

NINETEENTH DAY

St. Paul, Minnesota, Monday, February 28, 1983

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

Prayer was offered by the Chaplain, Rev. Thomas J. Pingatore.

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

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

February 11, 1983

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 41.

Sincerely,
Rudy Perpich, Governor

February 11, 1983

The Honorable Harry A. Sieben, Jr.
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1983 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No. 41	H.F. No.	Session Laws Chapter No. 2	Date Approved 1983 February 11	Date Filed 1983 February 11
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Sincerely,
Joan Anderson Growe
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 118 and 390.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 24, 1983

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. Schmitz from the Committee on Local and Urban Government, to which was referred

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.

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

Mr. Schmitz from the Committee on Local and Urban Government, to which was referred

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.

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

Mr. Schmitz from the Committee on Local and Urban Government, to which was referred

S.F. No. 173: A bill for an act relating to local government; permitting the cities of Winona and Goodview to impose a tax on the gross receipts from furnishing certain lodging.

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

Mr. Schmitz from the Committee on Local and Urban Government, to which was referred

S.F. No. 224: A bill for an act relating to local government; permitting the city of Big Falls and part of Koochiching County to join a hospital district.

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

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

S.F. No. 119: A bill for an act relating to crimes; increasing penalties for certain crimes when committed with intent to cause fear for personal safety because of race, color, religion, sex, affectional or sexual orientation, or national origin; amending Minnesota Statutes 1982, sections 609.595, subdivision 1; and 609.713.

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

Page 2, line 1, after "*sex*," insert "*physical or mental handicap*,"

Page 2, line 6, strike the semicolon

Page 2, line 7, strike "provided that" and insert a period

Page 2, line 20, strike "such"

Page 2, line 25, after "*crime*" insert "*of violence*"

Page 2, line 26, delete "*for personal safety*" and insert "*in the person threatened or in another person*"

Page 2, line 27, before "*person's*" insert "*threatened*" and after "*sex*," insert "*physical or mental handicap*,"

Page 2, line 33, strike "such"

Amend the title as follows:

Page 1, line 3, delete "for"

Page 1, line 4, delete "personal safety" and after "*sex*," insert "*physical or mental handicap*,"

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

Mr. Moe, D. M. from the Committee on Governmental Operations, to which was referred

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.

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

Page 2, after line 15, insert:

“Sec. 2. [EFFECTIVE DATE.]

This act is effective July 1, 1983.”

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

Mr. Moe, D. M. from the Committee on Governmental Operations, to which was referred

S.F. No. 351: A bill for an act relating to state government; regulating eligibility for qualified handicapped civil service examinations; amending Minnesota Statutes 1982, section 43A.10, subdivision 8.

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

Page 2, after line 2, insert:

“Sec. 2. [EFFECTIVE DATE.]

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

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

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

S.F. No. 342: A bill for an act relating to transportation; increasing the gasoline excise tax; delaying the phased transfer of the motor vehicle excise tax; transferring an appropriation and authority to issue bonds from the transportation fund to the trunk highway fund; amending Minnesota Statutes 1982, sections 296.01, subdivision 24; 296.02; and 297B.09.

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

Page 2, lines 22 and 23, delete “*following the day of final enactment of this act and ending December 31, 1983*” and insert “*beginning on the effective date of this act and ending June 30, 1984*”

Page 2, line 25, delete “*January*” and insert “*July*”

Page 2, line 26, delete “*18*” and insert “*16*”

Page 5, line 22, before “*is*” insert “*and for the purposes described in Laws 1981, chapter 361, section 4, subdivision 5, clause (a),*”

Page 5, line 27, before the period, insert “*, clause (a)*”

Page 5, line 36, before the period, insert “*, and for the purposes described in Laws 1981, chapter 361, section 4, subdivision 5, clause (a)*”

Page 6, after line 2, insert:

“Sec. 5. [EFFECTIVE DATE.]

Sections 1 to 4 are effective the first day of the month that is at least two weeks following the day of final enactment.”

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

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

S.F. No. 221: A bill for an act relating to state property; providing for the conveyance of certain property to the city of Tracy.

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

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

S.F. No. 344: A bill for an act relating to state lands; conveying certain state lands to the city of St. Cloud.

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

Page 1, line 8, delete everything after the comma

Page 1, line 9, delete "and the state of Minnesota shall sell" and insert "the commissioner of administration shall convey to the city of St. Cloud"

Page 4, delete lines 18 to 36

Page 5, delete lines 1 to 18 and insert:

“(3) Parcel 3: all of Lot 1 and Lot 7 and that part of Lot 2 and Lot 8, Block 13 and all of Lot 8 and Lot 9 and all that part of Lot 1 and Lot 7, Block 22 and that part of Lot 1 and Lot 7, Block 30, Curtis Survey, City of St. Cloud, Stearns County, Minnesota, according to the recorded plat thereof and that of the vacated alleys situated in said Block 13, Block 22 and Block 30 and that part of vacated 2nd Avenue South, which lies between said Block 13 and said Block 22 and south of a line drawn from the northwest corner of said Block 13 to the northeast corner of said Block 22 and that part of vacated 3rd Avenue South, which lies between said Block 22 and said Block 30 and south of a line drawn from the northwest corner of said Block 22 to the northeast corner of said Block 30, which lies north of the following described line: Beginning on a point on the west line of said Block 30, distant 26.00 feet south of the northwest corner of said Block 30; thence North 89 degrees 27 minutes 43 seconds East, on an assumed bearing, parallel with the north line of said Block 30, a distance of 283.32 feet; thence South 00 degrees 32 minutes 17 seconds East, 24.00 feet thence North 89 degrees 27 minutes 43 seconds East, parallel with said north line 16.00 feet; thence South 00 degrees 37 minutes 50 seconds East, parallel with the west line of said Block 22, a distance of 115.09 feet to the westerly extension of the south line of said Lot 9; thence North 89 degrees 26 minutes 50 seconds East, along said extended line and along said south line of Lot 9, a distance of 192.69 feet to the southeast corner of said Lot 9; thence North 00 degrees 35 minutes 40 seconds West, along the east line of said Lot 9, Lot 8 and Lot 7, Block 22, a distance of 137.04 feet; thence North 89 degrees 27 minutes 43 seconds East, parallel with said north line 194.26 feet; thence South 00 degrees 32 minutes 17 seconds East 42.00 feet; thence North 89 degrees 27 minutes 43 seconds East, parallel with said north line 175.00 feet; thence North 00 degrees 32 minutes 17 seconds West 10.00 feet; thence North 89 degrees 27 minutes 43 seconds East, parallel with said north line 75.35 feet; thence South 78 degrees 09 minutes 30 seconds East 33.89 feet, more or less to the easterly

line of said Block 13 and said described line there terminating. Subject to easements of record.

(4) Parcel 4: The North 5.00 feet of the East 174.75 feet and the South 30.00 feet off the North 35.00 feet of the West 65.00 feet of the East 174.75 feet of Block 37, Curtis Survey, City of St. Cloud, Stearns County, Minnesota, according to the recorded plat thereof. Subject to easements of record.”

Page 5, delete lines 19 to 22 and insert:

“The city has obtained an independent appraisal of the value of the property to be acquired and the damages incurred by the state as a result of the acquisition of the property. The commissioner of administration shall obtain an appraisal of the property and the damages.”

Page 5, line 25, delete everything after “purchase”

Page 5, delete line 26 and insert “for a consideration which is equal to the appraised value and damages certified by the commissioner of administration.”

Page 5, delete lines 27 to 36

Page 6, delete lines 1 to 6 and insert:

“The proceeds received by the state for the value of the property and the damages incurred as a result of the city’s acquisition of the property shall be credited to the general fund, except that a portion of the proceeds equal in amount to the expenses incurred by the commissioner of administration in connection with the sale shall be deposited in the account from which the expenses were paid. The value and damages payable by the city shall be reduced by the value of work and materials provided by the city for projects necessitated by the land transfers and road and bridge construction of the city, subject to the approval of the commissioner of administration. The city shall perform all work and supply all materials to complete these projects, including but not limited to:

(1) Cutting off and removing that portion of the maintenance building which lies within permanent parcel 3 and temporary construction easement 3, and building a new wall on the remaining building;

(2) Building a new maintenance building to replace the portion removed on temporary construction easement 3. The new building shall be of a design approved by the state university board and the commissioner of administration, and shall be constructed on a site to be designated by the state university board. The building shall be at least equal in usable maintenance and storage space as the portion removed from temporary construction easement 3;

(3) Removing and replacing the canopy which is affected on temporary construction easement 2;

(4) Removing and replacing the underground oil tanks on temporary construction easement 3;

(5) Lowering the level of the tennis courts and replacing tennis courts, fencing, and bleachers on temporary construction easement 3.”

Page 6, line 7, delete “, the state” and insert “by the city, the commissioner of administration”

Page 6, line 19, before the period insert “, or on December 31, 1987, whichever date is earliest”

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

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

S.F. No. 220: A bill for an act relating to the environment; establishing an environmental response, compensation and compliance fund to pay for removal and remedial action associated with certain hazardous substances released into the environment and for other purposes; providing for liability for cleanup costs, personal injury, economic loss, and damage to natural resources resulting from releases of hazardous substances; imposing taxes, fees, and penalties; appropriating money; amending Minnesota Statutes 1982, sections 115A.24, subdivision 1; 466.01, by adding a subdivision; and 466.04, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 116; proposing new law coded as Minnesota Statutes, chapter 115B; repealing Minnesota Statutes 1982, section 115A.24, subdivision 2.

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

Page 2, delete lines 1 to 3

Page 2, line 31, after the semicolon, insert “and”

Page 2, line 32, delete “; and” and insert a period

Page 2, delete line 33

Page 2, line 36, before the period, insert “, nor does it include petroleum, including crude oil or any fraction thereof which is not otherwise a hazardous waste”

Page 3, after line 12, insert:

“Subd. 11. [OWNER OF REAL PROPERTY.] “Owner of real property” means a person who holds title to, is in possession of, or controls the use of real property, including a fee owner, lessee, renter or tenant.

Subd. 12. [PERSON.] “Person” means any individual, partnership, association, public or private corporation, or other entity, including the state and any agency, department or political subdivision of the state.”

Page 3, line 14, delete “or”

Page 3, line 15, delete “including disease-causing agents” and insert “or agent, other than a hazardous substance”

Page 4, line 11, after “chemicals” insert a comma

Page 4, line 12, delete “by a farmer”

Page 4, line 13, delete the second comma and insert a period

Page 4, delete lines 14 to 16

Renumber the subdivisions in sequence

Page 6, line 17, after the comma, insert *“and except as provided in subdivisions 2 and 3,”*

Page 6, line 31, delete everything after *“(c)”*

Page 6, line 32, delete *“contaminant,”* and insert *“Knew or reasonably should have known that the waste he accepted”*

Page 6, line 32, after *“facility”* insert *“contained a hazardous substance, or pollutant or contaminant,”*

Page 7, delete lines 3 to 5 and insert:

“(a) The employee is subject to liability under section 4 or section 5 only if his conduct with respect to the hazardous substance was negligent under circumstances in which he knew that the substance was hazardous and that his conduct, if negligent, could result in serious harm; and”

Page 7, after line 9, insert:

“Subd. 3. [OWNER OF REAL PROPERTY.] An owner of real property is not a person responsible for the release or threatened release of a hazardous substance from a facility in or on the property unless that person:

(a) Was engaged in the business of generating, transporting, storing, treating, or disposing of a hazardous substance at the facility or disposing of waste at the facility, or knowingly permitted others to engage in such a business at the facility;

(b) Knowingly permitted any person to make regular use of the facility for disposal of waste;

(c) Knowingly permitted any person to use the facility for disposal of a hazardous substance;

(d) Knew or reasonably should have known that a hazardous substance was located in or on the facility at the time he acquired the property; or

(e) Took action which significantly contributed to the release after he knew or reasonably should have known that a hazardous substance was located in or on the property.”

