

FORTIETH DAY

St. Paul, Minnesota, Monday, April 23, 1979

The Senate met at 10:00 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

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

Ashbach	Gerty	Menning	Renneke	Strand
Bang	Hanson	Moe	Rued	Stumpf
Bernhagen	Hughes	Nelson	Schmitz	Tennessen
Brataas	Johnson	Olhoft	Setzepfandt	Ueland, A.
Chmielewski	Keefe, S.	Olson	Sieloff	Ulland, J.
Coleman	Kirchner	Penny	Sikorski	Vega
Davies	Kleinbaum	Perpich	Sillers	Willet
Dieterich	Knaak	Peterson	Solon	
Dunn	Laufenburger	Pillsbury	Staples	
Engler	Luther	Purfeerst	Stokowski	

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

Prayer was offered by the Chaplain, Rev. Ralph G. Loges.

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

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

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. Humphrey and Schrom were excused from the Session of today. Mr. Gunderson was excused from the Session of today until 10:45 o'clock a.m. Mr. Lessard was excused from the Session of today from 10:00 to 11:20 o'clock a.m.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Olson, Renneke, Setzepfandt and Frederick introduced—

S. F. No. 1478: A bill for an act relating to agriculture; providing for corn industry promotion; appropriating money.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Schaaf introduced—

S. F. No. 1479: A bill for an act relating to taxation; exempting certain taxicabs from gasoline and special fuels tax; amending Minnesota Statutes 1978, Sections 296.01, by adding a subdivision; 296.02, Subdivision 1; 296.025, Subdivision 1; and 296.18, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Chmielewski introduced—

S. F. No. 1480: A bill for an act relating to state land; permitting the sale of certain tax forfeited land in St. Louis County.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. McCutcheon and Chenoweth introduced—

S. F. No. 1481: A bill for an act relating to barbers; providing penalties for barbers who violate certain statutes and rules; authorizing issuance of citations; amending Minnesota Statutes 1978, Chapter 154, by adding a section.

Referred to the Committee on Commerce.

Messrs. Stumpf, Hughes, Spear, Chenoweth and Dieterich introduced—

S. F. No. 1482: A bill for an act relating to taxation; increasing the homestead credits; increasing the maximum property tax refund; amending Minnesota Statutes 1978, Sections 273.13, Subdivisions 6, 7 and 14a; 290A.03, Subdivisions 11 and 13; 290A.04, Subdivisions 2a and 2b.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Dieterich, Johnson and Davies introduced—

S. F. No. 1483: A bill for an act relating to taxation; providing homestead taxation for certain apartments.

Referred to the Committee on Taxes and Tax Laws.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk, with the exception of the reports on S. F. Nos. 770 and 962 and H. F. No. 219, be now adopted. The motion prevailed.

Mr. Tennessen from the Committee on Commerce, to which was referred

H. F. No. 219: A bill for an act relating to electricians; establishing an additional class of installers license; amending Minnesota Statutes 1978, Sections 326.01, Subdivision 6b; and 326.242, Subdivision 3.

Reports the same back with the recommendation that the bill do pass. Mr. Chenoweth questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Tennessen from the Committee on Commerce, to which was referred

S. F. No. 1025: A bill for an act relating to intoxicating liquor; permitting persons to hold more than one liquor license; amending Minnesota Statutes 1978, Section 340.11, Subdivision 7a; repealing Minnesota Statutes 1978, Section 340.13, Subdivision 3.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 340.13, Subdivision 3, is amended to read:

Subd. 3. [LIMITATIONS ON A LICENSE ISSUED TO A PERSON OR PLACE; PENALTY.] No more than one *off-sale* intoxicating liquor license shall be directly or indirectly issued to any one person or for any one place in each municipality. It is a gross misdemeanor for any person, partnership, or corporation to knowingly have or possess a direct or indirect interest in more than one *off-sale* license in each municipality and upon conviction therefor the governing body of such municipality may immediately revoke all licenses in which such person, partnership or corporation has an interest. The term "interest" includes any pecuniary interest in the ownership, operation, management, or profits of a retail liquor establishment, but does not include: bona fide loans; bona fide rental agreements; bona fide open accounts or other obligations held with or without security arising out of the ordinary and regular course of business of selling or leasing merchandise, fixtures or supplies to such establishment; an interest in a corporation

owning or operating a hotel but having at least 150 or more rental units holding a liquor license in conjunction therewith; or 10 percent or less interest in any other corporation holding a license. A person who receives moneys from time to time directly or indirectly from a licensee, in the absence of a bona fide consideration therefor and excluding bona fide gifts or donations, shall be deemed to have a pecuniary interest in such retail license. In determining "bona fides" the reasonable value of the goods or things received as consideration for any payment by the licensee and all other facts reasonably tending to prove or disprove the existence of any purposeful scheme or arrangement to evade the prohibitions of this subdivision shall be considered.

Sec. 2. Minnesota Statutes 1978, Section 340.13, Subdivision 7, is amended to read:

Subd. 7. [LICENSES IN CONNECTION WITH PREMISES OF ANOTHER.] No license shall be issued to any person in connection with the premises of another to whom no license could be issued under the provisions of the intoxicating liquor act; provided, that this provision shall not prevent the granting of a license to a proper lessee by reason of the fact that he shall lease premises of a minor, non-citizen, or a person who has been convicted of a crime other than a violation of the intoxicating liquor act. No more than one license shall be issued to any person in any municipality except as otherwise specifically provided for in the intoxicating liquor act."

Amend the title as follows:

Page 1, line 3, after "one" insert "on-sale"

Page 1, line 4, delete "340.11" and insert "340.13"

Page 1, delete lines 5 and 6 and insert "Subdivisions 3 and 7."

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

Mr. McCutcheon from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1184: A bill for an act relating to the city of Shakopee; permitting the city to impose an amusements tax; providing for its administration.

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

Page 1, line 7, before "The" insert "Notwithstanding Minnesota Statutes, Section 477A.01, Subdivision 18, or any other law or ordinance,"

Page 1, line 8, delete "amusements tax on all or any class of sales of"

Page 1, delete lines 9 to 12 and insert "amusement admissions tax on amounts paid for the privilege of admittance to a premises at which entertainment events or amusement facilities are provided

to the public, and which premises have a capacity to accommodate at least 500 people. The tax imposed pursuant to this provision shall not apply to fees charged for admittance to events conducted or facilities provided by a religious, educational or non-profit organization, or to theaters or playhouses"

Page 1, line 13, delete "the patrons" and after "city" insert ", not to exceed one percent"

Page 2, line 6, delete "may" and insert "shall" and delete "any" and insert "law enforcement expenses incurred by the city in relation to services provided to patrons of the facilities, admissions to which are subject to this tax"

Page 2, line 7, delete "authorized purpose"

Amend the title as follows:

Page 1, line 3, delete "amusements" and insert "amusement admissions"

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

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 488: A bill for an act relating to taxation; income; providing for a deduction from gross income for a dependent enrolled as a full time student at an institution of higher education; amending Minnesota Statutes 1978, Chapter 290, by adding a section.

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

Page 3, line 22, after "taxpayer" insert ", who is enrolled as a full time student,"

Page 3, line 25, after "dependent" insert "or the taxpayer"

And when so amended the bill do pass and be re-referred to the Committee on Taxes and Tax Laws. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 770: A bill for an act relating to education; requiring notice to certain parties when a court or state agency places a child in a school district other than his district of residence; increasing participation in the placement decision; amending Minnesota Statutes 1978, Section 124.212, Subdivision 20, and by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Mr. Tennesen questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1265: A bill for an act relating to education; providing for computer based education for certain schools; appropriating money.

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

Page 1, line 14, after "students" insert "or school districts with declining enrollments"

Page 1, line 18, delete "and" and insert a comma

Page 1, line 18, after "history" insert "and the basic skills areas"

Page 2, line 21, after "schools" insert "or school districts with declining enrollments"

Page 2, line 27, delete "a contract" and insert "one or more contracts"

Page 3, line 16, after "lines," insert "video systems, video technology,"

Page 5, line 6, after the period, insert "No contract shall be executed without an express provision reserving to the state of Minnesota and its political subdivisions the right to at any time alter, amend, modify, enhance or manipulate in any manner whatsoever courseware developed pursuant to the contract."

Page 5, line 23, after the period, insert "The state board shall consult with the Minnesota educational computing consortium in order to coordinate the board's responsibilities under this subdivision."

Page 9, line 15, after "\$" insert "500,000"

Page 9, line 20, after "\$" insert "500,000"

Page 9, line 26, after "\$" insert "13,000"

Page 9, line 28, after the period, insert "The commissioner of the department of education shall hire no more than one person who will be added to the department's present complement to assist in the implementation of this act."

Page 9, line 31, after "\$" insert "50,000"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 168: A bill for an act relating to education; requiring the higher education coordinating board to develop comprehensive regional and state plans for higher education and post-secondary

vocational education; appropriating money; amending Minnesota Statutes 1978, Chapter 136A, by adding a section.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Chapter 136A, is amended by adding a section to read:

[136A.075] [REGIONAL AND STATE COMPREHENSIVE PLANS.] *Subdivision 1. The higher education coordinating board shall develop a series of comprehensive regional and state plans for higher education and post-secondary vocational education.*

Subd. 2. The comprehensive plans shall include:

(a) *A statement of goals and priorities relating to higher education and post-secondary vocational education and the data and assumptions upon which the goals and priorities are based;*

(b) *A description of the organization and mission of higher education and post-secondary vocational education services in Minnesota;*

(c) *Studies of projected enrollment for the next 5, 10 and 15 years and an assessment of the impact of declining enrollment on higher education and post-secondary vocational education;*

(d) *A detailed statement of the projected need for programs and facilities in adult education, continuing education and lifelong learning for the next 5, 10 and 15 years;*

(e) *A description and assessment of procedures to improve fiscal and program reporting, including a format for annual institutional financial reports and the development of improved management information systems to support the audit budget and reporting functions;*

(f) *The development of a common and comparable format for collecting from each post-secondary institution physical facilities information which includes but is not limited to (1) gross and net usable square feet by space type, program and building, and (2) space utilization rates by space type, program and building so that facilities information can be related to long range enrollment projections, program planning and requests for new construction and major renovation appropriations; and*

(g) *A summary of opportunities for coordination and cooperation with neighboring states and agencies of the federal government.*

Subd. 3. The comprehensive regional plans shall:

(a) *Take into account the educational planning developed pursuant to sections 122.86 and 122.87; and*

(b) *Provide a summary of opportunities for coordination and cooperation in the regions among institutions of higher education*

and post-secondary vocational education and local elementary and secondary educational institutions and agencies.

Subd. 4. The higher education coordinating board, pursuant to section 136A.02, subdivision 5, may appoint advisory task forces to assist it in the development of the comprehensive regional and state plans. In the development of its plans, the higher education coordinating board shall confer with interested persons, and shall hold public meetings as necessary.

Subd. 5. The higher education coordinating board shall submit status reports on the comprehensive regional and state plans to the appropriate committees of the legislature and to the governor annually.

Sec. 2. [APPROPRIATION.] \$36,000 is appropriated to the higher education coordinating board from the general fund for the purposes of section 1. This appropriation is available until expended."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Willet from the Committee on Agriculture and Natural Resources, to which was referred

S. F. No. 1292: A bill for an act relating to wild animals; altering or eliminating certain provisions in regard to the taking, possessing, or transporting of game or fish; amending Minnesota Statutes 1978, Section 97.50, Subdivision 1; 98.45, Subdivision 1; 98.47, Subdivision 1; 100.27, Subdivision 4; 100.29, Subdivisions 7, 14, and 30; and 101.42, Subdivision 18, and by adding a subdivision.

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

Pages 3, 4 and 5, delete section 3

Pages 5 and 6, delete section 6

Pages 6 and 7, delete section 8

Page 7, delete section 9

Page 7, line 9, delete "Sections 1, 2, 3, 4, 5, 6,"

Page 7, line 10, delete "8, and 9 are" and insert "This act is"

Page 7, delete line 11

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, delete "98.47,"

Page 1, line 7, delete "Subdivision 1;"

Page 1, line 7, after "4;" insert "and"

Page 1, line 8, delete " , 14,"

Page 1, line 8, delete everything after "30" and insert a period

Page 1, delete line 9

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

Mr. Willet from the Committee on Agriculture and Natural Resources, to which was re-referred

S. F. No. 851: A bill for an act relating to transportation; authorizing the commissioner of transportation to make grants and guarantee loans to rail users for rail facilities and equipment and certain shipping facilities, to acquire, repair and dispose of rolling stock, and to provide technical assistance to rail users; establishing a state rail bank for abandoned rail lines; establishing an advisory task force on rail service improvement; providing for interest adjustment on certain guaranteed loans; prohibiting acquisition of railroad right-of-way for rail purposes without specific legislative authorization; amending Minnesota Statutes 1978, Sections 174.03, Subdivision 4; 222.48; 222.50, Subdivisions 3, 4 and 6, and by adding a subdivision; 222.51; 222.53; 222.55; 222.56, Subdivision 5; 222.57; 222.58, Subdivision 2, and by adding a subdivision; Chapters 84, by adding a section; and 222, by adding sections.

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

Page 6, line 4, delete "*shall*" and insert "*may*"

Page 11, line 21, delete everything after the period

Page 11, delete lines 22 to 26

Page 12, line 7, delete everything after the period

Page 12, delete lines 8 to 14

Page 12, line 27, delete "*shall*" and insert "*may*"

Pages 12 and 13, delete section 15

Page 14, line 4, strike "*shall*" and insert "*may*"

Page 14, line 23, delete "*shall*" and insert "*may*"

Pages 14 and 15, delete section 18

Renumber the sections in sequence

Amend the title as follows:

Page 1, delete lines 12 and 13

Page 1, line 14, delete "authorization;"

Page 1, line 19, delete everything after the semicolon

Page 1, line 20, delete "section;" and after "and" insert "Chapter"

Page 1, line 20, delete "sections" and insert "a section"

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

Mr. Wegener from the Committee on Local Government, to which was referred

S. F. No. 962: A bill for an act relating to highway traffic regulations; authorizing local authorities to establish speed zones upon petition; amending Minnesota Statutes 1978, Section 169.14, by adding a subdivision.

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

Delete everything after the enacting clause and insert:

"Section 1. For the city of Ham Lake in Anoka County, the term "urban district" as defined in Minnesota Statutes, Section 169.01, Subdivision 59, shall include those portions of all roads in plotted or unplotted areas having residential use, where the adjacent land is built up with structures situated at intervals of less than 300 feet. This definition shall not apply to any road or street which is a part of the trunk highway system, the county state aid highway system, or the municipal state aid street system.

Sec. 2. This act is effective upon approval of the governing body of the city of Ham Lake and upon compliance with Minnesota Statutes, Section 645.021."

Amend the title as follows:

Page 1, line 2, delete "highway traffic regulations" and insert "the city of Ham Lake"

Page 1, delete lines 3 to 5 and insert "changing the application of urban district in the Minnesota Highway Traffic Regulation Act."

And when so amended the bill do pass. Mr. Purfeerst questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Wegener from the Committee on Local Government, to which was referred

S. F. No. 1099: A bill for an act relating to newspapers; raising the fees for publishing legal notices; amending Minnesota Statutes 1978, Section 331.08.

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

Page 2, after line 6, insert:

"Sec. 2. Minnesota Statutes 1978, Section 3.21, is amended to read:

3.21 [NOTICE.] At least four months preceding the election, the attorney general shall furnish to the secretary of state a state-

ment of the purpose and effect of all amendments proposed showing clearly the form of the existing sections, and of the same as they will read if amended, except that when any section to which an amendment is proposed exceeds 150 words in length, the statement shall show that part of the section in which a change is proposed, both in its existing form and as it will read when amended, together with portions of the context as the attorney general deems necessary to an understanding of the proposed amendment. In the month of October prior to the election, the secretary of state shall give two weeks published notice of the statement in all legal newspapers of the state. The secretary of state shall furnish the statement to the newspapers in reproducible form approved by the secretary of state, set in seven and one-half point type on an eight point body. The maximum rate for publication shall be *16 17 cents per standard line in 1979 and 18 cents per standard line thereafter* for the two publications. If any newspaper shall refuse the publication of the amendments, this refusal and failure of the publication shall have no effect on the validity of the amendments. The secretary of state shall also forward to each county auditor copies of the statement, in poster form, in quantities sufficient to supply each election district of his county with two copies thereof. The auditor shall cause two copies to be conspicuously posted at or near each polling place on election day. Wilful or negligent failure by any official named to perform any duty imposed upon him by this section shall be deemed a misdemeanor.

Sec. 3. Minnesota Statutes 1978, Section 375.12, is amended to read:

375.12 [PUBLICATION OF PROCEEDINGS.] *Subdivision 1.* The county board shall cause the official proceedings of its sessions to be published in some qualified newspaper produced and published in its county, which publication shall be let annually by contract to the lowest bidder, at the first regular session of the board in January each year. In each county whose population exceeds 600,000, the proceedings shall be published in a daily newspaper. The board may reject any offer if, in its judgment, the public interests so require, and may thereupon designate a newspaper without regard to any rejected offer. In any county whose population exceeds 50,000, and is less than 250,000, the proceedings may be published in one daily and one weekly newspaper at their respective county seats. If the official newspaper of the county shall cease to exist for any reason, except by consolidation with another newspaper, the county board shall have authority to designate another newspaper for the remainder of the year. For the purpose of this section, a newspaper is produced and published in the county if it has in the county its known office of issue, as such term is defined in section 331.02, and if it does its typographic composition or presswork or both in the county.

Subd. 2. Individualized itemized accounts, claims or demands allowed by the county board pursuant to section 471.38, subdivision 1, need not be published pursuant to subdivision 1, provided that the amount allowed from each claim is \$100 or less. The

official proceedings following the itemization of accounts required shall contain a statement showing the total number of claims that did not exceed \$100, and the total dollar amount of those claims.

Sec. 4. Minnesota Statutes 1978, Section 375.17 is amended to read:

375.17 [PUBLICATION OF FINANCIAL STATEMENTS.]
Annually, not later than the first Tuesday after the first Monday in March, the county board shall make a full and accurate statement of the receipts and expenditures of the preceding year, which shall contain a statement of the assets and liabilities, a summary of receipts, disbursements, and balances of all county funds together with a detailed statement of each fund account ~~together with an itemized account of amounts paid out, to whom, and for what purpose~~, under the form and style prescribed by and on file with the state auditor, which prescribed form and any changes or modifications thereof shall so far as practical be uniform for all counties and shall be approved by the attorney general and the state printer and within 30 days thereafter shall cause the same to be published for one issue in some newspaper within the county, which newspaper must be a duly qualified legal newspaper, as provided by law. The county board may also refrain from publishing an itemized account of amounts paid out, to whom and for what purpose to the extent that the published proceedings of the county board contain such information, provided that all disbursements aggregating ~~\$1,000~~ \$5,000 or more to any person are set forth in a schedule of major disbursements showing amounts paid out, to whom and for what purpose and are made a part of, and published with, the financial statement. The county board may refrain from publishing the names of persons receiving poor relief or direct relief and the amounts paid to each, but the totals of the disbursements for such purposes must be published. In addition to the publication thereof in the newspaper designated by the board as the official newspaper for publication of the financial statement, the same shall be published in one other newspaper of the county, if there be one located in a different municipality in the county than the official newspaper. The county board shall call for separate bids for each publication. At its meeting in July and January each year it shall examine and count all the funds in the treasury, examine the accounts and vouchers of the auditor and treasurer, and make a written certificate of the condition of the treasury, showing the amount, kind, and character of the funds therein, and all other matters in connection therewith and file the same with the auditor. Insofar as any provision of this section is inconsistent with the provisions of section 393.07, the provisions of that section shall prevail."

Amend the title as follows:

Page 1, line 4, delete "Section" and insert "Sections 3.21;"

Page 1, line 4, before the period insert "; 375.12; and 375.17"

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

Mr. Chenoweth from the Committee on Governmental Operations, to which was referred

S. F. No. 615: A bill for an act relating to retirement; St. Paul teachers retirement fund association; post retirement adjustments for certain retirees and benefit recipients; retirement annuity computation for certain coordinated members; recomputation of disability benefits; early retirement reductions; augmentation of benefits; appropriating funds.

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

Page 2, after line 17, insert

“Authority to provide the post retirement adjustment shall expire on December 31, 1982.”

Page 3, delete lines 15 through 25

Renumber the clauses in sequence

Pages 3 and 4, delete section 2

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, delete “; appropriating funds”

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

Mr. Chenoweth from the Committee on Governmental Operations, to which was referred

S. F. No. 816: A bill for an act relating to retirement; teachers retirement association; increase in employer contribution; amending Minnesota Statutes 1978, Sections 354.42, Subdivisions 3 and 5; and 354A.12.

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

Mr. Chenoweth from the Committee on Governmental Operations, to which was referred

S. F. No. 956: A bill for an act relating to retirement; providing a post retirement increase in certain retirement annuities and benefits; appropriating money.

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

Page 1, line 22, delete “or permanent disability benefit”

Page 2, line 1, delete “or permanent”

Page 2, line 2, delete “disability benefit”

Page 2, line 4, after "funds," insert "or who began receiving prior to January 1, 1978, and is receiving a "\$2 bill and annuity" from the Minneapolis municipal employees retirement fund pursuant to Minnesota Statutes, Section 422A.15, Subdivision 3,"

Page 2, line 5, after "years" insert ", or who is receiving a permanent disability benefit based on laws in effect prior to the determinant date from a covered retirement fund or any combination of covered retirement funds,"

Page 2, line 27, delete "and pro rata for each period of service less"

Page 2, line 28, delete "than a full year"

Page 3, after line 19, insert:

"(6) To the Minneapolis municipal employees retirement fund, the amount of"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Governmental Operations, to which was referred

S. F. No. 810: A bill for an act relating to retirement; prohibiting volunteer firefighters relief association membership for fire chiefs.

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

Delete everything after the enacting clause and insert:

"Section 1. [RESTRICTION ON MEMBERSHIP IN A VOLUNTEER FIREFIGHTERS' RELIEF ASSOCIATION BY CERTAIN PERSONS.] Subdivision 1. [DEFINITIONS.] For purposes of this section, unless the context clearly indicates otherwise, the following terms shall have the meanings given to them:

(a) "Salaried fire chief" means any person who is regularly employed full time for compensation by a municipality as defined in Minnesota Statutes, Section 69.011, Subdivision 1, Clause (b), or by an independent nonprofit firefighting corporation in the civil service commission classified position of fire chief or in the chief administrative or executive position in charge of the operation of the municipal fire department or the independent nonprofit firefighting corporation and is a member of the public employees retirement association, the public employees police and fire fund or a local salaried firefighters' relief association to which Minnesota Statutes, Section 69.77 applies by virtue of that employment.

(b) "Volunteer firefighter" means any person who serves on call for emergency duty as a regular active member of a municipal fire department or an independent nonprofit firefighting corporation, where the compensation for that service is not based on or is not a multiple of any rate of compensation being paid

to the person by the municipal fire department or independent nonprofit firefighting corporation for duty other than on call emergency duty, and is not used as a basis for the making of employee or employer contributions to the public employees retirement association or to the public employees police and fire fund.

Subd. 2. [RESTRICTION ON VOLUNTEER FIREFIGHTERS' RELIEF ASSOCIATION MEMBERSHIP.] No person who is employed as a salaried fire chief or who does not perform substantial services as a volunteer firefighter shall be entitled during any period while employed as a salaried fire chief or while not performing substantial services as a volunteer firefighter after the effective date of this act to be a member of or to accrue any service credit in a volunteer firefighters' relief association to which Minnesota Statutes, Sections 69.771 to 69.776, apply.

Sec. 2. [PROPORTIONATE SERVICE PENSION IN CERTAIN CASES.] Any salaried fire chief or volunteer firefighter who is prohibited from further membership in or from accruing further service credit in a volunteer firefighters' relief association to which Minnesota Statutes, Sections 69.771 to 69.776, apply by operation of section 1, and who has not as of the effective date of this act received credit for sufficient years of service with the municipal fire department or the independent nonprofit firefighting corporation or for sufficient years of membership with the volunteer firefighters' relief association specified in the by-laws of the volunteer firefighters' relief association, shall be entitled when otherwise qualified to receive a proportionate service pension based on the number of completed years of service rounded to the nearest full year of service.

Sec. 3. [EFFECTIVE DATE.] This act is effective the day following final enactment."

Amend the title as follows:

Page 1, delete lines 2 to 4 and insert "relating to retirement; prohibiting membership in a volunteer firefighters' relief association by certain persons."

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 519 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H. F. No.	S. F. No.	H. F. No.	S. F. No.	H. F. No.	S. F. No.
519		509			

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 659, 260 for comparison with companion Senate Files, reports the following House Files were found not identical with their companion Senate Files as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H. F. No.	S. F. No.	H. F. No.	S. F. No.	H. F. No.	S. F. No.
659	839				
260	477				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 659 be amended as follows:

Page 3, delete lines 10 and 11

Renumber the remaining section

Further, amend the title as follows:

Page 1, line 6, delete “; repealing” and insert a period

Page 1, delete line 7

And when so amended H. F. No. 659 will be identical to S. F. No. 839, and further recommends that H. F. No. 659 be given its second reading and substituted for S. F. No. 839, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 260 be amended as follows:

Page 1, line 14, delete “13” and insert “14”

Page 1, line 21, after “facilities” insert “and health maintenance organizations”

Page 1, line 22, delete “13” and insert “14”

Page 2, line 5, delete “13” and insert “14”

Page 2, line 8, delete “13” and insert “14”

Page 2, line 25, after “diagnostic” insert “, treatment,”

Page 4, line 1, delete “13” and insert “14”

Page 4, line 6, after “facility” insert a comma

Page 4, line 17, delete “13” and insert “14”

Page 4, line 19, delete “13” and insert “14”

Page 4, line 26, delete “13” and insert “14”

Page 4, line 32, delete “12” and insert “24”

Page 5, line 1, delete "12" and insert "24"

Page 5, line 4, delete "12" and insert "24"

Page 5, line 17, delete "offering" and insert "offer"

Page 5, line 18, after "to" insert "the" and after "offering" insert "of"

Page 5, line 23, delete the semicolon and insert a comma

Page 5, line 24, after "estate" delete the semicolon and insert a comma and after "partnership" delete the semicolon and insert a comma and after "corporation" delete the comma and before "including" insert a parenthesis

Page 5, line 26, after "companies" delete the semicolon and insert a parenthesis and a comma and after "state" delete the semicolon

Page 5, line 27, before "including" and after "corporation" insert parentheses

Page 5, line 30, delete "of"

Page 5, line 31, delete "activities" and insert "activity of or" and after "facility" insert "or other person"

Page 6, line 1, delete "13" and insert "14"

Page 6, line 3, after "and" insert "Resource" and delete "U.S.C." and insert "USC"

Page 6, line 4, delete "Section" and after "300k" insert "et seq."

Page 6, line 7, delete "13" and insert "12"

Page 6, line 10, after "enforce" insert a comma

Page 6, line 11, delete "13" and insert "12"

Page 6, line 17, after "facility" delete the comma

Page 7, line 5, delete "13" and insert "14"

Page 8, line 1, delete "13" and insert "14"

Page 8, line 7, delete "13" and insert "14"

Page 8, line 11, delete "13" and insert "14"

Page 8, line 31, delete "13" and insert "14"

Page 11, line 25, delete "13" and insert "14"

Page 12, after line 23, insert

"(h) The compliance by the health care facility or health maintenance organization with state and federal licensing and certification standards as evidenced by the records of the department of health and the department of welfare,"

Page 13, delete lines 3 to 8

Page 13, lines 9 and 10, delete ", with 100 beds or less,"

Page 13, line 12, delete "ten" and insert "20"

Page 13, line 17, after "exceeded" delete the period and insert a semicolon

Page 13, after line 17, insert

"(m) In the case of a construction project: the costs and method of energy provision and the probable impact of the construction project reviewed on the costs of providing health services by the person proposing the project; and

(n) The special requirements of health maintenance organizations to meet the health care needs of their present and future subscribers."

Reletter the clauses accordingly

Page 13, line 24, after "hearing" insert a semicolon

Page 14, line 13, delete "13" and insert "14"

Page 14, line 23, delete "3" and insert "4"

Page 14, line 24, delete "7" and insert "14"

Page 14, line 27, after "facility" insert ", or health maintenance organization"

Page 15, line 11, delete "1" and insert "2"

Page 15, line 13, delete "U.S.C., Section" and insert "USC" and delete the comma after "300k" and delete the period after "et"

Page 16, line 10, after "agency" insert a comma

Page 16, line 16, delete the semicolon and insert a comma

Page 16, line 33, insert a comma after "subdivision 4"

Page 17, line 1, delete "15.0414" and insert "15.0424"

Page 17, line 20, after "facility" insert ", health maintenance organization"

Page 17, line 21, delete "13" and insert "14"

Page 17, after line 23, insert

"Sec. 9. [145.84] [PERIODIC REPORTS.] The commissioner of health shall, by rule, require health care facilities, upon completion of a construction or modification for which a certificate of need was issued, to furnish financial information which compares actual costs of the construction or modification with those estimated costs used in the application for a certificate."

Page 17, line 27, delete "subdivision" and insert "subdivisions 4 and"

Page 17, line 30 delete "13" and insert "14"

Page 17, line 32, delete the period after "violation"

Page 17, line 33, lowercase the "A" in "At"

Page 18, line 19, delete "[144.844] [HEALTH MAINTENANCE ORGANIZATION.]" and insert "[145.844] [EXEMPTIONS.]"

Page 18, line 20, delete "11" and insert "14"

Page 18, line 21, delete "to the extent that" and insert "controlled and operated as provided in sections 62D.01 to 62D.29 if"

Page 18, line 23, after "to" insert "predevelopment activity by or construction or modification of"

Page 18, line 31, after "300k" insert "et seq."

Page 19, after line 2, insert

"(4) Provide for representation of health maintenance organizations in those health service areas where they exist;"

Renumber the clauses accordingly

Page 19, line 11, delete "13" and insert "14"

Page 19, line 14, delete "13" and insert "14"

Page 19, line 16, begin a paragraph with "In"

Renumber the sections in sequence

Further, amend the title as follows:

Page 1, line 5, after "services;" insert "providing for membership of health systems agencies;"

And when so amended H. F. No. 260 will be identical to S. F. No. 477, and further recommends that H. F. No. 260 be given its second reading and substituted for S. F. No. 477, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Subcommittee on Bill Scheduling, to which were referred S. F. Nos. 624, 913, 320, 445, 1158, 1211, 1313, 1312, 797, 732, 1215, 888, 107, 134, 859 and H. F. No. 810 makes the following report:

That the above Senate Files and House File be placed on the General Orders Calendar in the order indicated.

That there were no other bills before the Subcommittee on which floor action was requested. Report adopted.

SECOND READING OF HOUSE BILLS

S. F. Nos. 1025, 1184, 1292, 851, 1099, 615 and 810 were read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 519, 659 and 260 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Sikorski moved that the name of Mrs. Staples be stricken as co-author to S. F. No. 1325. The motion prevailed.

Mr. Chmielewski moved that the names of Messrs. Ashbach and Frederick be added as co-authors to S. F. No. 1384. The motion prevailed.

Mr. Chenoweth moved that S. F. No. 178 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Finance. The motion prevailed.

Mr. Chenoweth moved that S. F. No. 1214 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Taxes and Tax Laws. The motion prevailed.

Mr. Chmielewski moved that S. F. No. 608, No. 18 on General Orders, be stricken and re-referred to the Committee on Judiciary. The motion prevailed.

CALENDAR

S. F. No. 687: A bill for an act relating to banks and banking; regulating interest rates charged by state banks; amending Minnesota Statutes 1978, Chapter 48, by adding a section.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 13: A bill for an act relating to obscenity; prohibiting the showing of obscene motion pictures at drive-in theatres; providing for a hearing in the courts to determine if a motion picture is obscene; prescribing penalties.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 49 and nays 7, as follows:

Those who voted in the affirmative were:

Ashbach	Hughes	Luther	Peterson	Solon
Benedict	Johnson	McCutcheon	Pillsbury	Stokowski
Bernhagen	Keefe, J.	Menning	Purfeerst	Strand
Chenoweth	Kirchner	Moe	Renneke	Stumpf
Chmielewski	Kleinbaum	Nelson	Rued	Ueland, A.
Dieterich	Knaak	Nichols	Schaaf	Ulland, J.
Dunn	Knoll	Olhoft	Schmitz	Vega
Engler	Knutson	Olson	Setzepfandt	Wegener
Gearty	Laufenburger	Penny	Sieloff	Willet
Hanson	Lewis	Perpich	Sikorski	

Those who voted in the negative were:

Brataas	Keefe, S.	Spear	Staples	Tennesen
Davies	Sillers			

So the bill passed and its title was agreed to.

H. F. No. 768: A bill for an act relating to agriculture; changing certain fees and expenses; eliminating certain bonding requirements; adopting certain federal food regulations; amending Minnesota Statutes 1978, Sections 17B.13, Subdivision 1; 21.54, Subdivisions 2 and 3; 24.25, Subdivision 2; and 31.101, Subdivision 8; repealing Minnesota Statutes 1978, Sections 17B.08; 17B.09; and 21.114.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Hanson	McCutcheon	Renneke	Strand
Bang	Hughes	Menning	Rued	Stumpf
Benedict	Johnson	Moe	Schaaf	Tennesen
Bernhagen	Keefe, S.	Nelson	Schmitz	Ueland, A.
Brataas	Kirchner	Nichols	Setzepfandt	Ulland, J.
Chenoweth	Kleinbaum	Olhoft	Sieloff	Vega
Chmielewski	Knaak	Olson	Sikorski	Wegener
Davies	Knoll	Penny	Sillers	Willet
Dieterich	Knutson	Perpich	Solon	
Dunn	Laufenburger	Peterson	Spear	
Engler	Lewis	Pillsbury	Staples	
Gearty	Luther	Purfeerst	Stokowski	

So the bill passed and its title was agreed to.

H. F. No. 103: A bill for an act relating to highway traffic regulations; allowing loads of round baled hay with a width of 11½ feet to be transported pursuant to permit; amending Minnesota Statutes 1978, Chapter 169, by adding a section.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 56 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Davies and Tennesen voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 843: A bill for an act relating to housing and redevelopment authorities; providing that by agreement a housing and redevelopment authority may exercise powers in a county or municipality which has no active housing and redevelopment authority; amending Minnesota Statutes 1978, Section 462.445, Subdivision 5.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 766: A bill for an act relating to banks; authorizing the making of loans at detached facilities; amending Minnesota Statutes 1978, Section 47.53.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 30 and nays 26, as follows:

Those who voted in the affirmative were:

Bang	Brataas	Davies	Gearty	Johnson
Benedict	Coleman	Dieterich	Hughes	Keefe, S.

Knaak	Luther	Perpich	Sillers	Stumpf
Knoll	McCutcheon	Peterson	Spear	Tennessee
Laufenburger	Nichols	Pillsbury	Staples	Ulland, J.
Lewis	Ogdahl	Schaaf	Stokowski	Vega

Those who voted in the negative were:

Bernhagen	Kirchner	Olhoft	Schmitz	Wegener
Chmielewski	Kleinbaum	Olson	Setzepfandt	Willet
Dunn	Knutson	Penny	Sieloff	
Engler	Menning	Purfeerst	Sikorski	
Frederick	Moe	Renneke	Solon	
Hanson	Nelson	Rued	Strand	

So the bill failed to pass.

S. F. No. 285: A bill for an act relating to interest rates; increasing permissible finance charges for open end credit sales; providing for calculation of finance charges on open end credit sales; amending Minnesota Statutes 1978, Section 334.16, Subdivision 1, and by adding a subdivision.

Mr. Johnson moved that S. F. No. 285, No. 7 on the Calendar, be stricken and returned to the top of General Orders.

Mr. Tennessee moved that S. F. No. 285, No. 7 on the Calendar be stricken and re-referred to the Committee on Commerce.

The question being taken on the adoption of the motion of Mr. Tennessee.

The roll was called, and there were yeas 26 and nays 38, as follows:

Those who voted in the affirmative were:

Benedict	Johnson	Merriam	Sikorski	Wegener
Chenoweth	Keefe, S.	Moe	Spear	Willet
Chmielewski	Lewis	Nelson	Stokowski	
Dieterich	Luther	Olhoft	Stumpf	
Hughes	McCutcheon	Perpich	Tennessee	
Humphrey	Menning	Schaaf	Vega	

Those who voted in the negative were:

Ashbach	Frederick	Knaak	Peterson	Sillers
Bang	Gearty	Knoll	Pillsbury	Solon
Bernhagen	Gunderson	Knutson	Purfeerst	Staples
Brataas	Hanson	Laufenburger	Renneke	Strand
Coleman	Jensen	Nichols	Rued	Ulland, A.
Davies	Keefe, J.	Ogdahl	Schmitz	Ulland, J.
Dunn	Kirchner	Olson	Setzepfandt	
Engler	Kleinbaum	Penny	Sieloff	

The motion did not prevail.

The question recurred on the motion of Mr. Johnson.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 32 and nays 30, as follows:

Those who voted in the affirmative were:

Benedict	Hughes	Menning	Schaaf	Tennessee
Chenoweth	Humphrey	Merriam	Setzepfandt	Vega
Chmielewski	Johnson	Moe	Sikorski	Wegener
Coleman	Keefe, S.	Nelson	Spear	Willet
Dieterich	Lewis	Nichols	Stokowski	
Gearty	Luther	Olhoff	Strand	
Hanson	McCutcheon	Perpich	Stumpf	

Those who voted in the negative were:

Ashbach	Engler	Kleinbaum	Peterson	Sieloff
Bang	Frederick	Knaak	Pillsbury	Sillers
Bernhagen	Gunderson	Knutson	Purfearst	Solon
Brataas	Jensen	Laufenburger	Renneke	Staples
Davies	Keefe, J.	Olson	Rued	Ueland, A.
Dunn	Kirchner	Penny	Schmitz	Ulland, J.

The Johnson motion prevailed.

H. F. No. 167: A bill for an act relating to the city of Virginia; extending an eligibility deadline for special funding for the improvement of a segment of a certain municipal state-aid street within the city.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 297: A bill for an act relating to the City of Chisholm; exempting volunteer firefighters from civil service commission jurisdiction.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Bernhagen	Chmielewski	Dieterich	Frederick
Bang	Brataas	Dunn	Dunn	Gearty
Benedict	Chenoweth	Davies	Engler	Gunderson

Hanson	Knoll	Nichols	Rued	Stokowski
Hughes	Knutson	Ogdahl	Schaaf	Strand
Humphrey	Laufenburger	Olhoff	Schmitz	Stumpf
Jensen	Lewis	Olson	Setzepfandt	Tennesen
Johnson	Luther	Penny	Sieloff	Ueland, A.
Keefe, J.	McCutcheon	Perpich	Sikorski	Ulland, J.
Keefe, S.	Menning	Peterson	Sillers	Vega
Kirchner	Merriam	Pillsbury	Solon	Wegener
Kleinbaum	Moe	Purfeerst	Spear	Willet
Knaak	Nelson	Renneke	Staples	

So the bill passed and its title was agreed to.

H. F. No. 299: A bill for an act relating to emergency services; authorizing the governor to declare a peacetime emergency under certain circumstances prior to federal declaration; clarifying the term "civil defense"; amending Minnesota Statutes 1978, Sections 12.03, Subdivision 4; and 12.31; repealing Minnesota Statutes 1978, Section 12.25, Subdivision 4.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 610: A bill for an act relating to marriage; setting out requirements and effect of antenuptial contracts; repealing Minnesota Statutes 1978, Section 519.08.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

Ashbach	Dieterich	Hughes	Kleinbaum	McCutcheon
Bang	Dunn	Humphrey	Knaak	Menning
Benedict	Engler	Jensen	Knoll	Merriam
Brataas	Frederick	Johnson	Knutson	Moe
Chenoweth	Gearty	Keefe, J.	Laufenburger	Nelson
Coleman	Gunderson	Keefe, S.	Lewis	Ogdahl
Davies	Hanson	Kirchner	Luther	Olhoff

Olson	Renneke	Sikorski	Strand	Wegener
Penny	Rued	Sillers	Stumpf	Willet
Perpich	Schaaf	Solon	Tennessee	
Peterson	Schmitz	Spear	Ueland, A.	
Pillsbury	Setzepfandt	Staples	Ulland, J.	
Purfeerst	Sieloff	Stokowski	Vega	

Mr. Nichols voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 381: A bill for an act relating to the city of Ely; providing for the salaries of the mayor and council.

Mr. Johnson moved that S. F. No. 381, No. 13 on the Calendar, be stricken and returned to its author.

The question was taken on the adoption of the motion of Mr. Johnson.

The roll was called, and there were yeas 26 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Knaak	Penny	Ueland, A.
Benedict	Gunderson	Knutson	Pillsbury	Ulland, J.
Bernhagen	Humphrey	Luther	Rued	
Chmielewski	Jensen	Menning	Schmitz	
Dieterich	Johnson	Ogdahl	Spear	
Dunn	Kirchner	Olhoff	Tennessee	

Those who voted in the negative were:

Bang	Hanson	Lewis	Perpich	Sikorski
Brataas	Hughes	McCutcheon	Peterson	Solon
Chenoweth	Keefe, J.	Merriam	Purfeerst	Strand
Coleman	Keefe, S.	Moe	Renneke	Stumpf
Davies	Kleinbaum	Nelson	Schaaf	Vega
Engler	Laufenburger	Nichols	Setzepfandt	Wegener
Gearty	Lessard	Olson	Sieloff	Willet

The motion did not prevail.

Mr. Johnson moved that S. F. No. 381, No. 13 on the Calendar, be stricken and returned to the top of General Orders. The motion prevailed.

S. F. No. 779: A bill for an act relating to commerce; regulating building movers; providing for penalties; amending Minnesota Statutes 1978, Chapter 221, by adding a section.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Ashbach	Chenoweth	Dunn	Hanson	Keefe, J.
Bang	Chmielewski	Engler	Hughes	Keefe, S.
Benedict	Coleman	Frederick	Humphrey	Kirchner
Bernhagen	Davies	Gearty	Jensen	Kleinbaum
Brataas	Dieterich	Gunderson	Johnson	Knaak

Knoll	Merriam	Perpich	Sieloff	Stumpf
Knutson	Moe	Peterson	Sikorski	Tennessen
Laufenburger	Nelson	Pillsbury	Sillers	Ueland, A.
Lessard	Nichols	Purfeerst	Solon	Ulland, J.
Lewis	Ogdahl	Rued	Spear	Vega
Luther	Olhoft	Schaaf	Staples	Wegener
McCutcheon	Olson	Schmitz	Stokowski	Willet
Menning	Penny	Setzepfandt	Strand	

Mr. Renneke voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 364: A bill for an act relating to peace officers; requiring uniform colors for law enforcement motor vehicles and uniforms of peace officers and security guards; amending Minnesota Statutes 1978, Section 169.98.

With the unanimous consent of the Senate, Mr. Merriam moved to amend S. F. No. 364 as follows:

Page 4, line 3, after the period insert *"Each vehicle shall be marked with its own identifying number on the rear of the vehicle. The number shall be printed in the same size and color required pursuant to this subdivision for identifying words which may be displayed on the vehicle."*

Amend the title as follows:

Page 1, line 3, after "colors" insert "and identification"

The motion prevailed. So the amendment was adopted.

S. F. No. 364: A bill for an act relating to peace officers; requiring uniform colors and identification for law enforcement motor vehicles and uniforms of peace officers and security guards; amending Minnesota Statutes 1978, Section 169.98.

Was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 54 and nays 11, as follows:

Those who voted in the affirmative were:

Ashbach	Gunderson	Knoll	Olhoft	Solon
Benedict	Hanson	Laufenburger	Olson	Spear
Bernhagen	Hughes	Lessard	Perpich	Staples
Brataas	Humphrey	Lewis	Peterson	Stokowski
Chenoweth	Jensen	Luther	Purfeerst	Strand
Coleman	Johnson	McCutcheon	Rued	Stumpf
Davies	Keefe, J.	Merriam	Schaaf	Tennessen
Dieterich	Keefe, S.	Moe	Schmitz	Ueland, A.
Dunn	Kirchner	Nelson	Sieloff	Vega
Engler	Kleinbaum	Nichols	Sikorski	Wegener
Gearty	Knaak	Ogdahl	Sillers	

Those who voted in the negative were:

Bang	Knutson	Penny	Renneke	Ulland, J.
Chmielewski	Menning	Pillsbury	Setzepfandt	Willet
Frederick				

So the bill, as amended, passed and its title was agreed to.

S. F. No. 757: A bill for an act relating to medical assistance; clarifying availability of benefits for treatment of chemical dependency in certain residential treatment programs; amending Minnesota Statutes 1978, Section 256B.02, Subdivisions 7 and 8.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 384: A bill for an act relating to game and fish; authorizing certain non-resident minors and spouses to be treated as Minnesota residents for the purpose of taking wild game; amending Minnesota Statutes 1978, Section 98.45, Subdivision 6.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Chmielewski, McCutcheon and Perpich voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 145: A bill for an act relating to health; changing requirements for school employee tuberculosis examinations; amending Minnesota Statutes 1978, Section 123.69, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 856: A bill for an act relating to public health; authorizing waiver of minimum health maintenance organization requirements for demonstration projects; amending Minnesota Statutes 1978, Chapter 62D, by adding a section.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 801: A bill for an act relating to non-alcoholic beverages; requiring laboratory examination of certain beverages; deleting registration exemption for identified beverages; amending Minnesota Statutes 1978, Section 34.05, Subdivision 1; repealing Minnesota Statutes 1978, Section 34.05, Subdivision 2.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 920: A bill for an act relating to health; changing provisions related to compensation of members of local boards of health; amending Minnesota Statutes 1978, Section 145.52, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 799: A bill for an act relating to game and fish; revocation of and ineligibility for game and fish licenses upon conviction for game and fish law violations; amending Minnesota Statutes 1978, Section 98.52, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 737: A bill for an act relating to game and fish; prohibiting removal or tampering with legally set traps; providing a penalty; amending Minnesota Statutes 1978, Section 100.29, by adding a subdivision.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 4, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Knaak	Olhoff	Sikorski
Bang	Gearty	Knoll	Olson	Sillers
Benedict	Gunderson	Knutson	Penny	Solon
Bernhagen	Hanson	Laufenburger	Perpich	Staples
Brataas	Hughes	Luther	Peterson	Strand
Chenoweth	Humphrey	McCutcheon	Pillsbury	Tennessen
Chmielewski	Jensen	Menning	Purfeerst	Ulland, J.
Coleman	Johnson	Merriam	Renneke	Vega
Davies	Keefe, J.	Moe	Rued	Wegener
Dieterich	Keefe, S.	Nelson	Schmitz	Willet
Dunn	Kirchner	Nichols	Setzepfandt	
Engler	Kleinbaum	Ogdahl	Sieloff	

Messrs. Lewis, Schaaf, Spear and Stumpf voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 807: A bill for an act relating to intoxicating liquor; authorizing Washington County to issue an off-sale license in Denmark township.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called and there were yeas 52 and nays 13, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Knoll	Penny	Staples
Bang	Hanson	Lessard	Pillabury	Stokowski
Bernhagen	Hughes	Lewis	Purfeerst	Tennessen
Brataas	Humphrey	Luther	Schaaf	Ueland, A.
Chenoweth	Jensen	McCutcheon	Schmitz	Ulland, J.
Coleman	Johnson	Merriam	Setzepfandt	Vega
Davies	Keefe, J.	Moe	Sieloff	Wegener
Dieterich	Keefe, S.	Nelson	Sikorski	Willet
Dunn	Kirchner	Nichols	Sillers	
Engler	Kleinbaum	Ogdahl	Solon	
Frederick	Knaak	Olson	Spear	

Those who voted in the negative were:

Benedict	Knutson	Olhoff	Renneke	Stumpf
Chmielewski	Laufenburger	Perpich	Rued	
Gunderson	Menning	Peterson	Strand	

So the bill passed and its title was agreed to.

S. F. No. 683: A bill for an act relating to the department of administration; requiring the commissioner of administration to prepare a budget for computer services; requiring a report prior to execution of a contract; amending Minnesota Statutes 1978, Section 16.90; repealing Minnesota Statutes 1978, Section 16.07, Subdivision 14.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Tennessen voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1149: A bill for an act relating to workers' compensation; allowing certain owners and partners of farms or businesses, and their close relatives, to elect workers' compensation coverage; amending Minnesota Statutes 1978, Sections 176.012; and 176.041, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 263: A bill for an act relating to transportation; authorizing the commissioner to grant variances from county state-aid highway and municipal state-aid street rules and engineering standards subject to contested case procedures; amending Minnesota Statutes 1978, Sections 162.02, by adding a subdivision; 162.07, Subdivision 2; 162.09, by adding a subdivision; and 162.13, Subdivision 2.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 486: A bill for an act relating to education; changing the requirements for membership on the state university board and on the state board for community colleges; amending Minnesota Statutes 1978, Sections 136.12, Subdivision 1; and 136.61, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 56 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Hanson	Lewis	Perpich	Staples
Ashbach	Hughes	Luther	Pillsbury	Stokowski
Bang	Humphrey	McCutcheon	Purfeerst	Stumpf
Benedict	Jensen	Menning	Renneke	Ueland, A.
Bernhagen	Johnson	Merriam	Rued	Ulland, J.
Brataas	Keefe, J.	Moe	Schaaf	Vega
Chmielewski	Keefe, S.	Nelson	Schmitz	Wegener
Dunn	Kirchner	Nichols	Setzepfandt	Willet
Engler	Knaak	Ogdahl	Sieloff	
Frederick	Knoll	Olhoft	Sikorski	
Gearty	Knutson	Olson	Sillers	
Gunderson	Lessard	Penny	Solon	

Those who voted in the negative were:

Chenoweth	Dieterich	Spear	Strand	Tennessee
Davies	Peterson			

So the bill passed and its title was agreed to.

S. F. No. 843: A bill for an act relating to intoxicating liquor; authorizing on-sale wine licensees to sell certain beer; amending Minnesota Statutes 1978, Section 340.11, Subdivision 20.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 48 and nays 14, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Lewis	Purfeerst	Staples
Ashbach	Hanson	Luther	Rued	Stokowski
Bang	Hughes	Merriam	Schaaf	Stumpf
Bernhagen	Humphrey	Moe	Schmitz	Tennessee
Brataas	Jensen	Nelson	Setzepfandt	Ueland, A.
Coleman	Johnson	Nichols	Sieloff	Ulland, J.
Davies	Keefe, J.	Olson	Sikorski	Vega
Dunn	Keefe, S.	Penny	Sillers	Wegener
Engler	Knaak	Perpich	Solon	
Frederick	Knutson	Pillsbury	Spear	

Those who voted in the negative were:

Benedict	Dieterich	Knoll	Olhoft	Strand
Chenoweth	Gunderson	McCutcheon	Peterson	Willet
Chmielewski	Kirchner	Menning	Renneke	

So the bill passed and its title was agreed to.

H. F. No. 523: A bill for an act relating to public health; prescribing fees for diagnostic laboratory services provided by the department of health; providing exemptions for charging fees; authorizing the commissioner of health to promulgate rules; amending Minnesota Statutes 1978, Chapter 144, by adding a section.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 618: A bill for an act relating to education; transferring certain functions of teacher licensing from the state board of education, the department of education and the commissioner of education to the board of teaching; eliminating the authority of the state board to require that superintendents have teaching experience; eliminating the requirement that certain rules of the board of teaching be approved by the board of education; reducing the membership of the board of teaching; requiring that the board of teaching adopt certain rules pursuant to chapter 15; eliminating certain requirements for rulemaking; providing that the expense of administering certain sections be paid for solely from appropriations made to the board of teaching; amending Minnesota Statutes 1978, Sections 125.05, Subdivisions 1 and 2; 125.08; 125.182, Subdivision 2; 125.183, Subdivisions 1 and 3; 125.185, Subdivisions 4, 4a, 6 and 9; and 179.63, Subdivisions 13 and 14; repealing Minnesota Statutes 1978, Section 125.182, Subdivision 4.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 53 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knaak	Olhoff	Spear
Ashbach	Frederick	Knutson	Penny	Staples
Bang	Gearly	Lewis	Perpich	Stokowski
Benedict	Gunderson	Luther	Purfeerst	Strand
Bernhagen	Hanson	McCutcheon	Renneke	Stumpf
Brataas	Hughes	Menning	Schaaf	Ueland, A.
Chenoweth	Humphrey	Merriam	Setzepfandt	Ulland, J.
Chmielewski	Jensen	Moe	Sieloff	Vega
Coleman	Johnson	Nelson	Sikorski	Willet
Davies	Keefe, J.	Nichols	Sillers	
Dunn	Kirchner	Ogdahl	Solon	

Those who voted in the negative were:

Dieterich	Knoll	Peterson	Rued	Wegener
Keefe, S.	Olson	Pillsbury	Tennessen	

So the bill passed and its title was agreed to.

S. F. No. 1245: A bill for an act relating to city of Duluth; providing for the management of the Spirit Mountain recreation area authority; amending Laws 1973, Chapter 327, Sections 2, Subdivision 2; 5, Subdivision 4; 7, as amended; and 8.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 119: A bill for an act relating to crimes; providing increased penalties for the receipt of stolen goods from a minor; amending Minnesota Statutes 1978, Section 609.53, by adding a subdivision.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 27: A bill for an act relating to financial institutions; defining reverse mortgage loans; authorizing investments in reverse mortgage loans by certain financial institutions and insurance companies; providing tax deductions for accrued interest on reverse mortgage loans; allowing lenders to include accrued earned interest on such loans in their yearly earned income under certain circumstances; amending Minnesota Statutes 1978, Section 290.09, Subdivision 3; and Chapters 47, by adding a section; and 290, by adding a section.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Johnson, McCutcheon, Perpich and Vega voted in the negative.

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Bang moved that the rules of the Senate be so far suspended that H. F. No. 116, No. 47 on General Orders, be made a Special Order for immediate consideration. The motion prevailed.

SPECIAL ORDER

H. F. No. 116: A bill for an act relating to banks and banking; extending the period for activation of detached facilities after issuance of certificates of authorization; amending Minnesota Statutes 1978, Section 47.54, Subdivision 4.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 53 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Bang	Bernhagen	Chenoweth	Davies
Asbach	Benedict	Brataas	Coleman	Dieterich

Dunn	Keefe, J.	Menning	Pillabury	Stokowski
Engler	Keefe, S.	Merriam	Purfeerst	Stumpf
Frederick	Kirchner	Moe	Rued	Ueland, A.
Gearty	Knaak	Nelson	Schaaf	Ulland, J.
Hanson	Knoll	Ogdahl	Schmitz	Vega
Hughes	Knutson	Olhoff	Setzepfandt	Wegener
Humphrey	Lewis	Olson	Sieloff	Willet
Jensen	Luther	Perpich	Solon	
Johnson	McCutcheon	Peterson	Spear	

Those who voted in the negative were:

Chmielewski	Lessard	Penny	Sikorski	Strand
Gunderson	Nichols			

So the bill passed and its title was agreed to.

NOTICE OF RECONSIDERATION

Mr. Moe gave notice of intention to move for reconsideration of S. F. No. 486.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Wednesday, April 25, 1979. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate