

**EIGHTH DAY**

St. Paul, Minnesota, Monday, January 28, 1985

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

Prayer was offered by the Chaplain, Rev. Roger F. Carroll.

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

Adkins	Dieterich	Kronebusch	Olson	Solon
Anderson	Frank	Laidig	Pehler	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	Waldorf
Bernhagen	Isackson	Mehrkens	Pogemiller	Wegscheid
Dahl	Johnson, D.J.	Merriam	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kamrath	Moe, R.D.	Renneke	
Dicklich	Knaak	Nelson	Samuelson	
Diessner	Kroening	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.

**MEMBERS EXCUSED**

Mr. Bertram, Mrs. Brataas, Mr. Johnson, D.E. and Mrs. McQuaid were excused from the Session of today.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

The following communications were received and referred to the committees indicated.

April 26, 1984

The Honorable Jerome M. Hughes  
President of the Senate

Dear Sir:

The following appointment to the Board of Animal Health is hereby respectfully submitted to the Senate for confirmation as required by law:

Sharon Hurley, 521 S. State St., New Ulm, Brown County, has been appointed by me, effective May 3, 1984, for a term expiring the first Monday in

January, 1988.

(Referred to the Committee on Agriculture and Natural Resources.)

April 26, 1984

The Honorable Jerome M. Hughes  
President of the Senate

Dear Sir:

The following appointment to the Minnesota Environmental Quality Board is hereby respectfully submitted to the Senate for confirmation as required by law:

Martha C. Brand, 1904 Humboldt Ave. S., Minneapolis, Hennepin County, has been appointed by me, effective May 3, 1984, for a term expiring the first Monday in January, 1988.

(Referred to the Committee on Agriculture and Natural Resources.)

April 26, 1984

The Honorable Jerome M. Hughes  
President of the Senate

Dear Sir:

The following appointment to the Minnesota Water Resources Board is hereby respectfully submitted to the Senate for confirmation as required by law:

Marlin A. Rieppel, Rt. 2, Box 78, Appleton, Swift County, has been appointed by me, effective May 3, 1984, for a term expiring the first Monday in January, 1988.

(Referred to the Committee on Agriculture and Natural Resources.)

May 16, 1984

The Honorable Jerome M. Hughes  
President of the Senate

Dear Sir:

The following appointment as Director of the Minnesota Pollution Control Agency is hereby respectfully submitted to the Senate for confirmation as required by law:

Thomas J. Kalitowski, 7456 Quadrant Ave. S., Hastings, Washington County, has been appointed by me, effective May 14, 1984, for a term expiring the first Monday in January, 1987.

(Referred to the Committee on Agriculture and Natural Resources.)

September 18, 1984

The Honorable Jerome M. Hughes  
President of the Senate

Dear Sir:

The following appointment to the Waste Management Board is hereby re-

spectfully submitted to the Senate for confirmation as required by law:

Ernest Lund, Box 149A, Gheen, St. Louis County, has been appointed by me, effective September 19, 1984, for a term expiring 90 days after site selection.

(Referred to the Committee on Agriculture and Natural Resources.)

January 11, 1985

The Honorable Jerome M. Hughes  
President of the Senate

Dear Sir:

The following appointment to the Board of Animal Health is hereby respectfully submitted to the Senate for confirmation as required by law:

Henry L. Banal, D.V.M., 520 Grove Lake, Sauk Centre, Stearns County, has been appointed by me, effective January 16, 1985, for a term expiring the first Monday in January, 1989.

(Referred to the Committee on Agriculture and Natural Resources.)

Sincerely,  
Rudy Perpich, Governor

January 28, 1985

The Honorable Jerome M. Hughes  
President of the Senate

Dear Sir:

I am transmitting today my budget for the 1985-87 biennium, as required by statute.

Attached herewith is a copy of a budget summary book being provided to all members of the Legislature. This includes my message to the Legislature and the people of Minnesota. Detailed budget materials have been provided to the Senate Finance Committee.

I look forward to working with the members of the Senate during the coming months on all matters of budget and public policy for the benefit of the citizens of Minnesota.

Sincerely,  
Rudy Perpich, Governor

Mr. Moe R.D. moved that the communication from the Governor be laid on the table. The motion prevailed.

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 90.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned January 24, 1985

**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. 100: A bill for an act relating to taxation; income; adopting federal changes relating to interest on mortgage subsidy bonds; amending Minnesota Statutes 1984, section 290.01, subdivision 20.

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

Page 3, line 25, after "*effective*" insert "*for obligations issued after February 28, 1985.*"

Page 3, line 34, delete "*December 31, 1983*" and insert "*February 28, 1985*"

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

**SECOND READING OF SENATE BILLS**

S.F. No. 100 was read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Chmielewski moved that the names of Messrs. Jude and Willet be added as co-authors to S.F. No. 48. The motion prevailed.

Mr. Samuelson moved that the name of Mr. Lessard be added as a co-author to S.F. No. 120. The motion prevailed.

Mr. Diessner moved that the name of Mr. Frederick be added as a co-author to S.F. No. 140. The motion prevailed.

Mr. Peterson, C.C. moved that the name of Mr. Purfeerst be added as a co-author to S.F. No. 185. The motion prevailed.

Mr. Davis moved that the name of Mr. DeCramer be added as a co-author to S.F. No. 222. The motion prevailed.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Messrs. Davis; Willet; Stumpf; Moe, R.D. and Pehler introduced—

S.F. No. 223: A bill for an act relating to agriculture; finding legal assistance is needed for financially distressed farms; establishing a legal assistance program; providing requirements for persons receiving legal assistance; providing a grant to fund the legal assistance program; providing requirements for program applicants; requiring a report on the legal assistance program; appropriating money; proposing coding for new law as Min-

nesota Statutes, chapter 41C.

Referred to the Committee on Finance.

Mr. Frederick introduced—

S.F. No. 224: A bill for an act relating to Independent School District Number 202, Dodge Center; permitting a permanent fund transfer; requiring local approval.

Referred to the Committee on Education.

Mr. Samuelson introduced—

S.F. No. 225: A bill for an act relating to taxation; requiring payment of property tax refunds to personal representatives of deceased claimants; amending Minnesota Statutes 1984, section 290A.18.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Dicklich and Solon introduced—

S.F. No. 226: A bill for an act relating to human services; establishing limits on payments to vendors of services in the medical assistance and general assistance programs; amending Minnesota Statutes 1984, section 256.967.

Referred to the Committee on Health and Human Services.

Messrs. Lessard, Bertram, Solon and Jude introduced—

S.F. No. 227: A bill for an act relating to taxation; sales and use; eliminating accelerated payment of liability; amending Minnesota Statutes 1984, section 297A.27, subdivision 1; repealing Minnesota Statutes 1984, section 297A.275.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 228: A bill for an act relating to game and fish; exempting hunters on licensed game farms in the northern portion of the state from the requirement of a pheasant stamp; amending Minnesota Statutes 1984, section 97.4843, subdivision 2.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Dahl, Laidig and Mrs. Lantry introduced—

S.F. No. 229: A bill for an act relating to financial institutions; credit unions; specifying certain powers; amending Minnesota Statutes 1984, section 52.04, subdivision 1; repealing Minnesota Statutes 1984, section 52.04, subdivision 2.

Referred to the Committee on Economic Development and Commerce.

Mr. Wegscheid, Mrs. Adkins, Messrs. Belanger, Solon and Benson introduced—

S.F. No. 230: A bill for an act relating to commerce; authorizing industrial loan and thrifts to sell certain evidences of indebtedness; establishing different certificate of authorization requirements for corporations that will and will not sell or issue thrift certificates; modifying certain application and examination duties of the department of commerce; providing simplified requirements for the issuance of more than one certificate of authorization to the same corporation; clarifying the right of industrial loan and thrifts to collect certain additional loan charges; exempting certain mortgage purchasers and assignees from licensing as regulated lenders; prohibiting industrial loan and thrifts from using the words "savings and loan" in their corporate names; authorizing regulated lenders to make loans up to ten percent of capital; modifying the licensing provisions governing regulated lenders; providing for changes in business locations of regulated lenders; increasing the minimum default charge that may be charged; providing for the determination of interest; authorizing certain additional loan charges; and providing alternative loan disclosure requirements; amending Minnesota Statutes 1984, sections 48.151; 53.03, subdivisions 1, 2, 2a, 3a, 5, and 7; 53.04, subdivision 3a; 53.05; 56.01; 56.04; 56.07; 56.12; 56.125, subdivision 4; 56.131, subdivisions 1, 2, and 4; repealing Minnesota Statutes 1984, section 53.03, subdivision 4.

Referred to the Committee on Economic Development and Commerce.

Messrs. Schmitz, Luther, Mehrkens, Willet and Chmielewski introduced—

S.F. No. 231: A bill for an act relating to elections; changing certain procedures and deadlines related to absentee ballots; changing the municipal election filing deadline; amending Minnesota Statutes 1984, sections 203B.17, subdivision 2; 203B.21, subdivision 3; 204B.35, subdivision 4; and 205.13, subdivision 1.

Referred to the Committee on Elections and Ethics.

Messrs. Dieterich, Merriam and Knutson introduced—

S.F. No. 232: A bill for an act relating to the department of education; making its rule hearings informal; requiring them to be run by the commissioner of education; amending Minnesota Statutes 1984, section 14.14, by adding a subdivision.

Referred to the Committee on Education.

Mr. Waldorf introduced—

S.F. No. 233: A bill for an act relating to the collection and dissemination of data; classifying names of finalists for position of president of the University of Minnesota as private data; amending Minnesota Statutes 1984, section 13.43, by adding a subdivision.

Referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S.F. No. 234: A bill for an act relating to education; pupil transportation;

authorizing Independent School District No. 1, Aitkin, to transfer moneys appropriated for bus purchases to the unappropriated fund balance account of the transportation fund; providing for local approval.

Referred to the Committee on Education.

Messrs. Hughes, Pehler, Stumpf, Nelson and Ms. Olson introduced—

S.F. No. 235: A bill for an act relating to higher education; creating a student advisory council to the higher education coordinating board; amending Minnesota Statutes 1984, section 136A.02, subdivisions 1 and 1a, and by adding a subdivision.

Referred to the Committee on Education.

Mr. Davis introduced—

S.F. No. 236: A bill for an act relating to agriculture; finding conditions exist that have caused a loss of agricultural credit; declaring an agricultural economic emergency exists; providing seed, fertilizer, herbicides, and fuel loans; making emergency loans to counties; guaranteeing loans; appropriating money; amending Minnesota Statutes 1984, sections 395.14; 395.15; 395.16; 395.17; 395.18; 395.19; 395.20; 395.21; 395.22; 395.23; and 395.24.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Johnson, D.E.; Benson; Frederickson; Mehrkens and Kamrath introduced—

S.F. No. 237: A bill for an act relating to taxation; income; providing for exclusions from gross income for deposits in or interest earned on certain accounts used to provide agricultural loans; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20a and 20b; and 290.08, by adding subdivisions.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Frederickson; Jude; Peterson, D.L. and Mrs. Lantry introduced—

S.F. No. 238: A bill for an act relating to energy; repealing the prohibition on installation of decorative residential gas lamps; repealing Minnesota Statutes 1984, section 116J.19, subdivisions 5 and 6.

Referred to the Committee on Energy and Housing.

Mr. Dicklich introduced—

S.F. No. 239: A bill for an act relating to horse racing; providing for racing days at county fairs; amending Minnesota Statutes 1984, section 240.14, subdivision 3.

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

Messrs. Benson, Nelson and Renneke introduced—

S.F. No. 240: A bill for an act relating to education; increasing the

weighting of kindergarten pupil units for those attending full day programs; amending Minnesota Statutes 1984, section 124.17, subdivision 1.

Referred to the Committee on Education.

Mrs. Lantry introduced—

S.F. No. 241: A bill for an act relating to motor vehicles; exempting purchase or use of a motor vehicle manufactured prior to 1936 from the motor vehicle excise tax; amending Minnesota Statutes 1984, section 297B.03.

Referred to the Committee on Transportation.

Mrs. Lantry introduced—

S.F. No. 242: A bill for an act relating to liquor; providing that an individual may not purchase, possess, or consume or be given or sold various alcoholic beverages until the age of 21; providing penalties; amending Minnesota Statutes 1984, sections 340.02, subdivision 8; 340.035, subdivision 1; 340.119, subdivision 2; 340.13, subdivision 12; 340.14, subdivision 1a; 340.403, subdivision 3; 340.73, subdivision 1; 340.731; 340.732; 340.79; and 340.80.

Referred to the Committee on Transportation.

Mr. Wegscheid, Ms. Peterson, D.C.; Mr. Moe, D.M.; Mrs. Lantry and Mr. Knaak introduced—

S.F. No. 243: A bill for an act relating to health; providing for physical therapy evaluation and referral; prohibiting certain practices by physical therapists; amending Minnesota Statutes 1984, sections 148.65, subdivision 1; 148.75; and 148.76.

Referred to the Committee on Health and Human Services.

Messrs. Storm, Belanger, Solon and Schmitz introduced—

S.F. No. 244: A bill for an act relating to the city of Savage; authorizing the establishment of detached banking facilities.

Referred to the Committee on Economic Development and Commerce.

Mr. Pogemiller introduced—

S.F. No. 245: A bill for an act relating to judges; providing for the manner of filling vacancies in the office of judge; proposing coding for new law in Minnesota Statutes, chapter 480B.

Referred to the Committee on Judiciary.

Mr. Pogemiller introduced—

S.F. No. 246: A bill for an act relating to state government; creating a legislative commission on state and local government units.

Referred to the Committee on Governmental Operations.

Mrs. McQuaid, Mr. Laidig, Mrs. Kronebusch and Mr. Schmitz introduced—



S.F. No. 247: A bill for an act relating to veterans; directing the commissioner of veterans affairs to place a memorial to veterans of the Korean conflict in the Court of Honor; appropriating money.

Referred to the Committee on Veterans and General Legislation.

Mr. Diessner introduced—

S.F. No. 248: A bill for an act relating to taxation; creating a commission to study the concept of a single business tax or value added tax; appropriating money.

Referred to the Committee on Taxes and Tax Laws.

Mr. Petty introduced—

S.F. No. 249: A bill for an act relating to motor vehicles; denying license plates or registration tabs to moving traffic violators under outstanding warrants; amending Minnesota Statutes 1984, section 168.17.

Referred to the Committee on Judiciary.

Mr. Petty introduced—

S.F. No. 250: A bill for an act relating to drivers licenses; prohibiting driver's license renewal for traffic violators with outstanding fines; amending Minnesota Statutes 1984, section 171.16, subdivision 3.

Referred to the Committee on Judiciary.

Ms. Berglin, Messrs. Samuelson, Dicklich, Storm and Renneke introduced—

S.F. No. 251: A bill for an act relating to nursing homes; establishing an educational program for nursing home consumer advisory councils; authorizing a surcharge on nursing home license fees; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144A.

Referred to the Committee on Health and Human Services.

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

S.F. No. 252: A bill for an act relating to corporations; providing for the shareholder vote required to amend articles of incorporation in certain cases; amending Minnesota Statutes 1984, section 302A.135, subdivision 4.

Referred to the Committee on Judiciary.

Mr. Diessner, Ms. Berglin and Mr. Petty introduced—

S.F. No. 253: A bill for an act relating to health care; creating a health data commission; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Mr. Diessner introduced—

S.F. No. 254: A bill for an act relating to occupations and professions;

requiring the board of medical examiners to set up a fund to investigate complaints; providing procedures; appropriating money; amending Minnesota Statutes 1984, section 147.073, by adding a subdivision.

Referred to the Committee on Health and Human Services.

### ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 2:00 p.m., Thursday, January 31, 1985. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate