

EIGHTH DAY

St. Paul, Minnesota, Monday, January 22, 1979

The Senate met at 5:00 o'clock p.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Dunn	Kleinbaum	Penny	Solon
Ashbach	Engler	Knaak	Pillsbury	Staples
Bang	Frederick	Knutson	Purfeerst	Strand
Benedict	Gearty	Laufenburger	Renneke	Stumpf
Bernhagen	Gunderson	Lessard	Rued	Tennessee
Brataas	Hanson	Lewis	Schaaf	Ueland, A.
Chenoweth	Hughes	Luther	Schmitz	Vega
Chmielewski	Humphrey	Menning	Setzepfandt	Wegener
Coleman	Johnson	Moe	Sieloff	Willet
Davies	Keefe, S.	Nelson	Sikorski	
Dieterich	Kirchner	Nichols	Sillers	

The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Roger Carroll.

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

Anderson	Frederick	Lessard	Purfeerst	Stokowski
Ashbach	Gearty	Lewis	Renneke	Strand
Bang	Gunderson	Luther	Rued	Stumpf
Benedict	Hanson	Menning	Schaaf	Tennessee
Bernhagen	Hughes	Merriam	Schmitz	Ueland, A.
Brataas	Humphrey	Moe	Schrom	Ulland, J.
Chenoweth	Johnson	Nelson	Setzepfandt	Vega
Chmielewski	Keefe, S.	Nichols	Sieloff	Wegener
Coleman	Kirchner	Olhoff	Sikorski	Willet
Davies	Kleinbaum	Olson	Sillers	
Dieterich	Knaak	Penny	Solon	
Dunn	Knutson	Peterson	Spear	
Engler	Laufenburger	Pillsbury	Staples	

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. Keefe, J.; Knoll; Ogdahl and Perpich 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. Mønning introduced—

S. F. No. 207: A bill for an act relating to transportation; authorizing the commissioner of transportation to enter into an agreement with the state of Iowa for the construction and improvement of a short segment of highway within the state of Iowa to connect a trunk highway with the highway system of that state; providing for the payment of the costs therefor.

Referred to the Committee on Transportation.

Messrs. Strand, Nichols, Engler, Peterson and Setzepfandt introduced—

S. F. No. 208: A bill for an act relating to game and fish; computation of payments to counties in lieu of taxes on certain game and fish lands; amending Minnesota Statutes 1978, Section 97.49, Subdivision 3.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Tennessen, Davies, Spear and Ogdahl introduced—

S. F. No. 209: A bill for an act relating to retirement; clarifying construction of the law governing the required age for the payment of service allowances to certain elective municipal officials; repealing Laws 1978, Chapter 562, Section 35.

Referred to the Committee on Governmental Operations.

Messrs. Hughes, Anderson, Moe, Ashbach and Chenoweth introduced—

S. F. No. 210: A bill for an act relating to education; extending the teacher mobility incentives to certain teachers in the vocational center schools, area vocational-technical schools, community colleges and state universities; amending Minnesota Statutes 1978, Sections 125.60, Subdivisions 1, 2, 2a, 3, 6 and 7, and by adding subdivisions; 125.61, Subdivisions 1, 2, 4 and 6, and by adding subdivisions; 354.094, Subdivisions 2 and 5; 354.66, Subdivisions 1, 2, 7 and 10, and by adding subdivisions; 354.69; and 354A.091, Subdivision 1.

Referred to the Committee on Education.

Mr. Ashbach, Mrs. Knaak, Messrs. Bang and Stokowski introduced—

S. F. No. 211: A bill for an act relating to taxation; property; providing for agreements for joint assessments by certain political subdivisions; amending Minnesota Statutes 1978, Section 273.072, Subdivision 1.

Referred to the Committee on Local Government.

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

S. F. No. 212: A bill for an act relating to elections; requiring voters to indicate political party preference in primaries; requiring separate primary ballots for each political party; amending Minnesota Statutes 1978, Sections 201.071, Subdivisions 1 and 3; 201.221, by adding a subdivision; 203A.22, Subdivisions 1, 2 and 3; 203A.23, Subdivisions 1, 2 and 7; 204A.29, Subdivision 2; 204A.295, Subdivisions 3 and 4, and by adding a subdivision; 206.07, Subdivisions 1, 4 and 5; 206.09; 206.20, Subdivision 2; and Chapter 201, by adding a section; repealing Minnesota Statutes 1978, Sections 203A.23, Subdivision 8; and 204A.32, Subdivision 2.

Referred to the Committee on Elections.

Mr. Keefe, S. introduced—

S. F. No. 213: A bill for an act relating to physically handicapped persons; providing parking privileges for the physically handicapped; authorizing parking privileges for operators of vehicles used in transporting the physically handicapped; amending Minnesota Statutes 1978, Sections 168.021, Subdivision 1; 169.345, Subdivisions 3 and 4; and 169.346, Subdivision 1.

Referred to the Committee on Transportation.

Messrs. Lewis, Coleman, McCutcheon and Kirchner introduced—

S. F. No. 214: A bill for an act relating to domestic abuse; authorizing judicial intervention to provide protection from domestic abuse; prescribing penalties.

Referred to the Committee on Judiciary.

Messrs. Sieloff; Rued; Keefe, J. and Renneke introduced—

S. F. No. 215: A bill for an act proposing an amendment to the Minnesota Constitution; adding an article to limit the amount of taxes that may be raised by the state and its agencies and local government units.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Lewis, Hanson, McCutcheon and Sillers introduced—

S. F. No. 216: A bill for an act relating to taxation; property tax; extending class 3cc to homesteads of persons receiving private disability pensions; amending Minnesota Statutes 1978, Section 273.13, Subdivision 7.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Lessard and Johnson introduced—

S. F. No. 217: A bill for an act relating to human rights; specifying medical standards for employment and bona fide occupational qualifications; amending Minnesota Statutes 1978, Section 363.03, Subdivision 1.

Referred to the Committee on Employment.

Messrs. Peterson, Willet, Johnson, Lessard and Bernhagen introduced—

S. F. No. 218: A bill for an act relating to game and fish; authorizing exporting of leaches; time for possession of certain equipment usable in taking fish; amending Minnesota Statutes 1978, Sections 97.45, Subdivision 15; and 101.42, Subdivision 18.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Nelson, Nichols, Sikorski, Ashbach and Ulland, J. introduced—

S. F. No. 219: A bill for an act relating to state government; abolishing achievement awards for commissioners and assistant commissioners; amending Minnesota Statutes 1978, Sections 15A.081, Subdivision 6; 43.062, Subdivision 3; and 43.067, Subdivision 4; repealing Minnesota Statutes 1978, Section 43.069.

Referred to the Committee on Governmental Operations.

Messrs. Strand, Nichols, Sillers and Hughes introduced—

S. F. No. 220: A bill for an act relating to education; authorizing an independent school district to contract with another district to provide or be provided with certain grades; requiring the contract to provide for any tuition payments; providing for termination of the contract; prohibiting a reduction in certain state aid to a district because the district provides certain grades in another district; amending Minnesota Statutes 1978, Section 123.35, by adding subdivisions.

Referred to the Committee on Education.

Messrs. Vega, Nichols, Hanson, Bernhagen and Sillers introduced—

S. F. No. 221: A bill for an act relating to migrant labor; establishing a study commission on migrant labor; appropriating money.

Referred to the Committee on Employment.

Messrs. Ueland, A.; Gearty; Stokowski; Ashbach and Kirchner introduced—

S. F. No. 222: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 4; providing staggered four year terms for the state senate.

Referred to the Committee on Governmental Operations.

Messrs. Strand, Nichols, Setzepfandt, Peterson and Sillers introduced—

S. F. No. 223: A bill for an act relating to taxation; income tax; providing that certain amounts of unemployment compensation be subject to tax; amending Minnesota Statutes 1978, Section 290.01, Subdivision 20.

Referred to the Committee on Taxes and Tax Laws. Mr. Laufenburger questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Strand, Hanson, Nichols, Sillers and Setzepfandt introduced—

S. F. No. 224: A bill for an act relating to taxation; providing a gasoline excise tax exemption for agricultural vehicles; providing for certificates of exemption; providing penalties; amending Minnesota Statutes 1978, Sections 296.01, by adding a subdivision; 296.12, Subdivision 3; 296.18, Subdivision 1; and Chapter 296, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Kirchner, Benedict and Bang introduced—

S. F. No. 225: A bill for an act relating to the city of Richfield; authorizing the issuance of bonds for a certain recreational facility; authorizing the pledge of certain revenues as security therefor.

Referred to the Committee on Local Government.

Messrs. Kleinbaum, Solon, Chmielewski and Penny introduced—

S. F. No. 226: A bill for an act relating to taxation; income; increasing the pension exclusion from gross income; amending Minnesota Statutes 1978, Section 290.01, Subdivision 20.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Laufenburger, Penny, Bang, Kleinbaum and Spear introduced—

S. F. No. 227: A bill for an act relating to prearranged funeral plans; authorizing deposit of trust funds in credit unions; amending Minnesota Statutes 1978, Sections 149.12; and 149.13.

Referred to the Committee on Commerce.

Mr. Kleinbaum introduced—

S. F. No. 228: A bill for an act relating to intoxicating liquor; places where sales are forbidden; amending Minnesota Statutes 1978, Section 340.14, Subdivision 3.

Referred to the Committee on Commerce.

Mr. Chmielewski introduced—

S. F. No. 229: A bill for an act relating to taxation; sales tax; reducing the tax rate on certain new farm machinery; exempting certain used farm machinery; amending Minnesota Statutes 1978, Sections 297A.01, by adding a subdivision; 297A.02; 297A.14; 297A.24; and 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Nichols, Setzepfandt and Strand introduced—

S. F. No. 230: A bill for an act relating to education; allowing school districts to make agreements, subject to the approval of the department of education, for the discontinuance of certain grades or portions of grades and to provide for the instruction of the pupils in the discontinued grades in a participating district; providing for the calculation of pupil units, for tuition payments, for teacher placement, for pupil transportation and transportation aids, for consultation with parents and the community and for termination of an agreement; requiring the department of education to promulgate certain rules; amending Minnesota Statutes 1978, Chapter 122, by adding a section.

Referred to the Committee on Education.

Mr. Nelson introduced—

S. F. No. 231: A bill for an act relating to bonds; requiring claimant filing notice of action on a bond to pay postage costs; amending Minnesota Statutes 1978, Section 574.32.

Referred to the Committee on Commerce.

Mr. Nelson introduced—

S. F. No. 232: A bill for an act relating to taxation; motor vehicle excise; allowing a credit for a commodity trade-in in determining the purchase price of a moped; amending Minnesota Statutes 1978, Section 297B.01, Subdivision 8.

Referred to the Committee on Taxes and Tax Laws.

Mr. Purfeerst introduced—

S. F. No. 233: A bill for an act relating to the city of Faribault; authorizing subletting of certain property leased from the state; directing disposition of rentals therefrom; amending Laws 1977, Chapter 245, Section 1, Subdivision 1.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Nichols and Schaaf introduced—

S. F. No. 234: A bill for an act relating to corrections; establishing grants-in-aid for construction or renovation of lockups, jails and other correctional facilities; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Sillers; Anderson; Ueland, A. and Knutson introduced—

S. F. No. 235: A bill for an act relating to Independent School District No. 152; authorizing it to add any portion or all of its operating debt for the fiscal year ending June 30, 1978 to its statutory operating debt as of June 30, 1977 for certain purposes.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S. F. No. 236: A bill for an act relating to the state auditor; providing for the examination of municipal records pursuant to petition; requiring signatures of 20 percent of the number of voters in the last presidential election for a petition to examine municipal records; establishing certain other requirements for petitions for examination of towns and school districts; requiring that the city as well as county auditor be notified when the petition is certified; amending Minnesota Statutes 1978, Section 6.54.

Referred to the Committee on Local Government.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to inform the Senate that the House of Representatives invites and is ready to meet with the Senate at 11:50 a.m., Tuesday, January 23, 1979, to receive the budget message

of the Honorable Albert H. Quie, Governor of the State of Minnesota. The message of the Governor will be delivered at 12:00 noon.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 18, 1979

Mr. Coleman moved that the Senate accede to the request of the House of Representatives to meet in Joint Convention in the House Chamber at 11:50 A.M., Tuesday, January 23, 1979, to receive the Budget Message of the Honorable Albert H. Quie, Governor of the state of Minnesota. The motion prevailed.

Mr. President:

I have the honor to inform the Senate that the House of Representatives has appointed a committee of five members of the House to act with a similar committee on the part of the Senate to escort the Governor to the Joint Convention to be held in the House Chamber, Tuesday, January 23, 1979. The Joint Convention will convene at 11:50 a.m. and the budget message of the Governor will be delivered at 12:00 noon.

Esau, Nysether, Haukoos, Kempe and Long have been appointed as members of such committee on the part of the House.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 18, 1979

Mr. Coleman moved that the President of the Senate appoint a committee of five members of the Senate to act with a like committee on the part of the House of Representatives to escort the Honorable Albert H. Quie, Governor of the state of Minnesota, to the House Chamber on the occasion of the Joint Convention on Tuesday, January 23, 1979 at 12 o'clock noon. The motion prevailed.

APPOINTMENTS

Pursuant to the foregoing motion, the President made the following appointments:

Messrs. Frederick, Rued, Engler, Schrom and Purfeerst.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Mr. Perpich from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 84: A bill for an act relating to public welfare; adjusting eligibility requirements for medical assistance benefits; amending Minnesota Statutes 1978, Sections 256B.06, Subdivision 1; and 256B.07.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

MOTIONS AND RESOLUTIONS

Mr. Humphrey moved that the name of Mr. Keefe, J. be added as co-author to S. F. No. 25. The motion prevailed.

Mr. Davies moved that the name of Mr. Peterson be added as co-author to S. F. No. 145. The motion prevailed.

Mr. Davies moved that the name of Mr. Peterson be added as co-author to S. F. No. 148. The motion prevailed.

Mr. Humphrey moved that the names of Messrs. Benedict and Solon be added as co-authors to S. F. No. 149. The motion prevailed.

Mr. Humphrey moved that the name of Mrs. Staples be added as co-author to S. F. No. 185. The motion prevailed.

Mr. Luther moved that the names of Messrs. Anderson; Ulland, J. and Nelson be added as co-authors to S. F. No. 205. The motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Tuesday, January 23, 1979. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate