

STATE OF MINNESOTA

SEVENTY-FIFTH SESSION—1987

TWENTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 2, 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 Howard C. Gravrock, former House Chaplain, Edina, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

The Chief Clerk proceeded to read the Journal of the preceding day. Vanasek 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. 238, 816, 923, 946, 947, 955, 1119, 26, 234, 602, 656, 1049, 555, 42, 450, 235, 564 and 1197 and S. F. Nos. 121, 324, 420 and 128 have been placed in the members' files.

REPORTS OF STANDING COMMITTEES

McEachern from the Committee on Education to which was referred:

H. F. No. 96, A bill for an act relating to the state high school league; requiring the league to arrange certain conference memberships; providing standards; amending Minnesota Statutes 1986, section 129.121, subdivision 1, and by adding a subdivision.

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

The report was adopted.

Simoneau from the Committee on Governmental Operations to which was referred:

H. F. No. 338, A bill for an act relating to retirement; authorizing a certain Stearns county historical society employee to retain membership in the public employees retirement association.

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 391, A bill for an act relating to crimes; defining measurement and purity requirements of controlled substances for criminal and tax law purposes; amending Minnesota Statutes 1986, sections 152.15, subdivision 1; 297D.01, subdivision 3; and 297D.07.

Reported the same back with the following amendments:

Page 2, line 27, after "a" insert "detectable"

Page 2, after line 29, insert:

"Sec. 2. Minnesota Statutes 1986, section 152.15, subdivision 4, is amended to read:

Subd. 4. Any person 18 years of age or over who violates section 152.09, subdivision 1, clause (1), by distributing a controlled substance listed in schedule I or II which is a narcotic drug to a person under 18 years of age who is at least three years younger, or by using or employing a person under 18 years of age to distribute a controlled substance listed in schedule I or II which is a narcotic drug, is punishable by the fine authorized by subdivision 1, clause (1) or (2), by a term of imprisonment of up to twice that authorized by subdivision 1, clause (1) or (2), or by both. Any person 18 years of age or over who violates section 152.09, subdivision 1, by distributing any other controlled substance listed in schedules I, II, III, IV, and V, ~~except marijuana,~~ to a person under 18 years of age who is at least three years younger, or by using or employing a person under the age of 18 years to distribute any other controlled substance listed in schedules I, II, III, IV, and V, is punishable by the fine authorized by subdivision 1, clause (3), (4), or (5), by a term of imprisonment up to twice that authorized by subdivision 1, clause (3), (4), or (5), or both."

Page 3, line 5, after "a" insert "detectable"

Page 3, line 15, after "a" insert "detectable"

Page 3, after line 16, insert:

"Sec. 5. [EFFECTIVE DATE.]

Sections 1, 3, and 4 are effective August 1, 1987. Section 2 is effective August 1, 1987, and applies to crimes committed on or after that date."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after the semicolon insert "increasing penalties for distributing controlled substances to a minor or employing a minor to distribute controlled substances;"

Page 1, line 5, delete "subdivision 1" and insert "subdivisions 1 and 4"

With the recommendation that when so amended the bill pass.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 427, A bill for an act relating to public safety; providing that violation of local DWI ordinance is counted for purposes of driver's license revocation; providing that courts must report juvenile traffic violations to the department of public safety; amending Minnesota Statutes 1986, sections 169.121, subdivision 4; 171.16, subdivision 5; 171.17; and 260.161, by adding a subdivision; repealing Minnesota Statutes 1986, section 260.193, subdivision 9.

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

The report was adopted.

Otis from the Committee on Economic Development and Housing to which was referred:

H. F. No. 508, A bill for an act relating to housing; providing for administration of the state's low-income housing credit; authorizing the Minnesota housing finance agency to participate in certain housing construction projects and in certain nonprofit corporations; authorizing the sale or rental of certain housing property; providing definitions; providing for the issuance of certain bonds and notes; amending Minnesota Statutes 1986, sections 462A.03, subdivision 14; 462A.05, subdivisions 14, 21, and by adding subdivisions; 462A.06, subdivisions 7 and 12; 462A.08, subdivisions 1 and 3; and 462A.18, subdivision 2.

Reported the same back with the following amendments:

Pages 1 and 2, delete section 2

Page 3, line 36, delete "build,"

Page 4, line 7, delete "built,"

Page 5, delete lines 3 to 12 and insert:

"Subd. 27. The agency, or the corporations referred to in subdivision 26, may acquire property or property interests under subdivisions 25 and 26 and section 462A.06, subdivision 7, for the following purposes: (1) to protect a loan or grant in which the agency or corporation has an interest; or (2) to preserve for the use of low-and moderate-income persons or families multifamily housing previously financed by the agency which is benefited by federal housing assistance payments or other rental subsidy or interest reduction contracts. Property or property interests acquired for the purpose

specified in clause (1) may be acquired by foreclosure, deed in lieu of foreclosure, or otherwise.

The management of multifamily properties acquired by the agency or the corporations referred to in subdivision 26 pursuant to clause (2) shall be undertaken, as soon after acquisition as is practicable, by entities other than the agency or such corporations on a fee basis. Properties acquired pursuant to clause (2) shall be available for sale by the agency or such corporations at purchase prices and upon such terms as are mutually agreeable to the parties."

Page 7, after line 31, insert:

"Sec. 12. [462A.221] [DEFINITIONS.]

Subdivision 1. [TERMS.] For purposes of sections 12 to 15, the following terms have the meaning given them.

Subd. 2. [CITY.] "City" means a statutory or home rule charter city.

Subd. 3. [HOUSING AND REDEVELOPMENT AUTHORITY.] "Housing and redevelopment authority" means a housing and redevelopment authority established pursuant to section 462.425, or other law, or any other municipal department, agency, or authority which exercises the powers of a housing and redevelopment authority pursuant to section 462.425 or other law.

Sec. 13. [462A.222] [LOW-INCOME HOUSING CREDITS.]

Subdivision 1. [CREDIT RESERVATIONS.] The agency shall reserve a portion of the annual state ceiling for low-income housing credits provided under section 42 of the Internal Revenue Code of 1986 to (1) cities with a population of at least 50,000 that have a housing and redevelopment authority; and (2) counties with a population of 100,000 or more that have a housing and redevelopment authority. A city or county is eligible to receive a reserved portion of the state ceiling under this subdivision if it submits a written request to the agency within 45 days after the effective date of sections 11 to 15 to act as a designated housing credit agency as provided in section 42 of the Internal Revenue Code of 1986. A city or county may designate its housing and redevelopment authority as the agency to receive reserved low-income housing credits on behalf of the city or county. The city of Minneapolis or the city of Saint Paul may designate the Minneapolis/Saint Paul housing finance board to receive reserved low-income housing credits on behalf of each city.

Subd. 2. [CREDIT FORMULA.] The agency shall reserve to each eligible city and county an amount equal to the greater of (1) twice

the product obtained by multiplying \$1.125 by the population of the city or county, or (2) 90 percent of the total state ceiling for low-income housing credits, multiplied by a fraction that has as its numerator the number of rental units located within the city or county and that has as its denominator the total number of rental units located within the state. For purposes of this subdivision, the state demographer shall provide population and rental unit estimates to the agency.

Subd. 3. [RETURN OF RESERVED CREDITS.] Unused portions of the state ceiling for low-income housing credits reserved to cities and counties for allocation may be returned at any time to the agency for allocation. On or before October 1 of each calendar year, each city and county acting as a housing credit agency or the Minneapolis/Saint Paul housing finance board, must submit a written notice to the agency of the portion of the low-income housing credit ceiling reserved to it which has not been allocated. The unallocated credit must then be allocated by the agency as provided in section 14.

Sec. 14. [462A.223] [MINNESOTA HOUSING FINANCE AGENCY; DESIGNATED AGENCY.]

Subdivision 1. [CREDITS TO QUALIFIED NONPROFIT ORGANIZATIONS.] The agency is designated as a housing credit agency with authority to provide low-income housing credits for projects involving qualified nonprofit organizations under sections 501(c)(3) and 501(c)(4) of the Internal Revenue Code of 1986. The agency shall provide the ten percent minimum amount of the state ceiling required by section 42 of the Internal Revenue Code of 1986 for application to such projects.

Subd. 2. [DESIGNATED AGENCY.] The agency is designated as a housing credit agency to allocate the portion of the state ceiling for low-income housing credits (1) not reserved to cities and counties under section 13; (2) not accepted for allocation by eligible cities and counties; (3) returned to the agency for allocation; and (4) not otherwise reserved to the agency for allocation under subdivision 1. Low-income housing credits shall be allocated by the agency on a statewide basis. The agency shall make no allocation for projects located within the jurisdiction of the cities or counties that have received credits under section 13, subdivision 1, until the amounts reserved to the cities and counties for allocation have been allocated or returned to the agency for allocation.

Sec. 15. [462A.225] [STATE REGISTER NOTICE.]

The agency shall publish in the State Register all data relating to the state ceiling, state demographer population and rental unit estimates, and other information or procedures specified in section 42 of the Internal Revenue Code of 1986, applicable United States

Treasury Department regulations, and this subdivision that the agency considers pertinent to the distribution of low-income housing credits. Publications under this section are not subject to chapter 14.

Page 7, line 33, delete "12" and insert "15"

Renumber the sections in sequence

Correct the internal references

Amend the title as follows:

Page 1, line 13, before the period, insert "; proposing coding for new law in Minnesota Statutes, chapter 462A"

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 561, A bill for an act relating to government data; providing for access to data by protection and advocacy systems; amending Minnesota Statutes 1986, section 13.89.

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 590, A bill for an act relating to crimes; sentencing; allowing the extension of a stay of execution in misdemeanor cases involving driving under the influence and fifth degree assault; amending Minnesota Statutes 1986, section 609.135, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 11, delete the headnote and insert "[TWO YEAR STAY OF SENTENCE.]"

Page 1, line 12, delete "extend a" and after "stay" insert "imposition or execution of sentence for"

Page 1, line 14, after the second "or" insert "if the conviction is"

Page 1, line 16, delete everything after the period and insert "If the stay is for more than one year, the court shall require unsupervised probation after the first year unless it holds a hearing after the first year and finds that supervised probation is warranted for all or part of the second year of the stay."

Page 1, delete lines 17 to 19

Amend the title as follows:

Page 1, line 2, delete "the extension" and insert "a two year stay of sentence"

Page 1, line 3, delete everything before "in"

With the recommendation that when so amended the bill pass.

The report was adopted.

Otis from the Committee on Economic Development and Housing to which was referred:

H. F. No. 609, A bill for an act relating to government data practices; giving the department of energy and economic development access to certain employment data; amending Minnesota Statutes 1986, section 268.12, subdivision 12.

Reported the same back with the following amendments:

Page 2, line 32, after "(g)" insert "For internal use only,"

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

The report was adopted.

Otis from the Committee on Economic Development and Housing to which was referred:

H. F. No. 673, A bill for an act relating to housing; creating advisory task force in the state pollution control agency to study and

advise on moisture and air quality problems in single-family homes; requiring reports; appropriating money.

Reported the same back with the following amendments:

Page 2, after line 8, insert:

“(6) an employee of the department of health, appointed by the commissioner of health;”

Page 2, line 9, delete “(6)” and insert “(7)”

Page 2, line 12, delete “(7)” and insert “(8)”

Page 2, line 14, delete “(8)” and insert “(9)”

Page 2, line 16, delete “(9)” and insert “(10)”

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 690, A bill for an act relating to traffic regulations; requiring a blood or urine test when there is probable cause to believe there is impairment by a controlled substance; requiring alternative test to be offered under certain conditions; amending Minnesota Statutes 1986, section 169.123, subdivisions 2 and 2a.

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 692, A bill for an act relating to public safety; providing for access to criminal justice datacommunications network and defining purposes for its use; amending Minnesota Statutes 1986, sections 299C.46, subdivision 3; and 299C.48.

Reported the same back with the following amendments:

Page 1, after line 8, insert:

“Section 1. Minnesota Statutes 1986, section 297B.12, is amended to read:

297B.12 [PRIVATE NATURE OF INFORMATION.]

It shall be unlawful for the motor vehicle registrar, deputy registrars or any other public official or employee to divulge or otherwise make known in any manner any particulars disclosed in any purchaser's certificate or any information concerning affairs of any person making such certificate acquired from the purchaser's records, officers or employees except in connection with state or federal tax proceedings, an investigation related to suspected motor vehicle theft conducted by a licensed peace officer or federal agent, or upon request of the person named on the certificate. Nothing herein contained should be construed to prohibit the publishing of statistics so classified as not to disclose the identity of particular purchasers' certificates and the contents thereof. Any person violating the provisions of this section shall be guilty of a gross misdemeanor.”

Page 2, line 12, strike “MUNICIPALITIES” and insert “AUTHORIZED AGENCY”

Renumber the remaining sections

Amend the title as follows:

Page 1, line 4, after the semicolon insert “providing access to motor vehicle excise tax data;”

Page 1, line 5, after “sections” insert “297B.12;”

With the recommendation that when so amended the bill pass.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 704, A bill for an act relating to public safety; providing for the mandatory surrender of registration plates and certificates of motor vehicles operated by repeat DWI offenders; providing for administrative and judicial review; amending Minnesota Statutes 1986, sections 168.041; 169.123, subdivisions 5b, 5c, and 6; 169.1261; and 171.29, by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1986, section 168.041, is amended to read:

168.041 [IMPOUNDING REGISTRATION PLATES AND CERTIFICATES.]

Subdivision 1. When any person is convicted of driving a motor vehicle after the suspension or, revocation or cancellation of the ~~drivers~~ driver's license or driving privileges of such person, the court shall require the registration plates and registration ~~certificates~~ certificate of any motor vehicle involved in such violation owned by such person or registered in that person's name to be surrendered to the court. Upon surrender thereof the court shall issue a receipt therefor.

If the violator is not the owner of ~~such~~ the motor vehicle, the court shall require the registration plates and ~~the~~ registration certificate of any motor vehicle used by the violator, with the permission of the owner who had knowledge of the fact that the violator's ~~drivers~~ driver's license had been revoked or suspended prior to the commission of the offense, to be surrendered to the court.

Subd. 2. If any person is convicted of violating any law or municipal ordinance, except parking laws or ordinances, regulating the operation of motor vehicles on the streets or highways, and the record of ~~such~~ the person so convicted shows a previous conviction for driving after suspension or revocation of the person's driver's license or driving privileges, the court may direct the commissioner of public safety to suspend the driver's license of ~~such~~ the person for not exceeding one year. The court may also require the registration plates and registration ~~certificates~~ certificate of any motor ~~vehicles~~ vehicle owned by the violator or registered in the violator's name to be surrendered to the court.

Subd. 3. Except as otherwise provided in subdivision 3a, if a person is convicted of any offense which makes mandatory the revocation of the ~~drivers~~ person's driver's license of ~~such~~ person, or is convicted of driving a motor vehicle without having a valid driver's license in force, the court may require the registration plates and registration ~~certificates~~ certificate of any motor vehicle owned by such person or any motor ~~vehicles~~ vehicle registered in that person's name to be surrendered to the court.

Subd. 3a. If a person's driver's license or driving privileges are revoked pursuant to a second violation of section 169.121 or 169.123 within five years, or a third or subsequent violation of section 169.121 or 169.123 within ten years, the court shall issue an impoundment order requiring the surrender of the registration plates and registration certificate of any motor vehicle owned by, registered, or leased in the name of the violator, including vehicles registered or leased jointly in the name of the violator and the

violator's spouse. The court shall also issue an impoundment order requiring the surrender of the registration plates and registration certificate of any motor vehicle involved in the violation that is not owned by, registered or leased in the name of the violator or jointly in the name of the violator and the violator's spouse, if the prosecution proves that the owner of the motor vehicle knew that the vehicle was being driven, operated, or physically controlled in violation of section 169.121. The requirement that the court issue an impoundment order does not apply to rental motor vehicles, as defined in subdivision 10, that are involved in the violation, leased in the name of the violator, or leased jointly in the name of the violator and the violator's spouse. An impoundment order must be issued under this subdivision when the person appears in court on any criminal charge or civil driver's license matter arising out of the incident resulting in the most recent license revocation. If no criminal charge or civil license matter is initiated in court, the attorney general may request an impoundment order under this subdivision in municipal or county court, or the unified district court in the jurisdiction where the violation of section 169.121 or 169.123 occurred.

Subd. 4. Except as provided in subdivision 6 or subdivision 7, the court shall retain custody of the surrendered plates and certificates. Within three days after the court issues an impoundment order, the registration plates and certificates must be surrendered to the court. The court either must destroy surrendered registration plates within seven days and forward surrendered registration certificates to the registrar of motor vehicles or it may retain custody of the surrendered plates and certificates. Except as provided in subdivision 5, 6, or 7, no new registration plates may be issued to the person, violator, or owner until such time as the driver's driver's license of the person, violator, or owner has been reissued or reinstated.

Subd. 5. At the time of ordering the surrender of the registration plates and registration certificates of a violator or owner, the court shall notify the registrar of motor vehicles of that fact. Except as provided in subdivision 6 or subdivision 7, no new or duplicate registration plates or new registration certificates shall be issued to such violator or owner until the surrendered plates and certificates are returned to the violator or owner by the court. If the driver's license revocation that is the basis for an impoundment order is rescinded, the registrar of motor vehicles must issue new plates and the certificate for the vehicle at no cost, when the registrar receives an application that includes a copy of the order rescinding the driver's license revocation.

Subd. 6. (a) Any such violator or owner may apply to the registrar of motor vehicles commissioner for new registration plates which shall bear a special series number which may of numbers or letters so as to be readily identified by traffic law enforcement officers. A fee of \$5 shall accompany the application. The registrar of motor

vehicles shall forthwith notify the court of such application. The court may return the registration certificate of such violator or owner to the registrar of motor vehicles, together with its consent to the issuance of such registration plates to such violator or owner. Thereupon the registrar of motor vehicles shall issue such new registration plates. The commissioner may authorize the issuance of special plates if (1) a member of the person's, violator's, or owner's household has a valid driver's license, or (2) the person, violator, or owner has a limited license issued under section 171.30. The commissioner may issue the special plates on payment of a \$20 fee for each vehicle for which special plates are requested.

(b) Until the drivers driver's license of such person, violator, or owner is reinstated or reissued, the person, violator, or owner must inform the commissioner that an impoundment order is in effect when requesting any new registration plates issued to the violator or to an owner whose plates have been impounded shall bear a special series number.

Subd. 7. If An owner wishes to may not sell a motor vehicle during the time its registration plates and registration certificate are impounded have been ordered surrendered or during the time its registration plates bear a special series number of numbers or letters, unless the owner may apply applies to the court which impounded such plates and certificate, for consent to transfer title to the motor vehicle. If the court is satisfied that the proposed sale is in good faith and for a valid consideration, that the owner will thereby be deprived of the custody and control of the motor vehicle, and that the sale is not for the purpose of circumventing the provisions of this section, it may certify its consent to the registrar of motor vehicles and return the impounded registration plates and certificates. If during The registrar shall then transfer the registration certificate to the new owner upon proper application and issue new registration plates. After the time the registration plates and certificate of registration are impounded have been ordered surrendered to the court under this section, if the title to said motor vehicle is transferred by the foreclosure of a chattel mortgage, the cancellation of a conditional sales contract, a sale upon execution, or by decree or order of a court of competent jurisdiction, the court shall order the license plates and registration certificate surrendered to the new owner and notify the registrar of motor vehicles of such action. The registrar of motor vehicles shall then transfer the registration plates and registration certificates certificate and issue new registration plates to the new owner.

Subd. 8. Nothing contained in this section is intended to change or modify any provision of this chapter, with respect to the taxation of motor vehicles or the time within which the taxes thereon shall must be paid.

Subd. 9. Any person who fails to surrender any impounded registration plates or registration certificates certificate to the court

upon demand ~~or~~ under this section, who operates any motor vehicle on a street or highway at a time when a court has ordered the surrender of its registration plates and registration certificate, or who fails to comply with subdivision 6, paragraph (b), is guilty of a misdemeanor.

Subd. 10. As used in subdivision 3a, "rental motor vehicle" means a passenger vehicle, truck, motorcycle, or motorized bicycle which is one of a fleet of two or more vehicles that are rented for periods of 30 days or less.

Sec. 2. Minnesota Statutes 1986, section 169.123, subdivision 5b, is amended to read:

Subd. 5b. [ADMINISTRATIVE REVIEW.] At any time during a period of revocation imposed under this section and of impoundment under section 168.041 a person may request in writing a review of the order of revocation or impoundment by the commissioner of public safety. Upon receiving a request the commissioner or the commissioner's designee shall review the order, the evidence upon which the order was based, and any other material information brought to the attention of the commissioner, and determine whether sufficient cause exists to sustain the order. Within 15 days of receiving the request the commissioner shall report in writing the results of the review. The review provided in this subdivision is not subject to the contested case provisions of the administrative procedure act in sections 14.01 to 14.70. As a result of this review, if the commissioner finds that the owner's driver's license or driving privileges were not revoked under this section or section 169.121, the owner was not and is not a member of the revoked operator's household, and the owner had no knowledge that the vehicle was being driven, operated, or physically controlled in violation of section 169.121, the commissioner may authorize the issuance at no cost of new registration plates and a registration certificate to the owner of the vehicle, or may authorize the return of the owner's former registration plates and registration certificate if custody of them was retained by the court under section 168.041, subdivision 4.

The availability of administrative review for an order of revocation shall have no effect upon the availability of judicial review under this section.

Sec. 3. Minnesota Statutes 1986, section 169.123, subdivision 5c, is amended to read:

Subd. 5c. [PETITION FOR JUDICIAL REVIEW.] Within 30 days following receipt of a notice and order of revocation pursuant to this section, or while an impoundment order is in effect under section 168.041, a person may petition the court for review. The petition shall be filed with the court administrator of county or municipal court in the county where the alleged offense occurred, together with

proof of service of a copy on the commissioner of public safety, and accompanied by the standard filing fee for civil actions. No responsive pleading shall be required of the commissioner of public safety, and no court fees shall be charged for the appearance of the commissioner of public safety in the matter.

The petition shall be captioned in the name of the person making the petition as petitioner and the commissioner of public safety as respondent. The petition shall state with specificity the grounds upon which the petitioner seeks rescission of the order of revocation or denial or the order of impoundment.

The filing of the petition shall not stay the revocation or denial or the impoundment order. The reviewing court may order a stay of the balance of the revocation or impoundment if the hearing has not been conducted within 60 days after filing of the petition upon terms the court deems proper. Judicial reviews shall be conducted according to the rules of civil procedure.

Sec. 4. Minnesota Statutes 1986, section 169.123, subdivision 6, is amended to read:

Subd. 6. [HEARING.] A hearing under this section shall be before a municipal or county judge, in any county in the judicial district where the alleged offense occurred. The hearing shall be to the court and may be conducted at the same time and in the same manner as hearings upon pretrial motions in the criminal prosecution under section 169.121, if any. The hearing shall be recorded. The commissioner of public safety shall appear and be represented by the attorney general or through the prosecuting authority for the jurisdiction involved.

The hearing shall be held at the earliest practicable date, and in any event no later than 60 days following the filing of the petition for review. The judicial district administrator shall establish procedures to ensure efficient compliance with the provisions of this subdivision. To accomplish this, the administrator may, whenever possible, consolidate and transfer review hearings among the county courts within the judicial district.

The scope of the hearing shall be limited to the issues of:

(1) whether the peace officer had probable cause to believe the person was driving, operating, or in physical control of a motor vehicle while under the influence of alcohol or a controlled substance, and whether the person was lawfully placed under arrest for violation of section 169.121, or the person was involved in a motor vehicle accident or collision resulting in property damage, personal injury or death, or the person refused to take a screening test provided for by section 169.121, subdivision 6, or the screening test

was administered and recorded an alcohol concentration of 0.10 or more; and

(2) whether at the time of the request for the test the peace officer informed the person of the person's rights and the consequences of taking or refusing the test as required by subdivision 2; and

(3) either (a) whether the person refused to permit the test, or (b) whether a test was taken and the test results indicated an alcohol concentration of 0.10 or more at the time of testing, and whether the testing method used was valid and reliable, and whether the test results were accurately evaluated.

It shall be an affirmative defense for the petitioner to prove that, at the time of the refusal, the petitioner's refusal to permit the test was based upon reasonable grounds.

Certified or otherwise authenticated copies of laboratory or medical personnel reports, records, documents, licenses and certificates shall be admissible as substantive evidence.

The court shall order either that the revocation or impoundment be rescinded or sustained and forward the order to the commissioner of public safety. The court shall file its order within 14 days following the hearing. If the revocation is sustained, the court shall also forward the person's driver's license or permit to the commissioner of public safety for further action by the commissioner of public safety if the license or permit is not already in the commissioner's possession. If the impoundment is sustained, the court shall also direct the petitioner to forward the registration plates and registration certificate to the court for further action if the plates and certificate are not already in the court's possession. Proof of all of the following is an affirmative defense to an impoundment order:

(1) the petitioner is the owner of the vehicle;

(2) the petitioner's driver's license or operating privileges were not revoked under this section or section 169.121;

(3) the petitioner was not and is not a member of the revoked operator's household; and

(4) the petitioner had no knowledge that the vehicle was being driven, operated, or physically controlled in violation of section 169.121.

Sec. 5. Minnesota Statutes 1986, section 169.1261, is amended to read:

169.1261 [REINSTATEMENT OF DRIVING PRIVILEGES; NOTICE.]

Upon expiration of any period of revocation under section 169.121 or 169.123, or of impoundment under section 168.041, the commissioner of public safety shall notify the person of the terms upon which driving privileges can be reinstated, and new registration plates and registration certificate issued, which terms are: (1) successful completion of a driving test and proof of compliance with any terms of alcohol treatment or counseling previously prescribed, if any; and (2) any other requirements imposed by the commissioner and applicable to that particular case. The commissioner shall also notify the person that if driving is resumed without reinstatement of driving privileges, and issuance of new registration plates and registration certificate, the person will be subject to criminal penalties.

Sec. 6. Minnesota Statutes 1986, section 171.29, is amended by adding a subdivision to read:

Subd. 3. A person whose driver's license has been revoked under section 169.121 or 169.123 must not be issued another driver's license at the end of the revocation period unless the person has complied with all applicable registration plate impoundment provisions of section 168.041.

Sec. 7. [DESTRUCTION OF STORED LICENSE PLATES.]

License plates surrendered to courts before the effective date of section 1 may be destroyed.

Sec. 8. [EVALUATION.]

The commissioner of public safety shall monitor and evaluate the implementation and effects of the registration plate impoundment provisions of sections 1 to 7, and shall submit a written report to the legislature by January 1, 1989, containing the commissioner's findings and recommendations.

Sec. 9. [EFFECTIVE DATE.]

Sections 1 to 8 are effective August 1, 1987, and apply to violations committed on or after that date."

With the recommendation that when so amended the bill pass.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 806, A bill for an act relating to human services; requiring certain written reports of abuse within 72 hours; requiring county attorneys to be on child protection teams; requiring specific investigations of certain abuse cases; amending Minnesota Statutes 1986, sections 626.556, subdivisions 7, 10, and 10a; and 626.558, subdivision 1.

Reported the same back with the following amendments:

Page 2, line 18, delete everything after the period and insert "If the report alleges a violation of a criminal statute involving sexual abuse or physical abuse, the local law enforcement agency and local welfare agency shall coordinate the planning and execution of their respective investigation and assessment efforts to avoid a duplication of fact-finding efforts and multiple interviews. Each agency shall prepare a separate report of the results of its investigation."

Page 2, delete lines 19 to 21

Page 2, line 22, delete everything before "When"

Page 6, line 1, after "appropriate" insert "human service"

Page 6, after line 2, insert:

"Sec. 5. Minnesota Statutes 1986, section 626.558, subdivision 2, is amended to read:

Subd. 2. [DUTIES OF TEAM.] The duties of a multidisciplinary child protection team shall be a consultant may include, but are not limited to, providing public and professional education; developing prevention, intervention, and treatment resources; and providing case consultation to the local welfare agency to better enable the agency to carry out its child protection functions pursuant to section 626.556 and the community social services act. Case consultation shall be performed by a committee of the team consisting of those members who represent social services, law enforcement, the county attorney, health care, education, and those persons directly involved in an individual case as determined by the other members of the case consultation committee.

As used in this subdivision, "case consultation" means a case review process in which recommendations are made concerning services to be provided to the identified children and family.

Sec. 6. Minnesota Statutes 1986, section 626.558, subdivision 3, is amended to read:

Subd. 3. [INFORMATION SHARING.] When performing the duty of case consultation, all records collected and maintained by the local welfare agency pursuant to section 626.556 may be made available to the ~~child protection~~ case consultation committee of the team. Any member of the ~~child protection team case consultation committee~~ may share information acquired in the member's professional capacity with the team committee for the purpose of aiding the ~~team committee~~ in its function."

Amend the title as follows:

Page 1, line 7, delete "subdivision" and insert "subdivisions"

Page 1, line 8, before the period insert ", 2, and 3"

With the recommendation that when so amended the bill pass.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 841, A bill for an act relating to utilities; providing for prevention of unlawful meter bypass, tampering, and use; providing remedies; proposing coding for new law in Minnesota Statutes, chapter 325E.

Reported the same back with the following amendments:

Page 2, line 22, delete "and"

Page 2, line 24, before the period insert "; and the trial costs and witness fees"

With the recommendation that when so amended the bill pass.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 941, A bill for an act relating to crimes; prohibiting killing or injuring a police dog involved in law enforcement investigation or apprehension; prescribing penalties; amending Minnesota Statutes 1986, section 609.595, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 12, after "Whoever" insert "intentionally"

Page 1, line 13, delete "and" and insert "or"

Page 1, line 14, delete "direction" and insert "control"

Page 1, line 18, after "Whoever" insert "intentionally" and delete "substantial or"

Page 1, line 20, delete "and" and insert "or"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 996, A bill for an act relating to natural resources; providing a program for the control of noxious weeds; appropriating money; amending Minnesota Statutes 1986, sections 18.291; and 18.311; proposing coding for new law in Minnesota Statutes, chapter 86.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 1024, A bill for an act relating to human rights; regulating access to public accommodation by certain persons and guide dogs; amending Minnesota Statutes 1986, sections 256C.02; and 363.03, subdivision 10.

Reported the same back with the following amendments:

Page 1, line 25, strike "guide" and insert "service"

Page 2, line 3, delete "guide" and insert "service"

Page 2, line 5, after "ear," insert "service,"

Page 2, line 15, after "ear" insert a new comma

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 1031, A bill for an act relating to liens; labor and material; regulating the attachment of these liens; providing that visible staking of the premises does not constitute the actual and visible beginning of the improvement; amending Minnesota Statutes 1986, section 514.05.

Reported the same back with the following amendments:

Page 1, line 11, reinstate the stricken language and delete the new language

Page 1, line 12, delete "referred to in"

Page 1, lines 13 to 19, reinstate the stricken language and delete the new language

Page 1, line 20, after "without" insert "actual or" and reinstate the stricken "shall attach"

Page 1, lines 21 and 22, reinstate the stricken language and delete the new language

Page 2, line 2, reinstate the stricken language and delete the new language

Page 2, line 11, delete "or" and insert a new comma

Page 2, line 12, delete "or" and insert "and" and delete "does" and insert "do"

Page 2, line 15, after "person" insert "or the notice provision"

With the recommendation that when so amended the bill pass.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 1034, A bill for an act relating to crimes; repealing the requirement that the department of public safety must keep a record of all first convictions for the crime of possessing a small amount of marijuana; amending Minnesota Statutes 1986, section 152.15, subdivision 2.

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

The report was adopted.

Simoneau from the Committee on Governmental Operations to which was referred:

H. F. No. 1077, A bill for an act relating to retirement; conforming mandatory retirement provisions for public employees to the federal Age Discrimination in Employment Amendments of 1986; amending Minnesota Statutes 1986, sections 43A.34, subdivisions 1 and 4; 181.81, subdivision 1; 181.811; 354.44, subdivision 1a; 354A.21; 422A.09, subdivision 3; and 423.076; repealing Minnesota Statutes 1986, sections 125.12, subdivision 5; and 473.419.

Reported the same back with the following amendments:

Page 9, line 25, strike "may"

Page 9, line 26, strike "be established" and insert "that was in effect on March 3, 1983,"

Page 9, line 29, after "6" insert "may be retained"

Page 9, line 31, after "sections" insert "43A.34, subdivision 2,"

Amend the title as follows:

Page 1, line 9, after "sections" insert "43A.34, subdivision 2;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Simoneau from the Committee on Governmental Operations to which was referred:

H. F. No. 1159, A bill for an act relating to retirement; public pension plan or fund assets; prohibiting certain transfers or uses of assets; proposing coding for new law in Minnesota Statutes, chapter 356.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [356.615] [LIMITATION ON USE OF PUBLIC PENSION PLAN ASSETS.]

(a) Money held by or credited to a public pension plan as assets, including employer and employee contributions, state aid, appropriations from the state or a governmental subdivision, and accrued earnings on investments, constitutes a dedicated fund. The dedi-

cated fund may be used exclusively to pay retirement annuities, service pensions, disability benefits, survivor benefits, refunds of contributions, or other benefits provided under the benefit plan document or documents governing the public pension plan and to pay reasonable administrative expenses approved by the governing board of the public pension plan or by another appropriate authority. No assets of a public pension plan may be loaned or transferred to the state or a governmental subdivision or be used to fund an unfunded actuarial accrued liability in another public pension plan or fund, whether or not the plan providing the assets consolidates or has consolidated with the plan receiving the assets. Nothing in this section prohibits a public pension plan or the state board of investment, whichever applies, from investing assets of a plan as authorized by law, including the investment of the assets of public pension plans by the state board of investment in a commingled investment fund.

(b) A public pension plan for purposes of this section means any pension plan or fund specified in section 356.20, subdivision 2, or 356.30, subdivision 3, or any retirement or pension plan or fund, including a supplemental retirement plan or fund, established, maintained, or supported by any governmental subdivision or public body whose revenues are derived from taxation, fees, assessments, or from other public sources."

With the recommendation that when so amended the bill pass.

The report was adopted.

Kalis from the Committee on Transportation to which was referred:

H. F. No. 1191, A bill for an act relating to driver's licenses; providing for a medical alert identifier; amending Minnesota Statutes 1986, section 171.07, by adding a subdivision.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 1297, A bill for an act relating to agriculture; providing a computerized system for notification of security interests in farm products; providing a computerized filing system and central data base for uniform commercial code financing statements and lien statements; imposing a penalty; appropriating money; proposing

coding for new law in Minnesota Statutes, chapter 336; and proposing coding for new law as Minnesota Statutes, chapter 336A.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [336.9-411] [COMPUTERIZED FILING SYSTEM.]

(a) The secretary of state shall develop and implement a statewide computerized filing system to accumulate and disseminate information relative to lien statements, financing statements, and other uniform commercial code documents. The computerized filing system must allow information to be entered and retrieved from the computerized filing system by county recorders.

(b) County recorders shall enter information relative to lien statements, financing statements, and other uniform commercial code documents filed in their offices into a central data base maintained by the secretary of state. The information must be entered under the rules of the secretary of state.

(c) The secretary of state may allow private parties to have electronic-view-only access to the computerized filing system on a fee basis. If the computerized filing system allows a form of electronic access to information regarding the obligations of debtors, the access must be available 24 hours a day, every day of the year.

(d) The secretary of state shall adopt rules to implement the computerized filing system. The secretary of state may adopt permanent and emergency rules. The rules must:

(1) allow filings to be made at the offices of all county recorders and the secretary of state's office as required by section 336.9-401;

(2) establish a central data base for all information relating to liens and security interests that are filed at the offices of county recorders and the secretary of state;

(3) provide procedures for entering data into a central data base;

(4) allow the offices of all county recorders and the secretary of state's office to add, modify, and delete information in the central data base as required by the uniform commercial code;

(5) allow the offices of all county recorders and the secretary of state's office to have access to the central data base for review and search capabilities;

(6) require the secretary of state to maintain the central data base;

(7) provide security and protection of all information in the central data base and monitor the central data base to ensure that unauthorized entry is not allowed;

(8) require standardized information for entry into the central data base;

(9) prescribe an identification procedure for debtors and secured parties that will enhance lien and financing statement searches;

(10) provide a system for coding information on collateral; and

(11) prescribe a procedure for phasing-in or converting from the existing filing system to a computerized filing system.

Sec. 2. [336.9-412] [LIABILITY FOR INFORMATION ERRORS.]

(a) Except as provided in (b), the state, the secretary of state, counties, county recorders, and their employees and agents are immune from liability that occurs as a result of errors in or omissions from information provided from the computerized filing system, if the debtor name provided on the filing or search request is not the debtor's true and complete name.

(b) A person who enters or alters information in the central data base without authorization, or knowingly provides false information, is guilty of a gross misdemeanor.

Sec. 3. [336.9-413] [UNIFORM COMMERCIAL CODE ACCOUNT.]

(a) The uniform commercial code account is established as an account in the state treasury.

(b) The filing officer with whom a financing statement or continuation statement is filed, or to whom a request for search is made, shall collect a \$2 surcharge on each filing or search. By June 1 and December 1 of each year, each county recorder shall forward the accumulated receipts from the surcharge to the secretary of state.

(c) The surcharge amounts received from county recorders and the surcharge amounts collected by the secretary of state's office must be deposited in the state treasury and credited to the uniform commercial code account.

(d) Fees that are not expressly set by statute but are charged by the secretary of state to offset the costs of providing a service under sections 1 to 3 must be deposited in the state treasury and credited to the uniform commercial code account.

(e) Money in the uniform commercial code account is continuously appropriated to the secretary of state to implement and maintain the computerized uniform commercial code filing system under sections 1 to 3.

Sec. 4. [APPROPRIATION.]

Subdivision 1. [UNIFORM COMMERCIAL CODE ACCOUNT.] \$..... is appropriated from the general fund for transfer to the uniform commercial code account for implementation and maintenance of the computerized uniform commercial code filing system to be available until expended.

Subd. 2. [REIMBURSEMENT.] The appropriation in subdivision 1 must be reimbursed from the uniform commercial code account to the general fund by June 30, 1989.

Subd. 3. [COMPLEMENT.] The approved complement of the office of the secretary of state is increased by persons.

Sec. 5. [EFFECTIVE DATE.]

Subdivision 1. [GENERALLY.] Sections 1 to 4 are effective the day after enactment except as provided in subdivisions 2 and 3.

Subd. 2. [COMPUTERIZED FILING SYSTEM.] The computerized filing system under section 1 must be implemented by the secretary of state and operational by November 1, 1988, and the provisions of section 1 relating to the computerized filing system are effective on the date that the secretary of state notifies the public and the filing officers that the computerized filing system is operational. The secretary of state must give notice of the system being operational at least 30 days before the operational date.

Subd. 3. [FILING AND SEARCH SURCHARGE.] The filing and search fee surcharge under section 3, paragraph (b), is effective for filings and search requests made on or after July 1, 1987."

Delete the title and insert:

"A bill for an act relating to the uniform commercial code; providing a computerized filing system and central data base for uniform commercial code financing statements and lien statements; imposing a penalty; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 336."

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

S. F. No. 440, A bill for an act relating to statutes; removing certain substantive gender references in Minnesota Statutes; amending Minnesota Statutes 1986, sections 13.83, subdivision 2; 88.11, subdivision 1; 176.111, subdivisions 3, 15, and 21; 218.021, subdivision 2; 252.07; 315.44; 315.48; 353.01, subdivision 2b; 358.14; 387.15; 387.16; 540.05; 548.06; 593.01, subdivision 1; 631.412; 641.06; 641.14; and 642.08; repealing Minnesota Statutes 1986, sections 176.011, subdivision 13; 315.49; 382.17; 459.16; and 593.02.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1986, section 13.83, subdivision 2, is amended to read:

Subd. 2. [PUBLIC DATA.] Unless specifically classified otherwise by state statute or federal law, the following data created or collected by a medical examiner or coroner on a deceased individual is public: name of the deceased; date of birth; date of death; address; sex; race; citizenship; height; weight; hair color; eye color; build; complexion; age, if known, or approximate age; identifying marks, scars and amputations; a description of the decedent's clothing; marital status; location of death including name of hospital where applicable; name of spouse; whether or not the decedent ever served in the armed forces of the United States; social security number; occupation; business; father's name (also birth name, if different); mother's ~~maiden~~ name (also birth name, if different); birthplace; birthplace of parents; cause of death; ~~causes of~~ cause of death; whether an autopsy was performed and if so, whether it was conclusive; date and place of injury, if applicable, including work place; how injury occurred; whether death was caused by accident, suicide, homicide, or was of undetermined cause; certification of attendance by physician; physician's name and address; certification by coroner or medical examiner; name and signature of coroner or medical examiner; type of disposition of body; burial place name and location, if applicable; date of burial, cremation or removal; funeral home name and address; and name of local register or funeral director.

Sec. 2. Minnesota Statutes 1986, section 88.11, subdivision 1, is amended to read:

Subdivision 1. At any time forest officers, with the approval of the commissioner, may employ suitable persons to prevent and extinguish any fires. Each forest officer so employed shall be supplied with the necessary equipment. The commissioner, or any forest officer, may summon any ~~male~~ person of the age of 18 years and upward to assist in stopping any fire burning in the district under the care of such state employee and may incur any other necessary

and reasonable expense for this purpose, but shall promptly report the matter to the next superior officer or other state employee over the forest officer.

Sec. 3. Minnesota Statutes 1986, section 176.111, subdivision 15, is amended to read:

Subd. 15. [REMOTE DEPENDENTS.] If the deceased employee leaves no surviving spouse or child or ~~husband or~~ parent entitled to any payment under this chapter, but leaves a grandparent, grandchild, brother, sister, mother-in-law, or father-in-law wholly dependent on the employee for support, there shall be paid to such dependent, if but one, 30 percent of the weekly wage at the time of injury of the deceased, or if more than one, 35 percent of the weekly wage at the time of the injury of the deceased, divided among them share and share alike.

Sec. 4. Minnesota Statutes 1986, section 176.111, subdivision 21, is amended to read:

Subd. 21. [DEATH, BENEFITS; COORDINATION WITH GOVERNMENTAL SURVIVOR BENEFITS.] The following provision shall apply to any dependent entitled to receive weekly compensation benefits under this section as the result of the death of an employee, and who is also receiving or entitled to receive benefits under any government survivor program:

The combined total of weekly government survivor benefits and workers' compensation death benefits provided under this section shall not exceed 100 percent of the weekly wage being earned by the deceased employee at the time of the injury causing death; provided, however, that no state workers' compensation death benefit shall be paid for any week in which the survivor benefits paid under the federal program, by themselves, exceed 100 percent of such weekly wage provided, however, the workers' compensation benefits payable to a dependent surviving spouse shall not be reduced on account of any governmental survivor benefits payable to decedent's children if the support of the children is not the responsibility of the dependent surviving spouse.

For the purposes of this subdivision "dependent" means dependent surviving spouse together with all dependent children and any other dependents. For the purposes of this subdivision, mother's or father's insurance benefits received pursuant to United States Code, title 42, section 402(g), are benefits under a government survivor program.

Sec. 5. Minnesota Statutes 1986, section 218.021, subdivision 2, is amended to read:

Subd. 2. Nothing herein shall prohibit carriage, storage or handling of property free or at reduced rates for the United States, the

state, or any governmental subdivision thereof, ministers of religion, sisters of charity persons who have taken a vow of poverty as members of a religious order, missionaries, students of educational institutions or inmates of charitable institutions, or for charitable purposes, or for exhibition at fairs or at expositions, nor prohibit the interchange of freight transportation and message service between railroad, motor bus and telegraph companies.

Sec. 6. Minnesota Statutes 1986, section 252.07, is amended to read:

252.07 [SHERIFF, EXPENSES.]

In any county where the sheriff receives a salary in full compensation for official services performed for the county, the sheriff shall receive no additional compensation for services performed under the provisions of sections 252.06 to 252.08, but shall be reimbursed by the county wherein such person with mental retardation was committed for the necessary expenses incurred by the sheriff in taking charge of and transporting such person to a state hospital and the subsistence of the sheriff and such person while enroute.

In any county where the sheriff does not receive a salary the sheriff shall be paid \$5 a day for the time necessarily employed in performance of the service, together with expenses incurred in taking charge of and transporting such person to such state hospital and the subsistence of the sheriff and such person while enroute.

When the person with mental retardation is ~~a female not the same sex as the sheriff~~, the sheriff shall appoint some suitable ~~woman person of the same sex as the person with mental retardation~~ to act instead. ~~Such woman~~ The appointee shall exercise all the powers vested in the sheriff and shall be paid \$5 per day for the time necessarily employed in the performance of such service, together with expenses incurred by her in taking charge of and transporting such person to such state hospital and the subsistence of herself and such person both while enroute.

Sec. 7. Minnesota Statutes 1986, section 315.44, is amended to read:

315.44 [YOUNG MEN'S CHRISTIAN ASSOCIATION YMCA, YWCA; FORMATION, CERTIFICATE.]

Three or more persons may form a corporation known as a Young Men's Christian Association, or a Young Women's Christian Association by adopting, signing, and acknowledging a certificate of incorporation containing:

- (1) the names and places of residence of the incorporators;

(2) the name of the corporation, the location of its principal place of business, and the period of its duration;

(3) the objects of its organization expressly stated;

(4) the number of its directors, not less than five, who shall manage its affairs, how and when elected, and the time and place of annual meetings; and

(5) the terms of admission to active membership.

The certificate must be in duplicate, and one filed with the secretary of state and the other with the county recorder of the county of its principal place of business.

Sec. 8. Minnesota Statutes 1986, section 315.48, is amended to read:

315.48 [REINCORPORATION.]

A religious society now conducting its affairs as a Young Men's Christian Association or a Young Women's Christian Association may reincorporate under sections 315.44 to 315.47. The new certificate of incorporation must be executed by all the directors of the association. Upon reincorporation the property of the society passes to and vests in the corporation so formed.

Sec. 9. Minnesota Statutes 1986, section 353.01, subdivision 2b, is amended to read:

Subd. 2b. [EXCLUDED EMPLOYEES.] The following persons are excluded from the meaning of "public employee":

(a) Persons employed for professional services where such service is incidental to regular professional duties.

(b) Election officers.

(c) Independent contractors and their employees.

(d) Patient and inmate help in governmental subdivision charitable, penal and correctional institutions.

(e) Members of boards, commissions, bands and others who serve the governmental subdivision intermittently.

(f) Employees who hold positions of an essentially temporary or seasonal character, provided such employment does not continue for a period in excess of 120 working days in any calendar year. Immediately following the expiration of such 120 working days if

such employees continue in public service and earn in excess of \$325 in any one calendar month, the department heads must then report all such employees for membership and must cause employee contributions to be made on behalf of such employees in accordance with section 353.27, subdivision 4, and they shall remain members until termination of public service.

(g) Part-time employees who receive monthly compensation not exceeding \$325, and part-time employees and elected officials whose annual compensation is stipulated in advance to be not more than \$3,900 per year, except that members shall continue their membership until termination of public service.

(h) Persons who first occupy an elected office after March 1, 1978, the compensation for which does not exceed \$325 per month.

(i) Emergency employees who are employed by reason of work caused by fire, flood, storm or similar disaster.

(j) Employees who by virtue of their employment are required to contribute to any other pension, relief or retirement fund established for the benefit of officers and employees of a governmental subdivision, except as an act of the legislature has specifically enabled participation by employees of a designated governmental subdivision in a plan supplemental to the public employees retirement association; provided that this clause shall not prevent a person from contributing to the public employees retirement association and also belonging to or contributing to another public pension fund for other service occurring during the same period of time.

(k) Police matrons employed in a police department of any city who are transferred to the jurisdiction of a joint city and county detention and corrections authority.

(l) Chaplains and nuns who have taken a vow of poverty as members of a religious order Persons who are excluded from coverage under the federal old age, survivors, disability and health insurance program for the performance of service as specified in United States Code, Title 42, section 410(a) (8) (A), as amended through January 1, 1987.

(m) Full-time students who are enrolled and are regularly attending classes at an accredited school, college or university; provided, no person employed full time by a governmental subdivision shall be exempt under this paragraph.

(n) Resident physicians, medical interns and pharmacist interns who are serving in public hospitals.

(o) Appointed or elected officers, paid entirely on a fee basis, and who were not members on June 30, 1971.

(p) Nothing in Laws 1973, chapter 753 shall be interpreted to impair or revoke any option exercised under Laws 1963, chapter 793.

(q) Persons employed in subsidized on-the-job training, work experience or public service employment as enrollees under the federal Comprehensive Employment and Training Act from and after March 30, 1978, unless the person has as of the later of March 30, 1978 or the date of employment sufficient service credit in the retirement fund to meet the minimum vesting requirements for a deferred retirement annuity, or the employer agrees in writing on forms prescribed by the executive director to make the required employer contributions, including any employer additional contributions, on account of that person from revenue sources other than funds provided under the federal Comprehensive Training and Employment Act, or the person agrees in writing on forms prescribed by the executive director to make the required employer contributions in addition to the required employee contribution.

(r) Town, city or county assessors elected or appointed pursuant to chapter 273 who do not receive compensation in excess of \$325 per month from any one employing governmental subdivision or who are employed pursuant to an employment contract which sets forth the total compensation to be paid and the length of service, not to exceed three months in duration, required for the performance of the contract and which was entered into in advance of the commencement of employment.

(s) A person holding a part time adult supplementary vocational technical school license who renders part time teaching service in a vocational technical school if (1) the service is incidental to the person's regular nonteaching occupation; and (2) the applicable vocational technical school stipulates annually in advance that the part time teaching service will not exceed 300 hours in a fiscal year; and (3) the part time teaching service actually does not exceed 300 hours in a fiscal year.

(t) A person exempt from licensure pursuant to section 125.031.

Sec. 10. Minnesota Statutes 1986, section 358.14, is amended to read:

358.14 [MARRIED PERSONS.]

No separate examination of a ~~married woman~~ each spouse shall be required, but if husband and wife join in and acknowledge the execution of any instrument, they shall be described in the certificate of acknowledgment as husband and wife; and, if they acknowledge it before different officers, or before the same officer at different

times, each shall be described in the certificate as the spouse of the other.

Sec. 11. Minnesota Statutes 1986, section 387.15, is amended to read:

387.15 [WOMEN MAY BE APPOINTED DEPUTY SHERIFFS TEMPORARY JURY BAILIFFS.]

If the sex of any juror is different from the sex of all available jury bailiffs, the presiding judge of any district court at any time before the return of a verdict by a petit jury composed of both men and women, serving upon a case pending therein, by order issued to the sheriff and entered upon the minutes of the court, may direct the sheriff to appoint a female person of the juror's sex who is a legal voter of the county as special deputy sheriff or bailiff to serve until the discharge of such jury from further service upon the pending case. The appointment shall forthwith be made and entered upon the minutes of the court and before entering upon the performance of her duties, the person so appointed shall take and subscribe the oath by law required of deputy sheriffs and file the same with the court administrator.

Sec. 12. Minnesota Statutes 1986, section 387.16, is amended to read:

387.16 [CHARGE OF PETIT JURIES.]

Upon taking the oath by law required by officers in charge of petit juries the person so appointed may be directed by the court to have charge of such jury conjointly with the male a deputy sheriff or bailiff of the other sex performing such duty. Female Special deputy sheriffs and bailiffs so appointed shall in all things perform the duties and be subject to the penalties by law prescribed for other officers having charge of petit juries.

Sec. 13. Minnesota Statutes 1986, section 540.05, is amended to read:

540.05 [MARRIED WOMAN PERSON MAY SUE OR BE SUED ALONE.]

In cases where the husband spouse, except for the marriage relation, would not be a necessary party, a married woman person may sue and be sued as if unmarried and without joining her husband the spouse. If a woman marry person marries and at the same time takes a new name while a party to a pending action, she the person shall thereafter be designated by her married the new name.

Sec. 14. Minnesota Statutes 1986, section 548.06, is amended to read:

548.06 [DAMAGES FOR LIBEL.]

In an action for damages for the publication of a libel in a newspaper, the plaintiff shall recover no more than special damages, unless a retraction be demanded and refused as hereinafter provided. The plaintiff shall serve upon the publisher at the principal place of publication, a notice, specifying the statements claimed to be libelous, and requesting that the same be withdrawn. If a retraction thereof be not published on the same page and in the same type and the statement headed in 18 point type or larger "RETRACTION," as were the statements complained of, in a regular issue thereof published within one week after such service, the plaintiff may allege such notice, demand, and failure to retract in the complaint and recover both special and general damages, if the cause of action be maintained. If such retraction be so published, the plaintiff may still recover general damages, unless the defendant shall show that the libelous publication was made in good faith and under a mistake as to the facts. If the plaintiff was a candidate for office at the time of the libelous publication, no retraction shall be available unless published on the same page and in the same type and the statement headed in 18-point type or larger "RETRACTION," as were the statements complained of, in a regular issue thereof published within one week after such service and in a conspicuous place on the editorial page, nor if the libel was published within one week next before the election. This section shall not apply to any libel imputing unchastity to a woman.

Sec. 15. Minnesota Statutes 1986, section 593.01, subdivision 1, is amended to read:

Subdivision 1. Notwithstanding any law or rule of court to the contrary, a petit jury is a body of six ~~men or women, or both,~~ persons impaneled and sworn in any court to try and determine, by a true and unanimous verdict, any question or issue of fact in a civil or criminal action or proceeding, according to law and the evidence as given them in court.

Sec. 16. Minnesota Statutes 1986, section 631.412, is amended to read:

631.412 [~~REQUIRING A WOMAN CUSTODIAL SAME SEX ESCORT FOR WOMEN INMATES WHO ARE BEING TRANSFERRED.~~]

When a sheriff or other correctional officer has custody of a ~~woman~~ person charged with or convicted of a crime and transfers that ~~woman~~ person more than 25 miles, that sheriff or other correctional officer shall provide the transferee with a ~~woman~~ custodial escort of

the same sex as the transferee. A sheriff may employ, when the occasion exists, a suitable ~~woman~~ person to carry out this section. The expenses of the ~~woman's~~ person's employment must be paid out of county funds not otherwise appropriated.

Sec. 17. Minnesota Statutes 1986, section 641.06, is amended to read:

641.06 [APPOINTMENT OF EMPLOYEES; COMPENSATION.]

The sheriff of ~~every~~ a county maintaining a jail, if a male, shall appoint a competent woman as jail guard women's jailer, who, under the sheriff's direction, shall have exclusive charge of all female prisoners. ~~Jail guards and~~ The sheriff, if a female, shall appoint a competent man as men's jailer, who, under the sheriff's direction, shall have exclusive charge of all male prisoners. Jailers shall hold office during the pleasure of the sheriff and may be removed at any time by the sheriff.

Sec. 18. Minnesota Statutes 1986, section 641.14, is amended to read:

641.14 [JAILS, HOW KEPT.]

The sheriff of each county shall have charge of the jail, and be responsible for its condition. ~~No Male and female prisoner prisoners shall be kept in the same room with a male prisoner separate rooms.~~ No minor under 18 years shall be kept in the same room with adult prisoners. No insane prisoner shall be kept in the same room with any other prisoner. No person awaiting trial shall be kept in a room with a person convicted of a crime. No person awaiting trial shall be kept in a room with another person awaiting trial unless consistent with the person's safety, health and welfare. So far as construction of the jail will permit, and so far as consistent with prisoners' security, safety, health and welfare, strict separation of prisoners shall be maintained.

Sec. 19. Minnesota Statutes 1986, section 642.08, is amended to read:

642.08 [MATRON JAILER FOR OPPOSITE SEX; COMPENSATION, DUTIES.]

The chief executive officer of every city having a lockup shall appoint some competent ~~woman~~ person of good character and of the sex other than that of the chief of police or marshal as matron a jailer, who shall have exclusive charge of all females persons of the jailer's sex committed thereto, and see that they are kept in a room separate from male prisoners of the other sex. ~~She~~ The jailer shall receive such compensation as the governing body shall determine,

not less than \$5 for each day or fraction thereof during which a female prisoner of the jailer's sex is confined therein.

Sec. 20. [REPEALER.]

Minnesota Statutes 1986, sections 176.011, subdivision 13; 315.49; 382.17; and 593.02 are repealed."

Delete the title and insert:

"A bill for an act relating to statutes; removing certain substantive gender references in Minnesota Statutes; amending Minnesota Statutes 1986, sections 13.83, subdivision 2; 88.11, subdivision 1; 176.111, subdivisions 15 and 21; 218.021, subdivision 2; 252.07; 315.44; 315.48; 353.01, subdivision 2b; 358.14; 387.15; 387.16; 540.05; 548.06; 593.01, subdivision 1; 631.412; 641.06; 641.14; and 642.08; repealing Minnesota Statutes 1986, sections 176.011, subdivision 13; 315.49; 382.17; and 593.02."

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 96, 338, 391, 427, 561, 590, 690, 692, 704, 806, 841, 941, 1024, 1031, 1034, 1077 and 1159 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 440 was read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Begich, Battaglia, Minne, Solberg and Rukavina introduced:

H. F. No. 1447, A bill for an act relating to employment; providing for distribution of certain taconite tax proceeds to iron range resources and rehabilitation board for the purposes of funding an employment program and a research and development program; appropriating money; amending Minnesota Statutes 1986, section

298.28, subdivisions 4, 7, 10, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 298.

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

Nelson, K., and McEachern introduced:

H. F. No. 1448, A bill for an act relating to education; increasing gifted and talented aid to districts offering advanced placement or international baccalaureate programs; appropriating money; amending Minnesota Statutes 1986, section 124.247, by adding a subdivision.

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

Schoenfeld, Brown and Kalis introduced:

H. F. No. 1449, A bill for an act relating to agriculture; clarifying and amending the required offer of the state, a federal agency, or a corporation to offer a lease or sale of agricultural land to the immediately preceding owner; clarifying and amending provisions relating to designating a homestead and allowing designation of separate agricultural tracts in foreclosure proceedings; prohibiting waiver of statutory rights of debtors and allowing damages against persons who violate waiver prohibitions; amending Minnesota Statutes 1986, sections 500.24, subdivisions 2, 6, and by adding a subdivision; and 582.041, subdivisions 1, 2, 3, and 5; proposing coding for new law in Minnesota Statutes, chapters 550 and 582.

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

Simoneau, Begich and Murphy introduced:

H. F. No. 1450, A bill for an act relating to workers' compensation; requiring security of self-insurers; regulating special compensation fund assessments and liability; creating a self-insurer insolvency fund; authorizing certain inspections; providing penalties; amending Minnesota Statutes 1986, sections 176.041, subdivision 4, and by adding a subdivision; 176.129, subdivisions 3 and 13; 176.131, subdivisions 1, 1a, and 8; 176.132, subdivision 1; 176.181, subdivision 3; 176.182; 176.183, subdivisions 1a and 2; 176.225, subdivision

2; proposing coding for new law in Minnesota Statutes, chapters 60A and 176.

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

Rice; Schreiber; Nelson, D.; Kalis and Begich introduced:

H. F. No. 1451, A bill for an act relating to environment; requiring vehicle weighing scales at sanitary landfills; amending Minnesota Statutes 1986, section 169.872, by adding a subdivision.

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

Johnson, A.; Begich and Murphy introduced:

H. F. No. 1452, A bill for an act relating to unemployment compensation; limiting recovery of overpayments due to agency error; limiting amount of setoff from current benefit amount; amending Minnesota Statutes 1986, section 268.18, subdivision 1.

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

Reding introduced:

H. F. No. 1453, A bill for an act relating to economic development; providing for review of state-funded scientific and technologically related research; creating a division of science and technology within the department of energy and economic development; creating research review committees and providing for their powers and duties; amending Minnesota Statutes 1986, section 116J.01, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 116J; repealing Minnesota Statutes 1986, section 116J.94.

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

Otis, Kelly, Vellenga, Marsh and Gruenes introduced:

H. F. No. 1454, A bill for an act relating to corrections; authorizing the commissioner of corrections to contract for an inmate visitation

program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 243.

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

Nelson, K.; McEachern; Olsen, S.; Gruenes and Otis introduced:

H. F. No. 1455, A bill for an act relating to education; authorizing 30 new comprehensive arts planning sites to be designated every two years; appropriating money; amending Minnesota Statutes 1986, sections 129B.17; 129B.20, subdivision 1; and 129B.21.

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

Jacobs and Begich introduced:

H. F. No. 1456, A bill for an act relating to traffic regulations; setting speed limit of 65 miles per hour on rural interstate highways; amending Minnesota Statutes 1986, section 169.14, subdivision 2; repealing Minnesota Statutes 1986, section 169.141.

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

Battaglia, Otis, Ogren, Vellenga and Clark introduced:

H. F. No. 1457, A bill for an act relating to education; authorizing aid for certain nonpublic tribal schools; appropriating money; amending Minnesota Statutes 1986, section 124.175; proposing coding for new law in Minnesota Statutes, chapter 124.

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

Long introduced:

H. F. No. 1458, A bill for an act relating to costs and attorney fees; defining terms for the purpose of the equal access to justice act; amending Minnesota Statutes 1986, section 3.761, subdivisions 3 and 6.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 202, A bill for an act relating to corporations; providing for modification of the personal liability of directors; amending Minnesota Statutes 1986, sections 300.45; and 300.64, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Carruthers moved that the House concur in the Senate amendments to H. F. No. 202 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 202, A bill for an act relating to corporations; providing for modification of the personal liability of directors of certain corporations and fraternal benefit societies; authorizing certain advances by fraternal benefit societies; amending Minnesota Statutes 1986, sections 64B.08, by adding subdivisions; 300.45; and 300.64, by adding a subdivision.

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

The question was taken on the repassage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Carruthers	Hartle	Kalis	McDonald
Anderson, R.	Clark	Haukoos	Kelly	McEachern
Battaglia	Clausnitzer	Heap	Kelso	McKasy
Bauerly	Cooper	Himle	Kinkel	McLaughlin
Beard	Dauner	Hugoson	Kludt	McPherson
Begich	DeBlieck	Jacobs	Knickerbocker	Milbert
Bennett	Dempsey	Jaros	Knuth	Miller
Bertram	Dorn	Jefferson	Kostohryz	Minne
Blatz	Forsythe	Jennings	Krueger	Morrison
Boo	Frederick	Jensen	Larsen	Munger
Brown	Frerichs	Johnson, A.	Lasley	Murphy
Burger	Greenfield	Johnson, R.	Lieder	Nelson, C.
Carlson, D.	Gruenes	Johnson, V.	Long	Nelson, D.
Carlson, L.	Gutknecht	Kahn	Marsh	Nelson, K.

Neuenschwander	Pauly	Rodosovich	Solberg	Vanasek
O'Connor	Pelowski	Rose	Sparby	Vellenga
Ogren	Peterson	Rukavina	Stanius	Voss
Olsen, S.	Poppenhagen	Sarna	Steensma	Wagenius
Olson, E.	Price	Schafer	Sviggum	Waltman
Olson, K.	Quinn	Scheid	Swenson	Welle
Omann	Quist	Schoenfeld	Thiede	Wenzel
Onnen	Redalen	Schreiber	Tjornhom	Winter
Orenstein	Reding	Seaberg	Tompkins	Wynia
Osthoff	Rest	Segal	Trimble	Spk. Norton
Otis	Rice	Shaver	Tunheim	
Ozment	Richter	Simoneau	Uphus	
Pappas	Riveness	Skoglund	Valento	

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

Mr. Speaker:

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

H. F. No. 23, A bill for an act relating to health; requiring hospitals to establish a protocol to obtain organs for transplantation; proposing coding for new law in Minnesota Statutes, chapter 525.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kahn moved that the House concur in the Senate amendments to H. F. No. 23 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 23, A bill for an act relating to health; requiring hospitals to establish a protocol to obtain organs for transplantation; proposing coding for new law in Minnesota Statutes, chapter 525.

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

The question was taken on the repassage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

Mr. Speaker:

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

H. F. No. 348, A bill for an act relating to Cook county; permitting the sale of certain land.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Battaglia moved that the House concur in the Senate amendments to H. F. No. 348 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 348, A bill for an act relating to state lands; allowing the private sale of certain land in Cook county.

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

The question was taken on the repassage of the bill and the roll was called. There were 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Anderson, G.	Beard	Bishop	Burger	Clark
Anderson, R.	Begich	Blatz	Carlson, D.	Clausnitzer
Battaglia	Bennett	Boo	Carlson, L.	Cooper
Bauerly	Bertram	Brown	Carruthers	Dauner

DeBlicke	Kahn	Morrison	Quinn	Stanius
Dempsey	Kalis	Munger	Quist	Steensma
Dille	Kelly	Murphy	Redalen	Svigum
Dorn	Kelso	Nelson, C.	Reding	Swenson
Forsythe	Kinkel	Nelson, D.	Rest	Thiede
Frederick	Kludt	Nelson, K.	Richter	Tjornhom
Frerichs	Knickerbocker	Neuenschwander	Riveness	Tompkins
Greenfield	Knuth	O'Connor	Rodosovich	Trimble
Gruenes	Kostohryz	Ogren	Rose	Tunheim
Gutknecht	Krueger	Olsen, S.	Rukavina	Uphus
Hartle	Larsen	Olson, E.	Sarna	Valento
Haukoos	Lasley	Olson, K.	Schafer	Vanasek
Heap	Lieder	Omann	Scheid	Vellenga
Himle	Long	Onnen	Schoenfeld	Voss
Hugoson	Marsh	Orenstein	Schreiber	Wagenius
Jacobs	McDonald	Ozment	Seaberg	Waltman
Jaros	McEachern	Pappas	Segal	Welle
Jefferson	McKasy	Pauly	Shaver	Wenzel
Jensen	McPherson	Pelowski	Simoneau	Winter
Johnson, A.	Milbert	Peterson	Skoglund	Wynia
Johnson, R.	Miller	Poppenhagen	Solberg	Spk. Norton
Johnson, V.	Minne	Price	Sparby	

Those who voted in the negative were:

Rice

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

Mr. Speaker:

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

H. F. No. 11, A bill for an act relating to tax forfeited land; providing for the sale of a certain tract.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Begich moved that the House concur in the Senate amendments to H. F. No. 11 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 11, A bill for an act relating to state land; allowing the private sale of a certain tract in St. Louis county.

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

The question was taken on the repassage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

CALENDAR

S. F. No. 291, A bill for an act relating to intoxicating liquor; allowing counties to issue seasonal intoxicating liquor licenses subject to certain restrictions; amending Minnesota Statutes 1986, section 340A.404, subdivision 6.

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

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

Those who voted in the affirmative were:

Anderson, G.	Burger	Forsythe	Jacobs	Kludt
Anderson, R.	Carlson, D.	Frederick	Jaros	Knickerbocker
Battaglia	Carlson, L.	Frerichs	Jensen	Knuth
Bauerly	Clark	Greenfield	Johnson, A.	Krueger
Beard	Clausnitzer	Gruenes	Johnson, R.	Larsen
Begich	Cooper	Gutknecht	Johnson, V.	Lasley
Bertram	Dauner	Hartle	Kahn	Lieder
Bishop	DeBlieck	Haukoos	Kalis	Long
Blatz	Dempsey	Heap	Kelly	Marsh
Boo	Dille	Himle	Kelso	McDonald
Brown	Dorn	Hugoson	Kinkel	McEachern

McKasy	Olsen, S.	Quinn	Schreiber	Trimble
McPherson	Olson, E.	Quist	Seaberg	Tunheim
Milbert	Olson, K.	Redalen	Segal	Uphus
Miller	Omman	Reding	Shaver	Valento
Minne	Onnen	Rest	Simoneau	Vanasek
Morrison	Orenstein	Rice	Skoglund	Vellenga
Munger	Otis	Riveness	Solberg	Wagenius
Murphy	Ozment	Rodosovich	Sparby	Waltman
Nelson, C.	Pappas	Rose	Steenasma	Welle
Nelson, D.	Pauly	Rukavina	Sviggum	Wenzel
Nelson, K.	Pelowski	Sarna	Swenson	Winter
Neuenschwander	Peterson	Schafer	Thiede	Wynia
O'Connor	Poppenhagen	Scheid	Tjornhom	Spk. Norton
Ogren	Price	Schoenfeld	Tompkins	

The bill was passed and its title agreed to.

S. F. No. 128, A bill for an act relating to liquor; authorizing municipalities to permit holders of both on-sale wine and nonintoxicating malt liquor licenses to sell intoxicating malt liquors; amending Minnesota Statutes 1986, section 340A.404, subdivision 5; repealing Laws 1979, chapter 200.

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 122 yeas and 5 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dempsey	Johnson, A.	Schafer	Thiede	Waltman
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The bill was passed and its title agreed to.

H. F. No. 42, A bill for an act relating to employment; regulating substance abuse testing of employees and job applicants; proposing coding for new law in Minnesota Statutes, chapter 181.

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 83 yeas and 51 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Jennings	Milbert	Peterson	Sparby
Beard	Johnson, A.	Minne	Price	Stanius
Begich	Johnson, R.	Morrison	Quinn	Steensma
Bishop	Kahn	Munger	Reding	Swenson
Brown	Kelly	Murphy	Rest	Tompkins
Burger	Kelso	Nelson, C.	Rice	Trimble
Carlson, L.	Kinkel	Nelson, D.	Riveness	Tunheim
Carruthers	Kludt	Nelson, K.	Rodosovich	Vanasek
Clark	Knuth	O'Connor	Rukavina	Vellenga
Cooper	Kostohryz	Ogren	Sarna	Voss
Dauner	Krueger	Olson, E.	Scheid	Wagenius
DeBlicek	Larsen	Olson, K.	Schoenfeld	Welle
Dorn	Lasley	Orenstein	Seaberg	Winter
Greenfield	Lieder	Osthoff	Segal	Wynia
Jacobs	Long	Otis	Simoneau	Spk. Norton
Jaros	McEachern	Pappas	Skoglund	
Jefferson	McLaughlin	Pelowski	Solberg	

Those who voted in the negative were:

Anderson, G.	Forsythe	Johnson, V.	Onnen	Sviggun
Battaglia	Frederick	Kalis	Ozment	Thiede
Bauerly	Frerichs	Knickerbocker	Pauly	Tjornhom
Bennett	Gruenes	Marsh	Poppenhagen	Uphus
Bertram	Gutknecht	McDonald	Quist	Valento
Blatz	Hartle	McKasy	Redalen	Waltman
Boo	Haukoos	McPherson	Richter	Wenzel
Carlson, D.	Heap	Miller	Rose	
Clausnitzer	Himle	Neuenschwander	Schafer	
Dempsey	Hugoson	Olsen, S.	Schreiber	
Dille	Jensen	Omann	Shaver	

The bill was passed and its title agreed to.

H. F. No. 580, A bill for an act relating to human rights; changing certain requirements relating to disabled persons; amending Minnesota Statutes 1986, sections 363.02, subdivisions 1 and 5; 363.03, subdivision 1; and 363.116.

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

The bill was passed and its title agreed to.

H. F. No. 813, A bill for an act relating to bicycles; requiring bicycles using a shoulder of a roadway to ride in the same direction as adjacent vehicular traffic; redefining the term roadway; defining the term shoulder; allowing designation of bikeways by resolution or ordinance; adopting additional definitions of bicycle terms; amending Minnesota Statutes 1986, sections 85.016; 160.02, by adding a subdivision; 160.263, subdivisions 2 and 3; 160.264; 160.265; 169.01, subdivisions 31 and 62, and by adding subdivisions; and 169.222, subdivision 4; repealing Minnesota Statutes 1986, section 160.263, subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Blatz	Dauner	Gutknecht	Jensen
Anderson, R.	Brown	DeBlicke	Hartle	Johnson, A.
Battaglia	Burger	Dempsey	Haukoos	Johnson, R.
Bauerly	Carlson, D.	Dille	Heap	Johnson, V.
Beard	Carlson, L.	Dorn	Himle	Kahn
Begich	Carruthers	Forsythe	Hugoson	Kalis
Bennett	Clark	Frerichs	Jaros	Kelly
Bertram	Clausnitzer	Greenfield	Jefferson	Kelso
Bishop	Cooper	Gruenes	Jennings	Kinkel

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

The bill was passed and its title agreed to.

H. F. No. 450, A bill for an act relating to commerce; regulating the advertisement of interest rates of investment products; proposing coding for new law in Minnesota Statutes, chapter 45.

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 132 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ozment

The bill was passed and its title agreed to.

H. F. No. 564, A resolution memorializing the Federal Energy Regulatory Commission; expressing the Legislature's opposition to the installation of additional hydropower generating facilities at the Falls of St. Anthony in Minneapolis, Minnesota.

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 116 yeas and 12 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Carlson, D.	Hugoson	McPherson	Redalen
Clausnitzer	Knickerbocker	Miller	Schreiber
Haukoos	McDonald	Osthoff	Waltman

The bill was passed and its title agreed to.

H. F. No. 799, A bill for an act relating to Koochiching county; permitting the county to establish a bidstead development authority.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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. 137, 189, 454 and 269 were recommended for progress retaining their places on General Orders.

S. F. No. 397 which it recommended to pass with the following amendment offered by Scheid:

Page 1, line 24, after "redistricted" delete the remainder of the line and insert "until precinct boundaries are re-established under section 204B.14, subdivision 3, paragraph (c) or by May 10 in a year ending in two, whichever comes first"

Page 1, line 25, delete "is prohibited"

Page 2, line 27, after “(c)” delete “Precinct” and insert “City precinct”

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

MOTIONS AND RESOLUTIONS

Johnson, A., moved that the name of Johnson, R., be added as an author on House Advisory No. 15. The motion prevailed.

Lasley moved that the names of Peterson, Jennings and Jensen be added as authors on H. F. No. 1207. The motion prevailed.

Lasley moved that the name of Schafer be added as an author on H. F. No. 1276. The motion prevailed.

Jefferson moved that the name of O'Connor be added as an author on H. F. No. 1335. The motion prevailed.

Tunheim moved that the name of Johnson, R., be added as an author on H. F. No. 1351. The motion prevailed.

Dille moved that the name of Kalis be added as an author on H. F. No. 1360. The motion prevailed.

Simoneau moved that the names of Trimble and Clark be added as authors on H. F. No. 1395. The motion prevailed.

Skoglund moved that the name of Clark be added as an author on H. F. No. 1398. The motion prevailed.

Scheid moved that the names of Segal and Clark be added as authors on H. F. No. 1403. The motion prevailed.

Segal moved that the name of Ogren be added as an author on H. F. No. 1417. The motion prevailed.

McLaughlin moved that the name of Clark be added as an author on H. F. No. 1441. The motion prevailed.

McLaughlin moved that the name of Segal be added as an author on H. F. No. 1446. The motion prevailed.

Clark moved that H. F. No. 1081 be recalled from the Committee on Health and Human Services and be re-referred to the Committee on Future and Technology. The motion prevailed.

ADJOURNMENT

Bishop moved to amend the Journal of the House for the 27th day, as follows:

Page 1224, under the order of business "Reports of Chief Clerk", insert the following language:

"We once had a House Clerk named Ed

Whose voice made a noise as he read

His opinions on Rules were incredible jewels

At least so the old members said.

One day this particular fellow

Was feeling a little bit mellow

While reading the Journal some gas quite internal

Caused Ed to literally bellow.

Then up stood a member named Bob

Who felt it would then be his job

As new majority leader to help the old journal reader

But the scene then dissolved to a mob.

The Speaker then spoke to the rest of the folk

It's a little bit late
For the actual date,
But this is an April Fool's Joke!"

The motion prevailed and the amendment was adopted.

Vanasek moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, April 6, 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., Monday, April 6, 1987.

EDWARD A. BURDICK, Chief Clerk, House of Representatives