

SEVENTIETH DAY

St. Paul, Minnesota, Monday, February 16, 1976

The Senate met at 11:45 o'clock a.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. William C. Hunt.

The roll being called, the following Senators answered to their names:

Arnold	Conzemius	Keefe, J.	North	Sillers
Ashbach	Davies	Keefe, S.	Ogdahl	Solon
Bang	Doty	Kirchner	Olhoff	Spear
Berg	Frederick	Kleinbaum	Olson, A. G.	Stokowski
Bernhagen	Gearty	Knutson	Olson, H. D.	Stumpf
Blatz	Hansen, Baldy	Kowalczyk	Olson, J. L.	Tennessee
Brataas	Hansen, Mel	Laufenburger	Patton	Ueland
Brown	Hanson, R.	McCutcheon	Perpich, G.	Wegener
Chenoweth	Hughes	Merriam	Purfeerst	Willet
Chmielewski	Humphrey	Milton	Renneke	
Coleman	Josefson	Nelson	Schmitz	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Anderson; Borden; Dunn; Fitzsimons; Jensen; Larson; Moe; Perpich, A. J.; Pillsbury and Schrom, were excused from the Session of today.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Mr. Doty introduced—

S. F. No. 2133: A bill for an act relating to crime victims; reparations; eliminating a deduction clause in determining the amount of reparation; amending Minnesota Statutes 1974, Section 299B.04.

Referred to the Committee on Judiciary.

Mr. Pillsbury introduced—

S. F. No. 2134: A bill for an act relating to the city of Maple Grove; authorizing the city of Maple Grove to refund certain temporary improvement bonds.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Doty introduced—

S. F. No. 2135: A bill for an act creating a legislative commission to study the delivery of welfare and human services in Minnesota; appropriating money therefor.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Pillsbury introduced—

S. F. No. 2136: A bill for an act relating to taxation; adjusting population limits for communities exempt from levy limits; amending Minnesota Statutes, 1975 Supplement, Section 275.59.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Purfeerst; Olson, H. D. and Wegener introduced—

S. F. No. 2137: A bill for an act relating to taxation; providing for the valuation of agricultural land and buildings for the purpose of inheritance taxes; appropriating money; amending Minnesota Statutes 1974, Chapter 291, by adding a section; Sections 291.07, Subdivisions 1 and 2; and 291.18.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Purfeerst, Ashbach and Borden introduced—

S. F. No. 2138: A bill for an act relating to veterinary medicine; proscribing certain practices by unlicensed persons; authorizing practice by students in certain circumstances; changing the licensing fee; setting licensing standards; defining terms; amending Minnesota Statutes 1974, Sections 156.001, by adding a subdivision; 156.02, Subdivisions 1 and 2; 156.03; 156.04; 156.07; 156.072, Subdivision 1, and by adding subdivisions; and 156.12.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Purfeerst, Renneke and Conzemius introduced—

S. F. No. 2139: A bill for an act relating to taxation; eliminating requirement to pay tax and then seek refund of excise tax on exempt vehicles.

Referred to the Committee on Taxes and Tax Laws.

Mr. Solon introduced—

S. F. No. 2140: A bill for an act relating to community development information centers; providing for grants to qualifying centers; appropriating money.

Referred to the Committee on Education.

Messrs. Anderson, Blatz and Hughes introduced—

S. F. No. 2141: A bill for an act relating to taxation; adjusting calculations of taxable value of real property used in tax increment financing by deducting contributions to area-wide tax base; amending Minnesota Statutes 1974, Sections 462.585, Subdivisions 2 and 3; and 473F.02, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Schrom; Olson, J. L. and Davies introduced—

S. F. No. 2142: A bill for an act relating to children; providing for parental civil liability when a minor child commits theft by shoplifting; amending Minnesota Statutes 1974, Chapter 540, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Solon and Doty introduced—

S. F. No. 2143: A bill for an act relating to tax forfeited lands; providing for disposition of the proceeds from the sale or rental of forfeited land or from the sale of products therefrom in St. Louis county.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, S.; Schaaf and Milton introduced—

S. F. No. 2144: A bill for an act relating to elections; providing for an increased income tax checkoff; providing for redistribution of moneys in the elections campaign fund; providing limitations on political contributions; amending Minnesota Statutes 1974, Sections 10A.27; 10A.30, Subdivision 2; 10A.31; and 10A.32, Subdivisions 2 and 4.

Referred to the Committee on Transportation and General Legislation.

Mr. Milton introduced—

S. F. No. 2145: A bill for an act relating to health care; removing nursing homes and boarding care homes from the Minnesota certificate of need act; amending Minnesota Statutes 1974, Section 145.75; and Minnesota Statutes, 1975 Supplement, Sections 145.72, Subdivision 2; and 145.74.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Josefson, Chmielewski and Olson, J. L. introduced—

S. F. No. 2146: A bill for an act relating to highways; authorizing the use by certain local business and religious establish-

ments of certain advertising devices on certain highways; amending Minnesota Statutes 1974, Sections 160.283, by adding a subdivision; and 160.284.

Referred to the Committee on Transportation and General Legislation.

Messrs. Solon, Doty and Kleinbaum introduced—

S. F. No. 2147: A bill for an act relating to intoxicating liquor; permits to sell upon military bases or installations.

Referred to the Committee on Labor and Commerce.

Messrs. Solon; Perpich, A. J. and Doty introduced—

S. F. No. 2148: A bill for an act relating to taxation; including cost of water filtration equipment in medical expense deduction; amending Minnesota Statutes 1974, Section 290.09, Subdivision 10.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Doty and Solon introduced—

S. F. No. 2149: A bill for an act relating to St. Louis county; revising the composition of the county welfare board; amending Laws 1907, Chapter 222, Section 1, Subdivisions 1 and 2, as amended; and Minnesota Statutes 1974, Section 393.01, Subdivision 5.

Referred to the Committee on Local Government.

Messrs. Doty and Solon introduced—

S. F. No. 2150: A bill for an act relating to St. Louis county; membership of county commissioners on boards and commissions; providing that there shall be four county commissioners on the St. Louis county building commission; amending Laws 1953, Chapter 389, Section 1, as amended.

Referred to the Committee on Local Government.

Messrs. Patton; Olson, H. D. and Purfeerst introduced—

S. F. No. 2151: A bill for an act relating to motor vehicles; registration and taxation; exempting certain vehicles from license fees; amending Minnesota Statutes, 1975 Supplement, Section 168.012, Subdivision 2b.

Referred to the Committee on Transportation and General Legislation.

Messrs. Patton; Olson, H. D. and Lewis introduced—

S. F. No. 2152: A bill for an act relating to anatomical gifts; eye enucleation; authorizing eye enucleation upon pronouncement of death by a physician; amending Minnesota Statutes, 1975 Supplement, Section 525.924, Subdivision 6.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Anderson, Sillers and Chmielewski introduced—

S. F. No. 2153: A bill for an act relating to taxation; restoring the ten percent rent credit for rent paid after December 31, 1974; appropriating money; amending Minnesota Statutes, 1975 Supplement, Sections 290.985; 290A.04, Subdivision 2; and 290A.21.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, H. D.; Patton and Purfeerst introduced—

S. F. No. 2154: A bill for an act relating to towns; providing for vacation of town roads by resolution of the town board; amending Minnesota Statutes 1974, Section 164.06.

Referred to the Committee on Local Government.

Messrs. Wegener and Willet introduced—

S. F. No. 2155: A bill for an act relating to United Hospital District, Staples, Minnesota; authorizing the issuance of general obligation bonds of the district without the consent of the governing bodies of the municipalities included in the district; excluding the bonds from the net debt of the district; and excluding taxes levied for the payment of the bonds from certain levy limitations.

Referred to the Committee on Local Government.

Messrs. Kleinbaum, Larson and Solon introduced—

S. F. No. 2156: A bill for an act relating to public safety; highway patrol; authorizing the commissioner of public safety to maintain certain aircraft; excepting certain personnel in the department of public safety from the requirement of reimbursing the state for the cost of using state-owned vehicles; amending Minnesota Statutes, 1975 Supplement, Section 16.753.

Referred to the Committee on Transportation and General Legislation.

Messrs. Kowalczyk; Hansen, Mel; and Brown introduced—

S. F. No. 2157: A bill for an act relating to elections; prohibiting certain expenditures; amending Minnesota Statutes

1974, Sections 10A.15, by adding a subdivision; and 10A.27, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hughes, Patton and Lewis introduced—

S. F. No. 2158: A bill for an act relating to education; providing that school boards control funds for extra-curricular activities; amending Minnesota Statutes 1974, Section 123.38, Subdivision 2.

Referred to the Committee on Education.

Mr. Perpich, G. introduced—

S. F. No. 2159: A bill for an act relating to taxation; imposing a temporary tax on taconite and iron sulphides; providing for the distribution of the proceeds of the tax; appropriating money; amending Minnesota Statutes 1974, Section 273.134, and Chapter 298, by adding sections; and Minnesota Statutes, 1975 Supplement, Section 298.27.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hansen, Mel; Kleinbaum and Ueland introduced—

S. F. No. 2160: A bill for an act relating to crimes; defining conditions in which reparations are available to crime victims; appropriating money; amending Minnesota Statutes 1974, Section 299B.03, Subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Kleinbaum and Schrom introduced—

S. F. No. 2161: A bill for an act relating to intoxicating liquor; authorizing temporary short term on-sale licenses for a certain charitable festival.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Lewis and Kleinbaum introduced—

S. F. No. 2162: A bill for an act relating to corrections; requiring the commissioner of corrections to develop a program to use dogs to detect the introduction of controlled substances into state correctional institutions; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. O'Neill; Keefe, S. and Hansen, Mel introduced—

S. F. No. 2163: A bill for an act relating to aeronautics; pro-

viding property owners reimbursement for decreased property values due to noise pollution from airlines; authorizing metropolitan airports commission to assess airlines; providing a hearing.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hansen, Mel; Kowalczyk and Brown introduced—

S. F. No. 2164: A bill for an act relating to elections; limiting persons who may assist voters at the polling place; amending Minnesota Statutes, 1975 Supplement, Section 204A.34, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Mr. Humphrey introduced—

S. F. No. 2165: A bill for an act relating to highway traffic regulation; requiring courts to report to the commissioner of public safety a stay of imposition of sentence granted under provisions of law relating to driving while under the influence of drugs or alcoholic beverages; amending Minnesota Statutes 1974, Section 169.121, Subdivision 6.

Referred to the Committee on Judiciary.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments. The motion prevailed.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1974: A bill for an act relating to courts; lapse of causes of action arising outside the state; amending Minnesota Statutes 1974, Section 541.14.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1973: A bill for an act relating to courts; time limitations on actions when party is outside the state; amending Minnesota Statutes 1974, Section 541.13.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1820: A bill for an act relating to Marshall county;

authorizing the establishment of a county law library to be supported by certain judicially imposed fee charges.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, after "a" insert "fee system for the"

Page 3, lines 12 and 15, strike "\$2" and insert "\$3"

Page 4, line 5, strike "\$2" and insert "\$3"

Further, amend the title as follows:

Page 1, line 3, strike "establishment of a"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 2030: A bill for an act relating to elections; providing for the affidavits of candidacy of candidates for judicial office; amending Laws 1975, Chapter 5, Section 12, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, after line 3, insert:

"Sec. 2. [EFFECTIVE DATE.] *This act is effective the day following its final enactment.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

H. F. No. 1995: A bill for an act relating to education; eye protection requirements for certain industrial and scientific courses; defining industrial quality eye protective devices; amending Minnesota Statutes 1974, Section 126.20, Subdivision 6.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1763: A bill for an act relating to motor vehicle sales finance companies; establishing fees and permitting refunds of fees; requiring written agreements to extend, defer or renew contracts; amending Minnesota Statutes 1974, Sections 168.67; and 168.74.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 23, strike "1975" and insert "1976"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1764: A bill for an act relating to safe deposit companies; exempting savings associations from licensing and bonding requirements; examination fees; amending Minnesota Statutes 1974, Sections 55.06, Subdivision 1; and 55.095.

Reports the same back with the recommendation that the bill be amended as follows:

Amend the title as follows:

Line 4, after "requirements;" insert "deleting a limitation on"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1762: A bill for an act relating to insurance; regulation of insurance premium finance companies; maintenance of records; charging examination fees; requiring reports; amending Minnesota Statutes 1974, Section 59A.06.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which were referred the following appointments as reported in the Journal for January 29:

METROPOLITAN COUNCIL

Gary Pagel

George Dahlvang

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Coleman moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was re-referred the following appointment as reported in the Journal for January 29, 1976:

METROPOLITAN TRANSIT COMMISSION

J. Douglas Kelm

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Coleman moved that the foregoing committee report be laid on the table. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 1974, 1973, 1820, 2030, 1763, 1764 and 1762 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. No. 1995 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Humphrey moved that S. F. No. 1819 be withdrawn from the Committee on Labor and Commerce, and re-referred to the Committee on Health, Welfare and Corrections. The motion prevailed.

Mr. Josefson moved that the names of Messrs. Chmielewski and Jensen be added as co-authors to S. F. No. 1784. The motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 9:45 o'clock a.m., Thursday, February 19, 1976. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate