

THIRTY-FOURTH DAY

St. Paul, Minnesota, Tuesday, April 14, 1981

The Senate met at 7:00 p.m. and was called to order by the President.

Prayer was offered by the Chaplain, Msgr. John P. Sankovitz.

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

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

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

April 13, 1981

The Honorable Jack Davies
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S. F. No. 171.

Sincerely yours,

Albert H. Quie, Governor

April 13, 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 Acts of the 1981 Session of the State Legislature have been received from the Office of the Governor and are 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 1981	Date Filed 1981
	44	23	April 13	April 13
	45	24	April 13	April 13
171		25	April 13	April 13

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. 331 and 347.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 13, 1981

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 336: A bill for an act relating to local government; making explicit the power of local government units to establish more than one recreation board; amending Minnesota Statutes 1980, Section 471.15.

Senate File No. 336 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Mr. Moe, R. D. moved that S. F. No. 336 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 396, 562 and 486.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 13, 1981

FIRST READING OF HOUSE BILLS

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

indicated.

H. F. No. 396: A bill for an act relating to the military; requiring the adjutant general to furnish an American flag upon request of the person disposing of the remains of a deceased person who served six years or more in the Minnesota national guard; proposing new law coded in Minnesota Statutes, Chapter 192.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 745, now on the Calendar.

H. F. No. 562: A bill for an act relating to agriculture; regulating fertilizers and soil and plant amendments; providing a penalty; amending Minnesota Statutes 1980, Sections 17.711; 17.713; 17.714; 17.716, by adding subdivisions; 17.717, Subdivisions 4, 5 and by adding a subdivision; 17.718, Subdivision 1; 17.719; 17.72; 17.721; 17.722; 17.723; 17.725; 17.726; 17.727; 17.728, Subdivision 1; 17.729; repealing Minnesota Statutes 1980, Section 17.717, Subdivision 2.

Referred to the Committee on Agriculture and Natural Resources.

H. F. No. 486: A resolution memorializing the Congress and the President of the United States to avoid direct military involvement in El Salvador.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 457, now on General Orders.

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

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

S. F. No. 283: A bill for an act relating to agriculture; providing for contracts for deed in the family farm security program; amending Minnesota Statutes 1980, Sections 41.52, Subdivisions 5, 8 and 9; and 41.58, Subdivision 2.

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

Page 2, line 2, delete the new language

Page 2, line 3, after "rates" insert "*or by a contract for deed*"

Page 2, line 10, delete "*sellep-sponsored*" and insert "*seller-sponsored*"

Page 2, after line 11, insert:

"Sec. 4. Minnesota Statutes 1980, Section 41.56, Subdivision 3, is amended to read:

Subd. 3. [DEFAULT, FILING CLAIM.] Within 90 days of a default on a guaranteed family farm security loan, the lender shall send notice to the applicant stating that the commissioner must be notified if the default continues for 180 days, and the consequences of that default. The lender and the applicant may agree to take any steps reasonable to assure the fulfillment of the loan

obligation.

After 180 days from the initial default, if the applicant has not made arrangements to meet his obligation, the lender shall file a claim with the commissioner, identifying the loan and the nature of the default, and assigning to the state all of the lender's security and interest in the loan in exchange for payment according to the terms of the family farm security loan guarantee. In the case of a seller-sponsored loan, the seller may elect to pay the commissioner all sums owed the commissioner by the applicant and retain title to the property in lieu of payment by the commissioner under the terms of the loan guarantee. If the commissioner determines that the terms of the family farm security loan guarantee have been met, he shall authorize payment of state funds to the lender, and shall notify the defaulting party. The state of Minnesota shall then ~~become the holder of the mortgage and succeed to the interest of the mortgagee or the vendor of the contract for deed.~~ Taxes shall be levied and paid on the land as though the owner were a natural person and not a political subdivision of the state. The commissioner may, on behalf of the state, commence foreclosure or termination proceedings in the manner provided by law."

Page 2, after line 21, insert:

"Sec. 6. Minnesota Statutes 1980, Section 290.01, Subdivision 20, is amended to read:

Subd. 20. [GROSS INCOME.] Except as otherwise provided in this chapter, the term "gross income," as applied to corporations includes every kind of compensation for labor or personal services of every kind from any private or public employment, office, position or services; income derived from the ownership or use of property; gains or profits derived from every kind of disposition of, or every kind of dealing in, property; income derived from the transaction of any trade or business; and income derived from any source; except that gross income shall not include "exempt function income" of a "homeowners association" as those terms are defined in Section 528 of the Internal Revenue Code of 1954, as amended through December 31, 1979.

The term "gross income" in its application to individuals, estates, and trusts shall mean the adjusted gross income as computed for federal income tax purposes as defined in the Internal Revenue Code of 1954, as amended through the date specified herein for the applicable taxable year, with the modifications specified in this section.

(i) The Internal Revenue Code of 1954, as amended through December 31, 1974, shall be in effect for the taxable years beginning after December 31, 1974.

(ii) The Internal Revenue Code of 1954, as amended through December 31, 1976, including the amendments made to section 280A (relating to licensed day care centers) in H.R. 3477 as it passed the Congress on May 16, 1977, shall be in effect for the taxable years beginning after December 31, 1976. The provisions of the Tax Reform Act of 1976, P.L. 94-455, which affect adjusted gross income shall become effective for purposes of this chapter at the same time they become effective for federal income tax purposes. Section 207 (relating to extension of period for nonrecognition of gain on sale or exchange of residence) and section 402 (relating to time for making contributions to pension plans of self employed people) of P.L. 94-12 shall be effective for

taxable years beginning after December 31, 1974.

The provisions of section 4 of P.L. 95-458, and sections 131, 133, 134, 141, 152, 156, 157, and 405 of P.L. 95-600 (relating to pensions, individual retirement accounts, deferred compensation plans, and to the sale of a residence) shall be effective at the same time that these provisions became effective for federal income tax purposes.

(iii) The Internal Revenue Code of 1954, as amended through December 31, 1979, shall be in effect for taxable years beginning after December 31, 1979.

For taxable years beginning after December 31, 1980 and before January 1, 1983, the provisions of section 404 (relating to partial exclusions of dividends and interest received by individuals) of the Crude Oil Windfall Profit Tax Act of 1980, P.L. 96-223, shall apply.

References to the Internal Revenue Code of 1954 in clauses (a), (b) and (c) following shall mean the code in effect for the purpose of defining gross income for the applicable taxable year.

(a) Modifications increasing federal adjusted gross income. There shall be added to federal adjusted gross income:

(1) Interest income on obligations of any state other than Minnesota or a political subdivision of any other state exempt from federal income taxes under the Internal Revenue Code of 1954;

(2) Interest income on obligations of any authority, commission, or instrumentality of the United States, which the laws of the United States exempt from federal income tax, but not from state income taxes;

(3) Income taxes imposed by this state or any other taxing jurisdiction, to the extent deductible in determining federal adjusted gross income and not credited against federal income tax;

(4) Interest on indebtedness incurred or continued to purchase or carry securities the income from which is exempt from tax under this chapter, to the extent deductible in determining federal adjusted gross income;

(5) Amounts received as reimbursement for an expense of sickness or injury which was deducted in a prior taxable year to the extent that the deduction for the reimbursed expenditure resulted in a tax benefit;

(6) The amount of any federal income tax overpayment for any previous taxable year, received as refund or credited to another taxable year's income tax liability, proportionate to the percentage of federal income tax that was claimed as a deduction in determining Minnesota income tax for the previous taxable year.

The overpayment refund or credit, determined with respect to a husband and wife on a joint federal income tax return for a previous taxable year, shall be reported on joint or separate Minnesota income tax returns. In the case of separate Minnesota returns, the overpayment shall be reported by each spouse proportionately according to the relative amounts of federal income tax claimed as a deduction on his or her separate Minnesota income tax return for such previous taxable year;

(7) In the case of a change of residence from Minnesota to another state or

nation, the amount of moving expenses which exceed total reimbursements and which were therefore deducted in arriving at federal adjusted gross income;

(8) In the case of property disposed of on or after January 1, 1973, the amount of any increase in the taxpayer's federal tax liability under section 47 of the Internal Revenue Code of 1954 to the extent of the credit under section 38 of the Internal Revenue Code of 1954 that was previously allowed as a deduction either under section 290.01, subdivision 20 (b) (7) or under section 290.09, subdivision 24;

(9) Expenses and losses arising from a farm which are not allowable under section 290.09, subdivision 29;

(10) Expenses and depreciation attributable to substandard buildings disallowed by section 290.101;

(11) The amount by which the gain determined pursuant to section 41.59, subdivision 2 exceeds the amount of such gain included in federal adjusted gross income;

(12) To the extent deducted in computing the taxpayer's federal adjusted gross income for the taxable year, losses recognized upon a transfer of property to the spouse or former spouse of the taxpayer in exchange for the release of the spouse's marital rights;

(13) Interest income from qualified scholarship funding bonds as defined in section 103(e) of the Internal Revenue Code of 1954, if the nonprofit corporation is domiciled outside of Minnesota;

(14) Exempt-interest dividends, as defined in section 852(b)(5)(A) of the Internal Revenue Code of 1954, not included in federal adjusted gross income pursuant to section 852(b)(5)(B) of the Internal Revenue Code of 1954, except for that portion of exempt-interest dividends derived from interest income on obligations of the state of Minnesota, any of its political or governmental subdivisions, any of its municipalities, or any of its governmental agencies or instrumentalities;

(15) The amount of any excluded gain recognized by a trust on the sale or exchange of property as defined in section 641(c)(1) of the Internal Revenue Code of 1954;

(16) An amount equal to one-sixth of any gain from the sale or other disposition of property deducted under sections 1202(a) and 1202(c)(1) of the Internal Revenue Code of 1954;

(17) To the extent not included in the taxpayer's federal adjusted gross income, the amount of any gain, from the sale or other disposition of property having a lower adjusted basis for Minnesota income tax purposes than for federal income tax purposes. This modification shall not exceed the difference in basis. If the gain is considered a long term capital gain for federal income tax purposes, the modification shall be limited to 50 percent of the portion of the gain. This modification is limited to property that qualified for the energy credit contained in section 290.06, subdivision 14, and to property acquired in exchange for the release of the taxpayer's marital rights contained in section 290.14, clause (9);

(18) The amount of any loss from a source outside of Minnesota which is not

allowed under section 290.17 including any capital loss or net operating loss carryforwards or carrybacks resulting from the loss; and

(19) The amount of a distribution from an individual housing account which is to be included in gross income as required under clause (c) of section 290.09, subdivision 30.

(b) Modifications reducing federal adjusted gross income. There shall be subtracted from federal adjusted gross income:

(1) Interest income on obligations of any authority, commission or instrumentality of the United States to the extent includible in gross income for federal income tax purposes but exempt from state income tax under the laws of the United States;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis for Minnesota income tax purposes than for federal income tax purposes, that does not exceed such difference in basis; but if such gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to 50 per centum of the portion of the gain. This modification shall not be applicable if the difference in basis is due to disallowance of depreciation pursuant to section 290.101.

(3) Interest or dividend income on securities to the extent exempt from income tax under the laws of this state authorizing the issuance of the securities but includible in gross income for federal income tax purposes;

(4) Losses, not otherwise reducing federal adjusted gross income assignable to Minnesota, arising from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from the losses;

(5) If included in federal adjusted gross income, the amount of any credit received, whether received as a refund or credit to another taxable year's income tax liability, pursuant to chapter 290A, and the amount of any overpayment of income tax to Minnesota, or any other state, for any previous taxable year, whether the amount is received as a refund or credited to another taxable year's income tax liability;

(6) To the extent included in federal adjusted gross income, or the amount reflected as the ordinary income portion of a lump sum distribution under section 402(e) of the Internal Revenue Code of 1954, notwithstanding any other law to the contrary, the amount received by any person (i) from the United States, its agencies or instrumentalities, the Federal Reserve Bank or from the state of Minnesota or any of its political or governmental subdivisions or from any other state or its political or governmental subdivisions, or a Minnesota volunteer firefighter's relief association, by way of payment as a pension, public employee retirement benefit, or any combination thereof, or (ii) as a retirement or survivor's benefit made from a plan qualifying under section 401, 403, 404, 405, 408, 409 or 409A of the Internal Revenue Code of 1954. The maximum amount of this subtraction shall be \$11,000 less the amount by which the individual's federal adjusted gross income, plus the ordinary income portion of a lump sum distribution as defined in section 402(e) of the Internal Revenue Code of 1954, exceeds \$17,000. In the case of a volunteer firefighter who receives an involuntary lump sum distribution of his

pension or retirement benefits, the maximum amount of this subtraction shall be \$11,000; this subtraction shall not be reduced by the amount of the individual's federal adjusted gross income in excess of \$17,000;

(7) In the case of property acquired on or after January 1, 1973, the amount of any credit to the taxpayer's federal tax liability under section 38 of the Internal Revenue Code of 1954 but only to the extent that the credit is connected with or allocable against the production or receipt of income included in the measure of the tax imposed by this chapter;

(8) To the extent included in the taxpayer's federal adjusted gross income for the taxable year, gain recognized upon a transfer of property to the spouse or former spouse of the taxpayer in exchange for the release of the spouse's marital rights;

(9) The amount of any distribution from a qualified pension or profit sharing plan included in federal adjusted gross income in the year of receipt to the extent of any contribution not previously allowed as a deduction by reason of a change in federal law which was not adopted by Minnesota law for a taxable year beginning in 1974 or later;

(10) Interest, including payment adjustment to the extent that it is applied to interest, earned by the seller of the property on a family farm security loan executed before January 1, 1982 that is guaranteed by the commissioner of agriculture as provided in sections 41.51 to 41.60;

(11) The first \$3,000 of compensation for personal services in the armed forces of the United States or the United Nations, and the next \$2,000 of compensation for personal services in the armed forces of the United States or the United Nations wholly performed outside the state of Minnesota. This modification does not apply to compensation defined in clause (b)(6);

(12) The amount of any income earned for personal services rendered outside of Minnesota prior to the date when the taxpayer became a resident of Minnesota. This modification does not apply to compensation defined in clause (b)(6);

(13) In the case of wages or salaries paid or incurred on or after January 1, 1977, the amount of any credit for employment of certain new employees under sections 44B and 51 to 53 of the Internal Revenue Code of 1954 which is claimed as a credit against the taxpayer's federal tax liability, but only to the extent that the credit is connected with or allocable against the production or receipt of income included in the measure of the tax imposed by this chapter;

(14) In the case of work incentive program expenses paid or incurred on or after January 1, 1979, the amount of any credit for expenses of work incentive programs under sections 40, 50A and 50B of the Internal Revenue Code of 1954 which is claimed as a credit against the taxpayer's federal tax liability, but only to the extent that the credit is connected with or allocable against the production or receipt of income included in the measure of the tax imposed by this chapter;

(15) Unemployment compensation to the extent includible in gross income for federal income tax purposes under section 85 of the Internal Revenue Code of 1954;

(16) To the extent included in federal adjusted gross income, severance pay

that may be treated as a lump sum distribution under the provisions of section 290.032, subdivision 5;

(17) The amount of any income or gain which is not assignable to Minnesota under the provisions of section 290.17; ~~and~~

(18) Minnesota exempt-interest dividends as provided by subdivision 27; ~~and~~

(19) To the extent included in federal adjusted gross income, interest earned by a taxpayer who is at least 62 years of age on a contract for deed which resulted from the sale of farm land, as defined in section 41.52, subdivision 6, to a purchaser who met the criteria in section 41.55, clauses (a), (c), (d), and (f), and the requirements of section 41.55, clause (b), if appropriate education programs are available, as determined by the department of agriculture at the time of the sale. This clause applies only to contracts for deed made on or after the effective date of this section.

(c) Modifications affecting shareholders of electing small business corporations under section 1372 of the Internal Revenue Code of 1954, or section 290.972 of this chapter.

(1) Shareholders in a small business corporation, which has elected to be so taxed under the Internal Revenue Code of 1954, but has not made an election under section 290.972 of this chapter, shall deduct from federal adjusted gross income the amount of any imputed income from the corporation and shall add to federal adjusted gross income the amount of any loss claimed as a result of stock ownership. Also there shall be added to federal adjusted gross income the amount of any distributions in cash or property made by said corporation to its shareholders during the taxable year.

(2) In cases where the small business corporation has made an election under section 1372 of the Internal Revenue Code of 1954, but has not elected under section 290.972 of this chapter and the corporation is liquidated or the individual shareholder disposes of the stock and there is no capital loss reflected in federal adjusted gross income because of the fact that corporate losses have exhausted the shareholders basis for federal purposes, the shareholders shall be entitled, nevertheless, to a capital loss commensurate to their Minnesota basis for the stock.

(3) In cases where the election under section 1372 of the Internal Revenue Code of 1954 antedates the election under section 290.972 of this chapter and at the close of the taxable year immediately preceding the effective election under section 290.972 the corporation has a reserve of undistributed taxable income previously taxed to shareholders under the provisions of the Internal Revenue Code of 1954, in the event and to the extent that the reserve is distributed to shareholders the distribution shall be taxed as a dividend for purposes of this act.

Items of gross income includible within these definitions shall be deemed such regardless of the form in which received. Items of gross income shall be included in gross income of the taxable year in which received by a taxpayer unless properly to be accounted for as of a different taxable year under methods of accounting permitted by section 290.07, except that (1) amounts transferred from a reserve or other account, if in effect transfers to surplus, shall, to the extent that the amounts were accumulated through deductions from gross

income or entered into the computation of taxable net income during any taxable year, be treated as gross income for the year in which the transfer occurs, but only to the extent that the amounts resulted in a reduction of the tax imposed by this act, and (2) amounts received as refunds on account of taxes deducted from gross income during any taxable year shall be treated as gross income for the year in which actually received, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act.

(d) Modification in computing taxable income of the estate of a decedent. Amounts allowable under section 291.07, subdivision 1, clause (2) in computing Minnesota inheritance or estate tax liability shall not be allowed as a deduction in computing the taxable income of the estate unless there is filed within the time and in the manner and form prescribed by the commissioner a statement that the amounts have not been allowed as a deduction under section 291.07 and a waiver of the right to have the amounts allowed at any time as deductions under section 291.07. The provisions of this paragraph shall not apply with respect to deductions allowed under section 290.077 (relating to income in respect of decedents). In the event that the election made for federal tax purposes under section 642(g) of the Internal Revenue Code of 1954 differs from the election made under this paragraph appropriate modification of the estate's federal taxable income shall be made to implement the election made under this paragraph in accordance with regulations prescribed by the commissioner.

Sec. 7. [EFFECTIVE DATE.]

Section 6 is effective for taxable years beginning after December 31, 1980."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "providing for exclusion from gross income of interest from contracts for deed for farmland for certain older taxpayers;"

Page 1, line 5, after the semicolon, delete "and" and insert "41.56, Subdivision 3;"

Page 1, line 5, before the period, insert "and 290.01, Subdivision 20"

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

S. F. No. 1218: A bill for an act relating to the environment; providing approval authority for critical areas only to the legislature; providing plan and regulation approval authority to the state planning agency; permanently designating the Mississippi River Corridor Critical Area; amending Minnesota Statutes 1980, Sections 116G.03, by adding a subdivision; 116G.04; 116G.06; 116G.07; 116G.08; 116G.09, Subdivisions 1, 3, and 4; 116G.10; 116G.12, Subdivision 4; and 116G.14; proposing new law coded in Minnesota Statutes, Chapter 116G; repealing Minnesota Statutes 1980, Section 116G.09, Subdivision 2.

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

follows:

Page 5, line 11, after the second "director" insert "*within 45 days of receiving the designated review body's recommendation*"

Page 5, line 18, after the period, insert "*The director's decision shall be final unless modified or reversed by the board pursuant to subdivision 6.*"

Page 6, line 10, after the period insert "*The director's decision shall be final unless modified or reversed by the board pursuant to subdivision 6.*"

Page 6, after line 19, insert:

"Subd. 6. The director shall transmit to the board copies of any letter of approval or statement of need for modification issued under subdivisions 2 or 5. The director's decision shall become final unless the board at its next meeting more than 14 days from the date of transmittal determines to review the affected plans and regulations for consistency with the designation order. If the board determines to review the plans and regulations, the board shall affirm, modify or reverse the director's decision within 45 days of its determination to review.

Upon completion of the board's review, the director shall issue, as necessary, a new letter of approval or statement of need for modification consistent with the determination of the board."

Page 6, line 20, strike "(c)" and insert "*Subd. 7.*"

Page 6, line 20, strike "or" and insert "*and*"

Page 6, line 24, delete "a" and insert "*his*"

Page 6, line 25, delete "*when enacted*" and insert "*after enactment*"

Page 8, line 28, reinstate the stricken "board" and delete "director"

Page 8, line 36, reinstate the stricken "board" and delete "director"

Page 9, line 18, after "director" insert "*in accordance with rules adopted by the board*"

Page 9, line 18, delete "*adopt and*"

Page 9, line 19, delete "*administer rules*"

Page 9, line 19, strike "for dispersing" and insert "*disperse*"

Page 10, after line 3, insert:

"Sec. 13. [STAFF COMPLEMENT AND BUDGET TRANSFER.]

The critical area staff complement and activity budget shall be transferred from the environmental quality board program to the state planning agency coordination program."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, before the semicolon, insert "*within the Twin Cities metropolitan area*"

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. 1074: A bill for an act relating to natural resources; extending the permissible term of agricultural leases of state peat lands; amending Minnesota Statutes 1980, Section 92.50, Subdivision 1.

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. 998: A bill for an act relating to education; creating a raptor research and rehabilitation program in the veterinary school of the University of Minnesota; appropriating money; proposing new law coded in Minnesota Statutes, Chapter 137.

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

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

S. F. No. 890: A bill for an act relating to wild animals; increasing the amount of the reward which may be paid for information relating to game law violations; amending Minnesota Statutes 1980, Section 97.51.

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

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

S. F. No. 1095: A bill for an act relating to the department of economic security; authorizing financial assistance to community action agencies; defining terms; providing a formula for the distribution of funds; proposing new law coded as Minnesota Statutes, Chapter 268A.

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

Page 1, delete lines 25 and 26

Page 2, delete lines 1 to 6 and insert:

"Subd. 2. [ALLOCATION OF FUNDS AMONG COMMUNITY ACTION AGENCIES.] Funds appropriated for the purpose of subdivision 1 shall be allocated to community action agencies so that each agency's share of the appropriation is determined as follows:

(a) If the appropriation of funds for community action agencies shall be equal to that available in fiscal years 1979 and 1980, there shall be in place a "hold-harmless" provision for the allocation of funds among community action agencies. For purposes of this act, "hold-harmless" shall be defined as the amount of funding received by a community action program under the Economic Opportunity Grant Program in fiscal year 1980.

(b) If the appropriation of funds for community action agencies shall be

decreased from the amount available in fiscal years 1979 and 1980, the reduction shall be made proportional as a percentage of the funds received under the Minnesota Economic Opportunity Grant Program by each community action agency in fiscal year 1980.

(c) If the appropriation of funds for community action agencies shall be increased from the amount available in fiscal years 1979 and 1980, the "hold-harmless" provision of subdivision 2, clause (a), shall be in effect. Funds appropriated in excess of the amount of the 1980 appropriation shall be allocated to those community action agencies whose 1980 funding level is less than its proportionate share of the poverty level population served as compared to the size of the poverty level population in the state. For the purposes of this act, "poverty level population" shall be defined as the number of people whose household income is below the poverty line established by the U.S. Department of Commerce, Bureau of the Census. These excess funds shall be allocated proportionally among these agencies in relation to their level of deviation from the mean "dollars per poor person" among all agencies receiving funds under this act."

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

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

S. F. No. 315: A bill for an act relating to health; establishing a state advisory council on epilepsy; appropriating money.

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

Delete everything after the enacting clause and insert:

“Section 1. [ADVISORY TASK FORCE ON EPILEPSY.]

Subdivision 1. [CREATION.] There is created in the legislative branch an advisory task force to study and report on the status of programs, services, and facilities for epileptic persons in Minnesota.

Subd. 2. [MEMBERSHIP.] The task force shall consist of the commissioners of education, health, public welfare, economic security, and insurance, or their designees; five members of the house of representatives appointed by the speaker; five members of the senate appointed by the subcommittee on committees of the senate rules and administration committee; one member appointed by the council for the handicapped; and ten citizens appointed by the governor. The governor shall appoint persons who are interested in the problems of epileptics and shall appoint representatives of medicine, law, education, organized labor, and social services organizations. The governor shall appoint at least five persons who have epilepsy or are parents of persons with epilepsy. Members shall serve until the expiration date of this section or until the expiration of their legislative terms. The compensation of non-legislator members, their removal from office, and the filling of vacancies shall be as provided in Minnesota Statutes, Section 15.059, Subdivisions 3 and 4. The task force may hold meetings and hearings to accomplish its purposes and shall select from among its members a chairperson and any other appropriate officer.

Subd. 3. [DUTIES.] The task force shall study all matters related to persons with epilepsy in Minnesota, including their needs for private and public facilities and services, the nature of laws and rules related to them, and the availability of adequate public and private epilepsy prevention and control programs. The task force shall analyze the findings and recommendations of the national commission for the control of epilepsy and its consequences and shall report to the governor and the legislature by June 30, 1983, with specific findings and recommendations for implementing the ideas of the national report that are applicable to this state. The task force may also include findings and recommendations unrelated to the national report if they are related to encouraging the development of coordinated public and private programs, services, and facilities for persons with epilepsy.

Subd. 4. [EXECUTIVE DIRECTOR; STAFF.] The task force may select an executive director by a vote of a majority of all task force members. The executive director shall be in the unclassified service of the state and shall act as secretary to the task force and perform other duties as the task force may require. Upon recommendation of the executive director, the task force may approve employment of clerical and other employees in the unclassified service as the task force deems necessary. The selection and compensation of the executive director and other staff shall require the approval of the legislative coordinating commission. The executive director shall be reimbursed for all actual and necessary expenses incurred as a result of task force responsibilities. Reimbursement shall be made pursuant to the rules governing other legislative employees.

Subd. 5. [SPACE; SERVICES.] The legislative coordinating commission shall supply the task force with office space and administrative services. The task force has the right to call upon and receive from state departments, agencies, and institutions any technical advice and service which is reasonably necessary to fulfill the purposes of the task force, subject to the restrictions of the data privacy act.

Subd. 6. [ACCEPTANCE OF GIFTS.] When any person, any corporation, the United States government, or any other entity offers money to the task force by way of gift, grant or loan, for the purpose of assisting the task force to carry out its duties, the task force may accept the offer by majority vote and, upon acceptance, the chairperson shall receive the money subject to the terms of the offer, but no money shall be accepted or received as a loan nor shall any indebtedness be incurred except in the manner and under the limitations otherwise provided by law.

Sec. 2. [REPEALER.]

Section 1 is repealed June 30, 1983.

Sec. 3. [APPROPRIATION.]

There is appropriated from the general fund to the legislative coordinating commission the sum of \$..... to pay expenses incurred by the task force. This appropriation is available until June 30, 1983."

Amend the title as follows:

Page 1, line 3, delete "council" and insert "task force"

And when so amended the bill do pass and be re-referred to the Committee

on Finance. Amendments adopted. Report adopted.

Mr. Spear from the Committee on Public Employees and Pensions, to which was referred

S. F. No. 690: A bill for an act relating to retirement; contributions and benefits of judges and survivors under the uniform retirement and survivors' annuities law; amending Minnesota Statutes 1980, Section 490.124, Subdivisions 9 and 12.

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

Mr. Purfeerst from the Committee on Transportation, to which was referred

S. F. No. 556: A bill for an act relating to motor vehicles; providing for registration and regulating the display of plates and insignia; providing exemptions from registration and taxation for nonresident servicemen; specifying the time when the tax is due and payable; amending Minnesota Statutes 1980, Sections 168.04, Subdivision 1; 168.09, Subdivisions 1 and 3; and 168.31, Subdivision 1.

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

Page 1, lines 20, 24, and 26, strike "That"

Page 2, line 2, strike "That" and strike "shall be" and insert "is"

Page 2, line 4, strike "that"

Page 2, line 18, strike "shall have been" and insert "is"

Page 2, line 18, strike "hereinafter required" and insert "*provided in this section*"

Page 2, line 19, strike "herein" and insert "as"

Page 2, line 19, strike "shall have been duly" and insert "*in this chapter are*"

Page 2, line 20, strike "therefor shall be duly" and insert "*for the motor vehicle are*"

Page 2, line 23, strike "herein"

Page 2, line 23, after "provided" insert "*in this chapter*"

Page 2, line 24, strike "shall"

Page 2, line 25, strike "have been duly" and insert "is"

Page 2, line 25, strike "herein"

Page 2, line 25, after "provided" insert "*in this section*"

Page 2, line 25, strike "duly"

Page 2, line 28, strike ", provided that"

Page 3, line 6, before "the" insert "if"

Page 3, line 35, strike "herein" and insert "*as provided in this section*"

Page 4, line 15, strike "shall be" and insert "is"

Page 4, line 17, strike "such" and insert "those"

Page 4, line 22, strike "same" and insert "tax"

Page 4, line 24, delete "shall be" and insert "is"

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

Mr. Purfeerst from the Committee on Transportation, to which was referred

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.

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

Page 1, line 30, strike "CANCELATION" and insert "CANCELLATION"

Page 1, line 32, strike "among other"

Page 1, line 33, strike "things,"

Page 2, line 16, strike "such" and insert "the"

Page 2, line 34, delete "of this act"

Page 2, line 36, strike "on him"

Page 3, line 3, strike "of which"

Page 3, line 10, strike "such a" and insert "the"

Page 3, lines 11, 15, and 27, delete "of this act"

Page 3, line 13, strike "be deemed to"

Page 3, line 16, strike "such"

Page 3, line 17, strike "herein"

Page 3, line 17, after "provided" insert "in this section"

Page 3, line 19, strike "by"

Page 3, line 20, strike "him"

Page 3, line 28, strike "on him"

Page 3, line 30, strike "same" and insert "vehicle"

Page 3, line 30, strike "canceled" and insert "cancelled"

Page 3, line 32, strike "so"

Page 3, line 33, strike "canceled" and insert "cancelled"

Page 4, line 3, strike "be" and insert "is"

Page 4, line 5, strike "has been" and insert "is"

Page 4, line 6, strike "again"

Page 4, line 9, strike "therefor"

Page 4, line 26, strike "roadway of a"

Page 4, line 27, before "persons" insert "those"

Page 4, line 27, reinstate the second "such"

Page 4, line 33, after "of" insert "the state or"

Page 4, line 33, after "a" insert "local"

Page 5, line 30, delete "550" and insert "600"

Page 5, line 34, after "pounds" insert "*except that for vehicles to which an additional axle has been added prior to June 1, 1981, the maximum gross weight on any axle of a tridem shall not exceed 16,000 pounds and the gross weight of the tridem combination shall not exceed 37,000 pounds where the first and third axles of the tridem are spaced seven feet apart; 38,500 pounds where the first and third axles of the tridem are spaced eight feet apart; and 39,900 pounds where the first and third axles of the tridem are spaced nine feet apart*"

Page 5, after line 34, insert:

"(e) Where the gross weight on any group of axles exceeds the weights permitted under this section with any or all of the interior axles disregarded and their gross weights subtracted from the gross weight of all axles of the vehicle."

Page 6, delete lines 32 to 36 and insert:

5	34,000	
	(35,000)	
6	34,000	
	(36,000)	
7	34,000	41,500
	(37,000)	
8	34,000	42,000
	(38,000)	
9	35,000	43,000
	(39,000)	"

Page 7, delete lines 1 and 2 and insert:

10	36,000	43,500	49,000
	(40,000)		
11	36,000	44,500	49,500
			"

Page 8, line 17, delete "axels" and insert "axles"

Page 8, after line 18, insert:

14	57,000	
15	57,500	"

Page 9, line 36, after "axles" insert "or less"

Page 10, line 7, delete "which" and insert "that"

Page 10, line 8, delete "*prior to*" and insert "*before*"

Page 10, line 8, delete "*this act*" and insert "*sections 1 to 12*"

Page 10, line 35, delete "*which*" and insert "*that*"

Page 11, line 19, after "*listed*" insert "*for routes not designated under section 169.832*"

Page 11, line 25, delete "*five*" and insert "*four*"

Page 11, line 25, after "*axles*" insert "*unless the additional axles are steering axles or castering axles*"

Page 11, line 26, delete "*herein*"

Page 11, line 26, after "*provided*" insert "*in this section*"

Page 11, line 36, after the period, insert "*The provisions of this subdivision do not apply to any truck weighing not more than 57,000 pounds and registered in this state as a farm truck under section 168.013, subdivision 1c, on July 1, 1981.*"

Page 12, line 4, delete "*therein*" and insert "*within that city*"

Page 12, line 10, delete "*of this*"

Page 12, line 11, delete "*act*"

Page 13, line 6, strike "*Any police officer*"

Page 13, line 7, strike everything after the stricken "*unlawful*"

Page 13, line 8, strike "*driver*" and delete "*of a vehicle*"

Page 13, line 8, strike "*to stop and*" and insert "*The driver of any vehicle which has been lawfully stopped may be required by a peace officer to*"

Page 13, line 8, after "*the vehicle*" insert "*and load*"

Page 13, line 10, after "*and*" insert "*the peace officer*"

Page 13, line 22, delete "*being*"

Page 13, line 26, delete "*vehicle*" and insert "*truck*"

Page 13, line 27, delete "*except buses*" and insert "*and the driver of every charter bus*"

Page 13, line 28, delete "*registered in this state*"

Page 13, line 30, strike "*above*" and insert "*in this section*"

Page 13, line 35, delete "*of this act*"

Page 14, line 1, delete "*of*"

Page 14, line 2, delete "*this act*"

Page 14, lines 3, 8, 10, and 13, delete "*of this act*"

Page 14, line 16, strike "*such*" and insert "*the*"

Page 14, line 17, strike "*such*" and insert "*the*"

Page 14, line 19, strike "*herein*" and insert "*in this section*"

Page 14, line 22, strike "shall be" and insert "is"

Page 14, line 34, after "production" insert "or the nearest scale beyond the 35 mile limitation that is state approved, open, accessible, and is in the general direction the vehicle is proceeding"

Page 15, lines 32 and 34, delete "of this act"

Page 16, line 25, after the stricken "Duluth" insert "From March 20 to May 15 of each year,"

Page 16, line 36, delete "of this act"

Page 17, line 3, delete "of this act"

Page 17, after line 26, insert:

"Any penalty imposed upon a defendant under this section shall not exceed the maximum penalty prescribed by this subdivision. Any fine paid by the defendant in a criminal overweight action that arose from the same overweight violation shall be applied toward payment of the civil penalty."

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

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

S. F. No. 655: A bill for an act relating to financial institutions; authorizing demand deposits for members of credit unions; permitting the purchase and sale of loans; amending Minnesota Statutes 1980, Section 52.04.

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

Page 2, line 36, after the stricken word "union" insert "provided, that any credit union proposing to permit draft withdrawals shall notify the commissioner of banks, in the form prescribed, of its intent not less than 90 days prior to authorizing draft withdrawals"

Page 3, line 1, delete "and" and strike the rest of the line

Page 3, line 2, strike "members"

Page 4, lines 15 to 19, delete the new language and insert:

"(20) In addition to the sale of loans secured by a first lien on real estate, to sell, pledge, discount, or otherwise dispose of, in whole or in part, to any source, a loan or group of loans, other than a self-replenishing line of credit; provided, that within a calendar year beginning January 1 the total dollar value of loans sold, other than loans secured by real estate or insured by a state or federal agency, shall not exceed 25 percent of the dollar amount of all loans and participating interests in loans held by the credit union at the beginning of the calendar year, unless otherwise authorized in writing by the commissioner"

Page 4, after line 25, insert:

"Sec. 2. Minnesota Statutes 1980, Section 52.19, is amended to read:

52.19 [EXPULSION OR WITHDRAWAL OF MEMBERS.]

A member may be expelled by a two-thirds vote of the members present at a

special meeting called to consider the matter, but only after a hearing. Any member may withdraw from the credit union at any time, but notice of withdrawal may be required. All amounts paid on shares or as deposits of an expelled or withdrawing member, with any dividends or interest accredited thereto, to the date thereof, shall, as funds become available and after deducting all amounts due from the member to the credit union *and an amount as necessary to honor outstanding share drafts drawn against the accounts of the member*, be paid to him. The credit union may require 60 days' notice of intention to withdraw shares and 30 days' notice of intention to withdraw deposits, *except that a credit union shall not at any time require notice of withdrawal of funds subject to withdrawal by share drafts*. Withdrawing or expelled members shall have no further right in the credit union, but are not, by the expulsion or withdrawal, released from any remaining liability to the credit union."

Page 4, line 26, delete "2" and insert "3"

Page 4, line 27, delete "Section 1 is" and insert "Sections 1 and 2 are"

Amend the title as follows:

Page 1, delete lines 2 to 5 and insert:

"relating to financial institutions; permitting the sale of certain loans of credit unions; providing for the withdrawal of credit union members; amending Minnesota Statutes 1980, Sections 52.04 and 52.19."

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

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

S. F. No. 641: A bill for an act relating to financial institutions; providing for uniform administration of liquidity reserve requirements among deposit institutions; amending Minnesota Statutes 1980, Sections 46.04, Subdivision 1; 50.175; and 52.17; proposing new law coded in Minnesota Statutes, Chapters 48; and 51A; and repealing Minnesota Statutes 1980, Sections 48.22; and 51A.36.

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

Page 4, line 3, after "for" insert "any"

Page 4, line 4, delete "banks" and insert "bank"

Page 4, line 4, delete "companies" and insert "company"

Page 4, line 5, after "reports" insert "relating to the bank or trust company that are"

Page 4, line 8, after the period, insert "Reserves for an individual state bank or trust company as prescribed by the commissioner pursuant to this section shall be enforced in accordance with sections 46.24 and 46.30 to 46.33."

Page 5, line 19, after "for" insert "any"

Page 5, line 19, delete "banks" and insert "bank"

Page 5, line 20, after "reports" insert "relating to the savings bank that are"

Page 5, line 24, after the period, insert "*Reserves for an individual savings bank as prescribed by the commissioner pursuant to this section shall be enforced in accordance with sections 46.24 and 46.30 to 46.33.*"

Page 5, line 30, delete "*an*" and insert "*any*"

Page 5, line 32, after "*reports*" insert "*relating to the association that are*"

Page 5, line 35, after the period, insert "*Reserves for an individual association as prescribed by the commissioner pursuant to this section shall be enforced in accordance with sections 46.24 and 46.30 to 46.33.*"

Page 6, line 31, after the period, insert "*The commissioner may waive the requirements in paragraph (a), clause (2), and paragraph (b), clause (2), based on applications by credit unions demonstrating need and considering levels of total reserves and other factors bearing on the credit union's safety and soundness. The commissioner may also require special reserves to protect the interests of members either by rule or by an individual credit union in any special case.*"

Page 7, line 20, delete "*an*" and insert "*any*"

Page 7, line 22, after "*reports*" insert "*relating to the credit union that are*"

Page 7, line 24, delete "*an association*" and insert "*a credit union*"

Page 7, line 25, after the period, insert "*Reserves for an individual credit union as prescribed by the commissioner pursuant to this section shall be enforced in accordance with sections 46.24 and 46.30 to 46.33.*"

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

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

S. F. No. 56: A bill for an act relating to insurance; broadening the scope of mandated group accident and health coverage for ambulatory mental health services; amending Minnesota Statutes 1980, Section 62A.152.

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 62A.152, is amended to read:

62A.152 [BENEFITS FOR AMBULATORY MENTAL HEALTH SERVICES.]

Subdivision 1. [SCOPE.] The provisions of this section shall apply (a) to all group policies or subscriber contracts which provide benefits for at least 100 certificate holders who are residents of this state or groups of which more than 90 percent are residents of this state and are issued, delivered, or renewed within this state after August 1, 1975 by accident and health insurance companies regulated under this chapter, and or by nonprofit health service plan corporations regulated under chapter 62C and (b) to all group policies or subscriber contracts which are issued, delivered, or renewed within this state by accident and health insurance companies regulated under this chapter, or by nonprofit health service plan corporations regulated under chapter 62C.

Subd. 2. [MINIMUM BENEFITS.] All group policies and all group subscriber contracts providing benefits for mental or nervous disorder treatments in a hospital shall also provide coverage, to at least the extent of ~~90~~ 80 percent of the first ~~\$600~~ \$750 of the cost of the usual and customary charges incurred over a 12-month period, for mental or nervous disorder consultation, diagnosis and treatment services delivered while the insured person is not a bed patient in a hospital, if ~~such~~ the services are furnished by (1) a licensed or accredited hospital, (2) a community mental health center or mental health clinic approved or licensed by the commissioner of public welfare or other authorized state agency, or (3) ~~by~~ a licensed consulting psychologist licensed under the provisions of sections 148.87 to 148.99, or ~~by~~ a psychiatrist licensed under chapter 147.

Sec. 2. Minnesota Statutes 1980, Section 62E.06, Subdivision 1, is amended to read:

Subdivision 1. [NUMBER THREE PLAN.] A plan of health coverage shall be certified as a number three qualified plan if it otherwise meets the requirements established by chapters 62A and 62C, and the other laws of this state, whether or not the policy is issued in Minnesota, and meets or exceeds the following minimum standards:

(a) The minimum benefits for a covered individual shall, subject to the other provisions of this subdivision, be equal to at least 80 percent of the cost of covered services in excess of an annual deductible which does not exceed \$150 per person. The coverage shall include a limitation of \$3,000 per person on total annual out-of-pocket expenses for services covered under this subdivision. The coverage shall be subject to a maximum lifetime benefit of not less than \$250,000.

The \$3,000 limitation on total annual out-of-pocket expenses and the \$250,000 maximum lifetime benefit shall not be subject to change or substitution by use of an actuarially equivalent benefit.

(b) Covered expenses shall be the usual and customary charges for the following services and articles when prescribed by a physician:

(1) Hospital services;

(2) Professional services for the diagnosis or treatment of injuries, illnesses, or conditions, other than outpatient mental or dental, which are rendered by a physician or at his direction;

(3) Drugs requiring a physician's prescription;

(4) Services of a nursing home for not more than 120 days in a year if the services would qualify as reimbursable services under medicare;

(5) Services of a home health agency if the services would qualify as reimbursable services under medicare;

(6) Use of radium or other radioactive materials;

(7) Oxygen;

(8) Anesthetics;

(9) Prostheses other than dental;

(10) Rental or purchase, as appropriate, of durable medical equipment other

than eyeglasses and hearing aids;

(11) Diagnostic X-rays and laboratory tests;

(12) Oral surgery for partially or completely unerupted impacted teeth, a tooth root without the extraction of the entire tooth, or the gums and tissues of the mouth when not performed in connection with the extraction or repair of teeth;

(13) Services of a physical therapist; and

(14) Transportation provided by licensed ambulance service to the nearest facility qualified to treat the condition; or a reasonable mileage rate for transportation to a kidney dialysis center for treatment.

(c) Covered expenses for the services and articles specified in this subdivision do not include the following:

(1) Any charge for care for injury or disease either (i) arising out of an injury in the course of employment and subject to a workers' compensation or similar law, (ii) for which benefits are payable without regard to fault under coverage statutorily required to be contained in any motor vehicle, or other liability insurance policy or equivalent self-insurance, or (iii) for which benefits are payable under another policy of accident and health insurance, medicare or any other governmental program except as otherwise provided by law;

(2) Any charge for treatment for cosmetic purposes other than for reconstructive surgery when such service is incidental to or follows surgery resulting from injury, sickness or other diseases of the involved part or when such service is performed on a covered dependent child because of congenital disease or anomaly which has resulted in a functional defect as determined by the attending physician;

(3) Care which is primarily for custodial or domiciliary purposes which would not qualify as eligible services under medicare;

(4) Any charge for confinement in a private room to the extent it is in excess of the institution's charge for its most common semi-private room, unless a private room is prescribed as medically necessary by a physician, provided, however, that if the institution does not have semi-private rooms, its most common semi-private room charge shall be considered to be 90 percent of its lowest private room charge;

(5) That part of any charge for services or articles rendered or prescribed by a physician, dentist, or other health care personnel which exceeds the prevailing charge in the locality where the service is provided; and

(6) Any charge for services or articles the provision of which is not within the scope of authorized practice of the institution or individual rendering the services or articles.

(d) The minimum benefits for a qualified plan shall include, in addition to those benefits specified in clauses (a) and (e), benefits for the following services *well baby care, effective July 1, 1980*, subject to applicable deductibles, coinsurance provisions, and maximum lifetime benefit limitations:

(1) *Well baby care, effective July 1, 1980;*

(2) *Physicians' services for routine check-ups and annual physicals when*

prescribed by a physician, effective July 1, 1982;

(3) Multiphasic screening and other diagnostic testing, effective July 1, 1982. The commissioner by rule shall prescribe reasonable limits on the reimbursement required for services listed in this clause.

(e) Effective July 1, 1979, the minimum benefits of a qualified plan shall include, in addition to those benefits specified in clause (a), a second opinion from a physician on all surgical procedures expected to cost a total of \$500 or more in physician, laboratory and hospital fees, provided that the coverage need not include the repetition of any diagnostic tests.

Sec. 3. [EFFECTIVE DATE.]

Section 1 is effective for all policies and contracts issued, renewed, or delivered on or after August 1, 1981."

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "modifying certain comprehensive health insurance benefit requirements;"

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

Page 1, line 5, before the period, insert "; and 62E.06, Subdivision 1"

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. 672: A bill for an act relating to natural resources; authorizing the commissioner of natural resources to sell certain lands acquired for trail purposes.

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

Page 1, line 16, after "sale" insert ": (a)"

Page 2, line 2, before the period, insert "; and (b) that part of the railroad right of way located in the W 1/2 of the NW 1/4 of Section 23 and in the E 1/2 of the NE 1/4 of Section 22, Township 104N, Range 14W in Mower County, but not including the westerly 25 feet of the right of way needed by the department of transportation"

Page 2, after line 4, insert:

"Sec. 2. [CONVEYANCE OF RIGHT OF WAY.]

The commissioner of natural resources, in the name of the state, may convey to adjoining property owners by quitclaim deed, at not less than the appraised value, the following described real property when the state's title has been clarified either through litigation or land exchange:

A strip of land 100 feet in width extending over and across Government Lots Four (4) and Five (5), the Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4) and the Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4) of Section Nine (9); Government Lots One (1), Two (2), Three (3), Four (4) and Five (5) and the Southwest Quarter of the Southwest Quarter (SW 1/4 SW

1/4) of Section Sixteen (16); Government Lots One (1) and Two (2) and the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of Section Twenty (20); Government Lot One (1), of Section Twenty-one (21); said strip of land being 50 feet in width on each side of the center line of the main track, now removed, of the former Saint Paul, Minneapolis and Manitoba Railway Company, now Burlington Northern Incorporated, as originally located and established over and across said Sections Nine (9), Sixteen (16), Twenty (20) and Twenty-one (21), Township One Hundred Forty-three (143) North, Range Thirty-one (31) West.

The deed shall be in a form approved by the attorney general.

Sec. 3. [EFFECTIVE DATE.]

This act is effective the day following its final enactment."

Amend the title as follows:

Page 1, line 3, delete "sell" and insert "convey"

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. 1262: A bill for an act relating to the Coon Creek watershed district; authorizing an annual administrative levy by the district.

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

Page 1, delete lines 7 to 20 and insert:

"Section 1. [SPECIAL LEVY; STUDY.]

Notwithstanding any law to the contrary, the Coon Creek watershed district in Anoka County may levy an ad valorem tax on each dollar of assessed valuation of all property within the district sufficient to raise an amount not to exceed \$50,000 in any one year. The amounts raised may be expended only for a comprehensive hydrologic and hydraulic study of the watershed district. The tax may be levied each year until the cost of the study has been paid. The levy shall be made as provided in Minnesota Statutes, Section 112.611. The levy permitted by this act together with any other levy of the district for administrative purposes under Minnesota Statutes, Section 112.61, Subdivision 3, shall not exceed that amount sufficient to raise a total of \$125,000."

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

S. F. No. 1265: A bill for an act relating to the Battle Creek watershed district; permitting deferral of special assessments in certain cases of hardship.

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

Page 1, line 7, delete "BATTLE CREEK" and insert "RAMSEY-

WASHINGTON METRO"

Page 1, line 8, delete "*Battle Creek*" and insert "*Ramsey-Washington Metro*"

Page 1, line 17, delete "*Battle Creek*" and insert "*Ramsey-Washington Metro*"

Amend the title as follows:

Page 1, line 2, delete "*Battle Creek*" and insert "*Ramsey-Washington Metro*"

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

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.

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

Page 1, line 16, before the period, insert "*, or persons engaged in the preparation of any decorated food item for which the decoration is the principal service that is performed, or persons not regularly engaged in the business of manufacturing and selling food whose sales are less than \$2,500 in any year*"

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. 909: A bill for an act relating to agriculture; excluding pipeline companies from certain restrictions on acquisition of agricultural land; amending Minnesota Statutes 1980, Section 500.221, Subdivision 2.

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

Page 2, line 8, after "*treaty*" insert a semicolon

Page 2, line 9, after "*2*" strike the comma and insert a semicolon

Page 2, line 10, before "*by*" insert "*to the purchase of any tract of 20 acres or less for facilities incidental to pipeline operation*"

Page 2, line 11, delete the comma and insert a semicolon

Page 2, line 12, after "*operations*" insert a semicolon

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. 1135: A bill for an act relating to education; providing for comprehensive planning by post-secondary institutions; requiring reports; amending Minnesota Statutes 1980, Sections 121.21, by adding a subdivision; 136.14; 136.62, by adding a subdivision; and 136A.16, by adding a

subdivision.

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

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

S. F. No. 1287: A bill for an act relating to education; extending due dates for plans and reports relating to the statewide education management information system; authorizing the state board to perform certain duties according to specified criteria in the absence of rules; amending Minnesota Statutes 1980, Sections 121.931, Subdivisions 3, 4 and 7; and 121.938, Subdivision 2.

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

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

S. F. No. 1169: A bill for an act relating to education; modifying the provisions governing teachers placed on unrequested leave of absence in experimental paired districts; providing for the combination of teachers into one unit in cooperating and paired districts; amending Minnesota Statutes 1980, Sections 122.85, Subdivision 4; and 179.63, Subdivision 17.

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

Page 2, delete section 2

Amend the title as follows:

Page 1, line 4, delete "providing"

Page 1, delete line 5

Page 1, line 6, delete "cooperating and paired districts;"

Page 1, line 7, delete "Sections" and insert "Section"

Page 1, line 7, delete "; and"

Page 1, line 8, delete "179.63, Subdivision 17"

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. 1121: A bill for an act relating to Lake of the Woods Independent School District No. 390; establishing subdistricts for the purpose of funding K-6 programs; granting bonding and levy authority; requiring a referendum.

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

Page 3, line 16, after the period, insert "*Provided, however, that before the referendum provided for in this act may be submitted to the voters, a special election has been held to determine whether the subdistrict proposal or a bond proposal for a centrally located facility not at the Baudette or Williams sites shall be submitted to the voters.*"

And when so amended the bill be re-referred to the Committee on Taxes and Tax Laws without recommendation. Amendments adopted. Report adopted.

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

S. F. No. 1132: A bill for an act relating to education; allowing area vocational-technical institutes to grant degrees under certain conditions; proposing new law coded in Minnesota Statutes, Chapter 121.

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

Page 1, line 12, delete "shall" and insert "may"

Page 1, line 13, delete "when" and insert "if"

Page 1, line 13, delete "being awarded" and insert "required by a licensing authority and is offered"

Page 1, line 14, delete "and when it is demonstrated that a degree"

Page 1, delete line 15

Page 1, line 16, delete "association"

Page 1, line 17, after "practicable" insert "because of geographic isolation"

Page 1, after line 21, insert:

"Sec. 2. [EXCEPTION.]

An associate degree offered by an area vocational-technical institute prior to January 1, 1981, shall be phased out by January 1, 1986, unless approval is received by the state board for vocational education pursuant to section 1."

Page 1, line 23, delete "Section 1 is" and insert "Sections 1 and 2 are"

Renumber the sections in sequence

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

Mr. Spear from the Committee on Public Employees and Pensions, to which was referred

S. F. No. 974: A bill for an act relating to retirement; reducing a certain deduction from amounts available to pay post-retirement adjustments; appropriating funds; amending Minnesota Statutes 1980, Section 11A.18, Subdivision 9.

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

Mr. Spear from the Committee on Public Employees and Pensions, to which was referred

S. F. No. 1174: A bill for an act relating to retirement; local police relief associations; authorizing the payment of benefits outside the United States in certain instances; proposing new law coded in Minnesota Statutes, Chapter 423; repealing Minnesota Statutes 1980, Section 423.811.

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

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

H. F. No. 305: A bill for an act relating to crimes; specifying the crime of

theft of services; amending Minnesota Statutes 1980, Section 609.52, Subdivisions 1 and 2.

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

Page 1, line 8, delete "Subdivision 1,"

Page 1, after line 8, insert "609.52 [THEFT.]"

Page 1, line 17, strike "such" and insert "the"

Page 2, line 18, strike everything after "means"

Page 2, strike lines 19 to 27

Page 2, line 28, strike everything before the period, and insert "*information, including a formula, pattern, compilation, program, device, method, technique, or process, that:*

(i) *derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use, and*

(ii) *is the subject of efforts that are reasonable under the circumstances to maintain its secrecy*"

Page 2, line 31, strike "such" and insert "the"

Page 3, line 5, delete "includes" and insert "include"

Page 3, line 5, delete "is" and insert "are"

Page 3, delete lines 11 and 12

Page 3, line 17, delete the colon

Page 3, line 18, delete "(a)"

Page 3, delete lines 21 to 24

Page 3, line 26, strike "such" and insert "the"

Page 3, line 32, delete "or performance of services"

Page 3, line 32, after "of" insert "or performance of services by"

Page 4, line 24, delete "service" and insert "services"

Page 5, lines 24, 27 and 34, strike "such" and insert "the"

Page 5, line 26, strike "such" in both places where it occurs and insert "the"

Page 5, line 33, strike "such" in both places where it occurs and insert "the"

Page 6, line 5, strike "such" in both places where it occurs and insert "the"

Page 6, lines 6 and 7, strike "such" and insert "the"

Page 6, line 35, before the period, insert "; or

(13) *Obtains the services of another with the intention of receiving those services without making the agreed or reasonably expected payment of money or other consideration*"

Page 6, after line 35, insert:

"Subd. 3. [SENTENCE.] Whoever commits theft may be sentenced as follows:

(1) To imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both; if the value of the property or services stolen exceeds \$2,500; or

(2) To imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both, if the value of the property or services stolen is more than \$150 but not more than \$2,500; or

(3) To imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both, notwithstanding the value of the property or services stolen is not more than \$150, if any of the following circumstances exist:

(a) The property is taken from the person of another or from a corpse, or grave or coffin containing a corpse; or

(b) The property taken is a record of a court or officer, or a writing, instrument or record kept, filed or deposited according to law with or in the keeping of any public officer or office; or

(c) The property is taken from a burning building or upon its removal therefrom, or from an area of destruction caused by civil disaster, riot, bombing, or the proximity of battle; or

(d) The property taken consists of public funds belonging to the state or to any political subdivision or agency thereof; or

(4) To imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both, if the property stolen is an article representing a trade secret; or if the property stolen is an explosive or an incendiary device; or

(5) In all other cases where the value of the property or services stolen is \$150 or less, to imprisonment for not more than 90 days or to payment of a fine of not more than \$500, or both, provided, however, in any prosecution under clause (1), clause (2), clause (3)(a), (b) and (c), ~~and~~ clause (4), ~~and clause (13)~~ of subdivision 2 the value of the money or property received by the defendant in violation of any one or more of the above provisions within any six month period may be aggregated and the defendant charged accordingly in applying the provisions of this subdivision; provided that when two or more offenses are committed by the same person in two or more counties, the accused may be prosecuted in any county in which one of the offenses was committed for all of the offenses aggregated under this paragraph."

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "conforming the definition of trade secret in the law proscribing theft to the definition of trade secret in the uniform trade secrets act;"

Page 1, line 4, delete " , Subdivisions 1 and 2"

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

Mr. Moe, R.D. from the Committee on Rules and Administration, to which were referred

H. F. Nos. 969, 272, 63, 413 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.
969	857				
272	257				
63	110				
413	516				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 969 be amended as follows:

Page 1, line 13, strike "prepared,"

And when so amended H. F. No. 969 will be identical to S. F.No. 857, and further recommends that H. F. No. 969 be given its second reading and substituted for S. F. No. 857, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 272 be amended as follows:

Page 1, line 22, after "*request.*" insert "*The need for and reasonableness of a rule on which the commission requests a hearing shall be shown with the same kind of evidence that would be necessary during any other hearing governed by section 15.0412.*"

And when so amended H. F. No. 272 will be identical to S. F.No. 257, and further recommends that H. F. No. 272 be given its second reading and substituted for S. F. No. 257, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 63 be amended as follows:

Page 1, line 20, after "*organization*" insert "*affiliated with a religious hospital or institution*"

Page 2, line 6, after "*organization*" insert "*affiliated with a religious hospital or institution*"

Page 2, line 10, after "*organization*" insert "*affiliated with a religious hospital or institution*"

Page 2, line 18, delete "*health or*"

Page 2, line 24, delete "*shall be*" and insert "*is*"

Amend the title as follows:

Page 1, line 2, after "*that*" insert "*certain*"

And when so amended H. F. No. 63 will be identical to S. F. No. 110, and further recommends that H. F. No. 63 be given its second reading and substituted for S. F. No. 110, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 413 be amended as follows:

Page 1, after line 12, insert:

"Section 1. Minnesota Statutes 1980, Section 546.42, is amended to read:

546.42 [HANDICAPPED PERSONS HANDICAPPED IN COMMUNICATION; INTERPRETERS.]

For the purposes of sections 546.42 to 546.44 a ~~handicapped~~ person *handicapped in communication* is one who, because of a hearing, speech or other communication disorder, or because of the inability to speak or comprehend the English language, is unable to understand the proceedings in which he is required to participate, or when named as a party to a legal proceeding, is unable by reason of such deficiency to obtain due process of law."

Page 1, line 13, delete "Section 1" and insert "Sec. 2"

Page 1, delete lines 15 to 20 and insert:

"Subd. 4. Whenever a person serves as an interpreter pursuant to sections 546.42 to 546.44, he shall not, without the consent of the person handicapped in communication, be allowed to disclose any privileged communication made by the person or any privileged information gathered from the person which was communicated or gathered during the time he was serving as the interpreter."

Page 1, line 21, delete "2" and insert "3"

Page 3, delete lines 21 to 30 and insert:

"(8) An interpreter for a person handicapped in communication shall not, without the consent of the person, be allowed to disclose any communication of the person if the communication would, if the interpreter were not present, be privileged. For purposes of this section, a "person handicapped in communication" means a person who, because of a hearing, speech or other communication disorder, or because of the inability to speak or comprehend the English language, is unable to understand the proceedings in which he is required to participate. The presence of an interpreter as an aid to communication does not destroy an otherwise existing privilege."

Page 3, line 31, delete "3" and insert "4"

Page 4, line 2, delete "handicapped persons" and insert "persons handicapped in communication"

Page 4, line 3, strike "such persons" and insert "them"

Page 4, line 5, strike "such"

Page 4, line 6, strike "such" and after "persons" insert "handicapped in communication"

Page 4, line 8 delete "4" and insert "5"

Page 4, line 11, strike "handicapped"

Page 4, line 12, after the first "person" insert "handicapped in communication"

Page 4, line 19, delete "5" and insert "6"

Page 4, delete lines 21 to 26 and insert:

"Subd. 4. Whenever a person serves as an interpreter pursuant to sections

611.30 to 611.34, he shall not, without the consent of the person handicapped in communication, be allowed to disclose any privileged communication made by the person or any privileged information gathered from the person which was communicated or gathered during the time when he was serving as an interpreter."

Amend the title as follows:

Page 1, line 2, delete "handicapped persons" and insert "persons handicapped in communication"

Page 1, line 8, after "Sections" insert "546.42;"

And when so amended H. F. No. 413 will be identical to S. F. No. 516, and further recommends that H. F. No. 413 be given its second reading and substituted for S. F. No. 516, 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. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H. F. No. 407 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.
407	726				

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. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H. F. Nos. 731 and 90 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.
731	707				
90	258				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 731 be amended as follows:

Page 1, lines 11 and 12, delete the new language and insert "a former court commissioner so long as he continues to be employed by the court system,"

And when so amended H. F. No. 731 will be identical to S. F. No. 707, and further recommends that H. F. No. 731 be given its second reading and

substituted for S. F. No. 707, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 90 be amended as follows:

Page 1, delete lines 19 to 25

Page 2, delete lines 1 to 13 and insert:

“Sec. 2. [TRANSITIONAL PROVISION.]

A procedural or interpretive rule in effect on the effective date of this act, which was adopted following a hearing which utilized the office of hearing examiners or the office of administrative hearings or adopted after compliance with the provisions of section 15.0412, subdivision 4h or 5, shall have the force and effect of law on the effective date of this act.

This section does not apply to any rule specifically held not to have the force and effect of law by the state supreme court before the effective date of this act.”

Page 2, line 14, delete “4” and insert “3”

And when so amended H. F. No. 90 will be identical to S. F. No. 258, and further recommends that H. F. No. 90 be given its second reading and substituted for S. F. No. 258, 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.

SECOND READING OF SENATE BILLS

S. F. Nos. 1218, 1074, 890, 690, 556, 804, 655, 641, 56, 672, 809, 909, 1135, 1287, 1169, 1132, 974 and 1174 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 305, 969, 272, 63, 413, 407, 731 and 90 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Chmielewski moved that the name of Mr. Stern be added as co-author to S. F. No. 1326. The motion prevailed.

Mr. Spear moved that H. F. No. 536 be withdrawn from the Committee on Public Employees and Pensions and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 712. The motion prevailed.

Mr. Olhoft moved that S. F. No. 1285 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Finance. The motion prevailed.

GENERAL ORDERS

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

the chair.

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

S. F. Nos. 372, 574, 822, 1044, 272, 533, 903, 1118, 513, 539 and 305, which the committee recommends to pass.

S. F. No. 535, which the committee recommends to pass with the following amendment offered by Mr. Knoll:

Amend the title as follows:

Page 1, line 3, after "to a" insert "partnership or a"

Page 1, line 5, after "to a" insert "partnership or a"

The motion prevailed. So the amendment was adopted.

S. F. No. 476, which the committee recommends to pass with the following amendment offered by Mr. Ramstad:

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "requiring a presentence sentencing worksheet for a defendant convicted of a felony;"

The motion prevailed. So the amendment was adopted.

S. F. No. 982, which the committee recommends to pass with the following amendment offered by Mr. Pehler:

Page 1, lines 13 and 16, delete "*and transmission*"

Page 2, delete sections 3 and 4

Page 2, line 21, delete "*Sections 1 and 2 of*" and delete "*are*" and insert "*is*"

Page 2, line 23, delete "*Sections 3*"

Page 2, delete lines 24 to 26

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete "local government" and insert "the city of St. Cloud"

Page 1, line 3, delete "dams" and insert "the city-owned Mississippi River dam"

Page 1, line 4, delete "*and transmission*"

Page 1, line 6, delete "projects" and insert "project"

The motion prevailed. So the amendment was adopted.

S. F. No. 874, which the committee recommends to pass with the following amendment offered by Mr. Humphrey:

Page 2, line 20, delete "*subdivision 3*" and insert "*section 1*"

The motion prevailed. So the amendment was adopted.

S. F. No. 771, which the committee recommends to pass with the following

amendment offered by Mr. Langseth:

Page 2, after line 10, insert:

“Sec. 3. [TOWN OF OAK PORT; CLAY COUNTY.]

The town of Oak Port in Clay county may exercise the powers of certain towns as provided in Minnesota Statutes, Section 368.01.”

Page 2, line 12, before “This” insert “Sections 1 and 2 of”

Page 2, line 12, delete “is” and insert “are”

Page 2, line 14, after “of” insert “sections 1 and 2 of”

Page 2, line 15, before “county” insert “Otter Tail”

Page 2, after line 15, insert:

“Section 3 of this act is effective the day after compliance with Minnesota Statutes, Section 645.021, Subdivision 3, by the town board of Oak Port.”

ReNUMBER the sections in sequence

Amend the title as follows:

Page 1, line 2, before the semicolon insert “and the town of Oak Port in Clay county”

Page 1, line 2, after “the” insert “Otter Tail”

Page 2, line 4, before the period insert “; authorizing the town of Oak Port to exercise certain powers”

The motion prevailed. So the amendment was adopted.

S. F. No. 268, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 1, line 12, delete “substantively”

The motion prevailed. So the amendment was adopted.

S. F. No. 732, which the committee recommends to pass with the following amendment offered by Mr. Petty:

Page 2, lines 4, 11, 14, and 27, delete “unlicensed” and insert “ineligible”

Page 3, lines 20 and 26, delete “unlicensed” and insert “ineligible”

Page 4, line 15, delete “unlicensed” and insert “ineligible”

Page 5, lines 28 and 35, delete “unlicensed” and insert “ineligible”

Page 6, line 21, delete “unlicensed” and insert “ineligible”

Page 11, line 34, delete “UNLICENSED” and insert “INELIGIBLE”

Page 12, lines 1, 9, 30 and 36, delete “unlicensed” and insert “ineligible”

Page 13, line 28, delete “unlicensed” and insert “ineligible”

Page 13, line 35, delete “UNLICENSED” and insert “INELIGIBLE”

Page 14, line 1, delete “unlicensed” and insert “ineligible”

The motion prevailed. So the amendment was adopted.

S. F. No. 1043, which the committee recommends to pass with the following amendment offered by Mr. Olhoft:

Page 2, line 7, delete "*subdivision 3*" and insert "*subdivisions 3 and 3b*"

Page 2, lines 18 and 19, strike "The commission may not suspend it again."

Page 2, line 20, strike "and shall not be" and delete "*adopted*"

Page 2, line 21, delete "*by the agency*" and strike the remainder of the line

Page 2, line 22, strike "adoption of that rule"

Page 4, line 11, after "court" insert "*and the tax court*"

Page 5, line 22, delete "*or*"

Page 5, line 24, after "182.655" insert "; *or (k) rules of the commissioner of public safety adopted pursuant to section 169.128*"

Page 15, line 25, after "*certificate*" insert "*and the rule*"

Page 16, line 11, after "Subdivision 1." insert "[FORCE OF law.]"

Page 16, line 19, after "Subd. 2." insert "[AMENDMENTS; REPEALERS; SUSPENDED RULES.]"

Page 16, line 25, after "Subd. 3." insert "[EXEMPT AGENCIES AND RULES.]"

Page 16, lines 25 to 31, delete the new language and insert: "*Any rules adopted, amended, suspended, or repealed by any agency but excluded from the administrative procedure act by section 15.0411, subdivision 2, shall have the force and effect of law upon compliance with the procedures of this subdivision. However, the procedures of this subdivision do not apply to:*

(a) *rules implementing emergency powers pursuant to sections 12.31 to 12.37;*

(b) *rules of agencies directly in the legislative or judicial branches; or*

(c) *rules of the regents of the University of Minnesota.*"

Page 17, delete lines 24 to 32 and insert:

"Subd. 3a. [PREVIOUSLY FILED RULES OF EXEMPT AGENCIES.] *Rules excluded from the administrative procedure act in Minnesota Statutes 1978, Section 15.0411, Subdivision 2, shall have the force and effect of law and be published by the revisor of statutes pursuant to section 648.50 to the extent the rules are still the accurate rules of the agency if the rules were:*

(a) *adopted by a state officer, board, commission, bureau, division, department, or tribunal other than a judicial branch court; and,*

(b) *filed with the secretary of state before April 25, 1980.*"

Page 17, delete lines 33 to 36

Page 18, delete lines 1 to 11 and insert:

"Subd. 3b. [UNFILED RULES: PREVIOUSLY EXEMPT AGENCIES.] *Rules excluded from the administrative procedure act in Minnesota Statutes 1978, Section 15.0411, Subdivision 2, but included in the rulemaking provi-*

sions of the act in Minnesota Statutes 1980, Section 15.0411, Subdivision 2, shall have the force and effect of law and be published by the revisor of statutes pursuant to section 648.50 to the extent the rules are still the accurate rules of the agency if the rules were:

(a) adopted by a state officer, board, commission, bureau, division, department, or tribunal and other than a judicial branch court; and,

(b) not filed with the secretary of state before April 25, 1980.

However, the agency which adopted the rules shall file a copy of each of its rules which is effective on the effective date of this subdivision but unfiled with the secretary of state with both the secretary of state and the revisor of statutes before September 1, 1981."

Page 20, after line 2, insert:

"Sec. 26. Minnesota Statutes 1980, Section 169.128, is amended to read:

169.128 [RULES OF THE COMMISSIONER OF PUBLIC SAFETY.]

The commissioner of public safety may promulgate rules to carry out the provisions of sections 169.121 and 169.123. The rules may include forms for notice of intention to revoke, which shall describe clearly the right to a hearing, the procedure for requesting a hearing, and the consequences of failure to request a hearing; forms for revocation and notice of reinstatement of driving privileges as provided in section 169.1261; and forms for temporary licenses.

Rules promulgated pursuant to this section are exempt from the administrative procedure required by sections 15.0411 to 15.052 act but, to the extent authorized by law to adopt rules, the commissioner may use the provisions of section 15.0413, subdivision 3."

Page 21, line 34, after "law" insert "to adopt rules"

Page 22, line 23, delete "the board" and after "rules," insert "the board"

Page 22, after line 34, insert:

"Sec. 31. Minnesota Statutes 1980, Section 299F.19, Subdivision 6, is amended to read:

Subd. 6. The code and all amendments thereto shall be filed with the secretary of state and published in accordance with sections 15.046 to 15.049 adopted in accordance with the procedures of the administrative procedure act."

Page 23, delete lines 33 to 36

Page 24, lines 1 and 2, delete "insofar as they relate to rules" and insert "unless specifically provided to the contrary"

Page 24, lines 2 and 3, delete "the effective date of the provision" and insert "July 1, 1981"

Pages 24 to 33, delete sections 34 to 60

Page 34, line 11, after "subdivision 3" insert "or 3b"

Page 34, line 21, after "subdivision 3" insert "or 3b"

Page 35, line 25, delete "cost" and insert "costs"

Page 35, line 36, delete "64" and insert "40"

Page 36, line 2, delete "64" and insert "40"

Page 36, line 26, after "rules" insert "about the omission or error"

Page 36, line 36, after "rules" insert "about the apparent lack of publication"

Page 37, line 15, delete "71" and insert "47"

Page 37, line 36, delete "71" and insert "47"

Page 38, line 6, delete "70" and insert "46" and delete "71" and insert "47"

Page 38, line 8, delete "66" and insert "42"

Page 40, after line 12, insert:

"Sec. 49. [INSTRUCTION TO REVISOR.]

The second and third paragraphs of Minnesota Statutes 1980, Section 15.0411, Subdivision 2, as shown in section 3, shall be recodified by the revisor of statutes as a separate section after section 15.041, in Minnesota Statutes 1982 and subsequent editions of the statutes. The revisor shall make changes in cross references in Minnesota Statutes as necessitated by this instruction."

Page 40, line 18, delete "73" and insert "50"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 12, after "agencies;" insert "extending the jurisdiction of the LCRAR; clarifying when a rule suspended by the LCRAR becomes effective; modifying certain provisions of the administrative procedure act;"

Page 1, line 19, after "3;" insert "169.128;"

Page 1, line 21, after "6;" insert "299F.19, Subdivision 6;"

The motion prevailed. So the amendment was adopted.

S. F. No. 964, which the committee recommends to pass with the following amendment offered by Ms. Berglin:

Page 1, line 18, delete "for goods or"

Page 1, line 19, delete "services in excess of \$50,000"

Page 1, line 19, after "firm" insert "for goods or services in excess of \$50,000."

Page 1, line 19, before "business" insert "with any"

The motion prevailed. So the amendment was adopted.

S. F. No. 188, which the committee recommends to pass with the following amendments offered by Mrs. Kronebusch and Mr. Davies:

Mrs. Kronebusch moved to amend S. F. No. 188 as follows:

Page 1, line 14, delete "and the"

Page 1, line 15, delete "*chemical*"

The motion prevailed. So the amendment was adopted.

Mr. Davies moved to amend S.F. No. 188 as follows:

Page 1, line 16, delete "*Except as provided*"

Page 1, line 17, delete "*in subdivisions 3 and 4,*"

Page 1, line 20, delete "*labelled*" and insert "*labeled*"

Page 2, line 18, delete "*provided in*" and insert "*permitted by*"

Page 2, line 19, delete "*subdivisions 2 and*" and insert "*subdivision*"

The motion prevailed. So the amendment was adopted.

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

Without objection, the Senate reverted to the Order of Business of the Calendar.

SUSPENSION OF RULES

Mr. Moe, R.D. moved that the rules of the Senate be so far suspended as to waive the lie over requirement. The motion prevailed.

CALENDAR

H. F. No. 521: A bill for an act relating to transportation; including motels within the specific information signing program; amending Minnesota Statutes 1980, Sections 160.292; 160.293, Subdivisions 1, 2, and 3; and 160.295, Subdivision 3.

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:

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

Those who voted in the negative were:

Berglin	Pehler	Spear	Stumpf	Tennessen
Dieterich	Petty			

So the bill passed and its title was agreed to.

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.

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 44 and nays 19, as follows:

Those who voted in the affirmative were:

Ashbach	Davies	Kronebusch	Penny	Sikorski
Belanger	Davis	Langseth	Peterson, C. C.	Stern
Benson	Dieterich	Lantry	Peterson, R. W.	Stumpf
Berg	Engler	Lessard	Purfeerst	Taylor
Bernhagen	Frederick	Luther	Ramstad	Ulland
Bertram	Frederickson	Menning	Rued	Vega
Brataas	Hughes	Merriam	Schmitz	Wegener
Chmielewski	Humphrey	Olhoft	Setzepfandt	Willet
Dahl	Keefe	Pehler	Sieloff	

Those who voted in the negative were:

Berglin	Knoll	Moe, D. M.	Pillsbury	Stokowski
Dicklich	Knutson	Moe, R. D.	Renneke	Tennessee
Frank	Kroening	Peterson, D. L.	Solon	Waldorf
Johnson	Lindgren	Petty	Spear	

So the bill passed and its title was agreed to.

H. F. No. 349: 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.

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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 330: A bill for an act relating to the Riley-Purgatory Creek

Watershed District; authorizing certain tax levies.

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 1, as follows:

Those who voted in the affirmative were:

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

Mr. Bang voted in the negative.

So the bill passed and its title was agreed to.

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.

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

So the bill passed and its title was agreed to.

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.

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 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Knutson, Pillsbury and Ulland voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 430: A bill for an act relating to taxation; clarifying which parties are to be served with notices of appeal; restricting native prairie designation; changing requirements for filing certain abstracts and statements of exemption; changing certain fees to be charged by county auditors and treasurers; changing method of computing native prairie and wetland credits and attached machinery aids; requiring notice of wetland designation; clarifying assessment of property of cooperative associations; authorizing estimation of values and mill rates; providing certain dates for delivery and return of tax lists; providing interest rates on delinquent taxes; repealing publisher's bonds; changing certain definitions for the property tax refund and modifying payment to part-year homeowners; providing additional authority for county boards to reduce values; providing county valuation of certain airport property; amending Minnesota Statutes 1980, Sections 270.11, Subdivision 2; 271.10, Subdivision 2; 272.02, Subdivision 1; 272.025, Subdivision 3; 272.46; 272.47; 273.115, Subdivision 1, and by adding a subdivision; 273.116, Subdivision 1; 273.138, Subdivision 2; 273.40; 275.08; 276.01; 277.15; 279.02; 279.03; 279.14; 290A.03, Subdivision 13; 375.192, Subdivision 2; 473.626; repealing Minnesota Statutes 1980, Section 279.11.

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

So the bill passed and its title was agreed to.

S. F. No. 393: A bill for an act relating to taxation; providing that property owned by certain senior citizens' groups be exempt from taxation; amending Minnesota Statutes 1980, Section 272.02, 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	Dicklich	Kronebusch	Penny	Sikorski
Bang	Dieterich	Langseth	Peterson, C.C.	Solon
Belanger	Engler	Lantry	Peterson, D.L.	Spear
Benson	Frank	Lessard	Peterson, R.W.	Stern
Berg	Frederick	Lindgren	Petty	Stokowski
Berglin	Frederickson	Luther	Pillsbury	Stumpf
Bernhagen	Hughes	Menning	Purfeerst	Taylor
Bertram	Humphrey	Merriam	Ramstad	Tennessen
Brataas	Johnson	Moe, D.M.	Renneke	Ulland
Chmielewski	Keefe	Moe, R.D.	Rued	Vega
Dahl	Knoll	Nelson	Schmitz	Waldorf
Davies	Knutson	Olhoft	Setzepfandt	Wegener
Davis	Kroening	Pehler	Sieloff	Willet

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

Mr. Moe, R.D. moved that the Committee Report from the Committee on Rules and Administration on House Concurrent Resolution No. 2 be taken from the table. The motion prevailed.

Mr. Moe, R.D. moved the adoption of the Committee Report. The motion prevailed. Report adopted.

Mr. Moe, R.D. moved to adopt the Joint Rules contained in the Committee Report as the Permanent Joint Rules of the Senate and House of Representatives.

Mr. Ashbach moved to amend the Joint Rules of the Senate and House of Representatives, as printed in the Journal for the 30th day, as follows:

Proposed Rule 2.06, after the third paragraph, insert:

"A conference committee report shall include only subject matter contained in the House or Senate versions of the bill for which that conference committee was appointed, or like subject matter contained in a bill passed by the House or Senate."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 21 and nays 44, as follows:

Those who voted in the affirmative were:

Ashbach	Bernhagen	Keefe	Ramstad	Ulland
Bang	Brataas	Knutson	Renneke	
Belanger	Engler	Kronebusch	Rued	
Benson	Frederick	Lindgren	Sieloff	
Berg	Frederickson	Peterson, D.L.	Taylor	

Those who voted in the negative were:

Berglin	Hughes	Menning	Peterson, R. W.	Stern
Bertram	Humphrey	Merriam	Petty	Stokowski
Chmielewski	Johnson	Moe, D. M.	Pillsbury	Stumpf
Dahl	Knoll	Moe, R. D.	Purfeerst	Tennessen
Davies	Kroening	Nelson	Schmitz	Vega
Davis	Langseth	Olhoft	Setzepfandt	Waldorf
Dicklich	Lantry	Pehler	Sikorski	Wegener
Dieterich	Lessard	Penny	Solon	Willet
Frank	Luther	Peterson, C. C.	Spear	

The motion did not prevail. So the amendment was not adopted.

The question recurred on the motion of Mr. Moe, R.D. The motion prevailed. So the Joint Rules were adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Willet introduced—

S.F. No. 1329: A bill for an act relating to natural resources; providing for an adult hunter education program; appropriating money.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Knutson introduced—

S.F. No. 1330: A bill for an act relating to taxation; estate tax; abolishing the reporting of certain bank deposits and the inventorying of safe deposit boxes; repealing Minnesota Statutes 1980, Sections 55.10, Subdivision 2; 291.20; and 385.36.

Referred to the Committee on Taxes and Tax Laws.

Mrs. Brataas, Messrs. Ramstad, Merriam, Tennessen and Keefe introduced—

S.F. No. 1331: A bill for an act relating to crimes; defining the term "collateral source" for purposes of the crime reparations act; requiring inclusion of victim comment on presentence investigation reports; providing that restitution shall be the preferred sanction for persons convicted of crimes who are placed on probation; amending Minnesota Statutes 1980, Sections 299B.02; 609.115, Subdivision 1; and 609.135, Subdivision 1.

Referred to the Committee on Judiciary.

Mr. Davis introduced—

S.F. No. 1332: A bill for an act relating to waters; authorizing conveyance of the state's interest in certain lands in Sherburne county.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Dicklich introduced—

S.F. No. 1333: A bill for an act relating to the city of Hibbing; providing for

the election and terms of city officers.

Referred to the Committee on Local Government and Urban Affairs.

Messrs. Luther, Willet, Ashbach, Sikorski and Belanger introduced—

S.F. No. 1334: A bill for an act relating to metropolitan government; providing for membership on the metropolitan sports facilities commission; amending Minnesota Statutes 1980, Section 473.553, Subdivisions 2 and 4.

Referred to the Committee on Local Government and Urban Affairs.

Messrs. Luther, Knoll and Humphrey introduced—

S.F. No. 1335: A bill for an act relating to courts; changing the compensation of Hennepin County conciliation court referees; amending Minnesota Statutes 1980, Section 488A.13, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Peterson, C.C.; Johnson; Setzepfandt; Solon and Ulland introduced—

S.F. No. 1336: A bill for an act relating to financial institutions; redefining "contract for deed" to include sales of residential units situated upon real property subject to a lease held by the seller; amending Minnesota Statutes 1980, Section 47.20, Subdivision 2.

Referred to the Committee on Judiciary.

Mr. Wegener introduced—

S.F. No. 1337: A bill for an act relating to appropriations; appropriating funds to the public utilities commission for a report on natural gas rate averaging; directing the averaging of rates in a certain geographic area.

Referred to the Committee on Commerce.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that the Senate do now adjourn until 10:00 a.m., Wednesday, April 15, 1981. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate