

STATE OF MINNESOTA

SEVENTY-SEVENTH SESSION—1991

EIGHTH DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 28, 1991

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 Bishop David W. Olson, Minneapolis Area Synod, Evangelical Lutheran Church in America, Minneapolis, Minnesota.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:

Anderson, I.	Frerichs	Koppendrayser	Olson, K.	Solberg
Anderson, R.	Garcia	Krinkie	Omann	Sparby
Anderson, R. H.	Girard	Krueger	Onnen	Stanisus
Battaglia	Goodno	Lasley	Orenstein	Steensma
Bauerly	Greenfield	Leppik	Orfield	Svigum
Beard	Gruenes	Lieder	Osthoft	Swenson
Begich	Gutknecht	Limmer	Ostrom	Thompson
Bertram	Hanson	Long	Ozment	Tompkins
Bettermann	Hartle	Lourey	Pauly	Trimble
Bishop	Haukoos	Lynch	Pellow	Tunheim
Blatz	Hausman	Macklin	Pelowski	Uphus
Bodahl	Henry	Mariani	Peterson	Valento
Boo	Hufnagle	Marsh	Pugh	Vellenga
Brown	Hugoson	McEachern	Rest	Wagenius
Carlson	Jacobs	McGuire	Rice	Waltman
Carruthers	Janczich	McPherson	Rodosovich	Weaver
Clark	Jaros	Milbert	Rukavina	Wejzman
Cooper	Jefferson	Morrison	Runbeck	Welker
Dauner	Johnson, A.	Munger	Sarna	Welle
Dawkins	Johnson, R.	Nelson, K.	Schafer	Wenzel
Dempsey	Johnson, V.	Nelson, S.	Scheid	Winter
Dille	Kahn	Newinski	Schreiber	Spk. Vanasek
Dorn	Kalis	O'Connor	Seaberg	
Erhardt	Kelso	Ogren	Segal	
Farrell	Kinkel	Olsen, S.	Skoglund	
Frederick	Knickerbacker	Olson, E.	Smith	

A quorum was present.

Abrams, Hasskamp, Murphy, Reding and Simoneau were excused.

Jennings was excused until 3:10 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Hanson 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 STANDING COMMITTEES

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

H. F. No. 31, A bill for an act relating to public safety; creating the Minnesota advisory council on fire protection systems; requiring licensing and certifying of the fire protection industry; providing for rules and an exemption; creating fire protection systems account; providing for fees; imposing a penalty; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 299M.

Reported the same back with the following amendments:

Page 3, line 13, before the period insert "or licensed as an architect or engineer pursuant to chapter 326"

Page 4, line 11, delete "and" and insert "for"

Page 4, line 16, after "licensing," insert "certification, registration,"

Page 4, line 35, delete "CONTRACT WITH LABOR AND INDUSTRY" and insert "AUTHORITY TO CONTRACT"

Page 4, line 36, delete "the" and insert "local units of government"

Page 5, line 1, delete "commissioner of labor and industry"

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

The report was adopted.

Ogren from the Committee on Taxes to which was referred:

H. F. No. 57, A bill for an act relating to taxation; property; making technical corrections to, and clarifications to, the calculation of certain special levies, the calculation of the levy limit base,

the calculation of the amount of market value reductions in certain property tax discrimination actions, fees for issuing certain deeds for tax-forfeited lands, certain special levy referendum provisions, and to the effective dates of certain aid reductions; amending Minnesota Statutes 1990, sections 275.50, subdivision 5; 275.51, subdivision 3f; 278.05, subdivision 4; and 282.33, subdivision 1; Laws 1990, chapter 604, article 3, sections 49, subdivision 3; 50, subdivision 3; 51, subdivision 3; 59, subdivision 2; and 61, subdivision 2; and article 4, section 22.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1990, section 275.50, subdivision 5, is amended to read:

Subd. 5. Notwithstanding any other law to the contrary for taxes levied in 1990 payable in 1991 and subsequent years, "special levies" means those portions of ad valorem taxes levied by governmental subdivisions to:

(a) for taxes levied in 1990, payable in 1991 and subsequent years, pay the costs not reimbursed by the state or federal government, of payments made to or on behalf of recipients of aid under any public assistance program authorized by law, and the costs of purchase or delivery of social services. *The aggregate amounts levied under this clause for the costs of purchase or delivery of social services and income maintenance programs, other than those identified in section 273.1398, subdivision 1, paragraph (i), are subject to a maximum increase over the amount levied for the previous year of 12 percent for counties within the metropolitan area as defined in section 473.121, subdivision 2, or counties outside the metropolitan area but containing a city of the first class, and 15 percent for other counties. For purposes of this clause, "income maintenance programs" include income maintenance programs in section 273.1398, subdivision 1, paragraph (i), to the extent the county provides benefits under those programs over the statutory mandated standards. Effective with taxes levied in 1990, the portion of this special levy for human service programs identified in section 273.1398, subdivision 1, paragraph (i), is eliminated;*

(b) pay the costs of principal and interest on bonded indebtedness except on bonded indebtedness issued under section 471.981, subdivisions 4 to 4c, or to reimburse for the amount of liquor store revenues used to pay the principal and interest due in the year preceding the year for which the levy limit is calculated on municipal liquor store bonds;

(c) pay the costs of principal and interest on certificates of

indebtedness, except tax anticipation or aid anticipation certificates of indebtedness, issued for any corporate purpose except current expenses or funding an insufficiency in receipts from taxes or other sources or funding extraordinary expenditures resulting from a public emergency; and to pay the cost for certificates of indebtedness issued pursuant to sections 298.28 and 298.282;

(d) fund the payments made to the Minnesota state armory building commission pursuant to section 193.145, subdivision 2, to retire the principal and interest on armory construction bonds;

(e) provide for the bonded indebtedness portion of payments made to another political subdivision of the state of Minnesota;

(f) pay the amounts required, in accordance with section 275.075, to correct for a county auditor's error of omission but only to the extent that when added to the preceding year's levy it is not in excess of an applicable statutory, special law or charter limitation, or the limitation imposed on the governmental subdivision by sections 275.50 to 275.56 in the preceding levy year;

(g) pay amounts required to correct for an error of omission in the levy certified to the appropriate county auditor or auditors by the governing body of a city or town with statutory city powers in a levy year, but only to the extent that when added to the preceding year's levy it is not in excess of an applicable statutory, special law or charter limitation, or the limitation imposed on the governmental subdivision by sections 275.50 to 275.56 in the preceding levy year;

(h) pay amounts required by law to be paid to pay the interest on and to reduce the unfunded accrued liability of public pension funds in accordance with the actuarial standards and guidelines specified in sections 356.215 and 356.216 reduced by 106 percent of the amount levied for that purpose in 1976, payable in 1977. For the purpose of this special levy, the estimated receipts expected from the state of Minnesota pursuant to sections 69.011 to 69.031 or any other state aid expressly intended for the support of public pension funds shall be considered as a deduction in determining the required levy for the normal costs of the public pension funds. No amount of these aids shall be considered as a deduction in determining the governmental subdivision's required levy for the reduction of the unfunded accrued liability of public pension funds;

(i) to compensate the state for the cost of a reassessment ordered by the commissioner of revenue pursuant to section 270.16;

(j) pay the debt service on tax increment financing revenue bonds to the extent that revenue to pay the bonds or to maintain reserves for the bonds is insufficient as a result of the provisions of Laws 1988, chapter 719, article 5;

(k) pay the cost of hospital care under section 261.21;

(l) pay the unreimbursed costs incurred in the previous year to satisfy judgments rendered against the governmental subdivision by a court of competent jurisdiction in any tort action, or to pay the costs of settlements out of court against the governmental subdivision in a tort action when substantiated by a stipulation for the dismissal of the action filed with the court of competent jurisdiction and signed by both the plaintiff and the legal representative of the governmental subdivision, provided that an appeal for the unreimbursed costs under this clause was approved by the commissioner of revenue under section 275.51, subdivision 3;

(m) pay the expenses reasonably and necessarily incurred in preparing for or repairing the effects of natural disaster including the occurrence or threat of widespread or severe damage, injury, or loss of life or property resulting from natural causes such as earthquake, fire, flood, wind storm, wave action, oil spill, water contamination, air contamination, or drought in accordance with standards formulated by the emergency services division of the state department of public safety, provided that an appeal for the expenses incurred under this clause were approved by the commissioner of revenue under section 275.51, subdivision 3;

(n) pay a portion of the losses in tax receipts to a city due to tax abatements or court actions in the year preceding the current levy year, provided that an appeal for the tax losses was approved by the commissioner of revenue under section 275.51, subdivision 3. This special levy is limited to the amount of the losses times the ratio of the nonspecial levies to total levies for taxes payable in the year the abatements were granted. County governments are not authorized to claim this special levy;

(o) pay the operating cost of regional library services authorized under section 134.34, subject to a maximum increase over the previous year of the greater of (1) 103 percent multiplied by one plus the percentage increase determined for the governmental subdivision under section 275.51, subdivision 3h, clause (b), or (2) six percent. If a governmental subdivision elected to include some or all of its levy for libraries within its adjusted levy limit base in the prior year, but elects to claim the levy as a special levy in the current levy year, the allowable increase is determined by applying the greater percentage determined under clause (1) or (2) to the total amount levied for libraries in the prior levy year. After levy year 1989, the increase must not be determined using a base amount other than the amount that could have been levied as a special levy in the prior year. This limit may be redistributed according to the provisions of section 134.342. In no event shall the special levy be less than the minimum levy required under sections 134.33 and 134.34, subdivisions 1 and 2;

(p) pay the amount of the county building fund levy permitted under section 373.40, subdivision 6;

(q) pay the county's share of the costs levied in 1989, 1990, and 1991 for the Minnesota cooperative soil survey under Minnesota Statutes 1988, section 40.07, subdivision 15;

(r) for taxes levied in 1989, payable in 1990 only, pay the cost incurred for the minimum share required by counties levying for the first time under section 134.34 as required under section 134.341. For taxes levied in 1990, and thereafter, counties levying under this provision must levy under clause (o), and their allowable increase must be determined with reference to the amount levied in 1989 under this paragraph;

(s) for taxes levied in 1989, payable in 1990 only, provide an amount equal to 50 percent of the estimated amount of the reduction in aids to a county under sections 273.1398, subdivision 2, paragraph (d), and 477A.012, subdivision 3, for aids payable in 1990;

(t) for taxes levied in 1990 only by a county in the eighth judicial district, provide an amount equal to the amount of the levy, if any, that is required under Laws 1989, chapter 335, article 3, section 54, subdivision 8, as amended by Laws 1990, chapter 604, article 9, section 14;

(u) for taxes levied in 1989, payable in 1990 only, pay the costs not reimbursed by the state or federal government:

(i) for the costs of purchase or delivery of social services. The aggregate amounts levied under this item are subject to a maximum increase over the amount levied in the previous year of 12 percent for counties within the metropolitan area as defined in section 473.121, subdivision 2, or counties outside the metropolitan area but containing a city of the first class, and 15 percent for other counties.

(ii) for payments made to or on behalf of recipients of aid under any public assistance program authorized by law. The aggregate amounts levied under this item are subject to a maximum increase over the amount levied in the previous year of 12 percent and must be used only for the public assistance programs.

(iii) If the amount levied under this paragraph (u) clause (ii) in 1989 for public assistance programs is less than the actual expenditures needed for these programs for 1990, the difference between the actual expenditures and the amount levied may be levied in 1990 as a special levy. If the amount levied under clause (ii) in 1989 for public assistance programs is greater than the actual expenditures needed for these programs for 1990, the difference between the

amount levied and the actual expenditures shall be deducted from the 1990 levy limit, payable in 1991;

(v) pay an amount of up to 25 percent of the money sought for distribution and approved under section 115A.557, subdivision 3, paragraph (b), clause (3);

(w) pay the unreimbursed costs of per diem jail or correctional facilities services paid by the county in the previous 12-month period ending on July 1 of the current year provided that the county is operating under a department of corrections directive that limits the capacity of a county jail as authorized in section 641.01 or 641.262, or a correctional facility as defined in section 241.021, subdivision 1, paragraph (5);

(x) for taxes levied in 1990 and 1991, payable in 1991 and 1992 only, pay the operating or maintenance costs of a county jail as authorized in section 641.01 or 641.262, or of a correctional facility as defined in section 241.021, subdivision 1, paragraph (5), to the extent that the county can demonstrate to the commissioner of revenue that the amount has been included in the county budget as a direct result of a rule, minimum requirement, minimum standard, or directive of the department of corrections. If the county utilizes this special levy, any amount levied by the county in the previous levy year for the purposes specified under this clause and included in the county's previous year's levy limitation computed under section 275.51, shall be deducted from the levy limit base under section 275.51, subdivision 3f, when determining the county's current year levy limitation. The county shall provide the necessary information to the commissioner of revenue for making this determination;

(y) for taxes levied in 1990, payable in 1991 only, pay an amount equal to the unreimbursed county costs paid in 1989 and 1990 for the purpose of grasshopper control; and, for taxes levied in 1991 payable in 1992 only, pay an amount equal to the unreimbursed county costs paid in 1991 for the purpose of grasshopper control;

(z) for a county, provide an amount needed to fund comprehensive local water implementation activities under sections 103B.3361 to 103B.3369 as provided in this clause.

A county may levy an amount not to exceed the water implementation local tax rate times the adjusted net tax capacity of the county for the preceding year. The water implementation local tax rate shall be set by August 1 each year by the commissioner of revenue for taxes payable in the following year. As used in this paragraph, the "adjusted net tax capacity of the county" means the net tax capacity of the county as equalized by the commissioner of revenue based upon the results of an assessment/sales ratio study. That rate shall be the rate, rounded up to the nearest one-thousandth of a percent, that, when applied to the adjusted net tax capacity for all counties,

raises the amount specified in this clause. The water implementation local tax rate for taxes levied in 1990 shall be the rate that raises \$1,500,000 and the rate for taxes levied in 1991 shall be the rate that raises \$1,500,000. A county must levy a tax at the rate established under this clause to qualify for a grant from the board of water and soil resources under section 103B.3369, subdivision 5;

(aa) pay the unreimbursed county costs for court-ordered family-based services and court-ordered out-of-home placement for children to the extent that the county can demonstrate to the commissioner of revenue that the estimated amount included in the county's budget for the following levy year is for the purposes specified under this clause. For purposes of this special levy, costs for "family-based services" and "out-of-home placement" means costs resulting from court-ordered targeted family services designed to avoid out-of-home placement and from court-ordered out-of-home placement under the provisions of sections 260.172 and 260.191, which are unreimbursed by the state or federal government, insurance proceeds, or parental or child obligations. Any amount levied under this clause must only be used by the county for the purposes specified in this clause.

If the county uses this special levy and the county levied an amount in the previous levy year, for the purposes specified under this clause, under another special levy or under the levy limitation in section 275.51, the following adjustments must be made:

(i) The amount levied in the previous levy year for the purposes specified under this clause under the levy limitation in section 275.51 must be deducted from the levy limit base under section 275.51, subdivision 3f, when determining the current year levy limitation.

(ii) The amount levied in the previous levy year, for the purposes specified under clause (a) or (u) must be deducted from the previous year's amount used to calculate the maximum amount allowable under clause (a) in the current levy year; and

(bb) pay the amounts allowed as special levies under Laws 1989, First Special Session chapter 1, article 5, section 50, and subdivisions 5a and 5b.

Sec. 2. Minnesota Statutes 1990, section 275.51, subdivision 3f, is amended to read:

Subd. 3f. [LEVY LIMIT BASE.] (a) The property tax levy limit base for governmental subdivisions for taxes levied in 1988 shall be equal to the total actual levy for taxes payable in 1988 with additions and subtractions as specified in paragraphs (b) and (c).

(b) The amounts to be added to the actual 1988 levy are (1) the

amount of local government aid the governmental subdivision was certified to receive in 1988 under sections 477A.011 to 477A.014, (2) its 1988 taconite aids under sections 298.28 and 298.282, and (3) its 1988 wetlands and native prairie reimbursements under Minnesota Statutes 1986, sections 273.115, subdivision 3, and 273.116, subdivision 3.

(c) The amounts to be subtracted from the actual 1988 levy are (1) any special levies claimed for taxes payable in 1988 pursuant to Laws 1987, chapter 268, article 5, section 12, subdivision 4, clauses (1), (2), (3), and (4); and (2) for a governmental subdivision participating in a regional library system receiving grants from the department of education under section 134.34, the amount levied for taxes payable in 1988 for the operating costs of a public library service.

(d) For taxes levied in 1989 and subsequent years, a governmental subdivision's levy limit base is equal to its adjusted levy limit base for the preceding year, provided that for taxes levied in 1989, the amount of the administrative reimbursement aid received in 1988 shall be added to the base.

(e) For taxes levied by a county in 1989, the levy limit base determined under paragraph (d) shall be reduced by an amount equal to 90 percent of the cost of public defender services for felonies and gross misdemeanors and the costs of law clerks in the county that are assumed by the state during calendar year 1990, less 103 percent of one-half the amount of fees collected by the courts in the county during calendar year 1988. For taxes levied in 1990, the levy limit base determined under paragraph (d) shall first be increased by the product of (1) the amount deducted under this paragraph for taxes levied in 1989 and (2) the adjustments under subdivision 3h, paragraphs (a) and (b) for taxes levied in 1989, and then shall be reduced by an amount equal to the cost of public defender services for felonies and gross misdemeanors and the cost of law clerks in the county that are assumed by the state during calendar year 1991, less the amount of fees collected by the courts in the county during calendar year 1989, computed at the rate of \$30 for civil and probate filings and \$20 for marriage dissolutions.

(f) For taxes levied in 1989 by a county that is located in the eighth judicial district, the levy limit base determined under paragraphs (d) and (e) shall be further reduced by an amount equal to 90 percent of the cost of operation of the trial courts in the county during calendar year 1990 that are assumed by the state and for which an appropriation is provided, less 103 percent of the sum of (1) the remaining one-half of the amount of fees and (2) 100 percent of the amount of fines collected by the courts in the county during calendar year 1988. For taxes levied in 1990 by a county that is located in the eighth judicial district, the levy limit base determined under paragraphs (d) and (e) is reduced by the product of (1) 103 percent of

one-half of the fees collected by the courts in the county during calendar year 1988, and (2) the adjustments under subdivision 3h, paragraphs (a) and (b) for taxes levied in 1989.

(g) By October 15, 1989, the board of public defense shall determine and certify to the commissioner of revenue the pro rata share for each county of the state-financed public defense services described in paragraph (e) during the six-month period beginning July 1, 1990. By October 15, 1989, the supreme court shall determine and certify to the department of revenue for each county the pro rata share for each county of the cost of providing law clerks during the three-month period beginning October 1, 1990, plus, for each county located in the eighth judicial district, the cost of operation of the trial courts during calendar year 1990.

By July 15, 1990, the board of public defense shall determine and certify to the department of revenue the pro rata share for each county of the state-financed public defense services described in paragraph (e) during calendar year 1991. By July 15, 1990, the supreme court shall determine and certify to the department of revenue for each county the pro rata share for each county of the cost of providing law clerks during calendar year 1991 plus, for each county located in the eighth judicial district, the cost of operation of the trial courts during the first six months of 1991.

(h) For taxes levied in a county in 1991, the levy limit base shall be reduced by an amount equal to the cost in the county of court reporters, judicial officers, and district court referees and the expenses of law clerks and court reporters as authorized in sections 484.545, subdivision 3, and 486.05, subdivisions 1 and 1a, as certified by the supreme court pursuant to section 477A.012, subdivision 4.

(i) If a governmental subdivision received an adjustment to its levy limit base for taxes levied in 1988 under section 275.51, subdivision 3j, its levy limit base for taxes levied in 1989 must be reduced by the lesser of (1) the adjustment under section 275.51, subdivision 3j, or (2) the difference between its (i) levy limit for taxes levied in 1988 and its (ii) total actual levy for taxes levied in 1988 minus any special levies claimed for taxes levied in 1988 under section 275.50, subdivision 5.

Sec. 3. Minnesota Statutes 1990, section 278.05, subdivision 4, is amended to read:

Subd. 4. [SALES RATIO STUDIES AS EVIDENCE.] The sales ratio studies published by the department of revenue, or any part of the studies, or any copy of the studies or records accumulated to prepare the studies which is prepared by the commissioner of revenue for use in determining education aids shall be admissible in evidence as a public record without the laying of a foundation if the

sales prices used in the study are adjusted for the terms of the sale to reflect market value and are adjusted to reflect the difference in the date of sale compared to the assessment date. The department of revenue sales ratio study shall be prima facie evidence of the level of assessment. Additional evidence relevant to the sales ratio study is also admissible. No sales ratio study received into evidence shall be conclusive or binding on the court and evidence of its reliability or unreliability may be introduced by any party including, but not limited to, evidence of inadequate adjustment of sale prices for terms of financing, inadequate adjustment of sales prices to reflect the difference in the date of sale compared to the assessment date, and inadequate sample size.

No reduction in value on the grounds of discrimination shall be granted on the basis of a sales ratio study unless

(a) the sales prices are adjusted for the terms of the sale to reflect market value,

(b) the sales prices are adjusted to reflect the difference in the date of sale compared to the assessment date,

(c) there is an adequate sample size, and

(d) the median ratio of the same classification of property in the same county, city, or town as the subject property is lower than 90 percent, except that in the case of a county containing a city of the first class, the median ratio for the county shall be the ratio determined excluding sales from the first class city within the county.

If a reduction in the court-determined market value on the grounds of discrimination is granted based on the above criteria, the reduction shall equal the difference between ~~(1) the ratio for the petitioner's property less five percentage points~~ 95 percent and ~~(2) the median ratio determined by the court. In order to receive relief on the basis of discrimination, the petitioner must establish the ratio of the assessor's estimated market value to the actual fair market value for the property.~~

Sec. 4. Laws 1990, chapter 604, article 3, section 49, subdivision 3, is amended to read:

Subd. 3. [REVERSE REFERENDUM.] If the Bayport city council intends to exercise the authority provided by this section in ~~subsequent years~~ levy year 1990, it shall pass a resolution stating the fact before ~~January~~ September 1, 1991 1990. The resolution must be published for two successive weeks in the official newspaper of the city or, if there is no official newspaper, in a newspaper of general circulation in the city, together with a notice fixing a date for a

public hearing on the matter. The hearing must be held at least two weeks but not more than four weeks after the first publication of the resolution. Following the public hearing, the city may determine to take no further action or adopt a resolution confirming its intention to exercise the authority. That resolution must also be published in the official newspaper of the city or, if there is no official newspaper, in a newspaper of general circulation in the city. If within 30 days after publication of the resolution a petition signed by voters equal in number to five percent of the votes cast in the city in the last general election requesting a vote on the proposed resolution is filed with the county auditor, the resolution is not effective until it has been submitted to the voters at a general or special election and a majority of votes cast on the question of approving the resolution are in the affirmative. The commissioner of revenue shall prepare a suggested form of question to be presented at the election. The referendum must be held at a special or general election before December 1, ~~1991~~ 1990.

Sec. 5. Laws 1990, chapter 604, article 3, section 50, subdivision 3, is amended to read:

Subd. 3. [REVERSE REFERENDUM.] If the Goodhue county board intends to exercise the authority provided by this section in ~~subsequent years~~ levy years 1990 and 1991, it shall pass a resolution stating the fact ~~before January~~ September 1, 1991 1990. The resolution must be published for two successive weeks in the official newspaper of the county or, if there is no official newspaper, in a newspaper of general circulation in the county, together with a notice fixing a date for a public hearing on the matter. The hearing must be held at least two weeks but not more than four weeks after the first publication of the resolution. Following the public hearing, the county may determine to take no further action or adopt a resolution confirming its intention to exercise the authority. That resolution must also be published in the official newspaper of the county or, if there is no official newspaper, in a newspaper of general circulation in the county. If within 30 days after publication of the resolution a petition signed by voters equal in number to five percent of the votes cast in the county in the last general election requesting a vote on the proposed resolution is filed with the county auditor, the resolution is not effective until it has been submitted to the voters at a general or special election and a majority of votes cast on the question of approving the resolution are in the affirmative. The commissioner of revenue shall prepare a suggested form of question to be presented at the election. The referendum must be held at a special or general election before December 1, ~~1991~~ 1990.

Sec. 6. Laws 1990, chapter 604, article 3, section 51, subdivision 3, is amended to read:

Subd. 3. [REVERSE REFERENDUM.] If the Windom city council intends to exercise the authority provided by this section in ~~subse-~~

quent years levy year 1991, it shall pass a resolution stating the fact before ~~January~~ September 1, 1991. The resolution must be published for two successive weeks in the official newspaper of the city or, if there is no official newspaper, in a newspaper of general circulation in the city, together with a notice fixing a date for a public hearing on the matter. The hearing must be held at least two weeks but not more than four weeks after the first publication of the resolution. Following the public hearing, the city may determine to take no further action or adopt a resolution confirming its intention to exercise the authority. That resolution must also be published in the official newspaper of the city or, if there is no official newspaper, in a newspaper of general circulation in the city. If within 30 days after publication of the resolution a petition signed by voters equal in number to five percent of the votes cast in the city in the last general election requesting a vote on the proposed resolution is filed with the county auditor, the resolution is not effective until it has been submitted to the voters at a general or special election and a majority of votes cast on the question of approving the resolution are in the affirmative. The commissioner of revenue shall prepare a suggested form of question to be presented at the election. The referendum must be held at a special or general election before December 1, 1991.

Sec. 7. Laws 1990, chapter 604, article 3, section 59, subdivision 2, is amended to read:

Subd. 2. [REVERSE REFERENDUM.] If the Rosemount city council proposes to pay the obligation under subdivision 1, it shall pass a resolution stating that fact. Thereafter, the resolution shall be published for two successive weeks in the official newspaper of the city or, if there is no official newspaper, in a newspaper of general circulation in the city, together with a notice fixing a date for a public hearing on the matter. The hearing shall be held not less than two weeks nor more than four weeks after the first publication of the resolution. Following the public hearing, the city may determine to take no further action or adopt a resolution confirming its intention to exercise the authority. That resolution shall also be published in the official newspaper or, if there is no official newspaper, in a newspaper of general circulation in the city. If within 30 days thereafter a petition signed by voters equal in number to ten percent of the votes cast in the city in the last general election requesting a referendum on the proposed resolution is filed with the county auditor, the resolution shall not be effective until it has been submitted to the voters at a general or special election and a majority of votes cast on the question of approving the resolution are in the affirmative. The commissioner of revenue shall prepare a suggested form of question to be presented at the referendum. The referendum must be held at a special or general election prior to ~~January~~ December 1, ~~1992~~ 1990.

Sec. 8. Laws 1990, chapter 604, article 3, section 61, subdivision 2, is amended to read:

Subd. 2. [REVERSE REFERENDUM.] If the city intends to exercise the authority provided by subdivision 1 in levy year 1990 and subsequent years, it shall pass a resolution stating the fact before January September 1, 1991 1990. The resolution must be published for two successive weeks in the official newspaper of the city or, if there is no official newspaper, in a newspaper of general circulation in the city, together with a notice fixing a date for a public hearing on the matter. The hearing must be held at least two weeks but not more than four weeks after the first publication of the resolution. Following the public hearing, the city may determine to take no further action or adopt a resolution confirming its intention to exercise the authority. That resolution must also be published in the official newspaper of the city or, if there is no official newspaper, in a newspaper of general circulation in the city. If within 30 days after publication of the resolution a petition signed by voters equal in number to five percent of the votes cast in the city in the last general election requesting a vote on the proposed resolution is filed with the county auditor, the resolution is not effective until it has been submitted to the voters at a general or special election and a majority of votes cast on the question of approving the resolution are in the affirmative. The commissioner of revenue shall prepare a suggested form of question to be presented at the election. The referendum must be held at a special or general election before December 1, 1991 1990.

Sec. 9. Laws 1990, chapter 604, article 4, section 22, is amended to read:

Sec. 22. [EFFECTIVE DATES.]

Sections 1, 3, 8, 9, 11, 14, ~~18~~, and 20 are effective for aids payable in calendar year 1990 and thereafter. Section 18 is effective for homestead and agricultural credit aid payments for taxes payable in 1990. Sections 2, 4, 5, 7, 10, 12, 13, 15, and 17 are effective for aids payable in calendar year 1991 and thereafter. Sections 19 and 21 are effective for aids payable in calendar year 1992 and thereafter. That part of section 6 striking a reference to cities of the first class is effective for aids equalization aid paid under section 477A.013, subdivision 5, in calendar year 1991 and thereafter. The rest of section 6 is effective for aids paid in calendar year 1990 and thereafter. Section 16 is effective July 1, 1990, and applies to payments due on or after that date.

Sec. 10. [EFFECTIVE DATE.]

Sections 1, 2, and 4 are effective for taxes levied in 1990, payable in 1991. Section 3 is effective for petitions based on taxes levied in 1989, payable in 1990, and thereafter, which have not been determined by the court or settled between the parties by the date of final enactment of this act. Section 5 is effective for taxes levied in 1990 and 1991, payable in 1991 and 1992. Section 6 is effective for taxes

levied in 1991, payable in 1992. Sections 7 and 8 are effective for taxes levied in 1990, payable in 1991, and thereafter. The amendments in section 9 changing the effective date of section 18 are effective for homestead and agricultural credit aid payments for taxes payable in 1990. The amendment in section 9 changing the effective date of section 6 to refer to equalization aid is effective for aids payable in calendar year 1991, and thereafter."

Delete the title and insert:

"A bill for an act relating to taxation; property; making technical corrections to, and clarifications to, the calculation of certain special levies, the calculation of the levy limit base, the calculation of the amount of market value reductions in certain property tax discrimination actions, certain special levy referendum provisions, and to the effective dates of certain aid reductions; amending Minnesota Statutes 1990, sections 275.50, subdivision 5; 275.51, subdivision 3f; and 278.05, subdivision 4; Laws 1990, chapter 604, article 3, sections 49, subdivision 3; 50, subdivision 3; 51, subdivision 3; 59, subdivision 2; and 61, subdivision 2; and article 4, section 22."

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 57 was read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Winter; Steensma; Ogren; Olson, E., and Onnen introduced:

H. F. No. 115, A bill for an act relating to natural resources; increasing the watershed administrative fund limit; establishing a natural resource protection fund; amending Minnesota Statutes 1990, section 103D.905, subdivision 3, and by adding a subdivision.

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

Pugh, Jacobs, Osthoff, Gruenes and Janezich introduced:

H. F. No. 116, A bill for an act relating to liquor; authorizing the possession or use of alcoholic beverages at a private school under certain conditions; amending Minnesota Statutes 1990, section 624.701, subdivision 1a.

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

Trimble, Dille, Swenson, McGuire and Wagenius introduced:

H. F. No. 117, A bill for an act relating to wild animals; altering the classification of certain ferrets; amending Minnesota Statutes 1990, section 346.41, by adding a subdivision.

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

Trimble; Olson, K.; Begich; Anderson, R., and Johnson, A., introduced:

H. F. No. 118, A bill for an act relating to occupational safety and health; honoring workers killed while working on public projects; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 182.

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

Schafer, McEachern, Cooper and Ostrom introduced:

H. F. No. 119, A bill for an act relating to education; allowing permanent fund transfers for a period in a certain combined school district.

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

Jaros, Munger, Mariani, Dauner and Nelson, S., introduced:

H. F. No. 120, A bill for an act relating to crime; requiring health professionals to report wounding of victims by dangerous weapons; amending Minnesota Statutes 1990, section 626.52, subdivision 2.

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

Jaros, Rukavina, Mariani, Uphus and Hasskamp introduced:

H. F. No. 121, A bill for an act relating to education; encouraging a Minnesota volunteer corps to the USSR and East Central Europe; appropriating money.

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

Jefferson, Jaros, Wejcman, Winter and Osthoff introduced:

H. F. No. 122, A bill for an act relating to corrections; allowing chiropractors to practice in institutions under the control of the commissioner of corrections; amending Minnesota Statutes 1990, section 241.021, subdivision 4.

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

Jefferson, O'Connor, Clark, Morrison and Schreiber introduced:

H. F. No. 123, A bill for an act relating to animals; requiring landlords to allow elderly tenants to keep certain pets; proposing coding for new law in Minnesota Statutes, chapter 504.

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

Scheid, Osthoff, Ozment, McEachern and Bishop introduced:

H. F. No. 124, A bill for an act relating to education; providing for the arbitration of disputes concerning the proposed termination, discharge, or demotion of teachers following the probationary period; amending Minnesota Statutes 1990, sections 125.12, by adding a subdivision; 125.17, by adding a subdivision; and 179A.20, subdivision 4.

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

Onnen, Scheid, Simoneau, Hugoson and Bertram introduced:

H. F. No. 125, A bill for an act relating to the state building code; authorizing the use of stairway chair lifts in churches; amending Minnesota Statutes 1990, section 16B.61, subdivision 3.

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

Johnson, R.; Hasskamp; Wenzel and Kinkel introduced:

H. F. No. 126, A bill for an act relating to highways; designating the Paul Bunyan Expressway from Little Falls through Cass Lake to Bemidji; amending Minnesota Statutes 1990, section 161.14, by adding a subdivision.

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

Reding; O'Connor; Simoneau; Johnson, R., and Knickerbocker introduced:

H. F. No. 127, A bill for an act relating to retirement; authorizing investment related postretirement adjustments for eligible members of police and firefighters relief associations; amending Minnesota Statutes 1990, sections 69.031, subdivision 5; 69.77, subdivision 2b; 356.216; and 423A.01, subdivision 2; Laws 1989, chapter 319, article 19, sections 6 and 7, subdivisions 1, and 4, as amended.

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

Reding; Munger; Johnson, V.; Kahn and Waltman introduced:

H. F. No. 128, A bill for an act relating to water; mandating requirements on certain development; amending Minnesota Statutes 1990, section 103B.3363, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 103B.

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

Rukavina; Farrell; Johnson, A.; Scheid and Pugh introduced:

H. F. No. 129, A bill for an act relating to employment; increasing the minimum wage; amending Minnesota Statutes 1990, section 177.24, subdivision 1.

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

Jaros; Boo; Johnson, V.; Sparby and Reding introduced:

H. F. No. 130, A bill for an act relating to public employment; expanding coverage of the state employees insurance plan; amending Minnesota Statutes 1990, section 43A.27, subdivision 2.

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

Dille and Cooper introduced:

H. F. No. 131, A bill for an act relating to Meeker county; authorizing the county board to provide for an addition to the county hospital.

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

Dawkins, Murphy, Gutknecht, Bodahl and Rodosovich introduced:

H. F. No. 132, A bill for an act relating to energy; improving energy efficiency by prohibiting incandescent lighting in certain exit signs; amending Minnesota Statutes 1990, sections 16B.61, subdivision 3; and 299F.011, by adding a subdivision.

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

Dawkins introduced:

H. F. No. 133, A bill for an act relating to landlord and tenant; establishing residential landlord liability for certain undisclosed or uncorrected conditions; removing landlord defense for failure to provide required information; making unlawful leases voidable by tenants; providing for liens on property that are the subject of condemnation action; providing for limitations on rent increases and late charges; providing an exception to prohibition against certain evictions; amending Minnesota Statutes 1990, sections 504.22, subdivision 5, and by adding a subdivision; 504.245; 566.03, by adding a subdivision; and 566.29, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 504.

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

Swenson; Nelson, K.; Weaver; Stanius and McEachern introduced:

H. F. No. 134, A bill for an act relating to education; authorizing an additional community education levy to provide parent education opportunities; amending Minnesota Statutes 1990, section 121.88, by adding a subdivision; and 124.2713, by adding subdivisions.

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

Sparby; Johnson, R.; Bauerly; Dille and Waltman introduced:

H. F. No. 135, A bill for an act relating to natural resources; appropriating funds for beaver abatement and control.

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

Bauerly; Battaglia; Johnson, R.; Dille and Waltman introduced:

H. F. No. 136, A bill for an act relating to forestry; requiring notice to towns of prospective removal of timber.

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

Scheid, Osthoff and Solberg introduced:

H. F. No. 137, A bill for an act relating to elections; clarifying the method of withdrawal of candidates for constitutional office; authorizing political parties to select a new candidate following withdrawal or death of nominee; providing deadlines for filling vacancies in nominations; allowing substituted gubernatorial candidates to select running mates; amending Minnesota Statutes 1990, sections 204B.12; 204B.13; and 204B.41.

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

Svigum introduced:

H. F. No. 138, A bill for an act relating to taxation; repealing the political contribution credit; amending Minnesota Statutes 1990, section 290.01, subdivision 6; repealing Minnesota Statutes 1990, sections 10A.322, subdivision 4; 10A.43, subdivision 5; and 290.06, subdivision 23.

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

Begich, Rukavina, Sarna, Uphus and Anderson, I., introduced:

H. F. No. 139, A bill for an act relating to employment; increasing the minimum wage; amending Minnesota Statutes 1990, section 177.24, subdivision 1.

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

Osthoff introduced:

H. F. No. 140, A bill for an act relating to insurance; clarifying policy requirement provisions relating to Medicare supplement insurance plans; amending Minnesota Statutes 1990, section 62A.31, subdivision 1.

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

HOUSE ADVISORIES

The following House Advisory was introduced:

Sparby, Winter, Carlson, Hugoson and Pauly introduced:

H. A. No. 1, A proposal to study automation in the House.

The advisory was referred to the Committee on Economic Development.

GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole with Vanasek 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. No. 14, the first engrossment, which it recommended to pass with the following amendments:

Offered by Ogren, Dempsey, Beard, Begich, Vanasek, Boo, Rice, Jacobs and Tunheim:

Delete page 1, line 7, to page 2, line 26, and insert:

"Whereas, the President of the United States, with the authorization of Congress, has ordered military action against Iraq in an effort to force Iraqi Armed Forces from occupied Kuwait; and

Whereas, more than 500,000 men and women of the United States Armed Forces are now involved in armed conflict; and

Whereas, 158,000 members of the Reserves and National Guard have been called to active duty since August 22, 1990, and may become involved in armed conflict; and

Whereas, the citizens of Minnesota have great pride in the men and women of the United States Armed Forces and support them in their efforts; and

Whereas, the citizens of Minnesota deeply appreciate the great personal sacrifices being made by our military personnel in the Persian Gulf and by their families and loved ones back home; Now, Therefore,

Be It Resolved by the Legislature of the State of Minnesota that it joins Congress in unequivocally supporting the men and women of our Armed Forces who are carrying out their missions with professional excellence, dedicated patriotism, and exemplary bravery.

Be It Further Resolved that the Legislature joins the United States Congress in commending and supporting the efforts and leadership of the President as Commander in Chief in the Persian Gulf hostilities.

Be It Further Resolved that the Legislature urges federal, state, and local government agencies, religious institutions, employers, schools, charitable organizations, and all our citizens to do all that is humanly possible to assist the families and loved ones of our Armed Forces members with all necessary and available support.

Be It Further Resolved that the Legislature requests the Governor of the State of Minnesota to declare a day of prayer for peace and to ask all religious institutions to participate."

Delete the title and insert:

"A resolution expressing support for the President and our armed forces in the conflict with Iraq; urging support for military families in the United States, and calling on the governor to declare a day of prayer for peace."

Which amendment was amended by the Clark amendment, as follows:

Page 2, after line 3 of the Ogren et al amendment, insert:

"Be It Further Resolved that it calls upon all the parties to the conflict to minimize civilian casualties and to honor international law including the Geneva Convention on prisoners of war."

Offered by Uphus; Ozment; Johnson, V.; Schafer; Smith; Limmer; Bettermann; Waltman; Goodno; Welker; Onnen; Krinkie; Sviggum; Morrison; Seaberg; Fellow and Gruenes:

Page 2, after line 12 of the Ogren et al amendment, as amended, insert:

"Be It Further Resolved that the Legislature deplores the burning or disrespectful use of our National Flag and reaffirms its support for the Constitution and the Bill of Rights."

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

ROLL CALLS IN COMMITTEE OF THE WHOLE

Pursuant to rule 1.06, the following roll calls were taken in the Committee of the Whole:

Ogren, Dempsey, Beard, Begich, Vanasek, Boo, Rice, Jacobs and Tunheim moved to amend H. F. No. 14, the first engrossment, as follows:

Delete page 1, line 7, to page 2, line 26, and insert:

"Whereas, the President of the United States, with the authorization of Congress, has ordered military action against Iraq in an effort to force Iraqi Armed Forces from occupied Kuwait; and

Whereas, more than 500,000 men and women of the United States Armed Forces are now involved in armed conflict; and

Whereas, 158,000 members of the Reserves and National Guard have been called to active duty since August 22, 1990, and may become involved in armed conflict; and

Whereas, the citizens of Minnesota have great pride in the men and women of the United States Armed Forces and support them in their efforts; and

Whereas, the citizens of Minnesota deeply appreciate the great personal sacrifices being made by our military personnel in the Persian Gulf and by their families and loved ones back home; *Now, Therefore*,

Be It Resolved by the Legislature of the State of Minnesota that it joins Congress in unequivocally supporting the men and women of our Armed Forces who are carrying out their missions with professional excellence, dedicated patriotism, and exemplary bravery.

Be It Further Resolved that the Legislature joins the United States Congress in commending and supporting the efforts and leadership of the President as Commander in Chief in the Persian Gulf hostilities.

Be It Further Resolved that the Legislature urges federal, state, and local government agencies, religious institutions, employers, schools, charitable organizations, and all our citizens to do all that is humanly possible to assist the families and loved ones of our Armed Forces members with all necessary and available support.

Be It Further Resolved that the Legislature requests the Governor of the State of Minnesota to declare a day of prayer for peace and to ask all religious institutions to participate."

Delete the title and insert:

"A resolution expressing support for the President and our armed forces in the conflict with Iraq; urging support for military families in the United States, and calling on the governor to declare a day of prayer for peace."

Hausman, Clark, Vellenga, Dawkins, Mariani, Jefferson and Wejcman offered an amendment to the Ogren et al amendment to H. F. No. 14, the first engrossment.

Bishop requested a division of the Hausman et al amendment to the Ogren et al amendment, to H. F. No. 14, the first engrossment.

The first portion of the Hausman et al amendment to the Ogren et al amendment, to H. F. No. 14, the first engrossment, reads as follows:

Page 1, delete lines 24 to page 2, line 3 and insert:

"Be It Further Resolved that it calls upon all the parties to the conflict to minimize civilian casualties and to honor international law including the Geneva Convention on prisoners of war.

Be It Further Resolved that the Legislature recognizes the public's right to dissent from our national leadership's pursuit of military means to resolve the Persian Gulf crisis."

The question was taken on the first portion of the Hausman et al amendment to the Ogren et al amendment and the roll was called. There were 21 yeas and 105 nays as follows:

Those who voted in the affirmative were:

Bauerly	Janezich	Mariani	Rice	Wejzman
Clark	Jaros	McGuire	Rukavina	
Dawkins	Jefferson	Munger	Skoglund	
Greenfield	Johnson, A.	Orenstein	Trimble	
Hausman	Kahn	Orfield	Vellenga	

Those who voted in the negative were:

Anderson, I.	Farrell	Koppendraye	Olsen, S.	Segal
Anderson, R.	Frederick	Krinkie	Olson, E.	Smith
Anderson, R. H.	Frerichs	Krueger	Olson, K.	Solberg
Battaglia	Garcia	Lasley	Omann	Sparby
Beard	Girard	Leppik	Onnen	Stanius
Begich	Goodno	Lieder	Osthoff	Steensma
Bertram	Gruenes	Limmer	Ostrom	Sviggum
Bettermann	Gutknecht	Long	Ozment	Swenson
Bishop	Hanson	Lourey	Pauly	Thompson
Blatz	Hartle	Lynch	Pellow	Tompkins
Bodahl	Haukoos	Macklin	Pelowski	Tunheim
Boo	Henry	Marsh	Peterson	Uphus
Brown	Hufnagle	McEachern	Pugh	Valento
Carlson	Hugoson	McPherson	Rest	Wagenius
Carruthers	Jacobs	Milbert	Rodosovich	Waltman
Cooper	Johnson, R.	Morrison	Runbeck	Weaver
Dauner	Johnson, V.	Nelson, K.	Sarna	Welker
Dempsey	Kalis	Nelson, S.	Schafer	Welle
Dille	Kelso	Newinski	Scheid	Wenzel
Dorn	Kinkel	O'Connor	Schreiber	Winter
Erhardt	Knickerbocker	Ogren	Seaberg	Spk. Vanasek

The motion did not prevail and the first portion of the Hausman et al amendment to the Ogren et al amendment was not adopted.

The second portion of the Hausman et al amendment to the Ogren et al amendment, to H. F. No. 14, the first engrossment, reads as follows:

Page 2, after line 9, insert:

"Be It Further Resolved that the Legislature urges Congress and the President to protect our Constitutional freedom of the press by not interfering with the press' ability to inform our citizens of the progress of the war except as absolutely necessary to protect the national security."

The question was taken on the second portion of the Hausman et al amendment to the Ogren et al amendment and the roll was called. There were 31 yeas and 95 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Jacobs	Mariani	Ostrom	Vellenga
Brown	Janezich	McGuire	Rice	Wagenius
Clark	Jaros	Munger	Rukavina	Wejeman
Dawkins	Jefferson	Ogren	Scheid	
Greenfield	Kahn	Olson, K.	Segal	
Hanson	Long	Orenstein	Skoglund	
Hausman	Lourey	Orfield	Trimble	

Those who voted in the negative were:

Anderson, R.	Erhardt	Kelso	Newinski	Smith
Anderson, R. H.	Farrell	Kinkel	O'Connor	Solberg
Battaglia	Frederick	Knickerbocker	Olsen, S.	Sparby
Bauerly	Frerichs	Koppendrayer	Olson, E.	Stanius
Beard	Garcia	Krinkie	Omann	Steensma
Begich	Girard	Krueger	Onnen	Sviggrum
Bertram	Goodno	Lasley	Ozment	Swenson
Bettermann	Gruenes	Leppik	Pauly	Thompson
Bishop	Gutknecht	Lieder	Pellow	Tompkins
Blatz	Hartle	Limmer	Pelowski	Tunheim
Bodahl	Haukoos	Lynch	Peterson	Uphus
Boo	Henry	Macklin	Pugh	Valento
Carlson	Hufnagle	Marsh	Rest	Waltman
Carruthers	Hugoson	McEachern	Rodosovich	Weaver
Cooper	Jennings	McPherson	Runbeck	Welker
Dauner	Johnson, A.	Milbert	Sarna	Welle
Dempsey	Johnson, R.	Morrison	Schafer	Wenzel
Dille	Johnson, V.	Nelson, K.	Schreiber	Winter
Dorn	Kalis	Nelson, S.	Seaberg	Spk. Vanasek

The motion did not prevail and the second portion of the Hausman et al amendment to the Ogren et al amendment was not adopted.

Dawkins moved to amend the Ogren et al amendment to H. F. No. 14, the first engrossment, as follows:

Page 1, line 24, delete "joins the"

Page 2, delete lines 1 to 3 and insert "supports the President of the United States as Commander in Chief of the Armed Forces for so long as hostilities exist, and that some members of the Minnesota

Legislature urge the President to immediately pursue a cease-fire and negotiated settlement without further loss of life."

The question was taken on the amendment to the amendment and the roll was called. There were 6 yeas and 116 nays as follows:

Those who voted in the affirmative were:

Clark	Greenfield	Jaros
Dawkins	Hausman	Mariani

Those who voted in the negative were:

Anderson, I.	Frerichs	Koppendrayner	Olson, K.	Sparby
Anderson, R.	Garcia	Krinkie	Omann	Stanias
Anderson, R. H.	Girard	Krueger	Onnen	Steensma
Battaglia	Goodno	Lasley	Orenstein	Sviggum
Bauerly	Gruenes	Leppik	Orfield	Swenson
Beard	Gutknecht	Lieder	Osthoff	Thompson
Begich	Hanson	Limmer	Ozment	Tompkins
Bertram	Hartle	Long	Pauly	Tunheim
Bettermann	Haukoos	Lourey	Pellow	Uphus
Bishop	Henry	Lynch	Pelowski	Valento
Blatz	Hufnagle	Macklin	Peterson	Vellenga
Bodahl	Hugoson	Marsh	Pugh	Wagenius
Boo	Jacobs	McEachern	Rest	Waltman
Brown	Janezich	McPherson	Rodosovich	Weaver
Carlson	Jefferson	Milbert	Rukavina	Wejman
Carruthers	Jennings	Morrison	Runbeck	Welker
Cooper	Johnson, A.	Munger	Sarna	Welle
Dauner	Johnson, R.	Nelson, K.	Schafer	Wenzel
Dempsey	Johnson, V.	Nelson, S.	Scheid	Winter
Dille	Kahn	Newinski	Schreiber	Spk. Vanasek
Dorn	Kalis	O'Connor	Seaberg	
Erhardt	Kelso	Ogren	Segal	
Farrell	Kinkel	Olsen, S.	Skoglund	
Frederick	Knickerbocker	Olson, E.	Smith	

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

Orenstein moved to amend the Ogren et al amendment to H. F. No. 14, the first engrossment, as follows:

Page 2, line 1, after "Congress" insert ", now that hostilities have commenced,"

The question was taken on the amendment to the amendment and the roll was called. There were 21 yeas and 98 nays as follows:

Those who voted in the affirmative were:

Bodahl	Greenfield	Olson, K.	Rukavina	Wejman
Brown	Hausman	Orenstein	Scheid	
Carruthers	Jaros	Orfield	Skoglund	
Clark	Kahn	Ostrom	Trimble	
Dawkins	McGuire	Pugh	Wagenius	

Those who voted in the negative were:

Anderson, I.	Frederick	Kinkel	Newinski	Sparby
Anderson, R.	Frerichs	Knickerbocker	O'Connor	Stanisus
Anderson, R. H.	Garcia	Koppendrayner	Ogren	Steensma
Battaglia	Girard	Krinkie	Olson, S.	Sviggum
Bauerly	Goodno	Krueger	Olson, E.	Swenson
Beard	Gruenes	Lasley	Onnen	Thompson
Begich	Gutknecht	Leppik	Ozment	Tompkins
Bertram	Hanson	Lieder	Pauly	Tunheim
Bettermann	Hartle	Limmer	Pellow	Uphus
Bishop	Haukoos	Lourey	Pelowski	Valento
Blatz	Henry	Lynch	Peterson	Vellenga
Boo	Hufnagle	Macklin	Rest	Waltman
Carlson	Hugoson	Mariani	Rodosevich	Weaver
Cooper	Jacobs	Marsh	Runbeck	Welker
Dauner	Janezich	McEachern	Sarna	Welle
Dempsey	Jennings	McPherson	Schafer	Wenzel
Dille	Johnson, R.	Milbert	Schreiber	Winter
Dorn	Johnson, V.	Morrison	Seaberg	Spk. Vanasek
Erhardt	Kalis	Nelson, K.	Smith	
Farrell	Kelso	Nelson, S.	Solberg	

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

Clark moved to amend the Ogren et al amendment to H. F. No. 14, the first engrossment, as follows:

Page 2, after line 3 of the Ogren et al amendment, insert:

"Be It Further Resolved that it calls upon all the parties to the conflict to minimize civilian casualties and to honor international law including the Geneva Convention on prisoners of war."

POINT OF ORDER

Olsen, S., raised a point of order pursuant to section 413 of "Mason's Manual of Legislative Procedure" relating to amendments striking out and inserting words. The Speaker ruled the point of order not well taken and the Clark amendment in order.

The question recurred on the Clark amendment to the Ogren et al amendment to H. F. No. 14, the first engrossment, and the roll was called. There were 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Bertram	Carlson	Dille	Goodno
Anderson, R.	Bettermann	Carruthers	Dorn	Greenfield
Anderson, R. H.	Bishop	Clark	Farrell	Gruenes
Battaglia	Blatz	Cooper	Frederick	Gutknecht
Bauerly	Bodahl	Dauner	Frerichs	Hanson
Beard	Boo	Dawkins	Garcia	Hartle
Begich	Brown	Dempsey	Girard	Haukoos

Hausman	Krinkie	Nelson, K.	Peterson	Sviggunn
Henry	Krueger	Nelson, S.	Pugh	Swenson
Hufnagle	Lasley	Newinski	Rest	Thompson
Hugoson	Leppik	O'Connor	Rice	Tompkins
Jacobs	Lieder	Ogren	Rodosovich	Trimble
Janezich	Limmer	Olsen, S.	Rukavina	Tunheim
Jaros	Long	Olson, E.	Runbeck	Uphus
Jefferson	Lourey	Olson, K.	Sarna	Valento
Jennings	Lynch	Omann	Schafer	Vellenga
Johnson, A.	Macklin	Onnen	Scheid	Wagenius
Johnson, R.	Mariani	Orenstein	Schreiber	Waltman
Johnson, V.	Marsh	Orfield	Seaberg	Weaver
Kahn	McEachern	Osthoff	Segal	Wejzman
Kalis	McGuire	Ostrom	Skoglund	Welker
Kelso	McPherson	Ozment	Smith	Welle
Kinkel	Milbert	Pauly	Sparby	Wenzel
Knickerbocker	Morrison	Pellow	Stanisus	Winter
Koppendrayner	Munger	Pelowski	Steensma	Spk. Vanasek

The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the Ogren et al amendment, as amended, to H. F. No. 14, the first engrossment. The motion prevailed and the amendment, as amended, was adopted.

Uphus; Ozment; Johnson, V.; Schafer; Smith; Limmer; Bettermann; Waltman; Goodno; Welker; Onnen; Krinkie; Sviggum; Morrison; Seaberg; Pellow and Gruenes moved to amend H. F. No. 14, the first engrossment, as amended, as follows:

Page 2, after line 12 of the Ogren et al amendment, as amended, insert:

“Be It Further Resolved that the Legislature deplores the burning or disrespectful use of our National Flag and reaffirms its support for the Constitution and the Bill of Rights.”

The question was taken on the Uphus et al amendment and the roll was called. There were 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Carlson	Girard	Jaros	Lasley
Anderson, R.	Carruthers	Goodno	Jefferson	Leppik
Anderson, R. H.	Clark	Greenfield	Jennings	Lieder
Battaglia	Cooper	Gruenes	Johnson, A.	Limmer
Bauerly	Dauner	Gutknecht	Johnson, R.	Long
Beard	Dawkins	Hanson	Johnson, V.	Lourey
Begich	Dempsey	Hartle	Kahn	Lynch
Bertram	Dille	Haukoos	Kalis	Macklin
Bettermann	Dorn	Hausman	Kelso	Mariani
Bishop	Erhardt	Henry	Kinkel	Marsh
Blatz	Farrell	Hufnagle	Knickerbocker	McEachern
Bodahl	Frederick	Hugoson	Koppendrayner	McGuire
Boo	Frerichs	Jacobs	Krinkie	McPherson
Brown	Garcia	Janezich	Krueger	Milbert

Morrison	Orenstein	Rodosovich	Sparby	Wagenius
Munger	Orfield	Rukavina	Stanis	Waltman
Nelson, K.	Osthoff	Runbeck	Steensma	Weaver
Nelson, S.	Ostrom	Sarna	Sviggum	Wejman
Newinski	Ozment	Schafer	Swenson	Welker
O'Connor	Pauly	Scheid	Thompson	Welle
Ogren	Pellow	Schreiber	Tompkins	Wenzel
Olsen, S.	Pelowski	Seaberg	Trimble	Winter
Olson, E.	Peterson	Segal	Tunheim	Spk. Vanasek
Olson, K.	Pugh	Skoglund	Uphus	
Omamn	Rest	Smith	Valento	
Onnen	Rice	Solberg	Vellenga	

The motion prevailed and the amendment was adopted.

MOTIONS AND RESOLUTIONS

Lasley moved that the name of Jennings be added as an author on H. F. No. 19. The motion prevailed.

Ogren moved that the name of Rest be shown as chief author and his name be shown as second author on H. F. No. 57. The motion prevailed.

Cooper moved that the name of Skoglund be added as an author on H. F. No. 70. The motion prevailed.

Tunheim moved that the name of Wenzel be added as an author on H. F. No. 73. The motion prevailed.

Rodosovich moved that the name of Haukoos be added as an author on H. F. No. 76. The motion prevailed.

Dauner moved that the names of Sviggum and Cooper be added as authors on H. F. No. 80. The motion prevailed.

Greenfield moved that the name of Clark be added as an author on H. F. No. 86. The motion prevailed.

Onnen moved that the name of Winter be added as an author on H. F. No. 93. The motion prevailed.

Onnen moved that the name of Winter be added as an author on H. F. No. 94. The motion prevailed.

Onnen moved that the name of Winter be added as an author on H. F. No. 95. The motion prevailed.

Onnen moved that the name of McEachern be added as an author on H. F. No. 96. The motion prevailed.

Olson, K., moved that the name of Winter be added as an author on H. F. No. 105. The motion prevailed.

Uphus moved that his name be stricken as an author on H. F. No. 112. The motion prevailed.

Pelowski moved that H. F. No. 77 be recalled from the Committee on Education and be re-referred to the Committee on Taxes. The motion prevailed.

Osthoff moved that H. F. No. 138 be recalled from the Committee on Taxes and be re-referred to the Committee on General Legislation, Veterans Affairs and Gaming. The motion prevailed.

ADJOURNMENT

Long moved that when the House adjourns today it adjourn until 2:30 p.m., Thursday, January 31, 1991. The motion prevailed.

Long moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:30 p.m., Thursday, January 31, 1991.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

