

FOURTH DAY

St. Paul, Minnesota, Monday, January 12, 1981

The Senate met at 11:00 a.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Neal E. Lloyd.

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

Ashbach	Dicklich	Kronebusch	Pehler	Sikorski
Bang	Dieterich	Langseth	Penny	Solon
Belanger	Engler	Lantry	Peterson, C.C.	Spear
Benson	Frank	Lessard	Peterson, D.L.	Stokowski
Berg	Frederick	Lindgren	Peterson, R.W.	Stumpf
Berglin	Frederickson	Luther	Petty	Taylor
Bernhagen	Hughes	Menning	Pillsbury	Tennessee
Bertram	Humphrey	Merriam	Purfeerst	Ulland
Brataas	Johnson	Moe, D.M.	Ramstad	Waldorf
Chmielewski	Keefe	Moe, R.D.	Renneke	Wegener
Dahl	Knoll	Nelson	Rued	Willet
Davies	Knutson	Nichols	Setzpfandt	
Davis	Kroening	Olhoff	Sieloff	

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. Hanson, Schmitz, Stern and Vega were excused from the Session of today.

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 in Joint Convention at 12:00 noon, Thursday, January 15, 1981, to hear an address by the Honorable Walter F. Mondale, Vice President of the United States.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 9, 1981

Mr. Moe, R.D. moved that the Senate accede to the request of the House of Representatives to meet in Joint Convention in the House Chamber at 12:00 noon, Thursday, January 15, 1981, to hear an address by the Honorable Walter F. Mondale, Vice President of the United States. The motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Moe, R.D. moved that the name of Mr. Merriam be added as co-author to S. F. No. 1. The motion prevailed.

Mr. Ashbach moved that the names of Mrs. Kronebusch and Mr. Ramstad be added as co-authors to S. F. No. 5. The motion prevailed.

Mr. Nichols moved that the name of Mr. Setzepfandt be added as co-author to S. F. No. 9. The motion prevailed.

Mr. Davies moved that the name of Mr. Keefe be added as co-author to S. F. No. 14. The motion prevailed.

Mr. Davies moved that the name of Mr. Keefe be added as co-author to S. F. No. 16. The motion prevailed.

Mr. Davies moved that the name of Mr. Keefe be added as co-author to S. F. No. 17. The motion prevailed.

Mr. Davies moved that the name of Mr. Keefe be added as co-author to S. F. No. 18. The motion prevailed.

Mr. Davies moved that the name of Mr. Keefe be added as co-author to S. F. No. 19. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Sieloff and Ramstad introduced—

S. F. No. 23: A bill for an act relating to the recording of decrees and certificates in bankruptcy proceedings; providing for the admissibility of certificates as evidence; amending Minnesota Statutes 1980, Section 386.45.

Referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S. F. No. 24: A resolution memorializing the United States Congress relating to amending the United States Constitution to protect human life; applying to Congress to call a constitutional convention to provide for protection of all human life.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear, Tennesen, Keefe and Luther introduced—

S. F. No. 25: A bill for an act relating to courts; providing for an additional probate judge for Hennepin county; amending Minnesota Statutes 1980, Section 525.04.

Referred to the Committee on Judiciary.

Messrs. Renneke, Purfeerst, Humphrey, Setzepfandt and Taylor introduced—

S. F. No. 26: A bill for an act relating to the city of Madison Lake; authorizing the issuance of general obligation bonds for a municipal center.

Referred to the Committee on Local Government and Urban Affairs.

Messrs. Renneke; Purfeerst; Peterson, C.C. and Schmitz introduced—

S. F. No. 27: A bill for an act relating to retirement; allowing accrual of

service credit in excess of 40 years in a public retirement plan; repealing Minnesota Statutes 1980, Section 356.60.

Referred to the Committee on Public Employees and Pensions.

Messrs. Menning, Pillsbury and Luther introduced—

S. F. No. 28: A bill for an act relating to claims against the state; providing for payment of various claims; appropriating money.

Referred to the Committee on Finance.

Messrs. Setzepfandt, Purfeerst, Bernhagen, Penny and Peterson, C.C. introduced—

S. F. No. 29: A bill for an act relating to appropriations; appropriating funds for swine disease research at the University of Minnesota.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Setzepfandt and Peterson, C.C. introduced—

S. F. No. 30: A bill for an act relating to public utilities; redefining the term "public utility" so as to exempt from public service commission jurisdiction certain small natural gas utilities; amending Minnesota Statutes 1980, Section 216B.02, Subdivision 4.

Referred to the Committee on Commerce.

Mr. Dieterich introduced—

S. F. No. 31: A bill for an act relating to transportation; restricting the powers of the commissioner of transportation with respect to a certain trunk highway within the city of St. Paul; proposing new law coded in Minnesota Statutes, Chapter 161.

Referred to the Committee on Transportation.

Messrs. Chmielewski and Nichols introduced—

S. F. No. 32: A bill for an act relating to cemeteries; requiring the maintenance of certain abandoned cemeteries; amending Minnesota Statutes 1980, Section 306.243, Subdivision 1.

Referred to the Committee on Local Government and Urban Affairs.

Mr. Chmielewski introduced—

S. F. No. 33: A bill for an act relating to the city of Cloquet; permitting the city to contract, pay, and tax for certain public transportation services.

Referred to the Committee on Local Government and Urban Affairs.

Messrs. Chmielewski and Nichols introduced—

S. F. No. 34: A bill for an act relating to public welfare; allowing the commissioner of public welfare to grant a variance related to operators of licensed facilities whose licenses have been previously revoked; amending Minnesota Statutes 1980, Section 245.801, Subdivision 6.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Chmielewski and Nichols introduced—

S. F. No. 35: A bill for an act relating to taxation; income tax; providing for the postponement of income from certain sales of livestock; amending Minnesota Statutes 1980, Section 290.07, Subdivision 6.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski and Nichols introduced—

S. F. No. 36: A bill for an act relating to local government; providing a tax levy for emergency preparedness; amending Minnesota Statutes 1980, Section 12.26, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Lindgren, Taylor and Peterson, D.L. introduced—

S. F. No. 37: A bill for an act relating to education; restoring school aids withheld in fiscal year 1981; appropriating money.

Referred to the Committee on Education.

Mr. Davies introduced—

S. F. No. 38: A bill for an act relating to crimes; prohibiting tattooing intoxicated persons; prescribing penalties; proposing new law coded in Minnesota Statutes, Chapter 609.

Referred to the Committee on General Legislation and Administrative Rules.

Mr. Davies introduced—

S. F. No. 39: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 12; removing references to legislative days.

Referred to the Committee on Rules and Administration.

Mr. Davies introduced—

S. F. No. 40: A bill for an act relating to legal obligations; permitting legal enforcement of certain written obligations; enacting the uniform written obligations act; proposing new law coded in Chapter 513.

Referred to the Committee on Judiciary.

Mr. Davies introduced—

S. F. No. 41: A bill for an act relating to acknowledgement of instruments; providing that legal documents can be signed and certified to be true under penalty of perjury in lieu of acknowledgement in the presence of a notary public; prescribing penalties; amending Minnesota Statutes 1980, Section 609.48, Subdivision 1, and by adding a subdivision; proposing new law coded in Minnesota Statutes, Chapter 358.

Referred to the Committee on Judiciary.

Mr. Davies introduced—

S. F. No. 42: A bill for an act relating to elections; permitting certain challenges to voters; providing procedures for election contests; clarifying

sanctions for campaign practices violations; amending Minnesota Statutes 1980, Sections 204A.32, Subdivision 4; 209.02, Subdivisions 3, 4, and 4a; 209.06, Subdivision 2; 209.09; 209.10, Subdivision 1; and 210A.39; proposing new law coded in Minnesota Statutes, Chapter 209.

Referred to the Committee on Elections and Reapportionment.

Mr. Davies introduced—

S. F. No. 43: A bill for an act relating to actions involving negligence; providing that contributory fault be measured against the aggregate fault of persons from whom recovery is sought; amending Minnesota Statutes 1980, Section 604.01, Subdivision 1.

Referred to the Committee on Judiciary.

Mr. Davies introduced—

S. F. No. 44: A bill for an act relating to commerce; interest rates on money; authorizing variable or indexed principal contracts; proposing new law coded in Minnesota Statutes, Chapter 334.

Referred to the Committee on Commerce.

Mr. Davies introduced—

S. F. No. 45: A bill for an act relating to civil actions; providing for recognition of money judgments of foreign states; providing that any party to a claim related to a foreign state may move for an order converting the alleged obligation to a domestic obligation; proposing new law coded in Minnesota Statutes, Chapter 548.

Referred to the Committee on Judiciary.

Mr. Davies introduced—

S. F. No. 46: A bill for an act relating to property; enacting the uniform disposition of community property rights at death act; proposing new law coded in Minnesota Statutes, Chapter 525.

Referred to the Committee on Judiciary.

Mr. Davies introduced—

S. F. No. 47: A bill for an act relating to creditor's remedies; enacting the uniform exemptions act; amending Minnesota Statutes 1980, Sections 69.61; 290.48, Subdivision 2; 290.92, Subdivision 6; 297A.33, Subdivision 6; 571.41, Subdivision 5; and 571.42, Subdivision 2; proposing new law coded in Minnesota Statutes, Chapter 550; repealing Minnesota Statutes 1980, Sections 550.37; 550.38; 550.39 and 550.41.

Referred to the Committee on Judiciary.

Mr. Davies introduced—

S. F. No. 48: A bill for an act relating to juveniles; providing a juvenile with a right to jury trial when charged by petition with a felony; amending Minnesota Statutes 1980, Section 260.155, Subdivision 1.

Referred to the Committee on Judiciary.

Mr. Davies introduced—

S. F. No. 49: A bill for an act relating to probate; adopting provisions of the uniform probate code relating to intestate succession, spouse's elective share, omitted spouses and children, and certain allowances and exempt property; proposing new law coded in Minnesota Statutes, Chapter 524; repealing Minnesota Statutes 1980, Sections 525.13 to 525.16; 525.17; 525.171 to 525.202; and 525.212 to 525.216.

Referred to the Committee on Judiciary.

Mr. Nichols introduced—

S. F. No. 50: A bill for an act relating to workers' compensation; defining family farm corporation; reenacting Laws 1980, Chapter 556; amending Minnesota Statutes 1980, Section 176.011, Subdivision 11a.

Referred to the Committee on Employment.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:30 a.m., Thursday, January 15, 1981. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate