

STATE OF MINNESOTA

SEVENTY-FIFTH SESSION—1987

SEVENTH DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 26, 1987

The House of Representatives convened at 2:00 p.m. and was called to order by Fred C. Norton, Speaker of the House.

Prayer was offered by the Reverend Margaret J. Thomas, Executive Director of the Minnesota Council of Churches, State of Minnesota.

The roll was called and the following members were present:

Anderson, G.	Gruenes	Lieder	Ozment	Skoglund
Anderson, R.	Gutknecht	Long	Pappas	Solberg
Battaglia	Hartle	Marsh	Pauly	Sparby
Bauerly	Haukoos	McDonald	Pelowski	Stanius
Beard	Heap	McEachern	Peterson	Steensma
Begich	Himle	McKasy	Poppenhagen	Sviggum
Bennett	Hugoson	McLaughlin	Price	Swenson
Bertram	Jacobs	McPherson	Quinn	Thiede
Bishop	Jaros	Milbert	Quist	Tjornhom
Blatz	Jefferson	Miller	Redalen	Tompkins
Boo	Jennings	Minne	Reding	Trimble
Brown	Jensen	Morrison	Rest	Tunheim
Burger	Johnson, A.	Munger	Rice	Uphus
Carlson, D.	Johnson, R.	Murphy	Richter	Valento
Carlson, L.	Johnson, V.	Nelson, C.	Riveness	Vanasek
Carruthers	Kahn	Nelson, D.	Rodosovich	Vellenga
Clark	Kalis	Nelson, K.	Rose	Voss
Clausnitzer	Kelly	O'Connor	Rukavina	Wagenius
Cooper	Kelso	Ogren	Sarna	Waltman
Dauner	Kinkel	Olsen, S.	Schafer	Welle
DeBlieck	Kludt	Olsen, E.	Scheid	Wenzel
Dempsey	Knickerbocker	Olson, K.	Schoenfeld	Winter
Dille	Knuth	Omann	Schreiber	Wynia
Dorn	Kostohryz	Onnen	Seaberg	Spk. Norton
Forsythe	Krueger	Orenstein	Segal	
Frederick	Larsen	Osthoff	Shaver	
Greenfield	Lasley	Otis	Simoneau	

A quorum was present.

Frerichs and Neuenschwander were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Kelly moved that further reading of the Journal be dispensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 34, 66 and 45 have been placed in the members' files.

REPORTS OF STANDING COMMITTEES

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

H. F. No. 64, A bill for an act relating to charitable gambling; changing the effective date for collection of certain taxes by distributors; amending Laws 1986, chapter 467, section 33.

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

The report was adopted.

POINT OF ORDER

Schreiber raised a point of order pursuant to rule 5.10 relating to Budget Committee Resolutions and their effect on Appropriation and Tax bills, that the Committee Report on H. F. No. 64 was out of order. The Speaker deferred his decision on the Schreiber point of order.

There being no objection, H. F. No. 64 was laid over and was not given a second reading.

**INTRODUCTION AND FIRST READING
OF HOUSE BILLS**

The following House Files were introduced:

Quinn and Sarna introduced:

H. F. No. 124, A bill for an act relating to utilities; trade practices; restricting use and connection of automatic dialing-announcing devices to telephone lines; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Skoglund introduced:

H. F. No. 125, A bill for an act relating to financial institutions; permitting interstate banking with an additional reciprocating state; amending Minnesota Statutes 1986, section 48.92, subdivision 7.

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

Ozment introduced:

H. F. No. 126, A bill for an act relating to transportation; school bus safety; providing for amber proceed-with-caution signal for driver-activated student control warning systems; amending Minnesota Statutes 1986, section 169.44, subdivision 1d.

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

Krueger, Skoglund and Rest introduced:

H. F. No. 127, A bill for an act relating to nonprofit corporations; adoption services corporations; providing that pledges to make contributions to reimburse the corporation for expenses shall be voidable at the option of the person making the pledge and payment of expenses shall not be a prerequisite to providing adoption services; amending Minnesota Statutes 1986, section 317.65, subdivision 7.

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

Olson, E.; Sparby; Redalen; Uphus and Kahn introduced:

H. F. No. 128, A bill for an act relating to taxation; permitting counties to impose a special levy for payments to soil and water conservation districts; amending Minnesota Statutes 1986, section 275.50, subdivision 5.

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

Ozment introduced:

H. F. No. 129, A bill for an act relating to industrial development bonds; requiring the refund of application deposits to the city of Hastings; appropriating money.

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

Voss and Bennett introduced:

H. F. No. 130, A bill for an act relating to Ramsey county; authorizing the county to use certain land dedicated as open space for highway purposes; amending Minnesota Statutes 1986, section 383A.07, by adding a subdivision.

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

Lieder; Johnson, V., and Kelso introduced:

H. F. No. 131, A bill for an act relating to transportation; increasing amount authorized for state transportation bonds for bridges; amending Laws 1979, chapter 280, sections 1 and 2, as amended.

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

Onnen, Dauner, Ogren, Brown and Uphus introduced:

H. F. No. 132, A bill for an act relating to taxation; providing for payment of property tax refunds if the taxes are delinquent; amending Minnesota Statutes 1986, section 290A.10.

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

Reding introduced:

H. F. No. 133, A bill for an act relating to economic development; creating an enterprise zone to be designated by the city of Austin.

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

Price, Begich, Beard, Solberg and Quinn introduced:

H. F. No. 134, A bill for an act relating to employment; requiring an employer to notify employees and job applicants of bankruptcy proceedings; providing a penalty; proposing coding for new law in Minnesota Statutes, chapter 181.

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

McLaughlin and Voss introduced:

H. F. No. 135, A resolution memorializing the President and Congress to adopt legislation permitting state and local governments to require out-of-state sellers to collect sales and use taxes.

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

Sviggum, Welle and Ozment introduced:

H. F. No. 136, A bill for an act relating to labor; creating an employee's social responsibility act; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Kelly, Blatz, Carruthers, Swenson and Pappas introduced:

H. F. No. 137, A bill for an act relating to criminal procedure; providing a presumption favoring joinder of multiple felony defendants in a single prosecution; permitting the prosecution to offer a rebuttal closing argument; allowing the prosecution and the defense an equal number of peremptory challenges when the offense charged is not punishable by life imprisonment; amending Minnesota Statutes 1986, section 631.07; proposing coding for new law in Minnesota Statutes, chapter 631.

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

Rose; Carlson, L.; Nelson, K., and Olsen, S., introduced:

H. F. No. 138, A bill for an act relating to education; restoring to school districts the authority to decide when to start the school year; repealing Minnesota Statutes 1986, section 126.12, subdivision 1.

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

Sviggum, Rodosovich, Welle, Waltman and Dille introduced:

H. F. No. 139, A bill for an act relating to unemployment compensation; benefit requalification after voluntary quit or discharge for misconduct; amending Minnesota Statutes 1986, section 268.09, subdivision 1.

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

Sarna, Beard, Sparby and Murphy introduced:

H. F. No. 140, A bill for an act relating to taxation; individual income; expanding the exclusion for pension income; amending Minnesota Statutes 1986, section 290.08, subdivision 26.

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

Ogren, Kelly, Simoneau, Blatz and Solberg introduced:

H. F. No. 141, A bill for an act relating to commerce; exempting certain directors, members, and agents of certain commercial bodies from civil liability; amending Minnesota Statutes 1986, section 317.201.

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

Blatz, Murphy, Jacobs, Kelly and Dempsey introduced:

H. F. No. 142, A bill for an act relating to drivers' licenses; permitting limited license for homemaker; amending Minnesota Statutes 1986, section 171.30, subdivision 1.

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

Kelly, Trimble, Greenfield, Segal and Ozment introduced:

H. F. No. 143, A bill for an act relating to public safety; establishing state reimbursement program for purchases of soft body armor by and for peace officers; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 299A.

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

Kelly, Ogren, Solberg, Quist and Dempsey introduced:

H. F. No. 144, A bill for an act relating to crime victims; creating a fund to be used by local law enforcement agencies for the purpose of meeting certain emergency needs of crime victims; providing for administration of the fund by the crime victims reparations board; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 611A.

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

Stanius, Rose, Osthoff and Bennett introduced:

H. F. No. 145, A bill for an act relating to game and fish; imposing a minimum length requirement on walleyed pike; proposing coding for new law in Minnesota Statutes, chapter 97C.

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

Stanius, Osthoff, Scheid, Sarna and Bennett introduced:

H. F. No. 146, A bill for an act relating to game and fish; removing restrictions on the commissioner's power to close lakes to spearing and reduce limits on the number of fish taken by spearing; repealing Minnesota Statutes 1986, section 97C.385, subdivisions 1 and 2.

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

Kelly, McKasy, Bishop, Brown and Welle introduced:

H. F. No. 147, A bill for an act relating to crimes; expanding the crime of witness tampering to include the act of intimidating a witness to make false statements; amending Minnesota Statutes 1986, section 609.498, subdivisions 1 and 2.

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

Blatz, Valento, Tjornhom, Swenson and Anderson, R., introduced:

H. F. No. 148, A bill for an act relating to motor vehicles; providing that personalized license plates originally issued before July 1, 1985, are issued for the life of the holder; appropriating money;

amending Minnesota Statutes 1986, section 168.12, subdivisions 1 and 2a.

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

O'Connor, Dorn, Orenstein and Milbert introduced:

H. F. No. 149, A bill for an act relating to retirement; extending for two years the rule of 85; amending Minnesota Statutes 1986, section 356.70, subdivision 1.

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

Neuenschwander, Sparby, Solberg, Battaglia and Tunheim introduced:

H. F. No. 150, A bill for an act relating to wild animals; liability of state officials for damage caused by beaver dams; amending Minnesota Statutes 1986, section 97B.665, subdivision 2.

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

Kelly, Vellenga, Rest, Blatz and McKasy introduced:

H. F. No. 151, A bill for an act relating to crime victims; permitting the crime victims reparation board to file a claim for reparations; altering the manner of determining reparations claims; requiring law enforcement agencies to aid the board; permitting an offender's dependents to receive some proceeds of a commercial enactment of a crime; providing for the classification of various data; providing penalties; amending Minnesota Statutes 1986, sections 611A.04, by adding a subdivision; 611A.52, subdivision 8; 611A.53, subdivision 2; 611A.57; 611A.66; 611A.68, subdivisions 1, 2, 8, and by adding subdivisions; repealing Minnesota Statutes 1986, section 611A.59.

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

Begich introduced:

H. F. No. 152, A bill for an act relating to utilities; providing that utilities provide location for customers to pay utility bills; amending

Minnesota Statutes 1986, section 325E.025, by adding a subdivision.

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

Krueger, Rice, Omann, Bertram and Bauerly introduced:

H. F. No. 153, A bill for an act relating to education; establishing a program to require school districts to provide milk to all elementary and secondary pupils in public and nonpublic schools; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.

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

McEachern and Bauerly introduced:

H. F. No. 154, A bill for an act relating to education; eliminating declining pupil unit aid and levy; amending Minnesota Statutes 1986, section 124A.01; repealing Minnesota Statutes 1986, section 124A.20.

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

Begich introduced:

H. F. No. 155, A bill for an act relating to highways; ensuring that costs of road relocation for mining purposes are paid for by owner; amending Minnesota Statutes 1986, section 160.10, subdivisions 1, 2, 4, 5, 6, and 7.

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

Krueger introduced:

H. F. No. 156, A bill for an act relating to traffic regulations; requiring rumble strips before signs reducing speed on trunk highways approaching cities and towns; amending Minnesota Statutes 1986, section 169.14, by adding a subdivision.

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

Krueger and Winter introduced:

H. F. No. 157, A resolution memorializing the United States Congress to propose an amendment to the Constitution to abolish the electoral college and replace it with direct popular election of the President.

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

Ozment introduced:

H. F. No. 158, A bill for an act relating to state historic sites; appropriating money for the William G. LeDuc House.

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

Olsen, S.; Jacobs; Osthoff; Scheid and Tjornhom introduced:

H. F. No. 159, A bill for an act relating to utilities; trade practices; restricting automatic telephone dialing-announcing devices; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

CONSENT CALENDAR

H. F. No. 66, A resolution memorializing the Congress of the United States to enact an extension of the federal highway program at the earliest possible date.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Bishop	Clausnitzer	Frederick	Hugoson
Anderson, R.	Blatz	Cooper	Greenfield	Jacobs
Battaglia	Boo	Dauner	Gruenes	Jaros
Bauerly	Brown	DeBlieck	Gutknecht	Jefferson
Beard	Burger	Dempsey	Hartle	Jennings
Begich	Carlson, D.	Dille	Haukoos	Jensen
Bennett	Carlson, L.	Dorn	Heap	Johnson, A.
Bertram	Carruthers	Forsythe	Himle	Johnson, R.

Johnson, V.	McKasy	Onnen	Riveness	Sviggum
Kahn	McLaughlin	Orenstein	Rodosovich	Swenson
Kalis	McPherson	Osthoff	Rose	Tompkins
Kelly	Milbert	Otis	Rukavina	Trimble
Kelso	Miller	Ozment	Sarna	Tunheim
Kinkel	Minne	Pappas	Schafer	Uphus
Kludt	Morrison	Pauly	Scheid	Valento
Knickerbocker	Munger	Pelowski	Schoenfeld	Vanasek
Knuth	Murphy	Peterson	Schreiber	Vellenga
Kostohryz	Nelson, C.	Poppenhagen	Seaberg	Voss
Krueger	Nelson, D.	Price	Segal	Wagenius
Larsen	Nelson, K.	Quinn	Shaver	Waltman
Lasley	O'Connor	Quist	Simoneau	Welle
Lieder	Ogren	Redalen	Skoglund	Wenzel
Long	Olsen, S.	Reding	Solberg	Winter
Marsh	Olson, E.	Rest	Sparby	Wynia
McDonald	Olson, K.	Rice	Stanius	Spk. Norton
McEachern	Omamm	Richter	Steensma	

The bill was passed and its title agreed to.

GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole with Norton in the Chair for consideration of bills pending on General Orders of the day. After some time spent therein the Committee arose.

REPORT OF THE COMMITTEE OF THE WHOLE

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

H. F. Nos. 34 and 45 were recommended to pass.

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

MOTIONS AND RESOLUTIONS

Neuenschwander moved that the name of Solberg be added as an author on H. F. No. 100. The motion prevailed.

Tunheim moved that the name of Welle be added as an author on H. F. No. 109. The motion prevailed.

Nelson, D., moved that the name of Pappas be added as an author on H. F. No. 110. The motion prevailed.

Sviggum moved that the name of Valento be added as an author on H. F. No. 113. The motion prevailed.

Hugoson moved that the name of Richter be added as an author on H. F. No. 117. The motion prevailed.

Begich moved that the names of Minne and Solberg be added as authors on H. F. No. 118. The motion prevailed.

Riveness moved that the name of Valento be added as an author on H. F. No. 121. The motion prevailed.

Forsythe and Pauly introduced:

House Resolution No. 9, A House resolution congratulating the girls' soccer team from Edina High School for winning the 1986 Minnesota state high school soccer championship.

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

Forsythe and Pauly introduced:

House Resolution No. 10, A House resolution congratulating the girls' tennis team from Edina High School for being the 1986 Minnesota state high school tennis champions.

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

Forsythe and Pauly introduced:

House Resolution No. 11, A House resolution congratulating the girls' swimming team from Edina High School for winning the 1986 Minnesota state high school swimming championship.

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

ADJOURNMENT

Vanasek moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, January 29, 1987. The motion prevailed.

Vanasek moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, January 29, 1987.

EDWARD A. BURDICK, Chief Clerk, House of Representatives