article 2.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Himle moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Himle moved that the rules of the House be so far suspended that S. F. No. 1 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 1 was read for the second time.

S. F. No. 1, A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and superseded provisions; providing instructions to the revisor; correcting various legislative enactments; providing for the exclusion of the homestead from the augmented estate; providing for the inclusion of certain insurance and other items in the augmented estate; establishing a standard for best interests of wards or conservatees; requiring findings regarding best interests; amending Minnesota Statutes 1984, sections 8.32, subdivision 2; 10A.01, subdivision 11; 10A.04, subdivision 4a; 16A.631; 46.044, as amended; 47.58, subdivision 5; 62D.22, subdivision 8; 116J.70, subdivision 2a; 116M.08, subdivision 17; 121.15, subdivision 2; 124A.02, subdivision 14; 136D.74, subdivision 2; 144.224; 169.045, subdivision 7, as amended; 176A.01, subdivision 1; 179A.10, subdivision 3; 253B.02, subdivision 4a; 260.015, subdivision 24; 260.245; 275.125, subdivision 9, as amended; 298.22, subdivision 3; 327C.07, subdivision 3a; 349.15, as amended; 349.212, subdivisions 2 and 4, as amended; 349.214, subdivision 2; 383A.23, subdivision 5; 385.24; 403.12, subdivision 1; 414.061, subdivisions 4 and 4a; 424A.001, subdivision 7, as added; 462A.21, subdivision 8a; 471.992, as amended; 487.191; 494.03; 518B.01, subdivision 2; 525.539, by adding a subdivision; 525.544; 525.551, subdivision 5; 525.61; 571.495, subdivision 2; 590.01, subdivision 1; 609.346, subdivision 3; 609.347, subdivision 3; 609.348; 609.35; 611A.03, subdivision 3; 628.26; Minnesota Statutes 1985 Supplement, sections 47.20, subdivision 6c; 64B.05, subdivision 1; 64B.37, subdivision 2; 69.011, subdivision 1; 97.50, subdivision 1; 116M.03, subdivision 28; 124.32, subdivision 1d;

145.917, subdivision 4; 147.01, subdivision 4; 147.073, subdivision 1; 168.013, subdivision 1e, as amended; 168.27, subdivision 11; 248.07, subdivision 7; 256B.091, subdivision 4; 256D.37, subdivision 1; 256F.05, subdivision 4; 256F.06, subdivision 1; 273.124, subdivision 5; 297C.03, subdivision 1; 298.02, subdivision 1; 298.225, subdivision 1, as amended; 298.28, subdivision 1, as amended; 340A.404, subdivision 5; 340A.409, subdivision 1; 340A.410, by adding a subdivision; 340A.412, subdivisions 1 and 9; 340A.415; 340A.702; 340A.802, subdivision 1; 349.212, subdivision 1, as amended; 356.216; 358.44; 414.061, subdivision 5; 458.16, subdivision 6; 473.831, subdivision 1; 524.2-109; 524.2-202; 524.2-205; 525.145; 527.41; 527.42; 527.43; 528.15; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivision 2; 609.3471; 626.556, subdivision 2; 631.045; 1986 Regular Session H. F. No. 1886, section 21; Laws 1986, chapters 339, sections 6, subdivision 1; 8; 15, subdivision 1; 16; and 17; 358, section 12; 359, section 27; 365, section 22; 372, section 1, subdivision 1; 383, section 17, subdivision 5; 391, section 7; 394, section 10, subdivision 6; 398, article 1, section 11, subdivision 5; article 2, section 3, subdivision 2; article 6, section 2, subdivision 2; article 29, section 1, subdivision 27; 416, section 4; 417, section 1; 441, section 15; 455, section 21, subdivision 1; 456, section 1, subdivision 2; 460, sections 7, subdivisions 1 and 2; 48; 49; 50; and 59; 465, article 1, sections 11; 20, subdivision 9; article 2, section 25; 467, section 24, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 206 and 340A; repealing Minnesota Statutes 1984, section 35.067; 383A.23, subdivisions 2, 3, and 4; 403.12, subdivisions 2 and 3; repealing Laws 1984, chapter 560, section 24; Laws 1985, chapters 248, sections 28 and 29; 252, section 24; Laws 1985, First Special Session chapters 9, article 2, section 89; 14, article 3, section 13; 14, article 4, sections 37 and 91; Laws 1986, chapter 399, article 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 118 yeas and 7 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Blatz	Carlson, L.	Fjoslien	Hartinger
Anderson, R.	Boerboom	Clark	Forsythe	Hartle
Backlund	Boo	Clausnitzer	Frederick	Haukoos
Battaglia	Brandl	Cohen	Frederickson	Heap
Beard	Brinkman	Dempsey	Frerichs	Himle
Becklin	Brown	Dyke	Greenfield	Jaros
Begich	Burger	Elioff	Gruenes	Jennings, L.
Bennett	Carlson, D.	Ellingson	Gutknecht	Johnson
Bishop	Carlson, J.	Erickson	Halberg	Kahn

Kalis	Metzen	Pauly	Schafer	Tompkins
Kelly	Minne	Peterson	Scheid	Tunheim
Kiffmeyer	Munger	Piepho	Schoenfeld	Uphus
Knickerbocker	Murphy	Piper	Schreiber	Valan
Knuth	Nelson, D.	Poppenhagen	Segal	Valento
Krueger	Neuenschwander	Price	Shaver	Vanasek
Kvam	Norton	Quinn	Sherman	Vellenga
Levi	O'Connor	Quist	Skoglund	Voss
Lieder	Olson, E.	Rees	Solberg	Waltman
Long	Omunn	Rest	Sparby	Wenzel
Marsh	Onnen	Rice	Stanius	Wynia
McDonald	Osthoff	Richter	Staten	Zaffke
McKasy	Otis	Riveness	Sviggum	Spk. Jennings, D.
McLaughlin	Ozment	Rose	Thorson	
McPherson	Pappas	Sarna	Tjornhom	

Those who voted in the negative were:

DenOuden	McEachern	Rodosovich	Seaberg	Thiede
Kostohryz	Olsen, S.			

The bill was passed and its title agreed to.

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

There being no objection the House recessed subject to the call of the Chair.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

MOTIONS FOR RECONSIDERATION

Schoenfeld moved that the vote whereby H. F. No. 2, as amended, was not passed earlier today be now reconsidered. The motion prevailed.

Levi moved that the action whereby H. F. No. 2, as amended, was given its third reading earlier today be now reconsidered. The motion prevailed.

H. F. No. 2, as amended, was reported to the House.

McDonald moved to amend H. F. No. 2, as amended, as follows:

In the McDonald amendment, page 3, delete Section 7

A roll call was requested and properly seconded.

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

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

There were 104 yeas and 21 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Dimler	Krueger	Otis	Sherman
Anderson, R.	Dyke	Levi	Pappas	Skoglund
Backlund	Elioff	Lieder	Pauly	Solberg
Battaglia	Ellingson	Long	Peterson	Sparby
Beard	Erickson	McDonald	Piper	Stanisus
Becklin	Fjoslien	McEachern	Poppenhagen	Staten
Begich	Forsythe	McKasy	Price	Thorson
Bennett	Frederick	McLaughlin	Quinn	Tjornhom
Bishop	Frederickson	McPherson	Redalen	Tompkins
Boerboom	Greenfield	Metzen	Rees	Tunheim
Boo	Halberg	Minne	Rest	Uphus
Brandl	Hartle	Munger	Rice	Valan
Brinkman	Jacobs	Murphy	Riveness	Valento
Brown	Jennings, L.	Nelson, D.	Rodosovich	Vanasek
Burger	Johnson	Neuenschwander	Rose	Velleuga
Carlson, J.	Kahn	Norton	Sarna	Voss
Carlson, L.	Kalis	Ogren	Scheid	Welle
Clark	Kelly	Olson, E.	Schoenfeld	Wenzel
Clausnitzer	Kiffmeyer	Omann	Seaberg	Wynia
Cohen	Knuth	Onnen	Segal	Spk. Jennings, D.
Dempsey	Kostohryz	Osthoff	Shaver	

Those who voted in the negative were:

Blatz	Haukoos	Miller	Piepho	Sviggun
DenOuden	Heap	O'Connor	Quist	Thiede
Ferichs	Himle	Olsen, S.	Schafer	Waltman
Gruenes	Marsh	Ozment	Schreiber	Zaffke
Gutknecht				

The motion prevailed and the amendment was adopted.

H. F. No. 2, A bill for an act relating to the family farm security program; authorizing the issuance of general obligation bonds to finance certain payments to be made by the state on family farm loan guarantees; providing an additional payment to certain sellers; appropriating money; amending Minnesota Statutes 1984, sections 41.51; 41.56, subdivision 4b; and 41.57, by adding a subdivision; Minnesota Statutes 1985 Supplement, section 41.61; and proposing coding for new law in Minnesota Statutes, chapter 41.

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

The question was taken on the passage of the bill and the roll was called. There were 106 yeas and 19 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Elioff	Krueger	Pappas	Stanis
Backlund	Ellingson	Kvam	Pauly	Staten
Battaglia	Erickson	Levi	Peterson	Sviggun
Beard	Forsythe	Lieder	Piper	Thorson
Becklin	Frederick	Long	Poppenhagen	Tjornhom
Begich	Frederickson	Marsh	Price	Tompkins
Bennett	Frerichs	McDonald	Quinn	Tunheim
Bishop	Gruenes	McEachern	Quist	Uphus
Blatz	Gutknecht	McKasy	Redalen	Valan
Boerboom	Halberg	McPherson	Rees	Valento
Boo	Hartle	Metzen	Rest	Vanasek
Brandl	Haukoos	Miller	Rice	Vellenga
Brinkman	Heap	Minne	Riveness	Waltman
Burger	Himle	Munger	Rose	Welle
Carlson, J.	Jacobs	Neuenschwander	Schafer	Wenzel
Carlson, L.	Jennings, L.	Norton	Schreiber	Wynia
Clausnitzer	Johnson	Olsen, S.	Seaberg	Zaffke
Cohen	Kalis	Olson, E.	Segal	Spk. Jennings, D.
Dempsey	Kelly	Omann	Shaver	
DenOuden	Kiffmeyer	Onnen	Skoglund	
Dimler	Knickerbocker	Otis	Solberg	
Dyke	Knuth	Ozment	Sparby	

Those who voted in the negative were:

Anderson, G.	Greenfield	Murphy	Osthoff	Scheid
Brown	Kahn	Nelson, D.	Piepho	Schoenfeld
Clark	Kostohryz	O'Connor	Rodosovich	Voss
Fjoslien	McLaughlin	Ogren	Sarna	

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

MOTIONS AND RESOLUTIONS

Kalis and Piper introduced:

House Resolution No. 1, A house resolution commending the citizens of Blue Earth for their celebration of 100 years of educational excellence, to mark the 100th year of graduations and to celebrate with a Centennial Reunion June 27-28.

SUSPENSION OF RULES

Kalis moved that the rules be so far suspended that House Resolution No. 1 be now considered and be placed upon its adoption. The motion prevailed.

HOUSE RESOLUTION NO. 1

A house resolution commending the citizens of Blue Earth for their celebration of 100 years of educational excellence, to mark the 100th year of graduations and to celebrate with a Centennial Reunion June 27-28.

Whereas, the citizens of Blue Earth, Minnesota, have demonstrated spirit, initiative, and a spirit of gratitude in planning a centennial reunion; and

Whereas, focus is being placed on the importance to all Minnesota citizens of the high quality of Minnesota education; and

Whereas, those many individuals, teachers, administrators, and board members who have contributed to the excellent education afforded the students deserve to be commended and thanked; *Now, Therefore*,

Be It Resolved by the House of Representatives of the State of Minnesota that it commends the citizens of Blue Earth for their June 1986 school reunion.

Be It Further Resolved that the Chief Clerk of the House of Representatives is directed to prepare an enrolled copy of this resolution, to be authenticated by his signature and that of the Speaker, and present it to the organizer of the Blue Earth school reunion.

Kalis moved that House Resolution No. 1 be now adopted. The motion prevailed and House Resolution No. 1 was adopted.

Kalis introduced:

House Resolution No. 2, A house resolution congratulating the girls basketball team from Bricelyn High School for participating in the 1986 Class A Girls State High School Basketball Championship.

SUSPENSION OF RULES

Kalis moved that the rules be so far suspended that House Resolution No. 2 be now considered and be placed upon its adoption. The motion prevailed.

HOUSE RESOLUTION NO. 2

A house resolution congratulating the girls basketball team from Bricelyn High School for participating in the 1986 Class A Girls State High School Basketball Championship.

Whereas, competitive sports in our high schools are helpful in teaching the principles of sportsmanship and fair play to our high school students, thereby contributing to better citizenship; and

Whereas, high school sports promote vigorous good health of the participants; and

Whereas, the girls basketball team from Bricelyn participated in the Class A Girls State Basketball Tournament as one of just 8 teams from among the many teams that originally participated in the tournament; and

Whereas, Bricelyn won the Region 2A Girls Basketball Championship; and

Whereas, the girls basketball team, as a team, made an outstanding and determined effort to win the tournament; and

Whereas, Bricelyn finished the year with an outstanding 24 and 2 win-loss record; and

Whereas, Bricelyn High School was the smallest school in the tournament with an enrollment of only 52; and

Whereas, Bricelyn High School's players and fans have exhibited outstanding sportsmanship, skill, and desire throughout the season; *Now, Therefore,*

Be It Resolved by the House of Representatives of the State of Minnesota that congratulations are extended to the girls basketball team of Bricelyn High School on the accomplishments, skill, and determination of their girls basketball team and to the team's coach, and the team's fans.

Be It Further Resolved that the Chief Clerk of the House of Representatives is instructed to prepare an enrolled copy of this resolution to be authenticated by his signature and that of the Speaker and transmit it to the principal of Bricelyn High School.

Kalis moved that House Resolution No. 2 be now adopted. The motion prevailed and House Resolution No. 2 was adopted.

Levi moved that the Chief Clerk be and he is hereby authorized to correct and approve the Journal of the House, 1986 Special Session, for today, Wednesday, April 2, 1986, and that he be authorized to include in the Journal for today any subsequent proceedings and any appointments to legislative interim committees or commissions created by legislative action or by law. The motion prevailed.

Levi moved that the Chief Clerk be and he is hereby instructed to inform the Senate and the Governor by message that the House of Representatives is about to adjourn this 1986 Special Session sine die. The motion prevailed.

MOTION TO ADJOURN SPECIAL SESSION SINE DIE

Levi moved that the House adjourn sine die for the 1986 Special Session. The motion prevailed and the Speaker declared the House stands adjourned sine die for the 1986 Special Session.

EDWARD A. BURDICK, Chief Clerk, House of Representatives