

FIFTH DAY

St. Paul, Minnesota, Monday, January 17, 1983

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

Prayer was offered by the Chaplain, Rev. Richard K. Smith.

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

Adkins	Diessner	Kronebusch	Olson	Schmitz
Anderson	Dieterich	Laidig	Pehler	Sieloff
Belanger	Frank	Langseth	Peterson, C.C.	Storm
Benson	Frederick	Lantry	Peterson, D.C.	Stumpf
Berg	Frederickson	Lessard	Peterson, D.L.	Ulland
Berglin	Freeman	Luther	Peterson, R.W.	Vega
Bernhagen	Hughes	McQuaid	Petty	Waldorf
Bertram	Isackson	Mehrrens	Pogemiller	Wegscheid
Chmielewski	Jude	Merriam	Ramstad	Willet
Dahl	Kamrath	Moe, D.M.	Reichgott	
DeCramer	Knaak	Nelson	Renneke	
Dicklich	Kroening	Novak	Samuelson	

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

Mrs. Brataas, Messrs. Davis; Johnson, D.E.; Johnson, D.J.; Knutson; Moe, R.D.; Purfeerst; Solon and Taylor were excused from the Session of today.

REPORTS AND RESOLUTIONS FILED DURING THE INTERIM WITH THE SECRETARY OF THE SENATE

Various reports were filed during the 1982 interim by Retirement and Relief Associations and are filed in the office of the Secretary of the Senate; also reports made by the Legislative Audit Commission on various state institutions and boards; Metropolitan Transit Commission, 1982 Capital Budget; Metropolitan Waste Control Commission, 1982 Budget, Objectives and Programs; Metropolitan Council, 1981 Annual Report; Metropolitan Council, Appendix to the 1981 Annual Report, 1982; State Arts Board, Regional Arts Council Issues; Department of Health, Statewide Birth Defects Surveillance, 1982; Department of Health, Statewide Cancer Surveillance, 1982; Department of Transportation, Small Business Report for Federal and State Fiscal Year, 1980-81; Zoological Garden, Annual Report,

1981; Legislative Commission on Waste Management, Survey and Analysis of Waste Stream Control Mechanisms, 1982; Metropolitan Council, Need for Speedskating Rink in the Twin Cities Metropolitan Area, 1982; Department of Transportation, Directional Signing Study Report, 1982; Department of Natural Resources, Division of Waters, Violations Procedure Report, 1982; Minnesota Office of Health Facility Complaints, Annual Report, 1982; Department of Energy, Planning and Development, Office of Human Resources Planning, Review of the Hearing Impaired Services Act of 1980, 1982; Council on the Economic Status of Women, Sexual Harassment Task Force Report, 1982; Council on the Economic Status of Women, Pay Equity and Public Employment, 1982; Metropolitan Sports Facilities Commission, Annual Report, 1981; University of Minnesota, Progress Report on Planning, 1982; University of Minnesota, Progress Report on Energy Conservation, 1982; Southwest Regional Development Commission, Overall Work Program for Fiscal Year 1983; Northwest Regional Development Commission, Annual Report 1982; Southwest Regional Development Commission, Fiscal Year 1982, Annual Report; Department of Administration, Surplus State Lands, 1980-1982; Department of Administration, Summary of Reports from Licensing Boards; Board of Dentistry, Biennial Report, 1980-1982; Department of Education, Aids to School Districts, 1982; Small Business Finance Agency, Annual Report, 1981; Small Business Finance Agency, Annual Report, 1982; Indian Affairs Intertribal Board, Annual Report, 1982; Legislative Commission on Minnesota Resources, 1982; Department of Education, Minnesota Multi-county Multi-type Library Cooperation Program; Department of Education, Minnesota Public Library Development Program; Department of Administration, Summary Reports of the Non-Health Related Boards Biennial Reports and the Reports of their Servicing Departments, 1982; Department of Agriculture, Annual Report, 1982; Board of Assessors, 1982; State Auditor, Small Business Finance Agency Loans, 1982; Department of Public Safety, Bureau of Criminal Apprehension, 1982; Department of Administration, Reorganization Study of the Department of Commerce, 1982.

MESSAGES FROM THE HOUSE

Mr. President:

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

Senate Concurrent Resolution No. 4: A Senate concurrent resolution relating to adjournment for more than three days.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned January 12, 1983

MOTIONS AND RESOLUTIONS

Mr. Solon moved that the name of Mr. Bertram be added as a co-author to S.F. No. 3. The motion prevailed.

Mrs. Lantry moved that the name of Mrs. Kronebusch be added as a co-author to S.F. No. 24. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Dahl be added as a co-au-

thor to S.F. No. 31. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Ulland be added as a co-author to S.F. No. 33. The motion prevailed.

Mr. Samuelson moved that S.F. No. 29 be withdrawn from the Committee on Rules and Administration and re-referred to the Committee on Economic Development and Commerce. The motion prevailed.

Ms. Berglin; Messrs. Moe, D.M. and Kroening introduced—

Senate Concurrent Resolution No. 5: A Senate concurrent resolution commemorating the life and work of Martin Luther King.

WHEREAS, January 15 marks the anniversary of the birth of Martin Luther King; and

WHEREAS, his life was devoted to the elimination of segregation and prejudice against his people; and

WHEREAS, he sought to fulfill his goals exclusively by nonviolent means; and

WHEREAS, his life and career were ended by assassination; and

WHEREAS, his life and work were typified by great personal sacrifice and devotion to the welfare of his fellowman; and

WHEREAS, the actions and efforts of Martin Luther King have served as an inspiration to all the citizens of the State of Minnesota; and

WHEREAS, the State of Minnesota wishes to recognize the great achievements in human and civil rights that were accomplished, in great part, through the efforts of Martin Luther King; NOW, THEREFORE,

BE IT RESOLVED by the Senate, the House of Representatives concurring, that the State of Minnesota recognizes the immense contributions of Martin Luther King in creating a high quality of life for all citizens of this country regardless of race, creed, or color.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to enroll this resolution, to be authenticated by his signature and those of the President, the Speaker of the House of Representatives, and the Chief Clerk of the House of Representatives, and that it be presented to the Commissioner of Administration and to Coretta Scott King.

Ms. Berglin moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Peterson, D.L. introduced—

Senate Resolution No. 11: A Senate resolution congratulating the Truman Bluejays team from Truman High School for winning the 1982 Class C High School Football Championship.

Referred to the Committee on Rules and Administration.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

indicated.

Messrs. Davis, Bernhagen, Renneke, Bertram and Ms. Olson introduced—

S.F. No. 39: A bill for an act relating to local government; providing for orderly annexations in accordance with the terms of the resolutions of local government units; amending Minnesota Statutes 1982, section 414.0325, subdivision 1.

Referred to the Committee on Local and Urban Government.

Mrs. Adkins, Messrs. Bernhagen, Davis, Stumpf and Isackson introduced—

S.F. No. 40: A bill for an act relating to local government; permitting towns to self insure the bond requirements of certain officers; amending Minnesota Statutes 1982, section 471.981, by adding a subdivision.

Referred to the Committee on Local and Urban Government.

Messrs. Johnson, D.J.; Peterson, C.C. and Novak introduced—

S.F. No. 41: A bill for an act relating to taxation; income; delaying the effective date of the requirement that certain securities be in registered form; amending Minnesota Statutes 1982, section 290.09, subdivision 3, as amended; Laws 1982, Third Special Session chapter 1, article VII, section 9.

Referred to the Committee on Taxes and Tax Laws.

Mr. Knaak introduced—

S.F. No. 42: A bill for an act proposing an amendment to the Minnesota Constitution, article I, by adding a section; providing for equality of rights under the law for men and women.

Referred to the Committee on Veterans and General Legislation.

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

S.F. No. 43: A bill for an act relating to the city of Lake Park; authorizing the issuance of general obligation bonds to finance construction of municipal facilities.

Referred to the Committee on Local and Urban Government.

Mr. Nelson introduced—

S.F. No. 44: A bill for an act relating to child support; allowing courts to order support for certain individuals attending secondary school; amending Minnesota Statutes 1982, section 518.54, subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Peterson, R.W.; Nelson; Frank; Davis and Wegscheid intro-

duced—

S.F. No. 45: A bill for an act proposing an amendment to the Minnesota Constitution, article I, by adding a section; providing for equality of rights under the law for men and women.

Referred to the Committee on Veterans and General Legislation.

Mrs. Adkins introduced—

S.F. No. 46: A bill for an act relating to the legislature; establishing a legislative commission on efficiency and economy in state government; appropriating money; proposing new law coded in Minnesota Statutes, chapter 3.

Referred to the Committee on Governmental Operations.

Messrs. Novak; Peterson, C.C.; Lessard; Merriam and Berg introduced—

S.F. No. 47: A bill for an act relating to game and fish; requiring a pheasant stamp; establishing a fee and providing for the use of revenue; proposing new law coded in Minnesota Statutes, chapter 97.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Ramstad, Jude, Taylor, Sieloff and Ms. Olson introduced—

S.F. No. 48: A bill for an act relating to the legislature; fixing the number of senators and representatives in 1993 and thereafter; amending Minnesota Statutes 1982, section 2.021.

Referred to the Committee on Elections and Ethics.

Messrs. Peterson, C.C.; Stumpf; Samuelson; Lessard and Anderson introduced—

S.F. No. 49: A bill for an act relating to economic development; providing assistance for tourism advertising; appropriating money.

Referred to the Committee on Economic Development and Commerce.

Messrs. Petty, Ramstad, Freeman, Mses. Reichgott and Berglin introduced—

S.F. No. 50: A bill for an act relating to crimes; providing for new crimes relating to abuse of children; establishing willful and unlawful restraint as a crime; establishing malicious punishment as a crime; establishing neglect as a crime; providing penalties; amending Minnesota Statutes 1982, section 609.255; proposing new law coded in Minnesota Statutes, chapter 609.

Referred to the Committee on Health and Human Services.

Mr. Merriam introduced—

S.F. No. 51: A bill for an act proposing an amendment to the Minnesota Constitution, article I, by adding a section; providing for equality of rights under the law for men and women.

Referred to the Committee on Veterans and General Legislation.

Messrs. Bertram, Stumpf and Jude introduced—

S.F. No. 52: A bill for an act relating to county attorneys; providing for the prosecution of certain offenses by county attorneys other than county attorneys from Hennepin and Ramsey counties; amending Minnesota Statutes 1982, section 388.051; repealing Minnesota Statutes 1982, section 487.25, subdivision 10.

Referred to the Committee on Judiciary.

Messrs. Spear, Freeman, Ms. Reichgott and Mr. Ramstad introduced—

S.F. No. 53: A bill for an act relating to acknowledgement of instruments; providing that legal documents can be signed and certified to be true under penalty of perjury in lieu of acknowledgement in the presence of a notary public; prescribing penalties; amending Minnesota Statutes 1982, section 609.48, subdivision 1, and by adding a subdivision; proposing new law coded in Minnesota Statutes, chapter 358.

Referred to the Committee on Judiciary.

Mr. Spear and Ms. Reichgott introduced—

S.F. No. 54: A bill for an act relating to civil actions; repealing provisions of law which require that a person bringing an action against a public body must obtain a surety bond; repealing Minnesota Statutes 1982, chapter 562.

Referred to the Committee on Judiciary.

Messrs. Spear; Peterson, R.W. and Pogemiller introduced—

S.F. No. 55: A bill for an act relating to the legislature; proposing an amendment to article IV, section 23 of the Minnesota Constitution; extending the ordinary period for the governor to consider vetoing a bill; providing for a "veto session" of the legislature at which it may consider overriding a governor's veto of a bill returned after the legislature's adjournment; and to otherwise simplify the veto process.

Referred to the Committee on Governmental Operations.

Messrs. Spear; Jude; Johnson, D.J. and Dieterich introduced—

S.F. No. 56: A bill for an act relating to liquor; adding definitions; converting references to metric system; authorizing prosecution as a gross misdemeanor for certain unlawful sales; authorizing exclusive liquor stores to sell additional alcohol-related products; prohibiting clubs from serving guests; authorizing first class cities to issue an unlimited number of off-sale licenses; increasing certain license fees; defining ownership interest for purposes of license transfers; prohibiting licenses for certain felons; prohibiting retailers from wholesaling; prohibiting licensees from allowing unlawful possession or consumption on their premises; changing minimum age of bar employees to 19; making unlawful manufacture or transportation a felony; eliminating liquor control enforcement power over druggists; re-

pealing certain obsolete provisions; making technical changes; amending Minnesota Statutes 1982, sections 340.001; 340.02, subdivision 7; 340.031; 340.033; 340.07, subdivision 13; 340.11, subdivisions 11, 13, and 14; 340.13, subdivisions 9 and 12, and by adding subdivisions; 340.14, subdivisions 1a and 2; 340.19; 340.403; repealing Minnesota Statutes 1982, sections 340.13, subdivision 11; 340.73; 340.74; 340.76; 340.77; 340.78; 340.81; 340.83; 340.88; 340.89; 340.90; 340.91; 340.92; and 340.93.

Referred to the Committee on Public Utilities and State Regulated Industries.

Messrs. Spear and Petty introduced—

S.F. No. 57: A bill for an act relating to intoxicating liquor; giving local governing authorities exclusive control over the process of issuing off-sale licenses and enforcement of liquor regulations without review by the commissioner of public safety; requiring filing of off-sale licenses with the commissioner of public safety; removing licensing requirements for distribution of sacramental wine, nonpotable alcohol, and medicinal alcohol; removing requirements for filing wholesale liquor prices with the commissioner of public safety; abolishing the liquor control division; making technical changes; amending Minnesota Statutes 1982, sections 299A.02, subdivisions 1 and 2; 340.069; 340.07, subdivision 5, and by adding a subdivision; 340.10; 340.11, subdivisions 4, 8, 10, 10a, 11, 13, 15, and 20; 340.119, subdivisions 3 and 5; 340.14, subdivision 2; 340.17; 340.18; 340.19; 340.355; 340.356; 340.44; 340.485, subdivisions 2 and 3; 340.492; 340.515; 340.55; and 340.85, subdivision 2; repealing Minnesota Statutes 1982, sections 340.081; 340.13, subdivision 2; 340.87; and 340.983.

Referred to the Committee on Public Utilities and State Regulated Industries.

Messrs. Hughes; Moe, R.D.; Peterson, C.C.; Nelson and Peterson, D.L. introduced—

S.F. No. 58: A bill for an act relating to education; creating a legislative commission to evaluate education planning, policy development, and finance in Minnesota; appropriating money; proposing new law coded in Minnesota Statutes, chapter 3.

Referred to the Committee on Education.

Mr. Johnson, D.J. introduced—

S.F. No. 59: A bill for an act relating to traffic regulations; providing penalties for failing to stop for a school bus; amending Minnesota Statutes 1982, section 169.44, subdivision 1c.

Referred to the Committee on Transportation.

Messrs. Dicklich and Frank introduced—

S.F. No. 60: A bill for an act relating to public utilities; providing for rights

of stockholders and directors of cooperative electric associations; proposing new law coded in Minnesota Statutes, chapter 216B.

Referred to the Committee on Public Utilities and State Regulated Industries.

Messrs. Luther, Pogemiller, Davis, Ms. Reichgott and Mr. Ramstad introduced—

S.F. No. 61: A bill for an act relating to crimes; increasing penalties for failure to stop at the scene of certain accidents; amending Minnesota Statutes 1982, section 169.09, subdivisions 1, 3, 6, 7, and 14.

Referred to the Committee on Judiciary.

Messrs. Davis, Kamrath, Mrs. Adkins, Messrs. Renneke and Bertram introduced—

S.F. No. 62: A bill for an act relating to local government; setting the dollar amount of contracts subject to the open bidding law; amending Minnesota Statutes 1982, section 471.345, subdivisions 3, 4, and 5.

Referred to the Committee on Local and Urban Government.

Mrs. Adkins, Messrs. Renneke, Bertram, Isackson and Kamrath introduced—

S.F. No. 63: A bill for an act relating to towns; setting the time for posting audit reports; amending Minnesota Statutes 1982, section 366.22.

Referred to the Committee on Local and Urban Government.

Mr. Davis, Mrs. Adkins, Messrs. Renneke, Bertram and Johnson, D.E. introduced—

S.F. No. 64: A bill for an act relating to local government; permitting towns to issue off-sale liquor licenses; amending Minnesota Statutes 1982, section 340.11, subdivision 10b.

Referred to the Committee on Public Utilities and State Regulated Industries.

Mrs. Adkins, Messrs. Stumpf, Renneke, Bertram and Kamrath introduced—

S.F. No. 65: A bill for an act relating to local improvements; providing the method for action on certain improvements by certain towns; amending Minnesota Statutes 1982, section 429.011, subdivision 2b.

Referred to the Committee on Local and Urban Government.

ADJOURNMENT

Mr. Luther moved that the Senate do now adjourn until 2:00 p.m., Thursday, January 20, 1983. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate