

SIXTH DAY

St. Paul, Minnesota, Thursday, January 20, 1983

The Senate met at 2:00 p.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Ambrose J. Mahon.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Mrs. Brataas, Messrs. Mehrkens, Merriam, Renneke, Sieloff and Vega were excused from the Session of today. Mr. Frank and Ms. Peterson, D.C. were excused from the early part of today's Session.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 14.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 17, 1983

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 14: A bill for an act relating to the legislature; delaying submission of the budget to the legislature to February 15, 1983.

SUSPENSION OF RULES

Mr. Moe, R.D. 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. 14 and that the rules of the Senate be so far suspended as to give H.F. No. 14 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 14 was read the second time.

H.F. No. 14 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 4, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kroening	Novak	Samuelson
Anderson	Diessner	Kronebusch	Olson	Schmitz
Belanger	Dieterich	Laidig	Pehler	Solon
Berg	Frederick	Langseth	Peterson, C.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Hughes	Lessard	Peterson, R.W.	Taylor
Bertram	Isackson	Luther	Petty	Ulland
Chmielewski	Johnson, D.E.	McQuaid	Pogemiller	Waldorf
Dahl	Johnson, D.J.	Moe, D.M.	Purfeerst	Wegscheid
Davis	Jude	Moe, R.D.	Ramstad	Willet
DeCramer	Knutson	Nelson	Reichgott	

Messrs. Benson, Frederickson, Kamrath and Knaak voted in the negative.

So the bill passed and its title was agreed to.

REPORTS OF COMMITTEES

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

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

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.

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

Page 3, line 10, delete "*H.R. 6056, 97th Session*"

Page 3, line 11, delete "*of Congress,*" and insert "*Public Law Number 97-456*"

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

SECOND READING OF SENATE BILLS

S.F. No. 41 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Chmielewski moved that the name of Mr. Samuelson be added as a co-author to S.F. No. 31. The motion prevailed.

Mrs. Adkins moved that the name of Mr. Stumpf be added as a co-author to S.F. No. 46. The motion prevailed.

Mr. Spear moved that the name of Mr. Sieloff be added as a co-author to S.F. No. 54. The motion prevailed.

Mr. Dicklich moved that the name of Mr. Dahl be added as a co-author to S.F. No. 60. 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. Ulland introduced—

S.F. No. 66: A bill for an act relating to game and fish; authorizing nontribal member residents of the Fond du Lac Indian reservation to hunt within the reservation; amending Minnesota Statutes 1982, section 98.45, by adding a subdivision.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Bertram; Mehrkens; Wegscheid; Peterson, R.W. and Davis introduced—

S.F. No. 67: A bill for an act relating to agriculture; modifying the use of state livestock weighers; amending Minnesota Statutes 1982, section 17A.10.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Frank introduced—

S.F. No. 68: A bill for an act relating to elections; fair campaign practices; providing a penalty for denial of access to certain dwellings; amending Minnesota Statutes 1982, section 210A.43, subdivision 4.

Referred to the Committee on Elections and Ethics.

Messrs. Peterson, C.C.; Nelson; Pehler and Luther introduced—

S.F. No. 69: A bill for an act relating to workers' compensation; creating a competitive state workers' compensation insurance fund; changing benefits; providing for rules related to excessive health care services; regulating supplemental benefits; providing for benefit adjustments; providing for continuance of certain insurance coverages; providing for deductible workers' compensation insurance policies; providing penalties; appropriating money; amending Minnesota Statutes 1982, sections 62A.10, subdivi-

sion 1; 62C.14, by adding a subdivision; 62D.10, by adding a subdivision; 79.211, subdivision 1; 79.25, subdivision 1, and by adding a subdivision; 79.63, subdivisions 1, 2, and 4; 176.081, subdivisions 1, 2, 3, 4, and 6; 176.101, subdivisions 1 and 3, and by adding a subdivision; 176.105, by adding a subdivision; 176.111, subdivisions 1 and 18, and by adding a subdivision; 176.131, subdivision 10; 176.132, subdivisions 1 and 2; 176.136; 176.181, subdivision 3; 176.391, subdivision 3; 176.591, subdivisions 1 and 3; Laws 1981, chapter 346, section 145; proposing new law coded in Minnesota Statutes, chapters 79 and 176; proposing new law coded as Minnesota Statutes, chapter 176A; repealing Minnesota Statutes 1982, sections 79.63, subdivision 3; 176.061, subdivisions 8 and 9; 176.101, subdivision 6; 176.102, subdivision 1a; 176.152; 176.541, subdivisions 2, 3, 4, 5, 6, and 8; 176.551; 176.561; 176.571; 176.581; 176.603; and 176.611.

Referred to the Committee on Employment.

Mr. Frank introduced—

S.F. No. 70: A bill for an act relating to public welfare; directing the commissioner of public welfare to pay for medical assistance and general assistance medical care no more than once every 30 days; amending Minnesota Statutes 1982, sections 256B.041, by adding a subdivision; and 256D.03, by adding a subdivision.

Referred to the Committee on Health and Human Services.

Mrs. Lantry and Mr. Frank introduced—

S.F. No. 71: A bill for an act relating to children; changing obsolete references to certain children; amending Minnesota Statutes 1982, sections 127.27, subdivision 6; 144.225, subdivision 2; 256.01, subdivision 2; 256.88; 256.91; 256.93; 257.34, subdivision 1; 260.221; 393.07, subdivision 1; 423.387, subdivision 2; 423.58, subdivision 2; 487.19, subdivision 1; 525.172; 525.173; 609.37; and 617.22.

Referred to the Committee on Judiciary.

Messrs. Wegscheid; Moe, D.M.; Pogemiller; Luther and Lessard introduced—

S.F. No. 72: A bill for an act relating to occupations and professions; authorizing the commissioner of public safety to provide administrative support services to the board of peace officer standards and training; amending Minnesota Statutes 1982, section 214.04, subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Wegscheid, Vega, Schmitz, Mehrkens and Knutson introduced—

S.F. No. 73: A bill for an act relating to Dakota County; fixing the conditions for certain land transfers.

Referred to the Committee on Local and Urban Government.

Messrs. Nelson and Solon introduced—

S.F. No. 74: A bill for an act relating to education; extending the time period to apply for life licensure by the Minnesota board of teaching.

Referred to the Committee on Education.

Messrs. Peterson, D.L.; Davis; Benson; Frederickson and Berg introduced—

S.F. No. 75: A bill for an act relating to agriculture; creating an agricultural revitalization trust fund and board of trustees; authorizing the expenditure of funds for agricultural revitalization; altering the distribution of property taxes levied by taxing districts; appropriating money; proposing new law coded as Minnesota Statutes, chapter 17C.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Solon and Purfeerst introduced—

S.F. No. 76: A bill for an act relating to alcoholic beverages; authorizing the sale of intoxicating liquor and nonintoxicating malt liquor on election days; amending Minnesota Statutes 1982, sections 340.034, subdivision 1; and 340.14, subdivision 1.

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

Messrs. Lessard; Chmielewski; Ms. Peterson, D.C.; Messrs. Schmitz and Berg introduced—

S.F. No. 77: A bill for an act relating to veterans; providing funds for the Vietnam era veterans downpayment assistance program administered by the Minnesota housing finance agency; appropriating money.

Referred to the Committee on Veterans and General Legislation.

Mrs. Lantry, Messrs. Bertram, Solon and Anderson introduced—

S.F. No. 78: A bill for an act relating to commerce; providing procedures for opening checking accounts; extending civil liability for issuing a worthless check; clarifying conciliation court jurisdiction regarding dishonored checks; modifying procedures to prove issuance of a worthless check; expanding types of worthless checks prohibited; requiring banks to release certain checking account information; increasing penalties for issuing a worthless or forged check; amending Minnesota Statutes 1982, sections 487.30, subdivision 4; 488A.12, subdivision 3; 488A.29, subdivision 3; 609.535, subdivisions 2, 3, 5, 6, 7, and 8, and by adding subdivisions; and 609.625, subdivision 1; proposing new law coded in Minnesota Statutes, chapters 48, 332, and 609.

Referred to the Committee on Economic Development and Commerce.

Messrs. Purfeerst, Frank, Jude, Benson and Peterson, D.L. introduced—

S.F. No. 79: A bill for an act relating to horse racing; creating a Minnesota

racetrack commission and providing for its membership, powers, and duties; authorizing the licensing of persons to operate racetracks, conduct horse racing, engage in certain occupations and conduct pari-mutuel betting on horse racing; prescribing taxes and license fees; establishing a Minnesota breeders fund; providing penalties; appropriating money; amending Minnesota Statutes 1982, sections 38.04; 609.75, subdivision 3; and 609.761; proposing new law coded as Minnesota Statutes, chapter 240.

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

Mr. Chmielewski introduced—

S.F. No. 80: A bill for an act proposing an amendment to the Minnesota Constitution, changing article IV, sections 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 23, 24, 25, and 26; article V, sections 3 and 5; article VIII, section 1; article IX, sections 1 and 2; and article XI, section 5; providing for a unicameral legislature of 101 to 135 members.

Referred to the Committee on Elections and Ethics.

Mr. Purfeerst introduced—

S.F. No. 81: A bill for an act relating to retirement; repealing obsolete investment language applicable to third and fourth class city police relief associations; repealing Minnesota Statutes 1982, sections 423.389 and 423.60.

Referred to the Committee on Governmental Operations.

Mr. Knaak, Mrs. McQuaid, Ms. Reichgott, Messrs. Petty and Kamrath introduced—

S.F. No. 82: A bill for an act relating to crimes; establishing mandatory minimum terms of imprisonment for the use of a dangerous weapon or firearm in crimes committed against the elderly and handicapped; prescribing penalties; amending Minnesota Statutes 1982, section 609.11, subdivisions 4, 5, 7, and 8, and by adding a subdivision.

Referred to the Committee on Judiciary.

Mr. Spear, Ms. Berglin, Messrs. Moe, D.M.; Petty and Dicklich introduced—

S.F. No. 83: A bill for an act relating to human rights; prohibiting unfair discriminatory practices on the basis of affectional or sexual orientation; amending Minnesota Statutes 1982, sections 363.01, subdivision 24, and by adding a subdivision; 363.02, subdivision 2; 363.03, subdivisions 1, 2, 3, 4, 5, 7, and 8; 363.05, subdivision 1; 363.11; 363.115; and 363.12, subdivision 1.

Referred to the Committee on Judiciary.

Mr. Jude, Mrs. Adkins, Mr. Schmitz, Ms. Olson and Mr. Purfeerst introduced—

S.F. No. 84: A bill for an act relating to agriculture; providing that certain agricultural operations are not private or public nuisances; amending Minnesota Statutes 1982, section 561.19, subdivisions 2 and 5.

Referred to the Committee on Agriculture and Natural Resources.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Monday, January 24, 1983. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate