

THIRTY-FIFTH DAY

St. Paul, Minnesota, Wednesday, April 15, 1981

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

Prayer was offered by the Chaplain, Rev. Constantin Alecse.

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

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

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Ms. Berglin was excused from the Session of today from 10:30 to 12:00 noon. Mr. Solon was excused from the Session of today from 10:00 to 11:00 a.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 14, 1981

The Honorable Jack Davies
President of the Senate

Dear President Davies:

Returned to you herewith and unsigned please find S. F. 52, which amends Minnesota Statutes 1980, Section 210A.43, Subdivision 4. I do not believe that this bill is in the best interests of the citizens of Minnesota, and, therefore, I am hereby vetoing it.

Minnesota Statutes 1980, Section 210A.43 prohibits persons from denying

political candidates and workers who accompany them access to various kinds of multiple dwelling units. Subdivision 3 of that Section provides that any candidate who is denied access to a multiple unit dwelling may seek injunctive relief in the courts to gain access to that dwelling. I believe that this form of injunctive civil relief is a more appropriate remedy for a candidate than the criminal sanction which would be imposed by S. F. 52.

It must be recognized that there is a fine line in such situations between protecting the right of privacy of individuals and ensuring political candidates access to the electorate. I believe that this fine line can better be delineated, and the rights of both parties more equitably protected, in a civil proceeding than by subjecting individual citizens to a petty misdemeanor charge.

Further, in an era where individuals are concerned for their protection against criminal activity, the likelihood that a person might deny access to a stranger who identifies himself or herself as a political candidate is too great to permit that innocent person to be subject to criminal sanctions.

For these reasons, after careful consideration, I have decided to veto S. F. 52.

Sincerely yours,
Albert H. Quie, Governor

Mr. Moe, R. D. moved that the veto message and S. F. No. 52 be laid on the table. The motion prevailed.

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. 11, 416, 454, 692 and 917.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 14, 1981

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 4: A House concurrent resolution relating to adjournment of the House of Representatives for more than three days.

BE IT RESOLVED by the House of Representatives, the Senate concurring:

(1) Upon its adjournment on April 15, 1981, the House of Representatives may set its next day of meeting for 2:00 p.m. on April 20, 1981.

(2) Pursuant to the Minnesota Constitution, Article IV, Section 12, the Senate consents to the adjournment of the House of Representatives for more than three days.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 14, 1981

Mr. Moe, R. D. moved the adoption of the foregoing resolution. The

motion prevailed. So the resolution was adopted.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 339.

H. F. No. 339: A bill for an act relating to towns; providing for the opening of cartways under certain circumstances; providing a method for determining whether to open or maintain certain town roads; amending Minnesota Statutes 1980, Sections 164.08, Subdivision 2; and 365.10.

And the House respectfully requests that a Conference Committee of three members be appointed thereon.

Berkelman, Minne and Begich have been appointed as such committee on the part of the House.

House File No. 339 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 14, 1981

Mr. Dicklich moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 339, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. 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. 3, 326, 332, 623, 1304, 678 and 775.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 14, 1981

FIRST READING OF HOUSE BILLS

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

H. F. No. 3: A bill for an act relating to community social services; defining groups of persons for whom counties are responsible; establishing certain funding levels; clarifying sections of the community social services act; amending Minnesota Statutes 1980, Sections 245.64; 245.66; 245.84, Subdivisions 2 and 5; 252.21; 252.24, Subdivisions 1, 3 and 4; 252.27, Subdivisions 1 and 2; 254A.03, Subdivision 1; 254A.05, Subdivision 1; 254A.07, Subdivision 2; 254A.08, Subdivision 1; 256E.03, Subdivision 2; 256E.04, Subdivision 1; 256E.05, Subdivisions 2 and 3; 256E.06, Subdivisions 1, 2, 4, and 5; 256E.07, Subdivision 2; 256E.08, Subdivisions 1, 7 and 9; 256E.09, Subdivisions 1, 3, and by adding a subdivision; 256E.10; and 256E.12, Subdivision 3; repealing Minnesota Statutes 1980, Sections 245.67; 245.68;

245.72; 252.26; 256E.06, Subdivision 11; and 261.27.

Referred to the Committee on Health, Welfare and Corrections.

H. F. No. 326: A bill for an act relating to health; changing eligibility requirements for catastrophic health expense protection; including insurance premiums; appropriating money; amending Minnesota Statutes 1980, Sections 62E.52, Subdivisions 2 and 3; 62E.53, Subdivisions 1 and 2; and 62E.531, Subdivision 2.

Referred to the Committee on Finance.

H. F. No. 332: A bill for an act relating to franchises; providing for the regulation of motor vehicle franchises; prohibiting certain practices by motor vehicle manufacturers; removing motor vehicle franchises from the general statutory provisions regarding franchises; requiring motor fuel franchises to extend to and bind the successors of both parties; prescribing penalties; providing remedies; amending Minnesota Statutes 1980, Section 80C.01, Subdivision 4; proposing new law coded as Minnesota Statutes, Chapters 80C and 80E; repealing Minnesota Statutes 1980, Sections 168.27, Subdivision 21; and 325D.17 to 325D.29.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 352, now on the Calendar.

H. F. No. 623: A bill for an act relating to commerce; providing for an alternative method of meeting the organizational membership requirement for the conducting of bingo occasions, operation of gambling devices, and conducting of raffles by organizations; amending Minnesota Statutes 1980, Sections 349.14; and 349.26, Subdivision 9.

Referred to the Committee on Commerce.

H. F. No. 1304: A bill for an act relating to state government; providing for deficiencies in and supplementing appropriations for the expenses of state government; appropriating money.

Referred to the Committee on Finance.

H. F. No. 678: A bill for an act relating to elections; changing certain election procedures, requirements and time limits; amending Minnesota Statutes 1980, Sections 201.071, Subdivision 1; 202A.26, Subdivision 1; 203A.22, Subdivision 4; 203A.31, Subdivisions 1 and 3; 203A.32; 204A.04, Subdivision 1; 204A.13, Subdivision 1; 204A.17, Subdivision 1; 204A.53, Subdivision 2; 204A.54, Subdivision 1; 205.03, Subdivisions 1 and 3; 207.03, Subdivision 1; 207.04, Subdivision 1; and 207.20, Subdivision 1; repealing Minnesota Statutes 1980, Sections 201.091, Subdivision 5; and 202A.54.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 820, now on General Orders.

H. F. No. 775: A bill for an act relating to public utilities; removing municipal utilities from public utilities commission jurisdiction and granting an option in regard thereto; amending Minnesota Statutes 1980, Section 216B.11; proposing new law coded in Minnesota Statutes, Chapter 216B; repealing Minnesota Statutes 1980, Sections 216B.10, Subdivision 6; 216B.12, Subdivision 2; and 216B.13, Subdivision 2.

Referred to the Committee on Commerce.

REPORTS OF COMMITTEES

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

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

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

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

Page 2, line 32, after "*Washington*" insert "*, and shall apply to taxes levied in 1981, payable in 1982 and thereafter*"

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

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

H. F. No. 435: A bill for an act relating to taxation; income; property tax refund; adopting certain federal income tax amendments; amending Minnesota Statutes 1980, Sections 290.01, Subdivision 20; 290.06, Subdivision 14; 290.07, Subdivision 5; 290.077, Subdivision 4; 290.08, Subdivisions 8 and 20; 290.09, Subdivisions 3, 4, 17a, and 19; 290.091; 290.131, Subdivision 2; 290.132, Subdivision 2; 290.135, Subdivision 2; 290.136, Subdivision 1; 290.138, by adding a subdivision; 290.26, Subdivision 2; 290.31, Subdivision 3; 290.41, by adding subdivisions; 290.92, Subdivision 20; 290.934, Subdivision 4; 290.971, by adding a subdivision; 290A.03, Subdivision 3; 474.12, Subdivision 2; and Laws 1980, Chapter 607, Article 1, Section 34; repealing Minnesota Statutes 1980, Sections 290.08, Subdivisions 7 and 13; 290.09, Subdivision 12; 290.136, Subdivisions 2, 3, 4, 5, 6, 7, and 9; 290.137, and 290.138, Subdivisions 1 and 2.

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

Page 20, line 17, after "*to*" insert "*corporations taxable under sections 290.02 or 290.361, or to*"

Page 20, line 18, after "*estates,*" insert "*or*" and delete "*, or corporations taxable under*"

Page 20, line 19, delete the new language

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

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

H. F. No. 739: A bill for an act relating to local government; regulating the

tax levy of the joint recreation and park board of the city of Hibbing and Independent School District 701; amending Laws 1971, Chapter 573, Section 2.

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

Page 1, line 14, after "on" insert "*, in the case of the tax levied pursuant to section 1,*"

Page 1, line 15, after "1971" insert "*, and, in the case of the tax levied pursuant to section 2, subdivision 2, January 1, 1981*"

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. 152: A bill for an act relating to retirement; authorizing the purchase of prior service credit by certain court reporters.

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

Delete everything after the enacting clause and insert:

"Section 1. [FUTURE PENSION COVERAGE FOR CERTAIN WEST ST. PAUL POLICE OFFICERS: REFUND OF CERTAIN MEMBER CONTRIBUTIONS.]

Subdivision 1. [COVERAGE FOR FUTURE SERVICE.] Notwithstanding any provision of law to the contrary, any West St. Paul police officer who was employed as a police officer by the city of West St. Paul on February 4, 1980, who became a member of the West St. Paul police relief association on August 4, 1980, and who was previously employed as a police officer by the city of Lilydale, shall be entitled, on or before January 1, 1982, to elect to have retirement coverage for all service as a police officer rendered subsequent to the date of the election be provided by the public employees police and fire fund governed pursuant to Minnesota Statutes, Chapter 353, and not be provided by the West St. Paul police relief association governed pursuant to Minnesota Statutes, Sections 69.77 and 423.37 to 423.392 and Laws 1967, Chapter 751. The election shall be made in writing and shall be filed with the clerk for the city of West St. Paul, who shall promptly notify the executive director of the public employees retirement association of the election of the change in retirement coverage.

Subd. 2. [REFUND OF MEMBER CONTRIBUTIONS.] If the election of a change in retirement coverage is made, any person to whom subdivision 1 applies shall be entitled, upon written application filed with the secretary of the West St. Paul police relief association, to a refund of all accumulated member contributions to the credit of the person, without interest, from the special fund of the West St. Paul police relief association.

Sec. 2. [PURCHASE OF PRIOR SERVICE CREDIT BY CERTAIN PERSONS.]

Subdivision 1. [ELIGIBILITY.] Notwithstanding any provision of law to

the contrary, the following persons shall be entitled to purchase prior service credit from the appropriate retirement fund for service for which the person has not previously received service credit from that fund:

(a) From the Minnesota state retirement system, any person who was employed by the Minnesota department of veterans affairs from October 3, 1949 to January 15, 1951, and from August 1973 until November 3, 1973, and who is currently employed by the occupational safety and health division of the department of labor and industry, for the period from October 3, 1949 to January 15, 1951;

(b) From the public employees retirement association; any person who was employed by the city of Minneapolis as a municipal court reporter from January 1, 1943 until April 30, 1945, and from May 1, 1946 until August 31, 1949, who was granted a leave of absence to enter military service from April 30, 1945 until April 30, 1946, and who, subsequent to becoming an employee of the county of Hennepin, purchased prior service in the public employees retirement association for the non-military service rendered as an employee of the city of Minneapolis, for the one year of service credit representing the year of previously uncredited military service;

(c) From the public employees retirement association, a retired member of the public employees retirement association who served as a Mille Lacs county commissioner and who was born on June 18, 1915, for his actual period of service between January 1, 1957 and December 31, 1959;

(d) From the public employees police and fire fund, the person who was a firefighter in the city of St. Paul and who is currently employed by the city of Brainerd in the position of fire chief, for that period of service spent as an employee of the city of St. Paul and member of the St. Paul firefighters relief association;

(e) From the teachers retirement association, any person currently employed as a professor by the university of Minnesota at the Duluth campus, who was born on July 5, 1919, who was previously a member of the teachers retirement association, and who, on June 23, 1961, completed an agreement to pay for the purchase of prior service arrears amounts to the teachers retirement association, for that period of time covered by the arrears agreement;

(f) From the public employees police and fire fund, any West St. Paul police officer who was employed as a police officer by the city of West St. Paul on February 4, 1980, who became a member of the West St. Paul police relief association on August 4, 1980, and who was previously employed as a police officer by the city of Lilydale, for all service as a police officer rendered subsequent to the date of the election be provided by the public employees police and fire fund governed pursuant to Minnesota Statutes, Chapter 353, and not be provided by the West St. Paul police relief association governed pursuant to Minnesota Statutes, Sections 69.77 and 423.37 to 423.392, and Laws 1967, Chapter 751;

(g) From the Minnesota state retirement system, any person who is a member of the Minnesota state retirement system, who was employed by the military department at Camp Ripley commencing April 1, 1950 and ending February 15, 1951, and who was engaged in active military service commencing February 15, 1951 and ending February 21, 1953, for the period from April 1, 1950

to February 21, 1953; and

(h) From the Minnesota state retirement system, any person with prior intermittent service as a legislative employee who either is a current permanent employee of the legislature or who is an employee in the classified or unclassified service of the state for the period of prior intermittent legislative service.

Subd. 2. [PAYMENT.] For the persons entitled to purchase prior service pursuant to subdivision 1, clauses (a), (b), (c), (d), (e), (f), and (g), there shall be paid to the applicable retirement fund an amount equal to the present value, on the date of payment, of the amount of the additional service pension or retirement annuity which would be obtained by virtue of the purchase of the additional service credit, using the interest rate specified in Minnesota Statutes, Section 356.215, Subdivision 4, clause (4), and the applicable mortality table adopted for the appropriate retirement fund or association and assuming continuous service until, and retirement at, the normal retirement age for the appropriate retirement fund or association and a future salary history which includes annual salary increases at the salary increase rate specified in Minnesota Statutes, Section 356.215, Subdivision 4, clause (4). Payment shall be made in one lump sum, unless the executive director of the appropriate retirement fund or association agrees to accept payment in installments over a period of not to exceed three years from the date of the agreement, with interest at a rate deemed appropriate by the executive director. The period of allowable service shall be credited to the account of the person only after receipt of full payment by the executive director. Payment shall be made by the person entitled to purchase prior service, except that the current or former employer of the person may, at its discretion, pay all or any portion of the payment amount which exceeds an amount equal to the employee contribution rates in effect for the retirement fund during the period or periods of prior service applied to the actual salary rates in effect during the period or periods of prior service, plus interest at the rate of six percent per annum compounded annually from the date on which the contributions would otherwise have been made to the date on which the payment is made.

For persons entitled to purchase prior service pursuant to subdivision 1, clause (h), the purchase may be made by paying to the Minnesota state retirement system an amount equal to the current employee contribution rates in effect for the Minnesota state retirement system applied to the current salary rate multiplied by the days and months of prior intermittent legislative service. Proof of employment by the legislature and the duration thereof shall be established by certification of the committee on rules and legislative administration of the house of representatives. Certification to the director of the Minnesota state retirement system shall include the exact periods of employment for which the employee is entitled to obtain service credit. The service credit shall be computed and granted based on the relationship that the intermittent service bears to full employment. The payments permitted herein in the case of a person who is or was a senate employee shall be matched by the senate and in the case of a person who is or was a house employee shall be matched by the house of representatives. Any necessary sums are hereby appropriated from the respective legislative expense funds and transferred to the Minnesota state retirement system. If the employee at the time of payment is a participant in the unclassified program, the payment by the employee and employer shall be used to purchase shares in the Minnesota supplemental fund. Authority to make a

lump sum payment or to make an agreement to make installment payments shall expire on July 1, 1982.

Subd. 3. [RECALCULATION OF ANNUITY.] After payment is received by the public employees retirement association from the person entitled to purchase prior service pursuant to subdivision 1, clause (c), the public employees retirement association shall recompute the retirement annuity to include the additional service credit. The recomputed benefit shall accrue on the first day of the month following the receipt of payment and the crediting of the additional service credit shall be payable as soon as is practicable thereafter.

Sec. 3. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Amend the title as follows:

Page 1, delete lines 2 and 3 and insert: "relating to retirement; authorizing certain persons to purchase prior service credit; authorizing certain persons to change retirement coverage for future service."

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. 1106: A bill for an act relating to retirement; clarifying certain ambiguous provisions; correcting certain oversights, inconsistencies, unintended results and erroneous provisions; eliminating certain redundant, obsolete or conflicting provisions; amending Minnesota Statutes 1980, Sections 3.85, Subdivision 3; 3A.01, Subdivisions 2 and 7; 3A.02, Subdivision 1; 3A.04, Subdivisions 1, 1a, 2 and 4; 3A.05; 3A.09; 3A.11, Subdivisions 1 and 2; 3A.12, Subdivision 1; 11A.17, Subdivision 11; 11A.23, Subdivision 2; 15A.083, Subdivision 3; 16A.19; 69.011, Subdivision 1; 69.031, Subdivisions 5 and 6; 69.051, Subdivision 1; 69.77, Subdivisions 1, 1a, 2 and 2a; 69.772, Subdivisions 2 and 2a; 69.773, Subdivision 2; 118.01, Subdivision 11; 136.80, Subdivision 1; 136.81; 136.82; 136.83; 136.85; 136.87, Subdivisions 1 and 2; 275.125, Subdivision 6a; 275.50, Subdivision 5; 352.01, Subdivisions 2A, 11, 19 and 23; 352.029, Subdivision 1; 352.03, Subdivision 6; 352.113, Subdivision 4; 352.115, Subdivision 10; 352.116, Subdivision 3; 352.12, Subdivision 11; 352.22, Subdivisions 2a, 3 and 10; 352.72, Subdivisions 2 and 4; 352.75; 352.85, by adding a subdivision; 352.90; 352.91, Subdivision 2; 352B.02, Subdivision 1; 352B.075, Subdivision 1; 352B.08, Subdivision 2; 352B.11, Subdivision 2; 352B.26, Subdivisions 1 and 3; 352C.031, by adding a subdivision; 352C.04, Subdivision 1; 352D.02, Subdivisions 1 and 2; 352D.04, Subdivision 2; 352D.09, Subdivision 1; 352E.01, Subdivision 1; 353.01, Subdivisions 6, 7 and 10; 353.023; 353.03, Subdivision 1; 353.16; 353.28, Subdivisions 6 and 8; 353.29, Subdivision 4; 353.30, Subdivision 1c; 353.31, Subdivisions 1 and 9; 353.32, Subdivision 1a; 353.33, Subdivision 2; 353.34, Subdivision 3; 353.36, Subdivision 2; 353.37, Subdivisions 1 and 1a; 353.46, Subdivision 1a, and by adding a subdivision; 353.64, by adding a subdivision; 353.656, Subdivision 6; 353.71, Subdivision 1; 354.05, Subdivisions 2, 13, 24, 25 and 26; 354.06, Subdivision 1; 354.07, Subdivision 1; 354.091; 354.092; 354.094; 354.43, Subdivision 4; 354.44, Subdivisions 1a, 4, 5, 6, 7 and 8; 354.47, Subdivision

1; 354.48, Subdivision 10, and by adding a subdivision; 354.50, Subdivision 2; 354.51, Subdivisions 1, 4 and 5; 354.52, Subdivisions 2, 3 and 4; 354.53, Subdivisions 1 and 3; 354.55, Subdivision 11; 354.56; 354.57; 354.60; 354.62, Subdivision 5; 354.66; 354.69; 354A.011, Subdivision 27; 354A.091, Subdivisions 1 and 6; 354A.092; 354A.094, Subdivisions 3, 8, 11, and by adding a subdivision; 354A.31, Subdivision 3; 354A.35, Subdivisions 2 and 3; 355.07; 355.11, Subdivisions 2, 4 and 5; 355.13, Subdivision 2; 355.21, Subdivisions 2 and 4; 355.22; 355.23, Subdivision 1; 355.29, Subdivisions 1, 3 and 4; 355.311, Subdivisions 1, 2 and 4; 355.41, Subdivisions 2, 3, 4 and 7; 355.46, Subdivision 3; 355.71, Subdivision 6; 355.72; 356.18, Subdivision 1; 356.20; 356.215; 356.216; 356.22, Subdivision 1; 356.24; 356.25; 356.32, Subdivision 1; 356.39; 356.45, Subdivision 2; 356.60, Subdivision 1; 422A.01, Subdivision 11; 422A.06, Subdivisions 2, 3 and 5; 422A.08, Subdivisions 1 and 5; 422A.09, Subdivision 3; 422A.101; 422A.11, Subdivision 1; 422A.15, Subdivision 1; 422A.16, Subdivision 8; 422A.22, Subdivision 2; 422A.23, Subdivision 5; 422A.24; 422A.26; 423.075, Subdivision 1; 423.38; 423.801, Subdivision 2; 423.802; 423.805; 423.806, Subdivision 1; 423.807, Subdivisions 1 and 2; 423.808; 423.809, Subdivisions 1 and 2; 423.810, Subdivision 1; 423.815, Subdivision 1; 423A.04; 424A.01, Subdivision 2; 424A.02, Subdivisions 1, 3, 4, 8 and 9; 424A.04; 424A.05, Subdivisions 1 and 3; 458.18, Subdivision 1; 484.61; 484.68, Subdivision 8; 488A.115; 488A.285; 490.101, Subdivision 2; 490.106; 490.107; 490.12, by adding a subdivision; 490.121, Subdivisions 1, 4, 6 and 7; 490.122; 490.123, Subdivision 1; 490.124, Subdivisions 1, 2, 6 and 10; 490.126, Subdivision 1; 490.129; and 490.132; Laws 1955, Chapter 75, Section 12, Subdivision 2, as amended; Laws 1959, Chapter 131, Section 10, Subdivision 1, as amended; Laws 1965, Chapters 446, Section 7, Subdivision 1, as amended; 458, Section 3, Subdivision 2, as amended; and 498, Section 1, Subdivision 1, as amended; Laws 1967, Chapters 575, Section 9, Subdivision 2; 742, Section 2; 775, Section 8, as amended; 798, Section 1, Subdivision 1, as amended; and 815, Section 8, Subdivision 1; Laws 1969, Chapters 526, Section 11, Subdivision 1; 576, Section 1, Subdivision 1, as amended; 641, Section 2, Subdivision 1, as amended; 719, Section 2; 1088, Section 8, Subdivision 1, as amended; and 1105, Section 4; Laws 1971, Chapters 51, Sections 9, as amended, and 10, Subdivision 2, as amended; 114, Section 8, Subdivision 1; 184, Sections 4 and 5; 214, Section 10; 407, Section 1, Subdivisions 2 and 3; 614, Section 2; and 810, Section 7, as amended; Laws 1973, Chapters 304, Section 3, Subdivision 1; and 587, Section 1, Subdivisions 3, as amended, and 5, as amended; Laws 1974, Chapter 251, Section 1, Subdivisions 2 and 3; Laws 1975, Chapter 424, Section 11; as amended; Laws 1976, Chapter 36, Sections 2, 3 and 4; Laws 1977, Chapter 61, Section 5, Subdivision 2, as amended; and Laws 1978, Chapter 689, Sections 4, Subdivision 2, and 8; proposing new law coded in Minnesota Statutes, Chapters 345, 352, 353, 355 and 356; repealing Minnesota Statutes 1980, Sections 136.86; 352.115, Subdivision 13; 352.1181; 352D.10; 354.09, Subdivisions 1 and 4; 354.41, Subdivisions 3, 6 and 8; 355.302; 355.303; 355.304; 355.305; 355.306; 355.307; 355.308; 355.309; 355.53; 355.73, Subdivisions 5, 6 and 7; 356.18, Subdivision 2; 422A.01, Subdivisions 14, 15 and 16; 422A.08, Subdivisions 2, 3, 4 and 6; 422A.081; 422A.091; 422A.30; 422A.31; 422A.32; 422A.33; 422A.34; 422A.35; 422A.39; 423.075, Subdivision 2; 423.815, Subdivision 3; 487.06; 490.104; 490.127; 490.128; and 490.13; Laws 1969, Chapter 252; Laws 1973, Chapter 481; Laws 1975, Chapter 429; Laws 1978, Chapter 538, Section 6; and Laws 1980, Chapters 342, Section 20; and 509, Section 135.

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

follows:

Page 7, line 4, after the first "the" insert "average monthly"

Page 7, line 8, after "the" insert "first day of the month next following the"

Page 8, line 3, after "the" insert "average monthly"

Page 8, line 14, after "the" insert "first day of the month next following the"

Page 13, after line 36, insert:

"Sec. 18. Minnesota Statutes 1980, Section 43.051, Subdivision 4, is amended to read:

Subd. 4. (1) Notwithstanding any provisions of ~~chapters 352A and chapter 352B~~ or any other law to the contrary, conservation officers and crime bureau officers who are first employed on or after July 1, 1973 and are members of the highway ~~patrolmen's patrol~~ retirement association by reason of their employment, shall not continue employment after attaining the age of 60 years, except for such fractional portion of one year as will enable the employee to complete ~~his~~ the employee's next full year of allowable service as defined pursuant to section 352B.01, subdivision 3.

(2) Notwithstanding any provisions of ~~chapters 352A and chapter 352B~~ or any other law to the contrary, conservation officers and crime bureau officers who are first employed and are members of the highway ~~patrolmen's patrol~~ retirement association by reason of their employment before July 1, 1973, shall be governed by the same mandatory retirement regulations applied to other state employees who are covered by the Minnesota state retirement system.

(3) *Notwithstanding any provisions of chapter 352B or any other law to the contrary, members of the Minnesota highway patrol division of the department of public safety who are members of the highway patrol retirement association by reason of their employment, shall not continue employment after attaining the age of 60 years, except for such fractional portion of one year as will enable the employee to complete the employee's next full year of allowable service as defined pursuant to section 352B.01, subdivision 3.*

Page 31, line 30, strike "136.86" and insert "136.85"

Page 31, line 36, strike "136.86" and insert "136.85"

Page 37, line 9, delete "in"

Page 37, line 28, after "individual" insert a period

Page 37, line 36, after "the" insert "first day of the month next following the"

Page 65, delete section 61

Page 65, line 27, after the period, insert "The term "average monthly salary" shall not include any reduced salary paid during the period the person is entitled to benefit payments from the workers' compensation court of appeals for temporary disability."

Page 67, line 20, strike "himself" and insert "from full-time attendance"

Page 75, line 33, delete "No." and insert "no."

Page 87, line 26, after the period, insert *"The disability benefit amount attributable to service as a member of the basic program of the Minneapolis municipal employees retirement fund shall be payable by the Minneapolis municipal employees retirement fund and the disability benefit amount attributable to all other service shall be payable by the public employees retirement association."*

Page 89, line 34, after "association" insert *"unless the employee is covered by the Minnesota state retirement system by virtue of prior employment by the association"*

Page 91, line 18, strike "sections" and insert *"Minnesota Statutes 1980, Section"* and after "354.09" strike the comma and insert *"and section"*

Page 91, line 27, strike "sections" and insert *"Minnesota Statutes 1980, Section"* and after "and" insert *"section"*

Page 91, line 30, strike "sections" and insert *"Minnesota Statutes 1980, Section"* and after "4," insert *"sections"*

Page 93, line 14, strike "ADJUSTABLE FIXED BENEFIT" and insert *"POST-RETIREMENT INVESTMENT FUND"*

Pages 95 to 99, delete sections 105 to 107

Page 103, line 15, delete *"for"*

Page 106, line 1, delete *"reaches"* and insert *"attains"*

Page 106, line 28, delete *"retirement"*

Page 108, line 12, after "Each" insert *"school"* and strike *"of education"*

Page 108, line 26, after "officer," insert *"school"* and strike the second *"of"*

Page 108, line 27, strike *"education"*

Page 116, line 22, delete *"retirement"*

Page 116, line 34, delete *"rate"*

Page 117, lines 17 and 22, delete *"membership,"*

Page 118, line 9, delete *"membership"*

Page 118, line 10, delete *"in,"*

Page 118, lines 22 and 28, delete *"membership in,"*

Page 119, lines 1, 12, 19, 26, 31 and 36, delete *"membership in,"*

Page 120, line 4, delete *"membership in,"*

Page 129, line 17, delete *"other than a soil and water"*

Page 129, line 18, delete *"conservation district specified in section 353.022"*

Page 129, line 19, strike *"Minnesota Statutes,"*

Page 129, line 29, delete *"other than a soil and water conservation district"*

Page 129, line 30, delete *"specified in section 353.022"*

Page 132, line 10, strike "Municipalities" and insert "Cities"

Page 134, line 33, delete "355.08" and insert "355.07"

Page 135, line 24, delete "contribution of a" and insert "judge shall pay into the contribution fund established pursuant to section 355.04, an employee contribution on wages"

Page 135, delete line 25

Page 135, line 26, delete "reduced by an amount"

Page 135, line 27, after the period, insert "This contribution shall be made from the contribution made by the judge pursuant to section 490.123, subdivision 1."

Page 137, line 24, delete "personnel" and insert "employee relations"

Page 138, after line 14, insert:

"Sec. 169. Minnesota Statutes 1980, Section 355.73, is amended by adding a subdivision to read:

Subd. 8. Any hospital employee excluded from retirement coverage by the public employees retirement association pursuant to subdivision 5, shall continue to be excluded from that retirement coverage so long as the person remains employed as a hospital employee."

Page 144, line 25, delete "fifth" and insert "sixth"

Page 152, line 34, strike "shall be" and insert "is"

Page 154, lines 18 and 19, strike the headnote insert "BASIS FOR SUBSEQUENT POST RETIREMENT ADJUSTMENTS."

Page 156, line 28, after "contributions" insert ", any outstanding unpaid annuity, service pension or other retirement benefit payments, including those made on warrants issued by the commissioner of finance, which have been issued and delivered for more than six years prior to the date of the end of the fiscal year applicable to the public pension fund,"

Page 158, line 17, strike "adjustable fixed-benefit" and insert "post retirement investment"

Page 158, line 32, strike "adjustable fixed-benefit" and insert "post retirement investment"

Page 168, line 18, strike "for"

Page 180, delete section 210

Pages 182 to 187, delete sections 212 and 213

Pages 188 and 189, delete section 215

Pages 191 and 192, delete section 218

Page 193, after line 31, insert:

"Sec. 217. Minnesota Statutes 1980, Section 487.01, Subdivision 7, is amended to read:

Subd. 7. When the judicial business of a county court permits, the chief

justice of the supreme court, upon the recommendation of all of the county boards of a county court district may, by order filed in the office of the secretary of state, reduce the number of county court judges. The office of any judge shall not be terminated until the expiration of ~~his the term and of the judge shall be eligible for retirement compensations under the provisions of section 487.06.~~

Sec. 218. Minnesota Statutes 1980, Section 487.01, Subdivision 9, is amended to read:

Subd. 9. (1) All probate judges in office on July 1, 1972 shall be the county court judges of their respective counties and shall continue in office as such for the balance of the terms for which they were last elected and shall be eligible for reelection to office. In counties hereby combined into county court districts and for which only one judge is provided, the probate judge of the county having the largest population determined by the last United States census shall be the judge of the county court if he consents, and files his consent prior to July 1, 1972 in the office of the secretary of state. If he does not consent, the probate judge of the smaller county shall be the judge of the county court. In counties combined into county court districts for which only one judge is provided, a probate judge in any of the affected counties who at the effective date of this act, is, or before or at the expiration of his then current term of office will become, eligible for retirement pursuant to section ~~487.06~~ 230 shall not become county court judge upon the effective date of this act, but he shall serve as a judicial officer until his retirement which shall occur not later than the expiration of his then current term of office. If all probate judges in such a county court district will qualify for retirement pursuant to section ~~487.06~~ 230 at or before the expiration of their current term of office as of the effective date of this act, the county court judge shall be selected according to the population of the respective counties in the county court district as hereinbefore provided in subparagraph 1. The probate judge who is not hereby designated as judge of the county court shall continue in office until the expiration of his term and become a part time judicial officer of the county court, hearing and trying matters assigned to him by the judge of the county court but, if he is not learned in the law, then he shall hear and try only matters assigned to him by the judge of the county court he was heretofore authorized by law to hear and try.

(1a) The probate judges of St. Louis county probate court in office on January 1, 1974 shall be county court judges of the county court of St. Louis county and shall continue in office as such for the balance of the terms for which they were last elected and shall be eligible for reelection to office.

(2) Except as provided in subparagraph 1, the judges required by the application of this section shall be appointed by the governor from among the municipal court judges or magistrates serving pursuant to a municipal ordinance, charter, or legislative act other than special municipal court judges serving within the county who are learned in the law and consent thereto. A judge so appointed shall serve until his successor is elected and qualifies. If there are no serving municipal court judges, such county court judges shall be elected at the next general election following July 1, 1972.

(2a) Except as provided in subparagraph 1a, the judges required by the application of this section in the south district of the county court of St. Louis county shall be appointed by the governor from among the full time judges of

the municipal court of the city of Duluth in office on January 1, 1974, and a judge so appointed shall serve until his successor is elected and qualifies; and the judges required in the northwest and northeast districts of the county court of St. Louis county shall be appointed by the governor from among persons learned in the law residing in each district, and a judge so appointed shall serve until his successor is elected and qualifies."

Page 194, line 18, strike "; RETIREMENT FUND"

Page 195, line 31, strike "fraction"

Page 195, line 32, before "service" insert "fractional"

Page 196, line 34, delete "the"

Page 198, line 17, delete "227" and insert "222"

Page 199, line 10, strike "The retirement benefits due and"

Page 199, lines 11 to 24, strike the old language and delete the new

Page 199, line 25, strike "(5)"

Page 199, line 31, after "to" insert "this" and strike "(4)"

Page 201, after line 13, insert:

"Any judge whose office is terminated pursuant to section 487.01, subdivision 7, shall be eligible for a retirement allowance pursuant to the provisions of this section."

Page 204, line 31, strike "60" and insert "90"

Page 219, line 27, strike "must" and insert "shall"

Page 230, line 20, delete "Subdivision 3," and insert "Subdivisions"

Page 230, line 29, after "135" insert "are repealed"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 12, after "16A.19;" insert "43.051, Subdivision 4;"

Page 1, line 25, delete "352B.075, Subdivision 1;"

Page 1, line 41, delete "354.091; 354.092; 354.094;"

Page 2, line 11, after "355.72;" insert "355.73, by adding a subdivision;"

Page 2, line 24, delete "424A.01, Subdivision 2;"

Page 2, line 25, delete "3, 4," and insert "and" and delete "and 9"

Page 2, line 25, after "424A.05," delete "Subdivisions" and insert "Subdivision" and delete the second "and"

Page 2, line 26, delete "3"

Page 2, line 27, after "8;" insert "487.01, Subdivisions 7 and 9;"

Page 2, line 61, delete "3."

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. 132: A bill for an act relating to retirement; Duluth teachers retirement fund association; authorizing an increase in retirement allowances and benefits for certain teachers; establishing a new coordinated retirement program within the retirement fund association; amending Minnesota Statutes 1980, Sections 354A.011, Subdivision 11; 354A.092; 354A.093; 354A.12, Subdivisions 1 and 2; 354A.24; 354A.32; 354A.39; and 354A.41.

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

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

H. F. No. 420: A bill for an act relating to the bureau of criminal apprehension; including the superintendent within workers' compensation coverage; amending Minnesota Statutes 1980, Section 299C.19.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

Mr. Johnson from the Committee on Taxes and Tax Laws, to which was referred the following appointment as reported in the Journal for March 12, 1981:

TAX COURT

Carl A. Jensen

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

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

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

H. F. No. 972 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

H.F. No. 972
S.F. No. 846

CONSENT CALENDAR

H.F. No. S.F. No.

CALENDAR

H.F. No. S.F. No.

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 were referred

H. F. Nos. 396 and 486 for comparison with companion Senate Files, reports the following House Files were found not identical with their compan-

ion 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.
486	457			396	745

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 396 be amended as follows:

Page 1, line 11, before the period insert "TO SURVIVING RELATIVES"

Page 1, delete lines 12 to 16 and insert:

"Upon the death of any person who served six years or more in the Minnesota National Guard, the adjutant general shall furnish an American flag to the closest surviving relative of the deceased guardsman or former guardsman."

Amend the title as follows:

Page 1, line 3, delete "upon request of" and insert "to the closest surviving relative of a deceased person who served six or more years in the Minnesota National Guard"

Page 1, delete lines 4 and 5

Page 1, line 6, delete "national guard"

And when so amended H. F. No. 396 will be identical to S. F.No. 745, and further recommends that H. F. No. 396 be given its second reading and substituted for S. F. No. 745, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 486 be amended as follows:

Page 1, line 19, delete "avoiding direct military participation in" and insert "removing American military advisors from"

Page 1, line 22, delete "avoid all" and insert "cease all military and economic aid to El Salvador and to condemn the terrorism in that country."

Page 1, delete lines 23 to 25

Page 2, delete lines 1 and 2

Amend the title as follows:

Page 1, line 3, delete "avoid direct military involvement in" and insert "cease all military and economic aid to"

And when so amended H. F. No. 486 will be identical to S. F.No. 457, and further recommends that H. F. No. 486 be given its second reading and substituted for S. F. No. 457, 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. 814 and 1106 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 435, 739, 420, 972, 396 and 486 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Wegener moved that H. F. No. 241 be withdrawn from the Committee on Local Government and Urban Affairs and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 1118. The motion prevailed.

Messrs. Bang and Petty introduced—

Senate Resolution No. 52: A Senate resolution extending congratulations to Judith Guest of Edina for her authorship of the book "Ordinary People."

Referred to the Committee on Rules and Administration.

Mr. Lessard moved that S. F. No. 336 be taken from the table. The motion prevailed.

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.

CONCURRENCE AND REPASSAGE

Mr. Lessard moved that the Senate concur in the amendments by the House to S. F. No. 336 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 336 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Wegener moved that S. F. No. 275 be taken from the table. The motion prevailed.

S. F. No. 275: A bill for an act relating to counties; permitting escalation clauses or negotiated price changes in county contracts; clarifying advertising requirements; amending Minnesota Statutes 1980, Section 375.21, Subdivision 1.

CONCURRENCE AND REPASSAGE

Mr. Wegener moved that the Senate concur in the amendments by the House to S. F. No. 275 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 275 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 37 and nays 28, as follows:

Those who voted in the affirmative were:

Bang	Frank	Olthoft	Purfeerst	Stern
Belanger	Frederickson	Pehler	Ramstad	Stokowski
Benson	Knoll	Penny	Renneke	Stumpf
Bertram	Langseth	Peterson, C.C.	Rued	Ulland
Chmielewski	Lantry	Peterson, D.L.	Schmitz	Wegener
Davies	Lessard	Peterson, R.W.	Setzepfandt	
Davis	Luther	Petty	Sieloff	
Dicklich	Nelson	Pillsbury	Spear	

Those who voted in the negative were:

Ashbach	Dieterich	Johnson	Menning	Tennessee
Berg	Engler	Keefe	Merriam	Vega
Berglin	Frederick	Knutson	Moe, D.M.	Waldorf
Bernhagen	Hanson	Kroening	Moe, R.D.	Willet
Brataas	Hughes	Kronebusch	Sikorski	
Dahl	Humphrey	Lindgren	Taylor	

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

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 on the Calendar. The motion prevailed.

CALENDAR

S. F. No. 215: A bill for an act relating to taxation; allowing urban towns to increase their tax levy limit base by eight percent per year; amending Minnesota Statutes 1980, Section 275.52, Subdivision 2.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 89: A bill for an act relating to elections; clarifying certain sanctions imposed for violation of fair campaign practices act; providing a good faith exception; amending Minnesota Statutes 1980, Section 210A.39.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 520: A bill for an act relating to elections; allowing cities and counties to elect to use data processing systems in lieu of duplicate registration cards; requiring the secretary of state to prescribe alternate forms for duplicate registration files; changing voter verification requirements for cities and counties which elect to use data processing systems; amending Minnesota Statutes 1980, Sections 201.071, Subdivision 4, and by adding subdivisions; 201.221, Subdivision 4; and 204A.29, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Chmielewski	Frederick	Kroening	Merriam
Bang	Dahl	Frederickson	Kronebusch	Moe, D.M.
Belanger	Davies	Hanson	Langseth	Moe, R.D.
Benson	Davis	Hughes	Lantry	Nelson
Berg	Dicklich	Humphrey	Lessard	Olhoft
Bernhagen	Dieterich	Johnson	Lindgren	Pehler
Bertram	Engler	Knoll	Luther	Penny
Brataas	Frank	Knutson	Menning	Peterson, C.C.

Peterson, D.L.	Ramstad	Sikorski	Taylor	Wegener
Peterson, R.W.	Renneke	Spear	Tennessee	Willett
Petty	Rued	Stern	Ulland	
Pillsbury	Schmitz	Stokowski	Vega	
Purfeerst	Setzpfandt	Stumpf	Waldorf	

So the bill passed and its title was agreed to.

S. F. No. 72: A bill for an act relating to elections; providing a penalty for broadcasting certain false information; exempting certain broadcasters and publishers; amending Minnesota Statutes 1980, Section 210A.04.

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 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Berg, Frederick and Knutson voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 250: A bill for an act relating to economic development; raising certain matching grant limitations; changing the composition of a community development corporation board; amending Minnesota Statutes 1980, Sections 362.12, Subdivision 4; and 362.41, Subdivision 6.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 48 and nays 15, as follows:

Those who voted in the affirmative were:

Ashbach	Frank	Kronebusch	Penny	Sikorski
Bang	Frederick	Langseth	Peterson, C.C.	Stern
Belanger	Frederickson	Lessard	Peterson, D.L.	Stokowski
Benson	Hanson	Lindgren	Peterson, R.W.	Taylor
Bernhagen	Hughes	Menning	Pillsbury	Ulland
Brataas	Humphrey	Moe, D.M.	Purfeerst	Waldorf
Chmielewski	Johnson	Moe, R.D.	Ramstad	Wegener
Dahl	Keefe	Nelson	Renneke	Willett
Davis	Knoll	Olhoft	Rued	
Engler	Kroening	Pehler	Schmitz	

Those who voted in the negative were:

Berg	Dicklich	Lantry	Petty	Stumpf
Bertram	Dieterich	Luther	Setzpfandt	Tennessee
Davies	Knutson	Merriam	Spear	Vega

So the bill passed and its title was agreed to.

S. F. No. 489: A bill for an act relating to crimes; immunity from prosecution; changing the current transactional immunity to conform with federal use immunity; amending Minnesota Statutes 1980, Section 609.09, 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 522: A bill for an act relating to peace officers; prescribing colors for uniforms; amending Minnesota Statutes 1980, Section 626.88.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 660: A bill for an act relating to counties; providing correct references to certain civil service procedures; amending Minnesota Statutes 1980, Sections 375.58, Subdivision 3; and 375.62.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 196: A bill for an act relating to Carver county; providing for payment of expenses of the county commissioners.

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 20, as follows:

Those who voted in the affirmative were:

Ashbach	Frank	Kronebusch	Olhoft	Schmitz
Belanger	Frederick	Langseth	Pehler	Sikorski
Benson	Hanson	Lantry	Penny	Spear
Bertram	Hughes	Lessard	Peterson, C.C.	Stern
Brataas	Humphrey	Luther	Petty	Stokowski
Chmielewski	Johnson	Menning	Pillsbury	Tennessee
Dicklich	Keefe	Moe, D.M.	Purfeerst	Vega
Dieterich	Knoll	Moe, R.D.	Ramstad	Waldorf
Engler	Knutson	Nelson	Rued	

Those who voted in the negative were:

Bang	Davies	Lindgren	Renneke	Taylor
Berg	Davis	Merriam	Setzepfandt	Ulland
Bernhagen	Frederickson	Peterson, D.L.	Sieloff	Wegener
Dahl	Kroening	Peterson, R.W.	Stumpf	Willet

So the bill passed and its title was agreed to.

S. F. No. 462: A bill for an act relating to labor; providing for increases in fees for certain steamfitters; prohibiting certain time credit when applying for license; amending Minnesota Statutes 1980, Sections 326.48, Subdivision 1; and 326.50.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

Ashbach	Chmielewski	Frederick	Knutson	Menning
Bang	Dahl	Frederickson	Kroening	Merriam
Belanger	Davies	Hanson	Kronebusch	Moe, D.M.
Benson	Davis	Hughes	Langseth	Moe, R.D.
Berg	Dicklich	Humphrey	Lantry	Nelson
Bernhagen	Dieterich	Johnson	Lessard	Olhoft
Bertram	Engler	Keefe	Lindgren	Pehler
Brataas	Frank	Knoll	Luther	Penny

Peterson, C.C.	Ramstad	Sieloff	Stumpf	Wegener
Peterson, D.L.	Renneke	Sikorski	Taylor	Willet
Peterson, R.W.	Rued	Spear	Ulland	
Petty	Schmitz	Stern	Vega	
Pillsbury	Setzepfandt	Stokowski	Waldorf	

Mr. Tennesen voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 530: A bill for an act relating to game and fish; revising certain provisions concerning the transportation of pistols and revolvers; amending Minnesota Statutes 1980, Section 100.29, Subdivisions 5 and 17.

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

So the bill passed and its title was agreed to.

S. F. No. 741: A bill for an act relating to the town of Woodville; permitting payment of the cemetery directors; repealing Laws 1959, Chapter 149.

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

So the bill passed and its title was agreed to.

S. F. No. 408: A bill for an act relating to public welfare; providing for a statewide program of subsidies for families of mentally retarded children;

amending Minnesota Statutes 1980, Section 252.27, Subdivision 4.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 550: A bill for an act relating to education; changing the time period for filing an application to be placed on the ballot for board elections; amending Minnesota Statutes 1980, Section 123.32, Subdivision 4.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 401: A bill for an act relating to elections; changing certain procedures and the effect of absentee ballots; amending Minnesota Statutes 1980, Section 207.05, Subdivision 1; proposing new law coded in Minnesota Statutes, Chapter 207.

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 26 and nays 36, as follows:

Those who voted in the affirmative were:

Ashbach	Brataas	Knutson	Renneke	Ulland
Bang	Chmielewski	Kronebusch	Rued	Willet
Belanger	Davies	Lindgren	Sieloff	
Benson	Engler	Peterson, D.L.	Spear	
Berg	Frederick	Pillsbury	Stumpf	
Bernhagen	Keefe	Ramstad	Taylor	

Those who voted in the negative were:

Bertram	Humphrey	Menning	Peterson, C.C.	Tennessen
Dahl	Johnson	Merriam	Peterson, R.W.	Vega
Davis	Knoll	Moe, D.M.	Petty	Waldorf
Dicklich	Kroening	Moe, R.D.	Purfeerst	Wegener
Dieterich	Langseth	Nelson	Setzepfandt	
Frederickson	Lantry	Olhoft	Sikorski	
Hanson	Lessard	Pehler	Stern	
Hughes	Luther	Penny	Stokowski	

So the bill failed to pass.

S. F. No. 699: A bill for an act relating to transportation; authorizing the commissioner of transportation to act as agent for political subdivisions for the construction of roads and bridges under certain circumstances; amending Minnesota Statutes 1980, Section 161.36, 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 51 and nays 12, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ashbach	Brataas	Knutson	Pillsbury	Sieloff
Bang	Frederick	Kronebusch	Rued	Ulland
Bernhagen	Keefe			

So the bill passed and its title was agreed to.

S. F. No. 639: A bill for an act relating to metropolitan government; requiring that metropolitan council boundaries be redrawn after each federal census; amending Minnesota Statutes 1980, Section 473.123, Subdivision 2.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Berg	Chmielewski	Dicklich	Frederick
Bang	Bernhagen	Dahl	Dieterich	Frederickson
Belanger	Bertram	Davies	Engler	Hanson
Benson	Brataas	Davis	Frank	Hughes

Humphrey	Lindgren	Penny	Rued	Tennessee
Johnson	Luther	Peterson, C.C.	Schmitz	Ulland
Knoll	Menning	Peterson, D.L.	Setzepfandt	Vega
Knutson	Merriam	Peterson, R.W.	Sieloff	Waldorf
Kroening	Moe, D.M.	Petty	Spear	Wegener
Kronebusch	Moe, R.D.	Pillsbury	Stern	Willett
Langseth	Nelson	Purfeerst	Stokowski	
Lantry	Olhoft	Ramstad	Stumpf	
Lessard	Pehler	Renneke	Taylor	

So the bill passed and its title was agreed to.

S. F. No. 136: A bill for an act relating to elections; changing compensation of certain election judges; amending Minnesota Statutes 1980, Section 204A.23.

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:

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

So the bill passed and its title was agreed to.

S. F. No. 973: A bill for an act relating to local government; permitting the city council to fix the compensation of the park board in statutory cities; amending Minnesota Statutes 1980, Section 412.501.

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

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brataas	Dieterich	Spear	Stumpf	Tennessee
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So the bill passed and its title was agreed to.

S. F. No. 179: A bill for an act relating to economic development; regulating business loans to Indians; amending Minnesota Statutes 1980, Section 362.40, Subdivisions 2, 8, 9, 11, 12, 14, and by adding a subdivision; repealing Minnesota Statutes 1980, Section 362.40, Subdivisions 4, 5, and 10.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 358: A bill for an act relating to intoxicating liquor; requiring proof of financial responsibility; amending Minnesota Statutes 1980, Sections 340.11, by adding a subdivision; 340.12; and 340.353, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Bertram and Wegener voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 353: A bill for an act relating to local government; setting conditions for group insurance contract bids; amending Minnesota Statutes 1980, Section 471.616, 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	Dieterich	Kronebusch	Penny	Sikorski
Bang	Engler	Langseth	Peterson, C.C.	Solon
Belanger	Frank	Lantry	Peterson, D.L.	Spear
Benson	Frederick	Lessard	Peterson, R.W.	Stern
Berg	Frederickson	Lindgren	Petty	Stokowski
Bernhagen	Hanson	Luther	Pillsbury	Stumpf
Bertram	Hughes	Menning	Purfeerst	Taylor
Brataas	Humphrey	Merriam	Ramstad	Tennessee
Chmielewski	Johnson	Moe, D.M.	Renneke	Ulland
Dahl	Keefe	Moe, R.D.	Rued	Vega
Davies	Knoll	Nelson	Schmitz	Waldorf
Davis	Knutson	Olhoft	Setzepfandt	Wegener
Dicklich	Kroening	Pehler	Sieloff	Willet

So the bill passed and its title was agreed to.

S. F. No. 168: A bill for an act relating to intoxicating liquor; providing for a liquor license fee to be set by a town board in certain cases; requiring town board approval of certain county liquor licenses; amending Minnesota Statutes 1980, Section 340.11, Subdivision 10.

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 2, as follows:

Those who voted in the affirmative were:

Ashbach	Berg	Chmielewski	Dieterich	Frederickson
Bang	Bernhagen	Davies	Engler	Hanson
Belanger	Bertram	Davis	Frank	Hughes
Benson	Brataas	Dicklich	Frederick	Humphrey

Johnson	Lindgren	Peterson, C.C.	Schmitz	Taylor
Keefe	Luther	Peterson, D.L.	Setzepfandt	Tennessen
Knoll	Menning	Peterson, R.W.	Sieloff	Ulland
Knutson	Moe, D.M.	Petty	Sikorski	Vega
Kroening	Moe, R.D.	Pillsbury	Solon	Waldorf
Kronebusch	Nelson	Purfeerst	Spear	Wegener
Langseth	Olhoft	Ramstad	Stern	Willet
Lantry	Pehler	Renneke	Stokowski	
Lessard	Penny	Rued	Stumpf	

Messrs. Dahl and Merriam voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 849: A bill for an act relating to education; adding a representative from the Minnesota association of private post-secondary schools to the higher education advisory council; amending Minnesota Statutes 1980, Section 136A.02, Subdivision 6.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 333: A bill for an act relating to public employees; regulating bargaining between instructional unit employees and the University of Minnesota; amending Minnesota Statutes 1980, Section 179.741, 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 436: A bill for an act relating to children; providing for review of foster care status of certain children; amending Minnesota Statutes 1980, Sections 257.071, Subdivisions 2, 3 and 4; 260.015, Subdivision 7; 260.111, Subdivision 2; and 260.131, by adding a subdivision; proposing new law to be coded in Minnesota Statutes, Chapter 260.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

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

Mrs. Brataas and Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 759: A bill for an act relating to transportation; establishing a rail bank account; providing for the deposit of money in the rail bank account and specifying the purposes for which it may be expended; limiting the means by which the commissioner may acquire certain abandoned railroad right-of-way; appropriating money; amending Minnesota Statutes 1980, Sections 222.49; 222.50, Subdivision 7; 222.63, Subdivision 2, and by adding a subdivision; and Laws 1980, Chapter 610, Section 1.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 713: A bill for an act relating to drivers licenses; increasing fees for motorized bicycle operator permits and for driver licenses; establishing a fee for the Minnesota identification card; providing for uniform application fees; providing for the reallocation of certain revenues; requiring reexamination before issuance of a new drivers license after revocation; authorizing married applicants to use their maiden name as their middle name; amending Minnesota Statutes 1980, Sections 171.02, Subdivision 3; 171.06, Subdivisions 1, 2, 4, and by adding a subdivision; 171.07, Subdivision 3; 171.26; and 171.29.

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 37 and nays 28, as follows:

Those who voted in the affirmative were:

Bertram	Hanson	Moe, D.M.	Peterson, R.W.	Solon
Chmielewski	Humphrey	Moe, R.D.	Petty	Stern
Davis	Knoll	Nelson	Pillsbury	Stokowski
Davis	Kronebusch	Olhoft	Purfeerst	Vega
Dicklich	Langseth	Pehler	Renneke	Wegener
Engler	Lantry	Penny	Schmitz	
Frank	Luther	Peterson, C.C.	Setzepfandt	
Frederickson	Menning	Peterson, D.L.	Sikorski	

Those who voted in the negative were:

Ashbach	Brataas	Keefe	Ramstad	Tennesen
Bang	Dahl	Knutson	Rued	Ulland
Belanger	Dieterich	Kroening	Sieloff	Waldorf
Benson	Frederick	Lessard	Spear	Willet
Berg	Hughes	Lindgren	Stumpf	
Bernhagen	Johnson	Merriam	Taylor	

So the bill passed and its title was agreed to.

S. F. No. 372: A bill for an act relating to agriculture; removing certain buyers and sellers of hay and straw from commission merchant licensing requirements; amending Minnesota Statutes 1980, Sections 223.01; 223.02; 223.03; and 223.05; repealing Minnesota Statutes 1980, Sections 223.06 and 223.12.

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

So the bill passed and its title was agreed to.

S. F. No. 535: A bill for an act relating to corporations; providing for the issuance of stock in a professional corporation to a partnership or a professional corporation performing the same kind of service; providing for the transfer of stock to a partnership or a professional corporation; amending Minnesota Statutes 1980, Section 319A.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:

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

So the bill passed and its title was agreed to.

S. F. No. 476: A bill for an act relating to crimes; providing the court with discretion to require a presentence investigation in the case of felony convictions; requiring a presentence sentencing worksheet for a defendant convicted of a felony; amending Minnesota Statutes 1980, Section 609.115, 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	Dieterich	Kronebusch	Penny	Sikorski
Bang	Engler	Langseth	Peterson, C.C.	Solon
Belanger	Frank	Lantry	Peterson, D.L.	Spear
Benson	Frederick	Lessard	Peterson, R.W.	Stern
Berg	Frederickson	Lindgren	Petty	Stokowski
Bernhagen	Hanson	Luther	Pillsbury	Stumpf
Bertram	Hughes	Menning	Purfeerst	Taylor
Brataas	Humphrey	Merriam	Ramstad	Tennessen
Chmielewski	Johnson	Moe, D.M.	Renneke	Ulland
Dahl	Keefe	Moe, R.D.	Rued	Vega
Davies	Knoll	Nelson	Schmitz	Waldorf
Davis	Knutson	Olhoft	Setzepfandt	Wegener
Dicklich	Kroening	Pehler	Sieloff	Willet

So the bill passed and its title was agreed to.

S. F. No. 574: A bill for an act relating to judicial procedures; changing certain provisions relating to guardianship and conservatorship; amending Minnesota Statutes 1980, Sections 525.539, Subdivision 3, and by adding a

subdivision; 525.54; 525.541; 525.542; 525.543; 525.55; 525.551; 525.5515; 525.56, Subdivisions 3 and 4; 525.58; 525.591, Subdivisions 2 and 3; 525.618, Subdivision 1; 525.6185; 525.619; 525.6192; 525.6196; 525.6198; 525.62; 525.67; 525.69; and 525.703; proposing new law coded in Minnesota Statutes, Chapter 525; repealing Minnesota Statutes 1980, Section 525.504.

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

So the bill passed and its title was agreed to.

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

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

So the bill passed and its title was agreed to.

S. F. No. 982: A bill for an act relating to the city of St. Cloud; authorizing the improvement and operation of the city-owned Mississippi River dam to provide for generation of hydroelectric power, and the issuance of revenue bonds to finance the project.

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	Engler	Langseth	Peterson, C.C.	Solon
Bang	Frank	Lantry	Peterson, D.L.	Spear
Belanger	Frederick	Lessard	Peterson, R.W.	Stern
Benson	Frederickson	Lindgren	Petty	Stokowski
Berg	Hanson	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	
Dicklich	Kronebusch	Penny	Sikorski	

Mr. Dieterich voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1044: A bill for an act relating to the city of Echo; authorizing the issuance of bonds for the acquisition and betterment of a community center.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Dahl and Merriam voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 874: A bill for an act relating to energy; requiring the provision of energy audits for certain rental housing; expanding certain utility investment programs; amending Minnesota Statutes 1980, Sections 116H.17, by adding a subdivision; 216B.165, Subdivisions 1 and 2; and 216B.241, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 37 and nays 27, as follows:

Those who voted in the affirmative were:

Chmielewski	Hughes	Merriam	Schmitz	Tennessen
Dahl	Humphrey	Moe, D.M.	Setzepfandt	Ulland
Davies	Johnson	Moe, R.D.	Sikorski	Vega
Davis	Knoll	Nelson	Solon	Waldorf
Dicklich	Kroening	Olhoft	Spear	Willet
Dieterich	Langseth	Pehler	Stern	
Frank	Lantry	Peterson, R.W.	Stokowski	
Hanson	Luther	Petty	Stumpf	

Those who voted in the negative were:

Ashbach	Bertram	Knutson	Peterson, C.C.	Rued
Bang	Brataas	Kronebusch	Peterson, D.L.	Sieloff
Belanger	Engler	Lessard	Pillsbury	Taylor
Benson	Frederick	Lindgren	Purfeerst	
Berg	Frederickson	Menning	Ramstad	
Bernhagen	Keefe	Penny	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 903: A bill for an act relating to the city of Minneapolis; providing for amendment of certain special revenue obligations; amending Laws 1975, Chapter 188, Section 3, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 35 and nays 28, as follows:

Those who voted in the affirmative were:

Belanger	Hanson	Lantry	Olhoft	Solon
Chmielewski	Hughes	Lessard	Penny	Stern
Dahl	Humphrey	Luther	Petty	Stokowski
Davis	Johnson	Menning	Purfeerst	Stumpf
Dicklich	Knoll	Moe, D.M.	Schmitz	Ulland
Dieterich	Kroening	Moe, R.D.	Setzepfandt	Vega
Frank	Langseth	Nelson	Sikorski	Waldorf

Those who voted in the negative were:

Bang	Davies	Kronebusch	Peterson, R.W.	Spear
Benson	Engler	Lindgren	Pillsbury	Taylor
Berg	Frederick	Merriam	Ramstad	Tennessen
Bernhagen	Frederickson	Pehler	Renneke	Willet
Bertram	Keefe	Peterson, C.C.	Rued	
Brataas	Knutson	Peterson, D.L.	Sieloff	

So the bill passed and its title was agreed to.

S. F. No. 272: A bill for an act relating to children; prohibiting neglect and abuse of children; amending Minnesota Statutes 1980, Sections 626.556, Subdivision 2, and by adding a subdivision; and 626.557, Subdivision 19.

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	Berg	Chmielewski	Dicklich	Frederick
Bang	Bernhagen	Dahl	Dieterich	Frederickson
Belanger	Bertram	Davies	Engler	Hanson
Benson	Brataas	Davis	Frank	Hughes

Humphrey	Lessard	Pehler	Renneke	Stokowski
Johnson	Lindgren	Penny	Rued	Stumpf
Keefe	Luther	Peterson, C. C.	Schmitz	Taylor
Knoll	Menning	Peterson, D. L.	Setzepfandt	Tennessee
Knutson	Merriam	Peterson, R. W.	Sieloff	Ulland
Kroening	Moe, D. M.	Petty	Sikorski	Vega
Kronebusch	Moe, R. D.	Pillsbury	Solon	Waldorf
Langseth	Nelson	Purfeerst	Spear	Willet
Lantry	Olhoft	Ramstad	Stern	

So the bill passed and its title was agreed to.

S. F. No. 533: A bill for an act relating to crimes; authorizing law enforcement agencies in municipalities with more than 2,500 inhabitants to seize property unlawfully used in connection with controlled substance violations; amending Minnesota Statutes 1980, Section 152.01, Subdivision 17.

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	Engler	Langseth	Peterson, C. C.	Solon
Bang	Frank	Lantry	Peterson, D. L.	Spear
Belanger	Frederick	Lessard	Peterson, R. W.	Stern
Benson	Frederickson	Lindgren	Petty	Stokowski
Berg	Hanson	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	Setzepfandt	Willet
Davis	Kroening	Pehler	Sieloff	
Dicklich	Kronebusch	Penny	Sikorski	

Mr. Dieterich voted in the negative.

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 513: A bill for an act relating to interest; clarifying the usury exemption on certain loans; increasing rates of interest on loans for business and agricultural transactions and loans made by agricultural credit corporations; removing certain deficiencies and ambiguities; amending Minnesota Statutes 1980, Sections 334.01, Subdivision 2; 334.011, Subdivision 1; and 334.061.

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 54 and nays 9, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Chmielewski	Dieterich	Johnson	Spear	Willet
Dicklich	Hughes	Kroening	Stumpf	

So the bill passed and its title was agreed to.

S. F. No. 268: A bill for an act relating to insurance; regulating suicide provisions in life insurance contracts; proposing new law coded in Minnesota Statutes, Chapter 61A.

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

So the bill passed and its title was agreed to.

S. F. No. 732: A bill for an act relating to insurance; revising the statutory provisions relating to surplus lines insurance; clarifying its operation and coverage; providing penalties; proposing new law coded in Minnesota Statutes, Chapter 60A; repealing Minnesota Statutes 1980, Section 60A.20.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Bertram, Merriam, Penny and Stumpf voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1043: A bill for an act relating to administrative procedures; providing for changes in the recompilation, publication, and drafting of administrative rules; modifying the powers of the revisor of statutes with respect to compiling, publishing, and drafting of administrative rules; clarifying which rules are to be published; fixing a common nomenclature for certain steps in the administrative process; extending statutory standard definitions of terms and principles of construction to administrative rules; providing for the effect of transferring responsibilities between agencies; extending the jurisdiction of the LCRAR; clarifying when a rule suspended by the LCRAR becomes effective; modifying certain provisions of the administrative procedure act; removing certain obsolete terms and clarifying certain language; amending Minnesota Statutes 1980, Sections 3.965, Subdivision 2; 15.0411, Subdivisions 2 and 3; 15.0412, Subdivisions 1, 1a; 2a, 4, 4c, 4d, 4e, 4f, 4g, 4h, 5, 7, 8, 9 and 10; 15.0413; 15.0415; 16.86, Subdivision 2; 62E.10, Subdivision 8; 121.931, Subdivision 8; 121.932, Subdivision 3; 169.128; 182.655, Subdivision 1; 238.09, Subdivision 9; 271.06, Subdivision 7; 299A.03, Subdivision 6; 299F.19, Subdivision 6; 360.015, Subdivisions 4, 5 and 16; 645.071, Subdivision 1; 645.08; 645.11; 645.12, Subdivision 1; 645.13; 645.14; 645.15; 645.18; 645.19; 645.20; 645.21; 645.23; 645.24; 645.26, Subdivisions 1 and 2; 645.31, Subdivision 1; 645.34; 645.35; 645.36; 645.37; 645.39; 645.40; 645.41; 645.44, Subdivision 1; 645.45; 645.451, Subdivision 1; 645.46; 645.48; 648.31, Subdivision 6; 648.50, Subdivisions 1, 2, 3, 4 and 6, and by adding subdivisions; proposing new law coded in Minnesota Statutes, Chapters 15 and 645; repealing Minnesota Statutes 1980, Sections 15.015 to 15.04; 174.06, Subdivision 6; and 245.04 to 245.07.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 188: A bill for an act relating to crimes; regulating the possession, use, sale, and furnishing of tear gas and tear gas compounds; providing penalties; proposing new law coded in Minnesota Statutes, Chapter 624; repealing Minnesota Statutes 1980, Section 624.73.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Davies and Purfeerst voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 539: A bill for an act relating to family law; allowing joint custody of minor children; providing for acknowledgments of paternity; changing provisions related to venue; providing expedited hearings; changing determination of maintenance and support orders; changing the division of marital property; providing for enforcement of maintenance and support orders; changing requirements for evidence, orders, and decrees; adopting the revised uniform reciprocal enforcement of support act; amending Minnesota Statutes 1980, Sections 257.34, Subdivision 1; 518.003, by adding a subdivision; 518.09; 518.131, Subdivisions 3 and 4, and by adding subdivisions; 518.145; 518.17;

518.54, Subdivision 5; 518.551; 518.58; and 518.64, Subdivision 2; proposing new law coded in Minnesota Statutes, Chapter 518C; repealing Minnesota Statutes 1980, Sections 518.41; 518.42; 518.43; 518.44; 518.45; 518.46; 518.47; 518.48; 518.49; 518.491; 518.50; 518.51; 518.52; and 518.53.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Davies and Keefe voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 305: A bill for an act relating to retirement; various retirement funds; crediting service for vesting and benefit accrual purposes in the Minnesota demonstration job-sharing program; removing certain transitional provisions governing the fire state aid program; providing police state aid for municipalities which employ police officers with less than a full year of service; allowing disability benefit recipients to elect actuarially equivalent joint and survivor optional annuities; providing retirement coverage in the public employees retirement association for employees of the Range Association of Municipalities and Schools, the soil and water conservation districts and the Suburban Public Health Nursing Service, Incorporated; increasing the minimum salary requirement for inclusion in membership in the public employees retirement association; requiring various public pension plans to provide information on annuity forms to retiring members and notification to spouse of annuity form elected; authorizing certain former members of the Minneapolis municipal employees retirement fund to repay refund amounts under certain conditions; authorizing benefit increases for the Chisholm police relief association, the Chisholm firefighters relief association, the Eveleth police and firefighters retirement trust fund, the Thief River Falls police retirement trust fund, and the Buhl police relief association; specifying the investment authority of the St. Paul police relief association and the St. Paul firefighters relief association; amending Minnesota Statutes 1980, Sections 43.60, Subdivision 3; 69.011, Subdivisions 1 and 2; 69.021, Subdivisions 1, 2, 6 and 7; 69.031, Subdivision 5; 352.113, Subdivisions 3 and 12; 352.95, Subdivision 5 and by adding a subdivision; 352B.10; 352B.105; 353.01, Subdivisions 2a, 2b and 6; 353.33, Subdivision 11 and by adding a subdivision; 353.656, Subdivision 6 and by adding a subdivision; 354.48, Subdivision 10 and by adding a subdivision; 354A.36, Subdivision 10 and by adding a subdivision; Laws 1945, Chapter 74, Sections 2, as amended, 3 and 4, as amended; 1955, Chapters 151,

Section 7, as amended; and 375, Section 12, as amended; 1961, Chapter 631, Section 1, as amended; 1974, Chapter 435, Section 3.03; 1977, Chapter 61, Section 6; and 1978, Chapter 689, Section 5; proposing new law coded in Minnesota Statutes, Chapters 43; 353; 356; and 422A; repealing Minnesota Statutes 1980, Section 353.022.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

CONSENT CALENDAR

H. F. No. 483: A bill for an act relating to Ramsey county; providing for the administration of the soldiers' rest; amending Laws 1974, Chapter 435, Section 1.0212.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

Peterson, R. W. in the chair.

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

S. F. Nos. 674, 411, 95, 568, 835, 650, 664 and 818, which the committee recommends to pass.

S. F. No. 254, which the committee recommends to pass with the following amendments offered by Messrs. Peterson, C. C.; Lessard and Merriam:

Mr. Peterson, C.C. moved to amend S.F. No. 254 as follows:

Page 5, after line 28, insert:

“Sec. 3. [EFFECTIVE DATE.]

This act is effective the day following final enactment.”

The motion prevailed. So the amendment was adopted.

Mr. Peterson, C. C. then moved to amend S. F. No. 254 as follows:

Page 1, line 21, after “class” insert “3 or”

Page 1, line 22, delete “subdivision 6,”

Page 2, line 6, after “class” insert “3 or”

Page 2, line 7, after “class” insert “3 or”

The motion prevailed. So the amendment was adopted.

Mr. Lessard moved to amend S. F. No. 254 as follows:

Page 2, after line 10, insert:

“The accidental taking of an endangered plant, where the existence of the plant is not known at the time of the taking; shall not be a violation of subdivision 1.”

Page 4, after line 32, insert:

“The commissioner shall give any approval under this subdivision for forest management, including as part of a permit, sale, or lease of land for timber harvesting.”

The motion prevailed. So the amendment was adopted.

Mr. Merriam moved to amend S. F. No. 254 as follows:

Page 2, after line 10, insert:

“For the purpose of this subdivision, class 3 or 3b agricultural land does not include timber land, waste land, or any land for which the owner receives a state paid wetlands or native prairie tax credit.”

Mr. Bernhagen moved to amend the Merriam amendment to S. F. No. 254 as follows:

Page 1, lines 6 and 7, delete “timber land, waste land, or any”

The question was taken on the adoption of Bernhagen amendment to the Merriam amendment.

The roll was called, and there were yeas 17 and nays 31, as follows:

Those who voted in the affirmative were:

Belanger	Bertram	Frederickson	Peterson, D.L.	Ulland
Benson	Brataas	Knutson	Ramstad	
Berg	Engler	Kronebusch	Renneke	
Bernhagen	Frederick	Lessard	Taylor	

Those who voted in the negative were:

Dahl	Johnson	Moe, R. D.	Petty	Vega
Davies	Kroening	Nelson	Setzepfandt	Waldorf
Davis	Langseth	Olhoft	Sikorski	Willet
Dicklich	Lantry	Pehler	Stern	
Dieterich	Luther	Penny	Stokowski	
Frank	Merriam	Peterson, C.C.	Stumpf	
Hughes	Moe, D. M.	Peterson, R.W.	Tennessen	

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

The question recurred on the Merriam amendment.

The motion prevailed. So the amendment was adopted.

Mr. Merriam then moved to amend S. F. No. 254 as follows:

Page 2, line 15, after "animal" insert "*or plant*"

Page 3, line 1, delete "*animal*"

Page 3, delete lines 5 to 13

Page 3, line 15, delete "*or*"

Page 3, line 16, delete "*propose*"

Page 5, line 19, after "*commissioner*" insert "*and the legislature*"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 26 and nays 17, as follows:

Those who voted in the affirmative were:

Dahl	Johnson	Moe, D. M.	Peterson, R.W.	Tennessen
Davies	Knoll	Moe, R. D.	Petty	Waldorf
Dicklich	Kroening	Nelson	Sikorski	
Dieterich	Lantry	Pehler	Spear	
Frank	Luther	Penny	Stern	
Hughes	Merriam	Peterson, C.C.	Stumpf	

Those who voted in the negative were:

Benson	Davis	Kronebusch	Peterson, D.L.	Taylor
Berg	Engler	Langseth	Renneke	
Bernhagen	Frederick	Lessard	Rued	
Bertram	Frederickson	Menning	Setzepfandt	

The motion prevailed. So the amendment was adopted.

S. F. No. 278, which the committee recommends to pass with the following amendments offered by Mr. Pehler:

Amend the title as follows:

Page 1, line 3, before "Commission" insert:

"joint commuter rail study"

The motion prevailed. So the amendment was adopted.

Mr. Pehler then moved to amend S.F. No. 278 as follows:

Page 1, line 24, after the period, insert "*The implementation of sections 1 and 2 shall be the responsibility of the regional development commission for region 7W, the metropolitan council, the St. Cloud area planning organization and the commissioner of transportation.*"

The motion prevailed. So the amendment was adopted.

S. F. No. 817, which the committee recommends to pass after the following motions:

Mr. Renneke moved to amend S. F. No. 817 as follows:

Page 3, line 33, reinstate "shall", delete "may" and insert "not"

The motion prevailed. So the amendment was adopted.

Mr. Ulland moved to amend S. F. No. 817 as follows:

Page 1, line 22, strike " , the public employees retirement"

Page 1, line 23, strike "association"

Page 1, after line 26, insert:

"Sec. 2. Minnesota Statutes 1980, Section 11A.14, Subdivision 5, is amended to read:

Subd. 5. [PARTICIPATING PUBLIC RETIREMENT PLANS OR FUNDS.] The following public retirement plans and funds shall participate in the Minnesota combined investment fund:

- (1) State employees retirement fund established pursuant to chapter 352;
- (2) Correctional employees retirement plan established pursuant to chapter 352;
- (3) Highway patrol retirement fund established pursuant to chapter 352B;
- (4) ~~Public employees retirement fund established pursuant to chapter 353;~~
- (5) ~~Public employees police and fire fund established pursuant to chapter 353;~~
- (6) Teachers retirement fund established pursuant to chapter 354;
- (7) (5) Judges retirement fund established pursuant to chapter 490; and
- (8) (6) Any other fund required by law to participate.

Sec. 3. Minnesota Statutes 1980, Section 11A.23, Subdivision 4, is amended to read:

Subd. 4. [COVERED RETIREMENT FUNDS AND PLANS.] The provisions of this section shall apply to the following retirement funds and plans:

- (1) State university and state community college supplemental retirement plan established pursuant to sections 136.80 to 136.87;

- (2) State employees retirement fund established pursuant to chapter 352;
- (3) Correctional employees retirement plan established pursuant to chapter 352;
- (4) Highway patrol retirement fund established pursuant to chapter 352B;
- (5) Unclassified employees retirement plan established pursuant to chapter 352D;
- (6) ~~Public employees retirement fund established pursuant to chapter 353;~~
- (7) ~~Public employees police and fire fund established pursuant to chapter 353;~~
- (8) Teachers' retirement fund established pursuant to chapter 354;
- (9) (7) Judges' retirement fund established pursuant to chapter 490; and
- (10) (8) Any other funds required by law to be invested by the board.

Sec. 4. [353.035] [BOARD OF TRUSTEES INVESTMENT DUTIES.]

Subdivision 1. [AUTHORITY.] The board of trustees of the public employees retirement association shall manage the investment of funds of the association.

Subd. 2. [POWERS AND DUTIES.] The board of trustees shall:

(1) Act on behalf of the association concerning investment matters of the association's assets.

(2) Formulate policies and procedures deemed necessary and appropriate to carry out its functions. Procedures adopted by the board shall be designed to keep beneficiaries and members of the association informed of proposed board actions.

(3) Employ investment advisors, managers or consultants, which may include the state board of investment.

(4) Prescribe policies concerning personal investments of all members of the board to avoid conflicts of interest.

(5) Maintain a record of all proceedings of the board.

(6) Assure that association funds are not used for the underwriting or direct purchase of municipal securities from the issuer's agent.

(7) Undertake any other activities necessary to implement the duties and powers set forth in this section.

(8) Utilize the formula or formulas developed by the state board of investment for measuring public pension fund performance.

(9) Maintain accurate and complete records of securities transactions and official activities.

(10) Cause all securities acquired to be kept in the custody of the state treasurer or such other depositories as the board deems appropriate.

Subd. 3. [LIABILITY; INDEMNIFICATION.] A member of the board shall be indemnified and held harmless by the state for any reasonable costs or expenses incurred as a result of any actual or threatened litigation or admin-

istrative proceedings arising out of the performance of the member's duties, except an action brought by the state or agency thereof arising from the failure of a board member to perform duties in the manner required by subdivision 5.

Subd. 4. [CONFLICT OF INTEREST; ECONOMIC INTEREST STATEMENT.] *No member of the board shall participate in deliberations or vote on any matter before the board which will or is likely to result in direct, measurable economic gain to the member. No member of the board shall participate in deliberations or vote on any matter before the board which will or is likely to result in direct, measurable economic gain to the member's employer. Members of the board shall file with the board of ethical practices the economic interest statement required by section 10A.09, subdivisions 5 and 6.*

Subd. 5. [STANDARD OF CARE.] *In the discharge of their respective duties, the members of the board, director, board staff, and any other person charged with the responsibility of investing money pursuant to the standards set forth in sections 11A.01 to 11A.25 shall act in good faith and shall exercise that degree of judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived therefrom.*

Subd. 6. [AUTHORIZED INVESTMENTS.] *The authorized investments for the board shall be those included under Minnesota Statutes, Sections 11A.24 and 11A.25.*

Sec. 5. Minnesota Statutes 1980, Section 353.05, is amended to read:

353.05 [CUSTODIAN OF FUNDS.]

The state treasurer shall be ex officio treasurer of the retirement funds of the association and his general bond to the state shall be so conditioned as to cover all liability for his acts as treasurer of these funds. All moneys of the association received by him shall be set aside in the state treasury to the credit of the proper fund. He shall transmit monthly to the executive director a detailed statement of all amounts so received and credited by him to the fund. He shall pay out the fund only on warrants issued by the commissioner of finance, upon abstracts signed by the executive director; ~~provided that abstracts for investment may be signed by the secretary of the state board of investment.~~

Sec. 6. Minnesota Statutes 1980, Section 353.06, is amended to read:

353.06 [STATE BOARD OF INVESTMENT TO INVEST OF FUNDS.]

The executive director shall from time to time certify to the ~~state public employees retirement association~~ board of ~~investment~~ trustees for investment ~~such~~ the portions of the retirement fund as in its judgment may not be required for immediate use. Assets from the public employees retirement fund shall be transferred to the ~~Minnesota~~ association post-retirement investment fund as provided in section ~~11A.18~~ 6. The ~~state public employees retirement association~~ board of ~~investment~~ trustees shall thereupon invest and reinvest the sum so certified, or transferred, in ~~such~~ securities as which are duly authorized as legal investments for state employees retirement fund funds and shall have authority to sell, convey, and exchange ~~such~~ the securities and invest and reinvest the securities when it deems it desirable to do so and shall sell securities upon

request of the board of trustees when such the funds are needed for its purposes. All of the provisions regarding accounting procedures and restrictions and conditions for the purchase and sale of securities for the state employees retirement fund shall apply to the accounting, purchase and sale of securities for the public employees retirement fund.

Sec. 7. [353.275] [PARTICIPATION IN PERA POST-RETIREMENT INVESTMENT FUND.]

Subdivision 1. [AUTHORIZATION.] The public employees retirement association, including the police and fire fund, may participate in the public employees retirement association post-retirement investment fund. There shall be one general participation in the association post-retirement investment fund for all purposes by the association.

Subd. 2. [TRANSFER OF ASSETS.] The association post-retirement investment fund shall consist of amounts held for payment of retirement allowances for members retired pursuant to this chapter. For members retiring after June 30, 1981, assets equal to the required reserves pursuant to law shall be transferred from the deposit accumulation fund to the association post-retirement investment fund. All income from investment of these assets shall be allocated to this fund. There shall be paid from this fund all the retirement annuities authorized by law.

The state board of investment shall transfer the assets and obligations in the Minnesota post-retirement investment fund belonging to the retired members of the association to the association post-retirement investment fund under the management of the public employees retirement association board of trustees.

The laws governing accounting procedures, actuarial requirements, investments, benefit increases and other applicable provisions regarding the Minnesota post-retirement investment fund shall apply to the association post-retirement investment fund. The association board shall establish a deferred yield adjustment account equal to the association's proportional share of the Minnesota post-retirement investment fund's deferred yield adjustment account as of June 30, 1981.

Notwithstanding any law to the contrary, the transfer of assets and obligations shall be based on the proportionate share of required reserves of the Minnesota post-retirement investment fund owned by the association's members as determined by the actuary for the legislative commission on pensions and retirement on June 30, 1981. The proportionate share of required reserves owned shall determine the proportionate share of the assets of the Minnesota post-retirement investment fund to be transferred based on market value.

From and after June 30, 1981, the liability for the payment of all annuities to annuitants of the association previously payable from the Minnesota post-retirement investment fund shall be transferred to the retirement benefit fund of the association post-retirement investment fund and shall no longer be the liability of the Minnesota post-retirement investment fund.

At the close of the business day on June 30, 1981, there shall be transferred to the association board of trustees title to no less than 90 percent of the total market value of the estimated association fund participation. All market valuations shall be determined by a nationally recognized firm capable of performing such evaluations mutually agreed upon by the state investment board

and the association board. The transfer shall be in securities mutually agreeable to both parties and cash, representative of the portfolio composition on June 30, 1981. The remainder of the transfer shall be in cash with interest at the average rate earned in the Minnesota post-retirement adjustment fund short term portfolio from June 30, 1981 to the date of transfer after the actuarial determination of the proportionate share of reserves owned by the association is calculated by the actuary for the legislative commission on pensions and retirement.

Upon the completion of the transfer authorized by this section, the legislative auditor shall conduct an examination of the transfer proceedings, prepare specific findings as to the propriety of fiscal correctness thereof and transmit his findings to the state board of investment, public employees retirement association board of trustees, the remaining funds participating in the Minnesota post-retirement adjustment fund and the legislative commission on pensions and retirement. If the legislative auditor finds any error in the transfer proceedings, the parties to the transfer shall immediately cause the error to be corrected.

The association shall pay any costs arising from the transfer directed by this section which would not have been incurred in the absence of the transfer.

If the state board of investment and the association jointly agree that the transfer authorized by this section should not be consummated on June 30, 1981, the transfer shall be undertaken on June 30, 1982, and all dates contained in this section shall be adjusted accordingly.

The provisions of this subdivision shall not be implemented until the association board of trustees, by a majority vote of its members, elects to establish an association post-retirement investment fund and implement the provisions of this subdivision. The election shall be made within 45 days after the effective date of this act.

Sec. 8. [353.2751] [TRANSFER OF OTHER ASSETS.]

On June 30, 1981 the state board of investment shall transfer the balance of all assets of the public employees retirement association in the deposit accumulation fund to the association board of trustees.

Sec. 9. [REFERENDUM.]

Subdivision 1. [ELIGIBILITY.] The public employees retirement association board of trustees shall set a referendum date and establish the procedures for balloting by all the active members of the public employees retirement association basic, coordinated, and police and fire funds, all of the retirees of those funds and all benefit recipients of those funds.

Subd. 2. [QUESTION.] The referendum shall decide the following question: "Shall the public employees retirement association law be amended to give the public employees retirement association board of trustees control of the public employees retirement association assets and the power to select outside money managers to invest any or all of its assets subject to the requirements in the statutes that pertain to state investments?"

Subd. 3. [MAJORITY REQUIRED.] Sections 2 to 8 shall be effective if a majority of all those voting on the referendum question vote in the affirmative and shall take effect on the day after the public employees retirement associa-

tion board of trustees certifies the results of the referendum."

Page 9, after line 3, insert:

"Subdivision 1. Minnesota Statutes 1980, Section 353.271, is repealed. Subd. 2."

Page 9, after line 5, insert:

"Subd. 3. Sections 2 to 8 are repealed effective July 1, 1986."

Page 9, line 7, delete *"This act is"* and insert *"Section 9 is effective June 30, 1982. Sections 2 to 8 and section 18, subdivision 1, are effective upon approval by a majority vote as provided in section 9. Sections 1, 10 to 17, and section 18, subdivision 2, are"*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "transferring jurisdiction over investment of funds of the public employees retirement association from the state board of investment to the public employees retirement association board of trustees; transferring"

Page 1, line 9, after "Subdivision 1;" insert "11A.14, Subdivision 5; 11A.23, Subdivision 4; 353.05; 353.06;"

Page 1, line 10, after the semicolon, insert "proposing new law coded in Minnesota Statutes, Chapter 353;"

Page 1, line 11, delete "Section" and insert "Sections 353.271; and"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 17 and nays 36, as follows:

Those who voted in the affirmative were:

Benson	Johnson	Lindgren	Solon	Waldorf
Berg	Keefe	Pehler	Stern	
Dicklich	Kroening	Peterson, D.L.	Taylor	
Engler	Lessard	Sikorski	Ulland	

Those who voted in the negative were:

Belanger	Dieterich	Kronebusch	Penny	Setzepfandt
Berglin	Frank	Langseth	Peterson, C.C.	Spear
Bernhagen	Frederick	Lantry	Peterson, R.W.	Stokowski
Bertram	Frederickson	Luther	Petty	Stumpf
Brataas	Hanson	Menning	Pillsbury	
Dahl	Hughes	Merriam	Purfeerst	
Davies	Knoll	Moe, D. M.	Renneke	
Davis	Knutson	Moe, R.D.	Rued	

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

S. F. No. 805, which the committee recommends to pass with the following amendment offered by Mr. Moe, D.M.:

Page 7, line 15, strike "cost of equity investments"

Page 7, line 16, strike "and the amortized cost of fixed income investments" and insert "*net assets at cost less the excess investment income determined pursuant to clause (1) (c)*"

Page 10, line 3, strike "three" and insert "five"

Page 11, after line 7, insert:

"Sec. 7. Minnesota Statutes 1980, Section 69.77, Subdivision 2, is amended to read:

Subd. 2. Subdivision 1 does not apply to an association enumerated in subdivision 1a under the following circumstances:

(1) Each member of the association pays into the retirement funds of the association during his term of covered employment from and after January 1, 1981, a contribution for retirement and survivorship benefits of not less than eight percent of the maximum rate of salary from which retirement and survivorship credits and amounts of benefits are determined, and that the contributions of a member are deducted from his salary by his governmental employer, transmitted to the association, and deposited to the credit of the proper fund thereof, provided that to avoid undue increase in the amount of employee contributions in any one year, any increase in the amount of contributions required by this section may be spread over several years, but the increase in rate of contribution in each year commencing in 1981 shall not be less than one percent until the appropriate levels of required employee contributions have been reached. This paragraph shall not apply to members who are volunteer firefighters, provided that the local governing body shall have given their approval to the exemption following consideration of the most recent actuarial survey.

(2) The officers of the association determine on or before the date established by the municipality, which shall not be later than September 1 and shall not be earlier than August 1, of each year the financial requirements and minimum obligation of the association for the following calendar year in accordance with the following requirements:

The financial requirements shall be based on the most recent actuarial survey prepared in accordance with sections 356.215, subdivision 4 and 356.216.

The total of the amounts calculated pursuant to clauses (a) and (b) shall constitute the financial requirements of the relief association for the following year.

(a) The normal level cost expressed as a percent of covered payroll determined from the actuarial survey shall be applied to the estimated covered payroll of the membership for the following year to determine the dollar amount of normal cost for said following year.

(b) To the dollar amount of normal cost thus determined shall be added an amount equal to the level annual dollar amount sufficient to amortize the unfunded accrued liability by December 31, 2010, as determined from the actuarial survey of the fund.

Except as otherwise provided in this paragraph, the minimum obligation of the governmental subdivision shall be the financial requirements of the association less the estimated amount of member contributions herein provided from

covered salary anticipated for the following calendar year and less one year's estimated receipts expected from the applicable state aid program established pursuant to sections 69.011 to 69.051, and from the local police and salaried firefighters' relief association amortization aid program established pursuant to section 423A.02. The minimum obligation may, by vote of the governing body of the governmental subdivision, be reduced to the amount levied in the preceding year for purposes of the association, plus the following percentage of the difference between that levy and the amount of the minimum obligation determined without benefit of this sentence: for the levy made in 1971, ten percent; in 1972, 20 percent; in 1973, 30 percent; in 1974, 40 percent; in 1975, 50 percent; in 1976, 60 percent; in 1977, 70 percent; in 1978, 80 percent; and in 1979, 90 percent. Commencing with the levy made in 1980, there shall be no reduction in the minimum obligation pursuant to this paragraph.

(3) The foregoing determination of the obligation of a governmental subdivision shall be submitted to its governing body on or before the date established by the municipality which shall not be earlier than August 1 and shall not be later than September 1 of each year so that it may ascertain if it has been prepared in accordance with law.

(4) The governmental subdivision shall provide and pay as promptly as funds are available to the association at least the amount of the minimum obligation each year. Any portion of this amount not paid to the association at the end of any calendar year shall be increased at the rate of six percent per annum until so paid. On September 1 of any year the unpaid amount subject to interest shall be added to the obligation of the governmental subdivision.

(5) The governmental subdivision shall provide in its annual budget at least its minimum obligation and may levy taxes for the payment thereof without limitation as to rate or amount and irrespective of limitations imposed by other provisions of law upon the rate or amount of taxation when the balance of any fund of the association has attained a specified level; the levy of such taxes shall not cause the amount of other taxes levied or to be levied by the governmental subdivision, which are subject to any such limitation, to be reduced in any amount whatsoever. If the governmental subdivision does not include the full amount of the minimum obligation in its levy for any year, the officers of the association shall certify that amount to the county auditor, who shall spread a levy in the amount of the obligation.

(6) Moneys paid by the governmental subdivision to the association in excess of the minimum amount so required shall be applied to the reduction in the unfunded liabilities of the association.

(7) The funds of the association shall be invested in securities which are proper investments pursuant to section 11A.24, except that up to \$10,000 may be invested in the stock of any one corporation in any account of such small size that the three percent stock limitation specified in section 11A.24, subdivision 5 would necessitate a lesser investment. Securities held by the association before July 1, 1971, which do not meet the requirements of this paragraph may be retained after that date if they were proper investments for the association on April 28, 1969. The governing board of the association may select and appoint investment agencies to act for and in its behalf or may certify funds for investment by the state board under the provisions of section 11A.17, provided that there be no limit to the amount which may be invested in the income share

account, *in the bond account*, or in the fixed-return account, and that up to 20 percent of that portion of the assets of the association invested in the Minnesota supplemental ~~retirement~~ investment fund may be invested in the growth share account.

(8) The association shall procure an actuarial survey showing the condition of its fund pursuant to section 356.216 as of December 31, 1978, and shall procure an actuarial survey every two years thereafter. The association shall also procure a quadrennial experience study pursuant to section 356.216 as of December 31, 1978, and shall procure a quadrennial experience study every four years thereafter. A copy of the actuarial survey and the quadrennial experience study shall be filed with the director of the legislative reference library, the governing body of the municipality in which the association is organized, the executive secretary of the legislative commission on pensions and retirement, and the commissioner of insurance, not later than June 1 of the following year.

Sec. 8. Minnesota Statutes 1980, Section 69.775, is amended to read:

69.775 [INVESTMENTS.]

The special fund assets of the relief associations governed by sections 69.771 to 69.776 shall be invested in securities which are proper investments pursuant to section 11A.24, except that up to five percent of the special fund assets, or a minimum of \$10,000, may be invested in the stock of any one corporation. Securities held by the associations before January 1, 1972, which do not meet the requirements of this section may be retained after that date if they were proper investments for the association on May 14, 1971. The governing board of the association may select and appoint investment agencies to act for and in its behalf or may certify funds for investment by the state board under the provisions of section 11A.17, provided that there be no limit to the amount which may be invested in the income share account, *in the bond account*, or in the fixed-return account, and that up to 20 percent of that portion of the assets of the association invested in the Minnesota supplemental ~~retirement~~ investment fund may be invested in the growth share account."

Page 11, line 16, after "*retirement*" insert "*investment*"

Page 11, line 17, after "*retirement*" insert "*investment*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, delete the first "and"

Page 1, line 9, after "subdivision" insert "; 69.77, Subdivision 2; and 69.775"

The motion prevailed. So the amendment was adopted.

S. F. No. 627, which the committee recommends to pass with the following amendment offered by Mr. Sikorski:

Page 2, after line 24, insert:

"Sec. 3. Minnesota Statutes 1980, Section 116H.12, Subdivision 3a, is amended to read:

Subd. 3a. Beginning April 20, 1977, no person shall use a decorative gas

lamp in Minnesota except as provided in ~~subdivision~~ subdivisions 3b and 3c.

Sec. 4. Minnesota Statutes 1980, Section 116H.12, is amended by adding a subdivision to read:

Subd. 3c. [STREET LIGHT EXEMPTION.] Gas lamps installed prior to April 20, 1977, by or at the request of a municipality, on a public street or right of way, may be used as street lighting."

Page 4, line 17, delete "6" and insert "7"

Renumber the sections in sequence.

Amend the title as follows:

Page 1, line 7, after "116H.08;" insert "116H.12, Subdivision 3a, and by adding a subdivision;"

The motion prevailed. So the amendment was adopted.

Mr. Peterson, R.W. moved that the report of the Committee of the Whole, as kept by the Secretary, be adopted.

Mr. Kroening requested that the report on S. F. No. 568 be divided out.

Mr. Peterson, R.W. moved the adoption of the remainder of the report of the Committee of the Whole. The motion prevailed.

Mr. Davies moved that the report on S. F. No. 568 be laid on the table. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Chmielewski introduced—

S.F. No. 1338: A bill for an act relating to taxation; redefining agricultural land for purposes of the agricultural homestead credit and state school agricultural credit; amending Minnesota Statutes 1980, Section 273.13, Subdivision 6.

Referred to the Committee on Taxes and Tax Laws.

Mr. Peterson, C.C. introduced—

S.F. No. 1339: A bill for an act relating to education; allowing certain teachers to obtain a permanent teaching certificate.

Referred to the Committee on Education.

Mr. Purfeerst introduced—

S.F. No. 1340: A bill for an act relating to local government; exempting the fire protection district levy of the towns of Erin, Forest, Webster and Wheatland in Rice County from the levy limitation.

Referred to the Committee on Local Government and Urban Affairs.

Mr. Chmielewski introduced—

S.F. No. 1341: A bill for an act relating to taxation; eliminating the mill rate

limitation on the levy of the city of Duluth; repealing certain special city tax authority; repealing Laws 1969, Chapter 785; and Laws 1980, Chapter 511.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Solon, Purfeerst, Knutson, Spear and Schmitz introduced—

S.F. No. 1342: A bill for an act relating to public improvements; providing for a new women's correctional facility; providing for a bond issue; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Schmitz introduced—

S.F. No. 1343: A bill for an act relating to elections; providing for automatic recounts in certain judicial elections; amending Minnesota Statutes 1980, Sections 204A.51, Subdivisions 2 and 3; and 204A.53, Subdivisions 2 and 3.

Referred to the Committee on Elections and Reapportionment.

Mr. Ramstad introduced—

S.F. No. 1344: A bill for an act relating to the legislature; reducing the number of members of the senate and house of representatives; providing for the determination of the compactness of all reapportionment plans considered by the legislature; amending Minnesota Statutes 1980, Section 2.021.

Referred to the Committee on Rules and Administration.

Ms. Berglin; Messrs. Vega; Peterson, C.C.; Peterson, D. L. and Johnson introduced—

S.F. No. 1345: A bill for an act relating to taxation; imposing an excise tax on the wholesale sales of liquor, beer, and wine; providing for distribution of the proceeds of the tax to meet the cost of chemical dependency programs and control of drunken driving; providing penalties; appropriating funds; proposing new law coded in Minnesota Statutes, Chapter 340.

Referred to the Committee on Taxes and Tax Laws.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that the Senate do now adjourn until 10:00 a.m., Thursday, April 16, 1981. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate