

STATE OF MINNESOTA

# Journal of the Senate

FIRST SPECIAL SESSION

FIRST DAY

St. Paul, Minnesota, Saturday, June 6, 1981

The Senate met at 9:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Moe, R. D. imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Nicholas J. Finn.

The Secretary called the roll by legislative districts in numerical order, and the following Senators answered to their names:

First District	Marv Hanson
Second District	Roger D. Moe
Third District	Bob Lessard
Fourth District	Gerald L. Willet
Fifth District	Ronald R. Dicklich
Sixth District	Douglas J. Johnson
Seventh District	Sam G. Solon
Eighth District	James Ulland
Ninth District	Keith Langseth
Tenth District	Collin C. Peterson
Eleventh District	Wayne Olhoft
Twelfth District	Myrton O. Wegener
Thirteenth District	Dave Rued
Fourteenth District	Florian Chmielewski
Fifteenth District	Charles A. Berg
Sixteenth District	Joe Bertram
Seventeenth District	James C. Pehler
Eighteenth District	Charles R. Davis
Nineteenth District	Randolph W. Peterson
Twentieth District	Randy P. Kamrath
Twenty-first District	A. O. H. Setzpfandt
Twenty-second District	John Bernhagen
Twenty-third District	Earl W. Renneke
Twenty-fourth District	Clarence M. Purfeerst
Twenty-fifth District	Steve Engler
Twent-sixth District	Marion (Mike) Menning
Twenty-seventh District	Darrel L. Peterson
Twenty-eighth District	Dennis Frederickson
Twenty-ninth District	Glen Taylor
Thirtieth District	Timothy J. Penny
Thirty-first District	Tom A. Nelson
Thirty-second District	Mel Frederick

Thirty-third District	Nancy Brataas
Thirty-fourth District	Patricia Louise Kronebusch
Thirty-fifth District	Duane D. Benson
Thirty-sixth District	Robert J. Schmitz
Thirty-seventh District	Steve Lindgren
Thirty-eighth District	William V. Belanger, Jr.
Thirty-ninth District	Otto T. Bang, Jr.
Fortieth District	John B. Keefe
Forty-first District	
Forty-second District	George S. Pillsbury
Forty-third District	Jim Ramstad
Forty-fourth District	Hubert H. Humphrey, III
Forty-fifth District	William P. Luther
Forty-sixth District	Don Frank
Forty-seventh District	Gene Merriam
Forty-eighth District	Robert O. Ashbach
Forty-ninth District	Gregory L. Dahl
Fiftieth District	Jerome M. Hughes
Fifty-first District	Gerry Sikorski
Fifty-second District	Conrad M. Vega
Fifty-third District	Howard A. Knutson
Fifty-fourth District	Carl W. Kroening
Fifty-fifth District	Anne K. Stokowski
Fifty-sixth District	Robert J. Tennessen
Fifty-seventh District	Allan H. Spear
Fifty-eighth District	Eric D. Petty
Fifty-ninth District	Linda Berglin
Sixtieth District	Jack Davies
Sixty-first District	Franklin J. Knoll
Sixty-second District	Neil Dieterich
Sixty-third District	Ron Sieloff
Sixty-fourth District	Peter P. Stumpf
Sixty-fifth District	Donald M. Moe
Sixty-sixth District	Gene Waldorf
Sixty-seventh District	Marilyn M. Lantry

The President declared a quorum present.

STATE OF MINNESOTA  
PROCLAMATION

WHEREAS: The Seventy-Second Legislature adjourned without enacting essential legislation to provide for the orderly financial management of state government and to raise revenues to fund the operations of the government and programs for which monies have been legislatively appropriated; and

WHEREAS: The time permitted by law for passage of such legislation during the 1981 Session of the Legislature has expired, and an extraordinary occasion is thereby created; and

WHEREAS: Article IV, Section 12 of the Constitution of the State of Minnesota provides that a special session of the Legislature may be called on extraordinary occasions;

NOW, THEREFORE, I, Albert H. Quie, Governor of the State of Minnesota, do hereby summon you, members of the Legislature, to convene in Special Session on Saturday, June 6, 1981, at 9:00 in the forenoon at the Capitol in Saint Paul, Minnesota.

It is my belief that the interests of the people of Minnesota will be best served

if the Legislature confines its work during the Special Session to passage of those items of legislation which have been agreed upon by legislative leaders of both parties and myself. I hope that this work will be completed as expeditiously as possible.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed this fourth day of June in the year of our Lord one thousand nine hundred eighty-one, and of the State the one hundred twenty-third.

Albert H. Quie,  
Governor

Joan Anderson Growe,  
Secretary of State

### MEMBERS EXCUSED

Mr. Stern was excused from the Session of today.

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

### MOTIONS AND RESOLUTIONS

Mr. Moe, R.D. introduced—

Senate Resolution No. 1: A Senate resolution relating to organization and operation of the Senate during the Special Session.

BE IT RESOLVED, by the Senate of the State of Minnesota:

The Senate is organized pursuant to Minnesota Statutes 1980, Sections 3.073 and 3.103.

The Rules of the Senate for the 72nd Legislature shall be the Rules for the Special Session, except that Rules 33, 40 and 57 shall not be operative other than as provided herein.

The Committee on Rules and Administration is established in the same manner and with the same powers as pertained in the 72nd Legislature.

With respect to Rule 31, Reconsideration, a notice of intention to move for reconsideration shall not be in order, but a motion to reconsider may be made, and when made shall have priority over other business except a motion to adjourn.

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

The question was taken on the adoption of the resolution.

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

Those who voted in the affirmative were:

Ashbach	Chmielewski	Frederickson	Kronebusch	Nelson
Bang	Dahl	Hanson	Lantry	Olhoft
Belanger	Davies	Hughes	Lessard	Penny
Benson	Davis	Humphrey	Lindgren	Peterson, C.C.
Berg	Dicklich	Johnson	Luther	Peterson, D.L.
Berglin	Dieterich	Kamrath	Menning	Peterson, R.W.
Bernhagen	Engler	Keefe	Merriam	Petty
Bertram	Frank	Knoll	Moe, D. M.	Pillsbury
Brataas	Frederick	Knutson	Moe, R. D.	Purfeerst

Ramstad	Setzepfandt	Spear	Taylor	Vega
Renneke	Sikorski	Stokowski	Tennessee	Waldorf
Rued	Solon	Stumpf	Ulland	Willet
Schmitz				

The motion prevailed. So the resolution was adopted.

Mr. Moe, R.D. introduced—

Senate Resolution No. 2: A Senate resolution relating to notifying the House of Representatives and the Governor that the Senate is organized.

BE IT RESOLVED, by the Senate of the State of Minnesota:

The Secretary of the Senate shall notify the House of Representatives and the Governor that the Senate is now duly organized pursuant to the Minnesota Constitution and Minnesota Statutes.

Mr. Moe, R.D. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Remaining on the Order of Business of Motions and Resolutions, the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Mr. Hanson introduced—

S.F. No. 1: A bill for an act relating to legislative enactments; correcting erroneous, ambiguous, omitted and obsolete references and text; eliminating redundant, conflicting and superseded provisions; reenacting certain laws; correcting miscellaneous oversights, inconsistencies, ambiguities, unintended results and errors of a noncontroversial nature in the 1981 Regular Session; authorizing the establishment of certain detached banking facilities; extending the availability of a certain appropriation; authorizing changing of certain precinct boundaries; abolishing the office of court referee and court commissioner; providing for the continuance of certain referee and court commissioner positions; regulating natural gas service to customers in certain cities; defining "city" for the purpose of participation in municipal power agencies; extending the powers of a city to make loans under a municipal housing program; extending the availability of a certain appropriation; amending Minnesota Statutes 1980, Sections 10.30; 12.03, Subdivision 9; 12.25, Subdivision 1; 15.0412, Subdivision 4d; 15.0413, Subdivision 3, as amended; 15.052, Subdivision 3, as amended; 15.1611, Subdivisions 1 and 2; 15.1621, Subdivision 2; 15.163, Subdivision 6; 15.166, Subdivisions 1, 2 and 4; 15.1671; 15.50, Subdivision 1; 15.61, Subdivision 2; 15A.081, Subdivision 1, as amended; 16.172; 16.822, Subdivisions 3 and 6; 17.72; 17B.23; 27.01, Subdivision 1; 31.58; 32A.04, Subdivision 1; 35.067; 40.05, Subdivision 4; 40.071; 43.12, Subdivision 19; 43.126, Subdivisions 1 and 2; 43.24, Subdivision 2; 43.323, Subdivision 3; 47.203; 48.68; 48.88, Subdivision 2; 50.14, Subdivision 5, as reenacted; 55.15; 56.19, Subdivision 1, as amended; 60A.11, Subdivision 7; 60A.23, Subdivision 8; 62A.152, Subdivision 2; 62D.22, Subdivision 6; 62D.28, Subdivisions 2 and 3; 65B.05; 65B.06, Subdivision 2; 65B.71, Subdivision 2; 69.031, Subdivision 5; 69.29; 72A.20, Subdivision 15; 72C.11; 79.34, Subdivision 1; 84.55; 84A.52; 84B.05; 90.195; 92.36; 93.45, Subdivision 2; 111.09, Subdivision 2; 111.11; 111.31; 111.36; 111.78; 112.43, Subdivision 2; 115.34, Subdivision 1; 116.02, Subdivision 3; 116.06, Subdivision 1; 116.10; 122.532, Subdivision 3; 124.11, Subdivisions 2a and 2b,

as amended; 124.5624, Subdivision 3, as amended; 144.125; 144.653, Subdivision 4; 144.801, Subdivision 8; 144.92; 144A.01, Subdivision 2; 144A.10, Subdivision 3; 145.838, Subdivision 3; 148.88; 151.26, Subdivision 1; 161.38, Subdivision 6; 162.08, Subdivision 3; 162.09, Subdivision 1, as amended; 168.013, Subdivisions 1c and 1e, as amended; 173.12; 173.13, Subdivision 2; 173.20; 173.21; 174.256, Subdivision 5; 177.25, Subdivision 1, as amended; 179.68, Subdivision 2; 179.69, Subdivision 3a; 179.691; 179.692; 182.661, Subdivision 1; 183.52; 183.56; 183.57, Subdivision 2; 183.59; 197.13; 197.48; 197.603, Subdivision 2; 204A.06, Subdivision 1; 216B.16, Subdivision 1b, as amended; 218.031, Subdivision 1; 218.041, Subdivisions 2, 7 and 8; 219.39; 219.40; 219.741; 237.075, Subdivision 1b, as amended; 237.30; 239.05, Subdivision 1; 239.09; 241.021, Subdivision 2; 241.045, Subdivision 6; 241.27, Subdivision 2; 241.62, Subdivision 5; 243.87; 245.05; 245.06; 245.07; 245.781; 245.782, Subdivisions 1, 11 and 12; 245.783, Subdivisions 1, 2 and 3; 245.791; 245.801, Subdivision 5; 245.802, Subdivision 2; 245.803, Subdivisions 1, 2 and 3; 245.812, Subdivisions 2, 5 and 6; 250.05, Subdivisions 2 and 4; 256.05, Subdivision 1, as amended; 256.25; 256.263, Subdivision 1; 256.483, Subdivision 1; 256.73, Subdivision 2, as amended; 256B.15; 256D.03, Subdivision 2, as amended; 256E.03, Subdivision 2; 256E.06, Subdivision 2; 257.64, Subdivision 1; 260.031, Subdivision 1, as amended; 260.241, Subdivision 4; 273.13, Subdivision 6; 275.50, Subdivisions 2 and 5; 282.281; 290.05, Subdivision 1; 290.14; 290.35; 290.53, Subdivision 4; 290.92, Subdivision 5; 290A.01; 290A.02; 290A.03, Subdivisions 1, 3, 8, 11 and 12; 290A.08; 290A.09; 290A.11, Subdivision 1; 290A.13; 290A.15; 290A.16; 290A.17; 290A.20; 290A.22; 294.25; 295.34, Subdivision 1; 297.03, Subdivision 3; 298.223; 298.244, Subdivision 2; 299F.19, Subdivision 6; 299H.22, Subdivision 2; 308.07, Subdivision 10; 325F.34; 326.02, Subdivisions 1, 2, 3, 4a and 5; 326.03, Subdivision 5; 326.08, Subdivision 1; 326.11, Subdivision 1; 326.12, Subdivision 3; 326.13; 340.54, Subdivisions 1 and 2; 349.11; 352.22, Subdivision 3; 352B.075, Subdivision 1; 353.661, Subdivision 2; 353.71, Subdivision 1; 354.44, Subdivision 1a; 354A.21; 360.037, Subdivision 2; 368.86; 412.251; 414.0325, Subdivisions 1 and 5; 418.20; 423.075, Subdivision 2; 427.09; 447.34, Subdivision 1; 447.35; 447.45, Subdivision 1; 453.52, Subdivision 3; 462C.05, Subdivision 1; 465.72; 471.371, Subdivision 3; 471.616, Subdivision 1; 471.617; 471.74, Subdivision 2; 473.438, Subdivision 3; 473F.02, Subdivision 17; 474.03; 480.059, Subdivision 7; 484.70, Subdivision 1, as amended, and by adding subdivisions; 485.14; 487.08, Subdivisions 2 and 3; 489.01; 508.37, by adding a subdivision; 518.155; 518.66; 595.02, as amended; 595.021; 595.022; 611.07, Subdivision 3; 611.12, Subdivision 7; 626.556, Subdivision 11; 626A.12, Subdivision 5; 628.56; 629.404, Subdivision 1; proposing new law coded in Chapter 216B; amending Laws enacted in the 1981 Regular Session styled as H.F. Nos. 182, Section 1, Subdivision 3, Section 2, and Section 11, Subdivision 2; 493, Section 7, Subdivisions 1 and 3; 553, Section 44, Subdivision 4, and Section 55, Subdivision 3; 900, Section 4; 1005, Section 21; 1125, Article II, Section 3, Subdivision 2a; 1421, Section 2, Subdivisions 1 and 6; 1434, Section 1, Section 2, Subdivision 4, Section 3, Section 4, Section 5, Subdivisions 1 and 4, and Section 6; 1443, Sections 1, 3, 6, 23, 28, 30, 32 and 377; 1446, Article I, Section 2, Subdivision 5, Section 7, Article II, Section 54; 1475, Section 4, Subdivision 4; S.F. Nos. 359, Section 144, Subdivisions 3 and 7; 1087, Section 42; Laws 1980, Chapter 614, Section 163; Laws 1981, Chapters 29, Article IV, Section 14, Subdivision 5; 59, Section 10, Subdivision 1, Section 11, Subdivision 4, and Section 15, Subdivision 1; 183, Section 2; reenacting Minnesota Statutes 1980, Section 50.14, Subdivision 5; reenacting and validating Laws 1980, Chapter 528; repealing Minnesota Statutes

1980, Chapters 2A and 3B; Sections 115.15; 115.16; 218.041, Subdivision 3; 273.061, Subdivision 11; 282.11; 325F.33; 325F.49; 325F.50; 473F.08, Subdivision 11; 475.53, Subdivision 2; 484.67; 484.70, Subdivisions 2, 3, 4 and 5; 487.08, Subdivision 4; 487.09; 489.05; 525.04; 508.37, Subdivision 1; Laws 1978, Chapter 750, Section 6; Laws 1979, Chapters 40, Sections 6 and 9; 303, Article 2, Section 7, and Article 10, Section 7; and 334, Article 3, Section 15; Laws 1980, Chapters 437, Section 4; 460, Sections 5, 18, 19 and 27; 487, Section 14; 509, Section 127; 528, Section 4; 534, Sections 27, 31, 39, 47, 53 and 54; 579, Section 3; and 600, Section 8; laws enacted at the 1981 Regular Session styled as S.F. Nos. 359, Section 8; 876, Section 30, Subdivision 3; and H.F. No. 1443, Sections 181, 270, 271, and 358.

Mr. Hanson moved that S. F. No. 1 be laid on the table. The motion prevailed.

Messrs. Ashbach and Johnson introduced—

S.F. No. 2: A bill for an act relating to the financing of state government; authorizing a deficit in the first year of a biennium; amending Minnesota Statutes 1980, Section 16A.15, Subdivision 1, as amended.

### SUSPENSION OF RULES

Mr. Ashbach moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to S. F. No. 2 and that the rules of the Senate be so far suspended as to give S. F. No. 2 its second and third reading and place it on its final passage. The motion prevailed.

S. F. No. 2 was read the second time.

S. F. No. 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 34 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Frederickson	Lantry	Pillsbury	Solon
Bang	Hanson	Lessard	Ramstad	Spear
Belanger	Johnson	Lindgren	Renneke	Taylor
Benson	Kamrath	Moe, D. M.	Rued	Ulland
Bernhagen	Keefe	Moe, R. D.	Schmitz	Vega
Chmielewski	Knutson	Peterson, D. L.	Setzpfandt	Wegener
Engler	Kronebusch	Petty	Sieloff	

Those who voted in the negative were:

Berg	Dicklich	Kroening	Pehler	Stumpf
Berglin	Dieterich	Langseth	Penny	Tennessee
Bertram	Frank	Luther	Peterson, C. C.	Waldorf
Brataas	Frederick	Menning	Peterson, R. W.	Willet
Dahl	Hughes	Merriam	Purfeerst	
Davies	Humphrey	Nelson	Sikorski	
Davis	Knoll	Olhoff	Stokowski	

So the bill passed and its title was agreed to.

### MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Hanson moved that S. F. No. 1 be taken from the table. The motion prevailed.

**SUSPENSION OF RULES**

Mr. Hanson moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to S. F. No. 1 and that the rules of the Senate be so far suspended as to give S. F. No. 1 its second and third reading and place it on its final passage. The motion prevailed.

S. F. No. 1 was read the second time.

Mr. Hanson moved to amend S. F. No. 1 as follows:

Page 65, delete section 10

Page 67, line 17, delete "12" and insert "11"

Page 67, delete sections 14 and 15

Page 68, delete line 2

Page 68, line 3, delete "Section 16" and insert "This section"

Renumber the sections in sequence

Amend the title as follows:

Page 1, delete line 9

Page 1, line 10, delete "banking facilities;"

Page 1, line 15, delete everything after the semicolon

Page 1, line 16, delete "in certain cities;"

Page 2, lines 58 and 59, delete "proposing new law coded in Chapter 216B;"

The motion prevailed. So the amendment was adopted.

Mr. Hanson then moved to amend S. F. No. 1 as follows:

Page 102, line 3, delete "\$632,906,200 \$717,100,300 \$1,350,589,209" and insert "\$632,906,300 \$717,100,400 \$1,350,589,409"

The motion prevailed. So the amendment was adopted.

Mr. Purfeerst moved to amend S. F. No. 1 as follows:

Pages 118 to 122, delete sections 60 and 61 and insert:

"Sec. 60. A law enacted at the 1981 Regular Session, styled as H. F. No. 1434, Sections 51 and 53, is repealed."

Page 131, line 7, delete "69" and insert "68"

Page 131, lines 8, 10, and 13, delete "67" and insert "66"

Page 152, after line 8, insert:

"Sec. 60. Explanation. Purely technical in order to assist the revisor in codification of new base rate schedule."

Renumber the sections in sequence

Amend the title as follows:

Page 2, line 5, delete everything after the first semicolon

Page 2, line 6, delete everything before "173.12"

Page 3, line 23, after "3;" insert "H. F. No. 1434, Sections 51 and 53;"

The motion prevailed. So the amendment was adopted.

Mr. Kroening moved to amend S. F. No. 1 as follows:

Page 62, line 35, after the period, insert "*During a year ending in one, the council of each home rule charter city which elects councilmen by wards and which has a city election in the year ending in one may change precinct boundaries for the purpose of reapportioning wards. As soon as possible after legislative apportionment, cities shall rearrange the precincts so that no precinct lies in more than one legislative district.*"

The motion prevailed. So the amendment was adopted.

### RECESS

Mr. Hanson moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

### CALL OF THE SENATE

Mr. Hanson imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on S. F. No. 1.

Mr. Tennessen moved to amend S. F. No. 1 as follows:

Page 93, line 31, after "*positions*" insert "*in the second judicial district*"

Page 93, line 31, delete "*position*"

The motion prevailed. So the amendment was adopted.

Mr. Chmielewski moved to amend S.F. No. 1 as follows:

Page 96, after line 15, insert:

"Sec. 44. Laws 1981, Chapter 82, is amended by adding a section to read:

Sec. 2. [EFFECTIVE DATE.]

*Section 1 is effective June 6, 1981.*"

Page 131, line 7, delete "69" and insert "70"

Page 131, lines 8, 10, and 13, delete "67" and insert "68"

Renumber the sections in sequence

Amend the title as follows:

Page 3, line 5, after the first semicolon, insert "82, by adding a section;"

The motion prevailed. So the amendment was adopted.

S.F. No. 1 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:



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

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

Without objection, the Senate reverted to the Order of Business of Messages From the House.

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House of Representatives of the State of Minnesota is now duly organized for the 1981 Special Session pursuant to law.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted June 6, 1981

Mr. President:

I have the honor to announce the passage by the House of the following 1981 Special Session House File, herewith transmitted:

H. F. No. 1: A bill for an act relating to the operation and financing of state and local government; providing for indexing of individual income tax brackets, credits and the standard deduction; extending the provision restricting deduction of costs incurred in connection with substandard housing; adjusting the state school agricultural credit; exempting certain airport property and leased park property from taxation; providing for the valuation of agricultural land; providing for the valuation of archery and firearms ranges and of property subject to a conservation restriction or easement; indexing the homestead brackets; providing homestead treatment for certain leased property; extending 3cc treatment to homesteads of persons receiving local government disability pensions; reducing the assessment ratios applied to apartments and commercial-industrial property; correcting the transmission line credit formula; requiring notice of possibility of forfeiture or default on tax-forfeited lands and providing a transitional provision; increasing the current targeting provision maximum; extending targeting for future years; requiring reports on agricultural land valuations; authorizing the city of Austin and the city of Brainerd to hold land for future development; increasing the rate of interest payable on delinquent taxes; limiting property tax refund payments to certain claimants; limiting certain appropriations; eliminating payment of estate tax proceeds to counties; changing the definition of a "sale"; imposing a temporary increase in the sales tax; exempting sales of farm machinery from the increase; excluding certain foods from the sales tax exemption; exempting gross receipts from the sale of certain feminine hygiene products from the sales tax; providing an

accelerated payment of June sales and use tax liability for certain vendors; clarifying the date of sale of tickets and admissions for purposes of the sales and use tax; providing a municipal option to participate in the shade tree disease program; limiting certain property tax credits; providing a system for the limitation of levies by local governments; authorizing certain levies outside the limits for counties to fund legal assistance programs and seaway port authorities and to finance Goodhue county fairs; providing a formula for the distribution of local government aids; delaying implementation of the coefficient of dispersion penalty; authorizing the refunding of certain special assessments collected by the city of South St. Paul and the levying of a tax to finance the city's sewer separation project; authorizing the city of Inver Grove Heights to issue certain permits; requiring filing of reports by assessors; specifying parties to be served with notice of appeal; restricting native prairie designation; establishing dates for filing statements regarding tax-exempt property; setting certain fees; altering the attached machinery aid computation; clarifying the assessment of certain property of cooperative associations; allowing use of estimates of certain levy information; establishing interest rates on delinquent taxes; clarifying terminology; removing requirements of publishers' bonds; modifying property tax refunds payable to part-year homeowners; increasing abatement authority of county boards; requiring local assessment of airport property; providing for a subtraction from gross income for individual housing accounts in lieu of the deduction; modifying procedural requirements for individual housing accounts; requiring notice of state bond sales; validating rules of the state board of assessors; providing for accrediting of certain assessors; eliminating unnecessary language concerning a property tax exemption for cheese; clarifying an occupation tax credit; providing for distribution of proceeds of the taconite production tax; providing for certain credits; defining "gravel"; delaying the date for filing of gravel tax returns; providing for the registration of wine brand labels; authorizing use of industrial revenue bonds to finance projects located in the cities of New Brighton and Shoreview; preventing the extension of taxing regulations and taxation to wrestling; continuing certain functions of the tax study commission; appropriating funds; amending Minnesota Statutes 1980, Sections 16A.66, by adding a subdivision; 18.023, by adding a subdivision; 48.159, Subdivision 2; 50.157, Subdivision 2; 51A.21, Subdivision 16a; 52.136; 124.213; 270.11, Subdivision 2; 270.47; 270.75; 271.10, Subdivision 2; 272.01, Subdivision 2; 272.02, Subdivision 1; 272.025, Subdivision 3; 272.46; 272.47; 273.11, Subdivision 1 and by adding a subdivision; 273.112, Subdivision 3; 273.115, Subdivisions 1, 2, and 3; 273.116, Subdivisions 1 and 2; 273.13, Subdivisions 6, 7, 9, 19 and by adding subdivisions; 273.138, Subdivision 2; 273.19, Subdivision 1 and by adding a subdivision; 273.40; 273.42, Subdivision 2; 275.075; 275.08; 275.50, Subdivisions 2 and 5; 275.51, Subdivisions 1, 4 and by adding a subdivision; 276.01; 277.15; 279.02; 279.03; 279.14; 279.37, Subdivision 6; 281.23, Subdivision 5; 290.01, Subdivision 20; 290.06, Subdivisions 2d and 3g; 290.08, by adding a subdivision; 290.09, Subdivision 15; 290.17, Subdivision 2; 290.18, by adding a subdivision; 290A.03, Subdivisions 8 and 13; 290A.04, Subdivision 2c and by adding a subdivision; 297A.01, Subdivision 3 and by adding a subdivision; 297A.02; 297A.03, Subdivision 2; 297A.14; 297A.24; 297A.25, Subdivision 1; 297B.08; 297B.09; 298.031, Subdivisions 2 and 3; 298.225; 298.24, Subdivision 3; 298.28, Subdivisions 1 and 2; 298.75, Subdivisions 1, 2 and 3; 298.76; 340.621; 360.035; 375.167, Subdivision 1; 375.192, Subdivision 2; 422A.101, Subdivision 3; 458.14; 473.626; 477A.03; and 477A.04, Subdivision 2; Laws 1975, Chapter 226, Section 4, as amended; Laws 1980, Chapter 607, Article V, Section 5; and Laws 1981, Chapters 356, Section 377; and 357, Section 5, Subdivision 6;

proposing new law coded in Minnesota Statutes, Chapters 38; 273; and 477A; repealing Minnesota Statutes 1980, Sections 273.135, Subdivision 4; 275.51, Subdivision 3d; 275.52; 275.53; 275.551; 275.552; 275.59; 279.11; 290.09, Subdivision 30; 291.33; 477A.01; and Laws 1981, Chapter 357, Sections 78, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98 and 99.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted June 6, 1981

### FIRST READING OF HOUSE BILLS

H. F. No. 1 was read the first time.

### SUSPENSION OF RULES

Mr. Johnson moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 1 and that the rules of the Senate be so far suspended as to give H. F. No. 1 its second and third reading and place it on its final passage. The motion prevailed.

H. F. No. 1 was read the second time.

Mr. Wegener moved to amend H. F. No. 1 as follows:

Page 113, delete section 21

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 2, line 67, delete "340.621;"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 26 and nays 40, as follows:

Those who voted in the affirmative were:

Benson	Dahl	Frederick	Menning	Tennessee
Berg	Davies	Keefe	Moe, D. M.	Wegener
Berglin	Davis	Knutson	Peterson, D. L.	
Bernhagen	Dieterich	Kronebusch	Peterson, R. W.	
Bertram	Engler	Lindgren	Petty	
Brataas	Frank	Luther	Spear	

Those who voted in the negative were:

Ashbach	Humphrey	Merriam	Purfeerst	Solon
Bang	Johnson	Moe, R. D.	Ramstad	Stokowski
Belanger	Kamrath	Nelson	Renneke	Stumpf
Chmielewski	Knoll	Olhoft	Rued	Taylor
Dicklich	Kroening	Pehler	Schmitz	Ulland
Frederickson	Langseth	Penny	Setzepfandt	Vega
Hanson	Lantry	Peterson, C. C.	Sieloff	Waldorf
Hughes	Lessard	Pillsbury	Sikorski	Willet

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

H. F. No. 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 40 and nays 26, as follows:

Those who voted in the affirmative were:

Ashbach	Humphrey	Lessard	Pehler	Stumpf
Bang	Johnson	Luther	Peterson, R. W.	Taylor
Berglin	Kamrath	Menning	Pillsbury	Tennessee
Bernhagen	Keefe	Merriam	Purfeerst	Ulland
Chmielewski	Knoll	Moe, D. M.	Renneke	Vega
Dieterich	Knutson	Moe, R. D.	Setzepfandt	Waldorf
Hanson	Langseth	Nelson	Sikorski	Wegener
Hughes	Lantry	Olhoft	Spear	Willet

Those who voted in the negative were:

Belanger	Davies	Frederickson	Peterson, D. L.	Solon
Benson	Davis	Kroening	Petty	Stokowski
Berg	Dicklich	Kronebusch	Ramstad	
Bertram	Engler	Lindgren	Rued	
Brataas	Frank	Penny	Schmitz	
Dahl	Frederick	Peterson, C. C.	Sieloff	

So the bill passed and its title was agreed to.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following 1981 Special Session House File, herewith transmitted:

H. F. No. 2: A bill for an act relating to state government; supplementing appropriations for the expenses of state government with certain conditions; increasing foundation aid, transportation aid, and special education aid to school districts; increasing aid for scholarships and private college contracts; increasing medical assistance for nursing home residents and others; expanding the definition of claimant agencies for purposes of the revenue recapture act to include counties and state district courts; conforming income tax deductions for medical expenses to federal law; amending Minnesota Statutes 1980, Section 124.223, as amended; 124.225, Subdivision 6, as amended; 124.32, Subdivisions 1 and 1a, as amended; 256B.02, Subdivision 8, as amended; 256B.03, as amended; 256B.06, Subdivision 1, as amended; 256B.08; 270A.02; 270A.03, Subdivisions 2 and 5; 290.067, Subdivision 2; and 290.09, Subdivision 10; amending Laws 1981, Chapter 358, Article I, Section 21, Subdivision 1; Article I, Section 45; Article II, Section 15, Subdivision 2; and Chapter 360, Article II, Section 2.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted June 6, 1981

### FIRST READING OF HOUSE BILLS

H. F. No. 2 was read the first time.

**RECONSIDERATION**

Mr. Moe, R. D. moved that the vote whereby H. F. No. 1 was passed by the Senate on June 6, 1981, be now reconsidered.

Mr. Moe, R. D. moved that the motion to reconsider the vote on H. F. No. 1 be laid on the table. The motion prevailed.

The question recurred on H. F. No. 2.

**SUSPENSION OF RULES**

Mr. Willet moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 2 and that the rules of the Senate be so far suspended as to give H. F. No. 2 its second and third reading and place it on its final passage. The motion prevailed.

H. F. No. 2 was read the second time.

**RECESS**

Mr. Moe, R.D. moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

**CALL OF THE SENATE**

Mr. Moe, R. D. imposed a call of the Senate, for the balance of the proceedings on H. F. No. 1. The Sergeant at Arms was instructed to bring in the absent members.

**RECONSIDERATION**

Mr. Moe, R.D. moved that the motion to reconsider the vote on H. F. No. 1 be taken from the table. The motion prevailed.

The question was taken on the adoption of the motion to reconsider the vote on H. F. No. 1.

The roll was called, and there were yeas 41 and nays 21, as follows:

Those who voted in the affirmative were:

Bertram	Humphrey	Luther	Peterson, R.W.	Tennesen
Chmielewski	Johnson	Menning	Petty	Vega
Dahl	Keefe	Merriam	Purfeerst	Waldorf
Davies	Knoll	Moe, R. D.	Schmitz	Wegener
Davis	Knutson	Nelson	Sikorski	Willet
Dieterich	Kroening	Olhoff	Solon	
Frank	Langseth	Pehler	Spear	
Hanson	Lantry	Penny	Stokowski	
Hughes	Lessard	Peterson, C.C.	Stumpf	

Those who voted in the negative were:

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

The motion prevailed.

The question was taken on the passage of H. F. No. 1.

The roll was called, and there were yeas 41 and nays 24, as follows:

Those who voted in the affirmative were:

Ashbach	Humphrey	Luther	Pillsbury	Ulland
Bang	Johnson	Menning	Purfeerst	Vega
Bernhagen	Kamrath	Merriam	Renneke	Waldorf
Brataas	Keefe	Moe, D. M.	Setzepfand	Wegener
Chmielewski	Knoll	Moe, R. D.	Sikorski	Willet
Dieterich	Knutson	Nelson	Spear	
Frederick	Langseth	Olhoft	Stumpf	
Hanson	Lantry	Pehler	Taylor	
Hughes	Lessard	Peterson, R. W.	Tennessee	

Those who voted in the negative were:

Belanger	Davies	Frederickson	Peterson, C. C.	Schmitz
Benson	Davis	Kroening	Peterson, D. L.	Sieloff
Berg	Dicklich	Kronebusch	Petty	Solon
Bertram	Engler	Lindgren	Ramstad	Stokowski
Dahl	Frank	Penny	Rued	

So the bill passed and its title was agreed to.

The question recurred on H. F. No. 2.

### CALL OF THE SENATE

Mr. Willet imposed a call of the Senate for the balance of the proceedings on H. F. No. 2. The Sergeant at Arms was instructed to bring in the absent members.

H. F. No. 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

**MESSAGES FROM THE HOUSE**

Mr. President:

I have the honor to announce the passage by the House of the following 1981 Special Session House File, herewith transmitted:

H. F. No. 3: A bill for an act relating to the financing of state and local government; rescheduling certain payment dates; providing for deduction of federal income tax on the accrual basis; requiring declaration and estimated payment of gross earnings taxes by telephone and telegraph companies; amending Minnesota Statutes 1980, Sections 273.13, Subdivision 15a; 273.136, Subdivision 3; 290.09, Subdivision 4; 290.10; 290.18, Subdivision 2; 290.37, Subdivision 3; 290A.07, Subdivisions 2, 3 and by adding a subdivision; 477A.13; proposing new law coded in Chapters 295, and 477A.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted June 6, 1981

**FIRST READING OF HOUSE BILLS**

H. F. No. 3 was read the first time.

**SUSPENSION OF RULES**

Mr. Keefe moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 3 and that the rules of the Senate be so far suspended as to give H. F. No. 3 its second and third reading and place it on its final passage. The motion prevailed.

H. F. No. 3 was read the second time.

H. F. No. 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 34 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Frederickson	Knutson	Peterson, C.C.	Sieloff
Bang	Hanson	Lessard	Pillsbury	Sikorski
Bernhagen	Hughes	Lindgren	Purfeerst	Solon
Brataas	Humphrey	Menning	Ramstad	Stokowski
Chmielewski	Johnson	Moe, D. M.	Renneke	Ulland
Dicklich	Kamrath	Moe, R. D.	Schmitz	Wegener
Frederick	Keefe	Nelson	Setzpfandt	

Those who voted in the negative were:

Belanger	Davis	Langseth	Peterson, D.L.	Tennesen
Benson	Dieterich	Lantry	Peterson, R.W.	Vega
Berg	Engler	Luther	Petty	Waldorf
Berglin	Frank	Merriam	Rued	Willet
Bertram	Knoll	Olhoft	Spear	
Dahl	Kroening	Pehler	Stumpf	
Davies	Kronebusch	Penny	Taylor	

So the bill passed and its title was agreed to.

Without objection, the Senate reverted to the Order of Business of Messages from the House.

**MESSAGES FROM THE HOUSE**

Mr. President:

I have the honor to announce the passage by the House of the following 1981 Special Session Senate Files, herewith returned: S. F. Nos. 1 and 2.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned June 6, 1981

**RECESS**

Mr. Moe, R.D. moved that the Senate do now recess until 2:30 p.m. The motion prevailed.

The hour of 2:30 p.m. having arrived, the President called the Senate to order.

**CALL OF THE SENATE**

Mr. Willet imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

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

**MOTIONS AND RESOLUTIONS**

Mr. Moe, R.D. introduced—

Senate Resolution No. 3: A Senate resolution relating to adjournment of the 1981 Special Session.

BE IT RESOLVED, by the Senate of the State of Minnesota:

The Secretary of the Senate shall notify the Governor and the House of Representatives that the Senate is about to adjourn the Special Session sine die.

The Secretary of the Senate may correct and approve the Journal of the Senate for the Special Session of 1981.

Mr. Moe, R.D. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

**MESSAGES FROM THE HOUSE**

Mr. President:

I have the honor to announce that the House of Representatives is about to adjourn the 1981 Special Session sine die.

Edward A. Burdick, Chief Clerk, House of Representatives

June 6, 1981

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



**MOTIONS AND RESOLUTIONS**

Messrs. Tennessen, Davies, Petty and Sieloff introduced—

Senate Resolution No. 4: A Senate resolution commending the members and staff of the advisory task force on Minnesota corporation law for their work on the Minnesota business corporations act.

WHEREAS, the advisory task force on Minnesota corporation law was formed in May, 1979 for the purpose of undertaking a systematic study of the business corporation laws of this state and other jurisdictions and developing comprehensive proposals for legislative action to cure the inadequacies of present law; and

WHEREAS, after exhaustive research and analysis the task force submitted its proposals for revising and modernizing this body of law to the Minnesota Legislature; and

WHEREAS, the Minnesota Legislature, with the aid of the task force's recommendations, enacted a major revision and modernization of the business corporation laws of the state during the 1981 legislative session; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the State of Minnesota that the following task force members and staff be commended for their thoughtful analysis and comprehensive proposals for revision and modernization, and that the sincere appreciation of the Senate be extended to each person for the effort put forth in the work of the task force:

John S. Hibbs, Robert W. Boyd, Richard J. FitzGerald, Avron L. Gordon, William J. Hay, Paul A. Magnuson, Robert A. Minish, Lawrence Perlman, Robert J. Sefkow, Ralph Strangis, Burt E. Swanson, Tom Togas, Robert B. Whitlock, Bert Black, Amy A. Anderson, Paul C. Dorn, Philip Finkelstein, Karmen Nelson, Peter S. Wattson, Mark Winkler, Sue Halverson, Randy Sayers, Tracy Godfrey, Daniel W. Hardy, Earl F. Colborn, Jr., Thomas D. Feinberg, George P. Flannery, Gerald T. Flom, James B. Lund, Prof. Joseph E. Olson, Henry J. Savelkoul, Richard G. Lareau, Thomas M. Brown, Charlton Dietz, D. William Kaufman, Robert J. Johnson, Gerald E. Magnuson, James T. Hale, Jerry F. Rotman, Neil I. Sell, Sherman Winthrop, Michael Prichard, Paul J. Scheerer, Paul M. Torgerson, William F. Archerd, Patrick J. Delaney, William T. Dolan, Glenn R. Kessel, Logan Langworth, John R. Larson, Archibald C. Spencer.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to prepare an enrolled copy of the resolution, authenticated by his signature and that of the President of the Senate, and it be presented to each task force member and staff person.

Mr. Tennessen moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Moe, R.D. moved that the Senate do now adjourn sine die. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate