

## TWENTY-THIRD DAY

St. Paul, Minnesota, Monday, March 16, 1981

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

Prayer was offered by the Chaplain, Rabbi Sylvan D. Kamens.

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

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

Mr. Hanson was excused from the Session of today.

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 11, 1981

The Honorable Harry A. Sieben, Jr.  
Speaker of the House of Representatives

The Honorable Jack Davies  
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1981 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved	Date Filed
102		5	1981 March 11	1981 March 11

Sincerely,  
Joan Anderson Growe  
Secretary of State

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 12 and 13.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 12, 1981

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 40, 77, 401, 467, 415, 518, 173, 312, 480 and 117.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 12, 1981

### FIRST READING OF HOUSE BILLS

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

H. F. No. 40: A bill for an act relating to state lands; authorizing the conveyance of certain lands in St. Louis County.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 237.

H. F. No. 77: A bill for an act relating to mobile home parks; eliminating certain mobile home park reports made to the secretary of state; repealing Minnesota Statutes 1980, Section 327.29.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 131, now on General Orders.

H. F. No. 401: A bill for an act relating to commerce; regulating the licensing of electricians; amending Minnesota Statutes 1980, Section 326.242, Subdivision 2.

Referred to the Committee on Governmental Operations.

H. F. No. 467: A bill for an act relating to motor vehicles; authorizing the identification of certain tax exempt vehicles by use of removable plates or placards; amending Minnesota Statutes 1980, Section 168.012, Subdivision 1.

Referred to the Committee on Transportation.

H. F. No. 415: A bill for an act relating to financial institutions; authorizing

federal funds transactions for credit unions; removing the limitation on insurance commission income and prohibiting participation of officials in such income; permitting the sale of real estate loans; amending Minnesota Statutes 1980, Section 52.04, Subdivision 1.

Referred to the Committee on Commerce.

H. F. No. 518: A bill for an act relating to education; including state hospitals as eligible employers for the purpose of work-study grants; amending Minnesota Statutes 1980, Section 136A.233, Subdivision 2.

Referred to the Committee on Governmental Operations.

H. F. No. 173: A bill for an act relating to human rights; providing that certain statutes be equally applicable to all persons regardless of sex, including statutes related to the health department, suits for seduction, garnishment actions, judicial pensions, and probate proceedings; providing for a penalty; amending Minnesota Statutes 1980, Sections 46.09, Subdivision 1; 144.06; 181.07; 242.47; 246.53; 256.85; 290.28, Subdivision 3; 490.102, Subdivisions 6 and 7; 510.06; 519.05; 525.05; 525.082; 540.07; 540.08; 540.09; 558.28; 576.08; 609.375; 629.55; and 631.09.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 264, now on General Orders.

H. F. No. 312: A bill for an act relating to agriculture; requiring the commissioner of agriculture to examine fluid milk and milk product marketing and packaging; repealing the prohibition on the sale of milk in non-returnable plastic containers; proposing new law coded in Minnesota Statutes, Chapter 32; repealing Minnesota Statutes 1980, Sections 116F.21 and 116F.22.

Referred to the Committee on Agriculture and Natural Resources.

H. F. No. 480: A bill for an act relating to agriculture; changing the name of the joint legislative committee on agricultural land preservation; amending Laws 1979, Chapter 315, Sections 2 and 3.

Referred to the Committee on Governmental Operations.

H. F. No. 117: A bill for an act relating to general assistance; removing the presumption of eligibility from general assistance; providing that applications be permitted no later than four days after assistance is requested; requiring that determinations be made with respect to the need for emergency general assistance; providing that eligibility determinations for general assistance be made no later than 30 days following application; providing that the first general assistance grant be computed for eligible applicants from the time when assistance is requested; requiring vendor payments of grants until eligibility determinations are complete; amending Minnesota Statutes 1980, Sections 256D.07 and 256D.09, Subdivision 1.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 324, now on General Orders.

## REPORTS OF COMMITTEES

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

prevailed.

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

S. F. No. 458: A bill for an act relating to the city of Moorhead; permitting a city levy for the arts and humanities.

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

Page 1, after line 12, insert:

“Sec. 2. [REFERENDUM.]

*Prior to levying any tax authorized by section 1, the Moorhead city council shall adopt a resolution stating the mill rate of the levy, the total amount of funds to be raised from the levy, and the purpose of the levy. This resolution shall be published once each week for two consecutive weeks in the medium of official and legal publication of the city and the published notice shall contain a recitation that the registered voters of the city may petition for a referendum on the question of the tax levy to aid the arts and humanities. The tax may be levied without the submission of the question of the levy to the voters of the city unless within 21 days after the second publication of the resolution a petition requesting a referendum signed by at least ten percent of the registered voters of the city is filed with the city clerk. If a petition is filed, no tax may be levied as provided in section 1 unless approved by a majority of the voters of the city voting on the question of the tax levy at a regular or special election.”*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, before the period insert “; providing for a reverse referendum”

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

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

S. F. No. 560: A bill for an act relating to employment; prohibiting certain cities from establishing residency requirements as a condition of employment; proposing new law coded in Minnesota Statutes, Chapter 415.

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

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

S. F. No. 354: A bill for an act relating to taxation; estate tax; clarifying certain deductions; updating references to internal revenue code; clarifying the method of computing credits; clarifying exemptions and exclusions; providing for a statute of limitations; eliminating obsolete references; providing disclosure of data to certain persons; clarifying recording procedures; amending Minnesota Statutes 1980, Sections 290.01, Subdivision 20; 291.005, Subdivision 1; 291.03, Subdivision 1; 291.05; 291.065; 291.09, Subdivision 3a;

291.20, Subdivision 1; 291.31, Subdivision 1; 291.48; and 600.21.

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

Page 10, line 24, delete "in"

Page 10, line 25, delete "duplicate"

Page 14, line 10, delete "(e)"

Page 15, after line 10, insert:

"Sec. 6. Minnesota Statutes 1980, Section 291.07, Subdivision 1, is amended to read:

Subdivision 1. [ADDITIONAL DEDUCTIONS.] In determining the tax imposed by section 291.01, the following *additional* deductions shall be allowed:

(1) funeral expenses;

(2) reasonable legal, accounting, fiduciary and administration expenses and fees with respect to both probate and nonprobate assets, including but not limited to expenses incurred during administration in converting real and personal property held by the estate into cash;

(3) expenses of last illness unpaid at death;

(4) valid claims against and debts of the decedent, unpaid at death, which have been properly paid;

(5) Minnesota and federal income taxes on "income in respect of a decedent," as computed under subdivision 3;

(6) the portion of the federal estate tax allocable to Minnesota, which shall equal the amount obtained by multiplying the federal estate tax due and payable to the United States Treasury by a fraction, the numerator of which shall equal the value of the Minnesota gross estate reduced by: (a) in the case of a resident decedent, the deductions and exemptions allowed by sections 291.05, 291.051, 291.065, 291.07, subdivision 1, clauses (1), (2), (3), (4), (5), (7) and (8); or (b) in the case of a nonresident decedent the deductions and exemptions allowed by sections 291.05, 291.051, 291.065, 291.08, clauses (1), (2), (4) and (5), and the denominator of which shall equal the value of the federal taxable estate as defined in section 2051 of the Internal Revenue Code; provided, however, in any case where any property is included in the Minnesota gross estate but incorrectly omitted from the federal gross estate or where any property that is included in both the Minnesota gross estate and the federal gross estate is valued at a higher or lower value in determining the Minnesota gross estate than in determining the federal gross estate, the federal taxable estate shall be recomputed for purposes of this provision and shall be based on a federal gross estate including the value of such omitted property and including or excluding the difference in value of such revalued property, and further provided that the federal estate tax deduction shall not exceed the federal estate tax due and payable to the United States Treasury;

(7) real estate taxes due and payable prior to or in the year of the decedent's death with respect to real estate subject to taxation under this chapter and other taxes which have accrued and are a lien on property in the estate at the time of

death;

(8) liens and mortgages on property subject to taxation under this chapter which are not deductible as claims or debts of the decedent.

Sec. 7. Minnesota Statutes 1980, Section 291.08, is amended to read:

291:08 [NONRESIDENT ESTATES; ALLOWANCE OF *ADDITIONAL* DEDUCTIONS AND EXEMPTIONS.]

Where a tax is due on the transfer of any property or interest therein owned by a nonresident, the following *additional* deductions ~~and exemptions~~ shall be allowed:

- (1) Funeral expenses to the extent incurred in Minnesota;
- (2) Reasonable legal, accounting, fiduciary and administration fees and expenses allocable to both probate and nonprobate property included in the Minnesota gross estate;
- (3) Federal estate taxes as computed in section 291.07;
- (4) Real estate taxes on Minnesota property which are due and payable prior to or in the year of the decedent's death;
- (5) Liens and mortgages on property included in the Minnesota gross estate."

Page 15, line 16, delete "three years" and insert "180 days"

Page 16, line 24, delete "three years" and insert "180 days"

Page 16, line 30, delete "three years" and insert "180 days"

Page 16, line 35, after "tax" insert a comma

Pages 17 and 18, delete section 7

Page 22, line 9, delete "6, and 7" and insert "and 8"

Page 22, line 11, delete "10" and insert "11"

Page 22, line 12, delete "Section 8 and 9" and insert "Sections 9 and 10"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after "taxation;" insert "modifying" and after "tax" insert "provisions"

Page 1, line 11, after "291.065;" insert "291.07, Subdivision 1; 291.08;" and delete "291.20,"

Page 1, line 12, before "291.31" delete "Subdivision 1;"

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

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

S. F. No. 334: A bill for an act relating to taxes; establishing Project Fair Share; providing for the investigation of unreported or underreported Minne-

sota income or failure to file a tax return and other cases where tax is owed to the state; appropriating money.

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

Page 1, line 12, delete "*affirmatively*"

Page 1, line 13, delete "*persons*" and insert "*individuals*"

Page 1, line 17, delete "*whose personal*"

Page 1, line 18, delete "*representatives*" and insert "*that*"

Page 1, line 19, after "*or*" insert "*whose personal representatives*"

Page 1, line 20, delete "*persons who are*"

Page 1, line 21, delete "*bogus*" and insert "*false*"

Page 1, line 23, after the period insert "*Personnel operating*"

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

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

S. F. No. 279: A bill for an act relating to taxation; providing that certain emergency shelters are exempt from the property tax; amending Minnesota Statutes 1980, Section 272.02, Subdivision 1.

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

Page 5, line 4, delete "*sponsoring*" and insert "*that owns and sponsors*"

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

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

S. F. No. 218: A bill for an act relating to landlords and tenants; changing the time limit for landlords to furnish tenants with certain information; amending Minnesota Statutes 1980, Section 290A.19.

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

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

S. F. No. 446: A bill for an act relating to the legislature; changing the membership and manner of appointment of certain committees and commissions with legislative members; amending Minnesota Statutes 1980, Sections 3.30, Subdivision 2; 15.50, Subdivision 1; 16.872, Subdivision 3; and 121.938, Subdivision 1.

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

Page 2, line 34, delete "*12*" and insert "*11*"

Page 3, line 6, strike "president" and insert "majority leader"

Page 4, line 33, strike "committee on committees" and insert "majority leader"

Page 5, after line 1, insert:

"Sec. 5. [EFFECTIVE DATE.]

*Sections 1 to 4 are effective the day following final enactment."*

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

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

S. F. No. 229: A bill for an act relating to the capitol area architectural and planning board; providing for disposition of tax-forfeited property within the capitol area; amending Minnesota Statutes 1980, Section 15.50, Subdivision 6.

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

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

S. F. No. 494: A bill for an act relating to agriculture; regulating livestock marketing; providing a penalty; amending Minnesota Statutes 1980, Sections 17A.02; 17A.03, Subdivision 7; 17A.14; proposing new law coded in Minnesota Statutes, Chapter 17A.

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

Page 1, line 15, reinstate the stricken comma

Page 1, line 16, delete "or"

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

Page 1, line 19, before the period, insert ", and the public"

Page 2, line 4, before "Persons" insert "(a)"

Page 2, line 7, before "Persons" insert "(b)"

Page 2, lines 15 and 16, delete "and section 4"

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

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

S. F. No. 387: A bill for an act relating to agriculture; imposing certain requirements on milk houses for milk used for manufacturing; amending Minnesota Statutes 1980, Section 32.212.

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 1980, Section 32.212, is amended to read:

**32.212 [MILK HOUSES FOR BULK TANKS USED FOR MANUFACTURING PURPOSES.]**

*Subdivision 1. [MILK ROOM REQUIREMENTS.] Any producer using a bulk tank for cooling and storage of milk to be used for manufacturing purposes shall have cool and store the milk in an enclosed milk room which shall conform to the standards provided by sections 32.212 and 32.213. meets the following requirements:*

(a) The floor shall be constructed of concrete or other impervious material, maintained in good repair, and graded to provide proper drainage.

(b) The walls and ceilings of the room shall be sealed and constructed of smooth easily cleaned material.

(c) All windows shall be screened and doors shall be self-closing.

(d) It shall be well ventilated and must meet the following requirements:

(4) The (e) If a bulk tank is used, it shall not be located over a drain or under a ventilator.

(2) (f) If a bulk tank is used, the hose port shall be located in an exterior wall and fitted with a tight self-closing door.

(3) Each milk room (g) If a bulk tank is used, the milk room shall have an adequate supply of water readily accessible with facilities for heating the water, to insure the cleaning and sanitizing of the bulk tank, utensils and equipment and the keeping of the milk room clean.

(4) (h) No lights shall be placed directly over the a bulk tank.

(5) The bulk tank (i) If a bulk tank is used, it shall be properly located in the milk room for easy access to all areas for cleaning and servicing.

(6) (j) The milkhouse milk room shall be used only for storage of milk, milk utensils, and supplies incidental to the production of milk.

(7) Sections 32.212 and 32.213 shall become effective July 1, 1965, for all subsequent installations of bulk tanks for milk produced for manufacturing purposes.

(8) On and after October 1, 1969, sections 32.212 and 32.213 apply to all bulk tank installations existing prior to July 1, 1965.

(9) After October 1, 1969,

*Subd. 2. [PROHIBITIONS.] No milk processor shall buy milk for manufacturing purposes from any producer of milk using a bulk tank to be used for manufacturing purposes unless such the producer has complied with the provisions of this section 32.212.*

(10) After July 1, 1965, No person shall install a bulk tank except in a milk room or milkhouse which complies does not comply with the provisions of sections 32.212 and 32.213 this section .

(11) *Subd. 3. [ENFORCEMENT; PENALTY.] The enforcement of sections 32.212 and 32.213 shall be administered by the Minnesota department of agriculture.*

(12) Any person violating any ~~provisions of sections~~ *provision of section 32.212 and or 32.213 shall be punished by is subject to a fine of not more than \$50.*

Sec. 2. [EFFECTIVE DATE.]

*This act is effective July 1, 1983.*

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

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

S. F. No. 330: A bill for an act relating to the Riley-Purgatory Creek Watershed District; authorizing certain tax levies.

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

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

S. F. No. 237: A bill for an act relating to state lands; authorizing the conveyance of certain lands in St. Louis County.

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

Page 1, line 7, delete "or" and insert "*, and notwithstanding any*"

Page 1, line 8, delete "shall allow, upon request by" and insert "*, upon receipt of a*"

Page 1, line 9, delete the comma and insert "*requesting action by the state, shall allow*"

Page 1, line 13, after the period insert "*No repurchase shall be allowed unless the commissioner of revenue receives the resolution of the county board not later than 180 days after the effective date of this act.*"

Underline all new language in the bill

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

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

S. F. No. 434: A bill for an act relating to public welfare; establishing a formula for payments to vendors of dental services in the medical assistance program; prioritizing dental services to be offered if appropriations to the program are inadequate; proposing new law coded in Minnesota Statutes, Chapter 256B.

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

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

H. F. No. 29: A bill for an act relating to hospitals; requiring adoption of

federal medicare standards for hospital licensing; regulating hospital inspections; providing for licensing of hospitals accredited by the joint commission on hospital accreditation; amending Minnesota Statutes 1980, Sections 144.50, Subdivision 1; and 144.55.

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

Page 2, line 4, strike "state" both times and strike "of health"

Page 2, line 5, strike "of health"

Page 2, line 22, delete "and environmental health"

Page 3, line 6, delete "such" and insert "accredited" and after "hospitals" insert a comma

Page 3, line 13, delete "wth" and insert "with"

Page 5, line 4, delete "such"

Page 5, line 5, delete "as are"

Page 5, line 13, delete "PROGRAM TERMINATION;"

Page 5, delete lines 14 and 15

Page 5, line 16, delete everything before "On"

Page 5, line 18, before "program" insert "accreditation"

Page 5, after line 20, insert:

*"Subd. 11. [STATE HOSPITALS NOT AFFECTED.] Subdivisions 3, 4 and 5 do not apply to state hospitals and other facilities operated under the direction of the commissioner of public welfare."*

Page 5, line 22, delete "This act is" and insert "Sections 1 and 2 are" and delete "its" and insert "final"

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

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

S. F. No. 399: A bill for an act relating to drugs; requiring imprinting of legend drugs; amending Minnesota Statutes 1980, Section 151.361.

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

Page 1, line 17, delete "legend"

Page 1, line 17, after "solid" insert "oral"

Page 1, line 20, delete "an individual" and insert "a"

Page 1, delete lines 21 and 22 and insert "national drug code or other mark uniquely identifiable to that drug product. An identifying mark or imprint made as required by federal law or by the federal Food and Drug Administration shall be deemed to be in compliance with this section."

Page 1, line 24, after "section" insert "on its own initiative or"

Amend the title as follows:

Page 1, line 2, delete "legend"

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

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

S. F. No. 332: A bill for an act relating to public welfare; providing that every birth to a minor shall be reported within 24 hours to the commissioner of public welfare; amending Minnesota Statutes 1980, Section 257.33.

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

Page 1, line 16, delete the new language

Page 1, line 17, delete everything before "every"

Page 1, line 19, delete "24 hours" and insert "three working days"

Amend the title as follows:

Page 1, line 3, delete "24 hours" and insert "three working days"

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

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

S. F. No. 155: A bill for an act relating to public welfare; providing for retention of certain receipts by state hospitals; amending Minnesota Statutes 1980, Section 246.57.

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

Page 1, after line 22, insert:

*"Receipts retained under this subdivision are appropriated to the commissioner to pay costs associated with providing the services."*

Page 1, line 23, delete "REPORTS" and insert "RECORDS"

Page 1, line 24, delete "report biennially to the legislature" and insert "maintain records"

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

Mr. Merriam from the Committee on Agriculture and Natural Resources, to which was referred the following appointment as reported in the Journal for March 12, 1981:

**WASTE MANAGEMENT BOARD  
CHAIRPERSON**

Robert G. Dunn

Reports the same back with the recommendation that the appointment be

confirmed.

Mr. Moe, R. D. moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Merriam from the Committee on Agriculture and Natural Resources, to which were referred the following appointments as reported in the Journal for February 16, 1981:

#### **WASTE MANAGEMENT BOARD**

Laurence E. Hunter  
Keith Kuitert  
William G. Kirchner  
Milton L. Knoll, Jr.  
Louise Kuderling  
Thomas T. Renner  
Allan B. Eide  
David Hartley

#### **MINNESOTA POLLUTION CONTROL AGENCY DIRECTOR**

Louis J. Breimhurst

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

Mr. Moe, R. D. moved that the foregoing committee report be laid on the table. The motion prevailed.

#### **SECOND READING OF SENATE BILLS**

S. F. Nos. 458, 560, 354, 279, 218, 446, 229, 494, 387, 330, 237, 399, 332 and 155 were read the second time.

#### **SECOND READING OF HOUSE BILLS**

H. F. No. 29 was read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Johnson moved that S. F. No. 458 be stricken from General Orders and re-referred to the Committee on Taxes and Tax Laws. The motion prevailed.

Mr. Peterson, C.C. moved that the name of Mr. Stern be added as co-author to S. F. No. 203. The motion prevailed.

Mrs. Lantry moved that the name of Mr. Hughes be added as co-author to S. F. No. 263. The motion prevailed.

Mr. Pehler moved that the name of Mr. Chmielewski be added as co-author to S. F. No. 417. The motion prevailed.

Mr. Dicklich moved that the name of Mr. Stumpf be added as co-author to S. F. No. 501. The motion prevailed.

Mr. Frank moved that the name of Mr. Merriam be added as co-author to S.

F. No. 643. The motion prevailed.

Mr. Dicklich moved that the name of Mr. Davis be added as co-author to S. F. No. 709. The motion prevailed.

Mr. Frank introduced—

Senate Resolution No. 24: A Senate resolution expressing the anguish of the Senate at the continuing news of the disappearance and murder of twenty children in Atlanta, Georgia, and extending condolences to the citizens of Atlanta and to the parents, relatives and friends of the children.

Referred to the Committee on Rules and Administration.

Messrs. Nelson and Penny introduced—

Senate Resolution No. 25: A Senate resolution congratulating the wrestling team from Albert Lea High School for winning the 1981 Class AA State High School Wrestling Championship.

Referred to the Committee on Rules and Administration.

### CALENDAR

S. F. No. 52: A bill for an act relating to elections; fair campaign practices; providing a penalty for denial of access to certain dwellings; amending Minnesota Statutes 1980, Section 210A.43, 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 42 and nays 22, as follows:

Those who voted in the affirmative were:

Belanger	Frederickson	Menning	Peterson, R.W.	Tennesen
Bertram	Hughes	Merriam	Petty	Ulland
Chmielewski	Humphrey	Moe, R.D.	Schmitz	Vega
Dahl	Johnson	Nelson	Sikorski	Waldorf
Davies	Kroening	Nichols	Solon	Wegener
Davis	Kronebusch	Olhoft	Spear	Willet
Dicklich	Langseth	Pehler	Stern	
Dieterich	Lantry	Penny	Stokowski	
Frank	Luther	Peterson, C.C.	Stumpf	

Those who voted in the negative were:

Ashbach	Brataas	Lessard	Purfeerst	Sieloff
Bang	Engler	Lindgren	Ramstad	Taylor
Benson	Frederick	Moe, D.M.	Renneke	
Berg	Keefe	Peterson, D.L.	Rued	
Bernhagen	Knutson	Pillsbury	Setzepfandt	

So the bill passed and its title was agreed to.

Without objection, the Senate reverted to the Order of Business of Motions and Resolutions.

### MOTIONS AND RESOLUTIONS - CONTINUED

#### CONFIRMATION

Mr. Schmitz moved that the report from the Committee on Veterans' Af-

fairs, reported March 12, 1981, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Schmitz moved that the foregoing report be now adopted. The motion prevailed.

Mr. Schmitz moved that in accordance with the report from the Committee on Veterans' Affairs, reported March 12, 1981, the Senate, having given its advice, do now consent to and confirm the appointment of:

### **DEPARTMENT OF VETERANS' AFFAIRS COMMISSIONER**

Charles T. Pinkham, 17130 28th Avenue North, Plymouth, Hennepin County, effective December 31, 1980, for a term expiring the first Monday in January, 1983.

The motion prevailed. So the appointment was confirmed.

### **CONFIRMATION**

Mr. Solon moved that the report from the Committee on Health, Welfare and Corrections, reported February 26, 1981, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Solon moved that the foregoing report be now adopted. The motion prevailed.

### **STATE HEALTH COORDINATING COUNCIL CHAIRMAN**

George Pettersen, 84 Malcolm SE, Minneapolis, Hennepin County, effective February 25, 1980, for a term expiring February 24, 1982.

Mr. Solon moved that the foregoing appointment be laid on the table. The motion prevailed.

### **CONFIRMATION**

Mr. Tennessen moved that the report from the Committee on Commerce, reported March 12, 1981, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Tennessen moved that the foregoing report be now adopted. The motion prevailed.

Mr. Tennessen moved that in accordance with the report from the Committee on Commerce, reported March 12, 1981, the Senate, having given its advice, do now consent to and confirm the appointment of:

### **PUBLIC UTILITIES COMMISSION**

Marcelle (Terry) Hoffman, 405 Portland Avenue, St. Paul, Ramsey County, effective February 23, 1981, for a term expiring the first Monday in January, 1987.

The motion prevailed. So the appointment was confirmed.

### CONFIRMATION

Mr. Tennessen moved that the report from the Committee on Commerce, reported March 12, 1981, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Tennessen moved that the foregoing report be now adopted. The motion prevailed.

Mr. Tennessen moved that in accordance with the report from the Committee on Commerce, reported March 12, 1981, the Senate, having given its advice, do now consent to and confirm the appointment of:

#### DEPARTMENT OF PUBLIC SERVICE DIRECTOR, ADMINISTRATIVE DIVISION

Richard L. Auld, 757 California Avenue West, St. Paul, Ramsey County, effective June 2, 1980, for a term expiring the first Monday in January, 1983.

The motion prevailed. So the appointment was confirmed.

### GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Schmitz in the chair.

After some time spent therein, the committee arose, and Mr. Schmitz reported that the committee had considered the following:

S. F. Nos. 10 and 30, which the committee recommends to pass.

H. F. No. 87, which the committee recommends to pass subject to the following motion:

Mr. Davies moved that the amendment made to H.F. No. 87 by the Committee on Rules and Administration in the report adopted March 12, 1981, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

S. F. No. 22, which the committee reports progress, after the following motion:

The question was taken on the recommendation to pass S. F. No. 22.

The roll was called, and there were yeas 15 and nays 43, as follows:

Those who voted in the affirmative were:

Ashbach	Dicklich	Johnson	Olhoff	Petty
Davies	Frederick	Keefe	Penny	Tennessen
Davis	Hughes	Knoll	Peterson, C.C.	Vega

Those who voted in the negative were:

Benson	Frank	Lindgren	Peterson, R.W.	Stern
Berg	Frederickson	Luther	Purfeerst	Stokowski
Berglin	Humphrey	Menning	Ramstad	Stumpf
Bernhagen	Knutson	Merriam	Renneke	Taylor
Bertram	Kroening	Moe, D.M.	Rued	Ulland
Brataas	Kronebusch	Moe, R.D.	Setzepfandt	Waldorf
Chmielewski	Langseth	Nelson	Sieloff	Willet
Dahl	Lantry	Pehler	Sikorski	
Engler	Lessard	Peterson, D.L.	Spear	

The motion did not prevail. S. F. No. 22 was then progressed.



S. F. No. 209, which the committee recommends to pass with the following amendments offered by Messrs. Nelson and Peterson, C. C.

Mr. Nelson moved to amend S. F. No. 209 as follows:

Page 3, after line 5, insert:

“Sec. 5. Minnesota Statutes 1980, Section 349.26, Subdivision 14, is amended to read:

Subd. 14. Gambling devices shall be operated and raffles conducted by a licensed organization only upon premises which it owns or leases except that tickets for raffles conducted in accordance with this section may be sold off the premises. Leases, unless authorized in another location by the local unit of government, shall be for a period of not less than one year and shall be in writing. *The local unit of government may authorize raffles to be conducted by a licensed organization on premises not owned or leased by the organization.* No lease shall provide that rental payments be based on a percentage of receipts or profits from gambling devices or raffles. Copies of all leases shall be provided to the licensing local unit of government.”

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after “13” insert “, 14”

The motion prevailed. So the amendment was adopted.

Mr. Peterson, C. C. moved to amend S. F. No. 209 as follows:

Page 1, after line 8, insert:

“Section 1. Minnesota Statutes 1980, Section 349.26, Subdivision 2, is amended to read:

Subd. 2. “Gambling devices” ~~mean~~ *means* those gambling devices known as “paddlewheels” or “tipboards”, “pull-tabs” (or “ticket jars”), or apparatus used in conducting raffles.”

Page 1, after line 21, insert:

“Sec. 4. Minnesota Statutes 1980, Section 349.26, is amended by adding a subdivision to read:

Subd. 5a. “Pull-tabs” (or “ticket jars”) *means a single folded or banded ticket or a card, the face of which is initially covered, or otherwise hidden from view, to conceal a number or set of numbers or a symbol or set of symbols. A few of the numbers or symbols out of every set of pull-tabs (or ticket jars) will have been designated in advance and at random as prizewinners. A participant pays a consideration to an operator for the opportunity to obtain a folded or banded ticket or a card, view the numbers or symbols on it and possibly obtain a prizewinning pull-tab (or ticket jar).*”

Page 2, lines 28 to 30, strike “shall not be the same person who accounts for other revenues of the organization, except that such person”

Page 3, line 12, after the comma insert “or from a single pull-tab (or ticket jar),”

Page 3, after line 16, insert:

"Sec. 8. Minnesota Statutes 1980, Section 349.30, Subdivision 2, is amended to read:

Subd. 2. "Gambling devices" means slot machines, roulette wheels, punchboards, ~~number jars~~ and pin ball machines which return coins or slugs, chips, or tokens of any kind, which are redeemable in merchandise or cash.

Sec. 9. Minnesota Statutes 1980, Section 349.31, Subdivision 1, is amended to read:

Subdivision 1. [INTENTIONAL POSSESSION; WILFUL KEEPING.] The intentional possession or wilful keeping of a gambling device upon any licensed premises is cause for the revocation of any license under which the licensed business is carried on upon the premises where the gambling device is found, provided that possession of gambling devices commonly known as "paddlewheels" or "tipboards" or "pull-tabs" (or "ticket jars") or apparatus used in conducting raffles on the premises of a nonprofit organization and operated by organizations licensed for such operation pursuant to section 349.26 shall not be cause for revocation of a license."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon insert "authorizing an additional gambling device;"

Page 1, line 5, after the semicolon insert "changing the penalty provision for violation;"

Page 1, line 5, delete "Section" and insert "Sections"

Page 1, line 6, after "Subdivisions" delete everything before the period and insert "2, 4, 5, 12, 13 and 15, and by adding a subdivision; 349.30, Subdivision 2; and 349.31, Subdivision 1"

The motion prevailed. So the amendment was adopted.

On motion of Mr. Schmitz, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

## INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Chmielewski, Nichols, Kroening, Pehler and Willet introduced—

S.F. No. 769: A bill for an act relating to workers' compensation; creating the Minnesota workers' compensation insurance corporation as a nonprofit public corporation; changing the procedure for the administration of compensation claims of state employees; appropriating money; amending Minnesota Statutes 1980, Section 176.591, Subdivisions 1 and 3; proposing new law coded as Minnesota Statutes, Chapter 176A; repealing Minnesota Statutes 1980, Sections 176.061, Subdivisions 8 and 9; 176.541, Subdivisions 2, 3, 4, 5, 6 and 8; 176.551; 176.561; 176.571; 176.603 and 176.611.

Referred to the Committee on Employment.

Messrs. Davies and Sieloff introduced—

S.F. No. 770: A bill for an act relating to taxation; income; clarifying the taxable status of certain organizations; clarifying the procedure by which certain organizations establish an exemption; amending Minnesota Statutes 1980, Sections 290.05, Subdivision 1; and 501.76, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Peterson, C.C. introduced—

S.F. No. 771: A bill for an act relating to Otter Tail county; authorizing the county board to grant certain powers for a district created under Minnesota Statutes, Chapter 116A.

Referred to the Committee on Local Government and Urban Affairs.

Messrs. Wegener; Olhoft; Moe, R.D. and Langseth introduced—

S.F. No. 772: A bill for an act relating to the state building code; authorizing municipalities under 5,000 to elect that the code not apply within their jurisdictions; proposing new law coded in Minnesota Statutes, Chapter 16.

Referred to the Committee on Energy and Housing.

Mr. Chmielewski introduced—

S.F. No. 773: A bill for an act relating to education; changing the contents and time of submission of the school district energy report; removing an obsolete requirement for school district submission of an energy consumption reduction plan; repealing a provision governing the destruction of certain school district records; amending Minnesota Statutes 1980, Section 120.78; repealing Minnesota Statutes 1980, Section 123.40, Subdivision 5.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S.F. No. 774: A bill for an act relating to workers' compensation; providing for rounding of benefits to the nearest dollar; proposing new law coded in Minnesota Statutes, Chapter 176.

Referred to the Committee on Employment.

Messrs. Nelson and Chmielewski introduced—

S.F. No. 775: A bill for an act relating to health; providing for home health services through the community health services act; changing certain funding formulas; appropriating money; amending Minnesota Statutes 1980, Sections 144A.51, by adding a subdivision; 144A.52, Subdivision 3; 144A.53; 144A.54, Subdivision 1; 145.913, by adding a subdivision; 145.914, Subdivision 2; 145.915, by adding a subdivision; 145.918, by adding a subdivision; 145.919; 145.921; and 145.95, Subdivision 5.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Pehler introduced—

S.F. No. 776: A bill for an act relating to education; creating a higher

education scholarship program for students active in high school student government; proposing new law coded in Minnesota Statutes, Chapter 136A.

Referred to the Committee on Education.

Messrs. Dahl; Johnson; Moe, R.D.; Merriam and Ashbach introduced—

S.F. No. 777: A bill for an act relating to taxation; authorizing school district levies for energy conservation measures; amending Minnesota Statutes 1980, Section 275.125, by adding a subdivision.

Referred to the Committee on Energy and Housing.

Messrs. Dahl, Sikorski, Humphrey and Tennesen introduced—

S.F. No. 778: A bill for an act relating to energy; establishing rates and conditions of service for cogenerators and small power producers; proposing new law coded in Minnesota Statutes, Chapter 216B.

Referred to the Committee on Commerce.

Messrs. Moe, D.M.; Stumpf and Mrs. Lantry introduced—

S.F. No. 779: A bill for an act relating to retirement; St. Paul teachers retirement fund association; removing an expiration date on authority to provide post retirement increases in certain instances; authorizing reduced early retirement in certain instances; amending Laws 1979, Chapter 109, Section 1.

Referred to the Committee on Public Employees and Pensions.

Messrs. Hanson; Merriam; Dahl; Peterson, R.W. and Sieloff introduced—

S.F. No. 780: A bill for an act relating to crimes; specifying the crime of offering substances purporting to be prohibited for sale; redefining the marital privilege; changing the current transactional immunity to conform with federal use immunity; redefining the minimum terms of imprisonment; regulating the imposition of consecutive sentences; redefining the offense of escape; changing the order of closing argument; redefining the crime of introducing contraband into the county jail; amending Minnesota Statutes 1980, Sections 595.02; 609.09, Subdivision 1; 609.11, by adding a subdivision; 609.15, by adding a subdivision; 609.485, Subdivision 3; 609.52, Subdivision 3; 609.53, Subdivision 1; 631.07; 641.165, Subdivision 2; proposing new law coded in Minnesota Statutes, Chapter 152.

Referred to the Committee on Judiciary.

Messrs. Rued and Davis introduced—

S.F. No. 781: A bill for an act relating to natural resources; procedure on land acquisitions; amending Minnesota Statutes 1980, Section 84.0272.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Solon and Dicklich introduced—

S.F. No. 782: A bill for an act relating to St. Louis county; revising the

county civil service law; providing for commissioners' pay, provisional appointments, employment of resignees, and treatment of examination errors; amending Laws 1941, Chapter 423, Sections 2, as amended, 5, as amended, 11, 12, and 17.

Referred to the Committee on Local Government and Urban Affairs.

Messrs. Pehler and Humphrey introduced—

S.F. No. 783: A bill for an act relating to energy; creating the Minnesota renewable energy financing commission; establishing a program of loans and financial assistance for small businesses and municipalities; authorizing the issuance of bonds; appropriating money; proposing new law coded in Minnesota Statutes 1980, Chapter 116H.

Referred to the Committee on Energy and Housing.

Messrs. Frank, Bang, Luther, Stern and Solon introduced—

S.F. No. 784: A bill for an act relating to insurance; regulating policies of automobile insurance providing comprehensive coverage; requiring full coverage of windshield glass damage; proposing new law coded in Minnesota Statutes, Chapter 65B.

Referred to the Committee on Commerce.

Messrs. Chmielewski and Johnson introduced—

S.F. No. 785: A bill for an act relating to taxation; real property; providing open space treatment for archery and firearms ranges; amending Minnesota Statutes 1980, Section 273.112, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 786: A bill for an act relating to retirement; volunteer firefighters relief associations; authorizing relief associations to increase retirement benefit and service pension amounts without municipal ratification in certain instances; amending Minnesota Statutes 1980, Sections 69.772, Subdivision 6; 69.773, Subdivision 6; and 424A.02, Subdivision 10.

Referred to the Committee on Public Employees and Pensions.

Messrs. Peterson, C.C.; Schmitz; Renneke; Moe, D.M. and Frederickson introduced—

S.F. No. 787: A bill for an act relating to retirement; volunteer firefighters relief associations; financing and benefit amounts; amending Minnesota Statutes 1980, Sections 69.772, Subdivision 2a; 424.01; 424.02; 424.04; 424.16; 424.17; and 424A.02, Subdivisions 3, 7 and 9.

Referred to the Committee on Public Employees and Pensions.

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

S.F. No. 788: A bill for an act relating to local government; permitting

agreements for compensation for transfers of taxable property in certain annexations; proposing new law coded in Minnesota Statutes, Chapter 414.

Referred to the Committee on Local Government and Urban Affairs.

Messrs. Purfeerst, Nichols, Merriam, Engler and Rued introduced—

S.F. No. 789: A bill for an act relating to natural resources; increasing motor vehicle permit fees for state parks, monuments, recreation areas, and waysides; establishing a dedicated account; appropriating money; amending Minnesota Statutes 1980, Section 85.05, Subdivisions 1 and 2; proposing new law coded in Minnesota Statutes, Chapter 85.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Schmitz, Waldorf, Pehler and Ramstad introduced—

S.F. No. 790: A bill for an act relating to veterans; requiring the Veterans of Foreign Wars to provide assistance to disabled veterans in filing claims with the United States government; appropriating money.

Referred to the Committee on Veterans' Affairs.

Mrs. Stokowski, Mr. Kroening and Mrs. Lantry introduced—

S.F. No. 791: A bill for an act relating to elections; changing eligibility requirements and compensation for election judges; authorizing time off from work for election judges; amending Minnesota Statutes 1980, Sections 204A.18; and 204A.23.

Referred to the Committee on Elections and Reapportionment.

Messrs. Johnson, Solon, Renneke, Dieterich and Lindgren introduced—

S.F. No. 792: A bill for an act relating to insurance; requiring health maintenance organizations to provide chiropractic care equivalent to that provided by health insurance; amending Minnesota Statutes 1980, Sections 62A.15; and 62D.02, Subdivision 7.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Solon, Ulland, Lessard and Keefe introduced—

S.F. No. 793: A bill for an act relating to courts; increasing the salary of court reporters; amending Minnesota Statutes 1980, Section 486.05, Subdivision 1.

Referred to the Committee on Governmental Operations.

Mr. Kroening introduced—

S.F. No. 794: A bill for an act relating to public utilities; refunds or credits to customers upon disallowance of rate increases; amending Minnesota Statutes 1980, Sections 216B.16, Subdivision 3; and 237.075, Subdivision 3.

Referred to the Committee on Commerce.

Mr. Kroening introduced—

S.F. No. 795: A bill for an act relating to commerce; regulating legal

pleadings in product liability actions; permitting the tender of defenses by non-manufacturer defendants; proposing new law coded in Minnesota Statutes, Chapter 544; repealing Minnesota Statutes 1980, Section 544.41.

Referred to the Committee on Judiciary.

Mr. Solon introduced—

S.F. No. 796: A bill for an act relating to the state building code; directing the commissioner of administration to make certain changes in the state building code.

Referred to the Committee on Energy and Housing.

Messrs. Tennessen, Lessard, Johnson and Frederickson introduced—

S.F. No. 797: A bill for an act relating to intoxicating liquor; permitting municipalities to authorize the sale of intoxicating liquor at arenas and sports complexes in certain cases; amending Minnesota Statutes 1980, Section 340.11, by adding a subdivision.

Referred to the Committee on Commerce.

Messrs. Rued, Davis, Dicklich and Peterson, D.L. introduced—

S.F. No. 798: A bill for an act relating to education; providing for full funding of certain programs when funds available are less than the amount appropriated; amending Minnesota Statutes 1980, Section 124.572, by adding a subdivision.

Referred to the Committee on Education.

Mr. Stern, Ms. Berglin, Mrs. Lantry, Messrs. Lindgren and Sikorski introduced—

S.F. No. 799: A bill for an act relating to hospitals; promoting price competition by requiring hospitals to report certain diagnostic and price information to the commissioner of health; requiring the commissioner of health to analyze and disseminate the information; proposing new law coded in Minnesota Statutes, Chapter 144.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Keefe, Ulland, Sikorski and Dicklich introduced—

S.F. No. 800: A bill for an act relating to health; extending the nursing home dental program; appropriating money; amending Laws 1980, Chapter 570, Sections 6 and 10.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Keefe introduced—

S.F. No. 801: A bill for an act relating to the state board of investment; authorizing investments in certain precious gems and metals under specified

conditions; amending Minnesota Statutes 1980, Section 11A.24, by adding a subdivision.

Referred to the Committee on Public Employees and Pensions.

Messrs. Lindgren, Ashbach and Belanger introduced—

S.F. No. 802: A bill for an act relating to metropolitan government; requiring legislative approval of the budget and complement of the metropolitan council; amending Minnesota Statutes 1980, Section 473.245.

Referred to the Committee on Local Government and Urban Affairs.

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

S.F. No. 803: A bill for an act relating to education; transferring certain powers and duties of the state board of education; creating a state education advisory council; amending Minnesota Statutes 1980, Sections 121.02, Subdivision 1; proposing new law coded in Minnesota Statutes, Chapter 121; repealing Minnesota Statutes 1980, Sections 121.11, Subdivision 1; and 121.16.

Referred to the Committee on Education.

Messrs. Willet, Schmitz, Vega, Purfeerst and Engler introduced—

S.F. No. 804: A bill for an act relating to motor vehicles; providing for the re-registration of certain motor vehicles and combinations of vehicles; defining gross vehicle weight; exempting certain vehicles from certain weight limitations; establishing gross weight limitations on certain highways for certain motor vehicles and combinations of vehicles; providing exceptions to certain gross weight limitations; providing for the designation and undesignation of certain routes; providing for the weighing of certain vehicles and combinations of vehicles and the enforcement of weight limitations; allowing the use of certain documents as relevant evidence of exceeding vehicle weight limits, and providing exceptions; requiring record keeping for shipments loaded or unloaded, and providing exceptions; imposing civil and criminal penalties; amending Minnesota Statutes 1980, Sections 168.013, Subdivision 3; 169.01, Subdivision 46; 169.03, Subdivision 6; 169.832, Subdivision 11; 169.85; 169.851; 169.86, Subdivision 1a; 169.87, Subdivision 2; 169.871; 169.872; proposing new law coded in Minnesota Statutes, Chapter 169; repealing Minnesota Statutes 1980, Sections 169.83; 169.832, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 12; and 169.834.

Referred to the Committee on Transportation.

Messrs. Moe, D.M.; Spear; Renneke; Frederickson and Peterson, C.C. introduced—

S.F. No. 805: A bill for an act relating to state government; authorizing a new account in the Minnesota supplemental investment fund; modifying the post-retirement adjustment; authorizing the state board of investment to invest in commingled funds and limited partnerships; amending Minnesota Statutes 1980, Sections 11A.17; 11A.18, Subdivision 9; and 11A.24, Subdivisions 3, 4, 5, and by adding a subdivision.

Referred to the Committee on Public Employees and Pensions.



Messrs. Johnson and Dicklich introduced—

S.F. No. 806: A bill for an act relating to St. Louis county; permitting the county to maintain two historical societies.

Referred to the Committee on Local Government and Urban Affairs.

Messrs. Hanson, Wegener, Johnson, Stern and Knutson introduced—

S.F. No. 807: A bill for an act relating to peace officers; creating the Minnesota law enforcement training account; appropriating money; proposing new law coded in Minnesota Statutes, Chapter 626.

Referred to the Committee on Local Government and Urban Affairs.

Messrs. Solon, Ulland, Johnson, Humphrey and Dicklich introduced—

S.F. No. 808: A bill for an act relating to the city of Duluth; authorizing the establishment of a home energy conservation program as part of its municipal utility system and the issuance of municipal revenue bonds or notes for that purpose.

Referred to the Committee on Energy and Housing.

Messrs. Davis, Bertram, Pehler, Setzepfandt and Kroening introduced—

S.F. No. 809: A bill for an act relating to agriculture; applying food licensing provisions to certain food preparers; amending Minnesota Statutes 1980, Section 28A.15, Subdivision 2.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Davis, Rued, Pehler, Setzepfandt and Luther introduced—

S.F. No. 810: A bill for an act relating to pollution; authorizing water pollution control fund grants for certain wastewater treatment projects; authorizing issuance of Minnesota state water pollution control bonds; appropriating money; amending Minnesota Statutes 1980, Section 116.18, Subdivisions 1 and 4.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Chmielewski, Frederick, Taylor and Schmitz introduced—

S.F. No. 811: A bill for an act relating to public holidays; regulating the observance of Memorial Day; amending Minnesota Statutes 1980, Sections 465.50; and 645.44, Subdivision 5.

Referred to the Committee on Veterans' Affairs.

Mr. Johnson introduced—

S.F. No. 812: A bill for an act relating to governmental operations; prohibiting the use of state government vehicles for nongovernmental functions; amending Minnesota Statutes 1980, Section 16.753, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. Johnson and Dicklich introduced—

S.F. No. 813: A bill for an act relating to education; requiring schools and certain other institutions to conduct monthly fire drills; requiring an annual report of the drills to the state fire marshal; removing the requirement of posting records of drills within buildings; requiring one drill a year under the supervision of a local fire department; amending Minnesota Statutes 1980, Section 299F.30.

Referred to the Committee on Education.

Mr. Schmitz introduced—

S.F. No. 814: A bill for an act relating to metropolitan government; removing the city of Victoria from the metropolitan transit area and taxing district; amending Minnesota Statutes 1980, Sections 473.403; and 473.446. Subdivision 2.

Referred to the Committee on Transportation.

Messrs. Humphrey, Olhoft, Sikorski and Luther introduced—

S.F. No. 815: A bill for an act relating to nuclear energy; adding additional conditions for nuclear fission thermal power plant certificates of need; altering certain rate base computations; amending Minnesota Statutes 1980, Sections 116H.02, by adding subdivisions; 116H.13, by adding a subdivision; and 216B.16, Subdivision 6.

Referred to the Committee on Energy and Housing.

Messrs. Knutson, Rued, Knoll and Merriam introduced—

S.F. No. 816: A bill for an act relating to courts; proposing an amendment to the Minnesota Constitution, Article VI, Sections 1, 2, 5 and 6, providing for a court of appeals; providing for election of judges; conferring certain powers and duties on the court of appeals; amending Minnesota Statutes 1980, Sections 2.724, Subdivision 2; 3.751, Subdivision 4; 5.08, Subdivision 2; 10A.01, Subdivisions 5 and 19; 15.0416; 15.0417; 15.0424, Subdivisions 1, 2, 3 and 6; 15.0426; 32A.09, Subdivision 5; 43.01, Subdivision 18; 43.43, Subdivision 2; 43.491, Subdivision 4; 44.09, Subdivision 3; 45.07; 45.17, Subdivision 5; 49.18; 51A.03, Subdivision 3; 51A.07; 56.23; 60A.05; 60A.15, Subdivisions 11 and 12; 72A.27; 84.59; 97.481, Subdivision 2; 97.50, Subdivision 6; 106.631, Subdivisions 5 and 6; 110A.36; 111.42; 112.82, Subdivisions 1 and 2; 114.13, Subdivision 4; 115.49, Subdivision 5; 116A.19, Subdivision 4; 116C.65; 122.23, Subdivision 16c; 123.32, Subdivision 25; 124.212, Subdivision 17; 127.25, Subdivision 3; 145.698, Subdivision 2; 145.838, Subdivision 4; 150A.08, Subdivision 2; 161.34, Subdivision 4; 168.68; 175.0061; 176.081, Subdivision 4; 176.135, Subdivision 1; 176.225, Subdivision 1; 176.461; 176.471, Subdivisions 1, 2, 4, 6, 7, 8 and 9; 176.481; 176.491; 176.501; 176.511, Subdivisions 4 and 5; 177.29, Subdivision 2; 178.09, Subdivision 2; 179.64, Subdivision 5; 181A.10, Subdivision 2; 185.15; 192A.255, Subdivision 1; 197.481, Subdivision 6; 202A.22, Subdivisions 1, 3 and 5; 202A.25, Subdivisions 1 and 1a; 203A.12, Subdivision 5; 203A.21, Subdivision 1; 204A.04, Subdivision 2; 209.09;

209.10, Subdivision 1; 210A.01, Subdivision 3; 237.39; 244.11; 246.55; 253A.15, Subdivision 2; 253A.21, Subdivision 5; 256.045, Subdivisions 9 and 10; 259.32; 260.291, Subdivision 2; 268.06, Subdivision 20; 268.10, Subdivision 8; 270.076, Subdivision 2; 270.22; 270.23; 270.26; 271.01, Subdivision 5; 271.07; 271.09, Subdivision 1; 271.10, Subdivisions 1 and 2; 271.12; 271.19; 273.16; 279.21; 290.48, Subdivision 6; 290.65, Subdivisions 2 and 9; 290.92, Subdivision 6; 294.09, Subdivision 3; 297.08, Subdivisions 3 and 4; 297A.15, Subdivision 4; 298.09, Subdivision 3; 299F.25; 299F.26, Subdivision 3; 340.404, Subdivision 7; 340.54, Subdivision 2; 357.07; 357.08; 363.072, Subdivisions 1 and 2; 373.11; 375.67, Subdivision 3; 387.41; 412.092, Subdivision 1; 414.07, Subdivision 2; 414.08; 419.12; 420.13; 430.03; 430.031, Subdivision 4; 462.14, Subdivision 12; 462.715; 465.43; 473.675, Subdivision 4; 480.01; 480.054; 480.055, Subdivision 1; 480.061, Subdivision 8; 480.062; 480.19; 483.02; 484.63; 487.39, Subdivisions 1 and 2; 488A.01, Subdivision 14; 488A.17, Subdivision 12; 488A.18, Subdivision 14; 488A.34, Subdivision 11; 501.35; 508.29; 525.71; 558.215; 562.04; 571.64; 574.18; 582.11; 586.09; 586.11; 589.29; 589.30; 590.01, Subdivision 1; 590.04, Subdivision 3; 590.06; 595.024, Subdivision 3; 595.025, Subdivision 3; 611.07, Subdivisions 2 and 3; 611.071, Subdivisions 1 and 2; 611.14; 611.18; 611.25; 648.39, Subdivision 1; proposing new law coded as Minnesota Statutes, Chapter 480A; repealing Minnesota Statutes 1980, Sections 80A.24, Subdivision 3; 363.10; 473.597; and 525.74.

Referred to the Committee on Judiciary.

Messrs. Spear, Kroening, Ms. Berglin and Mr. Frederickson introduced—

S.F. No. 817: A bill for an act relating to retirement: the Minneapolis employees retirement fund; establishing a new retirement benefit fund therein; transferring assets from the Minnesota post-retirement investment fund; amending Minnesota Statutes 1980, Section 422A.06, Subdivisions 1, 3, 4, 5, and by adding a subdivision.

Referred to the Committee on Public Employees and Pensions.

Messrs. Peterson, C.C.; Johnson; Hanson; Waldorf and Bernhagen introduced—

S.F. No. 818: A bill for an act relating to game and fish; restricting the taking of bear to adult bear; amending Minnesota Statutes 1980, Section 100.27, Subdivision 2.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Bernhagen and Wegener introduced—

S.F. No. 819: A bill for an act relating to agriculture; increasing a variety of fees charged by the department of agriculture for services, inspections, and other duties; establishing a revolving fund; appropriating money; amending Minnesota Statutes 1980, Sections 17B.15; 18.51, Subdivision 2; 18.52, Subdivision 5; 18.54, Subdivision 1; 19.19, Subdivisions 1 and 2; 19.20, Subdivision 4; 223.03; 223.12, Subdivision 1; 231.16; 232.02, Subdivisions 1, 2, and 3; and 233.08.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Schmitz; Renneke; Moe, R.D.; Nelson and Hanson introduced—

S.F. No. 820: A bill for an act relating to elections; changing certain election procedures, requirements and time limits; amending Minnesota Statutes 1980, Sections 201.071, Subdivision 1; 202A.26, Subdivision 1; 203A.22, Subdivision 4; 203A.31, Subdivisions 1 and 3; 203A.32; 204A.04, Subdivision 1; 204A.13, Subdivision 1; 204A.17, Subdivision 1; 204A.18, Subdivision 2; 204A.53, Subdivision 2; 204A.54, Subdivision 1; 205.03, Subdivisions 1 and 3; 207.03, Subdivision 1; 207.04, Subdivision 1; 207.20, Subdivision 1; 207.22; and 209.02, Subdivision 4; repealing Minnesota Statutes 1980, Sections 201.091, Subdivision 5; 202A.54; and 206.18.

Referred to the Committee on Elections and Reapportionment.

Mr. Schmitz introduced—

S.F. No. 821: A bill for an act relating to taxation; sales and use; permitting a deduction for the costs of collection and remittance; amending Minnesota Statutes 1980, Section 297A.26, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Schmitz, Mrs. Stokowski, Messrs. Knutson and Kroening introduced—

S.F. No. 822: A bill for an act relating to occupations and professions; providing for oral examinations of electricians by the board of electricity; amending Minnesota Statutes 1980, Section 326.242, Subdivision 7.

Referred to the Committee on Governmental Operations.

Messrs. Setzepfandt, Dahl and Vega introduced—

S.F. No. 823: A bill for an act relating to transportation; regulating apportionment from the municipal state-aid street fund; providing for the inclusion of certain cities in the 1981 apportionment of municipal state-aid street funds.

Referred to the Committee on Transportation.

Messrs. Davies, Spear, Dieterich and Bernhagen introduced—

S.F. No. 824: A bill for an act relating to civil actions; repealing provisions of law which require that a person bringing an action against a public body must obtain a surety bond; repealing Minnesota Statutes 1980, Chapter 562.

Referred to the Committee on Judiciary.

Messrs. Davies; Peterson, R.W.; Dieterich and Bernhagen introduced—

S.F. No. 825: A bill for an act relating to courts; abolishing the maintenance of certain court records; amending Minnesota Statutes 1980, Sections 485.07; 548.08; 548.15; 548.22; 548.24; and 572.22, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Davies; Peterson, C.C.; Johnson and Bernhagen introduced—

S.F. No. 826: A bill for an act relating to taxation; income; providing that

forms for returns shall reflect federal changes affecting the computation of Minnesota taxes for individuals, estates and trusts; proposing new law coded in Minnesota Statutes, Chapter 290.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Tennessen, Hanson and Bernhagen introduced—

S.F. No. 827: A bill for an act relating to arson; prescribing procedures for the investigation of fires by the fire marshal; amending Minnesota Statutes 1980, Sections 299F.08; and 299F.09.

Referred to the Committee on Judiciary.

Messrs. Davies, Tennessen, Luther and Bernhagen introduced—

S.F. No. 828: A bill for an act relating to no-fault automobile insurance; providing a civil penalty for failure to provide the required security; amending Minnesota Statutes 1980, Section 65B.67, by adding a subdivision.

Referred to the Committee on Commerce.

Messrs. Davies and Moe, D.M. introduced—

S.F. No. 829: A bill for an act relating to state government agencies and officials; requiring rules, findings of facts, written opinions, and precedents in certain circumstances; expanding judicial review of actions of agencies and officials; proposing new law coded in Minnesota Statutes, Chapter 15.

Referred to the Committee on Governmental Operations.

Messrs. Davies; Peterson, R.W. and Dahl introduced—

S.F. No. 830: A bill for an act relating to creditor's remedies; providing for an increase in the amount of household goods exemption; amending Minnesota Statutes 1980, Section 550.37, Subdivision 4.

Referred to the Committee on Judiciary.

Messrs. Tennessen, Stern, Bang, Petty and Benson introduced—

S.F. No. 831: A bill for an act relating to commerce; regulating consumer credit and related finance charges, insurance, loans and other conditions of credit; enacting the uniform consumer credit code; providing penalties; amending Minnesota Statutes 1980, Sections 53.01; 53.04, Subdivisions 1 and 3; 53.051; 61B.03, Subdivisions 7 and 8; and 62E.02, Subdivision 11; proposing new law coded in Minnesota Statutes, Chapter 337; repealing Minnesota Statutes 1980, Sections 48.153; 48.154; 48.155; 48.156; 48.157; 48.185; 48.195; 48.196; 52.14; 53.04, Subdivisions 4, 6, and 7; 168.66; 168.67; 168.68; 168.69; 168.70; 168.705; 168.706; 168.71; 168.72; 168.73; 168.74; 168.75; 168.76; 168.77; 325G.15; 325G.16; 325G.21; 325G.22; 334.01; 334.011; 334.012; 334.02; 334.021; 334.03; 334.04; 334.05; 334.06; 334.061; 334.16; 334.17; 334.18; and 334.19; and Chapter 56.

Referred to the Committee on Commerce.

Messrs. Tennesen, Petty, Bang, Purfeerst and Mrs. Brataas introduced—

S.F. No. 832: A bill for an act relating to financial institutions; authorizing the establishment of certain branch banks by banks located in this state; providing for application and approval of branch banks; permitting change of locations and office closings; permitting establishment of branch banks through merger or consolidation; authorizing the acquisition of banks or trust companies located in this state by foreign bank holding companies under certain prescribed conditions; amending Minnesota Statutes 1980, Section 49.34; proposing new law coded in Minnesota Statutes, Chapters 47 and 48; repealing Minnesota Statutes 1980, Section 48.34.

Referred to the Committee on Commerce.

### **MOTIONS AND RESOLUTIONS - CONTINUED**

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Thursday, March 19, 1981. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate