5th Day]

# STATE OF MINNESOTA

# SEVENTY-SIXTH SESSION-1989

## FIFTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, JANUARY 19, 1989

The House of Representatives convened at 2:30 p.m. and was called to order by Robert E. Vanasek, Speaker of the House.

Prayer was offered by Father Steve Adrian of St. Matthew's Church, St. Paul, Minnesota.

The roll was called and the following members were present:

10 million (1997)				•
Abrams	Frerichs	Kostohryz	Onnen	Segal
Anderson, G	Girard	Krueger	Orenstein	Simoneau
Anderson, R.	Greenfield	Lasley	Osthoff	Skoglund
Battaglia	Gruenes	Lieder	Ostrom	Solberg
Bauerly	Gutknecht	Limmer	Otis	Sparby
Beard	Hartle	Long	Ozment	Stanius
Begich	Hasskamp	Lynch	Pappas	Steensma
Bennett	Haukoos	Macklin	Pauly	Sviggum
Bertram	Heap	Marsh	Pellow	Swenson
Bishop	Henry	McDonald	Pelowski	Tompkins
Blatz	Himle	McEachern	Peterson	Trimble
Boo	Hugoson	McGuire	Poppenhagen	Tunheim
Brown	Jacobs	McLaughlin	Price	Uphus
Burger	Janezich	McPherson	Pugh	Valento
Carlson, L.	Jaros	Milbert	Quinn	Vellenga
Carruthers	Jefferson	Miller	Redalen	Wagenius
Clark	Jennings	Morrison	Reding	Waltman
Conway	Johnson, A.	Munger	Rest	Weaver
Cooper	Johnson, R.	Murphy	Rice	Welle
Dauner	Johnson, V.	Nelson, C.	Richter	Wenzel
Dawkins	Kahn	Nelson, K.	Rodosovich	Williams
Dempsey	Kalis	Neuenschwander	Rukavina	Winter
Dille	Kelly	O'Connor	Sarna	Wynia 😓 📐
Dorn	Kelso	Ogren	Schafer	Spk. Vanasek
Forsythe	Kinkel	Olson, K.	Scheid	
Frederick	Knickerbocker	Omann	Seaberg	1

A quorum was present.

Carlson, D.; Olsen, S.; Olson, E.; Schreiber and Tjornhom were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Milbert moved that further reading of the Journal be dispensed

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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. No. 1 have been placed in the members' files.

# **REPORTS OF STANDING COMMITTEES**

# Long from the Committee on Taxes to which was referred:

H. F. No. 40, A bill for an act relating to the financing of local government; providing for computation of debt limits as a percentage of market value; adjusting other debt limits for the conversion to tax capacities; adjusting disparity reduction aid in certain cases; making technical corrections in 1988 tax increment financing law; amending Minnesota Statutes 1988, sections 124.43, subdivision 1; 275.08, by adding a subdivision; 410.32; 412.301; 469.177, subdivision 1a; 475.53, subdivisions 1, 5, and by adding a subdivision; Laws 1988, chapter 719, article 12, section 30.

Reported the same back with the following amendments:

Page 8, after line 1, insert:

"Sec. 10. [EXCEPTION TO PRIOR PLANNED IMPROVEMENT AMENDMENT.]

Notwithstanding Laws 1988, chapter 719, article 12, section 22, if a city granted a site permit or building permit on September 8, 1988, with the intent of forming a tax increment district within three months after that date, whether or not the district was formed within that three-month period, then the original gross tax capacity of the tax increment district which is formed by the city and which includes the parcel or parcels to which the permit relates shall not be increased by the gross tax capacity upon completion of the improvements constructed pursuant to the permit."

Page 8, line 2, delete "10" and insert "11"

Page 8, line 3, delete "and" and after "8" insert ", and 10"

Amend the title as follows:

Page 1, line 8, after "law" insert "and providing an exception to one of its provisions"

With the recommendation that when so amended the bill pass.

The report was adopted.

# SECOND READING OF HOUSE BILLS

H. F. No. 40 was read for the second time.

# INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Jaros introduced:

H. F. No. 67, A bill for an act relating to education; requesting the University of Minnesota board of regents to restructure governance of the university.

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

Welle and Long introduced:

H. F. No. 68, A bill for an act relating to taxation; making technical corrections and tax capacity rate changes to the property taxation of unmined iron ore; making technical corrections and clarifications to the corporate franchise tax; retroactively providing a corporate franchise tax modification for mining income or gains; clarifying the computation of mining occupation taxes; exempting S corporations from business activity report filing requirements; repealing an obsolete reference; amending Minnesota Statutes 1988, sections 273.1104, subdivision 2; 273.13, subdivision 31; 290.01, subdivisions 4a and 19d; 290.015, subdivisions 1, 2, 3, and 4; 290.092, subdivisions 3 and 4, and by adding subdivisions; and Laws 1988, chapter 719, article 2, section 57; repealing Minnesota Statutes 1988, sections 52.22 and 273.1104, subdivision 1.

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

Marsh, Wenzel, Valento, Swenson and Blatz introduced:

H. F. No. 69, A bill for an act relating to public administration;

authorizing spending to make improvements of a capital nature to existing state adult correctional facilities; authorizing issuance of state bonds; appropriating money.

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

# **Redalen introduced:**

H. F. No. 70, A bill for an act appropriating funds for the Chatfield Brass Band Music Lending Library.

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

Olson, K.; Dauner; Cooper; Steensma and Winter introduced:

H. F. No. 71, A bill for an act relating to economic development; authorizing counties to establish economic development authorities; amending Minnesota Statutes 1988, sections 469.090, by adding a subdivision; 469.091, subdivision 1, and by adding a subdivision; 469.092, subdivisions 1, 3, 4, and 5; 469.093, subdivision 1; 469.094, subdivisions 1, 2, and 3; 469.095; 469.097, subdivisions 3, 5, and 6; 469.099, subdivision 3; 469.100, subdivisions 2, 3, 4, 5, and 6; 469.101, subdivisions 1, 4, 15, and 16; 469.102, subdivisions 1, 2, 4, and 5; 469.103, subdivisions 1 and 6; 469.105, subdivisions 1 and 4; and 469.107.

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

## Tunheim and Lieder introduced:

H. F. No. 72, A bill for an act relating to elections; providing for the removal of certain voter registration cards; amending Minnesota Statutes 1988, section 201.13.

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

#### **Tunheim and Lieder introduced:**

H. F. No. 73, A bill for an act relating to workers' compensation; regulating the location for certain physical examinations; amending Minnesota Statutes 1988, section 176.155, subdivision 1.

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

#### Tunheim introduced:

H. F. No. 74, A bill for an act relating to game and fish; allowing vehicles on state land between 11:00 a.m. and 2:00 p.m. to transport big game; amending Minnesota Statutes 1988, sections 84.86, subdivision 1; 84.924, subdivision 1; and 97A.535, by adding a subdivision.

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

#### Tunheim introduced:

H. F. No. 75, A bill for an act relating to state lands; authorizing the sale of certain state land in Lake of the Woods county; amending Laws 1986, chapter 417, section 3.

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

#### Vellenga, Kelly, Lasley and Greenfield introduced:

H. F. No. 76, A bill for an act relating to juveniles; prohibiting the detention of juveniles in jails or lockups for longer than 24 hours; providing an exception for juveniles against whom a reference motion is pending; amending Minnesota Statutes 1988, sections 260.171, subdivisions 2 and 4; 260.172, subdivisions 1 and 2; and 260.173, subdivision 4.

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

# McDonald and Onnen introduced:

H. F. No. 77, A bill for an act relating to taxation; income; repealing the subtraction for elderly and disabled and providing a pension exclusion; amending Minnesota Statutes 1988, sections 290.01, subdivision 19b, and by adding a subdivision; 290.032, subdivision 2; and 424A.10, subdivision 4; repealing Minnesota Statutes 1988, section 290.0802.

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

# McDonald and Onnen introduced:

H. F. No. 78, A bill for an act relating to taxation; income; providing a subtraction for certain dependents; amending Minnesota Statutes 1988, section 290.01, subdivision 19b.

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

# Kostohryz and Quinn introduced:

H. F. No. 79, A bill for an act relating to gambling; authorizing the governor, the attorney general, the speaker of the house, and the majority leader of the senate to negotiate a tribal-state compact pursuant to the Indian gaming regulatory act; proposing coding for new law in Minnesota Statutes, chapter 3.

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

Wenzel, Milbert, Pugh, Kostohryz and Omann introduced:

H. F. No. 80, A bill for an act relating to veterans; requiring the commissioner of veterans affairs to provide certain grave markers; appropriating money; amending Minnesota Statutes 1988, section 197.23.

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

Wenzel, Conway, Dauner, Sparby and Marsh introduced:

H. F. No. 81, A bill for an act relating to taxation; reducing commercial-industrial property taxes and providing for state payment to local units of government for the revenue lost as a result of the reduction; appropriating money; amending Minnesota Statutes 1988, section 273.13, subdivision 24.

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

Wenzel, Hasskamp, Sparby, Bauerly and Gutknecht introduced:

H. F. No. 82, A bill for an act relating to crimes; providing for life imprisonment without parole for persons convicted of premeditated murder or intentional homicide in the course of committing a drug offense; expanding the crime of first degree murder to include drug-related homicides; eliminating juvenile court jurisdiction over minors 14 years old and older accused of murder or manslaughter; increasing penalties and imposing mandatory minimum sentences for certain violent crimes; prohibiting waiver of certain mandatory minimum sentences; amending Minnesota Statutes 1988, sections 152.15; 244.05, subdivision 4; 260.015, subdivision 5; 260.111, by adding a subdivision; 260.125, subdivision 3, and by adding a subdivision; 609.11, subdivision 7; 609.185; 609.19; 609.195; 609.20; 609.221; 609.223; 609.224, subdivision 2; 609.255, subdivision 3; 609.342, subdivision 2; 609.343, subdivision 2; 609.344, subdivision 2; 609.345, subdivision 2; and 609.377; repealing Minnesota Statutes 1988, section 609.11, subdivision 8.

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

Lasley, Brown, Waltman, Battaglia and Lieder introduced:

H. F. No. 83, A bill for an act relating to transportation; requiring commissioner of transportation to fund and maintain existing informational highway signs; appropriating money; amending Minnesota Statutes 1988, sections 160,285, by adding a subdivision; 160.296, by adding a subdivision; 173.02, subdivision 1; 173.07, by adding a subdivision; and 173.13, subdivision 4.

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

Battaglia; Bauerly; Jennings; Johnson, V., and Onnen introduced:

H. F. No. 84, A bill for an act relating to local government; describing relations between counties and towns for planning and zoning; amending Minnesota Statutes 1988, section 394.33, subdivision 1.

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

Murphy introduced:

H. F. No. 85, A bill for an act relating to public safety; regulating boiler operation and inspections; amending Minnesota Statutes 1988, sections 183.42; and 183.45.

The bill was read for the first time and referred to the Committee on Labor-Management Relations. Jaros; Johnson, A.; Trimble; Nelson, C., and Olson, K., introduced:

H. F. No. 86, A bill for an act relating to education; authorizing per diem for regents of the University of Minnesota; amending Minnesota Statuțes 1988, section 137.024.

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

Jaros; Rukavina; Johnson, A.; Frederick and Pellow introduced:

H. F. No. 87, A bill for an act relating to education; requiring representation from each congressional district on the regent candidate advisory council; amending Minnesota Statutes 1988, section 137.0245, subdivision 2.

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

Johnson, A.; Quinn; Rodosovich; Olsen, S., and Jefferson introduced:

H. F. No. 88, A bill for an act relating to manufactured homes; providing for notice and first option to purchase a manufactured home park by the residents; proposing coding for new law in Minnesota Statutes, chapter 327C.

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

Bauerly, McEachern, Munger, Kalis and Redalen introduced:

H. F. No. 89, A bill for an act relating to well abandonment; authorizing demonstration projects for cost-sharing funds and technical assistance; determining susceptible groundwater recharge areas; appropriating money; amending Minnesota Statutes 1988, section 40.036, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 40.

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

Olsen, S.; Macklin; Gruenes; Henry and Gutknecht introduced:

H. F. No. 90, A bill for an act relating to taxation; income; providing a credit for home care of the elderly; amending Minnesota Statutes 1988, section 290.06, by adding a subdivision.

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

## Redalen introduced:

H. F. No. 91, A bill for an act relating to agriculture; authorizing a grant for the further study of the culture of shiitake mushrooms in Minnesota; appropriating money.

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

**O'Connor** introduced:

H. F. No. 92, A bill for an act relating to game and fish; contents of firearms safety course for young hunters; amending Minnesota Statutes 1988, section 97B.015, subdivision 1.

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

Rodosovich, Pappas, Blatz, Wynia and Gruenes introduced:

H. F. No. 93, A bill for an act relating to state government; administrative procedures; regulating exempt rules; making certain technical changes; amending Minnesota Statutes 1988, section 14.40; proposing coding for new law in Minnesota Statutes, chapter 14; repealing Minnesota Statutes 1988, sections 116.44, subdivision 1; 144A.10, subdivision 6a; 174.031, subdivision 2; 254B.03, subdivision 6; 254B.04, subdivision 2; 257.357; and 574.262, subdivision 3; Laws 1985, chapter 4, section 8; and Laws 1987, chapter 337, section 128.

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

McLaughlin, Wynia, Rest, Welle and Ogren introduced:

H. F. No. 94, A bill for an act relating to taxation; individual income; modifying computation of the dependent care credit; indexing the offset for inflation; amending Minnesota Statutes 1988, section 290.067, subdivision 2, and by adding subdivisions.

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

#### Bishop, Kelly, Seaberg, Vellenga and Hasskamp introduced:

H. F. No. 95, A bill for an act relating to crime victim reparations; increasing the maximum amount of reparations payable for funeral, burial, or cremation expenses; clarifying the authority of the reparations board to deny reparations on the basis of claimant's contributory misconduct; amending Minnesota Statutes 1988, sections 611A.52; subdivision 8; and 611A.54.

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

Kalis; Carlson, D.; Vanasek; Lieder and Dempsey introduced:

H. F. No. 96, A bill for an act relating to highways; providing for the apportionment of five percent of the net highway users tax distribution fund; providing for the distribution of the county turnback account; amending Minnesota Statutes 1988, sections 161.081; 161.082, subdivision 2a; and 162.081, subdivision 1.

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

Hasskamp, Vellenga, Carruthers, Kelly and McGuire introduced:

H. F. No. 97, A bill for an act relating to crimes; requiring the court to order the preparation of a presentence investigation report in gross misdemeanor and misdemeanor cases when requested by the prosecutor; amending Minnesota Statutes 1988, section 609.115, subdivision 1.

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

Vellenga, Trimble, Bauerly, O'Connor and Kelso introduced:

H. F. No. 98, A bill for an act relating to education; authorizing transportation aid for transportation to a school within a different attendance area within a school district under certain circumstances; amending Minnesota Statutes 1988, section 124.223.

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

Lasley, Simoneau and Henry introduced:

H. F. No. 99, A bill for an act relating to traffic regulations;

restricting use by trucks of left lane of controlled-access, interstate highway in Twin Cities area; amending Minnesota Statutes 1988, section 169.18, by adding a subdivision.

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

Johnson, A.; Simoneau; Johnson, R.; Rukavina and Anderson, R., introduced:

H. F. No. 100, A bill for an act relating to state government; regulating part-time employees and employment policies; amending Minnesota Statutes 1988, sections 16A,11, subdivision 3; 43A.01, by adding a subdivision; 43A.05, subdivision 5; 43A.24, subdivision 1, and by adding a subdivision; and 43A.25.

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

Johnson, A.; Jaros; Kinkel; McGuire and Munger introduced:

H. F. No. 101, A bill for an act relating to education; requiring the student member of the board of regents to be a student at the time of election; amending Minnesota Statutes 1988, section 137.023.

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

Welle and Cooper introduced:

H. F. No. 102, A bill for an act relating to state parks; appropriating money for the acquisition of land in Sibley state park.

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

Welle and Cooper introduced:

H. F. No. 103, A bill for an act relating to retirement; authorizing certain members of the Minnesota state retirement system to purchase service credit for a period of authorized educational leave.

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

# Welle and Cooper introduced:

H. F. No. 104, A bill for an act relating to local government; creating the Kandiyohi county rural development finance authority; authorizing the establishment of a development and redevelopment program and the authorization of powers for it.

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

#### **Bishop and Kalis introduced**:

H. F. No. 105, A bill for an act relating to highways; redesignating the AMVETS memorial highway as the American Veterans Memorial Highway; amending Minnesota Statutes 1988, section 161.14, subdivision 23.

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

Johnson, V.; Pelowski; Munger; Bennett and Redalen introduced:

H. F. No. 106, A bill for an act relating to game and fish; selection process for wild turkey license holders; amending Minnesota Statutes 1988, section 97A.435, subdivision 1.

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

#### Marsh and Valento introduced:

H. F. No. 107, A bill for an act relating to crimes; sentencing; increasing presumptive sentences for persons convicted of criminal sexual conduct; modifying the placement of the dispositional line in the sentencing guidelines grid; imposing criminal penalties on judges who sentence offenders to less than the mandatory minimum sentence required by law for the offense; amending Minnesota Statutes 1988, section 244.01, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 244 and 609.

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

#### Marsh introduced:

H. F. No. 108, A bill for an act relating to environment; requiring a reduction in the sale and use of certain pesticides; extending certain pesticide record keeping requirements; amending Minnesota Statutes 1988, section 18B.37, subdivisions 1, 2, 3, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 18B.

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

#### **Omann**, Wenzel and Bertram introduced:

H. F. No. 109, A bill for an act relating to taxation; income; providing an exclusion for certain military pay; amending Minnesota Statutes 1988, section 290.01, subdivision 19b.

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

Kelly, Vellenga, Orenstein and Weaver introduced:

H. F. No. 110, A bill for an act relating to metropolitan government; prescribing the term of the chair of the metropolitan council; amending Minnesota Statutes 1988, section 473.123, subdivisions 2a and 4.

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

Munger, Jaros and Boo introduced:

H. F. No. 111, A bill for an act relating to retirement; extending access to the combined service annuity provision for certain former members of the Duluth police pension association.

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

Dauner, Battaglia, Valento, Dempsey and Winter introduced:

H. F. No. 112, A bill for an act relating to towns; authorizing town boards to provide for the collection of unpaid service charges; proposing coding for new law in Minnesota Statutes, chapter 366.

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

# Battaglia; Lieder; Johnson, V.; Winter and Haukoos introduced:

H. F. No. 113, A bill for an act relating to local government; granting powers to towns; setting certain procedures; amending Minnesota Statutes 1988, sections 366.01, subdivision 7; 471.193, subdivision 2; 471.345, subdivision 5a; and 505.09, subdivision 1; repealing Minnesota Statutes 1988, section 368.121.

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

Rukavina, Bertram, Lieder, Dille and Haukoos introduced:

H. F. No. 114, A bill for an act relating to state government; providing for the establishment of an audit guide task force by the state auditor; amending Minnesota Statutes 1988, section 6.65.

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

Jennings, Battaglia, Sparby, Onnen and Johnson, V., introduced:

H. F. No. 115, A bill for an act relating to local government; authorizing towns to establish subordinate service districts; proposing coding for new law as Minnesota Statutes, chapter 365B.

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

Blatz, Vellenga, Lynch and Kelly introduced:

H. F. No. 116, A bill for an act relating to child abuse reporting; defining "physical abuse" to include use of a controlled substance by a pregnant woman; amending Minnesota Statutes 1988, section 626.556, subdivision 2.

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

Blatz, Trimble, Segal and Poppenhagen introduced:

H. F. No. 117, A bill for an act relating to human services; expanding eligibility for child care sliding fee program; providing for reimbursement of child care provider accreditation fees; creating an office of child care providers assistance in the department of human services; increasing the number of certain licensing inspections; requiring a privately operated child care in the capitol complex; 5th Dav

establishing state policy for certain inspections; exempting construction materials and equipment from sales tax; creating a tuition tax credit; creating an employer tax credit for child care operations; appropriating money; amending Minnesota Statutes 1988, sections 16B.04, subdivision 2; 16B.39, by adding a subdivision; 245A.04, by adding a subdivision; 245A.14, by adding a subdivision; 256H.10, subdivisions 1 and 2, and by adding a subdivision; 290.06, by adding subdivisions; and 297A.25, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 245.

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

Simoneau; Johnson, R.; Jefferson; Reding and Knickerbocker introduced:

H. F. No. 118, A bill for an act relating to retirement; providing lump sum payments to certain retired or disabled public employees or their surviving spouses; appropriating money.

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

#### Steensma, Kostohryz and McDonald introduced:

H. F. No. 119, A resolution memorializing the President and Congress of the United States to hold to the policy of no normalization of relations with the Socialist Republic of Vietnam.

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

### CONSENT CALENDAR

H. F. No. 1, A bill for an act relating to courts; reenacting the statutory provision authorizing six member juries in nonfelony cases; reenacting Minnesota Statutes 1988, section 593.01, 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 121 yeas and 3 nays as follows:

Those who voted in the affirmative were:

# JOURNAL OF THE HOUSE

Long

Abrams Anderson, G. Anderson, R. Battaglia Bauerly Beard Begich Bennett Bertram Blatz Boo Burger Carlson, L. Carruthers Clark Conway Cooper Dauner Dawkins Dempsey Dille Dorn Forsythe Frederick

Frerichs Girard Greenfield Gruenes Gutknecht Hartle Hasskamp Haukoos Heap Henry Himle Hugoson Jacobs Janezich Jaros Jefferson Jennings Johnson, A. Johnson, R. Johnson, V. Kahn Kalis Kelly Kelso

Kinkel Omann Knickerbocker Onnen Kostohryz Orenstein Osthoff Krueger Lasley Ostrom Lieder Otis Limmer Ozment Pappas Lynch Pauly Macklin Pellow Marsh Pelowski McGuire Peterson McLaughlin Poppenhagen McPherson Price Milbert. Pugh Miller Quinn Redalen Morrison Murphy Reding Nelson, C Rest Nelson, K. Rice Neuenschwander Richter O'Connor Rodosovich Ogren Sarna Olson, K. Schafer

Seaberg Segal Simoneau Skoglund Solberg Sparby Stanius Steensma Sviggum Swenson Tompkins Trimble Tunheim Uphus Valento Vellenga Wagenius Waltman Weaver Welle Wenzel Williams Winter Wynia Spk. Vanasek

Those who voted in the negative were:

McEachern

McDonald

Scheid

The bill was passed and its title agreed to.

## MOTIONS AND RESOLUTIONS

Olsen, S., moved that the names of Heap, Marsh and Pelowski be added as authors on H. F. No. 6. The motion prevailed.

Kostohryz moved that the names of Steensma; Vanasek; Olsen, S., and Gutknecht be added as authors on H. F. No. 52. The motion prevailed.

Kalis moved that H. F. No. 33 be recalled from the Committee on Transportation and be re-referred to the Committee on Local Government and Metropolitan Affairs. The motion prevailed.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Committee on Ethics:

Solberg, Chair Long Reding Anderson, R. Pauly Bishop

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# [5th Day

#### ADJOURNMENT

Wynia moved that when the House adjourns today it adjourn until 2:30 p.m., Monday, January 23, 1989. The motion prevailed.

Wynia moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:30 p.m., Monday, January 23, 1989.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

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