Page 7, line 13, delete *“10”* and insert *“11”*

Page 7, after line 27, insert:

“Subd. 2. [LIABILITY FOR POLLUTANT OR CONTAMINANT EXCLUDED.] There is no liability under this section for response costs or damages which result from the release of a pollutant or contaminant.”

Page 8, line 18, after the period, insert *“This defense applies only to response costs incurred on or after July 1, 1983.”*

Page 8, line 19, delete *“AVAILABLE TO RESPONSIBLE PERSONS”* and insert *“FOR INTERVENING ACTS”*

Page 8, line 23, delete *“or”*

Page 8, after line 23, insert:

“(c) An act of vandalism or sabotage; or”

Page 8, line 24, delete "(c)" and insert "(d)"

Page 8, line 25, delete "(c)" and insert "(d)"

Page 8, line 29, delete "(c)" and insert "(d)"

Page 9, delete lines 1 to 19

Page 9, line 21, delete "No person is liable" and insert "It is a defense to liability"

Page 9, line 22, delete "if" and insert "that"

Page 10, line 9, delete the first "or" and insert "and"

Page 10, line 12, delete "No person is liable" and insert "It is a defense to liability"

Page 10, line 14, delete "if" and insert "that"

Page 10, delete lines 23 to 27 and insert:

"Subd. 10. [RENDERING ASSISTANCE IN RESPONSE ACTIONS.] *It is a defense to liability under this section that the response costs or damages resulted from acts taken or omitted in preparation for, or in the course of rendering care, assistance, or advice to the director or agency pursuant to section 16 or in accordance with the national hazardous substance response plan pursuant to the Federal Superfund Act, under 42 U.S.C. Section 9605, or at the direction of an on-scene coordinator appointed under that plan, with respect to any release or threatened release of a hazardous substance.*

Subd. 11. [BURDEN OF PROOF FOR DEFENSES.] *Any person claiming a defense provided in subdivisions 6 to 10 has the burden to prove all elements of the defense by a preponderance of the evidence."*

Renumber the subdivisions in sequence

Page 11, line 13, delete "or profits" and insert ", or loss of earning capacity,"

Page 11, line 15, delete ", loss of earning"

Page 11, line 16, delete "capacity"

Page 11, after line 16, insert:

"Subd. 2. [LIABILITY FOR POLLUTANT OR CONTAMINANT EXCLUDED.] *There is no liability under this section for damages which result from the release of a pollutant or contaminant.*

Subd. 3. [CERTAIN EMPLOYEE CLAIMS NOT COVERED.] *Except for a third party who is subject to liability under section 176.061, subdivision 5, there is no liability under this section for the death, personal injury or disease of an employee which is compensable under chapter 176 as an injury or disease arising out of and in the course of employment."*

Page 11, line 30, delete "DEFENSES AVAILABLE TO RESPONSIBLE PERSONS" and insert "DEFENSE FOR INTERVENING ACTS"

Page 11, line 34, delete "or"

Page 11, after line 34, insert:

“(c) An act of vandalism or sabotage; or”

Page 11, line 35, delete “(c)” and insert “(d)”

Page 11, line 36, delete “(c)” and insert “(d)”

Page 12, line 4, delete “(c)” and insert “(d)”

Page 12, line 13, delete “No person is liable” and insert “It is a defense to liability”

Page 12, line 14, delete “if” and insert “that”

Page 13, line 1, delete the first “or” and insert “and”

Page 13, delete lines 4 to 28

Page 13, line 30, delete “for damages”

Page 13, line 31, delete “injury or loss was a result of” and insert “damages resulted from”

Page 14, delete lines 3 to 7 and insert:

“Subd. 9. [BURDEN OF PROOF FOR DEFENSES.] Any person claiming a defense provided in subdivisions 6 to 8 has the burden to prove all elements of the defense by a preponderance of the evidence.”

Renumber the subdivisions in sequence

Page 14, delete lines 8 to 21 and insert:

“Sec. 6. [115B.06] [LIABILITY FOR CERTAIN PAST ACTIONS.]

When a defendant establishes that the hazardous substance which is alleged to have caused the damages claimed by the plaintiff was placed or came to be located in or on the facility before April 1, 1982, the defendant is not liable under section 5 if he establishes that the activity in which he was involved with respect to the substance was not an abnormally dangerous activity.

For the purpose of this section, the determination of whether an activity with respect to a hazardous substance was an abnormally dangerous activity shall be made by the court, which may consider factors including:”

Page 15, delete section 7 and insert:

“Sec. 7. [115B.07] [CAUSATION.]

In any action brought under section 5 or any other law to recover damages for death, personal injury, or disease arising out of the release of a hazardous substance, if the plaintiff produces evidence sufficient to enable a reasonable person to find that:

(a) The plaintiff was exposed to the hazardous substance;

(b) Under all of the circumstances, the release could reasonably have resulted in plaintiff's exposure to the substance in the amount and duration experienced by the plaintiff; and

(c) It is more likely than not that the death, injury or disease suffered by the plaintiff is caused or significantly contributed to by exposure to the hazardous substance in an amount and duration experienced by the plaintiff;

then the court may not direct a verdict against the plaintiff on the issue of causation.

Evidence to a reasonable medical certainty that exposure to the hazardous substance caused or significantly contributed to the death, injury or disease is not required for the question of causation to be submitted to the trier of fact.

Nothing in this section shall be construed to relieve the plaintiff of the burden of proving the causal connection between the release of the hazardous substance and the plaintiff's death, injury or disease."

Page 15, delete lines 22 to 28 and insert:

"Subdivision 1. [RIGHT OF APPORTIONMENT; FACTORS.] Any person held jointly and severally liable under section 4 or 5 has the right at trial to have the trier of fact apportion liability among the defendants as provided in this section. The burden is on each defendant to show how his liability should be apportioned."

Page 15, line 29, delete "party" and insert "defendant"

Page 15, line 31, delete "party's" and insert "defendant's"

Page 16, lines 1, 3, and 6, delete "party" and insert "defendant"

Page 16, delete lines 8 to 12, and insert:

"Subd. 2. [LIMITATION OF LIABILITY.] If a person is held jointly and severally liable under section 4 or 5 and establishes his proportionate share of the aggregate liability, the liability of that person shall be limited to three times his proportionate share."

Page 16, line 14, delete the second "section"

Page 16, line 15, delete "common" and insert "aggregate"

Page 16, line 17, delete "their" and insert "the other person's"

Page 17, line 1, delete everything after "recover"

Page 17, line 4, before the comma, insert "for an action to recover damages for death, personal injury or disease"

Page 17, line 30, delete "applicability or"

Page 18, after line 9, insert:

"No claim for legal services or disbursements pertaining to any demand made or suit or proceeding which includes a cause of action brought pursuant to section 5 is an enforceable lien against any award, settlement, or judgment in favor of claimant or is valid or binding in any other respect unless approved in writing by a court. No claim made or paid for legal services, costs, and disbursements pertaining to any demand made or suit or proceeding brought pursuant to section 5 shall be more than 15 percent of the total award, settlement, or judgment in favor of claimant. Application to exceed this limitation upon a showing of extraordinary circumstances may be made by claimant's attorneys to the judge who presided over the suit or proceeding."

Page 18, line 32, delete "AND NOTATION"

Page 19, line 3, after “*affidavit*” insert “*containing a legal description of the property*”

Page 19, line 11, after “*property*” insert “*or some portion of it*”

Page 19, delete lines 17 to 20

Page 19, line 24, delete “*a notation to the deed*” and insert “*an affidavit*”

Page 19, line 26, delete “*or notation*”

Page 19, line 30, delete “*and notations*”

Page 19, line 36, delete “*fine*” and insert “*penalty in an amount determined by the court*”

Page 20, line 3, delete “*person*” and insert “*owner*”

Page 20, line 4, delete “*or notation*”

Page 20, line 7, delete “*fine*” and insert “*penalty*”

Page 20, line 31, delete “*and*”

Page 20, after line 31, insert:

“(2) *Notify the owner of real property where the facility is located or where response actions are proposed to be taken, if the owner is not a responsible party, that responsible parties have been requested to take response actions and that the owner’s cooperation will be required in order for responsible parties or the agency to take those actions; and*”

Page 20, line 32, delete “(2)” and insert “(3)”

Page 21, line 18, delete “*information gathering*” and insert “*similar activities*”

Page 21, line 28, after “*who*” insert “*the agency has reason to believe*”

Page 21, line 30, after “(3,” insert “*or who is the owner of real property where the release or threatened release is located or where response actions are proposed to be taken,*”

Page 21, delete lines 35 and 36

Page 22, delete lines 1 to 9 and insert:

“*Subd. 4. [ACCESS TO INFORMATION AND PROPERTY.] The agency or any member, employee or agent thereof authorized by the agency, upon presentation of credentials, may:*

(a) *Examine and copy any books, papers, records, memoranda or data of any person who has a duty to provide information to the agency under subdivision 3; and*

(b) *Enter upon any property, public or private, for the purpose of taking any action authorized by this section including obtaining information from any person who has a duty to provide the information under subdivision 3, conducting surveys or investigations, and taking removal or remedial action.*”

Page 22, lines 13 and 18, delete “15.162” and insert “13.02”

Page 22, line 25, after “*section*” insert a comma

Page 22, line 25, after "including" insert "all response costs, and"

Page 22, line 25, after "expenses" insert a comma

Page 22, line 27, delete "responsible"

Page 22, line 27, after "4" insert "or any other law"

Page 24, line 15, delete "5" and insert "6"

Page 25, line 27, after "take" insert "reasonable and necessary"

Page 26, line 10, after the period, insert "If the owner of real property where the facility is located or where response costs are proposed to be taken is not a person responsible for the release or threatened release, the owner may be joined as an indispensable party in an action to compel performance in order to assure that the requested response actions can be taken on that property by the responsible parties."

Page 26, line 26, after "fund" insert "in section 19"

Page 26, line 35, delete "solid and"

Page 27, line 13, before "waste" insert "hazardous"

Page 27, line 14, before "waste" insert "hazardous"

Page 28, after line 2, insert:

"(c) Reimbursement to any private person for expenditures made to provide alternative water supplies deemed necessary by the agency and the department of health to protect the public health from contamination resulting from the release of a hazardous substance;"

Page 28, line 24, delete "local units of government" and insert "political subdivisions"

Page 28, line 28, delete "solid and"

Page 28, line 31, delete "solid and"

Page 28, line 31, delete ", and to assist" and insert " ; and"

Page 28, delete line 32

Reletter the clauses in sequence

Page 29, line 35, delete the second "on"

Page 29, line 36, delete "appropriations from the fund"

Page 30, line 1, before the period, insert "regarding appropriations from the fund"

Page 31, line 36, delete "1982" and insert "1983"

Page 37, line 34, delete "and (b)" and insert ", (b) and (c)"

Page 38, delete lines 11 to 16 and insert:

"Sections 16 to 23, and 29 are effective the day following final enactment. The taxes imposed by section 21 are effective January 1, 1984. The remaining sections of this act are effective July 1, 1983."

Amend the title as follows:

Page 1, line 10, after the first semicolon, insert "providing for injunctive relief;"

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

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

H.F. No. 201 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
201	251				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 201 be amended as follows:

Page 19, line 13, to page 20, line 9, delete section 15

Page 21, line 7, after "time" insert ", at the election of the taxpayer,"

Page 33, after line 7, insert:

"Sec. 26. Minnesota Statutes 1982, section 290.531, is amended to read:

290.531 [PAYMENT OF TAX PENDING APPEAL.]

When a taxpayer appeals ~~his tax~~ any liability assessed under this chapter to the tax court, and the amount in dispute is more than ~~\$4,000~~ \$6,000, the entire amount of the tax, *penalty, and interest assessed by the commissioner* shall be paid at the time it is due unless permission to continue prosecution of the petition without payment is obtained as provided herein. The petitioner, upon ten days notice to the commissioner, may apply to the court for permission to continue prosecution of the petition without payment; and, if it is made to appear

(1) That the proposed review is to be taken in good faith;

(2) That there is probable cause to believe that the taxpayer may be held exempt from the ~~tax~~ liability or that the ~~tax~~ liability may be determined to be less than 50 percent of the amount due; and

(3) That it would work a substantial hardship upon petitioner to pay the ~~tax~~ liability,

the court may permit the petitioner to continue prosecution of the petition without payment, or may fix a lesser amount to be paid as a condition of continuing the prosecution of the petition.

Failure to make payment of the amount required when due shall operate automatically to dismiss the petition and all proceedings thereunder unless the payment is waived by an order of the court permitting the petitioner to continue prosecution of the petition without payment."

Page 37, lines 7 to 33, delete section 32

Page 38, after line 16, insert:

“(c) *Minnesota Statutes 1982, section 290A.04, subdivision 2d, is repealed.*”

Page 38, line 17, delete “(c)” and insert “(d)”

Page 38, line 19, after “14,” insert “20,”

Page 38, line 20, delete “34” and insert “33”

Page 38, line 20, delete “(c)” and insert “(d)”

Page 38, line 21, after “13,” insert “16,”

Page 38, line 21, delete “20,”

Page 38, line 21, delete “34” and insert “33”

Page 38, line 26, delete everything after “effective” and insert “for applications filed after the date of final enactment. Section 33, clause (c) is effective July 1, 1983.”

Page 38, delete lines 27 to 29

Page 38, line 30, delete “enactment.”

Page 38, line 30, delete “34” and insert “33”

Page 38, line 32, delete “Sections” and insert “Section”

Page 38, line 33, delete “and 33 are” and insert “is”

Renumber sections in sequence

Amend the title as follows:

Page 1, line 4, after “provisions;” insert “imposing a penalty;”

Page 1, line 9, after “290.095,” delete “subdivisions 3 and” and insert “subdivision”

Page 1, line 14, after the first “subdivision;” insert “209.531;”

Page 1, line 17, delete everything after “chapter 2,”

Page 1, line 18, delete “22, as amended; and”

Page 1, line 23, delete the second “subdivision” and insert “subdivisions”

Page 1, line 23, after “2c” insert “and 2d”

And when so amended H.F. No. 201 will be identical to S.F. No. 251, and further recommends that H.F. No. 201 be given its second reading and substituted for S.F. No. 251, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Merriam from the Committee on Agriculture and Natural Resources, to which were referred the following appointments as reported in the Journal for February 10, 1983:

WATER PLANNING BOARD

Donald H. Ogaard
Paul E. Toren

MINNESOTA POLLUTION CONTROL AGENCY

Russell W. Domino

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

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

SECOND READING OF SENATE BILLS

S.F. Nos. 39, 62, 224, 119, 72, 351, 221 and 344 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 201 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Schmitz moved that H.F. No. 68 be withdrawn from the Committee on Local and Urban Government and re-referred to the Committee on Rules and Administration for comparison with S.F. No. 62, now on General Orders. The motion prevailed.

Ms. Berglin moved that the name of Mr. Merriam be added as a co-author to S.F. No. 119. The motion prevailed.

Mr. Freeman moved that the name of Mr. Merriam be added as a co-author to S.F. No. 218. The motion prevailed.

Mr. Dicklich moved that the name of Mr. Knutson be added as a co-author to S.F. No. 268. The motion prevailed.

Ms. Berglin moved that the name of Mr. Ulland be added as a co-author to S.F. No. 333. The motion prevailed.

Mr. Moe, D.M. moved that the name of Mr. Wegscheid be added as a co-author to S.F. No. 395. The motion prevailed.

Mr. Dicklich moved that the names of Messrs. Frank and Pogemiller be added as co-authors to S.F. No. 407. The motion prevailed.

Mr. Johnson, D.J. moved that the name of Mr. Dicklich be added as a co-author to S.F. No. 410. The motion prevailed.

Mrs. Adkins moved that the name of Mr. Wegscheid be added as a co-author to S.F. No. 427. The motion prevailed.

CONFIRMATION

Mr. Purfeerst moved that the report from the Committee on Transportation, reported February 24, 1983, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Purfeerst moved that the foregoing report be now adopted. The motion prevailed.

Mr. Purfeerst moved that in accordance with the report from the Committee on Transportation, reported February 24, 1983, the Senate, having given its advice, do now consent to and confirm the appointment of:

METROPOLITAN TRANSIT COMMISSION CHAIRMAN

Peter Stumpf, 1444 North Grotto, St. Paul, Ramsey County, effective January 3, 1983, for a term expiring the first Monday in January, 1987.

The motion prevailed. So the appointment was confirmed.

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.

APPOINTMENTS

Mr. Moe, R.D. from the Subcommittee on Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S.F. No. 15: Messrs. Schmitz, Luther and Kroening.

Mr. Moe, R.D. moved that the foregoing appointments be approved. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. introduced—

Senate Resolution No. 23: A Senate resolution relating to mileage and living expenses.

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

Each member of the Senate who has moved from his usual place of lodging during a substantial part of the sessions of the 73rd Legislature shall receive mileage for necessary travel in going to and returning from the place of meeting to his place of residence in the amount of 26 cents per mile, or any greater amount authorized by the commissioner of employee relations for state employees, for each trip during the 73rd Legislature.

Each member of the Senate shall be paid per diem living expenses in an amount up to \$36 for each calendar day during the sessions of the 73rd Legislature.

Each member of the Senate shall be reimbursed up to \$200 per month for his actual lodging expenses during the sessions of the 73rd Legislature.

Each member of the Senate shall certify in writing to the Secretary of the Senate for the actual travel and lodging for which he seeks reimbursement.

The Secretary of the Senate shall prepare and issue warrants from the Senate legislative expense fund in payment of mileage and living expenses to each member of the Senate.

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 34 and nays 33, as follows:

Those who voted in the affirmative were:

Belanger	Dieterich	Lessard	Peterson, D. C.	Solon
Berglin	Frank	Luther	Peterson, R. W.	Spear
Brataas	Freeman	Merriam	Pogemiller	Ulland
Chmielewski	Hughes	Moe, D. M.	Purfeerst	Vega
Dahl	Johnson, D. J.	Moe, R. D.	Reichgott	Waldorf
Dicklich	Kroening	Nelson	Schmitz	Willet
Diessner	Lantry	Novak	Sieloff	

Those who voted in the negative were:

Adkins	DeCramer	Knaak	Olson	Samuelson
Anderson	Frederick	Knutson	Pehler	Storm
Benson	Frederickson	Kronebusch	Peterson, C. C.	Stumpf
Berg	Isackson	Laidig	Peterson, D. L.	Taylor
Bernhagen	Johnson, D. E.	Langseth	Petty	Wegscheid
Bertram	Jude	McQuaid	Ramstad	
Davis	Kamrath	Mehrkens	Renneke	

The motion prevailed. So the resolution was adopted.

CALENDAR

S.F. No. 113: A bill for an act relating to taxation; prohibiting imposition of penalties for underpayments of estimated tax under certain circumstances.

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:

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

So the bill passed and its title was agreed to.

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;

allowing multiple sale of stamps with a single issuing fee; amending Minnesota Statutes 1982, section 98.50, subdivision 5; proposing new law coded in Minnesota Statutes, chapter 97.

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 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Bertram, Davis, Samuelson and Ulland voted in the negative.

So the bill passed and its title was agreed to.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Samuelson, Schmitz, Ms. Peterson, D.C.; Messrs. Knutson and Pogemiller introduced—

S.F. No. 430: A bill for an act relating to public improvements; authorizing the planning for and construction of a high security detention facility for female inmates; authorizing issuance of state bonds; appropriating money.

Referred to the Committee on Finance. Ms. Berglin questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Pehler, Davis, Merriam and Hughes introduced—

S.F. No. 431: A bill for an act relating to education; providing for a statewide laboratory school at St. Cloud; establishing committees; authorizing state aid to be paid for a laboratory school; appropriating money; proposing new law coded in Minnesota Statutes, chapter 125.

Referred to the Committee on Education.

Mr. Benson introduced—

S.F. No. 432: A bill for an act relating to courts; permitting the appointment of a court commissioner in Fillmore County.

Referred to the Committee on Judiciary.

Messrs. Vega and Chmielewski introduced—

S.F. No. 433: A bill for an act relating to labor; regulating the minimum wage; eliminating the tip credit; amending Minnesota Statutes 1982, section 177.24, subdivision 2; repealing Minnesota Statutes 1982, section 177.28, subdivision 4.

Referred to the Committee on Employment.

Messrs. Peterson, C.C.; Solon; Spear; Pehler and Johnson, D.J. introduced—

S.F. No. 434: A bill for an act relating to retirement; public employees retirement association; increasing the retirement annuity formula for members and police and fire members; amending Minnesota Statutes 1982, sections 353.29, subdivision 3; and 353.651, subdivision 3.

Referred to the Committee on Governmental Operations.

Messrs. Peterson, C.C.; Solon; Pehler; Johnson, D.J. and Mrs. Lantry introduced—

S.F. No. 435: A bill for an act relating to retirement; public employees retirement association; reducing the combination of age and years of service required for full retirement; amending Minnesota Statutes 1982, section 353.30, subdivision 1a.

Referred to the Committee on Governmental Operations.

Messrs. Peterson, C.C.; Moe, D.M.; Frederickson and Spear introduced—

S.F. No. 436: A bill for an act relating to retirement; miscellaneous amendments to the law governing the public employees retirement association; amending Minnesota Statutes 1982, sections 353.27, subdivisions 4 and 12; 353.28, subdivision 5; 353.29, subdivisions 6 and 8; 353.32, subdivision 1; 353.33, subdivision 5; and 353.34, subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Renneke, Frederickson and Spear introduced—

S.F. No. 437: A bill for an act relating to retirement; local police and salaried firefighters relief associations; requiring annual valuations; deleting requirement of quadrennial experience studies; removing obsolete language; amending Minnesota Statutes 1982, sections 69.77, subdivision 2; and 356.216.

Referred to the Committee on Governmental Operations.

Mr. Spear, Ms. Reichgott, Messrs. Luther; Peterson, R.W. and Johnson, D.E. introduced—

S.F. No. 438: A bill for an act relating to real property; limiting the

homestead exemption; amending Minnesota Statutes 1982, sections 510.01; and 510.04.

Referred to the Committee on Judiciary.

Messrs. Kamrath, Chmielewski, Bertram and Schmitz introduced—

S.F. No. 439: A bill for an act proposing an amendment to the Minnesota Constitution, article 1, adding a section to provide that the right to possess and use arms shall not be abridged.

Referred to the Committee on Judiciary.

Messrs. Dieterich, Spear, Pogemiller, Ms. Peterson, D.C. and Mr. Belanger introduced—

S.F. No. 440: A resolution memorializing the President and Congress of the United States to amend the law to abolish the denial of financial aid benefits to students who refuse to register for the draft.

Referred to the Committee on Rules and Administration.

Mr. Stumpf introduced—

S.F. No. 441: A bill for an act relating to liquor; authorizing the city of Roseau to issue one on-sale license to an Eagles Club.

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

Messrs. Anderson; Johnson, D.E.; Mrs. Kronebusch, Messrs. Knaak and Frederick introduced—

S.F. No. 442: A bill for an act relating to transportation; authorizing reimbursement to local fire departments for expenses to put out fires in the rights-of-way of highways; appropriating money; amending Minnesota Statutes 1982, section 161.465.

Referred to the Committee on Transportation.

Messrs. Belanger; Peterson, D.L.; Nelson; Freeman and Hughes introduced—

S.F. No. 443: A bill for an act relating to education; authorizing Independent School District No. 271, Bloomington, to transfer to the general fund certain excess net proceeds from the lease of school buildings in the capital expenditure fund.

Referred to the Committee on Education.

Mr. Willet introduced—

S.F. No. 444: A bill for an act relating to taxation; requiring notice of estimated mill rate increases likely to result from bond issue submitted to electors; amending Minnesota Statutes 1982, section 475.59.

Referred to the Committee on Taxes and Tax Laws.

Mr. Peterson, R.W. introduced—

S.F. No. 445: A bill for an act relating to unemployment compensation; prescribing fees for filing contribution and reimbursement liens; amending Minnesota Statutes 1982, section 268.161, subdivision 1.

Referred to the Committee on Employment.

Messrs. Hughes; Moe, R.D.; Luther; Peterson, D.L. and Storm introduced—

S.F. No. 446: A bill for an act relating to elections; changing certain election procedures, requirements, and time limits; amending Minnesota Statutes 1982, sections 201.071, subdivision 1; 203B.02, subdivision 1; 203B.04, subdivision 1; 203B.21, subdivisions 1 and 2; 204B.12, subdivision 1; 204B.19, subdivision 1; 204B.21, subdivision 1; 204B.27, subdivision 1; 204B.34, subdivision 1; 204B.35, subdivision 4; 204C.32, subdivision 1; 204C.33, subdivision 2; 204D.06; 204D.11, subdivisions 1 and 5; 204D.14; 204D.15, subdivision 2; 205.03, subdivisions 1 and 3; repealing Minnesota Statutes 1982, sections 201.091, subdivision 6; and 204B.12, subdivision 2.

Referred to the Committee on Elections and Ethics.

Messrs. Jude, Schmitz, Lessard, Ramstad and Ms. Olson introduced—

S.F. No. 447: A bill for an act relating to veterans; reestablishing the board of governors of the Big Island Veterans Camp; providing for its appointment and duties; transferring certain state land to the board; providing for the possible disposition of the land by the board; proposing new law coded in Minnesota Statutes, chapter 197; repealing Minnesota Statutes 1982, sections 197.13; 197.15; 197.16; 197.17; 197.18; and 197.19.

Referred to the Committee on Veterans and General Legislation.

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

S.F. No. 448: A bill for an act relating to taxation; adopting certain federal provisions relating to income taxes; updating certain references to the Internal Revenue Code; adopting certain federal provisions relating to the determination of interest rates on taxes; imposing penalties; amending Minnesota Statutes 1982, sections 270.75, subdivision 5; 290.01, subdivisions 20, 20a, as amended, 20b, as amended, 20c, and 20f; 290.05, subdivision 6; 290.068, subdivisions 3 and 4; 290.09, subdivisions 2, 5, 7, as amended, 10, and 29; 290.091; 290.10; 290.135, subdivision 1, as amended; 290.16, subdivisions 7 and 16; 290.17, subdivision 1; 290.26, subdivision 2; 290.37, by adding a subdivision; 290.41, subdivisions 3, 8, and by adding subdivisions; 290.45, subdivision 1; 290.48, by adding a subdivision; 290.53, subdivision 2, and by adding subdivisions; 290.92, subdivisions 7, 13, 15, and by adding a subdivision; 290.93, subdivisions 9, 10, and 11; 290.934, subdivision 4; 290.9725; 290.9726, subdivisions 5 and 6; 290.974; 290A.03, subdivision 3; proposing new law coded in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 1982, section 290.01, subdivision 28.

Referred to the Committee on Taxes and Tax Laws.

Mr. Peterson, D.L. introduced—

S.F. No. 449: A bill for an act relating to education; authorizing school districts to levy for the cost of asbestos removal or encapsulation; providing for an equalized special purpose capital expenditure aid; amending Minnesota Statutes 1982, sections 124.245, by adding a subdivision; and 275.125, subdivision 11a, and by adding a subdivision.

Referred to the Committee on Education.

Messrs. Pogemiller, Luther, Ramstad, Dahl and Willet introduced—

S.F. No. 450: A bill for an act relating to public safety; directing the commissioner of public safety to establish a program to encourage citizens to report suspected drunk drivers; proposing new law coded in Minnesota Statutes, chapter 299A.

Referred to the Committee on Transportation.

Messrs. Pogemiller, Willet, Purfeerst, Spear and Luther introduced—

S.F. No. 451: A bill for an act relating to state government; prohibiting expenditures for certain civil defense purposes; prescribing the contents of certain civil defense plans; requiring the posting of certain notices; amending Minnesota Statutes 1982, sections 12.21, subdivision 3; 12.22; and 12.25, subdivision 1; proposing new law coded in chapter 12.

Referred to the Committee on Governmental Operations.

Messrs. Pogemiller; Peterson, C.C. and Dahl introduced—

S.F. No. 452: A bill for an act relating to taxation; income; adopting federal income tax treatment of certain retirement plans; amending Minnesota Statutes 1982, section 290.01, subdivisions 20a, as amended and 20b, as amended.

Referred to the Committee on Taxes and Tax Laws.

Mr. Pogemiller introduced—

S.F. No. 453: A bill for an act relating to job creation; establishing a small business job creation incentive program; appropriating money; proposing new law coded as Minnesota Statutes, chapter 268A.

Referred to the Committee on Economic Development and Commerce.

Mr. Pogemiller introduced—

S.F. No. 454: A bill for an act relating to governmental operations; imposing new duties on the small business finance agency; creating a small business job creation incentive program; providing for disbursement of funds to certain small businesses; appropriating money; amending Minnesota Statutes 1982, section 116J.88, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 116J.

Referred to the Committee on Economic Development and Commerce.

Messrs. Petty; Peterson, R.W.; Dahl and Sieloff introduced—

S.F. No. 455: A bill for an act relating to nonprofit corporations; providing for approval of certain actions by boards of directors without formal board meetings; amending Minnesota Statutes 1982, section 317.20, subdivision 12.

Referred to the Committee on Judiciary.

Messrs. Petty, Schmitz, Lessard, Freeman and Sieloff introduced—

S.F. No. 456: A bill for an act relating to metropolitan government; allowing certain revenue to be expended to improve minor airports; repealing Minnesota Statutes 1982, section 473.641, subdivision 4.

Referred to the Committee on Local and Urban Government.

Messrs. Petty; Peterson, R.W. and Dahl introduced—

S.F. No. 457: A bill for an act relating to taxation; estate tax; abolishing the reporting of certain bank deposits and the inventorying of safe deposit boxes; repealing Minnesota Statutes 1982, sections 55.10, subdivision 2; 291.20; and 385.36.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Novak, Purfeerst and Vega introduced—

S.F. No. 458: A bill for an act relating to metropolitan government; providing for the metropolitan transit commission property tax; amending Minnesota Statutes 1982, section 473.446, subdivision 1.

Referred to the Committee on Transportation.

Mrs. Lantry, Messrs. Novak, Vega and Laidig introduced—

S.F. No. 459: A bill for an act relating to the metropolitan transit commission; special fares for jobseekers; amending Minnesota Statutes 1982, section 473.408, by adding a subdivision.

Referred to the Committee on Transportation.

Messrs. Luther, Pogemiller, Petty and Spear introduced—

S.F. No. 460: A bill for an act relating to crimes; providing for municipal prosecution of gross misdemeanors; amending Minnesota Statutes 1982, sections 487.25, subdivision 10; and 488A.12, subdivision 3.

Referred to the Committee on Judiciary.

Messrs. Wegscheid, Renneke, DeCramer, Merriam and Solon introduced—

S.F. No. 461: A bill for an act relating to agriculture; imposing certain requirements on milk houses for milk used for manufacturing; setting up an

inspection program; requiring permits for certain dairy operations; amending Minnesota Statutes 1982, section 32.212.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Belanger, Knaak, Dieterich, Purfeerst and Spear introduced—

S.F. No. 462: A bill for an act relating to liquor; authorizing employment of persons under 18 in establishments licensed to sell wine only; amending Minnesota Statutes 1982, section 340.14, subdivision 2.

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

Mrs. Lantry, Messrs. Schmitz, Solon, Mrs. Adkins and Mr. Belanger introduced—

S.F. No. 463: A bill for an act relating to port authorities; authorizing revenue bond financing of certain facilities; eliminating the interest rate limit on revenue bonds and authorizing private sale; clarifying contractual and operational authority of port authorities; amending Minnesota Statutes 1982, sections 458.192, subdivisions 1, 4, and by adding a subdivision; 458.194, subdivisions 2, 3, and by adding a subdivision; and 458.195, by adding a subdivision.

Referred to the Committee on Local and Urban Government.

Mrs. Lantry, Messrs. Schmitz, Solon, Mrs. Adkins and Mr. Belanger introduced—

S.F. No. 464: A bill for an act relating to port authorities; providing for approval of port authority land sales; amending Minnesota Statutes 1982, section 458.17.

Referred to the Committee on Local and Urban Government.

Messrs. Peterson, C.C.; DeCramer; Langseth; Taylor and Wegscheid introduced—

S.F. No. 465: A bill for an act relating to agriculture; redefining agricultural alcohol gasoline; providing a tax reduction for agricultural alcohol gasoline; providing an additional reduction for agricultural alcohol gasoline sold to local units of government; amending Minnesota Statutes 1982, sections 296.01, subdivision 24; and 296.02, by adding subdivisions; repealing Minnesota Statutes 1982, section 296.02, subdivision 7.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Peterson, C.C. introduced—

S.F. No. 466: A bill for an act relating to game and fish; prohibiting firing upon, over, or across a public highway for the purpose of taking migratory waterfowl; amending Minnesota Statutes 1982, section 100.31.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Bernhagen, Stumpf, Mehrkens, Mmes. Adkins and Kronebusch

introduced—

S.F. No. 467: A bill for an act relating to advertising devices; authorizing produce vendors to locate a sign on farm homestead property; amending Minnesota Statutes 1982, section 173.08, subdivision 1.

Referred to the Committee on Transportation.

Mrs. Brataas, Mr. Benson, Mrs. Lantry and Ms. Berglin introduced—

S.F. No. 468: A bill for an act relating to occupations and professions; regulating physicians attending the graduate school of the Mayo foundation; amending Minnesota Statutes 1982, section 147.20.

Referred to the Committee on Health and Human Services.

Mrs. Brataas, Mr. Benson, Mrs. Lantry and Ms. Berglin introduced—

S.F. No. 469: A bill for an act relating to occupations and professions; regulating the practice of dentistry; amending Minnesota Statutes 1982, sections 150A.05, subdivision 2; and 150A.11, subdivision 1.

Referred to the Committee on Health and Human Services.

Mr. Knaak, Ms. Olson and Mr. Ramstad introduced—

S.F. No. 470: A bill for an act relating to watercraft safety; requirement for rear view mirrors while towing skiers; prohibiting operating or riding while seated upon seat backs; amending Minnesota Statutes 1982, sections 361.09, subdivision 1; and 361.11.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Taylor, Pehler, Mrs. Kronebusch, Messrs. Nelson and Waldorf introduced—

S.F. No. 471: A bill for an act relating to education; requiring the higher education coordinating board to report its recommendations concerning credit transferability and institutional and program requirements; requiring reports to the legislature; providing that students shall be entitled to complete programs according to requirements as of the time the student began the program; amending Minnesota Statutes 1982, section 136A.042; proposing new law coded in Minnesota Statutes, chapter 136A.

Referred to the Committee on Education.

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

S.F. No. 472: A bill for an act relating to local government; authorizing sewer and water commissions to obtain accountant services; amending Minnesota Statutes 1982, section 116A.24, subdivision 2.

Referred to the Committee on Local and Urban Government.

Mr. Freeman, Ms. Reichgott and Mr. Luther introduced—

S.F. No. 473: A bill for an act relating to highway traffic regulations;

providing for limitations on persons who must be brought to detoxification facilities; providing for commitment of certain driving-while-intoxicated offenders; providing for withholding of driving privileges until detoxification costs are paid; amending Minnesota Statutes 1982, section 169.1231.

Referred to the Committee on Judiciary.

Messrs. Petty, Spear, Frederickson and Frederick introduced—

S.F. No. 474: A bill for an act relating to retirement; guaranteeing public employees pension benefits; proposing new law coded in Minnesota Statutes, chapter 356.

Referred to the Committee on Governmental Operations.

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

MOTIONS AND RESOLUTIONS

Ms. Peterson, D.C. moved that S.F. No. 383 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Energy and Housing. The motion prevailed.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 10:00 a.m., Thursday, March 3, 1983. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate